

CITY OF ANGELS CITY COUNCIL MINUTES

Tuesday, July 21, 2009

Council Members Present: Jack Lynch (Mayor), Jack Boeding, (Vice Mayor), Elaine Morris and Craig Turco

Staff Present: Richard Matranga, Gary Ghio, Dale Mendenhall, Melisa Ralston, David Hanham and Mary Kelly

8:00 AM **CALL TO ORDER**

APPROVAL OF AGENDA

Mayor Lynch continued the following agenda items to August 4, 2009 Council meeting:

- Agenda Item #6 - Status report from City Attorney regarding \$10.65 monthly fee currently included in water bills (continued from 7/7/09 Council meeting).
- Closed Session – Pursuant to California Code Section 54957: Employee Annual Performance Evaluation, City Administrator.

STAFF UPDATES

Dale Mendenhall – Chief of Police

- Police Department held an ice cream social for the 10 winners in the trading card contest.

Dave Hanham – Planning Director

- Housing Element draft received and will be sent to the State in a few weeks.

Melisa Ralston – Finance Officer

- Clarified the changes made to the budget at the 7/7/09 meeting.

Mary Kelly – Director of Administrative Services

- Asked Council for clarification on the Building Inspector/Building Officer budget change from 7/7/09. Council agreed that the Building Inspector's position remain the same as last year and the Building Official's position be as part-time employee with reduced hours as reflected in the current budget change of 7/7/09.

Gary Ghio – City Engineer

- The Regional Water Board will be meeting August 13-14 and Gary asked that a member of the Council attend the hearings.
- Murphys Grade Water Line project is wrapping up.
- Safe Routes to School on Gardner Lane to start next week.

COUNCIL UPDATES

Councilmember Morris

- Attended CCOG: Adopted Strategic plan
- Attended Traffic Circulation: discussed parking at World Mercantile and legacy streets.
- Will be attending the Highway 4 ribbon cutting on 7/22, Infrastructure on the 31st and UPA on the 28th.

Councilmember Turco

- Attended the Personnel/Finance meeting at UPA. The repayment to the City of \$55,000 was discussed and the UPA attorney provided Craig with the original agreement. It was agreed that the repayment to the City will not be pursued at this time. UPA will budget the repayment in next fiscal year budget.

Councilmember Boeding

- Attended meetings: LLD, Personnel/Finance. Attended LAFCO where the City of Angels' sphere of influence was discussed. A letter was sent to John Benoit detailing the City's opinion of the sphere of influence and changes needing to be made.

Mayor Lynch

- Reinforced comments Boeding said regarding the LAFCO discussion on the sphere of influence.

PUBLIC COMMENT

Bob Menary – ACBA President

Thanked the council and City for increasing the ACBA budget amount to include the care and watering of the flower barrels downtown.

Ed Rich – CCWD Director

Stated that boutique agriculture represents the future in Calaveras County and talked of the importance of expanded water areas.

John Broeder – 1860 Finnegan Lane

Asked that mechanical dredging not be allowed within the City limits. Also asked that there be a leash law within the City limits (he was informed there currently is a leash law).

CONSENT AGENDA

MOTION by Council Member Boeding, seconded by Council Member Morris and carried 4-0 to adopt the consent agenda:

- a. Minutes of Regular meeting – July 7, 2009
- b. **MOTION** to pay bills

REGULAR MEETING

1. **PUBLIC HEARING: COMMUNITY DEVELOPMENT BLOCK GRANT(CDBG)** – Terry Cox, Cox Consulting

A. **ANNUAL GRANTEE PERFORMANCE REPORTS**

Council Action: APPROVE THE ANNUAL REPORT(S), AUTHORIZE THE CITY ADMINISTRATOR OR CITY CLERK'S SIGNATURE AND SUBMISSION OF THE REPORTS TO THE STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT(HCD).

B. **CONSIDERATION OF NEW CDBG PROJECTS FOR THE 2009/2010 CYCLE**

Council Action: DIRECT STAFF TO REVIEW SUGGESTIONS FOR CDBG PROJECTS FOR FURTHER CONSIDERATION BY THE COUNCIL

Item to be discussed upon arrival of Terry Cox, Cox Consulting.

(NOTE: Cox was delayed and unable to attend meeting – item will be continued to August 4, 2009 Council meeting.)

2. **RESOLUTION ADOPTING THE MITIGATION MONITORING & REPORTING PROGRAM FOR THE SECOND AMENDMENT TO INITIAL STUDY & MITIGATED NEGATIVE DECLARATION FOR THE CITY OF ANGELS SMALL COMMUNITIES GRANT PROGRAM, PROJECT #SCG-602-010** – Gary Ghio, City Engineer

MOTION by Council Member Turco, seconded by Council Member Boeding and carried 4-0 APPROVING THE ADOPTION OF RESOLUTION NO. 09-30. A RESOLUTION ADOPTING THE MITIGATION MONITORING & REPORTING PROGRAM FOR THE SECOND AMENDMENT TO INITIAL STUDY & MITIGATED NEGATIVE DECLARATION FOR THE CITY OF ANGELS SMALL COMMUNITIES GRANT PROGRAM, PROJECT #SCG-602-010

3. **EASEMENT FOR THE CHAPPELLE WALKWAY STAIR PROJECT** - Steve Flaigg, Building Inspector
MOTION by Council Member Boeding, seconded by Council Member Morris and carried 4-0 APPROVING THE ADOPTION OF RESOLUTION NO. 09-29. A RESOLUTION ACCEPTING PUBLIC EASEMENT FOR THE CHAPPELLE PUBLIC WALKWAY STAIR PROJECT

4. **PRIORITY LIST OF GENERAL PLAN IMPLEMENTATION MEASURES** – Dave Hanham, Planning Director
Hanham explained how the priority list was chosen and stated that some of the items are currently being worked on. Mayor Lynch stated that he was pleased to see a draft ordinance to retain significant stands of oak woodlands and native shrubs on the list.

MOTION by Council Member Morris, seconded by Council Turco and carried 4-0 APPROVING THE GENERAL PLAN IMPLEMENTATION MEASURE PRIORITIES LIST AND DIRECTING STAFF TO MOVE FORWARD

5. **CCOG PROJECT STUDY REPORT FOR ANGELS OAKS/FOUNDRY LANE ROUNDABOUT (continued from 7/7/09 meeting)** – Councilman Turco
Council Member Turco explained that this project is currently on the CCOG's Overall Work program and no work has begun yet. He questioned the need of the roundabout and suggested cancelling this project from the current OWP and replacing it with the Angels Creek Master Plan and Trail project. Both projects are on the City's OWP priority project list, but the Trail project would be to the greater good for the citizens and would bring in more tourism.

The City Engineer explained that this item was listed as a priority because there is no public road connection and by doing the PSR it would allow the City to go to the California Transportation Commission to get funding for the road connections.

George Fry – 1304 Oak Place

Spoke in support of the proposal to change the current roundabout project on the OWP to the Master Plan & Trail project.

Gary Croletto – Resident of Angels Camp

Said he never understood the logic of the speed limits on Highway 4. The City needs to take a stronger stand with Caltrans. He also questioned how a roundabout can be constructed at highways 4/49 with a large building currently situated there. He suggested a simple solution – traffic speed signs.

John Broder – Resident of Angels Camp

Strongly in support of Councilman Turco's suggestion. Would be very good for the City.

Geno Bloechl – 1304 Oak Place

Firmly in support of Councilman Turco's suggestion.

Bob Halpy – Angels Camp Resident

He will be affected by both OWP projects and is in favor of Councilman Turco's suggestion.

Betty Raggio – 906 Crystal

Stated that her husband, former Councilman Paul Raggio, was not in favor of roundabouts. She supported Councilman Turco's proposal.

Mayor Lynch reported that the CCOG and City are in disagreement with the rating of the highway where the suggested roundabout would be constructed. The CCOG rates it with a 'B' and the City an 'F'. He personally feels that the roundabout project should be kept on the priority list but not be pursued at this time.

MOTION by Council Member Boeding, seconded by Council Morris and carried 4-0 DIRECTING CCOG REPRESENTATIVES TO INFORM CCOG TO CHANGE THE 2009/2010 CITY PROJECT ON THE OVERALL WORK PROGRAM, REMOVING THE ANGELS OAKS/FOUNDRY LANE CONNECTION AND SR 4/49 NORTH (ROUNDAABOUT) WITH FUNDING OF \$115,000 AND REPLACING WITH ANGELS CREEK MASTER PLAN AND TRAIL WITH FUNDING OF \$100,000.

Roll Call: Morris {Yes}, Boeding {Yes}, Turco {Yes} and Lynch {Yes}

6. **STATUS REPORT FROM CITY ATTORNEY REGARDING \$10.65 MONTHLY FEE CURRENTLY INCLUDED IN WATER BILLS (continued from 7/7/09 Council meeting)** –

Richard Matranga, City Attorney

This item continued to the August 4, 2009 Council meeting

7. **BIDDING PROCEDURE FOR ALL ENGINEERING PROJECTS PER MUNICIPAL CODE 3.30 (continued from 7/7/09 Council meeting)** – Richard Matranga, City Attorney

Mayor Lynch said in this economic climate, the City needs to show due diligence by advertising for multiple bids for upcoming projects.

Ed Rich – CCWD Director

Supported comments made by the Mayor

The City Attorney suggested amending the current Ordinance to specifically address the bidding procedure. The City Engineer asked for direction for current projects. Should he hold off until a new process is developed or keep moving forward? There is currently survey work that needs to be completed with the SR2S and TE projects. The Council agreed that he should continue with the survey work.

Direction: City Attorney to supply language for an amendment to the bid procedure ordinance.

Direction: Item to be taken to the Infrastructure/Facilities Committee to discuss amendment priorities.

8. **STATUS REPORT FROM CITY ATTORNEY REGARDING FILING OF AUCTION REQUEST TO THE COUNTY TO RECOVER \$60,000 PROPERTY LIEN (continued from 7/7/09 Council meeting)** – Richard Matranga, City Attorney

MOTION by Council Member Boeding, seconded by Council Member Turco and carried 4-0 AUTHORIZING THE CITY ATTORNEY TO PROCEED WITH THE AUCTION PROCESS. WILL RETURN TO CITY COUNCIL AS A CLOSED SESSION ITEM DUE TO POSSIBLE LITIGATION ISSUES

9. **AUDIO/VISUAL SYSTEM REPLACEMENT AT FIREHOUSE (continued from 7/7/09 Council meeting)** – Kris Jack, Computer Fireman

Audio/visual has been upgraded and all worked very well. Thanks given to Steve Flaigg and Kris Jack for the speed and efficiency in replacing the old system.

MEETING ADJOURNED AT 9:40 A.M.

ATTEST:

Jack Lynch

Mayor

Mary Kelly
City Clerk