

Jackson City Council
Minutes
Regular Meeting of March 10, 2014

Patrick Crew, Mayor
Wayne Garibaldi
Marilyn Lewis
Keith Sweet
Connie Gonsalves, Vice-Mayor

Michael Daly, City Manager
Joshua Nelson, City Attorney
Scott Morrison, Police Chief
Mark Morton, Fire Chief
Gisele Cangelosi, City Clerk

COUNCIL MEMBERS ABSENT:

Mayor Crew called the meeting to order at 7:00 p.m.

1. CEREMONIAL.

Jackson Firefighter Awards:

- a. David Gardella Award: Sean Parkyn
- b. EMT of the Year: Jason Brennan
- c. Firefighter(s) of the Year: David Podesta and Mallory Scaccianoce

Fire Chief Morton presented the following awards - David Gardella Award to Sean Parkyn and Firefighter(s) of the Year to David Podesta and Mallory Scaccianoce. Jason Brennan was awarded the EMT of the Year but was absent tonight.

2. APPROVAL OF AGENDA.

Moved by Councilmember Sweet, seconded by Vice-Chairman Gonsalves, and carried by a 5 to 0 vote to approve the City Council Agenda dated March 10, 2014 as presented. Motion passed with the following vote:

AYES: Crew, Garibaldi, Gonsalves, Lewis, Sweet
NOES: None
ABSENT: None
ABSTAIN: None

3. PUBLIC MATTERS NOT ON THE AGENDA.

John Queirolo, President, Kit Carson Men, are celebrating their 160th year anniversary in Amador County. They would like to hold a 4 day event called the Centennial Diamond Jubilee the fourth weekend in September. The wagon train will travel from Shenandoah to Jackson with a Wagon Train Parade and celebration on Sunday. They want the wagon trail encampment to be at the Oro de Amador dam.

City Manager Daly reported John Motto-Ros has also requested the same weekend for an event Kaleidoscope Organ Rally. Mayor Crew stated Mr. Madera was agreeable have their events on the same weekend. City Manager Daly stated he will work contact both parties and provide more information closer to the day of the event.

Dennis Tollett, Pitt Street was present to commend City staff for their quick response to a 911 medical emergency.

4. CONSENT CALENDAR.

- a. Approval of Minutes of February 24, 2014 meeting.
- b. Approval of Expenditure Report for the period of December the amount of \$ 63,697.08.
- c. Approval of Salary related items for February amount of \$269,473.42.
- d. Accept January 2014 Treasurer's Report and Sales Tax Report.
- e. Receive Jackson Fire Department Monthly Report for February 2014.
- f. Receive Jackson Police Department Monthly Report for February 2014.
- g. Receive Building Department Monthly Report for February 2014.
- h. Approve Amended City Manager Employment Agreement.
- i. Approve Request from Amador County Association of Realtors for Use of Alcohol in Detert Park for Fundraising Event on May 4, 2014.
- j. Approval of Special Event – Jackson Lions Club Dandelion Days, March 15 & 16.

Steve Wilensky, SEIU Local 1021, Representative, requested agenda item 4h. Approve Amended City Manager Employment Agreement be pulled from the Consent Calendar for public comment.

Moved by Councilmember Lewis, seconded by Vice-Chairman Gonsalves, and carried by a 5 to 0 vote to approve the Consent Calendar except for 4 h.

Councilmember Sweet abstained on the approval of Check 1319 in the amount of \$684.58. Mayor Crew abstained on the approval of Check 1292 in the amount of \$559.66.

Motion passed with the following vote:

AYES: Crew, Garibaldi, Gonsalves, Lewis, Sweet
NOES: None
ABSENT: None
ABSTAIN: None

Steve Wilensky, SEIU Local 1021, Employee Representative, was present to provide a brief statement regarding, the approval of 4h. Approve Amended City Manager Employment Agreement and significant concessions still in place from City membership. For the record, a copy of Mr. Wilensky's statement will be provided to the City Council and the agenda packet.

Moved by Councilmember Sweet, seconded by Councilmember Lewis, and carried by a 5 to 0 vote to approve 4h. Approve Amended City Manager Employment Agreement. Motion passed with the following vote:

AYES: Crew, Garibaldi, Gonsalves, Lewis, Sweet
NOES: None
ABSENT: None
ABSTAIN: None

5. ADMINISTRATIVE REPORTS.

Fire Chief Morton reported on the following:

1. Jackson Fire Department in February 2014 responded to 107 calls last month, 73 medical calls, 17 public assists, 10 fire related, 2 hazardous materials, 5 traffic accidents and 30 of the calls or 28 percent were outside of the city limits for automatic aid to the AFPD.

2. The Department will hold their Annual Tri-Tip Barbeque at the Lions Club Dandelion Days on March 15-16.

Police Chief Morrison reported on the following:

1. The Police Department responded to 617 calls for service for the month of January.
2. Raid on a large homeless encampment at the Oro de Amador dam.
3. Traffic radar trailer was refurbish by Thornton Consolo and operational about town.

City Planner Peters reported on the following:

1. Working on the remaining elements for the General Plan.
2. The collaborative county-wide update of the Housing Element of the General Plan contract with Pacific Municipal Consultants is in place.
3. Will be attending a joint meeting with HCD on Thursday to discuss joint programs.

City Manager Daly reported on the following:

1. The Lions Club Dandelion Days will be held this weekend on March 15-16.
2. Sierra Nevada Conservancy grant funding review
3. EPA evaluation at the Argonaut dam was changed to March 25.

6. COUNCIL REPORTS.

Councilmember Garibaldi reported on the following:

1. Attended the Indian Gaming Local Community Benefit Committee meeting.
2. Will be attending the Amador County Recreation Agency meeting this week.
3. Noted how great the daffodils looked at the Vista Point.

DISCUSSION CALENDAR

For the record: Action minutes provide the necessary documentation of City Council actions and audio recordings are retained for those desiring more detail on particular agenda item discussion. These audio recordings provide an accurate and comprehensive backup of City council deliberations and citizen discussion.

7. Resolution for Lot Line Adjustment for Methodist Church, 120 Church Street (APN 020-198-015).

City Manager reported this item is a Lot Line Adjustment for the Methodist Church that is currently on two lots with one assessor's parcel number. The proposed Lot Line Adjustment will correct the non-conforming condition of a lot line passing through a structure. A resolution has been provided for consideration.

City Planner Peters reported the Methodist Church at 120 Church Street and the Rector's house to the left of the church are currently on two lots with one Assessor's Parcel Number (APN). The existing lot configuration is irregular and divides the Rectory. The Methodist Church is requesting a lot line adjustment to cause the house and the church to be on separate properties, each with their own APN. The properties are currently zoned Public/Institutional. Continued use of the Rectory as a residence is allowed as an existing non-conforming use. The application was forwarded to the City Engineer for review and recommendation. Also provided was a memorandum from Vanessa Apodaca for Gary Ghio, City Engineer with proposed conditions.

Mayor Crew opened the public discussion. The following individuals spoke their concerns regarding Lot Line Adjustment for Methodist Church: Bill Orescan, Dennis Tollett and Gary Davis. Hearing no further comments from the public, Mayor Crew closed the public discussion.

City Planner Peters reiterated the application is not asking to subdivided; they are requesting a lot line adjustment. She noted the City Engineer received call from Mr. Orescan and are aware of issues and Toma and Associates have also been contacted. Attached Resolution 2014-09 states:

“The City Council of the City of Jackson does hereby approve Lot Line Adjustment 2014-01 for the First Methodist Episcopal Church and authorizes the filing of the Record of Survey and deeds upon completion of the following:

1. In accordance with City Code Section 17.86.070, the applicant must submit deeds to the City Engineer for review and approval prior to recordation. The legal descriptions provided in the deeds shall be prepared by a qualified registered civil engineer or licensed land surveyor licensed or registered in California.

After considerable discussion among the City Council and staff, the following motion was made:

Moved by Councilmember Lewis, seconded by Vice-Mayor Gonsalves, and carried by a 5 to 0 vote to approve adopt Resolution 2014-09 approving a Lot Line Adjustment for the Methodist Church at 120 Church Street (APN 020-198-015) and recordation. Motion passed with the following vote:

AYES: Crew, Garibaldi, Gonsalves, Lewis, Sweet
NOES: None
ABSENT: None
ABSTAIN: None

8. Authorization of Addendum to Wastewater Environmental Impact Report as Required by State Revolving Fund.

City Manager Daly reported on March 11, 2013, the City Council certified the EIR and identified a preferred design option for the Wastewater Treatment Plant (WWTP) Improvement Project that involved improvements to the plant as well as the construction of a new wastewater effluent land application system to address effluent concentration limitations in Jackson Creek. Since this action, the Regional Water Quality Control Board has issued an updated permit for the WWTP that would allow for continued discharge of effluent to Jackson Creek with plant upgrades similar to Alternative 1 that was evaluated in the EIR. While the EIR included the required technical components required under the State Revolving Fund environmental review process, State Water Resources Control Board staff has requested that the City prepare a subsequent environmental document that now addresses the change in the project design and that the City Council approve the new WWTP design. City staff and PMC have identified that an addendum to the previous EIR would provide adequate environmental review for the project design change. An addendum to an EIR is a minor environmental review document that will identify that the environmental effects of the new WWTP design would not result in some of the significant environmental effects previously identified in the original EIR; would not result in a substantial increase in severity of the significant environmental effects identified in the original EIR; and would not result in new significant environmental effects that were not identified in the original EIR. The addendum process will be completed within 10 weeks.

Mayor Crew opened the public discussion. Hearing no comments from the public, Mayor Crew closed the public discussion.

After considerable discussion among the City Council and staff, the following motion was made:

Moved by Vice-Mayor Gonsalves, seconded by Councilmember Lewis, and carried by a 5 to 0 vote to direct the City Manager to contract with PMC to prepare an addendum to the Wastewater Treatment Plant Improvement Project EIR in order to provide the necessary documentation for State Revolving Fund application process.

Motion passed with the following vote:

AYES: Crew, Garibaldi, Gonsalves, Lewis, Sweet
NOES: None
ABSENT: None
ABSTAIN: None

9. Fire Truck Budget Amendment/Purchase Authorization.

Fire Chief Morton, reported in 2012, the Amador Fire Protection District donated Truck 1 - 1986 Ford Gruman 75 foot Telesquirt aerial ladder truck to the Jackson Fire Department after the decision was made by AFPD that it was no longer financially practical to maintain the apparatus. At this time, Truck 1 is no longer a practical piece of equipment to maintain due to age as well as out date safety features, thus deeming it unsafe to operate and we can no longer justify maintaining it financially. Upon consideration of these issues at hand, the Jackson Fire Department in cooperation with City Manager Michael Daly has pursued and researched alternative options for an aerial ladder truck. In a short amount of time, the Jackson Fire Department staff located a 1990 Pierce Arrow 105 foot ladder truck in Novato California that meets the City's needs. The apparatus has been operated and maintained by the Novato Fire District since the original date of purchase. The condition of this ladder truck is most impressive; it is above average both mechanically and physically.

With approval and consent of the City Council, the department would like to request \$55,000 maximum from essential services for the purchase of this apparatus. With a current asking price from Novato Fire Protection District of \$50,000 (plus sales tax), this piece of equipment is a fraction of the price of a new ladder truck which would exceed \$1,000,000 in cost not including equipment. The Jackson Fire Department would like to offer \$45,000, plus sales tax, to the Novato Fire Protection District for the purchase of the Pierce aerial ladder truck. This price would include miscellaneous hand tools, SCBA bottle storage, and a complete complement of ground ladders. The District has also offered a day's worth of aerial ladder training for Jackson Fire Department members at their training facility at no extra cost.

Mayor Crew opened the public discussion. Bill Orescan voiced his concern regarding the Fire Truck Budget Amendment/Purchase Authorization. Hearing no further comments from the public, Mayor Crew closed the public discussion.

After considerable discussion among the City Council and staff, the following motion was made:

Moved by Vice-Mayor Gonsalves, seconded by Councilmember Lewis, and carried by a 5 to 0 vote to amends the FY 2013-2014 budget and allocate \$55,000 from Essential Services Fund for the purchase of a Pierce Arrow Ladder Truck from the Novato Fire District.

Motion passed with the following vote:

AYES: Crew, Garibaldi, Gonsalves, Lewis, Sweet
NOES: None
ABSENT: None
ABSTAIN: None

10. Award of Bid – Eva Way Water Main Replacement Project.

City Manager Daly reported the existing water main on Eva Way is extremely old and does not provide adequate fire flow. Over the past few years there have been many leaks that have been repaired. Funds were programmed in the Water Department budget totaling \$41,700 in the fiscal year 2013-14 budget.

The installation of the new 8-inch PVC waterline will replace the existing substandard 4 inch steel pipes. This will ensure the quality of water service to customers in the area. The project will provide new house valves within the meter boxes. This will allow the customer to shut off water in case of emergency or to work on their water system. This will reduce the possibility of individuals damaging the City valve and will reduce City staff time required. There were a total of three bids opened on Wednesday, February 5, 2014:

Groundworks Construction	\$ 37,975.00
Wunschell & Sons	\$ 45,534.00
Amador Mechanical, Inc.	\$ 35,794.00

The City Engineering Department reviewed the proposed bids to confirm compliance with the project specifications. Following the award of bid, the contractor has ten days to submit the required insurance and contract documents. The contract specifications call for the work to be completed within fifteen business days of the start of the contract, so unless there are unanticipated delays (including weather), the project should be completed by April 25, 2014.

Max Godde, Water Superintendent, was present to answer question of the City Council.

Mayor Crew opened the public discussion. Hearing no comments from the public, Mayor Crew closed the public discussion.

After considerable discussion among the City Council and staff, the following motion was made:

Moved by Councilmember Garibaldi, seconded by Vice-Mayor Gonsalves, and carried by a 5 to 0 vote to adopt Resolution 2014-07 approving a Notice of Award to Amador Mechanical, Inc., as the lowest responsible bidder for the subject project in the amount of \$35,794.00. Motion passed with the following vote:

AYES: Crew, Garibaldi, Gonsalves, Lewis, Sweet
NOES: None
ABSENT: None
ABSTAIN: None

11. Award of Bid – Wastewater Pre-Filter Rapid Mix Project.

City Manager reported the City's wastewater treatment plant has several projects determined to be necessary to comply with the Administrative Civil Liability penalties incurred due to increasing water

quality requirements. Adding a Pre-Filter Rapid Mix system to the plant process is the one such project and is budgeted for FY 2014-2015. This project is the second project in a series of upcoming upgrades to insure compliance with the State discharge requirements. The project consists of the installation of a new rapid mix and chemical feed system at the existing City of Jackson Wastewater Treatment Plant to improve flocculation prior to filtration. There were a total of three bids opened on Thursday, January 23, 2014:

Groundworks Construction	\$ 417,325.00
K.W. Emerson, Inc.	\$ 370,377.00
Syblon Reid	\$ 457,000.00

The City Engineering Department reviewed the proposed bids to confirm compliance with the project specifications. Following the award of bid, the contractor has ten days to submit the required insurance and contract documents. The contract specifications call for the work to be completed within one hundred twenty five working days of the start of the contract, so unless there are unanticipated delays including weather.

Mayor Crew opened the public discussion. Bill Orescan voiced his concern regarding the Fire Truck Budget Amendment/Purchase Authorization. Hearing no further comments from the public, Mayor Crew closed the public discussion.

After considerable discussion among the City Council and staff, the following motion was made:

Moved by Councilmember Lewis, seconded by Councilmember Sweet, and carried by a 5 to 0 vote to adopt Resolution 2014-08 approving a Notice of Award to K. W. Emerson, Inc., as the lowest responsible bidder for the subject project in the amount of \$370,377.00. Motion passed with the following vote:

AYES: Crew, Garibaldi, Gonsalves, Lewis, Sweet
NOES: None
ABSENT: None
ABSTAIN: None

12. CLOSED SESSION

- Conference with Real Property Negotiator. APNs 020-243-001, 020-243-001, 020-243-002, 020-243-003, 020-243-004, 020-243-005 and 020-243-009 (old Courthouse properties and associated parking). City negotiator: Michael Daly, City Manager.
- Public Employee Annual Performance Evaluation: City Manager. (Pursuant to Government Code Section 54957)

Vice-Mayor Gonsalves reconvened to Open Session at 8:50 p.m. and announced no reportable action taken.

Adjourn 8:51 p.m.

ATTEST:



Gisele L. Cangelosi, City Clerk

Date Approved: March 24, 2014