

Jackson City Council
Minutes
Regular Meeting of May 11, 2009

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

Michael Daly, City Manager
Andrew Morris
Scott Morrison, Police Chief
Susan Peters, City Planner
Gisele Cangelosi, City Clerk

COUNCIL MEMBERS ABSENT:

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

1. APPROVAL OF AGENDA.

Moved by Councilmember Lewis, seconded by Councilmember Crew, and unanimously carried to approve the City Council Agenda dated May 11, 2009 as presented.

2. PUBLIC MATTERS NOT ON THE AGENDA.

None.

3. CONSENT CALENDAR.

- a. Approval of Minutes of April 27, 2008 meeting.
- b. Approval of Expenditure Report for May in the amount of \$ 112,087.69.
- c. Approval of Salary related items for April the amount of \$290,015.99.
- d. Receive Building Department Monthly Reports for April 2009.
- e. Receive Jackson Police Department Monthly Report for April 2009.

Moved by Councilmember Lewis, seconded by Vice-Mayor Garibaldi, and unanimously carried to approve as presented except for.

1. **Councilmember Sweet abstained on the approval of Check 231068 in the amount of \$538.85.**

4. ADMINISTRATIVE REPORTS.

Police Chief Morrison reported on the following items:

1. For the month of April there were 407 calls for service.
2. Suspect convicted on rape charges that take place at the National Hotel received an eight year sentence.

City Planner Peters reported on the following items:

1. The Planning Commission at their April meeting will continue their review of the Draft Development Code, conduct a public hearing for a Variance - Sign Exception for California Sign Installations for CVS/pharmacy and a public hearing continuation for the Notice of Intent to Develop.

City Manager Daly reported on the following items:

1. Special Election will be held Tuesday, May 19 on 6 major propositions that deal with the massive budget crisis facing the State. The League of Cities is putting together "Save our City Campaign" resolution for submittal at the next meeting.
2. The California Department of Finance released the population estimates that will be used for next year's fiscal year's per capita distributions. The estimate for Jackson as of January 1, 2009 came in at 4,319, which is a drop 34 residents from 2008.
3. Amador Fire Protection District issued a Request for Proposals for the Fire Consolidation Study, which is due June 2.
4. Fire Chief Morton took a strike team to the Santa Barbara fire and should return by the end of week.
5. The Gold Country Cruise Car Show will be held Saturday, May 17.
6. Amador Farmers' Market starts Sunday, May 17 from 9:00 a.m. to 1:00 p.m. at the western end of Busi Municipal Parking Lot.
7. Geweke Automotive Group will be making a presentation to the Jackson Revitalization Committee at their May 14 meeting regarding an off site sales program in Jackson.

5. COUNCIL REPORTS.

Councilmember Lewis reported the Amador County Waste Management's Waste Tire Recycling Event is scheduled for Saturday, May 30 at 12200 Airport Road.

Vice-Mayor Garibaldi reported on the following items:

1. The next Historic Jackson Business Association meeting is scheduled for Wednesday, May 13.
2. The next Amador County Recreation Agency meeting is scheduled for Thursday, May 14.
3. The next Jackson Revitalization Committee meeting is scheduled for Thursday, May 14.

Mayor Gonsalves reported on the following items:

1. Attended the special benefit dinner to assist Police Officer John Stewart's family on Friday, May 8 at Mel and Faye's Diner.
2. Will be attending the Drug Abuse Resistance Education (D.A.R.E.) Graduation on Wednesday, May 27.
3. Requested the City Council submit an application to participate in the 128th Annual Italian Benevolent Society's Parade on June 7.

DISCUSSION CALENDAR

6. Appointment of Jackson Architectural Regulations Committee.

Mayor Gonsalves recused herself due to a potential conflict of interest given that John Gonsalves was one of the applicants.

City Planner Peters reported the purpose of the Architectural Regulations Committee would initially be to review the design regulations and review process in the Draft Development Code and create an outline for architectural guidelines and/or regulation in the City of Jackson. Staff recommended the committee be formed with at least one contractor who is familiar with historic restorations and renovations, at least one architect, a person familiar with the history of the City of Jackson, and two general members of the public. The Planning Commission and City Council could then consider this outline independently or at a joint workshop.

The following citizens have submitted an application to sit on the Architectural Regulations Committee:

Mr. David Carlson – Broker/Owner, Coldwell Banker Award Realtors.
Mr. John Gonsalves – Contractor
Mr. Kevin Fritson – Civil Engineer/Architectural Designer
Mr. Ron Regan – Business Owner/Developer
Mr. Phillip Giurlani – Owner/operator Teresa’s Place Restaurant/Contractor
Ms. Kathryn Devlin – Retired teacher/fitness center owner/Planning Commissioner
Mr. Errol Esbit – Architect
Mr. Dan Gottstein – Contractor
Ms. Sharon Hewitt – Retired Office Manager, Special Education

Vice-Mayor Garibaldi opened the floor to the applicants: The following applicant gave a brief summary of their qualifications and interest in serving on the Architectural Regulations Committee: Kathryn Devlin, Dan Gottstein and Sharon Hewitt.

Vice-Mayor Garibaldi opened the public discussion. The following individuals spoke regarding the appointment of the Architectural Regulations Committee: Judy Jebian and Thornton Consolo. Hearing no further discussion Vice-Mayor Garibaldi closed the public discussion.

After considerable discussion among City Council and staff the following motions were made:

Moved by Councilmember Lewis, seconded by Councilmember Crew, and carried by a 4 to 1 vote (Mayor Gonsalves abstained) to:

- 1. Appoint all nine applicants to serve on the Architectural Regulations Committee: David Carlson, John Gonsalves, Kevin Fritson, Ron Regan, Phillip Giurlani, Kathryn Devlin, Errol Esbit, Dan Gottstein and Sharon Hewitt.**
- 2. A consensus vote (7 out of 9 votes) would be required in order to forward the proposed Architectural Guidelines and/or Regulations to the City Council for consideration.**

Mayor Gonsalves returned to the dais.

7. Business Improvement District (BID) Advisory Board Report.

City Manager Daly reported the BID Advisory Committee (Tom Peyton, Toni Fancher, Shannon Lowery, and Stan Lukowicz) has submitted its report, which includes information regarding proposed boundaries, improvements, activity events, financial information and recommended assessments for the next fiscal year. If the City Council chooses to proceed with formation of the BID for FY 2009-10 and the resolution of intention is adopted, a copy of the resolution will be mailed to every business owner in the proposed district.

Tonight’s action would be that the City Council accept the report from the Business Improvement District (BID) Advisory Committee and pass a motion adopting Resolution No. 2009-21, a resolution of

intention setting the parameters for the BID in FY 2009/2010, and scheduling the public hearing for objections to the district for Monday, June 22, 2009.

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

Moved by Councilmember Sweet, seconded by Councilmember Lewis, and unanimously carried to accept the report from the Business Improvement District (BID) Advisory Committee and pass a motion adopting Resolution No. 2009-21, a resolution of intention setting the parameters for the BID in FY 2009/2010, and scheduling the public hearing for objections to the district for Monday, June 22, 2009.

8. Policy for Use of Measure E (Transient Occupancy Tax) Funds in FY 2009/10.

City Manager Daly report this is the time of the year when the City has used a request for proposals process to allow outside entities the opportunity to apply for Measure E funding for purposes consistent with the intent of Resolution No. 2002-30. For the first three years of this funding, all of the amount generated by Measure E was distributed to tourism related organizations to enhance their services. The past two years, the City Council has set aside \$30,000 for use by the City for its own economic development projects. The majority of funds from the first year set aside are currently funding the City's redevelopment feasibility study. The second year of the set aside has not been allocated, but the Jackson Revitalization Committee is looking into several projects and grant opportunities that could utilize at least a portion of this funding. Staff is requesting direction from the City Council as to whether a request for proposals should be made available, and if so, how much of the \$61,575 should be allocated for this purpose.

Moved by Councilmember Sweet, seconded by Councilmember Lewis, and unanimously carried to approve the following motion:

- 1. The Request for Proposal process be made available for the use of \$30,000 of the Measure E (Transient Occupancy Tax) Funds for FY 2009/10.**
- 2. The remaining \$31,575 would be set aside for Economic Development projects.**

9. Kennedy Mine Foundation Board of Directors Vacancy.

City Manager Daly reported Frank Blauvelt Jr. has submitted a letter of resignation from the Kennedy Mine Foundation Board of Director Board. The bylaws of the Kennedy Mine Foundation designate one of their Board of Director seats as a representative appointed by the City of Jackson. Frank Blauvelt Jr. held this seat for a number of years for the City. Councilmember Sweet is currently the City Council liaison with the Board and has indicated an interest in serving as the City's Board representative. Though recent City representatives have not been on Council (Kathy duBois, Patrick Keene, Frank Blauvelt Jr.), Councilmember Nunes served on the Board for a number of years during his term of office on the City Council.

Mayor Gonsalves thanked Frank Blauvelt Jr. for his many dedicated years of service.

Mayor Gonsalves opened the public discussion. The following individuals commended Frank Blauvelt Jr. for his years of service on the Kennedy Mine Foundation Board of Directors: Maureen Funk, John Plasse and Toni Fancher. Hearing no further discussion Mayor Gonsalves closed the public discussion.

Councilmember Sweet suggested this position be opened to the public. Staff was directed to advertise for the vacant position as the City's representative on the Kennedy Mine Foundation Board of Directors. It was noted, applicants must reside within the City of Jackson, and the position will be appointed by the City Council at their June 8 meeting.

10. Award of Bid – Argonaut Lane Safe Routes to School Project.

City Manager Daly reported the City was awarded a Safe Routes to School grant by Caltrans in March 2008. The original total project cost was \$688,400 and this amount was recently supplemented with an additional award of \$179,700. A detail of the construction cost portion, scope of work and the justification for the additional funding for the project was provided.

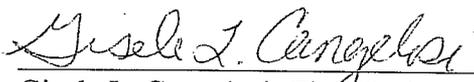
The project was advertised for bids in April and the contractors submitting bids included Armstrong & Sons, Doug Veerkamp, George Reed, Teichert Construction, Vinciguerra Construction and Wolin & Sons. The project is scheduled to begin on Monday, June 8, the first day after Argonaut High School completes its regular school session.

Moved by Councilmember Crew, seconded by Councilmember Lewis, and unanimously carried to Adopt Resolution No. 2009-22, awarding the Argonaut Lane Safe Routes to School Project to Teichert Construction and Authorizing City Manager to Execute Necessary Documents.

10. ADJOURNMENT

Adjourn 8:14 p.m.

ATTEST:


Gisele L. Cangelosi, City Clerk

Date Approved: May 26, 2009