

Jackson City Council  
Minutes  
Regular Meeting of March 23, 2015

Patrick Crew, Mayor  
Wayne Garibaldi  
Connie Gonsalves  
Marilyn Lewis

Michael Daly, City Manager  
Joshua Nelson, City Attorney  
Mark Morton, Fire Chief  
Gisele Wurzbarger, City Clerk

**COUNCIL MEMBERS ABSENT:**

Keith Sweet, Vice-Mayor

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

**1. APPROVAL OF AGENDA.**

Moved by Councilmember Gonsalves, seconded by Councilmember Lewis and carried by a 4 to 0 vote (Vice-Mayor Sweet absent) to approve the City Council Agenda dated March 23, 2015 as presented. Motion passed with the following vote:

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

**2. PUBLIC MATTERS NOT ON THE AGENDA.**

None.

**3. CONSENT CALENDAR.**

- a. Approval of Minutes of March 2, 2015.
- b. Approval of Minutes of March 9, 2015.
- c. Approval of Expenditure Report for the period of March the amount of \$189,860.10.
- d. Approve Claim – Martha Perez.
- e. Approve Special Event – Mother Lode Cruise Car Show & Wine Tasting, May 16, 2015.

Moved by Councilmember Gonsalves, seconded by Councilmember Lewi, and carried by a 4 to 0 vote (Vice-Mayor Sweet absent) to approve the Consent Calendar dated March 23, 2015 as presented. Motion passed with the following vote:

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

**4. ADMINISTRATIVE REPORTS.**

Fire Chief Morton reported on the following:

1. Dandelion Days had a good turnout and 1,100 tri-tip sandwiches were sold.
2. Control burn exercise at 214 Court Street on April 11 and 12.
3. Control burn exercise at 204 Court Street on May 2 and 3.

City Attorney Nelson reported on March 17, the State Water Resources Control Board (State Water Board or Board) adopted an expanded emergency conservation regulation to safeguard the state's remaining water supplies as California enters a fourth consecutive dry year. No action necessary by city at this time.

City Manager Daly reported on the following

1. Staff continues to work on the water usage information without names or addresses for the Ratepayer Protection Alliance.
2. Request for Qualification for a new wastewater engineer for the process to comply with NPDES permit have been sent out.
3. Staff working on Ken Berry's Public Records Request submitted March 16, 2015 regarding the Waste Water Treatment Facility.
4. Clean It & Green 12th anniversary will be held Saturday, April 18. The barbeque will be put on by the City of Jackson and there will be no band this year.
5. The Environmental Protection Agency soil removal plan at the intersection of Argonaut Lane and Pioneer Street done the week of March 16-20 is completed. Will be working on the Argonaut Dam site later this year. A letter of thanks will be sent to the EPA.

## **5. COUNCIL REPORTS.**

Councilmember Garibaldi reported met with Police Officers Association, Officer Mark Harmon.

Mayor Crew reported he attended the LAFCO meeting,

## **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.

## **6. Support AB 475 – New Compact for Jackson Rancheria Band of Miwuk Indians.**

City Manager Daly reported a new tribal-state gaming compact between the Jackson Rancheria and the State of California has been approved by Governor Brown. This compact will supersede the 1999 compact with terms more consistent with other compacts recently approved. The terms provide for revenue sharing with Amador County and other local jurisdictions for infrastructure improvements, and fire, law enforcement, tourism and other services. It also provides incentives for investment in renewable energy projects, economic development projects and other projects that provide a mutual benefit for the Tribe and the local community. The new compact does not include the "special distribution fund" that has been part of the system for distributing funds in the past. The City has received approximately \$30,000 per year from this fund and it has been used primarily for purchase of police vehicles. The Rancheria has contributed in other ways as well, however, including the recent overhaul of Detert Park and Aime Field, and continues to be a very friendly neighbor in terms of support to City events and other projects in the area. It also sponsored the "free parking on Main Street" program by covering the parking meters for the past year.

Support for the legislation was requested by Rich Hoffman, Chief Executive Officer of the Jackson Rancheria. Based on the Governor's approval and past history of the relationship between the City and the Jackson Rancheria Band of Miwuk Indians, staff recommends approval of sending a letter of support for this legislation.

Rich Hoffman, Chief Executive Officer of the Jackson Rancheria, was present to answer questions of the City Council. He provided a brief description of the Assembly Bill 475 Compact for Jackson Rancheria Band of Miwuk Indians.

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 Gonsalves, seconded by Councilmember Garibaldi and carried by a 4 to 0 vote (Vice-Mayor Sweet absent) passed a motion supporting Assembly Bill 475 (Bigelow), a new compact between the Jackson Rancheria Band of Miwuk Indians and the State of California, and authorize the Mayor to send letters of support. Motion passed with the following vote:**

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

#### **7. Parking Meter Elimination Ordinance.**

City Manager Daly reported in January, the City Council passed a motion to eliminate parking meters in Jackson, effective on May 1, 2015, when the covers on the meters on Main Street were scheduled to be removed. The City appreciated the support from the Jackson Rancheria for supplying the bags. In order to officially deactivate all of the parking meters in the City, the section in the Municipal Code needs to be repealed. Conveniently, all of the parking meter information is located in Chapter 10.12 of the Code.

At the March 9, 2015, City Council meeting, the first reading of Ordinance No. 682 was approved and this item is to finalize the ordinance with approval of the second reading of the ordinance. As noted at the March 9 meeting other issues for consideration discussed that a decision does not need to be made at this meeting:

1. Which meters need to be removed.
2. Remove the meters off the poles and leave the poles in the ground.
3. Remove the poles as well as the meters.
4. Appearance and potential liability that could be created by leaving the poles in the ground.
5. Storage and or sale of 212 parking meters.
6. Contract North Main Street parking lot previously owned by Petkovich family.
7. Contract El Dorado Savings Bank parking lot.
8. A new ordinance to clarify time limits in all the downtown parking areas where the meters are removed.
9. Appointment of an AdHoc committee to discuss remaining parking meter elimination decisions.

Mayor Crew opened the public hearing. The following individual spoke in support of Ordinance 682 Eliminating Parking Meters: Rich Hoffman and Casey Emerson. Hearing no further comments from the public, Mayor Crew closed the public hearing.

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

**Moved by Councilmember Gonsalves, seconded by Councilmember Lewis, and carried by a 4 to 0 vote (Vice-Mayor Sweet absent) to adopt by second reading Ordinance 682**

**Eliminating Parking Meters from the City of Jackson. Motion passed with the following vote:**

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

**8. CLOSED SESSION**

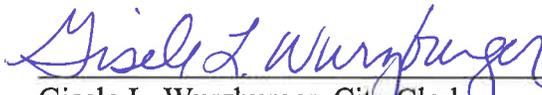
CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION: (Paragraph (1) of subdivision (d) of Section 54956.9): Name of case: Johnson v. City of Jackson, Amador Sup. Ct. Case No. 15-CVC-09161.

Mayor Crew reconvened to Open Session at 8:09 p.m. and announced no reportable action taken

**9. ADJOURNMENT**

Adjourn 8:10 p.m.

ATTEST:

  
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Gisele L. Wurzbarger, City Clerk

Date Approved: April 13, 2015