

**Jackson City Council**  
**Minutes**  
**Regular Meeting of August 12, 2013**

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

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

**COUNCIL MEMBERS ABSENT:**  
Marilyn Lewis

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

**1. CEREMONIAL.**

- a. Proclamation Honoring Tracey Towner, ACRA Executive Director. Councilmember Garibaldi presented Tracey Towner proclamation to Tracey Towner, ACRA Executive Director. Tracey Towner thanked the City Council for their support and noted her last day with ACRA is August 23 at which time she will take over her new role as Parks and Facilities Manager for the North Tahoe Public Utilities District.

**2. APPROVAL OF AGENDA.**

**Moved by Vice-Mayor Gonsalves, and seconded by Councilmember Sweet, and unanimously carried to approve the City Council Agenda dated August 12, 2013 as presented.**

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

None.

**4. CONSENT CALENDAR.**

- a. Approval of Minutes of July 22, 2013 meeting.
- b. Approval of Expenditure Report for the period of August the amount of \$212,912.86.
- c. Approval of Salary related items for November the amount of \$297,416.11.
- d. Accept June 2013 Treasurer's Report and Sales Tax Report.
- e. Receive Jackson Fire Department Monthly Report for July 2013.
- f. Receive Jackson Police Department Monthly Report for July 2013.
- g. Receive Building Department Monthly Report for July 2013.

**Moved by Councilmember Sweet, seconded by Vice-Mayor Gonsalves, and unanimously carried to approve the Consent Calendar except for.**

**Councilmember Sweet abstained on the approval of Check 237986 in the amount of \$570.99.**

**Mayor Crew abstained on the approval of Check 237953 in the amount of \$1,212.10.**

**5. ADMINISTRATIVE REPORTS.**

Fire Chief Morton reported on the following:

1. Jackson Fire Department in July 2013 responded to 107 calls last month, 76 medical calls, 6 public assists, 13 fire related, 1 hazardous materials, 11 traffic accidents and 26 of the calls or 24 percent were outside of the city limits for automatic aid to the AFD.

Police Chief Morrison reported on the following:

1. The Police Department responded to 638 calls for service for the month of July.

City Manager Daly reported on the following:

1. Staff has been working with LAFCO Executive Officer Roseanne Chamberlain and the Proposed Sphere of Influence Amendment will be on their September 19 Agenda for consideration.
2. City of Jackson will receive an award from American Public Works Association on Thursday for the Historic Restoration/Preservation Category for the Kennedy Tailing Wheels project. Office Staff, City Engineer Ghio and Councilmember Sweet will be attending this luncheon award ceremony in Sacramento.
3. Request for Proposal for bank accounts and related depository and cash management services are due by 4:00 p.m. on August 22, 2013 and will be awarded in September.
4. Staff and Tracey Towner, ACRA met regarding the Proposition 84 Grant Application for Recreation Development of Oro De Amador Property which looks promising.

**6. COUNCIL REPORTS.**

Vice-Mayor Gonsalves reported she attended the Amador County of Tourism meeting and noted ACT is working on the draft MOU to work closer with the Amador County Chamber of Commerce.

Councilmember Sweet reported he attended the Kennedy Mine Foundation 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.

**7. Review of City's Water Quality Program.**

City Manager Daly reported during the month of July, the City's regular water quality testing resulted in a violation of the State Department of Public Health standard for Maximum Contaminant Level (MCL) for total coliform bacteria, as specified in the California Code of Regulations. Regardless of the cause of this violation, the citation received by the City requires notification to the public regarding the test results. This will include a direct mailer (possibly through the water bill if a time extension is granted) and a public notice published in the newspaper. While there is not a fine, the cost of the notification could be over \$1,000 if a separate mailing is required. This violation is the first such violation in at least 15 years. It could have been caused by an actual contamination, a contamination during the testing process, or a false positive of the sample at the testing lab. A follow-up test was taken two days later at the same two locations where the original samples were taken and both tested clean with zero contaminants found. As a result of the notice received by the City and the requirement to send the notice to the public, staff placed this item on the agenda to present information about the City's diligence with water quality and the steps being taken to ensure that this does not occur again. A copy of the correspondence and citation notice was provided.

Max Godde, Water Superintendent, was present to discuss the City's water quality programs to ensure safe and reliable potable drinking water for the citizens of Jackson. He didn't believe there was bacteria

or coliform in the water and as a result of this violation staff will be double checking the water sampling procedures.

Mayor Crew opened the public discussion. Hearing no comments from the public, Mayor Crew closed the public discussion. No action was taken.

#### **8. Wastewater Permit Compliance Project Options.**

City Manager Daly reported at the last City Council meeting on July 22, the City Council was presented with information relating to the City's treated wastewater effluent disposal options now available to the City due to a change in policy by the State Department of Public Health (DPH). At the meeting, the City Council requested additional information from staff regarding the cost details of the two main options and likely impact on sewer rates charged by the City. It also requested additional notification to the public so the decision could include more participation from the community.

The details of the disposal options are detailed in the report in last meeting's agenda packet which was provided. The original project was irrigation of nearby pastureland during the drier summer months due primarily to a requirement included in the City's wastewater permit recommended by the DPH that the City's effluent never exceed 5% of the total volume in Lake Amador. The other option is to discharge the treated effluent in Jackson Creek all year, but make other significant improvements to the treatment system to ensure water quality regulation compliance.

As discussed at the last meeting, the cost of the two options are both in the millions of dollars, but Option 2 (continuous discharge into Jackson Creek) may be less costly with respect to the initial capital project costs and operations and maintenance. The lower initial capital cost reflects project components which may be deferred. Stantec recommends these improvements be constructed with the impending project as they ultimately will be required to provide reliable compliance with discharge prohibitions and limitations, however, City operations staff indicate at current wastewater flows and loads, these improvements are not critical. There are still some specific details of Option 2 that need to be ironed out, however, at this time the initial cost is less for this option in both cost categories.

Dave Price, Stantec Consulting Services Inc., was present to discuss the report regarding the Onsite Improvements for Continued Effluent Discharge to Jackson Creek which summarizes the improvements needed at the City of Jackson wastewater treatment plant in the event that the City chooses to continue its historical practice of discharging effluent to Jackson Creek on a year-round basis. The provided tables and PowerPoint presentation highlights the key costs and issues will be presented by Stantec Engineers at the City Council meeting. Based on the Regional Water Board and DPH 2007 Determination and 2013 Conclusion, the City has two viable effluent disposal options covered by the City's 2013 Environmental Impact Report on possible modifications and improvements to the WWTP:

- Option 1 The best apparent plan based on the 2007 Determination and the past 6 years of City planning and analyses prior to the 2013 Conclusion: Apply dry season effluent to land rather than discharge it to Jackson Creek. Improvements needed and the cost to implement Option 1 - Land Application of Dry Season Effluent has been described in previous reports and is summarized in Table 6-1 of this report. With Option 1, Jackson Creek will dry up from time to time in late summer with consequential adverse impacts on aquatic life in Jackson Creek.
  - Opinion of total project cost - \$12.4 million.
  - Operation & Maintenance - Rough Estimate \$140,000 to \$180,000 per year - need more discussion with Operations staff.

- Option 2 Continuation of historical City effluent disposal practices based on the 2013 Conclusion: Discharge effluent to Jackson Creek on a year-round basis. Improvements needed and the cost to implement Option 2 - Year-Round Effluent Discharge to Jackson Creek) are summarized in Table 6-2 of this report, and are based on refinement of previous analyses prepared when Option 2 warranted no more than cursory conceptual development because it was unacceptable to the State of California under the 2007 Determination.
  - Opinion of total project cost - \$12.5 million (\$8.5 million staged, possibly).
  - Operation & Maintenance – rough estimate \$80,000 to \$140,000 per year - need more discussion with Operations staff.

#### Financing Options:

Clean Water State Revolving Fund – State Water Board.

- Grant and extended term need based qualifiers - median household Income and Rates.
- Financial Planning – 20 year loan, standard rate, not grants.
- Existing rates \$29.35/month.
- Possible project impact on rates \$25 to \$40/month – Option 2.

USDA Rural Development.

- Limited funding – Sequester - \$5 million max.
- Grant need based on qualifiers – median household income and rates.
- Planning – 40 year \$5 million loan, standard rate, no grants, balance through CWSRF.
- Existing rates \$29.35/month
- Possible project impact on rate \$20 to \$32/month – Option 2.

Mayor Crew opened the public discussion. The following individuals provided comments regarding the review of City's Wastewater Project Options: Terry Watson. 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 Sweet, seconded by Councilmember Garibaldi, and unanimously carried to approve Option 2 and authorize the City Manager to send a letter to the Regional Water Quality Control Board reflecting the preferred project of the City of Jackson.**

#### 9. CLOSED SESSION

- a. Conference with Labor Negotiator. Agency Representative, Michael Daly, City Manager.  
Employee Organization: General Employee Unit, SEIU Local 1021 (Pursuant to Government Code Section 54957.6).
- b. Conference with Labor Negotiator. Agency Representative, Michael Daly, City Manager.  
Employee Organization: Jackson Police Officers Association (Pursuant to Government Code Section 54957.6).

Vice-Mayor Gonsalves reconvened to Open Session at 8:34 p.m. and announced reportable action taken.

#### 10. ADJOURNMENT

Adjourn 8:35 p.m.

ATTEST:

  
Gisele L. Cangelosi, City Clerk

Date Approved: August 26, 2013