

Jackson City Council
Minutes
Regular Meeting of September 22, 2014

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

Michael Daly, City Manager
Scott Morrison, Police Chief
Mark Morton, Fire Chief
Gisele Wurzbarger, City Clerk

COUNCIL MEMBERS ABSENT:

Keith Sweet

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

1. APPROVAL OF AGENDA.

Moved by Councilmember Lewis, seconded by Councilmember Garibaldi, and carried by a 4 to 0 vote (Councilmember Sweet absent) to approve the City Council Agenda dated September 22, 2014 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 September 8, 2014 meeting.
- b. Approval of Expenditure Report for the period of September in the amount of \$143,309.61.
- c. Receive Building Department Monthly Report for August 2014.
- d. Approve Special Event – Jackson Mid-Town 5K Run, October 12, 2014.

Moved by Vice-Chairman Gonsalves, seconded by Councilmember Lewis, and carried by a 4 to 0 vote (Councilmember Sweet absent) to approve the Consent Calendar as presented.

Motion passed with the following vote:

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

4. ADMINISTRATIVE REPORTS.

Police Chief Morrison reported the Department is prepared for the Special Event 49er Days and Special Event Jackson Mid-Town 5K Run.

City Manager Daly reported on the following:

1. Tomorrow staff will remove the Stone Pillars which was authorized as part of the Sutter Street Signalization.
2. Smith and Newell the City's auditors performed the 2013-2014 Annual Audit last week and final reports submitted by the first of the year.
3. Special Event - Music Organ Rally will be held Sunday, October 4.
4. Special Event - Days of 49 will be held Saturday and Sunday, October 4 and 5.
5. Special Event Jackson Mid-Town 5K Run will be held Sunday, October 12.
6. Special Event - Austin Bantam Car Show will be held Saturday, October 4.
7. Annual Rotary Bowl-a-thon will be held Saturday, October 11.

5. COUNCIL REPORTS.

Councilmember Garibaldi reported on the following:

1. Attended the Amador Council of Tourism's open house.

Vice-Mayor Gonsalves reported on the following:

1. Attended the Amador Council of Tourism's open house.

Councilmember Lewis reported she attended the Amador County Transportation Commission meeting in Councilmember Sweet absence.

Mayor Crew reported LAFCO meeting. Meeting a

1. Attended the Local Area Formation Commission meeting.
2. Attended the Air Quality Control Board meeting.
3. Attended the Constitution Celebration at Petkovich Park held Saturday, September 20.
4. Attended the Amador Council of Tourism's open house.

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. Discussion of Funding from Amador County Transportation Commission with Supervisor Plasse.

Mayor Crew noted for the record Supervisor Plasse was aware the City's representative to ACTC, Councilmember Sweet, would not be at this meeting but felt it was timely and important to discuss on this agenda.

John Plasse, Board of Supervisors, reported the Amador County Transportation Commission (ACTC) has been reviewing several long term funding plans over the past few months. The Regional Transportation Plan (RTP) has been the focus, particularly the State Transportation Improvement Project funds (STIP) and there are several projects of interest to the City of Jackson and other regional partners included in this plan. As a member of ACTC and he is advocating the use of funds for projects other than those originally recommended for the priority list. He particularly felt that eligible projects for street and highway rehabilitation should also be considered for funding. He noted that of twelve similar counties, the percentage of funds to these type of projects was 0% - 98%, so it does widely vary.

Mayor Crew opened the public discussion. Gary Davis, Debbie Dunn and Dennis Tollet spoke their concerns regarding the current funding for the Amador County Transportation Commission priority list. Hearing no further comments from the public, Mayor Crew closed the public discussion.

After considerable discussion among the City Council and staff, City Manager Daly stated this item is informational only and no recommendations would be made pending Councilmember Sweet returns from vacation.

7. Presentation on Sewer Rate Increase.

City Manager Daly reported at the August 11, 2014, meeting, the City Council received a presentation by Georgette Aronow, the City's sewer rate consultant, regarding the proposed changes to the sewer rate and other improvements at the wastewater treatment facility. The City Council approved the draft work prepared by Ms. Aronow and approved by the Sewer Rate Committee and a notice regarding the changes was mailed in late August as required by Proposition 218. As part of the review of the proposed rates, the City Council requested that items be placed on the two September agendas to provide the public with an opportunity to seek additional information about the proposed increases.

After the last meeting on September 8, 2014, staff put together another notice corrected the dates of the proposed increase, as well as a correction and update to the hearing date of October 27, 2014. The original notice had a typo for the date of October 18, 2014. The notice was mailed starting on September 10, 2014. The notice provided details about the reason for the increase and how much the increases will cost over the next five years. With the proposed rate increases, the average monthly residential sewer bill will increase to \$36.61 effective January 1, 2015, then increase each of the following four years on July 1 to the following amounts: \$42.17 per month, effective 7/1/15; \$48.28 per month, effective 7/1/16; \$55.94 per month, effective 7/1/17; and \$57.05, effective 7/1/18.

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

After considerable discussion among the City Council and staff, a separate public meeting was scheduled for Thursday, September 25, at 10:00 a.m. in the Council Chambers to provide opportunity for the public to ask questions about the proposed sewer rate increase.

8. Notice of Intent to Amend the Conflict of Interest Code.

City Manager Daly reported the Political Reform Act requires every local government agency to review its Conflict of Interest Code biennially to determine if the code needs to be amended. Staff has been working with Dianna Marie Valdez, Senior Paralegal, Best Best & Krieger with the review process of the City's current code. During this process, Ms. Valdez requested clarification of all designated positions, members of boards, committees and commissions and specific job descriptions to ensure proper designations and disclosure assignments were assigned. The previous code defined designated employees as departments and agencies and their category was not defined under any specific category, they were designated under the "all" category. A copy of Ms. Valdez's strikethrough Word revisions and recommended amendments to the City's Conflict of Interest Code and Appendix Part "A" and "B" were provided for review.

Mayor Crew opened the public discussion. Hearing no comment 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 4 to 0 vote (Councilmember Sweet absent) to approve Resolutions 2014-34, Amending Conflict of Interest Code Pursuant to the Political Reform Act of 1974.

Motion passed with the following vote:

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

9. Rezone and General Plan Amendment for the Jackson United Methodist Church for 130 Church Street (from Public/Institutions to Residential Single Family).

City Manager Daly reported the Jackson United Methodist Church has submitted an application to rezone and amend the City of Jackson's General Plan land use designation for 130 Church Street from Public/Institutional (P) to Residential Single Family (RSF). The Methodist Church recently obtained a Lot Line Adjustment to allow for the existing church and parsonage to be on separate parcels. Zoning and General Plan designations for the surrounding properties include Public/Institutional, Professional Office, and Historic Commercial.

On August 18, 2014, the Planning Commission held a public hearing to review the proposed rezone/re-designation request and passed a motion recommending the City Council approve the request of the applicant. On September 8, 2014, the City Council held a public hearing and reviewed the recommendation of the Planning Commission and approved the first reading of the ordinance to approve the rezone and Resolution 2014-32 approving the General Plan Amendment.

Tonight's action is to consider the approval of the second reading and adoption of Ordinance 679 to rezone 130 Church Street (APN 020-198-019) from Public/institutional to Residential Single Family.

Mayor Crew opened the public hearing. Hearing no 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 Vice-Mayor Gonsalves, seconded by Councilmember Lewis, and carried by a 4 to 0 vote (Councilmember Sweet absent) to approve the second reading and adopt Ordinance 679 to rezone 130 Church Street (APN 020-198-019) from Public/institutional to Residential Single Family. Motion passed with the following vote:

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

Adjourn 8:00 p.m.

ATTEST:


Gisele L. Wurzbarger, City Clerk

Date Approved: October 14, 2014