

Jackson City Council
Minutes
Regular Meeting of March 28, 2011

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

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

COUNCIL MEMBERS ABSENT:

Mayor Gonsalves called the meeting to order at 7:00 p.m. Mayor Gonsalves called for a moment of silent for Russell Evitt.

1. APPROVAL OF AGENDA.

Moved by Councilmember Lewis and by Councilmember Crew, and unanimously carried to approve the City Council Agenda dated March 28, 2011 as presented.

2. PUBLIC MATTERS NOT ON THE AGENDA.

None.

3. CONSENT CALENDAR.

- a. Approval of Minutes of March 14, 2011 meeting.
- b. Approval of Expenditure Report for March in the amount of \$ 75,664.55.

Moved by Councilmember Crew, seconded by Councilmember Lewis, and unanimously carried to approve as presented.

4. ADMINISTRATIVE REPORTS.

Fire Chief Morton report although Dandelion Days was rainy the patrons were saying great things about the event. He and City Manager Daly attended Sutter Creek's Fire Chief Butch Martin's retirement party.

Police Chief Morrison reported Renee and Ryan McKinney, pleaded guilty to criminal charges on Thursday for embezzling thousands of dollars in public funds while Renee McKinney worked as a Jackson police dispatcher. Renee McKinney pleaded guilty to felony embezzlement and Ryan McKinney pleaded guilty to misdemeanor embezzlement. The two will be sentenced in May, and likely allowed to stagger jail time between them in order to make sure their small children had parental care. Renee was a public officer with fiduciary responsibilities and unfortunately she took advantage of her position.

Thornton Consolo, inquired if Renee and Ryan McKinney would have to pay restitution. Police Chief Morrison explained restitution was part of their plea agreement and would be based on their ability to pay.

City Manager Daly reported on the following:

1. Attended Sutter Creek's Fire Chief Butch Martin's retirement party.
2. The Planning Commission will hold a Special Meeting Monday, April 4 at 6:30 p.m. for the Rollingwood Estates Mobile Home Tentative Subdivision Map #179 application. The March 21, Planning Commission meeting was cancelled due to a lack of a quorum.
3. The Aime Field and Detert Park new facilities buildings/restroom and paving is completed and the ribbon cutting ceremony will be Saturday, April 2 around 9:30 a.m., which coincides with the start of Little League.
4. Clean It & Green It will be held Saturday, April 16 from 10:00 a.m. through 2:00 p.m.
5. A new business on Main Street, Main Street Café is moving to 210 N. Main Street in the near future.

5. COUNCIL REPORTS.

Councilmember Crew reported he attended the LAFCO meeting at which the cities' appointment to Amador LAFCO was reconsidered. Jon Colburn, Plymouth is protesting the revised appointments and the City Selection Committee and Mayors have been asked to reconsider this item.

Vice-Mayor Sweet reported the Regional Planning Committee "Building a Prosperous Future On Amador's Unique Character: Coordinating Tourism, Growth, and Economic Development" presentation is tomorrow:

Amador County Board of Supervisors Building, 810 Court Street

- 9-11 a.m.: "The Dollars and Sense of Preserving Community Character"
- 7 - 9 p.m.: "Tourism and Economic Development: What's the Link?"

Thomi's Banquet Room, 627 S. Highway 49

- 2 - 2 p.m.: Luncheon and focused discussion at Thomi's Banquet Room

DISCUSSION CALENDAR.

6. Special Event Request for 2011 Dance in the Park and Garage Band Competition Events.

City Manager Daly reported David Stark is the owner of Temple Studios, a music studio based on Main Street in Jackson. Last year he initiated the Dance in the Park music series at Petkovich Park and received partial funding from the City's Measure E revenue to operate the program. Last year, the events were twice per month in June, July and August from 5:00 p.m. to 7:00 p.m. The music groups were very popular, but unfortunately, hot weather often hindered attendance.

This year, Temple Studios is proposing to hold two or three Dance in the Park events and add a Garage Band Competition in the parking area under City Hall. The park events are scheduled for May 28 (tentative), June 11 and August 27. The two bands currently scheduled for the June and August dates are the Geezers Jazz Band and the Amador Community Band. Mr. Stark is also proposing that these events begin later in the day (seven or eight o'clock) to allow late afternoon temperatures to dip. The Garage Band Competition is a tentatively proposed for Saturday, July 9. It would allow local bands, primarily high school aged musicians, to compete in a unique acoustical environment. Mr. Stark plans to be present at the City Council meeting to provide additional information regarding this proposed event.

David Stark, Temple Studios, was present to answer questions of the City Council.

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

Moved by Councilmember Lewis, seconded by Councilmember Sweet, and unanimously carried to approve the event proposal from Temple Studios in association with the Twin Rivers Music Foundation to continue the Dance in the Park events at Petkovich Park and a Garage Band Competition in the Jackson Civic Center lower parking area.

7. Request for Letters of Support for State Senate Bill 444 and Assembly Bill 579.

City Manager Daly reported at the last City Council meeting, Shirley Dajnowski, a resident in the Rollingwood Estates Mobile Home Park and President of the local chapter of the Golden State Manufactured-Home Owners League (GSMOL), requested that the City Council write a letter of support for SB 444 and AB 579, as described in her letter dated March 14, 2011.

SB 444 This particular section of the Subdivision Map Act has come to light in Jackson over the past few months during the processing of the Rollingwood Estates subdivision application currently pending and scheduled for hearing with the Planning Commission on Monday, April 4, 2011. The open ended nature of the language pertaining to the importance of the resident survey as it exists today has left this important part of the subdivision processing up in the air, and court decisions have both emphasized and de-emphasized the importance of this survey. As stated above, this bill would clarify that the local agency is required to consider the results of the survey.

AB 579 This legislation is proposed to provide cost recovery abilities to public entities when defending actions brought by a mobilehome park owner to challenge a local ordinance that regulates space rent or is intended to benefit or protect residents of a mobilehome park, if the public entity prevails.

City Manager Daly reported he discussed this item with the City Attorney and noted the focus of this item was only to clarify the issue and consider approval of SB 444 (Evans) and AB 579 (Monning) as requested by Shirley Dajnowski.

Vice-Mayor Sweet clarified tonight's decision does not prejudice future decision on Rollingwood Estates Mobile Home Tentative Subdivision Map #179 application.

Shirley Dajnowski, Rollingwood, was present to answer questions of the City Council. She requested the City Council approve the Letters of Support for SB 444 (Evans) and AB 579 (Monning). She also contacted Assemblywoman Huber office to request her support and thanked Vice-Mayor Sweet for his assistance.

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

Moved by Councilmember Sweet, seconded by Councilmember Lewis, and unanimously carried to approve sending letters of support for SB 444 (Evans) and AB 579 (Monning) as requested by Shirley Dajnowski during the public matters not on the agenda discussion at the March 14, 2011, City Council meeting.

12. ADJOURNMENT.

Adjourn: 7: 32 p.m.

ATTEST:



Gisele L. Cangelosi, City Clerk

Date Approved: April 11, 2011