

Jackson City Council
Minutes
Regular Meeting of September 9, 2013

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

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

COUNCIL MEMBERS ABSENT:

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

1. APPROVAL OF AGENDA.

Moved by Vice-Mayor Gonsalves, and seconded by Councilmember Lewis, and unanimously carried to approve the City Council Agenda dated September 9, 2013 as presented.

2. PUBLIC MATTERS NOT ON THE AGENDA.

None.

3. CONSENT CALENDAR.

- a. Approval of Minutes of August 26, 2013 meeting.
- b. Approval of Expenditure Report for the period of September the amount of \$89,768.48,
- c. Approval of Salary related items for August the amount of \$275,767.26.
- d. Accept July 2013 Treasurer's Report and Sales Tax Report.
- e. Receive Jackson Fire Department Monthly Report for August 2013.
- f. Receive Jackson Police Department Monthly Report for August 2013.
- g. Receive Building Department Monthly Report for August 2013.
- h. Approve Resolution to Abandon Old Sewer Easement, 10181 Amador Street.
- i. Approve Special Event – FACT Jackson Mid-Town 5K Fun Run/Walk, October 13, 2013.

Councilmember Sweet request Item 3h be pulled for discussion.

Moved by Councilmember Lewis, seconded by Councilmember Garibaldi, and unanimously carried to approve the Consent Calendar as amended and except for.

Councilmember Sweet abstained on the approval of Check 238097 in the amount of \$570.79.

Mayor Crew abstained on the approval of Check 238069 in the amount of \$4,990.67.

h. Approve Resolution to Abandon Old Sewer Easement, 10181 Amador Street.
Councilmember Garibaldi stepped down due to a conflict of interest.

Councilmember Sweet inquired if this sewer easement serves other properties in the area. City Manager Daly stated staff will take another look at this sewer easement.

Moved by Councilmember Sweet, seconded by Councilmember Lewis, and carried by a 4 to 1 vote (Councilmember Garibaldi abstained) to approve Resolution No. 2013-18, Abandonment of Sewer Line Easement Wilson & Anita Burns 10181 Amador Street.

4. ADMINISTRATIVE REPORTS.

Fire Chief Morton reported on the following:

1. Jackson Fire Department in August 2013 responded to 103 calls last month, 65 medical calls, 9 public assists, 13 fire related, 3 hazardous materials, 13 traffic accidents and 30 of the calls or 29 percent were outside of the city limits for automatic aid to the AFD.
2. The Fire Department will be participating in Remember 9-1-1 special ceremony at the American Legion Hall.
3. During October the Fire Department will be recognizing "Breast Cancer Awareness" month. We will be wearing pink t-shirts to show our support. The shirts are available for \$20 each and the profit made on the shirts will go to a local cancer research foundation.

Police Chief Morrison reported on the following:

1. The Police Department responded to 599 calls for service for the month of August.
2. The Police Department will be participating in Remember 9-1-1 special ceremony at the American Legion Hall.

City Planner Peters reported 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.

City Manager Daly reported on the following:

1. On Aug. 9, the Ledger Dispatch printed an article regarding options for the future disposal of effluent from the city's wastewater facility. Oaks Mobile Home Park wrote a letter regarding this article stating it does not adequately describe the situation of domestic water in the Jackson Valley and is misleading. He has discussed this issue with both Stantec and the Regional Board, to determine the potential impact of their concerns on our upcoming permit renewal. A meeting at the Oaks is being worked on by the Regional Board.
2. Attending the Remember 9-1-1 special ceremony at the American Legion Hall.
3. California Engineering Company HOME Administer held a CDBG First Time Homebuyer luncheon last Thursday in the Civic Center with seventeen Realtors in attendance.

5. COUNCIL REPORTS.

Councilmember Garibaldi reported on the following:

1. ACRA has decided that the top 3 employees will hold the key positions pending the hiring of a new Executive Director.
2. ACRA maybe requesting funds to help out with the Sierra Nevada Conservancy grant application.

Councilmember Sweet reported on the following:

1. Thanked Public Works Superintendent Wurzbarger for helping him locate the water pipe for the Vista Point irrigation service.

2. The Rotary Club of Jackson is hosting a bulb planting party on Saturday, October 19, from 9 a.m. – 1 p.m. at the recently upgraded Vista Point. The goal is to plant 10,000 bulbs at this grand entrance to Jackson. Lunch will be provided to volunteers by Thomi's Café.

Mayor Crew reported the State LAFCO four day conference in Truckee.

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. Memorandum of Understanding with SEIU Local 1021 for Miscellaneous Employees. Review and determine Council action

City Manager Daly reported the City and SEIU have been meeting since June to discuss the existing MOU and subsequent side letters describing the salaries and benefits of the employees represented by this group. This is one of two bargaining units in the City, the other is the Police Officers Association. For the past four years, the SEIU employees have utilized "side letters" to the MOU approved in 2008 to modify the terms and conditions in the MOU (not since 2009). This was due to the sudden and drastic decline in revenues and reflected the cuts required to keep the City operating. The cuts included furloughs, layoffs, pay freezes, a reduction in retiree medical insurance benefits and last year an insurance contribution cap was established. As local conditions are beginning to improve and the City received notice of a 35% increase for one of the medical insurance plans available through PERS Care, this year it was appropriate to discuss all issues covered by the MOU. Revenues and expenditures were carefully reviewed by the City and SEIU, and the following agreement was reached:

- A one-time \$1,800 compensation payment to each represented employee.
- All employees are required to pay 5% of their medical insurance premium (no employee contribution was previously required depending on the plan selected).
- Acting pay of 5% will begin one day earlier than previously designated.
- A formula was established for triggering restoration of previously cut salaries and benefits, utilizing FY 2007-08 as the base year.

These are the key issues included in the agreement. This is a three year agreement (7/1/13 - 6/30/16) and contains re-openers for review of the City's fiscal condition in January 2014, October 2014 and October 2015.

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 Lewis, seconded by Councilmember Garibaldi, and unanimously carried to pass a motion approving the 2013-2016 Memorandum of Understanding with SEIU Local 1021 describing the wages, hours and terms and conditions of employment for the fourteen employees represented by this organization.

7. **Public Hearing - Resolution Adopting Revised Local Traffic Mitigation Fee, effective July 1, 2014 and July 1, 2015, and Associated Mitigated Negative Declaration for CEQA Compliance. Review and determine Council action.**

City Manager Daly reported the City Council has discussed the proposed Circulation Improvement Program several times this spring. At the May 28, 2013 meeting, the City Council approved the concept to step up the fee in a two- step process and directed staff to proceed with the approval process. City Planner Peters reported at the March 25, 2013, meeting the City Council reviewed the proposed Circulation Improvement Program and the recommendations of City staff, the Amador County Transportation Commission (ACTC) staff, and the Planning Commission and accepted the following projects:

<u>CIP #</u>	<u>PROJECT NAME</u>
1	China Graveyard Road Rehabilitation
2	Court Street Conversion to One Way – Main Street to Summit Street
3	Jackson Gate Rd Rehabilitation
4	Jackson Grade Shoulder Widening - SR 49/88 - Argonaut to Vogan Toll Road.
5	North Main Pedestrian Safety I Traffic Calming- SR 49/88 - Argonaut to Vogan Toll Road.
6	Argonaut lane Intersection Improvements.
7	SR 49/ Jackson Gate Rd. Intersection Improvements.
8	South Broadway Frontage Improvements.
9	New York Ranch Rd. Frontage Improvements.
10	Wicklows Way Extension
	A) SR88/Wicklows Intersection to Stony Creek Road.
	B) Stony Creek Road to Hoffman Street.
11	Sutter Street Extension- SR 49/88 Intersection to Hoffman Street
12	Jackson Local Collector –
	A) SR 49/88 to North Main Street.
	B) North Main Street to New York Ranch Road.
	C) New York Ranch Road to Highway 88.
13	Jackson Corridor Improvement Project –
	A) SR 49/88 - "Complete Streets" Sutter Street to SR49/88 Intersection.
	B) SR 49/88 Intersection Improvements.
	C) SR 49 Improvements - SR 49/88 Intersection to Clinton Road.
	D) SR49/Broadway Intersection Improvements.
	E) SR 88 - Broadway to Court Street Improvements (including signal at Mission Boulevard).
	F) SR 49 Improvements - Broadway to Scottsville.

At the April 22, 2013 City Council meeting, an updated fee proposal was presented to the City Council that reflected updates to the City's Traffic Circulation Improvement Program approved at the March 25, 2013 meeting. The proposed fee to cover the approved projects was \$3,501. This fee is expected to generate \$5,047,357 during the full build-out of the City. Over the build- out period, this fee is part of a total project budget of \$45,757,850, with another \$9,284,158 in "Tier II" projects with funding yet to be determined. At the April meeting, the City Council did not increase the City's local traffic fee that was developed to be a component of the total plan's funding. Following the meeting, City staff ' reviewed all development fees charged and proposed a stepped increase to be more acceptable at this time so as not to discourage any new construction activity from occurring. This was Council's primary motivation behind not approving the fee increase at the April meeting.

At the May 28, 2013 meeting, the City Council approved the concept to step up the fee in a two- step process and directed staff to proceed with the approval process. Toward that end, the Mitigated Negative Declaration for the improvement and fee program was forwarded to the State Clearinghouse for 30-day review by responsible agencies in accordance with the California Environmental Quality Act. One

comment letter was received from Caltrans and is provided for review. The comments from Caltrans have more to do with insufficient funding and design than environmental issues and have no bearing on the Mitigated Negative Declaration. Staff, along with the ACTC, is working on a response to their funding and design concerns.

During the process of updating the tables to represent the new fee structure, staff found a technical error that affected the fee program. Instead of the \$3,501 per dwelling unit, the fee is actually \$3,495. The fees will be raised incrementally over a two-year period with the fee increasing to \$2,406 effective July 1, 2014, and the full fee of \$3,495 taking effect on July 1, 2015.

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 Councilmember Sweet, seconded by Councilmember Garibaldi, and unanimously carried to Resolution No. 2013-19, adopting a revised local traffic improvement program and updated local traffic mitigation fee program with the associated Mitigated Negative Declaration. Current fee of \$1,318 per single family dwelling is proposed to increase to \$2,406 on July 1, 2014, and the full fee of \$3,495 taking effect on July 1, 2015.

Councilmember Lewis stated she wanted to comment on Mr. Brown's editorial assumptions in the Ledger Dispatch. She stated Jackson built the new Wastewater Treatment Plant in 1985. Lake Amador was "never" intended to be used as a domestic water source. The Oaks Mobile Home Park in the Buena Vista area was allowed to build because they had their own water source – wells. The County's disposal site plant began plumbing toxic materials that affected the Oaks' wells. Jackson Valley Irrigation District knowing that Jackson effluent was discharged into Amador Lake was never intended for domestic consumption and should have found another source of water for their customers or have the County find one.

9. CLOSED SESSION

- a. 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 7:44 p.m. and announced reportable action taken.

10. ADJOURNMENT

Adjourn 7:45 p.m.

ATTEST:



Gisele L. Cangelosi, City Clerk

Date Approved: September 23, 2013