

Jackson City Council
Minutes
Regular Meeting of June 22, 2009

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

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

COUNCIL MEMBERS ABSENT:

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

1. **CEREMONIAL.** Presentation of Certificate of Appreciation to Frank Blauvelt Jr.
Mayor Gonsalves presented Frank Blauvelt Jr. with a Certificate of Appreciation for his service on Kennedy Mine Foundations.

2. **APPROVAL OF AGENDA.**

Moved by Councilmember Lewis, seconded by Councilmember Crew, and unanimously carried to approve the City Council Agenda dated June 22, 2009 as presented.

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

Bill Condrashoff, Amador Water Agency, gave a brief update of their 2009/2010 Budget workshop and noted the July 1, 2009 rate increase would be 8 percent instead of 12 percent.

4. **CONSENT CALENDAR.**

- a. Approval of Minutes of June 8, 2009 meeting.
- b. Approval of Expenditure Report for June in the amount of \$ 170,110.87.
- c. Accept May 2009 Treasurer's Report and Sales Tax Report.
- d. Receive Jackson Fire Department Monthly Report for May 2009.

Moved by Vice-Mayor Garibaldi, seconded by Councilmember Lewis, and unanimously carried to approve as presented except for.

1. **Councilmember Crew abstained on the approval of Check 231263 in the amount of \$609.85.**

5. **ADMINISTRATIVE REPORTS.**

Fire Chief Morton reported on the following items:

1. The City should be receiving a check for \$320 from the Department of U.S. Forestry for assistance from the department last summer.
2. The department will be assisting at the Jackson Lions Club Fireworks Show July 3, 2009.

City Manager Daly reported on the following items:

1. Interviewed the first two consulting firms for the Fire Consolidation Study. This study is not being funded by Measure M funds, but with the Proposition 172 funding allocated by the Board of Supervisors from County law enforcement to fire services.
2. Measure M sales taxes increase went into effect April 1, 2009 and the Board of Equalization will not issue funds until later this fall.
3. The Planning Commission at their June 15 meeting voted unanimously to forward the Final Draft Development Code to the City Council for consideration. The City Council will hold the Development Code Workshop at the July 13 meeting.
4. The final draft of the Jackson Creek Beneficial Use Assessment Study will be presented at the July 13 meeting.
5. Argonaut Lane Safe Routes to Schools project is ahead of schedule. Road closure information is available on the City website.
6. The Jackson Revitalization Committee "Shop Jackson Program" kick-off event held June 3 has generated lots of interest. Sixty businesses have signed up for the program.

6. COUNCIL REPORTS.

None.

DISCUSSION CALENDAR

7. Planning Commission and Cemetery Committee Appointments.

City Manager Daly reported the Planning Commission terms last two years and expires on June 30. Three seats are expiring this year, the seats of Planning Commission members Dave Butow, Kathryn Devlin and Walter Hoeser expire on June 30. All three commissioners have applied for re-appointment and no new applications were filed.

Mayor Gonsalves opened the floor to the applicants: The following applicants gave a brief summary of their qualifications and interest in serving on the Planning Commission: Kathryn Devlin and Walter Hoeser.

Moved by Vice-Mayor Garibaldi, seconded by Councilmember Crew and carried unanimously to appoint Dave Butow, Kathryn Devlin and Walter Hoeser to serve on the Planning Commission.

City Manager Daly reported the Cemetery Committee terms also last two years and expires on June 30. Two seats are expiring this year, the seats Cemetery Committee members Alfred Nunes and Tricia Allen. Both committee members have re-applied and no new applications were received.

Moved by Vice-Mayor Garibaldi, seconded by Councilmember Crew and carried unanimously to appoint Alfred Nunes and Tricia Allen to serve on the Cemetery Committee.

8. Jackson Business Improvement District Public Hearing.

City Manager Daly reported on May 11, 2009, the City Council adopted Resolution No. 2009-21, declaring its intention to continue the Downtown Jackson Business Improvement District and to set assessments for FY 2009-10. State law requires protests be made in writing to count toward the protest

vote. The law provides written protest must be received from the businesses representing no more than 50 percent of the total assessment value if the Council desires to continue BID activities. Seventy-five (75) businesses were identified as being within the proposed boundaries and were mailed copies of the resolution of intention. Those businesses represent a BID assessment value of \$13,500. The City received no protest to the formation of the district.

Mayor Gonsalves opened the public hearing. Hearing no comments from the public, Mayor Gonsalves closed the public hearing.

Moved by Councilmember Lewis, seconded by Councilmember Garibaldi and unanimously carried to approve carried to adopt Resolution No. 2009-27 approving the Jackson Business Improvement District and Setting Assessments for the 2009/2010 Fiscal Year.

9. Measure E Funding Recommendations.

City Manager Daly provided a brief history of the Measure E Funding. The Measure E Advisory met last week to review this year's proposals. A request for proposals format similar to the previous year was utilized following the City Council's decision to release \$30,000 for this year's competitive allocation. The City Council opted to reserve \$31,575 of the \$61,575 generated by the Measure E TOT in 2008 (an 8% decline from the previous year) for economic development needs of the City. This year, three proposals were submitted totaling \$54,800 in requests.

| | <u>Request</u> | <u>Recommendation</u> |
|---------------------------------------|-----------------|-----------------------|
| Amador Council of Tourism* | | |
| Historic Jackson Business Association | \$ 12,500 | \$ 9,000 |
| Amador Council of Tourism | \$ 12,500 | \$ 8,000 |
| Main Street Theatre Works | \$ 5,000 | \$ 4,000 |
| Amador County Chamber of Commerce | \$ 20,000 | \$ 7,000 |
| <u>InTownLive.com</u> | <u>\$ 4,800</u> | <u>\$ 2,000</u> |
| TOTAL | \$ 54,800 | \$ 30,000 |

*Amador Council of Tourism's request totals \$30,000; the total recommended funding to ACT is \$21,000.

Mayor Gonsalves opened the public discussion. The following individuals spoke regarding the Measure E Funding: Maureen Funk (ACT), Mike Fallon, (Main Street Theatre Works, Linda Hein (HJBA) and Frank Blauvelt. Hearing no further comments from the public, Mayor Gonsalves closed the public discussion.

Moved by Vice-Mayor Garibaldi, seconded by Councilmember Lewis, and carried by a 4 to 1 vote (Councilmember Crew dissenting) to approve the Advisory Measure E Advisory Committee's recommendation in the amount of \$30,000 in Measure E funding. : Amador Council of Tourism* \$21,000 and Main Street, Amador County Chamber of Commerce \$7,000 and InTownLive.com \$2,000.

10. Budget Review.

City Manager Daly reported during the past two months, the City has focused attention on adoption of a balanced budget for the upcoming fiscal year. In addition to the General Fund budget, staff is progressing on the formulation of the enterprise fund and special revenue fund budgets that must also be adopted. Meetings have been taking place with both employee groups and the management employees of the City to discuss options for reductions in personnel costs to close the deficit gap. Though significant cost reductions are necessary, the goal has been to prevent the layoff of any full-time employees. Possible budget reduction options being discussed include furloughs, salary & benefit reductions, layoffs or early retirement incentives. Most of these issues require the City to meet and confer with the representative employee groups (general employees and police officers associations) since they impact items included in bargaining unit agreements. In order to adopt a budget prior to July 1, staff is recommending that a special City Council meeting be called for Monday, June 29, at 7:00 p.m. for the consideration of the fiscal year 2009-10 document.

Vice-Mayor Garibaldi inquired if it was the City Council's pleasure to take a salary reduction. The City Council concurred with Vice-Mayor Garibaldi's recommendation.

Mayor Gonsalves opened the public discussion. Bill Condrashoff stated the City Council should not lose their salary. Hearing no further comments, Mayor Gonsalves closed the public discussion.

11. Review of Jackson Police Department's Application for Edward Byrne Memorial Justice Assistance Grant (JAG) Funding.

City Manager Daly reported the City received a notice earlier this year from the United States Department of Justice that it was eligible to apply for a grant program resulting from the American Recovery and Reinvestment Act. The total funding allocation available from this grant program for the City of Jackson is \$17,275. Funding awards were based on crime statistics and Amador County was the only other agency in the county to be granted an allocation (\$36,927) from this program. The funds must be used to supplement existing state and local funds for program activities. Part of the JAG program application process requires the opportunity for public comment on this application. This is a non-competitive grant program and compliance with the grant application requirements, including this public review, is necessary to obtain the funding.

Mayor Gonsalves opened the public review. Hearing no comments from the public, Mayor Gonsalves closed the public review.

12. Encroachment Permit Regulations.

City Manager Daly reported the construction activity within the City's public right-of-way areas are regulated by Chapter 12.08 of the Jackson Municipal Code, which was originally adopted in 1908 and last amended in 1980. The proposed ordinance and accompanying resolution set forth updated encroachment permit regulations and guidelines, including reference to current City staffing. The document also includes requirements for suitable liability coverage to protect the City from any activities resulting from encroachment permits in the public right-of-way. Procedurally, the ordinance requires a first reading at one meeting, then adoption at the next. The resolution would be adopted at the second meeting when the ordinance is adopted.

Vice-Mayor Garibaldi inquired if he had a conflict of interest. City Manager Daly stated this does not apply to existing buildings. City Attorney Morris stated Vice-Mayor Garibaldi did not have a conflict of interest.

Moved by Councilmember Crew, and seconded by Councilmember Sweet, and unanimously carried to approve first reading of the Ordinance 659 by title only.

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

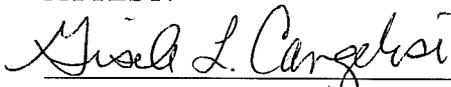
Vice-Mayor Garibaldi reconvened to Open Session at 8: 37 p.m. and announced there was no reportable action taken.

Adjourn to an Adjourned Regular Meeting on June 29, 2009 at 7:00 p.m. at the Jackson City Hall Conference Room Chambers, 33 Broadway, Jackson, California.

14. ADJOURNMENT

Adjourn: 8:38 p.m.

ATTEST:



Gisele L. Cangelosi, City Clerk

Date Approved: July 13, 2009