

Jackson City Council
Minutes
Regular Meeting of September 24, 2012

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

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

COUNCIL MEMBERS ABSENT:

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

1. **CEREMONIAL.** Mayor Crew called for a Moment of Silence in honor of former Mayor, Francis “Fran” Vaira.
2. **APPROVAL OF AGENDA.**

Moved by Vice-Mayor Gonsalves, and seconded by Councilmember Lewis, and unanimously carried to approve the City Council Agenda dated September 24, 2012 as presented.

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

Susan Gallagher, MMPA Executive Director, stated her concern was regarding a Building Department issue and Sierra Wind Wellness and Recovery Center in Amador County. Sierra Wind has leased the old Book Mine at 10354 Argonaut Land. Their scheduled move date was September 1, 2012 however, they were informed last week they could not move in until they were required to secured a bond for a parking lot, provide a site plan including grading and drainage before they could obtain their final permit and occupy the space. She requested one or more of the following as a solution:

1. Permanent or temporary approval to move into the property as soon as possible.
2. A waiver or variance on the need for a parking lot.
3. The ability to develop the minimal ADA parking required.
4. Temporary waiver of the need for a site plan, grading, etc. from a civil engineer.

City Manager Daly clarified this item was not on tonight’s agenda and the City Council cannot take any action tonight on this matter. He stated this item will be placed on the October 9 City Council Agenda for review and consideration.

4. **CONSENT CALENDAR.**

- a. Approval of Minutes of September 10, 2012, 2012.
- b. Approval of Expenditure Report for September in the amount of \$168,564.73.
- c. Approve Special Event Permit – Jackson Lions Club Halloween Parade, October 31, 2012.

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

5. ADMINISTRATIVE REPORTS. .

Fire Chief Crain thanked the City Council and Staff for all their support during his employment with the City of Jackson Fire Department.

Police Chief Morrison stated it was pleasure working with Chief Crain and wished him luck. He reported the Department had been called out this evening to a disturbance involving a cross bow with the suspect being arrested.

City Manager Daly reported on the following:

1. Staff met with AWA to discuss the inclusion of debt service cost associated with the new pipeline to provide treated water to the City of Plymouth. This debt service will no longer be included as a component of the City of Jackson's water rate. Customers will be notified about the Proposition 218 process and staff will provide more information as it becomes available.
2. Wastewater Treatment Plant Improvement Project Draft Environmental Impact Report (EIR) comment period ended September 7, 2012. PMC is preparing responses to each comments received during the comment period and any necessary changes to the EIR will be made through preparation of a Final EIR late October or early November.
3. Monica Starr whose specialized experience is in emergency preparedness training has scheduled a community wide event on Saturday, October 20 in the Council Chambers and is planning to offer some special training for public safety.
4. Smith and Newell the City's auditors performed the 2011-2012 Annual Audit last week and final reports submitted by the first of the year.
5. The Amador County Park Restoration at Detert Park is now focused on improvements at the Jackson Pool. They are very appreciative of any support from the community
6. Thanked Chief Crain and thanked him for being the City's first full-time Fire Chief and wished his well.

6. COUNCIL REPORTS.

Councilmember Garibaldi reported on the following:

1. Attended the Jackson Revitalization Committee meeting.
2. Thanked Chief Crain and wished him well.

Councilmember Lewis stated Chief Crain did a great job and was sorry to see him leave.

Vice-Mayor Gonsalves reported on the following:

1. Attended the Jackson Revitalization Committee meeting.
2. Attended the Amador Fire Protection Agency meeting.
3. Thanked Chief Crain for getting the Jackson Fire Department started and wished him luck.

Councilmember Sweet reported on the following:

1. Attended the Jackson Rotary meeting.
2. Request for the Historic Signage on Highway 49 for the Kennedy Tailing Wheels Kennedy is on the agenda for consideration.
3. Thanked Chief Crain and wished him well.

Mayor Crew reported on the following:

1. Presented a proclamation to the Sierra Amador Chapter of the National Society Daughters of the American Revolution, in honor of Constitution Week.

2. Thanked Chief Crain and welcomed him to the Retirement Club.

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. Request to Remove On-Street Parking Spaces in Front of 304 Court Street.

City Manager Daly reported this item was before the City Council tonight for discussion only because neighbors weren't noticed. The City Council cannot take action on this item tonight and staff will notify the neighbors prior to the October 9 City Council meeting. The current homeowners at 304 Court Street have reported traffic issues as they relate to four delineated parking spaces to the front of their home on Court Street. They reported vehicles belonging to or visiting others in this area of Court Street have on many occasions been parked upon the sidewalk, which has blocked access to their front walkway/gate (in violation of 22500 VC). Moreover, when vehicles are parked legally in this area, the traveled portion of Court Street is narrowed to the point where some vehicle drivers must drive to the right and stop for oncoming traffic to pass. These issues are compounded during the school year when parents are traveling to and from the Jackson Elementary School during child drop-off and pick-up, as Court street traffic will become choked in both directions.

Police Chief Morrison provided a brief recap of the parking issues at this location and requested the City Council review and consider the following options:

1. The removal of four public parking spaces, which are located directly in front of 304 Court Street.
2. Removal of the red zone currently to the front of 214 Court Street (condemned) as replacement of the parking spaces from the front of 304 Court Street.
3. Re-implementation of McDowell Street to One Way, in a southerly direction (as currently listed within the Jackson Municipal Code). Any combination of these options on an experimental/temporary basis coupled with constant evaluation and future Staff reporting to City Council for consideration of permanent action.

Jessica Martinson, Homeowner 304 Court Street, was present to answer questions of the City Council. She provided a brief recap of their concerns regarding their request to remove On-Street Parking Spaces in front of their home.

Mayor Crew opened the public discussion. The following individual spoke regarding the Request to Remove On-Street Parking Spaces in Front of 304 Court Street: Thornton Consolo and Bill Orescan. Hearing no further discussion Mayor Crew closed the public discussion.

This item was continued to the October 9 City Council meeting for review and consideration.

8. Award of Bid – Vista Point Improvement Project.

City Manager Daly reported the City of Jackson applied for and received an Environmental Enhancement and Mitigation Program grant to improve the Vista Point at the northern entrance to the City of Jackson. Being paid 100% by the Enhancement Grant last year. The goal of this project is to enhance the historical information and visit experience for the many motorists who stop at this

location as they enter the Jackson area. The City Engineer's office, with the assistance of the Jackson Rotary Club, designed the improvement project. The design was submitted to Cal Trans for their review and approval, and all of the environmental work has been completed. The project was advertised and a mandatory pre-bid meeting was held on Tuesday, July 31, 2012. A total of seven companies were represented at the pre-bid meeting. The bid deadline was August 7, 2012, and a total of two bids were submitted for consideration. This project consists expanding the scenic overlook area, creating an ADA compliant site, providing a drinking fountain and solar lighting, improving interpretive signing, slurry seal the existing parking area, and miscellaneous appurtenances. The Caminetti monument will also be relocated to the Vista Point as part of this project and efforts are in the works to incorporate a new gateway sign into the project as well. American Legion Post 108 is also participating with a picnic bench donation to complement the existing veterans' memorial monument they have previously placed on the site. The City will also be entering into an agreement with Hospice of Amador and Calaveras for a water line connection and with Caltrans for future maintenance of the site, which will in turn be "sub-contracted" to the Jackson Rotary Club so they can continue their services at this location, where they have maintained the property for decades. The bidding firms and proposed bid prices were as follows:

John Allen Construction	\$230,500.00
Jake Koplen Construction	\$234,496.00

The City Engineering Department reviewed the proposed bids and found the low bid submitted by John Allen Construction to be in compliance with the bid specifications. If the bid is awarded at this meeting, work is scheduled to begin October 1, 2012. The contract specifications call for the work to be completed December 8, 2012, though some of the interpretive signage may be installed at a later date. The final slurry seal may also be delayed until warmer temperatures after the winter months.

Mayor Crew opened the public discussion. Hearing no comments, Mayor Crew closed the public discussion.

Moved by Councilmember Sweet, and seconded by Vice-Mayor Gonsalves, and unanimously carried to adopt Resolution No. 2012-38 approving a Notice of Award to John Allen Construction as the lowest responsible bidder for the subject project in the amount of \$230,500.00.

9. Downtown Parking Policies.

City Manager Daly reported at the September 10, 2012, City Council meeting, the City Council was presented with information regarding the 'pilot program' to cover the 52 parking meters on Main Street and was requested to provide direction regarding the future of the covered meter program and management of parking spaces in the downtown area. The direction from the City Council was to request staff to research whether the City's transient occupancy tax generated from Measure E could be used to subsidize the covered meters and to place an item on this agenda to consider forming a committee to develop recommended policies for managing the downtown parking spaces after the holiday free parking period, which ends on January 7, 2013 (Serbian Christmas).

Measure E was enacted in 2002, and though the tax measure itself did not specifically require use for a certain purpose, the City Council adopted Resolution No. 2002-29, which stipulated:

"The Council hereby declares that the first priority expenditure of the additional two percent (2%) of the transient occupancy tax funds collected by the City as a result of the ballot measure shall be tourism and business promotion, economic development, and downtown revitalization. Before determining the expenditure of those funds, the City shall consult with the Chamber of Commerce, the Historic Downtown Business Association, and any other directly and beneficially interested organization within the City."

The City Council has the discretionary authority to determine that covering the parking meters and subsidizing the lost revenue with Measure E funds as an incentive for tourism and business promotion, economic development and downtown revitalization is consistent with the intent of this language. If this direction is pursued, it is recommended that the proposed committee would include representatives from local business organizations, particularly the Jackson Business and Community Association, to determine whether or not Measure E funds should be allocated for this purpose.

Mayor Crew opened the public discussion. Hearing no comments, Mayor Crew closed the public discussion.

After considerable discussion among the City Council and staff, it was the consensus of the City Council to appoint a committee to review the current parking policies in downtown Jackson to develop recommendations for management of parking spaces after January 7, 2013. Vice-Mayor Gonsalves volunteered to serve on this committee. City Manager Daly stated he would work with downtown businesses and other local business organizations.

Mayor Crew requested City Manager Daly and Vice-Mayor Gonsalves to make a presentation at the October 1, 2012 JBCA Board Meeting regarding the committee to review the current parking policies in downtown Jackson.

10. Ordinance to Prohibit Dogs on Aime Field at Detert Park.

City Manager Daly reported the baseball field at Detert Park, dedicated as Aime Field, is undergoing a complete renovation. A new soil base and turf will be installed in the near future and although the field was previously posted to not allow dogs on the field, the City's current ordinance does not specifically prevent such use at this facility.

In order to protect the grass on this field from burns caused by dog urine (and other litter from dog feces), language is proposed to tighten the City's Municipal Code to specifically prevent dog owners from using this area for a dog run.

The City is looking into development of a formal "dog park" at Kennedy Tailing Wheels Park, and this type of facility may also be incorporated into the future uses of the Oro De Amador Park when it is developed for recreation use.

Mayor Crew opened the public hearing. Hearing no comments, Mayor Crew closed the public hearing.

Moved by Councilmember Sweet, and seconded by Councilmember Lewis, and unanimously carried to approve the second reading and adoption of Ordinance No. 673, Prohibiting Dogs on Aime Field at Detert Park.

11. Resolution Requesting Historic Signage on Highway 49 for the Kennedy Tailing Wheels.

City Manager Daly reported the City has worked with Caltrans to gain approval for directional signage for the Kennedy Tailing Wheels on State Highway 49 near Jackson Gate Road. These signs would be similar to those placed on Highway 49 and 88 in the downtown area directing motorists to historic downtown Jackson. The signs are consistent with Caltrans signage for historic landmarks and features along highways, with white lettering on a brown background. The process for placement of these signs requires approval from Caltrans and the State Office of Historic Preservation. Councilmember Keith Sweet has worked with both of these agencies to secure the required approvals for this placement. In addition, he sought approval from the Kelmedy Mine Foundation, since they prepared the National Register of Historic Places application for the Kemledy Mine Historic District which allows these signs to be placed. A resolution from the City Council is also required. The signs will be placed in the approach zone to the Jackson Gate Road/Highway 49 intersection for both the northbound and southbound directions. The intent of these signs is to attract more visitors to the Kennedy Tailing Wheels, as well as the Jackson Gate region that lost its signage when the southeast portion of this intersection was commercially developed. The total materials cost is estimated at approximately \$1,000 and the signs can be installed by the City's Public Works Department.

Mayor Crew opened the public discussion. Hearing no comments, Mayor Crew closed the public discussion.

Moved by Vice-Mayor Gonsalves, and seconded by Councilmember Garibaldi, and unanimously carried to review the Caltrans directional signage request for directing motorists to the Kennedy Tailing Wheels and adopt Resolution No. 2012-37, requesting placement of these signs on Highway 49 near Jackson Gate Road.

Mayor Crew called for a recess at 7:56 p.m. Mayor Crew reconvened the meeting at 8:00 p.m.

12. CLOSED SESSION

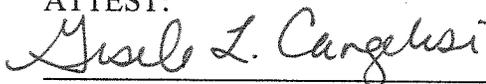
- a. Conference with Legal Counsel – Existing Litigation (Subdivision (a) of Section 54956.9).
Name of case: Orescan v. City of Jackson, 12-CV-7862.
- b. Public Employment. Title: Fire Chief. (Pursuant to Government Code Section 54957).
- c. Conference with Labor Negotiator - Agency designated representatives: Michael Daly, City Manager. Unrepresented employees: Fire Captain, Fire Engineer.

Vice-Mayor Gonsalves reconvened to Open Session at 8:57 p.m. and announced there was no reportable action taken.

13. ADJOURNMENT

Adjourn: 8:58 p.m.

ATTEST:



Gisele L. Cangelosi, City Clerk

Date Approved: October 9, 2012