

Jackson City Council
Minutes
Regular Meeting of September 27, 2010

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

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

COUNCIL MEMBERS ABSENT:

Patrick Crew

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

1. CEREMONIAL.

- a. Proclamation Congratulating the Jackson Woman's Club on the occasion of their Centennial Celebration, 1910-2010. Mayor Gonsalves summarized proclamation. The proclamation will be presented at their Centennial Celebration Open House being held Saturday, October 9 from 2:00 p.m. to 5:00 p.m. at the Jackson Civic Center.

Evelyn Caccia, Jackson Woman's Club President, stated the celebration is opened to the public and hopes the City Council will attend.

- b. Proclamation Honoring Toni Fancher for her service to downtown Jackson. Mayor Gonsalves presented Toni Fancher with the proclamation honoring her for her service to downtown Jackson. Toni Fancher thanked the City Council, Jackson Police Department and Jackson Volunteer Fire Department for all their support and assistance.

Linda Hein, Hein & Company Books, presented a tribute outlining Toni Fancher's 17 years of dedicated service to the Jackson Business Improvement District and this community.

Kam Merzłak, Merzłak Signs, congratulated Toni Fancher and stated she is the reason he has gotten involved in this community.

Sue Slavick, TSPN, express gratitude to Toni Fancher for all she has done for Main Street and this community.

2. APPROVAL OF AGENDA.

Moved by Councilmember Lewis, seconded by Councilmember Sweet, and unanimously carried to approve the City Council Agenda dated September 27, 2010 as presented.

3. PUBLIC MATTERS NOT ON THE AGENDA.

Bill Orescan, Jackson, stated he submitted a public records request in July to obtain information from Eco: Logic regarding effluent flows from July 2002 through December 2003. To date he has not received the information and asked the City Council to take action.

City Manager Daly reported staff was working on obtaining this old data for Mr. Orescan.

Thornton Consolo, Jackson, stated last week he filed a complaint at the City regarding illegal signs with regards to the upcoming election. Merzlak Signs currently displays some of the candidate signs at their location, which is an unfair advantage to the other candidates. He felt belief Merzlak Signs does not comply with the Sign Ordinance.

Jack Georgette, Jackson, suggested Merzlak Signs turn the signs around which would eliminate the problem. He inquired if the signs were determined to be not in compliance, what action would be taken. City Manager Daly stated staff could request the signs be removed.

Kam Merzlak, Merzlak Signs, stated it cost \$4,000 to insure his business at this location and felt he should be allowed to advertise Merzlak Signs by displaying any sign during the drying process.

City Manager Daly stated the Sign Ordinance was amended in 2008 to comply with guidance from the courts on the application of First Amendment principles to signs. Being that Mr. Consolo's complaint was received on Friday and due to the unique nature of the complaint, staff has contacted the City Attorney for assistance in this matter. This item will be agendaized at the next City Council meeting for consideration.

4. CONSENT CALENDAR.

- a. Approval of Minutes of September 13, 2010 meeting.
- b. Approval of Expenditure Report for September in the amount of \$ 129,853.76.
- c. Accept August 31, 2010 Treasurer's Report and Sales Tax Report.
- d. Approve Special Event Request – Veterans' Day Parade on Main Street, Thursday, November 11, sponsored by American Legion Post 108.
- e. Receive and file Alcoholic Beverage Control Notice of Expanded Premises, Mel & Fayes Diner, 31 State Highway 49/88.

Moved by Councilmember Lewis, seconded by Councilmember Sweet, and unanimously carried to approve as amended except for:

- 1. Councilmember Crew abstained on the approval of Check 233353 in the amount of \$272.28.**

5. ADMINISTRATIVE REPORTS.

Police Chief Morrison reported the Wild West Shindig fundraiser for the Drug Abuse Resistance Education (D.A.R.E) and Jackson Police Activities League (JPAL) will be held Saturday, October 2 at St Sava Mission.

City Manager Daly reported on the following items:

1. Wild West Shindig, fundraiser for the Drug Abuse Resistance Education (D.A.R.E) and Jackson Police Activities League (JPAL) will be held Saturday, October 2 at St Sava Mission.
2. Jackson Senior Center Open House to celebrate 25 years being held Saturday, October 9 from 1:00 p.m. to 3:00 p.m.
3. The Jackson Woman's Club Centennial Celebration, Open House being held Saturday, October 9 from 2:00 p.m. to 5:00 p.m. at the Jackson Civic Center.
4. The Jackson City Slickers would be participating in the Rotary Bowl-a-thon that would be held on October 9, to raise funds for the Jackson Police Activities League (JPAL).

5. AWA Outreach Committee meeting is scheduled for Tuesday, September 28 at the Jackson Civic Center.
6. Girls Night Out (GNO) in downtown Jackson is being held Tuesday, September 28, Main Street.
7. Jackson Revitalization Committee at their last meeting discussed Historic Plaques for Main Street.
8. Jackson Revitalization Committee "Shop Jackson" program is winding down.
9. The Jackson Business and Community Association Kick-off, October 14, 2010 at Thomi.
10. Award bid for the Summit and Waterline Replacement Project will be on the next agenda.

6. COUNCIL REPORTS.

Councilmember Sweet reported on the following items:

1. Attended the Amador County Transportation Commission meeting. Charles Field, ACTC Executive Director, will be holding a workshop in October to discuss ACTC's influence/impact on land use decisions on other agencies in Amador County.

Councilmember Lewis reported she attended the Central Sierra Resource Conservation & Development (CSRC&D) held in Markleeville.

Vice-Mayor Garibaldi reported on the following items:

1. Attended the Amador County Recreation Agency meeting.
2. Attended the Amador County Tourism.
3. Attended the Jackson Revitalization Committee meeting.

Mayor Gonsalves reported she would be attending the Wild West Shindig fundraiser.

DISCUSSION CALENDAR.

7. Request for Façade Program Funding Exceeding Match Limit for 105 Main Street, The Main Event.

City Manager Daly reported the City Council approved a program recommended by the Jackson Revitalization Committee to provide a financial incentive for merchants and/or property owners to improve the appearance of their building façades. The program guidelines allow staff to approve projects requesting \$1,500 or less as a matching amount from the City and provides that the City Council can approve projects that require more than the \$1,500 staff authorized match limit.

A project application was submitted for the Main Event Sports Lounge at 105 Main Street by Richard Harrison. The improvements include removing the existing wood siding to expose the original brick and redwood siding, cleaning and sealing of the brick, replacement of window and door trim, and replacement of the historic wood awning with a corrugated metal roof.

In accordance with the Development Code, the section regarding historic design review requires any project in the historic commercial zone that requires a building permit to be reviewed and approved by the design review committee. Since a design review committee has not been established yet, the Planning Commission is vested with this authority. It reviewed the proposed project on September 20, 2010, and unanimously approved the project design.

Due to the extensive nature of this project, the cost will exceed the staff approval threshold of a \$1,500 match. According to the program guidelines, "If there are sufficient funds available for projects that

exceed the \$1,500 match (\$4,500 total project), then the project would go to City Council for approval of grant funds exceeding the \$1,500 match limit.”

As required by the program guidelines, the applicant has obtained two estimates for the proposed project. The two proposals total \$8,785 and \$9,200, for the basic work to be performed, but the architect for the project, Errol Esbit, noted that there is a lot of restoration work involved with the bricks and paint removal that are not included in the bids. It is also unknown whether any structural work may be required once the false siding on the front of the building is removed. The total projected costs submitted in the request for funding are in the range of \$9,000 to \$12,000. The grant request is for \$3,000 to \$5,000.

As noted in the program guidelines, the City Council has the discretionary authority to provide funding above the \$1,500 match limit on a one-third match ratio. The City Council also set aside \$15,000 from the Measure E transient occupancy tax funding for this program. The program guidelines state that the \$1,500 limit can be exceeded if funds are available. This is the first formal application received by the City. Staff is aware of one other business owner working on an application and applications have been provided to other property and business owners on Main Street who are considering submittal of an application.

The intent of this program is to provide an incentive for businesses in the historic downtown Jackson area to improve the appearance of individual building façades, signs and awnings, as well as the overall look of the district. The building at 105 Main Street is located in the middle of Main Street and its historic appearance is completely hidden behind the false front siding that was placed across the entire frontage at some unknown time. Due to the potential positive impact of this project on the appearance of Main Street, staff is recommending that the additional amount be approved up to a total of \$4,000.

Councilmember Sweet requested Mr. Harrison encourage his patrons use the back patio area for smoking instead of front sidewalk especially once the façade improvements are completed at the Main Event.

Richard Harrison, applicant, was present to answer questions of the City Council. He stated he would request his patrons to use the patio area once the façade improvements are made.

Mayor Gonsalves opened the public discussion. Bill Orescan voiced his concern regarding widen the sidewalks on Main Street. Hearing no further comments from the public Mayor Gonsalves closed the public discussion.

Moved by Councilmember Lewis, seconded by Vice-Chairman Garibaldi, and unanimously carried to. That the City Council approve the request for façade improvement program funding up to a total of \$4,000 as a one-third match for the project at 105 Main Street.

8. ADJOURNMENT.

Adjourn: 7:55 p.m.

ATTEST:



Gisele L. Cangelosi, City Clerk

Date Approved: October 12, 2010