

Jackson City Council
Minutes
Regular Meeting of May 26, 2009

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

Michael Daly, City Manager
Andrew Morris, City Attorney
Scott Morrison, Police Chief
Mark Morton, Fire Chief
Susan Peters, City Planner
Gisele Cangelosi, City Clerk

COUNCIL MEMBERS ABSENT:

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

1. APPROVAL OF AGENDA.

Moved by Councilmember Lewis, seconded by Councilmember Crew, and unanimously carried to approve the City Council Agenda dated May 26, 2009 as presented.

2. PUBLIC MATTERS NOT ON THE AGENDA.

Judy Jebian, Jackson, stated the new sign located at Jackson Creek Plaza blocks the sight line and is hazardous to motorist. City Manager Daly stated that was the approved the Monument sign and that staff will inspection the installation of this sign.

Bill Condrashoff, AWA Director, stated AWA is holding the 2009/2010 Budget Workshop Monday, June 8, 2009 at 9:00 a.m. and stated the City might want to attend or present concerns in writing. City Manager Daly inquired if the July 1, 2009 rate increase was still scheduled. Mr. Condrashoff stated that was correct.

John Plasse, District 1, Board of Supervisor, hoped the AWA representative could explain why the City of Jackson pays the highest rates since City provides their own water distribution. Mr. Condrashoff stated he could not confirm that, but would look into it. City Manager Daly stated that information is in the 2007 AWA Financial Plan and Water Rate Study.

3. CONSENT CALENDAR.

- a. Approval of Minutes of May 11, 2009 meeting.
- b. Approval of Expenditure Report for May in the amount of \$ 175,009.93.
- c. Accept April 2009 Treasurer's Report and Sales Tax Report.
- d. Receive Jackson Fire Department Monthly Report for April 2009.
- e. Adopt Resolution Providing Disaster Workers with Workers' Compensation Coverage.
- f. Approve Request from SIR Amador Branch 96 for Permission to Serve Alcohol at their Picnic at Detert Park on August 6, 2009.
- g. Approve Request from Jackson Lions Club for Use of Detert Park Parking Lot area for Fireworks Sales, June 28 to July 4, 2009.
- h. Approve Special Event Permit – Jackson Lions Club Fireworks Show, July 3, 2009.

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

4. ADMINISTRATIVE REPORTS.

Fire Chief Morton reported on the following items:

1. The month of April the Jackson Fire Department responded to 84 calls last month, 70 medical calls, 2 public assists, 3 fire related, 1 hazardous materials, 8 traffic accidents and 15 percent of the calls were outside of the city limits for automatic aid to the AFPD.
2. The department took a strike team to the Santa Barbara and should be receiving \$35,000 for their support.
3. Assisted with a heart attack victim at the Gold Country Cruise Car Show held Saturday, May 16.

Police Chief Morrison reported on the following items:

1. The Gold Country Cruise Car Show held Saturday, May 16 went well.
2. The Amador Farmers' Market at the western end of Busi Municipal Parking Lot went well.
3. There were 10 arrests over Memorial Day weekend.
4. Working with Fire Chief Morton on Homeland Security Grant funding issues.

City Planner Peters reported the Planning Commission has scheduled a Special Meeting for June 1 to continue the review of the Draft Development Code and anticipates forwarding their recommendation at the June 8 City Council meeting.

City Manager Daly reported on the following items:

1. The Drug Abuse Resistance Education (D.A.R.E.) Graduation will be held Wednesday, May 27.
2. Argonaut Lane Safe Routes to Schools project will start June 8 with a 40-day work schedule for completion.
3. Junior Giants Youth Baseball League registration is now open.
4. The Jackson Revitalization Committee "Shop Jackson Program" kick-off event is scheduled June 3 from 5:30 to 7:00 p.m. in the Council Chambers.
5. Applications for the vacant position on the Kennedy Mine Foundation must be received by 5:00 p.m., June 3.
6. Amador Fire Protection District's Request for Proposals for the Fire Consolidation Study is due June 2.
7. The ACRA Fundraiser will be held Thursday, May 28 at the Kennedy Mine.
8. The Amador County Waste Management's Waste Tire Recycling Event is scheduled for Saturday, May 30 at 12200 Airport Road.
9. Amador Farmers' Market is being held on Sundays through October from 9:00 a.m. to 1:00 p.m. at the western end of Busi Municipal Parking Lot.

5. COUNCIL REPORTS.

Councilmember Crew reported he attended a budget review meeting at City Hall and the LAFCO meeting held Thursday, May 21.

Councilmember Lewis reported she attended the CSRC&D meeting.

Vice-Mayor Garibaldi reported on the following items:

1. Attended the Jackson Revitalization Committee meeting held Thursday, May 14.
2. Tickets are available at City Hall and the Bank of Amador for the ACRA Fundraiser.

Councilmember Sweet reported on the following items:

1. Attended the ACTC meeting.

2. The Neighborhood meetings will be scheduled quarterly, due to lack of public participation.
3. Requested staff inspect the free standing ACRA sign located 15 State Highway 49/88, it appears to be getting larger by the day.

Mayor Gonsalves reported on the following items.

1. Will be attending the Drug Abuse Resistance Education (D.A.R.E.) Graduation.
2. Will be attending the ACRA Fundraiser.
3. The Jackson Revitalization Committee "Shop Jackson Program" kick-off event is scheduled Wednesday, June 3.
4. The City Council will participate in the 128th Annual Italian Benevolent Society's Parade on Sunday, June 7.

DISCUSSION CALENDAR

6. Review of "Notice of Intent to Develop" Application(s) for Resource Constraints and Priority Allocation Policy.

City Planner Peters reported in January 2009, the City Council concurred with the Planning Commission's recommendation to allocate 150 Housing Equivalent Units (HEUs) for project applications in calendar year 2009 under the provisions of the City's Priority Allocation Policy.

The Planning Commission at their April 20, 2009 meeting reviewed the NOID from the Fuller Family Partnership for the Westbend Subdivision located on French Bar Road. The request was for 150 Housing Equivalent Units (HEUs) for a maximum project of 400 single and multi family residences on 277 acres. The Planning Commission determined that this project was too dense and that the proposed school site was inappropriate. Staff was directed to hold a meeting with the applicant, staff, and Commissioners Butow and Devlin to discuss modifying the NOID. At the meeting, held on April 27th, the applicant accepted the concerns of the Planning Commission and was receptive to revising the proposal. The revised NOID requests a total of 80 HEUs. Combining this with the existing 20 HEUs would give the applicant 100 HEUs for a first phase of the project which has been scaled down from a complete project of 400 residential units to 277 units which is consistent with the existing zoning. Additionally, the school site has been dropped and an easement for a potential bypass has been added.

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

Moved by Vice-Mayor Garibaldi, seconded by Councilmember Sweet, and unanimously carried to adopt Resolution No. 2009-24 Approving the Planning Commission recommendation to allocate the Fuller Family Partnership 80 Housing Equivalent Units for their proposed Westbend project.

7. Preliminary Budget Review and Proposed Resolution Finding a Severe Fiscal Hardship if Additional City Property Tax Funds are Seized by the State.

City Manager Daly reported the City of Jackson's budget is based on a fiscal year that begins on July 1. City staff has worked over the past few months to assemble this spending plan for the fiscal year beginning on July 1, 2009 (FY 2009-10). City finances are segregated by three primary fund categories: General Fund, Enterprise Funds and Special Revenue Funds. He gave a preliminary budget status report on the budget preparation and an overview of the major funds. During the next few weeks, the City Manager will be meeting with employee groups and discussing the City budget situation and need for

additional expenditure reductions. A preliminary budget will be presented at the next City Council meeting, including the enterprise and special revenue funds.

Resolution No. 2009-25, declares that a “severe fiscal hardship” is being adopted by cities across the state. The goal is to send a message to the Governor and legislators to keep their hands out of local governments’ pockets and to create a responsible state budget that does not harm local taxpayers receiving local government services for the sake of the state budget.

Moved by Councilmember Crew, seconded by Councilmember Lewis, and unanimously carried to accept a presentation from staff regarding the FY 2009-2010 City Budget and adopt Resolution No. 2009-25, finding a severe fiscal hardship if additional property tax funds are seized by the State of California.

8. Contract for Wastewater Facilities Planning and Design.

City Manager Daly reported the City’s National Pollution Discharge Elimination System (NPDES) permit was renewed in October 2007 and included several requirements to evaluate the impact of the City’s discharge on water quality in the creek and downstream beneficial uses, and to develop a plan to reduce the discharge quantity to minimize any impact on the potable water drawn from Lake Amador. The City has engaged ECO:LOGIC Engineering to provide technical consulting work on its wastewater permit issues since the year 2000, when the previous NPDES permit was renewed and contained the preliminary requirements for testing the effluent and analyzing its impact on public health. They have worked with the City in developing the most likely alternatives that are contained within the proposed scope of services, as well as working with the City and other local wastewater agencies on possible regional solutions to effluent discharge issues. Staff requests authorization to contract with ECO:LOGIC for Task 1 of the Wastewater Facilities Planning and Design project. The estimated cost of this task is \$80,000 and funds are available in the wastewater budget for this activity.

Harold Welborn, ECO:LOGIC, was presented to answer question of the City Council. He provided a summary of the technical consulting work performed with regards to City’s National Pollution Discharge Elimination System (NPDES) permit from 2000 through May 2009. He also discussed the proposed scope of service and answered questions regarding the tasks outlined in the proposed Task 1 of the Wastewater Facilities Planning and Design project and compliance through October 2012.

Mayor Gonsalves opened the public discussion. The following individuals spoke their concerns regarding the Wastewater Facilities Planning and Design: Bill Condrashoff and John Plasse. Hearing not further comments, Mayor Gonsalves closed the public discussion.

Moved by Councilmember Sweet, seconded by Vice-Mayor Garibaldi, and carried by a 4 to 1 vote (Councilmember Lewis dissenting) to authorized the City Manager to enter into a contract with ECO:LOGIC Engineering to prepare and evaluate conceptual plans for disposal options.

9. Review Request from Amador County Recreation Agency for Per Capita Funding Commitment for FY 2009/2010.

Tracey Towner-Yep, ACRA Director, was present to make a presentation regarding the annual ACRA update and membership contributions for funding to support activities of this joint powers organization. ACRA has grown steadily since 2004 and as a fiscal partner, Jackson has helped foster the ideas of cooperation and collaboration, while participating in a stream-lined approach to the provision of

recreation programs, park maintenance and park development. This year, ACRA is asking for a \$5 per capita member contribution in the amount of 21,595. Ms. Towner-Yep thanked the City Council for their consideration for continued support.

After considerable discussion among the City Council and staff, it was the consensus of the City Council to defer this item pending the review of the preliminary budget that will be presented at the next City Council meeting.

10. Planning Commission and Cemetery Committee – Notice of Application Period.

City Manager Daly reported the Planning Commission and Cemetery Committee terms are two years long and expire on June 30. This year, the seats of Planning Commissioners Dave Butow, Kathryn Devlin and Walter Hoeser expire on June 30. The Cemetery Committee seats of Alfred Nunes and Tricia Allen also expire on June 30. The City Council approved accepting applications for these seats until Wednesday, June 17, 2009, in order to allow time for City Council appointment at the regular meeting on June 22, 2009.

11. ADJOURNMENT

Adjourn 9:07 p.m.

ATTEST:

Gisele L. Cangelosi
Gisele L. Cangelosi, City Clerk

Date Approved: June 8, 2009