

Jackson City Council  
Minutes  
Regular Meeting of December 9, 2013

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

Michael Daly, City Manager  
Joshua Nelson, City Attorney  
Mark Morton, Fire Chief  
Gisele Cangelosi, City Clerk

**COUNCIL MEMBERS ABSENT:**

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

1. **CEREMONIAL.** City Manager Daly reported Public Works Superintendent Dan Wurzburger was present to introduce the new Public Works Department employees. He thanked Superintendent Wurzburger for the great job as acting Superintendent.

Superintendent Wurzburger then introduced Public Works Department Employees, Maintenance Worker Bree Wilder and Cemetery Sexton Andrew Smalldon.

2. **APPROVAL OF AGENDA.**

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

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

Lucy Hackett, President JBCA, was presented to thank the City Council, Public Works, Police Department and Fire Department for their assistance during Christmas Delights.

Vice-Mayor Gonsalves thanked the JCBA for doing a wonderful job with this year's Christmas Delights. Mayor Crew stated Lucy Hackett deserves a lot of credit for this year's event.

4. **CONSENT CALENDAR.**

- a. Approval of Minutes of November 25, 2013 meeting.
- b. Approval of Expenditure Report for the period of December the amount of \$ \$484,439.59.
- c. Approval of Salary related items for November amount of \$274,188.10.
- d. Accept October 2013 Treasurer's Report and Sales Tax Report.
- e. Receive Jackson Fire Department Monthly Report for November 2013.
- f. Receive Jackson Police Department Monthly Report for November 2013.
- g. Receive Building Department Monthly Report for November 2013.
- h. Approve Meeting Schedule for 2014.
- i. Approve Special Event - Operation Care Color Fun Run/Walk, February 1, 2014.

**Moved by Vice-Mayor Gonsalves, seconded by Councilmember Garibaldi, and unanimously carried to approve the Consent Calendar except for.**

**Councilmember Sweet abstained on the approval of Check 238468 in the amount of \$570.79.**

**Mayor Crew abstained on the approval of Check 238443 in the amount of \$30.00.**

## **5. ADMINISTRATIVE REPORTS.**

City Manager Daly reported on the following:

1. Public Works and Water Department assisted with numerous winter storms related calls.
2. Santa Patrol will start December 19 through December 22 and Santa will be accepting canned food donation for the Interfaith Food Bank. The Santa's route is posted on the Jackson website.
3. Sierra Nevada Conservancy Board meeting was held at the Civic Center December 4 and December 5.
4. The City's NPDES permit was approved at the RWQCB meeting held December 5. This item will be on the January 13 agenda for further discussion regarding compliance.
5. Downtown Parking Meters will be on the January 13 agenda for further discussion.
6. The Daisy Troup decorated the Civic Center's Christmas tree with their homemade blue snowflakes ornaments on Saturday.
7. Tonight's meeting is the last meeting for 2013 and he wished everyone a Merry Christmas.

Fire Chief Morton reported on the following:

1. Jackson Fire Department in November 2013 responded to 112 calls last month, 80 medical calls, 11 public assists, 15 fire related, 0 hazardous materials, 6 traffic accidents and 24 of the calls or 21 percent were outside of the city limits for automatic aid to the AFPD.
2. Christmas Delights took place without any problems.
3. Santa Patrol will start December 19 through December 22.

## **6. COUNCIL REPORTS.**

Vice-Mayor Gonsalves reported the next Amador County of Tourism meeting is an evening mixer at Add Art Thursday, December 12 at 5:30 p.m. She has raffle tickets if anyone is interested.

Mayor Crew reported attended the Jackson Business Community Association meeting.

## **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. Review of Concept for Fire Station Mural.**

City Manager Daly reported at the November 12, 2013, City Council meeting, the possible painting of a mural on the highway side of the Main Street Fire Station was discussed. The general consensus of the City Council was to request local artist Rand Huggett to refine the concept of the mural spelling out Jackson, with various tourism aspects depicted in each letter. This would be similar to the classic post card using this style. A copy of the general concept created by Mr. Huggett was provided. It features, 1) the confluence of Jackson Creek, featuring a Native American and a Gold Miner, 2) the County Museum, 3) St. Sava Church and historic cemeteries, 4) the Kennedy Mine and Tailing Wheel Park, 5) the Mokelumne River and "gateway to Sierra recreation," 6) parades and fireworks, and 7) historic Main Street looking towards the National Hotel. It also includes the City's motto of "preserving our

past, enriching our present and building our future, as well as the founding date of 1848. Poppies will also provide some background around the Jackson letters.

Staff recommends moving forward with this project and allocating \$5,000 from the Measure E funding this fiscal year. This project fits within the defined purposes of Measure E funding for economic development, tourism and downtown revitalization. Mr. Huggett anticipates that the project will take about a month of painting time and would be ready to start in January, weather permitting.

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 Lewis, seconded by Vice-Mayor Gonsalves, and unanimously carried to pass a motion approving up to \$5,000 in funding from the Measure E Transient Occupancy Tax for painting a mural on the Jackson Fire Station by Rand Huggett.**

#### **8. Public Hearing – Protest Hearing for ACES Waste Services proposed 1.76% Rate Increase Effective January 1, 2014.**

City Manager Daly reported on Thursday, October 24, the City mailed a notice of public hearing to all property owners and customers of ACES Waste Services, Inc., within Jackson city limits regarding an indexed rate increase in 2014. This notice was mailed in conformance with the requirements of Proposition 218 to provide a 45 day notice to affected and potential customers. The notice details a proposed rate increase of 1.76% scheduled to be effective on January 1, 2014. The purpose of the notice was to notify customers and property owners that protest would be accepted until this public hearing on December 9, 2013, if they objected to the approval of these increases. As of this date, only two protests have been received. Written protests may be received up until the close of the public hearing at the City Council meeting on December 9, 2013. If less than 50% of the eligible protestors submit a protest, the City Council may adopt the attached resolution allowing for the 1.76% rate increase.

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 Vice-Mayor Gonsalves, seconded by Councilmember Lewis, and unanimously carried to approve Resolution No. 2013-22 Approving a Rate Increases of 1.76% effective January 1, 2014.**

#### **9. Ordinance for Adoption of the 2013 Edition of the California Building Standards Code.**

City Manager Daly provided a brief overview of this item. In July of 2013, the California Building Standards Commission approved the 2013 California Building Standards Code. While the 2013 California Building Standards Code will take effect on January 1, 2014 regardless of City action, state law allows cities to adopt and amend the codes to meet local needs. The draft ordinance will adopt the 2013 California Building Standards Code and make minor amendments which are consistent with those adopted by the City Council during the 2010 code adoption cycle. The draft ordinance will also repeal Chapter 14.08 of the Jackson Municipal Code which contains an older version of the California Fire Code.

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 Vice-Mayor Gonsalves, seconded by Councilmember Sweet, and unanimously carried to approve Ordinance 676 amending Chapters 14.04 and 14.08 of the Jackson Municipal Code adopting and amending the 2013 California Building Standards Code.**

**10. Award of Bid – Magnesium Hydroxide Feed System Project for Wastewater Treatment Plant.** City Manager Daly reported the City's wastewater treatment plant has several projects determined necessary to comply with the Administrative Civil Liability penalties incurred due to increasing water quality requirements. Adding a magnesium hydroxide feed system to the plant process is one such project and was budgeted for FY 2013-2014. This project is first in a series of upcoming upgrades to insure compliance with the State discharge requirements. There were a total of four bids opened on Wednesday, November 20, 2013 and are as follows:

K. W. Emerson Inc.	\$109,735.00
TNT Industrial Contractors, Inc.	\$148,268.14
RE Smith Contractor, Inc.	\$154,000.00
JJM Engineering Contractors	\$215,830.00

The City Engineering Department and Stantec reviewed the proposed bids to confirm compliance with the project specifications. The City Engineering Department met with the low bidder to discuss the scope of project and the proposed bid and is comfortable with the bid and the contractor. Work should start mid-January 2014.

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 Garibaldi, seconded by Councilmember Gonsalves, and unanimously carried to adopt Resolution No. 2013-23 approving a Notice of Award to K. W. Emerson Inc., as the lowest responsible bidder for the subject project in the amount of \$109,735.00.**

#### **11. Committee Assignments for 2014.**

City Manager Daly reported tonight's action was that the Mayor review the provided list of committee positions with the City Council and accept comments from the Councilmembers regarding preferences for 2014 committee assignments.

Mayor Crew reported each year the Mayor reviews appointments and makes assignments to the numerous committees and liaison roles required of City Council members. The provided list is a roster of all assignments detailing the current appointed members and meeting times of the various committees and organizations.

