

Jackson City Council  
Minutes  
Regular Meeting of January 24, 2011

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  
Scott Morrison, Police Chief  
Gisele Cangelosi, City Clerk

**COUNCIL MEMBERS ABSENT:**

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

**1. CEREMONIAL.**

- a. **Presentation of Jackson Rotary Bowl-A-Thon funds by Jim Rooney.** Jim Rooney presented the City Slickers with a check in the amount of \$875.00 from the Rotary Bowl-A-Thon Funds. City Manager Daly thanked the Jackson Rotary for hosting this annual event and City staff for their participation. The funds will be used for the Jackson Police Activities League (JPAL) Junior Giants baseball program.

**2. APPROVAL OF AGENDA.**

**Moved by Councilmember Lewis and by Councilmember Crew, and unanimously carried to approve the City Council Agenda dated January 24, 2011 as presented.**

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

Shirley Dajnowski, Jackson, requested shrubs at the intersection of New York Ranch Road and the Rollingwood entrance be taken care of. City Manager Daly stated he would contact the appropriate individuals to take care of this matter.

**4. CONSENT CALENDAR.**

- a. Approval of Minutes of January 10, 2011 meeting.
- b. Approval of Expenditure Report for January in the amount of \$ 195,863.56.
- c. Receive Jackson Fire Department Monthly Report for December 2010.
- d. Adopt Resolution Approving City's Investment Policy.

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

1. **Councilmember Crew abstained on the approval of Check 233884 in the amount of \$1166.38.**

**5. ADMINISTRATIVE REPORTS.**

Fire Chief Morton reported the Fire Department held their annual appreciation dinner last week. He reiterated Fire Captain Martinson, Fire Engineer Greathouse and Fire Engineer Podesta are doing great job and have taken a lot of the burden off him, Fire Captain Tremaine and Fire Captain Fishback.

The Jackson Fire Department responded to 109 calls last month, 61 medical calls, 14 public assists, 10 fire related, 5 hazardous materials, 4 traffic accidents and 22 of the calls were outside of the city limits for automatic aid to the AFPD. Total calls for 2010 was 856 calls for 2010, 590 medical calls, 79 public assists, 78 fire related, 15 hazardous materials, 94 traffic accidents. There were 939 total calls for 2009 and 932 total calls for 2008.

Police Chief Morris reported the Police Department responded to 510 calls last month. He provided a brief recap of the vehicle accident at the Amador Medical Center located at 817 Court Street.

City Attorney Morris reported he and his colleagues put on the AB1234 Ethics Training Class held today at the Amador County Administration Building. Local agency officials are required to take the training at least once every two years and he would be more than pleased to provide this training at the City at that time.

City Manager Daly reported on the following:

1. The Clean It & Green It is set for Saturday, April 16 from 10:00 a.m. through 2:00 p.m. Staff has been working with Jim McHargue County Waste Management.
2. Amador County Arts Council will be hosting the Jazzin' It Up in Jackson on Saturday June 25 from 5:00 p.m. to 8:00 p.m.
3. The Jackson Revitalization subcommittee for the Creekwalk Project will be meeting Wednesday with local engineering firms to discuss the project.
4. Attended the Fire Department's annual appreciation dinner and noted it is an honor to have all these dedicated employees.
5. The Sewer Rate Committee will submit the Wastewater Permit Compliance update and recommendations for consideration at the February 14 meeting.

## **6. COUNCIL REPORTS.**

Councilmember Crew reported on the following items:

1. Attended the Air Quality Control Board meeting.
2. Attended the Local Area Formation Commission meeting.

Councilmember Garibaldi reported he attended the Amador County Recreation Agency meeting.

Vice-Mayor Sweet reported on the following items:

1. Attended the Fire Department's annual appreciation dinner.
2. Attended the ACTC meeting.
3. Made presentations through out the county for the Kennedy Tailing Wheel Preservation Project.

Mayor Gonsalves reported on the following items:

1. Attended the Fire Department's annual appreciation dinner.
2. Attended the City Selection meeting.
3. Will be attending the Revitalization meeting regarding the Creekwalk.

## **DISCUSSION CALENDAR.**

### **7. Measure E Funding Request from Amador County Chamber of Commerce.**

City Manager Daly provided a brief history of the Measure E Funding. The Measure E Advisory Committee, whose membership includes Stan Lukowicz, Tom Peyton, Keith Sweet and Atul Patel, met on January 13 to review the updated ACCC proposal. The Chamber requested \$15,000 "for the purpose

of promoting, exploiting and servicing business and tourism in Amador County.” At the meeting, Tom Blackman and Mark Borchin represented the Chamber of Commerce Board of Directors and they explained the steps the Board has taken to assure that its finances are transparent and accountable to all of its members. He emphasized that the current Board is regaining the trust of its membership and attendance at Chamber events is growing. The primary topic at the committee meeting was the collaboration between the Chamber of Commerce and the Amador Council of Tourism to ensure that duplication of effort is minimized and financial resources provided to these organizations to bring more visitors to Jackson are utilized efficiently. Mr. Blackman acknowledged that this was important as well, but that efforts of the Board over the past several months have been focused on organizational issues and meeting the basic needs of Chamber members.

The committee approved a recommendation to provide \$4,000 in funding at this time, and to allow the Chamber to develop a stronger relationship with ACT over the next three months. The Committee recommended that a meeting be held at that time and if it appears that significant progress is being made, than an additional \$8,000 be provided to the Chamber of Commerce, an amount similar the Measure E funding awarded to ACT in July. The additional \$8,000 in funding would be at the discretion of the committee.

Tom Blackman, Chamber of Commerce, Vice-President, was present to answer questions of the City Council. He stated the Chamber of Commerce would collaborate with the Amador Council of Tourism as recommended by the Measure E Advisory Committee.

After considerable discussion among the City Council and staff the following motion was made:

**Moved by Councilmember Lewis, seconded by Councilmember Garibaldi, and unanimously carried to approve the Measure E Funding Committee’s recommendation to provide \$6,000 in Measure E funding to the Amador County Chamber of Commerce, with a commitment to provide an additional \$6,000 in three months conditioned on committee approval.**

#### **8. Establish a Recognition Board in City Cemetery to Honor Distinguished Citizens.**

Walt Hooser, Jackson Cemetery Committee, reported the Jackson City Cemetery Committee has been fortunate to succeed in encouraging citizens to provide volunteer support to the City Cemetery. In order to provide appropriate recognition to those citizens, the Committee proposes a “City Cemetery Honor Sign” be erected to honor these deserving individuals and organizations. Once a year, the Cemetery Committee shall review Jackson citizens and organizations that have given help to the cemetery during the year to determine if their exemplary service benefited the Jackson City Cemetery. The Cemetery Committee shall report its findings and recommendations to the City Council. Upon approval of the Cemetery Committee’s recommendation, the individual’s name will be placed on the Honor Sign.

After considerable discussion among the City Council and staff the following motion was made:

**Moved by Councilmember Garibaldi, seconded by Councilmember Crew, and unanimously carried to approve the recommendation of the Cemetery Committee to approve the establishment of a recognition/honor sign at the Cemetery and a procedure for selection of honorees; and accept a verbal report from the Cemetery Committee regarding efforts to improve their database, utilize probationers for cemetery upkeep and other miscellaneous items.**

Charlene Buckley, Sexton, provide a brief update of the work being done on the Cemetery database, general Cemetery maintenance. She also noted she currently has five probationer assisting her in the Cemetery with a total of 1,000 hours of free labor.

#### **9. Report on City Corporation Yard Options from Oro De Amador Study Group.**

Bob Devlin, Oro De Amador Study Group, reported he has made a presentation to the Cemetery Committee regarding relocation of the City Corporation Yard. Possible relocation of the City Corporation Yard has been an open issue for some time with a small amount of money allocated to this purpose. The yard sits in close proximity to cemeteries, residences, senior care facility and the ODA property. It has many vehicles surrounding a 3000 square foot building. Mike Daly, Jackson City Manager, has shared the following information: Years back there was strong opinion expressed that it was inappropriate to have it in its current location due to the visual blight it creates being adjacent to the cemetery. As a result, the City began setting aside funding for the move and there is currently \$49,000 reserved for this purpose. Funds have not been put in this sinking fund the past two years due to fiscal constraints. Other than setting aside these funds, no other planning has taken place for this move, nor does City have any sources of funds at this time for the project.

Interview with County staff indicated that it is important that the corporation yard be centrally located for ease of access to every part of the City served. The current location is excellent from both Tyack Lane (north City) and Cemetery Lane (south City). Access from New York Ranch Road to any ODA site would be beneficial. There are obvious advantages in keeping the current building where it is. Cost is a big consideration along with the good functionality of the structure for City public works needs. So to justify moving the building at all would require an overriding need to do so. The major objection to the current site seems to be its visual blight as a transition between cemetery and neighborhood uses. The vehicles and equipment surrounding the building have the most noticeable impact on views. The tentative recommendations to keep the building at the current location that was provided at the July 26, 2010 City Council meeting. Wording for a proposed resolution concerning the Jackson Cemetery Land was also provided for consideration.

Walter Hooser, Cemetery Committee, stated the committee received Mr. Devlin's presentation. He noted for the record the Committee acknowledges the City does not have the funds for the relocation but it was still the consensus of the committee that the Corporation Yard be relocated when funds become available.

Mayor Gonsalves opened the public discussion. The following individuals spoke regarding the relocation of the City Corporation Yard, John Otto and Thornton Consolo. Hearing no further comments from the public, Mayor Gonsalves closed the public discussion.

After considerable discussion among the City Council and staff, no action was taken on this item.

#### **10. Mid-Year Budget Review.**

City Manager Daly reported on June 28, 2010, the City Council adopted the City Budget for FY 2010-11. During these challenging financial times, budgeting for the General Fund has become increasingly difficult due to the dramatic declines in revenue. At the start of the recession, the City relied on reserves to maintain operations. With a realization, however, that the economic conditions were more dramatic than with previous downturns in the economy, many difficult decisions have been implemented by the City Council to balance the General Fund budgets, including hiring and salary freezes, furloughs and the layoff of three full-time employees at this time last year. This time of year is also when the preliminary

state budget is released. The main statewide topic for cities is related to redevelopment, however, some major questions remain unanswered regarding funding for two key law enforcement programs: the COPS program and the ACCNET drug task force. It is also apparent that the Governor's office does not intend to continue pushing off the structural deficiencies in the state budget and other local government impacts could occur during the budget process as a result. The City Council was provided the mid-year budget review regarding the General Fund, Enterprise Funds Water and Wastewater and Special Revenue Fund.

#### **11. Award of Bid – Paving Project at Detert Park Around Aime Field.**

City Manager Daly reported on November 8, 2010, the City Council directed staff to advertise bids for construction of a concession and rest room building at Detert Park/Aime Field using Proposition 40 Park Bond Act funding. Building construction has proceeded smoothly and it is anticipated the building will be completed for approximately \$145,000, which is within one thousand dollars of the pre-bid construction estimate. The total funding available from the Proposition 40 grant is \$181,496. Funds were also budgeted for engineering costs, advertising the bids, and placing required signage, leaving approximately \$30,000 for paving. It was also planned that the second part of this project would be paving the around the baseball diamond area should adequate funding from the Proposition 40 funds remain following the construction of the building.

The paving project was advertised with a base bid paving area, which incorporates most of the parking around the baseball field, except the area from the new concession building to the tennis courts. In addition, during the preparation of the specifications for the paving some drainage improvements on the north side of the project area were identified and added to the paving specifications. An additive bid item to pave the complete area (including in front of the new building and over to the tennis courts) was also included in the specifications. Although the preliminary estimate for paving was \$30,000, the additional drainage and paving work increased the cost in the bids received. While the amount of paving could have been reduced, it is staff's recommendation to complete paving of the entire area at this time. Bids were advertised on December 23, 2010 and the bid opening was January 20, 2011 at 3:00 p.m. and with three contractors submitting bids, which included Doug Veerkamp, John Hertzig and George Reed. The lowest one received was from John Hertzig in the amount of \$ 49,070.00. The City Engineering/Building Department reviewed the proposed bids and found the low bid submitted by John W. Hertzig, Contractor, to be in compliance with the bid specifications. Work is scheduled to begin in February and the contractor is aware of the time constraints related to the funding for this project. The contract specifications call for the work to be completed no later than March 11, 2011.

**Moved by Councilmember Garibaldi, seconded by Councilmember Lewis, and unanimously carried to adopt Resolution No. 2011-03 approving a Notice of Award to John W. Hertzig, Contractor, as the lowest responsible bidder for the subject project in the amount of \$49,070.00, and authorizing the transfer of \$21,000 from the Park In-Lieu Fee fund to complete the funding for this project.**

#### **12. Vacancy – Cemetery Committee.**

City Manager Daly reported Karma Heald submitted her resignation of from the Cemetery Committee and tonight's recommendation would be to accept her resignation and publicly announce that one Cemetery Committee seat, expiring on June 30, 2012, is open for applications until March 7, 2011. Cemetery Committee members must be residents of the City of Jackson.

It was the consensus of the City Council to accept applications for this seat until Monday, March 7, 2011, in order to allow time for City Council appointment at the regular meeting on March 14, 2011.

**13. CLOSED SESSION**

- a. Conference with Legal Counsel -- Anticipated Litigation. Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: One Case (related to subdivision map application for Rollingwood Estates Mobile Home Park).
- b. Public Employee Annual Performance Evaluation: City Manager. (Pursuant to Government Code Section 54957)

Vice-Mayor Sweet reconvened to Open Session at 9:49 p.m. and stated there was no reportable action on Item 13a. Conference with Legal Counsel – Anticipated Litigation.

Vice-Mayor Sweet reported on Item 13b. Public Employee Annual Performance Evaluation: City Manager: The City Council unanimously commended City Manager Daly for his continued excellence in his management of the City's personnel, budget and public relations. The City Council stated their appreciation and acknowledgement of the extra efforts that City Manager Daly puts into the management of the City's affairs in these difficult times.

**14. ADJOURNMENT**

Adjourn 9:50 p.m.

ATTEST:

  
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Gisele L. Cangelosi, City Clerk

Date Approved: February 14, 2011