

# CITY OF ANGELS CITY COUNCIL MINUTES

**Tuesday, February 17, 2015**

Council Members Present: Mayor Wes Kulm, Vice Mayor Elaine Morris, Council Members Bert Sobon, Amanda Folendorf and Scott Behiel

Staff Present: Michael McHatten, Dave Myers, Dave Hanham, Julie McManus, Nathan Pry, Todd Fordahl, and Mary Kelly

## **5:30 p.m. CALL TO ORDER**

Chair Kulm called the City Council meeting to order at 5:30 p.m. The City Council convened to closed session. Chair Kulm reconvened to open session.

## **6:00 p.m. REGULAR MEETING**

### **ACTION TAKEN IN CLOSED SESSION**

#### **A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

Property: 200 Monte Verda, Angels Camp; Agency Negotiator: Michael McHatten, City Administrator; Negotiating party: Mark Twain Medical Center; Under negotiation: price and terms of payment.

Council Action: Item continued for discussion after regular meeting.

#### **B. PURSUANT TO CALIFORNIA CODE SECTION 54957: Performance Evaluation – City**

Administrator

Council Action: Item continued for discussion after regular meeting.

### **APPROVAL OF AGENDA**

MOTION by Council Member Sobon, seconded by Council Member Behiel and carried 5-0 APPROVING THE AGENDA AS PRESENTED.

### **CONSOLIDATED STAFF REPORT**

The consolidated report was reviewed. The City Administrator stated he would be scheduling a date for the Planning Commission/City Council workshop.

### **COUNCIL UPDATES**

#### **Scott Behiel**

- Attended UWPA and DAC.

#### **Elaine Morris**

- Attended CCOG where John Gomes was appointed 2015 Chair. There is still a vacancy for a citizen member of the CCOG.

#### **Bert Sobon**

- Attended CPPA, IRWM, Highway 4/49 Advisory Committee meeting, UWPA Emergency Action Plan meeting, UWPA staff meeting, CCOG, Tuolumne County Brown Act Training.
- Appointed chair of the UWPA.

#### **Amanda Folendorf**

- Attended CCOG

#### **Wes Kulm**

- Attended CCOG, DAC

### **PUBLIC COMMENT**

There were no comments from the public in attendance.

## FEATURED BUSINESS

Greg Eason from Mike's Pizza provided the Council with information on his pizza business. He and his wife Teresa moved from the Bay Area and opened the business with 3 employees. He said he gives 90% of his budget back to the community. He provides pizzas to Mark Twain Elementary and Bret Harte High School and has had a 'partnership' with them for 23 years. He provides FHA scholarships to both schools. He estimates 60-65% of his business comes from local residents.

## CONSENT AGENDA

Council Member Kulm removed Item 'e' for comment.

MOTION by Council Member Morris, seconded by Council Member Sobon and carried 5-0 ADOPTING THE REMAINING AGENDA ITEMS:

- a. Approve Minutes of Regular meeting of January 20, 2015 – Abstain: Council Member Behiel
- b. Approve Resolution No. 15-02. A Resolution Authorizing Submittal of a Grant Application to California Department of Water Resources for Flood Emergency Response Projects
- c. Adopt Resolution 15-03. A resolution approving the closure of State Route 49 for Gold Rush Day celebration on October 17, 2015.
- d. Adopt Resolution No. 15-04 Approving Annual Youth Parade

Consent Item 'e' – Adopt Resolution 15-05 approving revisions to the Central Sierra Economic Development District (CSEDD) Joint Powers Agreement.

Council Member Kulm voiced his comments on the City's partnership with the other city members in the CSEDD.

MOTION by Council Member Morris, seconded by Council Member Sobon and carried 5-0 ADOPTING CONSENT AGENDA ITEM 'e'.

## REGULAR AGENDA

### **1. ADOPT RESOLUTION APPROVING TEMPORARY ROAD CLOSURE OF SR 49 IN THE HISTORIC DISTRICT AND CLOSURE OF SEVERAL CITY STREETS FOR THE MARK TWAIN BADGER BOOSTERS ANGELS CAMP 5K/10K GOLD RUN**

MOTION by Council Member Sobon, seconded by Council Member Folendorf and carried 5-0 ADOPTING RESOLUTION NO. 15-11. A RESOLUTION APPROVING ROAD CLOSURE OF STATE ROUTE 49 IN THE CITY OF ANGELS HISTORIC DISTRICT AND ALSO THE CLOSURE OF SEVERAL CITY STREETS FOR THE MARK TWAIN BADGER BOOSTERS ANGELS CAMP 5K/10K GOLD RUN

A request by the Fun Run Committee to waive the staff costs for assisting in the 2014 Fun Run will be brought back to the Council March 3<sup>rd</sup> for discussion.

The Fun Run Committee was directed to present a FY 2015/2016 budget request for City funding assistance for the 2015 Fun Run.

### **2. PUBLIC HEARING: APPROVAL OF ZONE ORDINANCE TEXT AMENDMENT (ZOTA) ADDING SECTION 17.06.190 AND SECTION 17.06.200 AND AMENDING CHAPTERS 17.09, 17.15, 17.18, 17.21, 17.24, 17.27, 17.30 and 17.39**

Planning Director David Hanham reviewed the background of this ordinance.

7:06 pm - Public Hearing Opened

The Mayor asked if there were any comments or questions from the public. There being none, the Public Hearing was closed at 7:07 pm.

MOTION by Council Morris, seconded by Council Member Behiel and carried 5-0 APPROVING THE ORDINANCES DETAILED BELOW: NO. 467, No. 468 and No. 469.

- A. ADOPT ORDINANCE NO. 467. AN ORDINANCE ADDING SECTION 17.06.190 TO TITLE 17 (ZONING), CHAPTER 06 (GENERAL PROVISIONS) OF THE CITY OF ANGELS MUNICIPAL CODE ADOPTING PROCEDURES FOR MODERATE, LOWER, VERY LOW INCOME, AND SENIOR HOUSEHOLDS.
- B. ADOPT ORDINANCE NO. 468. AN ORDINANCE ADDING SECTION 17.06.200 TO TITLE 17 (ZONING), CHAPTER 06 (GENERAL PROVISIONS) OF THE CITY OF ANGELS MUNICIPAL CODE ADOPTING PROCEDURES FOR ALLOWING REASONABLE ACCOMMODATION PROCEDURES FOR PERSONS WITH DISABILITIES.
- C. ADOPT ORDINANCE NO. 469. AN ORDINANCE AMENDING TITLE 17 OF THE CITY OF ANGELS MUNICIPAL CODE, TO IMPLEMENT ADOPTED PROGRAMS IN THE ANGELS CAMP GENERAL PLAN HOUSING ELEMENT BY ADDING GENERAL PROVISIONS AND DEFINITIONS FOR "EMERGENCY SHELTER", "FAMILY", "SUPPORTIVE HOUSING", "TARGET POPULATION", AND "TRANSITIONAL HOUSING"; AMENDING THE RA, R1, R2, R3, AND REC ZONING DISTRICTS TO RECOGNIZE TRANSITIONAL HOUSING AND SUPPORTIVE HOUSING AS A PERMITTED USE IN A SINGLE-FAMILY OR MULTI-FAMILY DWELLING AND SUBJECT TO THE SAME REQUIREMENTS AS A SINGLE OR MULTI-FAMILY DWELLING IN THE SAME ZONE; AMENDING THE CC AND SC ZONING DISTRICTS TO ALLOW EMERGENCY SHELTERS AS A PERMITTED USE; AND ADOPTING NON-DISCRETIONARY DESIGN STANDARDS FOR EMERGENCY SHELTERS

**3. ADOPT RESOLUTION ESTABLISHING A NUISANCE ABATEMENT FEE AND ADOPT RESOLUTIONS APPROVING ABATEMENT COST FOR MITIGATING FIRE HAZARDS/PUBLIC NUISANCE ON FOUR (4) CITY PARCELS**

- 1. MOTION by Council Member Sobon, seconded by Council Member Morris and carried 5-0 Adopting Resolution No. 15-06. A RESOLUTION ESTABLISHING A NUISANCE ABATEMENT FEE PURSUANT TO SECTION 8.10.100 OF THE ANGELS CAMP MUNICIPAL CODE.
- 2. MOTION by Council Member Sobon, seconded by Council Member Morris and carried 5-0 Adopting Resolution No. 15-07. A RESOLUTION CONFIRMING THE COSTS TO ABATE A PUBLIC NUISANCE ON CALAVERAS COUNTY ASSESSOR PARCEL NUMBER 058-080-004 LOCATED AT 745 GRINDING ROCK ROAD AND DIRECTING A SPECIAL ASSESSMENT AND LIEN UPON THE PARCEL IN THE AMOUNT OF \$632.25.
- 3. MOTION by Council Member Sobon, seconded by Council Member Morris and carried 5-0 Adopting Resolution No. 15-08. A RESOLUTION CONFIRMING THE COSTS TO ABATE A PUBLIC NUISANCE ON CALAVERAS COUNTY ASSESSOR PARCEL NUMBER 058-080-007 LOCATED AT 763 GRINDING ROCK ROAD AND DIRECTING A SPECIAL ASSESSMENT AND LIEN UPON THE PARCEL IN THE AMOUNT OF \$607.25
- 4. MOTION by Council Member Sobon, seconded by Council Member Morris and carried 5-0 Adopting Resolution No. 15-09. A RESOLUTION CONFIRMING THE COSTS TO ABATE A PUBLIC NUISANCE ON CALAVERAS COUNTY ASSESSOR PARCEL NUMBER 058-081-009 LOCATED AT 324 MILL ROAD AND DIRECTING A SPECIAL ASSESSMENT AND LIEN UPON THE PARCEL IN THE AMOUNT OF \$682.25
- 5. MOTION by Council Member Sobon, seconded by Council Member Morris and carried 5-0 Adopting Resolution No. 15-10. A RESOLUTION CONFIRMING THE COSTS TO ABATE A PUBLIC NUISANCE ON CALAVERAS COUNTY ASSESSOR PARCEL NUMBER 058-081-005 LOCATED AT 312 MILL RD. AND DIRECTING A SPECIAL ASSESSMENT AND LIEN UPON THE PARCEL IN THE AMOUNT OF \$607.25

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**CALENDAR**

Calendar was reviewed by City Clerk Mary Kelly

The Mayor adjourned the regular Council meeting and reconvened in closed session at 7:50 pm

The Council reconvened the regular meeting from closed session at 8:45.

**ADJOURNMENT**

The Mayor adjourned the regular meeting at 8:45 pm.

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Wes Kulm  
Mayor

ATTEST:

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Mary Kelly  
City Clerk