

**CITY OF ANGELS
CITY COUNCIL
MINUTES**

Tuesday, May 15, 2012

Council Members Present: Elaine Morris (Mayor), Jack Lynch (Vice Mayor), Stuart Raggio, Roger Neuman and Scott Behiel

Staff Present: Michael McHatten, Richard Matranga, Todd Fordahl, Dave Hanham, Vanessa Apodaca and Mary Kelly

5:00 p.m. CALL TO ORDER

ADJOURN TO CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS: pursuant to California Code Section 54957.6
Fire MOU and Exempt MOU. City Negotiator: Michael McHatten, City Administrator

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) (1) of Government Code Section 54956.9
(Three potential cases)

6:00 p.m. REGULAR MEETING

ACTION TAKEN IN CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS: pursuant to California Code Section 54957.6
Fire MOU and Exempt MOU. City Negotiator: Michael McHatten, City Administrator

ACTION TAKEN: Direction given to City Administrator

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) (1) of Government Code Section 54956.9
(Three potential cases)

ACTION TAKEN: Direction given to staff.

APPROVAL OF AGENDA

MOTION by Council Member Lynch, seconded by Council Member Raggio and carried 5-0 APPROVING
THE AGENDA AS PRESENTED

STAFF UPDATES

Todd Fordahl – Police Chief

- Referred to his report included in the packet.
- Teresa Pry attended the RIMS meeting.

Dave Hanham – Planning Director

- Referred to his report included in the packet

Michael McHatten – City Administrator

- Draft budget meeting will be held in June.

COUNCIL UPDATES

Scott Behiel

- Attended CCOG where there are two openings for public members.

Roger Neuman

- Attended 2 DAC meetings and executive DAC meeting
- Will attend LAFCO on June 1st.

Jack Lynch

- Announced that cooperation between City staff and Caltrans is allowing the closure of Highway 49 for the centennial celebration on September 29th.
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Elaine Morris

- Attended CCOG where the RTP update was discussed. There will be a draft plan available in July with a 45-day public review period. CCOG expects to a final adoption in October.
- Attended CSEDD and discussed comprehensive economic strategy. Written comments will be taken through June 6th on their website.

PUBLIC COMMENTS

Janet Bailey – 1336 Fairway

- Still awaiting answers to questions she raised at the last meeting.
The City Administrator explained staff is researching and will be providing answers to Mrs. Bailey.

CONSENT AGENDA

Council Member Lynch pulled items ‘b’ and ‘c’ from the consent agenda for discussion.

MOTION by Council Member Behiel, seconded by Council Member Raggio and carried 4-0-1 with Council Member Lynch abstaining **ADOPTING THE FOLLOWING CONSENT AGENDA ITEM:**

- Approve Minutes of Regular meeting May 1, 2012

Consent Agenda Item ‘b’: Approval of check register

Council Member Lynch asked where the funding came from to pay the Highway 49 consultant KASL. The City Administrator explained this is a budgeted item and funds came from the general fund but will be reimbursed to the City by Caltrans – it is a CCOG project.

Consent Agenda Item ‘c’: Approval of City Alcohol & Drug and Testing Policy

Council Member Lynch asked who authored this policy. The City Administrator explained that it came from several sources and the final policy will show the council approval date and title of the administrator.

MOTION by Council Member Neuman, seconded by Council Member Behiel and carried 5-0 **ADOPTING CONSENT AGENDA ITEMS ‘b’ and ‘c’.**

REGULAR MEETING

1. SPRAYFIELD EVALUATION

The City Engineer explained there was no action required on this item. It was for information purposes only. Council Member Lynch stated that he had some comments on the report and he will be sending a note to staff with his comments.

2. PUBLIC HEARING: ADOPT RESOLUTION NO. 456 AMENDING ZONING MAP

Planning Director Dave Hanham reviewed the background of the zoning map amendment request.

6:50 p.m. Public Hearing Opened

Ron Davis – City of Angels Resident

Mr. Davis voiced his objection to this rezoning ordinance. He explained that he has 3 parcels being rezoned which were approved by the planning commission several years ago for construction. He stated that the zoning on the rezone is incorrect.

Norm Price – 813 Brunner Hill

He asked what the intent is for driving commercial zoning up the hill.

Kathy Gomes – 217 N. Main

Ms. Gomes stated that by changing her zoning, this would downgrade her property. She asked that her parcel be excluded from rezoning.

Jennie Hoag – City of Angels resident

Ms. Hoag was adamant in her opposition of the rezone.

7:20 p.m. Public Hearing Closed

Because of several discrepancies in the rezoning ordinance, the City Administrator suggested continuing the public hearing for 30 days to re-evaluate.

MOTION by Council Member Raggio, seconded by Council Member Neuman and carried 5-0 DIRECTING STAFF TO CONTINUE THE PUBLIC HEARING FOR ORDINANCE NO. 456 (AMENDING ZONING MAP) UNTIL THE JUNE 19TH COUNCIL MEETING.

3. **ADDITION OF CHAPTER 8.44 TO HEALTH & SAFETY TITLE OF THE CITY OF ANGELS MUNICIPAL CODE**

Fire Marshal Nathan Pry, reviewed the background of the controlled burning ordinance. He explained that all requests made previously by Council have been met and were highlighted in the revised ordinance. Council member Lynch said he felt a 5-year permit was too excessive.

MOTION by Council member Lynch, seconded by Council Member Neuman CHANGING THE VALIDITY OF THE BURNING PERMIT FROM 5 YEARS TO 2 YEARS. Council Members Morris, Raggio and Behiel voted 'No' Motion did not pass on a vote of 2-3.

The Council directed staff to revise 8.44.010 'Definitions' 'D' to read: "*Burn Hours*" are the hours of the day that open burning is permitted as determined by the State and the Air Quality Management District.

MOTION by Council Member Lynch, seconded by Council Member Neuman and passed 4-1 with Council Member Raggio voting 'NO', INTRODUCING ORDINANCE #452. AN ORDINANCE ADDING CHAPTER 8.44 TO TITLE 8 (HEALTH & SAFETY) OF THE CITY OF ANGELS MUNICIPAL CODE IMPOSING CONTROLLED DEBRIS BURNING; WAIVE READING AND SET PUBLIC HEARING FOR JUNE 19, 2012

Roll call: Morris {YES}, Lynch {YES}, Raggio {NO}, Neuman {YES}, Behiel {YES}

MEETING WAS ADJOURNED AT 8:30 P.M.

Elaine Morris
Mayor

ATTEST:

Mary Kelly
City Clerk