

CITY OF ANGELS  
CITY COUNCIL  
MINUTES

**Tuesday, June 5, 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, Melisa Ralston and Mary Kelly

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

**ADJOURN TO CLOSED SESSION**

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

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

**ACTION TAKEN IN CLOSED SESSION**

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

ACTION TAKEN: Direction given to City Administrator

**APPROVAL OF AGENDA**

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

**STAFF UPDATES**

**Dave Hanham** – Planning Director

- Referred to his report included in the packet.

**Michael McHatten** – City Administrator

- Referred to his report included in the packed.

**COUNCIL UPDATES**

**Roger Neuman**

- Attended fair opening where the City received a plaque recognizing their incorporation as a city.
- Worked at the DAC fair booth and attended 4 DAC meetings regarding budget.
- Attended LAFCO meeting where MSR's were discussed.
- Attended Council/LLD workshop

**Jack Lynch**

- Attended LAFCO where approval was given for MSR's of all Water/wastewater in district except for UPUD (due to language issues).
- Attended a meeting with centennial committee – there will be an old fashioned celebration on July 4<sup>th</sup>.
- Attended LLD workshop and museum meeting.

**Elaine Morris**

- Attended LLD workshop

## PUBLIC COMMENTS

**Bob Petithomme** – Chair, Museum Commission

- Gold Rush Days will be on Saturday, June 9<sup>th</sup> at the Museum. This is the only day of the year the museum is open free to the public.

## CONSENT AGENDA

MOTION by Council Member Behiel, seconded by Council Member Neuman and carried 5-0 ADOPTING THE CONSENT AGENDA AS PRESENTED:

- a. Approve Minutes of Regular meeting May 15, 2012
- b. Approval of check register
- c. Renewal of contract with Calaveras Visitor's Bureau
- d. Approval to go out to bid – Façade Grant
- e. Adopt Resolution No. 12-10. A resolution approving the consolidation of the City of Angels election with the General Election to be held on November 6, 2012.

## REGULAR MEETING

### 1. INTERVIEW AND APPOINTMENT OF PLANNING COMMISSIONER(S)

The Council interviewed 2 applicants for 2 vacant seats on the Planning Commission: John Broeder and Susan Rudolph.

MOTION by Council Member Behiel, seconded by Council Member Raggio and carried 5-0 APPOINTING JOHN BROEDER AND SUSAN RUDOLPH TO THREE-YEAR TERMS ON THE PLANNING COMMISSION EXPIRING ON JUNE 30, 2015

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### 2. PUBLIC HEARING: ANGELS CREEK MASTER PLAN & TRAIL

Planning Director Dave Hanham reviewed the background of Angels Creek Master Plan & Trail. Bill Strand from R.M. Design Group gave a short presentation and answered questions from the public and Council. Chair Morris asked how many private property owners are impacted by the plan and have any of the owners voiced their opposition. Mr. Strand said there are from 4 to 10 private owners depending on which alignment is chosen. Mr. Hanham said he has received four (4) letters in opposition to the plan.

City Administrator Michael McHatten stated that this is a conceptual plan and the City is not looking at agreements, etc. Several levels of detail are needed before any movement on the plan can be done.

7:15 p.m. Public Hearing Opened

**Rose Sundell** – Bear Valley

Spoke in favor of the plan and said it was a great opportunity for the City.

**Melanie Lewis** – Glory Hole

Spoke in favor of the plan saying it is exactly what the City needs.

**John Broeder** – Finnegan Lane

Spoke in favor of the plan.

**Dan Lewis** – Glory Hole

Spoke in favor of the plan if no one is forced to participate.

**Victor Vierra** – 1040 Suzanne Lane

Reported he likes the idea depending on where the trail will be. There are four properties at the Kurt Drive entrance that may be affected.

**Wes Kulm** – Resident of Angels  
Spoke in favor of the plan.

**Brent Harrington** – Property Owner  
Asked if this was an extension/part of the General Plan and if so, this establishes a concept and ultimately impacts property. He said he supports the plan but has concerns. The General Plan carries weight and if condemnation is part of the process, it should be stated in the Master Plan.

**Gary Gordon** – Park Ave.  
Spoke in favor of the plan stating it would increase business and tourism in the City.

7:30 p.m.          Public Hearing Closed

Council Member Raggio asked if this plan is attached to the General Plan would there be ramifications if the property owner sells? Hanham explained the trail cannot be put on the property without the owner’s permission. Council Member Behiel asked if this wording can be made part of the minute order.

7:45                  Public Hearing Re-Opened  
Mr. Harrington stated that the wording on condemnation or eminent domain needs to be placed in the Master Plan document, not the minute order.

7:48                  Public Hearing Closed

Mayor Morris read a statement into the record (Attachment ‘A’).

Council Member Neuman said he favors the plan.

MOTION by Council Member Neuman, seconded by Council Member Behiel and carried 5-0 **ADOPTING THE ANGELS CAMP MASTER PLAN & TRAIL WITH THE FOLLOWING AMENDMENT: THE CITY WILL NOT ENTER INTO A PROCESS TO ACQUIRE PRIVATE PROPERTY VIA EMINENT DOMAIN AND INCORPORATE INTO DOCUMENT APPENDIX ‘A’: TRAIL MAP (DATED 6/5/12).**

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**3. INTRODUCE ORDINANCE NO. 458: AUTHORIZATION TO IMPOSE FEES BY RESOLUTION AFTER PUBLIC HEARING**

MOTION by Council Member Lynch, seconded by Council Member Behiel and passed 5-0 **INTRODUCING ORDINANCE #458. AN ORDINANCE AMENDING SECTIONS 15.16.010, 16.04.060, 16.32.020 AND 17.93.010 OF THE CITY OF ANGELS MUNICIPAL CODE: WAIVE READING AND SET PUBLIC HEARING FOR JULY 3, 2012**

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**4. INTRODUCE ORDINANCE NO. 455: AMENDING TITLE 17 (ZONING), CHAPTER 17.69 (OFF-STREET PARKING) OF THE A.C. MUNICIPAL CODE.**

Mr. Hanham reviewed the reasons for amending the off-street parking ordinance. Council Member Behiel voiced his concerns that the vehicle space is far more restrictive under this amendment. His opinion was that it is not business nor developer friendly and he would like to study it more. He understands the need for the ordinance but wants no more restrictions for the business community. He asked if Mr. Hanham could provide a side-by-side comparison with all restrictive changes.

MOTION by Council Member Raggio, seconded by Council Member Behiel and carried 5-0 **DIRECTING STAFF TO CONTINUE THIS ITEM AND BRING BACK TO THE COUNCIL AT A FUTURE DATE PROVIDING A SIDE-BY-SIDE COMPARISON OF ALL RESTRICTIVE CHANGES.**

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**CALENDAR**

Budget binders were provided to the Council for review and the City Administrator asked the Council to set up a workshop date for staff to present the budget to the Council. It was agreed that the budget workshop will be held on Tuesday, June 19, 2012 at 4:00 before the next regularly scheduled Council Meeting.

**MEETING WAS ADJOURNED AT 8:50 P.M.**

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Elaine Morris  
Mayor

ATTEST:

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Mary Kelly  
City Clerk