

**CITY OF ANGELS
CITY COUNCIL
MINUTES**

Tuesday, July 19, 2011

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

Staff Present: Richard Matranga, Dave Hanham, Todd Fordahl, Melisa Ralston and Mary Kelly

5:15 p.m. CALL TO ORDER

ADJOURN TO CLOSED SESSION

- A. PURSUANT TO CALIFORNIA CODE SECTION 54957: PUBLIC EMPLOYMENT -
Position – Police Chief
- B. CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO California Government Code Section 54957.6: Non-Exempt Employees, City Employee representatives – Richard Matranga, City Attorney
- C. CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO California Government Code Section 54957.6: Police MOU; City Employee representatives – Vice Mayor Lynch and Council Member Neuman
- D. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9 (one potential case)

6:00 p.m. RECONVENE TO REGULAR CITY COUNCIL MEETING

OATH OF OFFICE

The City Clerk administered the Oath of Office to Police Chief Todd Fordahl.

ACTION TAKEN IN CLOSED SESSION

- A. PURSUANT TO CALIFORNIA CODE SECTION 54957: PUBLIC EMPLOYMENT -
Position – Police Chief
Action Taken: Council approved the employment contract between the City and Todd Fordahl for Chief of Police position with an addition of verbiage under item 2 “Term” #C.
- B. CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO California Government Code Section 54957.6: Non-Exempt Employees, City Employee representatives – Richard Matranga, City Attorney
Action Taken: Direction given to Negotiators.
- C. CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO California Government Code Section 54957.6: Police MOU; City Employee representatives – Vice Mayor Lynch and Council Member Neuman
Action Taken: Council approved the MOU between the City and the Police Officer’s Association, including attachments. MOU to expire in 2013.

- D. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9
(one potential case)
Action Taken: Council directed Planning director to revise draft letter to LAFCO.

APPROVAL OF AGENDA

Mayor Boeding moved item #5 “Resolution adopting Police Officers Association Memorandum of Understanding” to the top of the agenda for discussion.

STAFF UPDATES

Todd Fordahl – Interim Police Chief

- Referred to report in packet.
- Will be meeting with the sheriff’s department on Friday regarding the upcoming Calaveras Freedom Festival on August 12-14.

Dave Hanham – Planning Director

- Updated report included in the packet.
- There is no August Planning Commission meeting

Melisa Ralston – Finance Officer

- Payroll on new software. Will be going live with accounts payable soon – all finance applications should be on the new software by October.

COUNCIL UPDATES

Council Member Lynch

- The bus transfer station has officially moved to its new spot on Highway 49 by Burger King. Thanks to Steve Flaigg for moving this forward.
- Attended non-exempt MOU meetings.
- Attended Infrastructure/Facilities – City may receive a violation from the state for a leak in the sprayfields.

Council Member Morris

- Attended CCOG where the Unmet Transit Needs was adopted. Attended a special CCOG meeting and City Administrator interviews. Attended Central Sierra Planning Council - the financial liability of the agency closing will be discussed by the attorneys.

Council Member Neuman

Mayor Boeding

- Attended CCOG and Infrastructure/Facilities.

PUBLIC COMMENTS

Olen Murphy – Angels Camp Resident

Reported he has sent in several complaints regarding code violations on Casey Street and the City has not responded.

Lisa Mayo – Calaveras County Visitor’s Bureau

Reported that the Calaveras County State Fair exhibit won two ribbons, including a gold and one for their gold exhibit.

George Fry – 308 Elderberry Lane

Read a statement into the record a Notice of Intent to Recall for Council Member Lynch.

CONSENT AGENDA

MOTION by Council Member Lynch, seconded by Council Member Raggio and carried 5-0 ADOPTING THE CONSENT AGENDA ITEM 'A':

- a. Minutes of Regular meeting –July 5, 2011
- b. Approval of contract between the City of Angels and Chief of Police Todd Fordahl. **(note: item did not need to be approved under consent as it was reported approved out of closed session.)**

REGULAR MEETING

5. RESOLUTION ADOPTING POLICE OFFICERS ASSOCIATION MEMORANDUM OF UNDERSTANDING

MOTION by Council Member Lynch seconded by Council Member Neuman and carried 5-0 ADOPTING RESOLUTION NO. 11/18. A RESOLUTION ADOPTING THE POLICE OFFICERS' ASSOCIATION MEMORANDUM OF UNDERSTANDING.

1. PUBLIC HEARING – COMMUNITY DEVELOPMENT BLOCK GRANT

A. Terry Cox, Cox Consulting explained the background of the annual CDBG reports. She requested anyone making a statement during the public hearing sign in at the podium and if there were any written comments they be sent to City Hall.

6:40 p.m. PUBLIC HEARING OPENED

Mayor Boeding asked if there were any comments/questions from the public. There being none, he closed the public hearing.

6:41 p.m. PUBLIC HEARING CLOSED

There were no comments/questions from the Council on this item

MOTION by Council Member Lynch, seconded by Council Member Neuman and carried 5-0 APPROVING THE ANNUAL CDBG REPORTS AND AUTHORIZED THE INTERIM CITY ADMINISTRATOR'S SIGNATURE AND SUBMISSION OF REPORTS TO HOUSING AND COMMUNITY DEVELOPMENT

- B. Terry Cox explained the criteria for funding projects through the CDBG. The Council discussed possible projects for the 2011/2012 CDBG funding cycle.
Wes Kulm, City resident suggested funding to improve the downtown area; providing outside dining.
Council member Lynch suggested funding the water master plan and using funds to repair the sewer lines within the City. Council Member Neuman suggested funding for the museum.

Direction: City staff will meet and review these and other suggestions and present to council at future meeting.

2. APPROVAL OF LLD WETLANDS CONSULTANT

Paul Backowski, Chair of the LLD committee explained the background for a wetlands plan and the process in selecting Horizon Water as consultant. He explained that the Army Corp of Engineers was consulted and they recommended a wetlands consultant be hired to identify violations and future procedures.

Wes Kulm – GHC

Reviewed the packet he delivered to Council. Spoke in support of hiring Horizon Water as wetlands consultant. Provided a handout of GHC residents supporting the wetlands plan. (Attachment 'A')

Gary Croletto – GHC

Supplied the Council with a handout which he read into the packet. (Attachment ‘B’)

Craig Turco – GHC

Reviewed his memo included in the packet.

Steve Difu – GHC

Provided a handout of the budget history of the wetlands. (Attachment ‘C’)

Scott Behiel – GHC

Stated that the LLD is not doing the job because of a blame game. Spoke in support of hiring Horizon Water as wetlands consultant.

Mike Kristoff – GHC Golf Course

Reviewed his report provided in the packet. Spoke in support of hiring Horizon Water as wetlands consultant.

Bob Menary – GHC

Stated that the LLD needs to hire someone to tell them what has to be done with the wetlands in order to get it done right.

Bob Trincherro – GHC

Suggested the Council walk around the lake. He stated that a majority of the community are in favor of moving forward with the wetlands plan.

Council Member Lynch asked about the water availability. What entity has responsibility for providing water needs for the project and for maintaining water flows.

Council Member Morris stated that she will be supporting the wetlands plan and the recommendation from the LLD Committee to hire Horizon Water as consultant.

MOTION by Council Member Raggio, seconded by Council Member Morris and carried 4-1 with Council Member Lynch voting {NO}, APPROVING THE SELECTION OF HORIZON WATER AND ENVIRONMENT AS RECOMMENDED BY THE LANDSCAPE & LIGHTING DISTRICT COMMITTEE TO PREPARE A WETLANDS RESTORATION AND MANAGEMENT PLAN

Roll Call: Morris {YES}, RAGGIO {YES}, NEUMAN {YES}, LYNCH {NO}, BOEDING {YES}

3. **LANDSCAPE & LIGHTING DISTRICT PRELIMINARY APPROVAL OF THE ENGINEERS REPORT FOR 2011/2012**

MOTION by Council Member Neuman, seconded by Council Member Lynch and carried 5-0 ADOPTING RESOLUTION NO. 11-19. A RESOLUTION OF PRELIMINARY APPROVAL OF THE ENGINEER’S REPORT FOR THE CITY OF ANGELS LANDSCAPING & LIGHTING DISTRICT NO. 1 FOR FISCAL YEAR 2011/2012

4. **LANDSCAPE & LIGHTING DISTRICT INTENTION TO ORDER THE LEVY AND COLLECTION OF ASSESSMENTS**

MOTION by Council Member Neuman, seconded by Council Member Morris and carried 4-1 with Council Member Raggio voting {NO} ADOPTING RESOLUTION NO. 11-20. A RESOLUTION OF INTENTION TO ORDER THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE CITY OF ANGELS LANDSCAPING & LIGHTING DISTRICT NO. 1 FOR FISCAL YEAR 2011/2012

Meeting was adjourned at 8:15 P.M.

Jack Boeding
Mayor

ATTEST:

Mary Kelly
City Clerk