

**MINUTES OF A REGULAR MEETING OF
THE CITY OF ANGELS CITY COUNCIL
Tuesday, April 17, 2018**

Council Members Present: Amanda Folendorf, Linda Hermann, Scott Behiel, Veronica Metildi, Joseph Oliveira
Council Members Absent: None
Staff Present: Melissa Eads - City Administrator
Douglas White - Churchwell White, LLP
Susan Wenger - Deputy City Clerk
Todd Fordahl - Police Chief
Milton Sargent - Interim Finance Officer
Kim Arth - Museum Director
David Myers - City Engineer
Nathan Pry - Fire Marshall

REGULAR MEETING WAS CALLED TO ORDER AT 5:30 P.M. BY MAYOR FOLENDORF

- 1. ROLL CALL**
 - 2. PUBLIC COMMENT**
None
 - 3. ADJOURN TO CLOSED SESSION**
 - a. PURSUANT TO CALIFORNIA CODE SECTION 54957: PUBLIC EMPLOYMENT - TITLE: FINANCE OFFICER**
 - b. PURSUANT TO CALIFORNIA CODE SECTION 54957: PUBLIC EMPLOYMENT - TITLE: SERGEANT**
 - 4. ADJOURNMENT OF CLOSED SESSION**
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6:00 p.m. REGULAR MEETING

CALL TO ORDER

PLEDGE OF ALLEGIANCE

- 1. ROLL CALL**
- 2. REPORT OUT OF CLOSED SESSION**
 - a. PURSUANT TO CALIFORNIA CODE SECTION 54957: PUBLIC EMPLOYMENT - TITLE: FINANCE OFFICER**
ACTION: Closed session to be continued after the Regular Meeting.
 - b. PURSUANT TO CALIFORNIA CODE SECTION 54957: PUBLIC EMPLOYMENT - TITLE: SERGEANT**
ACTION: Direction given to staff.
- 3. APPROVAL OF THE AGENDA**
- 4. The Second Reading and Adoption of Ordinance #481 were pulled from the agenda on the recommendation of staff.**

ACTION: MOTION BY VICE MAYOR HERMANN, SECOND BY COUNCIL MEMBER BEHIEL, AND PASSED 5-0 TO APPROVE THE AGENDA AS AMENDED.

5. PUBLIC COMMENT

None

6. CONSENT AGENDA

Council Member Oliveira pulled Item C for discussion.

ACTION: MOTION BY COUNCIL MEMBER BEHIEL, SECOND BY COUNCIL MEMBER METILDI, AND PASSED 5-0, TO APPROVE ITEMS **A, B, D, E, F** AND **G** ON THE CONSENT AGENDA.

- a. Approve the Minutes of Regular Meeting of April 3, 2018.
- b. Adopt Resolution 18-15 Approving the Consolidation of the City of Angels Election with the General Election to be Held on November 6, 2018.
- c. Status Report of the City of Angels Landscaping and Lighting District #1.
- d. Notice of Opposition to AB1912 - Public Employees' Retirement: Joint Powers Agreements.
- e. Adopt Resolution 18-16 Approving the Caltrans Master Agreement and Two Program Supplement Agreements for the Angels Creek Bike and Pedestrian Project and the State Route 49 Gap Fill Sidewalk Project.
- f. Approve a Proclamation for Barden Emile Stevenot to be Presented on April 29th, 2018 at the Celebration of the Life of Barden Stevenot.
- g. Adopt Resolution 18-18 Listing the Projects to be Funded by SB1: The Road Repair and Accountability Act.

Council Member Oliveira was pleased with the work plan included in the report. He had questions about the financial figures and asked that for future status reports for the Landscaping and Lighting District a summary be provided.

Council Member Behiel asked about the repayment to the Water Fund.

ACTION: MOTION BY COUNCIL MEMBER BEHIEL, SECOND BY COUNCIL MEMBER OLIVEIRA, AND PASSED 5-0, TO APPROVE ITEM **C** OF THE CONSENT AGENDA.

7. REGULAR AGENDA

- a. **PUBLIC HEARING:** Unmet Transit Needs - Amber Collins, Calaveras Council of Governments (GGOG) Transportation Planner
The Public Hearing opened at 6:15 pm.

PUBLIC COMMENT:

Debbie Ponte, Destination Angels Camp (DAC), told the Council that DAC supports more routes and stops as well as alternative types of vehicles to transport 1 or 2 riders.

Edward Hall utilizes the transit and told the Council that people don't want long waits for connections and they want more areas connected. He also was disappointed that the Stockton run had been shut down.

ACTION: NONE

The Public Hearing closed at 6:23 pm.

8. PRESENTATIONS

a. **Featured Business Presentation - Dewayne Garcia**, Assistant Vice President of the Angels Camp Branch of Bank of Stockton.

b. **Leadership Calaveras - Staci Johnson**, CEO, Calaveras Chamber of Commerce; **Mary Beth Ospital**, CalWaste; and **Jessica Johnston**, Administrative Director, Angels Camp Business Association presented Leadership Calaveras' "We've Got Your Back".

7. REGULAR AGENDA

b. **PUBLIC HEARING:** Second Reading and Adoption of Ordinance #481. An Ordinance to Rezone 30 Parcels in the City of Angels for Business Attraction and Expansion - Amy Augustine, AOC, Contract Planner

PUBLIC COMMENT:

Patti Spence, Owner of Spence Ranch Feed and Supply spoke against the rezone citing the economic impact on existing businesses, traffic issues, fire flow and employment issues.

Mike Fullaway, Owner of Calaveras Lumber, read remarks from Bob Middleton, owner of Middletons against the rezone citing traffic flow, and including congestion and speed limits. Mr. Fullaway thanked the Council for their work and asked that communication between the Planning Commission and the public be improved.

The Deputy City Clerk read comments from Ron and Donna Broglio who support BAE zoning and have concerns about local business owners that don't want competition.

ACTION: THIS ITEM WAS PULLED FROM THE AGENDA. NO ACTION WAS TAKEN.

c. Melissa Eads, City Administrator, recognized Kim Arth, Museum Director for her efforts and reported on the status of Utica Park and the desire for volunteer efforts to improve identified City facilities. Resolution 18-17 providing workers' compensation for non-safety volunteers was introduced and there was discussion of waiver of building permit fees for park projects completed by volunteers .

PUBLIC COMMENT:

Cora Broglio told the Council the condition of the play equipment and atmosphere in the Park is not safe or appropriate. She encouraged the City to make the equipment interactive, developmentally appropriate and safe. She intends to participate in improvements.

Jane McCoy, Occupational Therapist, spoke of the importance of early access to developmentally appropriate and safe areas to play.

Mike Fullaway expressed that Angels Camp is a community and as a business owner he is willing to assist with the gazebo and other projects, but you need someone to spearhead it and he votes for Cora.

Gina Gonzalez expressed interest in volunteering and believes there are a lot of people in the community looking for something to do.

Debbie Ponte spoke of the Pennies For the Park fundraiser that purchased the current play structure 20 years ago. She challenged Mike Fullaway to assist with projects and will be attending Rotary to encourage their involvement as well.

ACTION: MOTION BY COUNCIL MEMBER BEHIEL, SECOND BY COUNCIL MEMBER OLIVEIRA, AND PASSED 5-0, ADOPTING RESOLUTION 18-17 PROVIDING WORKERS' COMPENSATION COVERAGE FOR NON-SAFETY CITY VOLUNTEERS IN CONFORMANCE WITH THE SAN JOAQUIN VALLEY RISK MANAGEMENT AUTHORITY RECOMMENDATIONS AND AUTHORIZE THE WAIVER OF BUILDING PERMIT FEES FOR VOLUNTEER PROJETS IN UTICA PARK.

d. Melissa Eads presented information regarding two potential ballot measures, a Local Sales Tax and an increase in the Transient Occupancy Tax. A presentation on the Gann Limit was made by Mike Sargent, Interim Finance Officer.

PUBLIC COMMENT:

Debbie Ponte, Executive Director of Destination Angels Camp (DAC), told the Council that the DAC Board of Directors supports the Sales Tax Measure in order to support local services without depleting our General Fund Reserves.

Mike Fullaway, owner, Calaveras Lumber, told the Council that as a retailer taxes are a difficult issue, but, having said that, he supports our law enforcement.

ACTION: MOTION BY COUNCIL MEMBER OLIVEIRA, SECOND BY COUNCIL MEMBER METILDI, AND PASSED 5-0, DIRECTING STAFF TO PURSUE A BALLOT MEASURE ON THE NOVEMBER 6, 2018 STATEWIDE GENERAL ELECTION TO IMPOSE A ONE HALF (0.5) PERCENT SALES TAX.

8. CONSOLIDATED STAFF REPORT

9. COUNCIL REPORTS

Council Member Metildi - No Report

Vice Mayor Hermann - Attended Calaveras Council of Governments and Calaveras Transit Agency meetings.

Council Member Oliveira - No Report

Council Member Behiel - No Report

Mayor Folendorf - Attended Calaveras Council of Governments (CCOG) where they approved the Calaveras Transit Joint Powers Agreement and informed the Council that the Calaveras Transit JPA meetings will be held at 6:30 on the same days CCOG meets.

11. CALENDAR

Calendar was read by the Deputy City Clerk

12. ADJOURNMENT

The Regular City Council Meeting was adjourned at 7:35 PM and the City Council Adjourned to Closed Session.

a. **PURSUANT TO CALIFORNIA CODE SECTION 54957: PUBLIC EMPLOYMENT - TITLE: FINANCE OFFICER**

13. ADJOURNMENT OF CLOSED SESSION

14. REPORT OUT OF CLOSED SESSION

ACTION: Council action will be reported out at the Regular Meeting on May 1, 2018.

Amanda Folendorf
Mayor

ATTEST:

Susan Wenger
Deputy City Clerk