

**MINUTES OF A REGULAR MEETING OF
THE CITY OF ANGELS CITY COUNCIL
Tuesday, June 19, 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
Mike Sargent - Interim Finance Officer
David Myers - City Engineer
Nathan Pry - Fire Marshall
Amy Augustine - Contract Planner

6:00 p.m. REGULAR MEETING

CALL TO ORDER

PLEDGE OF ALLEGIANCE

1. ROLL CALL

2. APPROVAL OF THE AGENDA

Mayor Folendorf moved item D from the Consent Agenda to the top of the Regular Agenda for discussion and public comment

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

3. PUBLIC COMMENT

There were no comments from the public in attendance.

4. CONSENT AGENDA

Council Member Oliveira pulled item B for discussion.

Mayor Folendorf pulled item C for discussion.

ACTION: MOTION BY COUNCIL MEMBER BEHIEL, SECOND BY VICE MAYOR HERMANN, AND PASSED 5-0, TO APPROVE ITEMS A AND E ON THE CONSENT AGENDA.

A. Approval of the June 5, 2018 Regular Meeting Minutes.

E. Adoption of Resolution 18-28. A Resolution That Provides Continuing Appropriations for City Operations Beginning July 2018 Until Which Time the City Council Formally Adopts Its 2018-2019 Budget.

Council Member Oliveira asked questions regarding the scheduling of the work to be performed by the Contractor on the Mark Twain Road Water Main Repair Project, and indicated some typographical errors in the contract. David Myers, City Engineer, addressed the Council Member's questions.

B. Award the Mark Twain Road Water Main Repair Project to Cole Tiscornia Construction in the Amount of \$92,961.

Council Member Oliveira questioned David Myers, City Engineer, about the scheduling of the project and pointed out typos in the contract.

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

C. Adoption of Resolution 18-27. A Resolution Approving the Notice of Completion for the Rasberry Stair Replacement Project.

Mayor Folendorf wanted to thank Staff who worked to get the Rasberry Stair Project completed.

Debbie Ponte, Executive Director, Destination Angels Camp, gave recognition to the inmates of Vallecito Conservation Camp who provided the initial demolition. On behalf of Angels Camp Business Association and Destination Angels Camp, they are delighted the project is completed, and expressed the interest of downtown merchants to work with the City to have a dedication ceremony.

ACTION: MOTION BY COUNCIL MEMBER BEHIEL, SECOND BY VICE MAYOR HERMANN, AND PASSED 5-0, TO APPROVE ITEM **C** ON THE CONSENT AGENDA.

5. REGULAR AGENDA

Item Moved from Consent to Regular Agenda.

Appointment of Emily Orr to the Position of Finance Officer with Authorization to Execute the Employment Agreement as Negotiated.

PUBLIC COMMENT:

Debbie Ponte, Executive Director, Destination Angels Camp, wanted to recognize Emily, a local girl who graduated from local schools and is delighted to see her return back to our community. She introduced Dr. Roger Orman, Emily Orr's father.

ACTION: MOTION BY COUNCIL MEMBER BEHIEL, SECOND BY COUNCIL MEMBER METILDI, AND PASSED 5-0, TO APPROVE THE APPOINTMENT OF EMILY ORR TO THE POSITION OF FINANCE OFFICER WITH AUTHORIZATION TO EXECUTE THE EMPLOYMENT AGREEMENT AS NEGOTIATED.

A. Consider City Participation in the Statewide Community Infrastructure Program ("SCIP").

Council Member Behiel recused himself from the discussion.

James Hamill, California Statewide Communities Development Authority, explained the process and benefits of the program, including the City's ability to collect fees up front and the developers ability to spread the cost of development fees over 30 years.

PUBLIC COMMENT:

Debbie Ponte, Executive Director, Destination Angels Camp (DAC), told the Council that the Executive Board of DAC supports the City pursuing this program to help developers.

Susan Morse, Angels Camp, wanted to ensure that the City did not give up any authority over developments under the program. She was assured by Mr. Hamill that the City would retain control over the development process.

ACTION: MOTION BY COUNCIL MEMBER OLIVEIRA, SECOND BY VICE MAYOR HERMANN, AND PASSED 4-0-1, WITH COUNCIL MEMBER BEHIEL ABSTAINING, TO ADOPT RESOLUTION 18-29. A

RESOLUTION AUTHORIZING THE CITY'S PARTICIPATION IN THE STATEWIDE COMMUNITY INFRASTRUCTURE PROGRAM ("SCIP").

B. Appointment of a City Council Sub-Committee to Develop the Ballot Arguments for the City's Proposed half percent (0.05%) Transaction and Use Tax.

Council Member Oliveira and Vice Mayor Hermann expressed an interest in being appointed to the sub-committee.

ACTION: MOTION BY COUNCIL MEMBER BEHIEL, SECOND BY MAYOR FOLENDORF, AND PASSED 5-0, TO APPROVE THE APPOINTMENT OF COUNCIL MEMBER OLIVEIRA AND VICE MAYOR HERMANN TO A SUB-COMMITTEE TO DEVELOP THE BALLOT ARGUMENTS FOR THE CITY'S PROPOSED HALF PERCENT TRANSACTION AND USE TAX.

C. Waive Second Reading, Reading by Title Only, An Ordinance of the City Council of the City of Angels Adding Chapter 5.10, Cannabis Business Regulation, to Title 5, and Repealing Chapter 8.25, Medical Cannabis Regulations, from Title 8 of the Angels Camp Municipal Code, and Repealing Ordinance No. 480, An Urgency Ordinance Concerning the Cultivation, Commercial and Retail Sale, Distribution, and Delivery of Marijuana and Related Land Uses, Relating to Cannabis Business Regulation.

PUBLIC COMMENT:

Public Comment was opened at 6:22 pm. Mayor Folendorf asked if there was anyone wishing to speak to the item. Seeing none, Public Comment was closed at 6:23

ACTION: MOTION BY COUNCIL MEMBER OLIVEIRA, SECOND BY VICE MAYOR HERMANN, AND PASSED 4-1, BY THE FOLLOWING VOTE, TO ADOPT ORDINANCE 483 AS PRESENTED.

COUNCIL MEMBER METILDI - YES

VICE MAYOR HERMANN - YES

COUNCIL MEMBER OLIVEIRA - YES

COUNCIL MEMBER BEHIEL - YES

MAYOR FOLENDORF - NO

D. Adoption of Resolution 18-31. A Resolution Approving the Terms and Provisions of the Franchise Agreement and Authorizing the City Administrator to Execute said Agreement for the Collection of Solid Waste in the City of Angels.

PUBLIC COMMENT:

Gina Gonzalez spoke in support of the Franchise agreement but voiced concern that over 200 people living in Big Horn Mobile Home Park may be very low income and could benefit from Cal Waste's low income discount program.

Debbie Ponte spoke in support of the Franchise agreement and thanked Cal Waste for being such a supportive partner in the City.

Dewayne Garcia noted that Cal Waste served in his home community and he was very satisfied with their service.

ACTION: MOTION BY VICE MAYOR HERMANN, SECOND BY COUNCIL MEMBER METILDI, AND PASSED 5-0, TO ADOPT RESOLUTION 18-31 APPROVING THE TERMS AND PROVISIONS OF THE

FRANCHISE AGREEMENT AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE SAID AGREEMENT FOR THE COLLECTION OF SOLID WASTE IN THE CITY OF ANGELS.

6. COUNCIL REPORTS

Council Member Metildi - No Report

Vice Mayor Hermann - No Report

Council Member Oliveira - No Report

Council Member Behiel - No Report

Mayor Folendorf - Attended Central Valley Executive League meeting where they discussed the direction of CalPERS investments. She had dinner with David Hanham, our former Director of Building and Planning. She also had an opportunity to speak with the Mayor and City Manager of Riverbank. They informed her that their recently adopted ordinance on the retail sale of marijuana has increased the city's tax revenue over \$100,000 since its inception.

Mayor Folendorf told the Council she had received a thank you card from the fair for the sponsorship of a belt buckle. Then she asked staff to consider budgeting for a portable toilet in Tryon Park. Staff will bring an item to Council for discussion.

7. CALENDAR

Calendar was read by the Deputy City Clerk

8. ADJOURNMENT

The Meeting was adjourned at 7:15 pm.

Amanda Folendorf
Mayor

ATTEST:

Susan Wenger
Deputy City Clerk