

**MINUTES OF A REGULAR MEETING OF
THE CITY OF ANGELS CITY COUNCIL
Tuesday, October 2, 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
David Myers - City Engineer
Nathan Pry - Fire Marshall
Emily Orr - Finance Officer
Amy Augustine - AICP Contract Planner

5:00 p.m. CLOSED SESSION

CALL TO ORDER

1. ROLL CALL

2. PUBLIC COMMENT

3. ADJOURN TO CLOSED SESSION

- A. PUBLIC EMPLOYEE APPOINTMENT (Govt. Code section 54957)
TITLE: Police Chief
- B. CONFERENCE WITH LABOR NEGOTIATORS (Govt. Code section 54957.6)
Agency Designated Representatives: Melissa Eads, City Administrator and Douglas L. White, City Attorney
Employee Organizations: City of Angels Employee's Association (Miscellaneous), City of Angels Firefighters Association, Angels Police Officers Association, City of Angels Employee's Association (Exempt)

4. ADJOURNMENT OF CLOSED SESSION

6:00 p.m. REGULAR MEETING

CALL TO ORDER

PLEDGE OF ALLEGIANCE

1. ROLL CALL

2. REPORT FROM CLOSED SESSION

- A. PUBLIC EMPLOYEE APPOINTMENT (Govt. Code section 54957)
TITLE: Police Chief

ACTION TO BE REPORTED UNDER REGULAR AGENDA ITEM 6A

- B. CONFERENCE WITH LABOR NEGOTIATORS (Govt. Code section 54957.6) Agency Designated Representatives: Melissa Eads, City Administrator and Douglas L. White, City Attorney

Employee Organizations: City of Angels Employee's Association (Miscellaneous), City of Angels Firefighters Association, Angels Police Officers Association, City of Angels Employee's Association (Exempt)

ACTION: DIRECTION GIVEN TO STAFF

3. APPROVAL OF THE AGENDA

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

4. PUBLIC COMMENT

There was no public comment.

5. CONSENT AGENDA

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

- A. Approval of Minutes of Regular Meeting of September 18, 2018.
- B. Approval of Minutes of Special Meeting of September 26, 2018.
- C. Adoption of Resolution 18-44. A Resolution Adopting the City's Conflict of Interest Code.

6. REGULAR AGENDA

- A. Appointment of Scott Ellis to the Position of Police Chief with Authorization to Execute the Employment Agreement as Negotiated - City Administrator, Melissa Eads

ACTION: MOTION BY COUNCIL MEMBER BEHIEL, SECOND BY COUNCIL MEMBER METILDI, AND PASSED 5-0, TO APPOINT SCOTT ELLIS TO THE POSITION OF POLICE CHIEF.

OATH OF OFFICE - Deputy City Clerk Administered the Oath of Office to Police Chief Scott Ellis.

- B. Authorize an Extra Work Charge From Avila's Services for the Greenhorn Creek Landscape & Lighting District in the Amount of \$1,075.36.

ACTION: MOTION BY VICE MAYOR HERMANN, SECOND BY COUNCIL MEMBER METILDI, AND PASSED 5-0, TO AUTHORIZE AN EXTRA WORK CHARGE FROM AVILA'S SERVICES FOR GREENHORN CREEK LANDSCAPE & LIGHTING DISTRICT IN THE AMOUNT OF \$1,075.36.

- C. Ratify the City Administrator's Execution of Agreement for Supplemental Law Enforcement Services Between the City of Angels and Calaveras County Sheriff- City Administrator, Melissa Eads

ACTION: MOTION BY COUNCIL MEMBER BEHIEL, SECOND BY COUNCIL MEMBER OLIVEIRA, AND PASSED 5-0, TO RATIFY THE CITY ADMINISTRATOR'S EXECUTION OF AGREEMENT FOR SUPPLEMENTAL LAW ENFORCEMENT SERVICES BETWEEN THE CITY OF ANGELS AND CALAVERAS COUNTY SHERIFF.

- D. Authorize Execution of an Agreement with Greenhorn Creek for Management, Monitoring and Maintenance of Landscape & Lighting District Activities - City Administrator, Melissa Eads

ACTION: MOTION BY COUNCIL MEMBER BEHIEL, SECOND BY COUNCIL MEMBER OLIVEIRA, AND PASSED 5-0, AUTHORIZING EXECUTION OF AN AGREEMENT WITH GREENHORN CREEK FOR MANAGEMENT, MONITORING AND MAINTENANCE OF LANDSCAPE & LIGHTING DISTRICT ACTIVITIES.

- E. **PUBLIC HEARING:** Approval of Resolution 18-43. A Resolution Certifying the Initial Study/Mitigated Negative Declaration and Mitigation Monitoring and Reporting Plan and

Approving the Parcel Merger, Site Plan Review, Variance, Demolition Permit and Oak Tree Removal Permit Subject to Certain Conditions; and Introduce and Waive the First Reading of Ordinance #485. An Ordinance Rezoning the Tractor Supply Project Site to Business Attraction and Expansion and Setting October 16, 2018 as the Date for a Second Public Hearing. - Amy Augustine, AICP- Planner

PUBLIC COMMENT

Scott Patterson, President, California Gold Development Corporation addressed the redevelopment of the property.

Tom Holloway, KLA, Inc. addressed the landscape transitions for the project and discussed efforts to minimize the impact of the project on neighboring properties.

Kris Clerk spoke against the Tractor Supply project and of the impact of the project on Spence Ranch Feed Supply.

Debbie Ponte, Executive Director, Destination Angels Camp (DAC) read a letter from Larry Cornish, Board Chair of DAC to the City of Angels Planning Commission in support of the Tractor Supply study.

Bob Middleton expressed concern over traffic speed coming into town and hoped the City would implement traffic calming measures.

Patty Spence told the audience that Spence Ranch Feed Supply has been a community partner for 40 years. She opposes the Tractor Supply project.

Mike Fullaway thanked the Spences and expressed concern that more room was needed on the highway in front of the project site, perhaps an escape lane.

Matt Stammerjohan told the Council that California Gold Development worked diligently to mitigate access, landscape and drainage issues. He also said speeds were too high coming into town.

Scott Patterson clarified that the development was not intended to harm local businesses. He also expressed that traffic volume is not an issue, but speeding in the area is.

Jeff Rasmussen, Realtor, spoke in favor of the project and expressed that, as a realtor, he was tasked with growing the community, and that developers need to be treated fairly.

Public Hearing was closed at 6:58 p.m.

ACTION: MOTION BY COUNCIL MEMBER BEHIEL, SECOND BY COUNCIL MEMBER OLIVEIRA, AND PASSED 5-0, TO ADOPT RESOLUTION 18-43 CERTIFYING THE INITIAL STUDY/MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PLAN AND APPROVING THE PARCEL MERGER, SITE PLAN REVIEW, VARIANCE, DEMOLITION PERMIT AND OAK TREE REMOVAL PERMIT SUBJECT TO CERTAIN CONDITIONS; AND SET THE PUBLIC HEARING FOR THE SECOND READING OF ORDINANCE #485 REZONING THE PROJECT SITE TO BUSINESS ATTRACTION AND EXPANSION AND SETTING OCTOBER 16, 2018 AS THE DATE FOR THE SECOND PUBLIC HEARING.

7. CONSOLIDATED STAFF REPORT

8. COUNCIL REPORTS

Council Member Metildi - No Report

Vice Mayor Hermann - No Report

Council Member Oliveira - No Report

Council Member Behiel - No Report

Mayor Folendorf - No Report

9. CALENDAR

Calendar was read by the Deputy City Clerk

10. ADJOURNMENT

The Meeting was adjourned at 7:07 pm.

Amanda Folendorf
Mayor

ATTEST:

Susan Wenger
Deputy City Clerk