CITY HALL

CITY OF ANGELS PO Box 667, 200 Monte Verda St. Suite B, Angels Camp, CA 95222 P: (209) 736-2181

CITY OF ANGELS
CITY COUNCIL AGENDA
MARCH 2, 2021

THIS MEETING WILL BE HELD IN ACCORDANCE WITH EXECUTIVE ORDER N-29-20, ISSUED BY CALIFORNIA GOVERNOR GAVIN NEWSOM ON MARCH 17, 2020, THE RALPH M. BROWN ACT (CALIFORNIA GOVERNMENT CODE SECTION 54950, ET SEQ.), AND THE FEDERAL AMERICANS WITH DISABILITIES ACT.

THIS MEETING WILL NOT BE PHYSICALLY OPEN TO THE PUBLIC. ALL MEMBERS OF THE PUBLIC MAY PARTICIPATE IN THE MEETING VIA VIDEO CONFERENCING AT https://meet.google.com/bfn-ezik-fue AND VIA TELECONFERENCE BY CALLING +1 630-634-5291 (PIN: 858 431 338#) AND WILL BE GIVEN THE OPPORTUNITY TO PROVIDE PUBLIC COMMENT.

Mayor	Alvin Broglio
Vice Mayor	Jennifer Davis-Herndon
Council Members	Jeremy Leonard
	Gretel Tiscornia
	Isabel Moncada

City Administrator Melissa Eads **City Attorney** Doug White

6:00 p.m. REGULAR MEETING

1. **PLEDGE OF ALLEGIANCE**
2. **ROLL CALL**
3. **APPROVAL OF THE AGENDA**
4. **PUBLIC COMMENT**
   The public may address the Council on any item of public interest not otherwise on the agenda that is within the jurisdiction of the City. No action may be taken. Matters to be addressed may be referred to City Staff or placed on a subsequent meeting Agenda. Speakers are limited to five minutes per person.

5. **CONSENT AGENDA**
   A. APPROVAL OF THE FEBRUARY 12, 2020 SPECIAL MEETING MINUTES
   B. APPROVAL OF THE FEBRUARY 16, 2021 MEETING MINUTES
   C. Amendment to the City Council Committees for Calendar Year 2020-2021
   D. Approval of Resolution No. 21-10, Approving the Application for Statewide Park Development and Community Revitalization Program Grant Funds in the Amount of $4,950,000 for Utica Park Improvements and Expansion

CITY OF ANGELS PO Box 667, 584 S.Main St., Angels Camp, CA 95222 P: (209) 736-2181 F: (209) 736-0709

6. **REGULAR AGENDA**
   A. Approval of Resolution No. 21-09 Directing the Preparation of the Engineer's Report for the Continuation of the Landscape and Lighting District No. 1 Greenhorn Creek
   B. Presentation by Rebecca Neilon with Dewberry, Drake Haglan, Regarding Preparation for a Proposition 218 Hearing for the Greenhorn Creek Landscape and Lighting District.
   C. Presentation by John Rohrabaugh, Fire Chief, Regarding City Vegetation Management with Possible Request for Council Direction
   D. Presentation by John Rohrabaugh, Fire Chief, Regarding City Fire Department and Services
   E. Presentation by Scott Ellis, City Police Chief, Regarding City Police Department and Services
7. **CONSOLIDATED REPORTS**
8. **COUNCIL REPORTS**
9. **CALENDAR**
10. **ADJOURNMENT**

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Administrator at City Hall 209-736-2181, melissaeads@angelscamp.gov. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to the meeting (28 CFR 35.102-35.104 ADA Title II) Materials related to an item on this Agenda submitted to the City Council after distribution of the Agenda packet are available for public inspection in the City Administrator's Office at 200 Monte Verda Street, Angels Camp, CA 95222 during normal business hours. The Agenda is also available on line at www.angelscamp.gov.

City of Angels Council Meeting

March 2, 2021

5. CONSENT AGENDA

A. Approval of the February 12, 2021 Special Meeting Minutes

DRAFT MINUTES THE SPECIAL MEETING OF THE CITY OF ANGELS CITY COUNCIL
Friday, February 12, 2021

This meeting was held in accordance with executive Order N-2-20, issued by California Governor Gavin Newsom on March 17, 2020, the Ralph M. Brown Act (California Government Code Section 54950, Et Seq.), and the Federal Americans With Disabilities Act with Participation via Video Conferencing

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Council Members Present:	Alvin Broglio, Jennifer Davis-Herndon, Jeremy Leonard, Gretel Tiscornia, and Isabel Moncada
Council Members Absent:	None
Staff Present:	Melissa Eads, City Administrator Melissa Raggio, Director of Administrative Services Rose Beristianos, City Clerk

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5:01 p.m. CLOSED SESSION

1. **ROLL CALL**
2. **PUBLIC COMMENT**
   None
3. **ADJOURN TO CLOSED SESSION**
   A. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION (Government Code § 54956.9(d)(2)) Significant exposure to litigation, one case.

6:00 p.m. REGULAR MEETING

PLDGE OF ALLEGIANCE

4. **ROLL CALL**
5. **APPROVAL OF THE AGENDA**
   MOTION BY Jennifer Herndon to approve the agenda,
   SECOND by Isabel Moncada
   VOTES 5 Yes
6. **PUBLIC COMMENT**
   None
7. **REPORT OUT OF CLOSED SESSION**
   A. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION (Government Code § 54956.9(d)(2)) Significant exposure to litigation, one case.

   ACTION: Direction given to staff

8. **CONSENT AGENDA**

None

9. **REGULAR AGENDA**

None

10. **ADJOURNMENT**

ACTION: Isabel Moncada motion to adjourn the meeting at 6:11pm
SECOND by Jennifer Herndon
VOTES 5 Yes

_____
Alvin Broglio
Mayor

ATTEST:_____
Rose Beristianos, City Clerk

City of Angels Council Meeting

March 2, 2021

5. CONSENT AGENDA

B. Approval of the February 16, 2021 Meeting Minutes

DRAFT MINUTES THE MEETING OF
THE CITY OF ANGELS CITY COUNCIL
Tuesday, February 16, 2021

This meeting was held in accordance with executive Order N-2-20, issued by California Governor Gavin Newsom on March 17, 2020, the Ralph M. Brown Act (California Government Code Section 54950, Et Seq.), and the Federal Americans With Disabilities Act with Participation via Video Conferencing

Council Members Present:	Alvin Broglio, Jennifer Davis-Herndon, Jeremy Leonard, Gretel Tiscornia, and Isabel Moncada
Council Members Absent:	None
Staff Present:	Melissa Eads, City Administrator Melissa Raggio, Director of Administrative Services Rose Beristianos, City Clerk

5:01 p.m. CLOSED SESSION

1. ROLL CALL:

Present: Alvin Broglio. Jennifer Davis-Herndon, Jeremy Leonard, Gretel Tiscornia, and Isabel Moncada
Absent: None

2. PUBLIC COMMENT

None

3. ADJOURN TO CLOSED SESSION 5:04 p.m.

A. CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation Pursuant to Gov. Code § 54956.9 (d)(2)) Significant Exposure to Litigation (1 Case) with: Douglas L. White, City Attorney

B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Government Code Section 54956.8)
Property: 584 S. Main Street, Angels Camp
APN: 060-001-008 and APN: 060-001-012
Agency Negotiator: City Administrator

C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Government Code Section 54956.8)
Property: Vacant North Main Street, Angels Camp
APN: 058-011-023, 058-011-024, 058-011-028
Agency Negotiator: City Administrator

D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Government Code Section 54956.8)
Property: Vacant Finnegan Lane, Angels Camp
APN: 064-004-030-000 (Palmer) and 064-004-001 (City)
Agency Negotiator: City Administrator

6:00 p.m. REGULAR MEETING

1. **ROLL CALL**

Present: Alvin Broglio, Jennifer Davis-Herndon, Jeremy Leonard, Gretel Tiscornia, and Isabel Moncada
Absent: None

2. **PLEDGE OF ALLEGIANCE**

3. **REPORT OUT OF CLOSED SESSION**

A. CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation Pursuant to Gov. Code § 54956.9 (d)(2)) Significant Exposure to Litigation (1 case). with: Douglas L. White, City Attorney

B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Government Code Section 54956.8)
Property: 584 S. Main Street, Angels Camp
APN: 060-001-008 and APN:
060-001-012 Agency Negotiator: City Administrator

C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Government Code Section 54956.8)
Property: Vacant North Main Street, Angels Camp
APN: 058-011-023, 058-011-024, 058-011-028
Agency Negotiator: City Administrator

D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Government Code Section 54956.8)
Property: Vacant Finnegan Lane, Angels Camp
APN: 064-004-030-000 (Palmer) and 064-004-001 (City)
Agency Negotiator: City Administrator

ACTION: Direction given to staff

4. **APPROVAL OF THE AGENDA.**

MOTION by Jeremy Leonard, to approve the agenda, SECOND by Isabel Moncada
Votes 5 yes

5. **PUBLIC COMMENT**

Debbie Ponte spoke on the Angels Camp Clean Up happening February 27, 2021

6. **CONSENT AGENDA**

A. APPROVAL OF THE FEBRUARY 2, 2021 MEETING MINUTES
B. Consideration and Approval of a Two (2) Year Term for the Mayor and Vice Mayor
C. Authorization to Allow Council Member Leonard to Opt Out of the Council Stipend and Distribute the Remaining Budgeted Funds to the City Public Works Department.
D. Ratification of the City Administrator's Authorization to pay the Department of Motor Vehicles on the Type III Wild Fire Engine Purchased July 2020.0 In the amount of $21,313. As approved in the 20/21 budget.
E. Ratification of the City Administrator's Authorization to Purchase Replacement Bulbs for the U.V. Disinfection System at the Wastewater Treatment Plant. In the amount of $12,914. As approved in the 20/21 budget.
F. Approval of Resolution No. 21-08 Extending the Post Office Lease Agreement between The City of Angels and the United States Postal Office, for the property located at 1213 Main St. Angels Camp

MOTION by Jennifer Herndon to approve the consent agenda
SECOND by Alvin Broglio
Votes 5 yes

7. **REGULAR AGENDA**

A. PUBLIC HEARING: Waive Second Reading and Adoption Ordinance No. 506: Approving a Development Agreement granting incentives for the Habitat for Humanity project and requiring housing within that project to remain affordable for a minimum of 30 years for a 107-unit affordable/workforce housing project on 16.9± acres including 37 detached homes, 28 attached homes, 42 condominium units on 65 single-family plus one condominium located off Copello Drive, Assessor's Parcel Number: 058-011-026

i. Receive Staff Report. Amy Augustine presented her report. Alvin opened the meeting to discuss any Council member who had ex parte regarding the project. Jeremy Leonard mentioned he had spoken to Scott Behiel, Tim Oskey, Melissa Copeland and Amy Augustine.

ii. Open Public Hearing **@ 6:12pm**

iii. Receive Public Comment

Debbie Ponte read a letter from Destination Angels Camp Board of Directors

iv. Close Public Hearing **@ 6:15pm**

ACTION: Alvin Broglio motioned to adopt Ordinance 506, waive the Second Reading and publish in accordance with the Ordinance
Second by Isabel Moncada
Roll Call Votes 5 yes

B. Presentation by Matt Satow, Dave Richards, Jennifer Maxwell, and Rebecca Neilon, Dewberry Drake Haglan and Associates, Service as the City of Angels Engineering Team on Infrastructure Planning and Projects. Isabel mentioned that she is excited to see all the projects come to life.

Council members question and answers.

C. Presentation by Amy Augustine, Augustine Planning Associates, Service the City of Angels Planning Director on City Planning and Development Project.

Council members question and answers

8. **COUNCIL REPORTS**

Isabel Moncada reported out on CCOG meeting, Murphys Business Association, Odd Fellows Meeting, Celebration of Life for Daryl Giannini, and attended the soft opening of Pickled Porch. Thanked Staff

Jennifer Herndon no meetings attended, Thanked Staff

Jeremy Leonard no meeting attended, spoke about Angels Camp Community Clean Up. Thanked Staff

Gretel Tiscornia no meetings attended. Thanked Staff

Alvin Broglio no meetings attended, spoke about the Triathalon that was due to come and asked staff to reach out. Amy Augustine voiced she would reach out to them. Thanked Staff.

9. **CALENDAR**

Rose provided the calendar information to the Council members and advised she would email.

10. **ADJOURNMENT**

ACTION: Jennifer Herndon motion to adjourn the meeting at 8:05pm
Second by Isabel Moncada
Votes 5 yes

_____
Alvin Broglio
Mayor

ATTEST:_____
Rose Beristianos, City Clerk

City of Angels Council Meeting

March 2, 2021

5. CONSENT AGENDA

C. Amendment to the City Council Committees for Calendar Year 2020-2021

Council meeting dates

	March						
Wednesday	3/3/2021	COG	5:30 PM	**Rep:**	Isabel and Alvin	**Alternate:**	Jeremy
Thursday	3/11/2021	Planning Commission	6:00 PM		Council not required to attend		
Thursday	3/11/2021	League of Cities	6:00PM	**Rep:**	Alvin	**Alternate:**	Jennifer
Monday	3/15/2021	LAFCO	6:00 PM	**Rep:**	Jennifer and Isabel	**Alternate:**	Alvin
Wednesday	3/17/2021	IRWMA	9:00 AM	**Rep:**	Jeremy	**Alternate:**	Isabel
Thursday	3/18/2021	Museum	8:30 AM	**Rep:**	Jeremy	**Alternate:**	Gretel
Thursday	3/18/2021	SWTF	5:30 PM	**Rep:**	Jeremy	**Alternate:**	Jennifer
Tuesday	3/23/2021	UWPA	5:30 PM	**Rep:**	Alvin and Jennifer	**Alternate:**	Isabel
Thursday	3/25/2021	DAC	8:30 AM	**Rep:**	Gretel	**Alternate:**	Alvin
	April						
Wednesday	4/7/2021	COG	5:30 PM	**Rep:**	Isabel and Alvin	**Alternate:**	Jeremy
	4/8/2021	Planning Commission	6:00 PM		Council not required to attend		
Thursday	4/15/2021	Museum	8:30 AM	**Rep:**	Jeremy	**Alternate:**	Gretel
Thursday	4/15/2021	SWTF	5:30 PM	**Rep:**	Jeremy	**Alternate:**	Jennifer
Wednesday	4/21/2021	IRWMA	9:00 AM	**Rep:**	Jeremy	**Alternate:**	Isabel
Wednesday	4/21/2021	CPPA	9:00 AM	**Rep:**	Alvin	**Alternate:**	Jeremy
Thursday	4/22/2021	DAC	8:30 AM	**Rep:**	Gretel	**Alternate:**	Alvin
Tuesday	4/27/2021	UWPA	5:30 PM	**Rep:**	Alvin and Jennifer	**Alternate:**	Isabel
	May						
Wednesday	5/5/2021	COG	5:30 PM	**Rep:**	Isabel and Alvin	**Alternate:**	Jeremy
	3/13/2021	Planning Commission	6:00 PM		Council not required to attend		
Monday	5/17/2021	LAFCO		**Rep:**	Jennifer and Isabel	**Alternate:**	Alvin
Wednesday	5/19/2021	IRWMA	9:00 AM	**Rep:**	Jeremy	**Alternate:**	Isabel
Thursday	5/20/2021	Museum	8:30 AM	**Rep:**	Jeremy	**Alternate:**	Gretel
		Central Sierra					
Thursday	5/20/2021	Econ Dev Dist	9:30 AM	**Rep:**	Jennifer and Alvin	**Alternate:**	Gretel
Thursday	5/20/2021	SWTF	5:30 PM	**Rep:**	Jeremy	**Alternate:**	Jennifer
Tuesday	5/25/2021	UWPA	5:30 PM	**Rep:**	Alvin and Jennifer	**Alternate:**	Isabel
Thursday	5/27/2021	DAC	8:30 AM	**Rep:**	Gretel	**Alternate:**	Alvin
	June						
Wednesday	6/2/2021	COG	5:30 PM	**Rep:**	Isabel and Alvin	**Alternate:**	Jeremy
	6/10/2021	Planning Commission	6:00 PM		Council not required to attend		
Thursday	6/10/2021	League of Cities	6:00PM	**Rep:**	Alvin	**Alternate:**	Jennifer
Wednesday	6/16/2021	IRWMA	9:00 AM	**Rep:**	Jeremy	**Alternate:**	Isabel
Thursday	6/17/2021	Museum	8:30 AM	**Rep:**	Jeremy	**Alternate:**	Gretel
Thursday	6/17/2021	SWTF	5:30 PM	**Rep:**	Jeremy	**Alternate:**	Jennifer
Tuesday	6/22/2021	UWPA	5:30 PM	**Rep:**	Alvin and Jennifer	**Alternate:**	Isabel
Thursday	6/24/2021	DAC	8:30 AM	**Rep:**	Gretel	**Alternate:**	Alvin
	July						
Wednesday	7/7/2021	COG	5:30 PM	**Rep:**	Isabel and Alvin	**Alternate:**	Jeremy
	7/8/2021	Planning Commission	6:00 PM		Council not required to attend		
Thursday	7/15/2021	Museum	8:30 AM	**Rep:**	Jeremy	**Alternate:**	Gretel
Thursday	7/15/2021	SWTF	5:30 PM	**Rep:**	Jeremy	**Alternate:**	Jennifer
Monday	7/19/2021	LAFCO		**Rep:**	Jennifer and Isabel	**Alternate:**	Alvin
Wednesday	7/21/2021	IRWMA	9:00 AM	**Rep:**	Jeremy	**Alternate:**	Isabel
Wednesday	7/21/2021	CPPA	9:00 AM	**Rep:**	Alvin	**Alternate:**	Jeremy
Tuesday	7/27/2021	UWPA	5:30 PM	**Rep:**	Alvin and Jennifer	**Alternate:**	Isabel
Thursday	7/22/2021	DAC	8:30 AM	**Rep:**	Gretel	**Alternate:**	Alvin

August

Wednesday	8/4/2021	COG	5:30 PM	**Rep:**	Isabel and Alvin	**Alternate:**	Jeremy
	8/12/2021	Planning Commission	6:00 PM		Council not required to attend		
Wednesday	8/18/2021	IRWMA	9:00 AM	**Rep:**	Jeremy	**Alternate:**	Isabel
Thursday	8/19/2021	Museum	8:30 AM	**Rep:**	Jeremy	**Alternate:**	Gretel
		Central Sierra					
Thursday	8/19/2021	Econ Dev Dist	9:30 AM	**Rep:**	Jennifer and Alvin	**Alternate:**	Gretel
Thursday	8/19/2021	SWTF	5:30 PM	**Rep:**	Jeremy	**Alternate:**	Jennifer
Tuesday	8/24/2021	UWPA	5:30 PM	**Rep:**	Alvin and Jennifer	**Alternate:**	Isabel
Thursday	8/26/2021	DAC	8:30 AM	**Rep:**	Gretel	**Alternate:**	Alvin

September

Wednesday	9/1/2021	COG	5:30 PM	**Rep:**	Isabel and Alvin	**Alternate:**	Jeremy
	9/9/2021	Planning Commission	6:00 PM		Council not required to attend		
Thursday	9/9/2021	League of Cities	6:00PM	**Rep:**	Alvin	**Alternate:**	Jennifer
Wednesday	9/15/2021	IRWMA	9:00 AM	**Rep:**	Jeremy	**Alternate:**	Isabel
Thursday	9/16/2021	Museum	8:30 AM	**Rep:**	Jeremy	**Alternate:**	Gretel
Thursday	9/16/2021	SWTF	5:30 PM	**Rep:**	Jeremy	**Alternate:**	Jennifer
Monday	9/20/2021	LAFCO		**Rep:**	Jennifer and Isabel	**Alternate:**	Alvin
Thursday	9/23/2021	DAC	8:30 AM	**Rep:**	Gretel	**Alternate:**	Alvin
Tuesday	9/28/2021	UWPA	5:30 PM	**Rep:**	Alvin and Jennifer	**Alternate:**	Isabel

October

Wednesday	10/6/2021	COG	5:30 PM	**Rep:**	Isabel and Alvin	**Alternate:**	Jeremy
Thursday	10/14/2021	Planning Commission	6:00 PM		Council not required to attend		
Wednesday	10/20/2021	CPPA	9:00 AM	**Rep:**		**Alternate:**	
Wednesday	10/20/2021	IRWMA	9:00 AM	**Rep:**	Jeremy	**Alternate:**	Isabel
Thursday	10/21/2021	Museum	8:30 AM	**Rep:**	Jeremy	**Alternate:**	Gretel
Thursday	10/21/2021	SWTF	5:30 PM	**Rep:**	Jeremy	**Alternate:**	Jennifer
Tuesday	10/26/2021	UWPA	5:30 PM	**Rep:**	Alvin and Jennifer	**Alternate:**	Isabel
Thursday	10/28/2021	DAC	8:30 AM	**Rep:**	Gretel	**Alternate:**	Alvin

November

Wednesday	11/3/2021	COG	5:30 PM	**Rep:**	Isabel and Alvin	**Alternate:**	Jeremy
Monday	11/15/2021	LAFCO		**Rep:**	Jennifer and Isabel	**Alternate:**	Alvin
Wednesday	11/17/2021	IRWMA	9:00 AM	**Rep:**	Jeremy	**Alternate:**	Isabel
Thursday	11/18/2021	Museum	8:30 AM	**Rep:**	Jeremy	**Alternate:**	Gretel
		Central Sierra					
Thursday	11/18/2021	Econ Dev Dist	9:30 AM	**Rep:**	Jennifer and Alvin	**Alternate:**	Gretel
Thursday	11/18/2021	SWTF	5:30 PM	**Rep:**	Jeremy	**Alternate:**	Jennifer
Tuesday	11/23/2021	UWPA	5:30 PM	**Rep:**	Alvin and Jennifer	**Alternate:**	Isabel
Thursday	11/25/2021	DAC	8:30 AM	**Rep:**	Gretel	**Alternate:**	Alvin

December

Wednesday	12/1/2021	COG	5:30 PM	**Rep:**	Isabel and Alvin	**Alternate:**	Jeremy
Thursday	12/9/2021	Planning Commission	6:00 PM		Council not required to attend		
Thursday	12/9/2021	League of Cities	6:00PM	**Rep:**	Alvin	**Alternate:**	Jennifer
Wednesday	12/15/2021	IRWMA	9:00 AM	**Rep:**	Jeremy	**Alternate:**	Isabel
Thursday	12/16/2021	Museum	8:30 AM	**Rep:**	Jeremy	**Alternate:**	Gretel
Thursday	12/16/2021	SWTF	5:30 PM	**Rep:**	Jeremy	**Alternate:**	Jennifer
Thursday	12/23/2021	DAC	8:30 AM	**Rep:**	Gretel	**Alternate:**	Alvin
Tuesday	12/28/2021	UWPA	5:30 PM	**Rep:**	Alvin and Jennifer	**Alternate:**	Isabel

City of Angels Council Meeting

March 2, 2021

5. CONSENT AGENDA

D. Approval of Resolution No. 21-10 Approving the Application for Statewide Park Development and Community Revitalization Program Grant Funds in the Amount of $4,950,000 for Utica Park Improvements and Expansion.

ANGELS CAMP CALIFORNIA

PLANNING DEPARTMENT

CITY OF ANGELS PO Box 667, 200 B Monte Verda Street, Angels Camp, CA 95222 P: (209) 736-1346 F: (209) 736-9048

DATE: March 2, 2021

TO: City Council

FROM: Amy Augustine, AICP – Planner

RE: Angels Camp Community Club Utica Park Proposition 68 Grant Application Resolution

RECOMMENDATION

Approve Resolution 21-10 authorizing the City of Angels, in partnership with the Angels Camp Community Club, to submit a Proposition 68 grant to fund improvements, potential expansion and new facilities at Utica Park.

BACKGROUND

On April 16, 2019, the City Council endorsed having the Angels Camp Community Club (AC^3) partner with the City of Angels Camp to apply for a Proposition 68 grant to fund improvements and/or expansion of Utica Park.

The resulting application requested $4,950,000 in grant funds. While the application made the "first cut," and the City received a visit and interview for the application, the grant was not funded. The City was informed that the "challenges" faced by the community were not as severe as those represented in the grant applications that were funded. The City was encouraged to re-apply. This resolution will allow the City to re-apply.

Proposition 68 funded the Statewide Park Development and Community Revitalization Program. Round 4 grant applications are due March 12, 2021 to compete for a total of $395,302,155. No cash match is required for proposals; however, the City will use $177,000± in state per-capita funds allocated to AC^3 for a new playground to assist in overall project funding.

AC^3 hired Augustine Planning Associates, Inc. (APA) and Diane Bennett Consulting and Grant Services to prepare the grant application at a flat fee of $6,000 in 2019. APA is preparing the resubmittal document at no additional cost.

AC^3 and the grant writing team held extensive interactive community outreach to gather input from all age groups of residents and visitors to evaluate their top priorities desires for improved and new facilities at Utica Park including:

Date	Event
April 16, 2019	City Council
April 21, 2019	Easter Outreach
May 9, 2019	Bret Harte High School – Leadership Class
May 16, 2019	Frog Jump - Youth Parade
May 18, 2019	Frog Jump - Fireman's Pancake Breakfast
May 24, 2019	Bret Harte High School Physical Education Classes
June 13, 2019	City of Angels Planning Commission
June 20, 2019	Sierra Hope – Food Pantry
June 22, 2019	Crafty Chicks Antique and Craft Fair
July 2, 2019	City Council
July 3, 2019	Foothill Village outreach
July 5, 2019	Children's story hour at the library
July 5, 2019	Farmer's Market
July 9, 2019	Women, Infant, Children (WIC)
July 9, 2019	Greenhorn Creek Homeowner's

Approximately 905 persons, primarily City residents, provided their input on park design, renovation, expansion, and location.

The team secured additional partnerships from:

- Destination Angels Camp
- Dignity Health Mark Twain Medical Center

Based on input received, the attached design was prepared. Should the grant be awarded, the state will require that these facilities be included in the park renovation and expansion.

Given the scope and nature of the proposed community desires, the team approached the adjoining landowner to the north (Jay Gross) and secured a willing seller letter from the landowner. The land purchase will require additional authorization by the City Council contingent upon receipt of the proposed grant. If funding is secured and Council approves acquisition at a future date, the park would add 3.8± acres to the existing 2.6-acre Utica Park (Attachment A).

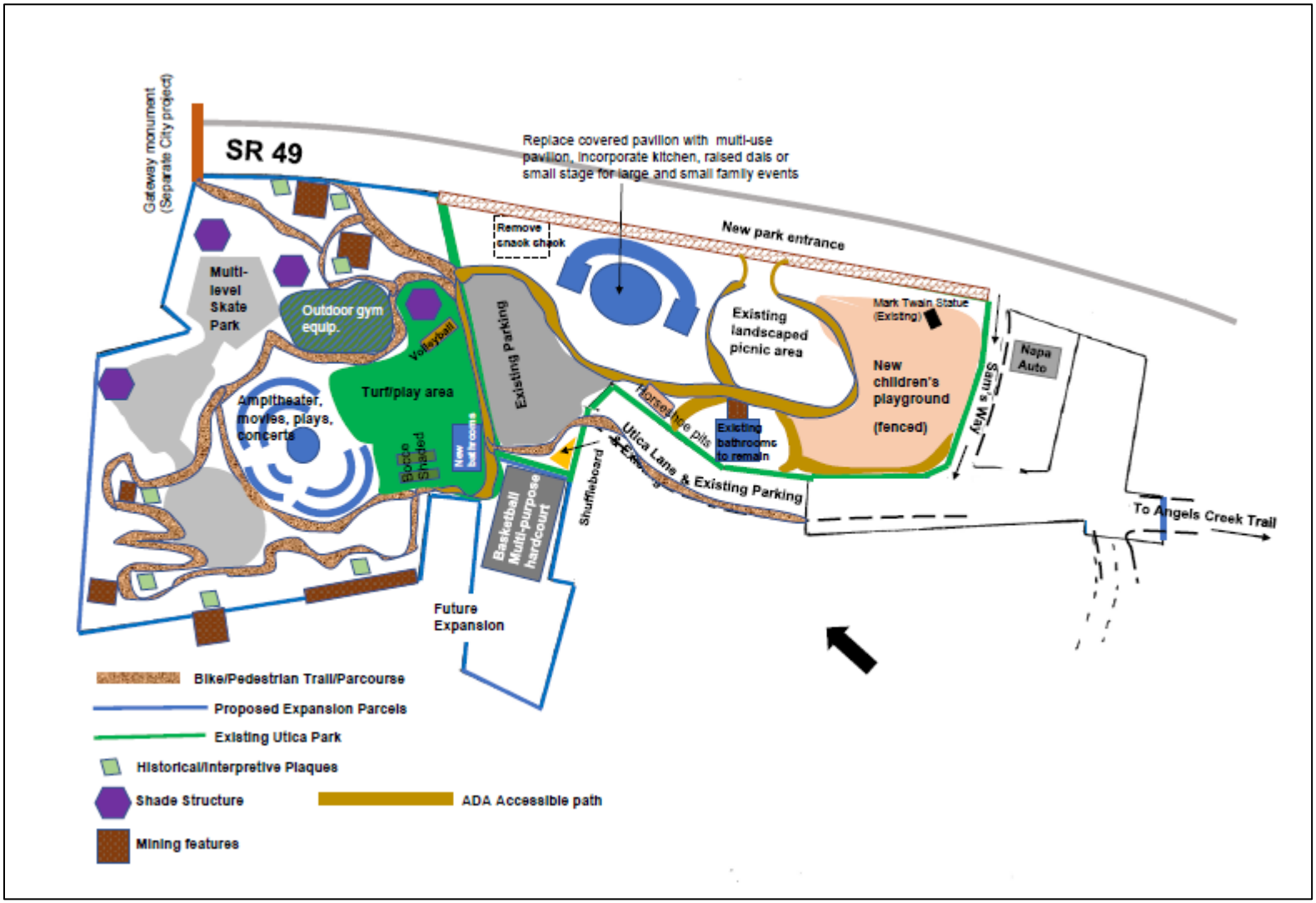
It is further anticipated that, if grant funding is awarded, a broad-based Park Planning/Design Committee would be formed to oversee the final park design efforts with broad representation including community members identified during outreach events.

FISCAL IMPACT TO THE CITY
None. The proposed grant application will request full funding to construct park improvements and expansion. The Angels Camp Community Club anticipates assisting with ongoing maintenance of the improvements and expansion.

Attachments:
A. Map
B. Conceptual Design
B. Resolution 21-10

Map
Satellite
Proposed 3.8 acres
Acquisition
2
1
Existing
2.6 acres
Highland Alley
Crystal St
Bush St
Utica Ln
Utica Park
Utica Ln
Sam's Way
Bragg St
Bragg St
Bragg St
49
Google
Map data ©2019 Imagery ©2019 , DigitalGlobe, USDA Farm Service Agency
20 m
Terms of Use
Report a map error

Figure 1: Conceptual Design



CITY OF ANGELS
CITY COUNCIL
RESOLUTION NO. 21-10

CITY COUNCIL OF THE CITY OF ANGELS, COUNTY OF CALAVERAS, STATE OF CALIFORNIA, APPROVING THE APPLICATION FOR STATEWIDE PARK DEVELOPMENT AND COMMUNITY REVITALIZATION PROGRAM GRANT FUNDS

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility by the Legislature of the State of California for the administration of the Statewide Park Development and Community Revitalization Grant Program, setting up necessary procedures governing the application; and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the Applicant to certify by resolution the approval of the application before submission of said application to the State; and

WHEREAS, successful Applicants will enter into a contract with the State of California to complete the Grant Scope project;

NOW, THEREFORE, BE IT RESOLVED that the City of Angels City Council hereby:

APPROVES THE FILING OF AN APPLICATION FOR THE UTICA PARK EXPANSION AND RENOVATION PROJECT; AND

1. Certifies that said Applicant has or will have available, prior to commencement of any work on the project included in this application, the sufficient funds to complete the project; and
2. Certifies that if the project is awarded, the Applicant has or will have sufficient funds to operate and maintain the project, and
3. Certifies that the Applicant has reviewed, understands, and agrees to the General Provisions contained in the contract shown in the Grant Administration Guide; and
4. Delegates the authority to the City Administrator to conduct all negotiations, sign and submit all documents, including, but not limited to applications, agreements, amendments, and payment requests, which may be necessary for the completion of the Grant Scope; and
5. Agrees to comply with all applicable federal, state and local laws, ordinances, rules, regulations and guidelines.
6. Will consider promoting inclusion per Public Resources Code §80001(b)(8 A-G).

DULY PASSED AND ADOPTED this 2nd day of March, 2021 by the following vote:

Ayes:

Noes:

Absent:

_____

Alvin Broglio, Mayor

_____

Rose Beristianos, City Clerk

City of Angels Council Meeting

March 2, 2021

6. REGULAR AGENDA

A. Approval of Resolution No. 21-09 Directing the Preparation of the Engineer's Report for the Continuation of the Landscape and Lighting District No. 1 Greenhorn Creek

CITY OF ANGELS PO Box 667, 200 Monte Verda St. Suite B, Angels Camp, CA 95222 P: (209) 736-2181

DATE: March 2, 2021

TO: City Council

FROM: Melissa Eads, City Administrator

RE: **Consideration of a Resolution Directing the Preparation of the Engineer's Report for the Continuation of the Landscaping & Lighting District #1- Greenhorn Creek for FY 2021-22**

RECOMMENDATION

Staff is recommending that the City Council approve Resolution 21-09 directing the preparation of the Engineer's Report for the continuation of the Landscaping & Lighting District #1-Greenhorn Creek for FY 2021-22.

BACKGROUND

The City of Angels Landscaping and Lighting District No. 1 (LLD) was formed by the City Council on June 6, 1995, through the Landscape and Lighting District Act of 1972 (Act). It was created to fund the maintenance of landscaping, lighting, cultural and wildlife areas, local infrastructure, environmental mitigation services, and related improvements within the Greenhorn Creek development. In 2009 the City accepted the Greenhorn Creek public roads, including adjacent parking areas, into the City maintained street system, at that time the road maintenance responsibility was removed from the LLD. Every year an Engineer's Report is prepared to establish the budget for the improvements listed in the report.

DISCUSSION

The Act requires an annual Engineer's Report be prepared by a licensed professional engineer. Since 2013, the LLD Engineer's Report has been prepared by SCI Consulting Group from Fairfield, California. Resolution No. 21-09 directs SCI to prepare the Engineer's Report, which is the first step in a three-step process required by the Act to continue the annual assessments for FY 2021-22.

The Engineer's Report, based upon information provided by the City Engineer, will determine the amount of work or improvements that will be performed in the coming year and distribute the cost of that work to residents and businesses in the GHC District. Once the report is compiled, it will be presented to the Council along with a recommendation to set a public hearing on the assessment. That public hearing is the final step in the approval process. Upon completion of the public hearing, the City Council may adopt a resolution accepting the Engineer's Report and levying the continued annual assessment.

Direction from the Council to prepare the report is required; therefore, a resolution to that effect is presented for your consideration. The City Engineer will identify the 2021-2022 Work Plan and Budget. Information will be provided to SCI in order to determine the assessment.

CITY OF ANGELS PO Box 667, 200 Monte Verda St. Suite B, Angels Camp, CA 95222 P: (209) 736-2181

FINANCIAL IMPACT

The project will be funded with Landscaping & Lighting District funds budgeted for this purpose.

ATTACHMENTS

1. Resolution 21-09

CITY OF ANGELS
CITY COUNCIL
RESOLUTION NO. 21-09

CITY COUNCIL OF THE CITY OF ANGELS, COUNTY OF CALAVERAS, STATE OF CALIFORNIA, DIRECTING PREPARATION OF THE ENGINEER'S REPORT FOR THE CONTINUATION OF THE LANDSCAPING AND LIGHTING DISTRICT NO. 1 – GREENHORN CREEK

WHEREAS, the City Council of the City of Angels proposes to continue the annual assessments during 7/1/21-6/30/22 for the Landscaping and Lighting District No. 1 – Greenhorn Creek which was previously formed in accordance with the Landscaping and Lighting Act of 1972 (Streets and Highways Code Section 22500, et seq.); and

WHEREAS, the Streets and Highways Code Section 22622 requires the governing body of a local agency to adopt a resolution ordering the preparation of an engineer's report and to generally describe any proposed new improvements and/or substantial changes to an existing improvement prior to levying and collecting an annual assessment for an existing Landscaping and Lighting Assessment District.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANGELS AS FOLLOWS:

Section 1: The annual Engineer's Report for Landscaping and Lighting District No. 1 – Greenhorn Creek shall be prepared by SCI Consulting Group who is designated the Engineer of Work; thereafter the Report shall be filed with the Clerk for submission to the City Council:

Section 2: Any new improvements and/or substantial changes in existing improvements that are proposed to be paid for out of the 2021-22 annual assessments will be specified in the Engineer's Reports.

Section 3: This resolution is adopted pursuant to Section 22622 of the Streets and Highways Code.

DULY PASSED AND ADOPTED this 2nd day of March, 2021 by the following vote:

AYES:

NOES:

ABSENT:

_____
Alvin Broglio, Mayor

ATTEST:

_____
Rose Beristianos, City Clerk

City of Angels Council Meeting

March 2, 2021

6. REGULAR AGENDA

B. Presentation by Rebecca Neilon with Dewberry, Drake Haglan, Regarding Preparation for a Proposition 218 Hearing for the Greenhorn Creek Landscape and Lighting District

ANGELS CAMP CALIFORNIA

ENGINEERING DEPARTMENT

CITY OF ANGELS **PO Box 667,** 200 B Monte Verde Street, Angels Camp, CA 95222 P: (209) 736-1346 F: (209) 736-9048

DATE: March 2, 2021

TO: Planning Commission and City Council

FROM: Rebecca Neilon, Engineering Department

RE: Landscape and Lighting District #1 (Greenhorn Creek Subdivision)

RECOMMENDATION:

Staff is seeking Council direction on two items:

Item #1 – Direct staff to initiate a community outreach campaign to clarify what the LLD is responsible for and how the current assessment is expended each year.

Item #2 – Approve initiation of a Proposition 218 hearing to increase the annual LLD assessment.

BACKGROUND:

All projects that impact natural resources are required to coordinate with State and Federal regulatory agencies to either minimize or mitigate those impacts. One of the permits required for the Greenhorn Creek project was a U.S. Army Corps of Engineers 404 permit. Please see Attachment #1 for the copy of this permit. When this permit was obtained on 4/7/1995, one of several conditions was:

> *"Formation and recordation of the forming of a Landscape and Lighting District, or other suitable financing mechanism, to fund long term maintenance of on-site preservation, mitigation, avoidance, and buffer areas shall be accomplished prior to the sale of any lot within the proposed project. The language comprising the ordinance establishing the Landscape and Lighting District or other financing mechanism shall be submitted for approval to the Corps of Engineers prior to submittal to the appropriate local governmental agency for establishment. Copies of the recorded documents shall be provided to the Corps of Engineers no later than 30 days subsequent to recordation."*

The Landscape and Lighting District No.1 (LLD) was formed as required by this permit. Please see Attachment #2 Resolution *95-30 – Formation of the LLD 5-2-1995* and Attachment #3 *Map of Improvements for District No. 1 – Greenhorn Creek*

Funds are assessed and collected with the property tax bill for residents living within the district. Assessments vary based on the special benefit to parcels from the LLD maintained improvements. The collected assessments are provided to the City which oversees their expenditure.

The purpose of the LLD is to ensure the environmental mitigation areas throughout the development are funded in perpetuity. The revenue mechanism being used is called a "Landscaping and Lighting District" and this mechanism is very commonly used throughout California to fund local improvements – however, there

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may be confusion with its name. There is no mention of Landscaping or Lighting in the original permits, those functions were added after this option was selected as the financial mechanism for environmental mitigation.

An independent firm prepares the annual LLD Engineers report which documents the properties being assessed, budget, and list of expenditures for the following year.

To clarify the roles and responsibilities of the LLD Richard P. Shanahan prepared a memorandum dated 4/2/2013 which is provided as an attachment to this staff report.

DISCUSSION:

A review of available LLD documents identifies several issues that merit clarification and resolution.

- Who is the LLD?
- What is the LLD responsible for?
- How is the LLD different than a Homeowners Association?
- Vague terms in the 404 permit and initial Engineers report require clarification
- What is the current annual assessment being spent on?
- Why are aging LLD facilities not being repaired?

Who is the LLD?

While the Development Agreement for the Greenhorn Creek Project addresses a financing mechanism to fund the maintenance and monitoring of environmental mitigation areas, the Development Agreement does not state the party that is supposed to perform the maintenance and monitoring work.

City staff have been working with the Army Corps of Engineers to clarify requirements of the 404 permit and have received confirmation that the permit has not been transferred to the City or the firm managing the Greenhorn Creek development, and that permits live on in perpetuity. The City is not the LLD – however, California law requires that a public agency (in this case, the City) is the governing agency of the LLD. (Typically, LLDs are coordinated by public agency staff time or a third-party private firm, which is funded though the LLD, with input from affected local property owners.)

This is a fundamental issue of the LLD, in the absence of a management entity the City uses its own resources to manage the LLD, respond to complaints, and prioritize future projects. Earlier this year, in an effort to provide the oversight needed to effectively manage the LLD, the City developed a proposal with the goal of awarding LLD operations to a single operations and management firm. That proposal was never advertised when it became clear that bids would far exceed available assessment funds. This reality demonstrates how the City is subsidizing the insufficiently funded LLD with its own staff time and resources.

What is the LLD responsible for?

The initial Engineers Report dated June 1995 (for fiscal year 1995-96) describe the following improvements and maintenance to be funded by the Assessment District:

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IMPROVEMENTS:

The road improvements for this project consists of clearing and grubbing, grading, curb and gutter, sidewalk, storm drainage facilities and street signs. Plans for the road improvements are included in the construction plans for Greenhorn Creek Unit 1 on file with the City of Angels.

The wetlands preservation, mitigation and buffer area improvements consist of avoidance of any work within certain wetlands areas to be preserved, converting certain upland and seasonal wetlands to be emergent wetlands, constructing emergent wetlands and seasonal wetlands and planting appropriate species of wetlands plants. Plans for the wetlands improvements are included in the "Wetlands Preservation and Compensation Plan of September, 1993", prepared by Michael W. Skenfield, Revegetation and Wetlands Consultant, as amended by current "404 Permit" on file with the City of Angels.

The Valley Elderberry Longhorn Beetle habitat improvements consist of avoidance of any work within certain areas where elderberry shrubs exist plus the transplanting and preservation of any impacted elderberry shrubs. A Plan for the Valley Elderberry Longhorn Beetle, prepared by Michael W. Skenfield, Revegetation and Wetlands Consultant, is on file with the City of Angels.

The cultural resource preservation area improvements consist of installing fencing around certain designated areas. A map of the cultural resource preservation areas showing the areas to be fenced is on file with the City of Angels.

MAINTENANCE

The improvements to be maintained by the District[1] shall include those improvements described above.

The maintenance of said improvements are more particularly described as follows:

3. Roads - Includes maintenance service for drainage facilities, sidewalk, signs, striping and asphalt pavement and reserves for future repairs.

4.[2] Woodlands, Mitigation and Buffer Area - Physical maintenance for these areas should be nil in as much as these areas are to be avoided and left to develop naturally, but monitoring will be performed as required by the Wetlands Preservation and Conservation Plan and the U.S. Army Corps of Engineers' "404 Permit."

5. Elderberry Shrubs - Includes avoidance of existing Elderberry shrubs which are to remain plus replanting of species under the mitigation monitoring plan where mortality occurs.

6. Cultural Resource Preservation Area - Includes maintaining the fences installed around the designated areas.

[1]Presumably "District" means the Assessment District. However, this phrase is a misnomer because an assessment district cannot directly perform activities such as maintenance of improvements.

[2]Maintenance item 4 above contains two uncertain phrases, which may be erroneous: "Wetlands Preservation and Conservation Plan" and "Woodlands, Mitigation and Buffer Area." Regarding the first phrase, there is no Project-related document labeled

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"Wetlands Preservation and Conservation Plan," but there is a "Wetland Preservation and Compensation Plan" dated September 1993. It seems apparent that the phrase is a mistake and that the phrase in item 4 was intended to be a reference to the 1993 Wetland Preservation and Compensation Plan.

By resolution (09-53) the City accepted maintenance of the streets throughout the Greenhorn Creek.

How is the LLD different than a Homeowners Association?

A Homeowners Association (HOA) is run by a board of directors that is elected by homeowners to oversee the common assets of a property/area, manage its finances, run business affairs, enforce and set rules, collect HOA fees, and see to the maintenance and upkeep of the area.

Landscape and Lighting Districts provide government agencies the ability to form an assessment district to provide an ongoing funding mechanism for maintenance of specific public improvements. District funding is necessary because the special maintenance of these features is more intense than that provided generally by the government agency. The District may fund long-term maintenance of biological open space, trails, parks, or special landscaping. Such facilities will be declared public and must meet the specified standards of the government agency before being adopted.

In short, HOA's are formed and run by an elected board of directors where as LLD's provide revenue to maintain features that are above and beyond the basic responsibilities of the local government.

Vague terms in the 404 permit and initial Engineers report require clarification

Reviewing City records the term "maintenance" as it applies to the wetlands has been a subject of debate. Greenhorn Creek residents unhappy with cattail growth throughout the community reference this term and insist the LLD maintain the wetlands by removing cattails. In July 2016 a loan was taken out against future LLD assessments for a project to clear cattails from the large pond. That loan is being repaid by the LLD at a rate of $17,000 per year.

LLD funds have been used for several years to clear cattails. Except for two areas of exception at the large pond, the 404 permit prohibits interference with vegetation. Moving forward, informational signage needs to be posted around the pond buffer areas to prevent vegetation interference. Installation and maintenance of this signage is a clearly identified LLD scope item.

What is the current annual assessment being spent on?

In the absence of an entity that represents the LLD, the City has used the LLD funds for two categories of work: (1) a contract with a landscape maintenance firm for the LLD areas of landscaping and (2) through purchase orders with individual firms to complete the projects budgeted for in the annual LLD report. City staff have not been charging their time spent on LLD operations and maintenance back to the LLD. Projects are frequently complaint driven.

In the absence of a Homeowners Association (HOA), City staff respond to complaints for areas that are outside of the City and LLD maintenance areas. City and Greenhorn Creek staff have not been trained to understand

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the scope of work the LLD is responsible for, nor the environmental regulations that apply to the protected environmental mitigation areas. This lack of training leads to expenditures that are inconsistent with the purpose of the LLD.

Why are aging LLD facilities not being repaired?

Initially constructed 25 years ago, several items of infrastructure throughout Greenhorn Creek are either in need of maintenance or have reached the end of their useful life. The LLD assessment was last adjusted in 1999. When this district was formed there were no provisions for annual increases of inflation. The costs of the items the LLD is responsible for have outpaced the collected funds. For perspective, in 2000 the average price of a gallon of gas in CA was $1.67/gallon. Today that same gallon is averaging $3.14.

RECOMMENDATIONS:

Staff recommends two actions to address the ongoing issues with the LLD.

The first is a community outreach campaign that will help the community understand what the LLD is responsible for, what the true costs of the LLD are, and what the current assessment is able to accomplish. True costs will include a schedule for regular maintenance and replacement of infrastructure.

The second action will be to initiate a Proposition 218 hearing to increase the annual LLD assessment. This step will be completed by an outside firm familiar with the process, supported by City Staff and the Greenhorn Creek Management group. Through this process residents of the district will be provided different scenarios showing what the various levels of assessment can provide. Ballots will be mailed to each property owner. The process requires 50% of returned ballots weighted by level of assessment to support the assessment. Levels of assessment are determined by special benefit conferred on a parcel from LLD maintained features.

FISCAL IMPACT:

Item #1: - Staff time for stakeholder collaboration, development of current and actual costs, and distribution materials are estimated to cost $15,000. This item can be budgeted into next year's LLD budget.

Item #2: The Prop 218 process is estimated to cost $55,000. This item can be budgeted into next year's LLD budget.

ATTACHMENTS:

1. **Department of the Army, Permit # 199200591**
2. **Resolution 95-30 – Formation of the LLD 5-2-1995**
3. **Map of Improvements for District No. 1 – Greenhorn Creek**

DEPARTMENT OF THE ARMY
U.S. ARMY ENGINEER DISTRICT, SACRAMENTO
CORPS OF ENGINEERS
1325 J STREET
SACRAMENTO, CALIFORNIA 95814-2922

REPLY TO ATTENTION OF

April 7, 1995

Regulatory Section (199200591)

RECEIVED APR 18 1995

Barden E. Stevenot
P.O. Box 548
Murphys, California 95247

Dear Mr. Stevenot:

I am responding to your request for a Department of the Army permit to fill 4.41 acres of waters of the United States for the proposed Gold Cliff Golf and Country Club. The project is located in Sections 32 and 33, Township 3 North, Range 13 East M.D.B.& M., Angels Camp, Calaveras County California.

The Chief of Engineers has issued Nationwide Permit Number 26 that allows for the placement of dredged or fill material in waters of the United States. Your project may be constructed under this authority provided the work meets the conditions listed on the enclosed information sheet.

In addition, the following special conditions shall be observed as conditions for use of the nationwide permit:

1. The Wetland Preservation and Compensation Plan, Gold Cliff Golf and Country Club, September 1993 shall be fully implemented except as superseded by the following conditions.

2. Waters of the United States to be affected shall be limited to a total of no more than 4.41 acres, as proposed by the applicant.

3. All avoided and created waters of the United States on the Gold Cliff Golf and Country Club site shall be buffered from development by an unmaintained oak or grass savannah as depicted on the Wetlands Impacts and Mitigation map, dated August 20, 1993.

4. The culverts depicted above Wilson Reservoir on the enlarged pond area map, dated July 27, 1993 shall not be installed. The crossing shall be bridged as depicted on the August 20, 1993 Wetlands Impacts and Mitigation map.

5. The flow of water from Wilson Reservoir to the wetlands and other waters downstream shall not be reduced from the preproject condition. The flow shall be maintained with a passive system, not dependent on human operation.

6. Final project plans and maps shall be submitted to this office for approval at least 30 days prior to initiating project construction.

7. All trails, firebreaks, structures, and other activities shall be located outside of the wetlands and buffer area unless specifically authorized by the Corps of Engineers.

8. The permittee shall provide two complete sets of as-built drawings of the completed work within the onsite preservation, mitigation, and avoidance areas to the Corps of Engineers. The as-built drawings shall indicate changes made from the original plans in indelible red ink. These as-built drawings shall be provided no later than 60 days after the completion of construction of the mitigation area wetlands.

9. Monitoring of the avoidance, preservation, and mitigation areas by a qualified wetlands professional shall occur for five years or until the success criteria described in the mitigation plan are met, whichever is greater. This period shall commence upon completion of the construction of the mitigation wetlands. Additionally, continued success of the mitigation wetlands, without human intervention, must be demonstrated for three consecutive years, once the success criteria have been met. The mitigation plan will not be deemed successful until this criteria has been met.

Monitoring reports shall be submitted annually for the five year monitoring period, and for each additional year, if needed, due to remediation to the mitigation program. The first monitoring reports shall be due one year after the date on which mitigation construction is complete. Copies shall be provided to the Corps of Engineers, U.S. Fish and Wildlife Service, and the CA Department of Fish and Game. An additional monitoring report shall be provided at the end of the three year period demonstrating continued success of the mitigation program without human intervention. The only exception to this last requirement shall be if the three year period occurs wholly within the five year monitoring period, in which case the five year report may be used to meet this requirement.

9. The biological opinion from the U.S. Fish and Wildlife Service, dated October 26, 1993, as amended by the letter dated May 4, 1994 regarding the valley elderberry longhorn beetle shall be fully implemented to remain in compliance with the endangered species condition of the nationwide permit.

10. Formation and recordation of the forming of a Landscape and Lighting District, or other suitable financing mechanism, to fund long term maintenance of on site preservation, mitigation, avoidance, and buffer areas shall be accomplished prior to the sale of any lot within the proposed project. The language comprising the ordinance establishing the Landscape and Lighting District or other financing mechanism shall be submitted for approval to the Corps of Engineers prior to submittal to the appropriate local governmental agency for establishment. Copies of the recorded documents shall be provided to the Corps of Engineers no later than 30 days subsequent to recordation.

11. Recordation of deed restrictions maintaining the on site avoidance, preservation, mitigation, and buffer areas as wetland preserve and wildlife habitat in perpetuity shall be accomplished prior to the sale of any lot within the proposed project. Copies of the proposed deed restriction language shall be provided to the Corps of Engineers for approval prior to recordation. Copies of the recorded documents shall be provided to the Corps of Engineers no later than 30 days subsequent to recordation.

12. Construction of the mitigation prescribed by the final mitigation plan shall proceed prior to or concurrently with project construction and be completed within one year. The permittee shall notify the District Engineer of the completion date of the mitigation construction, in writing and no later than ten (10) calendar days after that date.

13. All fencing that surrounds mitigation, preservation, avoidance, and buffer areas shall allow unrestricted visibility of these areas to discourage vandalism or disposing of trash or other debris in these areas. Examples of this type of fencing include chain link, wrought iron, etc.

14. All waters of the United States on the Gold Cliff Golf and Country Club project site that are under road crossings or bridges shall retain a natural substrate and shall include sufficient space to facilitate wildlife movement beyond the lowflow channel. This may be accomplished by overexcavation, placement of an oversized culvert and backfilling the culvert with material such as small cobbles, decomposed granite, etc.

15. No work within the area labeled "Area of Potential Effect (APE)" depicted on the enclosed map shall proceed until the requirements of Section 106 of the National Historic Preservation Act have been met and a Memorandum of Agreement has been signed by the Corps of Engineers, State Historic Preservation Officer, Advisory Council on Historic Preservation, and the permittee.

This verification will be valid until the current nationwide permits expire on January 21, 1997 unless the nationwide permit authorization is modified, suspended, or revoked. You should contact this office if work will extend beyond this date.

If you have any questions, please write to Tom Cavanaugh, Room 1444, or telephone (916) 557-5261.

Sincerely,

Tom Coe

Tom Coe
Chief, Central Valley/Nevada
Section

Enclosures

Copies Furnished: w/o Enclosure

California Regional Water Quality Control Board, 3443 Routier Drive, Sacramento, California 95827
Diane Kindermann, William Abbott & Associates, 455 Capitol Mall, Suite 702, Sacramento, California 95814

CITY OF ANGELS CITY COUNCIL

RESOLUTION NO. 95-30

**A RESOLUTION
OF THE CITY COUNCIL OF THE
CITY OF ANGELS, CALIFORNIA,
DETERMINING TO UNDERTAKE PROCEEDINGS
FOR THE FORMATION OF
A LANDSCAPING AND LIGHTING DISTRICT**

WHEREAS, the Development Agreement for the Gold Cliff Golf and Country Club Project ("PROJECT") dated February 15, 1994 between the City of Angels and the developer of the PROJECT provided in Section B.13. thereof for the formation of a Landscaping, Lighting and Maintenance District as follows:

> "As a financing mechanism for the costs of on-going operation and maintenance of PROJECT street lighting, streetscape landscaping along PROJECT roads, maintenance of all PROJECT roads except Angel Oaks Drive, and maintenance and monitoring of required wetlands mitigation areas, elderberry habitat, and cultural resource preservation areas, CITY shall form a Landscaping, Lighting and Maintenance District ("LLMD") pursuant to the Landscape and Lighting Act of 1972 (California Street and Highway Code, Section 22500 et seq.) DEVELOPER shall be responsible for preparing the maps, estimates of work, Engineer's Report, and the legal documentation for the LLMD for the review and approval of CITY, and the expenses of forming the LLMD shall be paid by DEVELOPER, including payment for the costs of work by CITY staff in scheduling hearings and preparing the required notification. DEVELOPER agrees to execute all documents necessary to levy the lien for assessments of the LLMD on the PROPERTY. The LLMD shall be formed prior to the occupancy of the first dwelling unit."

WHEREAS, the permit for the PROJECT issued by the U. S. Army Corps of Engineers has required the formation of an LLMD for the PROJECT to fund long term maintenance and monitoring of on-site

preservation, mitigation, avoidance and buffer areas designated in the PROJECT's Wetlands Preservation and Compensation Plan and to preserve habitat for the valley elderberry longhorn beetle and historic preservation areas.

WHEREAS, the City of Angels has the authority to form an LLMD pursuant to the Landscaping and Lighting Act of 1972, which is Part 2 of Division 15 of the Streets and Highways Code of the State of California.

WHEREAS, the PROJECT's name has been changed to "Greenhorn Creek" by City of Angels City Council Resolution No. 94-50, and the PROJECT's Developer is now Greenhorn Creek Associates L.P.. The PROJECT's Developer has assured the City Manager that the PROJECT's Developer will be responsible for the costs of formation of the LLMD, including the fees and costs of the Engineer of Work and the Attorney for the LLMD.

WHEREAS, Eugene L. Deaver of Mother Lode Engineering is familiar with the PROJECT since he prepared the Tentative Map and Final Map for the PROJECT and performed other engineering services in connection with the PROJECT to the satisfaction of the City Engineer and is qualified to be the Engineer of Work for the LLMD.

WHEREAS, Daniel F. Reidy of Law Offices of Daniel F. Reidy is familiar with the PROJECT since he prepared the Development Agreement and other implementing agreements for the PROJECT to the satisfaction of the City Engineer and the City Attorney, has performed legal services for assessment districts in other jurisdictions, and is qualified to be the Attorney for the LLMD.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Angels, California as follows:

1. The City Council proposes the formation of a Landscaping

and Lighting District ("LLMD") for the Greenhorn Creek Project ("PROJECT") to be designated **CITY OF ANGELS LANDSCAPING AND LIGHTING DISTRICT NO. 1.**

2. The location and extent of the proposed LLMD will be limited to the PROJECT area, with the exact location and extent to be specified later in a diagram included in the Engineer's Report which will be prepared for the LLMD.

3. The contemplated items of work to be funded by the LLMD include on-going operation and maintenance of PROJECT street lighting, landscaping along PROJECT roads, maintenance of all PROJECT roads except Angel Oaks Drive/Greenhorn Creek Parkway, and long term maintenance and monitoring of on-site preservation, mitigation, avoidance and buffer areas designated in the PROJECT's Wetlands Preservation and Compensation Plan, habitat areas for the valley elderberry longhorn beetle, and historic preservation areas, with the exact location and extent of the items of work to be specified later in the Engineer's Report which will be prepared for the LLMD.

4. Eugene L. Deaver of Mother Lode Engineering is hereby appointed as Engineer of Work for the LLMD and authorized to prepare the Engineer's Report, which shall contain a legal description and diagram of the assessment district, descriptions of the items of maintenance work to be performed by the LLMD, estimated costs of the maintenance work to be performed by the LLMD during the 1995-1996 fiscal year, and the allocation of assessments to parcels of property within the boundaries of the LLMD. The work of the Engineer of Work for the LLMD will be performed under the direction of the City Engineer. The fees and costs of the Engineer of Work for the LLMD will be paid by the Developer of the PROJECT and will not be the responsibility of the City.

5. Daniel F. Reidy of Law Offices of Daniel F. Reidy is

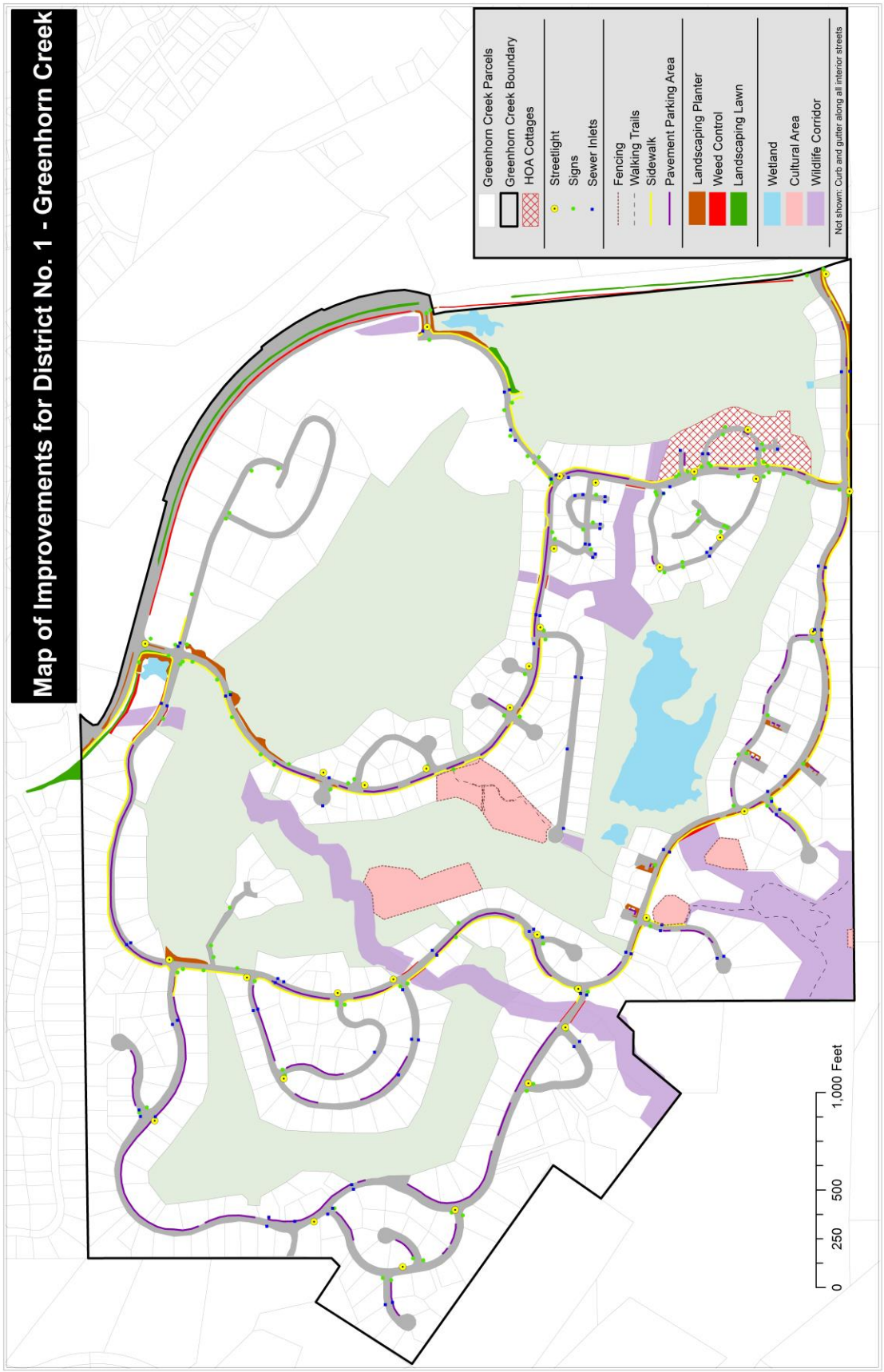
hereby appointed as Attorney for the LLMD and authorized to prepare the Resolutions for formation of the LLMD and to perform associated legal services under the direction of the City Attorney. The fees and costs of the Attorney for the LLMD will be paid by the Developer of the PROJECT and will not be the responsibility of the City.

PASSED AND ADOPTED this 2nd day of May, 1995, by the following vote:

AYES:	Johnson, Middleton, Newcomb, Ramorini
NOES:	None
ABSTAIN:	Folendorf
ABSENT:	None

Judy A. King

I, Judy A. King, Deputy City Clerk of the City of Angels hereby certify that the foregoing is a true and correct copy of a Resolution duly passed and adopted by the City of Angels.


Map of Improvements for District No. 1 - Greenhorn Creek
Greenhorn Creek Parcels
Greenhorn Creek Boundary
HOA Cottages
Streetlight
Signs
Sewer Inlets
Fencing
Walking Trails
Sidewalk
Pavement Parking Area
Landscaping Planter
Weed Control
Landscaping Lawn
Wetland
Cultural Area
Wildlife Corridor
Not shown: Curb and gutter along all interior streets
0
250
500
1,000 Feet

City of Angels Council Meeting

March 2, 2021

6. REGULAR AGENDA

C. Presentation by John Rohrabaugh, Fire Chief, Regarding City Vegetation Management with Possible Request for Council Direction

ANGELS CAMP
CALIFORNIA

FIRE DEPARTMENT

CITY OF ANGELS **PO Box 667,** 1404 Vallecito Road, Angels Camp, CA 95222 P: (209) 736-4081 F: (209) 736-2861

Date: March 2, 2021

To: City Council

From: Nathan Pry, Fire Marshal/Deputy Fire Chief, approved by Fire Chief John Rohrabaugh

Re: **WEED ABATEMENT STANDARD OPERATION PROCEDURES**

RECOMMENDATION

Staff recommends open discussion to establish standard operating procedure for the handling of combustible vegetation, fire hazards, and blight.

BACKGROUND

The process for abatement of non-compliance properties has not been clearly established. Staff hopes to gain direction from City Council and City Administrator on step by step approach to abatement of nuisances.

FINANCIAL IMPACT

Unknown: Financial impact would be determined by direction from City Council and Administrator.

City of Angels Council Meeting

March 2, 2021

6. REGULAR AGENDA

D. Presentation by John Rohrabaugh, Fire Chief, Regarding City Fire Department and Services

ANGELS CAMP CALIFORNIA

FIRE DEPARTMENT

CITY OF ANGELS **PO Box 667,** 1404 Vallecito Road, Angels Camp, CA 95222 P: (209) 736-4081 F: (209) 736-2861

Date: March 2, 2021

To: City Council

From: Nathan Pry, Fire Marshal/Deputy Fire Chief, approved by Fire Chief John Rohrabaugh

Re: **OVERVIEW OF FIRE DEPARTMENT SERVICES PAST/PRESENT/FUTURE**

RECOMMENDATION

Staff recommends a presentation to provide information to City Council and Public as an overview of the staffing and services provided by the Fire Department in the past, present, and future.

BACKGROUND

The Fire Department has gone through significant change during the last 15 years of service. We hope to provide a look into those changes and how they have benefitted the City. We will present current level of service and provide future direction and goals.

FINANCIAL IMPACT

None: Informative presentation

City of Angels Council Meeting

March 2, 2021

6. REGULAR AGENDA

E. Presentation by Scott Ellis, City Police Chief, Regarding City Police Department and Services