

**MINUTES OF A REGULAR MEETING OF
THE CITY OF ANGELS CITY COUNCIL
Tuesday, May 21, 2019**

Council Members Present: Amanda Folendorf, Joseph Oliveira, Linda Hermann, Veronica Metildi, and Alvin Broglio

Council Members Absent: None

Staff Present: Melissa Eads - City Administrator
Douglas White - Churchwell White, LLP
Susan Wenger - Deputy City Clerk
Nathan Pry - Fire Marshal
Emily Orr - Finance Officer
Chris O'Flinn - Interim Chief Plant Operator
Kevin Silva - Engineering Technician II
Scott Ellis - Police Chief

4:00 p.m. SPECIAL MEETING

1. ROLL CALL

Present: Mayor Folendorf, Vice Mayor Oliveira, Council Members Hermann, Metildi and Broglio

2. PUBLIC COMMENT

None

3. STUDY SESSION ON THE WATER AND WASTEWATER FIVE(5) YEAR CAPITAL IMPROVEMENT PLAN AND RATE OPTIONS WITH REQUEST FOR DIRECTION TO BEGIN PUBLIC OUTREACH AND PRESENT PREFERRED RATE ALTERNATIVE.

Speakers: Dave Andres, Jan Ossa, Debbie Ponte

4. COUNCIL TO CONTINUE THE STUDY SESSION TO 6:00 p.m. REGULAR MEETING

6:00 p.m. REGULAR MEETING

CALL TO ORDER

PLEDGE OF ALLEGIANCE

1. ROLL CALL

Present: Mayor Folendorf, Vice Mayor Oliveira, Council Members Hermann, Metildi and Broglio

2. APPROVAL OF THE AGENDA

ACTION: MOTION BY COUNCIL MEMBER METILDI, SECOND BY VICE MAYOR OLIVEIRA, AND PASSED 5-0, TO APPROVE THE AGENDA WITH THE ADDITION OF CONTINUATION OF STUDY SESSION IMMEDIATELY FOLLOWING AGENDA APPROVAL.

3. CONTINUATION OF STUDY SESSION

4. PUBLIC COMMENT

Speakers: Debbie Ponte

5. REPORT OUT OF CLOSED SESSION FROM MAY 7, 2019

- A. Conference with Labor Negotiators (Govt. Code section 54957.6)
Agency Designated Representatives: Melissa Eads, City Administrator and Douglas L. White, 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)
Unrepresented Employee: Fire Chief, City Administrator

ACTION: DIRECTION GIVEN TO STAFF

- B. Conference with Real Property Negotiator Regarding Property Disposition, Pursuant to Government Code Section 54956.8. Property: 058-007-005 (22.84 acres)
Agency Negotiator: Melissa Eads, City Administrator
Negotiating Party or Parties: Melissa Eads, City Administrator - Nancy Whittle
Under Negotiation: Price and Terms of Payment

ACTION: DIRECTION GIVEN TO STAFF

- C. Conference with Real Property Negotiator Regarding Property Disposition, Pursuant to Government Code Section 54956.8. Property: 064-004-001 (12.56 acres)
Agency Negotiator: Melissa Eads, City Administrator
Negotiating Party or Parties: Melissa Eads, City Administrator - Janet Cuslidge, Century 21
Under Negotiation: Price and Terms of Payment

ACTION: DIRECTION GIVEN TO STAFF

6. DEPUTY CITY CLERK ADMINISTERED THE OATH OF OFFICE TO ANTHONY STERRETT, POLICE OFFICER I

7. CONSENT AGENDA

- A. Approval of the Minutes from the Regular City Council Meeting of April 16, 2019.
- B. Approval of the Minutes from the Regular City Council Meeting of May 7, 2019.
- C. Adoption of Resolution 19-07 Approving the October 19, 2019 Closure of State Route 49 in the City of Angels Historic District Between the Hours of 8:00 A.M. and 6:00 P.M. for the Mark Twain Wild West Fest.
- D. Acceptance of the City of Angels Monthly Financial Report.
- E. Adoption of Resolution 19-08 Ending the City's Water Conservation Rebate Program
- F. Ratification of the City Administrator's Authorization to Purchase a Transfer Pump for the Wastewater Spray Field and Approval of Applicable Budget Transfer in the Amount of \$13,037.75.
- G. Approval of a Contract Task Order for Augustine Planning Associates in an Amount Not to Exceed \$15,000 for the Completion of the General Plan Housing Element.

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

8. REGULAR AGENDA

- A. Presentation by Rudy Vaccarezza, Director of Business Development, Cal Waste, on the status of programs available within the City of Angels

Speakers: Debbie Ponte

INFORMATION ONLY. NO ACTION TAKEN

- B. **Public Hearing:** Waive Second Reading and Adopt Ordinance #486 Amending Angels Municipal Code (AMC) Sections 15.12.090, 15.12.120, 15.12.130, 15.12.150, 17.09.1455, 17.26.090, 17.26.150 and 17.26.160 to Revise the Procedures for Reviewing Sign Permits and Determine Consistency with the Secretary of the Interior Standards in the Historical Commercial District - Amy Augustine, AICP Planner

PUBLIC HEARING OPENED: 6:44 p.m.

Speakers: None

PUBLIC HEARING CLOSED: 6:45 p.m.

ACTION: MOTION BY VICE MAYOR OLIVEIRA, SECOND BY COUNCIL MEMBER HERMANN, AND PASSED 5-0, TO WAIVE THE SECOND READING AND ADOPT ORDINANCE #486 AMINDING ANGELS CAMP MUNICIPAL CODE (AMC) TO REVISE THE PROCEDURES FOR REVIEWING SIGN PERMITS AND DETERMINING CONSISTENCY WITH THE SECRETARY OF THE INTERIOR STANDARDS IN THE HISTORICAL COMMERCIL DISTRICT.

- C. General Plan Amendment, Rezone, Conditional Use Permit and Site Plan Review for Assessor's Parcel Number 060-006-010 - Amy Augustine, AICP-Planner

MAYOR FOLENDORD RECUSED HERSELF FROM DISCUSSION AND VOTE ON THIS ITEM.

ACTION: MOTION BY COUNCIL MEMBER BROGLIO, SECOND BY COUNCIL MEMBER METILDI, AND PASSED 4-0-1, WITH MAYOR FOLENDORF ABSTAINING, TO ADOPT RESOLUTION 19-09 APPROVING A GENERAL PLAN AMENDMENT FROM SINGLE-FAMILY RESIDENTIAL TO HISTORICAL COMMERCIAL FOR ASSESSOR'S PARCEL 060-006-010, 1190 UTICA LANE

Speakers: Debbie Ponte

ACTION: MOTION BY COUNCIL MEMBER HERMANN, SECOND BY COUNCIL MEMBER BROGLIO, AND PASSED 4-0-1, WITH MAYOR FOLENDORF ABSTAINING, TO WAIVE THE FIRST READING AND HOLD A PUBLIC HEARING, AND SET JUNE 4, 2019 AS THE DATE FOR A SECOND PUBLIC HEARING TO BE HELD PRIOR TO TAKING FINAL ACTION ON THE PROPOSED ORDINANCE AND ADOPT PLANNING COMMISSION RESOLUTION 2019-010 APPROVING THE CONDITIONAL USE PERMIT BASED ON FINDINGS F THROUGH L (INCLUDING A FINDING OF NECESSITY AND CONVENIENCE FOR ISSUANCE OF AN ABC LICENSE FINDING THAT IT IS NOT FEASIBLE TO PROVIDE THE REQUIRED OFF-STREET PARKING ON THE PARCEL CONTAINING THE USE DUE TO EXISTING SITE CONDITIONS) AND A SITE PLAN REVIEW SUBJECT TO THE ATTACHED CONDITIONS AND CONTINGENT UPON APPROVAL OF A GENERAL PLAN AMENDMENT AND COMPLETION OF A REZONING TO HISTORICAL COMMERCIAL.

- D. Update on the City of Angels Draft FY 2019-2020 Draft Budget Release and Schedule for Budget Hearings

a. Letter from Utica Water and Power Requesting a Budget Allocation in the Amount of \$140,000 for FY 2019-2020.

INFORMATION ONLY. NO ACTION TAKEN.

9. CONSOLIDATED STAFF REPORT

10. REPORT OF THE MAYOR AND MEMBERS OF THE CITY COUNCIL

11. CALENDAR WAS READ BY THE DEPUTY CITY CLERK

12. ADJOURNMENT

CITY COUNCIL ADJOURNED THE REGULAR MEETING AND RECONVENED IN CLOSED SESSION

7:17 p.m. CLOSED SESSION

1. ROLL CALL

Present: Mayor Folendorf, Vice Mayor Oliveira, Council Members Hermann, Metildi and Broglio

2. PUBLIC COMMENT

None

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Under Negotiation: Price and Terms of Payment
- C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, Pursuant to Government Code section 54956.9(d)(1)
Name of case: In the Matter of the Abatement at 1191 South Main Street, Angels Camp, Calaveras County, California
Calaveras County Case No. 18CV43474

3. ADJOURN TO OPEN SESSION

4. REPORT OUT OF CLOSED SESSION

CLOSED SESSION WILL BE REPORTED OUT AT THE REGULAR CITY COUNCIL MEETING OF JUNE 4, 2019.

Amanda Folendorf
Mayor

ATTEST:

Susan Wenger
Deputy City Clerk