

**MINUTES OF A REGULAR MEETING OF  
THE CITY OF ANGELS CITY COUNCIL  
Tuesday, June 4, 2019**

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**Council Members Present:** Amanda Folendorf, Joseph Oliveira, Veronica Metildi, and Alvin Broglio  
**Council Members Absent:** Linda Hermann  
**Staff Present:** Melissa Eads - City Administrator  
Susan Wenger - Deputy City Clerk  
Nathan Pry - Fire Marshal  
Emily Orr - Finance Officer

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**5:00 p.m. SPECIAL MEETING – CLOSED SESSION**

**1. ROLL CALL**

Present: Mayor Folendorf, Vice Mayor Oliveira, Council Member Metildi. Council Member Broglio was seated at 5:11 p.m.

Absent: Council Member Hermann

**2. PUBLIC COMMENT**

None

**3. ADJOURN TO CLOSED SESSION**

- A. Conference with Legal Counsel - Anticipated Litigation  
Pursuant to Gov. Code section 54956.9(d) (1 case)  
Agency Claimed Against: City of Angels
- 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
- C. Conference with Real Property Negotiator Regarding Property Acquisition, 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
- D. 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: Assistant Engineer and Chief Plant Operator
- E. Conference with Legal Counsel - Anticipated Litigation  
Pursuant to Gov. Code section 54956.9(d)(2): (1 Potential Case)

**6:10 p.m. REGULAR MEETING**

**CALL TO ORDER**

PLEDGE OF ALLEGIANCE

**1. ROLL CALL**

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

Absent: Council Member Hermann

**2. APPROVAL OF THE AGENDA**

**ACTION: MOTION BY VICE MAYOR OLIVEIRA, SECOND BY COUNCIL MEMBER BROGLIO, AND PASSED 4-0, TO APPROVE THE AGENDA AS PRESENTED.**

**3. PUBLIC COMMENT**

**Speakers:** Scott Behiel

Deputy City Clerk read a letter from Elaine Morris into the record.

**4. REPORT OUT OF CLOSED SESSION FROM MAY 21, 2019**

A. 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

**NO REPORTABLE ACTION TAKEN**

B. 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

**NO REPORTABLE ACTION TAKEN**

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

**NO REPORTABLE ACTION TAKEN**

**5. REPORT OUT OF CLOSED SESSION**

A. Conference with Legal Counsel - Anticipated Litigation

Pursuant to Gov. Code section 54956.9(d) (1 case)

Agency Claimed Against: City of Angels

**THIS WAS AN INFORMATIONAL WORKERS' COMPENSATION ITEM. NO ACTION TAKEN.**

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

**NO REPORTABLE ACTION TAKEN**

- C. Conference with Real Property Negotiator Regarding Property Acquisition, 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

**NO REPORTABLE ACTION TAKEN**

- D. 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: Assistant Engineer and Chief Plant Operator

**NO REPORTABLE ACTION TAKEN**

- E. Conference with Legal Counsel - Anticipated Litigation  
Pursuant to Gov. Code section 54956.9(d)(2): (1 Potential Case)

**DIRECTION WAS GIVEN TO STAFF**

**6. CONSENT AGENDA**

- A. Approval of the Minutes from the Regular City Council Meeting of May 21, 2019.
- B. Adopt Resolution No. 19-10 Approving the 2019 Memorandum of Understanding Between the City of Angels and the Angels Camp Police Officers Association.
- C. Adopt Resolution No. 19-11 Approving the 2019 Memorandum of Understanding Between the City of Angels and the Angels Camp Employee's Association.

**ACTION: MOTION BY COUNCIL MEMBER BROGLIO, SECOND VICE MAYOR OLIVEIRA, AND PASSED 4-0, TO APPROVE THE CONSENT AGENDA.**

**7. REGULAR AGENDA**

- A. Pacific Gas & Electric Company Presentation on Safety Power Outages - Dylan George, Public Affairs Representative
- B. **Public Hearing:** Waive Second Reading and Adopt Ordinance #487 Rezoning Assessor's Parcel Number 060-006-010, 1090 Utica Lane, from Single-Family Residential (SFR) to Historic Commercial (HC) - Amy Augustine, AICP Contract Planner

Mayor Folendorf recused herself and left the dais.

**Public Hearing Opened** at 6:51 p.m.

There was no public comment

**Public Hearing Closed** at 6:52 p.m.

**ACTION: MOTION BY COUNCIL MEMBER BROGLIO, SECOND BY COUNCIL MEMBER METILDI, AND PASSED 3-0-1, WITH MAYOR FOLENDORF ABSTAINING, TO APPROVE WAIVING SECOND READING AND ADOPTING ORDINANCE #487 REZONING ASSESSOR'S PARCEL NUMBER 060-006-010, 1090 UTICA LANE, FROM SINGLE-FAMILY RESIDENTIAL (SFR) TO HISTORIC COMMERCIAL (HC).**

- C. Adopt Resolution No. 19-13 Approving the Preliminary Engineer's Report, Declaring Its Intention to Continue Assessments for FY 2019-2020 for the Landscaping & Lighting District No. 1 –

Greenhorn Creek, and Notice a Public Hearing for July 16, 2019 - Melissa Eads, City Administrator

**Speakers:** Scott Behiel

**ACTION: MOTION BY VICE MAYOR OLIVEIRA, SECOND BY COUNCIL MEMBER BROGLIO, AND PASSED 4-0 TO ADOPT RESOLUTION NO. 19-13 APPROVING THE PRELIMINARY ENGINEER'S REPORT, DECLARING ITS INTENTION TO CONTIUNE ASSESSMENTS FOR FY 2019-2020 FOR THE LANDSCAPING & LIGHTING DISTRICT NO. 1 – GREENHORN CREEK, AND NOTICING A PUBLIC HEARING SET FOR JULY 16, 2019.**

D. Adopt Resolution No. 19-12 to Submit a Ballot Measure to the City's Qualified Voters at the November 5, 2019 Election, to increase the City's Transient Occupancy Tax from Ten Percent (10%) to Twelve Percent (12%) - Melissa Eads, City Administrator

**ACTION: MOTION BY VICE MAYOR OLIVEIRA, SECOND BY COUNCIL MEMBER METILDI, AND PASSED 4-0 TO ADOPT AMENDED RESOLUTION NO. 19-12 TO SUBMIT A BALLOT MEASURE TO THE CITY'S QUALIFIED VOTERS AT THE NOVEMBER 5, 2019 ELECTION TO INCREASE THE CITY'S TRANSIENT OCCUPANCY TAX FROM TEN PERCENT (10%) TO TWELVE PERCENT (12%) AND INCREASE THE GANN LIMIT AS NEEDED.**

E. Adopt Resolution 19-14 Calling for a Ballot Measure Changing the Offices of City Clerk and City Treasurer from Elected Positions to Appointed Positions at the Statewide General Election to be Held November 5, 2019 - Susan Wenger, Director of Administrative Services/Deputy City Clerk

**ACTION: MOTION BY COUNCIL MEMBER BROGLIO, SECOND VICE MAYOR OLIVEIRA, AND PASSED 4-0 TO ADOPT RESOLUTION 19-14 CALLING FOR A BALLOT MEASURE CHANGING THE OFFICES OF CITY CLERK AND CITY TREASURER FROM ELECTED POSITIONS TO APPOINTED POSITIONS AT THE STATEWIDE GENERAL ELECTION TO BE HELD NOVEMBER 5, 2019.**

F. Instruction to Staff to Complete the Water and Wastewater Rate Study with Direction to Set a Public Hearing and Issue 45 Day Notices Prior to the Public Hearing - Melissa Eads, City Administrator

**Speakers:** Scott Behiel

**DIRECTION WAS GIVEN TO STAFF TO PROCEED WITH NOTICES TO THE PUBLIC AND A PUBLIC HEARING TO BE SET FOR AUGUST 8, 2019.**

**8. REPORT OF THE MAYOR AND MEMBERS OF THE CITY COUNCIL**

**9. CALENDAR WAS READ BY THE DEPUTY CITY CLERK**

**10. ADJOURNMENT**

**ACTION: MOTION BY COUNCIL MEMBER BROGLIO, SECOND VICE MAYOR OLIVEIRA, AND PASSED 4-0 TO AJOURN THE MEETING AT 7:15 P.M.**

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Amanda Folendorf  
Mayor

ATTEST:

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Susan Wenger  
Deputy City Clerk