

DRAFT

**ANDERSON CITY COUNCIL MINUTES
Regular Meeting
July 20, 2010**

REGULAR SESSION - 7:00 P.M.

The Regular Meeting of the City Council was called to order at 7:01 p.m.

ROLL CALL

Councilmembers present: Councilmember Yarbrough
Councilmember Schaefer
Councilmember Webster
Vice-Mayor Hunt
Mayor Cornick

Councilmembers absent: None.

Also present: City Manager Dana Shigley, City Attorney Michael Fitzpatrick, and City Clerk Juanita Barnett.

INVOCATION

Pastor Perry Peterson, Crossroads Bible Fellowship gave the Invocation.

PLEDGE OF ALLEGIANCE

Councilmember Schaefer led the Pledge of Allegiance.

PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA – None.

COUNCIL REPORTS

Councilmembers used this time to report on community activities they participated in and to announce upcoming events.

CONSENT AGENDA

By motion made, seconded (Webster/Yarbrough), and carried, the Council took the following action:

Approved the minutes of the regular meeting of July 6, 2010.

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Received and filed warrant 116476 to 116528 in the amount of \$36,195.79; warrant 116529 to 116618 in the amount of \$211,849.08; warrant 116619 to 116695 in the amount of \$300,490.66; an ACH in the amount of \$3,081.20; and a Wire Transfer in the amount of \$67.00.

Waived reading, except by title, of any ordinances under consideration at this meeting for either introduction or passage per Government Code Section 36934.

Adopted Resolution No. 10-49 establishing a Disadvantaged Business Enterprise (DBE) Policy Goal as defined in Part 26, Title 49 Code of Regulations for agencies that desire to use State and Federal-aid Transportation Funds; establishing an overall Annual Goal for the utilization of DBE's at 8.3% with 4.0% Race Neutral and 4.3% Race Conscious for the Federal Fiscal Year October 1, 2010 to September 30, 2011; and designating the Deputy Director of Public Works as DBE Liaison Officer to develop and carry out the technical assistance programs for DBE's.

ITEMS REMOVED FROM THE CONSENT CALENDAR – None.

PUBLIC HEARINGS

ALL LEGAL NOTICES WERE GIVEN ACCORDING TO LAW

PUBLIC HEARING: ANNUAL GRANTEE PERFORMANCE REPORT FOR COMMUNITY DEVELOPMENT BLOCK GRANTS AND REVOLVING LOAN ACCOUNTS

This was the time set aside to receive public input on annual activities, in anticipation of submitting Annual Grantee Performance Reports, for the following open Community Development Block Grants: 09-STBG-6409, Down Payment Assistance/Owner Occupied Rehab/Volonte Park Restroom remodel; 09-STAR-6382, Bellevue Waterline; 09-PTAG-6493, Transit Study; Economic Development Revolving Loan Fund; and Housing Rehabilitation Revolving Loan Fund.

City Clerk Juanita Barnett gave a staff report and answered questions from the Council.

The City Clerk read the published public hearing notice.

7:15 p.m.: The public hearing was opened. No comments were made. The public hearing was closed.

By motion made, seconded (Webster/Schaefer), and carried, the Council received and filed Annual Grantee Performance Reports.

**PUBLIC HEARING - LEVYING ASSESSMENTS FOR FISCAL YEAR 2010-2011;
RESOLUTION NO'S. 10-50, 10-51, 10-52, and 10-53**

This was the time set aside to receive public input on the Engineer's Report and proposed levying of the 2010-2011 Assessment for Landscape and Lighting District No. 93-2, Landscape and Lighting Assessment District No. 2006-1 for the Vineyards at Anderson, South Ridge Terrace-Unit 1 Landscaping and Maintenance District, and Sanitary Sewer Maintenance District 1-09 for Silvergate Subdivision.

City Manager Dana Shigley gave a staff report and answered questions from the Council.

7:17 p.m.: The Public Hearing was opened. No comments were made. The Public Hearing was closed.

By motion made, seconded (Schaefer/Yarbrough) and carried, the Council adopted Resolution No. 10-50 confirming the Engineer's Report and levying a 2010-2011 assessment for Landscape and Lighting District No. 93-2 assessments with no rate increase or change in assessment methodology.

By motion made, seconded (Schaefer/Yarbrough) and carried, the Council adopted Resolution No. 10-51 confirming the Engineer's Report and levying a 2010-2011 assessment for Landscape and Lighting Assessment District No. 2006-1 for the Vineyards at Anderson.

By motion made, seconded (Schaefer/Hunt) and carried, the Council adopted Resolution No. 10-52 confirming the Engineer's Report and levying a 2010-2011 assessment for the South Ridge Terrace - Unit 1 Landscaping Maintenance District with no rate increase or change in methodology.

By motion made, seconded (Schaefer/Webster) and carried, the Council adopted Resolution No. 10-53 confirming the Engineer's Report and levying a 2010-2011 assessment for the Sanitary Sewer Maintenance District 1-09, Silvergate-Subdivision.

**PUBLIC HEARING - TO CONSIDER MODIFICATION OF CODE ENFORCEMENT POLICIES
AND PROCEDURES AND NUISANCE ABATEMENT ORDINANCE TO ALLOW FOR THE
IMPOSITION OF FEES AND PENALTIES FOR CODE ENFORCEMENT ACTIONS**

This was the time set aside to receive public input on a proposed amendment to Municipal Code regarding Code Enforcement policies and procedures, nuisance abatement and imposition of fees and penalties.

City Attorney Mike Fitzpatrick recommended the Council open the public hearing and receive comments and then continue the public hearing to the next regularly scheduled Council meeting, leaving the hearing open.

7:21 p.m. The Public Hearing was opened. No comments were made.

By motion made, seconded (Schaefer/Yarbrough) and carried, the Council continued the public hearing to consider modifications of code enforcement policies and procedures and nuisance abatement ordinance to allow for the imposition of fees and penalties for code enforcement actions to the next regularly scheduled meeting date of August 17, 2010.

REGULAR AGENDA

CITY MANAGER

RESOLUTION OF INTENTION TO SELL CITY-OWNED PROPERTY LOCATED ON VETERANS LANE TO SHASTA HEAD START, INC; RESOLUTION NO. 10-54

City Manager Dana Shigley gave a staff report and answered questions from the Council.

By motion made, seconded (Schaefer/Yarbrough) and carried, the Council adopted Resolution No. 10-54, a Resolution of Intention to sell City-owned property located on Veterans Lane to Shasta Head Start, Inc.

CITY CLERK

TICKET DISTRIBUTION POLICY; RESOLUTION NO. 10-55

City Clerk Juanita Barnett gave a staff report and answered questions from the Council.

By motion made, seconded (Webster/Yarbrough) and carried, the Council adopted Resolution No. 10-55 adopting a ticket distribution policy pursuant to Fair Political Practices Commission (FPPC) regulations 18944.1.

APPROVE A PROFESSIONAL SERVICES AGREEMENT FOR CONDUCTING A TRANSIT STUDY

City Clerk Juanita Barnett gave a staff report and answered questions from the Council.

By motion made, seconded (Schaefer/Yarbrough) and carried, the Council approved a professional services agreement with LSC Transportation Consultants, Inc. of Lake Tahoe, California, in the amount of \$30,000, to conduct a Transit Study, and authorized the City Manager to execute the agreement, and any amendments thereto, on behalf of the City.

PUBLIC WORKS DEPARTMENT

7:47 p.m.: *The City Council recessed and the Anderson Redevelopment Agency convened.*

ANDERSON REDEVELOPMENT AGENCY

ROLL CALL: Director Yarbrough
Director Schaefer
Director Webster
Director Hunt
Chairman Comnick

By motion made, seconded (Schaefer/Hunt) and carried, the Agency approved the minutes of the Agency meeting of June 15, 2010.

7:48 p.m. *The City Council reconvened and the Anderson Redevelopment Agency continued in joint session.*

PUBLIC WORKS DEPARTMENT - Continued

AUTHORIZATION TO BID HWY 273 INTERSECTION REALIGNMENT AT FACTORY OUTLETS DRIVE AND MAKE CEQA/RDA FINDINGS; RESOLUTION NO. 10-56 AND REDEVELOPMENT AGENCY RESOLUTION NO. ARA 10-05

Public Works Director Jeff Kiser gave a staff report and answered questions from Council.

By motion made, seconded (Yarbrough/Hunt) and carried, the Council adopted Resolution No. 10-56; approving the Plans, Specifications, Estimates and Contract Documents for the Hwy 273 Intersection Realignment and instructing the Public Works Director to advertise for bids; authorizing the opening of bids at 3:00 p.m. September 1, 2010 in the City Council Chambers; and finding the project Categorical Exempt in accordance with Section 15331 (c) of the California Environmental Quality Act (CEQA).

By motion made, seconded (Schaefer/Yarbrough) and carried, the Agency adopted Resolution No. ARA 10-05; making findings pursuant to the Health and Safety Code; and amending the adopted 2010/2011 budget to include appropriations for construction of Highway 273 Intersection Realignment at Factory Outlets Drive.

7:53 p.m. *The Anderson Redevelopment Agency adjourned and the City Council continued.*

RESOLUTION HONORING TED WRASK; RESOLUTION NO. 10-57

Public Works Director Jeff Kiser gave a staff report and answered questions from Council.

By motion made, seconded (Hunt/Schaefer) and carried, the Council adopted Resolution No. 10-57 honoring Ted Wrask for his service to the City of Anderson.

APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH MORRISON STRUCTURES, INC. FOR THE CONSTRUCTION MANAGEMENT OF THE HWY 273/ALEXANDER/ THIRD ST. SIGNALIZATION PROJECT

Public Works Director Jeff Kiser gave a staff report and answered questions from Council.

By motion made, seconded (Schaefer/Webster) and carried, the Council directed the City Manager to enter into a professional services agreement with Morrison Structures, Inc. for the construction management of the Hwy 273/ Alexander/ Third St. signalization project.

NOTICE OF COMPLETION FOR THE AUTOMATED METER READ (AMR) METER REPLACEMENT PROJECT

Public Works Director Jeff Kiser gave a staff report and answered questions from Council.

By motion made, seconded (Hunt/Yarbrough) and carried, the Council directed the Public Works Director to prepare and record a Notice of Completion for the Automated Meter Read (AMR) Meter Replacement Project and authorized the Finance Director to make payment for the project in compliance with the contract documents.

STAFF REPORTS – None.

CLOSED SESSION

Public comment on Closed Session Item(s): None.

7:58 p.m.: *The City Council convened to Closed Session.*

CONFERENCE WITH LABOR NEGOTIATOR

(Pursuant to Govt. Code Section 54957.6)

Agency Negotiators: City Clerk Juanita Barnett
and Rick Haeg, Nickolaus and Haeg, LLC

- A. Management and Confidential Employees
- B. Teamsters Local 137
- C. Anderson Police Officers Association

PUBLIC EMPLOYMENT

(Pursuant to Govt. Code 54957)
Title: Development Services Director

8:45 p.m.: The City Council reconvened to Open Session.

CLOSED SESSION ANNOUNCEMENT

Mayor Cornick announced that the City Council sat in Closed Session to discuss Labor Negotiations for Teamsters, Anderson Police Association and Management and the Development Services Director position with direction given to staff.

ADJOURNMENT

8:45 p.m.: The City Council adjourned to August 17, 2010.

Norma Cornick, Mayor

ATTEST:

Juanita Barnett, City Clerk

DRAFT

ANDERSON CITY COUNCIL MINUTES
Special Meeting
July 26, 2010

CLOSED SESSION – 2:00 P.M.

The Closed Session of the Special City Council meeting was called to order at 2:01 p.m.

ROLL CALL

Councilmembers present: Councilmember Yarbrough
Councilmember Schaefer
Councilmember Webster
Mayor Connick

Councilmembers absent: Vice-Mayor Hunt.

Also present: City Clerk Juanita Barnett.

Others absent: City Manager Dana Shigley and City Attorney Mike Fitzpatrick.

INVOCATION

Councilmember Yarbrough gave the Invocation.

2:03p.m.: Vice-Mayor Hunt arrived and took her place on the dais.

PLEDGE OF ALLEGIANCE

Vice-Mayor Hunt led the Pledge of Allegiance.

Public comment on Closed Session Item(s): None.

2:03 p.m.: *The City Council convened to Closed Session.*

CONFERENCE WITH LABOR NEGOTIATOR

(Pursuant to Govt. Code Section 54957.6)

Agency Negotiators: City Clerk Juanita Barnett
and Rick Haeg, Nickolaus and Haeg, LLC
A. Anderson Police Officers Association

2:05 p.m.: City Manager Dana Shigley joined the Closed Session via telephone.

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2:31 p.m.: The City Council reconvened to Open Session.

CLOSED SESSION ANNOUNCEMENT

Mayor Connick announced that the City Council sat in Closed Session to discuss Labor Negotiations for Anderson Police Association with direction given to staff.

ADJOURNMENT

2:32 p.m.: The City Council adjourned to August 17, 2010.

Norma Connick, Mayor

ATTEST:

Juanita Barnett, City Clerk