

ANDERSON CITY COUNCIL MINUTES
Regular Meeting
December 2, 2008

REGULAR SESSION

The regular Council meeting was called to order at 7:00 p.m.

ROLL CALL

Councilmembers present: Hunt, Connick, Webster, and Mayor Schaefer.

Councilmembers absent: Burnett.

Also present: City Manager Scott Morgan, City Attorney Mike Fitzpatrick and Deputy City Clerk Juanita Barnett.

Mayor Schaefer welcomed those in the audience and recognized the APOA members, Anderson Fire District Chief Joe Piccininni and Deputy Chief Andy Nichols, Planning Commissioners Ron Barnett and DeVon Walton, Anderson Chamber President Pam DelMonte, and Mrs. Suzy Baugh.

INVOCATION

Rev. Paul Tilley, Faith Assembly Church, gave the Invocation.

PLEDGE OF ALLEGIANCE

Councilmember Keith Webster led the Pledge of Allegiance.

PROCLAMATION

Councilmember Hunt read a proclamation proclaiming December 15, 2008, as Bill of Rights Day.

A RESOLUTION DECLARING THE RESULTS OF THE MUNICIPAL ELECTION HELD IN THE CITY OF ANDERSON ON NOVEMBER 4, 2008; RESOLUTION NO. 08-88

City Manager/City Clerk Scott Morgan gave a staff report and answered questions from the Council.

By motion made, seconded (Webster/Connick), and carried, the Council adopted Resolution No. 08-88 declaring the results of the General Municipal Election held in the City of Anderson on November 4, 2008.

OATH OF OFFICE FOR NORMA CONNICK, MELISSA HUNT, AND JAMES YARBROUGH

City Clerk Scott Morgan administered the oath of office for re-elected Councilmember Norma Connick and elected Councilmembers Melissa Hunt and James Yarbrough.

CITY COUNCIL

Re-elected Councilmember Norma Connick, and elected Councilmembers Melissa Hunt and James Yarbrough, commented on the election and thanked the community for the opportunity to serve.

7:16 p.m.: ***The City Council recessed for refreshments in honor of re-elected and newly elected councilmembers***

7:31 p.m.: ***The City Council reconvened***

ROLL CALL

Councilmembers present: Yarbrough, Hunt, Connick, Webster, and Mayor Schaefer.

Councilmembers absent: None.

Also present: City Manager Scott Morgan, City Attorney Mike Fitzpatrick and Deputy City Clerk Juanita Barnett.

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 (Connick/Webster), and carried, the Council took the following action:

Approved the minutes of the regular meeting of November 18, 2008.

Received and filed warrant 110479 to 110535 in the amount of \$325,803.62; warrant 110536 to 110619 in the amount of \$494,574.91; a Wire Transfer in the amount of \$3,156.05; and a Wire Transfer in the amount of \$211.93.

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. 08-89 modifying the City's Investment Policy.

Received and filed the quarterly treasurer's report for the quarter ended September 30, 2008.

ITEMS REMOVED FROM THE CONSENT CALENDAR – None.

PUBLIC HEARINGS - None.

REGULAR AGENDA**CITY MANAGER/CITY CLERK**

By motion made, seconded (Webster/Connick), and carried, the Council moved Item 8.2d PROPOSED JULY 1, 2009, MAXIMUM RATE SCHEDULE AND ANNUAL RATE ADJUSTMENT PROVISIONS OF A PROPOSED 2009-2015 SOLID WASTE COLLECTION AND DISPOSAL, RECYCLING AND GREEN WASTE FRANCHISE AMENDMENT (CONTINUED FROM CITY COUNCIL MEETING OF NOVEMBER 18, 2008) up on the agenda.

PROPOSED JULY 1, 2009, MAXIMUM RATE SCHEDULE AND ANNUAL RATE ADJUSTMENT PROVISIONS OF A PROPOSED 2009-2015 SOLID WASTE COLLECTION AND DISPOSAL, RECYCLING AND GREEN WASTE FRANCHISE AMENDMENT (CONTINUED FROM CITY COUNCIL MEETING OF NOVEMBER 18, 2008); RESOLUTION NO. 08-90

City Manager Scott Morgan gave a staff report and answered questions from Council.

Linda Austin, Property Manager for Shasta Outlets and Charles Byerly, owner of Mary's Pizza Shack brought to the Council's attention questions regarding their commercial account and requested Council to consider these issues when making a decision on a solid waste agreement.

Councilmember Webster, speaking on behalf of Walmart Store Manager Tim Trimble, brought up additional questions regarding that commercial account.

Waste Management District Manager Matt Fryer addressed the concerns brought up regarding these commercial accounts and answered questions from Council.

Councilmember Webster made a motion to approve the proposal with a caveat to look at the commercial concerns brought to the Council's attention and to direct staff and Waste Management to work with

commercial customers to help lower rates, to increase the age limit for senior rates to 65 on a going forward basis, and to approve alternate No. 2 for senior rates allowing for an \$11.40/month senior discount off the regular 96 gallon price.

The motion died for lack of a second.

Kim Chamberlain addressed the Council concerning mandatory trash pick-up and follow-through by Waste Management to enforce it, and expressed concern for any increase for seniors.

By motion made, seconded (Webster/Connick), and carried, the Council: 1. Selected Senior Rate Alternate No. 2 and adopted Resolution No. 08-90. 2. Directed the City Manager and Waste Management to work with the Shasta Factory Outlets, Mayor's Pizza Shack, and Wal-Mart commercial accounts to seek to improve the service to those accounts.

CITY COUNCIL APPOINTMENTS TO THE ANDERSON FIRE PROTECTION DISTRICT BOARD

City Manager Scott Morgan gave a staff report and answered questions from Council.

By motion made, seconded (Yarbrough/Connick), and carried by a 4-1 vote, the Council re-appointed Norma Connick and Marsha Kelly to the Anderson Fire Protection District Board for terms ending December 8, 2009.

Vote: Ayes -- Councilmembers Yarbrough, Connick, Hunt, and Mayor Schaefer.
Noes -- Councilmember Webster.

APPOINTMENT TO THE REDDING AREA BUS AUTHORITY

City Manager Scott Morgan gave a staff report and answered questions from Council.

By motion made, seconded (Webster/Yarbrough), and carried the Council appointed Norma Connick as a regular member to the Redding Area Bus Authority Board of Directors, and Melissa Hunt as an alternate member, for terms concurrent with the each Councilmember's term of office.

8:56 p.m.: *The Council recessed.*

8:58 p.m.: *The Council reconvened.*

APPOINTMENT TO THE SHASTA COUNTY COMMUNITY ADVISORY BOARD

City Manager Scott Morgan gave a staff report and answered questions from Council.

By motion made, seconded (Hunt/Connick), and carried the Council appointed James Yarbrough to the Shasta County Community Advisory Board from the membership of the Anderson City Council for a term concurrent with the appointed Councilmember's term of office.

CITY COUNCIL

VICE-MAYOR CONNICK RE-APPOINTMENT OF DEVON WALTON TO THE ANDERSON PLANNING COMMISSION

Vice-Mayor Connick recommended the re-appointment of DeVon Walton to the Planning Commission.

By motion made, seconded (Connick/Hunt), and carried the Council re-appointed Planning Commissioner DeVon Walton to the Anderson Planning Commission for a new four-year term ending December 4, 2012.

COUNCILMEMBER HUNT RE-APPOINTMENT OF RON BARNETT TO THE ANDERSON PLANNING COMMISSION

Councilmember Hunt recommended the re-appointment of Ron Barnett to the Planning Commission.

By motion made, seconded (Hunt/Yarbrough), and carried the Council re-appointed Planning Commissioner Ron Barnett to the Anderson Planning Commission for a new four-year term ending December 4, 2012.

COUNCILMEMBER YARBROUGH INTERVIEW OF APPLICANTS TO THE ANDERSON PLANNING COMMISSION

By motion made, seconded (Yarbrough/Hunt), and carried the Council directed the City Clerk to seek applications through January 2, 2009, and set Tuesday January 20, 2009, at 5:30 p.m. in the City Council Chambers as the date, time and location for a workshop-style assessment interview with applicants to the Planning Commission.

PUBLIC WORKS DEPARTMENT

AUTHORIZATION TO AWARD THE BID FOR THE NORTH STREET WIDENING PROJECT

Deputy Public Works Director Kevin Kidd gave a staff report and answered questions from Council.

By motion made, seconded (Connick/Webster), and carried the Council awarded the contract for the North Street Widening Project to the lowest responsible bidder J.F. Shea Construction for the amount of \$541,088, authorized the City Manager to execute the contract upon receipt of required insurance certificates and payment and performance bonds, and authorized the Public Works Director to approve project change orders not to exceed 10% of the contract bid amount.

ADJOURNMENT

9:12 p.m.: The City Council adjourned to 6:00 p.m. Tuesday, December 16, 2008, for a Workshop on the Downtown Mixed Use Zoning and the Anderson Redevelopment Agency convened.

ANDERSON REDEVELOPMENT AGENCY

The Anderson Redevelopment Agency convened at 9:12 p.m.

ROLL CALL

Agency Members Present: Directors Yarbrough, Hunt, Connick, Webster, and Chairman Schaefer.

Agency Members Absent: None.

Also present: Executive Director Dana Shigley, Agency Counsel Mike Fitzpatrick, and Secretary Scott Morgan.

MINUTES

By motion made, seconded (Webster/Hunt), and carried, the Agency approved minutes of the meeting of August 19, 2008.

Public Comment on Closed Session Item(s) - None.

9:14 p.m.: *The Redevelopment Agency convened to Closed Session*

CLOSED SESSION

The Anderson Redevelopment Agency convened to Closed Session to consider the following:

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

(Pursuant to subdivision (b) of Govt. Code Section 54954.5)

Property: Assessors Parcel Nos. 201-010-054 and 201-010-055

Negotiators: Executive Director Dana Shigley, Raymond Randall, Jr., and Jeffrey Mayne

Under Negotiation: Price and terms

9:33 p.m.: *The Anderson Redevelopment Agency reconvened to Open Session.*

CLOSED SESSION ANNOUNCEMENT

Chairman Schaefer announced that the Redevelopment Agency sat in closed session to discuss property negotiations with no reportable action taken.


ADJOURNMENT

9:34 p.m.: The Redevelopment Agency adjourned.



Butch Schaefer, Mayor

ATTEST:



Juanita Barnett, Deputy City Clerk