

Williams City Council Minutes

810 E Street / P.O. Box 310, Williams, CA 95987

Minutes
February 13, 2008

The City Council of the City of Williams meets this 13th day of February, 2008 at the hour of 7:00pm.

1. PRESENT: Council Members Mark Azevedo, Don Barker, Eddie Johnson, Angela Fulcher, and Patricia Ash, Mayor

ALSO PRESENT:

Jim Manning, City Administrator
Ann Siprelle, City Attorney
Chief Saso, Police Dept.
Wes Goforth, Public Works Director
Rene Miles, City Clerk

Others:

Sally Barker, Juana Lopez, Jesus Mendez, Roberto Vasquez, Eligio Ortiz, Ernesto Rios, Roberto Ramirez, George Pence, Anil Patel, Javier Rivera O'Campo, David Miles, Salvador, Juan Ramirez, Ramon H, Peter Rodrigues, Sarvan Singh, Karen Ellison, Rich Ellison, Angelina Villa, Jacaho Villa, Maria Moreno, Juan Carlos Paiz, Juan Leos, Rataf Paz, Rodolfo Sanchez, Lupe Paniagua, Octa Viosondovol, and other Williams citizens.

2. Mayor Ash opens the meeting at 7:00pm leading with the Pledge of Allegiance.
3. Mayor Ash declares time for a period of public comment.

Mr. Ben Felt gives a truck route update regarding available property for truck parking and use permit, stating that he is helping to facilitate this matter.

After hearing no further comment from the public, Mayor Ash closes the period of public comment.

4. Mayor Ash declares time for approval of the Consent Agenda. Council Member Johnson motions to approve the Consent Agenda as is. Motion seconded by Council Member Barker.

Consent motion carried by the following vote:

Ayes: Council Members Azevedo, Barker, Fulcher, Johnson, and Mayor Ash.

Noes: None

Abstain: None

5. Mr. Manning addresses the City Council regarding Ordinance 164-07 – Amendment to Chapter 10.40, Truck Routes, of the Williams Municipal Code. Mr. Manning references a recent meeting with local business owners and this amendment is in response to the outcome of that meeting. Mayor Ash asks for comment from the Council and the Public. After hearing no comment from the public, Council Member Azevedo motions to Read by title only, waive further reading, and introduce Ordinance 164-07. Motion seconded by Council Member Johnson. Motion is carried by the following vote:

Ayes: Council Members Azevedo, Barker, Fulcher, Johnson, and Mayor Ash

Noes: None

Abstain: None

6. Mr. Manning addresses the City Council regarding Resolution 08-02, Approving an Application for Over-the-Counter Funding from the Economic Development Allocation of the State CDBG Program and Identifying the Responsible Party for Grant Administration. Mr. Manning also states that there will be a hearing in Sacramento on February 29th regarding grants and loans concerning Granzella's. Mayor Ash opens the Public Hearing. After hearing no comments from the public, Mayor Ash closes the Public Hearing. Council Member Barker motions to approve Resolution 08-02. Motion is seconded by Council Member Fulcher. Motion is carried by the following vote:

Ayes: Council Members Barker, Fulcher, Johnson, and Mayor Ash

Noes: None

Abstain: Azevedo (noted conflict of interest due to family relationship with Granzella's).

7. Police Chief Saso addresses the City Council regarding Resolution 08-03, Donating a surplus police vehicle to the Colusa County Sheriff's Department and authorizing the Police Chief to sign the waiver and release agreement. Chief Saso states that this is a 2003 Crown Victoria with over 100,000 miles and in need of repairs that the City is not

prepared to pay for. The car will be donated to the Sheriff's Department for use by their volunteer group. Council Member Fulcher motions to adopt Resolution 08-03. Motion seconded by Council Member Johnson. Motion is carried by the following vote:

Ayes: Council Members Azevedo, Barker, Fulcher, Johnson, and Mayor Ash
Noes: None
Abstain: None

8. Mr. Manning addresses the City Council regarding Resolution 08-04, Approving the Sewer System Management Plan Development Schedule. By adopting this Schedule, it allows the City to move forward with the plan. Council Member Azevedo motions to adopt Resolution 08-04. Motion seconded by Council Member Barker. Motion is carried by the following vote:

Ayes: Council Members Azevedo, Barker, Fulcher, Johnson, and Mayor Ash
Noes: None
Abstain: None

9. Mr. Manning addresses the City Council regarding Resolution 08-05, Adopting a Policy for the Retention of Electronic Mail. This policy basically defines which kinds of e-mails are public records and which ones need to be retained. Council Member Azevedo motions to adopt Resolution 08-05. Motion seconded by Council Member Fulcher. Motion is carried by the following vote:

Ayes: Council Members Azevedo, Barker, Fulcher, Johnson, and Mayor Ash
Noes: None
Abstain: None

10. Mr. Manning addresses the City Council regarding Resolution 08-06, Setting Business License Tax Rates. This resolution would revise the current Business License Tax Rates by setting a flat fee for certain occupations as described in the rate schedule. Comments from Rich Ellison, business owner, showed concern regarding the basis for paying the fees. Mr. Manning addressed his concerns, stating that he spoke to the City Attorney and they agree that the rates are based on the sales that are done within the City. Council Member Barker motions to adopt Resolution 08-06. Motion seconded by Council Member Johnson. Motion is carried by the following vote:

Ayes: Council Members, Barker, Fulcher, Johnson, and Mayor Ash
Noes: None
Abstain: Azevedo (conflict due to family relationship with local business owners)

11. Police Chief Saso reports to the City Council regarding approving an Amendment to the Memorandum of Understanding (MOU) Between the City of Williams and the Williams Police Officers' Association, Section 24.2 to include a 5% Pay Differential for a Canine Handler. Council Member Barker questioned Chief Saso on what other cities are doing compared to this, and Chief Saso responded that most other cities he researched were between 4-10% pay differential. Council Member Barker motions to approve an Amendment to the MOU Between the City of Williams and the Williams Police Officers' Association, Section 24.2 to include a 5% Pay Differential for a Canine Handler. Motion seconded by Council Member Azevedo. Motion is carried by the following vote:

Ayes: Council Members Azevedo, Barker, Fulcher, Johnson, and Mayor Ash
Noes: None
Abstain: None

12. Mr. Manning addresses the City Council regarding Resolution 08-07, Changing the City Council Regular Meeting Time from 7:00pm 6:00pm. There were some general comments from the public regarding this, mostly related to the issue of some people not being able to attend due to working late in the evening. However, another issue was brought forth regarding a financial impact regarding overtime for some City employees staying later in the evening to attend these meetings. Council Member Johnson motions to adopt Resolution 08-07, changing the City Council Regular Meeting time to 6:00pm. Motion seconded by Council Member Fulcher. Motion is carried by the following vote:

Ayes: Council Members Azevedo, Barker, Fulcher, Johnson, and Mayor Ash
Noes: None
Abstain: None

13. Mike Fields, President of WSI International, LLC gave a Special Presentation in regards to the Wastewater Treatment Plant. He described the flow of wastewater through the tanks, filters, etc., all the way through to the final treatment step. Mr. Fields stated that his proposal is designed to be sufficient for today's usage, as well as having the capacity to expand to meet future needs of the City. He states that the City can take this plant proposal to the State and get it approved for under \$10 million, with full build-out for future use for under \$15 million. Mr. Fields states that his company has very carefully calculated these prices and it is not an estimate. Mr. Fields also states that these prices are all-inclusive with no hidden costs and the tanks are guaranteed for 25 years.

There were several questions and comments from both the Council and the Community regarding this Special Presentation. Members of the

Public who spoke on the record included David Miles, 423 Cuppelo Dr., Williams.

Ann Siprelle, City Attorney addressed the Council and the Community to explain that General Law Cities, such as the City of Williams, is not authorized to use Design-Build, which is the proposal brought forth by Mr. Fields. According to current law, Mr. Field's proposal could not even currently be considered. There is a bill, AB642, which would allow the City to consider Design-Build, but even if passed this year, would not go into effect until January 2009, unless it is moved forward on an emergency basis.

Charlie Bunker, Principal with Eco-Logic, also gave a presentation regarding the Wastewater Treatment Plant and explained the Design-Bid-Build process (e.g. Eco-Logic) versus the Design-Build process (e.g. WSI) and the differences among these two processes. He explained that what is at issue right now is what avenues the City has to move forward with this Wastewater Treatment Plant project, according to current law. Mr. Bunker explained that Eco-Logic is concerned about keeping future costs low, as well as current costs. Eco-Logic specializes in wastewater treatment and disposal and the two Principals have an average of 25 years experience in this field. Eco-Logic's client base is almost exclusively public agencies, versus the Design-Build process is almost exclusively private developments.

Mr. Ben Felt, community member, asked regarding the overall comparison of the two presentations regarding efficiency and cost. Mr. Bunker responded by stating that in order to accurately compare these two different types of plants, you would need to compare "apples to apples".

14. Mayor Ash declares time for reports.

City Attorney: Nothing to report.

City Clerk: Attended training workshop at Best Best & Krieger regarding Statement of Economic Interests, Form 700s. It's time for annual filing, and filers will be notified of their filing obligation by the end of this month and the annual Form 700s will be due by April 1, 2008.

City Treasurer: Not present.

15. Mayor Ash declares time for Council Reports and Committee Updates:

Council Member Azevedo: Gave updates on committees.

Council Member Fulcher: Gave updates on committees.

Council Member Johnson: Gave updates on committees. Also presented an idea to the Council regarding purchasing special clothing with the city logo that could be worn by City Council and City Employees at special events and meetings and/or on designated days. There was no objection among the Council and so the City will go ahead with ordering.

Mayor Pro-Tem Barker: Gave updates on committees.

Mayor Ash: Gave updates on committees.

16. Mayor Ash declares time for Staff General Reports and Discussion.

City Administrator: There will be a ground-breaking ceremony at Granzella's at 10am this Friday, February 15th. It's Williams' time to hold the City/County meeting on March 14th at Granzella's Banquet Room. There will be an Enterprise Zone presentation. The City received many compliments on Public Works' job during the recent rains. Lastly, the budget was distributed to the Council recently to include some items that will be needed in the coming year, including upgrading of some city facilities.

City Finance Officer: Not present.

Police Chief /Code Enforcement: Gave department report. Comments from the community regarding drug dealing within the City.

Fire Chief: Not present.

Public Works: Gave department report.

Mayor Ash adjourns the meeting at 9:59pm to reconvene in Regular Session on March 12, 2008 at the hour of 6:00pm.

Approved: _____
Patricia Ash, Mayor

Attest: _____
Rene L. Miles, City Clerk