

# CITY OF WILLIAMS

## *Council Minutes*

---

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

REGULAR MEETING OF THE CITY COUNCIL  
WEDNESDAY, NOVEMBER 3, 2010 – 6:00 P.M.

### ROLL CALL:

COUNCIL MEMBERS PRESENT: Patricia Ash, Don Barker, Eddie Johnson,  
Angela Plachek-Fulcher, John Troughton,  
Jr.

COUNCIL MEMBER ABSENT: None

STAFF MEMBERS PRESENT: Charles Bergson, City Administrator  
Ann Siprelle, City Attorney  
Wes Goforth, Public Works Director  
Rex Greenbaum, Finance Officer  
James Saso, Police Chief  
Sally Barker, City Treasurer  
Mariela Cruz, Office Assistant

Mayor Plachek-Fulcher called the regular meeting of the Council to order at 6:00 p.m., and led the meeting in the Pledge of Allegiance.

### PUBLIC COMMENT

None heard.

### PUBLIC HEARING

#### 2010-2011 SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUND

Police Chief Saso indicated that annually the State provides funds to Agencies through the Supplemental Law Enforcement Services Fund. This year our portion is \$100,000. These funds must be requested by the Agency each year in order to be considered for an allocation. The Public Hearing is set to provide an opportunity for citizens to present input on the program funds. As well, the Agency must indicate the usage of these funds. The proposal is to continue funding 1.94 Police Officer positions.



At 6:10 p.m. Mayor Plachek-Fulcher opened the Public Hearing. With no comments heard, Mayor Plachek-Fulcher closed the Public Hearing at 6:11 p.m.

Chief Saso indicated the Council Report incorrectly states the funds are for the 2009-10 fiscal years when in actuality they are for the 2010-11 fiscal year.

On a motion by Council Member Ash, seconded by Council Member Barker and carried unanimously by the following vote, Council approved the 2010-11 Supplemental Law Enforcement Services Fund allocation to be disbursed for Police personnel front-line services as corrected.

AYES: Council Members Ash, Barker, Johnson, Troughton, Jr., and Plachek-Fulcher  
NOES: None  
ABSENT: None  
ABSTAIN: None

#### CONSENT

On a motion by Mayor Pro Tem Troughton, Jr., seconded by Council Member Barker and carried unanimously by the follow vote, Council adopted the following Consent Calendar items with changes as indicated:

AYES: Council Members Ash, Barker, Johnson, Troughton, Jr., and Plachek-Fulcher  
NOES: None  
ABSENT: None  
ABSTAIN: None

#### MINUTES – REGULAR COUNCIL MEETING OF SEPTEMBER 22, 2010

Council adopted the minutes of the regular Council meeting of September 22, 2010 as presented.

#### CITY ADMINISTRATOR CONTRACT

City Attorney Siprelle provided information on the changes from the last Agreement and indicated that items that were no longer relevant in the contract had been removed or remained. She specifically cited the section on the relocation expense as there are some portions that are still valid. Council Member Ash asked for clarification that if there are concerns about issues in



the City, could Council go directly to the City Administrator. City Attorney Siprelle said that individual Council Member could go to the City Administrator to seek further information, but investigations, follow-up or budget issues should come before the Council as a whole rather than individuals directing the City Administrator separately. No direction should be given to any specific employee. The Council should not be interfering in the administration of Council policy and the Council agrees to direct their communications to the City Administrator and not to the staff.

Council approved the City of Williams City Administrator Employment Agreement, effective November 3, 2010 with changes as indicated.

#### AGREEMENT - CITY CLERK AND HUMAN RESOURCES MANAGEMENT SERVICES

Council approved the Agreement for City Clerk and Human Resources Management Services as presented.

#### ORDINANCES

##### ORDINANCE 184-10 - COUNCIL COMPENSATION

City Attorney Siprelle indicated that at the October 20<sup>th</sup> meeting, Council had directed the preparation of an Ordinance proposing increasing the compensation for the Council and Mayor. Such Ordinance has been so prepared increasing the compensation for Council from \$200 to \$300 per month and that of the Mayor from \$250 to \$400 per month. This increase is provided by Government Code Section 36516 where maximums allowed exceed the proposal by the City. Normally, once the Ordinance is adopted, the new rates would go into effect in 30 days. In this case, the Ordinance would go into effect at the beginning of the next term of the City Council when the new and re-elected Council Members are sworn in. In any case, it cannot go into effect before 30 days from the adoption has passed, but would be dependent upon when the next meeting following certification of the election results, swearing in of the Council-elect and passage of at least 30 days from date of adoption. The law states that the newly elected and re-elected Council Members cannot be seated until the first regular meeting following certification of the results.

Mayor Plachek-Fulcher said this Council has always taken office at the first meeting in January. Up until this week we have always had a second meeting in December. Council Member Barker said the Ordinance was set up to have two meetings in December (inaudible due to Council Members talking over speaker). City Administrator Bergson said that Council had concurred to hold only meeting in the summer and one in December. Council Member Barker said that was corrected but he is questioning why we are changing



policy. City Administrator Bergson said we are not changing policy as it remains in place, but we have received Council direction of their desire to meet only once in June, July, August and December. City Attorney Siprelle said the compensation change could take place if the first meeting in December was cancelled and only a second meeting on the third Wednesday was held. Finance Officer Greenbaum said the Agendas are usually lighter during the summer and at the holiday time and it is more cost effective to hold only one meeting per month when there is little to discuss during those meetings. Mayor Pro Tem Troughton, Jr. said we have our Attorney and others here and sometimes our Agenda is sometimes so light that we should only have one meeting. We could always call a second special meeting should something come up that has timeliness issue.

Council concurred to hold only one meeting in December on the 15<sup>th</sup> City Attorney Siprelle indicated Council would still need to have a short special meeting sometime before the end of the month in order to hold the second reading of the Ordinance. It could then go into effect before the December 15<sup>th</sup> meeting. Council concurred to hold a short special meeting sometime next week.

On a motion by Council Member Ash, seconded by Mayor Pro Tem Troughton, Jr., and carried unanimously by the following vote, Council introduced, waived first reading and read by title only, Ordinance 184-10, “An Ordinance of the City Council of the City of Williams, California, Setting the Compensation of the City Council”.

- AYES: Council Members Ash, Barker, Johnson, Troughton, Jr., Plachek-Fulcher
- NOES: None
- ABSENT: None
- ABSTAIN: None

ORDINANCE 183-10 - CITY ADMINISTRATOR TO HIRE EMPLOYEES

City Attorney Siprelle said this is the second reading of the Ordinance giving the authority to the City Administrator to hire employees without Council approval.

On a motion by Council Member Ash, seconded by Council Member Johnson and carried unanimously by the following vote, Council waived the second reading and adopted Ordinance 183-10, “An Ordinance of the City Council of the City of Williams Amending Section 2.06.050 of the Williams Municipal Code Regarding the City Administrator’s Power of Appointment and Removal.



AYES: Council Members Ash, Barker, Johnson, Troughton, Jr.,  
Plachek-Fulcher  
NOES: None  
ABSENT: None  
ABSTAIN: None

## OLD BUSINESS

### STRATEGIC PLAN UPDATE

City Administrator Bergson stated that Council had held several meetings to establish goals and priorities for the City. He wanted to advise Council of the Status of the Plan. You had prioritized the top sixteen goals. He has provided a status report of those top goals. It is hopeful Council will look at those goals, provide further direction and he will return with further information at a later time. We have made some significant gains on the list. One item is the fee adjustments, Measure S has been reviewed, we have filled a staff positions, the Transient Occupancy Tax went on the ballot, the General Plan Update is on the way, funding for Public Works and Fire, development of the Redevelopment Agency, starting the Parks and Recreation Department, and the establishment of the Strategic Plan is a noteworthy accomplishment. In approving the Strategic Plan, it provides the City with a vehicle for establishing a vision statement and resources of the City. It has helped us to determine what we have done and what we need to do. As time passes, priorities and/or goals change.

Council Member Ash believes there should be more goals as some have already been accomplished. Many of the items are also underway.

City Administrator Bergson said some of the implementation steps have not been completed. Following adjustments, the staff will bring this item back to the Council to receive direction in order to prioritize the City needs. One goal is the entry signs on both sides "Welcome to Williams", and utilizing the water tank. Council concurred to set another meeting to discuss this issue further with City employees after the first of the year.

Mayor Pro Tem Troughton, Jr., cautioned staff to be careful on the costs of the items on the list and requested that Finance verify the availability of funds.

## NEW BUSINESS

### VANN EAST SUBDIVISION, UNIT 6, PHASE 1/ ELLA STREET AND HUSTED ROAD STREET IMPROVEMENTS

Public Works Director Goforth indicated the Ella Street crossing onto Husted Road has been completed and all signage and striping is in place.



On a motion by Council Member Ash, seconded by Mayor Pro Tem Troughton, Jr., and carried unanimously by the following vote, Council accepted as complete the Vann East Subdivision, Unit 6, Phase I/Ella Street and Husted Road Street Improvements as complete.

AYES: Council Members Ash, Barker, Johnson, Troughton, Jr., Plachek-Fulcher  
 NOES: None  
 ABSENT: None  
 ABSTAIN: None

REPORTS

City Attorney	Nothing to report.
City Clerk	As of November 1, 2010, the Contract for the City Clerk/Human Resources Manager has been approved and she will be starting in two weeks. Finance Director indicated we have actually been using the Consultant Clerk/Manager already for various things that have arisen and she has been put on contract effective November 1 <sup>st</sup> .
City Treasurer	Gave a report.

COUNCIL REPORTS AND COMMITTEE UPDATES:

Councilmember Ash	Gave updates on the November 8 Citizens for a Better Williams meeting.
Councilmember Johnson	He would like to meet with the Finance Sub-Committee. A meeting was scheduled for 8:30 a.m. on November 5 <sup>th</sup> .
Councilmember Barker	Met with the City Administrator and his staff.
Mayor Pro-Tem Troughton, Jr.	Met with the City Administrator, Police Chief, Fire Chief, and Finance Officer.



Mayor Plachek-Fulcher

Attended her usual meetings. Went to observe the bee roundup.

STAFF GENERAL REPORTS AND DISCUSSION:

City Administrator

Attended the York Insurance Seminar. It gives current updates on Workers' Compensation and labor issues. Delivered the Safe Routes to School application to the Schools for approval so that we can get the grant. Attended the Planning Commission meeting and they approved the proposed project area. Met with the Redevelopment consultants. Received a letter from the District 3 CalTrans approving the access to Highway 20. They laid out the conditions needed for approval and the process. The critical thing requires an update to the Traffic Plan, traffic impact, and the General Plan. Adding it to the General Plan is the issue that may hold it up. They are looking for a commitment from the City by adding the element to the General Plan. Measures A and B did not pass. Gave reports and the process is moving along with CalTrans. The LA Times called to see if we were considering RDA and if we truly are going forward. With the issues that have come up in City of Bell and possible mis-use of RDA authority and funds, the press is looking at what Cities are actually doing in relation to RDA.

Police Chief

Gave reports and handouts. DARE graduation is coming up.

Fire Chief

Absent

Public Works Director

Has been patching potholes. We are rehabilitating the wells that we currently have.



Finance Officer

Gave reports and updates.

CLOSED SESSION

ADJOURNMENT

At 8:00 p.m., Mayor Plachek-Fulcher adjourned the meeting of the City Council.

Approved: \_\_\_\_\_  
Angela Plachek-Fulcher, Mayor

Attest: \_\_\_\_\_  
Charles Bergson, Interim City Clerk

Note taker: Mariela Cruz, Office Assistant

Adopted by Council: January 6, 2011