

# CITY OF WILLIAMS

## *City Council Minutes*

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

CITY COUNCIL  
COUNCIL CHAMBERS  
WEDNESDAY, MARCH 16, 2016

OPEN SESSION  
6:00 PM

### CALL TO ORDER:

At 6:00 pm, Mayor Pro- Tem Sellers Jr. called the meeting to order.

### ROLL CALL:

Council Members present: Alfred Sellers, Jr., Kent Boes, Charles Bergson and Santos Jauregui.

Council Members Absent: John J. Troughton, Jr.

### PLEDGE OF ALLEGIANCE:

Mayor Pro- Tem Sellers Jr. invited everyone to join in the Pledge of Allegiance.

PUBLIC COMMENT: Citizen Lew Manor gave the City Council an update on the State of Jefferson Movement.

PROCLAMATION: Authorize the Mayor to sign the Proclamation Declaring the Month of April as Child Abuse Prevention Month in the City of Williams.

DISCUSSION: City Administrator Frank Kennedy said the City had been approached by the Colusa County Community Advocates for Parents and Children to proclaim the month of April as Child Abuse Prevention Month in the City of Williams.

On behalf of the Colusa County Community Advocates for Parents and Children Carissa Bowers was present to receive the Proclamation and to answer any question from the City Council.

ACTION: Council Member Boes made a motion; seconded by Council Member Bergson Authorizing the Mayor Pro- Tem to sign the Proclamation Declaring the Month of April as Child Abuse Prevention Month in the City of Williams. Motion passed by the following roll- call vote:

AYES: Bergson, Boes, Jauregui, Seller Jr.

NOES: None.

ABSTAIN: None.

ABSENT: Troughton Jr.

WRITTEN COMMUNICATIONS:

Agenda from the Colusa County Board of Supervisors meeting of February 23, 2016.

Agenda from the Colusa County Board of Supervisors meeting of March 1, 2016.

Agenda from the Colusa County Board of Supervisors meeting of March 8, 2016.

Agenda from the Central Valley Regional Water Quality Control Board Meeting of March 9, 2016.

ACTION: No action needed.

PUBLIC HEARING:

Conduct a Public Hearing to Introduce, Pass and adopt by at least a 4/5 vote Ordinance 217-16, An Urgency Interim Zoning Ordinance of the City of Williams Establishing a Moratorium on all Farm Product Warehousing, Processing and Storage Uses in the Agricultural (AR) and Industrial (IN) Zoning Districts.

DISCUSSION: Assistant City Planner Monica Stegall said this Ordinance would take effect immediately for forty-five days unless repealed by the City Council earlier or can also be extended. Mrs. Stegall explained that in the current Zoning the Farm Product Warehousing, Processing and storage in the Agriculture and Industrial zones are permitted uses. She said recognizing that these types of permitted uses may have environmental, infrastructure etc. the Planning Department and staff recommend considering making these from permitted to conditional use permits. This would give the City an opportunity to have a closer look at applications moving forward with development and can help discover if there are any impacts.

City Attorney Ann Siprelle said this Ordinance would only be temporary so that staff can have the time to prepare a permanent Ordinance change. It would also give City staff the chance to go to the Planning Commission and then bring it back to the City Council.

Council Member Bergson asked if this Ordinance would stop the use of Farm Product Warehousing, Processing and Storage. City Administrator Kennedy answered his question by saying that it will stop the permitting of any new or expanding and will become a conditional use permit.

Council Member Bergson asked if there was a different route the Council could take other than an urgency ordinance. He said to him an Urgency Ordinance would only be in case of an emergency. City Attorney said in this case the Urgency Ordinance is allowed under the Zoning Code while Council is considering changing or amending an Ordinance of the Zoning Code.

Council Member Boes said he wanted to just be clear on this item asked if by passing this, Council would not be prohibiting Farm Product Warehousing, Processing and Storage in Agriculture and Industrial Zones it would only require the extra step to go before the Planning Commission first. Mrs. Stegall said that was correct.

After further discussion City Planner Stegall said an alternative would be for Council not to pass this Ordinance and take it to the Planning Commission to see if they would recommend changing this

from a Permitted use to a Conditional use permit. City Attorney Siprelle agreed and said that Council could direct staff to go before the Planning Commission and start the process for a regular Ordinance.

City Council Member Bergson made a motion, seconded by Council Member Boes to continue this item and do all the proper noticing for a regular Ordinance. Motion passed by the following vote:

AYES: Bergson, Boes, Jauregui, Seller Jr.

NOES: None.

ABSTAIN: None.

ABSENT: Troughton Jr

#### CONSENT:

Minutes of the Regular City Council Meeting of February 17, 2016.

Approve Special Event Permit # 35 for the Williams Unified School District Spring Fun Run and Walk on April 30, 2016; waive fees.

Approve correction of Resolution numbers.

DISCUSSION: City Administrator explained that item 9 was before them due to the Resolutions being numbered incorrectly. City Clerk Mariana Pineda said there had been two Resolutions that were number the same and that was the only thing that needed to be changed.

ACTION: Council Member Boes made a motion; seconded by Council Member Bergson approving the consent items. Motion passed by the following roll-call vote:

AYES: Bergson, Boes, Jauregui, Sellers Jr.

NOES: None

ABSTAIN: None

ABSENT: Troughton Jr.

#### OLD BUSINESS

Treasurer's Investment Report and Monthly Register for January 2016.

DISCUSSION: City Treasurer Jorge Carmona provided the summary of the monthly report and register for January 2016.

City Council Member Bergson inquired on three items from the check register.

No action needed from Council.

Waive the Second Reading and Adopt Ordinance 217-16, "An Ordinance of the City Council of the City of Williams Repealing and Replacing Chapter 10.33 of the Williams Municipal Code Regarding Administrative Citation – Notice of Parking and Amending Section 1.12.070 of the Williams Municipal Code Regarding Administrative Citation."

DISCUSSION: City Administrator Frank Kennedy mentioned this was the second reading of Ordinance 217-16.

**ACTION:** Council Member Bergson made a motion, seconded by Council Member Jauregui to adopt Ordinance 217-16, “An Ordinance of the City Council of the City of Williams Repealing and Replacing Chapter 10.33 of the Williams Municipal Code Regarding Administrative Citation- Notice of Parking Violation and Amending Section 1.12.070 of the Williams Municipal Code Regarding Administrative Citation”. Motion passed by the following roll-call vote.

**AYES:** Bergson, Boes, Jauregui, Sellers Jr.

**NOES:** None.

**ABSTAIN:** None

**ABSENT:** Troughton Jr.

**Adopt Resolution 16-04, “A Resolution of the City Council of the City of Williams Authorizing Submittal of Application for Payment Programs and Related Authorizations.**

**DISCUSSION:** City Finance Director Rex Greenbaum explained to the city Council that every year the City of Williams participates in an annual CalRecycle grant funded by proceeds the state collects for recycling beverage containers. Finance Director also explained to Council that City is eligible to apply for these funds and in the past they have been received. The amount which we are applying for is five thousand dollars which have to be spent on products containing recycled beverage containers.

**ACTION:** Council Member Boes made a motion, seconded by Council Member Bergson to adopt Resolution 16-04, “A Resolution of the City Council of the City of Williams Authorizing Submittal of Application for Payment Programs and Related Authorizations. Motion passed by the following roll-call vote.

**AYES:** Bergson, Boes, Jauregui, Sellers Jr.,

**NOES:** None.

**ABSTAIN:** None

**ABSENT:** Troughton Jr.

**Adopt Resolution 16-05, “A Resolution of the City Council of the City of Williams to Establish the City of Williams as the Groundwater Sustainability Agency for its portion of the Colusa Groundwater Basin Coterminous with the City Limits of the City of Williams and which shall be known as the Williams Groundwater Sustainability Agency.**

**DISCUSSION:** Council Member Bergson explained that there is a law that went into as of January 2015 called the Sustainable Groundwater Management Act (SGMA). This law requires Cities to form their own GSA.

**ACTION:** Council Member Bergson made a motion, seconded by Council Member Jauregui to adopt Resolution 16-05, “A Resolution of the City Council of the City of Williams to Establish the City of Williams as the Groundwater Sustainability Agency for its portion of the Colusa Groundwater Basin Coterminous with the City Limits of the City of Williams and which shall be known as the Williams Groundwater Sustainability Agency. Motion passed by the following vote:

**AYES:** Bergson, Boes, Jauregui, Sellers Jr.

**NOES:** None.

**ABSTAIN:** None

ABSENT: Troughton Jr.

Authorize the City Administrator to enter into an agreement with CEC to prepare the City's ADA Self Evaluation and Transition Plan in the amount of \$ 45,604.13.

DISCUSSION: City Administrator Frank Kennedy explained the Americans with Disability Act prohibits discrimination against people with disabilities and stipulates that any agency with more than fifty employees need to have an ADA Transition Plan. He said the ADA Transition Plan is a comprehensive review of priority public rights of way, park facilities and public buildings. City Administrator said the City had publically advertised for the proposals, and three were received on February 29, 2016. Interviews were held March 2, 2016 by Mayor John Troughton, City Planner, Monica Stegall and City Administrator Frank Kennedy. He mentioned that CEC had been found to be responsive and cost effective.

ACTION: Council Member Boes made a motion, seconded by Council Member Jauregui to Authorize the City Administrator to enter into an agreement with CEC to prepare the City's ADA Self Evaluation and Transition Plan. Motion passed by the following roll- call vote:

AYES: Bergson, Boes, Jauregui, Sellers Jr.

NOES: None.

ABSTAIN: None.

ABSENT: Troughton Jr.

Decertify the Williams Miscellaneous Employees Association and recognize the Public Employees Union, Local #1 as the exclusive representative of the Miscellaneous Unit.

DISCUSSION: City Administrator Kennedy explained to the City Council that on March 1, 2016 he was notified by Public Employees Union, Local # 1 that a petition had been signed by everyone in the group to decertify the Williams Miscellaneous Employees Association and authorize Local 1 to represent the group. Mr. Kennedy said this will officially make Local # 1 the exclusive representative. Mr. Kennedy clarified that even though the group is being represented by Local one they would still be acting under the current MOU.

ACTION: Council Member Bergson made a motion, seconded by Council Member Jauregui to Decertify the Williams Miscellaneous Employees Association and Recognize the Public Employees Union, Local # 1 as the exclusive representative of the Miscellaneous Unit. Motion passed by the following vote:

AYES: Bergson, Boes, Jauregui, Sellers Jr.

NOES: None.

ABSTAIN: None.

ABSENT: Troughton Jr.

REPORTS

City Attorney had nothing new to report.

## COUNCIL REPORTS AND COMMITTEE UPDATES

Council Member Jauregui had nothing to report.

Council Member Boes attended regular meetings, nothing new to report.

Council Bergson said the Williams Antique Show would be March 19<sup>th</sup> & 20<sup>th</sup>. He mentioned almost all the spaces for booths were full. Council Member Bergson asked City Administrator Frank Kennedy if he could have an item on Recology rates at the next regular meetings. He wanted to discuss this and see if there was any possible way to keep the rates from increasing.

Council Member Bergson said at previous meeting there had been discussion about an assessment on the West part of town for lighting. He directed staff to work on this and bring back at the next meeting as well.

Council Member Sellers, Jr. had nothing to report

Council Member Troughton, Jr. was absent.

## STAFF GENERAL REPORTS AND DISCUSSION

City Administrator Kennedy reported on the Request for Proposals which are due on March 24, 2016. He stated there will be a Special City Council Meeting on March 30, 2016 to accept the contract for the West Williams Community Water and Sewer Rehabilitation Project. Mr. Kennedy also mentioned to the City Council that there had been an issue with the sidewalks on Margurite Street and was not ready for Council to accept the project as complete. He will be meeting with Knife River next Tuesday which is the company that was awarded the contract for construction.

City Administrator Frank Kennedy said he was very excited to inform Council there might be a possible grant the City might qualify to cover one hundred percent of the automatic meters costs.

City Planner Monica Stegall said she will be having a Planning Commission meeting on March 28, 2016. She will have the rezoning for Dollar General on the Planning Commission's agenda and the Ordinance for the Farm Product Warehousing, Processing and Storage Uses.

Police Chief Osbourn was absent

Finance Officer Greenbaum – had no new report but said he was very excited on the possible grant the City Administrator had talked about for the automatic meters.

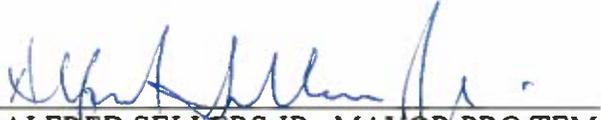
ADJOURNED: Mayor Pro Tem Sellers Jr. adjourned the regular meeting at 7:40 pm to Closed Session.

## CLOSED SESSION

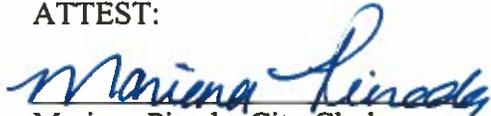
1. Conference with Labor Negotiators (Gov't. Code Sec. 54957.6)  
Agency designated representatives: Frank Kennedy  
Unrepresented employee: City Planner
2. Conference with Legal Counsel-Anticipated Litigation  
Initiation of litigation (GC Sec. 54956.9(d)(4): one case

Initiation of litigation (GC Sec. 54956.9(d)(4): one case

At 8:07 pm, City Administrator stated, Monica Stegall is now the City Planner and no reportable action on item number two of the closed session.

  
ALFRED SELLERS JR., MAYOR PRO TEM

ATTEST:

  
Mariana Pineda, City Clerk

