

CITY OF WILLIAMS

City Council Minutes

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

CITY COUNCIL
COUNCIL CHAMBERS
WEDNESDAY, JUNE 15, 2016

OPEN SESSION
6:00 PM

CALL TO ORDER:

At 6:00 pm, Mayor Troughton Jr. called the meeting to order.

ROLL CALL:

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

PLEDGE OF ALLEGIANCE:

Mayor Troughton Jr. invited everyone to join him in the Pledge of Allegiance.

PUBLIC COMMENT: None.

PRESENTATION:

Introduction of Jacco, the new Police Department's K9

DISCUSSION: Police Chief explained to City Council that for medical reasons, handler Officer Jennifer Patterson, was unable to attend the meeting for Jacco's presentation. Introduction will take place at the next regular City Council Meeting of July 20, 2016.

WRITTEN COMMUNICATIONS:

Agenda from the Colusa County Board of Supervisors meeting of May 17, 2016

Agenda from the Colusa County Board of Supervisors meeting of May 31, 2016.

Transmittal of LAFCO Adopted Final FY 2016-2017 LAFCO Budget.

ACTION: No action needed.

CONSENT:

Minutes of the Regular City Council Meeting of May 18, 2016

Request the review of the city's Conflict of Interest Code and the filling of a Biennial Notice with the City Clerk regarding such review, as required by the Political Reform Act.

DISCUSSION: Mayor Troughton said there had been a Special Events Application turned into City Hall on Monday and it was too late to have it on the agenda. He told Council they needed to have a two thirds vote to have this item added to the agenda.

ACTION: Council Member Boes made a motion, seconded by Council Member Bergson to add the Special Events Permit Application on the consent agenda. Motion passed by the following roll call vote:

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

NOES: None

ABSTAIN: None

ABSENT: None

DISCUSSION: Council Member Bergson wanted clarification on item 6 of the agenda. He asked whether this was only initiating the review of the Conflict of Interest Code, and not to adopt the Conflict of Interest Code. City Attorney Siprelle said that was correct, this was only to initiate the review of the Code.

ACTION: Council Member Bergson made a motion, seconded by Council Member Boes to approve the consent agenda. Motion passed by the following roll call vote:

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

NOES: None

ABSTAIN: None

ABSENT: None

OLD BUSINESS

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

DISCUSSION: City Finance Officer Rex Greenbaum provided the summary of the monthly report and register for April 2016.

City Council Members Bergson, Boes and Jauregui inquired on some items on the check register.

ACTION: No action needed from Council.

Adopt Resolution 16-08, Resolution of Intent to Rescind Resolution 16-05 and to establish the City of Williams as the Groundwater Sustainability Agency for the Portion of the Colusa Groundwater Subbasin Underlying the City of Williams' Sphere of Influence Boundaries and which shall be known as the Williams Groundwater Sustainability Agency.

DISCUSSION: Council Member Bergson explained this Resolution was to rescind Resolution 16-05 that was adopted on March 16, 2016. There was a legal issue the City had to address and that is why this resolution is before the City Council. He explained that the City had re-advertised of the City's intent. City Attorney Siprelle said the City had received a letter from the Department of Water Resources stating the map was not consistent with the previous Resolution requiring Council to adopt Resolution 16-08.

ACTION: Council Member Bergson made a motion, seconded by Council Member Sellers Jr., to adopt Resolution 16-08. A Resolution of Intent to Rescind Resolution 16-05 and to establish the City of Williams as the Groundwater Sustainability Agency for the Portion of the Colusa Groundwater Subbasin Underlying the City of Williams' Sphere of Influence Boundaries and which shall be known as the Williams Groundwater Sustainability Agency. Motion passed by the following roll call vote:

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

NOES: None.

ABSTAIN: None.

ABSENT: None.

NEW BUSINESS

Adopt Resolution 16-09, A Resolution of the City of Williams calling a General Election of Council Members and Municipal Officers and requesting Consolidation with Statewide General Elections.

DISCUSSION: City Administrator Kennedy explained this Resolution was calling a General Municipal Election for two City Council seats, City Clerk and the City Treasurer.

ACTION: Council Member Bergson made a motion, seconded by Council Member Sellers Jr., to adopt Resolution 16-09. A Resolution of the City of Williams calling a General Municipal Election for Election of Council Members and Municipal Officers and requesting Consolidation with the Statewide General Elections. Motion passed by the following roll call vote:

AYES: Council Member Bergson, Boes, Jauregui, Sellers Jr., Troughton Jr.

NOES: None.

ABSTAIN: None.

ABSENT: None.

Request \$130,000 from the Colusa County Transportation Commission to fund the update of its Pavement Management Study and to initiate Project Development.

DISCUSSION: Council Member Bergson explained this item was to request funds from the Colusa County Transportation Commission for the 7th Street reconstruction, E Street reconstruction, and the Husted Road reconstruction and also request funds to update the Pavement Management Study. He said the City streets are in rough shape and are a source of complaints.

Council Member Bergson stated that the City has not done any major reconstruction projects in nearly ten years.

He said the City has recently engaged several large infrastructure projects that have been successful. The City has been successful obtaining the funds for those projects, but the question remains as to why the City can't fix the streets.

Council Member Bergson said there is a system that can help the City obtain funds and this is taxes at the gas pumps. The City of Williams has the most gas stations in Colusa County. Council Member Bergson said that for every gallon of gas purchased sixty- five cents goes to the Feds and the State. There is about twelve millions of gallons of gas purchased a year which equates about six million dollars' worth of gas tax that is sent to the Feds and the State. He then stated, of the six million dollars one and a half million is assigned to Colusa County. Council Member Bergson stated the City only receives about two hundred thousand dollars which is fourteen percent. The City does not receive the gas tax money for large projects he said. He also mentioned that the way to get funds to fix the roads is through gas tax which the City doesn't get.

At its last meeting, the Colusa Transportation Commission adopted an Annual Work Plan that that did not include funds or local project development. Council Member Bergson said the Commission told him if the City wanted local planning money, the City would need to request it. Council Member Bergson said he would like to take the suggestion from the Transportation Commission and submit a request for project development funds in the amount of one hundred and thirty thousand dollars.

Council Member Bergson said he wanted to also mention there are major pot holes and would like to direct staff to identify them and make a list and fix at least one every sixty days. He said that the McDonalds pot hole is about two hundred thousand dollars if not more to have it fixed.

Council Member Boes asked Council Member Bergson if he was asking this request to be part of the overall work program and Council Member Bergson said no, this is following the instructions of the commission to make a request for funds. Council Member Boes then asked what fund was he requesting the money out of and Council Member Bergson that was a decision the Commission needed to make.

Mayor Troughton asked Council Member Bergson if the one hundred and thirty thousand dollars was coming out of the two hundred thousand dollars that he talked about earlier. Council Member Bergson said no the two hundred thousand dollars is what the City gets from the County on an annual basis and the other amount is a separate request.

After further discussion, Council Member Bergson made a motion as follows:

Council Member Bergson made a motion, seconded by Council Member Sellers Jr., to make the request of one hundred and thirty thousand dollars to the Colusa County Transportation Commission to fund the update of the City's Pavement Management Study and to initiate Project Development for E Street, 7th Street and Husted Road. Motion passed by the following roll call vote:

AYES: Council Member Bergson, Boes, Jauregui, Sellers Jr., Troughton Jr.

NOES: None.

ABSTAIN: None.

ABSENT: None.

REPORTS

City Attorney Ann Siprelle gave Council an update on Smith Motel. She said the City had served the owner a notice and order to abate the nuisance conditions on the property over six months ago. This had to be done within a certain period of time and the owner did not act on it. At this point, if the Council chooses, the City can now file for receivership.

Council agreed to file for receivership.

COUNCIL REPORTS AND COMMITTEE UPDATES

Council Member Jauregui had nothing to report.

Council Member Boes attended regular meetings with nothing major to report. LAFCO had their meeting regarding the annexation for the rural portion of the Williams Fire Department.

Council Member Bergson asked the City Administrator if the annual review of the budget would be at the next meeting at the answer was yes, it will be on the July agenda. Council Member Bergson asked Mrs. Siprelle where the City stands with the Park Assessment. City Attorney Siprelle said she had looked into that and stated an assessment district is not feasible. She said in order to adopt assessments you have to show that there is a special benefit to each property.

Mrs. Siprelle said the Council can consider doing a parcel tax which is fine, but the downside is it does require a two thirds vote. Council Member Bergson asked Mrs. Siprelle to please prepare a memo on this item. City Attorney Siprelle asked if Council Member Bergson would like for this to go on the November ballot and he said not this November because he would like not only for the Council to consider it but also the public.

Finance Director Rex Greenbaum suggested polling some of the residents and getting their input.

This issue was discussed briefly, Council then directed City Attorney Siprelle to prepare a staff report giving Council options on this matter.

Council Member Sellers, Jr., attended regular meetings

Council Member Troughton, Jr., attended regular meetings and met with department heads.

STAFF GENERAL REPORTS AND DISCUSSION

City Administrator Kennedy reported the sidewalk at Margurite Street has been demolished. The debris will be used by the County to help shore up some of the levies. The debris should begin to be removed within a week or two. The West Williams Water and Sewer Project is currently going on. This project has come across a few obstacles. There are pipes that should not be there, pipes that should be at a certain place that are not there, laterals put in that we had no idea about. The project is about seven to eight days behind already and they are only about a third through the project. He stated that this is projected to cost the City an additional one hundred and fifty to one hundred and seventy-five dollars.

Peter Garcia has been assigned to this project so that we can shorten up that time as much as possible, stated City Administrator Kennedy.

He said there are still Public Works Projects that are still in the works like the sludge removal project and the water improvement projects.

A Request for Qualifications has been sent out for a new City Engineer and is due back on June 30, 2016. He also mentioned that employee negotiations with Local One are finished and the contract will be in the July agenda for ratification.

City Planner Monica Stegall reported on the Planning Commission held in May. The Commission approved the Orv's Project. She said it is actually called Bare Naked Foods and is a new retail specialty food store that will have fresh produce, juices, smoothies, ice cream and coffee. She mentioned she is still working on the EIR for the Love's Project.

Fire Chief was absent.

Police Chief John Osbourn attended a Finance Committee meeting, the County Fair Grand Opening. He also attended a graduation of the newest Police Officer Erik Farias.

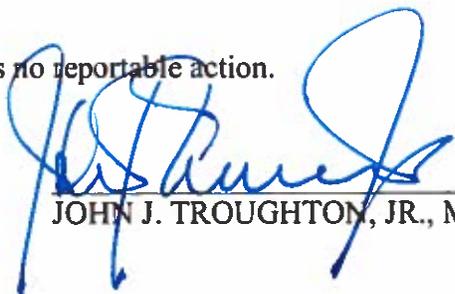
Finance Officer had nothing additional to report.

ADJOURNED: Mayor Troughton Jr. adjourned the regular meeting at 7:04 pm to Closed Session.

CLOSED SESSION

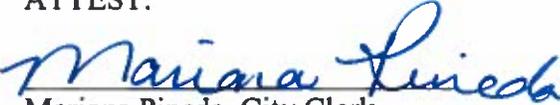
1. Public Employee Performance Evaluation Pursuant to Section 54957
Title: City Administrator
2. Conference with Legal Counsel-Anticipated Litigation
Initiation of litigation (GC Sec. 54956.9(d)(4): One case
3. Conference with Labor Negotiators (Gov't. Code Sec. 54957.6)
Agency designated representative: City Council
Employee Organization: City Administrator
4. Conference with Real Property Negotiator (Gov't. Code Sec. 54956.8)
Property: APNs 005-200-036
Agency negotiator: Frank Kennedy and Monica Stegall
Negotiating parties: City of Williams and Brenda and Dean Mench
Under negotiation: Price and terms of payment

At 8:15 pm, City Administrator stated, there was no reportable action.



JOHN J. TROUGHTON, JR., MAYOR

ATTEST:



Mariana Pineda, City Clerk