

CITY OF WILLIAMS

City Council Minutes

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

CITY COUNCIL
COUNCIL CHAMBERS
WEDNESDAY, AUGUST 17, 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.

ISSUANCE OF THE OATH OF OFFICE TO NEW POLICE CHIEF

Interim Police Chief Randy Ulibarri introduced himself and thanked the City Administrator for giving him the opportunity. Chief Ulibarri then told City Council a little about himself and his background. He said he looked forward to meeting with every single one of the City Councilmen.

PUBLIC COMMENT: Member of the County Committee for the State of Jefferson, Lew Manor came before the City Council to give them an update on the State of Jefferson issue.

WRITTEN COMMUNICATIONS:

Receive Agenda from the Regional Water Quality Control Board.

Receive Notice of Application of Pacific Gas and Electric Company's 2017 General Rate Case Phase II Application.

Receive Colusa County Grand Jury 2015-2016 Final Report.

Council Member Bergson had a question for staff on item 1 which is the agenda from the Regional Water Quality Control Board. He asked the City Administrator if he knew why Morning Star was on -the agenda and what did the Amended Cease and Desist order was.

City Administrator Frank Kennedy said he had spoken to both Morning Star and Guy Childs at the Regional Water Quality Control Board. He said some of this was due to the odor complaints that the City has been receiving. He said he would attend that meeting for information only and had nothing to say to the Board. He did want to mention that both Morning Star and the Water Quality Control Board have both been very easy to communicate with and both are working to resolve this issue.

Council Member Boes said that the Water Quality Control Board wants to hear comment and concerns regarding this issue. He said that if there were people that could not make it to the meeting they would also take written comments.

ACTION: No action needed.

PUBLIC HEARING

Conduct a Public Hearing and Adopt Resolution 16-14 Approving Fiscal Year 2016-2017 Annual Levy of Assessments for Landscape and Lighting District No. 97-1.

Finance Officer Rex Greenbaum explained to Council this item was for the potential increase in the Landscape and Lighting District No. 97-1. Finance Director said he had some background on the differences on the CPI.

Mayor Troughton asked if the numbers presented were based on the CPI from San Francisco and if Council decided to go with another CPI if they would need a new Engineer's report. Mr. Greenbaum said no because the District did not expand its boundaries and did not add any new parcels during the past year.

Council Member Boes thanked the Finance Director for doing the extra work and comparing the different CPI's. He said his question was if the City does not need a new Engineers Report then does the City really have to increase the assessment or can they just not do anything.

City Attorney Siprelle said the original Engineers Report stated for each fiscal year after 1998-1999, the per parcel assessment rate for Assessment Zone No. 1 shall be adjusted by the percentage change in the CPI for the State of California.

Mayor Troughton the asked if they would have the option of using either the CPI from San Francisco or the one from the West Urban Area. Mrs. Siprelle said Council could decide to go with either one of those.

Council Members Boes asked what would happen if Council decided to not follow the Engineers Report because they have skipped it a couple of times. Mrs. Siprelle then said there would be an effect on the General Fund because it would have to supplement.

Mayor Troughton opened the Public Hearing at 6:17 pm

Citizen and Planning Commissioner, Don Parsons said he believes this should not be raised at all until the proper lighting is taken care of. He said that whenever someone call PG&E nothing gets done.

Council Member Boes said he lives on the same street as Mr. Parsons and mentioned that the lighting is bad and that even when the lights are working it is very dark.

City Administrator Kennedy said he wanted the public to keep in mind that the money the City is collecting is not going to PG&E. The money collected is used for Public Works staff to maintain the parks.

Council Member Boes said he thinks that since the water and sewer rates will be going up this would be a good place to give the citizens a break.

Mayor Troughton closed the Public Hearing at 6:29 pm.

After further discussion Council decided the following:

ACTION: Council Member Bergson made a motion, seconded by Council Member Boes to approve Resolution 16-14, a Resolution of the City Council of the City of Williams, California providing for the Fiscal Year 2016-2017 Landscape and Lighting Assessment District No. 97-1 Annual Levy of Assessments. This assessment is going to be \$ 173.38 per parcel. Motion passed by the following roll- call vote:

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

NOES: None

ABSTAIN: None

ABSENT: None

CONSENT:

Adopt the Minutes of the Regular City Council Meeting of July 20, 2016.

Approve Special Event Permit # 39 for the Murder Mystery Show and Dinner from the Sacramento Valley Museum on Saturday, October 29, 2016; waive fees.

ACTION: Council Member Bergson made a motion, seconded by Council Member Jauregui 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 June 2016.

DISCUSSION: City Finance Officer Rex Greenbaum introduced Cristian Villa, the new City Treasurer to Council. City Treasurer Villa provided the summary of the monthly report and register for June 2016.

Council Member Bergson and Council Member Sellers Jr. had inquiries on the check register.

ACTION: No action needed from Council.

Adopt Official Memorandum of Understanding agreed upon with the Public Employees' Union Local #1 bargaining unit.

DISCUSSION: City Administrator Kennedy said employee negotiations were recently completed with Local 1. He said that in the staff report he had provided a summary of the changes had had been done to the Memorandum of Understanding. He said they made some monetary changes and also agreed only on a two-year contract. He mentioned that a lot of the changes of the MOU was the legal language.

ACTION: Council Members Boes made a motion, seconded by Council Member Jauregui to adopt the Official Memorandum of Understanding agreed upon with the Public Employees' Union Local #1 bargaining Unit. Motion passed by the following roll call vote:

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

NOES: None.

ABSTAIN: None.

ABSENT: None.

Evaluation of Recology Rate Increases for Residential, Commercial and Debris Box Services

DISCUSSION: City Administrator Kennedy said Recology's rate will be going up starting the first of the year. He said last year there had been quite a bit of discussion on why and how Recology had calculated their rates, and wanted to have this as information that explained the increase.

Citizen Lonnie Moore greeted Council and said how much he appreciates all that the City does. He then followed by asking if anyone has tried calling Recology and if so if they have had any luck getting a hold of someone. Mr. Moore said he is impressed with the quality of their employees except of their office staff. He said it is very hard to get a hold of someone at Recology. He stated he did not have a problem with the increase, but he does have a problem not being able to get a hold of them.

Finance Officer Greenbaum did say that they had received some complaints at the Finance Department in the last month. He said he had sent an email to Recology who apologized for what was going on.

General Manager from Recology, Sal Coniglio said they had employees on FMLA. He said there was customer service representatives go on maternity leave and worker's compensation situations. There will be a new full time hire next week and two of the employees will be returning from FMLA next week. He said this situation happened at the worst time possible. Mr. Coniglio apologized and said he realized this was unacceptable and they are working to solve this problem.

Council Member Bergson asked if the City had announced this item as a public hearing and City Administrator Kennedy said no. He mentioned that because this was an automatic increase it didn't have to be noticed as a public hearing.

Council Member Bergson then said that he would have liked to have noticed the public about this increase in the Recology rates. He then said he has seen totters that are one quarter of the size of the ones that are used in the city and asked if the city could use that size totter. Mr. Coniglio said that is a possibility but it would be a lengthy process to re-negotiate the contract.

City Administrator Frank Kennedy said they had discussed this last year. He also said that the City of Williams is actually getting charged less for a ninety- six-gallon totter then the City of Colusa for the thirty- two gallon one.

There was further discussion regarding the rate increase and other issues regarding Recology.

ACTION: No Council Action needed this was information only.

Highway 20 Margurite Street Extension Project Update.

DISCUSSION: Finance Director Rex Greenbaum gave City Council an update on the Margurite Street Extension Project. He said the project went overall very well. The actual total for the project came in at one hundred seventeen thousand less than expected.

Council Member Boes asked if the money that was saved would go back to the state. Both City Administrator and Finance Director Greenbaum said no the state funds were all spent and the savings belong to the City. Mr. Greenbaum also added that the city is still owed about two hundred sixty thousand dollars for the total reimbursement. He stated the total savings were about one hundred and sixty thousand dollars.

He praised Knife River saying that they had done a very good job. He also mentioned that they had been very honest in their accounting and if they could save the City money they would.

Council Member Bergson asked if Council could be provided with a detailed list of all the expenditures. City Administrator Kennedy said they could certainly provide that, but it would take some time to put that together.

ACTION: No Council Action need this was information only.

NEW BUSINESS

Mayor Troughton explained to City Council that there had been one other item not on the agenda which was the City Engineer contract. He asked for a vote from the City Council to add this on the agenda.

Council Member Bergson made a motion, seconded by Council Member Sellers Jr., to add the Professional Services Agreement between the City of Williams and Bennett Engineering Services. Motion passed by the following roll-call vote:

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

NOES: None.

ABSTAIN: None.

ABSENT: None.

Approve the Professional Services Agreement for City Engineering Services

DISCUSSION: City Administrator Frank Kennedy explained that it had been nearly three months since the City had not officially assigned a City Engineer. In the meantime, PACE Engineering out of Redding who is working in a number of other projects for the City have been designated as the City Engineer he said. A Request for Proposals was done and there were four viable candidates which were all interviewed. Mr. Kennedy said the contract before he City Council was for Bennett Engineering Services and Trin Campos was here who will be the Engineer assigned to the City of Williams. Mr. Kennedy said staff is requesting that Council approve the contract between the City of Williams and Bennett Engineering Services.

Council Member Bergson made a motion, seconded by Mayor Troughton to approve the Professional Services Agreement for City Engineering Services. Motion passed by the following roll-call vote:

AYES: Council Member Bergson, Boes, Jauregui, Sellers Jr., Troughton Jr.
NOES: None.
ABSTAIN: None.
ABSENT: None.

Council Member Boes asked if Bennett Engineering would be providing a Building Inspector. Mr. Kennedy said no they would not. Council Member Boes asked who was the Building Inspector now. City Administrator said currently the City has a gentleman who is also the Building Inspector for the City of Colusa. He also mentioned that he is training an in-house employee Tracy Bybee to be the Building Inspector. He also said one of the things that Wyatt does for a living is train Building Inspectors which is good because Tracy is getting on the job training and by the end of the year she should be all trained and taking the test. Council Member Boes asked if there was any licensing required which City Administrator said there was and she is training to take the test.

Council Member Sellers asked if the City would still be keeping PACE Engineering. Mr. Kennedy said PACE Engineering is involved with three other projects in the City therefore PACE would still be providing their services.

Consideration of Funding Methods for Maintenance of Public Improvements

DISCUSSION: City Attorney Ann Siprelle said on June 15, 2016 City Council directed staff to present possible ways to generate funding for maintenance and public improvements, especially for parks and trees and roads City wide. She presented a matrix of all the possible options which includes general taxes, special taxes, and a City wide assessment district. Mrs. Siprelle said that a city wide assessment District after a Prop 218 is not defensible because you can no longer assess generally. She explained that now the Engineers Report would have to calculate how much benefit each parcel gets.

Council Member Boes asked approximately how many parcels the City had. Mr. Greenbaum said there was about twelve hundred which bring in about one hundred thousand dollars in revenue. Council Member Boes did the math and by the doubling the revenues he also lowered the assessment. City Administrator Kennedy said that they had to keep in mind that the Landscape and Lighting District was not going away. Council Member Boes and Council Member Bergson concurred that if they can find a way to lower the fee then they would push for the Landscape and Lighting District to go away.

Council Member Bergson asked why the City of Williams can't do the same as the City of Colusa, Arbuckle and Maxwell which tax their citizens about one hundred thousand dollars a year. City Attorney Siprelle clarified to Council that the reason why the other Cities' could assess the parcels was because their assessments had been established before the Prop 218 and they were grandfathered in.

After going over the different possibilities and a lengthy discussion Council agreed to have this issue taken to the Finance Committee and figure out what the needs and options are for funding public improvements especially the parks, trees and roads.

REPORTS

City Attorney Ann Siprelle nothing further to report.

COUNCIL REPORTS AND COMMITTEE UPDATES

Council Member Jauregui had nothing to report.

Council Member Boes attended regular meetings and thanked staff for the dedication of the pool to Wesley Goforth. He also asked about all of the digging on E Street. City Administrator Kennedy said that would be fixed.

Council Member Bergson attended the Sustainable Groundwater Management Agency Meeting. He stated there would be a Transportation Commission Meeting next Tuesday where they will be discussing the request from the City for the funds for development of Seventh Street, E Street and Husted Road.

Council Member Sellers, Jr., attended regular meetings and Pool dedication.

Council Member Troughton, Jr., met with Mr. Greenbaum and Mr. Kennedy and his regular committee meetings.

STAFF GENERAL REPORTS AND DISCUSSION

City Administrator Frank Kennedy wanted to report on a couple of items. He started by talking about the bird issues the City has been having. He said the birds have been causing a lot of damage in town. He said the City has tried the method of detouring them from nesting. He said the was basically a spray that was releases and was supposed to inhibit the bird's ability to balance and drive the birds away. The product did not work as advertised he said. He said this next year that is something they will address with other methods.

He mentioned the easiest way to do this was to cut down the trees so they don't have a place to nest, but we don't want to do that.

A few months ago the City Council wanted to start a Marijuana Ad Hoc Committee to look at the next ballot measures coming out in November on the effects of the City. Mr. Kennedy said that he has four people who would like to sit on that Committee.

Police Chief Ulibarri started by thanking the Mayor, City Administrator Kennedy and compliment all City staff for the warm welcome that he has received since he has arrived. He said the Police Department id down five positions, hiring is the top priority for the department. They have six applicants up to this point and those who are successful with the interview process will move right into the background process.

Chief Ulibarri said his goal is to fill as many of the vacant positions as he possibly can. He also thanked the Citizen for a Better Williams for the generous donation to the K9 Association. He then said that Jacco was instrumental and found fourteen thousand dollars in drug money the past weekend in a car that had been pulled over for a traffic violation.

City Planner Monica Stegall said the EIR for the Loves Travel Center is now circulating for forty-five days and public comment will close on October 3, 2016 then it will be scheduled for a public hearing before the Planning Commission on October 24, 2016.

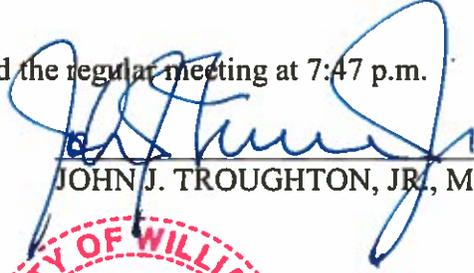
Council Member Bergson asked Mrs. Stegall what the associated restaurant was. She said there would be a Ihop Express, Godfather's Pizza and a Chester's Chicken

City Engineer Trin Campos introduced himself and said he was happy to be here. He said he was from Yuba City and gave the City Council a little background on himself.

Fire Chief Gilbert was absent.

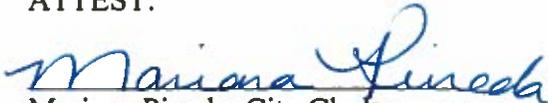
Finance Officer had nothing additional to report.

ADJOURNED: Mayor Troughton Jr. adjourned the regular meeting at 7:47 p.m.



JOHN J. TROUGHTON, JR., MAYOR

ATTEST:


Mariana Pineda, City Clerk



