

CITY OF WILLIAMS

City Council Minutes

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

CITY COUNCIL
COUNCIL CHAMBERS
WEDNESDAY, SEPTEMBER 20, 2017

OPEN SESSION
6:00 PM

CALL TO ORDER:

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

ROLL CALL:

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

PLEDGE OF ALLEGIANCE: Mayor Sellers Jr., invited everyone to join him in the Pledge of Allegiance.

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

Kent Boes thanked the Police and Fire Department for their participation in the boot drive. They raised \$23,000 which will be delivered to Texas for the victims of hurricane Harvey.

PUBLIC HEARING

Hold Public Hearing, Review and Accept the Fiscal Year 2018 and 2019 Operating Budget which includes the Capital Improvement Plan.

DISCUSSION: Finance Officer Rex Greenbaum explained this item was before them to hold a public hearing and to accept the budget. It is in essence the same budget that was presented to City Council in June. The new Capital Improvement Plan has been included, with the additional program summaries. Aside from some verbiage changes it is the same budget. Under the Capital Improvement Plan staff included the assets that are being requested that staff wants to include on the Senate Bill 1 Plan. There are four projects which must be submitted to California Transportation Committee by October 16th in order to qualify for the SB1 funds.

City Administrator Frank Kennedy explained that the four projects listed are also on the City's RTIP. In order to be eligible for the SB1 funds which are limited, they have to be approved by City Council through the CIP process. Mr. Greenbaum said the CIP has to be formally approved as part of the budget in order to have it as an official document in order to submit it to the state.

Council Member Bergson said he did not recall the Public Works Director position being eliminated. Finance Officer Greenbaum explained that the verbiage was changed to a suspended position. City Administrator added that the position was still authorized but it is not funded and that is why on the table it shows as a zero.

Finance Officer Greenbaum received other questions and comments from City Council Members.

Mayor Sellers opened public hearing 6:22pm

With no public comment Mayor Sellers closed the public hearing at 6:23pm.

ACTION: Council Member Bergson made a motion, seconded by Council Member Troughton to accept the Fiscal Year 2018 and 2019 Operating Budget which includes the Capital Improvement Plan. Motion passed by the following roll-call vote:

AYES: Council Member Mendoza, Jauregui, Troughton Jr., Bergson and Sellers Jr.

NOES: None.

ABSTAIN: None.

ABSENT: None.

WRITTEN COMMUNICATIONS

Receive Letter to the Colusa County Grand Jury from Councilmember Bergson.

Receive Letter from Casa de Esperanza requesting City Council to consider Proclaiming October as Domestic Violence Awareness Month.

DISCUSSION: Council Member Bergson explained that two months ago Council had a discussion on the Grand Jury Report. Specifically, on the roads and after the discussion Council asked to have a letter sent to the Grand Jury. He said it was just a technical item to point out to the Grand Jury. The Grand Jury was under the impression that the road maintenance is under authority of the County and the road maintenance is under the authority of the Transportation Commission. The Grand Jury was also under the impression that the allocation of the funds was under the authority of the County but it is also under the authority of the Transportation Commission.

Council Member Bergson said this was basically an informational item to the Grand Jury.

City Administrator Frank Kennedy explained that City Council directed staff to have a representative from the organization to be present and explain why they would like the proclamation to be approved and not just send an email or letter. Mr. Kennedy said it is the Council's pleasure whether they want to Proclaim October as Domestic Violence Awareness Month.

On a consensus of the City Council staff was directed to have this item on the October agenda.

CONSENT

Approve the Minutes of the Regular Meeting of August 16, 2017.

Approve Special Event Permit #46 for the Murder Mystery Show and Dinner from the Sacramento Valley Museum on Saturday, October 28, 2017; waive fees.

Approve Special Event Permit #47 for the Feast of Guadalupe Procession from the Sacred Heart Parish on Sunday, December 10, 2017; waive fees.

DISCUSSION: Mayor Sellers had questions and comments on the language used in the minutes of August 16, 2017.

Mayor Sellers asked if the Museum had to get an ABC license for the Murder Mystery Dinner since it was only a one-day event. City Administrator and Police Chief Anderson confirmed that it was correct they would need one.

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

AYES: Council Member Mendoza, Jauregui, Troughton, Jr., Bergson and Sellers, Jr.

NOES: None.

ABSTAIN: None.

ABSENT: None.

OLD BUSINESS

Treasurer's Investment Report and Monthly Register for June 2017.

DISCUSSION: Assistant Finance Officer Jorge Carmona informed the Council that the City Treasurer Cristian Villa had resigned.

Assistant Finance Officer Carmona provided the summary of the monthly report and register for June 2017.

Councilmembers inquired on some items on the check register.

ACTION: No action needed from Council.

Waive the second reading and adopt Ordinance 220-17 adding Chapter 17.09 to Title 17, Zoning, of the Williams Municipal Code Regarding Procedures and Requirements for Consideration of Development Agreements.

DISCUSSION: City Attorney Ann Siprelle explained this was an Ordinance establishing procedures for processing applications for development agreements. This Ordinance was introduced to Council at the last City Council meeting. This Ordinance sets forth what an application for a development agreement has to contain, the process for reviewing it, the findings to approve it, procedures to how to cancel or modify the agreement.

The City Attorney's recommendation is to waive the second reading and adopt Ordinance 220-17.

ACTION: Council Member Bergson made a motion, seconded by Council Member Mendoza to Waive the Second Reading and Adopt Ordinance 220-17 adding Chapter 17.09 to Title 17, Zoning, of the Municipal Code Regarding Procedures and Requirements for Consideration of Development Agreements. Motion passed by the following roll-call vote:

AYES: Council Member Mendoza, Jauregui, Troughton, Jr., Bergson and Sellers, Jr.

NOES: None.

ABSTAIN: None.

ABSENT: None.

NEW BUSINESS

Introduce and Waive the First Reading of Ordinance 221-17, an Ordinance of the City Council of the City of Williams, Adding Chapter 3.18 to Title 3, Development Fees.

DISCUSSION: City Planner Stegall said this Ordinance is regarding the Development Impact Fees. The City currently collects development impact fees at the time a building permit is issued. The City does not have an Ordinance in place to guide and set that process. This Ordinance would set when those impact fees would be collected and would also have procedures for refunds and a procedure for when those impact fees have to be reviewed annually. There is also a State Law where these fees have to be reviewed. This Ordinance would set that process.

Staff's recommendation is that City Council Introduce and Waive the First Reading of Ordinance 221-17, an Ordinance of the City Council of the City of Williams, adding Chapter 3.18 to Title 3, Development Fees.

Mayor Sellers asked if the impact fees have to always be adopted by resolution after a Nexus Study is done. City Planner Stegall explained that was correct, she also mentioned that the City is in the process of updating those fees.

Planner Stegall explained that this Ordinance would also set the process for when impact fees are due. For instance if someone is replacing a building. Currently the City has been running into situations where there is an existing structure there and they are going to knock it down and want to re-build, this would help determine if impact fees will be required. The Ordinance states that if the structure is re-built within 12 months of the demolition then no new fees would need to be paid, but if it is more than 12 months then they would need to pay new impact fees.

ACTION: Council Member Bergson made a motion, seconded by Council Member Troughton to Introduce and Waive the First Reading of Ordinance 221-17, an Ordinance of the City Council of the City of Williams, Adding Chapter 3.18 to Title 3, Development Fees. Motion passed by the following roll-call vote:

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

Introduce and Waive the First Reading of Ordinance 222-17, an Ordinance of the City - Council of the City of Williams, Adopting the 2016 California Building Standards Code; Schedule a public hearing for October 18, 2017 regarding the same.

DISCUSSION: Building Inspector Tracy Bybee explained this item was before City Council to update the Building Codes. Every three years there are updates to the California Building Codes. The City is currently on the 2013 Building Codes and the 2016 Building Codes are in effect that is the reason why the City needs to update by Ordinance.

Mayor Sellers asked the Building Inspector if there were any changes. Building Inspector Bybee said there were minor changes.

ACTION: Council Member Troughton, Jr., made a motion, seconded by Jauregui to introduce and waive the First Reading of Ordinance 222-17, an Ordinance of the City -Council of the City of Williams, Adopting the 2016 California Building Standards Code; schedule a public hearing for October 18, 2017 regarding the same. Motion passed by the following roll-call vote:

AYES: Council Member Mendoza, Jauregui, Troughton Jr., Bergson and Sellers Jr.

NOES: None.

ABSTAIN: None.

ABSENT: None.

Introduce and Waive the First Reading of Ordinance 223-17, an Ordinance of the City Council of the City of Williams, Amending Sections 8.08.190, 8.08.200, 8.08.210 and 8.08.220 of the Williams Municipal Code Relating to Garbage Collection Service Charges.

DISCUSSION: City Attorney Ann Siprelle the Ordinance amended Sections 8.08.790, 8.08.200, 8.08.210 and 8.08.220 of the Williams Municipal Code. This is in response to Recology's presentation at the last City Council Meeting. Recology is having trouble collecting delinquent garbage fees and other problems such as residents receiving services without having accounts and tenants not paying the bill. Recology requested specific amendments to the Williams Municipal Code.

Mrs. Siprelle explained she had made the changes for City Council's consideration. Basically, they are requiring the bill to be in the property owners name and not the tenant. They will be requiring every property receiving services to have an account and authorizing for delinquent amounts to be placed on the County Tax Roll for collection. The Franchise Agreement already permits this with the condition that Recology pay all of the City's related costs.

Dan Shae from Recology explained that they use this process in different communities and they get positive feedback. The reason for this process is so that these delinquent fees are collected in expeditious manner. He believes this is a good system that has impacts all the way around. It impacts the City on revenues received from the Franchise Agreement between the City and Recology. Mr. Shae thanked everyone that has been working with Recology in this.

Council Member Troughton said he is glad that Recology is doing something to try and collect their fees and he is all for this.

ACTION: Council Member Troughton made a motion, seconded by Council Member Jauregui to Introduce and Waive the First Reading of Ordinance 223-17, an Ordinance of the City of Williams of the City of Williams, Amending Sections 8.08.190, 8.08.200, 8.08.210 and 8.08.220 of the Williams Municipal Code Relating to Garbage Collection Service Charges. Motion passed by the following roll-call vote:

AYES: Council Member Mendoza, Jauregui, Troughton Jr., Bergson and Sellers Jr.

NOES: None.

ABSTAIN: None.

ABSENT: None.

REPORTS

City Attorney Ann Siprelle had nothing to report.

COUNCIL REPORTS AND COMMITTEE UPDATES

Council Member Troughton Jr., attended regular meetings and met with Finance Officer, Planner, City Administrator, and Police Chief and attended the Fire Board meeting.

Council Member Jauregui attended the Fire Board Meeting and thanked Mr. Kennedy for all the work that has been done out at Venice Park.

Council Member Mendoza attended the One Stop meeting.

Council Member Bergson referred to the Capital Budget listing the accomplishments that the City has achieved in the last 7 to 8 years:

- Million Gallon tank
- Installed a Sewer Energy Plant
- Repaired the Museum Roof
- Acquired the Annex and built Town Square Park
- Highway 20 Study was done and constructed Margurite Street
- Updated the General Plan
- Started the Sewer and Water Master Plan
- Williams Senior Apartments

Council Member Bergson said there are other developments coming in, but the streets are in bad condition. He explained that the City has done so much in the past years, but why not the streets.

The City is a member of the JPA for the Colusa County Transportation Commission and the document says the commission is responsible for the maintenance and repair of roads. He does not want to diminish the fact that the commission put in Margurite Street which took 3.5 million dollars and is appreciative of that. He said that Margurite is a brand new road for the future and the existing roads are in bad condition. In the past two years, the City Council of Williams asked the Commission for an accounting for road repair in the last 10 years. The commission wrote back saying they didn't understand what the City was asking for.

A year later Council Member Bergson asked the Commission to fund the design and planning for road repair for Husted and 7th Street, the Commission said no. Months later, Council Member Bergson asked the Commission to put in planning money for local agencies Williams and Colusa, the Commission also said no. Subsequent to that, Mr. Kennedy and Council Member Troughton, Jr., approached the Commission and did a presentation on how bad the roads are in Williams and how heavily the roads are used and asked for a program for significant reconstruction. The Commission still said no.

When the Commission reviewed their five year transportation plan Council Member Bergson went to the Commission suggesting that they fund the design and plan to repair for our roads and the answer was no. The City of Williams has not had a major reconstruction since at least 2006.

After further discussion Council Member Bergson asked Kent Boes, Board of Supervisor the representative for our district to ask the Commission to have the roads repaired and report back to City Council next month.

Council further discussed the issue, and on a consensus of the Council, the City Attorney will be looking at the possibility of pulling out of the Colusa County Transit Joint Powers Authority.

Council Member Sellers, Jr., attended regular meetings.

STAFF GENERAL REPORTS AND DISCUSSION

City Administrator Frank Kennedy attended the CIP meeting. Mr. Kennedy gave an update on Venice Park. There will be a grand opening on October 3, 2017. He attended the League of Cities Conference. Mr. Kennedy updated Council on Canna-Hub, Starbucks and the pavement project.

Police Chief Anderson gave City Council an update on the hiring process at the Police Department.

Fire Chief was absent.


City Planner Monica Stegall said last month the Planning Commission approved a four story Holiday Inn hotel out on Margurite Street. The Commission also approved an O'Reillys Auto Parts store on Rugerri Way, 42 single family homes on the empty lots in Valley Ranch. Dollar General began construction and Smith Motel was demolished.

City Engineer Campos gave Council an update on the pavement repair project.

Finance Officer Greenbaum reported that the State has approved the final closeout report for the Public Facilities Grant which the City received a \$1.5 million dollar grant for the Water/ Sewer Project.

ADJOURNMENT

Mayor Sellers, Jr., Adjourned the meeting at 7:42 pm.


ALFRED SELLERS, JR., MAYOR

ATTEST:


Mariana Pineda, City Clerk

