

CITY OF WILLIAMS

City Council Minutes

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

CITY COUNCIL
COUNCIL CHAMBERS
WEDNESDAY, OCTOBER 18, 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: Citizen, Ron Simmons thanked City staff for picking up the piles of leaves outside his residence.

PUBLIC HEARING:

Hold a Public Hearing, waive the Second Reading and Adopt Ordinance 222-17, an Ordinance of the City Council of the City of Williams, Adopting the 2016 California Building Standards Code.

DISCUSSION: City Planner, Stegall said this was the second reading of Ordinance 222-17. She explained the codes are revised every three years. By adopting these codes, it will allow the City to use and enforce the codes. Staff recommends that Council waive the second reading and adopt Ordinance 222-17.

Council Member Troughton Jr., asked if there were any significant changes. The City Planner and Building Inspector said they were not aware of any major changes.

Mayor Sellers opened public hearing 6:07p.m.

With no public comment, Mayor Sellers closed the public hearing at 6:08p.m.

ACTION: Council Member Troughton Jr. made a motion, seconded by Council Member Jauregui to waive the second reading and adopt Ordinance 222-17, an Ordinance of the City Council of the City of

Williams, adopting the 2016 California Building Standard Code. 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.

Council Member Bergson asked staff to consider updating the Green Book which applies to Public Works Standards and Public Right of Way.

PROCLAMATION:

Authorize the Mayor to Sign the Proclamation Declaring the Month of October 2017 as Domestic Violence Awareness Month in the City of Williams.

DISCUSSION: City Administrator Kennedy explained, annually Casa de Esperanza likes to receive from the Cities that they provide service for, different proclamations. They are asking City Council to proclaim the month of October as Domestic Violence Awareness Month in the City of Williams.

Marina Cavanagh, from Casa de Esperanza was present to take any questions from Council. Mrs. Cavanagh introduced herself to City Council and said it was a pleasure to be there to receive the Proclamation.

Mayor Sellers signed and presented the Proclamation to Mrs. Cavanagh.

WRITTEN COMMUNICATIONS:

Receive Notice of rate changes and forecast for electric and gas for 2018.

Receive Community Assistance Visit Report from the Department of Water Resources.

DISCUSSION: Council Member Bergson asked City Administrator Frank Kennedy to please elaborate on the letter from the Department of Water Resources.

City Planner and Building Inspector met with the Department of Water Resources. City Planner explained that DWR thought the Ordinance was great and did not find any issues.

CONSENT

Approve the Minutes of the Regular Meeting of September 20, 2017.

Approve Special Event Permit #48 to Fundraise for Victims of the Earthquake in Mexico on Saturday, October 22, 2017; waive fees.

DISCUSSION: Mayor Sellers had questions and comments on the language used in the minutes of September 20, 2017.

ACTION: Council Member Bergson made a motion, seconded by Council Member Troughton Jr., 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 provided the summary of the monthly report and register for August 2017.

Councilmembers inquired on some items on the check register.

ACTION: No action needed from Council.

Waive the second reading and adopt Ordinance 221-17, an Ordinance of the City Council of the City of Williams, adding Chapter 3.14 to Title 3, Development Fees.

DISCUSSION: City Planner explained this was an Ordinance regarding Development Impact Fees. This Ordinance would be added to Chapter 3.14. The City currently does not have a Development Impact Fee Ordinance. This Ordinance would guide and set the process for the collection of the fees. It states who collects the fees, when the fees are collected and the process for refunds. It also provides for annual review of the fees which is required by state law.

Staff's recommendation is to waive the second reading and adopt Ordinance 221-17.

Council Member Troughton Jr., asked City Planner to please explain and give an example of what a Public Benefit Project might be.

Planner Stegall explained that maybe there could be a project that might be beneficial to the public and perhaps a big revenue generator. The City might look at that and make some adjustments to the fees for the benefit that the development would bring to the City of Williams.

City Attorney Siprelle mentioned that was not required by law and is completely optional. If Council wanted to, the Ordinance could be adopted without that section.

Council Member Troughton Jr., said he would move to adopt the Ordinance if Section 3.14.090 was removed.

ACTION: Council Member Troughton Jr., made a motion, seconded by Council Member Bergson to waive second reading and adopt Ordinance 221-17 with the deletion of Section 3.14.090. 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.

Waive Second Reading and Adopt 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 Siprelle explained this was the second reading and adoption of Ordinance 223-17. This Ordinance was introduced at the last City Council Meeting in response to Recology's concerns about collection of fees.

ACTION: Council Member Bergson made a motion, seconded by Council Member Troughton Jr., to waive second reading and adopt Ordinance 223-17, an Ordinance of the City Council of the City of Williams, Amending Section 8.08.190, 8.08.200, 8.08.210 and 8.08.220. 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

Approve Resolution 17-08 Establishing Conditional Use Permit Fees for Commercial Cannabis Businesses.

DISCUSSION: City Administrator Kennedy explained that back in April, when Canna-Hub first approached the City, the benefit fees for the City on an annual basis were a million and forty thousand dollars. Through research from the City Attorney, it became clear that the City could negotiate for more. The projected fees have increased increased to \$1,615,900 with phase 1 and \$3,231,800 at full build out.

Mr. Kennedy said the fee schedule is different for each type of permitted use and is based on the income potential for those uses. The higher the income potential, the higher the fee will be.

This resolution would place a charge on every square foot of the complex in that overlay zone.

Council Member Bergson suggested changes on the Resolution so that the approval of the Conditional Use Permit is at Council's discretion.

ACTION: Council Member Bergson made a motion, seconded by Council Member Troughton Jr., to adopt Resolution 17-08, establishing Conditional Use Permit (CUP) Fees for Commercial Cannabis Businesses with the Amendments that the CUP should be at Council's discretion and the projected square footage and the projected revenues be removed from the resolution. 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.

Discuss Recology Rate Increase for Residential, Commercial and Debris Box Services.

DISCUSSION: City Administrator explained that annually through the franchise agreement the City has with Recology, they refigure refuse. The rates will be going up 2.4% and the new rate for residential will be \$32.29 per month. There are three factors that go along with figuring out that rate which are the truck, driver and the cost not including the fuel to pick up the debris. The fuel rate is how much

fuel they are using and the disposal rate at which they are getting rid of the garbage after they collect it.

The base rate went up \$0.52, the fuel rate went up slightly and the disposal rate also went up slightly. We have been enjoying a few years of low fuel rates. If the fuel happens to spike up in price, then the rate payers will see an increase on their Recology bill.

Mr. Kennedy explained to Council there was no action needed. This was informational only.

Direct Staff regarding the installation of four-way stop control at the following locations:

- Intersection of E Street and Vann Street
- Intersection of 7th Street and C Street
- Intersection of 7th Street and G Street

DISCUSSION: City Administrator Kennedy invited City Engineer Trin Campos to the podium. City Engineer explained that this was a recommendation for four-way stops installations. The past few meetings have discussed the E Street and Vann Street intersection and there are possibly three other locations that staff wants to consider.

The installations of four-way stops will provide more control at these intersections which will better accommodate pedestrian and bike travel, and will improve traffic circulation during the morning and afternoon peak traffic periods.

A traffic study has been done at the E Street and Vann Street intersection. The findings were that the intersection itself does not have the volume of traffic to make a change in operations whether it be a stop sign or signal. The traffic during peak hours reaches 300 or more, but during an 8-hour period the volume is not meeting the warrant for stop signs. With that said, that is only for traffic volumes. There are other considerations that can be considered and that is the situation here.

Mr. Campos explained that the City has so much development going on that there is additional traffic in that intersection. The City is now at the point where it needs to consider installing four-way stops, not only for traffic volume, but needs it to allow for a safer travel mode for pedestrians, bikes and operations in general.

Council also discussed the other two intersections which are 7th Street and C Street and 7th Street and G Street. Council decided to change the recommendation for the installation of a four-way stop at 7th Street and G Street to 7th Street and F Street.

City Engineer Campos said he wanted to bring one other thing for City Council's consideration which is the installation of a four-way stop at the intersection outside City Hall which is E Street and 8th Street. It has been something that has been discussed in the past and he would like to add it to the list for review and City Council's consideration.

Explore the Possibilities of Forming a City Transit Program.

DISCUSSION: Council Member Bergson is concerned about getting construction dollars for major roads. Council Member Bergson discovered that Cities can run their own Transit Program. The current Transit System is not very efficient. There is a question on their service levels. Their reports show they serve 14% Hispanics and it is very obvious that the numbers show that County wide and specifically City wide, the Hispanic population is greater than 50%. In the City of Williams, it is nearly 80% Hispanic.

Council Member Bergson's recommendation is that him and Council Member Troughton Jr., form a sub-committee and be directed to contact the elected state representatives to address the legalities of the City's obligation with the Colusa County Transportation Commission. Also, to investigate the steps and costs of forming a Transit Agency and again make a request to the Commission funds to initiate the design a program to reconstruct Husted Road, 7th Street and E Street.

On a consensus of the Council, the Mayor appointed Council Members Troughton Jr., and Bergson to the exploratory sub-committee.

REPORTS

City Attorney Ann Siprelle asked Council Members if it might be of their interest to watch a DVD that shows how to conduct a meeting and amendment to motions made.

City Council agreed, and staff will coordinate.

COUNCIL REPORTS AND COMMITTEE UPDATES

Council Member Troughton Jr., attended regular meetings and met with Finance Officer, Planner, City Administrator, attended the Fire Board meeting and a Community Development Block Grant Meeting.

Council Member Jauregui attended the Fire Board Meeting.

Council Member Mendoza had nothing to report.

Council Member Bergson attended the Colusa Ground Water Agency Board Meeting. Council Member Bergson would like to have a booth at the Colusa Farm Show.

Council Member Sellers, Jr., attended regular meetings.

STAFF GENERAL REPORTS AND DISCUSSION

City Administrator Frank Kennedy is working on Public Works and Planning Grants applications.

Police Chief Anderson gave City Council an update on the hiring process at the Police Department. He invited everyone to the swearing in of Leticia Reusser on October 27, 2017 at 9:00am at City Hall.

Fire Chief was absent.


City Planner Monica Stegall had nothing major to report.

City Engineer Campos gave Council an update on the Pavement Repair Project.

Finance Officer Greenbaum had nothing additional to report.

ADJOURNMENT

Mayor Sellers, Jr., Adjourned the meeting at 7:39 pm.



ALFRED SELLERS, JR., MAYOR

ATTEST:



Mariana Pineda, City Clerk

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