

CITY OF WILLIAMS

City Council Minutes

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

CITY COUNCIL
COUNCIL CHAMBERS
WEDNESDAY, JUNE 20, 2018

OPEN SESSION
6:00 PM

CALL TO ORDER: Mayor Bergson called the meeting to order at 6:00 pm.

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

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

PUBLIC COMMENT: Raymond Randle came before City Council to comment on 633 E Street.

Mayor Bergson recused himself from comments regarding 633 E Street.

Mr. Randle said he wanted to address two issues. The first issue is about his building 633 E Street being red tagged. He explained the building was tagged without merit, the tag was issued as a safety violation concerning gas leak. Mr. Randle said, currently there is no gas going to the building, so it would not in fact create that hazard noted in the citation that was issued. He then stated that the citation was not valid.

The second issue he wanted to discuss was the container that is stored on his property. Mr. Randle wrote a letter to the Williams Code Enforcement Department stating that the letter he received on May 29, 2018 from the Code Enforcement Department was discriminatory. He felt that the practice for her to come by and issue the citation for the container as well as the debris which he was in the process of moving was unfair. Mr. Randle also indicated to Code Enforcement that there are numerous containers in the City. Mr. Randle named of several places that have these containers and said that those are only some of the ones that exist.

Mr. Randle explained to Council that the only purpose of having this container on his property is to continue doing what he has been doing for the last fourteen months, which is to provide food every two weeks to individuals that need it. He explained that he does not receive any money from anyone to do this and all he wants is to be able to leave the container.

City Administrator Frank Kennedy asked Mr. Randle if he could get a copy of the list of containers.

Resident of the City of Williams Sajit Singh addressed City Council regarding the speed limit increase along 9th Street into Zumwalt. Mr. Singh explained that the speed signs could be seen clearly by Redinger Park and believes that people assume that that is the allowed speed. He suggested to have the City Council revisited in a way that makes sense to the people that are driving. That way if enforcement is going to be made at least there is a logical reason. He said in fairness to the William Police Department, they have been out there ticketing.

Mr. Singh gave an example and believes there is an accident waiting to happen. He also wanted the Council to keep in mind that he has spoken about this issue twice now.

Mayor Pro-Tem Jauregui asked how the City can go about putting in speed bumps o have drivers reduce speed when coming in to town.

Eddie Johnson spoke in support of Mr. Randel.

WRITTEN COMMUNICATIONS:

Receive the Colusa Local Agency Formation Commission Proposed FY 2018-2019 Budget.

Receive BCEGS Evaluations on the City of William Building Code Enforcement.

Receive Dollar General's Application for Alcoholic Beverage License.

Receive Notification on Intent to Develop Groundwater Sustainability Plan for the Colusa Sub basin.

Receive Notice of Adoption from the Central Valley Regional Water Quality Control Board for the City of Williams Wastewater Treatment Plant.

ACTION: No action needed at this time. Informational only.

CONSENT

Approve the Minutes of the Regular Meeting of May 16, 2018.

Approve Request for declaring the month of July 2018 as Sexual Assault Awareness Month in the City of Williams.

DISCUSSION: City Administrator Frank Kennedy explained that Council had directed staff to bring any proclamations a month before to make sure that it was something that City Council wanted to do.

Mayor Bergson had corrections on the Proclamation.

City Administrator Kennedy said the City would contact Casa de Esperanza to have them make the corrections.

ACTION: Council Member Jauregui made a motion, seconded by Council Member Mendoza to approve the consent agenda. Motion passed 5-0 by the following roll-call vote:

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

NOES: None.

ABSTAIN: None.

ABSENT: None.

OLD BUSINESS

Receive Treasurer's Investment Report and Monthly Register for March 2018.

DISCUSSION: City Finance Officer Rex Greenbaum summarized the monthly report and register for April 2018.

Council Members inquired on the various items on the check register.

ACTION: No action needed at this time.

Mayor Bergson opened public comment for items not related to the agenda.

Daniel Gonzales addressed the Council regarding honoring his grandfather. He explained to City Council that his Grandfather had been a Lieutenant for the CHP in the City of Williams from 1964-1978. He requested a street to be named after his grandfather near the new Love's Truck Stop.

City Administrator Kennedy asked Mr. Gonzales to please get in contact with him to further discuss this.

NEW BUSINESS

Accept the FY 2016-2017 audited financial statements performed in accordance with Government Auditing Standards and accept the annual report for transaction and Use Taxes and Transient Occupancy Taxes as required per Municipal Code Section 3.18.120.

DISCUSSION: City Finance Officer Rex Greenbaum explained to Council that the City had a new auditor this year. The auditor is Don Cole, he completed the FY 2016-2017 audit of the City of Williams. Mr. Greenbaum was pleased to report that the City received a clean unqualified audited report for the year ending June 30, 2017. This is the 9th consecutive unqualified audit report that the City of Williams has received since 2009.

It is staff recommendation that City Council accept the FY 2016-2017 audited financial statements performed in accordance with Government Auditing Standards. Staff also recommends that the City Council accepts the annual reports for the transaction Use Taxes and Transient Occupancy Taxes as required by Municipal Code Section 3.18.120.

Mayor Pro-Tem Jauregui asked if when the audit is done if the auditor requests to see receipts. Mr. Greenbaum said yes, the auditor does do transaction-based detail.

Council Member Sellers Jr. thanked the Finance Officer for having these unqualified audit reports time after time. Mr. Greenbaum thanked him for the comment and also stated the City has very good staff that helped the transactions are recorded properly and that made his job a lot easier as well.

ACTION: Council Member Troughton Jr., made a motion, seconded by Council Member Sellers Jr., to Accept the FY 2016-2017 audited financial statements performed in accordance with Government Auditing Standards and accept the annual report for transaction and Use Taxes and Transient Occupancy Taxes as required per Municipal Code Section 3.18.120. Motion passed 5-0 by the following roll-call vote:

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

NOES: None.

ABSTAIN: None.

ABSENT: None.

Approve Memorandum of Understanding (MOU) between the Williams Police Department and the Williams Unified School District.

DISCUSSION: Police Chief Ed Anderson explained to City Council that the Police Department was approached once again to enter into an agreement with the school district to provide a School Resource Officer during the school year. The Police Department also agreed to provide an Officer to teach the D.A.R.E Program and an Officer to teach the G.R.E.A.T Program. In addition to those services it was also agreed to provide Officers to cover School events like Football games etc.

Chief Anderson also explained that in exchange the School District reimburses half of the salary and benefits for the School Resource Officer.

Chief Anderson's recommendation is for City Council to approve the Memorandum of Understanding between the William Police Department and the Williams Unified School District.

ACTION: With no public comments, Council Member Troughton Jr., made a motion, seconded by Council Member Sellers Jr., to approve the Memorandum of Understanding between the Williams Police Department and the Williams Unified School District. Motion passed 5-0 by the following roll-call vote:

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

NOES: None.

ABSTAIN: None.

ABSENT: None.

With the Council's consent, Mayor Bergson opened public comment at this time.

Charles Ballesteros spoke in support of Mr. Randle. Mr. Ballesteros feels like the removal of the container on Mr. Randle's property is unfair.

Daniel Gonzales also spoke in support of Mr. Randle.

Mr. Randle gave the City Council his reasons for doing the food give away.

At 6:57pm Mayor Bergson closed public comment.

Introduce and Waive the First Reading of Ordinance 227-18- Adding Chapter 5.10 to the Williams Municipal Code Relating to Aggressive Solicitation.

DISCUSSION: Police Chief Anderson explained to City Council that the Police Department has received numerous complaints from local business owners and the public regarding persons aggressively soliciting and panhandling at various locations throughout the City. Chief Anderson said the City of Williams does not have an ordinance that covers this type of enforcement.

Chief Anderson is recommending the Council Introduce and Waive the First Reading of Ordinance 227-18.

ACTION: Council Member Mendoza made a motion, seconded by Council Member Sellers Jr., to Introduce ad Waive the First Reading of Ordinance 227-18 adding Chapter 5.10 to the Williams Municipal Code relating to Aggressive Solicitation. Motion passed 5-0 by the following roll-call vote:

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

With the Consent of the city Council item 17 was moved to be considered at this time.

Consider request for Funds for Lift System from the Sacramento Valley Museum.

DISCUSSION: Mayor Bergson explain to the Council that he had attend the meetings of the Sacramento Valley Museum Board and they had made a formal request for funds for a lift system. Mayor Bergson asked the President of the Sacramento Valley Museum Arno Martini to please address the Council regarding their request.

Mr. Martini explained that the Museum is not currently handicap accessible. This has been an issue for decades. The museum has looked at many options to make it handicap accessible, for example an elevator. He explained this option is very expensive and would damage the structure, which he believes would not be allowed as the Museum is on the Historical Building Registry.

The easiest thing they can come up with is a chair lift which is also expensive but a lot cheaper than the elevator. Mr. Martini said the Museum is looking for some assistance to make the building more accessible.

Council Member Troughton Jr. said he would like to have the building assessed to see if the building will hold it or what it would take to reinforce it, so the process can move forward.

After further discussion Council directed staff to meet with the City Engineer and Mr. Martini to explore different option and report back to City Council with costs in the next couple of months.

Adopt Resolution 18-14, Updating the Personnel Manual's Harassment/ Sexual Harassment Policy.

DISCUSSION: City Administrator explained there were couple of additions to the harassment section of the manual and some language clean as well.

It is staff's recommendation that Council adopt Resolution 18-14, updating the Personnel's Manual.

City Administrator Kennedy answered questions that Council had regarding the Personnel Manual. He also explained that the Assistant Finance Officer was in contact with Golden State Risk Management to make sure all the changes and wording were correct.

ACTION: With no public comments, Council Member Troughton Jr., made a motion, seconded by Council Member Mendoza to adopt Resolution 18-14, updating the Personnel Manual's Harassment/ Sexual Harassment Policy. Motion passed 5-0 by the following roll-call vote:

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

Designate City Council Delegate and Alternative to the League of California Cities Conference at the Long Beach Convention Center on September 12th through September 14th, 2018.

DISCUSSION: City Administrator explained that every year the League of California Cities holds a conference where each City can participate and vote on the resolutions before the League. In the past years Council has not designated a member as a voting delegate at the conference.

Mr. Kennedy said the Council can choose not to send anyone.

On a consensus of the Council a Voting Delegate was not designated.

Adopt Resolution 18-15 Initiating Assessment Proceedings, Declaring and Setting a Public Hearing date for Landscaping and Lighting District No. 97-1.

DISCUSSION: Finance Officer Rex Greenbaum explained that each year the City is required to complete the steps to approve an annual assessment in the Williams Landscape and Lighting Assessment District No. 97-1 that provide the revenue necessary for the maintenance of the landscape and lighting improvements in the Valley Ranch subdivision. In years past it was discussed whether to use the San Francisco COLA or the West Urban Area. One of the comments from Council last year was that they would prefer to use the West Urban Area.

Mr. Greenbaum said the West Urban Area was used and the increase is about a 2.84%. This would raise the Assessment Rate from \$177.91 to \$179.98 per year.

Council Member Troughton Jr. said he remembered going into a discussion about this before. He wanted clarification on whether Council needed to act on this. City Administrator said that council had to act on this item and hold the public hearing.

Kent Boes asked who paid for the maintenance on the West side of town. The City Administrator said the City does not provide any general landscaping. He also mentioned that, that assessment was agreed upon when the Valley Ranch subdivision was developed.

After further discussion Council took the following action.

ACTION: Council Member Troughton made a motion, seconded by Council Member Mendoza to adopt resolution 18-15 Initiating Assessment Proceedings, Declaring the Intent to Levy Assessments and Setting a Public Hearing Date for Landscape and Lighting District No. 97-1. Motion passed 5-0 by the following roll-call vote:

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

NOES: None.

ABSTAIN: None.

ABSENT: None.

Discuss Wastewater Treatment Plant Violations, Fines and Compliance Project.

DISCUSSION: City Administrator Frank Kennedy explained that between November 2017 and February 2018, the Wastewater Treat Plant received several violations for high Ammonia in the discharge from Central Valley Regional Water Quality Control Board. The total fine for all the

violations is \$48,000. Staff and PACE Engineering have met with the CVRWQCB and are working on an agreement to allow the City to use the proposed fine money to make modifications to the plant to avoid future violations. Mr. Kennedy will come back to Council with a plan within the next couple of months.

ACTION: No action needed at this time. Informational only.

Authorize the City Administrator to Sign a Cooperative Agreement for Mosquito Abatement with the Colusa Mosquito Abatement District in the amount of \$64,095.00

DISCUSSION: The City has received a proposal from Colusa Mosquito Abatement District for 2018. This is the fourth year the City has worked on the mosquito abatement. The first couple of years the City had 12 treatments the next year the City paid for 11 treatments and last year there were 15 treatments by doubling up in the month of September.

The cost for the 2018 agreement is \$64,095. There has been increases due to costs of chemicals, overhead and application costs.

ACTION: Council Member Mendoza made a motion, seconded by Council Member Jauregui to authorize the City Administrator to Sign a Cooperative Agreement for Mosquito Abatement with the Colusa Mosquito Abatement District in the amount of \$64,095. Motion passed 5-0 by the following roll-call vote:

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

NOES: None.

ABSTAIN: None.

ABSENT: None.

REPORTS

City Attorney Siprelle - nothing to report.

Council Member Mendoza – attended regular meetings and Pioneer Day.

Council Member Jauregui – nothing to report.

Mayor Bergson - Thanked the City Administrator and staff for doing a great job putting on the 100th year of the Arch. He also thanked Dixie LaGrande for being part of it and helping with the Ceremony. Mayor Bergson also gave an update on the Groundwater Authority and the tennis courts over by the Museum. Staff was directed to have this on the next agenda.

Mayor Pro Tem Sellers Jr. – attended regular meetings. Attended Pioneer Day and the Ribbon Cutting Ceremony for the Second Phase of Stony Creek Apartments.

Council Member Troughton Jr.- attended regular meetings.

STAFF GENERAL REPORTS AND DISCUSSION:

City Administrator Kennedy thanked Office Assistant, Alma Mendoza for working hard on this event.

Finance Officer Greenbaum – nothing additional to report.

Dixie LaGrande thanked Susan Meeker of the Colusa County Pioneer Review for the coverage on the event.

Police Chief Anderson gave an update on the Police Department.

City Engineer Campos update Council on the Pavement Project.

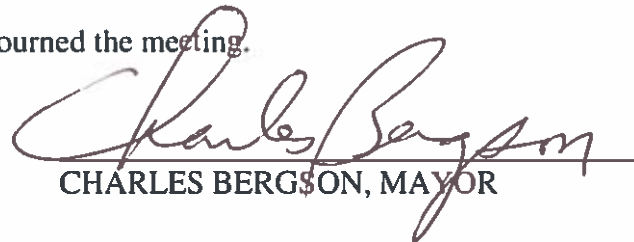
ADJOURNED: At 7:42 pm, Mayor Bergson adjourned the meeting to Closed Session.

CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
(Gov. Code Sec. 54956.9(d)(1):
CITY OF WILLIAMS V. LACKSHMI SINGH, ET AL., Colusa County Superior Court Case No. CV24165
V&R LAND INVESTMENTS V. CITYOF WILLIAMS, ET AL., Colusa County Superior Court Case No. CV24206
2. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION
(Gov. Code Sec. 54956.9(d)(2): one case
3. CONFERENCE WITH LABOR NEGOTIATORS (Gov't. Code Sec. 54957.6)
Agency designated representatives: Frank Kennedy.
Employee Organization: Miscellaneous Employees Association and Police Officers Association.

REPORT ON CLOSED SESSION – At 9:10 pm, City Administrator Kennedy stated that Council had directed staff.

ADJOURNED At 9:10 pm, Mayor Bergson adjourned the meeting.


CHARLES BERGSON, MAYOR


Mariana Pineda, City Clerk