

CITY OF WILLIAMS

City Council Minutes

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

CITY COUNCIL
COUNCIL CHAMBERS
WEDNESDAY, JULY 18, 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: Alfred Sellers Jr., Charles Bergson, Santos Jauregui and John Troughton, Jr.

Council Member Mendoza was absent.

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

PUBLIC COMMENT: Founder of Karen's House, Tootie Hackett gave City Council information on the non-profit organization. She informed Council that early July they and opened their office at 977 E Street here in the City of Williams. They hold monthly meetings and fundraisers and plan to build a shelter in the future for victims of domestic violence.

Citizen Pat Ash informed Council that she has been receiving calls regarding the birds. She asked if the City knew what they would be able to do regarding these birds. She has Federal contacts that can work with the City.

Mrs. Ash informed Council that the City needs to get the people that are affected by this issue. By getting the affected people involved a meeting can be requested with the particular person they sent Mrs. Ash to and a forum could be held and at that time he can bring a biologist. Mrs. Ash said she is willing to work together with the City and get something resolved for next year.

City Administrator Frank Kennedy said he would get together with Mrs. Ash and get community members involved to form a committee and work on the issue.

WRITTEN COMMUNICATIONS:

Receive Citizens for a Better Williams letter from Andi Armstrong.

DISCUSSION: City Administrator Kennedy said Citizens for a Better Williams had sent a letter to thank the City for the donation made to the organization.

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

PROCLAMATION:

Authorize the Mayor to Sign a Proclamation Declaring the Month of July 2018 as Sexual Assault Awareness Month in the City of Williams.

DISCUSSION: City Administrator Frank Kennedy explained this proclamation was presented last month to City Council. There was some wording that needed to be cleaned up. Corrections were made. Staff's recommendation is to authorize the Mayor to sign the Proclamation.

A representative from Casa de Esperanza was present to answer any questions that Council might have.

ACTION: Council Member Troughton Jr., made a motion, seconded by Council Member Sellers Jr., Authorizing the Mayor to sign a Proclamation Declaring he month of July 2018 as Sexual Assault Awareness Month in the City of Williams . Motion passed 4-0 by the following roll-call vote:

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

NOES: None.

ABSTAIN: None.

ABSENT: Council Member Mendoza.

CONSENT:

Approve the Minutes of the Regular Meeting of June 20, 2018.

Approve Special Events Permit to fundraise for the Sacramento Valley Museum on July 27, 2018; waive fees

DISCUSSION: Mr. Martini representative from the Sacramento Valley Museum explained to Council the Museum would be holding a fundraiser on July 27, 2018.

ACTION: Council Member Troughton Jr., made a motion, seconded by Council Member Jauregui to approve the Special Event Permit to Fundraise for the Sacramento Valley Museum on July 27, 2018 and waive the fees. Motion passed 4-0 by the following roll-call vote:

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

NOES: None.

ABSTAIN: None.

ABSENT: Council Member Mendoza.

Approve the Minutes of the Regular Meeting of June 20, 2018.

DISCUSSION: Council Members had corrections on the minutes of the regular meeting of June 20, 2018.

ACTION: On a consensus of the Council staff was directed to make the corrections and continue this item at the next meeting.

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 May 2018.

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

ACTION: No action needed at this time.

NEW BUSINESS

Waive Second Reading of Ordinance 227-18- Adding Chapter 5.10 to Williams Municipal Code Relating to Aggressive Solicitation.

DISCUSSION: City Attorney Ann Siprelle suggested this item to be pulled due to a recent case where the City of Sacramento's ordinance was struck down for violating the First Amendment. Many of the ordinances in the State of California are very similar.

ACTION: On a consensus of the City Council Ordinance 227-18 was tabled to future a meeting.

Approve Resolution 18-15 Approving Fiscal Year 2018-2019 Annual Levy of Assessments for Landscape and Lighting District No. 97-1.

DISCUSSION: City Administrator Kennedy explained there had been some discussion over a period of time regarding the Landscape and Lighting District and how increases would be set. The City now uses the West Urban Region Index. There will be a slight increase for the year. It will increase from \$177.91 to \$179.98 per parcel. There has also been discussion as to why there is only a Landscape and Lighting District on the East side of town and not the West side.

Staff is recommending moving forward with this process.

Mayor Bergson opened the public hearing at 6:26 pm

With no public comment, Mayor Bergson closed the public hearing at 6:26 pm

ACTION: With no public comments, Council Member Sellers Jr., made a motion, seconded by Council Member Troughton Jr., to approve Resolution 18-15 approving Fiscal Year 2018-2019 Annual Levy of Assessments for Landscape and Lighting District No. 97-1. Motion passed 4-0 by the following roll-call vote:

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

NOES: None.

ABSTAIN: None.

ABSENT: Council Member Mendoza.

City Attorney Ann Siprelle clarified that the intent of the motion was to move forward with the increase and use the West Urban Region Index.

Approve the hiring of a Temporary Building Inspector as a City Employee to help with the Odd Fellows Building and other Projects as needed.

Mayor Bergson made a comment regarding this item before recusing himself.

His comment is in respect with other projects as needed. Mayor Bergson said that the Council report presented says that staff had been contacting independent firms to assist with inspections of the Odd

Fellows Building and one could not be secured. Mayor Bergson said he had called a couple of firms and there are other firms that could help with these inspections.

Mayor Bergson recused himself at 6:29 pm

DISCUSSION: City Administrator then explained that this is being presented to City Council because the City's Building Inspector is unprepared and does not feel comfortable taking on this project. City staff contacted several firms and was unable to secure one to help with inspections. Staff is recommending hiring Wyatt Paxton. Mr. Paxton is the person that trained the current Building Inspector. He has a wealth of knowledge. He is willing and available to help with this building.

There is currently no application or request for permits on this building but want to be prepared so the City can act quickly and take care of the public's needs. There will be other buildings in the near future. The City is in constant contact with developers that are looking at coming to town. City Administrator Kennedy said that with this he is not sure if one Building Inspector will be able to service all of those.

Mr. Kennedy said he does understand that Mr. Paxton and Mr. Randle do have a history, but with lack of a better option he is strongly making the recommendation to hire Wyatt Paxton.

Mayor Pro-Tem Jauregui asked for clarification on where the search for the temporary Building Inspector was done. Mr. Kennedy said the search had been done throughout Sacramento and even San Joaquin County. City Engineer Trin Campos explained that they had also contacted El Dorado County.

City Administrator Kennedy pointed out that in the Building Code Section 104.4 allows for the owner to find his own inspector that the City would approve of and the City then would double check their work. The building owner can hire a Building Official at his expense to do the inspections and provide reports to the City, then the City would go and review the reports.

Council Member Seller Jr. said he wants to make sure that whoever is hired to do this work does not show bias. Mr. Kennedy said he could not agree more with him and that is why he wants to go exactly by what the code says.

Odd Fellows Building Owner, Raymond Randle took the podium at this time. Mr. Randle stated there had been nothing but implications in relationship to him, doing things that are not to code. He said he resents that Council is considering hiring Mr. Paxton because he stated that Mr. Paxton is a friend of Council Member Troughton Jr., and City Administrator Kennedy.

Mr. Randle expressed his disappointment on this issue. He stated that the first report he got on the building came from the City Administrator and not the building inspector. This report had been prepared by Mr. Paxton and Mr. Randle felt like that report was biased. Mr. Kennedy stated that at the time that inspection had been done by Mr. Paxton he did not know who the owner was.

Council Member Troughton asked Mr. Randle how many times he had walked in the office to request an application for plans during this time he is talking about not getting a response. Mr. Randle stated he had walked in the office and called at least nine times. There have been applications that have been done for plumbing and electrical. He had Mr. Bergson draw out a set of plans that the City rejected, and he is a licensed engineer. He then stated the City had a Building Inspector that couldn't build a bird cage indicate that the plans were unacceptable. Mr. Bergson went to school and Mr. Randle assumes that he is licensed, and the City is saying that the plans are not acceptable.

City Administrator Frank Kennedy said that the plans were addressed. The plans were asked with specifics on what needed to be done and the plans said repairs as needed in various locations. Those are not specific; the valuation of the project was left blank. There were many blanks left and the Building Inspector rejected the plans and noted what was wrong with them and the City has yet to see a corrected set of plans.

Citizen Pat Ash also had comments on this item and provided City Council with a report that had been presented to Council in March of 2015. She stated it would be appreciated if they were not thrown into the fray.

After a lengthy discussion City Council took the following action.

ACTION: Council Member Sellers Jr., made a motion seconded by Council Member Troughton Jr., to approve the hiring of a temporary Building Inspector as a City employee to help with the Odd Fellows Building and other Projects as needed. Motion passed 3-0 by the following roll-call vote:

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

NOES: None.

ABSTAIN: Council Member Bergson.

ABSENT: Council Member Mendoza.

Approve Agreement with the County to Certify Final Lien Report and Direct Staff to Process with the Colusa County Auditor.

Conduct Public Hearing and Adopt Resolution Certifying the List of Delinquent Recology Accounts.

DISCUSSION: City Administrator explained that there are multiple issues with items 9 and 10 and would like to have them tabled. Recology had a postal issue only 50 of the notices went out the other 100 did not.

Mr. Kennedy said Council would need to set a special meeting around August 1st in order to give Recology the 10 days to re-send the final notice.

Mayor Bergson asked if the names had to be on the list. Mr. Kennedy said he would modify to not have names on the list.

ACTION: On a consensus of the City Council items 9 and 10 were tabled and a Special Meeting was scheduled on August 1, 2018 at 12:00 pm.

REPORTS

City Attorney Siprelle - nothing to report.

Council Member Mendoza – was absent.

Council Member Troughton Jr. – attended regular meetings.

Council Member Sellers Jr.- attended regular meetings.

Mayor Bergson – attended regular meetings. Mr. Bergson commented on the Colusa County Transportation Commission audit and said they had found the Commission out of compliance.

Mayor Pro Tem Jauregui – nothing to report.

STAFF GENERAL REPORTS AND DISCUSSION:

City Administrator Kennedy- updated the council on the pavement project and on Starbucks.

Finance Officer Greenbaum – nothing additional to report.

City Planner- nothing to report.

Police Chief Anderson- nothing to report.

City Engineer Campos- also updated on pavement project.

ADJOURNED: At 7:32 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 LABOR NEGOTIATORS (Gov't. Code Sec. 54957.6)
Agency designated representatives: Frank Kennedy.
Employee Organization: Miscellaneous Employees Association and Police Officers Association.

3. (Gov't. Code Sec. 54956.8)
Property: APN 005-200-036
Agency negotiator: Frank Kennedy
Negotiating parties: City of Williams and Williams Business Trust

REPORT ON CLOSED SESSION – At 8:41 pm, City Administrator Kennedy stated there was no reportable action.

ADJOURNED At 8:41 pm, Mayor Bergson adjourned the meeting.


CHARLES BERGSON, MAYOR


Mariana Pineda, City Clerk