

CITY OF WILLIAMS

City Council Minutes

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

CITY COUNCIL
COUNCIL CHAMBERS
WEDNESDAY, APRIL 19, 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: Pat Ash thanked staff for putting together the ribbon cutting ceremony for Margurite Street. In November of 2016 Citizens for a Better Williams hosted the Edward S. Curtis Collection and it was valued at just under four hundred and fifty thousand dollars. In the fifteen days, the CBW had it opened they sold over twenty thousand dollars' worth of art work. CBW was given a commission off the sales, after the show closed and because of the bad wear the collection could not be transported CBW continued to hold it and sold another twenty thousand dollars.

Mrs. Ash said her emphasis is to not sell Williams short. Pioneer Day will be June 3, 2017. The theme this year will be Our Farms Feed Families. They are trying to get High School Bands to compete and have a battle of the bands after the parade and will give the winner a cash donation. Mrs. Ash stated the fire work show will take place thanks to Morning Star.

Mrs. Ash said that something that bothers her as an individual was that on last month's agenda there was an item that was pulled concerning the Oddfellows building. She was present at that meeting to listen to the presentation and the item was pulled. She said the thing that looks bad is that the building has stood here for over fifty years in its present condition and continues to fall. She thinks people are sick of it and would really appreciate if something was done. What also looks bad is that staff does their due diligence and do their job and they don't get to participate. She would like this item to be put back on the agenda and up for discussion so the public does know what is going on.

PRESENTATION:

Receive Update on the State of Jefferson

DISCUSSION: Lew Manor thanked Council for giving them an opportunity to speak regarding the State of Jefferson. He would like for the City Council to consider being a plaintiff on the court case that is coming up.

Mr. Manor introduced Terry Raposa, who gave the City Council an update on what is going on with the State of Jefferson.

Mr. Raposa said the State of Jefferson is about representation. He stated that eleven counties in Northern California are represented by one senator and Los Angeles County are represented by eleven senators. He explained the position they hold in the State of Jefferson is one of liberty for all people.

Mayor Sellers Jr., asked Mr. Raposa what exactly he was asking for from the City Council. Mr. Raposa said they have plaintiffs for the court case, several counties and cities that already became plaintiffs. If the Council wants the City of Williams can become plaintiffs in the court case.

Council Member Bergson mentioned that last year the City Council had passed a Resolution supporting the State of Jefferson. He said he didn't know the legality of this and he thought this was more on a County level.

Council Member Bergson stated he agreed with the movement about getting representation back, but he is concerned that if the City Council decides to join the litigation what cost will the City incur. He believes the City is not in the position to participate if there are monies involved. Mr. Raposa told Council Member Bergson the City will not have to pay anything.

After further discussion, and on a consensus the City Council directed staff to prepare a report for the next month's agenda to consider becoming a plaintiff in the litigation.

PUBLIC HEARING:

Conduct a Public Hearing and Waive the Second Reading of Ordinance 217-17, an Ordinance of the City Council of the City of Williams, Amending Section 17.01.030.8 and Section 17.06.320 to Regulate the Personal, Medical and Commercial Use of Marijuana.

DISCUSSION: City Administrator explained this was the second reading of Ordinance 217-17. This Ordinance replaces the Urgency Ordinance that was adopted in December of last year.

No public comment was received.

ACTION: Council Member Bergson made a motion, seconded by Council Member Troughton to Waive the Second Reading and adopt Ordinance 217-17, an Ordinance of the City Council of the City of William, Amending Section 17.01.030.8 and Section 17.06.320 to Regulate the Personal, Medical and Commercial Use of Marijuana. 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.

Consider Potential Commercial Marijuana Land Use and Related Licensing and Taxation for proposed Commercial Marijuana Business Park/Overlay Zone.

DISCUSSION: City Administrator Frank Kennedy explained to City Council, Mrs. Siprelle has prepared an outline in regard to the different types of licenses and how the City can potentially handle allowing such a use. Mr. Kennedy said what staff is looking for is to get direction from City Council.

In light of changing State laws regarding commercial marijuana activity and the proposed Canna-Hub Complex, staff has prepared an outline of those proposed commercial marijuana land uses and related State-licensing for Council's consideration and direction. Depending on City Council's feedback and direction staff will work to develop a proposed ordinance to amend the City's Zoning Code and authorize and regulate certain commercial marijuana uses.

City Attorney said what staff is basically asking for is feedback and direction to staff regarding anticipated future zoning amendments, creation of an Overlay Zone, and regulation of commercial marijuana business, including potential commercial cultivation, manufacturing, testing and distributions of marijuana products. This would of course be taking to the Planning Commission and then to City Council.

ACTION: Council Member Troughton made a motion, seconded by Council Member Bergson to provide feedback and direction to staff regarding anticipated future zoning amendment, creation of an Overlay Zone and regulation of commercial marijuana businesses, including potential commercial cultivation, manufacturing, testing and distribution of marijuana and marijuana products. 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 Agenda from the Regional Water Quality Control Board for their meeting held on April 6th and 7th.

Receive a status update on the Groundwater Sustainability Authority Joint Powers Agreement and draft JPA.

Receive request from Colusa County CAPC/Community Advocates for Parents and Children to Proclaim April as Child Abuse Prevention Month.

DISCUSSION: Council Member Bergson provided Council an update on the Groundwater Sustainability Authority Joint Powers and the draft Joint Powers Agreement and discussed with the rest of the City Council Members.

Council Member Bergson had comments and some corrections to the proclamation. Mr. Kennedy would like for these proclamations to come sooner and have them on the written communications part of the agenda and consider taking to the next month and have it approved by the City Council.

Council Member Bergson agrees with Child Abuse Prevention but does not agree with some of the comments that are made in the proclamation. He believes some of those comments are not the City's place to ratify.

Council Member Troughton made a motion to pass the Proclamation as written.

Council Member Bergson stated again that he did not agree with the wording in the Proclamation and wanted to make the corrections he should City Council to make it more of a general proclamation.

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

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

NOES: None.

ABSTAIN: Council Member Bergson

ABSENT: None.

CONSENT

Approve the Minutes of the Special Meeting of January 25, 2017.

Approve the Minutes of the Regular Meeting of February 15, 2017.

Approve the Minutes of the Regular Meeting of March 15, 2017.

Approve Electronic Communications Policy.

DISCUSSION: Council Member Troughton asked why the Minutes for January 25, 2017 were back on the agenda. City Clerk Pineda said at the previous City Council Meeting Council Member Bergson had requested to continue them to next month because he had not had a chance to review them.

Council Member Troughton made a motion, seconded by Council Member Jauregui to approve the consent agenda as is.

Council Member Bergson would like to have the Electronic Communications Policy agendaized for the next month's meeting to have a discussion and to have some questions answered.

City Council directed staff to have this item on the agenda in May.

ACTION: Council Member Bergson amended the previous motion, seconded by Council Member Jauregui to approve items seven, eight and nine of the consent agenda and agendaize the Electronic Communications Policy for next month's meeting. Motioned passed by the following roll-call vote:

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

NOES: None.

ABSTAIN: None.

ABSENT: None.

OLD BUSINESS

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

DISCUSSION: City Treasurer Cristian Villa provided the summary of the monthly report and register for February 2017.

Council Members inquired on the check register.

ACTION: No action needed from Council.

NEW BUSINESS

Award a Professional Services Agreement to PACE Engineering of Redding for a Sewer Master Plan, and direct the City Administrator to Execute the Professional Services Agreement with the firm.

DISCUSSION: City Administrator explained that back in October of 2016 the City asked RFPs for the Sewer Master Plan. He said the Master Plan would help do a number of things, but essentially it would assess the collect of the sewer service. The City received four different proposals. City Administrator asked Council for their permission to award a Professional Services Agreement to PACE Engineering.

ACTION: Council Member Troughton Jr., made a motion, seconded by Council Member Mendoza to award a Professional Services Agreement to PACE Engineering of Redding for a Sewer Master Plan, and direct the City Administrator to Execute the Professional Services Agreement with the firm. Motion passed by the following roll-call vote:

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

NOES: None.

ABSTAIN: None.

ABSENT: None.

Authorize the City Administrator to sign a Contractual Agreement with Zamora Sod Farm in the amount of \$75,421.31 for the purchase and installation of sod for Venice Park.

DISCUSSION: City Administrator Frank Kennedy explained he was very pleased to announce that the renovations to Venice Park is underway. The grading process has begun and the City is extremely fortunate to have some financial help with that restoration by Morning Star. Morning Star will be taking care of the grading and the irrigation system. He said this would save the City in excess of thirty thousand dollars and we will be thanking them by putting some kind on monument out at the park.

Mr. Kennedy said they decided to go with Bermuda grass. Which will be mowed twice a week, it self-repairs and very high quality grass. Staff's recommendation is to authorize the City Administrator to sign a Contractual Agreement with Zamora Sod Farm.

ACTION: Council Member Jauregui made a motion, seconded by Council Member Bergson to Authorize the City Administrator to sign an Agreement with Zamora Sod Farm in the amount of \$75,421.31 for the purchase and installation of sod for Venice Park. Motion passed by the following roll-call vote:

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

NOES: None.

ABSTAIN: None.

ABSENT: None.

Approve the attached schedule a of Budget Augmentations for the year ending June 30, 2017 and accept the citywide financial status reports with program details as of March 30, 2017.

DISCUSSION: City Administrator Frank Kennedy went over the budget update. Mr., Kennedy said he wanted to make sure to let Council know that this was only a snap shot of the budget. The general fund financial status report should be at 75%. Our expenditures are still far below the 75%.

Based on the current budget projections and review of financial statements, the City's actual revenues and expenditures are in line with the approved budgets.

Council Member Bergson said he is in favor of continuing with the mosquito abatement. Council Member Bergson also inquired on the water and sewer enterprise fund.

ACTION: On a consensus of the City Council the Schedule of Budget Augmentations for the year ending June 30, 2017 was approved and the citywide financial status reports with program details as of March 31, 2017 were accepted.

Approve Resolution 17-03, A Resolution of Designation of Applicant's Agent for Non-State Agencies.

DISCUSSION: Mr. Kennedy Explained to Council this had to do with the February 2017 flooding which caused damages for which the City is seeking reimbursement. In order for the City to enter into those agreements the City Administrator must be designated as the designee of signing. There are two ways of doing this, one is a universal resolution that is open to all open and future disasters or City Council can decide to pass a resolution only for this disaster.

ACTION: Council Member Bergson made a motion, seconded by Council Member Jauregui to Approve Resolution 17-03, A Resolution of Designation of Applicant's Agent for Non- State Agencies.

AYES: Council Member Mendoza, Jauregui, Troughton Jr., Bergson, 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 attended regular meetings also met with City Administrator and Finance Director. He had several community members approach him regarding Canna-Hub.

Council Member Jauregui attended regular meetings.

Council Member Mendoza met with the City Administrator.

Council Member Bergson attended Sacramento Valley Museum Board meeting where they discussed the tennis courts behind the museum. They also want to approach the City regarding the use of the Old Ag Building. They would like to use the Ag Building as part of their Museum display.

City Administrator Frank Kennedy said he believed that building had actually had been condemned and no one should be using it. Council Member Bergson said they were going to approach the City and maybe they can rehab the building.

Council Member Bergson will draft up a letter to send to the County regarding the drilling of new wells.

Council Member Sellers, Jr., attended regular meetings.

STAFF GENERAL REPORTS AND DISCUSSION

City Administrator Frank Kennedy had a couple updates on the Fee Study and the Water Project. On the water project after meeting with PACE and the Water Department the City will add the rehabilitation of the elevated tank.

He also gave City Council an update on the Roadway Repair Project.

Police Chief Anderson gave City Council an update on what is going on in the Police Department. Thanked the Personnel Committee for sitting in the interview panel for the Police Services Manager position. Chief Anderson informed the Council they had selected Eileen Niblack who was previously part of the Finance Department. Eileen's first day at her new position was Monday, April 17, 2017.

Fire Chief was absent.

City Planner Monica Stegall absent.

City Engineer Trin Campos updated City Council on the Pavement Repair Project and the rehabilitation of Venice Park.

Finance Officer Greenbaum was absent.

Mayor Sellers Jr., adjourned the meeting at 8:21 p.m.


ALFRED SELLERS, JR., MAYOR

ATTEST:


Mariana Pineda, City Clerk