

**ANDERSON CITY COUNCIL MINUTES
Regular Meeting
September 4, 2012**

REGULAR SESSION

The regular session of the City Council was called to order at 6:00 p.m.

ROLL CALL

Councilmembers present: Councilmember Day
Councilmember Comnick
Councilmember Hunt
Vice-Mayor Hopkins
Mayor Yarbrough

Councilmembers absent: None.

Also present: City Manager Jeff Kiser, City Attorney Ann Siprelle, Police Captain Robert Kirvin, Development Services Director Kristen Maze, Finance Director Liz Cottrell, Deputy Public Works Director David Durette, and City Clerk Juanita Barnett.

INVOCATION

Pastor Paul Tilley, Faith Assembly Church, gave the Invocation.

PLEDGE OF ALLEGIANCE

Councilmember Day led the Pledge of Allegiance.

PROCLAMATIONS

Councilmember Comnick read a proclamation declaring September 17-23, 2012, as Constitution Week and Monday, September 17, 2012, as Constitution Day and Mayor Yarbrough presented the proclamation to Susan Wilson representing the League of Women Voters.

Ms. Wilson expressed her appreciation for the U.S. Constitution.

Councilmember Day read a proclamation declaring September 2012 as Youth Peer Court Month and Mayor Yarbrough presented the proclamation to Susan Wilson, Executive Director, Shasta County Youth/Peer Court.

Ms. Wilson thanked the Council and staff for their support.

Councilmember Hopkins read a proclamation declaring September 2012 as Community Concert Month and Mayor Yarbrough presented the proclamation to Janet Yarbrough, representing the Shasta Community Concert Association.

Ms. Yarbrough thanked the Council for the proclamation and gave a brief overview of the upcoming concert season, especially the opportunity for student participation.

SCHEDULED CITIZEN REQUEST TO ADDRESS THE CITY COUNCIL

Denise d’Amico Johnson addressed the Council concerning the American Cancer Society’s Relay for Life in Anderson and presented a plaque of appreciation to the Council for their support.

PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA – None.

CONSENT AGENDA

By motion made, seconded (Comnick/Hopkins), and carried, the Council took the following actions:

Approved the minutes of the regular meeting of August 21, 2012.

Received and filed warrant 124372 to 124437 in the amount of \$118,910.67; warrant 124438 to 124519 in the amount of \$417,162.85; and an ACH in the amount of \$1,837.40.

Waived reading, except by title, of any ordinances under consideration at this meeting for either introduction or passage per Government Code Section 36934.

ITEMS REMOVED FROM THE CONSENT CALENDAR – None.

PUBLIC HEARINGS

ALL LEGAL NOTICES WERE GIVEN ACCORDING TO LAW.

PUBLIC HEARING - APPEAL OF USE PERMIT 12-09 TO OPERATE AN AUTOMOTIVE REPAIR BUSINESS IN THE GENERAL COMMERCIAL (C-1) ZONE DISTRICT

This was the time set aside to receive public input on the Appeal of Use Permit 12-09 which the Planning Commission denied on August 13, 2012.

Development Services Director Kristen Maze gave a staff report and answered questions from the Council.

6:25 P.M.: The Public Hearing was opened.

Warren Stephens addressed the Council and expressed his concern that this is not the best use of the property. Mr. Stephens stated that the existing auto repair business often had tow trucks coming in late at night and sometimes at 2:00 or 3:00 in the morning. He emphasized that he is not in favor of approving this Use Permit.

Marsha Kelly stated that she has attended the Planning Commission meetings where this matter was discussed and feels that they were very thorough in their evaluation of the matter and encouraged the Council to support the Planning Commission's decision to deny the Use Permit.

6:41 P.M.: The Public Hearing was closed.

By motion made, seconded (Hunt/Day), and carried by a 3-2 vote, the Council denied the applicant's appeal and upheld the Planning Commission's decision to deny Use Permit No. 12-09 to operate an automotive repair business in the C-1 zone district based on the findings.

Mayor Yarbrough requested clarification as to the effect of the vote and after the clarification requested a revote due to confusion as to the intent of the matter.

A revote was called:

By motion made, seconded (Hunt/Day), and carried by a 5-0 vote, the Council denied the applicant's appeal and upheld the Planning Commission's decision to deny Use Permit No. 12-09 to operate an automotive repair business in the C-1 zone district based on the findings.

PUBLIC HEARING - REVISION OF THE MELLO-ROOS COMMUNITY FACILITIES DISTRICT (CFD) 2009-1 VINEYARDS AT ANDERSON

This was the time set aside to receive public input on the proposed revision of the Mello-Roos Community Facilities District (CFD) 2009-1 Vineyards at Anderson to remove 95 recorded parcels from the Community Facilities District 2009-1 special tax for City infrastructure and services.

Development Services Director Kristen Maze gave a staff report and requested the Public Hearing be continued to the next regular Council meeting.

6:47 P.M.: The Public Hearing was opened. No comments were received. The Public Hearing was closed.

By motion made, seconded (Comnick/Hopkins), and carried, the Council continued the Public Hearing until the September 18, 2012, City Council meeting

REGULAR AGENDA

CITY MANAGER

LICENSE AGREEMENT FOR PUBLIC SAFETY COMMUNICATIONS EQUIPMENT ON SHASTA BALLY

City Manager Jeff Kiser gave a staff report and answered questions from the Council.

By motion made, seconded (Hopkins/Hunt), and carried, the Council authorized the City Manager to execute the contract with Verizon Wireless for Public Safety Communications Equipment on Shasta Bally and any amendments thereto.

PUBLIC WORKS DEPARTMENT

REQUEST FOR PROPOSALS FOR UNIFORM AND FLAT SUPPLIES RENTAL SERVICES FOR THE CITY OF ANDERSON

Deputy Public Works Director David Durette gave a staff report and, together with City Manager Jeff Kiser, answered questions from the Council.

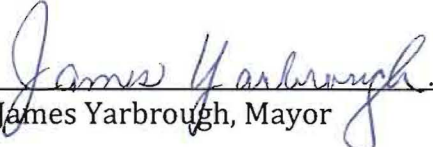
By motion made, seconded (Hopkins/Hunt), and carried, the Council directed the Deputy Public Works Director to issue a Request for Proposals for Uniform and Flat Supplies Rental Services for the City of Anderson.

COUNCIL REPORTS/COMMENTS

Councilmembers used this time to report on meetings and activities they have participated in and to announce upcoming events. Mayor Yarbrough announced that he and City Manager Jeff Kiser will be attending the League of California Cities Conference in San Diego.

ADJOURNMENT

6:54 P.M.: The City Council adjourned to September 18, 2012.


James Yarbrough, Mayor

ATTEST:


Juanita Barnett, City Clerk