

ANDERSON CITY COUNCIL MINUTES

Regular Meeting

and

Special Meeting

November 19, 2013

REGULAR SESSION AND SPECIAL SESSION

Mayor Yarbrough announced that the City Council will conduct two meetings simultaneously: The regular meeting scheduled for November 19, 2013, and a special meeting for November 19, 2013, with discussion of the special meeting agenda item being discussed under the Development Services Department section of the regular agenda.

Both the regular session and the special session were noticed in accordance with the Brown Act.

The regular session and special session of the City Council were called to order simultaneously at 6:00 p.m.

ROLL CALL

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

Councilmember absent: None.

Also present: City Manager Jeff Kiser, Assistant City Manager/Finance Director Liz Cottrell, Police Chief Michael Johnson, Development Services Director Kristen Maze, Deputy Public Works Director David Durette, City Clerk Juanita Barnett, and Deputy City Clerk Brenda Hicken.

INVOCATION

Pastor Tom Lucatorta, Heritage Baptist Church, gave the invocation.

PLEDGE OF ALLEGIANCE

Councilmember Hunt led the Pledge of Allegiance.

SCHEDULED CITIZEN REQUEST TO ADDRESS THE CITY COUNCIL

Brad Osgood addressed the Council regarding vandalism and graffiti and the lack of maintenance in the area of Volonte Park and the Skateboard Park. Mr. Osgood stated he had discussed his complaint with a City employee and was told there are complaints from others as well. Mr. Osgood further expressed concern for women and children using the park and walking trails being intimidated by the amount of profanity used in graffiti in these areas and may no longer use the park because of it. Mr. Osgood expressed that he is willing to volunteer to paint over the graffiti if the City would provide the paint, but felt the City should take care of cleaning up the trash and emptying the garbage cans. Before leaving the podium Mr. Osgood said he had an additional complaint against the Police Department because he saw a black pick-up in the same location at Volonte Park daily for a two week period with kids swarming around it and no police officer addressed the matter.

PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

Christine Haggard gave a follow-up report from a Volonte Park area meeting that took place last week and stated there are a couple of youth groups that have agreed to work with the Anderson Police Department to volunteer to clean up graffiti from the park area as well as other areas of the City. She further stated that the Community is interested in helping to keep the park cleaned up and will try to get the graffiti team going in the next couple of weeks. Ms. Haggard said she would provide contact information as soon as she can verify who the contact should be and noted it will probably be the Police Department or the Parks & Recreation Department.

Mayor Yarbrough recommended the contact information be provided to the Anderson Valley Post as soon as a decision is made.

STUDENT REPORTS

Teen Center student representative Anthony John DiMattia gave an update on activities and programs.

CONSENT AGENDA

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

Approved the minutes of the regular meeting of October 15, 2013 and the minutes of the regular meeting of November 5, 2013

Received and filed warrant 128640 to 128712 in the amount of \$195,998.85; warrant 128713 to 128773 in the amount of \$29,427.48; and an ACH in the amount of \$1,190.13.

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

Received and filed the quarterly treasurer's report for the fiscal quarter ended September 30, 2013.

Enacted Ordinance No. 783 (second reading) approving the re-zone of approximately 3.47 acres from Rural Estate (RE), minimum one acre parcel, to Rural Estate-2 (RE-2), minimum one half acre parcel, based on the findings, the City of Anderson Zoning Code standards Anderson Municipal Code (AMC) Chapters 17.14 *Rural Estate*, and findings consistent with the General Plan, as introduced on November 5, 2013, (first reading).

ITEMS (IF ANY) REMOVED FROM THE CONSENT CALENDAR – None.

PUBLIC HEARINGS

ALL LEGAL NOTICES WERE GIVEN ACCORDING TO LAW

PUBLIC HEARING - PROGRAM INCOME REUSE PLAN; RESOLUTION NO. 13-47

City Clerk Juanita Barnett gave a staff report and answered questions from the Council.

6:23 p.m.: The Public Hearing was opened. No comments were received. The Public Hearing was closed.

By motion made, seconded (Hopkins/Day), and carried, the Council adopted Resolution No. 13-47 adopting a new Program Income Reuse Plan in accordance with the federal CDBG Final Rule and authorizing the City Manager to certify the Reuse Plan.

PUBLIC HEARING - CLOSEOUT OF CDBG GRANT 10-STBG-6698

City Clerk Juanita Barnett gave a staff report and answered questions from the Council.

6:31 p.m. The Public Hearing was opened.

Christine Haggard addressed the Council, asked if there were funds in these grants for marketing and suggested a consultant be hired to market the programs.

6:36 p.m. The Public Hearing was closed.

The City Council reviewed the Final Grantee Performance Report.

By motion made, seconded (Hopkins/Hunt), and carried, the Council directed staff to submit the required close-out documents per the requirements for CDBG Grant No. 10-STBG-6698.

REGULAR AGENDA

The City Council discussed the Special Meeting agenda item as follows:

DEVELOPMENT SERVICES DEPARTMENT**APPROVAL OF THE FINAL MAP FOR HOMEWOOD SUBDIVISION UNIT 3B, 29 LOTS AND A REMAINDER**

Development Services Director Kristen Maze gave a staff report and, together with City Manager Jeff Kiser, answered questions from the Council.

Jaxon Baker, Developer for the Homewood Subdivision, answered questions from the Council and confirmed that the sound wall between the subdivision and Duralia Crane will be completed by August 31, 2014.

By motion made, seconded (Hopkins/Day), and carried, the Council accepted irrevocable Letter of Credit No. 5347 from Tormey LLC, in the amount of \$109,420.00 pursuant to the Homewood Subdivision TSM 03-01, Unit 3B agreement; accepted irrevocable Letter of Credit No. 5428 from Tormey LLC, in the amount of \$180,046.00 pursuant to the Agreement between the Beneficiary and the applicant for the funding of the required 10 foot portion of the zone wall at the Homewood Subdivision; accepted Irrevocable Letter of Credit No. 5487 from Tormey LLC, in the amount of \$50,000.00 pursuant to the Homewood Subdivision Unit 2 Agreement; authorized the Mayor to enter into a subdivision agreement with Tormey LLC, for the Homewood Subdivision; and accepted approval of the Final Map for Homewood Subdivision Unit 3B, 29 Lots and a remainder, based on Planning Commission Resolution 05-03 approval of the Tentative Subdivision Map 03-01.

PUBLIC WORKS DEPARTMENT**NOTICE OF COMPLETION FOR THE DESCHUTES ROAD / I-5 INTERCHANGE IMPROVEMENTS PROJECT**

Deputy Public Works Director David Durette gave a staff report and answered questions from the Council.

By motion made, seconded (Baugh/Hopkins) and carried, the Council directed the Deputy Public Works Director to prepare and record a Notice of Completion for the Deschutes Road / I-5 Interchange Improvements Project.

LOCUST ROAD RIGHT OF WAY ABANDONMENT; RESOLUTION NO. 13-48

Deputy Public Works Director David Durette gave a staff report and answered questions from the Council.

By motion made, seconded (Hopkins/Hunt) and carried, the Council adopted Resolution No. 18-48 abandoning the unused portion of the Locust Road right of way that was created by the completion of the Deschutes Road / I-5 Interchange Improvements Project.

COUNCIL REPORTS/COMMENTS

Councilmembers used this time to report on meetings and activities they participated in and to announce upcoming events. Councilmember Hunt reported on the League of California Cities, League Leaders Workshop she attended in Newport Beach.

6:56 p.m.: The special meeting of November 19, 2013 was adjourned.

CLOSED SESSION

PUBLIC COMMENT ON CLOSED SESSION ITEM(S) - None.

6:58 p.m.: *The City Council convened to Closed Session.*

The City Council convened to Closed Session to discuss the following:

CONFERENCE WITH LABOR NEGOTIATORS

(Pursuant to Gov't. Code Section 54957.6)

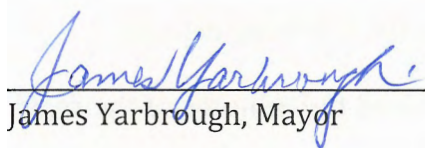
Agency Negotiators:	Assistant City Manager Liz Cottrell and Rick Haeg, Nickolaus and Haeg, LLC
Employee organizations:	A. Teamsters Local 137 B. Anderson Police Officers Association C. Management Team

7:27 p.m.: *The City Council reconvened to Open Session.*

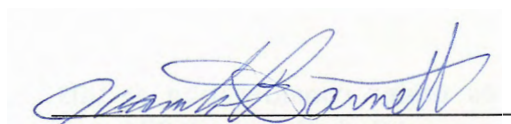
CLOSED SESSION ANNOUNCEMENT: Mayor Yarbrough announced that Council sat in Closed Session to receive an update on labor negotiations with direction given and no reportable actions taken.

ADJOURNMENT

7:27 p.m.: *The City Council adjourned to December 3, 2013.*


James Yarbrough, Mayor

ATTEST:


Juanita Barnett, City Clerk