

ANDERSON CITY COUNCIL MINUTES

**Regular Meeting
June 3, 2014**

REGULAR SESSION

The regular session was called to order at 6:01 p.m.

ROLL CALL

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

Councilmember absent: None.

Also present: Assistant City Manager/Finance Director Liz Cottrell, City Attorney Ann Siprelle, 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

Mr. Amarjit Singh, The Sikh Centre, gave the invocation.

PLEDGE OF ALLEGIANCE

Mayor Hopkins led the Pledge of Allegiance.

SCHEDULED CITIZEN REQUEST TO ADDRESS THE CITY COUNCIL

Doug Scheer, homeowner, addressed the Council regarding the downsides of putting in a duplex at the Silvergate Subdivision and requested Council consider rezoning the lots on Sapphire, Culpepper, and Shenandoah, from R-2 to R-1 stating the process to change the zoning on these lots was started in 2011 and not completed. He feels the rezoning process should be completed as per the recommendation of the City's Planning Commission.

PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

Tom Sanchez, a Silvergate resident, informed the Council that he was told by the developer the area was single family residential only and there would not be any multi-family housing built on any of the remaining lots. He further stated this is his first home and he takes pride in it and does not want to see the neighborhood's value go down by the addition of subsidized or multifamily housing. Mr. Sanchez requested Council consider rezoning the remaining lots to R-1 if possible.

Mark Rothacker, a Silvergate resident, stated he feels the neighborhood is a wonderful community, stated the residents there would like to keep it that way, and asked the Council to consider helping them by not allowing multi-family housing in the area.

Larry Richmond stated his mother was promised a single family neighborhood when she purchased her home, stated he feels duplexes or condos would deteriorate the neighborhood, and requested the lots be rezoned or turned into a park.

Tom Sanchez asked what benefit the City would receive from getting into subsidized housing. Development Services Director Kristen Maze explained there is no current reference to subsidized housing and stated the zoning was R-2 when Mr. Baker purchased the property.

City Attorney Ann Siprelle explained the general rule is that if a developer has started construction and spent significant funds to develop the property based on the current zoning, they have a vested interest and the zoning cannot be changed. If construction has not started Council could consider a zoning change but that would require going through the CEQA process and could be costly.

Mayor Hopkins explained that the Council could not take action on this matter at this time and suggested the residents contact Kristen Maze to coordinate a meeting with Jaxon Baker to discuss the matter and try to come up with an amicable solution.

Kim Chamberlain informed the Council the invitation they received for the Veterans of the Korean War Memorial did not have a time and the time of the event will be 12 Noon. She also addressed the Council regarding no parking zones posted along Emily Drive and requested the City Council consider removing the No Parking zone to allow parking along the street on Emily Drive. Council directed staff to look into the matter.

CONSENT AGENDA

By motion made, seconded (Yarbrough/Day), and carried by a 5-0 vote, the Council took the following actions:

Approved the minutes of the regular meeting of May 20, 2014.

Received and filed warrant 130461 to 130526 in the amount of \$135,856.99; warrant 130527 to 130592 in the amount of \$26,602.85; 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.

Adopted Resolution No. 14-26 ratifying the Anderson Fire Protection District's (AFPD) adoption of the 2013 Edition of the California Fire Code based on the 2012 International Fire Code with amendments per AFPD Ordinance No. 2014-1 and Findings of Fact per AFPD Resolution No. 2014-1.

Enacted Ordinance No. 787 (second reading) updating the Anderson Municipal Code, amending and adding provisions relating to a variety of health and safety violations and adding a process to permit and regulate special events, as introduced on May 20, 2014 (first reading).

Adopted Resolution No. 14-27 authorizing Shasta County to submit a regional California oil recycling block grant application.

Vote: Ayes: Councilmembers Yarbrough, Day, Baugh, Hunt, and Mayor Hopkins.

Noes: None.

Abstain: None.

Absent: None.

ITEMS REMOVED FROM THE CONSENT CALENDAR – None.

PUBLIC HEARINGS

ALL LEGAL NOTICES WERE GIVEN ACCORDING TO LAW.

PUBLIC HEARING – PROGRAM INCOME WAIVER APPLICATION

This was the time set aside to receive public input on applying for a Program Income Waiver to transfer \$101,000 from the Business Program Income revolving account to a General Fund account to be designated for Code Enforcement.

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

6:32 p.m.: The Public Hearing was opened. No comments were received.

By motion made, seconded (Baugh/Day), and carried by a 5-0 vote, the Council continued the Public Hearing to June 17, 2014.

Vote: Ayes: Councilmembers Baugh, Day, Hunt, Yarbrough, and Mayor Hopkins.
Noes: None.
Abstain: None.
Absent: None.

REGULAR AGENDA

CITY CLERK

RESOLUTION CALLING FOR A GENERAL MUNICIPAL ELECTION; RESOLUTION NO. 14-28

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

By motion made, seconded (Hunt/Baugh), and carried by a 5-0 vote, the Council adopted Resolution No. 14-28 calling for a General Election on November 4, 2014, for the purpose of electing two Council members to four-year terms and requesting approval from the Shasta County Board of Supervisors to consolidate the election with the statewide election.

Vote: Ayes: Councilmembers Hunt, Baugh, Day, Yarbrough, and Mayor Hopkins.
Noes: None.
Abstain: None.
Absent: None.

ASSISTANT CITY MANAGER/FINANCE DEPARTMENT

RESOLUTIONS OF INTENTION TO RENEW LANDSCAPE & LIGHTING DISTRICT 93-2, LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT NO. 2006-1 FOR THE VINEYARDS AT ANDERSON, SOUTH RIDGE TERRACE - UNIT 1 LANDSCAPING MAINTENANCE DISTRICT, AND SANITARY SEWER MAINTENANCE DISTRICT 01-09, SILVERGATE SUBDIVISION FOR THE FISCAL YEAR 2014-2015; RESOLUTION NO.'S 14-29, 14-30, 14-31 AND 14-32

Assistant City Manager/Finance Director Liz Cottrell gave a staff report and answered questions from the Council.

By motion made, seconded (Yarbrough/Day), and carried by a 5-0 vote, the Council took the following actions:

1. Adopted Resolution No. 14-29, of Intention to renew Landscape and Lighting District No. 93-2 assessments for 2014-2015 with no rate increase or change in assessment methodology.
2. Adopted Resolution No. 14-30, a Resolution of Intention to renew Landscape and Lighting Assessment District No. 2006-1 for the Vineyards at Anderson for 2014-2015.
3. Adopted Resolution No. 14-31, a Resolution of Intention to renew South Ridge Terrace Unit 1 Landscaping Maintenance District for 2014-2015.
4. Adopted Resolution No. 14-32, a Resolution of Intention to renew Sanitary Sewer Maintenance District 01-09, Silvergate Subdivision for 2014-2015.

Vote: Ayes: Councilmembers Yarbrough, Day, Baugh, Hunt, and Mayor Hopkins.
 Noes: None.
 Abstain: None.
 Absent: None.

AWARD OF BID FOR AUDIT SERVICES FOR CITY OF ANDERSON FOR YEARS ENDING 2014, 2015, AND 2016

Assistant City Manager/Finance Director Liz Cottrell gave a staff report and answered questions from the Council.

By motion made, seconded (Hunt/Yarbrough), and carried by a 5-0 vote, the Council awarded the contract for annual audit services to Matson and Isom, for \$ 49,500.00 for Fiscal Year 2013-2014, \$ 50,100.00 for fiscal year 2014-2015 and \$ 51,500.00 for fiscal year 2015-2016.

Vote: Ayes: Councilmembers Hunt, Yarbrough, Day, Baugh, and Mayor Hopkins.
 Noes: None.
 Abstain: None.
 Absent: None.

COUNCIL REPORTS/COMMENTS

Councilmembers used this time to report on meetings and activities they participated in and to announce upcoming events.

CLOSED SESSION

Public Comment on Closed Session Item(s): - None.

6:49 p.m.: *The City Council convened to Closed Session.*

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

(Pursuant to Govt. Code Section 54956.9(d)(2))

Significant exposure to litigation.

Potential Cases: One

7:00 p.m.: *The City Council reconvened to Open Session.*

CLOSED SESSION ANNOUNCEMENT: Mayor Hopkins announced Council sat in Close Session to consider one potential case of anticipated litigation with direction given and no reportable actions taken.

ADJOURNMENT

7:01 p.m.: *The City Council adjourned to June 17, 2014.*

Debe Hopkins, Mayor

ATTEST:

Juanita Barnett, City Clerk