



425 Webster Street
Colusa, CA 95932

Last Ordinance #472

Last Resolution #11-35
Last RDA Resolution # 11-15

CITY COUNCIL MEETING MINUTES

CITY COUNCIL CHAMBERS
Tuesday, January 3, 2012 – 7:00 p.m.

*The Council may take up any agenda item at any time, regardless of the order listed. Action may be taken only on items on this agenda. **Members of the public may comment on any item on the agenda at the time that it is taken up by the Council. Requests to speak on the item should be made to the Mayor at the time an item is discussed.** We ask that members of the public come forward to be recognized by the Mayor and keep their remarks brief. Absent permission from the Mayor, comments will be limited to three (3) minutes. Any written correspondence submitted to the City Clerk will be maintained in a permanent file in the City Clerk's Office.*

Mayor – Patrick Landreth
Mayor Pro Tem – Donna Critchfield
Council Member – Kay Hosmer
Council Member- Kirk Kelleher
Council Member – Tom Reische

CALL TO ORDER by Mayor Landreth at 7:05 pm.

ROLL CALL – All Council Members were present.

PLEDGE OF ALLEGIANCE & INVOCATION - Pledge led by Youth Advisor Baser.
Invocation led by City Clerk.

APPROVAL OF AGENDA Council Member Reische made a motion, seconded by Council Member Kelleher to approve the agenda. Motion passed 5-0.

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA: None.

PRESENTATION: The 35 year Service Award to Mike Ferraiuolo will rescheduled to the next meeting since Mr. Ferraiuolo was not present.

REPORT ON CLOSED SESSION – There was no Closed Session.

CONSENT CALENDAR: *All items listed on the Consent Calendar are considered by the Council to be routine in nature and will be enacted by one motion unless an audience member or Council member requests otherwise, in which case, the item will be removed for separate consideration.*

RECOMMENDED ACTION

- | | |
|---|------------------|
| 1. Draft Minutes of December 6, 2011 City Council Meeting | Approved |
| 2. City Treasurer's November Month Ending Report | Received & Filed |
| 3. Fire Department - Monthly Report | Received & Filed |
| 4. Police Department – Monthly Report | Received & Filed |
| 5. Public Works Department – Monthly Report | Received & Filed |
| 6. Planning Department – Monthly Report | Received & Filed |
| 7. City Engineer - Project Report | Received & Filed |

Council Member Critchfield made a motion, seconded by Council Member Hosmer to approve the Consent Calendar. Motion passed 5-0.

COUNCIL MEMBER AND STAFF REPORTS/COMMENTS

Council Member Hosmer provided updates on meetings and events she attended.
Council Member Critchfield stated the airport fence is up.
Council Member Kelleher had nothing to report.
Council Member Reische provided updates on meetings and events he attended.
Mayor Landreth welcomed Youth Advisor Baser to City Council.
Public Works Director Klever gave kudos to his crew on the water leak repair performed on December 26th. The brick work for the Memorial Park sign will be finished tomorrow.
Fire Chief Dunn received another FEMA Grant for \$29,000 for hose and washer distracter.
Acting Police Chief Stark reported no major incidents.

PUBLIC HEARING

10. Subject: Adoption of Resolution to lien properties for unpaid water and wastewater utility bills.

Recommendation: Staff recommends the following:

- Open the Public Hearing regarding property tax liens for outstanding water and wastewater bills.
- City Council to consider adopting Resolution 12-__ - A Resolution of the City Council of the City of Colusa placing unpaid water and wastewater bills as a lien on real property.

DISCUSSION: City Manager McClintock explained the importance of having a quarterly report. She referenced the six outstanding bills and said if payment was received prior to the finalization of the lien paperwork, the City wouldn't have to put a lien on the property. Otherwise, the City would receive reimbursement when the tax bills were paid.

PUBLIC HEARING OPENED at 7:10 pm and CLOSED at 7:10 pm with no public comments.

ACTION: Council Member Critchfield made a motion, seconded by Council Member Reische to adopt Resolution 12-01 - A Resolution of the City Council of the City of Colusa placing unpaid water and wastewater bills as a lien on real property. Motion passed 5-0.

COUNCIL CONSIDERATION

11. Subject: Consideration of “public convenience or necessity” in relation to an application for an alcohol beverage license.

Recommendation: Staff recommends the following:

- City Council to determine if issuance of the alcoholic beverage license by the California Department of Alcohol Beverage Control (ABC) would serve a “public convenience or necessity”.
- City Council to direct the Senior Planner to notify the ABC in writing as to the Council's determination.

DISCUSSION: Council Member Kelleher recused himself due to the Political Reform Act as he owns property 500 feet from the subject area.

Senior Planner Stice stated El Torro Market, 624 Fremont Street completed an application requesting a “Type 21” license. Stice stated ABC (Alcohol Beverage Control) requires the City to determine whether there was a public convenience or necessity because the number of existing alcohol beverage licenses exceeded the number typically allowed for the subject area. Stice confirmed Country Stop Market, located at 619 Fremont Street; across the street from the subject has a Type 21 license.

PUBLIC COMMENTS: Owner of El Toro Market, Mr. Mohamed commented that he has received customer requests to sell alcohol at his market. He explained the necessity to accommodate his customers in order to remain in business. He stated he owns other markets and plans to expand. He commented that El Toro Market plans to be in business a long time and will continue to give back to the community.

ACTION: With no other public comments, Council Member Reische made a motion, seconded by Council Member Hosmer to grant the “Type 21” license to El Toro Market as a “public convenience” and to have the Senior Planner prepare the necessary paperwork to submit to ABC. A motion was passed 3-1 with Council Member Critchfield voting no.

12. **Subject:** Consider a resolution of intent to purchase steam from CalMetha.

Recommendation: Staff recommends the following:

- City Council to consider adopting Resolution 12-__ - A Resolution of the City Council of the City of Colusa regarding intent to accept and purchase steam.

DISCUSSION: City Manager McClintock explained the Colusa Utility Company, created in 2010 was to preclude future utility companies from being formed. She explained how the resolution would provide flexibility to the City at a future date if it was interested at that time. It does not obligate the City to purchase steam in any way.

PUBLIC COMMENTS: Citizen and Chamber of Commerce President, Gary Teragawa inquired on the location of the plant. He was opposed of the resolution and asked Council to reconsider.

City Manager McClintock explained how the resolution is from a utilities perspective of purchasing steam and is non-competitive to PG&E. She confirmed the resolution would not commit the City to purchasing steam as it would merely be to enter into negotiations. McClintock explained in detail why this would a good move for the City.

ACTION: Council Member Hosmer made a motion, seconded by Council Member Critchfield to adopt Resolution 12-02 - A Resolution of the City Council of the City of Colusa regarding intent to accept and purchase steam. Motion passed 5-0.

13. **Subject:** Consideration of whether or not to have a City Council member participate in the review of the Downtown Development “Request for Proposal” (RFP) responses.

Recommendation: Staff recommends the following:

- Determine if the City Council would like to have a member participate in the RFP analysis. If yes, then select a member to be part of the committee.

DISCUSSION: City Manager McClintock stated the City was approved for Phase One of the CDBG Grant. She asked if a member from Council would like to serve on the committee. She explained the RFP analysis and the interview process. Once the process is complete, it would be brought back to Council in February.

ACTION: With no public comments, Council Member Critchfield volunteered to serve on the committee with the consensus of Council.

14. **Subject:** Consideration of whether to create an appreciation event for City Volunteers.

Recommendation: Staff recommends the following:

- City Council to provide staff direction on whether to create a volunteer appreciation event in the Fiscal Year 2012/2013 budget including guidelines on the type of event.

DISCUSSION: City Manager McClintock asked Council if they would be interested in having the City host an annual volunteer appreciation event to recognize the volunteers the City relies on to keep the City operational. McClintock and City Clerk Kittle seek Council’s ideas/suggestions on having an event. If approved, it would be included in the 2012/2013 Budget.

ACTION: With no public comments, all Council Members were in favor of having an annual Volunteer Event, and suggested having it in the Fall at the new Pavilion.

15. **Subject:** January 2012 – December 2012 City Council Committee Responsibilities.

Recommendation: Staff recommends the following:

- Select City Council Members for Committee Assignments.

DISCUSSION: Council Members reviewed the committee assignments and made some changes. Council Member Critchfield requested rotational attendance at the Board of Supervisor’s meeting, as originally setup. She agreed to make a rotational schedule.

ACTION: There was consensus of Council with the requested changes. City Clerk noted the changes and will provide an updated 2012 City Council Committee by the next meeting.

STATUS UPDATE ON COLUSA REDEVELOPMENT AGENCY

City Manager McClintock provided an update from the court ruling on Thursday. She and City Attorney Hicks have been actively looking for alternatives, assuming the RDA would be eliminated. The City will be refunded the money that was spent towards RDA, but not the opportunity costs. She explained the City will need to look at alternative ways to fund the City without having an RDA.

FUTURE AGENDA ITEMS City Manager McClintock asked if Council would like to add anything to the Future Agenda Items and explained the reason why it will be included in the Agendas. She explained the Future Agenda Items are reviewed at the weekly Staff Meetings. Council commented that they appreciate having the Future Agenda Items included and prepares them for upcoming items.

ADJOURNED at 8:15 pm.

PATRICK W. LANDRETH, MAYOR

ATTEST:

Shelly Kittle, City Clerk