

ANDERSON CITY COUNCIL MINUTES

**Regular Meeting
April 1, 2014**

REGULAR SESSION

The regular session was called to order at 6:00 p.m.

ROLL CALL

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

Councilmember absent: None

Also present: City Manager Jeff Kiser, City Attorney Ann Siprelle, Assistant City Manager/Finance Director Liz Cottrell, Police Chief Michael Johnson, Deputy Public Works Director David Durette, and City Clerk Juanita Barnett.

URGENCY ITEM BE ADDED TO THE CLOSED SESSION AGENDA

City Clerk Juanita Barnett requested Council consider placing an Urgency Item on the Closed Session agenda that came to the attention of the City Manager after the posting of the Agenda and needed to be addressed prior to the next regularly scheduled agenda.

By motion made, seconded (Baugh/Yarbrough), and carried by a 5-0 vote, the Council made the finding that the need to discuss existing litigation occurred after the posting of the agenda, that there exists an urgent need to act on the item at this time, and added the following item to the Closed Session agenda:

C.S.3 CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

[Pursuant to Gov't. Code Sec. 549569(d)(1)]

Name of case: City of Anderson v. Diana Johnson, et. al., Shasta County Superior Court Case No. 179175

INVOCATION

Pastor Richard Titus, The Living Promise Church, gave the invocation.

PLEDGE OF ALLEGIANCE

Councilmember Yarbrough led the Pledge of Allegiance.

PRESENTATION

A Certificate of Recognition was presented to Officer Nathan Ramirez in recognition of being named the Redding Exchange Club Police Officer of the Year for 2014.

Officer Ramirez thanked the Chief and Anderson Police Department staff for their support, the City Manager and the City Council for the opportunity to serve the Anderson Community, and his family for supporting him in his career.

PROCLAMATIONS

A proclamation for Child Abuse Prevention Awareness Month April 2014 was read by Councilmember Yarbrough and presented to Barbara Jackson, Anderson Partnership for Healthy Children by Mayor Hopkins.

Ms. Jackson presented Child Abuse Support packets to the Council, thanked them for their recognition and support, and gave a brief overview of Child Abuse Prevention activities planned for the month of April.

A proclamation for Dispatcher Appreciation Month was read by Vice-Mayor Baugh and presented to Sherry Bartolo, Supervising Public Safety Dispatcher, and Sergeant Bill Schueller, Interim Director, SHASCOM 9-1-1 by Mayor Hopkins.

Ms. Bartolo introduced Sergeant Schueller and thanked the Council for their support.

Sergeant Schueller expressed his appreciation for the dedication and professionalism of the SHASCOM Dispatchers and thanked the Council for their recognition and support of them.

A proclamation for the Enterprise and Anderson Lions Clubs Anderson Century Bike Ride was read by Councilmember Day and presented to Marc Romero of the Enterprise Lions Club and Glen Cunningham, President of the Anderson Lions Club, by Mayor Hopkins.

Mr. Romero introduced Mr. Cunningham, gave a brief overview of the purpose of the Lions Clubs, and thanked the Council for their support.

A proclamation for DMV/Donate Life California Month was read by Councilmember Hunt.

PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA – None.

CONSENT AGENDA

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

Approved the minutes of the regular meeting of March 18, 2014.

Received and filed warrant 129881 to 129939 in the amount of \$71,938.33; warrant 129940 to 130017 in the amount of \$146,933.50; 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.

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

ITEMS REMOVED FROM THE CONSENT CALENDAR – None.

PUBLIC HEARINGS – None.

REGULAR AGENDA

CITY MANAGER

**RESOLUTION SUPPORTING SAFE DIGGING AND PROMOTING CALL 811;
 RESOLUTION NO. 14-13**

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

Councilmember Hunt read the resolution.

By motion made, seconded (Day/Hunt), and carried by a 5-0 vote, the Council adopted Resolution No. 14-13 proclaiming April 2014 as Safe Digging Month and encouraging all excavators, homeowners, and professional contractors to call 811 in advance of all digging projects in order to promote better public safety.

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

AMEND THE ANDERSON MUNICIPAL CODE CONCERNING PLANNING COMMISSIONER ELIGIBILITY

City Manager Jeff Kiser gave a staff report, and together with City Clerk Juanita Barnett, answered questions from the Council.

By motion made, seconded (Yarbrough/Baugh), and carried by a 5-0 vote, the Council Introduced (first reading) Ordinance No. 786 revising Anderson Municipal Code Chapter 2.48, regarding the Planning Commission, and set for enactment (second reading) on April 15, 2014.

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

The City Clerk read the ordinance by title only.

ASSISTANT CITY MANAGER/FINANCE DEPARTMENT

RESOLUTIONS DIRECTING THE FILING OF THE ANNUAL REPORTS FOR ASSESSMENT DISTRICT NO. 1993-2, LANDSCAPE AND LIGHTING DISTRICT NO. 2006-1, SOUTH RIDGE TERRACE – UNIT 1 LANDSCAPING MAINTENANCE DISTRICT, AND SANITARY SEWER MAINTENANCE DISTRICT 1-09, SILVERGATE SUBDIVISION FOR THE 2014/2015 FISCAL YEAR

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

By motion made, seconded (Yarbrough/Baugh), and carried by a 5-0 vote, the Council adopted Resolution No. 14-14 directing PACE Civil Engineering to file the Annual Report for Assessment District No. 1993-2, with no rate increase or change in assessment methodology.

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

By motion made, seconded (Hunt/Yarbrough), and carried by a 5-0 vote, the Council adopted Resolution No. 14-15 directing David Taussig & Associates, Inc. to file the Annual Report for Landscape and Lighting Assessment District No. 2006-1 for the Vineyards at Anderson, with an authorized cost of living increase.

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

Jaxon Baker stated he has spoken with residents of the subdivision who have expressed they don't want a park but reiterated that he, and his son, would do whatever the Council decided.

By motion made, seconded (Yarbrough/Hunt), and carried by a 5-0 vote, the Council directed staff to work with members of the Council and poll the residents and property owners of the Homewood Subdivision affected by this decision to get their preference on whether we should keep the land and have the park built or sell it back to Jaxon Baker to split into buildable lots, and bring the matter back to the Council for a decision.

SUCCESSOR AGENCY – 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): *Anyone in the audience who wants to address the City Council on a subject which is listed under the Closed Session agenda is now invited to come to the podium. Please provide your name and the subject you wish to discuss. Please limit your remarks to 5 minutes or less.* – None.

7:31 p.m.: **The City Council convened to Closed Session.**

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

[Pursuant to Govt. Code Section 54956.9(d)(1)]
One case: USDC Case No. 11-CV-01653

PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Continued from 3/18/2014

(Pursuant to Gov't. Code Section 54957)
Title: City Manager (Regular quarterly evaluation)

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

[Pursuant to Gov't. Code Sec. 549569(d)(1)]
Name of case: City of Anderson v. Diana Johnson, et. al., Shasta County Superior Court Case No. 179175

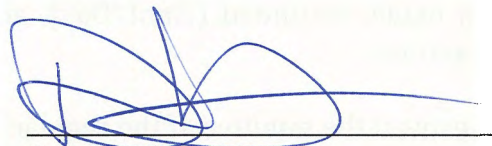
8:58p.m.: **The City Council reconvened to Open Session.**

CLOSED SESSION ANNOUNCEMENT

Mayor Hopkins announced the City Council sat in Closed Session to discuss existing litigation and to continue the City Manager's quarterly performance evaluation with no reportable action taken.


ADJOURNMENT

8:58 p.m.: **The City Council adjourned to April 15, 2014.**



Debe Hopkins, Mayor

ATTEST:



Juanita Barnett, City Clerk