

# DRAFT

## ANDERSON CITY COUNCIL MINUTES February 2, 2010

### REGULAR SESSION - 7:00 P.M.

The regular meeting of the City Council was called to order at 7:01 p.m.

#### ROLL CALL

Councilmembers present: Councilmember Yarbrough  
Councilmember Webster  
Vice-Mayor Hunt  
Mayor Cornick

Councilmembers absent: Councilmember Schaefer

Also present: City Manager Dana Shigley, City Attorney Michael Fitzpatrick, and City Clerk Juanita Barnett.

#### INVOCATION

Pastor Perry Peterson, Crossroads Bible Fellowship, gave the Invocation.

#### PLEDGE OF ALLEGIANCE

Councilmember James Yarbrough led the Pledge of Allegiance.

#### PROCLAMATION

Vice-Mayor Hunt read a proclamation proclaiming February 5, 2010, as "Wear Red Day for Women" and Mayor Cornick presented the proclamation to Shae Music representing the American Heart Association.

Ms. Music thanked the Council for supporting "Wear Red Day for Women" and announced the various activities planned to support this cause.

**PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA** - None.

#### COUNCIL REPORTS

Councilmembers used this time to report on community activities they participated in and to announce upcoming events. Mayor Cornick attended the League of California Cities Transportation, Communication & Public Works Policy Committee meeting in Sacramento on January 21, 2010. Vice-Mayor Hunt participated in two League of California Cities

meetings: the Divisional Meeting in Live Oak on January 15, 2010, and the Community Services Policy Committee Meeting in Sacramento on January 22, 2010. Mayor Connick, Vice-Mayor Hunt, and Councilmembers Webster and Yarbrough attended the City of Redding's State of the City Luncheon on February 1, 2010.

**CONSENT AGENDA**

By motion made, seconded (Webster/Yarbrough), and carried, the Council took the following action:

Approved the minutes of the regular meeting of January 19, 2010.

Received and filed warrant 114909 to 114993 in the amount of \$274,687.75; warrant 114994 to 115050 in the amount of \$108,891.98; an ACH in the amount of \$3,081.20; and a Wire Transfer in the amount of \$95.73.

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** – None.

**REGULAR AGENDA**

**CITY COUNCIL**

**RESOLUTION DECLARING ANDERSON A "HEALTHY EATING ACTIVE LIVING" CITY; RESOLUTION NO. 10-06**

Councilmember Keith Webster gave a report and answered questions from the rest of the Council.

By motion made, seconded (Hunt/Yarbrough), and carried, the Council adopted Resolution No. 10-06 declaring Anderson a "Healthy Eating Active Living" city.

**CITY ATTORNEY**

**MODIFY MOTEL TAX ORDINANCE TO ALLOW CITY TO PLACE LIENS ON MOTEL PROPERTY FOR DELINQUENCIES IN PAYING MOTEL TAXES TO THE CITY; ORDINANCE NO. 764**

City Attorney Mike Fitzpatrick gave a staff report and answered questions from the Council.

The City Clerk read the ordinance by title only.

By motion made, seconded (Yarbrough/Webster), and carried, the Council introduced Ordinance No. 764 (first reading) allowing liens to be placed on motels for delinquencies in paying motel taxes to the City, and placed the ordinance on the February 16, 2010, City Council agenda for enactment (second reading).

**PUBLIC WORKS DEPARTMENT**

**ANDERSON'S ANNUAL APRIL CLEAN-UP WEEK; RESOLUTION NO. 10-07**

Public Works Director Jeff Kiser gave a staff report and answered questions from Council.

By motion made, seconded (Hunt/Yarbrough), and carried, the Council adopted Resolution No. 10-07 declaring April 12<sup>th</sup> through April 17<sup>th</sup>, 2010, as April Clean-up Week.

**LOCAL GOVERNMENT WASTE TIRE AMNESTY EVENT GRANT APPLICATION, TCA6 CYCLE, FISCAL YEAR 2009/2010; RESOLUTION NO. 10-08**

Public Works Director Jeff Kiser gave a staff report and together with Planning Director John Stokes answered questions from Council.

By motion made, seconded (Hunt/Yarbrough), and carried, the Council adopted Resolution No. 10-08 authorizing Shasta County to submit a Local Government Waste Tire Amnesty Grant for the City of Anderson, Shasta County and the City of Shasta Lake.

**TEMPORARY CHANGES TO PARKING RESTRICTIONS IN THE VICINITY OF THE SHASTA DISTRICT FAIRGROUNDS DURING THE NOR-CAL BOAT, SPORT, AND RV SHOW; RESOLUTION NO. 10-09**

Public Works Director Jeff Kiser gave a staff report and answered questions from Council.

By motion made, seconded (Yarbrough/Hunt), and carried, the Council adopted Resolution No. 10-09 establishing a temporary "No Parking" zone along the south side of Briggs Street between West Center and Church Street, and along the south side of First Street between Church Street and Fairgrounds Drive, during the Nor-Cal Boat, Sport, and RV Show March 1<sup>st</sup> through March 8<sup>th</sup>, 2010.

**STAFF REPORTS**

Police Chief Dale Webb introduced Captain Robert Kirvin and Officer Garret Maxwell, who gave an update on the acquisition of tasers and shared a brief video demonstrating the effective use of tasers.

Parks and Recreation Director Ken Hartman gave a report on the presentation of an Award of Excellence received for supporting the 2009 Cystic Fibrosis "Great Rides for Great Strides" Picnic in the Park.

**CLOSED SESSION**

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

Councilmember Webster asked the City Attorney if a conflict of interest existed because Mr. Slettum had contacted him to discuss the matter of this claim when it was first discovered, and Mr. Fitzpatrick assured him that a conflict of interest did not exist.

**7:40 p.m.:** ***The City Council convened to Closed Session to discuss the following:***

**CONFERENCE WITH LEGAL COUNSEL – LIABILITY CLAIM**

(Pursuant to Govt. Code Section 54956.95)

Claim No. 2009097439

Claimants: Dan Slettum

Agency claimed against: City of Anderson

**7:49 p.m.:** ***The City Council reconvened to Open Session.***

**CLOSED SESSION ANNOUNCEMENT**

Mayor Cornick announced that Council sat in Closed Session to discuss a liability claim and direction was given to the City Attorney.

**ADJOURNMENT**

**7:49 p.m.:** ***The City Council adjourned to February 16 , 2010.***

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Norma Cornick, Mayor

ATTEST:

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Juanita Barnett, City Clerk