



CITY OF GALT

MINUTES

SPECIAL CITY COUNCIL MEETING
Council Chambers, 380 Civic Drive, Galt, California
Tuesday, August 19, 2014, 5:00 pm

The meeting was called to order at 5:00 pm by the mayor. Council Members present: Singleton, Payne, Campion, Crews and Powers.

Staff members present: City Manager Behrmann, City Clerk Haglund, City Attorney Rudolph and Human Resources Director Islas.

PUBLIC COMMENTS The clerk announced that under Government Code Section 54954.3, members of the audience could address the council on any agenda item before or during the council's consideration of the item. She advised the location of the speaker sheets, asked that speaker sheets be presented to the clerk prior to addressing council and advised that each person had a three minute time limit.

ADJOURN TO SPECIAL CLOSED EXECUTIVE SESSION:

1. **CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION:** Initiation of litigation pursuant to Government Code section 54956.9 - One potential case.
2. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to and under the authority of Government Code Section 54956.8.

PROPERTY: 213 - 215 4th Street, (APN 150-0211-012 and 015)

AGENCY NEGOTIATOR: Jason Behrmann, City Manager

NEGOTIATING PARTIES: David Miry, Steve Lebatschi

UNDER NEGOTIATION: Price and terms of sale

3. **CONFERENCE WITH LABOR NEGOTIATOR** pursuant to and under the authority of Government Code Section 54957.6.

AGENCY NEGOTIATOR:

Jason Behrmann, Steve Rudolph, Paula Islas

EMPLOYEE ORGANIZATION:

Galt Police Officers Association (GPOA)

Galt Public Service Unit (GPSU)

Galt Police Department Civilians Assoc. (GPDCA)

Unrepresented Employees

RECONVENE TO OPEN SESSION: The council reconvened to open session at 7:00 pm at which time the city attorney announced there was no action to report.

There being no further business to come before council, the meeting was adjourned by the mayor at 7:00 pm.

Respectfully submitted,

Elizabeth Haglund
City Clerk



CITY OF GALT

MINUTES

REGULAR CITY COUNCIL MEETING
Council Chambers, 380 Civic Drive, Galt, California
Tuesday, August 19, 2014, 7:00 pm

The meeting was called to order at 7:00 pm by the mayor. Council Members present: Singleton, Payne, Campion, Crews, Powers.

Staff members present: City Manager Behrmann, City Clerk Haglund, City Attorney Rudolph, City Treasurer Farrell, Public Works Director Winkler, Chief of Police Bowen, Finance Director Kiriu, Human Resources Administrator Islas, Community Development Director Stewart, and Parks & Recreation Director Solis.

OPENING CEREMONIES - Silent prayer was observed, the flag salute was recited and the video statement was read by the city clerk.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS -- Campion pulled E-4 and E-5.

PRESENTATION:

1. Police Department – Swearing In Presentation.

PUBLIC COMMENTS - The clerk announced that members of the audience could address the council on any matter which is not on the agenda but within the subject matter jurisdiction. She advised the location of the speaker sheets, asked that speaker sheets be presented to the clerk prior to addressing council and advised that each person would have a three minute time limit to speak.

Rene Moon was concerned about the sound wall at the Central Galt Overpass. She said it was an eyesore with trash as well as the noise from the cars on the off-ramp and exhaust smells and safety issues. She asked why there was only a partial sound wall and added that the cyclone fence was an eyesore and a safety issue. Deputy Public Works Director Owens responded and said there was a noise study before building the sound wall which was included in the environmental documents. She said the cyclone fence was a CalTrans requirement on Caltrans right-of-way and a requirement for the sound wall. She said the landscaping would be installed with shrubs and trees which would be between the cyclone fence and the off-ramp. She said the city was responsible for trash pick-up.

Jan Ellis discussed a carwash that kids had a permit for and the permit was pulled by the city three days before the event. She said she was disappointed. Behrmann said the city did not issue, or rescind any permits.

CONSENT CALENDAR - Consisting of Items 1 through 8, excluding items 4 and 5 which were pulled for discussion.

1. **SUBJECT:** Minutes of the special and regular meetings of August 4, 2014.
RECOMMENDED ACTION: Accept the minutes as submitted.

**GALT CITY COUNCIL MINUTES
REGULAR MEETING OF AUGUST 19, 2014
PAGE 2**

2. **SUBJECT:** City of Galt Warrants.
RECOMMENDED ACTION: Approve the warrants as submitted.
3. **SUBJECT:** Credit Card Processing Citywide.
RECOMMENDED ACTION: Adopt Resolution No. 2014-76 to: 1) Appropriate funds in the amount of \$910 for over the counter credit card processing equipment for Police Department and \$350 for transaction fees; 2) Waive convenience fees for over the counter, non-penalty related, transactions at the Police Department; and 3) Authorize the City Manager to enter into a contract with PayGOV.US to facilitate over the counter, online and telephone credit card payment capabilities for Community Development, Public Works, the Galt Market and Police Departments.
6. **SUBJECT:** Resolution of the City Council of the City of Galt designating filing positions and disclosure categories for Conflict of Interests
RECOMMENDED ACTION: Adopt Resolution No. 2014-77 designating filing position and disclosure categories for Conflict of Interests.
7. **SUBJECT:** Approve materials purchase for restoration of the Police Department roof.
RECOMMENDED ACTION: Adopt Resolution No. 2014-78 approving the purchase of materials needed for the restoration of the Police Department roof, CIP#53H in the amount of \$80,000, from The Garland Company, Inc.
8. **SUBJECT:** Approve the Transportation Development Act Claim for Fiscal Year 2013-2014.
RECOMMENDED ACTION: 1) Adopt Resolution No. 2014-79 to approve the Project and Expenditure Plan and claim for Transportation Development Act Funds for Fiscal Year (FY) 2013-2014; and 2) Authorize the Public Works Director to submit any necessary additional amended claim forms to the Sacramento Area Council of Governments (SACOG) for Local Transportation Funds and State Transit Assistance Funds for FY2012-2013 or 2013-2014.

ACTION: Upon a motion by Crews, seconded by Payne, the consent calendar was approved by a unanimous roll call vote.

CONSENT CALEDAR ITEM #4

4. **SUBJECT:** Adopt revised Galt Market Rules and Regulations and authorize the City Manager to revise and amend the Galt Market Rules and Regulations up to forty-five (45) days.
RECOMMENDED ACTION: Adopt Resolution No. 2014-80: 1) Revising the Galt Market Rules and Regulations; and 2) authorizing the City Manager to have authority to revise and amend the Galt Market Rules and Regulations that would only be in effect for up to forty-five (45) days.

Campion said he did not see that the City Manager had the ability to make new rules included in the rules themselves. Solis said it was only in the resolution. Campion thought it should be included in the rules and was concerned about temporary rules vs. permanent rules. There was a consensus to amend the resolution.

ACTION: Upon a motion by Campion, seconded by Crews, Resolution No. 2014-80 as amended was adopted by a unanimous roll call vote.

**GALT CITY COUNCIL MINUTES
REGULAR MEETING OF AUGUST 19, 2014
PAGE 3**

CONSENT CALEDAR ITEM #5

5. **SUBJECT:** Authorize award of On-Call Consultant Contracts for engineering services.
RECOMMENDED ACTION: Adopt Resolution No. 2014-81 authorizing the City Manager to execute multi-year On-Call Master Task Order Agreements with Bellecci & Associates, Caltrop, Carollo, Coastland, Interwest Consulting Group, Omni-Means Ltd., Psomas, URS and West Yost Associates.

Campion asked how the city recovered their own cost and Winkler said the current ordinance allowed for imposition of fees on developers to do special studies and the city could by collecting plan check fees as well as special fees.

ACTION: Upon a motion by Campion, seconded by Crews, Resolution No. 2014-81 was adopted by a unanimous roll call vote.

SCHEDULED MATTERS - PUBLIC HEARING:

1. **SUBJECT:** Public Hearing and consideration of Water Meter Installation Fees.
RECOMMENDED ACTION: 1) Conduct a public hearing on proposed Water Meter Installation Fees; and 2) Receive a report on the tabulation of written protests; and 3) In absence of a majority protest, adopt Resolution No. 2014-82 approving the Water Meter Installation Fee.

Senior Civil Engineer Trinh gave a staff report. The mayor opened the public hearing.

Lori Heuer asked about the fee structure and what would water cost the citizens. She was concerned about the interest rate being charged.

Charles Nelson was opposed to the water meter installation fees. He said the fee should have been on the ballot and the city had nine years to do it. He said there is another nine years to let the citizens of Galt decide.

George Williams opposed the fee, not the meters. He asked if there would be a separate bill for the water and asked how the water would be charged.

David Darchuk asked why there was no vote. He asked who owned the water company and asked how the funds would be distributed. He inquired about the tiered costs and thought people should pay for what they use.

Maureen Wharton asked why the citizens had to pay for the meters and said people could not afford the cost. She asked why it was not put to the people for a vote.

Gene Davenport said they city was charging for something they had already paid through their water bill. He said the meters were not mandatory until 2025. The mayor closed the public hearing. She asked for any last written protests from the audience. The mayor opened the public hearing.

Margaret Merrill opposed the water meter fees. She said the taxes in Galt were the highest in Sacramento County.

**GALT CITY COUNCIL MINUTES
REGULAR MEETING OF AUGUST 19, 2014
PAGE 4**

Connie Cozer opposed the water meter fees.

Lauren Janovich opposed the water meter fees and said she never received the flyer. Winkler explained who received the notices.

Christine Harris said she knew the water meters were coming but did not like the interest rate.

Tom Santiago opposed the water meter fee. He said some people had paid for their meters when they purchased their home and had 30 years to pay for it. He said the city was spreading the fee over three years. He was afraid the city would raise water rates.

Al Baldwin said water meters were being discussed years ago. He said the council was being accused of not being fair and he felt the council had put out effort in educating the public. He said the council has a hard decision and have tried to get the information to the community. He said this council had integrity.

Daniel Hansen opposed the interest rate. He said the council should not do this before the election because there might be a new council in November.

Lyle Lagge asked where the \$11 million dollars for the meters went and thought the installation of meters was an opportunity to overcharge the citizens. He said the conservation measures have saved 22% of water. He was concerned about the vineyards and whether they had to save water. He asked why Galt was responsible for the water tables. The mayor closed the public hearing.

Crews asked about additional fees to the rate payers like the boxes. Winkler said the proposed fees were to try to balance the costs. Certain homeowners already paid for their meters and should not pay again, so the costs were a recommended median. He said the meter and standard installation were included in the costs but not extras as in fitting, broken meters, etc.

Campion asked who was paying for the meter boxes and installation costs and Winkler said nonstandard costs would be paid by all rate payers. Behrmann said they were not proposing raising rates and Campion disagreed and said that was unknown. Behrmann said there was an existing fund balance. Campion asked why the city did not use those fees to pay for meters and Behrmann said there was not enough and rates would have to be raised for all the ratepayers.

Crews said he did not want to charge an administrative fee and interest. He then suggested a five-year payout for approximately \$5 per month. Winkler said they were paying interest on the loan. Campion said he agreed with Crews and was upset because a few years ago there was a phased implementation plan and that was changed to installation of the entire city. He told the citizens to pay attention when the tiered rates come back.

Payne said there have been consistent citizens coming to the meeting in support of installing the meters. She said the current system was hard because a large family and small family were all paying the same for water. She said the interest being paid was tax payer money, not the City's money.

Singleton said he was afraid the price of water meters would double if the council waited another

**GALT CITY COUNCIL MINUTES
REGULAR MEETING OF AUGUST 19, 2014
PAGE 5**

10 years. Powers said the City would be fined if the meters were not installed by the deadline. Winkler said if the majority protested, then fees could not be imposed. A policy decision could be to not install meters at this time although a contract was already awarded and money was borrowed which would have implications. Winkler added that the city could miss out on opportunities for state funding because they were tying grants and bond proceeds to help cities meet the new requirements for conservation. He said they were not proposing water rate changes and explained the process for water rates after meter installation.

Winkler said half the fees was for an administrative fee and interest. The mayor opened the public hearing.

Dave Darchuk asked if it was a municipal water company and asked why the profit could not pay for the meters. He was concerned about the money going into the general fund.

Lauren Janivich asked about maintenance. She wanted the boxes to be required to be on the meters.

Al Baldwin said his prior home meter box was paid for when he bought the house.

George Williams said he sold water and added that 1ccf unit of water equals one hundred cubic feet of water. He said he sold it for \$.40. He had a flat rate of \$70 per month. He said the council should consider the system.

Gene Davenport asked why a contract was signed already. Campion said it was already approved. He asked to put off the decision for a couple of weeks.

Tom Santiago asked about the system and Winkler said the city was moving to a Smart Meter System. Mr. Santiago asked about the cost recovery which should be spread throughout the city. The mayor closed the public hearing. A final tally of protests was recorded by Haglund as 88 valid protests received.

ACTION: Campion moved to approve the meters with no fees. The motion died for lack of a second.

ACTION: Upon a motion by Payne, seconded by Singleton, Resolution No. 2014-82 was adopted with Singleton, Payne and Powers in favor and Campion and Crews dissenting.

REGULAR CALENDAR:

CITY COUNCIL'S OFFICE:

1. **SUBJECT:** Galt Community Alliance Committee Report.
RECOMMENDED ACTION: Receive the report.

Payne gave a report.

CULTURE AND RECREATION DEPARTMENT:

**GALT CITY COUNCIL MINUTES
REGULAR MEETING OF AUGUST 19, 2014
PAGE 6**

2. **SUBJECT:** Harvey Park Housing Related Grant Project Priority List.
RECOMMENDED ACTION: Consider the Harvey Park Housing Related Project Priority List from two (2) members of the Parks & Recreation Commission, Galt Youth Baseball, and Parks & Recreation staff and provide direction.

Solis gave the staff report.

Powers was happy with the list, 1-10, 12, 13 and 14, and 16 the community garden. Payne gave a report on the community garden.

ACTION: Upon a motion by Campion, seconded by Singleton, approving items 1-10, 12-14 and 16 was approved by a unanimous roll call vote.

PUBLIC WORKS DEPARTMENT:

3. **SUBJECT:** Award of Contract for construction of the Vintage Oak Lift Station Improvements Project.
RECOMMENDED ACTION: Adopt Resolution No. 2014-83 to authorize: 1) The City Manager to execute an agreement with TNT Industrial Contractors, Inc. for construction of the Vintage Oak Lift Station Improvements Project (CIP #58K), in the amount of \$260,111; and 2) A supplemental contingency amount of \$38,889 to address unanticipated construction issues; and 3) The City Manager to execute contract change orders within the approved contingency amount; and 4) The Public Works Director to file a Notice of Completion upon satisfactory completion of the improvements.

Winkler gave a staff report.

ACTION: Upon a motion by Campion, seconded by Singleton, Resolution No. 2014-83 was adopted by a unanimous roll call vote.

4. **SUBJECT:** Approval of Memorandum of Understanding with the Sacramento Area Council of Governments for Community Design Grant Funding for the Second Street Infill Project.
RECOMMENDED ACTION: Adopt Resolution No. 2014-84 authorizing the City Manager to execute a Memorandum of Understanding (MOU) with the Sacramento Area Council of Governments (SACOG) for the Community Design grant funding for the Second Street Infill Project.

Owens gave staff report.

ACTION: Upon a motion by Campion, seconded by Singleton, Resolution No. 2014-84 was adopted by a unanimous roll call vote.

COMMUNICATIONS: None.

CITY CLERK'S REPORT: Haglund gave a list of upcoming events.

COMMENTS BY STAFF: The Mayor welcomed the finance director back to work. Bowen

**GALT CITY COUNCIL MINUTES
REGULAR MEETING OF AUGUST 19, 2014
PAGE 7**

congratulated Officer Greener upon his graduation and said the Police Activities League (PAL) took 28 kids to the Rivercats game.

COMMENTS BY CITY COUNCIL MEMBERS/FUTURE AGENDA ITEMS:

VICE MAYOR SINGLETON: Said that there was a water shortage so asked everyone to check their sprinklers to make sure they were all working well.

COUNCIL MEMBER PAYNE: Brought copies of the merchant folder from Shop Local for all the businesses and added that the Shop Local Committee would be delivering them to all the local businesses.

COUNCIL MEMBER CAMPION: Had nothing.

COUNCIL MEMBER CREWS: Had nothing.

MAYOR POWERS: Said she attended the graduation ceremony for Officer Greener and was impressed.

Charles Nelson said the comments about the contracts were rude and felt it was unprofessional and disparaging.

There being no further business to come before council, the meeting was adjourned by the mayor at 9:48 pm.

Respectfully submitted,

Elizabeth Haglund
City Clerk