



CITY OF GALT

MINUTES

REGULAR CITY COUNCIL MEETING Council Chambers, 380 Civic Drive, Galt, California Tuesday, May 5, 2015, 5:45 pm

The mayor called the meeting to order at 5:45 pm. Council Members present: Payne, Heuer, Campion, Powers and Crews.

Staff members present: City Manager Behrmann, City Clerk Settles, and City Attorney Rudolph.

ADJOURN TO CLOSED SESSION:

1. CONFERENCE WITH LABOR NEGOTIATORS pursuant to Government Code section 54957.6

Agency Representative: Jason Behrmann, City Manager
Unrepresented employees: Police Chief, Police Lieutenants

2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code section 54957

Title: City Attorney

RECONVENE TO OPEN SESSION: The council reconvened to open session at 7:03 pm at which time the city attorney announced there was no action to report.

The mayor called the meeting to order at 7:03 pm. Council Members present: Payne, Heuer, Campion, Powers and Crews.

Staff members present: City Manager Behrmann, City Clerk Settles, City Attorney Rudolph, Community Development Director Stewart, Human Resources Administrator Islas, Interim Police Chief Drummond, and Public Works Director Winkler. Absent: Finance Director Kiriou, Parks & Recreation Director Solis.

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

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS – Payne moved Items I5, I7 and I8 for discussion. Heuer moved Item I6 for discussion. Campion moved Item K7 after Presentations. Powers moved Item M1 before Presentations. Rudolph moved Item K1 before Presentations.

CITY CLERK'S REPORT:

1. **SUBJECT:** Measure R Independent Citizens' Oversight Committee Appointment.
RECOMMENDED ACTION: Review the applications and consider the applicants for the appointment to the vacant position on the Measure R Independent Citizens' Oversight Committee.

Settles gave the staff report.

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Motion made by Campion, seconded by Heuer, to appoint Klassen.

ACTION: Upon a motion by Payne, seconded by Crews, appointing Hodge to the vacant position failed by a roll call vote with Heuer, Campion and Powers dissenting.

ACTION: Upon a motion by Campion, seconded by Heuer, appointing Klassen to the vacant position was approved by a roll call vote with Payne and Crews dissenting.

CITY ATTORNEY'S OFFICE:

1. **SUBJECT:** City Firing Range Insurance Coverage.
RECOMMENDED ACTION: No action necessary. Unless the City Council provides alternate direction, the City will limit use of the firing range to City of Galt sworn police officers and other public agencies satisfying the four conditions set forth in the staff report.

Rudolph gave the staff report. He introduced David Clovis, General Manager, California Joint Powers Risk Management Authority. Clovis gave a brief history of the insurance coverage on law enforcement firing ranges.

No action taken.

PRESENTATIONS:

1. New Employee Introductions – None.
2. Water Conservation Report – Winkler gave the presentation.

Campion asked for a copy of the State Water Resources Control Board new regulations and Winkler said he would email the regulations to City Council tomorrow. Campion and Heuer did not support tiered rates. Heuer suggested a study session and favored educating the community. Payne wanted more information before giving direction. Crews asked for a cost estimate on a preliminary report to establish a purple piping system to use reclaimed water. Heuer wanted more public outreach and education before starting enforcement. Powers said she wanted a study session.

ACTION: Upon a motion by Heuer, seconded by Campion, declaring a Stage 3 - Water Warning, hiring two temporary water conservation technicians, commencing enhanced public education and outreach, initiating a study to restructure metered water rates and pursuing availability of grant funding for water conservation projects was approved by a unanimous roll call vote.

Crews asked to bring back a cost estimate for a preliminary report for a reclaimed water project. There was a consensus by council a study session was not needed. Behrmann said he would keep council informed of any rebates or grant programs offered by the State and bring back to council for consideration. Heuer wanted the enforcement issue brought back later.

PUBLIC WORKS DEPARTMENT:

7. **SUBJECT:** Water Meter Billing Transition Plan.

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RECOMMENDED ACTION: 1) Receive a presentation on the transition plan for moving newly metered water customers from flat rates to metered rates and provide staff with direction regarding any desired modifications to the transition plan; and 2) Authorize a part-time Accounting Assistant I position within the Finance Department to address increased workload due to the water meter program.

Winkler gave the staff report.

Campion asked for a copy of the current residential customer metered billing report from the Finance Department and Behrmann said he would provide copies to City Council.

Tim Newharth asked how the water rates were calculated and wanted the community educated on water conservation.

Rick Walters wanted his metered rate started now.

Dan Jimenez asked council to take their time when setting the new metered rate.

Campion asked that the current metered billing report was factored into the analysis for the new rate structure and he suggested four mock billing cycles before going live.

ACTION: Upon a motion by Powers, seconded by Payne, authorizing a part-time Accounting Assistant I position within the Finance Department to address increased workload due to the water meter program was approved by a unanimous roll call vote.

Campion motioned to proceed with the planned implementation plan, modifying the mock billing cycles to four, using the current metered billing report in the rate study, and bringing back early implementation options. He withdrew his motion.

Campion motioned, Payne seconded, to proceed with the planned implementation plan, modifying the mock billing cycles to four, using the current metered billing report in the rate study, and bringing back early implementation options using the existing metered data. Campion withdrew his motion.

ACTION: Upon a motion by Campion, seconded by Payne, proceeding with the planned implementation plan modified with four mock billing cycles and using the current metered billing report in the rate study was approved by a roll call vote with Heuer dissenting.

Campion motioned to bring back early implementation options using existing metered data. The motion died for lack of a second.

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 five minute time limit to speak.

Rudy Norton said he had two homes on his property and asked for two installed meters. Winkler said he would contact him.

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CONSENT CALENDAR:

5. **SUBJECT:** Approval of a supplemental appropriation for construction of the Railroad Quiet Zone Project.

RECOMMENDED ACTION: Adopt Resolution No. 2015-28 to: 1) Authorize a supplemental appropriation in the of \$30,950 from the Fund 29 (Measure A) fund balance for the Railroad Quiet Zone Project (CIP #50J); and 2) Authorize the transfer of \$3,050 from the Marengo Road Pedestrian Path Project (CIP #53L) to the Quiet Zone Project (CIP #50J); and 3) Authorize a supplemental contingency amount of \$34,000, for a total authorized contingency of \$46,373; and 4) Authorize the Public Works Director and City Manager to execute contract change orders within the revised contingency amount.

Payne asked if the Marengo Road Pedestrian Path Project was being delayed and Owens said they were waiting for a right-of-way. Behrmann said the money was for a study not for the construction of the path.

ACTION: Upon a motion by Payne, seconded by Campion, Resolution No. 2015-28 was adopted by a unanimous roll call vote.

6. **SUBJECT:** Galt Community of Character Coalition request for co-sponsorship of the Galt Heritage Festival.

RECOMMENDED ACTION: 1) Co-sponsor the Galt Community of Character Coalition's Heritage Festival Event that will be held on August 29, 2015 at Harvey Memorial Park; 2) Approve the potential costs listed in the staff report associated with the event; and 3) Authorize the City Manager to approve a similar request for this event in subsequent years.

Heuer asked how many events the City co-sponsored and spent taxpayer money. Behrmann said the City provided in-kind services for the Eggstravaganza, Strawberry Festival, and a few other Shop Local Events. Heuer asked for a report back to Council on the City co-sponsored events. She said that once the event became self-sustaining the City should look at removing the in-kind services.

Sue Roberts said the Heritage Festival was not a money making event and beneficial to the City.

Bonnie Rodriguez gave the background on the festival.

ACTION: Upon a motion by Heuer, seconded by Powers, 1) Co-sponsoring the Galt Community of Character Coalition's Heritage Festival Event that would be held on August 29, 2015 at Harvey Memorial Park; 2) Approving the potential costs listed in the staff report associated with the event; and 3) Authorizing the City Manager to approve a similar request for this event in subsequent years was approved by a unanimous roll call vote.

7. **SUBJECT:** Approve the recommended changes to compensation for positions of police chief and police lieutenant.

RECOMMENDED ACTION: Adopt a resolution approving the following recommended changes for the positions of police chief and police lieutenant consistent with the increases in the recently approved Memorandum of Understanding (MOU) with the Galt Police Officers Association (GPOA):

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1) Revised management and mid-management salary schedules reflecting a 6% increase in salary including a one-time retroactive payment effective July 1, 2014, to incumbents in the positions, 2) change to longevity pay, and 3) cost of living adjustments effective July 1, 2015, and 2016.

Payne said she did not support the increase. Heuer and Powers supported the increase.

ACTION: Upon a motion by Heuer, seconded by Powers, adopting a resolution: 1) Revising management and mid-management salary schedules reflecting a 6% increase in salary including a one-time retroactive payment effective July 1, 2014, to incumbents in the positions, 2) changing longevity pay, and 3) providing for cost of living adjustments effective July 1, 2015, and 2016 failed by a roll call vote with Payne, Campion, and Crews dissenting.

ACTION: Upon a motion by Campion, seconded by Payne, adopting Resolution No. 2015-29 1) revising management and mid-management salary schedules reflecting a 2% increase in salary including a one-time retroactive payment effective July 1, 2014, to incumbents in the positions, 2) changing longevity pay, and 3) providing for cost of living adjustments effective July 1, 2015, and 2016 was approved by a roll call vote with Heuer dissenting.

8. **SUBJECT:** Approval of the City of Galt's Personnel Manual as amended.
RECOMMENDED ACTION: Adopt a resolution approving the City of Galt's Personnel Manual, as amended.

Powers asked to have the item continued to the next regular meeting.

ACTION: Upon a motion by Powers, seconded by Heuer, continuing the approval of the City of Galt's Personnel Manual, as amended, was approved by a unanimous roll call vote.

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

1. **SUBJECT:** Minutes of the regular meeting of April 7, 2015.
RECOMMENDED ACTION: Accept the minutes as submitted.
2. **SUBJECT:** City of Galt Warrants.
RECOMMENDED ACTION: Approve the warrants as submitted.
3. **SUBJECT:** Treasurer's Report for period ending February 2015.
RECOMMENDED ACTION: Accept the Treasurer's Report as submitted.
4. **SUBJECT:** Capital Improvement Program Status Update – January 1, 2015 to March 31, 2015.
RECOMMENDED ACTION: Receive the third quarter Capital Improvement Program Status Update.

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

SCHEDULED MATTERS - PUBLIC HEARING:

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1. **SUBJECT:** Continued public hearing on Development Code Update, Zoning Map Amendment and Landscape Design Guidelines.
RECOMMENDED ACTION:) Conduct continued public hearing to receive testimony; and 2) Introduce an ordinance adopting the Galt Development Code by repealing and replacing Title 18, repealing Title 17 and repealing Chapters 12.20 and 12.28 of the Galt Municipal Code; and adopting related amendments to the City of Galt Zoning Map and repealing the Downtown Revitalization and Historic Preservation District Specific Plan; and 3) Adopt a resolution repealing the Galt Landscape Manual and adopting the Galt Landscape Design Guidelines, and approving the Negative Declaration prepared for the project.

Campion asked to continue the item to the June 2, 2015.

Mike Guttridge was concerned with the adoption of the Galt Landscape Design Guidelines and his current projects.

ACTION: Upon a motion by Heuer, seconded by Powers, continuing the item to the June 2, 2015 city council meeting was approved by a roll call vote with Payne dissenting.

REGULAR CALENDAR:

CITY MANAGER'S OFFICE:

2. **SUBJECT:** Letter of support for Delta College North County Education Center on Liberty Road Property.
RECOMMENDED ACTION: Approve the letter of support attached to the staff report from the City of Galt to Delta College regarding the North County Education Center at the Liberty Road site.

Behrmann gave the staff report.

ACTION: Upon a motion by Powers, seconded by Campion, approving the letter of support attached to the staff report from the City of Galt to Delta College regarding the North County Education Center at the Liberty Road site was approved by a unanimous roll call vote.

3. **SUBJECT:** Wilton Rancheria Memorandum of Understanding (MOU) regarding the negotiating process and letter of intent.
RECOMMENDED ACTION: Adopt Resolution No. 2015-30 authorizing the execution of the MOU regarding the negotiation process with the Wilton Rancheria and authorizing the execution of a letter of intent.

Behrmann gave the staff report.

ACTION: Upon a motion by Payne, seconded by Heuer, adopting Resolution No. 2015-30 was approved by a unanimous roll call vote.

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4. **SUBJECT:** Gun Range Facility Use Agreement with California Department of Corrections and Rehabilitation.

RECOMMENDED ACTION: 1) Adopt Resolution No. 2015-31 approving the Gun Range Facility Use Agreement with the California Department of Corrections and Rehabilitation (CDCR) for its use of the City owned range in the amount of \$300,000 annually. 2) Approve a budget change increasing the fiscal year 2015-2016 gun range lease revenue by \$230,000.

Behrmann gave the staff report. He said CDCR had not signed off on the agreement and if there were substantive changes, he would bring back to City Council.

ACTION: Upon a motion by Payne, seconded by Heuer, adopting Resolution No. 2015-31 was approved by a unanimous roll call vote.

POLICE DEPARTMENT:

5. **SUBJECT:** Award of contract for False Alarm Management Services.

RECOMMENDED ACTION: Adopt Resolution No. 2015-32 authorizing the City Manager to execute a contract for false alarm management services with PMAM Corporation.

Vicuzzi gave the staff report.

ACTION: Upon a motion by Campion, seconded by Powers, Resolution No. 2015-32 was approved by a unanimous roll call vote.

PUBLIC WORKS DEPARTMENT:

6. **SUBJECT:** Approval of Environmental Documents and Award of Contracts for the Galt Firing Range – Phase I Project.

RECOMMENDED ACTION: Adopt Resolution No. 2015-33 approving the Initial Study/Mitigated Negative Declaration (SCH# 2014062071) for the City of Galt Firing Range Project and approve a Mitigation and Monitoring Reporting Program. Adopt Resolution No. 2015-34 to: 1) Authorize the City Manager to execute a contract with Psomas, in the amount of \$81,440 for construction management services, construction staking and material testing and contingency amount of \$8,100 to address any needed contract amendments; and 2) Authorize the City Manager to execute a contract with Robert Burns Construction, Inc. for the construction of the City of Galt Firing Range, Phase I Project (CIP #58E) in the amount of \$892,097, and a 10% project contingency of \$89,210; and 3) Authorize the City Manager and Finance Director to initiate and record appropriate accounting entries necessary to reflect a short-term internal loan and fund transfers in the amount of up to \$940,000, to be repaid with interest using future firing range use fees and Local Agency Investment Fund (LAIF) interest rate; and 4) Authorize the Public Works Director to accept the improvements and issue the Notice of Completion upon satisfactory completion of the work.

Gwen Owens, Deputy Public Works Director, gave the staff report.

ACTION: Upon a motion by Heuer, seconded by Payne, adopting Resolution No. 2015-33 and Resolution No. 2015-34 was approved by a unanimous roll call vote.

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COMMUNICATIONS: None.

COMMENTS BY STAFF: None.

COMMENTS BY CITY COUNCIL MEMBERS/FUTURE AGENDA ITEMS:

VICE MAYOR PAYNE: said the Valley Oak Senior Apartments would no longer provide affordable housing for seniors and asked staff to address the issue of additional senior housing. She said the Galt Community Garden workday was on Friday, May 8, 2015 starting at 8:00 am.

COUNCIL MEMBER HEUER: asked for a report to City Council on events the City co-sponsored and gave in kind support. Behrmann said he would prepare a pass through memo with the events and the amount the City sponsored.

COUNCIL MEMBER CAMPION: None.

COUNCIL MEMBER POWERS: None.

MAYOR CREWS: None.

There being no further business to come before council, the mayor adjourned the meeting 11:08 pm.

Respectfully submitted,

Donna Settles
City Clerk