



## CITY OF GALT

### MINUTES

**SPECIAL CITY COUNCIL MEETING**  
**Council Chambers, 380 Civic Drive, Galt, California**  
**Tuesday, February 2, 2010, 6:15 p.m.**

The meeting was called to order at 6:15 p.m. by the vice mayor. Council Members present: Payne, Clare, Haines, Meredith. Absent: Shelton.

Staff members present: City Manager Behrmann, Deputy City Clerk Cory, City Attorney Rudolph, Director of Public Works Halladay, Human Resources Administrator Islas and Community Development Director Campion.

**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 five minute time limit.

**ADJOURN TO SPECIAL CLOSED EXECUTIVE SESSION:**

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

**AGENCY NEGOTIATOR:** Eddie Kreisberg  
**EMPLOYEE ORGANIZATION:** Galt Police Officers Association (GPOA)  
Galt Public Service Unit (GPSU)

2. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to and under the authority of Government Code Section 54956.8

**PROPERTY:** 150-0082-018, 150-0082-023, 150-0361-002 and 150-0133-003  
**NEGOTIATING PARTIES:** Gregg Halladay, Director of Public Works and M & Z Valley Associates  
**UNDER NEGOTIATION:** Instructions to negotiator regarding price and terms.

3. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** pursuant to and under the authority of Government Code Section 54957

City Manager

**RECONVENE TO OPEN SESSION:** The council reconvened to open session at 7:00 p.m. 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 vice mayor at 7:00 p.m.

Respectfully submitted,

Sue Cory  
Deputy City Clerk



## CITY OF GALT

### MINUTES

**REGULAR CITY COUNCIL MEETING**  
**Council Chambers, 380 Civic Drive, Galt, California**  
**Tuesday, February 2, 2010, 7:00 pm**

The meeting was called to order at 7:00 p.m. by the vice mayor. Council Members present: Payne, Clare, Haines, Meredith. Absent: Shelton.

Staff members present: City Manager Behrmann, Deputy City Clerk Cory, Community Development Director Campion, Public Works Director Halladay, City Attorney Rudolph, City Treasurer Farrell, Chief of Police Cattolico, Finance Director Kiri, Human Resources Administrator Islas, and Parks and Recreation Director Jeffries.

Absent: City Clerk Aguire

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

**AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS** - None

#### **PRESENTATIONS:**

**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.

Ann Ullrich, Chamber of Commerce, discussed events held by the Chamber with support from the City in support of "Shop Local". She said they were planning a special event for Easter in late March which would require the closure of streets and asked for guidance to make the arrangement for this. Behrmann indicated she should contact Parks and Recreation Director Jeffries and that street closures came before council for approval.

**CONSENT CALENDAR** - Consisting of Items 1 through 3.

1. **SUBJECT:** Minutes of special and regular council meetings of January 19, 2010.  
**RECOMMENDATION:** That the city council accept the minutes as submitted.
2. **SUBJECT:** City of Galt Warrants.  
**RECOMMENDATION:** That the city council approve the warrants as submitted.
3. **SUBJECT:** Authorizing Sacramento County to act as fiscal agent for SEP funds: CaliforniaFirst Program.  
**RECOMMENDATION:** That the city council adopt Resolution No. 2010-05 authorizing the collaborative lead agency bidder, Sacramento County, to apply for and receive State Energy Program (SEP) funding from the California Energy Commission on behalf of the City of Galt for the

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CaliforniaFirst Property Assessed Clean Energy Program Collaborative Grant Proposal.

**ACTION:** Upon a motion by Haines, seconded by Meredith, the consent calendar was approved by a unanimous vote of council members present. Absent: Shelton.

**SCHEDULED MATTERS - PUBLIC HEARING**

**REGULAR CALENDAR**

**TREASURER'S OFFICE**

1. **SUBJECT:** Treasurer's Report for period ending December, 2009.  
**RECOMMENDED ACTION:** That the city council accept the treasurer's report as submitted.

Farrell gave a staff report.

**ACTION:** Upon a motion by Clare, seconded by Meredith, the treasurer's report was accepted by a unanimous vote of council members present. Absent: Shelton.

**CITY MANAGER'S OFFICE**

2. **SUBJECT:** Capital Improvement Program Project Update – January, 2010.  
**RECOMMENDED ACTION:** That the city council receive the report.

Behrmann gave a staff report.

**FINANCE DEPARTMENT**

3. **SUBJECT:** Fiscal Year 2009-2010 Mid-Year Budget Update.  
**RECOMMENDED ACTION:** That the city council receive and file Fiscal Year 2009-2010 Mid-Year Budget Update.

Behrmann gave a staff report and indicated there was a reduction of \$390,000 in General Fund revenue, but the Culture and Recreation Fund revenue was above estimates. He also reviewed the steps that had been taken to reduce expenditures.

Clare stated these were very difficult economic times and accurate estimates were difficult for staff and that staff had done very well in the circumstances. Haines expressed his concerns and felt the staff had done a great job. Meredith said he appreciated the periodic updates and staff must be very conservative in estimates in the future.

Payne asked about a delay in the gas tax revenue and Kiriu said it was a deferred payment which would be received in April. Payne said she appreciated staff's work though understaffed. Meredith said there would be more cuts in the future and the reserve was being depleted to balance the budget.

**PUBLIC WORKS DEPARTMENT**

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4. **SUBJECT:** Roundstone Park, Monterey Park and Monterey Bay Well and Pipeline contract with Odyssey Landscape Company, Inc. – termination for cause.

**RECOMMENDED ACTION:** That the city council adopt a resolution authorizing the city manager to terminate, for cause, the contract with Odyssey Landscape Company, Inc., due to Odyssey's failure to perform under the terms of the contract.

Halladay amended the recommendation and asked that the item be carried forward to the March 2<sup>nd</sup> council meeting. He said Odyssey had completed the necessary work and delivered the required documents to the City that afternoon and time was needed to review those documents to see if they met requirements of the contract. He also commented on the receipt of three stop notices from employees of Odyssey that had not been paid.

Clare ask if Odyssey offered any reason for the delays. Halladay indicated that they had not. Rudolph suggested that council ask for comments from the public and the contractor at that time. There were no comments made. Clare asked if a representative of Odyssey was present and was told no.

**ACTION:** Meredith moved to terminate the contract.

Rudolph said if the company had not completed the physical work and provided the necessary documents it would be grounds for termination of the contract. He said until the documents were reviewed and determined to be acceptable or not, the City would not have a clear record as to any deficiency to justify termination of the contact and did not recommend termination based on the stop notices. Meredith felt the record of the company's action justified termination. Rudolph suggested that the City was in a better position with the contract in place.

**ACTION:** Meredith's motion died for lack of a second.

**ACTION:** Upon a motion by Clare, seconded by Haines, carrying the item forward to the March 2, 2010 council meeting was approved with Meredith dissenting and Shelton absent.

5. **SUBJECT:** Utility services rates.

**RECOMMENDED ACTION:** That the city council accept and file the report with no utility rate adjustments.

Halladay gave staff report.

Meredith recommended reducing the rates. Haines agreed. Payne asked for comments from the public and there were none. Clare asked what staff time or expense would occur with implementing change. Kiriou said only a change in the software.

Jack Fiori, California Waste Recovery System, said there would be no problem in processing the reduction.

**ACTION:** Upon a motion by Meredith, seconded by Haines, preparation of a resolution for the

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March 2, 2010 meeting incorporating all rate decreases was approved by a unanimous vote of council members present. Absent: Shelton.

6. **SUBJECT:** Central Galt Interchange Improvement Project: award of contracts for engineering construction support services and construction management services.  
**RECOMMENDED ACTION:** That the city council: 1) adopt Resolution No. 2010-06 authorizing the city manager to execute contracts for the Central Galt Interchange Improvement Project as follows: a) with Omni-Means Engineers, LLP, in the amount of \$284,884, for engineering construction support services, and b) with Parsons Brinckerhoff, aka PB Americans, Inc., in the amount of \$2,857,382, for construction management services; 2) authorize the increase of estimated Measure A revenues in the amount of \$4,262,000 for FY 2009/10; and 3) appropriate \$4,262,000 to the Central Galt Interchange Project (CIP #56I) from Measure A (Fund 029).

Halladay gave staff report.

**ACTION:** Upon a motion by Clare, seconded by Haines, Resolution No. 2010-06 was approved by a unanimous vote of council members present. Absent: Shelton.

**COMMUNICATIONS** Clare commented on the Federal funding approved for high speed rail in California and the execution of the memorandum of understanding between SACOG and the San Joaquin Rail Commission Central Valley group regarding commuter rail service. Meredith congratulated Tim Raboy on the birth of his sixth child, a daughter. Meredith also reported that he had received an e-mail regarding a rally being held at the State Capitol on the following Friday in opposition to the Westborough Baptist Church protests held at funerals of servicemen that died in the line of duty.

**ADJOURN AND RECONVENE TO THE GALT CITY COUNCIL.**

**CITY CLERK'S REPORT** Cory gave a list of upcoming meetings.

**COMMENTS BY STAFF** None

**COMMENTS BY CITY COUNCIL MEMBERS/FUTURE AGENDA ITEMS**

**VICE MAYOR PAYNE** said the Winter Bird Festival was a success and thanked those that worked on it. She said that SACOG would be holding a meeting in Galt on February 25, 2010 on unmet transit needs. Payne said she had toured the new juvenile facility in Sacramento and the Department of Agriculture had held a job forum. She also attended the Sacramento Commission on Adult and Aging meeting in Sacramento.

**COUNCIL MEMBER CLARE** commented on the \$1.5 billion federal transportation funding. He asked Behrmann to comment on the meeting with Lungren's staff. Behrmann said it had gone well and they had mentioned the Central Galt Interchange Project, the Highway 99/Twin Cities Road Interim Improvement Project and the new firearms range project for possible funding.

**COUNCIL MEMBER HAINES:** None

**COUNCIL MEMBER MEREDITH:** None

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**MAYOR SHELTON:** Absent.

There being no further business to come before council, the meeting was adjourned by the vice mayor at 8:25 p.m.

Respectfully submitted,

Sue Cory  
Deputy City Clerk