



CITY OF GALT

MINUTES

SPECIAL CITY COUNCIL MEETING
Council Chambers, 380 Civic Drive, Galt, California
Tuesday, March 2, 2010, 6:15 pm

***Teleconferencing location:**
Fairfield Inn & Suites
2305 New York Ave. NE, Washington, DC 20002

The meeting was called to order at 6:15 pm by the mayor. Council Members present: Payne, Haines, Meredith and Shelton. Teleconferencing: Clare

Staff members present: City Manager Behrmann, City Clerk Aguire, City Attorney Rudolph, Human Resource Administrator Islas, 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. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** pursuant to and under the authority of Government Code Section 54957

City Manager

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

City Attorney

3. **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)

RECONVENE TO OPEN SESSION: The council reconvened to open session at 7:00 pm at which time the city attorney announced there was no reportable action and they would be reconvening at the end of the regular session to discuss the city attorney evaluation.

RECONVENED TO SPECIAL CLOSED EXECUTIVE SESSION: 9:00 pm

2. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** pursuant to and under the authority of

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Government Code Section 54957

City Attorney

RECONVENE TO OPEN SESSION: The council reconvened to open session at 9:30 pm at which time the city attorney announced there was no action to report on item #2.

Respectfully submitted,

Elizabeth Aguire
City Clerk



CITY OF GALT

MINUTES

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

***Teleconferencing location:**
Fairfield Inn & Suites
2305 New York Ave. NE, Washington, DC 20002

The meeting was called to order at 7:02 pm by the mayor. Council Members present: Payne, Haines, Meredith, Shelton. Teleconferencing: Clare.

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

OPENING CEREMONIES - Silent prayer was observed, the flag salute was recited by Cub Scout Pack 84 and the video statement was read by the city clerk.

AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS – None.

PRESENTATIONS: None.

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.

Al Baldwin asked about the property on 4th & “C” Street being used for parking for Old Town and asked if the city manager could make the phone call.

John Slaughterback thanked Payne and Meredith for their dissent on the ordinance for residential substandard housing conditions. He said most of the penalties were for repeat offenders and they had the least ability to pay their bills. He said it didn't make sense to continually fine people over and over again. He thought the city needed to incorporate a better system. He said SMUD billed monthly.

CONSENT CALENDAR - Consisting of Items 1 through 12.

1. **SUBJECT:** Minutes of special and regular council meetings of February 16, 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:** Treasurer's Report for period ending January, 2010.
RECOMMENDATION: That the city council accept the treasurer's report as submitted.
4. **SUBJECT:** South County Services First Annual Car Show and Sock Hop – September 12, 2010.

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RECOMMENDATION: That the city council: 1) approve usage of Veterans Soccer Field and market grounds; 2) waive all other appropriate fees including market ground rental fee associated with this event.

5. **SUBJECT:** Real estate acquisition – Werner, et. al, Central Galt Interchange Project.
RECOMMENDATION: That the city council approve the agreement with Werner, et. al, for purchase of real property, APN 150-0233-001.
6. **SUBJECT:** Delegation of authority to certify rights-of-way.
RECOMMENDATION: That the city council adopt Resolution No. 2010-13 authorizing the director of public works to execute right-of-way certification documents for approved transportation capital improvement projects.
7. **SUBJECT:** Shop Local Committee Spring Eggstravaganza – March 27, 2010.
RECOMMENDATION: That the city council: 1) approve of the city co-sponsoring the Spring Eggstravaganza with the Shop Local Committee; 2) authorize the chief of police to close Lincoln Way between “A” Street and “C” Street on Saturday, March 27, 2010 from 9:00 am to 3:00 pm.
8. **SUBJECT:** Memorial Day Service.
RECOMMENDATION: That the city council approve of the city co-sponsoring the Annual Memorial Day Service at the Galt-Arno Cemetery on May 31, 2010.
9. **SUBJECT:** 15th Annual Strawberry Festival request – May 15th and 16th, 2010.
RECOMMENDATION: That the city council: 1) approve the usage of Veterans Soccer Field and the market grounds; 2) allow the sale of alcoholic beverages; 3) approve of the Strawberry Festival 5K run upon course approval by the chief of police; 4) waive all other appropriate fees for the event; 5) approve rental fee in the amount of \$2,250; 6) approve of use of city’s barricades for 5K run.
10. **SUBJECT:** Ordinance No. 2010-01 – repealing and replacing Chapter 5.50 of the Galt Municipal Code entitled “Cable Television”.
RECOMMENDATION: That the city council adopt Ordinance No. 2010-01 repealing and replacing Chapter 5.50 of the Galt Municipal Code.
11. **SUBJECT:** California High Speed Rail Authority – Memorandum of Understanding (MOU).
RECOMMENDATION: That the city council approve a MOU for the purpose of creating a working group to collaborate with the California High Speed Rail Authority to plan and develop improved passenger rail transportation between the regions of Merced and Sacramento.
12. **SUBJECT:** Approval of appropriation of funds for reimbursement from the State Emergency Telephone Number Account (SETNA).
RECOMMENDATION: Approve the appropriation of funds in the amount of \$7,660 from the General Fund to budget line 001-0517-721-6046 with the understanding that all funds will be reimbursed by the SETNA grant.

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

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SCHEDULED MATTERS - PUBLIC HEARING

1. **SUBJECT:** 2009 Traffic Capital Improvement Program, Northeast Area and Capital Facilities Fee Updates.
RECOMMENDED ACTION: That the city council: 1) conduct a public hearing to receive comments relating to revisions to the Traffic Capital Improvement Program (TCIP), Northeast Area Public Facilities Program (NEA) and Capital Facilities Fee (CFF) Program; 2) adopt Resolutions Nos. 2010-14 and 2010-15 as follows: adopting a Notice of Exemption pursuant to California Environmental Quality Act (CEQA) section 15378(b)(4), determining consistency with the General Plan 2030 and Northeast Area Specific Plan (NEASP) and approving the city of Galt 2009 TCIP, and CFF programs and approving revision of the city-wide traffic impact fees and capital facility impact fees for all developments in the city and revision of the NEA impact fees for all developments within the NEASP; and 3) authorize the finance director to make the budgetary transfers from Fund 31, Northeast Area, to Fund 11, Capital Facilities, Streets and Parks, as described in the staff report concurrent with the FY 2009/2010 year-end budget close-out.

NEA

Halladay gave a staff report.

Martin Inouye, Omni Means, gave a summary of the reports.

Meredith was concerned with the calculations used for the trip generation rate and wanted the program to base the rate on square footage of the commercial project. Inouye said the average rate was used in the report for large or small stores and the evidence showed the larger the shopping center the smaller the trip generation rate. Rudolph said the city could mitigate impacts not covered within the program.

Payne was unhappy with the cost to challenge a decision made by staff. The mayor opened the public hearing. Hearing no comments, the mayor closed the public hearing.

ACTION: Upon a motion by Clare, seconded by Shelton, Resolutions Nos. 2010-14 and 2010-15 was adopted, the finance director was authorized to make the budgetary transfers.

DISCUSSION: Clare asked Payne if she would be comfortable if the cost to challenge a decision made by staff was cut in half. Payne said she wanted the fee refunded if the business prevailed. Rudolph said it was acceptable.

ACTION: Upon a motion by Clare seconded by Shelton, Resolutions Nos. 2010-14 and 2010-15 was adopted, the finance director was authorized to make the budgetary transfers, and an amendment to the motion to include a refund if the applicant prevailed at city manager or city council level was approved with Haines and Meredith dissenting.

REGULAR CALENDAR

CITY MANAGER'S OFFICE

1. **SUBJECT:** California Public Employees' Retirement System (CalPERS) two years additional service credit contract amendment and program approval.

RECOMMENDED ACTION: That the city council: 1) introduce the Ordinance 2010-02 included in

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the staff report and adopt the Resolution of Intention No. 2010-16 to amend the city of Galt's CalPERS miscellaneous and safety contracts to provide the benefit known as "Two Years Additional Service Credit"; 2) approve the proposed program to offer the two years additional service credit to specific positions and/or job classifications; and 3) review the cost estimates associated with the proposed program.

Islas gave a staff report.

ACTION: Upon a motion by Meredith, seconded by Haines, Ordinance 2010-02 was introduced, Resolution of Intention No. 2010-16 was adopted and the proposed program to offer the two years additional service credit was approved by a unanimous vote.

CULTURE AND RECREATION DEPARTMENT

2. **SUBJECT:** Sport facilities rental agreement, rental fees and light usage fees.
RECOMMENDED ACTION: That the city council: 1) adopt Resolution No. 2010-17 establishing sports facilities rental fees and fees for usage of lights at the facilities; 2) approve rental agreement (upon city attorney's approval); 3) approve youth organizations to reimburse the city for light usage only.

Jeffries gave a staff report.

ACTION: Upon a motion by Payne, seconded by Clare, Resolution No. 2010-17 was adopted by a unanimous vote.

PUBLIC WORKS DEPARTMENT

3. **SUBJECT:** Live Oak Pump Station and Force Main Project
RECOMMENDED ACTION: That the city council receive progress status update, solicit public comment and provide direction, as deemed appropriate for the Live Oak Pump Station and Force Main Project.

Halladay gave a staff report.

Brian Davis, Kennedy/Jenks Consultants, gave a presentation on the project.

Tracy Mueller, Kennedy/Jenks Consultants, was asked by Meredith to describe the process of rehabilitating the existing 18 inch line and she said a liner would be inserted inside the existing pipe.

4. **SUBJECT:** Utility services rates – 2010.
RECOMMENDED ACTION: That the city council adopt Resolution No. 2010-18 approving the revised rate schedules for water, wastewater, storm drainage and solid waste services to be effective March 1, 2010.

Halladay gave a staff report.

ACTION: Upon a motion by Meredith, seconded by Clare, Resolution No. 2010-18 was adopted by a unanimous vote.

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COMMUNICATIONS

ADJOURN AND RECONVENE TO THE GALT CITY COUNCIL.

CITY CLERK'S REPORT

1. **SUBJECT**: Galt City Council Youth Committee Appointment.
RECOMMENDED ACTION: That Council Member Haines make an appointment to the Youth Committee.

Aguire gave a staff report. Haines thanked Ms. Frye-Spray. Haines appointed Valerie Van Horn. Aguire then gave a list of upcoming events.

COMMENTS BY STAFF: Behrmann discussed the meeting with Assemblymember Joan Buchanan. He said he would be in Washington DC the week of March 15th to lobby for funding and other issues that would benefit the community.

COMMENTS BY CITY COUNCIL MEMBERS/FUTURE AGENDA ITEMS

VICE MAYOR PAYNE: Said she attended the SACOG meeting for Clare.

COUNCIL MEMBER CLARE: Said he would be meeting with Congressman Dan Lungren and added that the SACOG committee meeting on March 8th was canceled.

COUNCIL MEMBER HAINES: Said he was glad Behrmann was going to DC with the National League of Cities. He attended the architectural review meeting for WalMart with Payne. He said he received a letter from Gene Davenport regarding the local hiring ordinance and said Davenport asked that it come back to council to be placed on the November ballot. He asked that it be agendized.

COUNCIL MEMBER MEREDITH: Said they would be in Washington DC and had meetings lined up with Congressman Lungren's office.

MAYOR SHELTON: Said he attended the meeting with Assemblymember Buchanan and it was a good meeting. He also attended the mayor's forum with Payne and attended the Blue & Gold Dinner for Boy Scout Pack 84.

There being no further business to come before council, the meeting was adjourned by the mayor at 8:55 pm.

Respectfully submitted,

Elizabeth Aguire
City Clerk