



## CITY OF GALT

### MINUTES

#### SPECIAL CITY COUNCIL MEETING Council Chambers, 380 Civic Drive, Galt, California Tuesday, December 21, 2010

The meeting was called to order at 6:00 pm by the mayor. Council Members present: Powers, Singleton, Shelton, Crews, and Payne.

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

**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:**

**CONFERENCE WITH LEGAL COUNCIL – EXISTING LITIGATION** pursuant to Government Code section 54956.9(a)

Name of cases:

- (a) Galt Citizens for Sensible Planning, et al. v. City of Galt  
Sacramento County Superior Court Case No. 34-2010-80000546
- (b) City of Galt v. Galt Wellness Center  
Sacramento County Superior Court Case No. 34-2010-00078752
- (c) Galt Wellness Center v. City of Galt  
Sacramento County Superior Court Case No. 34-2010-00078791
- (d) City of Galt v. David Clancy, et al.  
Sacramento County Superior Court Case No. 34-2010-00089719
- (e) Reynolds, et al. v. Odyssey Landscaping Company, et al.  
San Joaquin County Superior Court Case No. 39-2010-00234249-CU-OE-STK
- (f) Rodriguez, et al. v. Odyssey Landscaping Company, et al.  
Sacramento County Superior Court Case No. 34-2010-00072375
- (g) Cropper, et al. v. Fagundes, et al.  
Sacramento County Superior Court Case No. 34-2010-00087817
- (h) Wiesker, et al. v. City of Galt, et al.  
Sacramento County Superior Court Case No. 34-2009-00060998
- (i) City of Galt v. M & Z Valley Associates, LLC., et al.  
Sacramento County Superior Court Case No. 34-2009-00063315

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

City Manager.

**CLOSED SESSION AGENDA  
DECEMBER 21, 2010  
PAGE TWO**

**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 Aguire  
City Clerk



## CITY OF GALT

### MINUTES

**REGULAR CITY COUNCIL MEETING**  
**Council Chambers, 380 Civic Drive, Galt, California**  
**Tuesday, December 21, 2010, 7:00 pm**

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

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 Kiriou, Human Resources Administrator Islas, and Parks and Recreation Director Jeffries.

**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** – Shelton moved up item G-2 and Aguire moved up item K-1.

#### **PRESENTATIONS:**

1. Jim Miller gave a presentation on “America’s Promise.”
2. Certificate of Recognition – Mayor Payne presented Debra Crane with a Certificate of Achievement for her hard work with Galt High School and the Engineering Department.

**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 wished everyone a Merry Christmas. He also thought the Character Pledge was a great way to start the council meeting.

**CONSENT CALENDAR** - Consisting of Items 1 through 8.

1. **SUBJECT:** Minutes of the regular meeting of December 7, 2010.  
**RECOMMENDED ACTION:** Accept the minutes as submitted.
2. **SUBJECT:** City of Galt Warrants.  
**RECOMMENDED ACTION:** Approve the warrants as submitted.
3. **SUBJECT:** Award of Design and Engineering services contract for Central Galt Corridor Rehabilitation (CIP #50H) and UPRR Parking Lot Improvements.  
**RECOMMENDED ACTION:** Adopt Resolution No. 2010-87 authorizing the City Manager to execute a contract for design and engineering services with Callander & Associates in the amount of \$326,029.

**GALT CITY COUNCIL MINUTES  
REGULAR MEETING OF DECEMBER 21, 2010  
PAGE 2**

4. **SUBJECT:** NCCSIF Safety Grant.  
**RECOMMENDED ACTION:** 1) Adopt Resolution No. 2010-88 authorizing the City Manager to execute the contract with Moore Iacofano Goltsman, Inc., (MIG), 2) approve the Northern California Cities Self Insurance Fund (NCCSIF) safety grant funds in the amount of \$34,375 to be used to complete the City's ADA Self Evaluation and Transition Plan and appropriate the funds to account number 001-0400-714-6054 for fiscal year 2010-2011.
5. **SUBJECT:** Second Amendment Agreement between the City of Galt and the County of Sacramento for enforcement of regulatory compliance with National Pollutant Discharge Elimination System Permit.  
**RECOMMENDED ACTION:** Adopt Resolution No. 2010-89 authorizing the City Manager to execute the Second Amendment Agreement between the County of Sacramento for enforcement of regulatory compliance with the City's National Pollutant Discharge Elimination System Permit.
6. **SUBJECT:** Central Galt Interchange Project – Execute Agreement with California Highway Patrol for Construction Zone Enhancement Enforcement Program.  
**RECOMMENDED ACTION:** Adopt Resolution 2010-90 authorizing the City Manager to execute multiple contracts with the California Highway Patrol up to a maximum amount of \$175,000 for Construction Zone Enhancement Enforcement Program for the Central Galt Interchange Project.
7. **SUBJECT:** Treasurer's Report for period ending October, 2010.  
**RECOMMENDED ACTION:** Accept the treasurer's report as submitted.
8. **SUBJECT:** Increase of parking fines pursuant to SB 857.  
**RECOMMENDED ACTION:** Adopt Resolution No. 2010-91 increasing the bail schedule (fines) for parking violations within the City of Galt and rescinding Resolution No. 2009-14.

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

**REGULAR CALENDAR**

**CITY COUNCIL**

2. **SUBJECT:** Committee/Commission Bylaws and guidelines.  
**RECOMMENDED ACTION:** Take action as deemed appropriate.

Shelton asked that no alternates be appointed to any committees at this time until he could make his report. He asked that a steering committee be reactivated to review the committees and evaluate their procedures and bylaws for consistency. Rudolph said council could establish an ad hoc committee or ask for more detail as it related to membership of the committee.

**ACTION:** Upon a motion by Shelton, seconded by Singleton, establishing an ad hoc committee with the city attorney, city manager and city clerk along with two council members to review the rules and bylaws of all the city's board, committees and commissions and bring back recommendations, was approved by a unanimous vote. Shelton asked that he sit on the committee and Crews also volunteered.

**GALT CITY COUNCIL MINUTES  
REGULAR MEETING OF DECEMBER 21, 2010  
PAGE 3**

**CITY CLERK'S REPORT**

1. **SUBJECT:** Committee/Commission Appointments.  
**RECOMMENDED ACTION:** Make appointments as deemed appropriate.

Aguire gave a staff report. The appointments were as follows:

Planning Commission: Powers appointed Morris, Singleton appointed Rodriguez and Crews appointed Dees.

Parks & Recreation Commission: Powers appointed Steele, Singleton appointed Moore and Crews appointed Smith.

Beautification Committee: Powers appointed Trant, Singleton appointed Lopes and Crews appointed Johnson.

Commission on Aging: Powers appointed Longoria.

Public Safety Committee: Powers appointed McCune, Singleton appointed Bezanson and Crews appointed Lagge.

Galt City Council Youth Committee: Singleton appointed Munoz.

Historic Preservation Advisory Committee: This committee was pulled to re-advertise.

Housing Advisory and Appeals Board: This committee was pulled until further notice.

**ACTION:** Upon a motion by Singleton, seconded by Shelton, Fred Geothel was appointed to the Sacramento-Yolo Mosquito & Vector Control District by a unanimous vote.

**ACTION:** Upon a motion by Powers, seconded by Crews, Shelton was appointed to the Architectural Review Committee by a unanimous vote.

**ACTION:** Upon a motion by Powers, seconded by Shelton, Powers was appointed to the Galt Middle School Joint Powers Authority by a unanimous vote.

**ACTION:** Upon a motion by Singleton, seconded by Crews, Singleton was appointed to the Public Safety Committee by a unanimous vote.

**ACTION:** Upon a motion by Singleton, seconded by Powers, Crews was appointed to the City and Schools Together (CAST) Committee by a unanimous vote.

**ACTION:** Upon a motion by Crews, seconded by Powers, Singleton was appointed to Local Agency Formation Commission, Sacramento (LAFCo) by a unanimous vote.

**ACTION:** Upon a motion by Singleton, seconded by Shelton, Powers was appointed to the Sacramento Metropolitan Air Quality Management District by a unanimous vote.

**ACTION:** Upon a motion by Crews, seconded by Powers, Crews was appointed to the Greenprint Steering Committee by a unanimous vote.

**ACTION:** Upon a motion by Powers, seconded by Crews, Powers was appointed to the Sacramento Transportation Authority by a unanimous vote.

**GALT CITY COUNCIL MINUTES  
REGULAR MEETING OF DECEMBER 21, 2010  
PAGE 4**

**ACTION:** Upon a motion by Singleton, seconded by Crews, Crews was appointed to the Sacramento Public Library Authority by a unanimous vote.

**CITY COUNCIL**

1. **SUBJECT:** Resolution No. 2007-112 – Bottled Water.  
**RECOMMENDED ACTION:** Adopt a resolution repealing Resolution No. 2007-112.

Singleton recommended that council and staff use bottled water and repeal Resolution No. 2007-112.

Al Baldwin said he never agreed with banning bottled water and he appreciated the council bringing back the issue. He said the town needed more jobs which recycling would provide.

**ACTION:** Upon a motion by Singleton, seconded by Crews, Resolution No. 2010-92 was adopted by a unanimous roll call vote.

2. **SUBJECT:** Committee/Commission Bylaws and guidelines.  
**RECOMMENDED ACTION:** Take action as deemed appropriate.

This item was moved up and discussed previously.

3. **SUBJECT:** Galt Bus.  
**RECOMMENDED ACTION:** Take action as deemed appropriate.

Payne asked if council wanted to get costs to make the bus usable, donate the bus, or consider other options. Payne said first she would like to get the cost for repairs.

**ACTION:** Upon a motion by Payne, seconded by Crews, directing staff to evaluate and bring back options for the rehabilitation and cost estimate for repairs of the bus was approved by a unanimous vote.

4. **SUBJECT:** Community Events Committee.  
**RECOMMENDED ACTION:** Take action as deemed appropriate.

Payne asked for an ad hoc committee allowing each council member to appoint a committee member for activities in Galt. She asked for the help of the Galt Herald for a community calendar with a goal to try to coordinate activities with all the groups in Galt. Powers said there were so many events and asked for a meeting before a committee was organized. Shelton asked that the ad hoc committee reviewing the bylaws and procedures of committees look at a community calendar. Behrmann said the committee would bring back a recommendation to the council.

5. **SUBJECT:** City Council Procedural Guidelines – Proposed Amendment.  
**RECOMMENDED ACTION:** Take action as deemed appropriate.

Powers recommended that the council procedural guidelines be changed for the mayoral term to be set back to two years. She said it took awhile to learn everything and thought it took more than one

**GALT CITY COUNCIL MINUTES  
REGULAR MEETING OF DECEMBER 21, 2010  
PAGE 5**

year to learn. Shelton was against changing it. Rudolph gave a list of options including making it a two year term or eliminate the language and allow it to be a one year term which could be reappointed.

Gene Davenport said the council was implementing so many things and said the public needed more notification of changes. He said it was wrong to make decisions without public input.

Al Baldwin said it took two years for other cities and regional boards to get familiar with a mayor and said it should continue with a two year term. Rudolph said he would like to bring back language to go into the guidelines which would be acceptable.

**ACTION:** Upon a motion by Powers, seconded by Singleton, directing staff to bring back guidelines with language changing the term to a two year fixed term was approved with Shelton dissenting.

**CITY ATTORNEY'S OFFICE**

6. **SUBJECT:** Introduce an ordinance adopting Chapter 9.44 of the Galt Municipal Code regarding abusive solicitation.

**RECOMMENDED ACTION:** Introduce an ordinance, waive the first reading and read by title only, an ordinance adopting Chapter 9.44 of the Galt Municipal Code regarding abusive solicitation.

Rudolph gave a staff report. Crews asked about the person being able to stay on the market grounds even though they were cited. Cattolico said it was a matter of how far away from the gates they would be. Rudolph said they would be restricted from soliciting within the market grounds.

Woody said the solicitors were on the inside of the market.

Rudolph said some options for the council would be to continue the item for more research, and another option would be to introduce the ordinance. There was a concurrence of council to research the issue on whether they could be cited and then able to come back into the market, a misdemeanor versus an infraction.

**ACTION:** Upon a motion by Crews, seconded by Singleton, continuing the item to the next regular meeting was approved by a unanimous vote of council.

7. **SUBJECT:** Introduce Ordinance No. 2010-13 repealing and replacing Chapter 3.22 of the Galt Municipal Code regarding disposition of surplus property.

**RECOMMENDED ACTION:** Introduce an ordinance, waive the first reading and read by title only, an ordinance repealing and replacing Chapter 3.22 of the Galt Municipal Code regarding disposition of surplus property.

Rudolph gave a staff report.

**ACTION:** Upon a motion by Crews, seconded by Powers, Ordinance No. 2010-13 was introduced by a unanimous roll call vote.

**GALT CITY COUNCIL MINUTES  
REGULAR MEETING OF DECEMBER 21, 2010  
PAGE 6**

**CITY MANAGER'S OFFICE**

8. **SUBJECT:** Appointment of Part-Time Assistant City Manager.  
**RECOMMENDED ACTION:** Authorize the filling of the Assistant City Manager position on a part-time basis and approve a supplemental appropriation in the amount of \$65,225.

Behrmann gave a staff report.

**ACTION:** Upon a motion by Crews, seconded by Singleton, the filling of the position of Assistant City Manager on a part-time basis and approving a supplemental appropriation in the amount of \$62,225 was approved by a unanimous roll call vote.

**POLICE DEPARTMENT**

9. **SUBJECT:** Measure R Oversight Committee Annual Report.  
**RECOMMENDED ACTION:** Review and approve the Measure R Oversight Committee annual report as presented.

Cattolico introduced Davenport. Davenport gave the annual report and budget from Measure R.

**ACTION:** Upon a motion by Crews, seconded by Shelton, the annual report from the Measure R Oversight Committee was approved by a unanimous roll call vote.

**COMMUNICATIONS**

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

**CITY CLERK'S REPORT**

1. **SUBJECT:** Committee/Commission Appointments.  
**RECOMMENDED ACTION:** Make appointments as deemed appropriate.

This item was moved up and discussed previously.

2. **SUBJECT:** Cancellation of the city council meeting of January 4, 2011.  
**RECOMMENDED ACTION:** Take action as deemed appropriate.

Aguire gave a staff report.

**ACTION:** Upon a motion by Singleton, seconded by Shelton, the cancellation of the January 4, 2011 meeting was approved by a unanimous vote.

**COMMENTS BY STAFF:** Nothing.

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

**GALT CITY COUNCIL MINUTES  
REGULAR MEETING OF DECEMBER 21, 2010  
PAGE 7**

**VICE MAYOR POWERS:** Thanked Parks and Recreation for their help with the Senior Luncheon and thanked everyone else on staff that helped. She said the Smith house was wonderful with their Christmas decorations. She wished everyone a Merry Christmas.

**COUNCIL MEMBER SINGLETON:** Commended Halladay and the public works staff for their hard work during the storms clearing drains, providing sand bags, etc. He also thanked the city manager for his help during the storms. He wanted to revisit Measure R providing quarterly reports.

**COUNCIL MEMBER SHELTON:** Wished everyone a Merry Christmas.

**COUNCIL MEMBER CREWS:** Wished everyone a Merry Christmas and said he purchased the bottled water personally.

**MAYOR PAYNE:** She also thanked the public works staff and said their response time was wonderful. She said the committees were very important to the city and the council. She discussed putting committee member pictures in the lobbies.

There being no further business to come before council, the meeting was adjourned by the mayor at 8:57 pm.

Respectfully submitted,

Elizabeth Aguire  
City Clerk