

CITY OF GALT

Barbara Payne, Mayor
Marylou Powers, Vice Mayor
Mark Crews, Council Member
Randy Shelton, Council Member
Mike Singleton, Council Member



Jason Behrmann, City Manager
William Bowen, Police Chief
Paula Islas, Human Resources Admin.
Inez Kiriu, Finance Director

Elizabeth Aguire, City Clerk
Shaun Farrell, City Treasurer

Steven Rudolph, City Attorney

A G E N D A

SPECIAL CITY COUNCIL MEETING

COUNCIL CHAMBERS, 380 CIVIC DRIVE, GALT, CALIFORNIA TUESDAY, JUNE 5, 2012, 5:45 PM

NOTE: Speaker Request Sheets are provided on the table inside the entrances to the council chambers. If you wish to address the council during the meeting, please complete a speaker sheet and give it to the city clerk. A maximum of three minutes is allowed for each speaker.

NOTE. If you need a disability-related modification or accommodation, including auxiliary aids or services, to participate in this meeting, please contact the City Clerk's office, 209-366-7130, 380 Civic Drive, at least two days prior to the meeting.

NOTE. Public records, including writings relating to an agenda item for open session of a regular meeting and distributed less than 72 hours prior to the meeting, are available for public inspection at the City Clerk's Office, 380 Civic Drive, Galt, California.

NOTE. Please turn off all cell phones and pagers during the council meeting.

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- A. **CALL MEETING TO ORDER:** Roll Call: Powers, Singleton, Shelton, Crews, Payne
- B. **PUBLIC COMMENT:** - Under Government Code Section 54954.3, members of the public may address the council on non-agenda items. Speakers may address council on any agenda item during consideration of the item. Speakers shall restrict their comments to issues that are within the subject jurisdiction of the City Council and limit comments to a maximum of three minutes. Please fill out a speaker sheet located on the table inside the entrances to the council chambers and forward the completed speaker sheet to the city clerk.
- C. **ADJOURN TO SPECIAL CLOSED SESSION:**
1. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to and under the authority of Government Code Section 54956.8

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LIST OF PROPERTIES

- a. **NEGOTIATING PARTIES:** Jason Behrmann, City Manager and Benjamin/Oscar and Rudy Johnson, Johnson Family Living Trust
APN 148-0240-001
PROPERTY: 10190 Twin Cities Road
UNDER NEGOTIATION: Instructions to negotiator regarding price and terms.
- b. **NEGOTIATING PARTIES:** Jason Behrmann, City Manager and Benjamin/Bankruptcy Trustee, (formerly Double Diamond Development, Inc)
APN 148-0250-054 and 148-03250-056
PROPERTY: SW Corner West Stockton Blvd and Twin Cities Road
UNDER NEGOTIATION: Instructions to negotiator regarding price and terms.
- c. **NEGOTIATING PARTIES:** Jason Behrmann, City Manager and Benjamin/Frank Loretz
APN 148-0074-027
PROPERTY: 12801 Twin Cities Road
UNDER NEGOTIATION: Instructions to negotiator regarding price and terms.
- d. **PROPERTY:** 157 4th Street
NEGOTIATING PARTIES: Jason Behrmann, City Manager and Wesley and Gina Cagle
UNDER NEGOTIATION: Instructions to negotiator regarding price and terms.
- e. **PROPERTY:** 169 4th Street
NEGOTIATING PARTIES: Jason Behrmann, City Manager and Debernardi Family Trust 2006
UNDER NEGOTIATION: Instructions to negotiator regarding price and terms.
- f. **PROPERTY:** 213 4th Street
NEGOTIATING PARTIES: Jason Behrmann, City Manager and Willmet & Epstein 1995 Revocable Trust.
UNDER NEGOTIATION: Instructions to negotiator regarding price and terms.
- g. **PROPERTY:** 215 4th Street
NEGOTIATING PARTIES: Jason Behrmann, City Manager and Willmet & Epstein 1995 Revocable Trust
UNDER NEGOTIATION: Instructions to negotiator regarding price and terms.
- h. **PROPERTY:** 217 4th Street
NEGOTIATING PARTIES: Jason Behrmann, City Manager and Maria & Salvador Gonzalez
UNDER NEGOTIATION: Instructions to negotiator regarding price and terms.

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- i. **PROPERTY:** 227 & 229 4th Street
NEGOTIATING PARTIES: Jason Behrmann, City Manager and Julian & Teresa Gonzalez
UNDER NEGOTIATION: Instructions to negotiator regarding price and terms.
 - j. **PROPERTY:** 416 B Street
NEGOTIATING PARTIES: Jason Behrmann, City Manager and Michael/Xiomara Neary 2007 Family Trust.
UNDER NEGOTIATION: Instructions to negotiator regarding price and terms.
 - k. **PROPERTY:** 5th Street (APN 150-0211-004)
NEGOTIATING PARTIES: Jason Behrmann, City Manager and Spaans Cookie Co.
UNDER NEGOTIATION: Instructions to negotiator regarding price and terms.
 - l. **PROPERTY:** 5th Street (APN 150-0211-019)
NEGOTIATING PARTIES: Jason Behrmann, City Manager and Spaans Cookie Co.
UNDER NEGOTIATION: Instructions to negotiator regarding price and terms.
 - m. **PROPERTY:** 407 B Street
NEGOTIATING PARTIES: Jason Behrmann, City Manager and Carol J. Johnston
UNDER NEGOTIATION: Instructions to negotiator regarding price and terms.
2. **CONFERENCE WITH LEGAL COUNSEL** – Existing Litigation pursuant to Government Code section 54956.9
Claim of City against Sacramento County regarding Property Tax Administrative Fees (PTAF).

D. RECONVENE TO OPEN SESSION:

ADJOURN TO REGULAR MEETING:

ELIZABETH AGUIRE, CITY CLERK: Agenda Report. The agenda for this Galt City Council Meeting was posted in the following listed sites before the close of business at 5:00 pm on the Friday preceding the meeting:

1. City Hall Lobby, 380 Civic Drive;
2. U.S. Post Office, 600 N. Lincoln Way; and
3. Marian O. Lawrence Library, 1000 Caroline Avenue.

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Jason Behrmann, City Manager

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A G E N D A

REGULAR CITY COUNCIL MEETING

COUNCIL CHAMBERS, 380 CIVIC DRIVE, GALT, CALIFORNIA
TUESDAY, JUNE 5, 2012, 7:00 PM

NOTE: Speaker Request Sheets are provided on the table inside the entrances to the council chambers. If you wish to address the council during the meeting, please complete a speaker sheet and give it to the city clerk. A maximum of three minutes is allowed for each speaker.

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NOTE: Please turn off all cell phones and pagers during the council meeting.

A. **CALL MEETING TO ORDER:**

1. Roll Call: Council Members: Powers, Singleton, Shelton, Crews, Payne
2. Silent prayer
3. Flag Salute
4. Video statement

B. **AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS:**

C. **PRESENTATIONS:**

1. Proclamation – United States Army Week.
2. Public Safety Committee Annual Report.
3. Cosumnes Fire Department - 2011 Response Performance Efficiency Report.

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REGULAR MEETING OF JUNE 5, 2012
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- D. **PUBLIC COMMENT:** - Under Government Code Section 54954.3, members of the public may address the council on non-agenda items. Speakers may address council on any agenda item during consideration of the item. Speakers shall restrict their comments to issues that are within the subject jurisdiction of the City Council and limit comments to a maximum of three minutes. Please fill out a speaker sheet located on the table inside the entrances to the council chambers and forward the completed speaker sheet to the city clerk. As a courtesy to others, please silence all cell phones.
- E. **INFORMATION/CONSENT CALENDAR:** - It is recommended that Items 1 through 9 be acted on simultaneously unless separate discussion and/or action are requested by a council member.
1. **SUBJECT:** Minutes of the special and regular meetings of May 1, 2012 and May 15, 2012.
RECOMMENDED ACTION: Accept the minutes as submitted.
 2. **SUBJECT:** City of Galt Warrants.
RECOMMENDED ACTION: Approve the warrants as submitted.
 3. **SUBJECT:** Adopt a resolution authorizing the city manager to execute contract amendment No. 1 to the Agreement with Sacramento County for South County Transit Link (SCT/LINK) sharing of responsibilities and costs with the City of Galt.
RECOMMENDED ACTION: Adopt a resolution authorizing the city manager to execute Amendment No. 1 to the agreement with Sacramento County for South County Transit Link.
 4. **SUBJECT:** Adopt a resolution authorizing the city manager to execute necessary purchase agreements to replace a damaged city bus.
RECOMMENDED ACTION: Adopt a resolution, 1) authorizing the city manager to execute necessary purchase agreements with Morongo Basin Transit Authority to replace damaged bus; and 2) approving designation of a Class C (Ford) Starcraft Allstar as a sole-source bus specification.
 5. **SUBJECT:** Award of contract for fuel delivery.
RECOMMENDED ACTION: Adopt a resolution authorizing the City Manager to execute a contract for fuel purchase and delivery with Interstate Oil Company, in the amount(s) as specified in the contract.
 6. **SUBJECT:** Approve purchase of a Vac-Con combination sewer cleaning unit.
RECOMMENDED ACTION: Adopt a resolution approving purchase of a Vac-Con combination sewer cleaning unit from Atlantic Machinery, Inc., in the amount of \$372,376.63.
 7. **SUBJECT:** Proclamation for Rail Safety.
RECOMMENDED ACTION: Approve the proclamation as presented.
 8. **SUBJECT:** Proclamation Recognizing June 11th-June 26th as United States Army Week.
RECOMMENDED ACTION: Approve the proclamation as presented.
 9. **SUBJECT:** Galt Area Historical Society equipment request.
RECOMMENDED ACTION: 1) approve the use of City 's equipment as listed in the staff

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report for the Galt Historical society's annual Sip & Snack at the MAC event, and 2) authorize the city manager to approve similar requests for this event in subsequent years.

RECOMMENDED ACTION: Approve the consent calendar as presented.

F. **SCHEDULED MATTERS:**

G. **REGULAR CALENDAR:**

TREASURER'S OFFICE:

1. **SUBJECT:** Treasurer's Report for period ending April, 2012.
STAFF REPORT: Farrell
RECOMMENDED ACTION: Accept the treasurer's report as submitted.

CITY COUNCIL'S OFFICE:

2. **SUBJECT:** Use of discretionary funds.
STAFF REPORT: City Council
RECOMMENDED ACTION: Approve the use of discretionary funds as presented by council.

CITY ATTORNEY'S OFFICE:

3. **SUBJECT:** Resolution declaring that the acquisition of portions of certain real property by eminent domain, located in the County of Sacramento, and more particularly described as APN 148-0074-027, APN 148-0240-001, and APN 148-0250-054 and 056, is necessary for the State Route 99/Twin Cities Road Interchange Improvements Project.
STAFF REPORT: Rudolph
RECOMMENDED ACTION: 1) Conduct a public hearing to consider the adoption of the resolution of necessity, including providing all interested parties of the affected property, and their attorneys or their representative, an opportunity to appear and be heard on the issues relevant to each of the resolutions. 2) Make the following findings as hereinafter described in this report: a) the public interest and necessity require the proposed project; b) the project is planned or located in a manner that will be most compatible with the greatest public good and the least private injury; c) the real property to be acquired is necessary for the project; and d) the offers of just compensation have been made to the property owners. 3) Adopt resolutions declaring that the acquisition of a portion of certain real property by eminent domain, more particularly described in the exhibits attached to each resolution, is necessary for the State Route 99/Twin Cities Road Interchange Improvements Project.

PUBLIC WORKS DEPARTMENT:

4. **SUBJECT:** Contribution Agreement with California Department of Transportation (CalTrans) for the Twin Cities Road/Highway 99 Interchange Interim Improvements, CIP #58P.
STAFF REPORT: Prima
RECOMMENDED ACTION: Adopt a resolution authorizing the city manager to 1)

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execute a contribution agreement with CalTrans, in the amount of \$845,000 for CalTrans to construct mainline improvements to Highway 99 that are required as part of the Twin Cities Roundabouts project improvements; and 2) approve a budget transfer from Fiscal Year 2012-13 to 2011-12 in the amount of \$845,000.

5. **SUBJECT:** Award of bid for 2012 Slurry Seal Rubberized Cape Seal (CIP #571), and Parking Lot Restoration Project (CIP #501).

STAFF REPORT: Prima

RECOMMENDED ACTION: 1) Adopt a resolution approving the filing of a California Environmental Quality Act (CEQA) Notice of Exemption pursuant to Section 15301 (c) of the CEQA Guidelines, and authorizing the city manager to execute a contract with California Pavement Maintenance Company, Inc. in the amount of \$760,805 for the construction of the 2012 Slurry Seal, Rubberized Cape Seal contract, (CIP #571); and Parking Lot Restoration Project (CIP #501), and, authorize an overall contract amount including additional work, contingency and miscellaneous project costs up to the approved budget amount of \$1,270,200; and, 2) Authorize the city manager to execute a change order to add additional streets for pavement maintenance work up to the approved project budget; and 3) Appropriate \$155,400 from the General Fund, Capital Projects Contingency Reserves to CIP #501, Market Parking Lot improvements; and 4) Authorize the Director of Public Works to accept the improvements and issue the Notice of Completion upon completion of the work.

H. **COMMUNICATION**

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

J. **CITY CLERK'S REPORT**

K. **COMMENTS BY STAFF**

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

ADJOURNMENT

ELIZABETH AGUIRE, CITY CLERK: Agenda Report. The agenda for this Galt City Council Meeting was posted in the following listed sites before the close of business at 5:00 pm on the Friday preceding the meeting:

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CALENDAR OF CITY MEETINGS AND EVENTS

JUNE

- June 9 Parks and Recreation Commission Meeting - 7:00 pm – Council Chambers
- June 10 Planning Commission Meeting – 6:30 pm – Council Chambers
- June 19 **CITY COUNCIL MEETING - 7:00 pm – Regular Session**
- June 21 Beautification Committee Meeting - 3:30 pm – City Hall Community Room
- June 28 Commission on Aging Meeting – 5:15 pm – 610 Chabolla Avenue – California Room
- June 30 Independence Day Celebration – Veterans Soccer Field

JULY

- July 2 Youth Committee, Galt Youth Committee Meeting – 6:00 pm – Council Chambers
- July 3 **CITY COUNCIL MEETING - 7:00 pm – Regular Session**
- July 11 Parks and Recreation Commission Meeting - 7:00 pm – Council Chambers
- July 12 Planning Commission Meeting – 6:30 pm – Council Chambers
- July 17 **CITY COUNCIL MEETING - 7:00 pm – Regular Session**
- July 19 Beautification Committee Meeting - 3:30 pm – City Hall Community Room
- July 26 Commission on Aging Meeting – 5:15 pm – 610 Chabolla Avenue – California Room

AUGUST

- August 7 **NATIONAL NIGHT OUT**

ALL CITY OFFICES ARE CLOSED FRIDAYS WITH THE EXCEPTION OF THE POLICE DEPARTMENT.

Disclaimer – The dates and times of the meetings shown are accurate as of the date of posting. Please contact the City Clerk's office for verification.