CITY COUNCIL MINUTES
January 27, 2014
REGULAR SESSION

The Regular Session of the Auburn City Council was held in the Council Chambers, City Hall, 1225 Lincoln Way, Auburn, California on Monday, January 27, 2014 at 6:00 p.m. with Mayor Powers presiding and Deputy City Clerk Amy M. Lind recording the minutes.

CALL TO ORDER at 6:00 p.m.

ROLL CALL:

Council Members Present: Kevin Hanley, J. M. "Mike" Holmes, William W. Kirby, Keith Nesbitt, Bridget Powers

Council Members Absent: None

Staff Members Present: City Manager Robert Richardson, City Attorney Michael Colantuono, Community Development Director Will Wong, Fire Chief Mark D'Ambrogi, Public Works Director Bernie Schroeder, Transit Analyst Megan Siren, Police Chief John Ruffcorn and Lt. Victor Pecoraro.

PLEDGE OF ALLEGIANCE

MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/ ANNOUNCEMENTS

Mayor Powers presented a Certificate of Appreciation to Celebration Church.

AGENDA APPROVAL

The agenda was approved as presented by consensus of the Council.

CONSENT CALENDAR

1. **Minutes**

By **MOTION**, approve the City Council minutes of 1/13/2014, 1/21/2014 and 1/22/2014.

2. **Consultant Agreement for Sewer Rate Study & Analysis**

By **RESOLUTION 14-04**, authorize the Director of Public Works to execute the consultant agreement with G Aronow to complete a Sewer Rate Study.

3. **Assignment/ Assumption and Amendment of an Auburn Airport Industrial Park Land Lease**

By **RESOLUTION 14-05**, authorize the City Manager or his designee to approve the assignment/assumption and amendment of the subject land lease between the City of Auburn and the Cook Family Trust and authorize the execution of all related documents.

4. **Letter to UAIC for Donation of Statue**

By **MOTION**, approve the draft letter of thanks to the United Auburn Indian Community for their donation of the Nisenan Dancer statue to the City of Auburn.

5. **Appointment of Arts Commissioner**

By **RESOLUTION 14-06**, appoint Michael Murphy to the Auburn Arts Commission.

6. **Assignment/ Assumption of an Auburn Airport Ground Lease (East Area Hangars – Row "Foxtrot").**

By **RESOLUTION 14-07**, authorize the City Manager of his designee to approve the assignment and assumption of the subject land lease between the City of Auburn and Shawn A. Bickford and Donald D. Wolfe to their individual family trusts and authorize the execution of all related documents.

7. **Funding Agreement with WPCTSA for Auburn Transit Improvement Project**

By **RESOLUTION 14-08**, authorize the City Manager or his designee to execute the funding agreement with Western Placer Consolidated Transportation Services Agency for the Transit Improvement Project.

8. **Consultant Agreement for Engineering & Construction Services for the Sewer Collection System & Consulting Services for the Wastewater Treatment Plant**

By **RESOLUTION 14-09**, authorize the Director of Public Works to execute the consultant agreement with NexGen Utility Management for

Engineering & Construction Services for the Sewer Collection System and consulting services associated with the wastewater treatment.

********** End of Consent Calendar **********

MOTION to approve the consent calendar was made by Council Member Holmes and seconded by Council Member Hanley. Council Member Nesbitt abstained from item 3. Motion was approved by the following roll call vote:

Ayes: Hanley, Holmes, Kirby, Nesbitt, Powers
Noes:
Absent:

9. **Public Comment**

Council Member Nesbitt wished City Manager Bob Richardson well in his new endeavors.

Council Member Holmes spoke of the arts and culture events held in Auburn in the past week.

Pete Aroz, owner of Pistol Pete's in Auburn, spoke of an incident at his place of business which resulted in a fine from the Department of Alcoholic Beverage Control. He challenged the citation and subpoenaed two Auburn Police Department officers for the appeals hearing. He is contesting the charge for the two subpoenaed officers because he was not noticed of such charge.

Council Member Nesbitt and Kirby said they would like this issue directed to staff for further review. Mayor Powers referred this issue to Chief Ruffcorn to report back at a future meeting.

COUNCIL BUSINESS

10. **Placer County Water Agency (PCWA) Report to Council**

Dave Breninger, CEO of PCWA introduced this report to Council.
Tony Firenzi, Deputy Director of Technical Services presented a report to Council regarding operations and current drought conditions. He said they will be discussing this further at their February 24th board meeting.
Tom Reeves, Director of Field Services and Joshua Alpine, Chairman were also in attendance.

Council Member questions followed regarding: (1) voluntary reduction efforts vs. enforcement tools, (2) Placer County water supply, (3) Bureau

of Reclamation Cooperation, (4) reservoir level management, (5) groundwater basin, (6) recommendations to residents to reduce water usage, (7) water metering in other areas, and (8) how much snow or rain would be needed to improve the situation.

Greg Mackensie, PG&E, spoke in support of their partners at PCWA.

Sally Dawley, resident of Auburn, asked if water is being diverted to Southern California.

Council Member Holmes said he would like the City to development a statement about their plans for water conservation.

Council Member Hanley agreed and said the City should wait for the action from the February 20th PCWA meeting and communicate how the city will be participating in conservation.

Council Member Kirby said he agrees that the city needs to take action. He suggested communication with Auburn Recreation District also. He spoke about county of origin water restrictions.

Council Member Nesbitt agreed about a spoken and written policy regarding the drought, but said he is concerned with waiting to get the word out until the end of February.

Council Member Hanley and Kirby said they agree with communicating this message before the end of February.

Council Member Holmes suggested staff working together before that February 20th meeting to get the information as soon as possible.

11. **Employment Agreement for Interim City Manager**

City Attorney Michael Colantuono presented this item.

Council Member Kirby said the City did a phenomenal job in the process and conclusion of hiring for this interim position.

Council Member Nesbitt said these decisions on Interim City Manager and the hiring a recruitment firm were unanimous and the Council worked very well together.

Council Member Hanley spoke about Mr. Ramirez experience and said he knows he will serve the City well.

By **RESOLUTION 14-10**, approve an employment agreement with Richard Ramirez.
The motion was made by Council Member Holmes and seconded by Council Member Nesbitt, and approved by the following roll call vote:

Ayes: Hanley, Holmes, Kirby, Nesbitt, Powers
Noes:
Absent:

12. **Agreement with Peckham & McKenney for City Manager Recruitment Services**

City Attorney Michael Colantuono presented this item.

Council Member Nesbitt said the decision was unanimous. He said Bobbi Peckham gave a great presentation, with a personal type of style. He said she really wants to get to know the town, spend some time here and find the right manager.

Council Member Hanley said he was impressed with Ms. Peckham's hands-on approach. He said she specializes in finding City Manager's for small towns like Auburn.

By **RESOLUTION 14-11**, approve the agreement with Peckham & McKenney for City Manager recruitment services.

The motion was made by Council Member Nesbitt and seconded by Council Member Hanley, and approved by the following roll call vote:

Ayes: Hanley, Holmes, Kirby, Nesbitt, Powers
Noes:
Absent:

13. **City Council Special Rules and Procedures**

City Attorney Michael Colantuono presented this item. He said this is an update to the Council Rules and Procedures discussed at the March 2013 workshop.

Council Member Nesbitt asked about the order of agenda business with "council committee reports" remaining at the end of the meeting. He asked for clarification on the voting language.

Council Member Hanley said the policy that allows city council members to speak briefly during public comment, allowed for the committee reports to be placed at the end of the agenda.

Council Member Kirby spoke to the time allowed in public comment for council members to make announcements, saying it is satisfactory at this point.

Council Member Holmes said he is glad to see this revised and brought up to date.

Council Member Hanley asked if speaker cards are specifically addressed in these rules.

City Attorney Michael Colantuono said these rules and procedures are silent in regards to the use of speaker cards. He said you can implement speaker cards by amending the rules or by changing practice, or both.

By **RESOLUTION 14-12**, approve the new City Council Special Rules and Procedures.
The motion was made by Council Member Hanley and seconded by Council Member Holmes, and approved by the following roll call vote:

Ayes: Hanley, Holmes, Kirby, Nesbitt, Powers
Noes:
Absent:

14. **League of California Cities Policy Meeting**

Council Member Holmes presented this item. He said he was appointed by the League of California Cities to two different policy committees. He said he attended both meetings last week in Sacramento. He said he plans to resign from the Environmental Quality committee to focus solely on the Housing Community and Economic Development committee. He spoke about the strategic goals of this committee for 2014. He said the next meeting is in Ontario in April and does not require an overnight stay. He said travel funds are available in the city budget and he would like to use those funds for airfare only.

Council Member Hanley asked about the agenda items for the upcoming meeting in Ontario. He also asked how the meetings are conducted.

Mayor Powers asked about council member travel funds.

Council Member Nesbitt said he understands there is a $500 limit per Council Member per year.

Mayor Powers said she would like to see the agenda/ registration when it is available.

Council Member Kirby spoke about the pros and cons of council member travel. He said he feels this is an appropriate use of travel funds.

Council Member Holmes spoke about the importance in participating in the League of CA Cities meetings.

Council Member Hanley said there is no policy on travel for council members in place. He said he is not normally comfortable with use of taxpayer money to fund travel. He said he would like to set a clear policy for travel and minimize expenditures in this area to the greatest extent possible.

Council Member Kirby said he feels these requests should be reviewed by City Council individually based on the merits. He said this is a policy setting committee and is an appropriate place to have a seat at the table.

Mayor Powers said she would like to see from staff where the travel funds are budgeted.

By **MOTION**, approve up to $500.00 in travel funds for Councilman Holmes to attend League of Cities policy committee meetings in Ontario, CA in April 2014.
The motion was made by Council Member Nesbitt and seconded by Council Member Holmes, and approved by the following roll call vote:

Ayes: Holmes, Kirby, Nesbitt, Powers
Noes: Hanley
Absent:

REPORTS

15. City Council Committee Reports

Council Member Hanley reported on the SACOG meeting. He said he was able to make a motion for the land use committee to consider improvements in forestry policy and actions against catastrophic wildfire on the state and federal level. He said it will now be going to policy committee, then the larger board.

Council Member Holmes reported on the Old Town Business Association. He said some of the officers on the board are no longer in Old Town. He said attendance at the meetings is too low. He thanked the Council for approving the Arts Commission appointment of Michael Murphy tonight. He reported on a meeting with Congressman McClintock's Chief of Staff earlier today. He spoke about their concern with the water issue in Folsom

Lake, as well as Auburn State Recreation Area and Folsom State Recreation Area.

Council Member Nesbitt reported on a meeting at PCTPA as the Airport Land Use Commission. He said the letter sent by the Council regarding the Airport Land Use Plan was received. He also reported that the SHAAC committee will be meeting next week to discuss applications for tiles and another street name theme.

Council Member Kirby reported on the PCTPA meeting regarding the Airport Land Use Plan. He spoke about FAA approved approaches at the airport. He said there was signage for pilots at the airport that was damaged and he would like it to be replaced when possible. He reported on the local LAFCO meeting regarding the Olympic Valley Incorporation. He also reported on LAFCO at the state level. He said he is on the legislative committee and they set legislative priorities for the year. He said he is also on the committee to review the Executive Director and he spoke of hard work done by the current Executive Director.

Mayor Powers reported on the Auburn Airport Business Park Association meeting on February 12th. She also reported that the Placer County Economic Development Board met last week for a strategic planning session. She said the annual awards breakfast is coming soon and they are accepting nominations.

CLOSED SESSION

By **MOTION** adjourn to a Closed Session under Government Code Section 54957.6
MOTION: Nesbitt/ Holmes/ Approved unanimously by voice

1. Conference with Labor Negotiators:
   (G.C. 54957.6)
   Agency Designated Representatives: Robert Richardson, Patrick Clark

   Employee Group: IAFF (Fire)

REPORT OUT OF CLOSED SESSION

The Mayor announced that no reportable action was taken in closed session.

ADJOURNMENT

Mayor Powers adjourned the meeting, without objection, and in appreciation for Bob Richardson's 11 years of service, at 9:10 p.m.

Bridget Powers, Mayor

Amy M. Lind, Deputy City Clerk