

Jackson City Council
Minutes
Regular Meeting of July 11, 2005

COUNCIL MEMBERS PRESENT:

Al Nunes
RosaLee Pryor Escamilla, Mayor
Andrew Rodriguez, Vice-Mayor
Marilyn Lewis
Drew Stidger

CITY STAFF PRESENT:

Michael Daly, City Manager
Tom Gibson, City Attorney
Scott Morrison, Police Chief
Susan Peters, City Planner
Gisele Cangelosi, City Clerk

COUNCIL MEMBERS ABSENT:

None

Mayor Pryor Escamilla called the meeting to order at 7:00 p.m.

1. CEREMONIAL. Introduction of Sergeant Todd Breedlove.

Chief Morrison reported recently the testing for Sergeant took place with three candidates testing for the position. He congratulated and introduced Sergeant Breedlove.

Sergeant Breedlove introduced his wife Christy Breedlove, daughters, Sarah, Jennifer and Kaitlin, sister Tambra and niece Stephanie. Christy Breedlove pinned the Sergeant badge on Sergeant Breedlove.

The City Council congratulated Sergeant Breedlove on his promotion.

2. APPROVAL OF AGENDA.

**Moved by Councilmember Nunes, seconded by Councilmember Stidger, and
unanimously carried to approve the City Council Agenda dated July 11, 2005.**

3. PUBLIC MATTERS NOT ON THE AGENDA.

None.

4. CONSENT CALENDAR

- a. Approval of Minutes of February 14, 2005 meeting.
- b. Salary related items for June in the amount of \$ 250,849.77.
- c. Receive Jackson Police Department Monthly Report.
- d. Receive Jackson Fire Department Monthly Reports.

Councilmember Lewis requested the approval of the Minutes of February 14, 2005 meeting be continued. The City Council concurred with Councilmember Lewis's request.

Moved by Councilmember Stidger, seconded by Vice-Mayor Rodriguez, and unanimously carried to approve the Consent Calendar as amended.

5. ADMINISTRATIVE REPORTS.

Police Chief Morrison reported on the following items:

1. Community Service Officer Collins held a Child Safety Seat Program at Camanche. When school begins Officer Collins and the California Highway Patrol will provide drive up parents' curbside education on child safety seats.
2. Major injury collision over the weekend in front of Longs with an individual airlift to the Sutter Roseville Hospital.
3. There were no incidents at the July 3 fireworks.
4. A Jury Trial has been set for August 9 for the case regarding the death of a fifteen-year girl from a drug overdose in a house on North Main. The District Attorney's office stated the charge was child endangerment causing death, which parallels manslaughter.
5. Reported there has been a couple of incidents in the Jackson Cemetery.
6. The department has been investigating a sex offender from Georgia that is considered in the high-risk category. Staff contacted the Georgia law enforcement of jurisdiction and the California State Parole to obtain more detail on this individual. The individual will be meeting with Sergeant Breedlove to discuss the situation and if this individual should stay in the City, neighborhood notification will be sent out.

City Manager Daly reported on the following items:

1. The pre-bid conference for the new City Downtown Parking Lot (old Mel's Diner) was held on July 23, the two bids received were significantly higher than the engineer's estimate. Staff will be looking at the bid items to determine if some of the items could be done by the City's own labor force. Staff will be notifying the Amador County Transportation Commission's regional traffic mitigation fee committee to attempt to secure additional funds to complete the project and should have more information for the August 8 agenda.
2. Library Improvement and Funding Taskforce (LIFT) committee has contacted staff to inquire if any of the Councilmembers could volunteer for the special event barbecue to be held on Sunday, September 11 at Detert Park.
3. The California PAL (Police Activities League) started last week with about eighty kids signed up and participating this summer with practices on Tuesdays and Thursdays through the beginning of August.
4. The Planning Commission requested a field trip to the Jackson Hills Golf Course and Residential Community Project site to get a better sense of the project and its location. Staff has talked with the project applicant regarding that possibility and hoped to be scheduling the publicly noticed field on-site meeting sometime in mid August.

DISCUSSION CALENDAR

6. Council Conduct Policy and Codification of Mayor and Council Duties.

Councilmember Lewis stated she had requested this item because she was under the impression the City Council discussed the City Council Code of Conduct, but she could not find in the record where the changes were verbally approved.

City Manager Daly stated the April 11, 2005 Minutes are in the drafting stages and the City Clerk provided the summary information as information only. He noted the City Council Code of Conduct was never brought back in the final amended form for the City Council to review.

Councilmember Lewis noted had requested the duties of Mayor and Vice-Mayor be incorporated in the Jackson Municipal Code instead of the Code of Conduct. She stated there was a misunderstanding on her part because she felt the Code of Conduct should have been resubmitted for review and approval with the changes and/or amendments made at the April 11, 2005 City Council meeting.

Mayor Pryor Escamilla noted for the record, the motion was made by Councilmember Nunes, seconded by Councilmember Stidger, and unanimously carried to adopt City of Jackson, Code of Conduct for Elected Officials as amended. The City Council directed staff to research this item and provide examples of duty definitions from other jurisdictions at a future meeting. It was the consensus of the City Council that this research would not hold up the adoption of the City Council Code of Conduct.

Councilmember Lewis reiterated it was a misunderstanding on her part, she knew the Code of Conduct was approved as amended however she thought the revised document would be resubmitted with the amendments for "final approval".

Mayor Pryor Escamilla stated tonight's action was to determine whether the duties of Mayor and Vice-Mayor be incorporated in the Jackson Municipal Code and to provide direction to the City Manager.

City Attorney Gibson stated the action would be to direct staff to draft an ordinance to amend Chapter 2.24 of the Jackson Municipal Code Establishing Duties for the Mayor and Mayor Pro Tempore for review and consideration at a future agenda.

After considerable discussion among the City Council and staff the following motion was made:

Moved by Councilmember Stidger, seconded by Councilmember Nunes, and unanimously carried staff was directed to draft an ordinance to amend Chapter 2.24 of the Jackson Municipal Code Establishing Duties for the Mayor and Mayor Pro Tempore for review and consideration at a future agenda.

7. Employee Wellness Program.

Councilmember Lewis reported the employee wellness program is well overdue and it is time to show the employees that the City Council cares about their health and well being.

Mayor Pryor Escamilla stated for the record, Councilmember Lewis's proposal was a request that the City Council approve matching funds not to exceed \$20 per month to any employee that chooses to participate in the employee wellness program at New York Fitness. She stated the program should not be limited to only New York Fitness but to any fitness facility within the City of Jackson.

City Clerk Cangelosi stated several employees are members of New York Fitness and the current corporate rate charged was \$40 per month. She stated a verbal survey was conducted among the employees and the response was positive.

Councilmember Stidger inquired how many employees the City employed and what was the budget impact. City Manager Daly stated there are 34 full time employees, 20 in the Volunteer Fire Department and some seasonal part-time employees. He felt based on the number of the employees that would participate there should not be a financial burden in the budget.

Moved by Councilmember Lewis, seconded by Councilmember Rodriguez, and unanimously carried to conceptual approval of the Employee Wellness Program to provide a financial incentive for employee's to maintain their physical fitness.

City Manager Daly reported he would put together the Employee Wellness Program Guidelines for the approval on the Consent Calendar at the July 25, 2005 City Council meeting.

8. COUNCIL REPORTS.

Councilmember Nunes reported on the following items:

1. The Friends of the Jackson Cemetery will be soliciting donations for the Jackson Cemetery.
2. The Highway 88 Corridor Planning Project Oversight Committee (POC) should be holding a next public town hall meeting in late August and will be advertised in the local newspaper.

Councilmember Lewis reported the following items were discussed at the Amador County Air District meeting held on June 28:

1. The new hybrid vehicle for the Director was denied.
2. Request the funds for the walkway from Rollingwood was once again denied because written proposal was not received from the City.
3. The budget was passed and since 2000 the budget has gone from \$298,000 to \$600,030.
4. Previously Director Harris reported the District would have to return Carl Moyer Funds back to the State. Paul Molinelli, Sr., ACES, had applied for \$40,000 from the Carl Moyer Grant Program to update their diesel and Director Harris told ACES the funds could not be used for that purpose. Private companies, public agencies, and the general public that operate heavy-duty diesel engines in California may apply for incentive funds.
5. The District will now be researching natural asbestos. A fifteen-page document, which was dated July 2002, was provided. It appears Director Harris will be going after the farming community who might turn up asbestos and the proper way to deal with the situation.

Councilmember Lewis reported she still wanted to meet with the City Attorney to clarify the use of the DMV funds that are supposed to be used in the reduction of air pollution in Amador County which are currently being used for administration.

Mayor Pryor Escamilla reiterated at the June 27 City Council meeting the Council acknowledged Councilmember Lewis's frustration this matter, requested that she contact City Attorney Gibson to discuss this matter as soon as possible and that a legal opinion would be brought back to the City

Council at a future meeting. She requested that Councilmember Lewis provide the information to the City Attorney at her earliest convenience.

Mayor Pryor Escamilla inquired when the Amador County Air District held their meetings because she plans on attending the meeting as the alternate if Councilmember Nunes did not mind. Councilmember Lewis stated their meetings are held the last Tuesday of the month at 2:00 p.m.

Councilmember Stidger stated he would be contacting the Historic Jackson Business Association to make a presentation regarding future ideas for downtown.

Mayor Pryor Escamilla reported on the following items:

1. The Historic Jackson Business Association (HJBA) will be holding the 2nd Annual Art, Wine & Brew Festival on August 6.
2. She will be attending the HJBA Board meeting this week.
3. Received a letter from the Amador Water Agency (AWA) stating the Agency Board of Directors established an Ad Hoc committee consisting of Director Terry Moore, Heinz Hamann to initiate discusses in behalf of the AWA and the letter request the City Council appoint members to participate in the workshop. She provided the letter to the City Manager for consideration.
4. The next ACRA Board meeting this Wednesday, July 13 at 3:00 p.m. at the County Administrative Building located at the Airport. There will a discussion regarding recommendations for the disposition of the County's Proposition 40 monies.
5. The Tennis in the Park adult program "Welcome Back to Tennis" will start Saturday, July 16 at 9:00 a.m. at Detert Park and Brad Harris will be conducting the workshop. The youth portion of the program is in its second week and is going well.

Adjourn: 7:55 p.m.

ATTEST:

Gisele L. Cangelosi, City Clerk

Date Approved: January 23, 2006