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**WILLITS CITY COUNCIL
MINUTES
WEDNESDAY, DECEMBER 8, 2010**

Mayor Burton called a regular meeting of the City Council to order at 6:00 p.m., in Council Chambers. The meeting was preceded by the pledge to the flag.

Roll Call: Councilmembers Victor Hanson, Greg Kanne, Holly Madrigal, Larry Stranske, and Mayor Bruce Burton were present, as well as Councilmember-Elect Ron Orenstein.

Also present were staff members: Paul Cayler, City Manager; Jim Lance, City Attorney; Alan Falleri, Community Development Director; Gerry Gonzalez, Police Chief; Tom Mannatt, City Engineer; J.C. England, Water/Sewer Supervisor; and Adrienne Moore, City Clerk/Human Resources Director.

2A. PRESENTATION OF CERTIFICATES OF APPRECIATION TO CHAMBERLAIN CREEK CREW

Mayor Burton presented Certificates of Appreciation to the Chamberlain Creek Conservation Camp inmates who volunteered to participate in the Annual Thanksgiving Day Dinner, held at the Senior Center, serving approximately 550 meals to the homeless, senior citizens, children, and less fortunate families in Mendocino County. Receiving certificates were Randolph Abaya, William Atwood, Richard Cervantes, Wesley Gastineau, Joseph Graves, Timothy Harris, William Lacey, John Loadholt, Miguel Lopez, Valentine Lozano, Melvin Moore, Michael Noble, Vincent Pannel, and Troy Strand. Additionally, Officer Chris Vandyke, CDC; Sergeant J. Bartley, CDC; and Captain R. Sandelin, Cal-Fire, were also recognized.

Public Comment: Sergeant J. Bartley, CDC, expressed appreciation for the recognition.

2B. ADOPTION OF RESOLUTION DECLARING RESULTS OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 2, 2010

Motion by Madrigal/Second by Kanne and carried unanimously to adopt Resolution (No. 2010-31) reciting the fact of the General Municipal Election, held on November 2, 2010, declaring the result and such other matters as provided by law.

OUTGOING COUNCILMEMBER KANNE EXCUSED HIMSELF FROM THE DAIS.

2C. SWEARING IN OF COUNCIL MEMBERS

Adrienne Moore, City Clerk, administered the Oaths of Office and issued Certificates of Election to Councilmembers Larry Stranske and Ron Orenstein.

INCOMING COUNCILMEMBER ORENSTEIN WAS SEATED AT THE DAIS.

2D. ELECTION OF THE MAYOR AND VICE MAYOR

Adrienne Moore, City Clerk, called for nominations for Mayor and Vice-Mayor.

MAYOR BURTON PRESIDING.

Motion by Stranske/Second by Madrigal and carried unanimously to elect Bruce Burton as Mayor and Victor Hanson as Vice-Mayor.

2E. RECOGNITION OF OUTGOING COUNCILMEMBER AND CITY TREASURER

Mayor Burton recognized outgoing Councilmember Kanne and City Treasurer Loretta Luedemann for their service.

Public Comment: Mr. Kanne expressed appreciation for the opportunity to serve the community.

3. PUBLIC COMMUNICATIONS

Mayor Burton read the public communication guidelines. Councilmember Madrigal offered her congratulations to John Pinches, Mendocino County Third District Supervisor, on his reelection, also noting her continued commitment as a Willits City Councilmember.

4. CONSENT CALENDAR

- a. Approval of the City Council Minutes of November 10, 2010 – **Approved**
- b. Approval of Disbursements Journals:
 - (1) Warrant Nos. 16580-16704, Totaling \$68,237.35 – **Approved**
 - (2) Warrant Nos. 16601-16700, Totaling \$1,018,944.11 – **Approved**
 - (3) Warrant Nos. 16701-16713, Totaling \$34,734.72 – **Approved**
 - (4) Warrant Nos. 16715- 16783, Totaling \$150,862.85 – **Approved**
- c. Building Inspection Activity Reports – November 2010 – **Approved**
- d. Appointment of City Treasurer – **Approved**

Motion by Madrigal/Second by Hanson and carried unanimously to approve Consent Calendar items (a-d).

Removed for separate consideration:

- e. Resolution (No. 2010-32) Accepting the Construction Completion of the West Commercial Street Rehabilitation Project, Contract No. 2010-01 and Authorizing the Filing of the Notice of Completion – **Approved**

The foregoing moved by Hanson/seconded by Madrigal and carried (4/1, with Stranske dissenting).

5. RIGHT TO APPEAL – Mayor Burton read the guidelines for appealing Council decisions.

8A. DISCUSSION AND POSSIBLE ACTION REGARDING PROPOSAL BY THE WILLITS ENVIRONMENTAL REMEDIATION TRUST TO RELOCATE REMCO DOCUMENT DEPOSITORY TO AN ELECTRONICALLY ACCESSIBLE INTERNET BASED DOCUMENT DEPOSITORY SYSTEM

Paul Cayler, City Manager, presented the matter.

Public Comment: Mike Adams.

Motion by Hanson/Second by Stranske and carried unanimously to approve the concept of changing the REMCO Document Depository to a website-based system and, further, the City Manager is authorized to work with the Willits Trust and Willits Library to implement said changes.

8B. DISCUSSION AND POSSIBLE ACTION TO PROCEED WITH PUBLIC ADVERTISEMENT OF THE RAILROAD AVENUE BRIDGE REHABILITATION PROJECT, CONTRACT NO. 2010-03, FEDERAL AID PROJECT NO. BRLS-5082(052)

Paul Cayler, City Manager, presented the matter.

Motion by Madrigal/Second by Hanson and carried unanimously to authorize City staff to proceed with the public advertisement of the Railroad Avenue Bridge Rehabilitation Project, Contract No. 2010-03, Federal Aid Project No. BRLS-5082(052).

8C. DISCUSSION AND POSSIBLE APPROVAL OF CONTRACT WITH WILLOW BASIN ENGINEERING FOR DESIGN ENGINEERING SERVICES FOR THE MAIN STREET BLOCK PROJECT (MENDOCINO AVENUE TO VAN LANE)

Paul Cayler, City Manager; Quinton Roland, Staff Project Lead for the Main Street Improvements Program; and Alan Falleri, Community Development Director.

Public Comment: Dave Watts; Roy Krausen; and Tom Woodhouse spoke in support of the project.

Moved by Madrigal/seconded by Orenstein to authorize the City Manager to execute a contract for professional services with Willow Basin Engineering, in an amount not to exceed \$11,000, for engineering design services for the Main Street Block Project. (Motion fails 2/3, with Stranske, Hanson, and Burton dissenting)

8D. OTHER CITY MANAGER REPORTS

Paul Cayler, City Manager, reported on the following:

- Street Crew busy on numerous projects, including the Wood Street tree replanting; storm patrol, leaf pick-up, and clearing storm drains; and
- Caltrans is desirous of calling Relinquishment Committee together.

9. DEPARTMENT RECOMMENDATIONS

- a. Police Chief Gerry Gonzalez reported on the fatal pedestrian accident that occurred last week on South Main Street, noting that the Traffic Safety Committee will convene in the near future; and the tanker truck accident that occurred the day before Thanksgiving. Little Lake Fire Chief Carl Magann provided additional information on the tanker truck accident, also commenting on the “unified command system” that was employed. Chief Gonzalez thanked the CHP and the Sheriff’s Office for their assistance.
- b. City Planner Alan Falleri presented the following:

(1) Discussion and Possible Approval of Contract with Greenstone Landscapes to Install and Maintain Landscaping on West Commercial Street

Public Comment: Johan Henckell, GreenStone Landscaping, and Tom Mannatt, City Engineer, responded to Councilmember comments.

Motion by Madrigal/Second by Hanson and carried (4/1, with Stranske dissenting) to authorize City Manager to execute contract for professional services with GreenStone Landscapes, in an amount not to exceed \$30,000 for installing and maintaining for one year landscaping on West Commercial Street.

- c. City Attorney Jim Lance did not present a report.
- d. City Manager Paul Cayler, Interim Public Works Director, did not present any further reports.
- e. City Engineer Tom Mannatt presented the following:

(1) Presentation of the Van Lane and Vicinity Storm Drain Project
No action taken; presentation only.

- f. Finance Director Joanne Cavallari was absent.
- g. City Clerk/Human Resources Director Adrienne Moore did not present a report.

10. CITY COUNCIL AND COMMITTEE REPORTS

No reports were presented for the Mendocino Transit Authority (MTA), Revit-ED Committee, Mendocino Solid Waste Management Authority-Joint Powers Authority (MSWMA-JPA),

Economic Development and Financing Corporation (EDFC), Water Resources Committee, Sewer System Committee, Finance Committee, and Caltrans Ad Hoc Committee.

- a. Mendocino Council of Governments (MCOG) – Councilmember Stranske reported that numerous unfunded transportation projects are being recommended for MCOG review/funding.
- b. Local Agency Formation Commission (LAFCO) – Councilmember Madrigal reported on requirements for Multiple Service Review's (MSR's), noting that the City must also be complete theirs.
- g. League of California Cities – Councilmember Stranske noted that he will attend a regional meeting on January 14th.
- l. Other Committee Reports – Mayor Burton reported on a recent City Selection Committee meeting regarding the need for a North Coast elected official to fill a vacancy on the Coastal Commission.

11. COUNCIL MEMBER REPORTS AND RECOMMENDATIONS

Councilmember Madrigal commented on the traffic situation that occurred after the tanker truck accident on Wednesday, November 24th, underscoring the importance of alternative routes.

Councilmember Hanson asked about the fire hydrant that was located at 622 Railroad Avenue, noting that it is now gone.

12. ENACTMENT OF ORDINANCES

13. GOOD & WELFARE

Joe Colleton addressed the Council regarding the Railroad Avenue Bridge Rehabilitation Project (*see Item 8b*). Jim Harden reminded everyone about the Rotary's Christmas Gift Program for needy children in the community, also noting the Christmas Ball this Friday at the Community Center. Councilmember Madrigal commented on the Community Craft Fair this Friday at the Grange.

ADJOURNED TO CLOSED SESSION AT 8:55 P.M.

14. CLOSED SESSION NOTICE

- a. Conference with Legal Counsel Pursuant to Government Code §54956.9 – Existing Litigation: Brooktrails Township Community Services District, a Public Agency vs. City of Willits, a General Law City; and DOES 1 through 100, Inclusive; Case No. SCUk CVG-1056037
- b. Conference with Legal Counsel Pursuant to Government Code §54956.9 – Anticipated Litigation: Significant Exposure to Litigation – One Case

Council reconvened to open session at 9:30 p.m., with no action to report from Closed Session.

Moved by Hanson/seconded by Stranske and carried unanimously to adjourn the meeting at 9:30 p.m.

BRUCE BURTON, Mayor

ATTEST:

ADRIENNE MOORE, City Clerk