

HUGHSON CITY COUNCIL
MINUTES
REGULAR MEETING 7:00PM

Council Chambers
City Hall
7018 Pine Street

January 26, 2009
Regular Meeting

CALL TO ORDER:

ROLL CALL:

Present: Mayor Bawanan, Council Members
Ledermann, Humphreys, and Manley.

Absent: Council Member Crowder

Staff Present: Joe Donabed, City Manager
Thom Clark, Planning & Building Director
Mary Hemminger, Director of Administrative
Services/ City Clerk
David Chase, Director of Public Works/City
Engineer
Deborah Paul, Director of Finance/City
Treasurer
Dominique Spinale, Management Analyst/
Deputy City Clerk
Janet Rasmussen, Chief of Police
John Stovall, City Attorney

PLEDGE OF ALLEGIANCE: Mayor Bawanan

INVOCATION: Reverend Spears

AMERICANS WITH DISABILITIES ACT
NOTIFICATION FOR THE CITY OF HUGHSON

The City of Hughson will make all reasonable accommodations for the disabled to participate in the City Council meetings. Should you need auxiliary aids, please notify the City Clerk at (209) 883-4054.

CALIFORNIA BROWN ACT

This agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. Section 12132) and the Ralph M. Brown Act (California Government Code Section 54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact the City Clerk at (209) 883-4054, during regular business hours, at least twenty-four hours prior to the time of the meeting.

RULES FOR ADDRESSING CITY COUNCIL

Members of the audience who wish to address the City Council are requested to complete one of the forms located on the table at the entrance of the Council Chambers and submit it to the City Clerk.

PUBLIC COMMENT

Members of the Audience may address the City Council on any item of interest to the public pertaining to the City and may step to the podium, state their name and address and make their presentation. Please limit presentations to five minutes. Since the City Council cannot take action on matters not on the agenda, unless the action is authorized by Section 54954.2 of the Government Code, items of concern which are not urgent in nature can be resolved more expeditiously by completing and submitting to the City Clerk a "Citizen Request Form" which may be obtained from the City Clerk.

A Andy Anderson made Public Comment concerning speeding cars at the cross streets of Walker and Second Street.

- 1) Consent Calendar:
 - a) Approval of Minutes: Special Meeting of January 5, 2009 and Regular Meeting of January 12, 2009.
 - b) Approval of Warrants.
 - c) Approval of Resolution No. 09-04 authorizing the Mayor to execute a Contract Agreement with Industrial Electric Company, for the provision of preventative maintenance services for the City of Hughson's Emergency Generators.
(Staff Report with Agenda)
 - d) Approval of Resolution No. 09-05 authorizing the Mayor to execute a Contract Amendment with Bartle Wells Associates for additional work and support services for the State Revolving Fund (SRF) application.
(Staff Report with Agenda)
 - e) Approval of Resolution No. 09-06 removing Kenneth A. Moore (former Mayor) from the safe deposit box and bank account; change Ramon Bawan's title to Mayor; and add Ben J. Manley as Mayor Pro Tem.
(Staff Report with Agenda)
 - f) Adopt Resolution No. 09-03 amending Resolution No. 08-23 fees for Building Safety Services.
(Staff Report with Agenda)

Humphreys/ Manley 4-0-0-1 majority approved Consent Calendar Items (a), (b), (c), (d), (e), and (f).

CONSIDER THE FOLLOWING:

- 2) (a) Recognition of Fox Road Elementary School, Red Ribbon Week
(Presentation of Certificate of Achievement)
- (b) Recognition of Hughson Elementary School, Red Ribbon Week
(Presentation of Certificate of Achievement)
- (c) Recognition of Hughson High School, Red Ribbon Week
(Presentation of Certificate of Achievement)

Mayor Bawanan presented Certificates of Achievement to each of the schools.

- 3) Recognition of Legal Clerk Raschel Johnson, Deputy Brendan Caraway, and
Deputy Garth Sutton
(Presentation of Certificates of Achievement)(Police Services)

Chief Rasmussen presented each with a Certificate of Achievement.

- 4) Introduction of new employee Linda Hamilton, Legal Clerk II.
(Police Services)

Chief Rasmussen made the introduction.

- 5) Presentation concerning operations relative to cities by Stanislaus County,
District Attorney, Birgit Fladager and Hughson Police Chief, Janet Rasmussen.
(PowerPoint Presentation)

Birgit Fladager presented the different duties and processes of the District Attorney's Office to educate the City Council, Staff, and the public of the department's functions.

- 6) Receive report from City Attorney and consider direction regarding suspension
and reimbursement of levies of certain Assessment Districts.
(Continued from January 12, 2009 Meeting)

Humphreys/Ledermann 3-1-0-1 majority determined the assessment was levied in error, because it was calculated based upon expectations from earlier in the fiscal year, that the projects would be completed. The economic situation that likely prohibited such projects was known at the time of the levy.

- 7) Consider Appointments to Board and Commissions
 - (a) Hughson Family Resource Center
Member: **Ramon Bawanan**

- (b) Fire 2+2 Committee
Member: **Jerry Ledermann**

Bawanan/Humphreys 4-0-0-1 majority approved the appointments made by Mayor Bawanan to the Boards and Committees.

PUBLIC HEARING

The Public Hearing process includes a staff presentation, a presentation by the applicant and public testimony (in favor, opposed & rebuttal). Following closure of the Public Hearing, the City Council will respond to questions raised during the hearing.

PUBLIC HEARING TO CONSIDER:

No Public Hearing

ADJOURN TO HUGHSON ECONOMIC DEVELOPMENT CORPORATION MEETING

RECONVENE TO THE CITY OF HUGHSON CITY COUNCIL MEETING

CORRESPONDENCE:

- 8) Treasurers Report for the month of December 2008 (Information only)

CITY MANAGER'S REPORT:

City Manager updated Council and Staff on the meetings he has attended, and their status.

CITY CLERK'S REPORT:

DIRECTOR OF FINANCE REPORT:

DIRECTOR OF PLANNING AND BUILDING REPORT:

DIRECTOR OF PUBLIC WORKS REPORT:

POLICE DEPARTMENT REPORT:

Chief Rasmussen gave an update to Council on Police Services.

CITY ATTORNEY'S REPORT:

COUNCIL MEMBER COMMENTS:

Council Member Humphreys gave an update on the meetings he attended.

Mayor Bawanan gave an update on the meetings he attended.

- 9) Report and possible direction from Joint City Council Meeting of January 20, 2009.

The City Manager directed Thom Clark, Director of Planning and Building and Parks and Recreation, to provide a schedule of meetings for the Planning Commission and Park and Recreation Commission. The City Council Members will begin rotating the attendance of these meetings.

CLOSED SESSION TO DISCUSS THE FOLLOWING:

- 10) CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION pursuant to Government Code Section 54956.9(b)

Five (5) Potential Cases

- 11) CONFERENCE WITH REAL PROPERTY NEGOTIATORS - pursuant to Government Code Section 54956.8.

Property: APN 018-029-006 and APN 018-029-007
Agency Negotiator: Joseph E. Donabed, City Manager

Negotiating Parties: City of Hughson and Hughson Unified School District, Property Owner

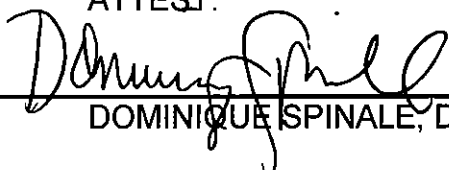
Under Negotiation: Price and terms of payment

- 12) Report on Closed Session

No reportable action was taken on Item 10. Item 11 was removed from discussion.

ADJOURNMENT: The meeting adjourned at approximately 11:05P.M.

ATTEST:



DOMINIQUE SPINALE, Deputy City Clerk