



CITY OF HUGHSON
CITY COUNCIL MEETING
 City Hall Council Chambers
 7018 Pine Street, Hughson, CA

MINUTES
MONDAY, JULY 23, 2012 – 7:00 P.M.

CALL TO ORDER: Mayor Pro Tem Beekman

ROLL CALL:

Present: Mayor Pro Tem Matt Beekman
 Councilmember Jeramy Young
 Councilmember Jill Silva
 Councilmember George Carr

Absent: Mayor Ramon Bawan

Staff Present: Bryan Whitemyer, City Manager
 Dan Schroeder, City Attorney
 Darin Gharat, Chief of Police Services
 Thom Clark, Community Development Director
 Dominique Spinale, Deputy City Clerk
 Sam Rush, Public Works Superintendent
 Lisa Whiteside, Finance Manager

FLAG SALUTE: Mayor Pro Tem Beekman

INVOCATION: Mayor Pro Tem Beekman

1. PUBLIC BUSINESS FROM THE FLOOR (No Action Can Be Taken):

No Public Comment.

2. PRESENTATIONS: None.

3. CONSENT CALENDAR:

All items listed on the Consent Calendar are to be acted upon by a single action of the City Council unless otherwise requested by an individual Councilmember for special consideration. Otherwise, the recommendation of staff will be accepted and acted upon by roll call vote.

- 3.1: Approval of the July 9, 2012 Regular City Council Minutes.
- 3.2: Approval of the Warrants.
- 3.3: Rejection of claim for Damages filed by Jesse Lewis-Hassler.
- 3.4: Rejection of claim for Damages filed by Curtis Rogers.
- 3.5: Rejection of claim for Damages filed by Jim Groff.
- 3.6: Adopt Resolution No. 2012-34 approving an additional appropriation in the amount of \$100,000 to Fund 91, Miscellaneous Grants, in Fiscal Year 2012-2013 for Purchase of Five Electric Vehicles through the San Joaquin Valley Air Pollution Control District's Public Benefit Grant Program.
- 3.7: Approve an On-Call Planning Services Agreement with the City of Modesto and Authorize the City Manager to Sign the Agreement.

Beekman/Silva 4-0-1 (Bawanan-Absent) motion passes to approve Consent Calendar Items 3.2 through 3.7.

Consent Calendar Item 3.1 was pulled by Attorney Schroeder for corrections to be made by Staff.

Beekman/Young 4-0-1 (Bawanan-Absent) motion passes to approve Consent Calendar Item 3.1 as amended.

4. UNFINISHED BUSINESS: None.

5. PUBLIC HEARING TO CONSIDER THE FOLLOWING:

- 5.1: Adoption of Resolution No. 2012-35, approving a rate increase for Waste Management Inc., for refuse, recycling, yard waste, transportation services, and the addition of new ancillary services rates.

Tom Sanchez with Waste Management, Inc presented a PowerPoint presentation to the Council regarding the request for the increase of rates.

Council discussed and deliberated on this Item. Mayor Pro Tem Beekman opened and closed the Public Hearing at 7:55p.m., with no comments from the audience.

Council continued to deliberate on this item.

Mayor Pro Tem called for a motion on this Item. No motions were made. Motion failed, no action was taken.

6. NEW BUSINESS:

- 6.1:** Discuss and provide direction to Staff on the National Night-Out Street Closure Procedures.

Council deliberated on this Item and discussed it with the City Manager. Council preferred that these procedures be applied to all future National Night Out Events in the future, as well as this year's event. Staff will amend the procedures accordingly.

Beekman/Young 4-0-1(Bawanan-Absent) motion passes to approve the National Night Out Street Closure Procedures as amended.

- 6.2:** Consider Resolution No. 2012-36 Adopting an Amended Classification Plan for the City of Hughson.

This Item was pulled and continued by City Manager Whitemyer.

- 6.3:** Consider Resolution No. 2012-37 Ratifying a Short Term Loan from the City of Hughson to the Successor Agency of the Hughson Redevelopment Agency.

Council discussed this Item with City Manager Whitemyer and Attorney Schroeder.

Beekman/Silva 4-0-1 (Bawanan-Absent) motion passes to adopt Resolution No. 2012-37 ratifying a Short Term Loan from the City of Hughson to the Successor Agency of the Hughson Redevelopment Agency.

- 6.4:** Consider Resolution No. 2012-38 delegating to the City Manager authority to administer and manage claims and actions against the City of Hughson or its officers or Employees, and claims and actions of the City of Hughson under the amount of \$2,500.

Silva/Carr 4-0-1 (Bawanan-Absent) motion passes to adopt Resolution No. 2012-38 delegating to the City Manager authority to administer and manage claims and actions against the City of Hughson or its officers or Employees, and claims and actions of the City of Hughson under the amount of \$2,500.

7. CORRESPONDENCE: None.

8. COMMENTS:

8.1: Staff Reports and Comments: (Information Only – No Action)

City Manager:

City Clerk:

Community Development Director:

Director of Finance:

Police Services:

City Attorney: Attorney Schroeder explained to Council that three of the Items listed in Closed Session were the claims previously azenized for rejection on the Consent Calendar. They were azenized into Closed Session so members of the Council could discuss or ask questions if necessary. Since Council approved the consent calendar and the Council had no questions about the claims, Closed Session Item 9.1 was pulled from the Agenda.

8.2: Council Comments: (Information Only – No Action)

Councilmember Carr updated the Council on his attendance at the Turlock Mosquito Abatement District and the Fire 2+2 meeting.

Councilmember Young updated the Council on his attendance at the Alliance and the Economic Development Committee meeting. He also provided updates on the Hughson Harvest Festival.

Mayor Pro Tem Beekman updated the Council on his attendance at the Economic Development Committee Meeting.

8.3: Mayor's Comments: (Information Only – No Action)

9. CLOSED SESSION TO DISCUSS THE FOLLOWING: 8:30 p.m.

9.1: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
~~Initiation of litigation pursuant to subdivision (c) of Section 54956.9:~~

~~Three (3) potential cases~~

This Item was pulled by City Attorney Schroeder under City Attorney Reports.

9.2: CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of litigation pursuant to subdivision (c) of Section 54956.9:

One (1) case

10. REPORT FROM CLOSED SESSION:

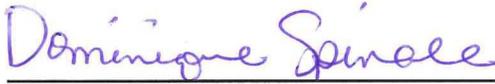
The Council returned from Closed Session at approximately 8:55p.m. All four (4) Council members were present for the duration of session.

The Council unanimously voted to initiate litigation against the County and State regarding the forced payment under AB 1484.

ADJOURNMENT: This meeting adjourned at approximately 8:55p.m.



RAMON BAWANAN, Mayor



DOMINIQUE SPINALE, Deputy City Clerk