

**HUGHSON CITY COUNCIL and
HUGHSON REDEVELOPMENT AGENCY BOARD**

MINUTES

August 8, 2011
REGULAR SESSION 7:00 P.M.

Council Chambers
7018 Pine Street, Hughson CA
City Hall

August 8, 2011
Regular Scheduled Meeting

CALL TO ORDER:

ROLL CALL:

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

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

PLEDGE OF ALLEGIANCE: Mayor Bawanan

INVOCATION: Mayor

**AMERICANS WITH DISABILITIES ACT/CALIFORNIA BROWN ACT
NOTIFICATION FOR THE CITY OF HUGHSON**

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).

Disabled or Special needs Accommodation: In compliance with the Americans with Disabilities Act, persons requesting a disability related modification or accommodation in order to participate in the meeting and/or if you need assistance to attend or participate in a City Council meeting, please contact the City Clerk's office at 209 883-4054. Notification at least 48-hours prior to the meeting will assist the City Clerk in assuring that reasonable accommodations are made to provide accessibility to the meeting.

WAIVER WARNING

Waiver Warning: If you challenge a decision/direction of the City Council/Redevelopment Agency in court, you may be limited to raising only those issues you or someone else raised at a public hearing(s) described in this Agenda, or in written correspondence delivered to the City of Hughson at or prior to, the public hearing(s).

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. Filling out the card is voluntary.

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 City of Residence for the record (requirement of Name and City of Residence is optional) 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.

Jean Henley-Hatfield reminded the City Council of the Hughson Historical Society's event on August 20. They will be honoring Hughson's Longstanding Citizens.

1) CONSENT CALENDAR:

All items are approved by a single action. A member of the Public, Staff, or the City Council may remove any of the items from the Consent Calendar for discussion.

- a) Approval of the Minutes from the July 11, 2011 and July 25, 2011 regularly scheduled sessions.
(CC) Spinale
- b) Approval of the Warrants for the Month of July 2011.
(CC/RDA) Whiteside
- c) Approval of Resolution No. 2011-059, Approving a Contract with Environmental Management Services for Continuing Services Related to Professional Expertise and Oversight of the Water System and Waste Water Treatment Plant and Authorizing the City Manager to Sign the Contract.
(CC) Clark (Staff Report Included)

- d) Approval of Resolution No. 2011-060, approving an Allocation Agreement for Community Development Block Grant Entitlement Funds with Stanislaus County and Authorizing the City Manager to Sign the Allocation Agreement.
(CC) Clark (Staff Report Included)
- e) Approval of Resolution No. 2011-061, approving an Agreement Designating Stanislaus County as the Fiscal Agent for Administration of the Strategic Growth Council's Sustainable Communities Planning Grants and Incentive Program Proposition 84 Grant for the Stanislaus Regional Sustainability Toolbox 2011.
(CC) Clark (Staff Report Included)
- f) Consider and Approve Resolution No. 2011-062, authorizing the City of Hughson to enter into a Merchant Agreement with GovPayNet for merchant services.
(CC) Whiteside (Staff Report with Agenda)
- g) Approval of Resolution No. 2011-063, Approving a Contract with Synagro, a Residuals Management Company, to Remove, Transport and Beneficially Reuse Class B Biosolids (Sludge) from the City of Hughson Wastewater Treatment Plant and Authorizing the City Manager to Sign the Contract.
(CC) Clark (Staff Report Included)
- h) Approval of a City Co-Sponsorship for the SEAPA Dementia Reality Tour Event to be held at the City of Hughson Senior Community Center on September 29, 2011.
(CC) Whitemyer (Staff Report with Agenda)

Staff requested that Item (a) of the Consent Calendar be pulled from the Agenda and continued to the next session of August 22.

Council pulled Items (f) and (g) for discussion.

Silva/Carr 5-0-0-0 motion passes to approve Items (b), (c), (d), (e), and (h) of the Consent Calendar.

The Council asked for some clarifications and additional information on Items (f) and (g).

Carr/Silva 5-0-0-0 motion passes to approve Items (f) and (g) of the Consent Calendar.

2) **PRESENTATIONS:**

- a) Proclamation in honor of Hughson's First Mayor Mr. Curtis Fink.

Mayor Bawanan read the Proclamation into record in honor of Hughson's First Mayor, Curtis Fink. The Proclamation will be sent to Mr. Fink's family.

- b) Certificate of Recognition to Ms. Marie Readd for earning First Place in the 2011 Stanislaus County Fair's contest for a 100-Year Cake.

Mayor Bawanan congratulated Ms. Readd for earning 1st place in the contest and presented a Certificate of Recognition to her. Ms. Readd shared the history of the 100-year cake and her experience in perfecting the recipe to earn first place.

- c) Certificates of Recognition to the Longstanding Citizens to be honored at the Hughson Historical Society Event on August 20, 2011.

This item was pulled from the Agenda. The Certificates of Recognition will be presented directly to the Longstanding Citizens at the Event on August 20.

- d) *Choose Civility Initiative* by Tom Changnon, Superintendent of Schools, Stanislaus County Office of Education.

Mr. Changnon presented a power point on the Civility Initiative to the Council and audience. He discussed the goals and values the Initiative carries and the measures they are taking in order to spread Civility throughout Stanislaus County.

Mr. Changnon encouraged all to visit the website and become a member of the Initiative. He also encouraged and requested that the City Council adopt a Resolution in support of the Civility Initiative.

- e) Animal Laws by Annette Patton, Executive Director of the Stanislaus County Animal Services Agency.

Ms. Patton presented a power point on Animal Laws to the Council and audience. She reviewed and advised of the current laws pertaining to licensing and vaccinating pets. She also advised that Stanislaus County Animal Service is currently visiting homes in Hughson and throughout the County in an effort to ensure that residents are licensing their dogs.

Ms. Patton reviewed and advised of the fines and fees associated with not licensing animals. She encouraged residents to spay and neuter their animals to prevent the current overpopulation of animals from increasing. Ms Patton

closed by sharing that Animal Service is doing their best to address the overpopulation of cats and dogs and hopes that the residents who own pets will assist as well.

CITY BUSINESS – CONSIDER THE FOLLOWING:

- 3) Consideration of Resolution No. 2011-064, Authorizing the City Manager to Sign the Memorandum of Understanding Among the City of Modesto, City of Turlock, City of Hughson, and City of Ceres for Integrated Regional Water Management Planning and to Appoint One Councilmember and One Alternate to the East Stanislaus Regional Water Management Partnership.
(CC) Clark (Staff Report Included)

Beekman/Carr 5-0-0-0 motion passes to adopt Resolution No. 2011-064, authorizing the City Manager to Sign the Memorandum of Understanding Among the City of Modesto, City of Turlock, City of Hughson, and City of Ceres for Integrated Regional Water Management Planning, and appointed Councilmember Jill Silva to serve on the East Stanislaus Regional Water Management Partnership, and Councilmember Matt Beekman as her Alternate.

- 4) Consideration of Resolution No. 2011-065, approving an Agreement between the City of Hughson and the Stanislaus County Sheriff's Department to Perform Law Enforcement Services for the City of Hughson and Authorizing the Mayor to Execute the Agreement.
(CC) Whitemyer (Staff Report Included)

City Manager Whitemyer reviewed this Item with the Council. The Council and Staff discussed this Item with Chief Gharat and Sheriff Adam Christensen who were both present at the meeting.

Sheriff Adam Christensen advised the Council that the Stanislaus County Sheriff's Department strives to provide and maintain excellence in its services to the City of Hughson and they will continue to do so in the future.

Carr/Silva 5-0-0-0 motion passes to adopt Resolution No. 2011-065, approving an Agreement between the City of Hughson and the Stanislaus County Sheriff's Department to Perform Law Enforcement Services for the City of Hughson and Authorizing the Mayor to Execute the Agreement.

- 5) Direction from the City Council on how to proceed with the City of Hughson Redevelopment Agency.
(CC/RDA) Schroeder (Staff Report with Agenda)

City Attorney Schroeder updated the Council on the ongoing controversy of the elimination of the Redevelopment Agencies in California. He discussed in detail AB 1X26 and AB 1X27, the legislative bills passed in June that would

compel redevelopment agencies to make voluntary contributions to the state or else face elimination. Attorney Schroeder advised the Council that he would have more information to present to the Council at future sessions, as a decision needs to be made and adopted by Council by October 1.

The Council and Staff need to review options and conduct a cost-benefit analysis to decide whether the City can continue with or eliminate their Redevelopment Agency.

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.

6) PUBLIC HEARING TO CONSIDER:

- a) Resolution No. 2011-055, a resolution of the City Council of the City of Hughson approving the annual report for the City of Hughson Landscaping and Lighting Districts and Benefit Assessment Districts for Fiscal Year 2011-2012.
(CC/RDA) Whitemyer (Staff Report with Agenda)
- b) Resolution No. 2011-056, a resolution of the City Council of the City of Hughson confirming the assessment and ordering the Levy for the City of Hughson Landscaping and Lighting Districts and Benefit Assessment Districts for Fiscal Year 2011-2012.
(CC/RDA) Whitemyer (Staff Report with Agenda)

City Manager Whitemyer reviewed these Items with the Council and answered all questions asked by the Council.

Mayor Bawanan opened the Public Hearing for 6(a) at 8:40 p.m. There were no comments. Mayor Bawanan closed the public hearing for Item 6(a) at 8:41 p.m.

Beekman/Silva 5-0-0-0 motion passes to adopt Resolution No. 2011-055, approving the annual report for the City of Hughson Landscaping and Lighting Districts and Benefit Assessment Districts for Fiscal Year 2011-2012.

Mayor Bawanan opened the Public Hearing for 6(b) at 8:42 p.m. There were no comments. Mayor Bawanan closed the public hearing for Item 6(b) at 8:43 p.m.

Silva/Carr 5-0-0-0 motion passes to adopt Resolution No. 2011-056, confirming the assessment and ordering the Levy for the City of Hughson Landscaping

and Lighting Districts and Benefit Assessment Districts for Fiscal Year 2011-2012.

CORRESPONDENCE:

No Correspondence was scheduled.

CITY MANAGER REPORT:

CITY CLERK REPORT:

COMMUNITY DEVELOPMENT DIRECTOR REPORT:

DIRECTOR OF FINANCE REPORT:

POLICE SERVICES REPORT:

Chief Gharat thanked the Council for approving the Contract for police services and looks forward to working with the Hughson Community.

Chief Gharat updated the Council on a recent theft incident in town.

CITY ATTORNEY REPORT:

Attorney Schroeder introduced Curtis Keller, an intern with Neumiller & Beardslee who has been assisting him with researching RDA information.

CITY COUNCIL MEMBERS REPORTS AND COMMENTS:

Councilmember Carr updated the Council on his meeting with the Turlock Mosquito Abatement District. He also thanked Chief Gharat and the Deputies for taking good care of Hughson.

Councilmember Silva thanked Attorney Schroeder and Director Clark for sending the Council updated and ongoing information on important items. She also thanked Councilmember Young for his participation in the Hughson Harvest Festival.

Councilmember Young updated the Council on his meeting with the League of California Cities and the 2+2 Committee meeting with the School District. He also updated the Council on the Harvest Festival.

Mayor Bawanan updated the Council on his meetings with the Hughson Family Resource Center and LAFCO.

COMMUNITY EVENTS:

- ✦ August 13, 2011 – Hughson’s 1st Annual Chili Bean Cook-Off – contact 480-5251 – all proceeds benefit HHS Football.
- ✦ August 20, 2011 – The Hughson Historical Society will be honoring the longstanding Citizens at Saint Anthony’s Church at 6:00 p.m.
- ✦ September 24-25, 2011 – Hughson Harvest Festival, formerly Fruit & Nut Festival

CLOSED SESSION TO DISCUSS THE FOLLOWING:

No Closed Session was scheduled.

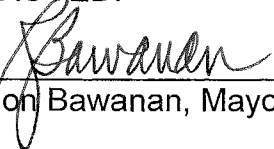
ADJOURNMENT:

Mayor Bawanan closed this meeting in honor of Hughson’s First Mayor Curtis Fink at 8:55 p.m.

These minutes were approved on this 22th day of August 2011 by a unanimous Consent of the Council/RDA by the following roll call vote: **(5-0-0-0)**


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| AYES: | Beekman, Silva, Carr, Young, and Mayor Bawanan. |
| NOES: | None. |
| ABSTENTIONS: | None. |
| ABSENT: | None. |

APPROVED:



Ramon Bawanan, Mayor

ATTEST:



Dominique Spinale, Deputy City Clerk