

Rio Vista City Council
MINUTES
Thursday, December 3, 2009 at 7:00 p.m.
City Council Chambers
One Main Street
Rio Vista, California 94571

Roll Call

Present: Councilmembers Jones, Krebs, Norman, Richards, and Mayor Vick

Absent: None

Flag Salute – led by Mayor Vick

1. Public Comment

Brian Protheroe, representing the City of Rio Vista Fire Department Reserves, announced upcoming events, including a Blood Drive, Spaghetti Feed, Boot Drive and Golf Tournament.

Hale Conklin, City resident, requested update on investigation of the theft of Launch Ramp money.

Chris Wilson, representing Cal Equipment, distributed information referring to restoration of vessels located at the Army Base.

Council consensus to list on a future agenda.

2. City Council Reports / Staff Reports

City Manager Hector De La Rosa introduced Jeff Ringelman, newly hired part-time Fire Marshall, who reported on Fire Department activities in the absence of the Interim Fire Chief Tom Myers.

Police Chief Bill Bowen provided follow-up information on the theft of Launch Ramp money, stating that approximately \$200.00 was taken and that the investigation is still on-going. He also reported on the completion of the Rio Vista Police Officers' Radar Training, encouraged residents to sign up for NIXLE alerts available by the Police Department and concluded his report with information on the Every 15 Minute Program.

Acting Community Development Director Emi Theriault reported on Air Quality Funding for Water Front Projects and the Finance Manager reported on the status of the audit and presented the financial report.

City Manager Hector De La Rosa presented an update on the ADA project at City Hall, including change order needed for repair of roof and the possibility of using CDBG funds, or

other funding if the repair does not qualify for Grant Funding, and the installation of security doors at a later date at an estimated cost of \$12,000.

Council reports included, but were not limited to an update on ATOD programs, topics discussed at various meetings, including Army Base Steering Committee, Citizens Committee Monitoring Water and Wastewater Enterprise Funds, Spirit of Solano Awards, Census 2010 and upcoming tests for positions with the Census Office, and request for the City Manager to address issues related to the parking of vessels at the Army Base. There was also an update on a meeting with representatives to locate a Green Energy Plant in Rio Vista and the announcement of the death of former Planning Commission Frank Benda.

3. City Commission Reports / Chamber of Commerce Report

No Commission Reports were given and the Chamber of Commerce Report included announcement of Chamber events, including the February 10th Installation Dinner.

4. Approve the City of Rio Vista 2009 Fee Schedule, with Resolution for adoption.

Finance Manager Michelle Mingay presented the Staff Report and responded to questions on the proposed 2009 Fee Schedule, including Police Department Fees, Fire Department Fees, Administrative Fees and Employee Billable Rates Schedule.

City Attorney Kara Ueda recommended an Ordinance be drafted to address the Police Department Fees, including Alarm User Permit, and removal of the Bingo Permit as it is provided by Ordinance, removal of the Taster Cartridges fee, and deferment of the Civil Subpoena Appearances fee for modification and additional review of Criminal History Local Review, Drug Analysis, Emergency Response, and Firearms Storage fees. She responded to Council questions and Police Department concerns.

Police Chief Bill Bowen responded to City Attorney recommendations and sources used to determine fees and removed his opposition to the Vehicle Equipment Violation Signoff fee as it has been in effect for four years and is not a new fee.

Motion by Richards, seconded by Jones, to adopt **Resolution 2009-117**, with amendments to Exhibit A of the Resolution relating to Police Department Fees.

Roll-call Vote: Ayes: Councilmembers Jones, Krebs, Norman, Richards, and Mayor Vick

Noes: None

Public Hearing

5. Approve the Community Development Department 2009 – 2010 Building and Planning processing fees and update to existing Capital Impact Fees, with Resolution for adoption.

Mayor Vick opened the Public Hearing.

Acting Community Development Director Emi Theriault referenced a letter received this morning from Solano Properties, LLC with questions and concerns regarding the proposed fee update and recommended the item be continued to December 17, 2009 to provide Staff time to respond.

Motion by Krebs, seconded by Norman, to continue the Public Hearing to the December 17, 2009 City Council Meeting.

Vote: All ayes

6. Introduce and waive the first reading of an Ordinance of the City of Rio Vista amending Sections 17.44, -54, -56, and -58 of the Rio Vista Municipal Code Zoning Ordinance.

Acting Community Development Director Emi Theriault addressed Council and responded to questions on the proposed amendments, including the scenic corridor and signs.

Council discussed Highway 12 standards, Caltrans specifications and importance of scenic corridor.

Lynne Hansen, City resident, spoke in support of scenic corridor.

Motion by Krebs, seconded by Jones, to introduce and waive first reading of the Ordinance amending Sections 17.44, 17.54, 17.56 and 17.58 of the Rio Vista Municipal Code (Zoning Ordinance).

Roll-call Vote: Ayes: Councilmembers Jones, Krebs, Norman, Richards, and Mayor Vick

Noes: None

Mayor Vick recessed the meeting at 9:15 p.m.

Mayor Vick reconvened the meeting at 9:20 p.m.

7. Authorize a maximum of \$30,000 in Change Orders for the Community Development Block Grant ADA Improvements Project – Street Improvements – Project No. 2, with Resolution for adoption.

Interim Public Works Director Morrie Barr addressed Council and responded to questions on the requested Change Orders, location of sidewalk repair to be funded by Grant Funds, and recommended approval.

Motion by Jones, seconded by Richards, to adopt **Resolution No. 2009-118** authorizing the City Manager to approve a maximum of \$30,000 in Change Orders to FBD Vanguard Construction, Inc. for the Community Development Block Grant ADA Accessibility Improvements Project – Street Improvements – Project No. 2

Roll-call Vote: Ayes: Councilmembers Jones, Krebs, Norman, Richards, and Mayor Vick

Noes: None

8. Review, discuss and provide staff direction on revisions to Chapter 13.04 of the City of Rio Vista Municipal Code related to water service.

City Manager Hector De La Rosa presented the Staff Report, clarifying that the majority of the changes in the proposed ordinance are items to correct current practices; however, there are sections of the ordinance which are Policy issues, and referred to a spreadsheet outlining the Pros and Cons of each section. He stated that language to address funding for meters, upgrades, meter reading services and program for meter installation is not included. In addition, the City

Attorney will require a more in-depth evaluation following Council direction to assure that the City is complying with State Law.

Council discussed various Sections of the proposed ordinance, including transfer of service, service connections and service connections location.

Bernie Durman, City resident, addressed Council on his participation, citing his support of the City owning the meters and reading meters monthly by the deadline, expressed concern of meeting the April 2011 deadline, and spoke in opposition to excluding language to address meters and meter reading from tonight's discussion.

Joel Auslen, City resident, spoke in support of City owned meters to be purchased by the City.

Council consensus to continue the discussion of the proposed ordinance to the December 17, 2009 City Council Meeting.

Meeting recessed at 10:40 p.m.

Meeting reconvened in Closed Session.

Closed Session

9. Public Employee Performance Evaluation
Title: City Attorney

Meeting reconvened in Open Session.

Closed Session Disclosure: To be rescheduled.

10. **Adjournment** – Meeting adjourned at 10:50 p.m.

Carolyn Parkinson, MMC
Interim City Clerk