

**SUSANVILLE CITY COUNCIL
SUSANVILLE COMMUNITY DEVELOPMENT AGENCY
SUSANVILLE MUNICIPAL ENERGY CORPORATION
SUSANVILLE PUBLIC FINANCING AUTHORITY
Regular Meeting Minutes
June 1, 2011 – 6:00 p.m.**

City Council Chambers 66 North Lassen Street Susanville CA 96130

Meeting was called to order at 6:00 p.m. by Mayor pro tem Sayers.

Roll call of Councilmembers present: Joseph Franco, Rodney E. De Boer, Cheryl L. McDonald and Mayor pro tem Douglas Sayers. Absent and excused: Lino P. Callegari.

1 APPROVAL OF AGENDA: Motion by Councilmember De Boer, second by Councilmember Franco to approve the agenda as posted; motion carried. Absent: Callegari.

2 PUBLIC COMMENT REGARDING CLOSED SESSION ITEMS (if any): There was no public comment.

Mr. Porfiri provided an oral update on the status of open labor negotiations.

3 CLOSED SESSION: At 6:02 p.m., the City Council recessed to Closed Session to discuss the following:

A CONFERENCE WITH LABOR NEGOTIATOR (2011/2012) pursuant to Government Code §54957.6:

Agency Negotiator:	Robert Porfiri
Bargaining Unit:	Administrative/Confidential Unit Firefighters Unit Management Unit Miscellaneous Unit Professional/Technical Unit Public Works Unit Susanville Police Officers Association

B CONFERENCE WITH REAL PROPERTY NEGOTIATOR – pursuant to Government Code §54956.8:

1 Property:	Portion of APN 116-230-05 APN 103-294-12 Portion of APN 101-270-09 APN 105-143-01 APN 101-271-08
Agency negotiator:	Robert Porfiri
Negotiating parties:	Unknown
Under negotiation:	Price/Conditions/Terms of payment

C CONFERENCE WITH LEGAL COUNSEL – Existing litigation pursuant to Government Code §54956.9 (a): City of Susanville and County of Lassen vs. California Department of Corrections and Rehabilitation; California Department of Parole (AKA Division of Adult Parole Operations); and Does 1 through 20 inclusive, Lassen County Superior Court Case No. 51154

4 RETURN TO OPEN SESSION: The City Council reconvened in open session at 7:00 p.m. with all members present except Lino P. Callegari (absent and excused)..

Staff present: Robert Porfiri, City Administrator/Finance Director; Peter M. Talia, City Attorney; Debra M. Maggini, CMC/City Clerk; Jeff Atkinson, Police Chief (arrived at 7:14 p.m.); Ted Friedline, Fire Chief; Jared Hancock, Senior Planner; Craig Platt, Public Works Director; and Deborah Savage, Assistant to the City Administrator/Finance Director.

Mayor pro tem Sayers led those assembled in the pledge of allegiance.

Mr. Porfiri reported that the agenda had been approved as submitted.

Mr. Talia announced that no reportable action had been taken in Closed Session.

In the absence of Chief Atkinson, Mr. Talia asked that a moment of silence be observed to honor the memory of Chivon Nelson, who worked in the City's Public Works Department. Her professionalism and sunny disposition will be missed.

5 BUSINESS FROM THE FLOOR:

Kathie Garnier, local businessperson, asked if there was a way that City employees could knock down some of the weeds in front of businesses along Main Street. With the Main Street Cruise scheduled for later this month, it would be nice to present a nice venue for the event. Mr. Porfiri advised that staff started to clear weeds just this morning.

6 CONSENT CALENDAR: Mayor pro tem Sayers reviewed the Consent Calendar:

- A Waive the oral reading and approve minutes from City Council's April 20, May 4 and 11, 2011 meetings
- B Approve vendor warrants numbered 81406 through 81508 totaling \$315,073.38 including \$100,031.33 in payroll warrants
- C Appoint Frank Avilla, Jr to part-time, temporary position of Laborer II (Parks) (903/E)

There was no public comment.

Motion by Councilmember De Boer, second by Councilmember Franco to approve the Consent Calendar; motion carried. Absent: Callegari.

7 PUBLIC HEARINGS: No business.

8 COUNCIL DISCUSSION/ANNOUNCEMENTS: No business.

9 NEW BUSINESS:

9A Waive reading and adopt Urgency Ordinance No. 11-0981, An Emergency Ordinance of the City of Susanville Restricting and Limiting Use of Fireworks within the City of Susanville from 6:00 am on Monday, July 4, 2011 to 2:00 am on Tuesday, July 5, 2011; and Prohibiting Use of Fireworks within the City of Susanville at any other time between June 19, 2011 and October 31, 2011: Chief Friedline reported that the City is authorized by State law to limit the use and discharge of fireworks within its city limits. The City is also authorized to restrict the sale and use of fireworks within its jurisdiction, provided that findings are adopted that justify that restriction or limitation. Due to the increased amount of precipitation so far this year, it is expected that a bumper crop of weeds will have sprouted by the Fourth of July holiday. Staff is recommending restricting the sales and use of fireworks to accommodate the local fire danger.

Kathie Garnier, local resident, asked if the Ordinance would prohibit fireworks on New Year's Eve; Chief Friedline stated that use of fireworks is allowed after the fire season, typically set as October 31 of each year.

Motion by Councilmember De Boer, second by Councilmember McDonald to approve **Urgency Ordinance No. 11-0981**; motion carried. Absent: Callegari.

9B Consider deadline of June 27, 2011 for weed abatement purposes: Chief Friedline reported that in preparation for vegetation fire reduction and Independence Day, the Fire Department is recommending a weed/fire hazard abatement deadline of June 27, 2011. After this date, any conditions which pose a hazard will be mitigated following the provisions of the *Susanville Municipal Code* Section 8.28. Occupants or property owners may be cited for failure to comply and may be charged for suppression costs after this date. The City Council has the authority to determine the deadline, which the Fire Department then publishes in the local newspaper at least twice prior to enforcement of weed abatement standards.

Mayor pro tem Sayers stated that the weeds should be removed promptly.

There was no public comment.

Motion by Councilmember Franco, second by Councilmember De Boer to establish the deadline for the removal of weeds and other fire hazards in Susanville as Monday, June 27, 2011; motion carried. Absent: Callegari.

9C Consider Resolution No. 11-4769, Approving and authorizing Mayor to execute lease agreement with Joseph Bertotti for use of uninhabitable single-family dwelling for fire training purposes: Chief Friedline reported that the City and the Susan River Fire Protection District have an opportunity to lease an uninhabitable single-family dwelling located at 701-985 Johnstonville Road, to be used exclusively as a fire-training facility. The term of the lease is for two years commencing June 1, 2011 and terminating on May 31, 2013. The rent amount is \$1 per year.

There was no public comment.

Motion by Councilmember Franco, second by Councilmember McDonald to approve **Resolution No. 11-4769**; motion carried. Absent: Callegari.

9D Consider Resolution No. 11-4772, Resolution of Intention pursuant to Streets and Highways Code §36534 approving annual HUSA budget and scheduling public hearing to consider setting assessments for FY 2011/2012: Mr. Talia report that the *Streets and Highways Code* requires the City Council to consider the annual fiscal report of the Historical Uptown Susanville Association (HUSA). The City Council may make changes or alterations to the report, and the report is approved by Resolution. If the annual report is accepted, the City Council then sets a public hearing to consider the levy of assessments in the parking and business improvement district identified in Chapter 5.24 of the *Susanville Municipal Code*. If the City Council accepts the report, the public hearing could be set for Wednesday, June 15, 2011 at 7:00 p.m. to consider the levy of assessments for FY 2011/2012. The City currently receives five percent of the assessments (approximately \$3,000) for reimbursement of staff time for billing and collection of assessments.

Kathie Garnier, HUSA representative, briefly reviewed the report and discussed the organization's objectives for the next fiscal year.

Motion by Councilmember De Boer, second by Councilmember McDonald to approve **Resolution No. 11-4772**; motion carried. Absent: Callegari.

10 SUSANVILLE COMMUNITY DEVELOPMENT AGENCY: No business.

11 SUSANVILLE MUNICIPAL ENERGY CORPORATION: No business.

12 **CONTINUING BUSINESS:** No business

13 **CITY ADMINISTRATOR'S REPORTS:**

13A **Annual rabies clinic report:** Mr. Porfiri reported that the City sponsors a Rabies Clinic at the Fire Hall each year. Licenses are sold on that day at a 50 percent discounted rate and Dr. Boyd Taylor is on hand to administer the rabies vaccine. This year's Clinic was held on Saturday, May 21, 2011 with the following results:

- 134 Vaccines by Dr. Taylor
- 123 Dog licenses sold for a total of \$645

Mr. Porfiri thanked Janette Zahniser for working the Clinic.

13B **Work-in-progress update:** Mr. Porfiri reviewed the work-in-progress calendar.

14 **COUNCIL ITEMS:**

14A **AB1234 travel reports:** None.

15 **ADJOURNMENT:** Motion by Councilmember De Boer, second by Councilmember Franco to adjourn the meeting in memory of Chivon Nelson; motion carried. Absent: Callegari.

Meeting was adjourned at 7:23 p.m.

Lino P. Callegari, Mayor

Respectfully submitted by

Debra M. Magginetti, CMC/City Clerk

Approved on July 6, 2011.