



CITY COUNCIL MEETING

Tuesday, July 19, 2022

Regular Meeting - 6:00 PM

City Hall – City Council Chambers

425 Webster Street, Colusa, CA 95932

MINUTES

CALL TO ORDER

Mayor Pro-Tem Vaca called the meeting to order at 6:00 pm.

ROLL CALL

PRESENT

Council Members, Ponciano, Vaca, Conrado and Hill.

ABSENT

Mayor Reische (excused by Mayor Pro-Tem Vaca)

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

There was council consensus on the agenda approval.

PUBLIC COMMENTS – Citizen Beth Young commented about the smell and taste of the water, and the smell of the mushroom plant and cannabis.

PRESENTATIONS

Mayor Pro-Tem Vaca read the 5-year Service Award for Newbrian Lee, who was not present.

Proclamation declaring July as Parks Make Life Better Month - read by Mayor Pro-Tem Vaca.

Proclamation declaring July as Sexual Assault Awareness Month - read by Mayor Pro Tem Vaca.

CONSENT CALENDAR - *All items listed on the Consent Calendar are considered by the Council to be routine in nature and will be enacted by one motion unless an audience member or Council member requests otherwise, in which case, the item will be removed for separate consideration.*

4. **Approve** - Council Draft Minutes from June 21st
5. **Receive and File** - Fire Department June Report
6. **Receive and File** - Police Department June Report
7. **Receive and File** - Finance Department June Report
8. **Receive and File** - June Warrants List

9. **Receive and File** - City Treasurer's April and May Reports
10. **Adopt** - Resolution amending the contract for City Project Number 2020-001 the 2020 Wastewater Improvements Project to include the text of the Davis Bacon Wage rates.
11. **Adopt** - Resolution to authorize project acceptance and release of retention to R & R Horn General Contractor, Inc.
12. **Adopt** - Resolution for the City to provide Valley Vision with a letter of support to apply for the CRF planning grant.
13. **Adopt** - Ordinance 552 amending Article VIII of Chapter 8 of the Municipal Code to impose a transaction and use tax.

ACTION: Item 13 pulled by Council Member Ponciano. Motion by Hill, seconded by Conrado to approve Items 1-12 of the consent calendar. Motion passed unanimously.

ACTION: After Councilmember Ponciano's question was answered, Ponciano made a motion, to approve Item 13, seconded by Hill. Motion passed unanimously.

COUNCIL MEMBER /CITY MANAGER REPORTS and STAFF COMMENTS

Council Members provided updates on meetings they attended.

Staff provided updates in their department.

City Treasurer Kelley did not have a report.

PUBLIC HEARINGS

14. Consideration to authorize placement of solid waste liens from Recology to be placed on the 2022-23 County Property Tax Roll.

Public Hearing opened at 6:17 pm.

Finance Director Aziz-Khan explained Recology's process.

Citizen Craig Hill encountered issues with Recology's new billing system.

Citizen John Rogers expressed the same issues with the billing system.

Consultant Sadie Ash recommended the city conduct an audit.

Finance Director Aziz-Khan invited citizens with multiple properties to meet with her so they could clarify their issues and concerns.

ACTION: Motion by Ponciano, seconded by Conrado to **continue** the Public Hearing to August 2, 2022. Motion passed 3-0 by the following roll-call vote:

AYES: Ponciano, Conrado and Vaca.

NOES: None.

ABSTAIN: Hill.

ABSENT: Reische.

15. Consideration of approving engineer's reports, confirming diagram maps, and order the levy on parcels for FY 2022-23 for the Colusa Meadows West Public Facilities Assessment District and Hoblit Public Facilities Assessment District.

Public Hearing opened and closed at 6:33 pm with no public comments.

ACTION: Motion by Ponciano, seconded by Vaca to adopt **Resolution 22-40 - A** Resolution of The City Council of the City of Colusa to levy and collect Assessments for Fiscal Year 2021-22 For the Colusa Meadows West and Hoblit Subdivision Assessment Districts. Motion passed 4-0 by the following roll-call vote:

AYES: Hill, Ponciano, Conrado and Vaca.

NOES: None.

ABSENT: Reische.

16. Consideration of approving engineer's reports, confirming diagram maps, and order the levy on parcels for FY 2022-23 for the City of Colusa Parks, Trees, and Improvement District.

Public Hearing opened at 6:35 pm with the following comments:

Citizen Jim White commented why the amount collected has been the same for the past 18 years. He stressed the importance of keeping up with inflation.

Citizen Cynthia White commented on the need for an increase.

Citizen Thomas Roach commented about options for a future increase.

Public Hearing closed at 6:42 pm.

ACTION: Motion by Conrado, seconded by Vaca to adopt **Resolution 22-41 - A** Resolution of the City Council of the City of Colusa to levy and collect Assessments for Fiscal Year 2022-23 for the City of Colusa Parks, Trees and Improvement District. Motion passed 4-0 by the following roll-call vote:

AYES: Hill, Ponciano, Conrado and Vaca.

NOES: None.

ABSENT: Reische.

17. Consideration of approving engineer's reports, confirming diagram maps, and order the levy parcels for FY 2022-23 for the Walnut Ranch Landscape and Lighting District.

DISCUSSION: City Engineer Swartz explained a correction would be made that reflects the amount of \$400 to \$332.22.

Public Hearing opened and closed at 6:45 with no public comments.

ACTION: Motion by Hill, seconded by Ponciano to adopt the **amended Resolution 22-42** – A Resolution of the City Council of the City of Colusa to levy and collect Assessments for Fiscal Year 2022-23 for the Walnut Ranch Landscape and Lighting District with the amended amount to be \$332.22. Motion passed 4-0 by the following roll-call vote:

AYES: Hill, Ponciano, Conrado and Vaca.

NOES: None.

ABSENT: Reische.

18. Consideration of approving engineer's reports, confirming diagram maps, and order the levy on parcels for FY 2022-23 for the City of Colusa Community Facilities District (CFD) 2-2020.

City Engineer Swartz reported CFD formation in 2020 with the potential to expand.

Public Hearing opened at 6:51 pm

Citizen Cynthia White inquired why the developer does not pay the fees

Public Hearing closed at 6:52.

ACTION: Motion by Conrado, seconded by Vaca to adopt **Resolution 22-43** - A Resolution of the City Council of the City of Colusa to levy and collect Assessments for Fiscal Year 2022-23 for the City of Colusa Community Facilities District 2-2020. Motion passed 4-0 by the following roll-call vote:

AYES: Hill, Ponciano, Conrado and Vaca.

NOES: None.

ABSENT: Reische.

COUNCIL CONSIDERATION

19. Consideration of Commission Appointments

City Clerk Kittle reported on the vacancies and introduced the applicants. Each applicant stated why they were interested in serving on the Planning Commission.

ACTION: Motion by Vaca seconded by Conrado to appoint Vicky Willoh and Thomas Roach for a four-year term. Ponciano made a secondary motion to appoint Jean Pierre Cativiela. With no second, the original motion passed 4-0 by the following roll-call vote:

AYES: Hill, Ponciano, Conrado and Vaca

NOES: None.

ABSENT: Reische.

Council to review two applications and appoint one applicant to the Parks, Recreation and Tree (PRT) Commission for a four-year term.

ACTION: Motion by Hill, seconded by Conrado to appoint Patti Hickel to the Parks, Recreation and Tree Commission for a four-year term. Motion passed 4-0 by the following roll-call vote:

AYES: Hill, Ponciano, Conrado and Vaca

NOES: None.

ABSENT: Reische.

PUBLIC COMMENTS:

Citizen Julie Garafolo - not a proponent of serving on multiple commissions.

Citizen Thomas Roach expressed his willingness and enthusiasm to serve on both the Planning and the PRT Commission.

Citizen Janice Bell appreciated the applicants who applied and their eagerness to serve.

Citizen John Rogers - not a proponent of serving on multiple commissions

Sadie Ash commented on communications between commissions.

Citizen Cativiela was happy to see the increase in advertising for the positions.

City Attorney Jones confirmed he did not see a conflict in serving on both commissions.

ACTION: Motion by Conrado, seconded by Vaca that the previous motions stand.

Motion passed 4-0 by the following roll-call vote:

AYES: Hill, Ponciano, Conrado and Vaca

NOES: None.

ABSENT: Reische.

20. First reading of an Ordinance regarding AB 481- Military Equipment Policy for the Police Department.

City Attorney Jones provided details about the proposed Ordinance and the state law requirements.

PUBLIC COMMENTS: Citizen Jim White questioned the list of equipment used in Colusa.

Citizen Janice Bell cautioned about sharing too much detail, while still abiding by the law.

ACTION: Motion by Ponciano, seconded by Vaca to read by title and waive the first reading of **Ordinance 553** An Ordinance of the City Council of the City of Colusa, California, adopting a Military Equipment Policy of the City of Colusa, California governing the use of military equipment. Motion passed 4-0 by the following roll-call vote:

AYES: Hill, Ponciano, Conrado, and Vaca.

NOES: None.

ABSENT: Reische.

21. US Department of Transportation (DOT) Safe Streets and Roads for All (SS4A) Planning Grant

Grant Writer Vanetta provided a report. She explained 20% match, safety action plans for the commitment of zero fatalities.

Citizen Vicky Willoh inquired about the grant.

Citizen Sean Amsden expressed his support for street safety, especially having a traffic light at 10th and Fremont.

ACTION: Motion by Conrado, seconded by Vaca Council to approve **Resolution 22-44** for the City of Colusa to submit a grant bid to the DOT for a planning grant for a Comprehensive Safety Action Plan for the City's Transportation Infrastructure. Motion passed 4-0 by the following roll-call vote:

AYES: Hill, Ponciano, Conrado and Vaca.

NOES: None.

ABSENT: Reische.

ACTION: Motion by Conrado, seconded by Vaca Council to approve **Resolution 22-45** making a commitment to set a goal for zero fatalities and serious injuries on the roads of the City of Colusa. Motion passed 4-0 by the following roll-call vote:

AYES: Hill, Ponciano, Conrado and Vaca

NOES: None.

ABSENT: Reische.

22. Consideration of Resolution approving the Proposed budget as recommended by City Manager and City Staff.

Finance Director Aziz-Khan reported the two changes made since the last meeting.

ACTION: Motion by Conrado, seconded by Hill to adopt **Resolution 22-46** adopting the Proposed Budget for Fiscal Year 2022-23. Motion passed 3-0 by the following roll-call vote:

AYES: Hill, Conrado and Vaca.

NOES: Ponciano.

ABSENT: Reische.

ACTION: Motion by Conrado, seconded by Vaca to adopt **Resolution 22-47** establishing Proposed Budget appropriation the appropriation (GANN) limit for the fiscal year 2022-2023 and the correction factor for the fiscal year 2021-2022. Motion passed 4-0 by the following roll-call vote:

AYES: Hill, Ponciano, Conrado and Vaca.

NOES: None.

ABSENT: Reische.

Mayor Pro-Tem Vaca called for a five-minute recess at 7:36 pm and called the meeting back to order at 7:41 pm.

DISCUSSION ITEMS

23. Discussion on all commissions at least two members may live within two miles of the city limits or must live within the Sphere of influence.

City Manager Cain defined the "Sphere of Influence" as potential properties that could be annexed into the city within the next 20 years. City Attorney Jones stated the Sphere of Influence could be changed from year-to-year.

Public Comments were received.

The consensus of the council was to bring this back when all council members were present.

24. Discussion on using our current cannabis AD-HOC members to evaluate cannabis activities or create a new AD-HOC

Susan Meeker, Editor with Pioneer Review stated Ad Hoc Committee suggested a Standing Committee or an Advisory Committee.

Public Comments were received.

ACTION: The consensus of the council was to have the Cannabis Ad Hoc report back their recommendations to Council.

25. Events Update

Sadie Ash provided an overview and a financial update on the 4th of July event. She also provided details on the upcoming Taco Festival.

City Treasurer Kelley recommended the public receive the information provided to the City Manager and council on the expenses.

FUTURE AGENDA ITEMS

Electric Charging Station Downtown

Pirelli Building update

Race Communications

Discussion Item on the number of cannabis companies allowed in the city limits

RFP for cannabis operations audit

ADJOURNED at 8:47 pm

THOMAS REISCHE, MAYOR

Shelly Kittle, City Clerk