



MINUTES
REGULAR MEETING OF THE
DIXON CITY COUNCIL
DIXON REDEVELOPMENT AGENCY
DIXON PUBLIC IMPROVEMENT CORPORATION
DIXON PUBLIC FINANCING AUTHORITY

JUNE 14, 2011

Closed Session 6:00 p.m.

Special Meeting of the Dixon City Council was called to order at the hour of 6:00 p.m. to meet in Closed Session in the Council Chambers Conference Room on June 14, 2011, by Mayor Jack Batchelor, Jr.

Present: Councilmembers Thom Bogue, Rick Fuller, Vice Mayor Michael Ceremello, Mayor Jack Batchelor, Jr.

Absent: *Councilmembers Dane Besneatte

* Councilmember Besneatte arrived at 6:02 p.m.

Mayor Batchelor announced that the City Council will meet in Closed Session to discuss the following:

0. CONFERENCE WITH LABOR NEGOTIATORS

(Pursuant to Government Code Section 54957.6)

City Negotiators: Nancy Huston, Steve Johnson, Michael Dean,
Stephen Muzio, Eddie Kreisberg

Employee Organization: Dixon Professional Firefighters Association
Dixon Police Officers Association
Dixon Senior Management Association
Public Employees Union, Local One
Non-Represented Management Unit
Non-Represented Non-Management Unit

There were no public comments.

The City Council recessed into Closed Session at 6:00 p.m.

Closed Session recessed at 6:36 p.m.

1. **CALL TO ORDER**

Mayor Batchelor convened the Regular Meeting at 7:00 p.m. and announced the City Council had met in Closed Session for a conference with labor negotiators and the Closed Session was continued to June 15, 2011, at 5:00 p.m.

2. **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mayor Jack Batchelor, Jr.

3. **ROLL CALL**

Present: Councilmembers Dane Besneatte, Thom Bogue, Rick Fuller,
Vice Mayor Michael Ceremello, Mayor Jack Batchelor, Jr.

Absent: None

4. **PRESENTATIONS/ PROCLAMATIONS/ RECOGNITION**

4.1 Proclamation honoring Nancy Huston, Dixon City Manager.

Mayor Batchelor read and presented the Proclamation declaring some of Nancy Huston's accomplishments as City Manager, presented her with flowers, and thanked her for all she had done while City Manager.

Nancy Huston, City Manager, thanked everyone, noted her fondness for the community and events she particularly enjoyed, and wished the community well.

5. **AUDIENCE/PUBLIC COMMENT (NON-AGENDA ITEMS)**

5.1 Ron Wilson noted that 16 years ago he came to the City and pointed out ADA deficiencies in the Council Chambers and City parking lots, he and C.A.R.D. have filed over 100 ADA and SB262 complaints, and problems remain. He noted his recommendation at the last meeting that the City obtain State manuals to assist with responses.

5.2 Byron Chapman stated an ADA Coordinator is required by law for cities with more than fifteen employees and the City has not had one since 2007, a Certified Accessibility Specialist is not a replacement, and he appreciated all that Nancy Huston has accomplished, but the City is still violating Federal law.

Mr. Chapman noted his difficulty parking in the Silveyville Cemetery during the May Fair due to the number of cars and recommended the City review parking for future May Fairs.

Ms. Huston reported that Dave Dowswell is the City's ADA Coordinator, an ADA Transition Plan is in process, and ADA issues are very important to the City.

6. **ITEMS FROM THE CITY COUNCIL**

6.1 Councilmember Bogue expressed his sincerest appreciation to Nancy Huston for her strength, the budget savings she implemented, and the training she provided him to assist with understanding of the inner workings of the City.

6.2 Councilmember Besneatte reported on the Chamber of Commerce Golf Tournament, the Relay for Life, and the men who participated in a beauty contest that collected over \$3,000 at the Relay for Life.

He noted that the City will realize what a good City Manager they had after Nancy Huston is gone, expressed the opinion that she displayed incredibly thick skin in difficult circumstances, thought the County was a good fit for her, and extended his best wishes for her career.

6.3 Vice Mayor Ceremello reminded everyone that it was Flag Day, spoke about attending a Redistricting meeting where it was recommended that Dixon be removed from the 5th District and switched to Supervisor Vasquez's District.

He requested the newspaper advertising contract and citation issues be agendized, noted he was satisfied with Ms. Huston's response about the ADA Coordinator, and thanked Nancy Huston for her service even though it was sometimes difficult to come to agreement.

6.4 Councilmember Fuller thanked Nancy Huston and appreciated the manner in which she kept Council in touch with the issues and balanced her approach in a fair manner.

6.5 Mayor Batchelor discussed his participation in the Memorial Day Services at the National Cemetery, the Relay for Life, and complimented the Firefighters for their participation in Relay for Life.

He noted his appreciation for everything Nancy has done, her willingness to figure out how to do things better, and noted many business owners have expressed their appreciation for Ms. Huston's interaction with the business community.

7. **ITEMS FROM THE CITY TREASURER**

James Slaughter, City Treasurer, thanked Nancy for her work and open door policy.

8. **APPROVAL OF AGENDA**

There was no discussion on this item.

A motion was made by Councilmember Fuller, seconded by Councilmember Besneatte, to approve the Agenda, as submitted. Roll call was taken as follows:

AYES: Besneatte, Bogue, Ceremello, Fuller, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

9. **CONSENT CALENDAR**

Councilmember Besneatte requested that Items 9.1 and 9.8 be heard separately. Councilmember Bogue requested that Items 9.2, 9.3 and 9.7 be heard separately. Vice Mayor Ceremello requested that Item 9.9 be heard separately.

A motion was made by Councilmember Fuller, seconded by Councilmember Bogue, to approve the Consent Calendar, except for Items 9.1, 9.2, 9.3, 9.7, 9.8 and 9.9. Roll call was taken as follows:

AYES: Besneatte, Bogue, Ceremello, Fuller, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

9.1 Approve the City Council Minutes for the May 24, 2011, Regular meeting.

See Minutes Page 5.

9.2 Adopt Resolution approving the Enumeration of Claims.

See Minutes Page 5.

9.3 Matters relating to the Transportation Center:

- 1. Adopt Resolution authorizing the City Manager to execute a consultant services agreement with TRC Solutions to prepare plans and specifications for the capping and removal of the abandoned fuel line in the railroad right-of-way.**
- 2. Adopt Resolution authorizing the City Manager to execute a consultant services agreement with Circlepoint to update the environmental documents for the Downtown Transportation Center.**

See Minutes Page 6.

9.4. Adopted Resolution No. 11-067 approving the application for Statewide Park Program Grant Funds for the Pond A Trail.

9.5 By minute action, authorized the City Clerk to advertise for bids for Street Light Maintenance within the City of Dixon.

9.6 Adopted Resolution No. 11-068 authorizing the Mayor to execute a First Amendment to the City of Dixon and Dixon Fire Protection District Joint

Powers Agreement for Fire Protection Services, extending said agreement for a 90-day period.

- 9.7 By Minute Action, authorize the City Clerk to advertise for bids for an Irrigation Booster Pump at Veterans Park within the Valley Glen Subdivision.**

See Minutes Page 7.

- 9.8 Minute action approving the addition of Eddie Kreisberg of the law firm of Meyers, Nave to the City Negotiating Team for ongoing labor negotiations.**

See Minutes Page 8.

- 9.9 Adopt Resolution authorizing the City Manager to execute a Pipeline Crossing Agreement with Union Pacific Railroad for the Core Area Drainage Project.**

See Minutes Page 9.

- 9.10 Adopted Resolution No. 11-070 authorizing the City Manager to execute a lease agreement with B & T, LLC to lease undeveloped city street right-of-way adjacent to 800 Business Park Drive.**

- 9.1 TAKEN OUT OF ORDER**

Approve the City Council Minutes for the May 24, 2011, Regular meeting.

Councilmember Besneatte noted that the 1,500 in attendance reported in Item 6.4 should have read 150 and requested that it be corrected.

A motion was made by Councilmember Besneatte, seconded by Vice Mayor Ceremello, to approve the Minutes, as amended. Roll call was taken as follows:

AYES: Besneatte, Bogue, Ceremello, Fuller, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

- 9.2 Adopt Resolution approving the Enumeration of Claims.**

Councilmember Bogue requested a list of staff who have cell phones, additional information on the recycling toters listed for Public Works, and detail about the overhead cost reimbursement to the Chamber of Commerce.

Vice Mayor Ceremello requested the status of funds for the Water Softener Removal Program.

Martha Jensen Felsch, Management Analyst, responded the toters were purchased with a beverage container grant from the State and Dixon Recology toters were too large for the office.

Nancy Huston, City Manager, confirmed staff would research the other requests and report back to Council.

A motion was made by Councilmember Besneatte, seconded by Councilmember Bogue, to adopt Resolution No. 11-064 approving the Enumeration of Claims. Roll call was taken as follows:

AYES: Besneatte, Bogue, Ceremello, Fuller, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

9.3 Matters relating to the Transportation Center:

- 1. Adopt Resolution authorizing the City Manager to execute a consultant services agreement with TRC Solutions to prepare plans and specifications for the capping and removal of the abandoned fuel line in the railroad right-of-way.**
- 2. Adopt Resolution authorizing the City Manager to execute a consultant services agreement with Circlepoint to update the environmental documents for the Downtown Transportation Center.**

Councilmember Bogue asked about the purpose of Transit Funds and what they can be used for, expenditures from the Transit Fund for consultant services for the pedestrian crossing, and expressed concern about the \$1 million in matching funds the City will be required to pay if the project moves forward.

Nancy Huston, City Manager, responded that those transit funds were not bus revenue, but transit grant funds that are already in place specifically for the transportation projects.

Mayor Batchelor noted the abandoned gas line needs to be capped regardless of the project, expenses are not related to the General Fund, and the pedestrian crossing is a safety issue for people to cross without the fear of being injured.

Vice Mayor Ceremello noted spending a little bit of money now will lead to defacto approval and expenses of up to \$25 million in the future for an underpass that is unnecessary and in the wrong location, and he would be voting against these resolutions.

Councilmember Fuller noted that the pedestrian undercrossing is an important project related to public safety and supported moving forward with approval.

Mayor Batchelor asked for public comments.

Larry Simmons reported seeing children run across the tracks after the caution alarm has sounded, the Council should not think only of money, pedestrian activity should be counted at different times of day, and preferred an overcrossing because it is safer than an undercrossing.

Dan Figueroa noted that the Parkway Boulevard overcrossing is also a safety issue, project relevance should be considered, and he suggested showing a breakdown of transportation funds.

Dave Scholl noted money from the State should not be counted on given the current fiscal status, an undercrossing would encourage graffiti and muggings, and the project should be killed right now to focus on other projects, especially in the Valley Glen area.

Byron Chapman felt the value of a life needs to be considered and the money could be devoted to Fire and Police where it would benefit many more lives.

A motion was made by Councilmember Fuller, seconded by Councilmember Besneatte to adopt Resolution No. 11-065 authorizing the City Manager to execute a consultant services agreement with TRC solutions to prepare plans and specifications for the capping and removal of the abandoned fuel line in the railroad right-of-way (AG 11-021); and adopt Resolution No. 11-066 authorizing the City Manager to execute a consultant services agreement with Circlepoint to update the environmental documents for the Downtown Transportation Center (AG 11-022). Roll call was taken as follows:

AYES: Besneatte, Fuller, Batchelor
NOES: Bogue, Ceremello
ABSTAIN: None
ABSENT: None

9.7 TAKEN OUT OF ORDER

By Minute Action, authorize the City Clerk to advertise for bids for an Irrigation Booster Pump at Veterans Park within the Valley Glen Subdivision.

Councilmember Bogue asked if City engineers reviewed the original pump and its size, and whether City workers could install it since it is relatively small.

Martha Jensen Felsch noted this approval is solely to advertise for bids to provide the pump rather than installation, and this pump is recommended to improve water efficiency.

Mayor Batchelor asked for public comments. There were no public comments.

A motion was made by Councilmember Besneatte, seconded by Vice Mayor Ceremello, to authorize the City Clerk to advertise for bids for an Irrigation Booster Pump at Veterans Park within the Valley Glen subdivision.

AYES: Besneatte, Bogue, Ceremello, Fuller, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

9.8 TAKEN OUT OF ORDER

Minute action approving the addition of Eddie Kreisberg of the law firm of Meyers, Nave to the City Negotiating Team for ongoing labor negotiations.

Councilmember Besneatte speculated about whether Mr. Kreisberg could work independently because he is an associate of City Attorney Michael Dean, questioned the necessity of paying for two attorneys for labor negotiations, and asked if this is an interim solution until a City Manager is hired.

Steve Johnson, Human Resources Director, responded that Mr. Dean does not sit at the negotiating table and focuses on issues outside of labor law, therefore duplication is not likely, and he viewed the position as interim but it would be up to the Council to decide.

Vice Mayor Ceremello noted Mr. Dean does not sit at the negotiating table and saw no reason for Mr. Kreisberg to do so, questioned the cost, felt this should have been agendized as soon as Nancy Huston gave her notice, the Council should consider his recommendation that he or Councilmember Besneatte sit on the negotiating team, and he was comfortable with Mr. Johnson as the single negotiator.

Mayor Batchelor noted a qualified labor attorney is needed to finish the current negotiations that are at a critical stage.

Councilmember Bogue noted this should have been placed on the agenda several months ago when it was requested and there was time for discussion rather than now when it becomes an important rush decision.

Councilmember Besneatte had concerns similar to Councilmember Bogue but felt it would be beneficial for moving forward with Police and Fire negotiations.

Mayor Batchelor asked for public comments. There were no public comments.

A motion was made by Councilmember Fuller, seconded by Mayor Batchelor, to approve the addition of Eddie Kreisberg of the law firm of Meyers, Nave to the City Negotiating Team for ongoing labor negotiations. Roll call was taken as follows:

AYES: Besneatte, Fuller, Batchelor
NOES: Bogue, Ceremello
ABSTAIN: None
ABSENT: None

9.9 **TAKEN OUT OF ORDER**

Adopt Resolution authorizing the City Manager to execute a Pipeline Crossing Agreement with Union Pacific Railroad for the Core Area Drainage Project.

Vice Mayor Ceremello questioned the \$3,112. one-time license fee charged by Union Pacific Railroad since a pipeline already exists.

Jason Riley, Associate Engineer, reported this crossing is a new crossing, the old pipeline will be eliminated, the charge covers administrative costs and plan checking fees, and has been charged similarly to other cities.

Mayor Batchelor asked for public comments. There were no public comments.

A motion was made by Vice Mayor Ceremello, seconded by Councilmember Fuller, to adopt Resolution No. 11-069 authorizing the City Manager to execute a Pipeline Crossing Agreement with Union Pacific Railroad for the Core Area Drainage Project (AG 11-023). Roll call was taken as follows:

AYES: Besneatte, Bogue, Ceremello, Fuller, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

10. **PUBLIC HEARINGS**

10.1 **Matters relating to 1450 North First Street:**

1. **Adopt Resolution ratifying the Planning Commission's action adopting a Negative Declaration for a General Plan Amendment, zoning amendment and design review approval for the Altec project located at 1450 North First Street (APN 111-090-600);**
2. **Adopt Resolution amending the Land Use Element (map) of the City of Dixon General Plan by changing the land use designation for the property located at 1450 North First Street (APN 111-090-600) from Commercial Services (SC) to Planned Business/Industrial (PI);**
3. **Waive Reading, read by title only and introduce an ordinance changing the zoning classification on the property at 1450 North First Street (Assessor's Parcel No. 111-090-600 from Service Commercial (CS) to Light Industrial (ML) and directing that the Official Zoning Map of the City be amended accordingly.**

Dave Dowswell, Community Development Director, displayed an aerial photo of the site, discussed the Planning Commission's 7-0 recommendation to proceed, the land use change to allow a new vehicle assembly use, minimal noise impact, and the compatibility with other existing zoning in the area.

David Payne, Altec's General Manager, noted the project will bring 52 new jobs to the area, enable assembly of four types of hybrid vehicles, PG&E is already purchasing three of the models, and future expansion would be possible. He invited Council members to visit the Altec facility for a tour.

Mayor Batchelor disclosed taking a tour of the current facility and saw where the proposed improvements would be beneficial.

Mayor Batchelor opened the public hearing.

Seeing no one present to speak, Mayor Batchelor closed the public hearing.

A motion was made by Vice Mayor Ceremello, seconded by Councilmember Besneatte, to adopt Resolution No. 11-071 ratifying the Planning Commission's action adopting a Negative Declaration for a General Plan Amendment, zoning amendment and design review approval; adopt Resolution No. 11-072 amending the Land Use Element of the City of Dixon General Plan; and approving the ordinance changing the zoning classification on the property at 1450 North First Street. Roll call was taken as follows:

AYES: Besneatte, Bogue, Ceremello, Fuller, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

Dixon City Council
Dixon Redevelopment Agency
Dixon Public Improvement Corporation
Dixon Public Financing Authority

10.2 Matters relating to the Fiscal Year 2011-12 Budget:

- 1. Joint Resolution approving and adopting the Annual Budget for Fiscal Year (FY) 2011-12 for the City of Dixon, the Dixon Redevelopment Agency (RDA), the Dixon Public Financing Authority (DPFA), and the Dixon Public Improvement Corporation (DPIC) in the amounts and purposes set forth in the Resolution.**
- 2. Resolution of the City of Dixon adopting findings required by Health and Safety Code Section 33445 and consenting to the expenditure of tax increment funds for public improvements (for use of RDA Fund 510).**

3. **Resolution of the City Council adopting the revised Fiscal Year (FY) 2010-11 Appropriations Limit.**
4. **Resolution of the City Council approving the factors and the Appropriation Limit for Fiscal Year (FY) 2011-12.**
5. **Resolution of the City Council adopting the City's Investment Policy for Fiscal Year (FY) 2011-12.**

Jeremy Craig, Finance and Technology Director, confirmed the five different approvals under consideration, discussed all fund revenues and noted ongoing budget issues that included labor negotiations, the State budget, the future of Redevelopment, property and sales taxes, impacts of the PARS retirement program if approved, and quarterly updates that would be provided. He noted an error detected in figures on Gann limits that would be corrected but had no major impact.

In response to questions from Council, Mr. Craig reported if approvals are not granted, the City would have no authority to spend and would need to shut down July 1, 2011, the City Manager and City Engineer positions are fully funded in the budget.

Vice Mayor Ceremello noted the budget is close to balancing and possible future wage reductions make him comfortable with approval.

Councilmember Besneatte felt areas could be reviewed further in the future depending on wage savings, but acknowledged that everyone had worked very hard to produce a reasonable budget.

Mayor Batchelor asked for public comments.

Dan Figueroa noted that splits in funding and breakdowns of Funds 460 and 470 would be helpful.

Vice Mayor Ceremello expressed his ongoing concern about various memberships but, considering the lack of additional Council support, acknowledged it was a relatively minor amount of money.

Councilmember Fuller commended Mr. Craig for doing an excellent job in providing the necessary information to Council.

A motion was made by Councilmember Fuller, seconded by Councilmember Bogue, to adopt Resolutions relating to the Fiscal Year 2011-12 Budget as follows:

1. Joint Resolution approving and adopting the Annual Budget for Fiscal Year (FY) 2011-12 for the City of Dixon No. 11-073, the Dixon Redevelopment Agency (RDA) No. RDA 11-006, the Dixon Public Financing Authority (DPFA) No. DPFA 11-001, and the Dixon Public

- Improvement Corporation (DPIC) DPIC No. 11-001 in the amounts and purposes set forth in the Resolution.
2. Resolution No. 11-074 of the City of Dixon adopting findings required by Health and Safety Code Section 33445 and consenting to the expenditure of tax increment funds for public improvements (for use of RDA Fund 510).
 3. Resolution No. 11-075 of the City Council adopting the revised Fiscal Year (FY) 2010-11 Appropriations Limit.
 4. Resolution No. 11-076 of the City Council approving the factors and the Appropriation Limit for Fiscal Year (FY) 2011-12.
 5. Resolution No. 11-077 of the City Council adopting the City's Investment Policy for Fiscal Year (FY) 2011-12.

Roll call was taken as follows:

AYES: Besneatte, Bogue, Ceremello, Fuller, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

The Council recessed for break at 8:55 p.m.

The Council reconvened at 9:08 p.m.

11. **UNFINISHED BUSINESS**

12. **NEW BUSINESS**

12.1 Resolution authorizing a supplementary retirement program through the Public Agency Retirement System (PARS) to eligible City staff contingent upon a final showing that the program meets the fiscal, managerial and operational goals of the City.

Steve Johnson, Human Resources Director, provided responses to Council questions from the previous meeting and provided input received from other cities regarding PARS' excellent level of customer service.

Mitch Barker, Executive Vice President of PARS, provided a history of the PARS program and noted their goals to achieve optimal budgets by offering organizations three to four times the natural retirement attrition rate. Their plan reduces the impact of future layoffs, increases morale, and achieves net savings by offering specific plans geared to individual employees with fourteen different options. He stressed that the plan is most effective if at least 50% of the positions are not replaced, or replaced with lower salaries. Mr. Barker responded to Council questions regarding minimum estimates for Dixon, age criteria, and the cost to the City if the level of participants does not warrant proceeding.

In response to a question from Councilmember Bogue, Mr. Barker confirmed that PARS presents a total cost to the City with no continually rising costs as experienced with PERS, and options are offered to self-fund or select an annuity program.

Mr. Johnson estimated that seven employees may take advantage of the program and most may not need to be replaced for at least one to three years.

James Slaughter, City Treasurer, noted that some of his clients have been very happy with this option and consider it a once-in-a-lifetime opportunity.

Mayor Batchelor asked for public comments.

Byron Chapman noted that vacancies should not result in farming the work out to contractors, which could create union issues.

Councilmember Bogue asked if there were any issues in offering the program to only select employees.

Nancy Huston, City Manager, noted the City has the option to select the positions to which the program is offered.

A motion was made by Councilmember Bogue, seconded by Councilmember Besneatte, to adopt Resolution No. 11-078 authorizing a supplementary retirement program through the Public Agency Retirement System (PARS). Roll call was taken as follows:

AYES: Besneatte, Bogue, Ceremello, Fuller, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

12.2 Resolution authorizing the purchase of new Hall Park Playground Equipment near the pool through the State of California Multiple Award Schedule (CMAS) procurement process.

Martha Jensen Felsch, Management Analyst, reported that the play equipment at Hall Park was evaluated by a Certified Playground Safety Inspector and safety deficiencies were found in the equipment closest to the pool that cannot be addressed by staff. Based on the age of the equipment, lack of compliance with ADA and safety standards, and lack of replacement parts, the equipment is recommended for replacement.

Mayor Batchelor asked for public comments. There were no public comments.

A motion was made by Councilmember Fuller, seconded by Councilmember Besneatte to adopt Resolution No. 11-079 authorizing the purchase of new Hall Park Playground Equipment. Roll call was taken as follows:

AYES: Besneatte, Bogue, Ceremello, Fuller, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

12.3 Minute Action authorizing the distribution of a Request for Proposal (RFP) for executive search firms to initiate a recruitment process for the City Manager position, and by Minute Action, create a City Council subcommittee consisting of the Mayor and one other Councilmember to screen proposals and to recommend the top three finalist recruiters to be interviewed by the full Council. The City Council will select the finalist based on the interviews conducted.

Nancy Huston, City Manager reported that with Council approval, a Request for Proposal (RFP) was ready to be sent out soliciting an executive search firm to initiate the recruitment process for the City Manager position, recommended a Council subcommittee be established to screen the proposals to recommend the top three finalists for interview by the full City Council, and reviewed the proposed timeline.

Councilmember Bogue noted his previous request for a meeting to discuss the salary and recruitment process and recommended tabling this decision until the Council has an opportunity to discuss the options.

Vice Mayor Ceremello noted the City has a competent Human Resources Director who could handle the recruitment, further discussion may be needed by Council, expressed objections to establishment of a subcommittee that automatically included the Mayor, but felt initiating an RFP for a recruiter does not preclude the Council from making changes to the process.

Ms. Huston noted a recruiter would be able to assist the Council in narrowing down their requirements and the process needs to be started.

Mayor Batchelor felt that tabling the approval would be a mistake, a six month process is not a rush, interested parties are just being solicited, and the Human Resources Director may not have the same contacts in the community to find people suitable for the position.

Vice Mayor Ceremello felt there were a lot of complaints about the previous executive recruiter, wanted to pursue options in the business community, and thought the subcommittee was unnecessary.

Mayor Batchelor suggested copies of proposals be distributed, a scoring sheet be developed, the subcommittee be eliminated, and then call a special meeting to discuss the applicants.

Councilmember Fuller supported the RFP process as a good beginning that allows the Council to designate their preferences, and expected the public, business community, and school district to weigh-in at meetings.

Councilmember Besneatte supported initiating the RFP process and noted they are not required to select any of the applicants.

Councilmember Bogue did not want to cut City staff out of the process for promotion, preferred to eliminate the RFP process and associated cost, and look within for qualified people.

Mayor Batchelor asked for public comments.

Byron Chapman noted these are critical times, with an unemployment rate of 12% there is a large pool of talented people to draw from, and suggested the City try conducting the recruitment in-house first.

Steve Alexander noted, as a former councilmember who went through several recruitments, once a firm is hired the Council can dictate their terms and the fee would be money well-spent.

Ron Wilson noted the person selected should be knowledgeable in ADA accessibility issues.

Councilmember Besneatte felt a subcommittee was unnecessary and a recruiter would be money well-spent.

A motion was made by Councilmember Besneatte, seconded by Councilmember Fuller, to authorize the distribution of a Request for Proposal (RFP) for executive search firms to initiate a recruitment process for the City Manager position and deny creation of a City Council subcommittee. Roll call was taken as follows:

AYES: Besneatte, Bogue, Ceremello, Fuller, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

12.4 Resolution appointing Jon Cox as the Acting City Manager effective July 1, 2011.

Steve Johnson, Human Resources Director, reported staff is recommending the appointment of Police Chief Jon Cox as City Manager until a permanent replacement can be selected and appointed by the City Council. Mr. Johnson provided the advantages of appointing Chief Cox to the position and responded to questions from Council.

Nancy Huston recommended Council approval of Jon Cox as Acting City Manager.

Vice Mayor Ceremello supported the appointment but expressed concern that Chief Cox may be limited to the perspective of one department.

Mayor Batchelor felt Chief Cox has demonstrated his ability to work within the community and possesses qualities outside the realm of law enforcement.

Mayor Batchelor asked for public comments.

Steve Alexander felt there are other City employees qualified for the position, but that Chief Cox is most qualified since 60% of the City's workforce already falls under his supervision.

A motion was made by Councilmember Fuller, seconded by Councilmember Besneatte, to adopt Resolution No. 11-080 appointing Jon Cox as the Acting City Manager effective July 1, 2011.

AYES: Besneatte, Bogue, Ceremello, Fuller, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

12.5 Resolution authorizing the City Manager or designee to execute an amendment to the Memorandum of Understanding on Provision of Animal Care Services in Solano County.

Nancy Huston, City Manager, reported that Solano County City Managers are recommending the current Memorandum of Understanding (MOU) for Provision of Animal Care Services be extended by one year to enable evaluation of the program, and to provide one more year for an "opt-out provision" for cities. She noted the MOU has saved the City a considerable amount of money and it would not be cost effective for Dixon to opt out at this point.

Vice Mayor Ceremello expressed concern about maintenance of the County facility, animal welfare, the 70% kill rate, and the fact that a new building was constructed to house personnel instead of improving conditions for the animals. He supported the one-year extension, but requested a discussion be agendized to explore establishment of a no-kill shelter in Dixon and other options.

Councilmember Besneatte noted the Sheriff's department is supposed to take over the program which should help with the Vice Mayor's concerns.

Mayor Batchelor asked for public comments. There were no public comments.

A motion was made by Councilmember Fuller, seconded by Councilmember Besneatte, to adopt Resolution No. 11-081 authorizing the City Manager or designee to execute an amendment to the Memorandum of Understanding on

Provision of Animal Care Services in Solano County. Roll call was taken as follows:

AYES: Besneatte, Bogue, Ceremello, Fuller, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

13. **OTHER AGENCY BUSINESS**

14. **ITEMS FROM THE CITY ATTORNEY**

15. **ITEMS FROM THE CITY MANAGER**

Nancy Huston, City Manager, in answer to Councilmember Bogue's earlier question regarding a reimbursement made to the Chamber of Commerce, reported that it was a reimbursement related to the Workforce Investment Board contract.

Ms. Huston offered the City of Dixon her best wishes as she concluded her last meeting comments.

16. **CLOSED SESSION**

RECONVENE TO OPEN SESSION

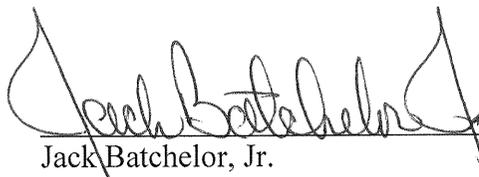
17. **ADJOURNMENT**

Mayor Batchelor reminded everyone of continuation of the Closed Session to the next evening at 5:00 p.m.

The Regular Meeting of the Dixon City Council adjourned at the hour of 10:38 p.m.



Suellen Johnston
Acting Deputy City Clerk



Jack Batchelor, Jr.
Mayor