



MINUTES
REGULAR MEETING OF THE
DIXON CITY COUNCIL

MAY 22, 2012

0. **Special Closed Session Meeting at 6:00 p.m.**

The Special Meeting of the Dixon City Council was called to order at 6:02 p.m. in the Council Chambers by Mayor Jack Batchelor, Jr. to meet in Closed Session to discuss the following:

CONFERENCE WITH LABOR NEGOTIATORS

(Pursuant to Government Code Section 54957.6)

City Negotiators: Jim Lindley, Steve Johnson, Joan Michaels Aguilar,
Michael Dean

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

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

Absent: * Vice Mayor Dane Besneatte
** Councilmember Rick Fuller

*Vice Mayor Besneatte arrived at 6:05 p.m.

Councilmember Ceremello asked about violations of the Meyers Miliars Brown Act regarding appointment of alternate labor negotiators, noted in the past Eddie Kreisberg was added to the negotiations team during an open session action item, and he felt the new City Manager's presence in labor negotiations should also have been voted on during open session.

Michael Dean, City Attorney, responded there are provisions in the Brown Act for conferring with labor representatives, the Act indicates that the labor negotiator should be

designated in an open session but it is unusual for a City agency to do so and designating by name on an open agenda is normally sufficient.

Councilmember Ceremello expressed reluctance to participate in Closed Session since such an action appears to be a violation of the Brown Act, the legality of which could be challenged if impasse is declared in the future.

Mr. Dean stated he was confident there is no risk and provided explanation that several labor negotiators have been designated, council can add who it wishes, and a substitute for the lead negotiator, Steve Johnson, could also be designated in the event he cannot be present.

Councilmember Ceremello decided to participate in the Closed Session.

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

The City Council convened into Closed Session at 6:12 p.m.

** Councilmember Rick Fuller arrived at 6:55 p.m.

Closed Session adjourned at 7:00 p.m.

Mayor Batchelor noted there was no reportable action from the Closed Session.

1. **CALL TO ORDER**

The Regular Meeting of the Dixon City Council was called to order at 7:05 p.m. by Mayor Jack Batchelor, Jr.

2. **PLEDGE OF ALLEGIANCE**

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

3. **ROLL CALL**

Present: Besneatte, Bogue, Ceremello, Fuller, Batchelor
Absent: None

4. **PRESENTATIONS/ PROCLAMATIONS/ RECOGNITION**

4.1 Fairfield Community Action Council update on Veterans Transitional Housing (S. Jefferson Street).

Martha Katz, Community Action Council, discussed the 125,000 homeless veterans, reasons for homelessness, increases since 2005 due to the economy, the mission and strategy of Veterans Transitional Housing during the first year, the importance of community partnerships, grant funding, and the program's goal to

provide a stable, safe, group home where many have already achieved their goals and are moving on with options suggested by the Center.

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

- 5.1 Shirley Humphrey commented about a Dan Walters speech where population growth was reported to be slowing, the elderly population will be growing, and she noted the City may be planning for growth that may not happen, and she would be looking forward to election comments.
- 5.2 Rob Aragon, Aragon Associates, distributed PowerPoint information and provided additional information on the wastewater proposal his company presented at the last Council meeting, discussed benefits of savings, certainty of cost, flexibility of design and delivery approach.

6. **ITEMS FROM THE CITY COUNCIL**

- 6.1 Councilmember Fuller discussed his participation in the sheep herding events at the Dixon May Fair, along with Vice Mayor Besneatte and Mayor Batchelor, and noted he will cherish the trophy.
- 6.2 Councilmember Ceremello asked about those responsible to address the problem of potholes in the alleys he discussed at the last meeting.

Jim Lindley, City Manager, noted the issue will be addressed.

- 6.3 Vice Mayor Besneatte requested the stop light at Adams and A Streets be reprogrammed since it is not working properly.

Vice Mayor Besneatte reported he listened to the Planning Commission discussion of the Omnibus V ordinance amendments and recommended the Planning Commission take action so that the amendments can return to Council and be put to rest.

He noted there were no problems with guests at the Snoop Dogg Concert, the art show and auction at the fair was new this year, the linoleum artwork in the Kids Zone was phenomenal, and encouraged people to attend the Grillin' and Chillin' in July and support City groups.

- 6.4 Mayor Batchelor reported attending the Bids for Kids event, the groundbreaking for Phase I of low and extremely low-income housing for seniors, congratulated the Vice Mayor on his milking abilities, and Marime Burton and Cookie Powell for their recent awards.

7. **ITEMS FROM THE CITY TREASURER**

8. **APPROVAL OF AGENDA**

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

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

9. **CONSENT CALENDAR**

Councilmember Ceremello requested that Item 9.8 be heard separately.

A motion was made by Councilmember Fuller, seconded by Councilmember Bogue, to approve the Consent Calendar, except for Item 9.8. Roll call was taken as follows:

AYES: Besneatte, Bogue, Ceremello, Fuller, Bogue
NOES: None
ABSTAIN: Ceremello, Batchelor (Item 9.5, Zone C only)
ABSENT: None

- 9.1 **Approved the Minutes of the April 24, 2012 Regular City Council Meeting.** (Contact: Suellen Johnston, Deputy City Clerk)
- 9.2 **Adopted Resolution No. 12-059 approving the Enumeration of Claims.** (Contact: Joan Michaels Aguilar, Finance Director)
- 9.3 **Adopted Resolution No. 12-060 authorizing the City Manager to execute an Agreement with Code Publishing Company for codification services related to Dixon Municipal Code.** (Contact: Steve Johnson, Acting City Clerk)
- 9.4 **Approved Minute Action setting the July 10, 2012 City Council Meeting as the time and place for a public hearing regarding past due Recology Dixon accounts.** (Contact: Janet Koster, Sr. Management Analyst)
- 9.5 **Adopted Resolution No. 12-061 preliminarily approving the Engineer's Report for the Dixon Landscaping and Lighting Maintenance District (LLMD) for Fiscal Year 2012-13, declaring intention to levy and collect assessments, and providing notice for a public hearing on July 24, 2012.** (Contact: Janet Koster, Sr. Management Analyst)
- 9.6 **Approved Minute Action authorizing staff to issue a Request for Qualifications (RFQ) for Municipal Bond Underwriting services.** (Contact: Joan Michaels Aguilar, Finance Director)

- 9.7 **Adopted Resolution No. 12-062 of the Dixon City Council approving the Conflict of Interest Code pursuant to the Political Reform Act for the Oversight Board to the Dissolved Redevelopment Agency of the City of Dixon.** (Contact: Steve Johnson, Acting City Clerk)
- 9.8 **Resolution authorizing the suspension of the competitive bidding process and the sole source purchase of a mini portable TV system and related equipment for the Wastewater Treatment Plant in an amount not to exceed \$24,248.16.** (Contact: Chris Gioia, Associate Civil Engineer)

Councilmember Ceremello asked if other suppliers in Southern California and Oregon were consulted and noted he would have liked to see comparisons.

Chris Gioia, Associate Civil Engineer, reported the other vendors were not contacted, Weco is in Vacaville, the system is compatible with the City's existing system, and prices would be similar. He noted additional pricing could be obtained but would delay the purchase.

Councilmember Ceremello asked that additional sources be contacted and the information be placed on the next agenda.

Vice Mayor Besneatte also preferred to see other bids.

Mayor Batchelor confirmed Council direction to return with comparative figures and place on the Consent Calendar at a meeting in June.

10. PUBLIC HEARINGS

- 10.1 **Resolution finding the property exempt from the California Environmental Quality Act (CEQA) and approving the vacation and abandonment of the right-of-way for South Washington Street between West Walnut Street and West Chestnut Street.** (Presenter: Dave Dowswell, Community Development Director)

Dave Dowswell, Interim Community Development Director, provided background and reasons for the owner's request for abandonment to be able to expand and fence his property and noted the Fire Department expressed no objections but a letter of opposition had been received from the management company for the mobile home park.

Rubio Garcia, representing Waterhouse Management and the mobile home park, stated they objected to the abandonment because of the loss of parking and relocation of the industrial business owned by Mr. Schultz closer to the mobile home park would detract from the value of the owner's homes.

Barry Schultz, applicant, submitted an alternate landscaping plan for consideration.

Mr. Dowswell responded to questions from Council regarding the original purpose of the easement, the necessity for a 50/50 property split, fire and police access, landscaping requirements and fencing.

Mayor Batchelor opened the public hearing.

Rubio Garcia asked the Council to consider the decision carefully, the full impacts are still unknown and could be significant, lenders and insurance companies may not like the close proximity to the storage shed, and the mobile home park may need to look at potential recourse if the abandonment is approved.

Councilmember Bogue expressed concern about lender issues and asked Mr. Garcia if any lenders had been contacted.

Mr. Garcia noted he does not want to bring attention to the issue with lenders.

Ginger Emerson noted it is another industrial use that at one time had a landscaping buffer that was torn out with no requirement to replace it and the residents want landscaping. She also thought there was a requirement for a masonry fence between industrial and residential.

Barry Schultz noted the change would improve his property, but the area is currently a mess, change is necessary, his property has been broken into four times, a fire occurred, landscaping is pointless for him, the 21.5 feet from face of curb to fence will have no impact on parking, he would be willing to take less, won't make more noise, semi trucks would no longer unload there, chain link fence is not as attractive and does not buffer sound as well as a solid fence, and the abandonment would mitigate an attractive nuisance to kids who play close to the railroad tracks.

Michael Dean, City Attorney, reported that in order to accommodate an uneven distribution of land an abandonment and a lot line adjustment would be needed, the resolution requires the applicant to install a fence on his property, and the Zoning Ordinance would not require landscaping.

Mr. Dowswell noted a solid fence could be as high as eight feet for industrial next to residential and screening could be a wall, solid fence or a berm.

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

Councilmember Bogue supported the vacation, fencing to create a storage barrier, and removal of the landscaping requirement and included those conditions in his motion.

A motion was made by Councilmember Bogue, seconded by Councilmember Fuller, to adopt Resolution No. 12-063, as amended, finding the property exempt

from the California Environmental Quality Act (CEQA) and approving the vacation and abandonment of the right-of-way for South Washington Street between West Walnut Street and West Chestnut Street. Roll call was taken as follows:

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

11. **UNFINISHED BUSINESS**

11.1 By Minute Action, authorize the City Engineer to issue a request for proposals to qualified firms for California Environmental Quality Act (CEQA) consulting services related to the future improvements at the Wastewater Treatment Plant. (Presenter: Chris Gioia, Associate Civil Engineer)

Chris Gioia, Associate Civil Engineer, reported that detailed discussion of the CEQA consulting services related to the future improvement at the Wastewater Treatment Plant occurred at the May 8, 2012 Council meeting, discussed both phases of the overall environmental strategy, and noted Stantec can be authorized to do \$3,000 of the work as part of their standard contract to avoid delays that would be caused by delaying seasonal-related work. Rather than a one year delay, it would result in only a three to four month delay.

Mayor Batchelor asked why the RFP would take three to four months to complete and felt it should be possible to complete quicker.

Mr. Gioia responded that staff needs time to prepare the RFP, put it out to bid, analyze the bids, and bring the results to Council for approval. He recommended that Stantec be allowed to proceed since they are familiar with the project and delays would be minimized.

Councilmember Ceremello agreed that the RFP could be completed in a much shorter time, expressed a need to move forward as soon as possible, ensure there is not gift of public funds, and the timeframe should be shortened to two months.

Councilmember Fuller noted five years has been spent on this project with Stantec looking at the same way of accomplishing this goal, and there is a need to look at the services of another company.

Vice Mayor Besneatte and Councilmember Bogue supported a shortened timeframe.

Mayor Batchelor noted this subject was discussed at the meeting two weeks ago, some pre-planning should have been done by staff, and he directed that a proposal

to do an RFP or authorization for Stantec to do the work should be agendized for one of the June meetings.

A motion was made by Councilmember Fuller, seconded by Vice Mayor Besneatte, to approve a Minute Action authorizing the City Engineer to issue a request for proposals to qualified firms for California Environmental Quality Act (CEQA) consulting services related to the future improvements at the Wastewater Treatment Plant.

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

The Council recessed for break at 8:54 p.m.

The Council reconvened at 9:05 p.m.

11.2 By Minute Action, provide direction to staff regarding the prohibition of trucks on First Street (State Route 113) in the Downtown area. (Presenter: Jason Riley, Associate Engineer)

Jason Riley, Associate Engineer, reported that the Transportation Advisory Commission has discussed the prohibition of trucks on First Street on several occasions and staff is requesting Council direction on whether to continue exploring rerouting of trucks on Highway 113 and to prepare a scoping study on levels required. He noted Highway 113 is regulated by the State and Caltrans requires adoption of a resolution of support and environmental impact reports for outlying areas.

Councilmember Bogue asked if this is the same concept as rerouting Highway 113.

Chris Gioia, Associate Civil Engineer, noted rerouting of Highway 113 is not the same as rerouting trucks away from Highway 113.

Mayor Batchelor noted it would be a multi-million dollar project that the County won't fund and the City has more important issues.

Councilmember Ceremello felt there is a better use of money and the rerouting would not be that easy to accomplish.

Councilmember Bogue could not support the project considering Caltrans refusal to provide funding.

Vice Mayor Besneatte felt the project was unnecessary.

Mayor Batchelor asked for public comments.

Larry Simmons noted there has been a reduction of traffic issues with installation of the stop lights.

Mayor Batchelor confirmed the Council consensus that they did not want to move forward or expend staff time until there is a definitive MIS study.

This item was filed.

11.3 By Minute Action, provide direction to staff regarding the repair of lighted crosswalks and the placement of LED flashing beacons for the marked school crosswalk at the intersection of West A Street and Almond Street. (Presenter: Jason Riley, Associate Engineer)

Jason Riley, Associate Engineer, reported that staff is recommending installation of flashing beacons at the intersection of West A and Almond Streets instead of repairing the flashing crosswalk, delaying installation of others until this installation is tested for efficiency.

Mr. Riley noted that a four-way stop was recommended by the Transportation Advisory Commission at Rehrmann Drive and will be brought to Council for future approval.

Mayor Batchelor noted larger beacons provide a much better warning from a greater distance.

Councilmember Fuller reported his experience with crosswalks is that people do not acknowledge them in the daytime and the larger beacons are much better. He recommended also installing flashing beacons at the road crossing by the Mayfair which is supported by the State.

Councilmember Ceremello noted the Lincoln Creek Apartments crosswalk and all of the lighted crosswalks are failing and should all be replaced, it does not need Transportation Advisory Commission review, and suggested authorizing \$6,000 to do them all.

Councilmember Fuller agreed with Councilmember Ceremello's suggestion and thought Chestnut Street should be included.

Joan Michaels Aguilar, Finance & Technology Director, confirmed that funds are available.

Michael Dean, City Attorney, noted the amount in the staff report is \$5,000 and if spending goes over that amount, a bid process will be required so Council should be careful about additions.

Mayor Batchelor suggested splitting the crosswalks into two separate approvals.

Mr. Riley recommended proceeding with Almond Street, B Street and Adams Street now, Rehrmann can be agendized for the June 12th meeting, and the Lincoln Street crosswalk is still working.

Vice Mayor Besneatte supported approval of \$3,600 for installation at the three locations recommended by Mr. Riley.

Mayor Batchelor asked for public comments.

Larry Simmons commented that the Council is showing the public how to try to get around the law.

Councilmember Fuller responded they are just talking about how to get a project done.

An unidentified citizen suggested they not waste money on removal of crosswalk lights and just wait for repaving.

Drew Graska asked about the possibility of retrofitting beacons for solar power.

Mr. Riley confirmed that solar retrofit is a possibility.

Mayor Batchelor noted the talking crosswalk is garbled and needs to be adjusted.

A motion was made by Vice Mayor Besneatte, seconded by Councilmember Ceremello, directing staff to proceed with installation of flashing beacons at three intersections. Roll call was taken as follows:

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

11.4 Status update on the Parkway Boulevard Railroad Grade Separation Project. (Presenter: Jason Riley, Associate Engineer)

Jason Riley, Associate Engineer, discussed the contract with TY Lin International for the preliminary design, environment review, and the final design of the Parkway Boulevard extension, environmental hurdles encountered with endangered species during the environmental review that delayed design work, noted the engineering design work is currently at 60% completion and the project development team will have final project plans completed by the end of this year which should enable the project to be more competitive for future grants when they become available. Mr. Riley noted staff is recommending the City begin the process to acquire the right-of-way for the project.

Vice Mayor Besneatte asked how many properties need to be acquired, if the owners have been contacted, who is responsible for leading the discussions, who is on the development team, why it will take until the end of the year if the design phase is 60% complete, and noted timeframes always seem to be too long.

Mr. Riley responded one property is involved, the property owner has been involved in the workshops, maps need to be developed, he is the project manager, the development team consists of a Solano County representative, the City Engineer, Ty Lin International and environmental consultants, and they anticipate completion will actually be in the Fall.

Michael Dean, City Attorney, confirmed that responsibility has varied between Engineering, right-of-way negotiators, and his office which negotiated the sewer trunk lines.

Mayor Batchelor asked Mr. Riley what remains to bring the project completion to a 90% level and why negotiations cannot be conducted simultaneously with the property owners.

Mr. Riley responded there is enough information to begin right-of-way mapping which wouldn't take very long, finishing up the fencing, landscaping and street sections would bring it to the 90% level.

Mr. Dean noted the City is obligated to have CEQA undertaken and exact right-of-ways and an appraisal to make an offer of fair market value or better to the property owner.

Morrie Barr, Interim City Engineer and Public Works Director, noted right-of-way maps can be done in two months or better, and he would like to check with Contra Costa County staff to do the appraisal and negotiations.

Mayor Batchelor suggested looking into shared services with Solano Transportation Authority (STA) and felt a call to them might help.

Councilmember Ceremello suggested purchasing all of the property now rather than just the property needed.

Mr. Riley noted 32 acres of a 40 acre parcel is needed and it may be necessary to take it all.

Mr. Dean noted an uneconomic remainder is determined by the appraiser.

Councilmember Fuller supported taking the entire property to avoid further delays and obtain the right-of-way.

Mayor Batchelor asked for public comments.

Byron Chapman agreed there is no need to wait since staff is only dealing with one owner.

Dan Figueroa noted the design process started one year ago and is at 60% complete, hoped the remaining 40% would be completed much faster, was happy to hear there is Council concern about timing, and the remaining individual steps could each be done in one week and should be started tomorrow.

An unidentified citizen agreed that work should proceed, Contra Costa County is a good resource, but there could be a conflict in using STA since the Mayor is a member of the STA Board.

Mayor Batchelor provided direction to staff to move forward expeditiously, proceed with an appraisal, begin negotiations, and return to the Council within 30 days at the June 26th meeting with a report.

11.5 Discussion and possible action related to bidder requirements for Contractors bidding on Public Works projects in the City of Dixon.
(Presenter: Jason Riley, Associate Engineer)

Jason Riley, Associate Engineer, reported review of bidder requirements was requested by the City Council after D.A. Wood Construction failed to execute the contracts for the Core Area Drainage Project due to an elimination of bonding capacity by the surety company which resulted in a loss of project funding that has delayed the project. After review of the current bidder requirements, staff is recommending that a requirement to provide surety information be included on the Bidders Questionnaire so that staff can call to confirm the information prior to awarding the bid, and that forfeiture language be added.

Mayor Batchelor noted he was not prepared to move forward because there are still a lot of unanswered questions and based on some pre-qualification documents he has reviewed, he felt the proposed document is still lacking.

Councilmember Ceremello also was not prepared to move forward since there was nothing in the staff report to ensure a surety company cannot change their mind, a situation that cost the City a lot of money.

Councilmember Fuller noted staff may need to rely on lawyers to cover all possibilities, and Council needs assurance of what the law is to approve a new document.

Councilmember Bogue felt the City Attorney should review the document to secure better language and he also wanted to include wording to require a certain percentage of local hiring.

Mayor Batchelor asked for public comments.

Frank Crimm and Jerry Castañon distributed a proposal related to an apprenticeship program and hiring of local contractors and discussed the benefits of their proposal. Mr. Crimm noted that when contracts use local workers that spend locally, the contract money changes hands within the community an average of seven times and he asked the Council to consider their proposed language and offered to return at a future meeting to discuss further. In response to questions from Councilmember Bogue, he noted several Bay Area cities and school districts have adopted the apprenticeship language.

Amber Lee noted she completed a four-year apprenticeship program and is now a Journeyman Carpenter.

Byron Chapman suggested staff look at what other cities have adopted for bidder requirements and there should be no need to “reinvent the wheel”.

Councilmember Ceremello noted the discussion involves two separate issues, requirements for bonding differs from employing local people, and he does not support dictating to contractors who they should employ since their own staff are already trained.

Mayor Batchelor continued this item to a date uncertain to prepare stronger language.

12. NEW BUSINESS

12.1 **Waive reading, read by title only, and introduce an Ordinance of the Council of the City of Dixon amending Sections 26.3.6, 26.3.7, 26.3.10, 26.4.2 and 26.4.3 of Chapter 26 of Article I of the Dixon City Code relating to the City Manager’s purchasing authority.**

Joan Michaels Aguilar, Finance & Technology Director, reported that the City Manager’s purchasing authority is currently \$10,000, contracts for professional services is currently \$5,000, and the proposed ordinance would cover them all at a level of \$25,000 which is consistent with other cities of similar size. She provided examples of delays in purchasing a pick-up truck and CDBG contract delays that could have been avoided if the proposed policy had been in place and noted raising the level to \$25,000, or some level in between, provides opportunity to move City business forward at a faster pace, as requested in previous agenda items.

Mayor Batchelor asked for public comments.

Drew Graska asked for answers as to what precipitated this sudden request, \$25,000 seems like a big jump, and the City Manager is too new in the position to make this type of change.

Larry Simmons expressed concern about making such a change during tight budget times and was doubtful about the number of changes being made so suddenly.

An unidentified citizen asked for examples of when the authority was needed quickly.

Councilmember Ceremello noted \$5,000 is a little low, but thought the level should only be raised to \$10,000 and a special meeting can always be called if necessary. He noted historic instances where Council insistence on alternate bids resulted in significant savings.

Councilmember Bogue was initially concerned about raising the limit, but supported the increase to \$25,000.

Mayor Batchelor supported the proposed increase, noted you don't get much for \$25,000, and there are much smaller cities with higher limits than Dixon.

A motion was made by Councilmember Fuller, seconded by Councilmember Bogue, to introduce an Ordinance of the Council of the City of Dixon amending Sections 26.3.6, 26.3.7, 26.3.10, 26.4.2 and 26.4.3 of Chapter 26 of Article I of the Dixon City Code relating to the City Manager's purchasing authority. Roll call was taken as follows:

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

Michael Dean, City Attorney, noted this Chapter is still part of the Old City Code pending review of the Purchasing Policy by a Council subcommittee. A meeting was convened in November 2011 and staff is still awaiting recommendations for modification of that Purchasing Policy to move forward with transfer of the policy to the Municipal Code.

Jim Lindley, City Manager, confirmed that a meeting of the subcommittee will be convened.

12.2 City Council approval of an early retirement incentive program through the Public Agency Retirement System ("PARS") to eligible City staff. (Presenter: Steve Johnson, Human Resources Director)

Steve Johnson, Human Resources Director, reported that two City employees expressed interest in early retirement under the incentive program through PARS, Council approval is needed to continue the program originally instituted last year, and PARS has provided exemplary service to retired employees. He noted slight amendments to the staff report that included removal of the incorrect reference to

the Community Development Director, that there will also be payouts during the first year that will reduce savings in the first year, savings over the first five years are expected to top \$200,000, and the retirements must occur prior to June 30, 2012. He responded to questions from Council.

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

A motion was made by Councilmember Fuller, seconded by Councilmember Ceremello, to approve an early retirement incentive program through the Public Agency Retirement System ("PARS") to eligible City staff. Roll call was taken as follows:

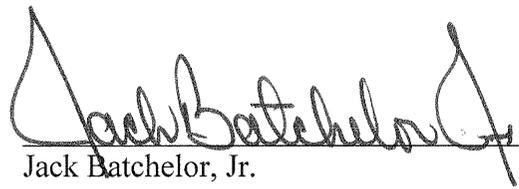
AYES: Besneatte, Bogue, Ceremello, Fuller, Bogue
NOES: None
ABSTAIN: None
ABSENT: None

13. **OTHER AGENCY BUSINESS**
14. **ITEMS FROM THE CITY ATTORNEY**
15. **ITEMS FROM THE CITY MANAGER**
16. **CLOSED SESSION**
- RECONVENE TO OPEN SESSION**
17. **ADJOURNMENT**

The City Council Meeting was adjourned at 10:48 p.m.



Suellen Johnston
Deputy City Clerk



Jack Batchelor, Jr.
Mayor