



MINUTES
REGULAR MEETING OF THE
DIXON CITY COUNCIL

SEPTEMBER 25, 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:

Pursuant to Government Code Section 54957 relating to Public Employee:
Performance Evaluation: City Manager

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

Absent: * Vice Mayor Dane Besneatte

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

The City Council convened into Closed Session at 6:02 p.m.

* Vice Mayor Dane Besneatte arrived at 6:06 p.m.

Closed Session adjourned at 6:20 p.m.

Mayor Batchelor reported the evaluation forms were completed and discussed among Council, the results will be compiled by the City Attorney, and the Closed Session was continued to October 9, 2012 at which time the results will be discussed with the City Manager.

1. **CALL TO ORDER**

The Regular Meeting of the Dixon City Council was called to order at 7:01 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: Councilmember Thom Bogue, Rick Fuller, Michael Ceremello,
Mayor Jack Batchelor, Jr.

Absent: ** Vice Mayor Dane Besneatte

** Vice Mayor Besneatte returned to the meeting at 7:03 p.m.

4. **PRESENTATIONS/ PROCLAMATIONS/ RECOGNITION**

4.1 Proclamation declaring October 7-13, 2012 as National Fire Prevention Week.

Mayor Batchelor read and presented the Proclamation to Fire Chief Aaron McAlister. Chief McAlister invited the public to attend the Fire Station's Open House on Saturday, October 12, 2012 from 10:00 a.m. to 2:00 p.m. and noted firefighters would be visiting all elementary schools during the week.

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

5.1 Mike Smith noted Carissa Carpenter of Morning View LLC requested he report on her behalf that the movie studio project is currently at a standstill while their attorneys review the content of Measure N and they will report back with an update on the project after that review is complete.

6. **ITEMS FROM THE CITY COUNCIL**

6.1 Councilmember Bogue asked when the continuing discussion on the prequalification of bidders will be back on the agenda. Jim Lindley, City Manager, confirmed it is planned for the next meeting agenda.\

6.2 Councilmember Ceremello reported that he formally filed an appeal today on the Planning Commission's decision to extend Helmut Sommer's application relating to Dixon RV & Boat Storage.

Regarding comments made by Candidate Steve Alexander at the Mayoral Forum that the Dixon Solano Water Authority (DSWA) is bankrupt and General Fund dollars are supplementing that enterprise, Councilmember Ceremello clarified that General Funds are not being used.

Councilmember Ceremello welcomed the students satisfying requirements of their Civics classes and noted they are the hope for our future.

- 6.3 Vice Mayor Besneatte noted the amount of money DSWA lists as deficient is only a portion.

Vice Mayor Besneatte noted his absence at the last meeting did not allow him to respond to Councilmember Ceremello's allegation that the Council violated the Brown Act ten times. He noted that allegation is incorrect and he does not owe anybody an apology.

- 6.4 Mayor Batchelor discussed attending the County celebrations honoring the remarkable centenarians of Solano County.

7. **ITEMS FROM THE CITY TREASURER**

8. **APPROVAL OF AGENDA**

Councilmember Ceremello noted a number of people in the audience present for discussion of Item 12.3 and requested that item be heard immediately following approval of the Consent Calendar.

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

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

9. **CONSENT CALENDAR**

There was no discussion on this item.

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

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

- 9.1 **Approved the Minutes of the September 11, 2012 Regular City Council Meeting.**

(Contact: Suellen Johnston, Deputy City Clerk)

- 9.2 **Adopted Resolution No. 12-117 approving the Enumeration of Claims.**
(Contact: Joan Michaels Aguilar, Finance Director)

- 9.3 **Adopted Resolution No. 12-118 authorizing suspension of competitive bidding and authorizing the purchase of transit communication equipment through cooperative purchase pricing from Delta Wireless for a price not to exceed \$16,820 (AG 12-031). (Contact: Janet Koster, Public Works Administrator)**
- 9.4 **Approved Minute Action authorizing the City Clerk to advertise for bids for the purchase of rubberized bark mulch to be used along the Linear Path between North Lincoln Street and State Route 113. (Contact: Janet Koster, Public Works Administrator)**

10. **PUBLIC HEARINGS**

12. **NEW BUSINESS (TAKEN OUT OF ORDER)**

- 12.3 **Council consideration of options and direction to staff regarding amendment to the permanent adoption of the Dixon City Code for the sale and use of State-approved (“safe and sane”) fireworks within the City of Dixon. (Aaron McAlister)**

Public comments were received from Gregg Coppes, Ted Hickman, and Dennis Revelle of TNT Fireworks.

Direction was provided to staff to amend the ordinance and return to a future meeting for approval of the amended ordinance.

11. **UNFINISHED BUSINESS**

- 11.1 **Resolution changing the threshold criteria by which the current City Mandatory Furlough Program may be rescinded. (Presenter: Steve Johnson, Human Resources Director)**

A motion was made by Councilmember Ceremello, seconded by Councilmember Bogue, to adopt Resolution No. 12-119 changing the threshold criteria by which the current City Mandatory Furlough Program may be rescinded. Roll call was taken as follows:

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

- 11.2 **Resolution of Intent to Commence Foreclosure Proceedings on Delinquent Parcels in the North First Street and West A Street Assessment Districts. (Presenter: Joan Michaels Aguilar, Finance Director)**

A motion was made by Councilmember Bogue, seconded by Councilmember Fuller, to adopt Resolution No. 12-120 declaring Intent to Commence Foreclosure Proceedings on Delinquent Parcels in the North First Street and West A Street Assessment Districts. Roll call was taken as follows:

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

- 11.3 **Resolution repealing Resolution 10-146 and approving the salary and benefits continuation for City of Dixon staff who are military reservists and are called up to active military duty or other reserve service.** (Presenter: Steve Johnson, Human Resources Director)

A motion was made by Councilmember Bogue, seconded by Vice Mayor Besneatte, to adopt Resolution No. 12-121 repealing Resolution 10-146 and approving the salary and benefits continuation for City of Dixon staff who are military reservists and are called up to active military duty or other reserve service. Roll call was taken as follows:

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

- 11.4 **Status report regarding pine trees on West A Street at Pitt School Road and receive direction regarding tree removal.** (Presenter: Janet Koster, Public Works Administrator)

By consensus, the Council supported the proposed tree removal plan and direction was provided to proceed with the plan.

12. **NEW BUSINESS**

- 12.1 **Resolution finding the establishment and posting of speed limits on City streets to be categorically exempt per Section 15301 of the California Environmental Quality Act, and establishing speed limits on City streets as required by the California Vehicle Code.** (Presenter: Jason Riley, Associate Engineer)

The speed limit for Harvard Drive to Valley Glen Drive was proposed to increase from 35 mph to 40 mph. Council direction was for that area to remain at 35 mph.

A motion was made by Councilmember Fuller, seconded by Mayor Batchelor, to adopt Resolution No. 12-122, as amended, finding the establishment and posting of speed limits on City streets to be categorically exempt per Section 15301 of the

California Environmental Quality Act, and establishing speed limits on City streets as required by the California Vehicle Code. Roll call was taken as follows:

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

- 12.2 **Resolution finding the establishment and posting of speed limits on City streets to be categorically exempt per Section 15301 of the California Environmental Quality Act (CEQA) and establishing “No Parking” zones on the south side of East A Street adjacent to South Seventh Street. (Presenter: Jason Riley, Associate Engineer)**

A motion was made by Councilmember Fuller, seconded by Vice Mayor Besneatte, to adopt Resolution No. 12-123 finding the establishment and posting of speed limits on City streets to be categorically exempt per Section 15301 of the California Environmental Quality Act (CEQA) and establishing “No Parking” zones on the south side of East A Street adjacent to South Seventh Street. Roll call was taken as follows:

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

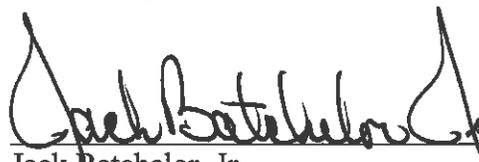
- 12.3 *See Minutes on Page 4.*

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 Regular Meeting of the Dixon City Council was adjourned at 10:53 p.m.



Suellen Johnston
Deputy City Clerk



Jack Batchelor, Jr.
Mayor