



**MINUTES
REGULAR MEETING OF THE
DIXON CITY COUNCIL**

MAY 14, 2013

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

The Special Meeting of the Dixon City Council was called to order at 6:00 p.m. in the City Council Chambers by Mayor Jack Batchelor 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: Vice Mayor Dane Besneatte, Councilmembers Steve Bird, Thom Bogue, Jerry Castañon, Sr., Mayor Jack Batchelor

Absent: None

The Closed Session adjourned at 6:55 p.m.

Mayor Batchelor noted there was no reportable action from the conference with labor negotiators and closed the Special Meeting.

1. CALL TO ORDER

The Regular Meeting of the Dixon City Council was called to order in the Dixon Council Chambers at 7:02 p.m. by Mayor Jack Batchelor.

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Jack Batchelor.

3. **ROLL CALL**

Present: Councilmembers Thom Bogue, Steve Bird, Jerry Castañon, Sr., Mayor Jack Batchelor

Absent: Vice Mayor Dane Besneatte**

** Vice Mayor Besneatte briefly left after the Closed Session adjourned and arrived back at 7:10 p.m.

4. **PRESENTATIONS/ PROCLAMATIONS/ RECOGNITION**

4.1 **Proclamation for National Public Works Week.**

Joe Leach, City Engineer/Director of Public Works, received the proclamation on behalf of the Public Works Department and noted they work hard every day to make sure everything looks good and runs smoothly.

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

5.1 Shirley Humphrey noted she wrote to Council members a couple of weeks ago regarding the need to schedule a General Plan Meeting, had not received a response from any, and requested a written response. She asked about the plan for completion of Parkway Boulevard since a document she found from the City states it will be completed in 2007.

Mayor Batchelor noted that Council responding to serial e-mails becomes a violation of the Brown Act and correspondence should be sent separately to Councilmembers.

5.2 In light of Public Works Week, Drew Graska asked about the timeline for improving roads in Dixon and the drainage in his neighborhood.

5.3 Larry Simmons noted the sidewalks in the older sections of town are in deplorable condition, dangerous, have below-par lighting and should be fixed sooner than later.

Mayor Batchelor noted there is significant money set aside for sidewalk repairs in the preliminary budget.

5.4 Michael Ceremello noted he attended the Public Utilities Commission Public Hearing for Cal Water's proposed water rate increase, it was very informative, and noted Councilmember Bogue was the only Councilmember who attended.

6. **ITEMS FROM THE CITY COUNCIL**

6.1 Vice Mayor Besneatte noted the May Fair Parade showed a small profit this year with no City assistance and it was the largest ever with 145 entries. He noted Rotary had two teams in the sheep milking contest at the May Fair which provides money for children to buy their livestock and a challenge to other service

organizations to participate next year. He also noted that he will be on vacation for the budget study sessions and the next regular meeting.

- 6.2 Councilmember Bogue reported on attending the Public Utilities Commission Public Hearing regarding Cal Water's proposed rate increase and noted he learned the City can have direct involvement in the proceedings and give input.
- 6.3 Councilmember Castañon thanked those who participated in the Teen Center Fundraiser.
- 6.4 Councilmember Bird noted he attended several May Fair meetings, a 2 by 2 meeting with the Dixon School District, and the Teen Center Fundraiser.
- 6.5 Mayor Batchelor reported attending the 2 by 2 meeting where they met with a philanthropist associated with Morning View and discussed potential projects in Dixon such as the school farm and a field at Hall Park for the special needs Challenge Team. He also commended the amazing amount of work accomplished by the Mormon Helping Hands during their community service Saturday.

Mayor Batchelor read the press release soliciting citizen input on the LED Light Survey being conducted on West A Street.

7. **ITEMS FROM THE CITY TREASURER**

8. **APPROVAL OF AGENDA**

There was no discussion on this item.

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

AYES: Besneatte, Bird, Bogue, Castañon, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

9. **CONSENT CALENDAR**

Councilmember Bogue asked that Item 9.3 be heard separately.

A motion was made by Councilmember Bogue, seconded by Vice Mayor Besneatte, to approve the Consent Calendar with the exception of Item 9.3. Roll call was taken as follows:

AYES: Besneatte, Bird, Bogue, Castañon, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

- 9.1 **Approved the Minutes of the April 24, 2013 Regular City Council Meeting.**
(Contact: Suellen Johnston, Deputy City Clerk)
- 9.2 **Adopted Resolution No. 13-050 approving the Enumeration of Claims.**
(Contact: Joan Michaels Aguilar, Finance & Technology Director)

- 9.3 **By Minute Action, approved the Mayor's recommended appointment to two vacancies on the Dixon Planning Commission.** (Steve Johnson, Acting City Clerk).

See the Minutes following Item 9.6.

- 9.4 **By minute action, set the July 9, 2013 City Council meeting as the time and place for a public hearing regarding past due City of Dixon sewer service accounts.** (Contact: Joan Michaels Aguilar, Finance & Technology Director)

- 9.5 **Adopted Resolution No. 13-051 declaring found, abandoned and lost bicycles as surplus property.** (Contact: Retired Sergeant Elaine Perry)

- 9.6 **By Minute Action, authorized the Mayor to send a letter of support for Rio Vista's RioVision Application to the Region/Urban Design Assistance Team.**
(Contact: Jim Lindley, City Manager)

- 9.3 TAKEN OUT OF ORDER

By Minute Action, approve the Mayor's recommended appointment to two vacancies on the Dixon Planning Commission. (Steve Johnson, Acting City Clerk).

Councilmember Bogue questioned the ranking of the applicants and felt three had more experience than Silvia Gil-Blanco.

Shirley Humphrey noted it is important to get experienced people as Planning Commissioners and it is important to encourage training for commissioners.

Vice Mayor Besneatte requested that a separate motion be made for reappointment of Kevin Johnson and the appointment of Silvia Gil-Blanco.

A motion was made by Vice Mayor Besneatte, seconded by Councilmember Bogue, to approve the reappointment of Kevin Johnson to the Planning Commission. Roll call was taken as follows:

AYES: Besneatte, Bird, Bogue, Castañon, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

A motion was made by Vice Mayor Besneatte, seconded by Councilmember Bogue, to not approve the appointment of Silvia Gil-Blanco to the Planning Commission. Roll call was taken as follows:

AYES: Besneatte, Bogue
NOES: Bird, Castañon, Batchelor
ABSTAIN: None
ABSENT: None

The motion failed.

A motion was made by Councilmember Castañon, seconded by Mayor Batchelor, to approve the appointment of Silvia Gil-Blanco to the Planning Commission. Roll call was taken as follows:

AYES: Bird, Castañon, Batchelor
NOES: Besneatte, Bogue
ABSTAIN: None
ABSENT: None

10. PUBLIC HEARINGS

10.1 **Matters relating to weed abatement:**

- 1. Conduct a public hearing to consider any objections to the declaration of public nuisances and issuance of administrative citations for the failure to remove refuse, weeds and rubbish from vacant parcels by property owners; and**
- 2. Adopt a Resolution overruling any objections to the declaration of public nuisance and issuance of administrative citations on parcels or exclude any such parcels from citations, and ordering the Police Chief to abate nuisances consisting of weeds, rubbish and refuse on parcels not excluded by issuance of administrative citations.**

(Christina Gastelum, Community Services Officer II)

Mayor Batchelor opened the public hearing.

Michael Ceremello discussed his perception of unequal enforcement of the law, the homes on Sequoia Way and properties on North Second Street and East B Street. Shirley Humphrey, Ginger Emerson and Mary Savage spoke about CC&R's and bank-owned versus personal properties.

Mayor Batchelor closed the public hearing.

A motion was made by Vice Mayor Besneatte, seconded by Councilmember Bogue, to adopt Resolution No. 13-052 overruling any objections to the declaration of public nuisance and issuance of administrative citations on parcels or exclude any such parcels from citations, and ordering the Police Chief to abate nuisances consisting of weeds, rubbish and refuse on parcels not excluded by issuance of administrative citations. Roll call was taken as follows:

AYES: Besneatte, Bird, Bogue, Castañon, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

10.2 **Matters relating to the Dixon Municipal Code:**

1. **Hold a public hearing, waive reading, read by title only, and introduce an ordinance confirming the Planning Commission’s recommendation to repeal the Dixon City Code; and**
2. **Hold a public hearing, waive reading, read by title only, and introduce an ordinance confirming the Planning Commission’s recommendation to add Chapter 18 (Zoning Ordinance), formerly Chapter 12 Article II of the Dixon City Code, to the Municipal Code. (Dave Dowswell, Interim Community Development Director)**

Mayor Batchelor opened the public hearing. There were no public comments.

Mayor Batchelor closed the public hearing.

A motion was made by Councilmember Bogue, seconded by Vice Mayor Besneatte, to introduce an ordinance confirming the Planning Commission’s recommendation to repeal the Dixon City Code. Roll call was taken as follows:

AYES: Besneatte, Bird, Bogue, Castañon, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

A motion was made by Councilmember Bogue, seconded by Vice Mayor Besneatte, to introduce an ordinance confirming the Planning Commission’s recommendation to add Chapter 18 (Zoning Ordinance), formerly Chapter 12 Article II of the Dixon City Code, to the Municipal Code. Roll call was taken as follows:

AYES: Besneatte, Bird, Bogue, Castañon, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

11. **UNFINISHED BUSINESS**

11.1 **Matters relating to the City Manager’s employment contract:**

1. **Adopt Resolution amending the Personnel Classification Pay Plan, or “Salary Schedule”, for the City Manager Position to include salary steps within the previously discussed salary range; and**
2. **Adopt Resolution making the recommended amendments to the City Manager’s contract with the City of Dixon. (Presenter: Steve Johnson, Human Resources Director/Acting City Clerk)**

City Manager, Jim Lindley, recused himself from discussion of this item and left the Council Chambers.

A motion was made by Vice Mayor Besneatte, seconded by Councilmember Castañon, to adopt Resolution No. 13-053 amending the Personnel Classification Pay Plan, or "Salary Schedule", for the City Manager Position to include salary steps within the previously discussed salary range. Roll call was taken as follows:

AYES: Besneatte, Bird, Bogue, Castañon, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

A motion was made by Councilmember Bogue, seconded by Councilmember Bird, to adopt the recommended amendments to the City Manager's contract with the City of Dixon without the change to a nine month severance and leaving the severance at six months. Roll call was taken as follows:

AYES: Bird, Bogue
NOES: Besneatte, Castañon, Batchelor
ABSTAIN: None
ABSENT: None

The motion failed.

A motion was made by Vice Mayor Besneatte, seconded by Councilmember Castañon, to adopt Resolution No. 13-054 making the recommended amendments to the City Manager's contract with the City of Dixon. Roll call was taken as follows:

AYES: Besneatte, Castañon, Batchelor
NOES: Bird, Bogue
ABSTAIN: None
ABSENT: None

Jim Lindley returned to the meeting.

12. NEW BUSINESS

12.1 **By Minute Action, appointment of one Councilmember to fill the vacancy on the City Council's Purchasing Subcommittee.** (Presenter: Steve Johnson, Acting City Clerk)

Councilmember Bogue volunteered to fill the vacancy on the Purchasing Subcommittee.

By Minute Action, a motion was made by Vice Mayor Besneatte, seconded by Mayor Batchelor, to appoint Councilmember Bogue to the Purchasing Subcommittee. Roll call was taken as follows:

AYES: Besneatte, Bird, Bogue, Castañon, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

12.2 Adopt Resolution authorizing a budget amendment totaling \$12,810 for repairs and supplies for the Pat Granucci Aquatic Center. (Presenter: Janet Koster, Public Works Administrator)

A motion was made by Vice Mayor Besneatte, seconded by Councilmember Castañon, to adopt Resolution No. 13-055 authorizing a budget amendment totaling \$12,810 for repairs and supplies for the Pat Granucci Aquatic Center. Roll call was taken as follows:

AYES: Besneatte, Bird, Bogue, Castañon, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

12.3 Adopt Resolution relating to a passenger loading zone on North Almond Street:

- 1. Finding the establishment and posting of parking signs on City streets to be categorically exempt per Section 15301 of the California Environmental Quality Act (CEQA); and**
- 2. Rescinding the existing “No Parking” zone along the west side of North Almond Street and establishing a “Passenger Loading” zone in front of Dixon Montessori Charter School.**

(Presenter: Jason Riley, Associate Civil Engineer)

A motion was made by Councilmember Bogue, seconded by Councilmember Castañon, to adopt Resolution No. 13-056 finding the establishment and posting of parking signs on City streets to be categorically exempt per Section 15301 of the California Environmental Quality Act (CEQA); and rescinding the existing “No Parking” zone along the west side of North Almond Street and establishing a “Passenger Loading” zone in front of Dixon Montessori Charter School. Roll call was taken as follows:

AYES: Besneatte, Bird, Bogue, Castañon, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

12.4 Adopt Resolution relating to truck parking on Fitzgerald Drive:

- 1. Finding the establishment and posting of parking signs and removal of curb markings on City streets to be categorically exempt per Section 15301 of the California Environmental Quality Act (CEQA); and**
- 2. Rescinding the existing “No Parking” zones along the west side of Fitzgerald Drive and establishing “No Parking Between 10:00 P.M. and 6:00 A.M.” zones. (Presenter: Jason Riley, Associate Civil Engineer)**

A motion was made by Vice Mayor Besneatte, seconded by Councilmember Castañon, to adopt Resolution No. 13-057 finding the establishment and posting of parking signs and removal of curb markings on City streets to be categorically exempt per Section 15301 of the California Environmental Quality Act (CEQA); and rescinding the existing "No Parking" zones along the west side of Fitzgerald Drive and establishing "No Parking Between 10:00 P.M. and 6:00 A.M." zones. Roll call was taken as follows:

AYES: Besneatte, Bird, Bogue, Castañon, Batchelor
NOES: None
ABSTAIN: None
ABSENT: None

13. **OTHER AGENCY BUSINESS**

14. **ITEMS FROM THE CITY ATTORNEY**

15. **ITEMS FROM THE CITY MANAGER**

Jim Lindley, City Manager, thanked the City Council for approving the amendments to his contract.

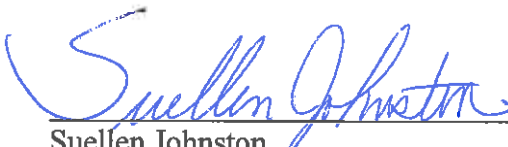
16. **CLOSED SESSION**

RECONVENE TO OPEN SESSION


17. **ADJOURNMENT**

Mayor Batchelor announced that a Council Wastewater Workshop would be held on May 15th and Council Budget Workshops would be held on May 22nd and 29th.

The Regular Meeting of the Dixon City Council was adjourned at 8:45 p.m.



Suellen Johnston
Deputy City Clerk



Jack Batchelor
Mayor