



MINUTES
REGULAR MEETING OF THE
DIXON CITY COUNCIL
DIXON REDEVELOPMENT AGENCY

FEBRUARY 9, 2010

1. **CALL TO ORDER**

The Regular Meeting of the Dixon City Council was convened at 7:00 p.m. in the Council Chambers on February 9, 2010, by Mayor Batchelor.

2. **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was let by Mayor Batchelor.

3. **ROLL CALL**

Present: Councilmembers Dane Besneatte, Kay Fulfs Cayler, Michael Ceremello, Vice Mayor Rick Fuller, and Mayor Jack Batchelor.

Absent: None

Mayor Batchelor noted that Former Mayor Richard Brians passed away, discussed his qualities, and extended his sympathy to Mr. Brians' children. A moment of silence was taken.

4. **PRESENTATIONS/ PROCLAMATIONS/ RECOGNITION**

4.1 **Resolution honoring First Northern Bank for their 100th Anniversary.**

Mayor Batchelor read and presented the Resolution to John Onsum, President and Chief Executive Officer of First Northern Bank.

Mr. Onsum introduced Louise Walker, Senior Executive Vice President and Chief Financial Officer of First Northern Bank, and thanked the Council for the Resolution. He noted First Northern Bank is their own bank and it is locally owned and locally controlled.

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

- 5.1 Dave Scholl discussed the Veterans' Ordinance not being on the Council agenda.
- 5.2 Drew Graska asked about the funding status for the drainage project in the Almond/Cypress/Spruce area.
- 5.3 Byron Chapman discussed parking on the Pardi Market site and signage in front of the Independent Voice. Referencing an article in the Vacaville Reporter, he discussed that too many ordinances are adopted and none are eliminated and being "heavy-handed" government. He also recommended the cover page of the agenda be changed until the Council Chambers is in compliance with the Americans with Disabilities Act.

6. **ITEMS FROM THE CITY COUNCIL**

- 6.1 Councilmember Besneatte suggested sending a letter to legislative representatives about sending ships to Texas for repair instead of using Mare Island and requested a cost and time estimate to contract out for engineering services relating to the Core Area Drainage/railroad project. Also, relating to Item 9.4, he asked if he has a conflict of interest because he is on the Chamber of Commerce Board.

Michael Dean, City Attorney, responded that he could abstain if he preferred, but there is no financial gain.

- 6.2 Councilmember Cayler reported about attending the Solano Economic Development Corporation (EDC) luncheon, the Travis Regional Armed Forces Committee (TRAFC) meeting, upcoming events Travis Air Force Base, and the Chamber of Commerce Awards Dinner.
- 6.3 Councilmember Ceremello reported about holding office hours at the Veterans' Hall, expressed concern about the Mayor receiving information versus the Councilmember requesting information, requested a policy discussion relating to the legal noticing bid process, and requested a status report regarding the monitoring wells at the Water Treatment Plant.

Royce Cunningham, City Engineer, responded that the monitoring report has been filed with the Regional Board and that he will be meeting with the new Regional Board staff soon.

- 6.4 Vice Mayor Fuller noted he attended the Chamber of Commerce Awards Dinner and congratulated those who won. He also clarified that there were no funds expended from the City for the table identified as the "City Table".

6.5 Mayor Batchelor reported that some Solano County Mayors will be meeting with Senator Wolk and Assemblymember Yamada relating to the Gas Tax and that he will be going to Washington D.C. to meet the Congressmen representing Solano County and hopes to have the opportunity to encourage them to take the Mothball Fleet to Mare Island.

6.6 Councilmember Cayler also noted that the State of the City Address will be on February 18th.

7. **ITEMS FROM THE CITY TREASURER**

The City Treasurer position was vacant at this time.

8. **APPROVAL OF AGENDA**

There was no discussion on this item.

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

Ayes: Besneatte, Cayler, Ceremello, Fuller, Batchelor
Noes: None
Abstain: None
Absent: None

9. **CONSENT CALENDAR**

Relating to Item 9.3, Councilmember Ceremello discussed the estimated cost of the project. Jeff Matheson, Public Works and Community Services Director, responded to Council questions.

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

Ayes: Besneatte, Cayler, Ceremello, Fuller, Batchelor
Noes: None
Abstain: Besneatte (Item 9.4 only)
Absent: None

9.1 **Approved the City Council Minutes for the January 12, 2010, meeting.**

9.2 **Adopted Resolution No. 10-018 approving the Enumeration of Claims.**

- 9.3 **Adopted Resolution No. 10-019 approving an application for Statewide Park Program grant funds for the Pond A Recreation Trail and authorizing the Director of Public Works and Community Services to negotiate and execute all documents.**
- 9.4 **Adopted Resolution No. 10-020 approving and supporting the street closure of Highway 113 for the Dixon May Fair Parade, on First Street between West Cherry and E Streets, on May 8, 2010, from 9:00 a.m. to noon.**

Dixon Redevelopment Agency

- 9.5 **Approve Redevelopment Agency Minutes for the January 12, 2010, meeting.**

See Redevelopment Agency Minutes for February 9, 2010.

10. **PUBLIC HEARINGS**

None

11. **UNFINISHED BUSINESS**

None

12. **NEW BUSINESS**

- 12.1 **Resolution approving a budget amendment to the Capital Improvement Fund #460-301 for an appropriation of \$34,466 from Gas Tax Fund 530 for the construction of street maintenance projects.**

Jason Riley, Associate Civil Engineer, discussed the Street Maintenance fund projects, the projects charged to the fund, expenditures exceeding the budget, and the use of Gas Tax fund.

Councilmember Besneatte noted he had before expressed concern about costs exceeding the bid received, objected to expending the funds before Council approval, and wants to know in advance when the costs will exceed the bid.

Royce Cunningham, City Engineer, noted each project will have separate funds in the future and project management measures will be in place. He responded to Council questions.

Mayor Batchelor asked for public comments.

Byron Chapman supported Councilmember Besneatte, felt “homework” should be done when bids are received, any error still is from taxpayer’s money, and the “bucks” should come out of pockets of City employees.

Larry Simmons noted that when construction starts, it is unknown what is underneath or what the contractor will come across.

Dave Scholl noted a ridge in the southbound lane of Almond Street.

A motion was made by Vice Mayor Fuller, seconded by Councilmember Cayler, to adopt Resolution No. 10-021 approving the budget amendment. Roll call was taken as follows:

Ayes:	Besneatte, Cayler, Ceremello, Fuller, Batchelor
Noes:	None
Abstain:	None
Absent:	None

12.2 Resolution approving the list of City projects to be included in the Solano Transportation Authority (STA) Comprehensive Transportation Plan (CTP) and the Regional Transportation Impact Fee (RTIF) Project list.

Royce Cunningham, City Engineer, reviewed CTP and the list of projects for Dixon. He discussed the RTIF, the three working groups, and the list of projects for Dixon. Mayor Batchelor and Mr. Cunningham responded to Council questions.

Mayor Batchelor asked for public comment.

Dan Figueroa expressed concern that the costs of projects will be much higher, discussed the Solano County impact fee imposed would be \$6,000 per house for his client's project, and preferred the fee not be applied on a project-by-project basis.

Drew Graska asked why another region is funding local projects and why local government is not efficient enough to fund their own projects. He cautioned that begging for funding from other levels of government tends to sell local jurisdiction control.

Larry Simmons thought that State and Federal highway were paid by them and that more costs have now been moved to local government.

Councilmember Besneatte expressed concern that the list will, at some point, be used to impose fees and recommended the resolution be revised to not authorize STA to impose any fee.

Michael Dean, City Attorney, discussed how impact fees are developed and, in general, STA does not have the authority to impose a fee in Dixon.

Councilmember Ceremello felt it was apparent that the intent is to develop fees.

A motion was made by Vice Mayor Fuller, seconded by Councilmember Cayler, to adopt Resolution No. 10-022 approving the list of CTP and RTIF projects.

Roll call was taken as follows:

Ayes: Cayler, Fuller, Batchelor
Noes: Besneatte, Ceremello
Abstain: None
Absent: None

12.3 Matters relating to the procedure to fill the City Treasurer's vacancy due to the resignation of David Dingman:

- 1. Appointment process to fill vacancy to November 2012; OR**
- 2. Resolution calling for a Special Election on June 8, 2010.**

Nancy Huston, City Manager, discussed the vacancy of the City Treasurer, the role of the City Treasurer, and the options to appoint a person to fill the vacancy or hold a special election. Ms. Huston responded to Council questions.

Councilmember Besneatte noted he would not support an appointment to an elected position, felt it should be on the ballot for the people to decide, and the cost is fine.

Councilmember Cayler thought more candidates would apply for appointment than run for elected office.

Councilmember Ceremello thought over two years is a long time, that the people should have a choice, and thought the appointment process is corrupt.

Councilmember Cayler and Mayor Batchelor took exception to Councilmember Ceremello's comment.

Mayor Batchelor asked for public comment.

Larry Simmons preferred someone who is qualified and felt it would be better to appoint a person.

Dave Scholl urged for support of an election, to respect the person elected, and discussed the importance of the checks and balances needed.

Drew Graska noted the price of freedom.

A motion was made by Councilmember Besneatte, seconded by Councilmember Ceremello, to adopt the Resolution calling for a Special Election on June 8, 2010. Roll call was taken as follows:

Ayes: Besneatte, Ceremello
Noes: Cayler, Fuller, Batchelor
Abstain: None
Absent: None

The motion failed.

A motion was made by Vice Mayor Fuller, seconded by Mayor Batchelor, to appoint a City Treasurer. Roll call was taken as follows:

Ayes: Cayler, Fuller, Batchelor
Noes: Besneatte, Ceremello
Abstain: None
Absent: None

The Council set February 22, 2010, as the date to interview candidates for City Treasurer. The meeting would be held at 7:00 p.m. in the Council Chambers.

13. **OTHER AGENCY BUSINESS**

Redevelopment Agency

13.1 **Request to join the Travis Community Consortium (TCC), approving a budget amendment of \$1,000, and authorizing the Executive Director to execute documents. (Budget Adjustment No. 2010-10-02-01)**

See Redevelopment Agency Minutes for February 9, 2010.

14. **ITEMS FROM THE CITY ATTORNEY**

14.1 Michael Dean, City Attorney, reminded the Council that AB 1234 training will be held on February 18, 2010, and noted he will not be at the February 23rd Council meeting because it is his 25th wedding anniversary.

15. **ITEMS FROM THE CITY MANAGER**

15.1 Nancy Huston, City Manager, noted there will be a budget update on the next Council agenda.


16. **CLOSED SESSION**

None

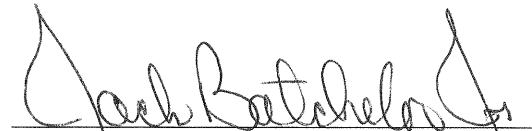
17. **ADJOURNMENT**

The City Council meeting adjourned at the hour of 10:04 p.m.

ATTEST:



Janice Beaman, CMC
City Clerk



Jack Batchelor, Jr.
Mayor