



AGENDA
REGULAR CITY COUNCIL MEETING
FLYNN CENTER
981 H STREET
CRESCENT CITY, CA 95531

Monday December 7, 2009 5:00 p.m.

- ❑ *Anyone requiring reasonable accommodation to participate in the meeting should contact the City Clerk at (707) 464-7483 at least five (5) days prior to the meeting. For TDD use for speech and hearing impaired, please call (707) 464-2226.*
- ❑ *A full agenda packet may be reviewed at City Hall, 377 J Street, during regular business hours, 8:00 a.m. – 5:00 p.m., or on-line at www.crescentcity.org*

NOTE: THE CLOSED SESSION BEGINS AT 5:00 p.m., FOLLOWED BY THE OPEN SESSION MEETING AT 6:00 p.m.

Call to Order
Roll Call
Pledge of Allegiance

PUBLIC COMMENT ON CLOSED SESSION ITEMS

1. CLOSED SESSION

- Existing Litigation (Gov't Code § 54956.9 subdivision (a)) (Five cases: Sanches vs. City of Crescent City, USDC CV08-1395; Barber vs. City of Crescent City, USDC Northern District of California, Case #08-CV-04883-WDB; Misti Cardenas vs. City of Crescent City, et. al., USDC CV08-4053; Brian Strom vs. City of Crescent City, USDC Case #CV08-4708; Sanches vs. City of Crescent City, USDC CV08-5663)
- Potential Litigation (Gov't Code § 54956.9 subdivision (b)) (Two cases)
- Real Property Negotiations; Negotiator Rod Butler; parcels to be identified. (Gov't Code § 54956.8)

ACKNOWLEDGEMENTS

2. Approve, read and present Certificates of Appreciation to the Crescent City Police Department Volunteers to include V.I.P.S. (Volunteers in Police Service), Explorers, and Reserve Officers. (Chief Plack)

CONSENT CALENDAR

3. Approval of the regular minutes of the November 16, 2009 Crescent City Council meeting.
4. Approval of warrant claims list for the period November 17, through December 7, 2009.
5. Approval of biweekly payroll reports for the period ending November 6, 2009, paid November 13, 2009.

ADJOURN TO HOUSING AUTHORITY

6. See attached agenda. (Susie Mendez)

ADJOURN TO CRESCENT CITY REDEVELOPMENT AGENCY

7. See attached agenda. (Rod Butler)

PUBLIC HEARING(S) - none

NOTE: If you challenge the decision of the City Council in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City Council at, or prior to, the public hearing. (Gov't Code § 65009)

8. REPORTS

Reports relative to the City of Crescent City programs and projects, from staff or outside agencies.

- A proposal from Del Norte County Earthquake and Tsunami Awareness Program to have an evacuation drill on March 24, 2010 (Cindy Henderson DNCO Emergency Services Manager, Jim Goltz Cal-EMA, and Judith Warren, from HSU)

COMMUNICATIONS

- **PUBLIC COMMENT PERIOD** - Any member of the audience is invited to address the City Council on any matter that is within the jurisdiction of the City of Crescent City. Comments of public interest or on matters appearing on the agenda are accepted. Note, however, that the Council is not able to undertake extended discussion or act on non-agendized items. Such items can be referred to staff for appropriate action, which may include placement on a future agenda. **After receiving recognition from the Mayor, please state your name and city or county residency for the record. Public comment is limited to three (3) minutes.**

CONTINUING BUSINESS

9. Consider and approve Payment #30 for Wahlund Construction and Payment #31 for Stover Engineering regarding the Wastewater Treatment Plant. (Jim Barnts)
10. Waive the full reading, read by title only and adopt, Ordinance No. 749, entitled, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY, DEL NORTE COUNTY, STATE OF CALIFORNIA, FINDING THE APPROVAL OF ZONING CODE AMENDMENT 09-02 EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO SECTION 15265 OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT GUIDELINES, AND ADOPTING ZONING CODE AMENDMENT 09-02 TO MAKE VARIOUS CHANGES AS REQUIRED BY THE COASTAL COMMISSION AND AGREED TO BY THE CITY COUNCIL IN CONJUNCTION WITH THE COASTA NORTE CONDOMINIUM PROJECT. THESE CHANGES WOULD APPLY TO ALL PARCELS WITHIN THE COASTAL ZONE CURRENTLY DESIGNATED AS MULTIPLE FAMILY RESIDENTIAL AND/OR RESIDENTIAL PROFESSIONAL AND ANY THAT MAY BECOME DESIGNATED AS SUCH IN THE FUTURE. (Michele Rambo)
11. Waive the full reading, read by title only and adopt, Ordinance No. 750, entitled, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY REVISING THE CRESCENT CITY MUNICIPAL CODE BY AMENDING TITLE 13. PUBLIC SERVICES, CHAPTER 13.30 BY REPEALING SECTION 13.30.014 AND AMENDING SECTION 13.30.015 PERTAINING TO SEWER SERVICE CHARGES. (Jim Barnts/Robert Black)

NEW BUSINESS

12. Discuss and provide comment on Municipal Code Amendment 09-01: A PROPOSED MUNICIPAL CODE AMENDMENT TO ADD CHAPTER 8.10 (NOISE) TO THE CITY OF CRESCENT CITY MUNICIPAL CODE, take other action as necessary and appropriate. (Michele Rambo)

13. Consider and approve distribution of CDBG Program Income to eligible public service activities pursuant to City Council Resolution 2005-06 and Community Development Block Grant 05-STBG-1517. (Rod Butler)
14. Approve and authorize the Mayor to sign a contract with Elizabeth Cleaning Services for janitorial services at City facilities, or take other action as necessary and appropriate. (Eric Wier)
15. Consider and adopt Resolution No. 2009-____, entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY, CALIFORNIA, AUTHORIZING COUNTY OF HUMBOLDT TO APPLY ON BEHALF OF THE CITY OF CRESCENT CITY FOR NORTH COAST INTEGRATED REGIONAL WATER MANAGEMENT PLAN (NCIRWMP) ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT (EECBG) FUNDING, or take other action as necessary and appropriate. (Eric Wier)
16. Consider and approve Memorandum of Understanding between the City of Crescent City and the Crescent City Police Officer's Association regarding wages, hours, and other terms and conditions of employment affecting certain Public Safety employees of the City of Crescent City for the period of July 1, 2009 through June 30, 2011, or take other action as necessary and appropriate. (Rod Butler)
17. Consider and approve appointment of Ron Gastineau to fill a vacant seat on the City's Planning Commission for a term ending November 2011, or take other action as necessary and appropriate. (Michele Rambo)
18. Receive and file a report concerning the costs of inquiries and public records requests. Take action as necessary and appropriate. (Rod Butler)
19. Direct staff to initiate an analysis of the fiscal and legal impacts of the Sewer Rate Reduction Initiative being circulated by Council Member Westfall. Take action as necessary and appropriate. (Rod Butler)
20. Consider and approve the City Council Meeting calendar for 2010, or take other action as necessary and appropriate. (Rod Butler)

CITY COUNCIL ITEMS

- **Legislative Matters** – Consider miscellaneous legislative matters pertinent to the City of Crescent City. Authorize the Mayor to sign the appropriate letters and/or positions with respect to such matters
- **Reports, Concerns, Referrals, Council travel and training reports** – In accordance with Gov't Code § 54954.2(a), City Council Members may make brief announcements or brief reports on their own activities. They may ask questions for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda
- Pursuant to Crescent City Municipal Code § 2.08.200, the City Council may instruct the city manager on matters of importance to the administrative services of the city, and provide direction with respect to subordinates of the city manager. (Directives from individual Council Members that are not objected to by any member present shall be considered an order of the City Council.)

ADJOURNMENT

Adjourn the meeting to the next regular scheduled meeting on January 4, 2010 at 5:00 p.m.

Posted: December 3, 2009

By: Robin Patch, Deputy City Clerk

for Rod B. Butler City Clerk