



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

**Monday                      March 15, 2010                      4:00 p.m.**

Call to Order                      Mayor Pro Tem Dennis Burns called the meeting to order at 4:04 p.m.

Roll Call                      Council Members present: Burns, Westfall, Slert, Murray and Mayor Schellong  
Others present: City Manager Rod Butler, Deputy City Clerk Robin Patch, City Attorney Robert Black, Finance Director Ken McDonald, Pool Supervisor Matt Hildebrandt, City Planner/Economic Development Specialist Michele Rambo, Associate City Planner Eric Taylor, Housing Authority Executive Director Susie Mendez, Sergeant Erik Apperson and Police Chief Doug Plack

Pledge of Allegiance    Sergeant Erik Apperson

**PUBLIC COMMENT ON CLOSED SESSION ITEMS**

**1. CLOSED SESSION**

- Public Employment (Gov't Code § 54957 (b)) City Clerk
- Public Employment (Gov't Code § 54957 (b)) Police Chief, Fire Chief, Finance Director, City Planner/Economic Development Specialist, Housing Authority Executive Director, Public Works Director/City Engineer, and Central Services Director
- Conference with Labor Negotiator: Rod Butler, Crescent City Management Employees Association (Gov't Code § 54956.8)
- Public Employment (Gov't Code § 54957 (b)) City Manager/City Clerk
- Real Property Negotiations; Negotiator Rod Butler; APN 118-170-02, APN 118-260-12 (Gov't Code § 54956.8)
- Existing Litigation (Gov't Code § 54956.9 subdivision (a)) (Six 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); Westfall vs. City of Crescent City, Del Norte County Superior Court; Wahlund Construction Company, O & M Industries Inc, Sequoia Construction Specialties, Ward Stover, PE dba Stover Engineering and Colburn Electric vs. City of Crescent City, Rod Butler, Donna Westfall and Douglas Westfall, Del Norte County Superior Court Case # CVPT 10-1075)
- Potential Litigation (Gov't Code § 54956.9 subdivision (b) ) (Two cases)
- Liability Claim – Claimant: Donna Westfall, agency claimed against City of Crescent City et al.

Mayor Pro Tem Burns opened the closed session at 4:04 p.m. and all four Council Members were present with the exception of Mayor Schellong who arrived at 4:25 p.m. Council Member Westfall was excused from Closed Session at 5:50 p.m. There were no public comments on closed session items. The Closed Session was adjourned at 6:02 p.m.

City Attorney Bob Black reported that the Council adopted the following motion: On a motion by Council Member Burns, seconded by Council Member Slert and unanimously carried 4-0, with Council Member Westfall recusing herself, the City Council of the City of Crescent City directed the City Attorney to respond to a suit filed by lead Plaintiffs Wahlund Construction and others against Defendants the City of Crescent City, City Clerk Rod Butler, Donna Westfall, and Douglas Westfall, which is action No. CVTP 10-1075, informing the Court that the City and the City Clerk do not intend to actively defend the lawsuit, but will abide by the orders of the Superior Court of the State of California and follow the Court's direction.

### **ACKNOWLEDGEMENTS**

2. Oath of office for Sergeant Erik Apperson.

Chief Plack explained the process that the position of sergeant entails. Chief Plack gave a detailed explanation of Sergeant Apperson's career with the Crescent City Police Department which included his work with the Explorers as well as Crime Free Multi-Housing. Chief Plack then administered the oath of office to Sergeant Erik Apperson. The Council offered their congratulations to Sergeant and Mrs. Apperson.

~~3. Approve and read A PROCLAMATION SUPPORTING THE DESIGNATION OF APRIL 2010 AS CHILD ABUSE PREVENTION MONTH.~~ Postponed until 4/5/10

4. Approve and read A PROCLAMATION OF THE CITY COUNCIL OF CRESCENT CITY, CALIFORNIA DESIGNATING APRIL 10, 2010 AS JUNIOR MISS DAY.

Mayor Schellong expressed her appreciation for the Junior Miss program as she has been a part of the pageant for many years. Barbara Lopez was present to accept the proclamation on behalf of the Junior Miss Program. She went into detail regarding the benefits of this program and introduced Ms. Brittany Enos who is the reigning Junior Miss. She spoke about the program and its positive effect on her life.

5. Approve and read A PROCLAMATION IN RECOGNITION OF CRESCENT CITY ~ DEL NORTE COUNTY NATURE & HERITAGE WEEK.

Mayor Schellong explained the history of the Nature & Heritage week, the beauty of Del Norte County and the importance of celebrating it. Council Member Murray read the proclamation aloud and Mr. Hiser and Mr. Bennett were present to accept this proclamation on behalf of the California Redwood Bird and Nature Festival. The Festival will be the weekend of May 7-9<sup>th</sup> this year at the Cultural Center. Mayor Schellong expressed her appreciation for the knowledge she obtained from these festivals and the benefit it will have for our community.

### **CONSENT CALENDAR**

6. Approval of the regular minutes of the March 1, 2010 Crescent City Council meeting and the February 22, 2010 Joint City/County meeting.
7. Approval of warrant claims list for the period March 2 through March 15, 2010.
8. Approval of biweekly payroll reports for the period ending February 27, paid March 5, 2010.

On a motion by Council Member Slert, seconded by Council Member Burns and unanimously carried 5-0, the City Council of the City of Crescent City approved and adopted the consent calendar, consisting of items 6 - 8.

Council Member Westfall stated that a correction to her statement was in order – she stated it should be “allegation” not “belief” regarding the fixed bid for the Wastewater Treatment Plant. Mayor Schellong stated that there has been no formal allegation, however, City Attorney Bob Black requested that the recording to be listened to again to clarify what Ms. Westfall stated and reflect it in the minutes as well as what was said during this time.

#### **ADJOURN TO HOUSING AUTHORITY**

9. See attached agenda. (Susie Mendez)

The City Council convened as the Housing Authority at 6:32 p.m. and all five Council Members were in attendance.

The Housing Authority meeting adjourned and reconvened as the Redevelopment Agency at 6:42 p.m., all five Council Members were present.

#### **ADJOURN TO CRESCENT CITY REDEVELOPMENT AGENCY**

10. See attached agenda. (Rod Butler)

Meeting adjourned at 7:02 and reconvened as the City Council of Crescent City.

**11. PUBLIC HEARING(S)** – public hearing began at 7:02 p.m.

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)

- Consider and approve a resolution entitled, RESOLUTION NO. 2010-06 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY TO ASSIGN AUTHORITY TO THE CITY MANAGER TO CONSOLIDATE COASTAL DEVELOPMENT PERMITS IN WHICH PERMITTING AUTHORITY IS SHARED WITH THE STATE COASTAL COMMISSION. (Eric Taylor)

Associate City Planner Eric Taylor explained the consolidation of Coastal Development permits, the jurisdiction of the Coastal Commission and the City, and the ease of use that consolidation will create for staff. This resolution streamlines the process and allows the permit process to move along quicker. Discussion continued on the matter in detail. Council Member Burns expressed his desire that the permit process move smoother.

The following citizens made comments: Kirk Roberts is an opponent of this resolution and feels that the citizens need to be allowed to be involved. Discussion on the topic continued in detail between the Council and Associate City Planner Eric Taylor. Eileen Cooper stated that she feels the process explained is unclear and she hopes for more discussions with the Coastal Commission. Richard Miles stated that the permits should

start on the local level first allowing for public comment. Jill Halls explained that this resolution eliminates redundancy and is a proponent of this resolution.

Direction was given to staff to take resolution to the Planning Commission for review and to design a flow chart to explain the process.

**Resolution was not passed.**

## **12. REPORTS- none**

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

## **COMMUNICATIONS**

➤ **PUBLIC COMMENT PERIOD** – the following citizens made comments:

The following citizens made comments: Richard Miles addressed an issue former Planning Commissioner Sylvia Bos had with the Del Norte Solid Waste Management Authority. John Stetson spoke on obtaining a medical service within the City including a Medical Marijuana Dispensary. Jill Halls spoke in regards to the Merit Pay Raise and is upset the City would do this given the current state of our budget. Donna Westfall requested two future agenda items: 1. To discuss the possibility of having a forensic audit of the City “water sewer rate collection system.” 2. Discuss an investigation into whether the City’s acceptance of the “one and only bid” for the Wastewater Treatment Plant violated any State and/or Federal laws. Mayor Schellong stated that the entire City has been audited for which Ms. Westfall, as a Council Member, should already have a copy of the audit. She further stated that being that the City is currently in litigation with Ms. Westfall and Wahlund Construction is involved, she does not think it prudent to place this item on an agenda for discussion. Mayor Schellong asked for City Attorney Bob Black’s advice. (*Ms. Murray left the dais at 7:47*) City Attorney Black advises that he felt that the lawsuit did not bar the topic for discussion, however, that the City should seek an outside attorney to answer these questions as he was not the City Attorney at the time the bid was accepted.

## **CONTINUING BUSINESS- none**

## **NEW BUSINESS**

13. Review and approve changes to the fee schedule for the rental of the Crescent City Cultural Center. Take action as necessary and appropriate. (Rod Butler/Ken McDonald)

City Manager Rod Butler went over the review of the Cultural Center fees in detail. (*Council Member Murray returned to the dais at 7:51*) Adjusting the fees to rent the Cultural Center will generate some revenue for the City. Mr. Butler asked for the Council’s direction and feedback regarding this matter. (*Council Member Westfall left the dais at 7:56*) Discussion followed regarding discounts given to non-profit organizations and Finance Director McDonald offered clarification of the fee structure. (a good portion of the answer was from the audience, therefore no recording was captured) (*Council Member Westfall returned to the dais at 7:58*) Council Member Murray expressed her concern over the condition of the kitchen and the need for it to be improved. Discussion continued over the improvements needed within the entire facility.

City Manager Butler stated that the western side of the building had a leak and was repaired. He also stated that Central Services Manager John Cochrane is power washing the facility that includes a sealer/stain. Discussion continued on the repairs needed to the building. Council Member Westfall asked for the acoustics to be addressed so the Council meetings can be held there again.

The following citizen made a comment: Richard Miles hopes for the matter of repair to the Cultural Center to be addressed. Pete Halls stated that the Cultural Center's kitchen is in desperate need of improvement. Richard Enea stated that there is currently no attendant for the facility and it is needed. Tim Hoone expresses his appreciation for Mr. Rod Butler being our City Manager and that he is doing what is needed for this City. Jill Halls made suggestions on how to handle the rental of the Cultural Center and limitations that she felt should apply.

Mayor Schellong stated that it is her opinion that the Council is not ready to approve this tonight. She stated that non-profit organizations' events should be reviewed – if it is a fund-raising benefit a fee should be considered and if it is not fund-raising event to consider a separate fee. Council Member Burns stated that if we are going to ask for higher fees, the kitchen needs to be improved. He stated his hope for the use of Redevelopment Agency funds to improve the kitchen. Council Member Murray hopes that members of the community will give their input on the matter. Council Member Slert appreciates the staff's report and that its' time to do something because times have changed. He further stated that the City is conducting business and when you think of all of the things involved in setting up the space, liability, etc – the current fees being charged do not cover those expenses. Mayor Schellong directed the Council to read the staff report in detail and come back to discuss further. An ad hoc committee was decided upon – Council Member Slert and Mayor Schellong will meet together with staff for a solution to this matter.

14. Consider a request from the Del Norte Solid Waste Management Authority to waive the fees for use of the Cultural Center for the "Earth Arts Festival" to be held on April 18, 2010 and take action as necessary and appropriate. (Rod Butler)

City Manager Rod Butler explained the request for the fee waiver of this event in detail. Patty Abbey spoke on behalf of the Del Norte Solid Waste Authority and their plans for the event. Mr. Butler recommended a minimum of \$180 clean up fee due to the current state of the City's budget. Council Member Slert stated that since the financial times have changed the matter of offering a fee waiver will need to be revisited.

The following citizen made a comment: Richard Miles spoke in regards to the condition of the cleaning equipment at the Cultural Center. Tim Hoone clarified the funding that Del Norte Solid Waste Management Authority (DNSWMA) receives. City Manager Butler suggested charging each vendor \$10 for which will cover the \$180 cleaning fee.

On a motion by Mayor Schellong, seconded by Council Member Murray and unanimously carried 5-0, the City Council of the City of Crescent City approved to charge \$85 plus a \$180 refundable cleaning deposit based on satisfaction of City staff for use of the Cultural Center by the Del Norte Solid Waste Management Authority for the "Earth Arts Festival" to be held on April 18, 2010.

15. Consider a request from California Redwoods Bird and Nature Festival to waive the fees for use of the Cultural Center for the festival on May 7-9, 2010.

The following citizen made a comment: Richard Miles stated his opinion of the difference between this festival and the Del Norte Solid Waste Management Authority Earth Day.

Council Member Murray asked how much profit the Goose Festival made in the past – Mr. Hiser explained it is usually \$4,000 that is used for the following year, he stated that the benefit is mostly to the local businesses. Mr. Hiser was in agreement to pay the cleaning fee for the festival. Mayor Schellong stated that the same fees to be applied to this event - \$85 a day as well as the \$180 cleaning fee.

On a motion by Council Member Murray, seconded by Council Member Slert and unanimously carried 5-0, the City Council of the City of Crescent City approved to charge \$85 a day plus a \$180 refundable cleaning deposit for use of the Cultural Center by the California Redwoods Bird and Nature Festival May 7 -9, 2010.

16. Consider and approve a partnership between City staff and local artist groups in preparing grant applications for public art projects. (Michele Rambo)

City Planner/Economic Development Specialist Michele Rambo spoke in regards to the grant process for artist groups. She stated that art draws people to communities and would be a benefit to Crescent City. The grants would be evaluated on a case by case basis and would always come before the Council for approval. Council Members Slert and Murray stated their support of this partnership and in supporting local artists. Council Member Murray thanked the Mungers in the audience for their work within the community with art projects. Council Member Burns stated there are many grants available that are mostly unknown and that this is a good idea in the Planning aspect.

The following citizens made comments: Kirk Roberts is a proponent for this partnership, however, stated to be careful in choosing one project over the other as it could be a matter of violating someone's 1<sup>st</sup> Amendment right. Richard Miles feels this is an excellent idea. Harley Munger spoke on behalf of this partnership and the benefit it would have to his organization. Council Member Westfall appreciates this idea and hopes for expansion.

On a motion by Council Member Burns, seconded by Council Member Slert and unanimously carried 5-0, the City Council of the City of Crescent City approved a partnership between City staff and local artist groups in preparing grant applications for public art projects.

17. Approve and authorize the City Manager to execute a lease agreement with T-Mobile Corporation for a new communications tower at the City's corporate yard. (Rod Butler)

City Manager Butler explained that this project has been approved by the Planning Commission and is a win-win situation for the City and will generate revenue. This project has a number of advantages, one being immediate funds being received by T-Mobile. It is the recommendation of the City Manager for the Council to authorize him

to execute a lease agreement with T-Mobile. City Planner/Economic Development Specialist Michele Rambo stated that there no public concerns were voiced over the tower. Rich Enea stated that the Del Norte Ambulance was concerned that it would interfere with their radio – however, T-Mobile stated there will be no conflict as it was a different frequency.

The following citizen made a comment: Richard Miles expressed his concern if an Environmental Health Scientist was hired to evaluate the alpha radiation from the cell phone tower. Rich Enea stated that he asked T-Mobile about the radiation factor and are perfectly safe and meet the requirements of the FCC.

Council Member Westfall stated she wanted some data proving that the tower is safe before she votes on it. Council Member Slert asks why we aren't using the current tower behind Safeway – Mayor Schellong stated that it is her understanding that the current cell phone service company would not be in agreement to allow a competing company to use the same tower. City Manager Rod Butler further stated that T-Mobile identified the City Yard as a good central location for their tower. Discussion continued over the construction materials and its overall safety requirements. Ms. Rambo stated that a condition of maintenance was included in the contract with T-Mobile and they are regulated by the Federal government.

On a motion by Council Member Burns, seconded by Council Member Slert and unanimously carried 4-0, with Council Member Westfall being recused, the City Council of the City of Crescent City authorized the City Manager to execute a lease agreement with T-Mobile Corporation for a new communications tower at the City's corporate yard based on aviation lighting and lightning rod.

*(Council Member Westfall recused herself at 9:20 and returned to the dais at 9:24.)*

18. Consider and approve a merit pay plan for contract employees and take action as necessary and appropriate. (Rod Butler)

City Manager Butler explained the plan in detail and the article that was in the Triplicate. Mr. Butler explained that the article was not as detailed as the conversation he and Reporter Nick Grube had and controversy ensued. He stated that CalPers did a routine audit of the way Crescent City administers our CalPers retirement benefits and system. One of the findings that CalPers imposed on the City was if we wanted the Merit Pay plan we had in place to be Pers eligible, the City had to make some major changes to the way the plan currently worked. The former plan was very subjective – each employee associations were contacted to have input. The format would be one year at a time, you are evaluated every year and you may be eligible for merit pay if you meet the requirements for that year. He stated that at the August 17, 2009 Council meeting, the Council approved the changes made. The proposal before the Council tonight would be applied to the seven Department Heads we currently have. Mr. Butler explained the background and intent of this plan in detail. Mayor Schellong stated that one of the examples that we have a Department Head that has been at the top of the pay scale for years and has outstanding performance and we have no way to reward that with the current structure. Council Member Westfall stated she is an opponent to this due to the current economic climate and that employees should be grateful for having a job. Council Member Burns stated that Merit Pay is nothing new to the City and will not

impact the budget and stated that the old system (of Merit Pay) goes back to the early 1980's. Council Member Murray spoke with Mr. Butler and all the pieces came together and it is just making it fair across the board. Cal-Pers had recommended this plan and we should follow their recommendation. Mayor Schellong praised Mr. Butler's work for the City and that he has given his Department Heads goals and making them achieve what the community needs from the City. Council Member Slert stated that he was concerned with the usage of the word "merit" and should be "performance". He feels that our Department Heads have been doing an outstanding job; he appreciates the City Manager and has confidence in his ability to do his job.

The following citizens made comments: Jack Burlake appreciates the Council and the work they are doing. He is concerned with Exhibit A being different from the discussions being held tonight. Richard Miles spoke on the City's past decisions on merit pay raises. Pete Halls spoke in regards to contracts and sticking to them. Jill Halls spoke about the difference between different jobs within the City and different ways to reward them for their performance. Bill Lonsdale thanked the Council for addressing concerns he wrote to them in earlier correspondence. John Stetson, County resident, agreed with Council Member Slert that this should be a "performance" bonus. Rich Enea is amused that County residents try to say how City funds should be spent and that this is about putting the other employees in par with the other departments.

On a motion by Council Member Murray, seconded by Council Member Slert and unanimously carried 4-1, with Council Member Westfall voting no, the City Council of the City of Crescent City approved a resolutions entitled, RESOLUTION NO. 2010-07, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY AMENDING CERTAIN EMPLOYMENT AGREEMENTS TO INCLUDE A MERIT PAY PLAN PROVISION.

19. Consider and approve a resolution regarding City Council member's access to billable City Contractors. (Bob Black).

City Attorney Bob Black introduced the resolution and explained that it is about fiscal accountability and control. He stated that it is good to have such a resolution as it is in the best interest of the City. Council Member Westfall stated that it is her hope that the Council does not approve this resolution as it is a violation of the Public Records Act and that she cannot speak on it any further as it is a matter of litigation. Discussion continued in detail on the matter and Mayor Schellong explained the resolution for Ms. Westfall. City Attorney Black clarified that Public Records Act requests are still handled through the City Manager. The City Manager would then direct the agency with that record to produce it. Further clarification of the Public Records Act was offered by City Attorney Black.

The following citizens made comments: Jack Burlake is against this resolution as he feels the Council shouldn't have restrictions in obtaining information. Richard Miles agreed with Mr. Burlake. Bill Lonsdale felt that this resolution is directed at one person on the Council.

Mayor Schellong clarified that it is not proper for one member of this Council to go to a contractor and ask them to do something and not thru the body of the Council. Discussion continued regarding the proper forum for questions from the public to an agency that has

been contracted thru the City. Mr. Black stated that if you come from the outside on something that wasn't contracted for, you are changing the scope of the contract and you are altering their budget which potentially incurs direct charges for the City which was not budgeted for.

On a motion by Council Member Burns, seconded by Council Member Slert and unanimously carried 4-1, with Council Member Westfall voting no, the City Council of the City of Crescent City approved a Resolution No. 2010-06 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY EXPRESSING THE CITY'S POLICY WITH RESPECT TO INDIVIDUAL COUNCIL MEMBERS INCURRING CHARGES BY CITY CONTRACTORS

### **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

Mayor Schellong went over each letter of support request in brief detail. (10:36:40) listen to details.

- A. Approval of a letter of support requested by the Border Coast Regional Airport Authority in support of Assembly Bill 2166. (Rod Butler)
  
- B. Approval of a letter of support requested by Elk Valley Rancheria in support of the Phase 2 Environmental Justice Grant Application. (Rod Butler)
  
- C. Approval of a letter of support requested by Adam Wagschal, Director of Conservation for the Humboldt Bay Harbor, Recreation and Conservation District in support for the Pre-Marine Life Protection Act (MLPA) Socioeconomic Characterization and Risk Assessment. (Rod Butler)

On a motion by Council Member Murray, seconded by Council Member Slert and unanimously carried 5-0, the City Council of the City of Crescent City approved for the City Manager to draft a letter of support requested by the Border Coast Regional Airport Authority in support of Assembly Bill 2166, a letter of support requested by Elk Valley Rancheria in support of the Phase 2 Environmental Justice Grant Application, and a letter of support requested by Adam Wagschal, Director of Conservation for the Humboldt Bay Harbor, Recreation and Conservation District in support for the Pre-Marine Life Protection Act (MLPA) Socioeconomic Characterization and Risk Assessment.

- **Reports, Concerns, Referrals, Council travel and training reports –**

Council Member Slert extended birthday wishes to Mayor Schellong. He attended RCTA, Local Transportation Commission as well as the Elk Valley Rancheria ad hoc committee. Council Member Burns stated that a solution to the Courthouse trees is forthcoming. Council Member Murray attended the Local Transportation Commission and Solid Waste Authority meetings. Mayor Schellong attended the Local Transportation Commission for Mr. Burns, the Solid Waste Management Authority meeting wherein a

franchise agreement was discussed, she attended the Harbor Celebration and the Bar O Boys cooked and it was quite enjoyable, and the Hawaiian Chieftain was in the harbor as well.

- **City Manager Directives** - 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 regularly scheduled meeting on Monday, April 5, 2010 at 5:00 p.m.

There being no further business to come before the Council, Mayor Schellong adjourned the meeting at 10:41 p.m. until the regularly scheduled meeting on Monday, April 5, 2010 at 6:00 p.m.

ATTEST:

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By: Robin Patch, Deputy City Clerk  
for Rod B. Butler City Clerk



**MINUTES**  
*Crescent City Housing Authority*  
**REGULAR MEETING**  
**MARCH 15, 2010 AT 6:00 P.M.**  
**FLYNN CENTER, 981 H STREET, CRESCENT CITY CA 95531**

Call to Order Mayor Schellong called the meeting to order at 6:32 p.m.

Roll Call Council Members present: Burns, Westfall, Slert, Murray  
and Mayor Schellong

**COMMUNICATIONS**

***PUBLIC COMMENT PERIOD*** - The following citizen made a comment: Richard Miles spoke on tenant/landlord relations.

**CONSENT CALENDAR**

1. Approve regular meeting minutes of February 16, 2010 Crescent City Housing Authority.
2. Approve warrant claims list for the period of February 17, 2010 to March 15, 2010.

On a motion by Council Member Burns, seconded by Council Member Murray and unanimously carried 5-0, the City Council of the City of Crescent City approved and adopted the consent calendar, consisting of items 1 – 2.

**HOUSING DIRECTOR'S REPORT** – None

**PUBLIC HEARING** – None

**CONTINUING BUSINESS** – None

**NEW BUSINESS** - None

Council Member Slert asked City Attorney Black if there was a mitigation process in place for HUD and complaints that tenants have – the question was deferred to Housing Authority Executive Director Susie Mendez who explained the process in detail to handle complaints thru HUD. It was clarified that a person does not have to be a part of HUD to utilize this program. City Attorney Black went into detail regarding the mitigation process.

**ADJOURNMENT**

Adjourn to the next regular meeting scheduled on April 19, 2010 at 6:00 p.m.

There being no further business to come before the Housing Authority, Mayor Schellong adjourned the meeting at 6:42 p.m. until the regularly scheduled meeting on Monday, April 5, 2010 at 6:00 p.m.

ATTEST:

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By: Robin Patch, Deputy City Clerk  
for Rod B. Butler City Clerk



**MINUTES**  
*Crescent City Redevelopment Agency*  
**REGULAR MEETING**  
**MARCH 15, 2010 AT 6:00 P.M.**  
**FLYNN CENTER, 981 H STREET, CRESCENT CITY, CA**

Call to Order Mayor Schellong called the meeting to order at 6:42 p.m.

Roll Call Council Members present: Burns, Westfall, Slert, Murray  
and Mayor Schellong

**COMMUNICATIONS**

***PUBLIC COMMENT PERIOD*** - The following citizen made a comment: Richard Miles spoke in regards to the condition of Tsunami Landing.

**CONSENT CALENDAR**

1. Approval of the regular meeting minutes of February 16, 2010 of the Crescent City Redevelopment Agency.
2. Approve warrant claims list of February 17, 2010 to March 15, 2010.

On a motion by Council Member Slert, seconded by Council Member Burns and unanimously carried 5-0, the City Council of the City of Crescent City approved and adopted the consent calendar, consisting of items 1 – 2.

**EXECUTIVE DIRECTOR'S REPORT** – None

**BUSINESS ITEMS** –

3. Approve a tentative funding plan for the FY 2009/2010 Supplemental Educational Revenue Augmentation Fund (SERAF) transfer from the Redevelopment Agency. (6:45:24)

City Manager Rod Butler explained the funding plan in detail. It is his hope that no money from the Redevelopment Agency will have to be given to the State. Mr. Butler explained his and Finance Director's decision in regards to the payment of the Supplemental Educational Revenue Augmentation Fund (SERAF) transfer stating that it would come from our low-income fund and would be paid back over time.

On a motion by Council Member Slert, seconded by Council Member Burns and unanimously carried 5-0, the City Council of the City of Crescent City approved the transfer of funds (listen to recording 6:48)

**PUBLIC HEARING** –

4. Consider and approve the first reading of Ordinance No. 754 -- AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY, CALIFORNIA, APPROVING AND ADOPTING A SEVENTH AMENDMENT TO THE AMENDED DISASTER REDEVELOPMENT PLAN FOR REDEVELOPMENT PROJECT NO. 1 EXTENDING CERTAIN TIME LIMITS APPLICABLE THERETO.

Consider and approve the first reading of Ordinance No. 755 -- AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY, CALIFORNIA, APPROVING AND ADOPTING A FOURTH AMENDMENT TO THE REDEVELOPMENT PLAN FOR REDEVELOPMENT PROJECT NO. 2 EXTENDNG CERTAIN TIME LIMITS APPLICABLE THERETO.

#4 on RDA agenda: Ordinance No. 754 – City Manager Butler explained both proposed Ordinances in detail (6:50 listen for details) Council Member Burns left the dais at 6:51 p.m. and returned at 6:53 p.m. Mayor Schellong stated that her only concern is that project area 1 is only until 2011 and she feels that area is in need of completed projects. (listen to recording) City Manager Butler explained that the resources from the new area will allow the old area to be used as well (6:54) Council Member Murray asked when this will be started – Mr. Butler stated that within the next few weeks (listen for details) the Council will be notified of the process. Council Member Slert applauded Mr. Butler’s positive energy thru the RDA and that before it was stagnant.

The following citizen made a comment: Richard Miles expressed his appreciation for Mr. Butler’s work regarding the RDA. Mayor Schellong stated that no loan was given to the brewery.

On a motion by Council Member Slert, seconded by Council Member Murray and unanimously carried 5-0, the City Council of the City of Crescent City approved the first reading of Ordinance No. 754 -- AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY, CALIFORNIA, APPROVING AND ADOPTING A SEVENTH AMENDMENT TO THE AMENDED DISASTER REDEVELOPMENT PLAN FOR REDEVELOPMENT PROJECT NO. 1 EXTENDNG CERTAIN TIME LIMITS APPLICABLE THERETO.

On a motion by Council Member Burns, seconded by Council Member Murray and unanimously carried 5-0, the City Council of the City of Crescent City approved the first reading of Ordinance No. 755 -- AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY, CALIFORNIA, APPROVING AND ADOPTING A FOURTH AMENDMENT TO THE REDEVELOPMENT PLAN FOR REDEVELOPMENT PROJECT NO. 2 EXTENDNG CERTAIN TIME LIMITS APPLICABLE THERETO.

**REDEVELOPMENT AGENCY ITEMS – none**

**ADJOURNMENT**

Adjourn the meeting until the next regularly scheduled meeting of April 19, 2010 at 6:00 p.m.

There being no further business to come before the Redevelopment Agency, Mayor Schellong adjourned the meeting at 7:02 p.m. until the regularly scheduled meeting on Monday, April 5, 2010 at 6:00 p.m.

ATTEST:

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By: Robin Patch, Deputy City Clerk  
for Rod B. Butler City Clerk

**03/15/10 RDA**