

1980's. Ms. Arrowsmith gave some background on their work, their services are free and confidential and they are available on a 24-hour basis. She also gave a list of activities going on in April and invited the council to participate in the activities and thanked the council.

1. Proclamation for Child Abuse Prevention Month

Mayor Schellong read the proclamation and presented it to Susie Minx, Director of CASA, who gave some background on the positive direction the agencies take. They are available so that parents have agencies/help available before things escalate to a child abuse statistic.

2. Proclamation for the Week of the Young Child

Council Member Murray read the proclamation and it was presented to Patty Vernelson. Ms. Vernelson thanked the council and gave some information on upcoming events.

3. Proclamation for Junior Miss 2009

Council Member Slert read the proclamation and it was presented to Debra Wright, who had taken over Mayor Schellong's position in the job. Ms. Wright thanked the council and all the sponsors and people who advertised in the program book and donated money.

4. Proclamation for Crime Victims' Rights Week

Council Member Westfall read the proclamation and it was presented to Rhonda Steel and Michael Riese, County District Attorney. Mr. Riese thanked the council for their support and generosity in helping to solve crimes.

5. Mayor's Commendation

Mayor Schellong called Police Chief Plack and Mrs. Plack to the podium and read the first of its kind in proclamation for Crescent City and presented it to Police Chief Plack. Chief Plack stated this shocked him and that he could not do his job without the support of the community and city council. He stated his officers are second to none and that he is proud of his community and his department.

6. Officer of the Year Award for Justin Gill

Mayor Schellong stated she had attended the LEADN award that that Officer Gill was not able to attend. Chief Plack gave some background on the LEADN award to Officer Gill and stated his co-workers selected him as Officer of the Year. Officer Gill is the School Resource Officer, and the instructor for the Crime-free Multi-Housing Program.

7. Community Recognition Award for Tom Kinney, California Auto Image

Police Chief Plack stated Mr. Kinney has donated so many hours of labor and materials, painting and customizing the cars for the Police Department that it would break the Police Department's budget were it not for his generosity. He does the same thing for the Fire Department and Sheriff's Department and this is the fifth time he has been presented with the Community Recognition Award. Mr. Kinney tries to do what is best for the community in more ways than one and Mayor Schellong thanked him for all his efforts.

CONSENT CALENDAR

- 8. Approval of the regular meeting minutes of March 16, 2009**
- 9. Approval of warrant claims list for the period March 17, through April 6, 2009**
- 10. Approval of biweekly payroll reports for the period ending March 14, paid March 20, 2009, and ending March 28, paid April 3, 2009**
- 11. Approval of payment of Wahlund Construction invoice #22, and Stover Engineering invoice #23**

Council Member Westfall made a correction to the minutes of March 16, 2009.

Council Member Burns made a motion to approve the consent calendar items 8, 9, 10, and 11; the motion was seconded by Council Member Murray and so carried 3-1, with Council Member Westfall voting against Item #11.

Council Member Westfall stated that for the past four (4) months, she has been hopeful that the questions and discrepancies surrounding the Wastewater Treatment Plant and the sewer rate protest count would be addressed behind closed doors and since it is not happening, she can no longer rubber stamp the approval of payment to Wahlund and Stover until these discrepancies are resolved.

PUBLIC HEARINGS – None

REPORTS

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

Mayor Schellong stated she had been asked to have an organized bathroom break by Council Member Westfall. Mayor Schellong put the question to the public as to whether they needed a set time to go to the bathroom, or whether they would go at their own discretion. The audience chose to take their own bathroom breaks.

ADJOURN TO HOUSING AUTHORITY

COMMUNICATIONS

Richard Miles, city resident, thanked Police Chief Plack, Richard Enea, and the entire Police force for finally doing something with the aggressive panhandlers. He spoke about a homeless person at Ray's who was brushing his teeth, and being generally obnoxious until the police were called. Mr. Miles also wanted Robert black to write an ordinance for the city against marijuana, and expressed concern about all the "dispensaries" around town.

Jesse Salisbury, city resident, stated he agrees with Richard Miles. He also asked Rod Butler to look into a sign stating the community gardens were built with CDBG money and he had to show he was in a target income group in order to use the garden.

Connie Morrison, county resident, spoke about the Waste Water Treatment Plant, Item #11, not coming along the way it is supposed to and stated there is a lot of wasted money; she also spoke about dog food.

CONTINUING BUSINESS

12. Consider and revise the existing fee schedule for the pool and take action as necessary and appropriate

Matt Hildebrandt, Pool Director, reported the scuba diving outfit charges \$300 for lessons and does not provide any equipment. Students need to provide equipment on their own. They start at the pool three or four times, then move on to the ocean. They pay \$45 per hour for use of the pool. Mr. Hildebrandt wants to update his recommendation that they should pay the same rate as people who rent the pool for birthday parties, \$75 per hour. None of the therapists are using the pool since the fees were raised and we are losing approximately \$7,000 per year. Therapists are choosing not to use the pool and work with their clients on land. Mayor Schellong gave some background on raising the rates for therapists who are making money by using the pool (and charging the insurance companies more), and we decided to charge \$15 per patient and \$5 per therapist per hour. The scuba divers are being charged \$45 per hour, while families are charged \$75 per hour. Council Member Westfall said she doesn't like losing \$7K per year and asked how much it would cost to hire a full time physical therapist. Matt Hildebrandt said it would be \$50K. Council Member Westfall said if we can up the rates, we could certainly reduce the rates. Council Member Slert said people have been calling his office to complain about the rates.

Richard Miles, city resident, stated therapists don't want to pay, He said that in Sacramento, there is a school just for physical therapists. He asked what would we pay our swimming pool director or why don't we hire a physical therapist because it is unfair that at least three places in town rip off our senior citizens.

Bob Sank, county and retired physician, spoke about joint replacements and stated the therapy really does work and you have to do it as prescribed and asked if people were coming without the therapists.

Jesse Salisbury, city resident, thinks they should be paying the same as everyone else, but scuba divers should be paying more.

Connie Morrison, county resident, said doctors usually end up having their favorite physical therapists and you have to consider the therapist. AIG is not coming forth with insurance. Call some doctors and ask them if they are using pool therapy.

Mayor Schellong stated Council Member Burns felt we should raise the rates to reflect that physical therapist's charge five times more than they are paying and she felt that was too high, but does understand the other side of the story and could reach a compromise. Discussion continued.

Mayor Schellong made a motion to revise the current schedule of charges for patients to reflect a \$5 flat fee for physical therapists, and \$7.50 to charge patients; the motion was seconded by Council Member Slert so carried unanimously, 4-0.

There were no public comments on scuba diving.

Council Member Slert made a motion to alter the scuba diving club fee from \$45 to \$60 per hour and the flat fee will encompass the entire class; the motion was seconded by Council Member Murray and so carried unanimously, 4-0.

13. Water fluoridation update

Council Member Westfall wanted appropriate warnings about fluoridation to make the public aware we have fluoridation and stated certain groups are more susceptible to fluoride. She read a paragraph from a letter for people with kidney problems and spoke about insurance and whether the city would be covered. Council Member Slert stated we have visited this subject numerous times and have offered to hear and rehear the issue on multiple occasions so the most efficient thing to be done is to start a petition. Mayor Schellong stated that as a city, we couldn't provide legal advice on how to petition and the Code of Elections information will be available on Wednesday. Robert Black, City Attorney, stated we are not allowed to give advice. It is not a simple process and is actually complicated. If the city directed him to comprise a memo on how to do this, he would, but he doesn't recommend it. There are just as many cases of cities being sued by people who do not want it to go on the ballot. The city is put in a position to make a decision of whether a petition meets criteria. There are two ways to put it on the ballot – the council can, and citizens can. Mayor Schellong has put it on the agenda at least four times and the majority has chosen not to put it on the ballot. Mr. Black said directions are on the internet and are very precise. Proponents have to sign under penalty of perjury, whether they live inside or outside the city. He does not recommend this city vouch for specific information.

Richard Miles, city resident, stated a few weeks ago, this council passed a decorum ordinance and somehow Ms. Westfall feels she has to bring this item up at every meeting. He said people made the decision that if members of the community want to do something about it, they can stand outside the post office and gather signatures. Mr. Miles stated it is time to censure Ms. Westfall over this issue because she is wasting valuable time at each council meeting and does not show a leadership role on her part. There are too many important issues than fluoride to be discussed so we don't have to see another meeting with fluoride on the agenda. Mr. Miles also thanked Council Member Murray for speaking the truth.

NEW BUSINESS

14. Consider and approve request for payment of \$11,000 to the Chamber of Commerce for the Fourth of July Fireworks Display and take action as necessary and appropriate

Brent Hoskinson, President of the Chamber of Commerce, went through some of the data on previous payments to the Chamber for fireworks. It is one-third of the show and the Chamber partners with Elk Valley Rancheria. If there is fog this year, we are working on getting \$30K worth from the vendor. Potentially, the fireworks may not be as high. The vendors have changed hands and it seems they are more apt to work with us concerning the fog issue.

Richard Miles, city resident, stated that as a city resident, it is better to go to the Deck Party on July 3, and stay home on July 4, because too many people come to Crescent City. He spoke of illegal fireworks and cleanup costs and made a suggestion that the Chamber and city have a meeting with the Fair Board to put the fireworks at the fairgrounds and charge admission. He also spoke about the money spent on fireworks is worth a year's salary and in this recession, people can't pay rent or feed themselves.

Jesse Salisbury, city resident, spoke about being worried about zero wind in addition to 70 mph wind and asked whether they could incorporate a laser show. He did not want people to be charged, and said it would be a logistical disaster to have the show at the fairgrounds.

Chris Howard, Elk Valley Rancheria, stated this weekend they would probably generate a lot of income for the fireworks.

Mayor Schellong said the benefits are much larger to the city than just the investment because of income generated for businesses. It has the largest income for one weekend, but illegal fireworks are a serious issue. Council Member Westfall is in favor of this event, and is Council Member Slert who said there is a good amount of revenue to be gained, but he is concerned about the number of illegal fireworks throughout the city. Council Member Murray wants the public to be made aware of this.

Council Member Murray made a motion to approve a request for payment of \$11,000 to the Chamber of Commerce for the Fourth of July Fireworks Display; the motion was seconded by Council Member Westfall, and so carried unanimously, 4-0.

15. Consider and approve the revised Employment Agreement with Police Chief Plack and take action as necessary and appropriate

Rod Butler, City Manager, reported on the updated contract and said an agreement on the Police Chief's questions concerning wording had been reached.

Richard Miles, city resident, stated Chief Plack does an excellent job with the limited funds he has, and Mr. Miles thinks Chief Plack should get a merit raise.

Council Member Westfall made a motion to approve the revised Employment Agreement with Police Chief Plack; the motion was seconded by Council Member Slert and so carried unanimously, 4-0, by the following polled vote:

AYES:	Council Members Westfall, Slert, Murray, and Mayor Schellong
NOES:	None
ABSTAIN:	None
ABSENT:	None

16. Consider the appointment of an ad hoc committee to explore the city's annexation of the Harbor and take action as necessary and appropriate

Mayor Schellong stated that Jack Reese first brought this to the attention of the City Manager, then requested a 2X2 meeting with the City of Crescent City, two members of the council, and two members of the Harbor. Mr. Young, Director of the Harbor, chose to agendize the meeting and we had discussions on many topics and annexation. Mayor Schellong said she chose to have the council's full input as to whether or not the Council Members of the City of Crescent City would like to establish an ad hoc committee to consider the pros and cons of whether annexation of the Harbor would be of benefit to the city.

Jack Reese, county resident, spoke about asking the City Manager to look into whether annexation would benefit both entities. He personally (not representing the Harbor) feels he would like to see the city and the Harbor District get together and look at the pros and cons of annexation. He thinks it is a good idea.

Discussion followed. Council Member Slert said it sounds like a win-win; Council Member Murray feels it is definitely worth exploring, and Council Member Westfall agreed. Mayor Schellong said it will not be an easy task and will be quite complicated and although she has no experience in annexations, she knows we have to look at revenue sharing. Hopefully, the Harbor would get more revenue. The city can also provide more services to the Harbor, zoning changes, planning on Master Plan, more communication

and fewer problems. And certain grants will have a more favorable decision making process also.

Richard Miles, city resident, hopes the city moves on this as fast as they can and that the city takes over the whole thing. He spoke about a gang of fishermen who have stalled progress at the Harbor for years, TOT, maintaining the road, boat slips that don't have water meters, and sewer and water usage.

Jesse Salisbury, city resident, said annexation sounds great but the devil is in the details such as what kind of affect it will have on the sewer, ongoing lawsuits, money to Chris Vanhook, TOT, and projects like cabins.

Mayor Schellong stated we are not looking at dissolving the Special District; they would still have debts they need to pay and still have Harbor Commissioners and employees. We may just be able to provide more services and there are a lot of issues. Mayor Schellong thanked Bill Renfro for his numerous hours on Harbor-related issues, and Barbara Burke from Small Business.

Council Member Slert said the ad hoc committee should have a very clear mission statement up front. Various people, business owners, etc., and the Rancheria should be involved in the committee.

Robert Black, City Attorney, will recuse himself on advising the council on this because he also represents the Harbor, but as a process, the city needs to decide whether the city benefits and study annexing the Harbor. Then you have the commencement of the legal process and negotiations with the county. The committee being set up tonight is nothing more than a two-member city council committee. Council Member Westfall said that sounds like good solid advice. Somewhere down the road, you want to hear from all these entities, but in the beginning, keep it simple. The city committee reports to the city council, and the Harbor Committee reports to the Harbor.

Council Member Murray made a motion to appoint an ad hoc committee to explore the city's annexation of the Harbor with the existing Harbor 2X2; the motion was seconded by Council Member Slert and so carried unanimously, 4-0.

Robert Black stated on the record that he will be recusing himself to the concept of annexing the Harbor and will bring a formal presentation of that to the next meeting. He also asked whether he is allowed to represent the Harbor because the Mayor can veto that. Mayor Schellong stated she would like to annex the Harbor into an RDA.

17. Discussion of items for a town hall meeting on May 2, 2009

Mayor Schellong proposed moving the town hall meeting a couple of weeks. She does not want it to be an "everybody come and complain about the city meeting," or to be counter-productive. Public safety, Tourism, Business Development, Infrastructure, and Downtown improvements may be subjects to discuss. Council Member Slert stated he

would like it to be as inclusive as possible for the citizens, opening ideas and concepts early on, then breaking off into groups. He wants people to feel included. Council Member Westfall stated she thought the town hall meeting was going to address our financial situation in addition to everything else.

Richard Miles, city resident, spoke about the concept and history of town hall meetings, and spoke about the Solid Waste Task Force, parks and city workers, liability issues, tree wells, and stated if Council Member Westfall can't be there, it's no big deal because she has been having her own meetings and agendas. He wants the process of democracy to really come forth.

Council Member Slert would also like short-term goals to be discussed.

CITY COUNCIL ITEMS

☒ Legislative 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***

Council Member Westfall stated she is glad Chris Howard is still at the meeting because she wanted to let everyone know the citywide quilt show is coming along nicely and she gave some background on what they are doing about the show. Mayor Schellong asked who is sponsoring the show and Council Member Westfall said she is sponsoring the project. This is a Donna Westfall quilt show, and tickets are \$10 each. Council Member Westfall said they need \$1,000 to pay for the buses. Mayor Schellong stated this seems to be coming up over and over again, but when you go out into the city, you go out as Donna Westfall, not as City Council Person Donna Westfall. Mayor Schellong stated that she recently received complaints about Council Member Westfall soliciting items from Home Depot, and stated that unless it is a city sponsored event, you cannot represent yourself as a city council person. Mayor Schellong stated she wanted to put this as gently as possible, and if Council Member Westfall is beautifying the city, thank you, but if you have volunteers, you need to have them come to the city and sign up as volunteers. RHS was another complaint.

Council Member Murray stated she attended the Economic Summit and thought it was great; it changed from last year and there were students at the meeting who had some things we may use for the town hall meeting. Mayor Schellong reported the Airport authorized finalized items for the EIR and is looking more intently for the ultimate site for the future location of the terminal building. She also attended the Economic Summit and it is a great event. There were enough people in the room to make a difference and you always walk away with good information. Rod Butler, City Manager, stated he also

attended the Economic Summit on Saturday and was impressed. The Rancheria has nice headquarters.

CITY MANAGER DIRECTIVES

Mayor Schellong closed the meeting by saying thank you to Rod Butler, and stated the feedback she has gotten from community partners is a very welcome change and thanked Rod for the hard work he is putting in.

ADJOURNMENT

The meeting adjourned at 9:08 p.m.

ATTEST:

L. Dianne Nickerson, City Clerk

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

Crescent City Housing Authority

CALL TO Authority Member Schellong called the meeting to order at 6:41 p.m.
ROLL CALL Present: Authority Members Schellong, Westfall, Slert, and Murray
Absent: Authority Member Burns

COMMUNICATIONS

Richard Miles, city resident, asked what the city is going to do about housing needs.

CONSENT CALENDAR

1. Approve regular meeting minutes of March 16, 2009

Agency Member Westfall made a motion to approve the Consent Calendar as presented; the motion was seconded by Agency Member Slert, and so carried unanimously, 4-0.

HOUSING DIRECTOR'S REPORT – None

PUBLIC HEARING

2. Conduct a Public Hearing, approve submission and authorize execution of the Annual Plan for the Fiscal Year 2009, certify compliance of the Plan with the Quality Housing and Work Responsibility Act of 1998 to Housing and Urban Development by the required Board Resolution and take action as necessary and appropriate

Susie Mendez, Housing Authority Director, reported this is the last year of this five-year plan. Anyone in the city or county may come into the office and look at the audit to see what the Housing Authority is doing.

There were no public comments on this item. Agency Member Murray made a motion to approve submission and authorize execution of the Annual Plan for the Fiscal Year 2009, certify compliance of the Plan with the Quality Housing and Work Responsibility Act of 1998 to Housing and Urban Development by the required Board Resolution; the motion was seconded by Agency Member Slert, and so carried unanimously, 4-0.

UNFINISHED BUSINESS – None

NEW BUSINESS – None

ADJOURNMENT: The meeting adjourned at 6:46 p.m.

ATTEST:

SUSIE MENDEZ, SECRETARY