

MINUTES
REGULAR CITY COUNCIL MEETING
CRESCENT CITY CULTURAL CENTER
1001 FRONT ST
CRESCENT CITY CA 95531

City of Crescent City

Monday	October 2, 2006	6:00 p.m.
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CALL TO ORDER

Mayor Burns called the meeting to order at 6:02 p.m.

ROLL CALL

Present: Council Members Kolodner, Tynes, Scavuzzo, Enea, and Mayor Burns

PLEDGE OF ALLEGIANCE

Council Member Kolodner led the Pledge of Allegiance.

STAFF

ELI NAFFAH, City Manager; **THOMAS FRENCH**, City Attorney; **L. DIANNE NICKERSON**, City Clerk; **JIM BARNITS**, Director of Public Works; **WILL CAPLINGER**, City Planner; **MATT HILDEBRANT**, Pool Director; **SUSIE MENDEZ**, Housing Director; **ED ERICKSON**, Finance Director/Treasurer; **GARRETT SCOTT**, Police Officer.

ACKNOWLEDGMENTS

1. Introduction of the new city Accounts Purchasing clerk, Bridget Lacey

Ms. Lacey was unable to attend the meeting.

2. Proclamation on Sea Cruise

3. Proclamation on Lights on After School

4. Proclamation on celebrating Philanthropy

5. Proclamation on Make a Difference Day

Mayor Burns read the proclamations and presented them to the representatives of each entity.

COMMUNICATIONS

Richard Miles, city resident, spoke about the Make a Difference Day proclamation, the Solid Waste Authority, free paint, a newspaper article, and painting half of Tsunami Landing.

Jim Snow, county resident, spoke about the Make a Difference Day proclamation, Bill Stamps, Jr., a newspaper article, the city manager's trip, \$100,000 for the Chamber of Commerce, and giving the city manager a budgeted amount to pay for travel for representatives from companies to visit this area for consideration of opening businesses here.

Charles Slert, city resident, spoke about the Make A Difference Day proclamation, discussion of current, but not future issues, and he presented his concept drawing for a gateway to welcome visitors to the community, but said he did not have any suggestions on how to pay for it.

CONSENT CALENDAR

- 6. Approval of the regular meeting minutes of September 18, 2006**
- 7. Approval of warrant claims list for the period September 19, through October 2, 2006**
- 8. Receipt of biweekly payroll reports for the period ending September 16, paid September 22, 2006**

Council Member Enea made a motion to approve the Consent Calendar items as presented; the motion was seconded by Council Member Kolodner and so carried unanimously.

PUBLIC HEARINGS – None

REPORTS

9. Chamber of Commerce

Chris Howard, Chamber of Commerce, spoke about the hiring a new Executive Director for the Chamber of Commerce, and stated October 9, 2006 is the first day the Visitor Bureau Board will be seated.

Kelly Schellong, city resident, thanked the council for the \$2,000 for the birding trail and presented examples of the work being done in that capacity.

10. Other reports relative to City of Crescent City programs, projects, and/or Council and staff travel and training reports

Council Member Scavuzzo inquired about squatters at Rambling Rose, and spoke about a League of California Cities application.

UNFINISHED BUSINESS

11. Consider and discuss the fountain location and features and give direction to staff

Jim Barnts, Director of Public Works reported and discussion followed.

Richard Miles, city resident, commented the fountain area has become an area for the homeless and drunks, with no police officers patrolling. He also spoke about moving the fountain to the cultural center, or “ess” curve, and spoke about Dave Wells, and Caltrans.

Jack Burlake, city resident, commented the fountain is unique but the dynamics of the fountain are unique too, and that it cannot be appreciated by just driving past. The fountain should be placed where people walk and can see the detail of the art.

Charles Slert, city resident, commented the fountain placement depends on the issue of scale.

This item will also be discussed with the Business Improvement District (BID) and the Planning Commission.

12. Consider and discuss Amendment 9 to the Waste Water Treatment Plant Design Contract and take action as necessary and appropriate

Jim Barnts reported and discussion followed.

Richard Miles, city resident, spoke about agencies in the area that have to have their water tested and organizing a JPA to run a lab for all.

Council Member Tynes made a motion to approve Amendment 9 to the Waster Water Treatment Plant Design Contract; the motion was seconded by Council Member Enea and so carried unanimously.

NEW BUSINESS

13. Consider and approve a revised job classification – Electrical/Mechanical Technician, and take action as necessary and appropriate

Eli Naffah and Jim Barnts reported and discussion followed.

Richard Miles, city resident, commented about a real electrician and mechanic and a journeyman and mechanic and staff driving around aimlessly.

Council Member Tynes left the meeting at 7:39 p.m. and returned at 7:40 p.m.

Council Member Enea made a motion to approve a revised job classification – Electrical/Mechanical Technician; the motion was seconded by Council Member Kolodner and so carried unanimously.

14. Consider and discuss adoption of a resolution establishing a policy for the implementation of Senate bill 1087, Requirements for Water and Sewer Service, and take action as necessary and appropriate

Thomas French solicited questions and there were no public comments.

Council Member Enea made a motion to adopt a resolution establishing a policy for the implementation of Senate bill 1087, Requirements for Water and Sewer Service; the motion was seconded by Council Member Kolodner and so carried unanimously.

15. Consider and approve an agreement between the Del Norte County Unified School District and the City of Crescent City to provide a School Resource Officer (SRO) and take action as necessary and appropriate

Eli Naffah reported and discussion followed.

Richard Miles, city resident, commented the city should be asking for more money from the school district and spoke in favor of an SRO.

Council Member Enea made a motion to approve an agreement between the Del Norte County Unified School District and the City of Crescent City to provide a School Resource Officer (SRO); the motion was seconded by Council Member Kolodner and so carried unanimously.

16. consider and authorize the execution of a contract with Granite Construction and take action as necessary and appropriate

Jim Barnts reported and discussion followed.

Richard Miles, city resident, spoke about Plechaty and the planning department and a small sub-division in the Harding area.

Council Member Enea made a motion to authorize the execution of a contract with Granite Construction; the motion was seconded by Council Member Tynes and so carried unanimously.

CITY COUNCIL ITEMS

► Reports, Concerns, Referrals

Council Member Burns wished Eli Naffah well on his upcoming business trip.

► **Legislative Matters**

Eli Naffah, City Manager, spoke about the League of California Cities' opposition to Proposition 90.

CITY MANAGER DIRECTIVES – None

CLOSED SESSION

- **Public Employee, pursuant to Section 54957 (b) (1), Title: City Attorney.**

No action taken.

ADJOURNMENT

The meeting adjourned at 8:10 p.m.

ATTEST:

L. Dianne Nickerson, City Clerk

**MINUTES
SPECIAL MEETING
CRESCENT CITY CULTURAL CENTER
1001 FRONT ST
CRESCENT CITY CA 95531**

Crescent City Redevelopment Agency

CALL TO ORDER Mayor Pro Tem Tynes called the meeting to order in regular session at 7:32 p.m.

ROLL CALL Present: Agency Members Tynes, Kolodner, Scavuzzo, Enea and Mayor Burns

COMMUNICATIONS

Richard Miles, city resident, spoke about business people who need advise, BID, new people with new ideas, supporting businesses already in the area, and staff working with BID.

Jim Snow, county resident, spoke about the Times Standard, Eureka Redevelopment, RDA audits, how wonderful Brookings is, Bill Stamps, Jr., small businesses, and lack of leadership.

Kathryn Murray, city resident, spoke in favor of redevelopment, and about requiring Bill Stamps, Jr. to go through the process of an architectural review, the Planning Commission, and obtaining the proper licenses required just like all other business owners are required to do.

REDEVELOPMENT AGENCY ITEMS

- 1. Consider and approve Resolution No. 2006-43, a resolution of the Redevelopment Agency of the City of Crescent City authorizing the Executive Director to execute an owner participation agreement with Retreats, Inc., providing for the demolition of certain portions of the Tsunami Landing canopy and the rehabilitation and improvement of certain real property owned by Retreats, Inc., and take action as necessary and appropriate**

Eli Naffah, City Manager, reported. The former Oasis building and the credit union building are under Retreats, Inc., however the Stamps building is shown to be owned by William Taylor of southern California. A quitclaim deed for fifty percent (50%) will be through Retreats, Inc. on the Stamps building and, in return, there a fifty percent (50%) interest quitclaim for the credit union building will be in place (and was confirmed by Bruce Nishioka, Attorney). Mr. Naffah stated the RDA attorney would modify the language in the OPA, which would show there are other parties, William Taylor and Lori Taylor, in addition to Retreats, Inc., so the agreement will bind all of the parties who have an interest in the property. Discussion followed and Council Member Enea asked whether the Planning Commission had been approached with this project. Council Member Tynes reminded everyone that this is still supposed to go through the regular process as would any other project within city limits. Kathryn Murray, Planning Commissioner, stated this had not yet gone before the Planning Commission for review.

Thomas French, City Attorney, pointed out that in the OPA, Section 205, requires the participant to secure all necessary permitting from the city. Mayor Burns commented this resolution is an Owner Participation Agreement (OPA) and doesn't forgive any of the steps, building permits, or any of the planning process. It just states that instead of the city doing this, the owners are taking on the liability and responsibility, and if council OK's that, the owners may go ahead and get their permitting, etc., but can't skip the process.

Richard Miles, city resident, commented this has been going on for over a year and thanked the city manager and the RDA attorney for getting this far. Richard Miles also commented that Bill Stamps, Jr. claimed he was worried about safety, not aesthetics or to enhance the view of his property, removal of mature trees in that area and Bill Stamps' responsibility to repair landscaping and Debbie Stover's business parking area.

Jim Snow, county resident, spoke about Tsunami Landing and stated it takes 20 years to make anything happen around here.

Bruce Nishioka, Attorney, who represented Mr. Stamps tonight because Mr. Stamps' attorney, George Mavris, is out of town, answered questions from the council. Mr. Nishioka assured the council that nothing would go forward without the proper planning codes, licenses, and performance bond, quit claim deed for building not owned by Retreats, Inc., etc., in place, and nothing will go past the city without going through the same procedures as any other type of development or remodeling or any type of project – the same permits, the same Planning Commission requirements and codes will have to be followed and that is part of the agreement. Eli Naffah, City Manager, stated a procedural matter of incorporating by reference the language that appeared in the email from the RDA Attorney into the document in addition to everything discussed by Council Member Tynes and Mr. Nishioka, i.e., "This approval is subject to the condition that"

Council Member Tynes made a motion to adopt Resolution No. 2006—43, a resolution of the Redevelopment Agency of the City of Crescent City authorizing the Executive Director to execute an Owner Participation Agreement with Retreats, Inc., providing for demolition of certain portions of the Tsunami Landing canopy and the rehab and improvement of certain real property owned by Retreats, Inc., and William and Lori Taylor, contingent on the language changes that refer to Section 208 and Section 407, and the email dated October 2, 2006, from the RDA Attorney; the motion was seconded by Council Member Enea and so carried unanimously by the following polled vote:

AYES: Council Members Tynes, Enea, Kolodner, Scavuzzo, and Mayor Burns.
NOES: None
ABSENT: None
ABSTAIN: None

Council Member Scavuzzo explained that originally he was against this project, but after discussion with the city manager, and the language in the agreement, he now feels the city is protected and is in favor of the project.

ADJOURNMENT – The meeting adjourned at 6:55 p.m.

ATTEST:

L. Dianne Nickerson, Secretary