

MINUTES

JOINT GONZALES CITY COUNCIL & REDEVELOPMENT AGENCY
REGULAR MEETING
APRIL 18, 2011
6:00P.M.

CALL TO ORDER

Mayor Orozco called the meeting to order at 6:00p.m.

PLEDGE OF ALLEGIANCE

The flag salute was recited by all present.

1. ROLL CALL-

CITY COUNCIL AND REDEVELOPMENT AGENCY MEMBERS PRESENT:

Mayor Pro Tem Scott Funk, Liz Silva, Jack L. Reed, and Mayor Maria Orozco.

ABSENT: Jose G. Lopez.

STAFF PRESENT:

City Manager René L. Mendez, City Attorney Michael F. Rodriguez, Community Development Director Thomas Truszkowski, Administrative Specialist/Deputy City Clerk Mary Villegas, Recreation Coordinator/Administrative Analyst Sara Papineau-Brandt, Building Official/Fire Marshal Michael Lechman, Public Safety Director Paul Miller, Public Works Director Carlos Lopez, and Emergency Services Director/Special Projects Analyst Harold Wolgamott.

* Redevelopment Agency Item

BUSINESS FROM THE PUBLIC

2. Dennis Souza, Clergy Council Youth Outreach Specialist, informed the Council that they did two referrals of suspended students and spoke to their parents. He announced that they would be having a Flag Football game at Central Park on Tuesday, April 26th where they would have a barbecue for the kids that attend.

Carmelo Stinson, Social Outreach Services Clergy Council, reported that they had been at Fairview Middle School for the last three weeks every Monday speaking with the kids. He indicated that they received 44 referrals and the Clergy Council decided to target the top 20% of those kids which was 16 kids, whom they had been working with weekly. He mentioned that they would have the mentoring team at the park on Tuesday since the kids would be on vacation. He said they were looking to get some people to sponsor or donate hot dogs, chips, sodas and water. He added that everything the Clergy Council did was free

to the kids and their families. He also elaborated on a Hope Boys/Hope Girls presentation they gave to the Fairview Middle School Principal, staff members, and parents of children who were in the top 20% target and received good feedback from it. He mentioned that the Clergy Council also trained 10 personnel from the community to be peacemakers who were ready to do incident responses, flyer sweeps, home visits and meet with the kids and their parents. He added that they were also going to speak to the local pastors, priests and stakeholders about strengthening the core of Clergy Council members here in the City.

Mayor Orozco asked the Public Safety Director Miller to coordinate the meeting with Father Efrain.

CONSENT AGENDA

3. Approve the April 4, 2011 Joint City Council and Redevelopment Agency Minutes
4. Approve City Accounts Payable Warrants #26887 - 26931
5. Review Building Department Assessor Permit Report for March 2011
6. Departmental Activity Reports
 - a. Building/Fire Marshal Department
 - b. Planning Department
 - c. Public Safety Department
 - d. Public Works Department
 - e. Recreation Department
7. Goal Session Update

Councilmember Silva pulled items 4a and 4d for further discussion.

In regards to item 4a, Councilmember Silva asked the Building Official what the letters FAU meant.

Building Official Lechman responded that they meant "Forced Air Unit", which was the central heating unit in a home.

Councilmember Silva asked if we could get a list of the businesses that had their inspections completed to date.

Building Official Lechman responded yes.

In regards to item 4d, Councilmember Silva asked if the Tire Derived Grant Program was for the material that was used at the Central Park Playground.

Public Works Director Lopez responded yes. He added that staff submitted for the Central Park Basketball Court Project and for Meyer Park Sand Replacement. He said that they were currently going through a random selection process and would know by the end of May.

Councilmember Silva asked him if he knew what the anticipated cost would be to resurface the streets.

Public Works Director Lopez responded that we had approximately \$80,000 that staff was looking at utilizing.

Action: Councilmember Silva made a motion to approve the consent agenda items. Mayor Pro Tem Funk seconded the motion. Approved by vote; all ayes.

REGULAR AGENDA

8. 2010 Annual Tri-Cities Disposal & Recycling Update and SVSWA Agency Update

City Manager Mendez informed that this was the annual report that the Authority provided, as well as Tri-Cities who was here as well. He added that G3 Consultant Maury Treleven and Special Projects Analyst Wolgamott had been working in close partnership with both, the Authority and Tri-Cities. He also noted that General Manager Patrick Mathews of the SVSWA and Gary Parola from Tri-Cities were in attendance.

Susan Warner, SVSWA Diversion Manager, said she was substituting for Contracts Administrator Mandy Brooks, and presented a PowerPoint presentation about Tri-Cities performance for the year 2010. She also presented the City's AB 939 Diversion performance, as well as outreach efforts that the Authority had been conducting in other areas and projects that they were currently undertaking. She explained the Gonzales residential sector numbers of what was landfilled, recycled and yard waste; comparison of residential tonnages; commercial sector numbers; comparison of commercial tonnages; diversion summary; number of customers; numbers of complaints; and AB 939 compliance. In regards to the outreach and deliverables, she reported that the recycling program implementation was done at 7 facilities; they had 14 outreach events, submitted AB 939 Annual Report, and provided contract administration for the franchise agreement.

Mayor Orozco asked her how the residents were aware of the availability of the oil containers.

Mrs. Warner responded that it was typically publicized in the newsletters that Tri-Cities put out. She indicated that another opportunity would be to put it on the local cable access, and Tri-Cities also mentioned it when they had publications in the South County Newspapers.

Mrs. Warner informed that the Authority was pursuing a Conversion Technology process for the Johnson Canyon Landfill, which had been a goal for the Authority that related to the Board's adopted goal of diverting 75% of the waste from the landfills. She said it was also with alignment of the Authority's Vision, which was a future without landfills. She mentioned that the current efforts were a result of a six year study on behalf of the Board of Directors, which focused on alternatives to landfilling operations. She said this included formation of a Conversion Technology Commission of which former Mayor George Worthy served, and the members of that commission, staff members, and consultants studied the nine proposals that were received by the Authority for a conversion technology that would allow them to have maximum diversion, but yet was feasible for the community and the Johnson Canyon Landfill site. She indicated that they also conducted site visits to Canada and areas in Japan where these technologies were currently placed and active in communities, and interviewed officials from those communities to determine how it was received in the process they utilized. She mentioned that they had consultants assisting in this process and they could

not do this without the review of qualified of engineers who were knowledgeable in the field of environmental compliance and the particular technologies, which they had been studying. She said they also conducted outreach events, which had 36 different public meetings, most of which were at their Authority Board meetings that were held the third Thursday of every month here in Gonzales. She mentioned this was the third time they had addressed the Council on this particular topic and had other outreach efforts at Rotaries and other non profit organizations. She informed that the Authority Board gave direction in January to pursue the California Environmental Quality Act review process for two different technologies. One of them was the Steam Autoclave which was the subject of a pilot project that the Authority had been involved in with the United States Department of Agriculture. She explained the Steam Autoclave and Plasma Gasification process. She mentioned that Plasco wanted everyone to be cleared that this was not an incineration project. She said it utilized heat source, which refined the elements of the solid waste, which was post recycled solid waste.

Patrick Mathews, SVSWA General Manager, gave a brief overview of the Salinas Valley Solid Waste Authority, budget highlights, and explained where the Authority stood today.

In regards to the conversion technology, Councilmember Reed mentioned he had been asked several questions about the safety and overall health especially to the children, mostly with air quality and ground water contamination by either the autoclave system or plasma technology, and what safeguards were in place to make sure that gases do not escape from the plasma technology. He asked where we were standing right now with the plan.

Mr. Mathews responded that there had been a lot of misinformation provided to the public and wanted to clarify some of that. He said this project was not going forward yet, they were only getting ready to move into the environmental review. He mentioned that absent from having an environmental impact study, it was difficult for them to even say that this project should go forward. He said he was a strong believer of the saying that if it was not safe, it did not belong here. He stated that what they had seen from the Plasco project, as well as the others they had looked at, was that this technology was far cleaner than landfilling. He said the focus of the environmental document was to really look at it from a perspective of ground water, air quality, etc. and find out if it was a better process than landfill, if not, we were going to keep landfilling. He added that landfilling was a liability which created a big hole on the ground that would have to babysit for decades, whereas this technology at least offered the promise of making something positive out of that garbage. He said that as far as safety goes, we could only point to the Plasco operation and the data collected, seen, and that had the engineers collect, which was an extremely clean process. He added that they had mission levels that were significantly below Federal, State, European and Asian levels for all toxic contaminants. He felt this was a positive sign to begin with, but we needed to compare that against the landfill to be able to answer that question completely.

As far as safeguards go, Mr. Mathews commented that they would have the project description and other things coming out in a couple of months and hoped to be able to answer those questions. He indicated that the system itself was a closed loop system, did not release toxics, the same gas discharged went into a series of quality cleanup systems, then it went into an engine that got burned as a fuel just like any other fuel. He said the safeguards were very simple and the system was kept under vacuum, so if there was ever a break in a

pipe, air went in and the gas did not come out. He also said it was like any other industrial complex where there were alarms, monitors, gages, etc. He added that as we went through this process, and as Plasco completed their conceptual design for their facility, we would have a lot of details we could share with the community about safeguards and answer a lot of questions. He clarified that they were not importing garbage from anywhere, this project was being sized down to the smallest possible project and their hope was that Autoclave would actually reduce the size of the project since they would pre-recycle a lot of material. He hoped this would be a small commercial operation that would generate 12 mega watts of electricity, which would be enough for 9,000 to 12,000 homes. He also hoped it would provide some positive benefit for the garbage we were throwing at the Johnson Canyon Landfill and maybe some day allow us to mine the garbage that was already there and reclaim that land which was his goal for the future, but in the current situation, he was hopeful to be able to manage the garbage in a more responsible way.

Councilmember Reed asked for clarification if they were hoping to put an autoclave at Johnson Canyon.

Mr. Mathews responded no. He stated that was being looked at either in Salinas or at the Crazy Horse Landfill right now, because 80% of our garbage was generated in the north part of the County, and it made sense for them to pre-treat the garbage in that area so that they would reduce them out material that had to be shipped down here. So they were not looking at the autoclave at Johnson Canyon, just the gasification.

Maury Treleven, G3 Consultant, mentioned that instead of making a joint presentation like they did last year, she said that G3 consulting staff and Tri-Cities wanted to have a meeting with the City Manager and staff and come back to the Council at another meeting to make more of a detailed project presentation with pictures and information about the projects and programs that they worked on in 2010, as well as some of the things they were planning for 2011.

Mayor Orozco concurred with the idea.

Public Comment: There was none.

The Council received the presentation. No action required.

9. Consider Approval of Resolution No. 2011-24, A Resolution of the City Council of the City of Gonzales Supporting Spring Greening Week

Special Projects Analyst Wolgamott presented the staff report.

Public Comment: There was none.

Action: Mayor Pro Tem Funk made a motion to adopt Resolution No. 2011-24. Councilmember Silva seconded the motion. Approved by vote; all ayes.

10. Consider Adoption of Ordinance 2011-71, An Ordinance of the City of Gonzales Amending Title 11 of the Gonzales City Code Titled "Building Regulations", Chapter 11, Section

11.08.090 Adding Appendix AE (Alternative Energy Systems) to the Gonzales City Fire Code (Waiver of Second Reading/Read by Title Only)

Building Official Lechman presented the staff report.

Mayor Orozco opened the public hearing at 6:45pm.

Public Hearing: No comments came forward.

Being there no comments from the public, Mayor Orozco closed the public hearing at 6:45pm.

Action: Councilmember Reed made a motion to adopt Ordinance No. 2011-71. Mayor Pro Tem Funk seconded the motion. Approved by vote; all ayes.

11. Consider Approval of Resolution No. 2011-25, A Resolution of the City Council of the City of Gonzales Approving the Application for Grant Funds for the Urban Greening Planning Grant Program Under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84)

Special Project Analyst Wolgamott presented the staff report.

Public Comment: There was none.

Action: Mayor Pro Tem Funk made a motion to adopt Resolution No. 2011-25. Councilmember Reed seconded the motion. Approved by vote; all ayes.

- 11A. Consider Approval of Resolution No. 2011-26, A Resolution of the City Council of the City of Gonzales Approving Use of Public Contracting Code 20168 to Repair Flood Damage to the Gonzales Sanitary Sewer Treatment Facility Without Bidding

Emergency Services Director Wolgamott presented the staff report.

City Manager Mendez passed out information to the Council in response to a question Councilmember Reed had as far as how the financing applied. He said that staff presented a Mid Year Financial Report before and was currently working on the third quarter. He said that the information he provided to the Council was the most recent cash balances as of December 2010, which meant we had the bank reconciliations and first installment of the property taxes in. He mentioned this compared to what they had at the year end fund balance, and in the Sewer Enterprise Fund 530 as of December, we had a little bit over \$1 million, which was consistent with the rates coming in and expenditures we had incurred. He informed that the second page was the estimated projection that the Council would be receiving in a few meetings or the third quarter. He stated that staff took a stab at doing it today to see where we would hope to finish during the year. He mentioned that the first page was a summary of that, where staff was projecting revenues of \$969,100 for the fiscal year ending June 30, 2010; and expenditures were \$983,694. He added that included with those expenditures were the sewer line repairs at Rincon Road that staff was trying to work that project through, which could be deferred to FY 2011-2012 based on timing of when we

get the engineering and everything done. He stated that this project would be coming back to the Council to approve it when we get it all set up.

He indicated that Councilmember Reed's concern was that we deplete our reserves to a level that we can not use for other potential emergencies, which was a legitimate concern. He said that what staff did was to include revenues and expenditures, net balance, and estimated levee repair work, ending up with a potential year in cash balance of \$465,108. He mentioned that was done to summarize it. He added that what we had in this budget were fixed costs, and the control point were some of the projects that we were anticipating to do this year, for example, work was going on the sewer line repairs but we had the breach of the levee, so all the attention was there. He said we also had the Central Park Project because of timing with the State. He added that staff estimated high, but hoped it be less than that. He also commented staff did not know how much we were going to get reimbursed, so it was conceivable that we could end up from 0% to maybe 50%.

Councilmember Reed thanked City Manager Mendez and Public Works Director Lopez for supplying him with the information he needed today, and said these numbers looked a lot better than what he was looking at earlier. In regards to the declaration of emergency, he said he heard a report last week that the Governor declared an emergency in regards to the floods in Monterey County and he assumed it would include the levee in Gonzales.

City Manager Mendez indicated that staff checked that out where there was an emergency declared but it was not for this.

Emergency Services Director Wolgamott added that the emergency declared was for the tsunamis in Santa Cruz County and Humboldt County, not Monterey County. He said that it came out today officially.

Councilmember Reed wondered why the media had the wrong County in their report.

Special Projects Analyst Wolgamott informed that staff was assisting the County in getting the numbers to the State, which had not gotten those numbers yet to the Governor.

Councilmember Reed concurred with Public Works Director Lopez that the work needed to be done and agreed that the bank should be raised from to 8 – 10 foot level all the way down, and it seemed to him that this would make it a more permanent fix for the time being until something in the future could be developed. He felt a little bit more comfortable having more reserve there than what he was looking at earlier.

Public Comment: There was none.

Action: Councilmember Reed made a motion to adopt Resolution No. 2011-26. Mayor Pro Tem Funk seconded the motion. Approved by vote; all ayes.

BUSINESS FROM CITY COUNCIL

12. City Council Board/Committee Reports
 - a. League of California Cities Monterey Bay Division – Councilmember Silva announced there was an upcoming meeting in Salinas on Monday, May 9th where

the League of California Cities Executive Director Chris McKenzie would be the guest speaker.

- b. Association of Monterey Bay Area Governments – Mayor Pro Tem Funk noted that the Annual Strategy Session was postponed to the fall, and the next meeting would be in June. He also reported that the AMBAG Director was looking to come to the Council to give an update.
- c. Transportation Agency for Monterey County – Mayor Orozco announced the meeting this Wednesday.
- d. Mayor Selection Committee – Mayor Orozco reported that Mayor Donohue was reappointed to LAFCO and she was hoping to get appointed as the Alternate.
- e. Salinas Valley Solid Waste Authority – Councilmember Silva announced the meeting this Thursday at 6:00pm here at this Chambers.
- f. Monterey Salinas Transit – Mayor Orozco reported on a presentation similar to what our Council heard from Mr. Hunter before, and there were concerns about the proposed fare increases, and received a lot of favorable comments about the new route.
- g. City & School Joint Steering Committee – No meeting
- h. Citizens Advisory Committee – No meeting
- i. Community Center Committee – No meeting
- j. Economic Development Committee – No meeting

13. Oral Communication

Councilmember Silva wished everyone a Happy Easter.

Mayor Pro Tem Funk thanked the community members, as well as the nonprofit organizations for their time and efforts into the Dia Del Niño and Easter Egg Hunt event yesterday.

Councilmember Reed thanked the organizations for yesterday's event, and the Rotary Club for Saturday's barbecue. He mentioned that he had been in contact with some people at Fairview about coming and doing a report, and believed that in May, they would have a group come to a Council meeting and report on the activities that just concluded.

Mayor Orozco thanked everyone who attended yesterday's event and thanked Mrs. Warner and her staff members representing her agency, the High School students, and the non-profit agencies that were there. She announced the Cinco de Mayo event on May 1st and said they still had applications available for the non profits or businesses.

BUSINESS FROM CITY MANAGER

14. Oral Communication

City Manager Mendez reported on the presentation that staff, along with Soledad's Chief and Detective, made in Sacramento on the CalGrip Grant 3 and 4. He said they brought in different agencies to talk about best practices, what was working, what to look for, and what not to do. He mentioned they had a mix of agencies that received Grants 3 and 4 and the few that were just starting. He said we were the only project program in the State that was multi-jurisdictional, which meant there were four governing bodies involved. He added that

the project was very well received. On another note, he said staff was working with the County on assessing the possibility of becoming Entitlement County for community development grant purposes. He said that meant that the County would receive an allotment and we would figure out how to disburse it amongst ourselves.

He also reported that he had been invited to make a presentation to the County's Economic Development Committee and would keep the Council informed.

* **BUSINESS FROM EXECUTIVE DIRECTOR**

15. Oral Communication

Executive Director Mendez reported that there was no news. He believed the legislature was out of recess with no activity. He thought it was a little disconcerting on the RDA either way because it was really hard to know what to do. He said that we may have a special meeting with the Agency in the near future to discuss the next steps. He mentioned that at some point, the Agency needed to provide staff with some direction and move forward on something so we could get it done before August.

Department Head Updates

Community Development Director Truskowski reported on the Rincon Villages Project, which would be coming to the Council on May 2nd.

Special Projects Analyst Wolgamott reported on the G3 updates and 126 Fifth Street house plans of using it as a Community Resource Center.

Mayor Orozco thanked him for helping yesterday with the recycling at the park.

Public Works Director Lopez reported on the Swim Center Lift Station Project, Central Park Grant project inspection, and the appropriation for the 2011 Street Project.

Mayor Orozco said she heard good comments about the Centennial Park lights. She asked if there was anything to report on the additional equipment that was going to be installed.

City Manager Mendez responded that staff wanted to close out the Central Park project and then staff would be following up with the group. He mentioned that staff had talked about having exercise equipment at Centennial and Central Parks.

Public Safety Director Miller reported on the April 10th CalGrip Operation here in Gonzales which resulted in 5 arrests from Gonzales and 3 from Greenfield.

Building Official Lechman reported on weed abatement.

Recreation Coordinator Papineau reported on the summer activities registrations starting May 3rd: slow pitch team, pool parties, Jr. Lifeguards, and swim team. She also reported on the Easter Break activities.

ADJOURNMENT

Mayor Orozco made a motion to adjourn. Mayor Pro Tem Funk seconded the motion. Approved by vote; all ayes.

The Joint City Council and Redevelopment Agency meeting was adjourned at 7:16pm.

ATTEST:



René L. Mendez, City Clerk