

**CITY COUNCIL MEETING MINUTES  
CITY OF SONORA  
OCTOBER 1<sup>st</sup>, 2007**

A Regular Meeting of the City Council of the City of Sonora was held this date in the Council Chambers at City Hall, 94 North Washington Street, at 5:00 p.m. The following members were present: Mayor Hank Russell, Mayor Pro-Tem Ronald E. Stearn, Councilmembers Gary Anderson, Bill Canning; City Administrator Greg Applegate, City Clerk Marijane Cassineto, Engineer Gerard Fuccillo, Attorney Richard Matranga (excused at 5:22 p.m.), Community Development Director Edward J. Wyllie, Finance Director Karen Stark, Police Chief Mace McIntosh, Fire Chief Mike Barrows and Grants/Redevelopment Program Manager Rachelle Kellogg. Absent: Councilmember David Sheppard.

**PRESENTATIONS/PROCLAMATIONS/COMMENDATIONS**

**Mayor Russell read a Proclamation** declaring October 7<sup>th</sup> through 13<sup>th</sup>, 2007, as *Fire Prevention Week*. Fire Chief Barrows explained that although this Proclamation comes at the end of what is generally considered fire season, the declaration is geared towards structural fires, and that it is a National event inclusive of fire seasons across the Nation.

**CONSENT CALENDAR**

Motion by Mayor Pro-Tem Stearn, second by Councilmember Anderson, and unanimously carried that the Consent Calendar be approved as follows:

1. Approval of Minutes for the Closed and Regular Council Meetings of September 17<sup>th</sup>, 2007, and approval of Minutes for the Sonora Redevelopment Agency Meeting of September 17<sup>th</sup>, 2007; and
2. Approval of invoices for previously budgeted expenses to be paid on October 2<sup>nd</sup>, 2007, in the amount of \$173,846.75.

**CITY CLERK'S REPORT ON POSTING OF AGENDA**

City Clerk Cassineto advised Council that at 7:28 a.m. on the 27<sup>th</sup> day of September, 2007, the Agenda for the City of Sonora's Council Meeting scheduled for this date was posted outside City Hall for public view.

**PUBLIC APPEARANCES**

**Courtney Weiser, Sonora High School Student Body President**, appeared before the Council to request approval to hold its annual Homecoming Parade down Washington Street beginning at 2 p.m. on Friday, October 19<sup>th</sup>, 2007. Courtney introduced her Homecoming Executive Board, reported that Caltrans had given its approval, and thanked the Council for its continued support. Administrator Applegate noted that the required Certificate of Additional Insurance had been submitted, and that all Departments had recommended their approval. **MOTION by Councilmember Anderson, second by Councilmember Canning, and unanimously carried that said request by Sonora High School to hold its Homecoming Parade on October 19<sup>th</sup>, 2007, beginning at 2 p.m., be approved as requested.**

**PUBLIC HEARINGS**

**Public Hearing Regarding Rezoning for Property Annexation in Preparation for City's Dragoon Gulch Trail Project**. This was the time and place set for a Public Hearing to consider the City-initiated rezoning of property to OS, Open Space, pursuant to Title 17 of the Sonora Municipal Code for the purpose of annexation to the City and incorporation of the site as part of the City's Dragoon Gulch Trail Project. Said property consists of Assessor's Parcel Nos. 034-090-04 and 034-100-03, is located west of the City and accessed from 11291 Racetrack Road totaling 67.334 acres, and is presently zoned A-E, Exclusive Agricultural (37 acre minimum) pursuant to Title 17 of the Tuolumne County Code, Zoning.

Community Development Director Wyllie reviewed the history of the property and grant funding for its purchase for the purpose of the second Phase to the Dragoon Gulch Trail Project. Rezoning is the next step toward making application to the Local Agency Formation Commission for annexation of the property to the City. Subject to certain findings, the Planning Commission recommended approval of the project at its meeting of September 10<sup>th</sup>, 2007. Grants/Redevelopment Program Manager Kellogg noted that the grant provisions require the proposed project and site to remain natural and scenic, and that the OS, Open Space, zoning is the proper designation.

Mayor Russell opened the Public Hearing at 5:10 p.m. There being no appearances, the Public Hearing was closed at 5:11 p.m. The Mayor called for action on New Business Item #1.

### **NEW BUSINESS**

**Introduce, Waive First Reading Ordinance No. 777 Rezoning Property for Dragoon Gulch Trail Project Expansion Area.** In consideration of the above Public Hearing and information presented therein, **MOTION by Mayor Pro-Tem Stearn, second by Councilmember Canning, and unanimously carried that the Council approves the findings of the Planning Commission Meeting of September 10<sup>th</sup>, 2007, in relation to said proposed rezoning, and that Ordinance No. 777 be introduced with the first reading waived.** Said Ordinance allows for the rezoning of the said Trail Project Expansion Area to the zoning classification OS, Open Space, under Title 17 of the Sonora Municipal Code. \_\_\_\_\_

### **PUBLIC HEARINGS**

**Public Hearing on Two Community Development Block Grant (CDBG) Planning and Technical Assistance Applications.** This was the time and place set for two Public Hearings to solicit citizens views on the following CDBG Planning and Technical Assistance Applications which will be submitted to the State Department of Housing and Community Development (HCD): (1) \$35,000 to conduct a Housing Condition and Income Survey; and (2) \$35,000 to conduct a Micro-Enterprise Program Feasibility Study. Grants/Redevelopment Program Manager Kellogg presented background information on both grant proposals. In regard to the Housing Survey, Kellogg noted that information obtained through Housing Surveys is important for application for CDBG funding for numerous proposed projects for the City, and also provides Staff with a keen insight into what is occurring within the City's residential areas. In regard to the Micro-enterprise Program, Kellogg noted that information obtained will provide businesses with access to technical and business support services, and that the Grant will help to determine what type of program would meet the needs of its businesses along with the number of businesses which would be eligible to participate. Kellogg also noted that no consultants would be hired, and that surveys would be handled in house by Staff. It was also noted that the required matching funds are not distributed until the Grants are approved.

Mayor Russell opened the Public Hearing at 5:18 p.m. George Segarini, city resident, appeared in support of both Grants as an advocate for affordable work force housing, and as an advocate for small business. There being no further appearances, the Public Hearing was closed at 5:20 p.m. The Mayor called for action on New Business Item Nos. 2 and 3.

### **NEW BUSINESS**

**Resolution No. 10-01-2007-A Approving Grant Application for Housing Condition and Income Survey.** In consideration of the above Public Hearing and information provided therein, **MOTION by Mayor Pro-Tem Stearn, second by Councilmember Canning, and unanimously carried that Resolution No. 10-01-2007-A be approved and adopted authorizing the City to apply for a \$35,000 Planning and Technical Assistance Grant from the State CDBG Program to conduct a Housing Condition and Income Survey and authorizing the City Administrator to execute all documents associated with the Grant.**

**Resolution No. 10-01-2007-B Approving Grant Application for Planning and Technical Assistance.** In consideration of the above Public Hearing and information provided therein, **MOTION by Councilmember Anderson, second by Mayor Pro-Tem Stearn, and unanimously carried that Resolution No. 10-01-2007-B be approved and adopted authorizing the City to apply for a \$35,000 Planning and Technical Assistance Grant from the State CDBG Program to conduct a Micro-enterprise Program Feasibility Study and authorizing the City Administrator to execute all documents associated with the Grant; and that the use of \$8,750 in City Funds from Fund 312 be approved to be used as the City's Matching Funds.**

**ADJOURN FROM REGULAR CITY COUNCIL MEETING INTO THE SONORA REDEVELOPMENT AGENCY MEETING**

Council adjourned into the Sonora Redevelopment Agency Meeting at 5:22 p.m. Council reconvened into its Regular City Council Meeting at 5:25 p.m.

**PUBLIC APPEARANCES (Non-Agenda)**

None.

**UNFINISHED BUSINESS**

None.

**WRITTEN STAFF REPORTS**

None.

**COMMUNICATIONS** - Information Only

1. Monthly Activity Report from Cal Sierra Transfer, Inc., for July 2007.
2. Thank You from Robert Gaskill, Superintendent of Sonora Union High School District, to the Police Department and Sergeant Kevin Johnston on serving as the lead agency in the creation of first responder plans for dealing with armed and dangerous intruders on school campuses.
3. Correspondence from the League of California Cities on the Implementation of Proposition 1B: Local Street and Road Funds.

**COUNCILMEMBERS AND DEPARTMENT HEADS**

**Administrator Applegate** commented on Communication Item #3 which notified the City of its allocation of \$400,000 in Prop 1B funds for local road projects. Applegate passed out a Press Release which will inform the public that the Council will review project recommendations from the Public Works Committee in the Fall. Applegate also reported that he is working with the County of Tuolumne in regard to its proposed location and building of a new Law and Justice Center. **Finance Director Stark** reported that mid-May through mid-August general and special sales tax revenues were down 2%. **Fire Chief Barrows** reminded the public that with the coming on of Fall weather to take caution in regard to clearing space in front of their heating devices. The Chief also noted the very tragic fire last night which destroyed most of Kennedy Meadows Resort. **Police Chief McIntosh** commented with regard to Communication Item #2. He reported on school shootings which have occurred in Tennessee, and just recently in Oroville, California, and that a lock down was initiated at Sonora High School today due to knife assault occurring off campus, but it was reported that the assailant was seen heading toward the campus. The campus was reopened after it was determined the assailant was not there. Chief McIntosh sadly warned that small communities are just as susceptible to shooting incidents as are large ones. McIntosh also reported that The Union Democrat will be moving its presses to its new location off Tuolumne Road on October 19, 2007, and that a portion of Green Street may be closed to help facilitate the same. **Community Development Director Wyllie** reported that this week, in coordination with a private property owner, Public Works is working on a sidewalk project on the east side of South Stewart Street just south of William Street. **Rachelle Kellogg** reported on final

preparations on the Dragoon Trail Project. **Engineer Fuccillo** passed around pictures of the Linoberg and Sonora Avenue Storm Repair Projects noting that both projects would be completed tomorrow. **Councilmember Anderson** complimented Public Works on the sidewalk repair projects, thanked Rachelle Kellogg and Staff for their successful grant work, and noted his sadness at the loss of Kennedy Meadows Resort by fire. **Mayor Pro-Tem Stearn** also noted the tragic loss of Kennedy Meadows Resort as it was a great historical resort which provided many fond and wonderful memories to many of our community. **Mayor Russell** noted that this week is *Lawsuit Abuse Awareness Week*, noted the \$1 Million loss in City tax revenues due to the Lowes lawsuit, noted that the suit has delayed the construction of the safety realignment project of Wards Ferry Road, and encouraged any one in the community who knows Lisa Vaughan to help her to understand the great loss the suit is incurring for the City and its residents, and to ask her to drop the suit.

**ADJOURN**

There being no further business to come before the Council at this time, the meeting was adjourned at 5:45 p.m. to the Regular Meeting on October 15<sup>th</sup>, 2007, at 5:00 p.m. at City Hall.

*Marijane Cassinetta, City Clerk*

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**CITY COUNCIL MEETING MINUTES  
CITY OF SONORA  
OCTOBER 1<sup>st</sup>, 2007**

A meeting of the City Council of the City of Sonora was held this date in the Council Chambers at City Hall, 94 North Washington Street, at 4:15 p.m. with the following members present: Mayor Hank Russell, Mayor Pro-Tem Ronald Stearn, Councilmembers Gary Anderson, Bill Canning; City Administrator Greg Applegate, City Attorney Richard Matranga and City Clerk Marijane Cassinetta. Absent: Councilmember David Sheppard.

**CITY CLERK'S POSTING OF THE AGENDA**

City Clerk Cassinetta advised the Council that at 8:28 a.m. on the 27<sup>th</sup> day of September, 2007, the Agenda for the City of Sonora Council Meeting (Closed Session) was posted outside City Hall for public view.

**ADJOURN INTO CLOSED SESSION**

The City Clerk was excused from Closed Session. The Council adjourned into Closed Session for consideration of the following matters:

- (1) Personnel (Authority: G.C. Sections 54957 and 54957.6), None;
- (2) Real Property Transactions (Authority: G.C. Section 54956.8), None; and
- (3) Pending Litigation (Authority: G.C. Section 54956.8), (A) Update on Litigation brought by Citizens for Responsible Growth, Inc., Challenging California Gold/Lowes Design and Site Plan Review.

**RECONVENE TO OPEN SESSION**

Council reconvened into Open Session at 5:00 p.m.

Mayor Russell reported that no action had been taken in Closed Session.

*Marijane Cassinetta, City Clerk*

**SONORA REDEVELOPMENT AGENCY MEETING MINUTES**  
**CITY OF SONORA**  
**OCTOBER 1<sup>st</sup>, 2007**

A meeting of the Sonora Redevelopment Agency was held this date in the Council Chambers at City Hall, at 5:22 p.m. with the following members present: Chair Hank Russell, Members Ronald Stearn, Gary Anderson, Bill Canning; Executive Director Greg Applegate, Secretary Marijane Cassinetta, and City Grants/Redevelopment Program Manager Rachelle Kellogg. Absent: Member David Sheppard and City Attorney Richard Matranga. Posting of Agenda was noted at the City Council Meeting of this date.

**NEW BUSINESS**

**Resolution No. RDA 10-01-2007-A Authorizing Use of Housing Set Aside Monies.** The Agency engaged in consideration of approving and adopting Resolution No. RDA 10-01-2007-A which approves and authorizes the use of Housing Set Aside Funds for the City of Sonora's CDBG Planning and Technical Assistance Grant Application in the amount of \$8,750. Grant/Redevelopment Program Manager Kellogg recommended approval, and noted that the information obtained through the Housing Condition and Income Survey for which the City is submitting its Grant application, will provide the Agency with valuable housing information to allow it to participate with the City, or act on its own behalf, on low-moderate incoming housing projects and programs.

MOTION by Member Canning, second by Member Stearn, and unanimously carried that Resolution RDA 10-01-2007-A authorizing the use of \$8,750 of Housing Set Aside Funds as the cash match under the CDBG Planning and Technical Assistance Grant to fund a Housing Condition and Income Survey, be approved and adopted, and that the following finding is made by the Agency: There is a need to assist in the expansion of the community's low and moderate income housing.

**ADJOURN AND RECONVENE INTO REGULAR COUNCIL MEETING**

The Agency adjourned and reconvened into the Regular City Council meeting at 5:25 p.m.

*Marijane Cassinetta, Secretary*