

**COLFAX CITY COUNCIL MEETING  
SPECIAL SESSION AGENDA**

City Council Chambers  
33 S. Main Street, Colfax, CA.

**Monday May 6, 2013**

**6:00 PM (Regular Session)**

**7:00 PM (Closed Session)**

Last Ordinance  
#519

Last Resolution  
22-2013

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In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the building & safety director, (530) 346-2313. Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibilities to this meeting.

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**1. OPENING**

- A. Call to Order
- B. Roll Call
- C. Pledge Of Allegiance
- D. Approval of Agenda Order

This is the time for changes to the agenda to be considered including removal, postponement or change to agenda sequence.

**Recommended Action:** By motion accept the agenda as presented or amended.

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Members of the public who addresses the Council shall do so in an orderly manner. No person shall yell or make profane or threatening remarks to any member of the Council, staff or general public. No person shall engage in disorderly or boisterous conduct, including the utterance of loud, threatening or abusive language, whistling, stamping of feet, clapping, or other acts that unreasonably disturb, disrupt, delay or otherwise impede the orderly conduct of any Council meeting. Except as allowed by rules of order, a councilmember or staff person shall not by conversation or other means delay the Council proceedings or disturb any other councilmember or staff person while speaking.

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**2. CITY COUNCIL COMMITTEE REPORTS**

The purpose of these reports is to provide information to the City Council and public on projects and programs that are discussed at committee meetings. No decisions are to be made on these issues. If a Council member would like formal action on any of these discussed items, it will be placed on a future Council Agenda

**3. INFORMATION REPORTS FROM STAFF AND OTHERS**

**4. CONSENT AGENDA**

All matters listed under the Consent Agenda are considered to be routine in nature and will be approved by one blanket motion with a roll call vote. There will be no separate discussion of these items unless persons request specific items to be removed from the Consent Agenda for discussion and separate action. Any items removed will be considered after the motion to approve the Consent Agenda. If you wish to have an item pulled from the Consent Agenda for discussion, please notify the City Clerk.

**RECOMMENDED ACTION**

A. Minutes: April 24, 2013

*Receive and File*

B. Final Acceptance – Prop. 40 Ballfield Lighting and Prop. 40 Ballfield Backstop and Fence, Project No. 12-03

*Accept Projects as Complete and Direct City Clerk to file Notices of Completion*

**CONSENT ITEMS PULLED FOR DISCUSSION**

**5. PUBLIC COMMENT**

At this time, members of the audience are permitted to address the City Council on matters of concern to the public on closed session items or items not listed on this agenda. Please make your comments as brief as possible, comments should not exceed three (3) minutes in length. The Council cannot act on items not included on this agenda; however, if action is required it will be referred to staff.

**6. PUBLIC HEARING**

**Notice to Public**

City Council, when considering a matter scheduled for hearing, will take the following actions:

1. Open the Public Hearing
2. Presentation by Staff
3. Presentation, when applicable, by Applicant or Appellant
4. Accept Public Testimony
5. When applicable, Applicant or Appellant rebuttal period
6. Close public hearing (No public comment is taken hearing is closed)
7. Council comments and questions
8. City Council action

Public hearings that are continued will be so noted. The continued public hearing will be listed on a subsequent council agenda and posting of that agenda will serve as notice

**7. COUNCIL BUSINESS**

**8. PRESENTATIONS**

**9. CLOSED SESSION**

Conference with Legal Counsel—Existing Litigation

Number of Cases: 1

(Subdivision (a) of Section 54956.9)

Name of case: Verizon. v. Placer County

Public Employee Employment pursuant to Government Code Section 54957.

Title of position to be filled: City Manager.

**10. ADJOURNMENT**

Administrative Remedies must be exhausted prior to action being initiated in a court of law. If you challenge City Council action in court, you may be limited to raising only those issues you or someone else raised at a public hearing described in this notice/agenda, or in written correspondence delivered to the City Clerk of the City of Colfax at, or prior to said public hearing.

AGENDA POSTED, May 3, 2013  
at City Hall and Post Office locations



Karen Pierce, City Clerk

Minutes  
City Council Meeting  
April 24, 2013

**1. OPENING**

Mayor Pro-tem Hesch called the meeting to order at 6:00pm.

Present and answering roll call were Council members Douglass, McKinney and Mayor Pro-tem Hesch.

Councilman Parnham was absent due to vacation and Mayor Barkle was absent due to illness.

**2. PUBLIC COMMENT**

Speaking from the public was:

Will Stockwin, resident inquired about the subject of the closed session item and noted that he had called CalPers and was told that the issue of the City Manager was being looked into closely.

**3. CLOSED SESSION**

Mayor Pro-tem Hesch called the closed session to order at 6:08pm

Conference with Labor Negotiators pursuant To Government Code Section 54957.6  
Employee Organization: General Employees and Bargaining Unit Represented by  
Operating Engineers, Local 39 City's Designated Representative: Bruce Kranz

Public Employee Employment pursuant to Government Code Section 54957.  
Title of position to be filled: City Manager.

Mayor Pro-tem Hesch closed the closed session at 7:00pm.

**4. OPENING AND AGENDA APPROVAL**

Mayor Pro-tem Hesch called the regular meeting to order at 7:03pm.

Brigit Barnes led the Pledge of Allegiance

Mayor-Pro Tem Hesch noted that in closed session, as a result of changes in the CalPers rules, Council has accepted the resignation of City Manager, Bruce Kranz effective May 9, 2013 and that the process for selecting a replacement is underway. Council will lead the search for a replacement and requests and expects public comments regarding this open position in our community.

A motion was made by councilman McKinney and seconded by councilman Douglass to approve the agenda as presented. The motion was passed by the following vote:

AYES: Douglass, McKinney and Mayor Pro-tem Hesch

NOES:  
ABSENT: Parnham and Mayor Barkle  
ABSTAIN:

**5. CITY COUNCIL COMMITTEE REPORTS**

Councilman McKinney requested that the POW/MIA flag go back up on the flag pole. Councilman Douglass reported on getting several digger pines around town removed and is wanting to do something for the City to attract tourists. Mayor Pro-tem Hesch reported on attending the PCTPA meeting and about the Rail Safe article that appeared in the Colfax Record.

**6. INFORMATION REPORTS FROM STAFF AND OTHERS**

City Manager, Bruce Kranz reported on the following:

- Thanked the prior council members for all the work they helped with over the past several years.

**7. CONSENT AGENDA**

	<b><u>ACTION TAKEN</u></b>
A. Minutes: March 27, 2013 April 16, 2013 April 19, 2013	<i>Received and Filed</i>
B. Cash Balance Summary: March 31, 2013	<i>Received and Filed</i>
C. Approval of Street Closure for Hwy 40 Hot Rod Show on May 18, 2013 from 7:00am to 5:00pm	<i>Approved Closure</i>
D. Approval of Mayor to sign letter in support of the 2-1-1 Program.	<i>Approved</i>

A motion was made by councilman McKinney and seconded by councilman Douglass to approve the consent agenda as presented. The motion was passed by the following vote:

AYES: Douglass, McKinney and Mayor Pro-tem Hesch  
NOES:  
ABSENT: Parnham and Mayor Barkle  
ABSTAIN:

**8. PUBLIC COMMENT**

Suzanne Roberts, prior councilmember spoke about working with Bruce Kranz.

Jason Davison, resident spoke about wanting council to work on paving the roads in downtown.

Frank Klein, Chamber President spoke about working with Bruce Kranz, on May 15 there will be the next Downtown Small Business meeting at the Greek Bistro, and the July 3 event is moving forward.

Steve Harvey, prior councilmember spoke about working with Bruce Kranz.

Will Stockwin, resident spoke about the flag pole and flags and about the black and white barrels at the Catholic Church.

Ken Delfino, prior councilmember spoke about working with Bruce Kranz, he is happy about the burned down home on Oak being removed and asked about idling trains on the tracks.

Al Turner, resident asked about status of Mink Creek sewer lateral issue.

Tom Passanisi, resident and member of the VFW said the VFW would like to donate a POW/MIA flag to the city.

Melba Delfino, resident wanted council to continue to look at the SVCC sewer issues.

## **9. PUBLIC HEARING**

### **To Be Heard as the Planning Commission**

#### **A. Public Hearing and Consideration of Adoption of Resolution No. 20-2013: A Resolution Of The Planning Commission Of The City Of Colfax: (1) Certifying The Mitigated Negative Declaration And Adopting The Mitigation Monitoring And Reporting Program For Planning Application #TPM-VAR-01-11/Colfax Motor Lodge; and (2) Approving An Application (#TPM-01-11) For The Purpose Of Subdividing An Existing 1.44 Acre Parcel Into Three Lots; and Approving an Application (#VAR-01-11) For A Variance From The Setback Requirements And For a Variance From The Separate Sewer Line Requirement**

Land Use Attorney, Brigit Barnes went over the staff report and project. Project applicant Christine Johnson spoke to council regarding the project and requested a variance for the sewer lateral issue. The current ordinance states that each parcel must have its own sewer lateral. Council discussed. There are concerns over parking issues and the sewer lateral variance.

Speaking from the public was:

Al Turner, resident

Mayor Pro-tem closed the public hearing.

Commissioners discussed. Commissioner McKinney requested enforcement language in the reciprocal easement, including enforcement rights for the City of Colfax. A motion was made by commissioner McKinney and seconded by Chairman Pro-tem Hesch to approve the application without the Sewer variance and to adopt Resolution No. 20-2013. The motion was passed by the following vote:

AYES: Douglass, McKinney and Chairman Pro-tem Hesch

NOES:  
ABSENT: Parnham and Mayor Barkle  
ABSTAIN:

A motion was made by Chairman Pro-tem Hesch and seconded by commissioner McKinney to adopt Mitigated Negative Declaration. The motion was passed by the following vote:

AYES: Douglass, McKinney and Mayor Pro-tem Hesch  
NOES:  
ABSENT: Parnham and Mayor Barkle  
ABSTAIN:

Chairman Pro-tem Hesch reconvened the City Council and called a 5 minute break at 8:37pm. Mayor Pro-tem Hesch called the meeting back to order at 8:50pm

**10. COUNCIL BUSINESS**

**A. Mid-year Budget Review and Consideration of Adoption of Resolution No. 21-2013: A Resolution Of The City Council Of The City Of Colfax Amending The 2012-2013 Operating Budget**

Finance Consultant, Laurie VanGroningen went over the staff report and budget.

A motion was made by councilman McKinney and seconded by councilman Douglass to accept the Budget Report and adopt Resolution No. 21-2013. The motion was passed by the following vote:

AYES: Douglass, McKinney and Mayor Pro-tem Hesch  
NOES:  
ABSENT: Parnham and Mayor Barkle  
ABSTAIN:

**B. Conduct discussion and provide direction to staff regarding collection of current and delinquent sewer service charges on the County tax roll.**

City Attorney, Mick Cabral went over the staff report. Council discussed.

Speaking from the public was:  
Suzanne Roberts, prior council member  
Ted Back, property owner  
Frank Klein, chamber president

Council discussed. It was decided to place only delinquent sewer service charges on the County Tax Roll.

**C. Consideration of Adoption of Resolution No. 22-2013 and related documents to extend the maturity date of the Colfax Wastewater Treatment Facility Loan from April 21, 2013 to June 30, 2014.**

City Attorney, Mick Cabral went over the staff report. There was no public comment. A motion was made by councilman McKinney and seconded by councilman Douglass to adopt Resolution No. 22-2013. The motion was passed by the following vote:

AYES: Douglass, McKinney and Mayor Pro-tem Hesch

NOES:

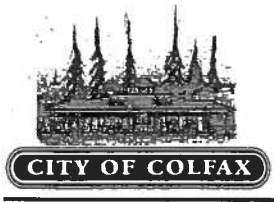
ABSENT: Parnham and Mayor Barkle

ABSTAIN:

**11. PRESENTATION**

**12. ADJOURNMENT**

Being no further business to come before council by voice vote the meeting was adjourned at 9:55pm.



**REPORT TO  
COLFAX CITY COUNCIL**

**COUNCIL MEETING OF  
March 27, 2013**

Agenda Item No.

4B

**To:** Honorable Mayor and Members of the City Council  
**From:** Bruce Kranz, City Manager  
**Prepared By:** Alan Mitchell, City Engineer  
**Date:** May 6, 2013  
**Subject:** Final Acceptance – Prop. 40 Ballfield Lighting and Prop. 40 Ballfield Backstop and Fence, Project No. 12-03

**Recommended Action:** Staff recommends that City Council accept the Prop. 40 Ballfield Lighting and Prop. 40 Ballfield Backstop and Fence projects as complete, and direct the City Clerk to file a Notice of Completion for each.

**ISSUE STATEMENT AND DISCUSSION:** The City of Colfax received Prop. 40 Per Capita Grant Program funds renovate the lighting and electrical system, and replace the fence and backstop of the Little League ballfield at Colfax Regional Park. On January 9, 2013, City Council approved a construction contract with Gray Electric for the ballfield lighting project, in the amount of \$68,385. On March 7, 2013, City Council approved a construction contract with S&S Fence Co. for the ballfield backstop and fence project, in the amount of \$18,925.

Both projects were recently completed. The Sierra Foothill Little League is using the facility and their board members and players are happy with the results. The old lighting and overhead electrical are removed and new energy-efficient lights that provide better field lighting are in-place. The fence and backstop are safer for play, and look a lot better.

The City and SFLL have separately purchased a portable outfield fence, which is in fabrication and should be installed within 2 weeks. The fence will allow flexibility for use by Little League, the annual softball tournament, and youth football. The old dilapidated outfield fence has been removed, which opens up the play area around the park.

City staff and SFLL representatives deem the ballfield lighting and fence repairs complete. Therefore, staff recommends that City Council accept the Prop. 40 Ballfield Lighting and Prop. 40 Ballfield Backstop and Fence projects as complete, and direct the City Clerk to file a Notice of Completion for each.

**ALTERNATIVES:** None recommended by staff.

**FINANCIAL AND/OR POLICY IMPLICATIONS:** Contract costs are funded from the Prop. 40 Grant. The final construction costs are \$76,078.49 for the Ballfield Lighting, and \$18,925 for the Ballfield Backstop and Fence. Both amounts are within the amount allowed under the Prop. 40 program, and all change orders for the Ballfield Lighting were reviewed and approved by the Council sub-committee.