

MINUTES
REGULAR MEETING and
CLOSED SESSION: Pursuant to Gov. 54956.95
OCTOBER 2, 2014 6:30 PM

CALL TO ORDER 6:30PM
ROLL CALL Keller, Benson, Aiello and Hammond
ABSENT Robuetellini
OTHERS J. Sprague, J. Bray, C. Tyhurst, G. Moore, T. VanNocker,
B. Criss –County Supervisor, J. Vela, K Ellen, R. Kinght,
V. and R. Moser, D. Shelden, Y. Rooker, S. Rizzo, E. Sprague,

PLEDGE ALLEGIANCE

PUBLIC COMMENTS: NONE

COMMISSIONER AND STAFF REPORTS:

Sheriff's Update for August 2014 Absent
Fire Department Update for August 2014 Vela reported stats: Medicals City 7/Dist. 3; Traffic Dist 1; Structure Dist 1; Vegetation Dist 1; Mutual Aid Veg. 1; Mutual Aid Structure 1; Mutual Aid Vehicle 2; and 12 training hours.
Public Works Update for August 2014 Tyhurst for Kincade said the brush collection went well and that Don has been putting a lot of time in on plans for street maintenance.
Water/Sewer Update for August 2014 Tyhurst reported that the new water plant should be on line by the end of the month (Sept), we have tested the river pump several times and it is working great, the rest of the pipeline project from the wells to the river must be completed by Oct 16th. Once this project is finished we will have water every drought year from here on out.
Animal Control for August 2014 Written report
City Clerk for August 2014 Written report and added Monday, Oct. 20, 2014 at 6:00PM will be meet and greet the candidate's night for the people running for city council in the November 2014 election. Informal get together here in the chambers.
City Attorney for August 2014 None
City Engineer for August 2014 None
City Planner for August 2014 None
Code Enforcement for August 2014 Written report
Commissioners Update for August 2014 Benson said the Committee for Water Conversation will hold their Town Hall meeting on Thursday, October 16 at 5:30PM in the Community Hall. Keller reminded everyone that the final dinner of the year will be Friday, October 17 at 5:30PM in the Rotary Room.

REGULAR AGENDA:

- 1. Discussion/possible action to continue Local Emergency Due to Drought Condition and Imminent Threat of Disaster in the City of Montague. (per Gov. Code Sect 8630(c)).**
On April 10, 2014 a local emergency was proclaimed by the governing body of the City of Montague and Resolution No. 14-01 was adopted.
Pursuant to the California Emergency Services Act, Article 14, Government Code

Section 8630(c) “The governing body shall review the need for continuing the local emergency at least once every 30 days until the governing body terminates the local emergency.”

Hammond made the motion to continue the Local Emergency due to Drought Conditions and Imminent Threat of Disaster in the City of Montague. Benson seconded the motion. Ayes-all.

2. Discussion/possible action regarding the Montague September Water Usage Penalties.

Hammond made the motion to discontinue the penalties and the 7,000 gallon minimum after the Oct 15, 2014 metering readings. The billing going out on November 1, 2014 for the readings from Sept 15 to Oct 15 will include the penalties. The December 1, 2014 billings for the readings from Oct 15 to Nov 15 going forward the penalties and minimum will be lifted. The procedures for water conversation will remain in effect. Aiello seconded the motion. Ayes-all.

3. Discussion/possible action to approve Resolution No. 14-17, a Resolution of Acceptance regarding Easement Deeds for the Drought Relief Project, Shasta River Pipeline, Easements granted by Kuck Brothers LLC, Kuck & Sons Inc., Burch, Davidson & Jantz Trust, Mercier, Weldon, Carlson, MMZ LLC, and Sousa.

Hammond made the motion to approve Resolution No. 14-17, Resolution of Acceptance regarding Easement Deeds for the Drought Relief Project, Shasta River Pipeline, Easements granted by Kuck Brothers LLC, Kuck & Sons Inc., Burch, Davidson & Jantz Trust, Mercier, Weldon, Carlson, MMZ LLC, and Sousa. Aiello seconded the motion. Ayes-all.

4. Discussion/possible action to approve Resolution No. 14-18, a Resolution of Acceptance regarding Easement Deeds for the Drought Relief Project, Flying L. Pipeline, Easements granted by Lassen Canyon Nurseries and Lea.

Hammond made the motion to approve Resolution No. 14-18, a Resolution of Acceptance regarding Easement Deeds for the Drought Relief Project, Flying L. Pipeline, Easements granted by Lassen Canyon Nurseries and Lea. Benson seconded the motion. Ayes-all.

5. Discussion/possible action to approve:

a) Acceptance of work, b) approval of Notice of Completion, and c) approval of Final Payment to Contractor (Hayes & Sons, Inc.), for the Montague Drought Relief Pipeline Project (Shasta River Pipeline).

Hammond made the motion to accept the work of the Montague Drought Relief Pipeline Project as complete, and that we direct the City Clerk to file the Notice of Completion, and to make the final payment of the retention amount \$13,962.53 at the time specified in the Contract Documents, which will bring the total amount earned and paid under the Contract to \$279,250.59. Benson seconded the motion. Ayes-all.

6. Discussion – County Supervisor, Brandon Criss to provide an update on Siskiyou County Issues.

Criss thanked the Montague Fire Department for covering the Community of Hornbrook during the Weed Boles Fire. Criss said that he is also a volunteer fire fighter for his Community of McDole and their fire department was dispatched to the Weed fire. He reported that no lives were lost and no injuries occurred and thanked everyone for coming together during this disaster.

Criss spoke about the other fires in the county (Happy Camp, July Complex and Copco). He mentioned that he had been back to Washington D.C. regarding the ongoing dam removal issues and was asked why 80% of the residents in Siskiyou County are against dam removal, yet your representatives are for it. Criss said that numerous letters had been sent to D.C. and when the Copco Lake fire happened, he was quick to inform D.C. that if it had not been for having the dam and a lake at Copco we may not have been able to put that fire out.

Criss talked about the Federal and State laws and what approach the County is taking on the Marijuana issue. He spoke about the forest service road closures, the old road maps and the new road maps which do not show the old roads. He mentioned the wolf is being listed as endangered in California. He said the County achieved a balanced budget of approximately 121 million with very little reserves. He said the County also continued the local emergency due to drought conditions. Criss said that the City of Montague is the only city who has a monthly dinner and thanked the council. Criss further thanked Chris Tyhurst, Jim Bray and all of the others for working on the Montague drought water projects and what a great team effort we had, and there was about a 70% reduction in water usage by the citizens according to Tyhurst.

7. Discussion /possible action regarding Yreka Transfer LLC to raise monthly trash service rates.

Hammond made the motion to approve the \$2.00 per cart increase effective November 1, 2014. Aiello seconded the motion. Ayes-all.

8. Discussion/possible action to approve First (1st) Amendment to 13-CDBG-8967 Sub-recipient Agreement between the City of Montague and Great Northern Corporation.

Hammond made the motion to approve the First (1st) Amendment to the 13-CDBG-8967 Sub-recipient Agreement between the City of Montague and Great Northern Corporation. Benson seconded the motion. Ayes-all.

9. Discussion /possible action to approve the Consulting and Professional Services Contract for Engineer Services Contractor under the 13-CDBG-8967 Grant.

Hammond made the motion to approve the Consulting and Professional Services Contract for Engineer Services Contractor under the 13-CDBG-8967 Grant. Benson seconded the motion. Ayes-all.

10. Discussion/possible action to reimburse Montague Water Conservation District for one half of Lee Easement costs.

Hammond made the motion to approve reimbursing the Montague Water Conservation District \$222.50, one half of the Lea easement costs. Aiello seconded the motion. Ayes-all.

11. Discussion/possible action to extend waiver of Community Hall rental fee to include the use of the Rotary Room from October 14 to October 16 for water conversation tool kit assembly and distribution.

Hammond stated that the Rotary has no problems with these dates.

Benson made the motion to extend the waiver for use of the Community Hall from October 14 through October 16, for the Montague Water Conservation Committee to assemble and distribute the tool kits.

Aiello seconded the motion. Ayes-all.

12. Discussion/possible action to approve:

a) Minutes of September 4, 2014 Regular Meeting.

b) Minutes of September 17, 2014 Special Meeting.

Hammond made the motion to approve the September 4th and 17th minutes. Benson seconded the motion. Ayes-all.

CLOSED SESSION: Pursuant to Gov. 54956.95

Section 54956.95 permits the legislative body to hold closed sessions to discuss a claim for payment of tort liability losses, public liability losses or workers' compensation liability incurred.

1. Discussion/possible action regarding losses incurred pertaining to a worker's compensation liability case and pending litigation.

REPORT FROM CLOSED SESSION: The council took action and instructed the city clerk to inform the attorney to move forward with the case. Councilmember's Keller, Benson and Aiello voted and took action. Councilmember Hammond recused and left the meeting prior to the discussion and vote. Councilman Robustellini was absent.

Benson made the motion to adjourn which was seconded by Aiello. Ayes-all.

ADJOURN: 8:15PM

ATTEST:

CITY OF MONTAGUE:

Janie Sprague, City Clerk

Jayne Keller, Mayor