

**MINUTES**  
**REGULAR MEETING**  
**SPECIAL CLOSED SESSION MEETING**  
(per Government Code 54956.5)  
**September 6, 2012 6:30 PM**

**CALL TO ORDER 6:30PM**

**ROLL CALL J. Keller, J. Benson, P. Robustellini, S. Moser and K. Aiello**

**OTHERS J. Sprague, E. Sprague, R. Butler, D. Kincade, J. Mackin, J. Himbert, J Bray, G. Moore,  
K. Aiello, J. Hammond, E. Rankin**

**PLEDGE ALLIGENCE**

**Mayor Jayne Keller presents a plaque to former mayor and council member John Hammond from the city for his six years of service on the city council, four of which he was the mayor.**

**PUBLIC COMMENTS:**

Rick Butler owner of the rock building on Webb Street behind the Montague Hotel reported that his property had been broken into a couple of times and although his neighbor witnessed it, the neighbor did not call the police, which was frustrating to Butler. Butler wants to know the city could provide a neighborhood watch. Mayor Keller informed Butler that it was up to the neighbors to set up their own watch, and that pamphlets were available in the clerks for the public to pick up.

Rick Butler also reminded the city about the Veterans Day celebration on November 11, 2012 and that there would be an event in the Montague Community Hall. He invited all to come on down and wear 1940's clothing. Butler obtained permission from the council to borrow one of the cities old photographs so he could make a copy of it for the November event.

John Hammond wanted to confirm that the Community hall had been reserved for the Christmas tree lighting ceremony on December 1, 2012. He said that the Montague Rotary would provide refreshments. The Montague Fire Department will also participate and bring Santa.

**COMMISSIONER AND STAFF REPORTS:**

***Sheriff's Update for August 2012*** Deputy said that Randall could not attend and would provide his report to the clerk's office the next day.

***Fire Department Update for August 2012*** Chief Vela was absent, so firefighters Jake Bray and Jonathan Himbert reported the monthly states Medicals 23; TC/Rescue 1; Public Assist 2; Fires 3; Hazmat/Electrical 2; Total of 31 calls. 24 were in the city; 5 were in the district; 2 were mutual aid and 16 hours of training.

***Public Works Update for August 2012*** Kincade reported that the airport crack sealing is finished; they have been mowing and cleaning up in preparation for the balloon fair.

***Water/Sewer Update for August 2012*** Kincade reported there will be a pre-construction meeting on Sept 17, 2012 for the I & I Sewer project .

***Animal Control for August 2012*** Scott provided a written report

***Clerks Update for August 2012*** Sprague provided a written report and added that we may have a new business (not on the report) a auto detailing business that will wash, wax or detail your car at business location or mobile, power clean houses and a internet business.

***Clubs (Kids/Teens) for August 2012*** Keller reported that the season went well.

***Code Enforcement for August 2012*** Brown provided a written report

***Commissioners Update for August 2012*** Keller reported that the August Monthly Dinner did not do as well as expected, but made a slight profit. Benson reported on the library and that this next week is litisary week, the library is four days a week and the county is providing flu shots for seniors on Thursday, September 17, 2012 between 10AM and 2PM.

***Engineer Update for August 2012*** No report

***PMC Update for August 2012*** Written report provided.

**REGULAR AGENDA:**

1. Discussion/possible action to approve new council member. (swearing in of new council member)  
Robustellini made the motion to approve the recommendation of the interview committee and to appoint Kitty Aiello to the Montague City Council. Benson seconded the motion. Ayes: all.
2. Discussion/possible action to approve Final Budget for FY 2012/2013.  
Benson made the motion to approve the Final Budget for FY 2012-2013. Robustellini seconded the motion. Ayes: all.
3. Discussion/possible action to approve:
  - A) Minutes of August 2, 2012 Regular Council Meeting
  - B) Minutes of August 16, 2012 Special Council MeetingRobustellini made the motion to approve the minutes. Benson seconded the motion. Ayes: all.

**CLOSED SESSION:** (per Government Code 54956.5) 6:28PM

1. Discussion/possible action to initiate restraining order.

**REPORT FROM CLOSED SESSION:** (per Government Code 54957.182) 7:23PM

Mayor Keller reported:

“The council has reviewed the matter and has authorized the City Clerk to initiate litigation for a restraining order.”

“The council voted unanimously.”

“The litigation shall be against Mr. Jeffrey Mackin.”

“From the period of December 20, 2010 through August 30, 2012, Mr. Mackin has made weekly and/or daily visits to the city offices complaining about the building process pertaining to the rehabilitation of his commercial building located at 101 South 10<sup>th</sup> Street in the City of Montague, CA. Each visit to the city offices he yells at staff and these outbursts have caused the disruption of city business. Due to his continuing harassment the city will seek injunctive relief on behalf of its council and its staff.”

“The City council hereby directs the City Clerk to contact the City Attorney and initiate the injunctive process.”

Robustellini made the motion to adjourn. Benson seconded the motion. Ayes: all

**ADJOURNED: 7:25PM**

**ATTEST:**

**CITY OF MONTAGUE:**

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Janie Sprague, City Clerk

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Jayne Keller, Mayor