

CITY OF BISHOP  
CITY COUNCIL MINUTES  
April 11, 2011

CALL TO ORDER Mayor Smith called the meeting to order at 7:03 p.m.

INVOCATION The invocation was given by Pastor Kathleen Puntar of the Bishop United Methodist Church followed by the Pledge of Allegiance led by Councilmember Griffiths.

COUNCIL PRESENT Councilmembers Jim Ellis, Susan Cullen, Jeff Griffiths  
Mayor Pro Tem Dave Stottlemyre  
Mayor Laura Smith

COUNCIL ABSENT None

OTHERS PRESENT James Southworth, City Administrator  
Denise Gillespie, Assistant City Clerk  
Keith Caldwell, Assistant City Administrator/  
Community Services Director  
Chris Carter, Police Chief  
David Grah, Public Works Director/City Engineer  
Gary Schley, Public Services Officer

PUBLIC COMMENT The Mayor announced the public comment period. No public comment was provided.

PRESENTATIONS

QUARTERLY CITIZEN AWARD – Leland Campbell (1) The Council presented Leland Campbell, known as “The Sierra Street Waver” with the Quarterly Citizen Award for being a symbol of friendship to the Bishop community and visitors. He was saluted by members of V.F.W. Post No. 8988 in attendance for the presentation.

SIERRA ATV ADVENTURE TRAILS PROJECT PRESENTATION – Advocates for Access to Public Lands (A.A.P.L.) (2) Randy Gillespie and Dick Noles made a presentation on the Sierra ATV Adventure Trails Project sponsored by the Advocates for Access to Public Lands. This is a pilot project in Inyo County that would be unique for California. They have been meeting with representatives of the U.S. Forest Service, Bureau of Land Management, Los Angeles Department of Water and Power, County of Inyo and City of Bishop to develop these routes. The proposed routes would run from Lone Pine to Bishop on the county roads system. Some of the roads would be designated for the combined use to allow ATV travel. Proposed routes include access inside the city limits of the City of Bishop to reach public services and would need further staff review and approval from the Council. This presentation was informational only and no action was taken.

Information was provided for anyone wishing to send support

letters for AB 628 introduced by Assembly Member Connie Conway allowing off-highway vehicle recreation in the County of Inyo.

DEPARTMENT HEAD  
REPORTS  
(3)

Reports from Community Services, Fire, Police, Public Works and Administration were given on the departments' activities including upcoming and ongoing projects.

CONSENT CALENDAR  
(4)

A motion was made by Councilmember Cullen and passed unanimously to approve the Consent Calendar as presented:

Motion/Cullen

FOR APPROVAL AND FILING

- (a) Study Session Meeting – 3/14/11
- (b) Council Meeting Minutes – 3/14/11
- (c) Personnel Status Change Report
- (d) Fund Transactions – 7/1/10 – 3/31/11
- (e) Warrant Register – 3/11
- (f) Investment Portfolio – 2/11
- (g) Sunrise Mobile Home Replacement Reserve Account Statement of Fund Transactions 1/1/11 – 3/29/11
- (h) Surplus Property Request – Police Dept. Memo 3/29/11

FOR INFORMATION AND FILING

- (i) Planning Commission Minutes – 1/25/11
- (j) Planning Commission Special Meeting Minutes – 2/14/11
- (k) Fire Department Activity Log – 3/11
- (l) Patrol Statistics – Feb/Mar 2010 / Feb/Mar 2011
- (m) Public Works Building Permits Report – 3/11
- (n) Water and Sewer Funds Monthly Balances

PUBLIC HEARINGS

PROPOSED REVISIONS  
TO FEES AND CHARGES  
FOR CITY SERVICES – FY  
2011-2012

The Mayor opened the public hearing to hear and consider citizen input on amending and restating fees and charges for city services established by resolution for Fiscal Year 2011-2012.

(5)  
Motion/Stottlemyre

Staff reported that the Public Works Department recommended the following updates to reflect actual costs to provide the services: PW-5 Other Inspections; PW-41 Encroachment permits for construction; and revisions to the Monthly Water and Sewer Fees for 2011-2012 approved by the City Council in 2009.

No further comment was provided. The Council voted 5-0 on a motion by Mayor Pro Tem Stottlemyre to close the public hearing.

A resolution incorporating the city fees and charges will be agendized for action at the April 25, 2011 meeting.

DRAFT ORDINANCE NO.  
534 – AMENDING CITY  
ZONING ORDINANCE –  
Emergency Shelter  
Combining (ES) District  
(6)

The Mayor opened the public hearing to receive and consider citizen input on Draft Ordinance No. 534 adding Section 17.08.115 to Chapter 17.08 and adding a new Chapter 17.38 to the Bishop Municipal Code regarding an “ES EMERGENCY SHELTER COMBINING DISTRICT”.

Public Services Officer Schley gave an overview of the process and state laws amended in 2008 (Government Code Section 65583) requiring the establishment of the Emergency Shelter Combining District. This amendment to the Zoning Ordinance and Bishop Municipal Code will include a definition for “Emergency Shelter”, an Emergency Shelter overlay zone, and standards for emergency shelters.

The City Planning Commission recommended the proposed amendment to the zoning ordinance and adoption of Ordinance Nos. 534 and 535.

Several comments were received from the public regarding the potential for a homeless shelter being constructed in the area of the Sunrise Mobile Home Park on MacIver Street which is included in the proposed new ES zone. Comments against having a zone allowing a shelter in the Sunrise Mobile Home Park neighborhood were received from: Alice Wilson, park resident; Tom Sigler, 151 Hanby; and Bev Sigler, park resident.

Councilmember Griffiths stated that no plans have been received to build a shelter but in order to be eligible for grant funding, the State requires the City to provide zoning for emergency shelters.

Motion/Cullen

No further comment was provided. Councilmember Cullen made a motion to close the public hearing. The motion passed 5-0.

#### NEW BUSINESS

DRAFT ORDINANCE NO.  
534 – AMENDING CITY  
ZONING ORDINANCE –  
Emergency Shelter  
Combining (ES) District  
Introduction  
(8)  
Motion/Cullen

On a motion by Councilmember Cullen, the Council voted 5-0 to approve the first reading/introduction of draft Ordinance No. 534 by title only, “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BISHOP, STATE OF CALIFORNIA, ADDING SECTION 17.08.115 TO CHAPTER 17.08 AND ADDING A NEW CHAPTER 17.38 TO THE BISHOP MUNICIPAL CODE REGARDING AN “ES EMERGENCY SHELTER COMBINING DISTRICT”.

#### PUBLIC HEARING

DRAFT ORDINANCE NO.  
535 – Amendment to Zoning  
Map Adding ES Emergency  
Shelter Combining District  
(7)

The Mayor opened the public hearing to receive and consider citizen input on Draft Ordinance No. 535 – an amendment to the Zoning Map of the City of Bishop incorporated by reference in Bishop Municipal Code Section 17.04.050 adding an “ES EMERGENCY SHELTER COMBINING DISTRICT”.

The Public Services Officer reported that Ordinance No. 535 will update the Zoning Map of the City of Bishop to reflect the changes incorporated in Ordinance No. 534.

No further comment was provided. Councilmember Griffiths made a motion to close the public hearing. The motion passed unanimously.

NEW BUSINESS

DRAFT ORDINANCE NO. 535 - Amendment to Zoning Map Adding ES Emergency Shelter Combining District First Reading/Introduction (9)

On a motion by Mayor Pro Tem Stottlemyre, the Council voted 5-0 to approve the introduction of draft Ordinance No. 535 by title only, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BISHOP, STATE OF CALIFORNIA, AMENDING THE ZONING MAP OF THE CITY OF BISHOP, TO ESTABLISH AN ES EMERGENCY SHELTER COMBINING DISTRICT, INCORPORATED BY REFERENCE IN SECTION 17.04.050 OF THE CITY OF BISHOP MUNICIPAL CODE".

APPROVAL OF STREET CLOSURE – Section of East Pine Street on April 23<sup>rd</sup> for Earth Day Celebration (10)  
Motion/Griffiths

On a motion by Councilmember Griffiths, the Council voted 5-0 to approve the closure of East Pine Street between Rose and Central Streets on Saturday, April 23, 2011 between 10:30 a.m. and 4:00 p.m. for an Earth Day Celebration as submitted by BloggingBishop.com.

HIRING FREEZE WAIVED Maintenance Worker – Public Works Department (11)  
Motion/Griffiths

On a motion by Councilmember Griffiths, the Council voted 5-0 to waive the hiring freeze and authorized the recruitment to fill the vacant Public Works Maintenance position effective July 1, 2011.

BID AWARD – North Second Street Water Line Project (12)  
Motion/Stottlemyre

The Public Works Director reviewed the six bids received for the North Second Street Water Line Project.

Hawkeye Enterprises, Bishop	\$99,590.00
Zenitram/ANM Construction, Lancaster	96,632.00
Rivers Edge Construction, Lake Isabella	60,753.00
Marzano and Sons, June Lake	89,110.00
Pyramid Building and Engineering, Hesperia	98,034.50
Conspec, Lee Vining	77,250.00

Although this project was eligible for the contractors preference ordinance to apply, it was not a factor in establishing the winning bid on this project.

On a motion by Mayor Pro Tem Stottlemyre, the Council voted 5-0 to award the bid for the North Second Street Water Line Project to Rivers Edge Construction from Lake Isabella, in an amount not to exceed \$63,790.65 which includes a five percent

construction contingency to be paid from line item 004-050-56027 in the 2010-2011 fiscal year budget.

HIRING FREEZE WAIVED  
Communications Operators  
Police Department  
(13)  
Motion/Griffiths

On a motion by Councilmember Griffiths, the Council voted 5-0 to waive the hiring freeze in order for the Police Department to advertise and fill one vacant full-time Communication Operator position and one vacant part-time Communication Operator position.

SILVER PEAKS PROJECT  
Phase 1 Environmental Site  
Assessment  
(14)  
Motion/Cullen

On a motion by Councilmember Cullen, the Council voted 5-0 to award the consulting services contract to provide the Environmental Site Assessment for the LADWP property located at the southwest corner of MacIver and Spruce Streets to Andersen Environmental from Culver City in an amount not to exceed \$2,200.00 pursuant to Bishop Municipal Code Section 3.24.210 and authorize the expenditure to be paid from General Fund unbudgeted reserves.

BUDGET ADJUSTMENTS/  
TRANSFERS FY 2010-2011  
APPROVED  
(15)  
Motion/Griffiths

On a motion by Councilmember Cullen, the Council voted 5-0 to approve the budget adjustments and transfers for Fiscal Year 2010-2011 through March 31, 2011 as presented.

#### COUNCIL REPORTS

#### ADJOURNMENT

The Mayor adjourned the meeting at 8:47 p.m. to the next Council Study Session scheduled for Monday, April 25, 2011 at 4:00 p.m. in the City Council Chambers.

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LAURA SMITH, MAYOR

Attest: James Southworth, City Clerk

By: \_\_\_\_\_  
Denise Gillespie, Assistant City Clerk

***APPROVED BY COUNCIL 5/9/11***