

CITY OF BISHOP
CITY COUNCIL MINUTES
June 25, 2007

CALL TO ORDER Mayor Crom called the meeting to order at 7:30 p.m.

INVOCATION The invocation was given by Pastor Kent Puls of the Grace Lutheran Church followed by the Pledge of Allegiance led by Mayor Pro Tem Connolly.

COUNCIL PRESENT Griffiths, Cullen, Dishion, Connolly, Crom

COUNCIL ABSENT None

OTHERS PRESENT Richard Pucci, City Administrator
Denise Gillespie, Assistant City Clerk
Peter Tracy, City Attorney
Keith Caldwell, Community Services Director
Ray Seguire, Fire Chief
Chris Carter, Police Chief
David Grah, Public Works Director
Gary Schley, Public Services Officer
Bob Kimball, City Treasurer

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

PRESENTATION
Jeff Bailey – Retiring Inyo National Forest Supervisor (1) Mayor Crom presented Jeff Bailey with a city tile for outstanding public service as Forest Supervisor for the Inyo National Forest. Mr. Bailey is retiring after 30 years with the USFS.

CONSENT CALENDAR (2) A motion was made by Councilmember Cullen to approve the Consent Calendar as presented:

Motion/Cullen

FOR APPROVAL AND FILING

- (a) Budget Hearings Minutes – 6/4/07
- (b) Council Minutes – 6/11/07
- (c) Personnel Status Change Report
- (d) Fund Transactions – 7/1/06-5/31/07
- (e) Investment Portfolio – 5/07

FOR INFORMATION AND FILING

- (f) Parks and Recreation Commission Agenda – 6/27/07
- (g) Planning Commission Agenda – 6/26/07
- (h) Public Works Report – 5/07
- (i) Public Works Permit Report – 5/07

Motion passed on the following roll call vote: Cullen, Dishion, Griffiths, Crom. Connolly abstained.

PUBLIC HEARINGS

ENVIRONMENTAL
REVIEW – Mitigated
Negative Declaration
Verizon Tower Extension
350 Lagoon St.
(3)
Motion/Crom

Tom McIver of On Air LLC, representing Verizon Telephone, reviewed the project to construct a ten-foot tower extension with panel antennas to an existing wireless communication tower at 350 Lagoon Street located in a C-2 District. Mr. McIver indicated that the extension to the tower could give 8 to 10 times more capacity without putting up another tower. No further comments or questions were given. Mayor Crom made a motion to close the public hearing. Motion passed on a 5-0 vote.

ENVIRONMENTAL
REVIEW – Negative
Declaration – Neighborhood
Church – 315 E. South St.
(4)
Motion/Connolly

Mayor Frank Crom and Councilmember Bruce Dishion recused themselves from the public hearing for the project at the Neighborhood Church located at 315 East South Street due to the fact they both have property interests within 500 feet of the proposed project location.

Mayor Pro Tem Connolly opened the public hearing on the negative declaration for the Neighborhood Church to construct an 11,000 sq. ft. youth gymnasium/fellowship hall and set aside the minimum parking requirements for the facility located in an R-1 District.

The City Administrator informed those attending the public hearing that all applications for conditional use permits require an environmental review. He announced that Wildan, the consulting firm preparing the environmental documents for the project, made the decision to change the designation of the project at the Neighborhood Church to a mitigated negative declaration after the publication of the notice of public hearing for this meeting. It is required that a new document for the mitigated negative declaration be prepared; the public hearing be rescheduled and re-advertised. This scheduled public hearing will be held but no action will be taken on this project. A new date will be set, anticipated to be July 23, 2007, for another public hearing and consideration of a mitigated negative declaration document that will cover more aspects of the project and will be different from the document previously prepared.

Staff summarized a letter received today from Virginia Crom, 351 E. South Street, stating that she will not be attending tonight as it is her understanding from the City representative that no action will be taken at this meeting. She did not want her absence to infer a lack of interest or concern.

The City Attorney reported that environmental reviews are conducted by the City Council. Following the review if the investigation is satisfactory to the Council a negative declaration, mitigated negative declaration, or a full environmental impact report is adopted by Council. Mr. Tracy stated for clarification that approval of the environmental does approve the project. The

project can then go before the City Planning Commission for a determination on a conditional use permit.

The City Attorney reported that public comment will be taken tonight from anyone who does not anticipate being able to attend the July 23rd Council meeting but if possible to hold comments for the next public hearing.

Bennett Kessler, KSRW, questioned why Mr. Ruben Mejia who prepared and signed the negative declaration would decide to change the determination. The City Administrator stated that Mr. Mejia contacted the City indicating that after a further review the consulting firm felt a mitigated negative declaration would be more appropriate. The City took the advice of the consultants and felt it would be more time efficient and cost effective to hold action for the new document.

Mayor Pro Tem Connolly made a motion to continue the public hearing to the Council meeting scheduled for July 23, 2007. The motion passed by the following roll call vote: Ayes: Connolly, Cullen, Griffiths; Disqualified: Crom, Dishion.

Mayor Crom and Councilmember Dishion returned to the dais.

NEW BUSINESS

CONSIDERATION OF A
MITIGATED NEGATIVE
DECLARATION – Verizon
Telephone Tower Extension
350 Lagoon St.
(5)
Motion/Dishion

No further comments were made on the project to add a ten-foot extension to the Verizon tower at 350 Lagoon Street. On a motion by Councilmember Dishion the Council voted 5-0 to adopt a mitigated negative declaration and file a notice of determination that the proposed project would not have a significant adverse impact on the environmental for the following reasons:

1. The request to develop this project is consistent with the City of Bishop's General Plan land use designation of C-2 (General Commercial). The project is also consistent with the goals and policies of the General Plan's land use element.
2. The proposed project will not require the expansion of existing public services (electrical, telephone, sewer, water and solid waste disposal).
3. Based upon the Initial Study and Environmental Evaluation of the proposed project, and the mitigation measures incorporated herein, the project involves no potential for adverse effect, either individually or cumulatively, on wildlife, native plants, streams, water courses, scenic or historic resources and human beings. The required mitigated measures are as follows:

IX. Land Use and Planning – Proposed Mitigation: The project will require the applicant to request a conditional use permit from the City Planning Commission to set aside

Section 17.52.050 Building Heights.

XV. Transportation – Proposed Mitigation: Verizon Communications must have approval from the FAA of the tower height prior to construction of the tower extension.

RESOLUTION NO. 07-09
Accepting a Water Main
Easement and Lot 2 from
M&L Financial Co. XX
and Approving Final Tract
Map No. 242

(6)

Motion/Connolly

Mayor Pro Tem Connolly made a motion to approve Final Tract Map No. 242 and adopt Resolution No. 07-09 by title only “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BISHOP, STATE OF CALIFORNIA, ACCEPTING A WATER MAIN EASEMENT AND LOT 2 FROM M&L FINANCIAL CO., XX, A LIMITED PARTNERSHIP, OWNER”. Motion passed on a 5-0 vote.

RESOLUTION NO. 07-10
2007-2010 Used Oil
Recycling Block Grant

(7)

Motion/Cullen

Councilmember Cullen made a motion to submit a letter of authorization and adopt Resolution No. 07-10 by title only, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BISHOP, STATE OF CALIFORNIA, AUTHORIZING THE COUNTY OF INYO TO SUBMIT ON THE CITY’S BEHALF AN APPLICATION FOR THE 2007-2010 USED OIL RECYCLING BLOCK GRANT – THIRTEENTH CYCLE”. Motion passed 5-0.

REQUEST TO ESTABLISH
A PART-TIME
MAINTENANCE
WORKER POSITION –
Public Works Department

(8)

Motion/Cullen

A motion was made by Councilmember Cullen to waive the hiring freeze; approve the job description and the establishment of a part time maintenance worker position at an hourly rate of \$15.25 up to 1,000 hours per year; and authorize the recruitment and hiring for the position. Motion passed 5-0.

REQUEST TO HIRE A
PART-TIME OFFICE
ASSISTANT – Public
Works Department

(9)

Motion/Crom

Mayor Crom made a motion to waive the hiring freeze and authorize the advertisement and refilling of the position for the Part-Time Office Assistant for the Public Works Department. Motion passed on a 5-0 vote.

APPROVAL OF
AMENDMENT 1
Water/Sewer Master Plan

(10)

Motion/Griffiths

Councilmember Griffiths made a motion to approve Amendment 1 to the contract with Nolte for the Water and Sewer Master Plan in a total contract amount not to exceed \$199,900.00 for exploring, developing and refining concepts for water connections between the City water system and the Indian Creek Community Services District water system; preparing pre-applications for grants and loans for the proposed connection and the development of Well 3; compensation for water modeling costs in excess of what was contemplated in the master plan scope; and related support work. The motion passed 5-0.

APPROVAL TO RELEASE
REQUEST FOR

On a motion by Councilmember Griffiths, the Council voted 5-0 to approve the release for proposals to hire a consultant for

<p>PROPOSALS – Second Municipal GIS CDBG Grant Public Works Dept. (11) Motion/Griffiths</p>	<p>further development of the GIS system as covered by the second Community Development Block Grant.</p>
<p>APPROVAL TO RELEASE PROPOSALS - Street Project Consultant Contract Public Works Department (12) Motion/Griffiths</p>	<p>A motion was made by Councilmember Griffiths to approve the release for proposals for the Public Works Department to seek consultant services for the following projects: MacIver Street Construction; South Second Street Improvements; Road Project A; West Pine Street Improvements; Sneden Street Improvements; and Bus Pullouts. The motion passed on a 5-0 vote.</p>
<p>REQUEST TO SURPLUS FOUND AND UNCLAIMED PROPERTY Police Department (13) Motion/Connolly</p>	<p>Mayor Pro Tem Connolly made a motion to approve the request to surplus the designated property, declare the items surplus to the needs of the City and authorized the City Administrator to dispose of the property in a manner best suited. Motion carried 5-0.</p>
<p>REQUEST TO WAIVE HIRING FREEZE – Parking Enforcement Officer – Police Department (14) Motion/ Connolly</p>	<p>Due to the limited amount of parking available in the city limits, the Lieutenant reported that is vital to fill the position of Parking Enforcement Officer. On a motion by Mayor Pro Tem Connolly, the Council voted 5-0 to waive the hiring freeze and authorize the advertisement and recruitment of a new Parking Enforcement Officer. Motion passed 5-0.</p>
<p>REQUEST TO GO TO BID Replaster City Park Pool (15) Motion/Cullen</p>	<p>The Community Service Director reported that the park pool was last replastered in 1995. Councilmember Cullen made a motion to approve the request to go to bid for the replastering of the City Park Pool. Motion passed 5-0.</p>
<p>REQUEST TO GO TO BID Supply of Propane to City Facilities (16) Motion/Griffiths</p>	<p>Councilmember Griffiths made a motion to approve the request from the Community Services Department to go to bid for the supply of propane to City facilities. Motion carried 5-0.</p>
<p>ADOPTION OF WAGE SCALE FOR PART TIME EMPLOYEES – FY 07-08 (17) Motion/Cullen</p>	<p>On a motion by Councilmember Cullen the Council voted 5-0 to adopt the Wage Scale for Part Time Employees for Fiscal Year 2007-2008 as presented. Motion carried on a 5-0 vote.</p>
<p>ADOPTION OF THE PRELIMINARY BUDGET FY 2007-2008 (18) Motion/Connolly</p>	<p>Mayor Pro Tem Connolly made a motion to adopt the Preliminary Budget for Fiscal Year 2007-2008 as presented. The motion passed on a 5-0 vote.</p>

RECESS/RECONVENE At 8:20 p.m. Mayor Crom recessed the Council meeting to meet as the Bishop Redevelopment Agency. The Mayor reconvened the Council meeting at 8:23 p.m.

COUNCIL REPORTS Mayor Crom invited the members of Boy Scout Troup 86 attending the meeting to introduce themselves.

ADJOURNMENT The Mayor adjourned the meeting at 8:30 p.m. to the next Council meeting scheduled for Monday, July 9, 2007 at 7:30 p.m. in the City Council Chambers.

FRANK CROM, MAYOR

Attest: Richard F. Pucci, City Clerk

By: _____
Denise Gillespie, Assistant City Clerk

Approved by City Council July 23, 2007