

CITY OF BISHOP
CITY COUNCIL MINUTES
June 28, 2010

CALL TO ORDER Mayor Griffiths called the meeting to order at 7:00 p.m.

INVOCATION The invocation was given by Pastor Rick Klug of the Calvary Baptist Church followed by the Pledge of Allegiance led by Mayor Pro Tem Dishion.

COUNCIL PRESENT Councilmembers Laura Smith, Susan Cullen, David Stottlemire
Mayor Pro Tem Bruce Dishion
Mayor Jeff Griffiths

COUNCIL ABSENT None

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

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

PRESENTATION

City Park Arboretum Tree Donations (1) The Assistant City Administrator/Community Services Director Caldwell recognized the donation of a tree in memory of Gwen Judd, a retired City employee who passed away in January. The donation was made by the City of Bishop Employees Association and Bishop Police Officers Association. Another tree was donated by the Master Gardeners program in honor of the dedication by instructor Kerry Lozito.

DEPARTMENT HEAD REPORTS (2) Reports from Community Services, Fire, Police, Public Works and Administration were given on the departments' activities including upcoming and ongoing projects.

CONSENT CALENDAR (3) A motion was made by Councilmember Stottlemire and passed unanimously to approve the Consent Calendar as presented:

Motion/Stottlemire FOR APPROVAL AND FILING
(a) Council Meeting Minutes – 6/14/10
(b) Personnel Status Change Report
(c) Investment Portfolios – 5/10

FOR INFORMATION AND FILING

- (d) Parks and Recreation Commission Agenda – 6/16/10
- (e) Planning Commission 6/29/10 Meeting Cancellation
- (f) Parks and Recreation Commission Minutes – 5/19/10

PUBLIC HEARING

NOTICE OF
ACCEPTANCE OF FINAL
PRODUCT - CDBG Grant
07-PTAG-3577

The Mayor opened a hearing to notify the public of the acceptance of a final product funded by the 2007-2008 Community Development Block Grant (CDBG) Planning and Technical Assistance (General Allocation) Program by Public Works Director/City Engineer Grah.

The Director reported that the \$35,000 grant was used for consultant work to focus on determining environmental constraints on potential land that may become available in the future for development. This evaluation will help direct the City on the best lands that could be developed that would be less costly due to the environmental constraint issues. This information will be used in the General Plan Update. Grah recommended the City Council accept the final product from Enplan.

No further public comment was provided.

Motion/Dishion

On a motion by Mayor Pro Tem Dishion, the Council voted 5-0 to close the public hearing.

NEW BUSINESS

CDBG 07-PTAG-3577
ACCEPTANCE OF FINAL
PRODUCT – Environmental
Constraints
(5)

Mayor Griffiths stated that the Development Suitability Report from the California Department of Fish and Game arbitrarily made declarations on the suitability of parcels for development without detailed backup documentation. He indicated that while the Council intends to accept this final product, they do not approve of all of the findings.

Motion/Cullen

On a motion by Councilmember Cullen, the Council voted 5-0 to accept the final product by Enplan for the 07-PTAG-3577 Environmental Constraints funded by the 2007-2008 Community Development Block Grant (CDBG) Planning and Technical Assistance (General Allocation) Program.

162 EAST LINE ST.
“No Parking Zone” Request
(6)

The Public Works Department received a general request to add red curbing at 162 East Line Street to improve egress onto East Line Street. A survey was conducted with 5 responses in favor, 2 against, and 2 with comments. The Director indicated there does not seem to be any compelling reason to designate the “no parking” zone. No accidents have been reported at the location.

It was recommended by Council to request the property owner to trim the hedge that is close to the right of way. The request for the “no parking” zone was denied.

REQUEST TO ADVERTISE
MAY/WILLOW/ N. THIRD
WATER LINE PROJECT
(7)
Motion/Stottlemyre

The Public Works Director/City Engineer stated that the May/Willow/North Third Street Water Line Improvements Project will construct 3,500 feet of water line with 76 services, add 6 new fire hydrants and replace 2 as approved by the Fire Chief. The project is estimated to cost \$600,000.00. Following discussion on the advantages and disadvantages of having several public works projects going at the same time and the timing of the project, the Council took action on a motion by Councilmember Stottlemyre to authorize the advertisement of the May/Willow/North Third Street Water Line Improvements Project for construction. Motion passed 5-0.

CHAMBER OF
COMMERCE UPDATE
(8)

Executive Director for the Bishop Area Chamber of Commerce gave an update on recent and upcoming activities, visitor requests for information and a shortfall in funding for advertising.

REQUEST TO SURPLUS
CITY PROPERTY
(9)
Motion/Griffiths

Mayor Griffiths made a motion to approve the surplus of City property as submitted by the various departments in the best interest of the City. Motion passed 5-0.

CALLING A SPECIAL
MUNICIPAL ELECTION
MEASURE C – Keeping of
Chickens and/or Rabbits
(10)

On separate motions the Council approved the following resolutions for the calling and consolidating a Special Municipal Election, and establishing procedures for arguments and rebuttals for Measure C relating to the keeping of chickens and/or rabbits.

Resolution No. 10-10
Motion/Cullen

On a motion by Councilmember Cullen, the Council voted 5-0 to adopt Resolution No. 10-10 by title only, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BISHOP, CALIFORNIA, CALLING FOR THE HOLDING OF A SPECIAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 2, 2010, AS REQUIRED FOR THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES FOR THE SUBMISSION TO THE VOTERS A QUESTION RELATING TO CITY MEASURE C – THE KEEPING OF CHICKENS AND RABBITS”.

Resolution No. 10-11
Motion/Cullen

On a motion by Councilmember Cullen, the Council voted 5-0 to adopt Resolution No. 10-11 by title only, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BISHOP, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF INYO TO CONSOLIDATE A SPECIAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 2, 2010, WITH THE CONSOLIDATED GENERAL ELECTION TO BE HELD ON

THAT DATE PURSUANT TO SECTION 10403 OF THE ELECTIONS CODE”.

Resolution No. 10-12
Motion/Cullen

On a motion by Councilmember Cullen, the Council voted 5-0 to adopt Resolution No. 10-12 by title only, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BISHOP, CALIFORNIA, RELATING TO FILING (A) WRITTEN ARGUMENT(S) REGARDING A CITY MEASURE AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS”.

Resolution No. 10-13
Motion/Cullen

On a motion by Councilmember Cullen, the Council voted 5-0 to adopt Resolution No. 10-13 by title only, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BISHOP, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR CITY MEASURES SUBMITTED AT MUNICIPAL ELECTIONS”.

RESOLUTION NO. 10-14
Appropriating Fund
Balances – Article XIII B of
the California Constitution
(Proposition 4)
(11)
Motion/Griffiths

Mayor Griffiths made a motion to adopt Resolution No. 10-14 by title only, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BISHOP, STATE OF CALIFORNIA, APPROPRIATING FUND BALANCES PURSUANT TO ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION (PROPOSITION 4)”. The motion passed 5-0.

DESIGNATION OF
VOTING DELEGATES –
League of California Cities
Annual Conference
(12)
Motion/Griffiths

On a motion by Mayor Griffiths, the Council voted 5-0, to appoint Councilmember Stottlemire as the voting delegate and Councilmember Cullen as the alternate to represent the City of Bishop at the Annual Business Meeting to be held during the League of California Cities Annual Conference in September.

REJECTION OF CLAIM
AGAINST THE CITY –
Warwick/Lonne
(13)
Motion/Cullen

Councilmember Cullen made a motion to reject the claim against the City filed by Gail Warwick and Jon Lonne on May 25, 2010. The motion passed 5-0.

SET DATE FOR BUDGET
HEARINGS
FY 2011-2012
(14)

It was determined that the budget hearings for Fiscal Year 2011-2012 will be held on August 12, 2010 beginning at 4:00 p.m. in the City Council Chambers.

REVIEW OF
RESOLUTION NO. 09-05
Relating to Fireworks
(15)

Resolution No. 09-05 relating to the use of fireworks on Independence Day adopted by the City Council last year was reviewed as a reminder to the community to be cautious and considerate when using fireworks during the Fourth of July holiday.

RESOLUTION NO. 10-15
Used Oil Payment Program
(16)
Motion/Griffiths

On a motion by Mayor Griffiths, the Council voted 5-0 to adopt Resolution No. 10-15 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 2010/2011 USED OIL PAYMENT PROGRAM 1".

BUDGET ADJUSTMENTS/
TRANSFERS – FY 2009-10
(17)
Motion/Cullen

On a motion by Councilmember Cullen the Council voted 5-0 to approve the budget adjustments and transfers for Fiscal Year 2009-2010 through June 30, 2010 as presented.

RESOLUTION NO. 10-16
Timed Parking at City Park
(18)
Motion/Griffiths

In order to provide timed parking at the front of the park near Field No. 1, staff prepared a resolution for Council consideration.

On a motion by Mayor Griffiths, the Council voted 5-0 to adopt Resolution No. 10-16 by title only, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BISHOP, STATE OF CALIFORNIA, ESTABLISHING TIMED PARKING ON PARK STREET WITHIN THE BISHOP CITY PARK".

CLOSED SESSION
CANCELLED

The Mayor announced that the final evaluations were completed during the Study Session and it was no longer necessary to return to closed session.

COUNCIL REPORTS

ADJOURNMENT

The Mayor adjourned the meeting at 9:00 p.m. to the Council Retreat scheduled for 9:00 a.m. on July 6, 2010 in the Executive Conference Room at City Hall. The next regularly scheduled Council meeting will be Monday, July 12, 2010 at 7:00 p.m. in the City Council Chambers.

JEFF GRIFFITHS, MAYOR

Attest: Richard F. Pucci, City Clerk

By: _____
Denise Gillespie, Assistant City Clerk

APPROVED BY COUNCIL ON JULY 12, 2010