

**PORTOLA CITY COUNCIL
REGULAR MEETING
JULY 25, 2012
7:00 P.M.**

CALL TO ORDER

Mayor Pro Tem Larrieu called the meeting to order at 7:00 p.m. and led the pledge of allegiance.

ROLL CALL

Councilmembers Oels, Weaver and Mayor Pro Tem Larrieu responded to the roll call. Councilmember McBride and Mayor Mark were absent. City Manager/City Clerk Leslie Tigan, City Attorney, Steve Gross and Finance Officer Susan Scarlett were also in attendance.

PUBLIC COMMENT

Water

Portola resident Bob Morton commented that after reading about the water trouble in Delleker he felt it might be a good time to approach them about joining water systems.

Community Garden

Portola resident Larry Douglass commented on the removal of donated tires from the community garden site.

CITY COMMUNICATIONS

Transportation Commission – Mr. Larrieu reported that they continued to discuss budget items.

CITY MANAGER'S REPORT

Ms. Tigan reported on the following: a local Cartoon Mountain Tour guide; Community Leaders breakfast with Senator Gaines in Quincy on August 10th; continued meetings with EPHC regarding the boiler project; concerts in the park; City Council nomination period; revocation of a livestock permit; and the sewer grinder purchase.

CONSENT CALENDAR

It was moved by Councilmember Weaver seconded by Councilmember Oels to approve the consent calendar as presented. All members present voted in favor. Councilmember McBride and Mayor Mark were absent.

- A. Minutes – Adopted the minutes of the regular meeting held on July 1, 2012.
- B. Claims – Adopted Resolution No. 2138 authorizing payment of claims for the period July 7, 2012 to July 21, 2012.

Accounts Payable:	\$ 190,873.82
Payroll:	\$ 28,120.43
Total:	\$ 218,994.25

ORDER OF BUSINESS

A. Financial Update

Finance Officer Susan Scarlett provided an update on the year end cash balances in each fund and the tracking of temporary employees. She responded to various questions from the City Council and public.

Councilmember Weaver thanked Ms. Scarlett for providing easy to understand reports.

B. Safe Routes to Schools

City Engineer Dan Bastian reviewed the work completed for the Safe Routes to Schools project, he explained that the project was almost complete and he was very happy with the work done by Sierra Nevada Construction.

Mr. Bastian presented Change Order #12-01 and Progress Payment #1 for consideration by the City Council. He explained that there would be another change order at a later date.

It was then moved by Councilmember Oels, seconded by Councilmember Weaver to approved Change Order #12-01. All members present voted in favor. Councilmember McBride and Mayor Mark were absent.

It was then moved by Councilmember Weaver, seconded by Councilmember Oels to approve Progress Payment #1 for the project. All members present voted in favor. Councilmember McBride and Mayor Mark were absent.

C. Street Striping

City Manager Leslie Tigan explained the City had recently received a complaint about the City spending staff time and funds to stripe the streets when it could be using the time and money for filling potholes and other road work. She noted that since this wasn't the first time this type of complaint had been made she felt it would benefit everyone if the City Council had a discussion regarding the practice. Ms. Tigan discussed safety issues that may arise if the street center lines were not painted.

Public Works Manager Todd Roberts explained that he was continuing to paint center lines in streets that had been painted in the past. He also explained that he had sufficient staff to work on pot holes and stripe the streets and did not feel the act of striping the streets in anyway impacted the amount of potholing that was done.

Following a brief discussion it was the consensus of the City Council to continue with following the street striping procedures as the City has in the past.

D. Portola Railroad Days

City Manager Leslie Tigan explained that a new group of volunteers were moving forward with preparations for the annual Railroad Days event. She explained that the event this year would be scaled back event held in the park. She reviewed a list of staffing and funding donations and recommended the City Council consider approving donation of the items to the event.

Councilmember Weaver explained that he would like to have all members of the City Council consider this issue.

Mayor Pro Tem Larrieu noted that the event was fast approaching and thought the volunteers need to know if the City would contribute as soon as possible.

After a brief discussion it was moved by Mayor Pro Tem Larrieu, seconded by Councilmember Oels to approve the funding and find that supporting the event was a benefit to the entire community. Councilmember Oels and Mayor Pro Tem Larrieu voted in favor. Councilmember Weaver abstained. Councilmember McBride and Mayor Mark were absent.

Ms. Tigan suggested that there may be a need to call a special meeting to consider the issue when all Councilmembers were available.

E. Revolving Loan Modification

City Manager Leslie Tigan explained that the Revolving Loan Fund Committee had approved a business loan to Jim and Sharon Schwilling when they opened Jimmie's Roadhouse 70. Following the recent closure of the business the Committee met with Mr. Schwilling to review the loan terms and inquire about continued repayment. At the meeting Mr. Schwilling requested the Committee consider a modification to his loan by forgiving \$5,000 of the remaining approximately \$10,000 balance. Ms. Tigan explained that although the Loan Committee did

have the authority to renegotiate the payment terms of the loan they did not have authority to forgive or discount any portion of the loan. The did take action on a recommendation to the City Council, that recommendation was not to forgive or discount any portion of the loan only to revise interest and payment terms.

Portola resident Bob Morton suggested that since the building improvements were a benefit to the property owner the City should possibly seek payment from the property owner.

Portola resident Larry Douglas commented that the only way the City could have received a benefit from the property was if the City had paid the 1st mortgage.

Following a brief discussion it was moved by Councilmember Weaver, seconded by Councilmember Oels to accept the Committee recommendations and not forgive or discount any portion of the loan. All members present voted in favor. Councilmember McBride and Mayor Mark were absent.

F. Abatement

City Manager Leslie Tigan reviewed her report regarding the continue abatement process on property located at 201 Main Street. She explained that the condition of the property remained unchanged and no contact had been made by the property owner. Resolution No. 2139 had been prepared to move forward with the abatement process and the property owner would be given an additional 30 days to complete the clean up.

It was then moved by Mayor Pro Tem Larrieu, seconded by Councilmember Weaver to adopt Resolution No. 2139. All members present voted in favor. Councilmember McBride and Mayor Mark were absent.

Resolution No. 2139

*A Resolution of the City Council of the City of Portola
Declaring Findings and Directing the Property Owner to
Abate a Public Nuisance under Provisions of the
Portola Municipal Code Section 8.20.080*

ADJOURNMENT

There being no further business it was moved by Councilmember Weaver, seconded by Mayor Pro Tem Larrieu to adjourn the meeting at 8:00 p.m. All members present voted in favor. Councilmember McBride and Mayor Mark were absent.

Leslie Tigan, CMC
City Clerk