
Ripon City Council Minutes

TUESDAY, MARCH 17, 2009 - 7:00 P.M.

WORKSHOP:

The City of Ripon workshop was called to order at 6:00 p.m.

ROLL CALL: Council Members Charlie Gay, Garry Krebbs, Dean Uecker, Vice Mayor Elden R. Nutt, Mayor Chuck Winn

Others Present: City Administrator Leon Compton, Director of Planning Ken Zuidervaart, City Engineer Kevin Werner, Director of Public Works Ted Johnston, Police Chief Richard Bull, City Clerk Lynette Van Laar, Deputy City Clerk Jeanne D. Hall, Information Systems Technician Dan Brannon, Wally & Pam Hartley, Jerry & Danielle Pierce, Rick Newlun, Robyn Udavi, Linda Van Tol, Eric Vander Veen, Anita Vander Veen, Paul Vander Veen, Paul Staley, Sarah Hollander, Sheryl Prater, Barbara Schneider, Don Meeuwse, Glen Shirk, Gordon Vander Veen, Gerry Nies, Michael Merchant, Amanda Bowman, Hilary Bennett, Katie Burlison, Chris Vincent, Cielo Dela Cruz, Dana Crum, Ilse Contieras, Diana Lujano, Jocelyn Barbosa, Alicia DeJong, Cynthia Nunes, Eddie Martin, Ariel Anaya, Dale Wild, Kyndra Swier, Kate Isganitis, Tessa Spuksma, Susy Vega, Ana Ulloa.

SUBJECT: City Budget

Mayor Winn presented the list of actions already taken, including laying off all but two of the Public Works hourly workers. He asked what would happen if these two workers were laid off.

Public Works Director Johnston said that the hourly workers do maintenance which allows the full-time employees to do the construction jobs. If he loses these workers, the full-time employees will have to be pulled off construction projects to do maintenance. Johnston said that it is less expensive to do the construction projects ourselves than to contract the jobs.

Winn asked how well the animal shelter was running, since the department has only kept one hourly worker.

Chief Bull said that the hourly worker is needed to feed the animals and clean the shelter on weekends, and whenever a full-time employee is not available. He said that with more workers, they used to clean the cages several times a day, but now it is done once a day. The shelter is not up to the standards they prefer, but it meets the state requirements. He said that it is still a humane animal shelter. He said it is a dirty, unpleasant job, so he does not ask the VIPS to work at the shelter.

Winn was also concerned about rental fees for city facilities. He said that the rates need to be sufficient, but still affordable or people will stop renting the facilities.

Mayor Winn also discussed the cost of supporting outside agencies, such as the county library and the school crossing guard. He said that these will be considered in the next budget.

Council Member Charlie Gay said that the city needs to become more commercial friendly to bring in more revenue.

Winn said that proposal could be part of the next budget.

There being no further business, the workshop was adjourned at 6:55 p.m.

REGULAR MEETING

PLEDGE OF ALLEGIANCE: The meeting was called to order as indicated at 7:00 p.m. with Council Member Nutt leading in the Pledge Allegiance to the Flag

INVOCATION: Glen Shirk gave the invocation.

ROLL CALL: Council Members Charlie Gay, Dean Uecker, Garry Krebs, Vice-Mayor Elden “Red” Nutt, Mayor Chuck Winn

OTHERS PRESENT: City Administrator Leon Compton, City Engineer Kevin Werner, City Attorney Tom Terpstra, Planning Director Ken Zuidervaart, City Clerk Lynette Van Laar, Deputy City Clerk Jeanne D. Hall, Information Systems Technician Dan Brannon, Director of Public Works Ted Johnston, Police Chief Richard Bull, Recreation Director Kye Stevens, Wally & Pam Hartley, Jerry & Danielle Pierce, Rick Newlun, Robyn Udavi, Linda Van Tol, Eric Vander Veen, Anita Vander Veen, Paul Vander Veen, Paul Staley, Sarah Hollander, Sheryl Prater, Barbara Schneider, Don Meeuwse, Glen Shirk, Gordon Vander Veen, Gerry Nies, Michael Merchant, Amanda Bowman, Hilary Bennett, Katie Burleson, Chris Vincent, Cielo Dela Cruz, Dana Crum, Ilse Contieras, Diana Lujano, Jocelyn Barbosa, Alicia DeJong, Cynthia Nunes, Eddie Martin, Ariel Anaya, Dale Wild, Kyndra Swier, Kate Isganitis, Tessa Spuksma, Susy Vega, Ana Ulloa.

PUBLIC DISCUSSION: Paul Staley, Vice President of the Ripon Police Officers Association, read a list of public records requested by the POA’s attorney. He said that they would pay for the copies.

ANNOUNCEMENT: Mayor Winn read the press release from the California Police Chiefs Association announcing that, on March 6, Police Chief Richard Bull was awarded the prestigious Joe Malloy Award for his dedication and service to law enforcement and to the California Police Chiefs Association. Chief Bull serves as the Chair on the Technology Committee and on the Data Sharing Task Force, and he is also working to develop the statewide standards for data sharing.

Winn said that Chief Bull has brought this department to the highest level, and subsequently, he has been invited to many speaking engagements, even from as far away as France. The Ripon Police Department has become the most technologically advanced department in the state. He congratulated Bull on receiving the award.

Chief Bull said that Ripon is the best city to work for, and this department has the finest officers who work to serve the community.

APPROVAL OF MINUTES: MOTION: MOVED, SECONDED (NUTT, UECKER) AND CARRIED BY A VOTE OF 4-1 (KREBBS ABSTAINING) TO APPROVE THE MINUTES OF THE REGULAR RIPON CITY COUNCIL MEETING OF MARCH 3, 2009.

APPROVAL OF AGENDA AS POSTED (OR AMENDED): MOTION: MOVED, SECONDED (NUTT, UECKER) AND CARRIED BY A VOTE OF 5-0 TO APPROVE THE AGENDA AS POSTED.

CONSENT CALENDAR

Notes:

1. Income

A. STATE OF CALIFORNIA	
Motor Vehicle License Fee	\$10.34
B. COUNTY OF SAN JOAQUIN	
CDBG	\$1,470.51
C. T-MOBILE	
CPI - Base Rent	\$776.87
D. AT&T	
Acacia Avenue Rent	\$839.17
E. SPRINT NEXTEL	
MCI - Ground Lease	\$419.28

2. Bills, Invoices, Payments

A. DAMON S. WILLIAMS, ASSOC.	
Well No. 12	
Progress Payment	\$5,416.00
B. COUNTY OF SAN JOAQUIN	
Registrar of Voters	
General Election	\$14,730.47

CONSENT CALENDAR

2. Bills, Invoices, Payments, continued:

C. ECO-LOGIC		
Groundwater Monitoring Report Progress Payment		\$5,192.50
D. ENGEO		
South Ripon Phase I		\$2,100.00
E. ROSS F. CARROLL, INC.		
Mistlin Sports Park, parking lots Progress Payment		\$91,557.90

3. Miscellaneous Items

A. ECO:LOGIC		
Groundwater Monitoring Report Preparation Final Report due March 1, 2012 Addendum 3	Approve Addendum No. 3 to continue the groundwater monitoring and reporting scope through 2012. (Cost not to exceed: \$43,000.00)	
B. ROSS F. CARROLL, INC.		
Main Street/Stockton Avenue Rehab Project Change Order No. 23	Approve Change Order No. 23 to set the milestone for the final phase of this project for construction work on Stockton Avenue. (No cost)	

☪ End of Consent Calendar ☪

MOTION: MOVED, SECONDED (NUTT, UECKER) AND CARRIED BY A VOTE OF 5-0 TO APPROVE THE CONSENT CALENDAR.

4. DISCUSSION ITEMS

Notes:

A. CITY BUDGET UPDATE

February Budget Projection
Discussion/Action

The City Administrator will report on the February budget projections.

Recommendation: Discuss implementing furlough days in May.

City Administrator Compton presented the report. He said he reviewed each line item and made his best projection of what will happen. He said that the City is closing the gap, but finances could go the other way next month. Compton presented charts that showed revenue going up for February in three years in a row, then taking a drastic downturn this February. He said that because expenditures have been reduced, he recommends putting off furloughs for another month. Compton also discussed the loss of property taxes.

Mayor Winn thanked employees for helping to cut costs. He said that we are trying to hold on to our reserves. He said that more decisions will be made at the next meeting.

Leo Zuber, Ripon resident, said that when the 2008/09 budget was adopted, Council said that the City will be using \$1/2 million of the reserve funds. He said that the deficit has been reduced from \$940,000.00, to \$680,000.00, and now to \$550,000.00. He asked how much is being saved by doing all the cuts.

Winn said that the budget could not be balanced without using the reserves. He said that staff is trying to reduce the amount of reserves needed so we can make the reserves last longer. He said that furloughs are not needed if we can reach our target without using up the reserves. He said he will try to give more numbers at our next meeting.

Council Member Gay said that our revenue from gas tax has fluctuated because of the up and down spike in gas prices.

Compton said that when looking at our finances, you have to look at the other side of revenue.

Winn concurred that revenue is problematic.

No action was taken at this time.

4. **DISCUSSION ITEMS, continued:**

B. ETHICS TRAINING GUIDELINES

Code of Ethics
Discussion/Action

Consider three versions of a Code of Ethics, select a format, consider any revisions to the language, and finalize the code for the ethics training next week.

- Original Code of Ethics adopted 8-6-2002
- Proposal No. 1** (original with minor changes)
 - Changes highlighted between original and No.1
- Proposal No. 2** (major changes)
 - Changes marked between No.2 and No.1
- Proposal No. 3** (style change - same text as No.2)

Mayor Winn presented the three proposals.

MOTION: MOVED, SECONDED (NUTT, GAY) AND CARRIED BY A VOTE OF 5-0 TO APPROVE PROPOSAL NO. 3 AS THE RIPON CODE OF ETHICS.

REPORTS

City Administrator: No Report

City Attorney: Terpstra stated that the City Council will go into Closed Session immediately after the Council meeting and he will report out at the end of the Closed Session. Terpstra also said that, regarding the Public Records Act, anyone can come to the City Clerk to get public records. It is not necessary to come to a City Council meeting and make a formal request.

City Engineer: Werner said that work on Stockton Avenue will begin on Thursday and the street will be closed for 8 to 10 weeks.

Planning Director: No Report

Recreation Director: No Report

Director of Public Works: No Report

Chief of Police: No Report

City Council: Winn said he attended the Council of Governments board meeting and learned that Ripon will receive \$22.00 in transit assistance funds. By comparison, Stockton will receive \$288,000.00. He said he could not get an explanation about how the funds are divided up.

Winn also said that at a meeting for the San Joaquin County Blue Print, Stockton has requested a permanent position on that board. Because of the current rotation schedule, Ripon will not have a seat until 2017. If Stockton gets a permanent seat, Ripon will not have a seat until 2032.

Council gave Winn confirmation to vote 'No' on this request.

There being no further business, the meeting adjourned at 7:58 p.m.

CLOSED SESSION:

- 1) Conference with Legal Counsel pursuant to §54956.6 of the California Government Code regarding labor negotiations.
- 2) Conference with Legal Counsel pursuant to §54956.9 of the California Government Code regarding threatened litigation - RPOA.

(Signed) Chuck Winn

Mayor

ATTEST:

(Signed) Jeanne D. Hall

Deputy City Clerk