

CITY OF AMADOR CITY

AGENDA OF THE REGULAR MEETING OF THE CITY COUNCIL

TUESDAY September 21, 2021 – 7:00 p.m.

This will be a hybrid meeting – in person at the Community Center in the City Hall

SPECIAL NOTICE

Pursuant to Paragraph 11 of Executive Order N-25-20, executed by the Governor of California on March 12, 2020, as a response to mitigating the spread of coronavirus known as COVID-19, during the July 20, 2021, meeting of the City Council of Amador City, California members of the public will be allowed to join Zoom Meeting.

Zoom information – see next page.

As of August 2, 2021, the State of California requires masks for unvaccinated people and recommends masks for everyone in indoor settings, including local government offices. Therefore, we respectfully request that you wear a mask if you attend this meeting in person.

- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Roll Call –**
- 4. Approval of Agenda, Minutes of August 17th and 24th meeting and Financial Statements**
- 5. Public Matters Not on the Agenda – Discussion items only, no action to be taken. Any person may address the council at this time on any subject matter within the jurisdiction of the Amador City Council. Any item that requires action will be deferred to a subsequent council meeting. Five-minute time limit**

Members of the public wanting to address the Council, either during public comment or for a specific agenda item, or both, are requested to send an email notification no later than 6:00 p.m. on the day of the meeting to city.clerk@amador-city.com . Public comment should identify the agenda item it seeks to address, and be limited to 300 words or less. Public comment will be read at the time such agenda item it references is called.

- 6. Public Comment**
- 7. Public Hearing**
 - A. Ordinance #181 – Sidewalk/Patio Dining Permits – Second Hearing**
 - B. Retaining Wall – Update**
 - C. Park and Playground improvements – Discussion**
 - D. Speed Signs Update**
 - E. Sewer Rate Study Update**
 - F. Redistricting Discussion**
 - G. Creek Cleaning Update**
 - H. Tree Removal by PG&E at corner of Cross Street and West School Street**
 - I. Request for donation of chrysanthemums and wire fencing for cemetery**
 - J. American Rescue Plan Funds Discussion**
 - K. ADU – Additional Dwelling Unit – Ordinance discussion**

Committees: ARSA, Air, ACRA, Culbert Park, Design Review, ACTC/RTMF, LAFCO, Homeless, BnB/VRBO, Museum, Cemetery, Maintenance, Powder House, Fire

In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, then please contact Joyce Davidson at (209)890-6284 or e-mail city.clerk@amador-city.com. Requests must be made as early as possible, and at least two full business days before the start of the meeting.

Subject: regular zoom link
From: Anne Kel-Artinian <kelartinian.anne@gmail.com>
Date: 8/12/2021, 12:11 PM
To: City Clerk <city.clerk@amador-city.com>

Amador City Office of the Mayor is inviting you to a scheduled Zoom meeting.

Topic: Amador City Regular City Council Meeting - Zoom link
Time: This is a recurring meeting Meet anytime

Join Zoom Meeting

<https://us02web.zoom.us/j/88534027186?pwd=cUhaSm8xRUNTOTgxb1QwSFFzb1VqUT09>

Meeting ID: 885 3402 7186
Passcode: 193935
One tap mobile
+16699006833,,88534027186#,,,,*193935# US (San Jose)

Dial by your location
+1 669 900 6833 US (San Jose)
Meeting ID: 885 3402 7186
Passcode: 193935
Find your local number: <https://us02web.zoom.us/u/kczh1A5R1>

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Anne Kel-Artinian
Mayor, Amador City
kelartinian.anne@gmail.com
408-829-9815



"Amador City: The Smallest Incorporated City in California"

CITY OF AMADOR CITY

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL

TUESDAY August 17, 2021 – 7:00 p.m.

This will be a hybrid meeting – in person at the Community Center in the City Hall

SPECIAL NOTICE

Pursuant to Paragraph 11 of Executive Order N-25-20, executed by the Governor of California on March 12, 2020, as a response to mitigating the spread of coronavirus known as COVID-19, during the July 20, 2021, meeting of the City Council of Amador City, California members of the public will be allowed to join Zoom Meeting.

Zoom information – see next page.

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- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Roll Call – Kel-Artinian, Bragstad, Robinson, Marks, Smith present**
- 4. Approval of Agenda and Financial Statements – Robinson moved to approve agenda, 2nd by Smith, approved unanimously. Financial Statements not available.**
- 5. Public Matters Not on the Agenda – Discussion items only, no action to be taken. Any person may address the council at this time on any subject matter within the jurisdiction of the Amador City Council. Any item that requires action will be deferred to a subsequent council meeting. Five minute time limit. Jim Rooney, Amador County Assessor, spoke: assessed property values in Amador City increased approximately 4.47% up over last year's increase in assessment of 4.27%, increase rate normal.**

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- 6. Public Comment**
- 7. Public Hearing**
 - A. Break Even Brewery Site Visit – August 19, 9:00 a.m. – Site visit hosted by Aaron Wittman to answer concerns of neighbors, provide pictures of proposed improvements**
 - B. Amador City Pop-Up Vaccine Clinic announcement – August 20 at 10 a.m.-1 p.m. Binz Wine Lounge**
 - C. Fancher/Powder House Property Update – Letter of Intent on file, Budget \$5,000 maximum expenditure to cover necessary permits – Bruce Smith believes it can be done for less than \$2,000; survey by Toma & Assoc. fee waived, property covered by Williamson Act.**

- D. Retaining Wall Update- City Park property -Work to start August 23, 2021. Project covered by PARSAC.
- E. Pheasant Hill Partners -Lance Jagers Development Update – Jagers did not attend.
- F. Ordinance #181- Allowing sidewalk/patio dining permits - First Hearing – Smith moved, 2nd by Robinson to advance issue for approval at 2nd hearing in September.
- G. Creek Cleaning – Crews unavailable due to forest fires in region.

Committees: ARSA-No meeting , Air-EVC grant increased to \$10,000, Tesla may install for no charge, Culbert Park-City will contact Robyn Peters, Design Review-Gary Brusatori project to be reviewed, ACTC/RTMF-Speed signs cost \$4,200 each paid for by grant to be solar-city to install, LAFCO-Nothing, Homeless-camp behind K-Mart cleared out-outreach to get help, Museum-Nothing, BnB-Nothing, Museum-Nothing, Cemetery- signs will be printed soon, Maintenance-Nothing

In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, then please contact Joyce Davidson at (209)890-6284 or e-mail city.clerk@amador-city.com. Requests must be made as early as possible, and at least two full business days before the start of the meeting.

CITY OF AMADOR CITY

MINUTES OF THE SPECIAL MEETING OF THE CITY COUNCIL

TUESDAY August 24, 2021 – 5:30 p.m.

This is a ZOOM meeting only

SPECIAL NOTICE

Pursuant to Paragraph 11 of Executive Order N-25-20, executed by the Governor of California on March 12, 2020, as a response to mitigating the spread of coronavirus known as COVID-19, during the July 20, 2021, meeting of the City Council of Amador City, California members of the public will be allowed to join Zoom Meeting.

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- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Roll Call – Kel-Artinian, Bragstad, Robinson, Smith, Marks present**
- 4. Approval of Agenda**
- 5. Public Matters Not on the Agenda – Discussion items only, no action to be taken. Any person may address the council at this time on any subject matter within the jurisdiction of the Amador City Council. Any item that requires action will be deferred to a subsequent council meeting. Five minute time limit**

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- 6. Public Comment**
- 7. Public Hearing**
 - A. Approval of Gary Brusatori project at 10645 O'Neil Alley – Approved unanimously .**

In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, then please contact Joyce Davidson at (209)890-6284 or e-mail city.clerk@amador-city.com. Requests must be made as early as possible, and at least two full business days before the start of the meeting.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMADOR CITY
AMENDING AND REPLACING SECTION 12.08.010 OF THE CITY MUNICIPAL
CODE AND ADDING SECTION 12.08.030 TO CHAPTER 12 OF THE CITY CODE**

Ordinance No. 181

Whereas, the City desires an expedient and uniform method of granting encroachment permits for businesses to utilize outdoor space within public right-of-ways in order to support a healthy and safe business climate in the City of Amador City;

Whereas, the ability to provide outdoor seating will also support safe practices in times where public health concerns necessitate outdoor seating and will support local businesses in such times;

Whereas, the revocable permitting process expressed in this Ordinance will provide flexibility for the City to evaluate encroachments for local restaurant and bar establishments to utilize public space in a way that protects the public interest in free movement through the city by pedestrian traffic, and will also provide an ambiance consistent with local building and aesthetic standards;

Whereas, the permit process provided for in this Ordinance will include a revocation option by the City without cause, and will preclude an expectation to possession or continued rights to use, and will allow the City to revoke any permit without cause in the City's sole discretion;

NOW THEREFORE, the City Council of Amador City, a general law city of the State of California, does **ORDAIN** as follows:

1. Enactment. Chapter 12.08.010 of the Amador City Municipal Code is amended and replaced, and Section 12.08.030 is added, as follows:

12.08.010 - Permit required.

All encroachments of every kind, nature or description (excluding public utilities) upon any city street or sidewalk without a permit issued in accordance with the provisions of Sections 12.08.020 and 12.08.30, is prohibited.

12.08.030 Sidewalk restaurant and bar revocable encroachment permits.

A. Establishments in the business primarily of serving food and beverages may be permitted on a city sidewalk, boardwalk, or alleys located in the public right-of-way, subject to location and issuance of a sidewalk revocable encroachment permit under this section and compliance with the application, and operational requirements of this section.

B. Applications for a sidewalk revocable encroachment permit shall be made to the city engineer. A completed sidewalk revocable encroachment permit application must be accompanied by two sets of plans drawn to scale. The site plan must show the location of tables, chairs, a perimeter barrier element, and any fixed elements on the sidewalk, boardwalk, or alley within a twenty-five (25) foot radius around the sidewalk café area. Plans must include the dimension of the clear zone, as defined in subsection E of this section, from outer perimeter of the sidewalk trade fixtures to nearest sidewalk infrastructure features.

C. The terms restaurant and bar use shall mean and refer to an establishment in the primary business of offering food and drink services, including alcoholic beverages, to the general public.

D. Sidewalk permits shall not obstruct pedestrian traffic, accessibility to vehicles parked adjacent to the curb, or create public health or safety hazards.

E. A minimum three-foot clear zone is required between the outside edge of any sidewalk trade fixture and any fixed element within the sidewalk, alley, or pedestrian right-of-way. Fixed elements include, but are not limited to, light and sign poles, trees and landscape strips, traffic poles, parking meters, curbs, tree-wells, flower pots, and waste containers. "Clear zone" means a pedestrian area that is maintained free of all obstructions for purposes of foot passage.

F. The sidewalk revocable encroachment permit holder is responsible for compliance with all federal and state laws relating to disabled access in the operation of a sidewalk restaurant or bar establishment and in maintaining the clear zone required by subsection E. as may be applicable.

G. No additional parking shall be required for sidewalk business establishments permitted under this section.

H. Permitted areas under this Section shall be used only as seating areas for service by the restaurant or bar. All other uses, including storage, kitchen, or restroom uses, are not allowed. Tables and chairs must be movable unless otherwise approved by the City Engineer.

I. Placement of tables and chairs shall be limited to the public right-of-way frontage adjacent to the associated restaurant and bar use as determined by the City Engineer unless the applicant demonstrates to the satisfaction of the City that the areas proposed for use under the encroachment permit are areas over which the applicant exercises lawful dominion and control. All tables and chairs subject to the permitting requirements of this Section must be approved in advance by the City Engineer.

J. Service and consumption of alcoholic beverages in a sidewalk café shall comply with applicable laws and licensing requirements.

K. A decorative element separating the sidewalk permit seating area from adjacent pedestrian traffic must be provided. The design and materials of this element must complement and be compatible to the architectural design features of the City. Decorative elements of the

permitted area must be approved in advance by the City Engineer or designee as established by the City Council.

L. Areas permitted for use under this Section may be uncovered, partially covered, or fully covered by means of umbrellas, awnings or canopies. Width and height of awnings and canopies shall meet applicable building code requirements. Awnings, canopies and umbrellas must be made of fire-treated or nonflammable materials. Decorative or accent lighting may be incorporated into the permitted area and shall meet all City Code requirements.

M. Permit approval under this Section is subject to the applicant obtaining all required building and electrical permits prior to construction, and satisfactorily demonstrating compliance with applicable building and fire safety standards as may be applicable.

N. The permit issued under this section shall be displayed in a prominent location easily accessible to the public together with a copy of the approved design submitted in conjunction with the application for issuance.

O. The business establishment applying for a permit under this Section shall utilize an application developed by the City Engineer and approved for mandatory use by the City Council. The application shall include terms and conditions as established by the City Council, including but not limited to indemnity and insurance requirements. A permit issued under this section is revocable in the sole discretion of the City Council, or designee, at any time without notice. The City Council may, by resolution, establish such other administrative procedures and standards not inconsistent with this Section as may be necessary or convenient in administering this Section. A permit issued under this Section shall not give right to an expectation of continued use, nor a right to possession.

2. Effective Date. This ordinance shall be in full force and effect commencing thirty (30) days after its final adoption and publication according to law.

3. Severability. This Ordinance is intended to comply with all laws of the State of California and should be interpreted in such a manner. Should this Ordinance be found invalid as a matter of law by a court of competent jurisdiction in any provision, part thereof, or as applied to any circumstances, then any such provision, or part thereof, causing the invalidity may be severed by such court to the least extent possible and the remainder hereof be left enforce.

This Ordinance was introduced and read by title only on the ___th day of _____, 2021 and was passed and adopted on this ___th day of _____, 2021 by the following vote:

AYES:
NOES:
ABSENT:

Anne Kel-Artinian
Mayor
Amador City, California

APPROVED AS TO FORM:

Gregory P. Wayland, Esq.
City Attorney

I, Joyce Davidson, City Clerk of Amador City, do hereby certify that the foregoing ordinance was introduced on the _____th day of _____, 2021, was regularly adopted at a meeting thereof on the _____th day of _____, 2021 and was published/posted pursuant to law.

Joyce Davidson
City Clerk



applied concepts, inc.

855 E. Collins Blvd
Richardson, TX 75081
Phone: 972-398-3780
Fax: 972-398-3781

National Toll Free: 1-800- STALKER

Inside Sales Partner: Mike Scaglione
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QUOTE
2053764

Page 1 of 1

Date: 08/17/21

Effective From : 08/17/2021

Valid Through: 11/15/2021

Lead Time: 60 working days

Bill To: City of Amador 14531 E School St PO Box 200 Amador City, CA 95601-8032	Customer ID: P51038 Accounts Payable	Ship To: City of Amador 14531 E School St PO Box 200 Amador City, CA 95601-8032	FedEx Ground Russell Robinson
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Grp	Qty	Package	Description	Wrnty/Mo	Price	Ext Price
1	2	836-0018-00	PMG 18 Inch Display with Traffic Analyst	24	\$4,707.00	\$9,414.00
Ln	Qty	Part Number	Description		Price	Ext Price
1	2	200-1318-00	18" PMG w/Traffic Analyst, configured with:			\$0.00
2	2	011-0269-00	Pole Mount Graphics Operator Manual			\$0.00
3	2	035-0002-21	15" and 18" PMG Shipping Box			\$0.00
4	8	035-0002-20	PMG Corner Packing Foam			\$0.00
5	2	060-1000-24	24-Month Warranty			\$0.00
6	2	200-1283-00	18" PMG Speed Display			\$0.00
7	2	200-1283-10	18" PMG Bezel, White			\$0.00
8	2	200-1340-10	18" PMG Red/Blue Alert Strobes			\$0.00
9	2	062-0126-01	PMG Text and Graphics Option			\$0.00
10	2	200-1283-50	No Flash or Camera Option Selected			\$0.00
11	2	200-1283-55	18" PMG Pole Mount			\$0.00
12	2	047-1000-00	PMG Power Cover (1 per side)			\$0.00
13	2	200-1221-00	PMG Solar Power Controller Module			\$0.00
14	2	200-1297-01	18" PMG USB Port & USB Memory Stick			\$0.00
15	2	200-1206-60	PMG 433MHz Key Fob and Controller			\$0.00
16	2	200-1206-70	PMG Wireless Module			\$0.00
17	2	200-1206-08	PMG Expanded Memory Option, 8GB SD Micro			\$0.00
18	2	200-1369-20	18" PMG "YOUR SPEED" Surround, Flat Back			\$0.00
19	2	200-1330-00	PMG 100W Solar Power package			\$0.00
20	2	200-1046-00	PMG Metal Tamper-Proof Battery Box			\$0.00
21	2	155-2535-04	PMG Display to External Battery Cable, 4 feet			\$0.00
Group Total						\$9,414.00

Product	\$9,414.00	Sub-Total:	\$9,414.00
Discount	\$0.00	Sales Tax 7.75%	\$729.59
Payment Terms: Net 30 days		Shipping & Handling:	\$170.00
		Total: USD	\$10,313.59

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This Quote or Purchase Order is subject in all respects to the Terms and Conditions detailed at the back of this document. These Terms and Conditions contain limitations of liability, waivers of liability even for our own negligence, and indemnification provisions, all of which may affect your rights. Please review these Terms and Conditions carefully before proceeding.

Subject: Tree removal for ACRT Pacific and PG&E
From: Adam DaPrano <adaprano@acrtinc.com>
Date: 9/16/2021, 10:03 AM
To: "city.clerk@amador-city.com" <city.clerk@amador-city.com>

Good morning,

This email is in regards to the tree removal we discussed earlier. The tree in question is an interior live oak and is located on the corner of Cross street and West School Street in Amador City. The closest property owner that I spoke to is Kirk Lindsay at 14461 West School street. The tree is 20 feet tall and has a diameter of 18 inches at breast height.

We at ACRT Pacific are pushing for the removal of this tree due to threats to the guy wire (support line) of the power pole at this location. The tree has been trimmed by our tree crews in the past, however we feel that to fully mitigate the threat, the tree should be removed.

Currently, the tree is marked with a green "X" and has the number "18" painted on it to indicate the diameter at breast height.

Feel free to reach out to me for any other questions or concerns, and I appreciate your time.

Respectfully,

Adam DaPrano
Consulting Utility Forester
ACRT Pacific
adaprano@acrtinc.com // (209)-401-3608