

RESOLUTION NO #2017-06

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF ALTURAS**

BE IT RESOLVED, by the Alturas City Council that the inactive water & sewer accounts (attached) be removed from regular billing in the amount of \$435.24.

PASSED AND ADOPTED by the City Council of the City of Alturas at a regular meeting held on the 21st day of February, 2017, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

JOHN E. DEDERICK, Mayor

ATTEST:

CARY L. BAKER, City Clerk

RESOLUTION # 2017-06

CITY OF ALTURAS

INACTIVE WATER AND SEWER ACCOUNTS

FEBRUARY 2017

NAME	CUST-ID	CLOSED	CDL#	SS#	TOTAL
IRVINE, NIKKI	IRV0002	10/20/16			\$ 215.24
MCGUIRE, KENDRA	MCG0010	08/30/16			\$ 133.11
SAVAGE, JANICE	SAV0038	08/30/16			\$ 86.89

TOTAL: \$ 435.24

THE ABOVE INACTIVE LIST WAS APPROVED BY THE CITY COUNCIL ON FEBRUARY 21ST, 2017

John E. Dederick, Mayor
City of Alturas

RESOLUTION NO #2017-07

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALTURAS
APPROVING AN AGREEMENT WITH THE ALTURAS GARDEN CLUB
FOR PRESERVATION OF THE HISTORICAL TRAIN STATION PURSUANT
TO GOVERNMENT CODE SECTIONS 50280 THROUGH 50290**

WHEREAS, Government Code sections 50280 through 50290 provide for contracts with government agencies and private entities for the preservation of historical buildings; and

WHEREAS, the City of Alturas has previously entered into a ten-year agreement with the Alturas Garden Club for preservation of the historic train station in the City of Alturas and said agreement is near expiration; and

WHEREAS, the City of Alturas desires to continue the agreement with the Alturas Garden Club for another ten-year period for the preservation of the historic train station in the City of Alturas.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Alturas hereby approves a ten-year agreement with the Alturas Garden Club for continued preservation of the historic train station in the City of Alturas pursuant to Government Code Sections 50280 through 50290 and authorizes the Mayor to execute said agreement on behalf of the City.

PASSED AND ADOPTED by the City Council of the City of Alturas at a regular meeting held on the 21st day of February, 2017, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

JOHN E. DEDERICK, Mayor

ATTEST:

CARY L. BAKER, City Clerk

HISTORICAL PROPERTY CONTRACT

This agreement is entered into on a date hereinafter set forth by and between the **CITY OF ALTURAS**, hereinafter referred to as “**CITY**” and the **ALTURAS GARDEN CLUB**, hereinafter referred to as “**CLUB**” for and in consideration of the mutual covenants hereinafter set forth, the parties hereto agree as follows:

1. This agreement is entered into pursuant to the provisions of Sections 50280 and following of the Government Code of the State of California relative to historical property contracts.
2. This agreement is entered into with respect to that real property described on Exhibit A annexed hereto and incorporated herein by reference (hereinafter referred to as “premises”).
3. The term of this contract shall be for ten (10) years.
4. “**CLUB**” agrees to preserve the premises and, when necessary, to restore and rehabilitate the same to conform to the rules and regulations of the Office of Historic Preservation of the Department of Parks and Recreation, the U.S. Secretary of the Interior’s Standards for Rehabilitation, and the State Historical Building Code.
5. “**CLUB**” agrees to allow reasonable public access to the property, including the interior of the premises, at least to the extent of allowing tours on a limited basis.
6. “**CLUB**” agrees to allow reasonable access to the interior and exterior of the premises to students of history, architecture, landscape architecture, interior design, archaeology, and similar disciplines and to representatives of local, state and federal government.
7. “**CLUB**” agrees to allow such periodic examinations of the interior and exterior of the premises by the assessor, the Department of Parks and Recreation and a State Board of Equalization as may be necessary to determine the owner’s compliance with the contract.
8. This contract shall be binding upon and inure to the benefit of all successors in interest of the owner. A successor in interest shall have the same rights and obligations under the contract as the original owner who entered into the contract.
9. “**CITY**” shall provide written notice of this contract to the Office of Historic Preservation within six months of its execution.

10. A year shall be added automatically to the initial term of this contract unless notice of non-renewal is given as provided in Government Code Section 50282.

11. The provisions of Government Code Section 50280 through Section 50290, relating to automatic renewal, notice of non-renewal, cancellation, and acquisition by eminent domain are hereby incorporated herein by reference.

CITY OF ALTURAS

ALTURAS GARDEN CLUB

By: _____
JOHN E. DEDERICK, Mayor

By: _____
LETA KAYE BADER, President

Dated: _____

Dated: _____

ATTEST:

CARY L. BAKER, City Clerk

EXHIBIT A

A parcel of land situate in the northeast quarter of the northwest quarter of Section 13, Township 42 North, Range 12 East, M.D.M., County of Modoc, State of California, described as follows:

Beginning at the intersection of the east line of East Street with the north line of Third Street; thence North, along said east line of East Street (70 feet wide), 212.00 feet to a point, in a line parallel with and distant southwesterly 20 feet from the center line of Southern Pacific Transportation Company's main track (Lakeview Branch); thence South $31^{\circ} 45'$ East, along said parallel line, 249.31 feet to said North line of 3rd Street (70 feet wide); thence West, along said North line, 131.19 feet to the point of Beginning, containing an area of 0.319 of an acre, more or less.

RESOLUTION NO #2017-08

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALTURAS
APPROVING AN AGREEMENT WITH THE ALTURAS ELKS BUILDING
ASSOCIATION, A CORPORATION, FOR PRESERVATION OF THE HISTORICAL
ELKS BUILDING PURSUANT TO GOVERNMENT CODE SECTIONS 50280
THROUGH 50290**

WHEREAS, Government Code sections 50280 through 50290 provide for contracts with government agencies and private entities for the preservation of historical buildings; and

WHEREAS, the City of Alturas has previously entered into a ten-year agreement with the Alturas Elks Building Association, a Corporation, for preservation of the historic Elks Building in the City of Alturas; and

WHEREAS, the City of Alturas desires to continue the agreement with the Alturas Elks Building Association for another ten-year period for the preservation of the historic Elks Building in the City of Alturas.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Alturas hereby approves a ten-year agreement with the Alturas Elk's Association, a Corporation, for continued preservation of the historic Elks Building in the City of Alturas pursuant to Government Code Sections 50280 through 50290 and authorizes the Mayor to execute said agreement on behalf of the City.

PASSED AND ADOPTED by the City Council of the City of Alturas at a regular meeting held on the 21st day of February, 2017, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

JOHN E. DEDERICK, Mayor

ATTEST:

CARY L. BAKER, City Clerk

HISTORICAL PROPERTY CONTRACT

This agreement is entered into on a date hereinafter set forth by and between the **CITY OF ALTURAS**, hereinafter referred to as “**CITY**” and the **ALTURAS ELKS BUILDING ASSOCIATION, A CORPORATION**, hereinafter referred to as “**ELKS**” for and in consideration of the mutual covenants hereinafter set forth, the parties hereto agree as follows:

1. This agreement is entered into pursuant to the provisions of Sections 50280 and following of the Government Code of the State of California relative to historical property contracts.
2. This agreement is entered into with respect to that real property described on Exhibit A annexed hereto and incorporated herein by reference (hereinafter referred to as “premises”).
3. The term of this contract shall be for ten (10) years.
4. “**ELKS**” agrees to preserve the premises and, when necessary, to restore and rehabilitate the same to conform to the rules and regulations of the Office of Historic Preservation of the Department of Parks and Recreation, the U.S. Secretary of the Interior’s Standards for Rehabilitation, and the State Historical Building Code.
5. “**ELKS**” agrees to allow reasonable public access to the property, including the interior of the premises, at least to the extent of allowing tours on a limited basis.
6. “**ELKS**” agrees to allow reasonable access to the interior and exterior of the premises to students of history, architecture, landscape architecture, interior design, archaeology, and similar disciplines and to representatives of local, state and federal government.
7. “**ELKS**” agrees to allow such periodic examinations of the interior and exterior of the premises by the assessor, the Department of Parks and Recreation and a State Board of Equalization as may be necessary to determine the owner’s compliance with the contract.
8. This contract shall be binding upon and inure to the benefit of all successors in interest of the owner. A successor in interest shall have the same rights and obligations under the contract as the original owner who entered into the contract.
9. “**CITY**” shall provide written notice of this contract to the Office of Historic Preservation within six months of its execution.

- 10. A year shall be added automatically to the initial term of this contract unless notice of non-renewal is given as provided in Government Code Section 50282.
- 11. The provisions of Government Code Section 50280 through Section 50290, relating to automatic renewal, notice of non-renewal, cancellation, and acquisition by eminent domain are hereby incorporated herein by reference.

CITY OF ALTURAS

**ALTURAS ELKS BUILDING
ASSOCIATION, a Corporation**

By: _____
JOHN E. DEDERICK, Mayor

By: _____
STEVE RILEY, Secretary

Dated: _____

Dated: _____

ATTEST:

CARY L. BAKER, City Clerk

EXHIBIT A

Real property situate in the City of Alturas, County of Modoc, State of California, described as follows:

Beginning at a point on the Westerly line of Main Street, a distance of 280 feet Northerly, measured along the Westerly line of Main Street, from the Northerly line of Fifth Street; thence Northerly along the Westerly line of Main Street, 150 feet; thence Westerly at right angles to the last described course, a distance of 200 feet; thence South, at right angles a distance of 150 feet; thence Easterly, at right angles to the last described course a distance of 200 feet to the point of beginning, containing 30,000 square feet more or less.

APN #002-140-03

RESOLUTION NO #2017-09

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALTURAS
ADOPTING MODOC COUNTY LOCAL HAZARD MITIGATION PLAN,
DECEMBER 2016**

WHEREAS, the County of Modoc is subject to various hazards including flooding, levee failures, drought, wildfire, and other severe weather events; and

WHEREAS, the County of Modoc may suffer significant impacts due to these hazards; and

WHEREAS, the County of Modoc seeks to maintain and enhance a disaster-resistant County by reducing the potential loss of life, property damage, and environmental degradation from natural disasters, while accelerating economic recovery from those disasters; and

WHEREAS, the County of Modoc is committed to increasing the disaster resistance of the infrastructure, health, housing, economy, government services, education, environment, and land use systems in the County of Modoc; and

WHEREAS, the Federal Disaster Mitigation Act of 2000 requires all cities, counties, and special districts to adopt a Local Hazard Mitigation Plan in order to receive disaster mitigation funding from the Federal Emergency Management Agency (FEMA); and

WHEREAS, FEMA approved the Modoc County Local Hazard Mitigation Plan, December 2016, pending Board of Supervisor adoption of the plan.

NOW, THEREFORE, BE IT RESOLVED that the Alturas City Council adopts this Modoc County Local Hazard Mitigation Plan, December 2016.

PASSED AND ADOPTED by the City Council of the City of Alturas at a regular meeting held on this 21st day of February, 2017 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

JOHN E. DEDERICK, Mayor

ATTEST:

CARY L. BAKER, City Clerk

RESOLUTION NO #2017-10

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF ALTURAS**

BE IT RESOLVED, by the Alturas City Council that the first amended budget for the 2016/17 Fiscal Year is hereby adopted in the amount of \$6,149,354.

PASSED AND ADOPTED by the City Council of the City of Alturas at a regular meeting held on the 21st day of February, 2017, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

JOHN E. DEDERICK, Mayor

ATTEST:

CARY L. BAKER, City Clerk

City of Alturas

2016/2017 Budget Amendment #1

	FUND	CASH BALANCE 7/1/2016	ESTIMATED REVENUES	TRANSFERS IN	TRANSFERS OUT	ESTIMATED EXPENDITURES	ESTIMATED FUND BALANCE 6/30/17
1	GENERAL	\$182,014	\$1,195,973	\$25,000.21	(\$35,357)	(\$1,298,479)	\$69,152
2	COPS	\$83,210	\$110,000		(\$75,000)	(\$23,746)	\$94,464
3	FMHA WATER PROJ	\$134,784	\$250,000	\$277,475		(\$250,600)	\$411,659
4	CAPITAL PROJECTS	\$739,720	\$10,000		(\$49,000)	(\$257,325)	\$443,395
5	TRAFFIC SAFETY	\$2,448	\$6,350			(\$1,046)	\$7,752
7	LAFCO	\$29,467	\$20,357	\$20,357		(\$76,714)	(\$6,533)
8	MILL SITE	\$49,245	\$9,440			(\$9,368)	\$49,317
9	RECYCLE GRANT	\$3,460	\$5,000			(\$7,600)	\$860
106	Task Force Seizures	\$4,200					\$4,200
12	AIRPORT ENTERPRISE	(\$89,931)	\$155,422	\$58,539		(\$142,112)	(\$18,082)
13	PARSAC GRANT	\$263	\$10,000			(\$2,353)	\$7,910
192	SLURTY SEAL	\$15,466			(\$15,466)		\$0
193	LAYOUT PLAN	(\$3,183)	\$3,500		(\$317)		\$0
194	OBSTRUCTION SURVEY	(\$121)	\$89,195			(\$89,964)	(\$890)
195	PAVEMENT MANAGEMENT	(\$29)	\$77,900			(\$78,364)	(\$493)
196	HELICOPTER PARKING	(\$1,966)	\$1,310,337	\$24,000		(\$1,379,050)	(\$46,679)
21	NUISANCE ABATEMENT	(\$5,587)		\$15,000		(\$9,350)	\$63
23	PD GRANT 1 MAN	(\$22,271)	\$40,000	\$50,000		(\$67,165)	\$564
30	AIRPORT ANNUAL CREDIT	(\$17,244)	\$60,000		(\$42,756)		\$0
31	COPS IN SCHOOL	(\$17,106)	\$68,433	\$25,000		(\$76,095)	\$232
33	HOME/SECURITY	\$0.21			(\$0.21)		\$0.00
37	PEDESTRAIN IMPROV	(\$46,933)	\$26,192			(\$26,945)	(\$47,686)
40	MOSQUITO ABATEMENT	\$82,029	\$24,000			(\$63,326)	\$42,703
42	CHIP SEAL GRANT	(\$1,788)				(\$1,880)	(\$3,668)
44	GAS TAX	\$69,317	\$64,930			(\$98,700)	\$35,547
45	SNOW REMOVAL	\$2,195		\$25,042		(\$34,111)	(\$6,874)
50	SPECIAL ROAD	\$420,900	\$266,800		(\$25,042)	(\$451,408)	\$211,250
56	OAK & JUNIPER	\$0	\$81,000			(\$81,099)	(\$99)
60	SEWER O&M	\$160,877	\$560,641		(\$50,130)	(\$592,723)	\$78,665
61	SEWER RESERVE	\$357,221	\$16,000				\$373,221
62	SEWER CAP. OUTLAY	\$27,123					\$27,123
64	SEWER PLANT PROJECTS	(\$260,502)					(\$260,502)
67	SEWER LOAN FUND (SRF)	\$117,450	\$95,844			(\$95,844)	\$117,450
68	SEWER RPRO. CLOSE OUT	(\$311,106)		\$50,130			(\$260,976)
70	WATER O & M	\$404,184	\$473,070			(\$575,943)	\$301,311
71	WATER CAP. OUTLAY	\$8,712					\$8,712
72	WATER RESERVE	\$964,035	\$345,751		(\$277,475)		\$1,032,311
79	ARENA/SHOW GROUNDS	(\$493)	\$1,600	\$3,878		(\$5,361)	(\$376)
80	MUNICIPAL POOL	\$27,669	\$54,078			(\$55,714)	\$26,033
82	RECREATION	\$20,734	\$8,000		(\$3,878.36)	(\$1,630)	\$23,226
83	COMMUNITY PROJ.	\$34,019	\$16,000			(\$5,913)	\$44,106
84	BUSINESS ENHANCE.	\$31,391	\$2,750			(\$2,750)	\$31,391
85	JOHN WALL TRUST	\$2,402,371	\$6,300			(\$286,676)	\$2,121,995
86	PROP. 40 RECREATION	(\$0.36)		\$0.36			\$0.00
	TOTAL	\$5,596,246	\$5,464,863	\$574,422	(\$574,422)	(\$6,149,354)	\$4,911,755

Alturas City Council
Regular Meeting
City Hall Council Chambers
January 17, 2017 2:00 p.m.

The meeting was called to order by Mayor John Dederick at 2:00 p.m. **Councilmembers present:** Bobby G. Ray, Cheryl Nelson, Jim Irvin, Mark Steffek. **Councilmembers absent:** None. **Staff present:** City Clerk Cary L. Baker, City Treasurer Sara Peet, DPW Joe Picotte, Police Chief Sid Cullins, City Planning Commissioner Bill Hall, Fire Marshal Eric Hunter, Asst. Airport Manager Paula Jessup. **Public attending:** 5. All present joined together in the pledge of allegiance followed by a moment of silence.

Karen Hayes, representing MPAT (Modoc Performing Arts Theater) is present under the public forum and requests a meeting with Councilmembers Dederick and Ray to walk through the old citizens building. MPAT would like to enter into a formal lease with the City of Alturas for use of part of the building to store their theater props, etc.

Councilmembers Dederick and Ray, along with DPW Picotte, will meet with Karen on Tuesday, January 24, 2017 at 10:00 a.m.

De Funk, representing the Alturas Skate Park Advocacy Group, requests approval to build the proposed Alturas Skate Park on City owned property. A drawing of the 8,000 sq. ft. park was provided to Council and staff, which would include a combination of a street skater course, and a bowl course. This would cater to both the beginner and advanced skater.

De further states that the Alturas Pool Committee is considering a site for a newly built pool off of Nagle St. If this happens, the Alturas Skate Park Advocacy Group will consider building near the pool. This would allow for sharing the same resources such as parking, and keeping the recreation together. It is important to co-locate. At this time the group is asking that Council approve the Skate Park being built on city owned property either behind the current pool off of Warner St., or off of Nagle St. if the pool is built there.

Councilmember Ray comments that the group would need to work with PARSAC, the City's insurance provider, to meet all their guidelines and requirements.

MOTION by Councilmember Steffek, **SECONDED** by Councilmember Nelson that the City of Alturas will commit to a location for the Alturas Skate Park on City owned property to be located near the current Alturas Municipal Pool, or off of Nagle St. if a new pool is built in that area. **ALL AYES.**

MOTION by Councilmember Ray, **SECONDED** by Councilmember Irvin to **adopt Resolution #2017-01** authorizing the submittal of a Regional Used Oil Payment Program application as the regional lead agency. **ALL AYES.**

MOTION by Councilmember Irvin, **SECONDED** by Councilmember Nelson to adopt **Resolution #2017-02** authorizing the submittal of an application for a Federal AIP Assistance grant for the Alturas Airport for 2017. **ALL AYES.**

MOTION by Councilmember Ray, **SECONDED** by Councilmember Irvin to adopt **Resolution #2017-03** authorizing the submittal of an application with the California Department of Transportation for an AIP matching grant for the Alturas Airport. **ALL AYES.**

MOTION by Councilmember Nelson, **SECONDED** by Councilmember Irvin to adopt **Resolution #2017-04** authorizing the submittal of an application with the California Department of Transportation for a Local Airport Loan. **ALL AYES.**

MOTION by Councilmember Ray, **SECONDED** by Councilmember Steffek to waive the first reading of **Ordinance #507** repealing Chapter 30 titled “Smoking” and replacing it with a more comprehensive smoking ordinance. **ALL AYES.**

MOTION by Councilmember Steffek, **SECONDED** by Councilmember Ray to approve the second reading and adoption of **Ordinance #508** amending the Zoning Maps under Section 28.63.020 of the City of Alturas Zoning Ordinance, as recommended by the Alturas Planning Commission, with the following amendments: under Sec. 30-5 Issuance of License, first paragraph, the word Department shall be changed to City of Alturas; and Sec. 30-6(b)(2) License Renewal and Expiration, the word affidavit shall be changed to letter. **ALL AYES.**

MOTION by Councilmember Irvin, **SECONDED** by Councilmember Nelson to approve the consent agenda as follows: a) Approve minutes of December 20, 2016; b) Approve City warrants for December 2016 in the amount of \$351,180.33; c) Adopt **Resolution #2017-05** removing inactive water & sewer accounts in the amount of \$306.96. **ALL AYES.**

COUNCIL/STAFF REPORTS: Fire Marshal Hunter reports he submitted the grant application for a \$50,000 USDA grant for new turnouts for the Fire Department.

Police Chief Cullins reports he received an email from POST stating that all training reimbursements for February through June 2017 have been suspended.

DPW Picotte reports he attended two waste management meetings with Chester Robertson, Kyle Weber and Warren Farnam on how to move forward with the recycling program as mandated by the State; have been dealing with numerous issues throughout the City due to the snow and rain; worked on the cleanup of the river project; also, received a Notice of Intent to classify as serious from OSHA with regards to the chemicals stored at the wastewater treatment plant – we will be able to work with OSHA and possibly have the penalties waived if we show progress.

Councilmember Nelson comments that there is an area on the new asphalt across from the Wagon Wheel Restaurant that is humped up where a pipe went across the highway. This could be brought up at the next MCTC meeting.

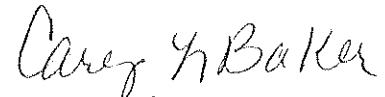
Councilmember Irvin reports that on January 25th from 2:00 p.m. to 4:00 p.m. there will be mandatory ICS training for elected officials; this will be held at the Sheriff’s Annex.

Mayor Dederick appoints an ad-hoc committee of himself, Police Chief Cullins, and DPW Picotte, for a period of 6 months, to respond to the Sheriff’s letter regarding a new jail facility. He also commended

DPW Picotte and Public Works staff on doing a great job on keeping up with the streets during the recent snow storms.

With no further business to come before Council, meeting adjourned at 4:10 p.m. to return in regular session on Tuesday, February 21, 2017 at 2:00 p.m., City Hall.

Respectfully,

A handwritten signature in cursive script that reads "Cary L. Baker". The signature is written in black ink and is positioned above the printed name and title.

Cary L. Baker
City Clerk