



City Of Burlingame

MINUTES

Mayor Mike Dorr – P

Councilmember Carolyn Lee – P

Councilmember Carolyn Strohm - P

Councilmember Vikki DeMars - P

Councilmember Michelle Mullinix - P

Councilmember Kenna Burns - P

City Attorney Rick Godderz - P

City Clerk Lee Ann Smiley - P

City Superintendent Joey Lamond – P

Police Officer Dudley – A

Building Inspector Jim Welch – Entered 7:07

Held: **November 17, 2014 at 7:00pm**

Location: **Burlingame City Hall Council Chambers**

1. CALL TO ORDER BY MAYOR

2. ROLL CALL – See above

Citizens Present: Grizz Lee, Billie McClure, Sue Cunningham, Brenda Dorr, Garret Nordstrom, Ray Burns, Rosie Parker, Mark Hecht, Jana and Jasper Franzen, Alicia Franzen, Phil Mentgen, Pam Boyd, Deb Lowe, Jeanne Riggs, Steve and Dulcelina Delekta, Sara and Mark Worcester.

- 3. PUBLIC COMMENTS** – Mark Hecht stated that working with the Country Christmas and talking to several Saddle Club members he got the idea that they didn't feel wanted or supported by the City and were reluctant to participate in the activities. Hecht felt that because of the history of the Santa Fe Trail it was important to have equine activities. He drew up a Proclamation stating the City of Burlingame in cooperation with other community businesses and organizations encourages and supports the inclusion of Burlingame Saddle club activities during citywide celebrations. The discussion of the Proclamation will be added to the agenda as item 9A.

CONSENT ITEMS

These items can be voted on with one motion or individually by the city council.

- 4. APPROVAL OF AGENDA** – Mayor Dorr asked to add to item #5 the minutes of the 11/13/14 Special meeting, add item #9A Proclamation and 10A Executive Session for Attorney Client Privileges. Councilmember Strohm made the motion to approve the agenda with the changes, Councilmember Mullinix seconded the motion.

Vote: Ayes: DeMars, Mullinix, Strohm, Burns, and Lee

- 5. APPROVAL OF MINUTES** – Councilmember DeMars made the motion to approve the minutes as presented, Councilmember Strohm seconded the motion.

Vote: Ayes: DeMars, Mullinix, Strohm, Burns, and Lee

6. **APPROVAL OF CLAIMS ORDINANCES** – Councilmember DeMars made the motion to pay claims ordinance #2288, Councilmember Strohm seconded the motion.

Vote: Ayes: DeMars, Mullinix, Strohm, Burns, and Lee

OLD BUSINESS

7. **DEANNEXING/DEPLATING FAST ADDITON CONCERNS** – Billy McClure had presented a copy of the Building and Use Restrictions that as owners, in the Fast Addition, they had to agree to. Item #6 of those restrictions was that no hogs or any commercial raising of farm or domestic animals shall be allowed on these lots, including horse and pit bull dogs. She voiced concern that if the Fast property was de-annexed and zoned as agriculture they could then put animals on it. She stated that if hay is allowed that it does affect the sale and value of the property.

Grizz Lee stated that there was vested property in the Fast Addition, the electric and cable lines run on the lots at the end of the properties; water and sewer stop at the Lee's house. He stated that Mr. Fast had violated item #11, the City of Burlingame codes, restrictions, noise and leash laws shall apply to all lots, of his own Building and Use Restriction agreement. Lee stated that the Fast Drive cul-de-sac does in fact belong to the city it does not belong to Greg Fast as Mr. Fast had stated and that Mr. Fast had been farming the cities property. Lee stated if Fast is allowed to continue, he requests to do the same.

Lee stated that he was also here to speak for Creighton Winters who had submitted a notarized copy stating that if Greg Fast is allowed to de-annex his property on Fast Drive he requests his property be de-annexed too. Lee stated that he felt the same way that Creighton does, if the city does this for Fast he felt that we should do it for all of them.

Councilmember Strohm made the motion to table this until we get more information, Councilmember Mullinix seconded the motion.

Vote: Ayes: DeMars, Mullinix, Strohm, Burns, and Lee

8. **ANIMAL CONTROL AND REGULATION** – City Clerk Smiley stated that the vote on allowing chickens was 45 for and 29 against. Councilmember Burns made the motion to move forward with allowing chickens within the city and getting an ordinance together reviewing some of the other cities so we can set restrictions on it. Councilmember DeMars seconded the motion.

Vote: Ayes: DeMars, Mullinix, Burns, and Lee

Nay: Strohm

9. **TREE BOARD REPRESENTATIVES** – The Burlingame Tree Board recommended approving the appointment of Larry Smith instead of Larry Smart for the position as Tree Board Member for a term of 2 years correcting the motion made in error approving Larry Smart for the position which was made November 3, 2014. Councilmember Mullinix made the motion to accept the recommendation of Larry Smith instead of Larry Smart, Councilmember DeMars seconded the motion.

Vote: Ayes: DeMars, Mullinix, Strohm, Burns, and Lee

9A. PROCLAMATION OF SUPPORT OF BURLINGAME SADDLE CLUB –

Councilmember Mullinix made the motion for Mayor Dorr to sign the proclamation; the motion was seconded by Councilmember Burns.

Vote: Ayes: DeMars, Mullinix, Strohm, Burns, and Lee

10. R/S ELECTRIC INC. APPLICATION FOR FINAL PAYMENT AND COMPLETION OF WORK CERTIFICATE –

Consideration was given for approval of the application of payment to R/S Electric Inc. in the amount of \$46,986.10 which accounts for the 10% retainage that was withheld until Final Completion of the Electrical Overhead Upgrades and signing the Completion of Work Certificate. Councilmember DeMars made the motion to approve the payment and the signing of the Completion of Work Certificate, Councilmember Burns seconded the motion.

Vote: Ayes: DeMars, Mullinix, Strohm, Burns, and Lee

10A. EXECUTIVE SESSION ATTORNEY CLIENT PRIVLEDGES – Councilmember DeMars made the motion to go into Executive Session for Attorney Client Privileges to include Attorney Godderz for 10 minutes. Councilmember Mullinix seconded the motion.

Vote: Ayes: DeMars, Mullinix, Strohm, Burns, and Lee

The Council exited at 7:57

The meeting reconvened at 8:07, Mayor Dorr stated that no action was taken in the Executive Session.

11. SANTA FE CAFE UTILITY REQUEST– Jeanne Riggs of Santa Fe Café submitted information that she would close her doors on November 30, 2014 and requested that utilities remain on until after the December Country Christmas activities on December 7th. Upon questioning from Riggs, City Clerk Smiley stated that according to her contract her shut off date would be the 20th if payments were not paid. Councilmember Lee made the motion to cut off the utilities on the 20th and not extend it if not paid. Councilmember Mullinix seconded the motion.

Vote: Ayes: DeMars, Mullinix, Strohm, Burns, and Lee

12. AUDITOR– This item was deleted

13. EXECUTIVE SESSION NON-ELECTED PERSONNEL – Councilmember Lee made the motion to go into Executive session for a period of 10 minutes to discuss Non-Elected Personnel, Councilmember DeMars seconded the motion.

Vote: Ayes: DeMars, Mullinix, Strohm, Burns, and Lee

The Council exited at 8:17

The meeting reconvened at 8:27, Mayor Dorr stated that no action was taken in the Executive Session.

Councilmember Lee made the motion for Ryan Dudley to receive a raise of \$1.00 per hour like the rest of the policemen had, to be retro to when he was demoted back to

an officer and the mayor is to give him a review and share it with the council. Councilmember DeMars seconded the motion.

Vote: Ayes: DeMars, Mullinix, Strohm, Burns, and Lee

14. REPORTS

City Superintendent Lamond stated weather permitting they would get the Christmas tree up Friday. They had been getting some maintenance done on the gas lines. All of the equipment is weatherized and ready for use.

City Clerk Smiley reported that she had attended the Clerks Institute and that it was very informative. She stated that we need to post times and dates of meetings of our sub-groups such as the Tree Board and the Library Board. When passing an ordinance we're required to have the majority of the members elect which would be three. The IRS sent a letter again stating that they need additional time. Smiley will try to contact our Revenue officer again.

Councilmember Burns asked for the Christmas lights to be checked to enable burnt out lights to be replaced. She asked if the speakers had been tested. City Superintendent Lamond stated that he would check them when he put them up.

Mayor Dorr reported that two part time police officers had been hired, Dan Trechter and Kent Morrison. Dan will start training in the morning and then we'll get Kent started.

15. ADJOURNMENT – Motion was made by Councilmember Burns to adjourn the City Council Meeting, motion seconded by Councilmember Mullinix.

Vote: Ayes: DeMars, Mullinix, Strohm, Burns and Lee

Meeting adjourned at 8:35pm.

SUBMITTED BY: _____

Lee Ann Smiley, City Clerk

_____ Date

Americans with disabilities act (A.D.A.): The City of Burlingame intends to comply with A.D.A. If you are physically challenged or disabled and need special accommodations to participate in this town meeting, please contact the city clerk forty-eight (48) hours prior to the meeting to arrange for necessary accommodations.