



**Measure L Advisory Committee**  
**1<sup>st</sup> Floor City Council Conference Room Area 'B'**  
**Monday, February 11, 2013**  
**APPROVED MINUTES**

**COMMITTEE MEMBERS**

George 'Andy' Anderson, Lance 'Scott' Garver,  
Michael Petersen, Phil Salvatore, Eddie Thomas  
Recording Secretary: Karen Harker

**Regular Meeting – 5:30 p.m.**

This meeting room is wheelchair accessible. Accommodations and access to City meetings for people with other handicaps may be requested of the City Clerk (499-5002) five working days in advance of the meeting.

**CALL TO ORDER:** Meeting was called to order by Chairman Thomas at 5:32

**ROLL CALL:** All Committee members were present as listed above by roll call

**APPROVAL OF AGENDA:** Chairman Thomas asked for a motion to approve the agenda. Mr. Salvatore made the motion, seconded by Mr. Andersen. The agenda was then approved as submitted.

**APPROVAL OF MINUTES:** Chairman Thomas asked for a motion to approve the Minutes from January 28, 2013 and February 6, 2013. Mr. Eierman would like the word "must" used in his public comments on page 2 of page 9 in the public comment section on the minutes of January 28, 2013. Mr. Andersen made the motion to approve the minutes from both January 28, 2013 and February 6, 2013, seconded by Mr. Salvatore. The minutes were then approved as submitted.

**PUBLIC COMMENT OF ITEMS NOT ON THE AGENDA**

**Mike Neel** stated that he was disappointed about the meeting with the attorney. He would also like to see that all material that is presented to this committee be submitted 72 hours in advance so that the public has time to view it and not have it delivered the day of the meeting.

**Paul Vanderwerf** stated that correct dates should be sent out on the subject lines in all emails and if noted by citizens should be corrected immediately. Also had heard from Lori Acton training for new City Council Members and if that training was available to committee members they should be taking advantage of it.

**Jerry Taylor** stated that he wasn't sure what the committee can take as action to the City Council.

**DISCUSSION AND OTHER ACTION ITEMS**

#### **A. Rebuttal to Mayor letter –**

The Chair opened up the dialog with the meeting with the attorney and asked the committee how they felt about what the attorney had stated and wanted to go around the table to get a consensus from the members. He remembers that Mr. Salvatore stated that it was an olive branch what does the committee feels. Mr. Andersen feels that we need to see the letter through and that the mayor needs to explain himself and is disappointed that the attorney needs to speak for the mayor. Mr. Garver feels that we need to submit something to the mayor and that it needs to come from us and not through Mr. Speer or through the press. There has been good and bad in the press with both sides of the story and I believe that a letter from the committee is what is in order here. Mr. Salvatore would like some wording in the letter that would say we haven't trespassed on general funds and that we need to move forward. If the majority wants this I will sign this. Mr. Petersen feels that it does need an official response and move on. The Chair is in agreement that the letter needs to go out.

#### **Public Comment:**

**Tom Wiknich** – the Mayor made an unfortunate comment now he needs to make amends and needs to move forward and needs to stop it.

**Mr. Garver** recognizes that this needs to go away and needs to have a resolution. This doesn't need to have anymore press.

**Robert Eierman** – Mayor has started this fight and can resolve this issue. This is not a legal issue but an ethical position. It would be simple to solve it. The mayor just needs to apologize and invite this committee to look at the expenditures. I believe that you have to go through with the draft of the letter.

**Mr. Andersen** – must send the letter to establish our independence. My commitment is to the ordinance and the people who voted for the measure.

**Mike Neel** – repeated the three statements in the draft document that indicates that the mayor has no more authority than any other member of the City Council. Discussed how the citizens used this money for the sale tax could be taken out and is a sacrifice for household that don't have a lot of money.

**Mr. Salvatore** - on page 3 In Paragraph 3 – please insert – Measure L is a general fund tax money under the law and therefore the committee not only has a right but a duty to provide visibility to the public into general revenues and expenditures.

#### **COMMITTEE COMMENTS**

**Scott Garver** made a motion to adopt the response to the Mayor's Rebuttal Letter as amended. **Seconded by Andy Anderson.** All in favor by hand vote all ayes. No noes. Motion Carried.

#### **B. Quarterly Report – Update**

Mr. Petersen would like to have committee send comments to him by Sunday February 17, 2013 so that he can put together a more completed draft quarterly report on Monday February 18, 2013 so that it can be ready to show the committee on the next meeting of February 25, 2013. The Committee agreed to get him items for the report. Mr. Andersen has been working on comments section for the quarterly report. Relayed this information to the committee, by newspaper articles, radio, and has had general good comments.

**Public Comment:**

**Tom Wiknich** – the annual report is the only report that the Ordinance requires that you do. Any information should be passed on when you feel it is necessary. The committee doesn't necessarily need to have all these dates for when the report is due except for the annual report.

**Barbara Auld** – anytime you feel like it you can report to the public.

**C. Resolution from City Attorney Clarifying Decorum, Meeting, and Agendas for Committee Meetings:**

The Committee had some discussion as to the process that was to be taken place between the City Attorney and the Committee. The Committee was under the impression that the Attorney would be refreshing the last draft resolution with dates and times that we were to give him. Mr. Andersen asked if we needed to really meet twice a month. Mr. Salvatore stated that if we don't put it in the resolution we would then be calling special meetings. Better to put it in the resolution and cancel or amend the resolution in the future. The committee discussed dates and times and determined that the 2<sup>nd</sup> and 4<sup>th</sup> Mondays of the month at 5:30 works best for them.

**Public Comments:**

**Mike Neel** – The committee can choose to adhere to Roberts Rules of Orders or Not He hopes that this committee will not except items to be heard unless they have been submitted 72 hours in advance. Also it was indicated that if you were not doing an action item you didn't need to listen to public comment this doesn't seem to be the case here but I hope that you still continue to listen to public comment weather it is an action item or not. Also with bi-weekly meetings I hope that the committee will do the same analysis on the police department that they did with the streets so that we can see why the police have taken up the majority of the funds for this fiscal year and we see minimal funds to the streets.

**Committee Comments:**

The Chair would like to see the committee maintain use of the Roberts Rules of Orders; The Committee would also like to have all documents submitted 72 hours in advance to the agenda or no action taken and have Names and address on letters that will be heard at the committee all added to the resolution.

#### **D. Resolution Asking for Two Budgets from the City Council**

##### **1. One without Measure L Money and one With Measure L Money**

Dennis Speer stated that there was base budget at this time using the budget that we have now but there is only a line item for Measure L money. Mr. Anderson asked that a letter or a resolution be drafted to the City Council asking for a two budget layover. The Committee discussed drafting a resolution. Mr. Petersen will draft the resolution and have this on the special meeting on the 20<sup>th</sup> so that the committee could take a look at it and then have it ready for vote on the regularly scheduled meeting of the 25<sup>th</sup>.

#### **Public Comment:**

**Jerry Taylor** - I suggest that the committee gets a Base line budget with a supplemental to Measure L. He also thought it would be a good idea if the Committee had an idea of what their expectations were for the Council was. What is reasonable and how can they react.

**Mike Neel** – is very hopeful that asking for a budget will accomplish a way of seeing a budget that the community can see and understand. I have been trying to understand the budget for years and it is not a clean way of looking at it.

**Paul Vanderwerf** – See this as an accounting cycle and the future year ask for the 2 budget and note this. The Committee can set a precedent. Addressing this issue of Measure L is different now that we have no RDA and Housing Development

**Barbara Auld** – Language needs to be specific when it comes to what we are going to call the Measure L Budget. Overlay, Supplemental, I have heard various things and I just think that it needs to be specific.

#### **COMMITTEE COMMENT:**

Mr. Petersen would like to see items in the line item budget for Measure L. Mr. Anderson would like to see the cuts done to the budget and then have the Measure L money go into the streets and police budget. The Committee discussed dates that would be reasonable for the Finance Department to get to the Committee. There will be a new Finance Director coming on board and it only seems fair to give her some time to get acquainted with our system. It was determined that it wasn't important about the dates but rather to get the resolution out there and if the dates need to be changed we can do that. It was also discussed how difficult it would be during the budget stage now to extract the numbers for Measure L money and keeping track of it. Mr. Speer explained that the information is there and that the Measure L dollars can be tracked and extracted for accounting purposes. Mr. Speer indicated that he would speak with the new Finance Director about a timeline for the Committee and invite her to one of the Measure L Meetings.

**E. Organization – Section 3-2.116**

**1. Elect Chairperson and Vice-Chairperson**

**Public Comment: None**

It was noted that the Chair and Vice Chair elect now have only been seated for a period of 3-4 months and given that it has been such a short period of time to keep the same Chair and Vice Chair.

**Motion was made by Scott Garver that the members of the Committee appoint Eddie Thomas as Chair and Phil Salvatore as Vice-Chair. Seconded by Andy Anderson. All those in favor by hand vote: All Ayes. No Noes. Motion Carried.**

**CITIZENS' OVERSIGHT COMMENTS**

**Mr. Petersen** – Was looking forward to a budget with a supplement and also moving forward with the mayor's rebuttal letter.

**SUPPORT STAFF COMMENTS**

**Dennis Speer** – for the next regularly scheduled meeting I will be asking the new Finance Director if she would like to attend the meeting.

**NEXT MEETING:**

**Special Meeting February 20, 2013**

**Draft on the Resolution of Item D**

**February 25, 2013**

**ADJOURNMENT:** The chair adjourned the meeting at 7:17



Eddie Thomas, Chair

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Karen Harker, Secretary