



CITY OF RIVERBANK
SPECIAL CITY COUNCIL MEETING
Riverbank Community Center
3600 Santa Fe Street • Riverbank • California 95367

AGENDA
THURSDAY, JANUARY 26, 2012 – 5:00 P.M.

CALL TO ORDER: Mayor Virginia Madueño

FLAG SALUTE: Mayor Virginia Madueño

ROLL CALL: Mayor Virginia Madueño
Vice Mayor Dotty Nygard
Councilmember Richard O'Brien
Councilmember Jeanine Tucker
Councilmember Jesse James White

CONFLICT OF INTEREST

Declaration by Council Members and Staff who would have a direct Conflict of Interest on any scheduled agenda item to be considered.
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1. PUBLIC BUSINESS FROM THE FLOOR (No Action Can Be Taken)

At this time, members of the public may comment on any item not appearing on the agenda, and within the subject matter jurisdiction of the City Council. Individual comments will be limited to a **maximum of 5 minutes** per person and each person may speak once during this time. Time cannot be yielded to another person. Under State Law, matters presented under this item cannot be discussed or acted upon at this time by the City Council. The public will be invited to make comments on agenda items when the item comes up for Council consideration. For Closed Session items, the public will be invited to make comments before the meeting is recessed to Closed Session. For record purposes, step up to the podium, state your name, and speak into the microphone when addressing the City Council.

2. PRESENTATIONS

Item 2.1: Discussion of the lawsuit against Tuolumne County as related to the application of Jack and Patricia Gardella and Resource Exploration and Drilling, Inc., for a large-scale development of mineral resources for the removal of 56 million tons of crushed rock.

3. COMMENTS

Item 3.1: Staff Comments: (Information Only – No Action)

Item 3.2: Council Comments: (Information Only – No Action)

Item 3.3: Mayor's Comments: (Information Only – No Action)

ADJOURNMENT**AFFIDAVIT OF POSTING**

DATE: 01/24/12 **TIME:** 4:00 p.m.

NAME: Annabelle Aguilar, CMC **TITLE:** Deputy City Clerk

Notice Regarding Americans with Disabilities Act:

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at (209) 863-7122. Notification 48-hours before the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting [28 CFR 35.102-35.104 ADA Title II].

Notice Regarding Non-English Speakers:

Pursuant to California Constitution Article III, Section IV, establishing English as the official language for the State of California, and in accordance with California Code of Civil Procedures Section 185, which requires proceedings before any State Court to be in English, notice is hereby given that all proceedings before the City of Riverbank City Council shall be in English and anyone wishing to address the Council is required to have a translator present who will take an oath to make an accurate translation from any language not English into the English language.

General Information:	The Riverbank City Council meets in the Council Chambers on the second and fourth Mondays of each month at 6:00 p.m., and at 12:00 p.m. Noon for every first meeting of the month of each quarter (January, April, July, and October); unless otherwise noticed.
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Council Agendas:	The City Council agenda is now available for public review at the City's website at www.riverbank.org and City Clerk's Office, 6707 Third Street, Riverbank, California on the Friday, prior to the scheduled meeting. Copies and/or subscriptions can be purchased for a nominal fee through the City Clerk's Office.
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Questions:	Contact the City Clerk at (209) 863-7122.
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RIVERBANK CITY COUNCIL AGENDA ITEM NO. 2.1

SECTION 2: PRESENTATIONS

Meeting Date: January 26, 2012

Subject: Discussion of the lawsuit against Tuolumne County as related to the application of Jack and Patricia Gardella and Resource Exploration and Drilling, Inc., for a large-scale development of mineral resources for the removal of 56 million tons of crushed rock

Submitted by: J.D. Hightower, Development Services Director

City Manager Approval: _____

Recommendation:

Discuss and take public testimony as related to the City initiated lawsuit against Tuolumne County as related to their discretionary approvals necessary for the application of Jack and Patricia Gardella and Resource Exploration and Drilling. It is the City's position that the impacts of the project upon the residents of the City are significant and deserve the level of analysis provided by an Environmental Impact Report. The intention of tonight's meeting is to insure that the City understand the scope of probable impacts to City residents.