Woodland City Council Minutes Council Chambers 300 First Street Woodland, California

**November 2, 1999** 

# CITY COUNCIL SPECIAL SESSION/CLOSED SESSION

The Woodland City Council met in special session at 6:00 p.m. in the second floor conference room of City Hall in order to convene a closed session. Before the closed session the Mayor announced the closed session topics.

The Council then convened a closed session for a conference with Labor Negotiator (the City represented by Assistant City Manager Phil Marler and the City's Labor Negotiator William Avery) regarding the following employee organizations: Woodland Professional Police Employees' Association, Woodland Police Supervisors' Association, and Woodland City Employees' Association (Sec. 54957). The Council then discussed the public employee appointment of the position of Fire Chief (Sec. 54957).

Council Members present at the special meeting were: Losoya, Borchard, Flory, Peart and Ryhal. Council Members absent: None. City Manager Richard Kirkwood and Assistant City Manager Phillip Marler were also present for the closed session.

The special session and closed session were adjourned at 6:50 p.m.

# CITY COUNCIL REGULAR SESSION

#### **CLOSED SESSION ANNOUNCEMENT:**

Mayor Losoya advised that no Council action was taken during the closed session held at 6:00 p.m. tonight regarding the conference with the City's Labor Negotiator concerning the Woodland Professional Police Employees' Association, Woodland Police Supervisors' Association, and Woodland City Employees' Association. He said regarding the appointment of the position of

Fire Chief the Council was informed by the City Manager that the process is going to involve a second recruitment.

The City Manager said the recruitment for the position of Fire Chief went well initially. He said there were 18 candidates and of those candidates he interviewed five and then two final candidates. He said nine persons reviewed the candidates to determine community fit, good for the organization, fire chief qualities, skills, leadership abilities, etc. He said although they were happy with the candidates, they did not find a candidate at this time, so they will go back to the market place and try to expand the pool. He said it will be into January before the interview process will take place again.

### MOMENT OF SILENCE FOR MANUEL ARTECHE:

Mayor Losoya asked for a moment of silence in honor of Manuel Arteche who passed away a few days ago, and he said the funeral was today.

### PLEDGE OF ALLEGIANCE:

Mayor Losoya convened the regular meeting at 7:00 p.m. and invited everyone present to join him in the pledge of allegiance to the Flag of the United States of America.

#### **ROLL CALL:**

COUNCIL MEMBERS PRESENT: Losoya, Borchard, Flory, Peart, and Ryhal

COUNCIL MEMBERS ABSENT: None

STAFF PRESENT: Kirkwood, Marler, Gonzalez, Harris, Siprelle, Wegener,

MacNicholl, Vicars, Bryan

## MINUTES:

On motion of Vice Mayor Borchard, seconded by Council Member Peart and carried by unanimous vote, the City Council approved the minutes of the regular Council meeting of September 7, 1999, as prepared.

### WRITTEN COMMUNICATIONS:

- 1. From Finance Director Margaret Vicars a report was received advising of claims for accounts payable, wire transfers and payroll for September 1999.
- 2. From the State Department of Alcoholic Beverage Control a copy of an application was received for an off sale general alcoholic beverage license for Holiday Quality Foods, 45 West Main Street. The application is for a stock transfer, and the Police Department had advised that they have no objections to the issuance of this license.

### **COMMITTEE REPORTS:**

- 1. From Public Works Director Gary Wegener a report was received transmitting the minutes of the Tree Commission meeting of September 27, 1999.
- 2. From Library Services Director Marie Bryan a report was received transmitting the minutes of the Library Board of Trustees meeting of October 4, 1999.
- 4. From Parks, Recreation and Community Services Director Henry Agonia a report was received summarizing action taken at the Commission on Aging meeting of October 21, 1999.
- 5. From Community Development Director Steve Harris a report was received summarizing action taken at the Planning Commission meeting of October 21, 1999, as follows:
  - a. The Commission certified the negative declaration and conditionally approved a use permit for Crossroads Full Gospel Church for construction of a new assembly hall adjoining the existing assembly hall at 386 West Beamer Street.
  - b. The Commission approved the architectural elevations for a single-family residence located at 410 Casa Linda Drive.
  - c. The Commission continued the negative declaration and conditional use permit requested by Caffe Diva, 1388 East Main

Street, to allow the construction of a 362 square foot coffee shop in the K-Mart Center.

d. Commission continued discussion regarding proposed revisions to the Community Development Guidelines for freeway signs and revisions to Section 25-24-60 of the City Zoning Ordinance regarding amortization of nonconforming signs in the C-H (Highway Commercial) Zone.

### **PUBLIC COMMENT:**

Evelia Genera urged the City to expedite the preparation of an ordinance to regulate the keeping of large animals within the City limits. She asked that the Council agendize an update or progress report at the next City Council meeting of what is being done with this issue.

Mayor Losoya asked staff to review the nuisance ordinance in regard to enforcement as well as report back at the next Council meeting with a report if possible. The City Manager said staff is working on the issue and developing a draft ordinance dealing with zoning ordinances as well as nuisance ordinances.

City Attorney Ann Siprelle said the Community Development Department is now drafting the ordinance, and the matter will come back to the Council at its November 16 meeting.

Ms. Genera volunteered her services and input in developing an ordinance.

Council Member Flory asked if one of the neighbors could open their homes for a town hall meeting to discuss the issues as the ordinance is developed.

Ms. Genera said after the ordinance is developed she could make copies for her neighbors prior to adoption to expedite the process.

The City Attorney said since this involves a zoning ordinance change the matter will have to go before the Planning Commission for a noticed public hearing, and the Commission will make a recommendation. The Council will hold another noticed public hearing, and there will be a first reading and then a second reading with the adoption of the ordinance.

Dudley Holman also urged that the City expedite the ordinance as soon as possible.

### COUNCIL STATEMENTS AND REQUESTS:

Council Member Flory asked that a letter be drafted to the Public Utilities Commission regarding the proposed Area Code change and the effect that it has on communities. The City Manager said staff totally concurs with his concern, and staff will have a report to Council on November 16 with a recommendation.

Council Member Peart gave an update on the 2 x 2 meeting with UCD and said he would like to continue these meetings every two months. He said at the meeting they discussed the 1,200 acres, which the University owns to the north of Woodland in Woodland's industrial path. He said Marge Dickerson from the Chancellor's office was asked to do some research as to their plans and what they could do with the land. He said they also discussed what was needed by the University as far as greenhouse type of operations.

Vice Mayor Borchard reminded everyone to vote before the close of the polls today at 8:00 p.m.

Council Member Flory commented on a memo from Community Development Director Steve Harris regarding the hearing process for Turn of the Century Specific Plan. He said there are questions regarding Council direction.

The Community Development Director said the purpose of the memo was to let the Council know the status of the process. He said Thursday evening, November 4 is the first public hearing for the Turn of the Century Specific Plan before the Planning Commission following review of the draft environmental impact report. He said there were items the Commission and the staff need to review and offer comments to Council. He said they hoped that the items would have been submitted by this time, and hopefully they will have a better idea where they stand on November 4 with respect to the applicant submitting various reports and the number of meetings necessary for Planning Commission review.

Council Member Ryhal asked for expediency on the part of the Planning Commission with respect to the timeline.

The City Manager advised that the City received the vote count for Reclamation District 2035, and as instructed by the City Council he cast the City's vote in favor of Vice Mayor Borchard as a member of the District Board of Directors. He said the Conaway Conservancy holds by far the majority of the votes for the district and Conaway cast its votes for Chuck Dudley and Tony DiStefano as the two candidates who received the highest number of votes for District Board Members.

The City Manager also noted that the City will be recognizing its new Parks, Recreation and Community Services Director Henry Agonia and Steve Harris, the new Community Development Director, in the Council Chambers on Monday, November 15, 1999 from 4:00 p.m. until 6:00 p.m.

The City Manager also said Police Lieutenant Dan Bellini will be sworn in on Wednesday, November 3, 1999, at 4:00 p.m. in the Council Chambers. He said he was recently promoted from Sergeant to Lieutenant.

### REPORT ON UNITED STATES CENSUS 2000:

Rolando V. Arango, Partnership Specialist, from the United States Department of Commerce Bureau of Census spoke about the importance of a complete census count for 2000, the 21st census. He explained the efforts being used to encourage everyone to complete and return their census forms. He said the data collected is vital to governmental entities.

Mayor Losoya asked that the complete count issue be placed on the November 16 agenda.

#### CONSENT CALENDAR:

Mayor Losoya said the City Manager has asked that the FEMA Washington D.C. update and the City Attorney's impartial analysis of the sales tax measure and advisory measures be removed from the Consent Calendar.

Vice Mayor Borchard said he would like to have the monthly status report and Capital Budget Implementation Report form the Public Works Department removed from the Consent Calendar.

On motion of Council Member Peart, seconded by Council Member Ryhal and carried by unanimous vote, the City Council approved the following Consent Calendar items:

### PARKS, RECREATION AND COMMUNITY SERVICES REPORT:

The City Council received the monthly status report from the Parks, Recreation and Community Services Department.

### **COMMUNITY DEVELOPMENT DEPARTMENT REPORT:**

The City Council received the monthly status report from the Community Development Department.

# RESOLUTION NO. 4144 - HISTORIC DISTRICT SIGNAGE ON I-5/PURCHASE AND INSTALLATION:

The City Council adopted Resolution No. 4144 requesting CalTrans to install two historic district signs on Interstate 5 and authorizing the City Manager to make payment, not to exceed \$2,456, to CalTrans upon invoicing, to cover the cost of the two freeway signs and their installation.

# TELECOMMUNICATIONS CONDUIT AT WATER POLLUTION CONTROL FACILITY:

The City Council awarded the construction contract to install Telecommunications Conduit at the Water Pollution Control Facility (WPCF), Project No. 97-20.1, to Golden State Utility Company in the amount of \$39,325.00; and authorized the Public Works Director to execute the contract on behalf of the City of Woodland and execute change orders up to 15% (\$5,898.00).

### AGENDA ITEMS REMOVED FROM CONSENT CALENDAR:

### PUBLIC WORKS AND CAPITAL BUDGET IMPLEMENTATION REPORTS:

Vice Mayor Borchard inquired about the status of the Council speaker timer/speaker waiting system, which was an item in the Public Works monthly status report.

Public Works Director Gary Wegener said staff has spent a lot of time trying to get proposals from the private sector for the speaker waiting system. He said they did not receive any proposals. He said they received a proposal for the timer but not the speaker waiting system. He said he has instructed the City electricians to finish up the proposal they had put together for a speaker waiting system, and they should have a written proposal at the end of November or first of December. He said they researched some systems in other communities and most of those are speaker timer systems. He said the speaker waiting systems are custom made. He estimated a report will come back to Council in about six weeks.

On motion of Council Member Borchard, seconded by Council Member Ryhal, the City Council received the monthly status report and Capital Budget Implementation Report from the Public Works Department.

## FEMA - WASHINGTON D.C. UPDATE:

The City Manager said his staff report is a recap and press release outlining the success of Council Members Steve Borchard and Neal Peart and Public Works Director Gary Wegener attending their trip to Washington D.C. on October 21 and 22, 1999.

Vice Mayor Borchard said their two-day trip was very productive, and there were several meetings on Thursday, October 21, which culminated at a meeting with FEMA representatives in Congressman Doug Ose's office. He said Woodland is committed to this effort and has contributed \$625,000 of the City's reserves to the feasibility study, and \$425,000 was received from the State due to the efforts of Assemblywoman Helen Thomson and Senator Johannessen. He said the crux of the issue is that flooding elevations are made worse by the fact that there are three federal projects that are pushing water toward Woodland. He said the levees along Cache Creek were built assuming there would be a surface water storage facility up in the hills, the Blue Ridge area. He said this facility was not built and now we simply have ten year flood protection levees. He said I-5 acts as a training levee for any out of bank flows on the south side of Cache Creek and puts the water flows on the north side of Woodland. The third project (1993) is additional height built on the settling basin levees and that stops water from going its natural course east and directs water right at Woodland's industrial zone. He said Federal projects, which have helped Woodland in the past, are now exacerbating the flooding threat. The big problem is the flooding threat killing the economic ability to pay for an actual surface water storage facility.

Council Member Peart said he felt the City's representatives were very effective and painted a picture of what this flood map could do to Woodland's economic base. He said he made the statement that he would rather have the flood than the economic disaster the Federal government is creating for our community. He said the FEMA representatives now understand that Woodland has a problem, and the City has made a sizeable commitment to solve the problem.

Gary Wegener said the City has received a number of queries since they returned from Washington D.C. wondering when the flood maps are going to be out, and that is the difficult thing to project. He said FEMA representatives indicated they could get the maps done of the area east of I-5 in a two to three month period. He said their normal process would probably take about two years to get the maps out. He said it will take at least a year to resolve anything in that area.

The City Manager asked if a confirming letter should be sent directly to Congressman Ose's office regarding what the City of Woodland understood from the meeting in his office. Gary Wegener said that letter is being drafted by Thane Young of the consulting firm of The Ferguson Group.

### RECEIVE CITY ATTORNEY'S IMPARTIAL ANALYSIS ON SALES TAX:

City Attorney Ann Siprelle said the Council has received copies of the impartial analysis on the five measures regarding the sales tax for the March 7, 200 primary election ballot. She distributed to Council revised analyses for the first four measures, the advisory measures. She said the language in the second paragraph in each one needed to be amended to indicate that the dollar amount for each facility (police station, roads, community/senior center, and softball/soccer facilities) is not the cost of the improvement but rather the amount being raised from the sales tax that would be contributed to that facility.

On motion of Council Member Ryhal, seconded by Council Member Flory and carried by unanimous by vote, the City Council receive the City Attorney's Impartial Analyses for the Sales Tax Measure and advisory measures for the March 7, 2000 primary election ballot.

### REPORTS OF THE CITY MANAGER:

### **REGULAR CALENDAR:**

### SOFTWARE PURCHASE FOR CODE ENFORCEMENT MODULE:

Finance Director Margaret Vicars requested Council approval for an additional software purchase as part of the Pentamation software installation. She said for several months the City has been working on training, implementation, and converting data into the new software system. She said part of that software includes a portion called encompass which is for business licenses, inspections and building permits. She said essentially that duplicates the process that we have now in place. When the encompass system was demonstrated about a year ago they also demonstrated code enforcement and other modules that they had. She asked that Council add code enforcement software at this time.

Community Development Director Steve Harris said he supports the purchase of the software.

On motion of Council Member Flory, seconded by Council Member Peart and carried by unanimous vote, the City Council approved the purchase, training and installation for the Pentamation encompass module relating to Code Enforcement.

#### SEQUENCE FOR ANNEXATION AREA APPLICATIONS:

Senior Planner Bob MacNicholl reviewed his staff report, which outlined the procedures in Yolo County for annexation of property to the City, a 17-step process. He said there are three groupings of properties being considered for annexation: (1) the PIRMI/Vokl property, (2) the Knaggs/Marks/Spreckels/Woodland property, and (3) the Wastewater Treatment Plant/Regional Park property. He also outlined where each annexation was in the process. He said staff has recommended prioritizing the annexations because each is different in character and some of them have different issues involved with respect to passthrough negotiations. He said staff feels the Wastewater Treatment Plant/Regional Park annexation should have a high priority because part of the work has

already been done. Also because the City owns this property entirely, the City has a great deal more control over the process. In staff's opinion the Knaggs/Marks/Spreckels/Woodland property would be the second priority for annexation, largely because it has the probably of providing the City with some property in a critical location where industrial development will continue. The third priority for annexation was in staff's opinion the PIRMI/Vokl property.

On motion of Council Member Ryhal, seconded by Council Member Flory and carried by unanimous vote, the City Council adopted the sequence for annexation area applications as follows:

- (1) the Wastewater Treatment Plant/Regional Park property
- (2) the Knaggs/Marks/Spreckels/Woodland property
- (3) the PIRMI/Vokl property

### GRANT FOR LIBRARY COMPUTER EQUIPMENT:

Library Services Director Marie Bryan made a presentation on the Library Board's recommendation for applying for a grant under the Bill and Melinda Gates Foundation to bring access to computers, the Internet and digital information to patrons in low-income (higher than 10% poverty level). She said the Library would be eligible for four public access Internet work stations complete with about \$1,500 in software each, one content server, an HP LaserJet printer, Internet connectivity hardware and building network equipment, training, three years of technical support and software upgrades in years two and three. She said this totals almost \$16,000 and is a three-year project. She said the cost will be \$3,400 from the City's General Fund and another \$2,400 from Fund 70 subsidized by the Library Board to absorb half of the computer replacement fund.

On motion of Council Member Flory, seconded by Council Member Borchard, and carried by unanimous vote, the City Council supported the Library's application for a Gates Library Initiative (GLI) Grant and authorized the Mayor to sign a letter of support to be included with the application packet.

## ORDINANCE NO. 1319 - REZONING COLLET PROPERTY:

On motion of Council Member Ryhal, seconded by Council Member Flory and carried by unanimous roll call vote, the City Council adopted and read by title only Ordinance No. 1319, "An Ordinance of the City Council of the City of Woodland Amending the Zoning Map of the City of Woodland from Industrial to Highway Commercial (APN 27-300-47 and APN 27-300-48).

### ADJOURNMENT:

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City Clerk of the City of Woodland