

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

September 21, 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) regarding the following employee organizations: Woodland Professional Police Employees' Association, Woodland Police Supervisors' Association, and Woodland City Employees' Association. A second closed session topic was the public employee appointment (Sec. 54957) of the position of Fire Chief. Council also held a conference with Legal Counsel regarding anticipated litigation (Sec. 54956.9) and significant exposure to litigation pursuant to Government Code 54956.9(b) (one case).

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 7:03 p.m.

**CITY COUNCIL
REGULAR SESSION**

PLEDGE OF ALLEGIANCE:

Mayor Losoya convened the regular meeting at 7:07 p.m. and invited everyone present to join him in the pledge of allegiance to the Flag of the United States of America.

CLOSED SESSION ANNOUNCEMENT:

City Attorney Ann Siprelle reported that the City Council met in closed session at 6:00 p.m. tonight for a conference with the City's labor negotiator regarding the Police Employees' Association, the Police Supervisors' Association and the Woodland City Employees' Association. She said direction was given to staff, but no final decisions

were made. She said the City Manager then gave an update on the public employee appointment procedures and status report for the Fire Chief recruitment, and no final decision was made. She said the Council also met with legal counsel on anticipated litigation and significant exposure to litigation regarding one case. She said direction was given, but no final decisions were made.

ROLL CALL:

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

COUNCIL MEMBERS ABSENT: None

STAFF PRESENT: Kirkwood, Marler, Kristensen, Agonia, Siprelle, Wegener, Vicars, Pollard, Gatie, Del Hanson, Monahan, Paul Hanson, and Gus Bush

MINUTES:

On motion of Council Member Flory, seconded by Council Member Ryhal and carried by unanimous vote, the City Council approved the minutes for the regular Council meeting of July 20, 1999, as prepared.

WRITTEN COMMUNICATIONS:

1. From Assemblywoman Helen Thomson a copy of a letter to Senator Dianne Feinstein was received urging the Energy and Water Appropriations Conference Committee to support the feasibility study on flood control improvements for Cache Creek.

Vice Mayor Borchard thanked Assemblywoman Thomson for the letter. The Public Works Director said that item is still in Conference Committee.

COMMITTEE REPORTS:

1. From Library Services Director Marie Bryan a report was received transmitting the minutes of the Library Board of Trustees meeting of August 16, 1999.

2. From Public Works Director Gary Wegener a report was received transmitting the minutes of the Tree Commission meeting of August 23, 1999.

City Manager Richard Kirkwood said in regard to the annual work plan which he needs to discuss with staff and will discuss with Council at its retreat in October he feels that when the board and commissions propose an annual work plan the Council should take a look at it in a study session or a joint meeting. He said there are budgetary implications, such as the work plan as proposed by the Tree Commission in their

August 23, 1999 minutes. He said acceptance of the minutes of the boards and commissions is only review, but the minutes and recommendations are subject to the Council incorporating the work plans into the operating budget documents.

3. From Finance Director Margaret Vicars a report was received transmitting the minutes of the Yolo County Public Agency Risk Management Insurance Authority Board meeting of August 25, 1999.

4. From the Public Works Director a report was received transmitting the minutes of the Flood Plain Task Force meeting of August 26, 1999.

5. From Community Development Director Steve Harris a report was received summarizing action taken at the Planning Commission meeting of September 2, 1999, as follows:

- a. The Commission continued action on a tentative map and variance located at the southeast corner of East Gum Avenue and Matmor Road to the September 16, 1999 Commission meeting to allow staff time to further research street light relocation, the need for a masonry wall and the use of a P-D Overlay.
- b. Commission disagreed with the Director's interpretation of site design for roof elevations for the Woodmark Apartments, 700 Kincheloe Court and indicated to staff that they had required the condition specifically to provide some ups and downs along the roof line to avoid a barracks look. The Commission also indicated that they did not want similar interpretations to be made in the future without some consultation.
- c. Commission continued action on draft revisions to Community Development Guidelines and the Sign Ordinance for Freeway Oriented C-H Zone Signs, until such time as staff is able to present the Commission with a complete ordinance for the Sign Ordinance revisions and resolution for the amendments to the Community Development Guidelines.
- d. Commission recommended to the City Council approval of the Water System Master Plan with suggestions.
- e. Commission heard public comments and took no action on the Turn of the Century Specific Plan.

Council Member Flory inquired about the Commission's recommendation regarding the Water System Master Plan. The Public Works Director said the

Commission is recommending approval of the Plan, which will come to Council for approval in October.

PUBLIC COMMENT:

There were no comments from the public.

COUNCIL STATEMENTS AND REQUESTS:

Council Member Flory requested a future meeting agenda item for a review regarding animal ordinances. He said there seems to be a question if large animals are covered by the City's ordinances. He also said one year ago he was appointed as the Council representative on the Criminal Justice Commission, and he said the time of the meeting changed. He said the former Police Chief kept him up to date on the Commission's activities, and he said he is still having trouble adjusting his schedule to attend the meetings. He said the Commission meetings are once a month 3:15 p.m. until 5:00 p.m. He said he would like to discuss at the next Council meeting someone possibly taking his position.

Mayor Losoya said he is on the Commission because of his work.

Council Member Peart said he had a family function at Ferns Park on Sunday, and he was pleased to see how this park was used and how it was maintained. He commended Parks Recreation and Community Services Director Henry Agonia and his department for the maintenance.

The Assistant City Manager said at the October 5 Council Meeting Council will consider a replacement for Council Member Flory on the Criminal Justice Commission.

The City Manager asked Council Member Flory to contact him to discuss the animal control issue next week for more specifics on the ordinance changes. He also said he wanted to state that following the Stroll Through History last weekend the City did not respond and pickup the refuse at Heritage Plaza as it should have. He said he received comments about this today from some citizens.

Council Member Borchard inquired about the status of the Fair Board/Council 3 x 2 he proposed. The City Manager said staff will set that item on a future agenda.

The City Manager acknowledged Dave Carpenter with the Davis Enterprise who will be leaving his position as a reporter and will take a new position in Vacaville. He then introduced his replacement.

100th ANNIVERSARY OF VETERANS OF FOREIGN WARS:

On motion of Council Member Ryhal, seconded by Council Member Flory and carried by unanimous vote, the City council issued a proclamation commemorating the 100th Anniversary of Veterans of Foreign Wars.

Mayor Losoya presented the proclamation to Robert Hennies representing the Veterans of Foreign Wars.

CONSENT CALENDAR:

Council Member Ryhal requested removal of the item from the Consent Calendar regarding the Valley Vision Capital Region Compact.

Vice Mayor Borchard requested removal from the Consent Calendar of the item regarding the extension of the Traffic Engineer Consultant contract.

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

REGIONAL PARK IMPROVEMENTS:

The City Council received information on the Project Programming Summary Sheet for Regional Park improvements.

SALARY RANGE FOR INTERN POSITION:

The City Council created a salary range for the classification of Intern: \$7.00 per hour - \$10.00 per hour.

NPDES APPEAL COSTS/LETTER OF SUPPORT REGARDING AB 982:

The City Council received information on monies expended on the NPDES Appeal and authorized the Mayor to sign a letter of support regarding AB 982.

Expended to date (18 month period)

Larry Walker Associates/Harris Associates	\$ 34,018.72
Gualco Group	\$ 24,653.42
City Attorney	\$ 79,014.07
Total	\$137,686.21

RENEWAL OF LABOR NEGOTIATOR CONTRACT:

The City Council authorized the City Manager to execute a contract renewing the agreement between the City of Woodland and William Avery and

Associates for negotiations and consultant services in employer-employee relations.

RESOLUTION NO. 4141 - DESTRUCTION ON HUMAN RESOURCES RECORDS:

The City council adopted Resolution No. 4141 authorizing the destruction of certain Human Resources records.

NEW AND REVISED GENERAL SERVICES POSITION DESCRIPTIONS:

The City Council approved new and revised General Services position descriptions for the following: Administrative Clerk I/II, Administrative Clerk III, Administrative Secretary, Building Inspector I/II, Conservation Coordinator, Electrical/Electronic Technician, Electrician's Assistant, Engineering Aide I/II, Engineering Technician I/II, Equipment Services Clerk, Literacy Assistant, Maintenance Supervisor, Maintenance Worker I/II, Maintenance Worker III, Park Maintenance Technician, Park Maintenance Worker I/II, Park Maintenance Worker III, Park Supervisor, Planning Technician, Senior Maintenance Worker, Signs and Striping Technician, Supervising Building Inspector, and Supervising Electrician.

INFORMATION ON DOWNTOWN PARKING STUDY SESSION:

The City Council received information that the downtown parking study session tentatively scheduled for September 28, 1999, has been postponed in order to allow this item to be addressed as the primary agenda item for the annual joint study session with the Traffic Safety Commission on October 26, 1999.

INFORMATION ON COUNCIL MEETING CALENDAR/AGENDAS:

The City received the following revised schedule for the Council's study sessions for the next several months:

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|---------------|---|
| September 28: | Study Session on potential initiatives for the March 2000 election ballot |
| September 29: | No study session, moved to September 28 |
| October 26: | (1) Illegal truck parking operations in the City of Woodland
(2) Parking issues in the Downtown Area |

- (3) Road swap proposals with the County of Yolo

- November 23:
- (1) City Audit Report by the City Auditors
 - (2) Wetlands as Wastewater Treatment Alternative

EXTENSION OF TRAFFIC ENGINEER CONSULTANT:

Vice Mayor Borchard asked when the City will be hiring some engineers.

The Public Works Director said there is one Senior Civil Engineering position, one Associate Engineer position and a Superintendent position currently vacant.

The City Manager said he has been doing some wire diagramming and looking at the functional jobs that the City has, and he has drawn the conclusion that the City needs to reorganize. He said he was not interested in using an outside consultant for the reorganization, but he wanted to look at how work gets done in our City. He said he is not convinced yet that the City has the best people aligned in the right positions and wants to address the functions of the positions. He recommended that the City staff take additional time. He said the employee organizations are sensitive to these positions, particularly the Street Superintendent position. He said he is looking at the field services and how the work gets done.

On motion of Council Member Borchard, seconded by Council Member Peart and carried by unanimous vote, the City Council authorized a \$40,000 contract extension with Grandy and Associates to provide traffic engineering support services.

VALLEY VISION CAPITAL REGION COMPACT:

Council Member Ryhal said he asked that the agenda item regarding the Valley Vision Capital Region Compact be pulled because after reading the additional information which was given to him he is still unable to support the proposal. He said he has looked at the proposal many different ways so that it would be more palatable, and he could go along with the recommendation, but he feels it is a duplication of effort. He said the City is already involved with regional issues through SACOG or SACTO. He said he serves as the City's representative on the Yolo County Transportation District Board. Secondly, he said he views the Valley Vision Capital Region Compact to be another layer of bureaucracy, and there will be people making recommendations and eventually they will be giving instructions to the City to regulate what the City can and cannot do with respect to their growth patterns or transportation issues. He said

he wants to look at regional issues, but his primary concern is the City of Woodland.

Council Member Flory said he may not necessarily agree with everything Council Member Ryhal said, but no one can question this Council's commitment to regional cooperation. He said he did not see enough information to understand what the City's part is in the proposal. He suggested inviting representatives from Capital Region to make a presentation to Council.

Council Members Borchard and Peart said they did not support the Capital Region proposal.

Mayor Losoya said he supported Council Member Flory's suggesting of inviting Valley Vision to make a presentation to the Council so the Council could ask questions. He said he agrees that the City Council has worked on many items cited in the Valley Vision report, such as the Woodland Economic Renaissance Corporation.

On motion of Council Member Flory, seconded by Council Member Borchard and carried by unanimous vote, the City Council invited representatives of Valley Vision Capital Region to address the Council at a future Council meeting.

PUBLIC HEARING - FLOOD CONTROL TASK FORCE RECOMMENDATIONS:

Mayor Losoya announced that this time was set as a public hearing to consider the FEMA Flood Control Measures and Flood Control Task Force recommendations.

Public Works Director Gary Wegener said the recommendation before the Council at this time is that the Council confirm the Flood Control Task Force recommendations relative to the setback levee channel improvement alternative and the North Woodland floodwall alternative for forwarding to the Reclamation District for inclusion in the Feasibility Study for flood protection on Cache Creek. He said Council established the Flood Control Task Force in April 1999 to assist in refining the scope of the Corps feasibility study, to define and scope a viable, preferred alternative to provide flood protection for the City of Woodland. He said Mayor Losoya chaired the Task Force, and Mayor Losoya and Council Member Ryhal were the City's representatives on the Task Force. The Task Force, assisted by a Technical Advisory Committee, has analyzed the various alternatives and toured the levee areas of the Creek where structural improvements would be considered. The Task Force received public input at their various meetings and a noticed public hearing. He said Council received copies of the minutes of those meetings as they progressed. At the September 9 Task Force meeting the Task Force unanimously recommended that the Council and the Board of Supervisors select the setback levee/channel improvement alternative and the North Woodland floodwall alternative for inclusion in the feasibility study. At the September 7

Council meeting tonight's meeting was set for a noticed public hearing of those alternatives. He said the County Board of Supervisors this morning acted on the recommendations and voted to support the recommendations of the Task Force. He acknowledged the hard work of the 15-member Flood Control Task Force and the members of the Technical Advisory Committee. He reviewed the alternatives, and he said the City received a letter from FEMA dated August 31 requesting additional information relative to the City's appeal. He said staff is putting together the response to that. He said the Ferguson Group is advising that it is time to meet again with FEMA in Washington D.C. as FEMA reaches the conclusion of their review on the City's appeal.

Mayor Losoya opened the public hearing. There being no comments, he closed the hearing.

Council Member Ryhal said as a member of the Task Force he agreed with the recommendations.

Vice Mayor Borchard thanked Mayor Losoya, Council Member Ryhal, City Manager Richard Kirkwood and Public Works Director Gary Wegener for their efforts. He also thanked the other members of the Task Force: Lynnel Pollock, Yolo County Supervisor; Tom Stallard Yolo County Supervisor; Bob Young, Woodland Economic Renaissance Corporation (WERC); Bryce Birkman, WERC; Kent Lang, Farm Bureau; Rich Jenness, Chamber of Commerce; Twyla Thompson, Chamber of Commerce (alternate); Antonio Fernandez, Yolo County Flood Control; Mike Diepenbrock, Industrial Developer/Panattoni and Johnson; Don Sharp, Residential Real Estate/Remax Real Estate; Mark Harrison, Cache Creek Conservancy; Gary Johns, associate of general Construction/ Teichert; Mark McComas, citizen at large (alternate); Pam Huston, citizen at large; Dudley Holman, citizen at large, and Jean Harder, citizen at large. He also thanked the staff members of the Technical Advisory Committee as well as Joe Countryman of Murry, Burns & Kienlen and Dave Morrison, Yolo County Planning and Public Works.

On motion of Council Member Peart, seconded by Council Member Borchard and carried by unanimous vote, the City Council confirmed the Flood Control Task Force recommendations that the Setback Levee/Channel Improvement alternative and the North Woodland Floodwall alternative be forwarded to the Reclamation District Board for inclusion in the Feasibility Study for flood protection on Cache Creek.

The City Manager noted that Congressman Ose has done a marvelous job in Congress to try to marshal the Federal appropriation for the City. Also, he said Assemblywoman Helen Thomson has done a great job with the State. He said this is a very expensive proposition and has the potential of costing the taxpayers over \$100 million or more. He said the Council does not make all of the decisions with this issue. He said all the City can do is try to facilitate it and try to make it move forward as quickly as possible to try to achieve a solution. He said the City's local share, if it works out to be 12.5 percent, will be up to \$12.5 million and the citizens would have to help solve the

problem. He said the City must follow the rules of the Federal government, FEMA and the Corps of Engineers, and the City must find a solution that the Corps of Engineers will buy into because then the Federal dollars will kick in. He said the Council may have to take another trip to Washington D.C. for this effort, but this difficult decision needs to be made quickly.

Council took a recess from 8:33 p.m. until 8:42 p.m.

PUBLIC HEARING - CONSOLIDATED ANNUAL PERFORMANCE EVALUATION (CDBG FUNDS):

Mayor Losoya announced that this time was set as a public hearing to receive comments and consider the Consolidated Annual Performance and Evaluation (CAPER) for City's expenditure of CDBG funds.

Associate Planner Paul Hanson briefed the Council on the Consolidated Annual Performance and Evaluation Report (CAPER). He said this is a requirement of HUD because the City receives CDBG funds and HOME funds. He said the CAPER reports on the City's success in meeting the low-income housing and social services goals that are outlined in the Consolidated Plan, which is a five-year document. He said a public hearing is required

The City Manager said he is interested in pursuing Federal funds or grants to assist the City with its economic development activity. Mr. Hanson said he plans to meet with Bryce Birkman of WERC, develop a proposal and take the proposal to HUD in San Francisco so they can look at it. He said last year his question on this proposal was whether the proposal met the low-moderate income benefit criteria.

Mayor Losoya opened the public hearing. There being no comments, he closed the hearing.

On motion of Council Member Flory, seconded by Council Member Ryhal and carried by unanimous vote, the City Council instructed staff to forward a Consolidated Annual Performance and Evaluation Report to the U.S. Department of Housing and Urban Development (HUD) with the information as outlined in the staff report to Council.

TEMPORARY CONVENING OF REDEVELOPMENT MEETING:

Mayor Losoya temporarily adjourned the City Council meeting and convened a meeting of the Woodland Redevelopment Agency Board at 8:50 p.m. See Agency minutes attached to these Council minutes as Exhibit A. At 9:35 p.m. the

Redevelopment Agency meeting was adjourned, and the Council meeting was reconvened.

Council Member Flory temporarily left the Council meeting at 9:35 p.m.

REPORTS OF THE CITY MANAGER:

REGULAR CALENDAR:

RESOLUTION NO. 4142 - PARK BOND 2000:

Council Member Flory returned to the Council meeting at 9:36 p.m.

On motion of Council Member Flory, seconded by Council Member Borchard and carried by unanimous vote, the City Council adopted Resolution No. 4142 supporting the enactment of the Safe Neighborhood Parks, Clean Water, Clean Air and Coastal Protection Bond Act of 2000 (Villaragosa-Keeley Act) AB 18.

WEB PAGE:

Finance Director Margaret Vicars reported that she received five proposals to design and maintain the City Web Site which were reviewed by three different staff members. She recommended that Council either authorize negotiating a contract for Web Page services with Pacific Municipal Consultants or recruitment for a 60 percent time position of System Support Technician, with focus on multimedia experience.

Following Council discussion the Council tabled action on the development and maintenance of the City Web Page and agreed that Council Members Ryhal and Flory will meet with the Finance Director to review the proposals.

ADJOURNMENT:

At 10:00 p.m. the regular meeting was adjourned to September 28, 1999, 7:00 p.m.

City Clerk of the City of Woodland