

Council Chambers
300 First Street
Woodland, California

May 5, 1992

The Woodland City Council met in regular session at 7:30 p.m. in the City Hall Council Chambers.

PLEDGE OF ALLEGIANCE:

Mayor Rominger invited everyone present to join her in the pledge of allegiance to the Flag of the United States of America.

ROLL CALL:

COUNCIL MEMBERS PRESENT: Rominger, Crescione, Flory, Sandy, Slaven

COUNCIL MEMBERS ABSENT: None

STAFF PRESENT: Kristensen, Ruggiero, Murphy, Martin, Blankenship,
Chancellor, Nies, Pinegar, Suhr, Phipps, Horgan, Scott

MINUTES:

On motion of Council Member Sandy, seconded Council Member Flory and carried by unanimous vote (Council Member Slaven abstained), the City Council approved the minutes of the regular Council meeting of February 18, 1992, with a correction on pages 8, 9 and 10 to change the name of Council Member Rominger to Council Member Timothy.

COMMUNICATIONS:

1. From John H. Moore, President of Woodland Diesel of Woodland, a letter was received expressing opposition to City's alarm ordinance. The City's Comprehensive Fee Schedule includes a \$15.00 per year permit fee for using an alarm system in the City. No Council action was taken.

2. From Harold A. "Slim" Roberts a letter was received offering comments regarding the City's budget. No Council action was necessary.

3. From the Woodland Downtown Improvements Association a letter was received regarding the need for furniture, electrical wiring, a canopy and other improvements at Heritage Plaza. This matter will be scheduled for discussion at the June 2, 1992 Council meeting. Council was advised that it will be asked to consider the

benches at Heritage Plaza on May 19, 1992.

4. From the Woodland Downtown Improvements Association a letter was received outlining activities which have taken place on Heritage Plaza from October 1988 through March 1992 and those planned for the remainder of 1992.

5. From the Woodland Downtown Improvements Association a letter was received requesting that the City allocate \$13,000 for Heritage Plaza operations. On September 30, 1992, the contribution to the Association through the Community Development Block Grant program will no longer be available. This matter will be scheduled for consideration at the May 19, 1992 Council meeting.

6. From Finance Director Peter Woodruff a memo was received advising of claims paid by the City for accounts payable and payroll for the month of March 1992. No Council action was necessary.

7. From the Transportation Advisory Council of Yolo County Social Services a letter was received recommending that the incorporated cities of Yolo County and Yolo County earmark transit funds for a county-wide transit demand assessment study and strategic transit development plan. The City Manager advised that the Yolo County Transit Authority Board has already committed to do the plan.

8. From Woodland Street Cruisers a proposal was received for "The Original Hot August Cruise Night 1992." Council was advised that the Police Department will prepare a response to the proposal for presentation at the May 19 Council meeting.

COMMITTEE REPORTS:

1. From Library Services Director Marie Bryan a report was received transmitting the minutes of the Library Board meetings of March 2 and 16, 1992. No Council action was necessary.

2. From Chief of Police Bob McDonell a report was received transmitting the minutes of the Yolo County Communications Emergency Services Agency meetings of March 13 and 17, 1992. No Council action was necessary.

3. From Parks and Recreation Director John Suhr a report was received summarizing action taken at the Commission on Aging meeting of April 14, 1992. No Council action was necessary.

4. From Community Development Director Janet Ruggiero a report was received transmitting the minutes of the Southeast Area Financing Task Force meeting of April 15, 1992. No Council action was necessary.

5. From City Manager Kris Kristensen a report was received summarizing topics discussed at the County/City 2 x 2 meeting of April 15, 1992.

Council Member Sandy requested a follow-up report from the Police Chief regarding the 2 x 2 discussion of Vehicle Deterrence Funds.

6. From the Community Development Director a report was received transmitting the minutes of the Housing Element Task Force meeting of April 16, 1992. No Council action was necessary.

7. From Redevelopment Coordinator John De Weerd a report was received summarizing action taken at the Redevelopment Citizens Advisory Committee meeting of April 29, 1992. No Council action was necessary.

PUBLIC COMMENT:

Mayor Rominger thanked Melissa Nixon for serving as this meeting's camera operator.

Mayor Rominger also invited everyone to attend a nationwide effort of prayer for a moral rebirth in America to be held at City Hall at 12:20 p.m. on Thursday, May 7, 1992.

The City Manager invited interested persons to attend the Beamer Park Renovation dedication on June 6, 1992, at 10:00 a.m.

PRESENTATION - 1992 HISTORIC RESTORATION AWARDS:

Historical Preservation Commission Chairperson Lisa Shelly showed slides of the 1992 Historic Restoration Awards. Ms. Shelly and Mayor Rominger presented the awards for the following: East Street Court Partners (Rick Elkins) - 1059 Court Street; Manuel and Brenda Arteché - 443 First Street (C1936 Mulcahy commercial building); James Lawson - 413 Court Street (1907 Vernacular home converted to real estate offices); Joe and Sharlene Peyton - 409 Lincoln Avenue (1906 Colonial Revival duplex conversion to offices; and Peggy Witham - 296 West Main Street (1937 Spanish Eclectic home converted to office and retail uses).

PRESENTATION - SUICIDE PREVENTION WEEK PROCLAMATION:

On motion of Council Member Sandy, seconded by Council Member Flory and carried by unanimous vote, the City Council proclaimed May 3-9, 1992 as Suicide Prevention Week.

Mayor Rominger presented the proclamation to Diane Somers, Executive Director of Suicide Prevention of Yolo County.

PRESENTATION - HISTORIC PRESERVATION WEEK PROCLAMATION:

On motion of Council Member Flory, seconded by Council Member Crescione and carried by unanimous vote, the City Council proclaimed May 10-16, 1992 as Historic Preservation Week.

Lisa Shelley accepted the proclamation on behalf of the Historical Preservation Commission.

PRESENTATION - PUBLIC WORKS WEEK PROCLAMATION:

On motion of Council Member Crescione, seconded by Council Member Flory and carried by unanimous vote, the City Council proclaimed May 17-23, 1992 as Public Works Week.

Senior Engineer Dan Blankenship accepted the proclamation from Mayor Rominger on behalf of the Public Works Department.

PRESENTATION - OLDER AMERICAN'S MONTH PROCLAMATION:

On motion of Council Member Slaven, seconded by Council Member Sandy and carried by unanimous vote, the City Council proclaimed May 1992 as Older American's Month.

Mayor Rominger presented the proclamation to John Ferns, Chairperson of the Commission on Aging and former City Manager. He outlined the senior activities for the month of May.

PRESENTATION - "MAKE A WISH FOUNDATION":

On motion of Council Member Flory, seconded by Council Member Crescione and carried by unanimous vote, the City Council recognized May 16 and May 17, 1992 for "The Make A Wish Foundation" fund raising activities. ("The Make A Wish Foundation" is a nonprofit organization established in 1980 to fulfill the special wishes of children with life-threatening illnesses.)

Mayor Rominger presented a certificate of recognition to Ed Dinova of Woodland Car Wash.

HEARING - COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION:

Mayor Rominger said this time was set for a continued hearing to consider the Statement of Community Objectives and Projected Use of Funds for the 1992 Community Development Block Grant Entitlement Application.

Senior Planner Howard Nies said this is the second public hearing on this matter, and Council should accept any additional testimony and then take action on the application.

Mayor Rominger opened the public hearing.

The following persons spoke: Sally Snell, Yolo Family Service Agency; Kathy Trott, Yolo County Coalition Against Hunger; and Mary McCurdy, Yolo Wayfarer Center.

There being no further comments, the hearing was closed. After some discussion Council took the following action:

On motion of Council Member Sandy, seconded by Council Member Slaven and carried by the following vote, the City Council approved the 1992 application for Community Development Block Grant Entitlement funding (and accepted the CBO Committee recommendations) as follows:

Community Based Organizations:

1.Yolo County Coalition Against Hunger	\$ 9,513	
2.Yolo Wayfarers		18,000
3.Adult Day Health Care		7,625
4.Haven House	7,625	
5.Child Sexual Abuse		7,625
6.Citizens Who Care	<u>7,625</u>	
		\$ 58,013

Requests from Other Agencies:

Development Assistance Corporation	\$252,487
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Administration:

Staff Administration	\$ 46,000
Fair Housing	<u>14,500</u>
	\$ 60,500

Total	\$371,000
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AYES: COUNCIL MEMBERS: Crescione, Flory, Sandy, Slaven
NOES: COUNCIL MEMBERS: Rominger
ABSENT: COUNCIL MEMBERS: None

HEARING - PROPOSED NEW TREE ORDINANCE:

Mayor Rominger said the second public hearing is a continued hearing to receive comments on the proposed new tree ordinance to enact regulations governing removal and preservation of street trees, heritage trees, specimen trees and landmark trees within the City of Woodland.

Management Analyst Sherri Martin said after last month's public hearing staff has brought back some alternatives for the Council to consider instead of including the trees on private property in the ordinance itself. She asked for specific comments from the Council or the public on the other contents of the proposed ordinance.

Mayor Rominger reopened the public hearing.

Lloyd Ingraham, 620 Cross Street, Woodland, said he is a member of the Tree Commission, and he feels the City should have a voluntary program which would allow citizens to join the tree preservation program and register their trees with the City. He said eventually the public should be able to get free tree advice from City staff. He said he also felt there should be an education program. He added that people should be notified by the City before the City trims their trees.

Virginia Day, resident in the 700 block of Second Street, Woodland, said she supports the adoption of a tree preservation ordinance.

Meg Haner, 628 Fourth Street, Woodland, said she felt there should be a strong tree preservation ordinance and the public should be educated about the value of trees and their care.

Mike Phillips, 625 Columbia Drive, Woodland, said he felt the residents of Woodland would be more supportive of a narrowly written concept which focuses on the valley oaks.

Georgia Houpt, 855 Columbia Drive, Woodland, said she agrees to the preservation of the oak trees but objects to anyone telling her what she can do with her tree in her own back yard.

Mike Volonte said he felt the ordinance should accomplish tree preservation on a voluntary basis, and the City should not be obligated to provide a free education program to property owners regarding trees. He said the ordinance should not involve a property rights issue.

Tom Vail, Woodland resident, said he felt that the ordinance should go back to the Tree Commission. He said he did not support the classification method used in the proposed ordinance, but he would be more supportive of an ordinance involving normal longevity of a tree for this area.

Chuck Townsend, Yolo County Board of Realtors, said he is opposed to the ordinance, but would support an education process and more public input on this issue.

There being no further comments, Mayor Rominger closed the hearing.

Council Member Flory said he does not want a big demand on staff time to implement the ordinance. He said possibly the Tree Commission could add to their education material criteria for companies which have experience regarding the care of trees. He said he felt it is important to the community to look into a heritage landmark program for trees, and supported sending it back to the Tree Commission.

Council Member Slaven said he supported having tree preservation on a voluntary basis.

Council Member Sandy said he felt the public education was essential to promoting the preservation of trees. He noted that some smaller communities are forming nonprofit tree foundations which promote tree planting and tree education curricula.

Council Member Crescione said he has a concern with telling individuals how they must maintain their tree at home which continually reduces their rights. He said he felt this is a rights issue.

Mayor Rominger said she was supportive of sending the ordinance back to the Tree Commission. She said her concerns are permits and associated fees. She asked the Commission to look into the tree replacement program and asked that additional input be solicited from the public because she felt this program could be very expensive.

Ms. Martin asked for comments regarding trees in the public right of way.

Mayor Rominger said she felt property owners should be notified prior to any work done on their tree. Ms. Martin said for any work other than routine trimming the property

owner receives a certified letter, and then a second letter if there is not response. Typically for trimming, Ms. Martin said a note with a telephone number will be left advising that trimming will be done in the area.

Responding to a question from Council Member Flory, Ms. Martin said currently the City maintains only the trees the City plants, and the proposed ordinance would provide that the City would maintain any tree which is an approved street tree specie and in good health in the public right of way.

Council Member Flory said within the Southeast Area there was discussion about having a planting strip which the City would maintain. The Community Development Director said a lighting and landscaping maintenance district would be formed for maintaining the trees.

Council Member Sandy noted that the General Plan addresses trees and oaks in particular, and to walk away from that would be to ignore specific provisions of the General Plan.

The City Manager said the question before the Council with the ordinance is who is going to maintain all of the trees that are currently in the public tree planting strip. In some cases the City is maintaining many of those trees now, but in some cases where trees have been planted previously by property owners the City has chosen not to maintain those. In this case we are making a clarification which trees the City will maintain. If there are trees outside that strip, the responsibility lies with the property owner. He said the Council's comments from tonight will be sent to the Tree Commission which will work with staff to continue to revise the ordinance and report back to Council.

HEARING - DESIGNATION OF PRIMARY SCHOOL AS HISTORIC SITE:

Mayor Rominger said the third public hearing scheduled is to consider the Historical Preservation Commission's recommendation to designate "Primary School" also known as Rhoda Maxwell Elementary School as a "historical site" due to its value and interest as an elementary school site for over 55 years (address: 175 Walnut Street, Woodland). She said that Yolo County Superintendent of Schools Elizabeth Zemmels has endorsed the proposal. The historical site designation is being requested as part of the Historical Preservation Commission's Preservation Week activities. In addition, the Commission is sponsoring a noon ceremony on May 13, 1992 at the Primary School which is the office of the County Superintendent of Schools. Mayor Rominger then opened the public hearing. There being no comments, she closed the hearing.

Associate Planner Ron Pinegar said the proposal is more of an honorary designation and is not a landmark or district designation.

Resolution No. 3662:

On motion of Council Member Sandy, seconded by Council Member Slaven and carried by unanimous vote, the City Council adopted Resolution No. 3662 designating the Primary School at 175 Walnut Street as a historic site.

HEARING - DESIGNATION OF YOLO CITY STORE AS HISTORIC SITE:

Mayor Rominger said the fourth public hearing scheduled is to consider the Historical Preservation Commission's recommendation to designate the area located within the intersection of Court Street and Sixth Street as a "historical site" due to its value and interest as the approximate location of Henry Wyckoff's "Yolo City" store. She then opened the public hearing, and there being no comments, she closed the hearing.

Resolution No. 3663:

On motion of Council Member Sandy, seconded by Council Member Flory and carried by unanimous vote, the City Council adopted Resolution No. 3663 designating the site of Wyckoff's Yolo City Store near the intersection of Court Street and Sixth Street as a historic site.

REPORTS OF CITY MANAGER:

CONSENT CALENDAR:

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

BID AWARD - TRAFFIC SIGNALS AT E. MAIN STREET AND MATMOR ROAD:

The City Council awarded the contract for construction of traffic signals and safety lighting at East Main Street and Matmor Road, Project No. 92-03 to Richard Heaps Electric and authorized expenditures up to \$86,600.

RESOLUTION NO. 3664 - SOLID WASTE ENFORCEMENT AGENCY:

The City Council adopted Resolution No. 3664 approving the redesignation of the Yolo County Public Health Department as the Lead Enforcement Agency for the City of Woodland regarding solid waste facilities.

COMPLETION OF PLAY EQUIPMENT AT CRAWFORD & BEAMER PARKS:

The City Council accepted the completion of the installation of play equipment at Crawford and Beamer Parks by Ross Recreation Equipment Company; directed the City Clerk to file a notice of completion; and authorized the Mayor and City Manager to execute the notice of completion.

Council took a recess from 9:28 p.m. until 9:35 p.m.

REGULAR CALENDAR:DRAFT FY 1992-93 CITY OPERATIONS & MAINTENANCE BUDGET:

Council Member Flory said that Council has now received the draft Fiscal Year 1992-93 City Operations and Maintenance Budget. He said this is a draft and is subject to several changes over the next few weeks as more revenue and expense information becomes available. He said Council will need to adopt this budget on June 16, 1992 because that is the last regular meeting before the start of the new fiscal year. He said Council needs to determine how it wants to review the document, but he suggested that Council set the fourth Tuesday, May 26, 1992 to discuss the budget in more depth. At that time he said the Director of Finance can give Council a more detailed overview, and Department Heads will be available to answer questions. On June 2 staff can clarify any changes that may become necessary prior to the action on June 16.

Council Member Sandy said he favors the process by which a percentage cut across the board would mean that Council would direct staff to propose those cuts, and then the Council will review those cuts.

The City Manager said every time a draft budget is developed at this early stage in the year we know there will be changes in the document. Secondly, he said the general fund is the typical problem area for the City, but he is "cautiously optimistic" that the kind of situation we see with the draft budget now is one the City can handle. The City still does not know what is going to happen with respect to State actions, and he said the City does not know what will happen with respect to sales tax revenues, but he recommended that Council still pursue the items the budget committee previously recommended.

Council Member Sandy said in recent talks he had with a legislative aide he felt that the State was going to take everything away from local government this year. He suggested that the City stay abreast of legislation which will effect our

bottom line, and that the City be up front with our legislators letting them know that we cannot continue to shoulder the State's budget problems.

Council agreed to discuss the FY 1992-93 Operations and Maintenance Budget at the May 26, 1992 adjourned meeting.

WATER ISSUES:

Senior Civil Engineer Mike Horgan gave Council an update with an overview of storm water as well as other water issues of concern to the City. The update he said identifies various organizations as well as projects that are underway throughout the County. Given the sixth year of the drought that we are experiencing he said one of the more immediate problems is water conservation.

Water Conservation Coordinator Harrison Phipps gave Council a brief overview of the various water conservation issues going on currently in which the City is participating. He reminded everyone that the City is currently in Stage 2 Water Awareness which voluntarily restricts that residents water their yards every other day and between the hours of 6:00 a.m. and 10:00 a.m. Odd numbered households water on Tuesdays, Thursdays and Saturdays, and even numbered households water on Wednesdays, Fridays and Sundays.

Mayor Rominger advised that currently she serves as the co-chairperson of the Yolo Water Group with the Mayor Pro Tem of Davis Lois Volk. She said this is a group of representatives from each of the agencies in Yolo County, including Yolo County, the Reclamation District, a couple of water districts, the University of California at Davis, and they are looking at water conservation practices and county-wide water policy. She said they have sought an alternate supply of surface water.

Mr. Horgan said the draft Yolo County Water Plan Update is going out this month and will be coming to Council at a public hearing in the near future.

GENERAL PLAN AMENDMENT REQUESTS:

The City Manager said the currently adopted General Plan outlines how the community is going to grow for the next 20 years. From time to time, he said, the City receives requests to change the General Plan to allow growth in areas where the Plan has not anticipated it. Currently, he said there are nine requests pending. He asked for some Council direction about how to deal with the requests. Traditionally many of the requests are handled on a case by case basis. He said the process of changing the General Plan is a significant one because the City goes through some time consuming and costly processes to make sure that whatever

change is made with the Plan is consistent internally with the Plan itself and still meets the basic intent of the Plan. He also pointed out that the proposed changes in the General Plan are in addition to the day to day growth issues that are already outlined in the General Plan. He said if we continue with a case by case approach there will be some significant time delays in handling the different issues, and also many of the requests are similar in nature. There will be questions about which is the better approach. The other option open to the Council, he said, is to begin the process of updating the General Plan. The last time the Plan was updated was in December of 1988 which was a 19 to 24 month process. He said normally the City should consider updating its General Plan about every five years, so in 1993 that would be the appropriate time, and we know that it takes about 18 months to complete the process. He said it is a costly process, and the City has typically funded this through the General Capital Outlay funds. He said the Council may want to start the process to deal with the large multitude of projects proposed or else the Council will have to be selective about the projects.

City Attorney Bob Murphy said there are several alternatives to deciding which projects could be considered. He said some parcels are within the City and some are outside the City, and that could be one possible cut. Even some of those that are outside the City are already being considered in the General Plan and some have not. He said the current Plan says that there is an Urban Limit Line beyond which there shall be no development, so that line could be changed project specifically, and that is another possible cut.

After Council comments the City Manager said Council can continue this discussion at the next regular meeting, and at that time staff will be able to give Council better information about what it would take to update the General Plan and what kind of process could be used to be selective up front with each request as it comes in.

NUISANCE ABATEMENT PROCEDURES/SIXTH & LINCOLN PROJECT:

Mayor Rominger said the City Code regulates the abatement of defined nuisances in residential areas. Currently, complaints by citizens are filed with the Community Development Department. Staff investigates the complaints and then sends appropriate letters to the property owner informing of the violation. Some property owners comply upon receipt and others basically ignore the City's request. She said the next steps for abatement have not been clearly defined and require extensive staff work and then if necessary legal action. Due to the time and effort, these nuisances are usually not abated. She said the City Attorney has advised that a court decision in 1990 requires warrants to be obtained in doing investigations for some nuisance abatements. She said these same procedures are

used to handle building and zoning code violations.

The Community Development Director said a draft ordinance has been prepared to implement a more clearly defined nuisance abatement procedure, and the ordinance has been conceptually approved by the Planning Commission. She said the proposed ordinance would provide that a subcommittee of the Planning Commission would serve as a hearing officer to improve the process. Secondly, she said there are costs associated with the abatement process. If a person is not willing to abate the problem, the City will be prepared to assume the cost of the abatement and put a lien against the particular property in questions. This will require some up front funds. She said Council needs to give clear direction that staff is to follow this process to abate the nuisances. With regard to the tower at Sixth and Lincoln Avenue the Community Development Director said the City needs to know that the structure can exist by itself, and if the site is vacant the site needs to be secured. She said there are some people who feel the tower should be saved because it may have historical significance.

The City Manager said before the Council takes any action they need to understand and be committed to support the abatement process. He said nuisance abatement generates many complaints, and he encouraged the Council to take as much time as it needs to consider the proposal.

Council expressed support of the ordinance, but agreed to reconsider the matter at the June 2 Council meeting.

Council also directed staff to set a deadline for the end of May to have the tower at Lincoln Avenue and Sixth Street demolished.

EAST BEAMER STREET SEWER MAIN REPLACEMENT PROJECT:

The City Manager pulled off the agenda the item regarding a proposed increase in the expenditure limit for the East Beamer Street Sewer Main Replacement and Storm Drain Improvement project.

RESOLUTION NO. 3665 - UTILITY STUDY BY STATE ENERGY COMMISSION:

On motion of Council Member Flory, seconded by Council Member Slaven and carried by unanimous vote, the City Council adopted Resolution No. 3665 authorizing Lynn Chancellor, Management Analyst, to file an application with the

California Energy Commission for participation in its Energy Partnership Program.

On motion of Council Member Flory, seconded by Council Member Slaven and carried by unanimous vote, the Council agreed to extend the meeting from 11:00 p.m. until 11:05 p.m.

APPOINTMENT TO CHILD CARE COMMISSION:

Council postponed the appointment of a new Child Care Commission member.

GOAL SETTING SESSION:

The City Council agreed to meet in the evening on a week night in the first or second week in June to discuss goal setting.

On motion of Council Member Sandy, seconded by Council Member Flory and carried by unanimous vote, the City Council agreed to extend the meeting from 11:05 p.m. until 11:10 p.m.

FUTURE MEETING AGENDA ITEMS:

Mayor Rominger requested a joint meeting with the Redevelopment Citizens Advisory Committee to discuss restrictions of the Redevelopment Agency.

Mayor Rominger requested a one-year review of the Redevelopment Coordinator position regarding keeping the position within the Community Development Department.

ADJOURNMENT:

At 11:10 p.m. there being no further business the meeting was adjourned.

City Clerk of the City of Woodland