Council Chambers 300 First Street Woodland, California

January 21, 1992

The Woodland City Council convened a special session at 6:45 p.m. and immediately adjourned to closed session in the Second Floor Conference Room of City Hall to discuss personnel and pending litigation matters. All Council Members were present at the meeting (present were Holman, Crescione, Flory, Sandy and Timothy). City Manager Kris Kristensen, Assistant City Manager Kristine O'Toole and City Attorney Bob Murphy were also present at the meeting.

Council adjourned the closed session and the special session at 7:29 p.m.

The Woodland City Council met in regular session at 7:40 p.m. in the City Hall Council Chambers.

PLEDGE OF ALLEGIANCE:

Mayor Holman 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: Holman, Crescione, Flory, Sandy, Timothy

COUNCIL MEMBERS ABSENT: None

STAFF PRESENT: Kristensen, O'Toole, Murphy, Ruggiero, Harrison, Horgan,

Suhr, Woodruff, McDuffee, Ostebo

CITY MANAGER ANNOUNCEMENT:

City Manager Kris Kristensen announced that the Council met in closed session from 6:45 p.m. until 7:35 p.m. to discuss personnel and pending litigation matters as provided by the California Government Code. He said no Council action was taken at the meeting.

MINUTES:

On motion of Council Member Sandy, seconded by Council Member Flory and carried by unanimous vote, the City Council approved the minutes of the regular meeting of November 5, 1991 and the adjourned meetings of January 9 and January 11, 1992, as prepared.

COMMUNICATIONS:

- 1. From Greyhound Lines, Inc. a letter was received advising of an application filed with the California Public Utilities Commission for authority to increase passenger bus fares and to restructure the manner in which fares are determined. No Council action was necessary.
- 2. From Larry G. Powell, Woodland, a letter was received protesting garbage rate increases and curbside recycling. Council also received a copy of a response letter sent to Mr. Powell from Management Analyst Sherri Martin. No Council action was necessary.
- 3. From the State Department of Alcoholic Beverage Control a copy of an application was received for an on sale general alcoholic beverage license for Michelle's Carrousel, 417 Main Street, Woodland. No Council action was necessary.
- 4. From City Finance Director Peter Woodruff a memo was received advising of accounts payable and payroll paid by the City for the month of December 1991. No Council action was necessary.
- 5. From the State Department of Alcoholic Beverage Control a copy of an application was received for an on sale general alcoholic beverage license for La Villa Restaurant, 420 First Street. No Council action was necessary.

COMMITTEE REPORTS:

- 1. From Chief of Police Bob McDonell a report was received transmitting the minutes of the meeting of the Governing Board of the Yolo County Communications Emergency Services Agency of November 22, 1991. No Council action was necessary.
- 2. From Parks and Recreation Director John Suhr a report was received summarizing action taken at the City Commission on Aging meeting of December 10, 1991. No Council action was necessary.
- 3. From Finance Director Peter Woodruff a report was received transmitting minutes of the Yolo County Public Agency Risk Management Insurance Authority meeting of December 18, 1991. No Council action was necessary.
- 4. From City Manager Kris Kristensen a report was received transmitting minutes of the Woodland Joint Unified School District/City 2 x 2 meeting of January 6, 1992. No Council action was necessary.

5. From Senior Engineer Dan Blankenship a report was received transmitting the minutes of the Traffic Safety Commission meeting of January 6, 1992. No Council action was necessary.

PUBLIC COMMENT:

Shirley Brown, applicant in regard to an appeal filed by Norma Turner and Christian Wilde of Planning Commissions approval of her conditional use permit/PUD modification, asked to speak in regard to the continued appeal hearing scheduled for this meeting. The appellants had requested a continuance of the public hearing.

Mayor Holman said it would be more appropriate for Ms. Brown to present her comments during the hearing rather than at this time.

City Attorney Bob Murphy said this particular appeal hearing is still open and has been continued. He said he would be reluctant to have the hearing proceed with testimony from one side and not the other. He said either the hearing should be held tonight or continued to a later date.

HEARING - APPEAL OF NORMA TURNER AND CHRISTIAN WILDE:

The City Manager said this time had been set for the continued public hearing to consider the appeal filed by Norma Turner and Christian Wilde of the Planning Commission's approval of a conditional use permit/planned unit development modification for an existing home located at 1574 Owens Valley Drive to allow reduced rear yard setback of 12 to 14 feet.

Community Development Director Janet Ruggiero said staff met last Friday (January 17, 1992) with applicant Shirley Brown and appellant Norma Turner. She said while progress was made, an agreement has not been reached. She said Mrs. Turner advised her today that she could not attend tonight's hearing, and she said she does not know if they can resolve the two unresolved issues. She said staff recommends that the hearing be continued to February 4, 1992 with a letter being sent to both parties advising that a decision will definitely be made at that time. She advised that Mr. Wilde has hired legal counsel and Mrs. Turner has hired the same legal counsel. She said Mr. Wilde has not been attending any of the meetings.

On motion of Council Member Flory, seconded by Council Member Sandy and carried by unanimous vote, the City Council continued the hearing on the appeal of Norma Turner and Christian Wilde to February 4, 1992.

HEARING - WATER SHORTAGE CONTINGENCY PLAN:

The City Manager announced that the second public hearing scheduled is for the purpose of receiving comments on the Urban Water Management Plan amendment which will address the potential three-year continuance of the drought with a Water Shortage Contingency Plan.

Senior Civil Engineer Mike Horgan said the amendment is in response to an Assembly Bill, and at the conclusion of the hearing if Council finds the draft to be acceptable, staff asks Council to introduce the proposed ordinance to be read by title only.

Water Conservation Coordinator Harrison Phipps reviewed the draft Water Shortage Contingency Plan. He noted that there were a few changes which were required by the State to the City's current City Ordinance No. 1186 regarding water conservation. One change was to include in Stage One, Water Awareness, an ordinance against wasting water. Also he pointed out that Stage Four, Water Crisis, the water consumer shall comply with a 50 percent reduction in normal water use whereas the existing ordinance calls for a 40 percent reduction. He said he received a note from the League of Women Voters indicating they felt that educational programs in the schools should be started earlier than Stage Four, Water Crisis, as the Plan outlines. He added that Stage Three, Water Emergency, requires a 25 percent reduction.

Mayor Holman opened the public hearing.

Bruce Jacks said he has been a Woodland resident since 1972 and asked about the requirement in Stage Three that pools and spas must be covered to prevent water loss. He asked if that was a State mandated requirement. He asked if pools are a larger consumer of water through evaporation than watering of lawns.

The City's Water Conservation Coordinator said that is not a State requirement, but is a provision of existing Ordinance No. 1186. He said he agreed and felt that the requirement was a little too restrictive, but he only changed the existing ordinance to reflect the State requirements.

Mr. Jacks said if the City does a study, the results will probably show there is very little water loss from pool evaporation, and he requested that the pool coverage requirement be moved to Stage Four because it is more restrictive and puts a financial burden on pool owners. He said another problem is trying to police the requirement.

Council Member Sandy said he does not have any problem with moving the

requirement to Stage Four.

Nadine Noelting from the Woodland League of Women Voters said the League did ask if the educational program could be moved up in the Water Shortage Contingency Plan but were not supporting a need to hire a coordinator. She said the League felt the Schools might be interested in integrating the program in the school curricula.

Council Member Flory said he wanted the educational program to be moved up to Stage Two. He said the League of Women Voters and the Chamber of Commerce might be able to assist in getting the educational program going.

The City Manager said if Council can introduce the ordinance at this time staff can report back at a later date regarding the type of work program that could be used to accomplish that.

There being no further comments from the audience, Mayor Holman closed the public hearing.

Ordinance No. 1202:

On motion of Council Member Sandy, seconded by Council Member Flory and carried by unanimous vote, the City Council introduced and read by title only Ordinance No. 1202, "An Ordinance of the City of Woodland Amending Article XI, Sections 23C-11-1, 23C-11-3, and 23C-11-6 of the Municipal Code." (This action includes moving the requirement that pools and spas be covered from Stage Three to Stage Four.)

HEARING - REVISIONS TO SUBDIVISION ORDINANCE:

The City Manager said the third public hearing is for the purpose of considering various revisions to Chapter 21 of the City Code entitled "Subdivisions."

Associate Planner Colleen McDuffee briefed Council on the proposed revisions to the Subdivision Ordinance.

Mayor Holman opened the hearing.

John Tallman from Morrison Homes thanked staff for allowing developers to work with them on the ordinance amendments. He said the only issue that was not resolved was the issue of vested rights regarding maps.

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

Ordinance No. 1203:

On motion of Council Member Timothy, seconded by Council Member Crescione and carried by unanimous vote, the City Council introduced and read by title only Ordinance No. 1203, "An Ordinance Amending Chapter 21 of the City of Woodland Municipal Code Regulating Subdivisions."

TEMPORARY ADJOURNMENT OF COUNCIL MEETING:

Mayor Holman temporarily adjourned the meeting of the Council at 8:39 p.m. in order to convene the meeting of the City of Woodland Redevelopment Agency. See Agency minutes attached to these Council minutes as Exhibit A. At 8:45 p.m. the Redevelopment Agency meeting was adjourned, and the Council meeting was reconvened.

REPORTS OF CITY MANAGER:

CONSENT CALENDAR:

Council Member Flory asked that the item regarding the July 4th Celebration be removed from the Consent Calendar.

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

AUDITS/FINANCIAL REPORT FOR YEAR ENDED JUNE 30, 1991:

The City Council accepted the Comprehensive Annual Financial Report for the fiscal year ended June 30, 1991, which includes audited financial statements for the City and Redevelopment Agency; and accepted the Management Letter prepared by the audit firm of Boysol, Myers & Pon and approved the response to the Management Letter (attached to the staff report).

REGULAR CALENDAR:

JULY 4TH FIREWORKS DISPLAY CONTRACT:

Council Member Flory said he wanted to make sure the contract with Pyro-Spectacular for the July 4th fireworks display has been reviewed by the City Attorney and all of the City's liability coverage needs have been addressed.

Fire Division Chief Dave Ostebo said the City has the necessary insurance certificates it needs with the contractor. The City Manager said the contract will be reviewed by the City Attorney before it is executed.

On motion of Council Member Flory, seconded by Council Member Timothy and carried by unanimous vote, the City Council allocated \$6,000 to support the 4th of July celebration for 1992 and approved a contract with Pyro-Spectacular for the fireworks display.

WATER ISSUES UPDATE:

Senior Civil Engineer Mike Horgan gave Council an update of water issues, including storm water issues as well as ground water supply.

CHILD CARE GRANT APPLICATION:

On motion of Council Member Sandy, seconded by Council Member Timothy and carried by unanimous vote, the City Council authorized an application for a Federal Child Care and Development Services Grant.

YOLO COUNTY AIR POLLUTION CONTROL DISTRICT AIR QUALITY ATTAINMENT PLAN:

On motion of Council Member Sandy, seconded by Council Member Crescione and carried by unanimous vote, the City Council directed staff to transmit a letter to the Yolo-Solano Air Pollution Control District Board with the City of Woodland's comments on the Yolo-Solano Draft Air Quality Attainment Plan.

RESOLUTION NO. 3646 - SUPPORT OF HOUSING BOND ACT:

On motion of Council Member Sandy, seconded by Council Member Flory and carried by unanimous vote, the City Council adopted Resolution No. 3646 supporting the passage of Senate Bill 593 (Roberti), the California Housing Bond Act, to be on the June 2, 1992 State-wide ballot.

CHAMBER OF COMMERCE TRANSPORTATION MANAGEMENT ASSOCIATION DEVELOPMENT GRANT APPLICATION:

On motion of Council Member Sandy, seconded by Council Member Crescione and carried by unanimous vote, the City Council authorized the Mayor to send a letter to the Woodland Chamber of Commerce supporting its Transportation Management Association Development Grant application from Caltrans.

3-YEAR CAPITAL BUDGET:

On motion of Council Member Timothy, seconded by Council Member Flory and carried by unanimous vote, the City Council agreed to discuss the three-year Capital Budget for Fiscal Years 1991-92, 1992-93 and 1993-94 at the February 4, 1992 Council meeting to allow Council Members additional time to review the document.

PEDDLERS AND SOLICITORS ORDINANCE:

Council Member Sandy had requested at the January 7, 1992 Council meeting that the Peddlers and Solicitation Ordinance be placed on this agenda for review and discussion. He said there seems to be a lot of people running around selling strange things. He said they seem to dump a large number of sales people in the downtown area running through the stores in an aggressive manner. He asked what the City can do to register, pay a fee for peddling and display some form of identification.

City Attorney Bob Murphy said the City can have permit and license requirements, but once they go through the process they are allowed to peddle their products. He said all of this can be built into the ordinance, but it is an enforcement problem and administratively logistical problem because most of the time these people are gone when enforcement efforts are made.

The City Manager said he was concerned about people wearing badges with a City of Woodland license. He said people might see the badge as an endorsement of the product the people are selling. He said the City does not test the products, and he was concerned about the kind of message that sends.

Council Member Sandy said he and Council Member Flory will be meeting in a 2 \times 2 with the Chamber of Commerce tomorrow and have an article placed in the Chamber newsletter letting people know what the law is, and that businesses just have to place a "no solicitors" sign on their door.

EMPLOYER-EMPLOYEE RELATIONS SERVICES CONTRACT:

On motion of Council Member Timothy, seconded by Council Member Sandy and carried by unanimous vote, the City Council authorized a new two-year agreement with William Avery and Associates to provide labor relations services for the City.

FUTURE MEETING AGENDA ITEMS:

Council Member Sandy requested an update on the negotiations with Lewis Homes regarding the sound wall along County Road 98.

ADJOURNMENT:

City Clerk of the City of Woodland

At 10:50 p.m. the meeting was adjourned to January 28, 1992, 7:00 p.m.