

Council Chambers
300 First Street
Woodland, California

August 20, 1991

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 pending litigation. All Council Members were present at the meeting except Council Member Flory (present were Holman, Crescione, Sandy and Timothy). City Manager Kris Kristensen was also present at the meeting.

Council adjourned the closed session and the special session at 7:35 p.m.

The Woodland City Council met in regular session at 7:35 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, Sandy, Timothy

COUNCIL MEMBERS ABSENT: Flory

STAFF PRESENT: Kristensen, O'Toole, Murphy, Tribbett, Ruggiero, Suhr,
DeWeerd, Woodruff, Bryan, Olson

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 issues regarding litigation as provided by Government Code Section 54956.9. He said no Council action was taken at the meeting.

MINUTES:

On motion of Council Member Crescione, seconded by Council Member Timothy

and carried by the following vote, the City Council approved the minutes of the regular Council meeting of May 21, 1991, as prepared:

AYES: COUNCIL MEMBERS: Crescione, Timothy, Holman
NOES: COUNCIL MEMBERS: None
ABSENT: COUNCIL MEMBERS: Flory
ABSTAINED: COUNCIL MEMBERS: Sandy

On motion of Council Member Sandy, seconded by Council member Timothy and carried by the following vote, the City Council approved the minutes of the regular Council meeting of June 4, 1991, as prepared:

AYES: COUNCIL MEMBERS: Sandy, Timothy, Holman
NOES: COUNCIL MEMBERS: None
ABSENT: COUNCIL MEMBERS: Flory
ABSTAINED: COUNCIL MEMBERS: Crescione

COMMUNICATIONS:

1. From Finance Director Peter Woodruff a memo was received advising of claims paid for payroll and accounts payable for July 1991 totalling \$2,161,065.66. No Council action was necessary.

2. From the State Department of Transportation a letter was received advising of its intent to relinquish highway right of way along old State Route 113 (East Street) to the City along with overcrossings the State constructed on Gibson Road and Gum Avenue. The City Manager said staff has been anticipating this action which will mean that the City will be maintaining the rights of way instead of the State. No Council action was necessary.

3. From Kim Norris, 127 Pendegast Street, Woodland, a letter was received requesting that she be allowed to address the Council on September 3 regarding modifications to the existing leash law.

Council agreed to schedule a discussion of the leash law for the September 3, 1991 Council meeting.

COMMITTEE REPORTS:

1. From Chief of Police Bob McDonell a report was received transmitting the minutes of the Yolo County Emergency Service Agency meeting of May 3, 1991. No Council action was necessary.

2. From Community Development Director Janet Ruggiero a report was received transmitting the minutes of the Growth Management Committee meeting of August 5, 1991. No Council action was necessary.

3. From Director of Public Works Ron Tribbett a report was received transmitting the minutes of the Traffic Safety Commission meeting of August 5, 1991. No Council action was necessary.

4. From City Manager Kris Kristensen a report was received transmitting the minutes of the Chamber/City 2 x 2 meeting of August 7, 1991. No Council action was necessary.

5. From the City Manager a report was received advising of topics discussed at the County/City 2 x 2 meeting of August 14, 1991. No Council action was necessary.

PUBLIC COMMENT:

Mayor Holman thanked Corey Parker for operating the video camera for this meeting.

HEARING - MAJOR PROJECTS FINANCING PLAN:

The City Manager said the only public hearing scheduled is a continued hearing to consider introduction of an ordinance and adoption of resolution adopting the Major Projects Financing Plan.

The Community Development Director said Council held a hearing on August 6, 1991 on the Major Projects Financing Plan and received the revised development fee schedule. Based on the input received at the meeting, she said no changes were made to that fee schedule. As a result of a follow-up meeting with developers three areas will require Council review: credit language, time for fee collection and affordable housing fee options. She said inserted in the development fee ordinance will be the provision that credit towards development fees will only be given for projects listed in the Major Projects Financing Plan, and credit will be given in the amount of the actual cost of the project. She said staff still recommends that the development fees shall be due and payable at the time of building permit issuance. She then outlined several options for possible language in the ordinance regarding the waiver or deferral of development fees for affordable housing units.

Mayor Holman opened the hearing.

The following persons spoke: Rick Elkins, representing the Woodland Chamber of Commerce; Skip Smidt, Building Industry Association; Mark Engstrom, 1769 Woodside Drive, Woodland; David Jones, attorney with Legal Services of Northern California; Tony Evans, developer; and John Tallman, Morrison Homes.

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

After some Council discussion about the language in the proposed ordinance City Attorney Bob Murphy advised that on page 5 of the ordinance the "Facilities fees shall be paid by each applicant prior to issuance of a building permit" instead of by each "developer." He also said based on Council comments he will change the language on page 7 to indicate that "The City Council shall by resolution, adopt administrative guidelines to provide procedures for the calculation, adjustment, reimbursement, credit, deferred payment or waiver of the capital improvement facilities fees."

Ordinance No. 1193:

On motion of Council Member Sandy seconded by Council Member Crescione and carried by unanimous vote, the City Council introduced and read by title only Ordinance No. 1193, "An Ordinance of the City of Woodland Repealing Uncodified Ordinances Number 1069, 1086, 1124 and 1174; Repealing Section 23C-6-11 of the Woodland Municipal Code; Amending Section 23C-6-6 of the Woodland Municipal Code Relating to Sewer Connection Charges; and Repealing and Enacting Section 6-1-1 of the Woodland Municipal Code Relating to Capital Improvement Facilities Fees."

TEMPORARY ADJOURNMENT OF COUNCIL MEETING:

Mayor Holman temporarily adjourned the meeting of the Council at 8:55 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 9:18 p.m. the Redevelopment Agency meeting was adjourned, and the Council meeting was reconvened.

RECESS:

Council took a recess from 9:18 p.m. until 9:25 p.m.

REPORTS OF CITY MANAGER:

CONSENT CALENDAR:

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

MOUNTAIN-VALLEY LIBRARY SYSTEM ADVISORY BOARD APPOINTMENT:

The City Council accepted the recommendation of the Library Board and appointed Theodore Hostetler, current Library Board member, to represent Woodland on the Mountain-Valley Library System Advisory Board through June of 1993.

PURCHASE OF TERMINALS FOR LIBRARY SYSTEM UPGRADE:

The City Council authorized the Woodland Public Library to purchase seven microcomputers from D & G Computers in the amount of \$11,459.

YOLO DIVERSITY 2000 PROJECT CO-SPONSORSHIP:

The City Council agreed to co-sponsor the Yolo Diversity 2000 Project to be held on October 19, 1991 at the Yolo County Fairgrounds.

QUARTERLY FINANCIAL STATUS REPORT:

The City Council received the Quarterly Fiscal Year 1990-91 Financial Status Report.

REGULAR CALENDAR:

RESOLUTION NO. 3627 - TRANSPORTATION DEVELOPMENT ACT CLAIM:

On motion of Council Member Timothy, seconded by Council Member Sandy and carried by unanimous vote, the City Council adopted Resolution No. 3627 entitled "Resolution Authorizing Filing of Annual Claim for Local Fund Apportionment."

COLLEGE PARK ANNEXATION AGREEMENT:

The City Manager recommended that Council postpone action on the College Park Annexation Agreement until the August 27, 1991 adjourned regular meeting to be held at the Sutter Street Corporation Yard.

ABANDONED VEHICLE ABATEMENT JOINT POWERS AUTHORITY:

The Community Development Director advised Council that the legislature

in 1990 adopted AB 4114 which provided for the development of a local abandoned vehicle abatement program. Existing law imposed a \$1.00 vehicle registration fee for deposit in the Abandoned Vehicle Trust Fund which was used by Department of California Highway Patrol and specified local abandoned vehicle nuisance abatement programs. This bill deleted those provisions and instead created a mechanism to allow cities and counties to create a local service authority. This service authority would impose a fee of \$1.00 on vehicles registered in that County. Those fees would be deposited in the Abandoned Vehicle Trust Fund and would then be appropriated for allocation to the local program after deduction of certain administrative costs.

Council agreed to postpone action to participate in the abandoned vehicle abatement program at this time and wait one year to determine if the program might be worthwhile. The City Manager said he would advise the County and other cities in the County of the City's intentions.

REDISTRIBUTION OF FUNCTIONS OF GENERAL SERVICES MANAGER POSITION:

Assistant City Manager Kristine O'Toole reported to Council on a recommended redistribution of the functions of the General Services Manager position in the Finance Department:

On motion of Council Member Sandy, seconded by Council Member Timothy and carried by unanimous vote, the City Council (1) eliminated the position of General Services Manager; (2) approved the job description for Personnel Analyst, the job description and salary for Personnel Technician (\$1946-\$2366), and the job description and salary for General Services Technician (\$1853-\$2253); and (3) appointed Assistant City Manager as the alternate board member for Yolo County Public Agency Risk Management Insurance Authority (YCPARMIA).

RECREATION PROGRAM MANAGER POSITIONS JOB DESCRIPTIONS/SALARY:

The City Manager recommended that the agenda item regarding job descriptions and salaries for Recreation Program Manager positions be postponed.

DIAMOND LUMBER BUILDING REMODEL:

On motion of Council Member Crescione, seconded by Council Member Sandy and carried by unanimous vote, the City Council authorized staff to call for

bids for the remodeling of the Diamond Lumber building (1122 Main Street) in an amount not to exceed \$90,000.

FUNDING OF RECONNAISSANCE LEVEL FEASIBILITY EVALUATION OF WATER SUPPLY ALTERNATIVES:

On motion of Council Member Timothy, seconded by Council Member Sandy and carried by unanimous vote, the City Council authorized the expenditure of \$11,000 from the Water Reserve for Development Fund for City participation in a Reconnaissance Level Feasibility Evaluation of Water Supply Alternatives.

OPPOSITION TO A.B. 2090 RE PRIVATE WATER RIGHT SALES AND TRANSFERS:

On motion of Council Member Timothy, seconded by Council Member Sandy and carried by unanimous vote, the City Council authorized preparation of a letter signed by the Mayor addressed to our State legislators and the League of California Cities expressing the City of Woodland's opposition to Assembly Bill 2090 (Katz) regarding private water right sales and transfers.

AIR POLLUTION CONTROL DISTRICT - MEMBERSHIP:

On motion of Council Member Timothy, seconded by Council Member Sandy and carried by unanimous vote, the City Council approved sending the attached resolution (Exhibit B) requesting that the League of California Cities sponsor legislation to allow cities to be directly represented on the Board of Directors of local Air Pollution Control Districts such as the Yolo Solano Air Pollution Control District.

S.B. 376 RE SMOKING/TOBACCO CONTROLS:

On motion of Council Member Sandy, seconded by Council Member Crescione and carried by unanimous vote, the City Council directed staff to prepare letters to Assemblywoman Hansen, Senator Tim Leslie, and Governor Pete Wilson expressing opposition to Senate Bill 376 (Hill-Felando) regarding State-wide tobacco controls (pre-empting local ordinances).

MAYOR SELECTION PROCESS:

Mayor Holman said he wants to protect the process of selecting the Mayor which has been a tradition for approximately 35 years, following the high vote-getter pattern. He requested that the Council confirm this existing process of

appointing the Council candidate who received the highest number of votes as Mayor Pro Tempore, to be appointed Mayor two years later. He also suggested that an advisory measure be placed on the next municipal election ballot to determine if the community is in support of this current process. He said he is aware of State law giving the Council the right to appoint one of its members as Mayor despite an ordinance the City has to the contrary. He said he feels very strongly about this issue because Woodland has enjoyed a trouble free transition over many years.

City Attorney Bob Murphy said the current City Code provisions state the State law which is that the minimum requirement is that the City Council shall meet the Tuesday following a municipal election and select a Mayor and Mayor Pro Tempore. He said there are a lot of options, but as long as the Council stays within those minimum requirements, the Council could change those options whenever the Council desires. If the Council also desires to get a reading from its electorate as to what other possibilities exist within those minimums, the Council has the right to do so. He said there has been no suggestion which is contrary to State law.

Responding to an inquiry from Council Member Timothy the City Manager said staff will look into the cost of placing a measure on the April 1992 ballot and report back to Council.

Mayor Holman said he feel so strongly about the issue that he is willing to cover the additional expense of placing the measure on the ballot.

Vice Mayor Timothy said she supported placing the advisory measure on the ballot.

Council Member Sandy said he does not have strong feelings about the issue, but he said tradition can lead you astray and tradition can lead you into noncompliance with your legal documents, such as the City Code. He said an advisory vote will carry some weight and will be tying the hands of future Councils. He said, however, that if the Council feels strongly about it, he could go along with placing an advisory measure on the ballot.

On motion of Council Member Timothy, seconded by Council Member Sandy and carried by unanimous vote, the City Council extended the meeting from 11:00 p.m. to 11:15 p.m.

After further discussion Council agreed that Mayor Holman will work with

the City Attorney on the proposed language for an advisory measure and report back to the Council at a later date.

On motion of Council Member Timothy, seconded by Council Member Sandy and carried by unanimous vote, the City Council extended the meeting from 11:15 p.m. to 11:30 p.m.

VACANCY ON BOARD OF BUILDING APPEALS:

After some discussion Council agreed that Council Member Crescione will work with the City Clerk in recruiting to fill a long standing vacancy on the Board of Building Appeals rather than changing the City Code to allow residents outside the City limits to apply for that particular advisory Board.

FUTURE AGENDA ITEM:

Vice Mayor Timothy requested a future agenda item regarding the Veterans Administration plans to site a hospital in the Woodland area and the potential impacts on the City of Woodland.

TEMPORARY ADJOURNMENT OF COUNCIL MEETING:

Mayor Holman temporarily adjourned the meeting of the Council at 11:30 p.m. in order to convene the meeting of the City of Woodland Public Facilities Corporation. See Corporation minutes attached to these Council minutes as Exhibit C. At 11:33 p.m. the Woodland Public Facilities Corporation meeting was adjourned, and the Council meeting was reconvened.

ADJOURNMENT:

At 11:33 p.m. there being no further business, the Council meeting was adjourned to August 27, 1991, 7:00 p.m.

City Clerk of the City of Woodland