

Council Chambers
City Hall
300 First Street
Woodland, California

November 7, 1989

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

PLEDGE OF ALLEGIANCE:

Mayor Nofziger 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: Nofziger, Flory, Holman, Peyton, Sandy

COUNCIL MEMBERS ABSENT: None

STAFF PRESENT: Kristensen, Suhr, Nies, McDuffee, Tribbett, Bryan, McDonell, Moe, Ruggiero, McPherson, Buchanan

MINUTES:

On motion of Council Member Peyton, seconded by Council Member Sandy and carried by unanimous vote, the City Council approved the minutes of the regular meeting of September 5, 1989, and the regular meeting of September 19, 1989, as prepared.

On motion of Council Member Holman, seconded by Council Member Sandy and carried by the following vote, the City Council approved the minutes of the adjourned meeting of October 2, 1989, as prepared:

AYES: COUNCIL MEMBERS: Flory, Holman, Nofziger

NOES: COUNCIL MEMBERS: None

ABSTAINED: COUNCIL MEMBERS: Peyton, Sandy

On motion of Council Member Holman, seconded by Council Member Sandy and carried by the following vote, the City Council approved the minutes of the adjourned meeting of October 13, 1989, and the adjourned meeting of October 27, 1989, as prepared:

AYES: COUNCIL MEMBERS: Flory, Holman, Sandy, Nofziger

NOES: COUNCIL MEMBERS: None

ABSTAINED: COUNCIL MEMBERS: Peyton

On motion of Council Member Peyton, seconded by Council Member Sandy and carried by unanimous vote, the City Council approved the minutes of the adjourned meeting of November 1, 1989.

PRESENTATION TO YOUTH IN GOVERNMENT STUDENTS:

Mayor Nofziger presented certificates of recognition to the following Woodland High School students who had served as Council Members during the Youth in Government Day mock Council meeting held in the morning: Eric Curtis, Mayor; Jesscia Holt, Vice Mayor; Monica Mais, Council Member; Jill Tommeraason, Council Member; and Jason Jaques, Council Member. Other students participating in the mock meeting in the morning were from Woodland High School, Community High School, Douglass Junior High School, Lee Junior High School, Liberty Christian School, and Woodland Christian School.

COMMUNICATIONS:

1. From Kenneth Bryant of Comstock Johnson Architects, Inc., agent for Kentucky Palm Associates (owner) a notice of appeal was received regarding the Planning Commission's denial of an amendment to a tentative parcel map for property at the southeast corner of Kentucky Avenue and Palm Avenue.

On motion of Council Member Peyton, seconded by Council Member Flory and carried by unanimous vote, the City Council set a November 21, 1989 hearing to consider the appeal of Kenneth Bryant.

2. From Harry L. Miller, President of the Yolo County Taxpayers' Association, a letter was received urging the Woodland City Council and the Yolo County Board of Supervisors to act quickly to negotiate for delivery of water from Lake Berryessa to Yolo County agencies. City Manager Kris Kristensen said he did not have any facts to support that type of Council action, but he said he would continue to look at the issue and keep the Council informed.

3. From Mary McCurdy, Executive Director of the Yolo Wayfarer Center, a letter was received advising that the Center is able and willing to provide emergency shelter to the homeless as long as the cost is within their budget. No Council action was necessary.

4. From Helen M. Thomson, Vice Chair of the Yolo County Board of Supervisors, a letter was received explaining the time schedule for adopting the County's Solid Waste Management Plan. This matter will be discussed during the public hearing portion of the meeting.

5. From Mark E. Scranton of the Scranton Law Firm an application was received for permission to file a late claim on behalf of Michael T. Rothchild, minor, and his guardian Rosellen Rothchild. Accompanying the application was a claim against the

City for an unspecified amount for injuries and damages incurred as a result of an accident which occurred near claimant's residence at 31 Grand Avenue. On recommendation of the City's risk manager and Ron Moe, City Attorney, the City Council took the following action:

On motion of Council Member Peyton, seconded by Council Member Flory and carried by unanimous vote, the City Council granted permission to Michael Rothchild and Guardian Rosellen Rothchild to present late claim against the City.

On motion of Council Member Peyton, seconded by Council Member Flory and carried by unanimous vote, the City Council rejected the claim against the City filed on behalf of Michael Rothchild and referred the claim to the City's insurance representative.

6. From Carl A. Peters and Darla D. Peters a notice of appeal was received regarding the Planning Commission's denial of a request for a conditional use permit for a Country Western dance facility at the Cottonwood Plaza Shopping Center, 646 Cottonwood Street.

On motion of Council Member Flory, seconded by Council Member Holman and carried by unanimous vote, the City Council set a November 21, 1989 hearing to consider the appeal filed by Carl A. Peters and Darla D. Peters.

7. From Annette M. Bahneman, 621 East Street, #133, Woodland, a claim against the City was filed in the amount of \$1,000.00 in connection with an accident in which claimant fell on the sidewalk at the corner of First and Main Streets on August 28, 1989.

On motion of Council Member Holman, seconded by Council Member Peyton and carried by unanimous vote, the City Council rejected the claim against the City filed by Annette M. Bahneman.

COMMITTEE REPORTS:

1. From Community Development Director Janet Ruggiero a report was received summarizing action taken by the Historical Preservation Commission at its meeting of October 10, 1989, as follows: (a) Commission agreed to sponsor the "Stroll Through History" on an annual basis and to submit a proposed budget to the City Council at a later date; (b) Commission adopted resolutions of appreciation for B. J. Ford and Chris Dreith for their work on the "Stroll"; (c) Commission discussed new walking tour street signs for the updated tour route and directed staff to find some examples of signs done by other jurisdictions; (d) Commission tentatively agreed to work on the preparation

of a walking tour brochure of historic downtown Woodland; (e) Commission agreed to start work on updating the Historic Resources Inventory to reflect the new information obtained from the research done for the new walking tour brochure; and (f) Commission presented a certificate of recognition to Associate Planner/Commission Secretary Ron Pinegar for his contributions to the successful completion of the 1989 "Walking Tour of Historic Woodland" brochure.

2. From Parks and Recreation Director John Suhr a report was received summarizing action taken by the Parks and Recreation Commission at its meeting of October 18, 1989, as follows: (a) Commission heard a report from the Playground Equipment Committee on the progress of the installation of playground equipment at City Park; (b) Commission endorsed the 1990 Parks and Recreation Capital Budget and recommended approval to the City Council; (c) Commission discussed Bemmerly Park walkway and recommended that staff install the night security light in the park; (d) Chairman Meyer updated the Commission on the Southeast Area Plan; and (e) Commission prioritized the Parks and Recreation Supplemental Requests and placed the first priority on the requests for permanent personnel. No Council action was necessary.

3. From Assistant to the City Manager Sandy McPherson a report was received transmitting the minutes of the September 26, 1989 meeting of the Recycling Committee. No Council action was necessary.

4. From the Community Development Director a report was received summarizing action taken by the Planning Commission at its meeting of October 19, 1989, as follows: (a) Commission denied a request for a conditional use permit (CUP) for a Country and Western dance facility at the Cottonwood Plaza Shopping Center; the vote was 2-1 with one abstaining, in favor of denying the CUP application; the main reason for denial was the incompatibility of the proposed business with the adjacent residential uses; (b) Commission recommended to the City Council that a needs assessment study for the Taormino project be prepared for all of Planning Area M and the western portion of Planning Area N; Commission also recommended that the full cost of the study be borne by the developer and advised the Council that the authorization of the needs assessment study will be undertaken at the risk of the developer and is not a commitment to project approval; and (c) Commission approved a tentative parcel map for a lot split at 830 Fourth Street; this map will divide a 11,200 foot parcel into two parcels (5,600 sq. ft. each) for the purpose of constructing a split lot duplex.

On motion of Council Member Peyton, seconded by Council Member Holman and carried by unanimous vote, the City Council set a November 21, 1989 hearing to consider whether a needs assessment study should be conducted for the Taormino project (Woodlands) in Planning Area M and the western portion of Planning Area N.

5. From the Community Development Director a report was received transmitting the October 30, 1989 minutes of the Steering Committee for the Southeast Area Specific Plan. No Council action was necessary.

HEARING - REZONING ON WEST, BEAMER, WALNUT AND NORTH STREETS:

The City Manager said the first public hearing scheduled is to consider the appeal filed by Tom Adamson of the Planning Commission's denial of a request to rezone property in the vicinity of West Street, Beamer Street, Walnut Street and North Street from R-2 Duplex Residential to R-1 Single Family Residential.

Assistant Planner Colleen McDuffee gave the staff report.

Mayor Nofziger opened the public hearing.

The following persons spoke: Harold Parker, 46 and 50 Walnut Street; Connie Williams, 726 Gibson Road; Tom Adamson, 106 North Street; Helen Mitchell, 149 North Street; Glen Barton, 36 Grand Avenue; Howard Hawkins, 148 North Street; Al Camo, 143 and 147 Elliot Street; Manuel Souza, 117 North Street; and Gerald Stadel, 109 Clover Street.

There being no further comments the Mayor closed the hearing, and later reopened the hearing to receive comments from Bill Mitchell, 149 North Street. The hearing was then closed.

On motion of Council Member Sandy, seconded by Council Member Peyton and carried by unanimous vote, the City Council referred the rezoning of Alternative B (North Street between West Street and Cleveland Street) from R-2 to R-1 to the Planning Commission for a report.

HEARING - APPEAL OF CONSTANCE WILLIAMS:

The City Manager said the second public hearing is to consider the appeal filed by Constance Williams, 726 Gibson Road, Woodland, of the Tree Commission's action (Tree Removal Application No. 89-067) to allow the removal of a tree on Auburn Way at owner's expense.

Director of Public Works Ron Tribbett gave the staff report.

Mayor Nofziger opened the hearing.

Constance Williams, appellant, explained to the Council the problems she has been experiencing with the tree and said she felt the City should remove the tree.

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

On motion of Council Member Peyton, seconded by Council Member Holman and carried by unanimous vote, the City Council upheld the decision of the Tree Commission concerning Tree Removal Application No. 89-067.

HEARING - YOLO COUNTY SOLID WASTE MANAGEMENT PLAN:

City Manager Kris Kristensen said the Council's third public hearing scheduled is for the purpose of considering adoption of the Yolo County Solid Waste Management Plan. He pointed out staff concerns about the population projections included in the Plan as compared to the population forecasts contained in the adopted Woodland Area General Plan and recent population projections obtained from SACOG (Sacramento Area Council of Governments).

Mayor Nofziger opened the public hearing.

Levi Gurule, representing Norm Ploss of Yolo County Public Works Department, explained the proposed Plan and responded to questions regarding the population projections. He said the high growth rate estimate has the impact of a much lower landfill capacity.

Community Development Director Janet Ruggiero said the County Solid Waste Management Plan gives the best case scenario and the worst case scenario with respect to population estimates.

There being no further comments Mayor Nofziger closed the hearing.

On motion of Council Member Flory, seconded by Council Member Sandy and carried by unanimous vote, the City Council adopted the Yolo County Solid Waste Management Plan recognizing that the Plan's population forecasts may not align closely with other official population projections.

HEARING - SUSPENSION OF BUILDING PERMITS/EAST MAIN STREET:

The City Manager said the fourth public hearing scheduled is for the purpose of considering an extension of suspending approval of commercial developments and

issuance of permits on East Main Street between East Street and the southern extension of Matmor Road pending adoption of a Plan Line.

City Attorney Ron Moe gave the staff report.

Mayor Nofziger opened the public hearing, and there being no comments he closed the hearing.

Ordinance No. 1149:

On motion of Council Member Holman, seconded by Council Member Flory and carried by unanimous roll call vote, the City Council adopted Ordinance No. 1149, "An Interim Ordinance Extending Ordinance No. 1148 Suspending Approval Of Commercial Developments And Issuance Of Permits Therefore, Pending Adoption Of A Plan Line On East Main Street Between East Street And The Southern Extension Of Matmor Road."

HEARING - REZONING AT COUNTRY OAKS RACQUETBALL CLUB SITE:

The City Manager said the fifth public hearing scheduled is for the purpose of considering the rezoning from O-S (Open Space) to R-1/PD (Single Family Residential/Planned Development Overlay) for Country Oaks Racquetball Club Site, 1341 East Gum Avenue; and consider an amendment to the Zoning Ordinance regarding health, tennis, racquet and swim clubs.

Assistant Planner Colleen McDuffee gave the staff report.

Mayor Nofziger opened the public hearing, and there being no comments he closed the hearing.

Ordinance No. 1150:

On motion of Council Member Holman, seconded by Council Member Peyton and carried by unanimous roll call vote, the City Council introduced Ordinance No. 1150, "An Ordinance Amending The Zoning Map Of The City Of Woodland By Rezoning Certain Property Known As Country Oaks Racquet Club From O-S to R-1/PD" with the following findings:

1. The environmental assessment has been completed and there are no significant impacts as a result of the project.

2.The rezoning and Zoning Ordinance amendment will make the Country Oaks Racquet Club Site a conforming use.

Ordinance No. 1151:

On motion of Council Member Peyton, seconded by Council Member Flory and carried by unanimous roll call vote, the City Council introduced Ordinance No. 1151, an ordinance amending Section 25-13-10-82 (the "Commercial Land Use Table - Permitted Uses") of the Code of the City of Woodland.

HEARING - ZONING ORDINANCE AMENDMENTS:

The City Manager said the sixth public hearing is for the purpose of considering miscellaneous Zoning Ordinance amendments.

Assistant Planner Colleen McDuffee explained that the proposed Zoning Ordinance amendments concerned the regulation of Day Care Centers, mini-storage facilities, micro-chip assembly, battery service, performance standards for industrial zone and performance standards for sale of alcohol and auto service and repair. She said since the October 5, 1989 Planning Commission meeting when the amendments were approved by the Commission the Police Department has requested that the amendments be modified such that all businesses which sell alcohol would require a conditional use permit. This modification would have to be considered by the Planning Commission.

Mayor Nofziger opened the public hearing, and there being no comments he closed the hearing.

On motion of Council Member Holman, seconded by Council Member Flory and carried by unanimous vote, the City Council referred the proposed Zoning Ordinance amendments back to the Planning Commission for a report on changes recommended regarding businesses which sell alcoholic beverages.

HEARING - 1988 UNIFORM CONSTRUCTION CODES:

The City Manager said the last public hearing scheduled is for the purpose of adopting the 1988 editions of various uniform construction codes.

Community Development Director Janet Ruggiero gave the staff report.

Mayor Nofziger opened the hearing, and there being no comments he closed the hearing.

Ordinance No. 1152:

On motion of Council Member Holman, seconded by Council Member Peyton and carried by unanimous vote, the City Council introduced Ordinance No. 1152, an ordinance amending Chapter 6 of the City Code adopting by reference the 1988 editions of the Uniform Building Code, the Uniform Housing Code, the Uniform Code for the Abatement of Dangerous Buildings, the Uniform Sign Code, and the Uniform Building Code Standards.

Ordinance No. 1153:

On motion of Council Member Flory, seconded by Council Member Peyton and carried by unanimous vote, the City Council introduced Ordinance No. 1153, an ordinance amending Chapter 17 and repealing Chapter 22 of the City Code adopting by reference the 1988 editions of the Uniform Mechanical Code, the Uniform Plumbing Code, the Uniform Solar Energy Code, and the Uniform Swimming Pool, Spa and Hot Tub Code.

ADJOURNMENT OF MEETING:

Mayor Nofziger temporarily adjourned the meeting of the Council at 9:09 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 9:20 p.m. the Agency meeting was adjourned, and the Council meeting was reconvened.

REPORTS OF CITY MANAGER:

CONSENT CALENDAR:

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

BEAMER PARK TELEPHONE EASEMENT:

The City Council approved a telephone easement with Pacific Bell at Beamer Park and authorized the City Manager or his designee to execute the grant of easement on behalf of the City.

RESOLUTION NO. 3500 - RAILROAD CROSSING PROTECTION:

The City Council adopted Resolution No. 3500 approving and authorizing execution of an agreement with Caltrans for the funding of the Union Pacific railroad crossing protection north of East Main Street on County Road 101.

REGULAR CALENDAR:

PIGEON PROBLEMS:

The City Manager said the City recently received a letter from the Woodland Downtown Improvement Association expressing concerns about problems created by pigeons in the Downtown core area. He said in the past staff has investigated and tried many remedies with little success. Typically the problem is only moved from one area to another. He said there have been suggestions to attempt to limit the food supply of the pigeons or to treat grain to limit their reproduction. He said the City could offer to act in a role of coordinating the various interests on the topic.

After some discussion Council authorized staff to proceed with discussion of the pigeon problems with the Downtown Improvement Association and other affected agencies to gain more information on the topic.

RESOLUTION NO. 3501 - COMPREHENSIVE FEE SCHEDULE:

On motion of Council Member Peyton, seconded by Council Member Sandy and carried by unanimous vote, the City Council adopted Resolution No. 3501 approving a revised comprehensive fee schedule.

FIRE APPARATUS PURCHASE:

On motion of Council Member Flory, seconded by Council Member Holman and carried by unanimous vote, the City Council authorized the purchase of a 1989 Westates "Demonstrator" Fire Engine (Vehicle Replacement Fund 10 purchase estimated at \$150,000).

TRANSFER OF LIBRARY CONSTRUCTION FUNDS:

Library Services Director Marie Bryan explained to the Council that there is approximately \$52,300 remaining in the library construction budget after all bills have been paid. This amount consists for the most part of interest income from construction bonds issued for the library project. She said there are several

improvements which the Library Board would like to have made to the building which were not included in the original design. These include: replacement of the courtyard (\$15,000 - 25,000), redesign and improvement of the handicapped entrance (\$14,000), installation of a water softening system (\$3,500), motion sensors for the Leake Center ventilation system, signage, and an entry turnstile.

On motion of Council Member Holman, seconded by Council Member Flory and carried by unanimous vote, the City Council approved the transfer of remaining Woodland Public Library construction funds to Fund 02 Capital Outlay Budget to be used for library related improvements.

CHILD CARE COMMISSION:

Council discussed the formation of a City Child Care Commission. Council Member Peyton and Council Member Sandy volunteered to work with staff on the development of a draft ordinance outlining the duties and responsibilities of the Commission.

FUTURE AGENDA ITEMS:

Council requested future agenda items on the topics of volunteerism and a "Dinner at the Dump" fund raising proposal for community groups.

ADJOURNMENT:

At 9:55 p.m. there being no further business the meeting was adjourned to November 10, 1989, at 7:00 a.m.

City Clerk of the City of Woodland