Council Chambers 300 First Street Woodland, California

October 15, 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 litigation and personnel matters. All Council Members were present at the meeting except Council Members Crescione and Timothy (present were Holman, Flory, and Sandy). City Manager Kris Kristensen and Assistant City Manager Kristine O'Toole were also present at the meeting.

Council adjourned the closed session and the special session at 7:20 p.m.

The Woodland City Council met in regular session at 7:30 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, Flory, Sandy, Timothy

COUNCIL MEMBERS ABSENT: Crescione

STAFF PRESENT: Kristensen, O'Toole, Murphy, Tribbett, Ruggiero, DeWeerd,

Suhr, Nies, Ostebo, Todorovic, Martin, Kindsfather,

Moutinho, McDonell, Bach, Chancellor

CITY MANAGER ANNOUNCEMENT:

City Manager Kris Kristensen announced that the Council met in closed session from 6:45 p.m. until 7:20 p.m. to discuss issues regarding litigation and personnel 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 Timothy and carried by unanimous vote (with Council Member Flory abstaining), the City Council approved the minutes of the regular Council meeting of August 20, 1991, and the adjourned meeting of October 7, 1991, as prepared.

COMMUNICATIONS:

- 1. From the State Department of Alcoholic Beverage Control a copy of an application was received for an off sale general license for L & K Liquor, 410 Walnut Street. The City Clerk reported that Police Lieutenant Del Hanson has advised ABC that L & K Liquor has not been operating for over one year and has lost is non-conforming use status. The City's Zoning Ordinance does not allow a liquor store within less than 500 feet from a church. ABC had advised that since the Police Department has already filed a written protest, the Council did not need to take any action.
- 2. From B. J. Ford, Executive Director of Woodland Downtown Improvement Association, and Sabrina Valle, Manager of Woodland Farmers Market, a letter was received thanking the Council for its contribution of \$1,500 for start-up costs for the Woodland Farmers Market. No Council action was necessary.
- 3. From the State Department of Alcoholic Beverage Control a copy of an application was received for an off sale beer and wine license for Dana Market, 617 East Street, Woodland. The Police Department had advised that it had no concerns about the issuance of this license. No Council action was necessary.
- 4. From Finance Director Peter Woodruff a memo was received advising that claims paid for the month of August 1991 totalled \$3,687,369.17. No Council action was necessary.
- 5. From Pacific Bell a notice was received advising of public hearings to be conducted by the California Public Utilities Commission regarding long distance telephone services within California. No Council action was necessary.

COMMITTEE REPORTS:

- 1. From Director of Public Works Ron Tribbett a report was received transmitting the minutes of the Tree Commission meeting of September 16, 1991. No Council action was necessary.
- 2. From Parks and Recreation Director John Suhr a report was received summarizing action taken at the Park and Recreation Commission meeting of September 25, 1991. No Council action was necessary.
- 3. From the Parks and Recreation Director a report was received summarizing action taken at the Child Care Commission meeting October 2, 1991. No Council action

was necessary.

4. From Community Development Director Janet Ruggiero a report was received summarizing action taken at the Board of Building Appeals meeting of October 3, 1991.

On motion of Council Member Sandy, seconded by Council Member Flory and carried by unanimous vote, the City Council set a November 5, 1991 hearing to consider adoption of 1991 Uniform construction codes.

- 5. From City Manager Kris Kristensen a report was received transmitting the minutes of the West Sacramento/City 2 x 2 meeting of October 3, 1991. No Council action was necessary.
- 6. From the City Manager a report was received transmitting the minutes of the Chamber/City 2 x 2 meeting of October 9, 1991. No Council action was necessary.
- 7. From the Community Development Director a report was received regarding the Downtown Specific Plan Steering Committee activities. Redevelopment Coordinator John DeWeerd reported that the Committee discussed proposed one way streets and referred the matter to the Traffic Safety Commission. He said they also discussed relocation of the Police building, and he estimated that the Committee would conclude its discussions in about mid November. The Community Development Director said an EIR may be necessary for the specific plan depending on the draft plan.

PUBLIC COMMENT:

Derek Sanderson, representing the National Federation of the Blind, inquired about a proposed proclamation on behalf of the blind in the community. Council Member Flory said when the Council first received the request for the proclamation he had some questions, but he told Mr. Sanderson that the Council can consider taking action on the request at the October 22, 1991 adjourned meeting.

Council Member Sandy reported that the town hall meeting regarding growth issues was attended by about 50 people, and he invited everyone to attend the upcoming town hall meetings to be held on October 29 and November 13.

Director of Public Works Ron Tribbett reported to Council on the status of the Gibson Road improvement project.

HEARING - CITY CRITERIA FOR COMMUNITY BASED ORGANIZATIONS APPLYING FOR

CDBG FUNDS:

The City Manager said this time had been set for a continued hearing to amend City criteria for community based organizations applying for Community Development Block Grant funds.

Senior Planner Howard Nies gave the staff report.

Council Member Sandy recommended that criteria #8 be amended.

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

On motion of Council Member Timothy, seconded by Council Member Flory and carried by unanimous vote, the City Council directed staff to change Criteria #7 and Criteria #8 for Community Based Organizations applying for Community Development Block Grants funds to read as follows:

Criteria #7: CBO's should not be funded more than two (2) years in a row and no more than three (3) years in a five (5) year cycle unless the Council finds the CBO addresses an emergency declared by the State or Federal Governments.

Criteria #8: At least forty (40)% of the annual CBO funding shall be allocated to CBO's that provide food and shelter. The CBO Committee will meet in December to determine a priority of needs for the community for the remaining sixty (60)% of the annual funding. If the requests for food and shelter are less than forty (40)% the remaining CBO can be increased to more than sixty (60)%.

HEARING - SOURCE REDUCTION/RECYCLING ELEMENT:

The City Manager said the second public hearing scheduled is for the purpose of receiving comments regarding the preliminary Source Reduction and Recycling Element and Household Hazardous Waste Element.

Management Analyst Sherri Martin and Recycling Coordinator Gerald Kindsfather gave the staff report. They reported that in 1989 the State legislature passed AB 939 which required all California communities to prepare, implement and monitor plans to divert certain percentages of their solid waste from landfill disposal. The City then hired

the consulting firm EBA Wastechnologies to assist in the preparation of the plans which began last spring. The plans (Source Reduction and Recycling Element and Household Hazardous Waste Element) are now completed.

The Recycling Coordinator said that Council only needs to conduct a public hearing on the elements, and no final action is necessary at this time.

Mayor Holman added that AB 939 which is now State law provides for fines up to \$10,000 per day for noncompliance.

The Mayor then opened the public hearing.

Martha Fuchslin, 814 Rosewood Way, Woodland, commented on the need to cut down waste.

Vice Mayor Timothy suggested several revisions to the plans.

There being no further comments the Mayor closed the hearing.

REPORTS OF CITY MANAGER:

CONSENT CALENDAR:

Council Member Timothy requested removal of the following items from the Consent Calendar: (1) bid call for the annual tree removal program, and (2) appraisal of 340 W. Kentucky Avenue property.

Council Member Sandy requested removal from the Consent Calendar of the item regarding a City Code amendment on the use of bows and arrows in the City limits.

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:

RESPONSE TO GRAND JURY REPORT:

The City Council approved the response prepared by the City Manager to the Yolo County Grand Jury's 1990-91 Final Report.

COMPLETION OF NORTHEAST WOODLAND SEWER LINE PROJECT:

The City Council accepted the Northeast Woodland Sewer Line Project (No. 90-07) by Teichert Construction as complete; directed the City Clerk to file a notice of completion; and authorized the Mayor and City Manager to sign the notice of completion.

HEARING SET FOR COLLEGE PARK REORGANIZATION:

The City Council set a November 5, 1991 hearing to consider the College Park Reorganization.

REGULAR CALENDAR:

BID CALL FOR ANNUAL TREE REMOVAL/TRIMMING:

Vice Mayor Timothy asked if the proposed tree removal and trimming covered only the trees within the 15-foot easement in the front of properties. The City Manager said that was correct.

On motion of Council Member Timothy, seconded by Council Member Flory and carried by unanimous vote, the City Council authorized the bid call for the annual street tree removal and trimming contract.

APPRAISAL OF 340 WEST KENTUCKY AVENUE PROPERTY:

Vice Mayor Timothy asked if the proposed property purchase was at 340 Kentucky Avenue or 340 West Kentucky Avenue. Assistant City Manager Kristine O'Toole said the property is located at 340 West Kentucky Avenue (0.78 acre parcel which is zoned R-1 and located at the southwest corner of Ashley Avenue and Kentucky Avenue).

On motion of Council Member Timothy, seconded by Council Member Flory and carried by unanimous vote, the City Council approved the appraisal of the 340 West Kentucky Avenue property to acquire necessary right-of-way for street improvements.

ORDINANCE NO. 1194 - USE OF BOWS AND ARROWS:

Responding to a question from Council Member Flory, Police Chief Bob McDonell said that currently the City Code does not prohibit the use of bows and arrows in the City limits, and recently the Police Department was informed of an incident whereby a resident almost became an unintentional victim of an arrow

being discharged by a neighbor. He said the Police Department felt the need to amend the City Code to prohibit such activity.

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. 1194, "An Ordinance of the City of Woodland Amending Sections 15.19 and 15.20 of the Woodland Municipal Code to Prohibit the Firing of Arrows within City Limits."

TASK FORCE REGARDING GANG ACTIVITIES:

Police Chief Bob McDonell reported that he had meetings with representatives from the School District, Concilio and the Hispanic Chamber of Commerce last week to discuss the possibility of utilizing an existing task force which was formulated about one year ago to provide for constructive dialogue between different organizations in the community on how to deal with emerging issues involving gang related activity, vandalism involving youth, and other ethnic awareness issues.

Glenn Valenzuela of the Concilio said they felt such a task force would be very beneficial, and he suggested that the School Board Trustees be invited to be represented on the task force. He also said the committee should have a time frame for reporting back to the Council on its progress.

On motion of Council Member Sandy, seconded by Council Member Flory and carried by unanimous vote, the City Council appointed Vice Mayor Timothy to represent the full Council on the existing School/Law Enforcement Task Force and appointed Council Member Flory as alternate.

The Council directed the Police Chief to communicate with the School District regarding the appointment of a School Board member to the Task Force.

DEVELOPMENT FEE ADMINISTRATIVE GUIDELINES:

Community Development Director Janet Ruggiero and Assistant Engineer Greg Moutinho reviewed for Council proposed administrative guidelines to assist in the implementation of the Major Projects Facilities Plan.

After some discussion Council directed staff to present the proposed administrative guidelines to representatives of the development community and report back to Council for approval on November 5, 1991.

WAL-MART AREA SPECIFIC PLAN:

Senior Planner Tim Bach reported that CEI Engineering, engineers for the Wal-Mart Corporation, has requested that the City initiate steps for the preparation of a specific plan for property that Wal-Mart has under option on the east side of East Street, south of the County Fair Mall. The preparation of a specific plan would be the first step of a process that could lead to a General Plan amendment, prezoning, tentative map, annexation and conditional use permit for the development of the property. The Wal-Mart site includes 15.7± acres and is presently part of a parcel that contains 78.0± acres. Mr. Bach said that Mall representatives are generally supportive of the proposal, but want to be involved in the planning process. He said the cost of the Plan would be paid by the applicant which he estimated to be about \$50,000 to \$60,000.

Council Members expressed concern that to proceed with allowing preparation of a specific plan may send a signal that the City is willing to allow development of the project. Council Members also said they were concerned about the number of projects the Community Development Department staff can reasonably handle at one time.

William Boyle of CEI Engineering and Kent Calfee, attorney representing Wal-Mart, spoke in support of the proposal.

On motion of Council Member Flory, seconded by Council Member Sandy and carried by unanimous vote, the City Council postponed the decision on the Specific Plan and EIR for 119 acres between East Street and the State Route 113 freeway (Assessor's Parcel Numbers 41-070-06, 41-070-27 and 41-070-39) until May 10, 1992, and Council agreed in the meantime that Council Members may meet if they so desire with representatives of Wal-Mart to identify some of the concerns the City might have for the future development.

RAIL TRANSPORTATION OF HAZARDOUS MATERIALS THROUGH CITY:

Fire Division Chief David Ostebo and Fire Captain Dana Todorovic reviewed with Council new regulations pertaining to the transportation of hazardous materials via railroads. They said the City of Woodland has two railroads that pass through and service this community: Union Pacific, which has a track that dead ends in Woodland along East Main Street, and Southern Pacific which has a track which runs the length of East Street. Both railroads service the City's industrial

area with spurs (side tracks). Captain Todorovic said that as a result of the two California train accidents which occurred last summer the Public Utilities Commission issued an opinion prescribing rules and regulations for the transportation of hazardous material by rail (Commission's opinion of General Order No. 161 and General Order 161). This ruling requires each railroad which transports hazardous materials to immediately notify by telephone the local emergency response agency. He said the Woodland Fire Department has been taking a very pro active approach to the hazardous materials problem in all areas: training, prevention and emergency response.

BID CALL ON PHASE II COMPUTER PURCHASE:

On motion of Council Member Timothy, seconded by Council Member Flory and carried by unanimous vote, the City Council authorized staff to issue a request for proposal for Phase II of the City's automation plan which includes the purchase of 32 computers, 5 laser printers, 6 dot matrix printers, printer sharing equipment, maintenance, and training.

PUBLIC WORKS CLASSIFICATION STUDY:

On motion of Council Member Sandy, seconded by Council Member Timothy and carried by unanimous vote, the City Council (1) approved revised job descriptions for the positions of Maintenance Worker I, II, III, Tree Trimmer, Senior Tree Trimmer, Water Systems Operator, and Maintenance Supervisor; (2) approved the new job descriptions for Senior Maintenance Worker and Signing and Striping Technician and set the salary range for these two classifications at range 41 (\$1,993-\$2,425); (3) reclassified one Maintenance Worker III to Senior Maintenance Worker; and (4) reclassified one Maintenance Worker III to Signing and Striping Technician.

<u>PUBLIC WORKS REORGANIZATION/CLASSIFICATION POSITION CHANGES</u> (UTILITIES DIVISION):

Director of Public Works Ron Tribbett explained to Council proposed reorganization of the Utilities Engineering/ Wastewater and Field Operations (water distribution/sewer collection).

On motion of Council Member Sandy, seconded by Council Member Flory and carried by unanimous vote, the City Council approved (1) the reorganization of the Utilities Division of the Public Works Department; (2) the reclassification of an Associate Civil Engineer position to a Senior Civil Engineer; and (3) the

redesignation of a vacant Maintenance Worker II position to a Maintenance Supervisor.

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. until 11:30 p.m.

CHAMBER OF COMMERCE TASK FORCE REPORT:

The City Manager reported that last month the Woodland Chamber of Commerce's Housing Task Force released its report and recommendations to the Chamber Board of Directors, and the report is now the subject of debate within the Chamber. He said the Chamber Board is expected to take action on the recommendation of the report later this year. The Woodland/Chamber 2 x 2 discussed several of the concerns last month, and the Chamber has requested that the City submit a letter to them. He said he gave each Council Member a copy of the letter which contains some of the reasons why the City has a phased growth policy.

On motion of Council Member Timothy, seconded by Council Member Flory and carried by unanimous vote, the City Council approved the response to the Woodland Chamber of Commerce Housing Task Force Report.

SOUTHEAST AREA ANNEXATION NEGOTIATIONS:

The City Manager said with regard to negotiations for annexation of the Southeast Area the County outlined its concerns at an October 8, 1991 meeting. The proposal from the County outlines their estimates for the cost of providing County services in the Southeast Area at build out versus the revenue the County estimates it will receive off the project. The net result, he said, shows a County deficit on an annual basis of \$680,000. The Board of Supervisors in reviewing that report gave their representatives in the negotiations instructions to negotiate something with City representatives that would basically make them whole and make up that deficit. He said the Committee has agreed to have the staffs of both agencies look at the County costs and County revenues for the Southeast Area to try to resolve the differences. Also he said the County felt that the next move is up to the City to present some kind of proposal for the County to look at. He said both staffs have met and discussed the County cost proposal, and City expressed overall concern that the structure of the negotiations was confined to looking at just one development at a time. He said the Southeast Area proposal is a residential development, and this indicates there is a negative cash flow. He said over a period of time not all development will be residential. He said development of commercial and industrial property will have a significant positive cash flow to the County. The City Manager said the negotiating team's recommendation is (1) to work with County staff to try to adjust the formula of cost to revenues to reflect that there will be more kinds of development than just residential; (2) to remedy the difference if a deficit still exists with an increase in hotel-motel tax and/or property transfer tax; and (3) if there is still a negative cash flow position, apply a one-time fee that would be applied to the development at the time of building permit issuance to deal with any residual deficit.

Mayor Holman and Vice Mayor Timothy, the City's representatives on the negotiation team, commented on the process and the City's position.

The Council agreed to the negotiating team's recommendations.

BID AWARD ON DIAMOND LUMBER BUILDING IMPROVEMENTS:

On motion of Council Member Sandy, seconded by Council Member Flory and carried by unanimous vote, the City Council awarded the bid for remodeling the interior of the Diamond Building to the low bidder, Caldwell Custom Construction in the amount of \$79,500.

ADJOURNMENT:

At 11:25 p.m. the meeting was adjourned to October 22, 1991, 7:00 p.m.
City Clerk of the City of Woodland