

Woodland City Council Minutes  
Council Chambers  
300 First Street  
Woodland, California

May 7, 2002

**CITY COUNCIL**  
**SPECIAL/CLOSED SESSION**

The Woodland City Council met in special session at 6:29 p.m. in the second floor conference room of City Hall in order to convene a closed session. Council Members present were Mayor Flory, Vice Mayor Rexroad and Council Member Monroe. Council Member Dote arrived at 6:35. Council Member Peart was absent. Also present were City Manager Rick Kirkwood, Assistant City Manager Phil Marler, and City Attorney Ann Siprelle. The purpose of the closed session was to hold a conference with Legal Counsel regarding anticipated litigation, significant exposure to litigation pursuant to Subdivision (b) of Section 54956.9, one case.

**CITY COUNCIL**  
**REGULAR SESSION**

Mayor Flory announced that City Council met in a special closed session to hold a conference with Legal Counsel regarding anticipated litigation and gave direction to schedule a Hearing for a Resolution of Necessity.

**CALL TO ORDER**

Mayor Flory called the regular meeting of the Council to order at 7:02 p.m.

**PLEDGE OF ALLEGIANCE**

Mayor Flory invited all in attendance to join the Council in the Pledge Allegiance which was led by Community Services Officer Mini Garcia.

**ROLL CALL**

COUNCIL MEMBERS PRESENT: Martie Dote, Jeff Monroe, Matt Rexroad, David Flory



COUNCIL MEMBERS ABSENT: Neal Peart

STAFF PRESENT: Rick Kirkwood, Phil Marler, Ann Siprelle, Dan Gentry, Dan Bellini, Dean Shelton, Dan Rice, Mini Garcia, Susannah Reinhardt, Diana Puccetti, Steve Harris, Gary Wegener, Margaret Vicars, Karl Diekman, Steve Santa-Croce, Debbie Grose, Wendy Ross, Jim Burau, Mark Feuerstein, Ken Linney, Greg Moutino, Sue Vannucci

### COUNCIL MINUTES

On a motion by Council Member Monroe, seconded by Council Member Dote and carried by the members present, Council approved the minutes of the special Public Facilities Corporation, Public Finance Corporation, and Council/Planning Commission meetings of January 29, 2002; regular Council meetings of February 5 and 19, 2002, and Joint Regular Council/Planning Commission meeting of February 26, 2002; and regular Council Meeting of March 5, 2002 as presented. Vice Mayor Rexroad abstained.

On a motion by Council Member Dote, seconded by Vice Mayor Rexroad and carried by the members present, Council approved the minutes of the regular Council meetings of March 19 April 2, 2002 and the special Council meeting of March 26, 2002 as presented.

### COMMUNICATIONS - WRITTEN

Council received a notice of a premise-to-premise transfer of an Alcoholic Beverage Control License for Marr Cellars located at 2070 East Main Street.

Council received the minutes of the Yolo County City Selection Committee meeting of April 19, 2002.

Council received a letter from Yolo-Solano Air Quality Management District indicating the City could not have a second alternate member on the District Board. Mayor Flory indicated he is working with the District to alter the bylaws to allow this option and will keep Council apprised.

Council received a letter from Congress Member Wally Herger indicating he will continue to work diligently in regard to our requests for appropriations even with severe budget constraints at the Federal level.



Council received from Pacific Gas and Electric, a Notice of Application for Gas and Electric Revenue Increase to Fund the California Alternative Rates for Energy Program and indicating that hearings will be held on this matter.

On a motion by Vice Mayor Rexroad, seconded by Council Member Dote and carried by the members present, Council denied the claim for damages submitted by Jose Zaragoza in regard to his arrest and forwarded this claim to the City's Insurance Representative for action.

### COMMITTEE REPORTS

Council received a report from Public Works Director Wegener transmitting the minutes of the Water Resources Association meeting of March 18, 2002.

Council received a report from Library Services Director Bryan transmitting the minutes of the Library Board of Trustees meeting of April 1, 2002.

Council received a report from Finance Director Vicars transmitting the minutes of the Yolo County Public Agency Risk Management Insurance Authority meeting of April 3, 2002.

Council received a report from Assistant City Manager Marler transmitting the minutes of the Manufactured Home Fair Practices Commission meeting of April 4, 2002.

Council received a report transmitting the minutes of the Historic Preservation Commission meeting of April 10, 2002.

Council received a report from Parks, Recreation and Community Services Director Dan Gentry transmitting the minutes of the Joint Commission on Aging meeting of April 11, 2002.

Council received a report from Director Wegener transmitting the minutes of the Tree Commission meeting of April 15, 2002.

Council received a report from Community Development Director Harris transmitting the summary of the Planning Commission meeting actions of April 18, 2002 as follows:

- a. continued use permit request for apartment complex at 505 Community Lane.



- b. continued use permit request for self-storage facility construction at 480 Pioneer Avenue.

Council received a report from Redevelopment Manager Wendy Ross transmitting the minutes of the Redevelopment Agency Citizen's Advisory Committee meeting of April 24, 2002.

#### PUBLIC COMMENT

Kirk Johnston addressed Council in regard to noise pollution with excessively loud car stereos. He feels the problem is worsening and asked Council to take some sort of action. Drivers in these vehicles cannot hear approaching sirens. The Police Department does not enforce the current noise ordinance. Police Lieutenant Dan Bellini stated there is an ordinance in place, both City and Vehicle Codes which indicate music shall not be heard 50 feet from the vehicle. Mr. Johnston would like the City to provide information to the installation sites of these stereo systems and to mini-marts in regard to the ordinance and restrictions. The Police Department should also go to the schools and make a presentation to students regarding the law. Mayor Flory asked the Police Department to contact Mr. Johnston in regard to this issue.

#### COUNCIL STATEMENTS AND REQUESTS

Vice Mayor Rexroad indicated he will be on active military duty from June 2 through 28, 2002. He stated that he has been working with the group "Families First" over the past several months and they will be withdrawing their intent to initiate a ballot initiative. He requested consideration of planting Valley Oak trees along the freeway at the entrance to the City.

Council Member Dote attended a LAFCO meeting and they will be meeting more often. There was a meeting with Assembly Member Darrell Steinberg and he is now changing his direction indicating that affordable housing is his priority. She requested that Council information be placed on the WEB site.

#### PRESENTATIONS

##### COMMISSION ON AGING PRESENTATION

Colette Stewart of the Commission on Aging outlined the functions of the Commission as an advisory body to the Council. She indicated that current projects are the Commission recruitment, update on the commission rules and



regulations, the Senior/Community Center project, joint Commission meetings, the Resources Directory, resources for Spanish speakers and transportation issues. During the past year the Commission produced the annual list of Apartment Complexes in Woodland, developed the Important Records document, participated in quarterly Joint Commission on Aging meetings and held a Rummage and Resources event.

On a motion by Vice Mayor Rexroad, seconded by Council Member Monroe and carried by the Members present, Council approved the following Proclamations:

#### OLDER AMERICANS MONTH

Council proclaimed May 2002 as Older Americans Month. Council Member Dote presented the Proclamation to Hays Fisher of the Commission on Aging.

#### SAFE JOBS FOR YOUTH MONTH

Council proclaimed May 2002 as Safe Jobs for Youth Month. Council Member Monroe presented the Proclamation to Alissa Driver of Woodland High School.

#### PUBLIC WORKS WEEK

Council proclaimed May 19 through 26, 2002 as Public Works Week. Vice Mayor Rexroad presented the Proclamation to Director Wegener.

#### WATER AWARENESS MONTH

Council proclaimed May 2002 as Water Awareness Month. Vice Mayor Rexroad presented the Proclamation to Director Wegener.

#### TEEN PREGNANCY PREVENTION MONTH

Council proclaimed May 2002 as Teen Pregnancy Prevention Month. Vice Mayor Rexroad presented the Proclamation to School Nurse Pat Dumais and



several students in support of the program. These students distributed materials to the Council and made a presentation on the program and associated activities.

#### NATIONAL POLICE WEEK

Council proclaimed May 12 through 18, 2002 as National Police Week. Council Member Monroe presented the Proclamation to Chief Dean Shelton, Lieutenant Dan Bellini and Community Services Officer Garcia.

#### RESOLUTION OF SUPPORT FOR SCOTTISH GAMES

On a motion by Council Member Dote, seconded by Council Member Monroe and carried by the Members present, Council presented a Resolution of Support and Accomplishment to the Caledonian Club of Sacramento. Mayor Flory indicated how important this event has become to the City. Council Member Monroe presented the Resolution to Angie Roddan. Ms. Roddan summarized the history of the games and the various associated activities. This year the games have become international.

#### CONSENT CALENDAR

Council moved the following item to be considered with "Appoint Council Member(s) to the Tree Commission Sub-Committee to Update City's Tree Ordinance" under Reports of the City Manager:

#### LANDMARK TREE DESIGNATION ON CHRISTIAN CHURCH PROPERTY

On a motion by Council Member Monroe, seconded by Vice Mayor Rexroad and carried by the Members present, Council approved the Consent Calendar items, but requested discussion on the following items along with that approval:

#### CSMFO/GFOAN ANNUAL AWARDS and UPDATE ON MEASURE H SALES TAX PROJECTS



#### MONTHLY STATUS REPORT FOR COMMUNITY DEVELOPMENT

Council received an update on the Community Development Department activities for the month of April 2002.

#### MONTHLY STATUS REPORT FOR PARKS, RECREATION AND COMMUNITY SERVICES

Council received the monthly status report for the Parks, Recreation and Community Services Department projects for the month of April 2002.

#### MONTHLY STATUS AND CAPITAL BUDGET IMPLEMENTATION REPORT FOR PUBLIC WORKS

Council received the monthly status and capital budget implementation reports for the month of April 2002.

#### TREASURERS' REPORT FOR MARCH 2002

Council reviewed and accepted the March 2002 Investment Report as submitted.

#### CSMFO/GFOAN ANNUAL AWARDS

Council Member Dote congratulated Finance Director Vicars and her staff for receiving the annual California Society of Municipal Finance Officer's Association and the Government Finance Officers' Association awards for reporting excellence. She requested Council presentation of recognition for these awards at their next meeting. Council concurred.

#### RESOLUTIONS 4345 THROUGH 4349 IMPLEMENTING PAYING AND REPORTING OF EMPLOYER PAID MEMBER CONTRIBUTIONS TO PERS FOR CONFIDENTIAL EMPLOYEES, FIRE EMPLOYEES, MID-MANAGEMENT EMPLOYEES, POLICE EMPLOYEES, AND POLICE SUPERVISORS

Council approved the following Resolutions, "Resolution for Paying and Reporting the Value of Employer Paid Member Contributions" to the Public Employees' Retirement System for City of Woodland employees and directed



staff to incorporate this change in benefits with the City of Woodland employees follows:

Resolution 4345	Confidential Employees
Resolution 4346	Fire Employees
Resolution 4347	Mid-Management Employees
Resolution 4348	Police Employees
Resolution 4349	Police Supervisors

#### HOMELESS COORDINATOR'S REPORT FOR MARCH 2002

Council received the Homeless Coordinator's Report for the month of March 2002 as presented.

#### PROPOSITION 12 SKATE PARK EQUIPMENT PURCHASE

Council approved the sole source purchase of \$20,000 for Skate Park equipment to be funded through the Park Bond Act of 2000, Proposition 12 funds.

#### MEASURE H SALES TAX PROJECTS

Council received a report on the status of projects funded by Measure H. Council Member Dote requested that information provided to Council in this report be published in the newspaper. Council concurred.

#### STATUS REPORT ON ECONOMIC DEVELOPMENT STRATEGIC PLAN

Council received a report on the status of the Economic Development Strategic update.

#### INFORMATION ON [librarybooksales.org](http://librarybooksales.org) PROJECT

Council received a report on the [librarybooksales.org](http://librarybooksales.org) project which places books for sale online.



#### BUDGET AUGMENTATION TO COMMUNITY DEVELOPMENT DEPARTMENT FOR HOME DEPOT CONSULTANT SERVICES

Council authorized an increase to the Community Development Department's Professional Services budget by an amount not-to-exceed \$60,000.

#### ROUNDBOUT AT INTERSECTION OF EAST GUM AVENUE AND BOURN DRIVE

Council received a report on the effectiveness of the roundabout installed at the intersection of East Gum Avenue and Bourn Drive.

#### COMMISSION RESIGNATIONS

Council accepted the resignations of Kevin Spesert from the Manufactured Homes Fair Practices Commission and Heidi Rasmussen from the Parks, Recreation and Community Services Commission effective immediately.

#### LONG-TERM CARE COORDINATING COUNCIL

Council supported the appointment of Susannah Reinhardt, Senior Center Manager, to the Long-Term Care Coordinating Council.

#### PURCHASE OF WATER PLAY EQUIPMENT

Council authorized the purchase of water play equipment from Waterplay Manufacturing, Inc. and empowered Director Gentry to enter into a contract with the State of California for the Ferns Park Water Play Feature Project (reimbursable funding) under the per capita allocation under the 2000 Park Bond Act, Proposition 12.

#### DOWNTOWN BENCH & TRASH RECEPTACLE SELECTION

Council received information on the selection of downtown bench and trash receptacles. City Manager Kirkwood advised that the City of Suisun has benches of interest and suggested should Council Members be in that area, they



stop and view them. The order of the 17 benches and 14 trash receptacles has been delayed until further review.

CONTRACT AND EXPENDITURES FOR GIBSON RANCH COMMUNITY FACILITIES DISTRICT DEEP SEWER LATER REPAIR PROJECT 98-45

Council authorized the Public Works Director to execute a sole source construction contract with Performance Pipelining, Inc., in the amount of \$200,398 and authorized expenditures in the amount of \$250,000.

PUBLIC HEARINGS

None.

REDEVELOPMENT AGENCY

Mayor Flory recessed the meeting of the Council at 8:04 to convene the meeting of the Redevelopment Agency Board. At 8:35, Mayor Flory reconvened the meeting of the Council.

REPORTS OF THE CITY MANAGER:

REGULAR CALENDAR:

FISCAL YEAR 2002/03 PRELIMINARY OPERATIONS AND MAINTENANCE BUDGET AND SET TIME FOR BUDGET WORKSHOP

City Manager Kirkwood said the budget for 2002-03 is "cautious". We are directly affected by the actions of the State. The City needs to be sure that whatever budget decisions are made are sustainable. This budget reflects an increase in the Operations and Maintenance budget but not in personnel funded by the General Fund. Finance Director Vicars indicated the State is looking at the Vehicle-in-Lieu Fee as a possible source to help them balance their budget. This equates to between \$1.95 and \$2.9 million in the General Budget. The Booking Fees will also likely not survive the State budget adoption process, at a loss of \$150,000 to the City. As such, a 4.7% limitation increase on the operations and maintenance side of the budget will be maintained. This is also a "negotiations year" whereby Memorandums of Understanding with the Police



and General Services units expire. She asked Council to study their budget documents and requests in-depth prior to the May 28, 2002 workshop.

Council Member Monroe has a concern about the lack of additions to public safety. The population steadily increases and staffing has not kept with that increase. He would like to one Police Officer and one Firefighter to the staff, minimally.

On a motion by Council Member Dote, seconded by Vice-Mayor Rexroad and carried by the Members present, Council received the Fiscal Year 2002-03 Preliminary Operations and Maintenance Budget and confirmed Tuesday, May 28, 2002 as the time set for the workshop on the Budget.

LEAVE OUR COMMUNITY ASSETS LOCAL (LOCAL)–IMPACT OF STATE BUDGET ON CITY OF WOODLAND

City Manager Kirkwood said there was a meeting last week with Mayor Flory and City Managers of other Cities in the area. The League of California Cities and these Cities have taken a position that we have given millions back to the State at local expense. The State needs to stop using local funds to balance their budget. In order for local governments to provide quality services, programs and facilities, safeguard our communities, promote community involvement and plan for the future, a secure funding base is crucial. A coalition of Cities, Police, Fire, Sheriffs, Health Care Organizations, Labor, Business and Economic Development Organizations, Government Agencies/ Groups, Community-Based/Urban Groups, Water Associations, Communities, Civic and Social Services Organizations have come together to create LOCAL, Leave Our Community Assets Local. The basis of this coalition includes: essential local services should not be sacrificed to solve State budget problems; local taxes and fees paid by local residents should stay in the community to fund local services; local governments and local revenues are already part of the State budget solution; and State government should balance the budget without taking more money away from local communities.

Mayor Flory said that A. B. 680 would raid local funds and feels our City should be proactive in maintaining LOCAL funding.

On a motion by Council Member Dote, seconded by Council Member Monroe and carried by the Members present, Council approved the Statement of Principles and joint participation in the Leave Our Community Assets Local



(LOCAL Coalition) and to be actively involved in this year's budget process to ensure that funding for essential local services is not compromised.

#### RESOLUTION 4350-MAJOR PROJECTS FINANCING PLAN

Public Works Director Gary Wegener said there are 120 new projects included in the update of the Plan for the next 18 years. He identified the various findings for general City, Fire, Library, Parks and Recreation, Police, Wastewater, Water, Storm Drainage, and Roads. The A. B. 1600 requirement is what they are working on to identify the General Fund requirements. Council Member Dote asked if the Waste Water Treatment Plant is now in the flood protection group and Director Wegener said not has yet. They are working with the Board on how that can be addressed in the renewal of the permit. The alternative is berming the plant but that spreads the flood zone out further. Council Member Dote asked if densities were included and would that skew the calculations. Director Wegener said it would not have a major impact on the overall numbers as it is self-correcting.

On a motion by Council Member Dote, seconded by Council Member Monroe and carried by the Members present, Council adopted Resolution 4350, "Resolution of the City Council of the City of Woodland Imposing Capital Improvement Facilities Fees for General City, Fire, Library, Parks and Recreation, Police, Waste Water, Water, Storm Drainage and Road Improvements", updating the Major Projects Financing Plan.

#### REVISION TO CHAPTER 2 OF THE WOODLAND MUNICIPAL CODE RELATING TO COUNCIL PROCEDURES

Vice Mayor Rexroad brought this item forward as he would like to see the public participation portions of Council meetings scheduled earlier on the Agenda. The current Ordinance mandates the order. The City Manager and City Clerk should be able to change the Agenda order depending upon what the Agenda content is. Council Member Dote agreed but asked that these items be locked down, the Pledge of Allegiance, Roll Call, Approval of Minutes and Public Comment. Public Hearings should always be scheduled for a specific time on the Agenda. Mayor Flory said if you lock into public comment when anticipate a great deal of public comment on a given Agenda, you might want to get other housekeeping items done first.



Vice Mayor Rexroad said we could be flexible but would get a great deal of people out of the meeting at an earlier time by adjusting the schedule.

On a motion by Vice Mayor Rexroad, seconded by Council Member Monroe and carried by the Members present, Council directed the City Attorney to change the City Ordinance to reflect the Pledge of Allegiance, Roll Call, Approval of Minutes and Public Comment as first on the Agenda with Public Hearings scheduled for a set time.

#### CITY SIGN ORDINANCE REGARDING POLITICAL SIGNS

Vice Mayor Rexroad stated the analysis prepared by the City Attorney was the substance of his concerns. Council Member Dote said the City is looking for consistency on temporary signs. City Attorney Siprelle said she is working with the Planning Department on this issue and will return with specifics for Council consideration. Council Member Monroe suggested the Sign Committee review this as well. Vice Mayor Rexroad said the present Ordinance is unconstitutional.

#### TREE COMMISSION SUB-COMMITTEE TO UPDATE CITY'S TREE ORDINANCE

Director Wegener said the Tree Commission has asked for Council participation in the revision of the current Ordinance. This item came before Council in the early 1990's as well, and at that time private property rights were of concern.

On a motion by Council Member Monroe, seconded by Vice Mayor Rexroad and carried by the Members present, Council appointed Council Members Dote and Peart to serve on a sub-committee of the Tree Commission in re-drafting the City's Tree Ordinance.

#### LANDMARK TREE DESIGNATION ON CHRISTIAN CHURCH PROPERTY

Vice Mayor Rexroad would like this item to be held over until the Tree Sub-Committee reviews the Tree Ordinance. Council Member Dote said this tree is on private property and asked if there were any plans to expand the parking lot where it is located. Director Wegener stated there are no plans in the immediate future. The Church is in favor of this designation.



On a motion by Council Member Dote, seconded by Vice Mayor Rexroad and carried by the Member present, Council moved to defer this item to return to the Council for consideration following the outcome of the Sub-Committee of the Tree Commission process.

#### NEW MEMBERS TO VARIOUS BOARDS AND COMMISSIONS

Mayor Flory and Vice Mayor Rexroad interviewed candidates for various Boards and Commissions on April 11, 2002 and were impressed with the quality. Assistant City Manager Marler indicated that Tony Tutt had been Council Member Dote's appointee to the Manufactured Homes Fair Practices Commission and had not yet been replaced following his resignation several months ago. Kevin Spesert recently resigned and he had been former Mayor Borchard's appointee. He stated this Commission is nearing the end of their active period and suggested that appointments be considered over the next few months in an effort to be ready to begin the next cycle of activity. Commission Attorney Andrew Pugno stated Vice Mayor Rexroad and Council Member Dote should recommend these appointments with confirmation by the Council.

On a motion by Vice Mayor Rexroad, seconded by Council Member Monroe and carried by the Member present, Council appoint the following citizens the various Boards and Commissions as indicated:

Michael Radford	Commission on Aging
John Hancock	Historical Preservation Commission
Selena Genger	Redevelopment Citizens' Advisory Committee
Barbara Collins	Tree Commission

#### ORDINANCES

None.

#### ADJOURNMENT

Mayor Flory adjourned the regular meeting of the Council at 9:29 p.m.

---

Sue Vannucci, City Clerk