

July 7, 1998

The Woodland City Council met in special session at 6:00 p.m. in the second floor conference room of City Hall in order to convene a closed session. Before the closed session the Mayor announced the closed session topics. The Council then convened the closed session for (1) a conference with legal counsel regarding existing litigation [pursuant to Sec. 54956.9(a)] with respect to the case of A. Teichert & Son, Inc. v. City of Woodland (Case No. V-97-CCC461); (2) a discussion regarding public employment (Sec. 54957) of the position of System Support Technician; (3) a conference with Labor Negotiator Kris Kristensen (Sec. 54957) regarding the following Employee Organizations: Management Employees and Confidential Employees; and (4) the public employee performance evaluation (Sec. 54957) of the City Manager.

Council Members present at the special meeting were: Losoya, Borchard, Flory, Peart and Ryhal. Council Members absent: None. Staff present for the entire closed session: City Manager Kris Kristensen. City Attorney Ann Siprelle and Public Works Director Gary Wegener attended the closed session portion dealing with the case of Teichert & Son v. City of Woodland. Finance Director Margaret Vicars attended the closed session portion regarding the public employment of the job title System Support Technician.

The special session and closed session were adjourned at 7:00 p.m.

The Woodland City Council met in regular session at 7:07 p.m. in the City Hall Council Chambers.

PLEDGE OF ALLEGIANCE:

Mayor Melton Losoya opened the meeting and 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: Losoya, Borchard, Flory, Peart,
Ryhal

COUNCIL MEMBERS ABSENT: None

STAFF PRESENT: Kristensen, Siprelle, Ruggiero, Wegener,
Winnop, Barry, Marler, Vicars

MINUTES:

On motion of Council Member Flory, seconded by Council Member Borchard and carried by unanimous vote, the City Council approved the minutes for the regular Council meeting of May 19, 1998 (Council Member Peart abstained), and adjourned regular meeting of June 23, 1998, as prepared.

COMMUNICATIONS:

There were no communications received since the June 23, 1998 Council meeting.

COMMITTEE REPORTS:

1. From Library Services Director Marie Bryan a report was received transmitting the minutes of the Library Board meetings of May 4 and May 18, 1998.

2. From Human Resources Manager Dean Gualco a report was received transmitting the minutes of the Personnel Board meetings of May 18 and June 1, 1998.

3. From Finance Director Margaret Vicars a report was received transmitting the minutes of the Yolo County Public Agency Risk Management Insurance Authority Board meeting of June 23, 1998.

4. From Parks, Recreation and Community Services Director Tim Barry a report was received summarizing action taken at the Commission on Aging meeting of June 9, 1998.

5. From Community Development Director Janet Ruggiero a report was received summarizing action taken at the Planning Commission meeting of June 18, 1998, as follows:

a. Commission canceled the meeting of July 2, 1998 due to lack of agenda items.

b. Commission held a lengthy discussion of the components of the specific plan for freeway oriented ground signs. Commission received a report regarding Caltrans regulations of freeway oriented signs. Commission directed staff to continue work with Caltrans on this issue and begin the preparation of the draft specific plan.

c. Commission determined that the Capital Budget was consistent with the Woodland General Plan.

6. From the Community Development Director a report was received transmitting the minutes of the Turn of the Century Specific Plan Technical Advisory Committee meeting of June 24, 1998.

PUBLIC COMMENT:

Council Member Flory said that during the last couple of weeks four to five constituents had a number of problems with water and trees with the winds, and he pointed out that the Public Works crews responded very effectively to all of the constituents' problems. He said in some cases Public Works personnel answered the complaints in the evening, and he thanked them for taking care of the problems.

CERTIFICATES OF APPRECIATION TO PROJECT PLAY COMMITTEE:

Parks, Recreation and Community Services Director Tim Barry said Project Play volunteers raised funds with some seed money from the City Council (\$40,000), coordinated and with much hard work constructed a brand new playground at Ferns Park. He said the value of the new playground is over \$450,000. He said there were many donors and sponsors of this project, and he asked that the Council recognize the leadership of the initial co-sponsors, the Noon Rotary Club and A.M. Rotary Club, as well as all of the volunteers.

Pauline van Muyden, organizer of the Project, said the volunteers worked together so hard for so long and the captains volunteered to work from 7:00 a.m. until about 10:00 p.m. at night for five days. She said the project brought members of the community together, and they received a great deal of satisfaction from their efforts.

Mayor Losoya thanked the volunteers and presented certificates of appreciation to representatives of the Noon Rotary Club and the A.M. Rotary Club. Each Council Member read the names of the volunteers, and Ms. van Muyden presented certificates of appreciation to each volunteer.

PROCLAMATION - JULY AS NATIONAL PARKS AND RECREATION MONTH:

On motion of Council Member Borchard, seconded by Council Member Ryhal and carried by unanimous vote, the City Council proclaimed July 1998 as National Parks and Recreation Month.

Mayor Losoya presented the proclamation to Parks, Recreation and Community Services Commission Chairman Al Beard.

RESOLUTION OF APPRECIATION FOR HOWARD YELVERTON:

On motion of Council Member Borchard, seconded by Council Member Flory and carried by unanimous vote, the City Council adopted a Resolution of Appreciation for

Howard Yelverton, Park Maintenance Worker II, who retired on May 30, 1998 after 24 years of service to the City of Woodland.

Vice Mayor Borchard presented the Resolution of Appreciation to Howard Yelverton.

PERSONNEL BOARD PRESENTATION:

Steve Basha, Chair of the Personnel Board, introduced the other members of the Board and reported on the activities of the Personnel Board. He thanked City staff members Assistant City Manager Phil Marler and Human Resources Manager Dean Gualco for their support. He said the Board has been meeting about twice a month. He said the Board will report back to the Council in September regarding the Board and Commission recruitment process. The Board has also been working on the rules for conducting disciplinary appeal hearings. He said the Board Members enjoy serving the citizens of Woodland.

Mayor Losoya thanked the members of the Personnel Board.

TEMPORARY ADJOURNMENT OF COUNCIL MEETING:

Mayor Losoya temporarily adjourned the meeting of the Council at 7:30 p.m. in order to convene a meeting of the Woodland Redevelopment Agency Board of Directors. See Agency minutes attached to these Council minutes as Exhibit A. At 7:35 p.m. the Redevelopment Agency Board meeting was adjourned, and the Council meeting was reconvened.

REPORTS OF THE CITY MANAGER:

CONSENT CALENDAR:

Council Member Peart asked that the agenda item regarding the Parks, Recreation and Community Services monthly report be removed from the Consent Calendar.

Vice Mayor Borchard requested that the agenda item regarding the CalFed/Bay Delta Report EIR be removed from the Consent Calendar.

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

CAPITAL BUDGET IMPLEMENTATION MONTHLY REPORT:

The City Council received the Capital Budget implementation monthly report.

CITY TREASURER'S MONTHLY REPORT:

The City Council received the City Treasurer's monthly investment report for May 1998.

ACCEPTANCE OF POLICE ROOF REPLACEMENT PROJECT (97-33):

The City Council accept the Police Station Roof Replacement, Project No. 97-33, by Sutter Foam and Coating 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 FOR ACCOUNT OF COST OF 1998 CLEAN LOT PROGRAM:

The City Council set a hearing for July 21, 1998, to receive a report on the cost of the 1998 Clean Lot Program.

REGULAR CALENDAR:

PARKS, RECREATION AND COMMUNITY SERVICES MONTHLY REPORT:

Council Member Peart inquired about one item in the Parks, Recreation and Community Services monthly report regarding Dubach Park. He said with the flooding at Dubach Park the electrical panels are totally submerged. He said he found today that the electricity was still on, and the panels were steaming, and he reported that to City staff. He said the pedestals are destroyed by the flooding and should have been pulled out of there.

Parks, Recreation and Community Services Director Tim Barry said pulling the pedestals was considered but the area was under water.

Council Member Peart asked the Director to find out why the pedestals were not pulled. He said by removing them the City would have saved about \$10,000. Another item he said is the maintenance of Klenhard Park and Traynham Park. He said he understands that the City is going out for bids for the maintenance, and he would like to work with staff on that since he has had quite a bit of bid experience.

The Director said staff has been working with the neighbors on the maintenance of those two parks for the special tax dollars being paid through the Landscaping and Lighting Districts.

Council Member Flory asked that the report on the Dubach Park issue be made a written report to Council. Mayor Losoya said he was going to be asked for a future meeting agenda item regarding Dubach Park, including its current status.

STAFF COMMENTS REGARDING CALFED/BAY DELTA REPORT EIR:

Council Member Borchard said he is quite concerned about our region's water and where it could be going. He said he has a very bad feeling about all of the discussion about how the Delta is going to be fixed. He said there is not a lot of talk about building new storage facilities. He said the zero sum game that is being played will affect agriculture and Northern California. He said he fears there will be a peripheral canal which will help the Delta and Southern California.

On motion of Council Member Flory, seconded by Council Member Ryhal and carried by unanimous vote, the City Council received the Parks, Recreation and Community Services monthly report, and received staff comments submitted regarding the CALFED Bay-Delta Draft Programmatic Environmental Impact Statement/Environmental Impact Report (EIS/EIR).

POSITION ON PROPOSED VEHICLE LICENSE FEE LEGISLATION:

The City Council agreed to send a letter to Legislative representatives taking a position in opposition to the proposed vehicle license fee repeal.

NEGOTIATIONS FOR TURN OF THE CENTURY SPECIFIC PLAN REIMBURSEMENT AGREEMENT:

Consultant Heidi Tschudin presented an agreement for reimbursement of funds that would be entered into between the City and the Specific Plan applicant, Turn of the Century (TOC). She said staff has been working on this agreement with TOC, and there are some items for which staff would like some Council direction, most of which are policy related. The first issue is whether or not interest should be charged to those people who would be paying the specific plan fee later in the process. This would be assuming a specific plan would be adopted, assuming it would go into place and assuming the development starts. The non-participating property owners would then come in with their properties and develop. The question is will they pay an interest charge on top of the fee that would reimburse what TOC is expending now.

City Attorney Ann Siprelle said she drafted the original agreement and specifically stated that no interest would be charged. She said the reason the issue is before the Council is that TOC has asked that it be considered.

Ms. Tschudin said staff is not recommending that interest be charged. Another issue, she said is whether there would be phasing of development within

a specific plan area. She said for planning purposes when a large area is developed it is not atypical to start with phases based on infrastructures use but also on financing, Williamson Act issues and other relevant issues. She said the City of Woodland has taken the phasing approach in the past, and it is assumed that that approach would be taken with this specific plan. She said if the City would be charging interest does that create a penalty on those in later phases who could not go earlier even if they chose to yet because of their stage in the process will have to pay additional interest fees. Another issue is Exhibit A of the agreement which deals with the appropriate list and scope of reimbursable costs.

After Council discussion and comments from Tom Lumbrazo of TOC; George Phillips, TOC's land use attorney; Ed Hendren of Merrit Group; Bruce Bailey; Roger Kohlmeier of TOC; Dave Taormino of TOC; Kent Calfee, attorney; Mike Beeman, property owner; Cate Freeman, property owner; and Andy Estrada of TOC, the following direction was given:

The City Council directed staff to meet with Turn of the Century representatives to attempt to achieve agreement regarding the different components of the proposed Reimbursement Agreement for the Turn of the Century Specific Plan, and directed staff to report back to the City Council regarding the Reimbursement Agreement and the unresolved issues.

Council took a recess from 9:40 p.m. until 9:50 p.m.

Council Member Borchard left the Council meeting at 9:40 p.m.

BUSINESS LICENSE AMNESTY PROGRAM:

On motion of Council Member Ryhal, seconded by Council Member Peart and carried by unanimous vote, the City Council approved an amnesty period for the month of July which would allow businesses operating in Woodland to obtain a business license without incurring any penalties.

FY97/98 - FY99/00 CAPITAL BUDGET:

On motion of Council Member Ryhal, seconded by Council Member Flory and carried by unanimous vote, the City Council approved the proposed Fiscal Year 1997/98 - Fiscal Year 1999/00 Capital Budget and deferred action on the Fund 02 General Capital Outlay portion of the Capital Budget for consideration with the remaining issues in the 1998-99 Operations and Maintenance Budget.

FINANCE DEPARTMENT GENERAL SERVICE DIVISION REORGANIZATION:

On motion of Council Member Peart, seconded by Council Member Ryhal and carried by unanimous vote, the City Council authorized organizational

changes for the Finance Department, including (1) elimination of the General Services Technician position; (2) filling the new position of System Support Technician in the Finance Department; and (3) designation of the duties for the current General Services Technician position to be dispersed to the new position, other Finance Divisions and other City Departments.

AWARD PURCHASE OF LOW-BED TRAILER FOR PUBLIC WORKS:

On motion of Council Member Ryhal, seconded by Council Member Peart and carried by unanimous vote, the City Council awarded the bid for one 30-foot low bed tag trailer to GCS Western Power & Equipment, Inc., from Sacramento, CA, in the amount of \$14,884.15.

RESOLUTION NOS. 4070 AND 4071 - COMPENSATION ADJUSTMENTS FOR MANAGEMENT AND CONFIDENTIAL EMPLOYEES:

On motion of Council Member Peart, seconded by Council member Flory and carried by unanimous vote, the City Council adopted Resolution No. 4070, approving compensation adjustments for management employees and adopted Resolution No. 4071, approving compensation adjustments for confidential employees.

APPOINTMENT OF NEW PLANNING COMMISSION MEMBER:

On motion of Council Member Ryhal, seconded by Council Member Flory and carried by unanimous vote, the City Council appointed Martie Dote as a member of the Planning Commission for a term ending December 31, 1999.

COUNCIL REPRESENTATIVES REGARDING PROPOSED HABITAT CONSERVATION PLAN:

On motion of Council Member Flory, seconded by Council Member Ryhal and carried by unanimous vote, the City Council appointed Mayor Melton Losoya and Vice Mayor Steve Borchard to attend the Habitat Conservation Plan Facilitation Session on July 23, 1998, at the County Administration Building Atrium at 5:00 p.m.

INFORMATION CALENDAR:

In response to Council Member Ryhal's request at the last Council meeting the City Manager said staff will expand the current calendar which is included in each Council meeting binder to include additional events of interest to Council. Council Member Ryhal agreed to work with the City Manager's Secretary to develop the calendar.

FUTURE MEETING AGENDA ITEMS:

Mayor Losoya requested a future meeting agenda item regarding Dubach Park.

Mayor Losoya also announced that the Council received a letter of resignation from City Manager Kris Kristensen, and he asked that Council meet in closed session on July 21, 1998, to discuss the Council's plans for recruitment for the position.

Council Member Flory asked for a future meeting agenda item regarding consideration of Council Member resolutions, so the Council Members can individually prepare a resolution of appreciation if there is no opportunity for the full Council to vote on the resolution.

Council Member Flory said he would also like to discuss possibly having a Council Member be appointed to sit in on the Specific Plan Technical Advisory Committee meetings.

Council Member Ryhal said he found some information on alternate road maintenance, and he would like a future agenda item regarding this alternate road repair source. He said maybe the Public Works Director can look into this alternative as a means of lessening our expenses for the road maintenance backlog.

City Manager Kris Kristensen thanked the Council for the many years of support the Council has provided him. He said as he stated in his letter, his resignation is a personal decision to take some time to explore what he wants to do with the balance of his working life. He said he sincerely appreciated the opportunity of continuing to work for the City for 21 years as well as 13 years as the City Manager.

Mayor Losoya thanked the City Manager for the time he has spent with the City of Woodland.

ADJOURNMENT:

At 10:27 p.m. the regular meeting was adjourned.

City Clerk of the City of Woodland