

MINUTES

**JOINT CITY COUNCIL/
REDEVELOPMENT AGENCY BOARD**

SPECIAL CLOSED SESSION

JULY 7, 2009

5:00 P.M.

CLOSED SESSION

At 5:00 p.m. Council met in Closed Session to hold a conference with the Labor Negotiators, pursuant to Section 54957.6. The Agency Designated Representatives were William Avery, Amy Buck, and Sue Vannucci. The employee organizations discussed were the Woodland City Employees' Association, the Woodland Mid-Management Association, the Woodland Police Officers' Association, the Woodland Police Supervisors' Association, and the Woodland Professional Firefighters' Association. Present at these sessions were Mayor Davies, Vice Mayor Pimentel (arrived at 5:05), Council Members Dote, Marble and Monroe, City Manager Deven, City Attorney Morris, and Director of Administrative Services Vannucci.

CLOSED SESSION-REDEVELOPMENT AGENCY

At 5:40 p.m. the Agency Board held a conference with Real Property Negotiators, pursuant to Section 54956.8 on the properties located at 901, 917, 927, and 1000 Main Street, 1011 and 1021 Lincoln Avenue. The Agency Negotiator was the Executive Director and the Negotiating Parties Mark Deven, the Robert Gillette Trust; the Robert and Devere Garner Trust, the Tom and Marilyn Fields Trust, the Stacey Hatten Trust, Brenda Cedarblade, and the Donald Sharp Trust. Under negotiation were price and terms of payment. Present at this session were Board Chairperson Davies, Vice Chairperson Pimentel, Board Members Dote, Marble and Monroe, Executive Director Deven, City Attorney Morris and Redevelopment Manager Shallit.

JOINT REGULAR SESSION

6:00 P.M.



CALL TO ORDER

At 6:14 p.m. Mayor Davies called the joint regular meeting of the City Council and the Redevelopment Agency Board to order and held a moment of silence in memory of Justin Castillo who was recently killed in action.

CLOSED SESSION ANNOUNCEMENT

Mayor Davies advised that Council had met in Closed Session to discuss labor negotiations and had given direction. The Redevelopment Agency Board had also met in Closed Session to discuss real property negotiations and direction had been given.

PLEDGE OF ALLEGIANCE

Mayor Davies asked all in attendance to join in the Pledge of Allegiance led by Council Member Monroe.

ROLL CALL

COUNCIL MEMBERS PRESENT:	Marlin Davies, Martie Dote, William Marble, Jeff Monroe, Art Pimentel
COUNCIL MEMBER ABSENT:	None
STAFF MEMBERS PRESENT:	Mark Deven, Greg Meyer, Andrew Morris, Sue Vannucci, Barry Munowitch, Sandra Briggs, Tod Reddish, Roberta Childers, Wendy Ross Kim McKinney, Devon Horne, Brent Meyer, Dan Gentry, Carey Sullivan, Tammy Burnham-Cuellar

MINUTES

On a motion by Council Member Monroe, seconded by Council Member Marble and carried, Council adopted the minutes of the regular Council meetings of March 4, March 18, and April 1 2008 and the joint regular Council and Redevelopment Agency Board meeting of April 15, 2008. Council Member Dote abstained.



COMMUNICATIONS – WRITTEN

Council received a notice from Pacific Gas and Electric of a rate increase of 2% to natural gas fees, effective July 1, 2010.

Council received a notice from Pacific Gas and Electric of a rate decrease of approximately 2%, effective January 1, 2010.

Council received notification of a person-to-person transfer of an Alcoholic Beverage Control License for Jackpot Market and Deli, located at 615 East Street.

Council received notification of an off-sale, premise-to-premise transfer of an Alcoholic Beverage Control License for Rite Aid, located at 295 West Main Street.

COMMUNICATIONS – COMMITTEE REPORTS

Council received the minutes of the Planning Commission meetings of March 12, 2009, May 21, 2009 and June 4, 2009.

Council received the minutes of the Historical Preservation Commission meeting of April 15, 2009.

Council received the minutes of the Library Board of Trustees meetings of May 18 and June 1, 2009.

Council received the minutes of the Water Resources Association meeting of March 2, 2009.

Council received the minutes of Yolo Emergency Communications Agency meeting of May 6, 2009.

PUBLIC COMMENT

Haida Lambert does not want the Fire Department to bill her for services. She feels she pays for those services with her tax money. Mayor Davies said the insurance company would be billed, not the individual. Staff will meet with Ms. Lambert to provide full details of how this process will work.



PRESENTATIONS

CERTIFICATE OF APPRECIATION - JOSE LUIS LUA

Chief Reddish presented a Certificate of Appreciation to Jose Luis Lua, an employee of Waste Management who, while on his route, noticed a fire in a residence and reported it to Emergency Services, thus facilitating the safe evacuation of the residents of the home.

CONSENT CALENDAR

On a motion by Council Member Dote, seconded by Vice Mayor Pimentel and carried unanimously, Council adopted the following Consent Calendar items as presented:

MONTHLY STATUS REPORT - FIRE DEPARTMENT

Council received the Monthly Status Report from the Fire Department.

MONTHLY STATUS REPORT - PARKS AND RECREATION

Council received the Monthly Status Report from Parks and Recreation.

MONTHLY STATUS REPORT - COMMUNITY DEVELOPMENT

Council received the Monthly Status Report from Community Development.

CAPITAL BUDGET EXECUTION REPORT

Council received the Capital Budget Execution Report from Community Development.

LEASE AGREEMENT - BUCHIGNANI FIELD

Council Member Dote asked why the City does not lease the field directly from the 40th Agricultural District. Director Gentry said the City built this and in the past we directed the services. The Little League will now provide all of the field preparation. We lease the land.



Council approved the Lease Agreement with the 40th District Agricultural Association for use of Buchignani Field.

WASTE MANAGEMENT LIENS

Council set a Public Hearing for July 21, 2009 to hear and approve the list of Delinquent Refuse Accounts and directed the Tax Collector of Yolo County to assess liens against real property to collect delinquent accounts.

PROJECT 08-26 - SAFE ROUTES TO SCHOOL

Vice Mayor Pimentel said in April of 2008, he brought up the overpass at Gibson and State Route 113 and asked if we have the money that may allow us to apply for this in the future. Engineer Meyer said we can look at this for future Federal and State grants and normally they are every four to six years. Vice Mayor Pimentel said Council was very clear that this puts kids at risk and we need to focus on that.

Council approved the Plans and Specifications; authorized the bid advertisement; and authorized the City Manager to execute the Construction Contract to the lowest, responsive, responsible bidder if bids are within 110% of the approved budget for Project 08-26, Safe Routes to School

PROJECT 07-44 - LINCOLN AVENUE UTILITY IMPROVEMENTS

Vice Mayor Pimentel has a problem with the Fifth Street repairs and we have paid for other repairs needed that were caused by the Contractor. Engineer Burnam-Cuellar said the damage was not on the road and the City and Teichert split the cost of repairs.

Council accepted as complete a Contract with Teichert Construction, Inc., for their work constructing utility improvements along Lincoln Avenue and authorized the City Clerk to file a Notice of Completion.

CONFLICT OF INTEREST CODE

Council directed the Director of Administrative Services to review the City's Conflict of Interest Code and report to Council should changes to the adopted Code be necessary.



CERTIFICATE OF RECOGNITION - EMILY COLLINS

Council issued a Certificate of Recognition to Ms. Emily Collins for the contributions her family has made to the County and City, recognized and wished her well on the occasion of her 90th birthday.

2009 BYRNE JUSTICE ASSISTANCE GRANT PROGRAM

Council approved and authorized the City Manager to sign an Agreement to waive any partial interest in the 2009 Byrne Justice Assistance Grant Program.

RESOLUTION 5015 - HOMELESS COORDINATION PROJECT AGREEMENT

Vice Mayor Pimentel asked why the County is not paying their share of the costs. The County is paying for the Cold Weather Station. Community Development Block Grant funds should not be spent and carried for three years, they must be renewed annually. He asked if staff is comfortable with the cost share and Analyst Horne said they did discuss this at length that it was best to split equally. We are still discussing this with West Sacramento.

Council adopted Resolution 5015, a "Resolution of the City Council of the City of Woodland to Approve the Homeless Coordination Project Agreement", for three years and authorized the Mayor to execute the Agreement.

RESOLUTIONS 5016 THROUGH 5021 - COLLECTION OF CHARGES ON TAX ROLL FOR LIGHTING AND LANDSCAPING DISTRICTS, ASSESSMENT DISTRICTS AND COMMUNITY FACILITY DISTRICTS

Council adopted the following Resolutions to request collection of charges on the Tax Roll for the Lighting and Landscaping Districts; the Assessment Districts and the Community Facilities Districts:

- Resolution 5016 - Community Facilities District No. 1, Gibson Ranch
Community Facilities District No. 2004-1, Spring Lake
- Resolution 5017 - East Main Street Assessment District, Series 2001
Reassessment District 93-1, Beamer and Kentucky,
Series 2006
- Resolution 5018 - Fire Suppression Assessment District



Resolution 5019 - Gibson Ranch Landscaping and Lighting District
North Park Landscaping and Lighting District
Streng Pond Landscaping and Lighting District
West Wood Unit 1 Landscaping and Lighting District

Resolution 5020 - Spring Lake Landscaping and Lighting District
Gateway Landscaping and Lighting District

Resolution 5021 - Spring Lake Maintenance Community Facilities District

RESOLUTION 5022 - AMERICAN RECOVERY AND REINVESTMENT ACT GRANT FUNDS-ASSISTANCE TO FIREFIGHTERS FIRE STATION CONSTRUCTION GRANT PROGRAM

Council adopted Resolution 5022, authorizing the submittal of an application for American Recovery and Reinvestment Act Grant funds through the Assistance to Firefighters Fire Station Construction Grant program in the amount of \$2,400,283; authorized the City Manager to execute all necessary forms on behalf of the City.

PUBLIC HEARING-COUNCIL

APPEAL - CHEVRON STATION ON COUNTY ROAD 102

At 6:35 p.m., Council Member Marble recused himself from the discussion on this item due to stock ownership and left the Chambers.

Engineer Meyer indicated that owners of the Chevron Station at 18430 County Road 102 had filed an appeal and went before Council in October of 2007. At that time the Public Hearing was continued with direction to staff to work with the owners to craft an Improvement Agreement that would require Chevron to construct the median at a later date. Agreement still has not been reached on this issue after eighteen months and it is requested that Council close the Public Hearing and deny the appeal.

At 6:41 p.m., Mayor Davies closed the Public Hearing.

On a motion by Council Member Dote, seconded by Council Member Monroe and carried by the Members present, Council rejected Chevron's appeal regarding the median access at 18430 County Road 102. Council Member Marble was temporarily absent.



At 6:41 p.m., Council Member Marble returned to the Chambers and Vice Mayor Pimentel left the Chambers.

RESOLUTION 5023 - WOODLAND VISITOR ATTRACTION DISTRICT 2009-2010 ANNUAL ASSESSMENT REPORT

Manager Ross said this is the annual renewal of the Visitor Attraction District Assessment and is an opportunity for the Hoteliers or others to provide input.

At 6:45 p.m. Vice Mayor Pimentel returned to the Chambers and Mayor Davies opened the Public Hearing. With no comments heard, Mayor Davies closed the Public Hearing at 6:46.

On a motion by Council Member Marble, seconded by Council Member Monroe and carried unanimously, Council adopted Resolution 5023, "A Resolution of the City Council of the City of Woodland Confirming the Assessment Report and Approving the Levy of an Assessment for the Visitor Attraction District for Fiscal Year 2009-2010 Pursuant to the Parking and Business Improvement Area Law of 1989".

RESOLUTIONS 5024 AND 5025 - SPRING LAKE LANDSCAPING AND LIGHTING DISTRICT

At 6:46 p.m., Mayor Davies opened the Public Hearing. With no comments heard, Mayor Davies closed the Public Hearing at 6:47 p.m.

On a motion by Council Member Monroe, seconded by Council Member Dote and carried unanimously, Council adopted the following Resolutions regarding the Spring Lake Landscaping and Lighting District:

- Resolution 5024 - A "Resolution of the City Council of the City of Woodland, California Amending and/or Approving the Fiscal Year 2009-2010 Engineer's Report Regarding the Spring Lake Landscaping and Lighting District"
- Resolution 5025 - A "Resolution of the City Council of the City of Woodland, California Ordering the Levy and Collection of Annual Assessments Regarding the Spring Lake Landscaping and Lighting District for Fiscal Year 2009-2010"



RESOLUTIONS 5026 AND 5027 - GATEWAY LANDSCAPING AND LIGHTING DISTRICT

Mayor Davies opened the Public Hearing at 6:47 p.m. Hearing no comments, Mayor Davies closed the Public Hearing at 6:47 p.m.

On a motion by Council Member Dote, seconded by Council Member Marble and carried unanimously, Council adopted the following Resolutions regarding the Gateway Landscaping and Lighting District:

- Resolution 5026 - A "Resolution of the City Council of the City of Woodland, California Amending and/or Approving the Fiscal Year 2009-2010 Engineer's Report Regarding the Gateway Landscaping and Lighting District"
- Resolution 5027 - A "Resolution of the City Council of the City of Woodland, California Ordering the Levy and Collection of Annual Assessments Regarding the Gateway Landscaping and Lighting District for Fiscal Year 2009-2010"

REPORTS OF THE CITY MANAGER

RESOLUTION 5028 – COMMUNITY DEVELOPMENT BLOCK GRANT 2010-2015 CONSOLIDATED PLAN

Analyst Horne said the Council should appoint a Sub-Committee to work in the development of the Consolidated Plan for the period 2010 to 2015. Council Member Monroe would like a citizens Committee. Analyst Horne said the Committee would need to have the staff involved on the Committee for the input. The Council Committee would not be making the decisions on where the money goes it would be from the citizens. This is for the five year plan.

Council Member Dote said this is a group that would be helping to refine the process.

Vice Mayor Pimentel said Housing and Urban Development also requires this. Council Member Dote would like to serve on this Committee. Council Member Marble moved to appoint Vice Mayor Pimentel and Council Member Dote to the Sub-Committee.



Mayor Davies would like to look at some smaller non-profits and give them a larger amount of money so they can get something entirely finished. We also need to look at some City projects.

Council Member Marble said they may need to look at a point rating system.

On a motion by Council Member Dote, seconded by Council Member Pimentel and carried, Council adopted Resolution 5028, a "Resolution of the City Council of the City of Woodland to Approve the Proposed Schedule and Process for the Community Development Block Grant (CDBG) Consolidated Plan FY 2010-2015"; and appointed Vice Mayor Pimentel and Council Member Dote to the Subcommittee. Council Member Monroe voted to the negative.

LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE

On a motion by Council Member Monroe, seconded by Vice Mayor Pimentel and carried unanimously, Council appointed Council Member Marble as the Primary Delegate and Council Member Dote as the Alternate Delegate to the League of California Cities Annual Conference to be held on September 16 through 18, 2009 in San Jose.

RESOLUTION 5029 - JOINT CITY COUNCIL/REDEVELOPMENT AGENCY BOARD - STATE GOVERNMENT SEIZURE OF STATE MAINTENANCE AND REDEVELOPMENT FUNDS

City Manager Deven said the State is proposing seizure of \$1 million in funds from the Gas Tax Fund and from Redevelopment Funds. The Gas Tax Funds are used to work on roads and we would be forced to backfill, probably with Measure E funds. We could be looking at staff reductions, turning off street lights, etc. The Redevelopment Fund dollars are not yet known. This would be a three year take. The State has already taken several hundred thousand dollars in the past. Lawsuits have been filed and we are asking that Council and the Agency Board adopt a Resolution to condemn this action and authorize the City Attorney to make us part of the lawsuit.

On a motion by Council Member Marble, seconded by Council Member Dote and carried unanimously, Council adopted "Joint Resolution No. 5029 of the City and Redevelopment Agency of Woodland Authorizing the City Attorney/ Redevelopment Agency General Council to Cooperate with the League of California Cities, the California Redevelopment Association, Other Cities and



Counties in Litigation Challenging the Constitutionality of any Seizure by State Government of the City's Street Maintenance and Redevelopment Funds".

ORDINANCE

ORDINANCE - AMEND MESSAGE ESTABLISHMENT REGULATIONS

Chief Sullivan said the State has changed the regulations via Senate Bill 731 that will affect our current Municipal Code regarding massage therapy. He outlined the proposed changes in detail that need to be made to our current language in order to comply with the State language.

Vice Mayor Pimentel asked how the new language would assist the Police Department in regulating the profession. He asked if the State or the City regulations are the best and if the Ordinance would be difficult for the Department to enforce. Chief Sullivan said the differences between the Cities throughout the State prompted this law change.

Mayor Davies asked if the certificate provides for training. Chief Sullivan said there is training a little more extensive than the regular training.

Bernadette Murray is a licensed Massage Therapist. She said the Bill had been sponsored by their State Organization of Massage Therapists. The intent of the Bill was to have consistency. Educational requirements are very high.

On a motion by Council Member Dote, seconded by Council Member Monroe and carried unanimously, Council introduced, waived first reading and read by title only, "An Ordinance of the City Council of the City of Woodland, California, Amending Article VI of Chapter 13 of the Woodland Municipal Code Relating to the Regulation of Massage Technicians, Massage Establishments and other Specific Businesses".

ADJOURN

At 7:20 p.m., Mayor Davies adjourned the regular meeting of the Council in memory of Jack Potter.

Respectfully submitted,

SS: Sue Vannucci, Director of
Administrative Services

Adopted by Council: September 7, 2010