Woodland City Council Meeting City Hall, Council Chambers 300 First Street Woodland, California

MINUTES

COMMUNITY AND SENIOR CENTER 2001 EAST STREET WOODLAND, CALIFORNIA

MAY 15, 2007

SPECIAL/CLOSED SESSION

8:00 A.M.

CLOSED SESSION

At 8:00 a.m. Council met in special closed session regarding a Public Employee appointment pursuant to Section 54957 for the City Manager position. Present at this session were Mayor Flory, Vice Mayor Davies, Council Members Marble, Monroe and Pimentel, City Manager Kirkwood and Executive Recruiter Murray.

WOODLAND CITY HALL 300 FIRST STREET WOODLAND, CALIFORNIA

JOINT CITY COUNCIL/REDEVELOPMENT AGENCY BOARD SPECIAL/CLOSED SESSION

5:00 P.M.

CLOSED SESSION-CITY COUNCIL

At 5:01 Council held a conference with Labor Negotiators pursuant to Section 54957.6. The Agency Designated Representative was Amy Buck, Human Resources Manager and the Employee Organization, the Woodland Professional Firefighters' Association. Present at this session were Mayor Flory, Vice Mayor Davies, Council Members Marble, Monroe and Pimentel (arrived at 5:05), City Manager Kirkwood, City Attorney Siprelle, Finance Director Drayton and Human Resources Manager Buck.



Council held a conference with Real Property Negotiators pursuant to Section 54956.8 for the property at 630 Lincoln Avenue, the former Senior Center. The Agency Negotiator was Richard Kirkwood, the Negotiating Parties the City of Woodland and various interested parties. Under negotiation were price and terms of payment. Another property under discussion was the Armory property on Beamer Street with the Negotiating Parties the City of Woodland and various interested parties and under negotiation were price and terms of payment. Present at this session were Mayor Flory, Vice Mayor Davies, Council Members Marble, Monroe and Pimentel, City Manager Kirkwood, City Attorney Siprelle and Finance Director Drayton.

The scheduled item on Public Employee Appointment pursuant to Section 54957 for the City Manager was deferred.

Council held a conference with Legal Counsel regarding Anticipated Litigation, Significant Exposure to Litigation pursuant to Subdivision (b) of Section 54956.9, one case. Present at this session were Mayor Flory, Vice Mayor Davies, Council Members Marble, Monroe and Pimentel, City Manager Kirkwood and City Attorney Siprelle.

<u>CLOSED SESSION - REDEVELOPMENT AGENCY</u>

The Agency Board held a conference with Real Property Negotiators pursuant to Section 54956.8 for 9.83 acres in Redevelopment Area. The Agency Negotiator was Richard Kirkwood and the Negotiating Parties the Redevelopment Agency Board and California Northern Railroad. Under Negotiation were price and terms of payment. Present at this session were Chairperson Flory, Vice Chairperson Davies, Board Members Marble, Monroe and Pimentel, Executive Director Kirkwood and City Attorney Siprelle.

REGULAR CITY COUNCIL MEETING

6:00 P.M.

CLOSED SESSION ANNOUNCEMENT

Mayor Flory announced that Council had met in closed session to discuss labor negotiations and had provided direction to the negotiator, discussed two issues of property and provided direction to the property negotiator, deferred the scheduled item on public employee appointment, and held a conference with Legal Counsel regarding



one case of anticipated litigation, significant exposure to litigation and had provided direction.

Agency Board Chairperson Flory announced that the Board had met in closed session and had discussed property negotiations and had provided direction to the property negotiator.

CALL TO ORDER

At 6:06 Mayor Flory called the regular meeting of the City Council of the City of Woodland to order.

PLEDGE OF ALLEGIANCE

Mayor Flory invited all in attendance to join in the Pledge of Allegiance led by Police Chief Sullivan.

ROLL CALL

COUNCIL MEMBERS PRESENT: Marlin Davies, William Marble, Jeff Monroe,

Artemio Pimentel, David Flory

COUNCIL MEMBER ABSENT: None

STAFF MEMBERS PRESENT: Richard Kirkwood, Ann Siprelle, Sue Vannucci, Dan

Gentry, Gary Wegener, Carey Sullivan, Barry Munowitch, Amy Buck, Heidi Hopper, Cynthia Shallit, Christine Engel, Greg Meyer, Gus Bush,

Mark Cocke, Jair Camacho

MINUTES

On a motion by Council Member Monroe, seconded by Council Member Pimentel and carried unanimously, Council adopted the minutes of the regular City Council meeting of March 20, 2007 and the joint special meeting of the Council and the Redevelopment Agency Board of March 27, 2007 as presented.



COMMUNICATIONS

Council received a letter from Charter Communications and WAVE Broadband regarding their Asset Purchase Agreement.

COUNCIL/STAFF STATEMENTS AND REQUESTS

Council Member Marble announced he would not be present at the June 5, 2007 Council meeting.

Council Member Marble said he had attended the Great Valley Conference with the primary focus of discussion on energy issues. He and Council Member Monroe toured the lower portion of Cache Creek.

Mayor Flory asked for a report on the Beamer Street Underpass issues. He also said there are trucks parking on East Beamer in the area of the old Mobil Chemical facility. He believes there is an Ordinance to prohibit truck parking in that area and they are blocking the bicycle paths.

Mayor Flory said he has received concerns about the process citizens go through for a building permit. Depending upon who they speak to, a different response is received routinely and the process is very slow. He asked that the City Manager investigate the process. City Manager Kirkwood said he has issued a memorandum to the Development Services Team and they are investigating the allegations. A report will return to Council on this issue. Council concurred.

PRESENTATIONS

PUBLIC WORKS WEEK PROCLAMATION

On a motion by Council Member Pimentel, seconded by Council Member Monroe and carried unanimously, Council proclaimed the week of May 20-26, 2007 as "Public Works Week" in the City. Elizabeth Fisher, Conservation Coordinator, received the Proclamation presented by Council Member Pimentel.

WASTE REDUCTION AWARD PROGRAM RECOGNITION AWARDS

Conservation Coordinator Hopper said there are several businesses in the City that have made exemplary efforts to reduce their waste product delivery to the Landfill. These reductions are key in helping the City meet the A. B. 939 goals. Representatives of the businesses recognized were Debbie Storz from



Econco, Ann Cheney from Hewlett-Packard, Jerry Knapp from Printer's Ink, Christian Dubois from Target Retail Store and Kevin Releford and Kelly Mitirck from Target Distribution Center, and were present to receive their awards.

CONSENT CALENDAR

On a motion by Vice Mayor Davies, seconded by Council Member Pimentel and unanimously carried, Council approved the Consent Calendar as follows:

TREASURER'S INVESTMENT REPORT - MARCH 2007

Council reviewed and accepted the March 2007 Investment Report as presented.

RESOLUTION 4822-RETIREMENT HEALTH SAVINGS PLAN

Council adopted Resolution 4822, "Vantage Care Retirement Health Savings Program", creating the City of Woodland Retirement Health Savings Contribution Plan for eligible City employees.

<u>SUBDIVISION IMPROVEMENT AGREEMENT-WOODLAND GATEWAY RETAIL</u> CENTER

Council approved the Subdivision Improvement Agreement for Woodland Gateway Retail Center, subject to Developer delivery of required securities, evidence of insurance and payment of fees.

PROJECTS 01-02, 05-14 AND 07-40, PIONEER AVENUE, BRANIGAN AVENUE, FARNHAM AVENUE, AND GUM AVENUE TRAFFIC SIGNAL IMPROVEMENTS

Council approved the plans and specifications for the Project 01-02, Traffic Signal at Pioneer and Branigan/Brennan; Project 05-14, Traffic Signal at Pioneer and Farnham; and Project 07-40, Pioneer/Gum Signal Improvements; authorized bid advertisement; authorized the Public Works Director to award the Contract to the low, responsive, responsible bidder if bids are within 10% of the approved budget; authorized the Public Works Director to execute the Construction Contract on behalf of the City.



<u>CERTIFICATE OF APPRECIATION-PHILLIP MARLER, RETIRED ASSISTANT CITY MANAGER</u>

Council approved a Certificate of Appreciation for retired Assistant City Manager Phil Marler.

RESOLUTION 4823-EMPLOYER'S CONTRIBUTION-PUBLIC EMPLOYEES RETIREMENT SYSTEM MEDICAL AND HOSPITAL CARE ACT FOR GENERAL SERVICES AND RETIREES

Council adopted Resolution 4823, a "Resolution Fixing the Employer's Contribution Under the Public Employees' Medical and Hospital Care Act", for General Services employees and retirees.

RESOLUTION 4824-USED OIL RECYCLING BLOCK GRANT APPLICATION

Council adopted Resolution 4824, "A Resolution Approving the Submittal of the Used Oil Recycling Block Grant Application to the California Integrated Waste Management Board and Authorizing the Public Works Director or Designee to Execute All Necessary Forms on Behalf of the City of Woodland".

RESOLUTION 4825-AUGMENTATION TO 2007 BUDGET FOR HOME FUND BUDGET ADJUSTMENTS

Council adopted Resolution 4825, "A Resolution of the City Council of the City of Woodland to Authorize a Budget Augmentation to Allow Expenditure of HOME Program Income".

RESOLUTIONS 4826 THROUGH 4833-INITIATING PROCEEDINGS FOR ANNUAL LEVY AND COLLECTION; ENGINEER'S ANNUAL REPORT AND INTENTION TO LEVY; CALL FOR PUBLIC HEARING, GIBSON RANCH; NORTH PARK, AND WEST WOOD LIGHTING AND LANDSCAPING DISTRICT AND FOR STRENG POND LANDSCAPING MAINTENANCE DISTRICT

Council adopted the following actions:

Resolution 4826 - A Resolution of the City Council of the City of Woodland, California Initiating Proceedings for the Annual Levy and Collection of Assessments for the



Gibson Ranch Landscaping and Lighting District, Fiscal Year 2007-08;

Resolution 4827

 A Resolution of the City Council of the City of Woodland, California Initiating Proceedings for the Annual Levy and Collection of Assessments for the North Park Lighting and Landscaping District, Fiscal Year 2007-08;

Resolution 4828

 A Resolution of the City Council of the City of Woodland, California Initiating Proceedings for the Annual Levy and Collection of Assessments for the Streng Pond Landscaping District, Fiscal Year 2007-08;

Resolution 4829

 A Resolution of the City Council of the City of Woodland, California Initiating Proceedings for the Annual Levy and Collection of Assessments for the West Wood Unit No. 1 Lighting and Landscaping District, Fiscal Year 2007-08;

Resolution 4830

 A Resolution of the City Council of the City of Woodland, California Preliminarily Approving the Engineer's Annual Levy Report, and Declaring its Intention to Levy and Collect Annual Assessments for the Gibson Ranch Landscaping and Lighting District, Fiscal Year 2007-08;

Resolution 4831

 A Resolution of the City Council of the City of Woodland, California Preliminarily Approving the Engineer's Annual Levy Report, and Declaring its Intention to Levy and Collect Annual Assessments for the North Park Landscaping and Lighting District, Fiscal Year 2007-08;

Resolution 4832

 A Resolution of the City Council of the City of Woodland, California Preliminarily Approving the Engineer's Annual Levy Report, and Declaring its Intention to Levy and Collect Annual Assessments for the Streng Pond Landscaping District, Fiscal Year 2007-08;



Resolution 4833

 A Resolution of the City Council of the City of Woodland, California Preliminarily Approving the Engineer's Annual Levy Report, and Declaring its Intention to Levy and Collect Annual Assessments for the West Wood Unit No. 1 Landscaping and Lighting District, Fiscal Year 2007-08;

and called for a Public Hearing on June 5, 2007 for the Gibson Ranch Lighting and Landscaping District, the North Park Landscaping and Lighting District, the Streng Pond Landscaping District and the West Wood Lighting and Landscaping District.

ORDINANCE-CLAIMS PROCEDURE

Council introduced an Ordinance adding Article IV to Chapter I of the Municipal Code establishing a Claims Procedure.

REPORTS OF THE CITY MANAGER

ORDINANCE-TOBACCO-FREE ZONES AT ALL CITY PARK AND RECREATION FIELDS AND FACILITIES

Director Gentry said several years ago the Parks and Recreation Commission had received a presentation from the Tobacco Education Coordinator of Yolo County regarding a request to prohibit use of tobacco products and smoking in City parks, public parks and recreation areas. Recently the Commission resumed consideration of that request and voted unanimously to recommend to Council adoption of such an Ordinance. Mayor Flory asked for clarification on enforcement of the Ordinance. Director Gentry said there are part-time staff members who visit the parks on the weekends who could remind violators about the regulation. Should the violators become problematic or threatening, the Police would be contacted. After the initial education process, citizens would generally comply if asked.

Mayor Flory asked if contact numbers could be posted in the parks and Directed Gentry indicated that is the plan. Vice Mayor Davies said it becomes enforceable via peer pressure and prefers that citations be the last resort. City Attorney Siprelle said Section 14A of the Code allows violations of any City Ordinance to be addressed. Director Gentry said this is more of an education issue and he does not feel the City will be writing any citations.



Council Member Pimentel is supportive of the ban but also does have issues with the enforcement. It should be clearly posted in all parks. He asked who will be paying for the signs. Director Gentry said the cost should be minimal but there are some funds available for this type of cost. He will also check with the County Tobacco Coalition to determine if they have funds to assist.

On a motion of Council Member Marble, seconded by Council Member Pimentel and carried unanimously, Council introduced and read by title only, an Ordinance to create tobacco-free zones at Woodland's local City Parks and Recreation Department facilities.

SET PUBLIC HEARING; LANGUAGE FOR PROTEST VOTE ON RATE INCREASE FOR STORM DRAIN

Director Wegener clarified that the approval of the final language is not part of the action requested. The purpose of the item is to set the date of the Public Hearing to receive any written protests, that of July 10, 2007 at 6:00 p.m. in the Chambers. Should there be a majority of protests received prior to the close of the Public Hearing, the process will stop at that time. If not, the process will be to proceed with the actual ballot to be mailed to each property owner.

Vice Mayor Davies would like to see all of the figures connected with the deficit.

On a motion by Council Member Pimentel, seconded by Council Member Marble and carried unanimously, Council set July 10, 2007 at 6:00 for the Public Hearing for receiving protests against the proposed storm drain increases and directed staff to mail notices of the proposed increase to parcel owners in the City.

BOARD AND COMMISSION MEMBERS

On a motion by Council Member Marble, seconded by Council Member Monroe and carried unanimously, Council appointed the following to the Boards and Commissions as indicated and confirmed Mayor Flory's appointment of an Alternate Member to the Manufactured Homes Fair Practices Commission.

Lucinda Talkington - Commission on Aging
Melody Parker - Traffic Safety Commission
Duane Toney - Traffic Safety Commission



Jeff McCallum, Alternate - Manufactured Homes Fair Practices Commission

Vice Mayor Davies would like Council to consider adding reference and background checks to the process.

ORDINANCES

ORDINANCE 1481-REDEVELOPMENT AGENCY EMINENT DOMAIN LANGUAGE

On a motion by Council Member Pimentel, seconded by Council Member Monroe and carried by the following vote, Council adopted Ordinance 1481, "An Ordinance of the City of Woodland, California Containing a Description of the Woodland Redevelopment Agency's Program to Acquire Real Property by Eminent Domain in the Woodland Redevelopment Project". On roll call, the vote was as follows:

AYES: Council Members Davies, Marble, Monroe, Pimentel, Flory

NOES: None ABSENT: None ABSTAIN: None

ADJOURN

At 6:40 p.m., Mayor Flory adjourned the regular meeting of the City Council.

Respectfully submitted,	
Sue Vannucci, CMC, City Clerk	