

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

October 1, 2002

CITY COUNCIL
SPECIAL/CLOSED SESSION
CITY HALL
6:00 P.M.

Council met in Closed Session to hold a Public Employee Performance Evaluation, City Attorney, Pursuant to Section 54957. Present at this session were Mayor Flory, Vice Mayor Rexroad, Council Members Dote, Monroe and Peart, and City Attorney Siprelle.

CITY COUNCIL/REDEVELOPMENT AGENCY BOARD
JOINT REGULAR MEETING
7:00 P.M.

Mayor Flory announced that Council had met in Closed Session for the purpose of holding an evaluation of public employee, City Attorney. Information was received.

CALL TO ORDER

Mayor Flory called the joint regular meeting of the City Council and the Redevelopment Agency Board to order at 7:04 p.m.

PLEDGE OF ALLEGIANCE

Mayor Flory invited all in attendance to join in the Pledge of Allegiance led by Council Member Peart.

ROLL CALL

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



COUNCIL MEMBERS ABSENT: None

STAFF MEMBERS PRESENT: Phil Marler, Ann Siprelle, Gary Wegener, Wendy Ross, Dan Rice, Dan Gentry, Karl Diekman, Dan Bellini, Bruce Lecair, Marie Bryan, Sue Vannucci, Steve Sante-Croce

PUBLIC COMMENT

Library Services Director Bryan advised this was the first day of celebration for the Steinbeck Centennial and reading of the "Grapes of Wrath". She outlined the events that will take place during this month in relation to this celebration.

COUNCIL/STAFF STATEMENTS AND REQUESTS

Council Member Dote attended a Woodland Economic Renaissance Corporation meeting and advised Council the WERC Board will be scheduling a meeting with the City Manager soon.

Assistant City Manager Marler said that City Manager Kirkwood was attending the International City Managers' Association meeting in Philadelphia for the purpose of receiving an award for his 25 years of service as a City Manager.

PRESENTATIONS

PLANNING COMMISSION

Planning Commissioner Patricia Murray said that members of the Commission must possess a strong interest in the community and knowledge of land use to be effective on the Commission. They provide a voice in the long-term development of the City. She outlined the updates of the various Plans that have been done over the past year. The Commission operates under a democratic system and all citizens are invited to participate. Requests are brought before them and the Commission then conducts research on the issue, visits sites, consults with City Staff and the City Attorney and comes to a conclusion or make a recommendation. Members are very conscientious and dedicated.



FIRE PREVENTION WEEK - OCTOBER 6-12, 2002

On a motion by Vice Mayor Rexroad, seconded by Council Member Monroe and carried by unanimous vote, Council proclaimed the week of October 6-12, 2002 as Fire Prevention Week. Vice Mayor Rexroad presented the Proclamation to Assistant Fire Chief/Fire Marshal Bruce Lecair. Chief Lecair advised Council of the various activities taking place during the month and invited them to participate.

MENTAL HEALTH AWARENESS WEEK - OCTOBER 6-12, 2002

On a motion by Vice Mayor Rexroad, seconded by Council Member Monroe and carried by unanimous vote, Council proclaimed the week of October 6-12, 2002 as Mental Health Awareness Week. Council Member Monroe presented the Proclamation to Albert Weiss to accepted on behalf of the National Alliance of the Mentally Ill.

RED RIBBON WEEK - OCTOBER 23-31, 2002

On a motion by Vice Mayor Rexroad, seconded by Council Member Monroe and carried by unanimous vote, Council proclaimed the week of October 23-31, 2002 as Red Ribbon Week. Council Member Peart presented the Proclamation to Dan Rice, Recreation Manager. Manager Rice outlined the various activities to be held during the month in recognition of this program.

WOODLAND UNITED METHODIST CHURCH 150TH ANNIVERSARY

On a motion by Vice Mayor Rexroad, seconded by Council Member Monroe and carried by unanimous vote, Council issued a Proclamation recognizing the 150th anniversary of the United Methodist Church in the City. This Proclamation will be presented at the Church celebration on October 13, 2002.

CRYSTAL EAGLE AWARD ISSUANCE TO THE DOWNTOWN COORDINATOR

On a motion by Vice Mayor Rexroad, seconded by Council Member Monroe and carried by unanimous vote, Council recognized the receipt of the Crystal Eagle Award presented to the Downtown Coordinator for their efforts in



economic, physical, marketing and special events for the Downtown Woodland area. The Award was presented by Laura Cole-Rowe of the California Downtown Association.

PUBLIC HEARING

None.

REPORTS OF THE CITY MANAGER

REGULAR CALENDAR

WAIVER OR DEFERRAL OF DEVELOPMENT FEES FOR THE WAYFARER CENTER

Assistant City Manager/Acting Community Development Director Phil Marler said the Friends of the Mission have requested reimbursement for development and building permit fees paid for the new Wayfayer Center Project. Their request is based upon the need for these funds to be utilized in other areas of the project. The Planning Commission has recommended Council consider this request as part of the next Community Development Block Grant (CDBG) funding phase. The funds would then be from CDBG and not have an effect on the General Fund of the City. Mayor Flory asked how much had previously been allocated by the City for this project and Redevelopment Manager Wendy Ross indicated a total of \$581,000 thus far.

Sergei Shkurin, Grants Administrator for the Friends of the Mission, said the total budget for the project is \$1.5 million. They are \$80,000 away from a completely debt free project. This waiver would support the City housing element and counts toward the very low income housing element.

Council Member Dote asked what the precedent has been on this type of request. Mayor Flory said historically, we have deferred these fees. Council Member Dote asked if they were reimbursed, where would those funds be directed. Mr. Shkurin said the project is \$80,000 short and they have a credit line but the funders and Housing and Urban Development require that they have all of their funds available. Council Member Monroe asked for the source of the funds as the budget is now complete. Manager/Director Marler said they would be required to wait until the CDBG cycle. Vice Mayor Rexroad said this is only Phase I and they will be coming back to the Council for Phase II funding. Council Member Monroe and Vice Mayor Rexroad do not want to commit General



Funds and feel they should apply for CDBG funds. Manager Ross suggested in the interim, the Friends of the Mission continue to look for other sources. Vice Mayor Rexroad said he would support the request when it returns as part of the CDBG cycle in the amount of \$25,933.81 but not the Permit Fee reimbursement. It was Council consensus to so recommend and proceed.

PARK BOND ACT (PROPOSITION 12) FUNDS FOR CITY PARK NEEDS AND/OR DUBACH SPORTS PARK DE-WATERING

Parks, Recreation and Community Services Director Dan Gentry advised Council of the recommendations of the PRCS Commission regarding the allocation of \$225,000 Proposition 12, Park Bond Act funds for the various needs within the programs of the Department. The requests include \$150,000 for a de-watering system for Dubach Park, playground equipment replacement at Schneider Park at \$30,000, Cline Park at \$20,000, and Woodside Park at \$190,000, creation of a Dog Park(s) at \$25,000 and a septic system at Dubach Park at \$100,000. Director Gentry reminded Council that the change in the Agreement with the National Guard for the use of the Armory provided \$75,000 in additional funds as well. Council Member Monroe asked about the amount of equipment in need of replacement at Woodside and Director Gentry indicated that 90% of the equipment has been removed due to liability issues. Woodside is a very large park, thus the higher cost.

Council Member Monroe asked if without the de-watering, would Dubach be flooded. Director Gentry said there are pumps which now move the water into a farmer's field. In heavy rains, this field would already be full of water, leaving the pumped water with no outlet. The septic system is required because of the high water table on that site, which could cause a contamination of the water system. The septic system is a City responsibility and we are obligated to provide. Council Member Peart asked for expansion on the concerns regarding the septic system. Director Gentry said there is no problem at present but the report indicates there could be a problem should the water table rise during the Winter months. Director Wegener said the level is at five feet and the septic system needs to be above that table to remain dry. The septic is only slightly above that level at present. Council Member Monroe asked if the de-watering would go into the septic system and Director Wegener said it must go into the storm drain system.

Gary Sandy, representing Quantum Sports, said the fields were entirely under water a few years ago. Quantum has made a large investment with original figures to be around \$500,000 to bring the facility to good use. To date,



they have invested over \$1 million. Mayor Flory asked what specific improvements Quantum was to provide. Former Parks, Recreation and Community Services Director Henry Agonia said that Quantum was responsible for the de-watering. The original Contract stated they would pay \$400,000 with a perma. They have rehabilitated the field and snack bars which help to keep them in a positive cash flow. If flooding continues to happen, they will not be able to pump in to the farmer's field as it will also be flooded. To finish the de-watering they need to connect to the storm drain system. They had projected 120 teams would be utilizing the fields initially but for various reasons, only 80 are active with 50% of those Woodland teams.

Council Member Monroe asked where the water would go if the fields also flooded. Director Wegener said there was to be an overall Plan from Quantum on what the changes were to be made, including movement of the water and a flow pattern. To date, there is no Plan. Mayor Flory asked if Mr. Agonia had ever entered into an Agreement to de-water for Quantum and Mr. Agonia indicated he had not.

Assistant City Manager Marler said he had been Acting Parks Director at that time and indicated the City was not responsible for the de-watering. Mr. Agonia feels the City needs to look at the Park as an asset and a City responsibility to maintain that asset. Mayor Flory said we were going to abandon this property when Quantum came forward with the premise they would take care of all of the concerns. He asked at what point does the City contract for payment start and Mr. Agonia said it was to be five years from the date established in file documents. Council Member Dote asked about the contract term and Mr. Agonia said the term is 20 years at which time everything on site reverts to the City responsibility. Council Member Dote asked if the septic would be part of the Enterprise Funds and Director Wegener said it would not be part of the City system or the Enterprise Funds. Vice Mayor Rexroad said the Contract indicates Quantum pays the City costs for services. Mr. Agonia said this was when the original de-watering was done only. Quantum made the decision to finish the fields rather than the de-watering. The water originally was to go into the storm drain system and that portion was never completed by Quantum. Director Wegener said it goes into the Kentucky Pump Station as they were to be put into the storm drain.

Mayor Flory asked if it would be appropriate for the City to loan Quantum funds to do the de-watering and other portions of their project not yet completed. Director Wegener said that one of the issues would be to look at the Quantum Investment to date. This project is an economic benefit to the City. It brings people into the City for tourism and that is important to consider. Mr.



Sandy said the improvement to the septic is always a consideration. The de-watering is more of a concern because things change in the agricultural system which could effect the water levels. Director Wegener said the Agreement was stated that the de-watering was to be the priority. Council Member Dote said the septic is clearly our responsibility. If we allow the property flood again we have lost our improvements which would be a waste. Measure H funds would be appropriate for this facility. The suggestion of a loan to Quantum at very low interest is also a viable possibility.

Council Member Monroe said Staff should work with Quatum on this funding. He asked what funds would be forthcoming from Proposition 40 and Director Gentry indicated originally those funds were to replace and repair the playground equipment. City Attorney Siprelle said Measure H language indicates use should be for softball and soccer facilities. Director Wegener said the ground water must be kept at 4 feet below the bottom of the leach bed. Leach beds are 3 feet down and ground water has been observed 2 to 3 feet below the ground surface. The current total cost for the septic system would actually be at \$118,000. Council Member Peart supports public/private partnerships but also supports contractual obligations. The contract is clear this is Quantum's responsibility. They accepted the property "as is" and not following their lease is incorrect. He would support a financial agreement or a loan with a fair interest rate and suggested a breakdown expenditures for the available funds.

Director Gentry said the Dog Park funding at \$10,000 is dependent upon which amenities are included. Funds may be found with donations for these amenities. Council Member Peart suggested the Storz Detention Pond as a possible site.

On a motion by Council Member Dote, seconded by Council Member Monroe, it was moved to fund as follows: \$118,000 for the septic system at Dubach Park; \$30,000 for Schneider Park; \$20,000 for Cline Park; \$25,000 for Dog Park(s); \$32,000 for Woodside Park, to work with Quantum Sports on financial arrangements to complete Dubach Park. Council Member Monroe would like the Proposition 40 funds to go to Woodside. Motion was withdrawn.

Director Gentry said the funds have been allocated to the Parks per Proposition 40. Council Member Dote asked if these funds would be provided and Director Gentry said he would return to Council with recommendations on where those funds would be used. This would only leave the Woodside Park funding unidentified.

Colette Stewart requested clarification on the funds.



Sherri Jensen asked when the parks equipment would be completed if funds were approved now rather than in July. Director Gentry said we would be eight months closer to completion if done now.

Frank Cooper asked if a study had been done on Dog Parks. Do we know what we are getting into. Are we considering either/or on the off leash or the Dog Park. Mayor Flory said the Dog Park issue has been before the Parks, Recreation and Community Services Commission and the City Council for many years and research has been done on the pros and cons.

On a motion by Council Member Dote, seconded by Council Member Monroe, and carried unanimously, Council agreed to allocate the available funds as follows: \$118,000 to the septic system at Dubach Park; \$30,000 to Schneider Park; \$20,000 to Cline Park; \$25,000 to Dog Park(s); \$32,000 to Woodside Park Phase I; work with the leasee at Dubach on other ways to finance the dewatering and other issues before them on the site. Council Member Monroe said should community volunteers be utilized in the installation of the equipment at the parks, he would like to be part of that process. Council concurred to schedule a future Agenda item on appointment of a Council Sub-Committee to work with Director Gentry and Quantum Sports on these issues.

OFF LEASH PERMIT ORDINANCE AND ESTABLISHMENT OF DOG PARK(S)

Director Gentry said current City Code Sections 3-1-1 and 3-1-2 allow off leash dogs in City Parks. The issue of City liability has been raised should someone be injured in the Parks by an animal under the permit associated with the off leash law. The options before Council are whether to continue to allow off lease permits, amend the current language by eliminating these permits or constructing Dog Park(s) for use by citizens who wish to allow there dogs off leash.

Council Member Dote asked for the process on how to apply for a permit. Director Gentry said there is an application and fee for the permit. There is no screening for behavioral aspects of the animal. City Attorney Siprelle said the Code also does not require proof of vaccination. Council Member Monroe asked the City Attorney if someone is injured, what is the City liability. She indicated the insurance would provide for defense for the City but we would have the liability for the injury. Council Member Dote asked how many permits have been issued and Director Gentry indicated 52 permits with 65 dogs. Vice Mayor Rexroad stated then we are not issuing the permit for the animal but for the owners' animal(s) under the permit.



Marissa Nyman feels the City is liable. She asked who would be enforcing the permits. Children and the elderly use the parks and one mistake with an injury, we will need to live with that result. She supports a Dog Park so that people can enjoy their dogs off leash.

Robert Nyman said on several occasions his wife and their dog have been assaulted by dogs that have these permits. He feels this situation is very dangerous.

Bruce Dennie, DVM, said citizens need to have an area to take their dogs to have exercise. Many people do not have access to take them to areas where they can be exercised. Many of the dogs are breeds that need a great deal of exercise. They become better "citizens" and behavioral problems are prevented. He would be more in favor of a Dog Park to allow more freedom for the animals.

Colette Stewart said most dogs are not a problem, but there is still the liability to the City. Davis has one and they enforce the type of dogs allowed to use the facility. The users of the Dog Parks police each other. The dogs socialize as do the owners.

Amy Jones does have an off leash permit and would like the process to continue. She asked if the Commission had looked at the parks and Director Gentry said they had and four parks were possible locations. This will be coming back to the Commission at their next meeting so they can make a recommendation to the Council. The meetings are open to the public.

Oscar Pacheco supports the Dog Park and asked why the City is going back and forth on this issue. Several years ago at Crawford Park there was an issue with dogs and there was no off leash permit. People are very uncomfortable with dogs running around them. People come first in the parks. He said cited incidences he had witnessed that put people in danger with dogs.

Armand Nato said there are five or six dog parks in the Sacramento area and one in Rio Linda. With development in the City the provision of dog parks is good for both the dog and their socialization.

Terri Rasmussen is very appreciative of the dog park concept. Dogs need exercise and socialization. She asked if the person who was bitten had determined if the dog was permitted. She said that dogs off leash and out of control are those who do not have permits.



Frank Cooper moved to the area recently. He said Director Gentry said that no one had been bitten. He said that a dog came at someone but did not bite them. The Ordinance provides for vicious dogs and what happens to them. If they had a permit it would be revoked. There are many Ordinances that would be wiped out if the off leash permits are removed. Those that have off leash permits have many requirements that other dog owners do not have. Mayor Flory said the City has a report from Legal Counsel that we have legal liability if someone is bitten by a dog with an off leash permit. Mr. Cooper said that Council has had this same liability over the years and it has not changed. The risk management process has the requirements already written into the permit. Vice Mayor Rexroad asked Mr. Cooper if he would assume the liability and bond his animals with the City to keep the City from becoming liable. Mr. Cooper said his grandchildren poke at his dogs and have had no problem with them. Many children have played with his dogs. There is provision for vicious dogs in City Ordinances. If a limb fell out of a tree would we cut the tree down, if someone ran into a lawn mower would we stop mowing the lawns? In a confined space the dogs would be more inclined to fight.

Bob Davis said he has an off leash permit. He asked if removing the permits constitute a violation of a contract. There was a dog park in Palo Alto that was not used because they felt confined and dogs do not like to be confined. At the parks, dogs pay attention to their Frisbee or ball and not to other dogs. The children who see the dogs enjoy them. People are afraid of dogs.

Karen Gebhart has three permits and uses them for obedience training. They are best done in the area where other people are running around. She appreciates the off leash permits and works her dogs at a time of day when others are not normally around.

Council Member Monroe said he has received many calls on this issue. He has been in the parks with his children and when a dog off leash enters the park, he becomes very concerned for the safety of his children. He does not want to take the risk with his children's safety. This type of permit cannot survive the age of litigation.

City Attorney Siprelle said the Ordinance could state those permits presently in place would remain until their renewal and simply not renew them at that time. Mayor Flory said we are still at risk with that option. Council Member Monroe asked about the question of a legal contract and City Attorney Siprelle said this is not a legal contract, and the Ordinance would make it null. Director Gentry said the Ordinance does allow the Department to revoke



permits. Council Member Peart said we have a responsibility to the people and this is a risk. There is a responsibility for the dog owners to provide for their dogs as well. There have been people bitten in the parks. He is very supportive of a dog park and feels the Storz Pond would be a good site as it is three acres. We tried to put a Senior/Community Center in a park and received a great deal of criticism. He feels a dog park will be equally controversial if placed in existing parks.

Council Member Dote feels that responsible dog owners will be paying for those who are not responsible.

On a motion by Vice Mayor Rexroad, seconded by Council Member Monroe and carried by unanimous vote, Council moved to change the current City Code to eliminate off leash dog permits and support the development of a dog park in the City.

REDEVELOPMENT REGULAR REPORTS

UPDATE ON CASA DEL SOL (DANA AND WOODLAND MOTEL) PROJECT FROM COMMUNITY HOUSING OPPORTUNITIES CORPORATION

Board Member Peart abstained from discussion due to possible conflict of interest and left the dais.

Cindy Heavens, Project Manager from Community Housing Opportunities Corporation indicated the Board had requested drawings of the fencing and indications on the setback from the sidewalk on the Dana/Woodland Motel (Casa del Sol) project. From the back of the sidewalk, the fencing will be a minimum of ten feet setback. Homes will be set back a minimum of five feet from the fence. The fence will be slats on alternating sides to prevent graffiti and will be aqua blue. The demolition was started in May 2002 and should be complete in October. Each of the phases were separated as they do not have all of their financing in place and cannot begin construction until the Spring of 2003. The fencing should go in soon.

Vice Mayor Rexroad said the current fencing is not allowed. Assistant City Manager Marler said this is more of a safety issue. Mayor Flory asked that CHOC report back about the fencing in November 2002.



CONSENT CALENDAR

Council Member Dote requested the following items be removed from the Consent Calendar:

CONTRACT WITH DEPARTMENT OF WATER RESOURCES FOR A WATERSHED MANAGEMENT PLAN, PROJECT 02-08

Council Member Dote requested the County of Yolo be kept informed regarding any discussions on this issue. On a motion by Vice Mayor Rexroad, seconded by Council Member Dote and carried by unanimous vote, Council authorized the City Manager to execute a contract agreement with the California Department of Water Resources for grant funding of a Yolo Bypass Watershed Plan.

ORDINANCE - DEVELOPMENT FEE WAIVERS

Council Member Dote withdrew her request to remove from Consent Calendar regarding this issue. On a motion by Vice Mayor Rexroad, seconded by Council Member Dote and carried by unanimous vote, Council introduced "An Ordinance Amending Section 6A-3-30 of the Woodland City Code Regarding the Waiver of City Development Fees".

On a motion by Council Member Monroe, seconded by Vice Mayor Rexroad and carried by unanimous vote, Council approved the following Consent Calendar items:

MONTHLY STATUS REPORT FROM COMMUNITY DEVELOPMENT

Council received the Monthly Status Report for Community Development for September 2002.

MONTHLY STATUS REPORT FROM PARKS, RECREATION AND COMMUNITY SERVICES

Council received the Monthly Status Report for Parks, Recreation and Community Services for September 2002.



MONTHLY STATUS AND CAPITAL BUDGET IMPLEMENTATION REPORTS FROM PUBLIC WORKS

Council received the Monthly Status and Capital Budget Implementation Reports for Public Works for September 2002.

WOODLAND OPERA HOUSE STAGEHOUSE SAFETY REFIT PROJECT 02-34 AND AWARD CONTRACT

Council awarded a Contract for Services to Musson Theatrical Inc., for \$77,135, authorized the Public Works Director to execute the Contract on behalf of the City with authority to execute Change Orders up to 25% of the award amount contingent upon receipt of funding from the Woodland Opera House Committee, and authorized the Public Works Director to enter into a Reimbursement Agreement with the Woodland Opera House Committee to recover costs in excess of the grant funding.

NOTICE OF COMPLETION FOR PROJECT 00-01-02, YOLANO HOUSING AUTHORITY RECREATIONAL FACILITY IMPROVEMENTS

Council accepted as complete Project 00-01-02, Yolo Housing Gym Remodel and directed the City Clerk to file a Notice of Completion for this project.

FLOOD PROTECTION FEASIBILITY AND ENVIRONMENTAL DOCUMENTS

Council received an update on the date of release of documents in relation to flood protection.

RESIGNATION OF TREE COMMISSIONER

Council accepted the resignation of Suzi Ishikawa from the Tree Commission, effective immediately.

RESOLUTION 4394 - CACHE CREEK WATERSHED PLANNING SUPPORT

Council adopted Resolution 4394, "Resolution of the City Council of the City of Woodland for the Cache Creek Watershed".



EXTENSION OF WILLDAN CONTRACT REGARDING "HOME" LOAN PROGRAM

Council authorized the Community Development Director to enter into a Contract with Willdan Associates to provide technical assistance for the Community Development Block Grant (CDBG) program, HOME Investment Partnership Grants, and CDBG funded Residential Rehabilitation Program for an additional year.

ORDINANCE TO ADOPT THE 2001 CALIFORNIA UNIFORM FIRE CODE TO UPDATE CHAPTER 9A OF THE CITY CODE

Council introduced and read by title only an "Ordinance to Adopt the California Code of Regulations, Title 24, California Building Standards Code, Part 9, 2001 California Fire Code (With Certain Amendments) and by Reference, the Uniform Fire Code, 2000 Edition, and Uniform Fire Code Standards, 1997 Edition Prescribing Regulations Governing Conditions Hazardous to Life an Property from Fire, Hazardous Materials or Explosion Providing for the Issuance of Permits for Hazardous Uses or Operations; Establishing a Bureau of Fire Prevention and Providing Officers Therefore and Defining Their Powers and Duties; Providing for Automatic Fire Extinguishing Systems; and Providing for a Citation Program".

ORDINANCE TO ADOPT THE 2001 CALIFORNIA UNIFORM BUILDING, PLUMBING, MECHANICAL AND ELECTRICAL CODES AND UPDATE OF CHAPTERS 6, 9, 17 OF THE CITY CODE

Council introduced an "Ordinance of the Woodland City Council of the City of Woodland Repealing and Reenacting Article 1 of Chapter 6, Article 1 of Chapter 9 and Article 1 of Chapter 17 of the Municipal Code of the City of Woodland, California, Adopting by Reference the 2001 Edition of the California Building Standards Code, Known as the California Code of Regulations, Title 24, Incorporating, the Uniform Building Code, 1997 Edition Published by the International Conference of Building Officials, the Uniform Code for the Abatement of Dangerous Buildings, 1997 Edition Published by the International Conference of Building Officials, the National Electric Code, 1999 Edition Published by the National Fire Protection Association, the Uniform Mechanical Code, 2000 Edition Published by the International Conference of Building Officials, the Uniform Plumbing Code, 2000 Edition Published by the International Association of Plumbing and Mechanical Officials, the Uniform Swimming Pool, Spa and Hot Tub Code, 2000 Edition Published by the International Association of Plumbing and Mechanical Officials, the Uniform Solar Energy Code, 2000 Edition by the International Conference of Building Officials, and Amending those



California Building Standards as Identified Herein, through Express Findings of Local Necessity”.

CONTINUED EMERGENCY UTILITY LINE REPAIR ON EAST MAIN STREET, PROJECT 02-30

Council authorized continuing work under Resolution 4378 which approved action to conduct East Main Street emergency storm drain repairs.

REVISED PROJECT PROGRAMMING SUMMARY SHEET FOR INTERSTATE 5 WATER LINES CROSSING PROJECT 96-09

Council approved the revised Project Programming Summary Sheet for Project 96-09, Interstate 5 Water Crossing Project, consistent with the Major Projects Financing Plan.

REVISED PROJECT PROGRAMMING SUMMARY SHEET FOR INTERSTATE-5/COUNTY ROAD 102 SIGN RELOCATION PROJECT 01-33 AND AWARD CONTRACT

Council awarded a Construction Contract to Butterfield Electric, Inc. to provide new electric service in the amount of \$13,500 and authorized the Public Works Director to execute the Construction Contract for the Interstate 5/County Road 102 sign relocation.

MAJOR PROJECTS FINANCING PLAN AND REIMBURSEMENT AGREEMENT FOR PUBLIC IMPROVEMENTS CONSTRUCTED FOR HOME DEPOT PROJECT

Council approved the Major Projects Financing Plan project and authorized the Public Works Director to execute the Reimbursement Agreement for public improvements with the Home Depot project.

RESOLUTION 4395 – SET PUBLIC HEARING TO CONSIDER ADOPTION OF A RESOLUTION OF INTENTION TO VACATE AN EASEMENT ON PARCEL AT 1860 EAST MAIN STREET

Council adopted Resolution 4395, “Resolution of Intention to Vacate a Public Service Easement Pursuant to Chapter 3 of the Public Streets, Highways



and Service Easement Vacation Law”, and set the Public Hearing for November 5, 2002. (Note: The November 5, 2002 meeting has been cancelled. This item will be heard at the November 19, 2002 meeting.)

PENDING 100+% INCREASE IN NATIONAL POLLUTION DISCHARGE AND ENVIRONMENTAL SERVICES PERMIT

Council received information regarding the increase in the National Pollution Discharge and Environmental Services Permit.

TRANSFER OF EASEMENTS TO PACIFIC GAS AND ELECTRIC FOR THE DOWNTOWN PARKING LOT PROJECT NO. 00-34

Council approved action for the dedication of necessary Public Utility Easements to Pacific Gas and Electric Company for the Downtown Parking Lot, North, College Court and Elm Streets, Project 00-34.

MINUTES - REGULAR AND REDEVELOPMENT SEPTEMBER 17, 2002

On a motion by Vice Mayor Rexroad, seconded by Council Member Dote and carried by unanimous vote, Council adopted the minutes of the Joint Regular Council and Redevelopment Agency Board Meeting of September 17, 2002 as presented.

COMMUNICATIONS - WRITTEN

Council received a letter from the Homeless Coalition regarding changes in program and staffing.

On a motion by Vice Mayor Rexroad, seconded by Council Member Peart and carried by unanimous vote, Council rejected the following Claims for Damages and referred them to the City Insurance Representative for action:

CLAIM FOR DAMAGES FILED BY ROBERT WILSON

CLAIM FOR DAMAGES FILED BY ATTORNEY BRIGITTE MAYO ON BEHALF OF HAROLD AND GERALDINE TAECKER



COMMUNICATIONS - COMMITTEE REPORTS

Council received a report from Public Works Director Wegener transmitting the minutes of the Water Resources Agency meeting of August 19, 2002.

Council received a report from Director Wegener submitting the minutes of the Traffic Safety Commission meeting of September 9, 2002.

Council received a report from Parks, Recreation and Community Services Director Gentry transmitting the minutes of the Commission on Aging meeting of September 10, 2002.

Council received a report from Director Wegener transmitting the minutes of the Tree Commission meeting of September 16, 2002.

Council received a report from Acting Community Development Director Marler transmitting a summary of Planning Commission actions taken at their meeting of September 19, 2002 as follows:

- a. recommend development fee be reimbursed to the Friends of the Mission in the amount of \$25,933.81 with the recommended source of the funds to be the Community Development Block Grant funds.
- b. recommend approval of the abandonment of the Public Utility Easements associated with Home Depot.
- c. recommend approval of the dedication of Public Utility Easements to Pacific Gas and Electric for the City Parking Lot located at the Northwest corner of College and Court Street.

ORDINANCE

None.

ADJOURN

Mayor Flory adjourned the meeting at 9:50.

Respectfully submitted,

Sue Vannucci, City Clerk