

Council Chambers

300 First Street
Woodland, California

June 3, 1997

The Woodland City Council met in regular session at 7:03 p.m. in the City Hall Council Chambers.

PLEDGE OF ALLEGIANCE:

Boy Scout Troop 69 led the Council in the pledge of allegiance to the Flag of the United States of America.

ROLL CALL:

COUNCIL MEMBERS PRESENT: Borchard, Flory, Losoya, Ryhal

COUNCIL MEMBERS ABSENT: Rominger

STAFF PRESENT: Kristensen, Siprelle, Marler, Ruggiero, Winnop, Wegener, Ponticello, DeWeerd, Pollard, Barry, Smith, Vierra, Moutinho, McDuffee, Mitchell

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 March 18, 1997, as prepared.

COMMUNICATIONS:

1. From Steven C. Sabbadini a claim against the City was received on behalf of Angela Hernandez Ramirez regarding a vehicle accident which occurred on April 18, 1997, involving a City employee. The City's insurance representative recommended that the Council reject this claim and refer the claim to them.

On motion of Council Member Borchard, seconded by Council Member Flory and carried by unanimous vote, the City Council rejected the claim against the City filed by Angela Hernandez Ramirez and referred the claim to the City's insurance representative.

2. From Pacific Gas and Electric Company a notice was received advising of its application with the California Public Utilities Commission for an increases in electric revenues and in gas rates.

3. From Pacific Gas and Electric Company a notice was received advising of its application filed with the California Public Utilities Commission for the issuance of electrical rate reduction bonds and a 10% reduction in residential and eligible small commercial customers' electrical rates.

4. From City Treasurer Ann Hanson a report was received advising the Council on the City's investment activity for April 1997.

COMMITTEE REPORTS:

1. From Library Services Director Marie Bryan a report was received transmitting the minutes of the Library Board of Trustees meetings of April 7 and April 21, 1997.

2. From Finance Director Margaret Vicars a report was received transmitting the minutes of the Yolo C including maintenance of landscaping along sound walls in older established areas, discussion of the City's bicycle master plan, establishment of design guidelines for the community, growth projections in the community, and the Capital improvements program and the Commission's role.

The Commission then held two public hearings. Commission found the Negative Declaration for Tentative Parcel Map No. 4335 and Variance (Ybarra) to be the appropriate level of environmental review. The Commission approved the Variance and Map as recommended by staff. In the matter of an application (Fuentes) to open a retail sales clothing store on the north side of North Street within the CBD Zone the Commission found that the proposal was categorically exempt under CEQA and could be conditionally approved in accordance with the recommendations contained in the staff report.

7. From the Parks, Recreation and Community Services Director a report was received summarizing action taken at the Parks, Recreation and Community Services Commission meeting of May 21, 1997.

8. From the Community Development Director a report was received summarizing action taken at the Historical Preservation Commission meeting of May 22, 1997.

PRESENTATION - RESOURCES FOR YOUTH MONTH:

On motion of Council Member Flory, seconded by Council Member Ryhal and carried by unanimous vote, the City Council adopted an "open" Resolution to all community resources that recognize June 1997 as "Resources for Youth Month."

Vice Mayor Losoya presented the resolution to Alex Laieswski, the Director of the Community Partnership Agency, on behalf of all community resources that help our youth at risk. Marcella Richie and Rose Castro explained to the Council about how the

program has helped them.

PUBLIC COMMENT:

Police Chief Russ Smith advised the Council that the City of Woodland just received word that the City received a COPS MORE grant in the amount of \$584,000 (Woodland's share/match). He said the grant will provide a second generation records management system within the Police Department as well as multiple data terminals in the patrol cars to give the police officers access to state-wide data.

City Attorney Ann Siprelle asked the Council to consider adding an item to the end of the agenda for a closed session permitted by the Brown Act under Section 54956.9 of the Government Code to confer with Legal Counsel on existing litigation, and the title of the case is Winger, Fahrig, et al v. City of Woodland.

On motion of Council Member Borchard, seconded by Council Member Flory and carried by unanimous vote, the City Council added the closed session item recommended by the City Attorney to the end of the agenda.

**HEARING - COUNTY ROAD 101 & GIBSON ROAD/SOUTHEAST AREA
SPECIFIC PLAN AMENDMENT:**

Vice Mayor Losoya said the only public hearing scheduled is to consider County Road 101/Southeast Area Specific Plan amendment.

Associate Planner Bob MacNicholl explained the various documents submitted regarding the proposed amendment to the Southeast Area Specific Plan which would provide for a change to the County Road 101/Gibson Road interchange. The proposed change is intended to accommodate left turns from eastbound Gibson Road onto northbound County Road 101 and from westbound Gibson onto southbound County Road 101. He then summarized the Planning Commission's action taken on May 1. He said the Planning Commission expressed concern with safety of children attending Willow Springs School, particularly during the hours when children are transported to and from school. Commission also expressed concern that the Woodland Joint Unified School District could not commit to a firm timetable for closing Willow Springs School or opening a new elementary school before the fall of 1999. Commission agreed with staff's recommendation that Alternative 1 is the alternative of choice, which was left turn ingress onto County Road 101 only. Alternative 1 also provided that the changes to the intersection will not occur until after the closure of Willow Springs School. He said the Commission agreed with Alternative 1 but not with the deferral of the intersection work. The Commission wanted the intersection changed as proposed as soon as possible, and in that way the Commission recommendation differed from staff's recommendation. The Commission determined that the Supplement to the EIR prepared by the traffic consultant was deemed to be the appropriate level of environmental review. The Commission further asked that the Council adopt a resolution to modify the Southeast Area Specific Plan, incorporating Alternative 1 and removing the language to wait for the changes to

the intersection.

Mr. MacNicholl said Alternative 2 would have been a fully signalized intersection, but staff felt there were several problems with that option, including cost and how to finance the cost. He said the original plans for the Southeast Area did not identify that as a signalized intersection and there was no cost allocation for those improvements. Also he said this alternative would provide a further delay of traffic along Gibson Road. He said recommends another variant of the alternative to consider setting a date certain, such as one year, for the start of construction of the intersection changes, regardless of whether Willow Springs School is ready for closure or not.

Alan Telford from Fehr and Peers, traffic consultants from Roseville, explained the alternatives, the data collection and evaluation criteria. He also responded to questions from Council.

Police Sergeant Craig Vierra responded to questions from Council regarding the impact of left turns onto County Road 101.

Vice Mayor Losoya opened the public hearing.

The following persons spoke: Cindy Carlson, Meg Stallard, John Dewey, Jonathan Rothman, Elizabeth Koobs, Doug Baxter, Patrick Rogers, Diana Ross, Mary Ann Smith, Nancy Weatherford, Teri Arnold, Martha Jaime, Lauro Morales and Gina Santangelo.

There being no further comments, Vice Mayor Losoya closed the public hearing. Council discussion followed.

A motion of Council Member Borchard, seconded by Vice Mayor Member Losoya to (1) determine that the supplement to the EIR was determined to be the appropriate level of environmental review, (2) adopt a resolution modifying the Southeast Area Specific Plan incorporating Alternative 1 of the traffic study and adding paragraph 7 to state that initiation of the work at the intersection of Road 101 and East Gibson Road will occur only after the closure of the Willow Spring School when assured of the continued safety of the children attending the school, and (3) adopt the Specific Plan text change language failed to carry by the following vote:

AYES: COUNCIL MEMBERS: Borchard, Losoya
NOES: COUNCIL MEMBERS: Flory, Ryhal
ABSENT: COUNCIL MEMBERS: Rominger

The City Attorney said the action just taken by the Council is to not change the Southeast Area Specific Plan, so there will be no change to the intersection. The Community Development Director said if the Council wishes to continue consideration of this matter the public hearing should be continued to a date certain because an environmental report has been done and the report would have to be recirculated. She

said a continuance will save the staff a lot of time. The City Attorney advised that if the Council wishes to readdress the issue the date set for the continued hearing should be soon because if circumstances change the EIR would have to be recirculated.

On motion of Council Member Ryhal, seconded by Council Member Borchard and carried by the following vote, the City Council continued the hearing on the proposed amendment to the Southeast Area Specific Plan to July 15, 1997:

AYES: COUNCIL MEMBERS: Borchard, Flory, Ryhal

NOES: COUNCIL MEMBERS: Losoya

ABSENT: COUNCIL MEMBERS: Rominger

From 9:20 p.m. until 9:28 p.m. Council took a recess.

TEMPORARY ADJOURNMENT OF COUNCIL MEETING:

Vice Mayor Losoya temporarily adjourned the meeting of the Council at 9:28 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 9:59 p.m. the Redevelopment Agency Board meeting was adjourned, and the Council meeting was reconvened.

REPORTS OF THE CITY MANAGER:

CONSENT CALENDAR:

Council Member Borchard requested that the setting of the Appropriations Limit for 1997-98 be removed from the Consent Calendar. Council Member Ryhal requested that the intended abandonment of the linear park strip in North Park subdivision 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:

BID AWARD - STATIONARY AIR COMPRESSOR:

The City Council awarded the bid for one stationary air compressor to L. N. Curtis and Sons from Oakland, CA, in the amount of \$35,928.75.

BID AWARD - WATER POLLUTION CONTROL FACILITY GRIT CLASSIFIER:

The City Council awarded the bid for one grit classifier for the Water Pollution Control Facility to LMH Inc. from Concord, CA, in the amount of \$28,146.69.

BID AWARD - 1997 CURB RAMP PROJECT:

The City Council awarded the contract for construction of the 1997 Curb Ramp Project, City Project Nos. 96-03 and 96-29 to Ramirez Construction for \$65,489.70; authorized expenditures up to \$72,000; and authorized the Public Works Director to execute the contract on behalf of the City.

REGULAR CALENDAR:

RESOLUTION NO. 3993 - INTENT TO ABANDON LINEAR PARK STRIP:

On motion of Council Member Ryhal, seconded by Council Member Flory and carried by unanimous vote, the City Council adopted Resolution No. 3993, a resolution of Intention to Vacate a linear park strip and walking paths in North Park Unit No. 4 Subdivision and set a public hearing date of July 1, 1997, for the proposed vacation.

RESOLUTION NO. 3994 - APPROPRIATIONS LIMIT:

On motion of Council Member Borchard, seconded by Council Member Ryhal and carried by unanimous vote, the City Council adopted Resolution No. 3994 setting the Fiscal Year 1997-98 Appropriations Limit for the City of Woodland at \$25,541,519.

PARKS, RECREATION AND COMMUNITY SERVICES ADMINISTRATIVE UPDATE:

Parks, Recreation and Community Services Tim Barry gave Council a Parks, Recreation and Community Services Administrative update, including the following issues and projects: skateboard tract at Crawford Park, review of the W.A.S.A. proposal and lease, de-watering of Dubach Softball Complex, Freeman Park bandstand, Klenhard Park, maintenance of Klenhard Park, school multi-purpose room expansion project, Pioneer Park, Lee baseball field lighting project, playground equipment replacement projects, Soccer Facility Committee, Baseball Committee, use agreement with Woodland Swim Team, Telecare Program, community-built playground, bid process for miscellaneous landscape areas, and park naming process.

MULTI-PURPOSE ROOM EXPANSION FOR TAFOYA SCHOOL:

The Parks, Recreation and Community Services Director gave a report to Council on the multi-purpose room expansion for Tafoya School. He said the School District now has an engineer's cost estimate for the new school based on the plans that have been drafted, and the cost is about \$1.6 million over the budget that was originally established for the school. He said the District notified him that they were going through some ideas to meet the shortfall or modify the phasing of the school construction. He said one alternative is to delay construction of the multi-purpose room to a later date, and

he said he had some concerns about that option. He said he attended a School Board meeting and asked the School District Board to make the multi-purpose room part of the initial phase construction for the school because of its importance to the teachers, students and the community. Now he said the School District has decide to find a way to handle its cash flow issues with regard to the shortfall and at the same time looking at school and construction expenses.

The City Manager said the School District has run into problems with the classroom sizes reduction proounty Risk Management Insurance Authority Board meeting of April 30, 1997.

3. From Parks, Recreation and Community Services Director Tim Barry a report was received summarizing action taken at the Commission on Aging meeting of May 13, 1997.

4. From Community Development Director Janet Ruggiero a report was received transmitting the minutes of the East Street Corridor Specific Plan Committee meeting of May 14, 1997.

5. From Human Resources Manager Dean Gualco a report was received transmitting the minutes of the Personnel Board meetings of May 14 and May 15, 1997.

6. From the Community Development Director a report was received summarizing issues considered at the Planning Commission meeting of May 15, 1997. The Commission took a tour of Woodland to discuss some of the current planning projects as well as issues which will be faced by the Commission the future.

Following the tour the Commission began its regular meeting and asked staff for further information and guidance on several planning issues,z^ or a not to exceed amount of \$29,840.

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requested amount was \$95,645. He said Public Works staff has evaluated the request for additional compensation and met with the consultant to discuss the specific items of work. He said staff has been unable to reach an agreement with the consultant on the amount of compensation which should be added to the contract. The consultant decided to pursue the additional compensation through non-binding mediation. He said if they are still unable to reach agreement, the consultant may opt for litigation although staff thinks that is unlikely. He said staff will keep the Council posted as information becomes available.

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gram and not having the State fully fund all of the necessary construction to deal with the necessary class rooms to make that program work. He said that is just one issue the District has had to face

COMMUNITY DESIGN GUIDELINES CONSULTANT CONTRACT:

On motion of Council Member Ryhal, seconded by Council Member Flory and carried by unanimous vote, the city Council authorized the City Manager to sign a contract with Crawford Multari and Clark for the preparation of Design Guidelines Consultant contract

On motion of Council Member Borchard, seconded by Council Member Ryhal and carried by unanimous vote, the Council extended the meeting from 10:30 p.m. until 11:00 p.m.

WAL-MART SIGNAL MODIFICATION:

On motion of Council Member Flory, seconded by Council Member Ryhal and carried by unanimous vote, the City Council authorized the Public Works Director to obtain modifications to Wal-Mart intersection improvements in an amount not to exceed \$27,000.

On motion of Council Member Ryhal, seconded by Council Member Borchard and carried by unanimous vote, the Council extended the meeting from 11:00 p.m. until 11:30 p.m.

EAST STREET BIKEWAY PROJECT:

On motion of Council Member Borchard, seconded by Council Member Losoya and carried by unanimous vote, the City Council (1) authorized staff to proceed with implementation of the East Street corridor bike path projects; and (2) authorized the Public Works Director to negotiate and award a contract with Michael Jones for an amount not to exceed \$5,000 to facilitate resolution of an agreement with the Railroad to allow construction of the bike path.

Council requested a status report from staff at the July 15, 1997 meeting regarding resolution of the issue of obtaining easements from the Railroad.

BID AWARD - 1997 LOOP REPLACEMENT PROJECT:

On motion of Council Member Ryhal, seconded by Council Member Flory and carried by unanimous vote, the City Council (1) awarded the contract for the 1997 Loop Replacement Project, Project No. 96-34, Bid Alternative A to Richard A Heaps Electric for \$22,810; (2) authorized the Public Works Director to execute the contract on behalf of the City; and (3) authorized the Public Works Director to execute change orders up to \$3,000.

APPLICATION FOR FEDERAL FUNDING FOR I-5/SR 113 CONNECTION:

Associate Civil Engineer Bruce Pollard gave council a report on the Application for Federal Funding for the Interstate 5/State Route 113 Connection.

DESIGN SERVICES FOR WASTEWATER TREATMENT PLANT IMPROVEMENTS:

Associate Civil Engineer Alan Mitchell gave Council an update on

contract for Design Services for Wastewater Treatment Plant Improvements 1997.

CLOSED SESSION:

Council adjourned the regular session to closed session at 11:55 p.m. for a conference with legal counsel regarding the Winter, Fahrig v. City of Woodland case. All Council Members attended the closed session except Mayor Rominger.

ADJOURNMENT:

At 11:55 p.m. the closed session and regular meeting were adjourned.

Jean Winnop, City Clerk

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CITY COUNCIL MINUTES - JUNE 3, 1997

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He reported that on September 17, 1996 Council awarded a \$333,000 contract for services to ECO:Logic Engineering for the design of the Wastewater Treatment Plant Improvements 1977, Stage 1-Revised, Phase 1, Project No. 96-04. On March 18, 1997 Council was informed that ECO:Logic had submitted a request for additional compensation for items of work they felt were outside the original scope of work. The

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