

Council Chambers
300 First Street
Woodland, California

April 26, 1994

The Woodland City Council met in adjourned session at 7:02 p.m. in the City Hall Council Chambers.

PLEDGE OF ALLEGIANCE:

Mayor Sandy 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: Sandy, Borchard, Rominger, Slaven, Flory
(arrived 7:10 p.m.)

COUNCIL MEMBERS ABSENT: None

STAFF PRESENT: Kristensen, Ruggiero, Nies, Siprelle, Rice, Bryan, Wegener,
Gatie, Martinez

MINUTES:

On motion of Council Member Rominger, seconded Council Member Slaven and carried by unanimous vote, the City Council approved the minutes of the regular meeting of February 1, 1994, as prepared (Council Member Borchard abstained from approval of the February 1 minutes).

COMMUNICATIONS:

1. From Tammy Ann Dewberry a claim against the City was received in regard to an October 1, 1993 bicycle accident on East Main Street near the State Route 113 on-ramp. The City's insurance representative recommended that Council reject the claim and refer it to them.

On motion of Council Member Rominger, seconded by Council Member Slaven and carried by unanimous vote, the City Council rejected the claim against the City filed by Tammy Ann Dewberry and referred the claim to the City's insurance representative.

2. From Finance Director Peter Woodruff a memo was received advising of accounts payable and payroll paid by the City for March 1994 totalling \$1,464,777.74. No Council action was necessary.

3. From Pacific Gas and Electric Company a notice was received regarding an application filed with the California Public Utilities Commission to increase rates for electric service by two percent effective January 1, 1995, and no increase for gas service.

The Council directed the City Clerk to send a letter to PG & E objecting to the proposed rate increase.

4. From the State Department of Alcoholic Beverage Control a copy of an application was received for an off sale general alcoholic beverage license for Lucky Store, 34 West Court Street. Police Lieutenant Del Hanson had advised that he has no concerns with the issuance of this license.

No Council action was necessary.

5. From Steve Borchard a letter was received submitting his resignation as a member of Traffic Safety Commission. As a Council Member he can no longer serve on the Commission.

The City Council directed the City Clerk to send a letter of appreciation to Mr. Borchard for his services on the Commission.

COMMITTEE REPORTS:

1. From City Manager Kris Kristensen a report was received transmitting the minutes of the Water Resources Association meeting of March 10, 1994. No Council action was necessary.

2. From Finance Director Peter Woodruff a report was received transmitting the draft minutes of the Yolo County Public Agency Risk Management Insurance Authority Board meeting of March 23, 1994. No Council action was necessary.

3. From Director of Public Works Gary Wegener a report was received transmitting the minutes of the Traffic Safety Commission meeting of April 4, 1994. No Council action was necessary.

4. From Parks and Recreation Director Tim Barry a report was received summarizing action taken at the Child Care Commission meeting of April 6, 1994. No Council action was necessary.

5. From Community Development Director Janet Ruggiero a report was received summarizing action taken at the Planning Commission meeting of April 7, 1994, as follows:

- (a) Commission directed staff to prepare a report on whether the Zoning Ordinance adequately treats research and development facilities. The Commission also determined that a tissue growing laboratory can locate in the Pepsi building under the non-conforming uses section of the Zoning Ordinance.

- (b) Commission recommended to the City Council that the 1994-95 Capital Budget is consistent with the goals of the Woodland General Plan as outlined.
- (c) Commission determined that the abandonment of the western half of County Road 23 conforms to the Woodland General Plan.
- (d) Concerning property at the northwest corner of Walnut and Woodland Avenue, the Planning Commission (1) approved a variance that would reduce the required rear yard setback from 20 feet to 5 feet that was requested in conjunction with the tentative map, and (2) denied the tentative map that would divide the existing parcel into two lots.
- (e) Commission approved a lot split at 112 Elm Street that divides an existing lot into two lots for the purpose of constructing a split lot duplex.
- (f) Commission recommended approval to the City Council of a rezoning from A-1 (Agriculture) to R-1 (Single Family Residential) for property located west of Bright Day Drive, between Beamer Street and Woodland Avenue. Commission also approved a subdivision map that divides a 2.5 acre parcel into 14 lots, 12 for single family homes and 2 for split lot duplexes. Commission also certified a Mitigated NDEIR on this item.
- (g) Commission directed the Wal-Mart EIR consultant to revise the Draft EIR (as soon as money is received from applicant to cover the cost) to respond to comments raised by Whit Manley, to allow for further public review of revised mitigation measures, and to respond to Cal Trans concerns.
- (h) Commission decided to hold a General Plan study session on May 5, 1994.

On motion of Council Member Slaven, seconded by Council Member Borchard and carried by unanimous vote, the City Council set a May 17, 1994 hearing for a zone change for Bright Day Drive (item 5 f above).

6. From the City Manager a report was received summarizing topics discussed at the Chamber/City 2 x 2 meeting of April 13, 1994. No Council action was necessary.

7. From the City Manager a report was received summarizing topics discussed at the County/City 2 x 2 meeting of April 20, 1994. No Council action was necessary.

PUBLIC COMMENT:

Grace Hiddleston spoke in support of the swim team and Citizens Who Care, a

community based organization (CBO), and other volunteer groups.

Council Member Flory arrived at the meeting at 7:10 p.m.

Mayor Sandy thanked Alex Seiberth, Dudley Holman and Hugo Rodriguez for serving as camera operators.

PROCLAMATION - ARBOR DAY:

On motion of Council Member Slaven, seconded by Council Member Borchard and carried by unanimous vote, the City Council proclaimed April 30, 1994 as Arbor Day in the City of Woodland.

Mayor Sandy presented the proclamation to Peggy Witham.

HEARING - COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS:

Mayor Sandy said this time was set for a hearing to consider the use of Community Development Block Grant funds for 1994-95.

Senior Planner Howard Nies said the City of Woodland is classified as an "Entitlement Community" by the Federal Department of Housing and Urban Development (HUD), and as a result is eligible for \$496,000 in Community Development Block Grant (CDBG) funds this year. The purpose of the funds is to provide money for low income people and for the removal of blight. He said the first category is the Community Based Organizations (CBO's) and the CBO committee recommended funding seven organizations for a total of \$74,000. There were a total of eleven applications this year. The second category is requests from other agencies, and staff recommends that CHOC be funded for the Woodland Hotel Rehabilitation for a total of \$42,000; Leisureville Leverage Funds \$275,000; Summer House Expansion \$25,000; and Southern Pacific Depot Rehabilitation \$20,000. The last category is administration, and staff recommendation is \$15,000 for Handicap Needs Assessment, \$62,000 for Staff Administration, and \$18,000 for Fair Housing. The grand total recommended for funding is \$531,000. He said the additional funds are based on the fact that the staff projects that the City will receive about \$35,000 in the various loans that are out for rehabilitation, etc. The staff has gone through the Citizen Participation Plan, and there is a non-English person, Ana Gonzales, for anyone who cannot communicate in English. He said he would be appropriate to open the hearing and listen to comments. He recommended that the Council continue the hearing to May 3, 1994, in the event that there may be additional questions from Council.

Mayor Sandy opened the public hearing.

The following persons spoke: Grace Hiddleston, Citizens Who Care; Joellen Veers and Paula Balch, Northern California Children's Therapy Center; Michael Rogers, Sexual Assault and Domestic Violence Center, including the Child Sexual Abuse Treatment

Program; Gregg Bass, Family Service Agency; Lynn Castellucci, Volunteer Center; Don Wells, Leisureville Mobile Home Park; Kathy Trott, Food Bank of Yolo County (Feed the Hungry); Judy O'Neill, Citizens Who Care; Susan McGibbon, Citizens Who Care; Starr Barrow, Citizens Who Care; John McMahon, Sacramento Valley Historical Railroads; Carey McGreggor, Southern Pacific Depot Rehabilitation; Lon Springer, Summer House; Roger Hahn, Family Service Agency; Ruth Smith, Woodland Volunteer Bureau; Barbara Dupree, Yolo Hospice; and Tommy Reinhart, Adult Day Health Care Center.

Mayor Sandy closed the public comment period, and Council continued the hearing to May 3, 1994. Council indicated they did not need any additional information regarding the CDBG fund application.

HEARING - WALGREEN DEVELOPMENT AGREEMENT:

Mayor Sandy said the second public hearing scheduled is for the purpose of considering introduction of an ordinance to adopt a development agreement between City of Woodland and Walgreens.

Community Development Director Janet Ruggiero said on April 5, 1994 the City Council approved in concept the development agreement with Walgreens. She said a proposed ordinance would formally approve the agreement with Walgreens, and she pointed out that the project is exempt from CEQA requirements. The Planning Commission reviewed the Ordinance and Agreement on April 21 and recommends approval. In regard to logos along I-5 versus logos in other parts of the community, she said the City's sign ordinance does allow the use of logos. She said Walgreens' intent was to focus on a wall sign with a logo taking a second priority. The development agreement provides that logos are not allowed for the project.

Mayor Sandy opened the public hearing. There being no comments the hearing was closed and the following action was taken:

Ordinance No. 1247:

On motion of Council Member Flory, seconded by Council Member Rominger and carried by unanimous vote, the City Council certified that this project is exempt from the California Environmental Quality Act (CEQA) per Section 15061 (b)(3) and introduced and read by title only Ordinances No. 1247 approving a development agreement with Walgreen Company.

HEARING - PREZONING NORTH KENTUCKY PARTNERS PROPERTY:

Mayor Sandy said the third hearing scheduled is to consider prezoning the North Kentucky Partners property

The Community Development Director said this prezoning involves property

located on north side of Kentucky Avenue, west of Southern Pacific Railroad tracks, and is the frontage commercial property where College Street runs into Kentucky Avenue. This is all within Phase I of the Urban Limit Line. She said the Planning Commission on March 3 certified the Negative Declaration of Environmental Impact Report and recommended conditionally the rezoning of the subject properties from Yolo County Zoning (C-2 and M-1) to City Zoning (C-3 Service Commercial). The rezoning is a prerequisite to annexation of the property.

Mayor Sandy opened the public hearing.

Tony Evans asked if this was a single parcel annexation.

The Community Development Director said the property includes about 15 acres and includes more than one parcel.

Mr. Evans said he was concerned about more commercial property coming into the City and those property owners with significant bonds to pay are going to have problems competing with properties without bonds.

There being no further comments, the hearing was closed.

Ordinance No. 1248:

On motion of Council Member Flory, seconded by Council Member Rominger and carried by unanimous vote, the City Council introduced and read by title only Ordinance No. 1248, rezoning the North Kentucky Partners Project property to C-3 Service Commercial Zoning as recommended by the Planning Commission with the following findings and conditions of approval:

Findings:

1. The Environmental Assessment has been certified and is completed.
2. The rezoning of the properties to the C-3 Service Commercial Zoning designation is in conformance with the General Plan designation of Service Commercial.
3. The rezoning is a prerequisite to the reorganization and annexation of the properties into the City of Woodland.
4. The project will not cause any adverse impacts upon fish and wildlife and therefore a finding of De Minimis Impact is appropriate.

Conditions:

1. Submit a check made out to the County of Yolo in the amount of twenty-five dollars (\$25.00) within five working days of the action by the Planning Commission for the filing of the required De Minimis finding regarding fish and wildlife.
2. Annexation boundary along Kentucky Avenue will need to match existing City limits.
3. Rezoning and Annexation boundaries along the east side to extend to the east side of the Southern Pacific Railroad right-of-way.
4. Pay a proportionate share of consultant's costs for cost analysis of annexation in negotiations between County and City for property tax settlement.

HEARING - ABANDONMENT OF PORTION OF COUNTY ROAD 23:

Mayor Sandy said the fourth hearing scheduled is for the purpose of considering the abandonment of the western portion of County Road 23.

Public Works Director Gary Wegener said the proposed vacation is for the western 1,765 feet of County Road 23 which is no longer required with development of the Southeast Area. The proposed resolution will vacate the property and allow the property to be used for the development to the north and the south.

Mayor Sandy opened the hearing, and there being no further comments he closed the hearing.

Resolution No. 3804:

On motion of Council Member Flory, seconded by Council Member Rominger and carried by unanimous vote, the City Council adopted Resolution No. 3804, vacating a street pursuant to the provisions of the Public Streets, Highways, and Service Easement Vacation Law.

HEARING - ZONING ORDINANCE TEXT CHANGES:

Mayor Sandy reported that the last public hearing scheduled is to consider Zoning Ordinance text changes regarding initiating amendments and size of the C-1 Zone.

Senior Planner Howard Nies said there are two changes proposed. The first is to delete the requirement that amendments to the Zoning Ordinance be initiated by the Planning Commission or a City Council resolution. This would allow the Community Development Department to initiate amendments and to set a public hearing. The second change to the Zoning Ordinance is to increase maximum size of C-1 Neighborhood Commercial Zone from 10 acres to 15 acres. The reason for this, he said, is that we have

larger supermarkets which have semi public uses which increase the size of the commercial neighborhood centers. He said the Planning Commission reviewed the changes and recommends approval.

Mayor Sandy opened the public hearing.

Tony Evans said he supports the increased acreage for the C-1 Zone, and he said he supports the increase also for Highway Commercial as well as Neighborhood Commercial.

Mr. Nies said there is no such limitation in the Highway Commercial Zone. The only limitation is in the Neighborhood Commercial Zone.

The Community Development Director said increasing the maximum size of the C-1 Zone puts on a cap.

There being no further comments, he closed the hearing and the Council took the following action:

Ordinance No. 1249:

On motion of Council Member Rominger, seconded by Council Member Slaven and carried by unanimous vote, the City Council introduced and read by title only Ordinance No. 1249, amending the Zoning Ordinance regarding initiating amendments and the maximum size of the C-1 Zone.

TEMPORARY ADJOURNMENT OF COUNCIL MEETING:

Mayor Sandy temporarily adjourned the meeting of the Council at 8:24 p.m. in order to convene the meeting of the City of Woodland Redevelopment Agency Board of Directors. See Agency minutes attached to these Council minutes as Exhibit A. At 8:25 p.m. the Redevelopment Agency Board meeting was adjourned, and the Council meeting was reconvened.

REPORTS OF CITY MANAGER:

CONSENT CALENDAR:

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

COMMUNITY FACILITIES DISTRICT NO. 1 APPRAISAL CONTRACT AND ANNUAL TAX RATE CALCULATION:

The City Council approved an amendment to contract with Clark-Wolcott Company, Inc., for appraisal services for the Community Facilities District No. 1 to increase total costs from \$23,000 to \$39,000; and the City Council approved an agreement with David Taussig and Associates to provide administrative services for Community Facilities District No. 1 for administrative services (annual tax rate calculation).

RESOLUTION NO. 3805 - ABANDONMENT OF GARFIELD PLACE BIKEWAY:

The City Council adopted Resolution No. 3805, a Resolution of Intent setting a May 17, 1994 hearing to consider the abandonment of the Garfield Place bikeway right-of-way.

FUND 70 ALLOCATION FOR LITERACY OFFICE COPY MACHINE:

The City Council approved the allocation of \$2,750 (plus tax and shipping) from Fund 70 for the purchase of a copy machine for the Literacy office.

Council took a recess from 8:27 p.m. until 8:35 p.m.

REGULAR CALENDAR:

SCHOOL CROSSING GUARD MAINTENANCE DISTRICT:

Director of Public Works Gary Wegener said a letter was received from the Woodland Joint Unified School District requesting that the City consider formation of a School Crossing Guard Maintenance Assessment District. The Council in November adopted Resolution No. 3776 reducing the City funding for adult school crossing guards to cover only the two warranted positions effective January 1, 1994. He said this was one of the cost cutting measures. He said the School District staff recommended continuing funding of the two warranted positions and three unwarranted positions with some specific traffic safety enhancements at the remaining six locations. The School Board voted to continue funding for all of the nine unwarranted positions through the end of the school year to allow for receipt and implementation of recommendations of a District initiated Crossing Guard Task Force. He said recent changes in the State law removed the effective obligation of cities to fund warranted school crossing guard positions, and on February 15, 1994 the Council reevaluated its commitment to fund the warranted positions, stating that it would continue to fund two positions at a total annual cost of \$11,386 through the 1994-95 school year. This would provide time for the School District to reevaluate requirements and alternative funding options. The letter from the School District addresses the recommendations of the School Crossing Guard Task Force and continues the specific request that the City initiate a Crossing Guard Maintenance District, paid for through assessments from benefitting property owners, to fund adult crossing guard positions. Under the Government Code only

a City or County may form such a district. The School District does not have the authority to form such a district, and to go into effect for the 1994-95 school year, the district must be in place and assessment rolls provided to the County Assessor by August 1. He then outlined the formation process. He said the protest threshold is 50 percent. The district may then be formed only if submitted to a vote of the voters within the proposed district. He said staff strongly recommends that the Council give direction on this matter so that if the Council is not going to continue funding additional crossing guard positions the District needs to know that to make alternative plans. He said recent research by the City Attorney's office indicates that the Act in the Civil Code may not be valid in the post Proposition 13 era.

Assistant City Attorney Ann Siprelle said the City Attorney's office reviewed the crossing guard maintenance district law today and concluded that there are serious questions about the validity of the law after Proposition 13. She said the law was enacted in 1974 and Proposition 13 was enacted in 1978. The maintenance district law essentially authorizes the imposition of an ad valorem property tax to fund crossing guards. She said Proposition 13 prohibited that, so the City Attorney's office recommends that Council not pursue this district formation. She said this could not be considered a benefit assessment which would be exempt from voter approval, but if there is a special tax there must be voter approval. She said this is a property related tax that does not especially benefit property.

Brad Gollober, representing the Safe School Crossing Task Force, spoke in support of the School Board's request. He said he was not unaware of the City Attorney's ruling, but he said there are different ways to view the issue from a legal standpoint.

Wayne Smidt and Wayne Berlin spoke in opposition to the formation of any maintenance districts.

After some discussion the Council agreed that the School/City 3 x 2 to discuss the issue at its meeting of May 2, 1994 and a report will be presented to Council in 30 days.

CITY-WIDE LIGHTING AND LANDSCAPING DISTRICT MODIFICATIONS:

Director of Public Works Gary Wegener gave Council an update on the proposed City-wide Landscape and Lighting District. He said on April 5 Council authorized staff to proceed with the development of the Engineer's Report for the proposed district. The Council voiced four general concerns: (1) keeping residential assessments under \$60 per year; (2) the size of the proposed assessments for business and commercial properties; (3) the possible confusion related to assessing properties for street light and traffic signal costs to allow use

of State Gas Tax money (which currently funds street lights and traffic signals) for the City's unfunded street maintenance requirements; and (4) the impact on fixed income residents. The Public Works Director said staff recently learned of a change in the Benefit Assessment Act of 1982 which allows for inclusion of street maintenance in the scope of services provided pursuant to the Act. Accordingly, he said, the City Manager has directed that the street light and traffic signal operation and maintenance be deleted from the proposed lighting and landscaping district and that staff develop a companion City-wide road maintenance district pursuant to the 1982 Act. The lighting and landscaping district would then be called the City-wide parks and landscaping maintenance reflecting that the lighting would be deleted. The road maintenance work would then be in a separate road maintenance district and it would be clear what would be funded. In addition to the assessments to the new park and landscaping assessment district which were proposed to be spread to residents only based on population whereas the road maintenance district assessments would be spread city-wide based on trip generation for the different land uses. This reduces the impact on commercial and industrial properties, while maintaining the residential assessments under \$60 per year. He said staff has in addition identified a State sponsored property tax postponement program for low income senior, blind or disabled persons that should allow eligible homeowners to postpone all or a portion of their property tax and property assessments. This program is interesting in that the City would be able to collect the assessments from the State even though the State has not collected the money from the property owner. When the home is sold, he said, the assessments would be collected by the State at that time or if the individual passed away the money would be collected from the estate of the deceased. In addition there is a State-sponsored property tax assistance program which helps qualify low income, blind or disabled persons. These two programs would assist property owners who meet the criteria, and he said staff had difficulty in obtaining assistance for low income renters because there is an implementation problem since the assessments are against the property and not assessments to the individual living in the housing. He said staff's intent is to limit the total single family residence assessment from the two proposed districts to a maximum of \$5 per month (\$60 per year). The procedures for implementing a 1982 Act district are similar to that required for a lighting and landscaping district. On May 3 an engineer's report will be presented to Council for each of the proposed programs for Council consideration at that time.

The City Manager added that on May 3 the Council will be asked to adopt a resolution of intention for the two districts to start the official process of forming the districts. He said there will be a couple of public meetings scheduled at which information will be distributed and questions answered. The City Manager said he anticipated the second Council meeting in June to be the night of the protest hearing and following that hearing the Council could adopt either or both of the districts. He said notices will be mailed to the property owners next week, and he said the content of the notice will be reviewed by Council on May 3.

Jess Powell said he represented a small group of Woodland property owners who are very much opposed to any kind of a property tax even after receiving the information about the districts. He said the formation of the districts is in violation of the spirit of Proposition 13, and that law has gone through two courts and has been voted twice by the people of California. He said the Council should make certain that the City takes only a minimum amount of money from the people of Woodland, and he urged the Council to read the information carefully. He asked that the City give to the citizens of Woodland information about how much each one of the City departments needs and the comparison from this year's needs to the last five years. He said he wanted to know the criteria used for developing the tax schedule, and why trees and lights might cost more than other items. He said he felt there should be a City-wide vote in the districts.

Wayne Smidt and Wayne Berlin voiced their objections to the proposed districts.

The City Manager said there are three major problem areas which the City has been struggling with over the last six months. One is an estimated \$500,000 short fall in the City's general fund, and this will hurt in the Parks and Recreation Department area and the Public Works Department area. The second area of difficulty is road maintenance. There are 120 miles of streets which need to be maintained regularly. He said the City is anticipating the cost to be about \$400,000 to \$500,000 annually just to be able to do the basic resurface work necessary on the street system. The third issue is emergency communications equipment. The City is a part of an organization which does emergency dispatch functions in the most efficient manner possible; however the equipment is 10 to 15 years old and needs to be replaced. He said those three items roughly total \$1,000,000. The assessment districts discussed would generate funds sufficient to offset the kind of budget cuts we would have to make. This would provide the City with the additional funds for additional roads and to pay the City's share of the equipment for dispatching of emergency calls. He said the districts are a long way from being formed; the Council to this point has not taken action to declare its intent. The City over the last several years has increased the hotel-motel tax, fees for recreation purposes, and the property transfer fee. At the same time the City Manager said the City has cut its expenses by approximately \$1,500,000. In spite of that he said the City expects a budget problem of about \$500,000 in the General Fund. He said landscaping lighting and road districts are separate funding sources; funds generated from them do not flow back to the General Fund. He said the City Council determines the tax schedule, and the Council on an annual basis goes through a hearing process. He said if the Council approves the districts the criteria is very specific on how the proceeds from the funds are spent.

SMOKING TASK FORCE RECOMMENDATIONS:

Vice Mayor Rominger said on April 5 this year the Council received recommendations from the Smoking Task Force which the Council established in February 1994. She said the Task Force members were Stephanie Gotthardt, Jim Piazza, Velma Stepp, Bill Flynn, Jim Morrison, Hugo Rodriguez and herself. Dr. Jim Barrett of the Blevins Medical Group also served as a technical assistant to the Task Force. She said the recommendations were reviewed by all members of the Task Force and Dr. Barrett except for Velma Stepp who was ill. The Task Force recommended that the City Council prepare and adopt a City-wide ordinance to: (1) require that vending machines with tobacco products be placed in establishments such that minors are unable to achieve access to them; (2) prohibit smoking within the confines of organized outdoor youth sporting events; (3) require all businesses to post signs for customer and employee viewing at all entry ways indicating whether the establishment permits smoking, provides a non-smoking section or area, or prohibits smoking; specific criteria to define non-smoking section will need to be determined; specific criteria on the wording and minimum sign size to be determined; home occupation businesses would be exempt from this requirement; and (4) violations of this ordinance would be considered an infraction of the City Code subject to designated fines therein. The Task Force further noted that Proposition 65, the Safe Drinking Water and Toxic Enforcement Act was passed by Statewide voters in November 1986. The law applies to a list of toxic chemicals "known to cause cancer." In 1988 tobacco smoke was added to that list. Businesses that allow smoking by either employees or visitors must provide people on the premises with a warning of the toxic exposure. She said adequate signage may include the following language: "This facility permits smoking, and tobacco smoke is known to the State of California to cause cancer in nonsmokers as well as smokers" (State Health and Safety Code Section 25249.6). Violations are subject to civil penalties (State Health and Safety Code Section 25249.7). The Task Force also recommended that the City work with the State Department of Health Services to increase business awareness of these laws. Vice Mayor Rominger said during the course of their five meetings the Task Force received a letter from Stephanie Gotthardt expressing her concerns with the recommendations of the Task Force, and she said they reviewed and discussed her concerns. Ms. Gotthardt said her concerns were being addressed. After the last meeting Task Force Member Velma Stepp sent a letter questioning the results of the Task Force recommendations, but she said the Task Force has not had an opportunity to discuss the issues yet with her. Ms. Rominger said the recommendations to the Council were approved unanimously by the Task Force members who were in attendance at that last meeting.

The City Manager said the Tobacco Education Program of the Yolo County Health Department submitted a letter to the Council late this afternoon.

Council Member Flory said he voted previously against accepting the recommendations and he did not see anything that would change his opinion. He said if the intent is to have a smoking ordinance and meet some of the health

concerns, this proposal does not address those concerns. He said that recommendation No. 3 (above) requiring businesses to place signs for smoking and nonsmoking is not strong enough for the City to spend limited resources on enforcement. Also he said cities throughout the nation with the Chamber of Commerce or business associations have taken the responsibility of having businesses post those signs. He said recommendation No. 1 requiring that vending machines with tobacco products not be accessible to minors is difficult to enforce. He said the overall recommendation would be difficult to enforce, and he favored going on to something else and addressing this issue at another time.

Vice Mayor Rominger said the legal issues of selling tobacco products were discussed. She said it is legal for adults to have tobacco products but illegal for minors to have tobacco products. The Task Force also discussed health issues, personal and property rights issues, and finding a balance.

The following persons offered comments on the recommendations: Marlene Hanson, nurse at Woodland Memorial Hospital; Jim Bivvens, American Cancer Society; Velma Stepp, Task Force Member; Bill Flynn, Task Force Member; and Hugo Rodriguez, Task Force Member.

After Council discussion the following action was taken:

On motion of Council Member Rominger, seconded by Council Member Borchard and carried by the following vote, the City Council directed the City Attorney to prepare a draft ordinance pursuant to the recommendations of the City's Smoking Task Force for subsequent City Council consideration:

AYES: COUNCIL MEMBERS:	Borchard, Rominger, Slaven
NOES: COUNCIL MEMBERS:	Flory, Sandy

COUNCIL COMMITTEE ASSIGNMENTS:

The City Manager gave Council a listing of Council committee assignments which have been in place since April of 1993. He asked Council for any changes to those assignments. He noted that in addition to the listing given to Council are appointments to the Economic Development Committee, the Senior Services Ad Hoc Committee, and an agricultural subcommittee on the General Plan update.

The Council discussed and agreed to the following City Council Committee assignments for the year beginning April 1994:

Staff will continue to represent the City on the following: **Yolo County Public Agency Risk Management Insurance Authority (YCPARMIA) -**

Finance Director Peter Woodruff with Assistant City Manager Kristine O'Toole as alternate; **Yolo County Communications and Emergency Services Agency (YCCESA)** - Fire Chief John Buchanan with Police Chief Russ Smith as alternate; **Yolo County Transit Authority (YCTA)** - City Manager Kris Kristensen with Senior Planner Tim Bach as alternate.

Council appointed Vice Mayor Rominger and Council Member Borchard to the **City Cable Television Committee** with Council Member Slaven as alternate.

Council agreed that Mayor Sandy and Council Member Flory will serve on the **City Solid Waste Committee** (combined in April 1994 with the City Recycling Committee) with Council Member Borchard as the alternate.

Council appointed Council Member Rominger and Mayor Sandy to the **City/Davis 2 x 2 Committee** with Council Member Slaven as alternate.

Council appointed Council Member Slaven and Mayor Sandy to the **City/West Sacramento 2 x 2 Committee** with Council Member Borchard as alternate.

Council appointed Council Members Borchard and Slaven to the **City/Chamber of Commerce 2 x 2 Committee** with Vice Mayor Rominger as alternate.

Council agreed that Vice Mayor Rominger will continue to serve as the City's representative to the **Water Resources Association of Yolo County** with the City Manager or his designee as alternate.

Council appointed Mayor Sandy and Council Member Flory to the **Woodland Joint Unified School District/City 3 x 2 Committee** with Council Member Slaven as alternate.

Council appointed Vice Mayor Rominger and Mayor Sandy to the **Yolo County/City 2 x 2 Committee** with Council Member Borchard as alternate.

Council appointed Mayor Sandy to the **Economic Development Committee** with Vice Mayor Rominger as alternate.

Council appointed Council Member Flory to the **Senior Services Ad Hoc Committee**.

Council appointed Vice Mayor Rominger to the **General Plan Agriculture Subcommittee**.

Council appointed Vice Mayor Rominger to represent the City on the **Local**

Agency Formation Commission effective May 1994.

Council agreed to delay action on an appointment to the **Sacramento Area Council of Governments (SACOG)** after the Mayor's selection committee meeting. The appointment would be effective January 1996.

Resolution No. 3806 - County Waste Advisory Committee:

On motion of Council Member Flory, seconded by Council Member Slaven and carried by unanimous vote, the City Council adopted Resolution No. 3806 appointing the City Manager or his designee to serve as the City of Woodland's representative on the Yolo County Waste Advisory Committee.

FUTURE AGENDA ITEMS:

Council Member Slaven asked that the Council consider at the next meeting the possibility of starting the City Council meetings at 7:00 p.m. instead of 7:30 p.m.

ADJOURNMENT:

At 10:30 p.m. the Council meeting was adjourned.

City Clerk of the City of Woodland