Council Chambers 300 First Street Woodland, California

August 18, 1992

The Woodland City Council convened a special session at 6:45 p.m. and immediately adjourned to closed session in the Second Floor Conference Room of City Hall to discuss some personnel matters. Council Members present at the meeting were Rominger, Crescione, Flory, and Slaven. Council Member Sandy was absent. City Manager Kris Kristensen was also present at the meeting.

Council adjourned the closed session and the special session at 7:35 p.m.

The Woodland City Council met in regular session at 7:40 p.m. in the City Hall Council Chambers.

# **PLEDGE OF ALLEGIANCE:**

Mayor Rominger invited everyone present to join her in the pledge of allegiance to the Flag of the United States of America.

### **ROLL CALL:**

COUNCIL MEMBERS PRESENT: Rominger, Crescione, Flory, Slaven

COUNCIL MEMBERS ABSENT: Sandy

STAFF PRESENT: Kristensen, Nies, Murphy, Horgan, Martin, Woodruff,

McDuffee, Suhr, Smith

#### CITY MANAGER ANNOUNCEMENT:

City Manager Kris Kristensen announced that the Council met in closed session from 6:45 p.m. until 7:35 p.m. to discuss some personnel matters as provided by the California Government Code. He said no Council action was taken at the meeting.

# **MINUTES**:

Mayor Rominger noted that page 15 of the June 2, 1992 Council meeting minutes should indicate that the Council's approval of the purchase of property for a multi-purpose police training facility should be contingent upon environmental clearance. She noted that

the City would not purchase the property without the other agencies participating. The City Manager said all of the environmental clearance data and other agency approvals will be reported to the Council before final approval is requested. Council did not direct the Clerk to amend the minutes.

On motion of Council Member Flory, seconded Council Member Crescione and carried by unanimous vote, the City Council approved the minutes of the regular Council meeting of June 2, 1992, and the adjourned meeting of July 30, 1992, as prepared.

# **COMMUNICATIONS:**

1. From Bonnie Freshwater a letter was received submitting her resignation as a member of the City Library Board effective September 1, 1992. The City Clerk advised that Council received word of her resignation at the August 4 meeting, and recruitment is already underway to fill the vacancy.

On motion of Council Member Flory, seconded by Council Member Crescione and carried by unanimous vote, the City Council accepted the resignation of Bonnie Freshwater from the Library Board and authorized sending letter of appreciation to her.

- 2. From the State Department of Alcoholic Beverage Control a copy of an application was received for an on sale beer and wine (eating place) license for 435 Main Street. The City Clerk stated that Police Lieutenant Terry Brown indicated that the Police Department has no objection to the issuance of the license. No Council action was necessary.
- 3. From Danny Lee Salmon a claim against the City was received in the amount of \$28,500 for damages as a result of his arrest by the Woodland Police Department on February 7, 1992. The City's insurance representative recommended that Council reject the claim and refer it to them.

On motion of Council Member Crescione, seconded by Council Member Flory and carried by unanimous vote, the City Council rejected the claim against the City filed by Danny Lee Salmon and referred the claim to the City's insurance representative.

#### **COMMITTEE REPORTS:**

- 1. From Parks and Recreation Director John Suhr a report was received summarizing action taken at the Commission on Aging meeting of July 14, 1992. No Council action was necessary.
- 2. From Community Development Director Janet Ruggiero a report was received summarizing action taken at the Planning Commission meeting of July 29, 1992. The only action taken was the Commission's certification of the Spreckels EIR and continuation of action on the project until September 24, 1992. The project includes an annexation request, a general plan amendment, conditional use permit and prezoning of

857 acres for industrial and public facility uses. No Council action was necessary.

- 3. From the Community Development Director a report was received transmitting the minutes of the Southeast Area Financing Task Force meeting of August 5, 1992. No Council action was necessary.
- 4. From the Community Development Director a report was received summarizing action taken at the Planning Commission meeting of August 6, 1992, as follows:
  - (a)Commission authorized the filing of the Frommelt subdivision final map in two phases. This project is located east of Walnut Street, south of Emerald Street.
  - (b)Commission approved the Vesting Tentative Map for Morrison Homes for 556 single family lots, a middle school site, a multi-family site, a park site, and a commercial neighborhood site. They also approved a conditional use permit for single family lots to modify the front and rear yard setback for a sliding scale that allows 15 foot setbacks in those areas. The Commission also continued an alternate map that would delete the school site in the event the School District decides to locate the school elsewhere. The project is in a Planned Development Zone and is 159± acres. It is located north of Gibson Road and east of (old) County Road 101.
  - (c)Commission approved a conditional use permit for the TRIOND convenience store at the southeast corner of East Street and East Gum Avenue. The existing store will be replaced with a larger store. In conjunction with this project, six mobile homes in the park located to the east will be removed. The Planning Commission approved a Relocation Plan for the tenants of the six mobile homes. This project will require a reimbursement agreement with the Redevelopment Agency for some undergrounding of utilities that will take place beyond the applicant's frontage.
  - (d)Commission did not take any action on the McDonald's (1540 East Main Street) conditional use permit revocation because McDonald's had completed the landscaping and lighting improvements that were required as part of the conditional use permit.
  - (e)Commission held a continued discussion of the Draft I-5 Corridor Landscape Plan. See the next study session on the Plan for September 17th.

(f)Commission continued indefinitely the Highway Commercial Zone Study which considers additional uses that could be added to the C-H Zone.

No Council action was necessary.

- 5. From City Manager Kris Kristensen a report was received highlighting topics discussed at the Chamber/City 2 x 2 meeting of August 12, 1992. No Council action was taken.
- 6. From the City Manager a report was received summarizing topics discussed at the County/City 2 x 2 meeting of August 12, 1992. No Council action was necessary.

### **PUBLIC COMMENT:**

Mayor Rominger thanked Morgan Childers for operating the camera for the Council meeting.

### CERTIFICATE OF APPRECIATION - ACADEMICS THRU ATHLETICS:

Mayor Rominger said Academics Thru Athletics, a local nonprofit organization, conducted a three-day youth basketball camp at Woodland High School earlier this month which was attended by 90 9th-12th grade boys and girls from all over Yolo County. She said the camp was run exclusively by volunteers and was free to participants.

On motion of Council Member Flory, seconded by Council Member Slaven and carried by unanimous vote, the City Council approved a Certificate of Appreciation for Academics Thru Athletics for their August 1992 Youth Basketball Camp in Woodland.

Mayor Rominger presented the Certificate to Glenn Valenzuela.

Mr. Valenzuela also recognized Dr. David Villescaz (chiropractor), Brett Crawford (Freshman football coach and Junior Varsity head basketball coach), Guy Jacobson (former camp participant) and Parks and Recreation John Suhr and staff for their efforts.

### **HEARING - APPEAL OF SARAH RICHIED:**

Mayor Rominger said this time was set for a hearing to consider the appeal filed by Sarah M. Richied, 405 Gibson Road, of the Tree Commission's denial of her request to have a Modesto ash tree removed.

Management Analyst Sherri Martin gave a brief staff report. She said the City is sympathetic with property owners who have to deal with the diseases that Modesto ash trees have, but she said Mrs. Richied's tree looks better than other ash trees. She said the Tree Commission and staff did not feel it could justify removal of the tree at City expense at this time.

Mayor Rominger opened the hearing.

Sarah Richied, appellant, said she has tried for several years to have the tree removed. She said she is older and having difficultly raking the leaves.

There being no further comments, Mayor Rominger closed the hearing. After some discussion, the following action was taken:

On motion of Council Member Flory, seconded by Council Member Crescione and carried by the following vote, the City Council upheld the decision of the Tree Commission to deny the Tree Removal Application No. 92-028 of Sarah Richied:

AYES: COUNCIL MEMBERS: Crescione, Flory, Rominger

NOES: COUNCIL MEMBERS: Slaven

ABSENT: COUNCIL MEMBERS: Sandy

### **HEARING - TRIP REDUCTION ORDINANCE:**

Mayor Rominger said the second public hearing scheduled is to consider introduction of the trip reduction ordinance.

Associate Planner Colleen McDuffee reported that the California Clean Air Act passed in 1988 required all Air Pollution Control Districts in the State to prepare an air quality attainment plan which the Yolo Solano Pollution Control District did this year. One of requirements of the District's plan is a rule for the future for a trip reduction ordinance. She said the District has the authority under the California Clean Air Act to implement such an ordinance for the entire District, but the Plan states that the District will defer implementation to the local agencies if the local ordinance meets their standards. Also, she said, Proposition 111 requires that Yolo County prepare a congestion management plan, and included in that plan was the requirement that every city in the County adopt a trip reduction ordinance. She said the City had a deadline of September of 1992. If the City does not develop a trip reduction ordinance, the State will withhold State gas tax monies. In February, she said, Council established a Technical Advisory Committee to develop the ordinance. The ordinance is aimed at reducing the number of single occupant vehicle trips, especially commute or "work" trips. The ultimate goal of the trip reduction ordinance (TRO) is to improve air quality and reduce congestion on roadways.

The TRO is intended to achieve 1.5 Average Vehicle Ridership (AVR) by 1999. The AVR is the number of employees that report to work in the a.m. peak period divided by the number of vehicles driven to work by those employees. This goal -- 1.5 AVR by 1999 -- is mandated by the California Clean Air Act. The trip reduction ordinance applies to businesses that have 25 or more employees. Requirements are divided into two employer classifications -- Minor Employer, having 25 to 99 employees and a Major Employer, having 100 or more employees. A Minor Employer must: (1) conduct an annual transportation survey of employees; and (2) post in a visible location commute alternatives information. A Major Employer must: (1) conduct an annual transportation survey of employees; (2) post in a visible location commute alternatives information; (3) designate a Trip Reduction Coordinator; (4) prepare and receive approval of a Trip Reduction Plan; (5) submit an annual report to the City. The City of Woodland will be responsible for developing the forms and procedures for the transportation surveys. Trip Reduction Plans, and Annual Reports. The City will also be responsible for evaluating Trip Reduction Plans and Annual Reports for compliance with the TRO.

The City Manager said the Technical Advisory Committee did an excellent job of doing outreach in the community, soliciting comments from the public and holding workshops describing the issues.

Mayor Rominger opened the public hearing.

Mike Volonte inquired about the time frame and the reason for developing the ordinance.

Ms. McDuffee said there were two state programs. One had a deadline of September 1, 1992, and that is the congestion management plan. She said the first one she reported about was the California Clean Air Act, but she said the Air District has not yet adopted their rule that would give them the ability to come into the City and implement their ordinance. Responding to a question from Mr. Volonte regarding gas tax money, she said the City uses gas tax funds for road maintenance.

Mr. Volonte said he feels the trip reduction ordinance should be addressed but only questioned the urgency.

After some Council discussion Mayor Rominger asked that staff provide Council with some cost figures for implementation and how much the fees collected cover the expenses. She asked that there be some flexibility for some businesses which have peak season during July when the reports are due from employers. She also voiced her objections to bicycle lanes in the industrial zone. She asked how motorcycles are involved in the trip reduction ordinance.

Ms. McDuffee said the City can be flexible about the due dates for the annual reports depending on the seasonal nature of some businesses. She said she will also will adapt the ordinance to establish a maximum <u>and</u> minimum number of parking spaces.

After further discussion Council agreed to continue the public hearing at the September 1, 1992 Council meeting and directed staff to report back to the Council on the percentage of fees and surcharges which cover the expense of implementing the trip reduction ordinance.

### **HEARING - ZONING ORDINANCE AMENDMENT:**

Mayor Rominger said the third public hearing is for the purpose of considering introduction of Zoning Ordinance amendments regarding passenger loading requirements for child care facilities.

Senior Planner Howard Nies said currently the City Zoning Ordinance requires on site passenger loading for all day cares and schools, and the proposed amendment will not require this type of loading facilities for the smaller facilities which have less than 50 students. He said passenger loading can be taken care of at curb side at the smaller facilities.

Mayor Rominger opened the hearing, and there being no comments, she closed the hearing.

### Ordinance No. 1217:

On motion of Council Member Flory, seconded by Council Member Crescione and carried by unanimous vote, the City Council introduced and read by title only Ordinance No. 1217 to amend certain sections of the City Zoning Ordinance to regulate passenger loading for day care and school facilities.

### TEMPORARY ADJOURNMENT OF COUNCIL MEETING:

Mayor Rominger temporarily adjourned the meeting of the Council at 9:10 p.m. in order to convene the meeting of the City of Woodland Public Facilities Corporation. See Corporation minutes attached to these Council minutes as Exhibit A. At 9:15 p.m. the Woodland Public Facilities Corporation meeting was adjourned, and the Council meeting was reconvened.

### Council took a recess from 9:15 p.m. until 9:25 p.m.

### REPORTS OF CITY MANAGER:

# RESOLUTION NOS. 3685 AND 3686 - REFINANCING CERTIFICATES OF PARTICIPATION:

Finance Director Peter Woodruff and Richard Clark from Alex Brown and Sons (underwriter) explained to Council that in 1988 the City financed a series of projects related to the Sewer Enterprise operations. The main purpose of the financing was to construct a new processing plant capable of meeting environmental quality standards. The projects have been successfully completed and paid for from the proceeds of the 1988 bond issue, and the mechanism used for the financing was Certificates of Participation, which required the use of an organization, the Woodland Public Improvements Corporation. In 1973 that Corporation was established and the bonds were issued with the commitment to use sewer service charges as the source for debt service payment over the life of the issue (30 years). The Finance Director said the Council at this time is being requested to considering the refinancing of the issue at this time based on the movement of bond market interest rates that has occurred since the time of issuance. He said rates are now at 17 year lows. Mr. Clark responded to questions from the Council regarding interest rates.

On motion of Council Member Slaven, seconded by Council Member Flory and carried by unanimous vote, the City Council adopted Resolution No. 3685, "Resolution Removing the Trustee Appointed in Connection with the City's 1988 Wastewater System Improvement Project Certificates of Participation, Appointing a Successor Trustee and Authorizing and Directing Execution of Documents Necessary in Connection with such Removal and Appointment", and adopted Resolution No. 3686, "Resolution Approving, Authorizing and Directing Execution of Certain Installment Sale Financing Documents, Approving the Form and Authorizing Distribution of a Preliminary Official Statement, in Connection with the Offering and Sale of Certificates of Participation Relating Thereto, Approving a Purchase Agreement and Authorizing and Directing Certain Actions with Respect Thereto."

## RESPONSE TO DRAFT COUNTY WATER PLAN UPDATE:

Senior Civil Engineer Mike Horgan gave Council copies of a proposed response to the Draft Yolo County Water Plan Update. The response identified Council comments from two prior public hearings held by Council, City concurrence in the goals and objectives of the draft Plan, specific concerns regarding deficiencies in the proposed Association membership, the need for greater emphasis on water conservation and reclamation and Council's desire that the Association structure be developed by the representatives forming the Association.

He said the response also requests additional public input during the County Board of Supervisors' process in dealing with the Draft Plan.

Council Member Flory said the response letter should indicate that the Council is not interested in entering into any agreement that proposed a staff person for implementing the program. Mr. Horgan said he can modify the letter to incorporate Council Member Flory's concerns.

On motion of Council Member Flory, seconded by Council Member Slaven and carried by the following vote, the City Council authorized the Mayor to sign the modified response letter to the Yolo County Water Plan Update:

AYES: COUNCIL MEMBERS: Flory, Slaven, Rominger

NOES: COUNCIL MEMBERS: Crescione
ABSENT: COUNCIL MEMBERS: Sandy

### COUNTY BOOKING FEE RECOVERY PROGRAM:

On motion of Council Member Slaven, seconded by Council Member Flory and carried by unanimous vote, the City Council authorized the Mayor and Police Chief to enter into an agreement with the County of Yolo to collect the criminal justice fee from prisoners booked in the County Jail.

## VEHICLE THEFT DETERRENCE PROGRAM:

Police Captain Russ Smith briefed Council on a proposal which will provide for an additional one dollar assessment for vehicle registration for each vehicle registered in Yolo County. The monies collected (approximately \$160,000) would be used for a County-wide program for the deterrence, investigation and prosecution of vehicle theft crimes. He said the intent is to upgrade a Police Aide position which is permanent part time to a full time Community Services Officer position assigned to the Crime Analysis Unit. The increase will be funded by the vehicle theft deterrence revenue. He said through the revenue all agencies involved will assist in the funding of the upgrading of the position.

After some concerns expressed about the generation of pooling revenues and the ability to fund the program the Council agreed to defer action on the vehicle theft deterrence program.

#### NATIONAL GUARD MEETING REGARDING WOODLAND ARMORY:

Council Member Crescione reported to the Council on his meeting with the

City Manager and representatives of the National Guard at the State Capitol on August 5, 1992 to discuss the future use of the Armory facility in Woodland. He said that the National Guard does still need the Woodland Armory facility. He said they reported that it takes seven years to process getting a new building for their operations. He said the National Guards are enlarging as opposed to reducing their forces. He said they discussed relocating the Armory to the City Sutter Street Corporation Yard. He said he felt both parties can continue to discuss the proposal, but he said it will take some time -- approximately one year. He said he will keep the Council updated on his efforts.

# **NEXT MEETING AGENDA ITEMS:**

Mayor Rominger asked the City Clerk to begin recruitment for filling the two Planning Commission vacancies which will occur on December 31, 1992. She also proposed presenting resolutions for the Annual League of California Cities Conference regarding the Legislature complying the with Brown Act provisions.

## **ADJOURNMENT**:

At 10:36 p.m. the meeting was adjourned to August 25, 1992, 7:00 p.m.
City Clerk of the City of Woodland