Council Chambers 300 First Street Woodland, California

May 19, 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 a personnel matter. All Council Members were present at the meeting (present were Rominger, Flory, Sandy and Slaven; absent was Crescione). City Manager Kristensen and Assistant City Manager Kristine O'Toole were also present at the meeting.

Council adjourned the closed session and the special session at 7:30 p.m.

The Woodland City Council met in regular session at 7:35 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, Flory, Sandy, Slaven

COUNCIL MEMBERS ABSENT: Crescione

STAFF PRESENT: Kristensen, O'Toole, Murphy, Blankenship, Ruggiero,

Buchanan, Ostebo, Bryan, McDonell

MINUTES:

The City Clerk noted that a correction is needed in the minutes of the March 3, 1992 Council meeting on page 4 regarding the Southeast Area negotiations to state in paragraph 3 that "In the highway service commercial area consisting of approximately 22 acres the County would be receiving .3569 or **35.69%** (instead of 36.9%) of the one percent figure."

On motion of Council Member Sandy, seconded Council Member Flory and carried by unanimous vote (Council Member Slaven abstained), the City Council approved the minutes of the regular Council meeting of March 3, 1992 with the correction.

COMMUNICATIONS:

- 1. From the State Department of Alcoholic Beverage Control (ABC) a copy of an application was received for an on sale beer and wine license for Sigma Gas & Food, 845 East Street, Woodland. The City Clerk advised that ABC will be imposing conditions on the issuance of the license to take care of some concerns the Police Department has. No Council action was necessary.
- 2. From Lawrence W. Hoppin, attorney, a claim against the City was filed on behalf of Helen Mills Laquay. The claim (as well as claims "3" and "4" below) is in connection with a fatality accident which occurred on November 21, 1991 at a Cottonwood Street mid-block crosswalk near Woodland Memorial Hospital. The City's insurance representative recommended that Council reject the claim and refer it to them.

On motion of Council Member Sandy, seconded by Council Member Flory and carried by unanimous vote, the City Council rejected the claim filed against the City on behalf of Helen Mills Laquay and referred the claim to the City's insurance representative.

3. From Lawrence W. Hoppin, attorney, a claim against the City was filed on behalf of William Vierra. The City's insurance representative recommended that Council reject the claim and refer it to them.

On motion of Council Member Sandy, seconded by Council Member Slaven and carried by unanimous vote, the City Council rejected the claim filed against the City on behalf of William Vierra and referred the claim to the City's insurance representative.

4. From Lawrence W. Hoppin, attorney, a claim against the City was filed on behalf of Amelia Gass. The City's insurance representative recommended that Council reject the claim and refer it to them.

On motion of Council Member Sandy, seconded by Council Member Slaven and carried by unanimous vote, the City Council rejected the claim filed against the City on behalf of Amelia Gass and refer the claim to the City's insurance representative.

- 5. From the Yolo County Transit Authority a letter was received regarding selection of capital improvement projects to be forwarded to Sacramento Area Council of Governments for inclusion in the Regional Transportation Improvement Plan. Council was advised that this matter will be scheduled for discussion at the June 2 Council meeting.
- 6. From the law firm of Coffey, Mehlhop & Brown a claim against the City was received on behalf of Kenneth Glen Mills and Giovannetti/Mills in regard to a traffic accident which occurred on January 28, 1991 at I-5 and East Main Street, Woodland. The City's insurance representative recommended that Council reject the claim and refer it to

them.

On motion of Council Member Flory, seconded by Council Member Sandy and carried by unanimous vote, the City Council rejected the claim filed against the City on behalf of Kenneth Glen Mills and Giovannetti/Mills and referred the claim to the City's insurance representative.

- 7. From Pacific Gas and Electric Company a notice was received advising of PG& E's application with the California Public Utilities Commission to increase electric rates by \$168,000 and gas rates by \$10,037,000. No Council action was necessary.
- 8. From Krista Freyanitz, 1714 Amherst Way, Woodland, a claim against the City was received in regard to an accident which occurred on November 21, 1991 at Cottonwood Street in Woodland. The City's insurance representative recommended that Council reject the claim and refer it to them.

On motion of Council Member Sandy, seconded by Council Member Slaven and carried by unanimous vote, the City Council rejected the claim filed against the City by Krista Freyanitz and referred the claim to the City's insurance representative.

COMMITTEE REPORTS:

- 1. From Finance Director Peter Woodruff a report was received transmitting the minutes of the Yolo County Public Agency Risk Management Insurance Authority meeting of April 15, 1992. No Council action was necessary.
- 2. From Assistant City Manager Kristine O'Toole a report was received transmitting the minutes of the Local Access Cable TV Steering Committee meeting of April 22, 1992. No Council action was necessary.
- 3. From Community Development Director Janet Ruggiero a report was received transmitting the minutes from the Southeast Area Financing Task Force meeting of April 29, 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 April 30, 1992, as follows:
 - (a) Commission held a discussion the General Plan.
 - (b)Commission held a study session on the draft I-5 Corridor Landscape Plan and received comments from several property owners and interested

parties. Commission set an additional study session on the I-5 Corridor Landscape Plan for the first Planning Commission meeting in June.

- 5. From the Community Development Director a report was received advising that the Board of Building Appeals met on April 30, 1992, and discussed the adoption of the 1991 edition of the Uniform Fire Code. No Council action was necessary.
- 6. From the Community Development Director a report was received transmitting summary minutes of the Housing Technical Advisory Committee meeting of May 6, 1992. No Council action was necessary.
- 7. From Parks and Recreation Director John Suhr a report was received summarizing action taken at the Child Care Commission meeting of May 6, 1992. The City Manager advised that the City was not successful in its application for a \$60,000 child care grant, and staff is in the process of developing an appeal of the decision. No Council action was necessary.
- 8. From the Community Development Director a report was received summarizing action taken at the Planning Commission meeting of May 7, 1992, as follows:
 - (a)Commission continued the Oil Can Henry project due to the absence of one Commissioner. The applicant requested the continuance in order for the entire Commission to be present to vote on the item.
 - (b)Commission continued action on a proposed amendment to the Planned Development Overlay Zone until the May 21st meeting.
 - (c)Commission certified the Final EIR on the Hays-Collet Two East Main Street projects. Commission recommended approval to the City Council of a General Plan amendment and rezoning from Industrial to Highway Commercial/Planned Development for 10 acres of land located at the southeast and southwest corners of East Main Street and County Road 102. Commission also approved a mixed use permit for 12 acres zoned Industrial.
 - (d)Commission accepted the Area M Needs Assessment Report and recommended to the Council that they decline to proceed further on this project at this time for the following reasons: (1) the project is outside of the General Plan Area, (2) the project is outside of the sewer service area, (3) the project is outside the Sphere of Influence for the City of Woodland as adopted by LAFCO, (4) the Needs Assessment Study

did not identify a need for the residential project at the proposed location. Following the Commission's action on this project staff was contacted by the Mayor regarding possible conflict of interest provisions administered by the Fair Political Practices Commission (FPPC). In this regard the City Attorney has prepared a memo which indicates that it would be appropriate to solicit an opinion from the FPPC prior to Council action on the project should the Council so desire.

- (e)Commission continued the Southern Pacific Depot renovation and lot merger at the southeast corner of Sixth Street and Lincoln Avenue until May 21st because the Planning Commission cannot begin discussion of an item after 11:00 p.m.
- (f)Commission continued discussion of the Winncrest Homes Preliminary Plan at the request of the applicant until May 21st.

On motion of Council Member Flory, seconded by Council Member Slaven and carried by the following vote, the City Council set a June 2, 1992 hearing to consider rezoning and General Plan amendment for Two East Main Street (Hays-Collet) properties at the southwest and southeast corners of East Main Street and County Road 102:

AYES: COUNCIL MEMBERS: Flory, Slaven, Rominger

ABSENT: COUNCIL MEMBERS: Crescione ABSTAINED: COUNCIL MEMBERS: Sandy

The City Manager advised that staff is attempting to obtain a ruling from FPPC regarding the potential conflict of interests of Council Members as soon as possible so that Council may consider the Area M Needs Assessment Report.

9. From Management Analyst Sherri Martin a report as received transmitting the minutes of the Tree Commission meeting of May 11, 1992. No Council action was necessary.

PUBLIC COMMENT:

Mayor Rominger thanked David Martino for serving as camera operator for this Council meeting.

HEARING - UNIFORM FIRE CODE:

Mayor Rominger announced that this time was set for a hearing to consider

adoption of the 1991 edition of the Uniform Fire Code.

Fire Division Chief David Ostebo highlighted the provisions of the 1991 Uniform Fire Code and the proposed revisions.

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

Ordinance No. 1211:

On motion of Council Member Sandy, seconded by Council Member Slaven and carried by unanimous vote, the City Council introduced and read by title only Ordinance No. 1211, adopting the 1991 edition of the Uniform Fire Code with local amendments.

TEMPORARY ADJOURNMENT OF COUNCIL MEETING:

Mayor Rominger temporarily adjourned the meeting of the Council at 8:07 p.m. in order to convene the meeting of the City of Woodland Redevelopment Agency. See Agency minutes attached to these Council minutes as Exhibit A. At 8:18 p.m. the Redevelopment Agency meeting was adjourned, and the Council meeting was reconvened.

CITY MANAGER ANNOUNCEMENT:

City Manager Kris Kristensen announced that the Council met in closed session from 6:45 p.m. until 7:30 p.m. to discuss a personnel matter as provided by the California Government Code. He said no Council action was taken at the meeting.

REPORTS OF CITY MANAGER:

CONSENT CALENDAR:

Council Member Sandy requested that the item regarding the purchase of trailers for the Wastewater Treatment Plant be removed from the Consent Calendar.

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

FINAL MAP FOR COLLEGE PARK:

The City Council approved Final Map No. 3773 for College Park (a 56 lot, 8.68 acre, subdivision located west of Palm Avenue and south of Kentucky Avenue).

RESOLUTION NO. 3666 - APPRECIATION FOR LEAMON CONSTANT:

The City Council adopted Resolution No. 3666, a Resolution of Appreciation for Leamon Constant, for 26 years of service as a Police Officer with the City of Woodland Police Department. Officer Constant served the Department from September, 1966 until he was forced to prematurely retire due to a disability as of April 1, 1992.

RESOLUTION NO. 3667 - APPRECIATION FOR EDITH KLENHARD:

The City Council adopted Resolution No. 3667, a Resolution of Appreciation for Edith Klenhard, who is retiring after 47 years in the field of nursing and nursing education.

APPROPRIATIONS LIMIT POPULATION/INFLATION OPTIONS:

The City Council selected the change in nonresidential assessed valuation and change in County population as the adjustment factors for calculating the 1992-93 Appropriations Limit.

PURCHASE OF SOUND SYSTEM AND LECTERN FOR LEAKE CENTER:

The City Council authorized the Woodland Public Library to purchase a portable sound system and lectern for the Leake Center (250 First Street). The portable sound system will not exceed \$2,250 (including tax and freight) and the lectern will not exceed \$950 (including tax and freight). This cost has been included in the 1991-92 Budget in Fund 70 and has been approved by the Library Board.

RESOLUTION NO. 3668/ORDINANCE NO. 1212 - PUBLIC EMPLOYEES RETIREMENT SYSTEM CONTRACT AMENDMENT:

The City Council adopted Resolution No. 3668, a Resolution of Intent, and introduced and read by title only Ordinance No. 1212 to amend the Public Employees' Retirement System (PERS) contract to purchase service credit for early retirement for Police Lieutenant Bob Jones.

DONATION OF SURPLUS PORTABLE RADIOS:

The City Council approved the donation of four surplus portable General Electric radios and charging units to the Yolo County Sheriff's Department Cadets.

REGULAR CALENDAR:

PURCHASE OF TRAILERS FOR WASTEWATER TREATMENT PLANT:

Senior Civil Engineer Mike Horgan explained that the Yolo County Landfill under the County Public Works Department has devised policies and regulations regarding the handling of materials that are hauled from the City Wastewater Treatment Plant, specifically the screenings and the grit that are taken out of the waste stream. He said today he learned that the County Health Department has cited the City Public Works Department for health concerns regarding the material that is deposited. He said it is primarily the manner in which it is delivered to the Landfill. Currently Woodland Waste Management on a trip to the Landfill on a twice a week basis loads up the material commingling it with other garbage and hauls it to the Landfill. He said there is a concern that there might be a safety problem for the Landfill workers. He said the County has requested that the material be delivered in the morning during limited hours so that it can be covered immediately and handled separately from other garbage. He said he is proposing that Council approve the purchase of one one-yard trailer with bin for the grit, and a three-yard trailer for the rags, plastics, and other screening material. These will be hauling material twice a week.

Council Member Sandy requested that staff investigate opportunities for collaboration with the City of Davis or other jurisdictions. Mr. Horgan noted that the City of Davis is very close to the County Landfill whereas the City of Woodland will need to tie up one worker at least one and one-half hours per trip, but he said he will look into the possibilities.

On motion of Council Member Sandy, seconded by Council Member Slaven and carried by unanimous vote, the City Council authorized calling of bids and purchase of two trailers to be used for hauling bar screenings and grit from the Wastewater Treatment Plant o the Yolo County Landfill.

CRUISE NIGHT 1992 PROPOSAL:

Mayor Rominger noted that on August 1, 1992 there will be the fourth year of the annual cruise event and will include a custom car show from 1:00 p.m. to 5:00 p.m., a chili cook off at the Heritage Plaza, an arts and crafts fair during the

day at Freeman Park, a presentation of the musical Grease at the Woodland Opera House, and a 50's concert at the Plaza. She said the parade style automobile cruise is scheduled to begin at 7:00 p.m. and end at approximately 11:00 p.m.

Police Captain Russ Smith highlighted nine recommendations in his staff report to the Council regarding the Cruise Night '92 proposal. He complimented the Woodland Street Cruisers for their excellent proposal.

Manuel Arteche of Woodland Street Cruisers said there have been two meetings regarding the event and 2,500 applications were mailed out for the car show. He said a 1958 Ford donated by Police Officer Susan Lundquist has been restored with donated material and will be raffled off. He said the clean up supervised by Lynn Black is also arranged. Insurance provided by M.A.D.D. (Mothers Against Drunk Driving) has also been set up. He said a portion of the money raised for the event goes to M.A.D.D. for insurance, a large portion to the Sexual Assault Center, the Boy Scouts, the High School band, Pop Warner, Powder Puff and some baseball teams.

On motion of Council Member Flory, seconded by Council Member Slaven and carried by unanimous vote, the City Council approved the proposed events for "The Original Hot August Cruise night 1992" scheduled for Saturday, August 1, 1992, subject to the conditions outlined in the Police Department's staff report and others that may arise.

DOWNTOWN IMPROVEMENT ASSOCIATION REQUEST FOR FUNDING:

Mayor Rominger announced that the Council this evening received a letter from the Woodland Downtown Improvement Association asking that their request for funding scheduled for this meeting be removed from the agenda. She said the Association will be reporting back to the Council with further information at a future date.

<u>E. BEAMER STREET SEWER MAIN REPLACEMENT/STORM DRAIN</u> IMPROVEMENT PROJECT:

Senior Engineer Dan Blankenship reported that on November 5, 1992 Council awarded the East Beamer Street Sewer Main Replacement and Storm Improvements Project contract and authorized expenditures up to \$787,000. He said construction of the projects began on January 21, 1992, and as the contractor proceeded with the installation of the new sewer main, two major unavoidable conflicts were discovered that were not addressed on the plans. The first conflict required rerouting the new main around the old main, and the second conflict

occurred when two existing 48-inch concrete storm drain pipes which run parallel to the sewer main on the north side had bowed out of alignment to miss three old water wells. He said this necessitated abandonment of the wells and relocation of the 48-inch pipes approximately 250 feet. With the addition of the two conflicts the expenditure limit for the contract was beyond that approved by Council, so he said staff is asking for an increase in the expenditure limit to \$910,000 to complete the project. Mr. Blankenship said a portion of the funding for the project comes from development fees but the majority is funded by the sewer bond funding which financed the Wastewater Treatment Plant.

Council Members Flory and Sandy inquired about why the plans did not show the conflicts. Mr. Blankenship stated that the engineer who originally worked on the plans no longer works for the firm. He said he could pursue the errors and omissions insurance provisions for the engineering firm, but he said if the firm had uncovered the problems these corrections would have appeared in the bid. He said the City would have to bear the cost either up front or at this point.

The City Manager pointed out that the engineer's inaction is not costing the City any more money; it is just costing more for the overall project.

Mr. Blankenship said he can pursue the errors and omissions provision and send a letter to the consulting firm expressing concerns. Council Member Flory asked that Council receive a copy of the letter.

On motion of Council Member Sandy, seconded by Council Member Flory and carried by unanimous vote, the City Council authorized the expenditure limit increase on the East Beamer Street Sewer Main Replacement and Storm Drain Improvements, Project No. 91-12, from \$787,000 to \$910,000.

FY 1992-93 BUDGET REDUCTIONS/NOTICES ON POSITION REDUCTIONS:

Mayor Rominger reported that on March 17 Council authorized the budget reductions proposed by the budget subcommittee composed of Council Members Flory and Crescione. She said a component of their recommendations was to reduce or eliminate certain identified positions. Those positions included one Police Lieutenant, one Administrative Clerk III (Fire Department), and the reduction in working hours of one Building Inspector to half-time. The elimination of the Police Lieutenant position will occur with the early retirement of Bob Jones effective December 1, 1992. Effective July 1, 1992 the Administrative Clerk II position will be eliminated and one Building Inspector position reduced to half-time. The Mayor said that notices need to be sent to the effected employees in accordance with Personnel Rules and Regulations of the City. Specifically, Rule

13.2.4 requires that an employee to be laid-off be notified in writing of the impending action at least twenty (20) working days in advance of the effective date of the lay-off.

The City Manager said as Council discussed in March these are technically lay-off notices, but each of these employees has a position so that they can retain a job with the City.

On motion of Council Member Flory, seconded by Council Member Sandy and carried by unanimous vote, the City Council authorized staff to send notices to employees who are subject to reduced work hours or elimination of their position due to the budget reductions approved for Fiscal Year 1992-93.

APPOINTMENTS TO CHILD CARE COMMISSION:

On motion of Council Member Flory, seconded by Council Member Slaven and carried by unanimous vote, the City Council appointed Debbie Peterson and Carol Souza Cole as members of the Child Care Commission for terms ending December 31, 1993 and December 31, 1994, respectively.

Council also appointed Council Members Slaven and Flory to interview applicants for a vacancy on the Historical Preservation Commission; Mayor Rominger and Council Member Slaven to interview applicants for two vacancies on the Traffic Safety Commission; and Council Members Sandy and Crescione to interview applicants for Tree Commission.

RECRUITMENT FOR SOLID WASTE COMMITTEE POSITION:

On motion of Council Member Slaven, seconded by Council Member Flory and carried by unanimous vote, the City Council added one position to the City Council's Solid Waste Committee and directed the City Clerk to begin a recruitment to fill the position.

ALTERNATE LAFCO MEMBER APPOINTMENT:

On motion of Council Member Slaven, seconded by Council Member Sandy and carried by unanimous vote, the City Council appointed Mayor Rominger to serve as an alternate member to the Yolo County Local Agency Formation Commission (LAFCO) representing the City of Woodland for a four-year period ending April 1996.

FUTURE MEETING AGENDA ITEMS:

Mayor Rominger requested a future agenda item regarding students crossing College Street at Douglass Junior High School. She also requested a future agenda items regarding a policy for locating quasi public uses in and around the City.

ADJOURNMENT:

At 9:07 p.m. the meeting was adjourned to May 26, 1992, 7:00 p.i	At 9:07 p.m.	the meeting	was adjourned	to May 26	. 1992.	. 7:00 p.r
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City Clerk of the City of Woodland