MINUTES

CLOSED SESSION

SEPTEMBER 7, 2010

5:00 P.M.

CLOSED SESSION

At 5:01 p.m. Council met in Closed Session to discuss a Public Employee Appointment, pursuant to Section 54957 for the position of Chief of Police. Present at this session were Mayor Pimentel, Vice Mayor Davies, Council Members Dote, Marble (arrived at 5:05) and Monroe (arrived at 5:03), City Manager Deven, and City Attorney Morris.

Council also held a conference with Labor Negotiators, pursuant to Section 54957.6. The Agency Designated Representatives were William Avery, Amy Buck and Christine Engel. The Employee Organizations were the Woodland Mid-Management Association; the Woodland City Employees' Association; and the Woodland Professional Firefighters' Association. Present at this session were Mayor Pimentel, Vice Mayor Davies, Council Members Dote, Marble and Monroe, City Manager Deven, City Attorney Morris, Human Resources Analyst Engel.

JOINT CITY COUNCIL/REDEVELOPMENT AGENCY BOARD REGULAR SESSION

6:00 P.M.

CALL TO ORDER

At 6:12 p.m. Mayor Pimentel called the Joint Regular Session of the City Council and the Woodland Redevelopment Agency Board to order.

CLOSED SESSION ANNOUNCEMENT

Mayor Pimentel announced that Council had met in closed session regarding Public Employee Appointment for the position of Police Chief and to discuss labor negotiations. Staff was given direction.



ROLL CALL

COUNCIL MEMBERS PRESENT: Marlin Davies, Martie Dote, William Marble, Jeff

Monroe, Artemio Pimentel

COUNCIL MEMBERS ABSENT: None

STAFF MEMBERS PRESENT: Mark Deven, Andrew Morris, Sue Vannucci,

Tod Reddish, Greg Meyer, Dan Bellini, Heather Muller, Michael Karoly, George Bierwirth, Cindy Norris, Paul Siegel, Kim McKinney, Cynthia

Shallit, Elle Murphy

PLEDGE OF ALLEGIANCE

Mayor Pimentel invited all in attendance to join in the Pledge of Allegiance led by Dr. Jorge Ayala.

COMMUNICATIONS-PUBLIC COMMENT

Bernadette Murray said she sent an e-mail letter to the Council and indicated there is a Resolution for Proposition 22 on the Agenda and thanked the Council. Proposition 19 on the legalization of marijuana says that it is a safety issue and she disagrees. The taxation would far out way any other issues. She wants the delegates to the League of California Cities Conference to not support this Resolution.

COMMUNICATIONS-COUNCIL/STAFF STATEMENTS AND REQUESTS

Council Member Dote attended Infrastructure Committee meeting and received update on water meters and consolidation with the City of Davis for surface water.

City Manager Deven reported that during the Month of August a new Library Services Director was appointed, Heather Muller.

MINUTES

On a motion by Council Member Monroe, seconded by Council Member Dote, and carried unanimously, Council approved the minutes of the regular City Council meetings of June 5, 2009, June 23, 2009, and September 1, 2009, the joint regular City Council and Redevelopment Agency Board meetings of June 16 and July 7, 2009, the joint



Special Closed Session of the Council and Redevelopment Agency Board of June 9, 2009, and the joint session of the City Councils of the Cities of Davis and Woodland of July 28, 2009.

<u>COMMUNICATIONS – WRITTEN</u>

Council received a notice from Pacific Gas and Electric Company regarding a rate change.

COMMUNICATIONS - COMMITTEE REPORTS

Council received the minutes of the Library Board of Trustees regular and closed session of July 7, 2010 and the regular session of July 22, 2010.

Council received the minutes of the Commission on Aging meeting of April 26, 2010, May 26, 2010 and June 30, 2010.

Council received the minutes of the Parks and Recreation Commission meetings of April 26, 2010, May 24, 2010, June 28, 2010 and joint Commission meeting with Commission on Aging of April 26, 2010.

PRESENTATIONS

On a motion by Council Member Monroe, seconded by Council Member Marble and carried unanimously, Council approved the following Proclamations as presented:

PROCLAMATION – INTERNATIONAL LITERACY DAY

Council proclaimed September 8, 2010 as International Literacy Day. Council Member Dote presented the Proclamation.

PROCLAMATION - PROSTATE CANCER AWARENESS MONTH

Council proclaimed September 2010 as Prostate Cancer Awareness Month. Vice Mayor Davies presented the Proclamation.

PROCLAMATION - MEXICAN INDEPENDENCE DAY BICENTENNIAL WEEK



Council proclaimed September 13-19, 2010 as Mexican Independence Day Bicentennial Week. Mayor Pimentel and Council Member Marble presented the Proclamation.

CONSENT CALENDAR

On a motion by Council Member Dote, seconded by Council Member Marble and carried unanimously, Council approved the following Consent Calendar items as presented:

MONTHLY STATUS REPORT – FIRE DEPARTMENT

Council received the Monthly Status Report from the Fire Department.

<u>MONTHLY STATUS REPORT – COMMUNITY DEVELOPMENT</u>

Council received the Monthly Status Report from Community Development.

CAPITAL BUDGET EXECUTION REPORT

Council received the Capital Projects Execution Report from Community Development.

TREASURER'S INVESTMENT REPORT

Council received the Quarterly Investment Report for April 2010, May 2010 and June, 2010.

PROJECTS 07-47, WELL 22 AND 08-32, WELL 15 - WATER WELL CONSTRUCTION CONTRACT

Council accepted as complete the Contract with Road Runner Drilling and Pump Company, Inc., for their work on replacement Water Wells 15 and 22, Phase I; authorized the City Clerk to file a Notice of Completion.

RESOLUTION 5134 - COMMUNITY DEVELOPMENT BLOCK GRANT ACTION PLAN



Council adopted Resolution 5134, a "Resolution of the City Council of the City of Woodland to Amend the Substantial Amendment of the PY 2008 Community Development Block Grant (CDBG) Action Plan" which would reprogram \$3,017 from the Vocational Assistance Program to the Yolo Wayfarer Center's Meals Program; authorized the City Manager to execute any Agreements, Contracts or other documents with appropriate entities to reprogram the CDBG-R funds; authorized the Finance Officer to make the budget allocations as specified.

ELECTRICAL/ELECTRONICS/INSTRUMENTATION TECHNICIAN JOB DESCRIPTION

Council approved the revisions in the job description for the Electrical/ Electronics/Instrumentation Technician job classification as described.

LEASE AGREEMENT - WOODLAND UNITED WAY

Council Member Monroe asked if this building could be sold as surplus property. City Manager Deven said the United Way is an organization that is a non-profit and use the property to help other non-profit organizations. It is a special circumstance. Council authorized the City Manager to sign a renew of a five year Lease Agreement between the City and the Woodland United Way for the City building located at 1017 Main Street.

PROCLAMATION – FAMILY DAY

Council proclaimed September 27, 2010 as "Family Day – A Day to Eat Dinner with Your Children".

RESOLUTION 5135 - CONFLICT OF INTEREST CODE

Council adopted Resolution 5135, a "Resolution of the City Council of the City of Woodland Amending Conflict of Interest Code for Designated Positions and Incorporating by Reference the Fair Political Practices Commission Standard Model of Conflict of Interest Code".

<u>PURCHASE OF COMMUNICATIONS HELMETS AND HEADSETS FOR POLICE DEPARTMENT</u>



Council approved an amendment to the Fiscal Year 2010-11 General Fund budget, allocated \$52,231; and authorized the purchase of forty-two MICH style integrated communications helmets and 42 tactical communication headsets, to be reimbursed by Homeland Security funds.

REPORTS OF THE CITY MANAGER

FALL COUNCIL AND STAFF WORKSHOP DATE

City Manager Deven indicated that Staff would like to hold a Council Workshop to discuss various issues before the Council. On a motion by Council Member Monroe, seconded by Council Member Dote and carried unanimously, Council scheduled a Study Session for 6:00 P.M. Tuesday, October 12, 2010 to discuss fiscal issues, organizational initiatives and service delivery levels in association with the Fiscal Year 2010-2011 General Fund Budget and updated Ten Year Financial Plan.

RESOLUTION 5136 - EMERGENCY OPERATIONS PLAN REVISION

Fire Chief Reddish said this is the revised Emergency Operations Plan and is greatly streamlined from the previous plan. The Plan establishes an emergency management organization and provided for standardized operations via SEMS and NIMS. The systems were adopted by both the State and Federal Government. There is no impact to the General Fund.

On a motion by Council Member Marble, seconded by Council Member Monroe and carried unanimously, Council adopted Resolution 5136, "A Resolution of the Woodland City Council Approving the City of Woodland's Emergency Operations Plan"; authorized the Mayor to sign the Letter of Promulgating stating the Council's support for the Plan.

GRAND JURY REPORT

City Attorney Morris said the Grand Jury looked at the fee for service program and has rendered a report. Some of the issues were not correct or factual. The City Council has the opportunity to issue a response and which would be adopted and those items that would not be adopted.



Council Member Monroe asked if the findings were correct and City Attorney Morris said he does stand by those findings. One of the findings was that the City cannot charge more than the cost to administer the program. We actually charge less.

On a motion by Council Member Marble, seconded by Council Member Monroe, and carried unanimously, Council approved the City's official response to the Grand Jury Report; authorized the Mayor to sign the letter of response on behalf of the City.

RESOLUTION 5137 - PROPOSITION 22, THE LOCAL TAXPAYER, PUBLIC SAFETY AND TRANSPORTATION PROTECTION ACT OF 2010

City Manager Deven said the State has not taken any substantive action on their budget and will continue to raid the local governments. Last year they borrowed \$1.3 million of our property taxes. We did obtain a loan and the State will reimburse the City. They have taken Redevelopment Funds and will not repay those funds.

Council Member Marble said this initiative continues to move forward and has been adopted and sponsored by many organizations State-wide. He urged citizens to report this.

Council Member Dote said some of the organizations have opted help and others are questionable. CSAC has taken no position. We are risking the State take of other agencies to support this Initiative. She said the State will still not make responsible decisions regarding the budget. Mayor Pimentel said this will stop the raiding of local funds.

On a motion by Vice Mayor Davies, seconded by Council Member Monroe, and carried unanimously, Council adopted Resolution 5137, "A Resolution in Support of Proposition 22, the Local Taxpayer, Public Safety, and Transportation Protection Act of 2010".

2010-2011 ANIMAL SERVICES AGREEMENT WITH COUNTY OF YOLO

Council Member Monroe recused himself from this item as he is an employee of the Sheriff's Department and left the Chambers.

Mayor Pimentel said this was an area we had thought we could reduce the costs and is there another way this could be funded. Chief Bellini indicated they



had checked with other entities and were not interested due to the numbers of animals the City has a need to address.

Vice Mayor Davies said one of the issues that came up was that we need to be more proactive in spaying and neutering, shots, etc. The real issue is the over-breeding of pets. These issues go hand in hand with the enforcement issues. We need to look at proactive programs.

On a motion by Vice Mayor Davies., seconded by Council Member Marble, and carried by the Members present, Council approved the Fiscal Year 2010-11 Agreement with the County of Yolo to provide Animal Control Services in the amount of \$439,555.

BOARD AND COMMISSION APPOINTMENTS

On a motion by Vice Mayor Davies, seconded by Council Member Dote, and carried unanimously, Council appointed David Geer to the Traffic Safety Commission.

On a motion by Council Member Marble, seconded by Council Member Monroe and carried unanimously, Council appointed B. J. Ford to the Historical Preservation Commission and Benjamin Garman to the Commission on Aging.

Council opted to hold on the appointment to the Personnel Board as all of the materials were not available for review. The item will return to the September 21, 2010 meeting.

JOINT CITY COUNCIL/REDEVELOPMENT AGENCY REPORT

AGENCY RESOLUTIONS 10-04 THROUGH 10-07/ CITY RESOLUTION 5138 PURCHASE AND SALE AGREEMENTS FOR WOODLAND COURTHOUSE PROJECT

On a motion by Council/Board Member Davies, seconded by Council/Board Member Dote, and carried unanimously, the Council/Board adopted the following Resolutions and authorized the Purchase and Sale Agreement:

Agency Resolution 10-04 - Resolution of the Redevelopment Agency of the city of Woodland Approving and Authorizing the Purchase of Land Located Within the Woodland Redevelopment Project Area Pursuant to a Vacant Land Purchase



Agreement and Joint Escrow Instructions (Gillette; 1000 Main Street)

Agency Resolution 10-05 -

Resolution of the Redevelopment Agency of the city of Woodland Approving and Authorizing the Purchase of Land Located Within the Woodland Redevelopment Project Area Pursuant to a Commercial Property Purchase Agreement and Joint Escrow Instructions (Garner Trust; 1021 Lincoln Avenue)

Agency Resolution 10-06 -

Resolution of the Redevelopment Agency of the city of Woodland Approving and Authorizing the Purchase of Land Located Within the Woodland Redevelopment Project

Area Pursuant to a Vacant Land Purchase Agreement and Joint Escrow Instructions (Fields – 1011 Lincoln Avenue)

Agency Resolution 10-07 -

 Resolution of the Redevelopment Agency of the city of Woodland Approving and Authorizing the Purchase of Land Located Within the Woodland Redevelopment Project Area Pursuant to a Vacant Land Purchase Agreement and Joint Escrow Instructions (City Property; 445 Fifth Street)

Council Resolution 5138

 Resolution of the City Council of the City of Woodland Approving and Authorizing the Execution of a Purchase and Sale Agreement Between the Redevelopment Agency of the City of Woodland and the City (445 Fifth Street, Woodland, CA)

ORDINANCE

ORDINANCE - APPROVE AMENDMENTS TO BUILDING UNIT ALLOCATION CODE LANGUAGE



Principle Planner Norris said the Ordinance is recommending two to allow an early release of the third and final BUA. This would move the release right after the second release. Also recommending maximum allocation at 2579 units to and would amend the zoning. Economic conditions have changed significantly since 2002 when this ordinance was put in place.

Council Member Dote understands the need for the total number of units was calculated based on needs and there was a concern about over running to general plan and the growth cap. She asked if there will be a mechanism to monitor that. Can we put amendment to remain in our cap. Planner Norris said the zoning change would be coming before the Council with an analyst.

Mayor Pimentel said we will not have a housing boom but to protect the integrity to the plan and growing no more than 2.7% and how is that calculated, by homes, by people. Maybe in a few years we will need to put the growth under the ordinance. City Attorney Morris suggested we bring the second section back at the next meeting. There is no immediate need and Art does not want it to conflict with the General Plan. Andy said the restrictions of the plans could be put into the

This item will return at the next meeting.

<u>ADJOURN</u>

At 6:58 p.m. Mayor Pimentel adjourned the joint regular City Council/Redevelopment Agency Board meeting.

Respectfully submitted,

SS: Susan L. Vannucci, Director of Administrative Services/City Clerk

Adopted by Council: January 18, 2010