



# TOWN OF LOOMIS

## ACTION MINUTES REGULAR MEETING OF LOOMIS TOWN COUNCIL LOOMIS DEPOT

5775 HORSESHOE BAR ROAD, LOOMIS, CA 95650

916-652-1840

[www.loomis.ca.gov](http://www.loomis.ca.gov)

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TUESDAY

APRIL 9, 2019

7:30 P.M.

**CALL TO ORDER** Call to order by Mayor Onderko at 7:35 p.m.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

Present:

Mayor Tim Onderko  
Mayor pro tempore Jan Clark-Crets  
Councilmember Brian Baker  
Councilmember Jeff Duncan  
Councilmember Rhonda Morillas

**RECOGNITIONS/PROCLAMATIONS**

Child Abuse Prevention Awareness Month

Big Day of Giving

National Small Business Week

National Library Week

**MATTERS OF INTEREST TO COUNCILMEMBERS**

Councilmember Duncan suggested having Mike Luken come to one of our Council meetings and talk about the traffic issues in Placer County.

**TOWN MANAGER REPORT**

Sean Rabé, Town Manager, hi-lighted a report he handed out regarding the status of Costco, downtown projects, Village at Loomis, Highway 65 Widening project and California Association of Local Economic Developers Conference.

**LOOMIS CHAMBER OF COMMERCE AND LIBRARY UPDATE**

Jenny Knisley stated the following:

- they co-hosted, with the Town, the "State of the Town" and it was a success
- they completed the Discover Loomis guide, included are 5 pages of the history of Loomis
- they are having a ribbon cutting at the Horton's Iris Garden on May 18<sup>th</sup>
- they are hosting the Loomis Community Yard Sale on May 4<sup>th</sup> along with the Town Spring Clean-up Day
- on May 10<sup>th</sup> they are hosting the Family Fest along with the Town's Concert

**All items on the agenda will be open for public comment before final action is taken. Speakers are requested to restrict comments to the item as it appears on the agenda and stay within a three minute time limit. The Mayor has the discretion of limiting the total discussion time for an item.**

**Written Material Introduced Into the Record:** Citizens wishing to introduce written material into the record at the public hearing on any item are requested to provide a copy of the written material to the Town Clerk.

**PUBLIC COMMENT:** This time is reserved for those in the audience who wish to address the Town Council on subjects that are not on the Agenda. The audience should be aware that the Council may not discuss

details or vote on non-agenda items. Your concerns may be referred to staff or placed on the next available agenda.

Russ Kelley, Barton Road, pointed out that summer is coming and we need to have an emergency plan in place in case of a fire and wind.

Roger Smith, Wells Avenue, stated the following:

- a few years ago a fire started from Interstate 80 and was driven by a wind all the way up to one side of his driveway
- Caltrans hadn't mowed along Interstate 80
- the Town needs to keep in contact with Caltrans to make sure that mowing is done early

Pamela Blake, Angelo Drive, stated she attended four workshops in Auburn on disasters and emergency readiness and suggested having a Cal Fire presentation at a Council meeting.

Body Fernandez, previous journalist for Loomis News, stated he is no longer with Loomis News but hopes the Town continues to support local journalism.

**ADOPTION OF AGENDA:** Council will typically adopt the agenda in the order listed or modify the order in a way that can best accommodate the people in attendance who wish to speak on particular items.

A motion was made to adopt the Agenda. On motion by Councilmember Morillas, seconded by Councilmember Duncan and passed by the following vote:

Ayes: Baker, Clark-Crets, Duncan, Morillas, Onderko

Noes: None

Abstained: None

Absent: None

**OPPORTUNITY TO COMMENT ON CONSENT CALENDAR:** All items listed under the Consent Agenda are considered by the Council to be routine in nature and will be enacted by one motion unless an audience member or Councilmember requests otherwise, in which case, the item will be removed for separate consideration.

There was no public comment.

Sean Rabé, Town Manager, asked to have item 6 pulled off consent agenda.

Mayor pro tempore Clark-Crets asked to have item 9 pulled off consent agenda.

A motion was made to pull items 6 and 9 forward for discussion and to approve the rest of the Consent Agenda. On motion by Councilmember Morillas, seconded by Councilmember Baker and passed by the following vote:

Ayes: Baker, Clark-Crets, Duncan, Morillas, Onderko

Noes: None

Abstained: None

Absent: None

## **CONSENT AGENDA**

## **RECOMMENDED ACTION**

- |  |   |
|--|---|
| 1. Council Minutes – 3/12/19   | <i>APPROVE</i>                              |
| 2. Monthly Check Register  | <i>RECEIVE AND FILE</i>                     |
| 3. Statement of Activity   | <i>RECEIVE AND FILE</i>                     |
| 4. Treasurer's Report  | <i>RECEIVE AND FILE</i>                     |
| 5. Planning Status Report  | <i>RECEIVE AND FILE</i>                     |
| 7. Second Reading of Ordinance Amending Section 2.04.010<br>Council Meeting Time to 7:00 p.m.  | <i>ADOPT ORDINANCE</i><br>Ordinance 278     |
| 8. A Resolution of the Town Council of the Town of Loomis<br>Authorizing the Town Manager to Amend the Fiscal Year<br>2019-2020 Budget to Designate and Appropriate Funding<br>From the Road Repair and Accountability Act (SB-1) For<br>Fiscal Year 2019-2020 | <i>ADOPT RESOLUTION</i><br>Resolution 19-22 |

10. A Resolution of the Town Council of the Town of Loomis Approving a Lot Merger of Town Owned Parcels 044-121-074, 044-080-063, and 044-133-003

*ADOPT RESOLUTION*

Resolution 19-24

11. A Resolution of the Town Council of the Town of Loomis Authorizing the Town Manager to Execute an Economic Development Agreement with the Greater Sacramento Area Economic Council and the Town of Loomis for a Term of One Year for a Total Not-to-Exceed Amount of \$2,730

*ADOPT RESOLUTION*

Resolution 19-25

CONSENT ITEMS FORWARDED

6. A Resolution of the Town Council of the Town of Loomis Adopting a Revised Management Records Retention Schedule And Superseding Resolution No. 95-43

*ADOPT RESOLUTION*

Sean Rabé noted there was a modification to the Records Retention Schedule, under audio record of public meetings retention for 3 years, that was given to the Council this evening.

There was no public comment.

Following further discussion on the matter a motion was made to approve, with the modification, Resolution 19-21, adopting a revised Management Records Retention Schedule and superseding Resolution No. 95-43. On motion by Councilmember Morillas, seconded by Councilmember Duncan and passed by the following vote:

Ayes: Baker, Clark-Crets, Duncan, Morillas, Onderko

Noes: None

Abstained: None

Absent: None

9. A Resolution of the Town Council of the Town of Loomis Authorizing the Town Manager to Purchase a Lawn Mower At a Not-To-Exceed Cost of \$33,000

*ADOPT RESOLUTION*

Councilmember Clark-Crets stated she would like to see the Resolution revised from a mower to a utility tractor and a heavy-duty flail.

Russ Kelley pointed out that they need to make sure they will have extra parts on hand that are expendable.

Sean Rabé stated staff can add that to the 2019/2020 budget as an ongoing item.

Following further discussion on the matter, a motion was made to revise Resolution 19-23, authorizing the Town Manager to purchase a utility tractor and a heavy-duty flail at a not-to-exceed cost of \$33,000. On motion by Councilmember Clark-Crets, seconded by Councilmember Baker and passed by the following vote:

Ayes: Baker, Clark-Crets, Duncan, Morillas, Onderko

Noes: None

Abstained: None

Absent: None

PUBLIC HEARING

Councilmember Baker recused himself because he lives within 500 feet from Golden Spikes Baseball and left the room.

12. **Minor Use Permit Appeal** (Continued from March 12, 2019 Council Meeting)  
#16-16 Minor Use Permit Appeal – Golden Spikes Baseball Condition of Approval #2: Close all bay doors during batting baseball practice by 5:30 p.m. and any other times that may result in noise exceeding 55 dBA Ldn on adjacent residential properties to the East. Front doors shall remain closed at all times. 3344 Swetzer Court, Loomis, CA APN. 044-220-057  
**Recommended action:** Conduct public hearing and receive public input; and approve Resolution #19-\_\_ determining that Golden Spikes Baseball meets the definition outlined in the Town of Loomis Municipal Code Section 13.80.020, Limited Industrial Zone (ILT), of a "Health/fitness facility" as an indoor use and in conjunction with Town of Loomis General Plan that states no outdoor activity or storage areas are allowed adjacent to residential uses with no noise-producing activities and that all doors shall remain closed at all times.  
**Public comment:**

Alex Creel, part owner of Golden Spikes Baseball, stated the following:

- they had a professional acoustical study done with the doors open and came in with a score of 28 dBA, which was below the noise requirements
- they are asking to have their doors remain open until normal business hours are over

Bret Hemphill, part owner of Golden Spikes Baseball, stated the following:

- the doors are closed from November to April
- the building is not insulated, they use fans, but they also need ventilation when it's hot

Jerry Wolf, Kathy Way, stated the constant ping on the aluminum bat is extremely irritating when the doors are open.

Eva Marshall, Kathy Way, pointed out that she had wanted to be notified when they did the noise study and questioned how the noise study was done.

Pam Blake, Angelo Drive, stated the doors should always be closed.

Kevin Marshall, Kathy Way, stated that the sound coming from Golden Spikes is way over what was recorded from the noise study.

Sonja Cupler, Tudor Way, asked the Council to vote for option 3, "that the doors remain closed," to protect the rights of the property owners.

Miguel Ucovich, Craig Court, stated he questioned the sound study and the decimal level reading.

Jean Wilson, Planning Commissioner, stated she notified the Planning Commission Chairman that she was going to speak in opposition to the Commission's decision and pointed out the following:

- she was the no vote when this came to the Planning Commission and wanted to explain why
- the zoning is Limited Industrial to preserve the residents next to it
- it doesn't allow outdoor activities and when the doors are open they are bringing the activities outside
- the General Plan gives the priority to the residents

David Ring, Delmar Avenue, stated the pings are probably higher than the 55 dBA.

Jessie Lunsford, Smokewood Court, stated the resident's rights should take precedence and the business needs to change their business plan.

Councilmember Morillas suggested the Town pay for another noise study with staff and any of the neighbors that want to be there.

Following further discussion on the matter, a motion was made to approve staff's recommendation, that all doors shall remain closed at all times. On motion by Councilmember Duncan, seconded by Councilmember Clark-Crets and the vote failed:

Ayes: Duncan, Clark-Crets

Noes: Onderko

Abstained: Morillas

Absent: Baker

A motion was made to uphold the Planning Commission's decision, to allow the rear bay doors to remain open until 5:30 p.m. On motion by Mayor Onderko, there was no second on the motion, it failed. Mayor Onderko withdrew his motion.

Councilmember Morillas stated that we need to have another noise study done with staff and anyone in the neighborhood that wants to be there.

Council consensus was to direct staff to conduct a new noise study with staff present and any of the neighbors that want to be there.

Following further discussion on the matter, a motion was made to continue this item to the May 14<sup>th</sup> Council meeting. On motion by Councilmember Morillas, seconded by Councilmember Duncan and passed by the following vote:

Ayes: Clark-Crets, Duncan, Morillas, Onderko

Noes: None

Abstained: None

Absent: Baker

Recess at 9:35 p.m. to 9:40 p.m.

Councilmember Baker returned to the table.

## **BUSINESS**

### **13. Consideration of a Social Host Ordinance**

Youth leaders from the Placer County Youth Commission and students from Del Oro High School will provide a presentation to the Town Council to speak about why preventing underage drinking is important to them and their hopes for the future.

**Recommended action:** Hear presentation and direct staff.

**Public comment:**

Mackenzie Kettwig and Isabella Absi, with the Placer County Youth Commission, expounded on the following:

- local data on alcohol affects on teens
- how the Social Host Ordinance would be a helpful tool for law enforcement
- asked Council to consider adopting a Social Host Ordinance for Loomis

Council directed staff to bring this ordinance forward to a future agenda.

Renee Berg, works with the Coalition for Auburn and Lincoln youth, pointed out that they are putting on an under-age substance abuse town hall on Thursday at Placer High School and invited everyone to attend it.

Shelley Rogers, Director for the Coalition for Auburn and Lincoln Youth, stated once the ordinances are passed they start to implement dynamic media and awareness campaigns about them.

14. **Code Enforcement Update**

Lee Holt, Loomis Code Enforcement officer, will give a presentation on the code enforcement program and some of the cases addressed within the town.

**Recommended action:** Informational only. Receive and file.

**Public comment:**

Lee Holt, Loomis Code Enforcement Officer, gave the presentation and answered questions.

Mayor Onderko proposed increasing the hours for code enforcement in the 2019/2020 budget.

Pamela Blake asked about her experience.

David Ring noted when he was out campaigning on Arcadia he came across a gentleman who use to write code enforcement ordinances and would be glad to give his contact information if Council wanted to pursue that.

Russ Kelley stated he would like to see the signs taken off all the telephone poles.

Received and filed.

15. **Preliminary Budget Revenues**

Staff will give a presentation on the General Fund Revenues for the 2019-2020 fiscal year.

**Recommended action:** Informational only. Receive and file.

**Public comment:**

There was no public comment.

Received and filed.

16. **King Road Interchange Update**

In 2000 the Town sought an opinion from Caltrans regarding an interchange at King Road and Interstate 80 (I-80). At the time Caltrans indicated that the Horseshoe Bar Road and King Road interchanges were too close together to warrant another interchange and that it would need to be demonstrated that existing interchanges or local roads can neither provide nor be improved to provide a satisfactory accommodation for future traffic demand. In 2018 the Town requested Caltrans to consider the interchange again.

**Recommended action:** Determine whether the Town should pursue an Interchange at King Road and I-80.

**Public comment:**

Mayor Onderko recommended continuing this item to the June meeting.

## **COUNCIL COMMITTEE REPORTS**

## **COUNCIL COMMITTEES**

- Placer County Economic Development Board – Clark-Crets/Onderko as alternate
- Placer County Flood Control/Water Conservation District – Morillas/Clark-Crets as alternate
- Placer County Transportation Planning Agency – Baker/Clark-Crets as alternate

- - PCTPA Funding Strategy Update Steering Committee – Baker/Clark-Crets as alternate
- Placer County Mosquito Abatement – Russ Kelley as citizen rep
- Placer County Air Pollution Control District – Duncan /Onderko
- Sacramento Area Council of Governments – Onderko/Clark-Crets as alternate
- Borders Committee – Onderko and Clark-Crets
- Business Committee – Clark-Crets/Onderko as alternate
- Schools Liaison – Onderko and Baker
- SPMUD Ad Hoc Committee – Onderko and Clark-Crets
- Library Representative – Clark-Crets/Morillas as alternate
- Pioneer Board – Duncan/Clark-Crets as alternate
- Law Enforcement Liaison - Duncan

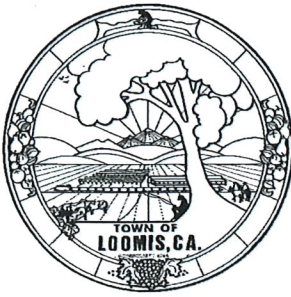
**ADJOURNMENT**      Mayor Onderko adjourned the meeting at 10:25 p.m.

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Mayor Tim Onderko

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Town Clerk



## **TOWN OF LOOMIS**

### **ACTION MINUTES SPECIAL MEETING OF LOOMIS TOWN COUNCIL LOOMIS DEPOT**

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**TUESDAY**

**APRIL 9, 2019**

**7:00 P.M.**

**CALL TO ORDER** Call to order by Mayor Onderko at 7:03 p.m.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**Present:**

Mayor Tim Onderko  
Mayor pro tempore Jan Clark-Crets  
Councilmember Brian Baker  
Councilmember Jeff Duncan  
Councilmember Rhonda Morillas

**ADOPTION OF AGENDA**

**CLOSED SESSION – Pursuant to cited authority, the Town Council will hold a closed session to discuss the following listed items. A report of any action taken will be presented prior to adjournment of the regular meeting.**

- a. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR:** Pursuant to Section 54956.9 of the Government Code:  
**Property:** 3800 Taylor Road, APN 044-133-003, 044-120-074  
**Agency Negotiator:** Sean Rabé, Town Manager  
**Negotiating Parties:** Town of Loomis  
**Under Negotiation:** Price and term

**STATEMENT OF ACTION TAKEN DURING CLOSED SESSION**

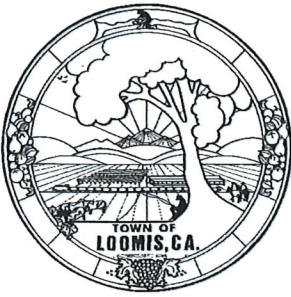
There was no action taken.

**ADJOURNMENT** Mayor Onderko adjourned the meeting at 7:30 p.m.

\_\_\_\_\_  
Mayor Tim Onderko

\_\_\_\_\_  
Town Clerk





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**TUESDAY**

**APRIL 23, 2019**

**600 P.M.**

**CALL TO ORDER** Call to order by Mayor Onderko at 6:00 p.m.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**Present:**

Mayor Tim Onderko  
Mayor pro tempore Jan Clark-Crets  
Councilmember Jeff Duncan  
Councilmember Rhonda Morillas

**Absent:** Councilmember Brian Baker

**ADOPTION OF AGENDA**

**CLOSED SESSION – Pursuant to cited authority, the Town Council will hold a closed session to discuss the following listed items. A report of any action taken will be presented prior to adjournment of the regular meeting.**

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**Property:** 3800 Taylor Road, APN 044-133-003, 044-121-074  
**Agency Negotiator:** Sean Rabé, Town Manager  
**Negotiating Parties:** Town of Loomis  
**Under Negotiation:** Price and term

**STATEMENT OF ACTION TAKEN DURING CLOSED SESSION**

There was no action taken.

**ADJOURNMENT** Mayor Onderko adjourned the meeting at 6:30 p.m.

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Mayor Tim Onderko

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Charleen Strock, Town Clerk