



TOWN OF LOOMIS

ACTION MINUTES REGULAR MEETING OF LOOMIS TOWN COUNCIL LOOMIS DEPOT

5775 HORSESHOE BAR ROAD, LOOMIS, CA 95650

1

TUESDAY	JANUARY 11, 2011	7:00 P.M.
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 LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to subdivision (c) of Section 54956.9: Two potential cases		
b. CONFERENCE WITH LABOR NEGOTIATOR: Pursuant to Section 54957.6 of the Government Code. Agency Negotiator: Perry Beck, Town Manager Employee Organizations: Maintenance Workers (Operating Engineers Local 39 Loomis Diversified Employees Group		
TUESDAY	JANUARY 11, 2011	7:30 P.M.

CALL TO ORDER

Call to order by Mayor Morillas at 7:41 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Mayor Morillas
 Councilmember Calvert
 Councilmember Liss
 Councilmember Scherer
 Councilmember Ucovich

STATEMENT OF ACTION TAKEN DURING CLOSED SESSION

a. Continue negotiation.

b. Council agreed to approve Item 7. A motion was made to approve Resolution 11-01, approving wage and benefit changes with the Loomis Diversified Employees Group and with the Loomis Public Works Employee's Bargaining Unit (Operating Engineers, Stationary Local No. 39). On motion by Councilmember Ucovich, seconded by Councilmember Liss and passed by voice vote.

MATTERS OF INTEREST TO COUNCILMEMBERS/FUTURE AGENDA ITEMS

Councilmember Ucovich asked to have, on a future agenda, an item on how development projects are processed.

Councilmember Liss questioned when the Council gets to see projects at different stages of the development, along with PROSC and the Planning Commission.

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 five-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 prior to the public hearing date so that the material may be distributed to the Town Council prior to the public hearing.

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. Please note that comments from the public will also be taken on any item on the agenda. The time allotted to each speaker may be limited to five minutes or less, at the discretion of the Mayor.

Dave Wheeler, 3402 Barker Road and Loomis Fire Chief, stated the following:

- he is here in response to an editorial that was in the Loomis News last month regarding the elimination of the water park feature at the proposed park next to the Depot
- he asked the Council to consider the water park feature and a shade structure that will make it a friendly family park where people can go to cool off during the summertime
- he has served in public safety for over 35 years and has seen successful ones and those that have failed
- he fears that the skate park that is being considered for this park is doomed for failure for the simple fact that it is off the beaten path, it is behind buildings, and not in the general public area
- he has seen these types of skate parks that tend to attract non-productive activities, under-age drinking, drugs, and violent acts
- he asked Council to consider putting a skate park in a widely open space area, clearly visible and a high traffic area
- the successful skate parks are fenced and are intended to make the skate park safe for all
- putting the skate park behind the buildings is a formula for disaster and something that the Council needs to consider as they go forward with this park

Daneen Swenson, 5900 Horseshoe Bar Road, stated the following:

- asked to be on the next agenda to have the Council vote on whether they support the "summer swim program" again
- she understands that this will need to go under the PROSC budget and she would like to meet with them on the 25th for recommendation to the Council
- time is of the essence for the kids that normally work that program, so they can get their credentials in time

Perry Beck, Town Manager, stated the following:

- there is no money set aside for this particular project
- we would have to see if we have the money to do it
- last year \$5,000 was allocated but \$12,301 was spent, there is no money available for that project

Mayor Morillas pointed out that Ms. Swenson can send a form to the Town Finance Director requesting money for this project that will come to the Council when they do the budget.

Sonja Cupler, 5630 Tudor Way, stated the following:

- she would like to know what the current status is regarding term limit "quo warranto" filing with the State Attorney General's office
- she asked if any of the documents are going to be available to the public regarding this case
- asked if the Council is going to hold a public forum regarding term limits and when

Dave Larsen, Town Attorney, stated that as soon as we have documents they will be available but they are still being prepared.

Councilmember Liss stated the following:

- he suggested that we do have a public meeting as soon as we can on this issue
- because of glitches that have happened over the last couple of months the community has not heard all the detail of work that is going on behind the scenes
- lack of information generates a lot of concern

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 time of people in attendance who wish to speak on particular items.

A motion was made to adopt the Agenda. On motion by Councilmember Ucovich, seconded by Councilmember Calvert and passed by voice vote.

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.

No public comment.

A motion was made to adopt the Consent Agenda, pulling item 1 off the agenda until the next Council meeting and holding item 7 until the end of the meeting. On motion by Councilmember Liss, seconded by Councilmember Ucovich and passed by voice vote.

CONSENT AGENDA

RECOMMENDED ACTION

- | | | |
|----|-----------------------------------|-------------------------|
| 1. | Council Minutes – 12/14/10 | <i>APPROVE</i> |
| 2. | Monthly Check Register – December | <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> |
| 6. | Select Rocklin Development Projects Update | <i>RECEIVE AND FILE</i> |
| 7. | A Resolution Of The Council Of The Town Of Loomis Approving Wage and Benefit Changes With The Loomis Diversified Employees Group and With the Loomis Public Works Employee's Bargaining Unit (Operating Engineers, Stationary Local No. 39) | <i>ADOPT RESOLUTION</i>
Resolution 11-01 |

CONSENT ITEMS FORWARDED

PUBLIC HEARING

8. **Animal Keeping Appeal**
 Cynthia Walden wishes to appeal an administrative decision concerning code compliance on the number of animals kept at 3467 Humphrey Road
Recommended action: Hear appeal and pursuant to Municipal Code Appeals Chapter 13.74, make a decision to: 1) affirm the decision; 2) affirm the decision in part (Council can attach other requirements greater or less than those included in the decision); or 3) reverse the decision.
Public comment:

Perry Beck, Town Manager, pointed out that some emails were received since the distribution of the packets and following are the names supporting Ms. Walden in keeping the animals:

- The Richardson family, 3655 Wine Way, Loomis
- Michelle Turner, Rocklin
- Lloyd Strong, Folsom
- John Wells, Stockton
- June Zeri, lives adjacent to the property
- Cynthia Christmon, 3487 Humphrey Road

Cynthia Walden, 3467 Humphrey, stated the following:

- her focus is on being able to establish that the non-conforming use rights do apply to her property
- she has been told that if the ordinances don't address what she can have than it is not allowed
- she believes the intent of the law was not to limit what was allowed on lots greater than 10,000 square feet and her property is greater than 10,000 square feet
- rural Loomis is why she moved here 23 years ago
- she has 20 hens, 2 pygmy goats, and 5 dogs (2 have health conditions)
- her goats use to be on two addresses, 3467 and 3455 Humphrey Road (3455 is currently the Giel property)
- the goats were at the rear of both properties keeping the vegetation down (before Giel's bought their property in 2007)
- six months after Giel's purchased the property they asked them to remove the goats and they put a fence up dividing the property
- since then there has been numerous issues between the neighbors, such as the bridge in the back
- she has double fencing around her property, she has an invisible fence system that she uses for the dogs and the goats to make sure they are confined and not a nuisance
- she asked the Council to identify and confirm the non-conforming use status on her property and allow the animals to stay there

Jo Carol Arisman, 6160 Rachel Lane, stated the following:

- when she first moved to Loomis she had two full size goats living behind her property
- she moved to Loomis for the rural and she wants to see it remain that way
- she asked that Ms. Walden be allowed to at least keep the animals she has now until they die and not allow her to get any more animals until she gets a use permit

Joseph Giel, Kathleen Geil's father, stated the following:

- stated that Kathleen Geil is not here, she is taking a group of people from Sierra Club to Costa Rica
- asked Council not to finalize anything this evening and give her an opportunity to speak on this matter when she returns, the end of January

Hans Brawn, 3444 Francis Drive, stated the following:

- his property backs up to Ms. Geil's property and he has known Ms. Walden for a long time
- over the years there has been issues between her goat and his dog but they have resolved the issues
- he has no problem with her animals but his issue is the triangle of land that is across the ditch
- a bridge was built for the purpose of getting a lawn mower across to cut the grass
- in the past the grass has caught on fire, other times the goats took care of the grass, and now their personal issues has him concerned, should the property catch on fire again
- he is asking that some kind of access be allowed for the lawn mower to keep the weeds down and access for the fire department, if needed

Marian Pemberton, 6194 South Walnut Street, stated the following:

- she has known Ms. Walden for 10 to 15 years and she is a responsible pet owner
- if she has had her pets for over 20 years then she should be able to keep them now
- she urged Council to approve a variance on code compliance for her property or waive the use permit fee

Julie Giomi, 3553 South Colvin Drive, stated the following:

- she is a good friend of Kathleen Giel
- there is a use fee that should be charged
- she is also an animal lover but there needs to be limits and anyone that goes beyond those limits has to understand there are consequences
- she agrees with Joseph Giel in requesting you wait until Kathleen comes back so you can have appropriate representation from both parties to figure out what should be done, stick by it and everyone else should follow the same rule

Michael Ballard, 6194 South Walnut Street, stated the following:

- he has lived in Loomis since his childhood
- it is getting less rural here, it was built on small farms and families with animals
- people should be allowed to have small animals
- suggested waiving the use fee

Eileen Madsen, from Marysville, is a long time friend of Ms. Walden and asked Council to allow her to keep her animals.

Pat Brown, 5960 Laird Road, stated the following:

- there should be limits to keep from hoarding
- the amount of animals Ms. Walden has is not over-whelming
- she would like to see a happy resolution by keeping Loomis rural and the animals safe

Jo Ann Williams 6569 Brace Road, stated the following:

- she has lived here for 46 years
- what is happening is that one neighbor is mad at another neighbor
- she disagrees with requiring a use permit

Sharon Manes, 3477 Humphrey Road, stated the following:

- she lives in front of Ms. Walden and next door to Ms. Giel
- she adopted a rescue dog from Ms. Walden less than a year ago
- Ms. Walden is good with the animals and does not hoard
- the animals are not the issue

Council discussed the following:

- these kind of lots need to be dealt with on a case by case basis
- we are rural but there needs to be something that protects the environment
- there should be standards to protect the quality of life
- this issue is not about the animals it is about the feud
- this has hi-lighted that there is a hole in our ordinance and suggested having the Planning Commission review our ordinances regarding animals
- suggest the neighbors go through some kind of mediation to resolve their issues
- the animals should be allowed to live out their lives
- suggest Ms. Walden apply for a use permit with the fees waived

Following further discussion on the matter, Councilmember Scherer stated the following: "because there seems to be some questions as to the grandfathering issue, the historic nature of animals in Loomis, the rights to maintain animals in Loomis, and the issue of oversized lots in zoning districts, this warrants a motion." A motion was made that this should go through a minor use permit (which will provide levels for appeal) with the Town waiving the fees. Also, to direct the Planning Commission to review the conditional use permit and the zoning ordinance that relate to the "keeping of animals" in all zoning districts. On motion by Councilmember Scherer, seconded by Councilmember Liss and passed by the following roll call vote:

Ayes: Calvert, Liss, Morillas, Scherer, Ucovich

Noes: None

Recess at 9:13 p.m. to 9:29 p.m.

BUSINESS

9. Goal and Task Setting For the 2011/12 Fiscal Year

Council is asked to consider goals and tasks for the 2011/12 budget and fiscal year.

Recommended action: Discuss now and over subsequent meetings: 1) confirm the goals; 2) identify the 2011/12 tasks under each goal; 3) Review and edit a list of special budget items to identify things to continue, things to add and things to delete for the 2011/12 year.

Public comment:

No public comment.

Following further discussion on the matter, the Council agreed to have staff schedule a Goal and Task setting meeting on a Saturday in February and Council will give to staff any comments to be included before the meeting .

10. **Commission and Committee Appointments**

As a part of the Council reorganization following an election, the Planning Commission and Committee appointments are considered in January

Recommended action: Approve Councilmember recommendations for Planning Commission and Park, Recreation and Open Space Committee appointments and discuss changes the Council may wish to consider in the appointment process.

Public comment:

Jean Wilson, 4301 Barton Road, stated the following:

- she noticed that Sue Bordelon, applicant for Planning Commission, is not available on the 3rd Tuesday evening
- she asked if Council is going to request that the other Planning Commissioners change their schedules and have the meeting a different night?

Perry Beck, Town Manager, stated that Kathy Kerdus, the Planning Director, will be asking the other Planning Commissioners if they can change their schedule at the next Planning Commission meeting.

Councilmember Liss stated the following:

- Ms. Bordelon is vice-president of her church board for another year and they meet on the 3rd Tuesday of the month from 7 to 10 p.m.
- she is interested in serving on the Planning Commission
- Ms. Bordelon indicated that if they can't come up with another date and time then she would be willing to alternate attending every other month
- the intent was not to trade with the PROSC
- if that doesn't work out then they will have to go back to the drawing board

Following further discussion on the matter, a motion was made to appoint Sue Flanagan Bordelon and Janet Thew on the Planning Commission. On motion by Councilmember Liss, seconded by Councilmember Calvert and passed by voice vote.

Councilmembers Calvert and Ucovich will make their appointments at the February Council meeting.

Council suggested staff come back for discussion, before the next election, on Chapter 2.36 of the Loomis Municipal Code regarding appointment and vacancies of Planning Commissioners.

The following were PROSC nominations:

Mayor Morillas – Jennifer Knisley

Councilmember Liss – Nancy Beck

Councilmember Scherer – Pat Miller

Councilmember Ucovich – Al Newton

At large: Paulette Emert, Hillery Wallis, Tom Seth, Kathryn Seers, Shawna Martinez, Steven Davis

Councilmember Calvert will make her PROSC nomination at the February Council meeting.

A motion was made to appoint the above PROSC nominations. On motion by Councilmember Ucovich, seconded by Councilmember Liss and passed by voice vote.

11. **Heritage Park Subdivision Planning**

The Heritage Park Subdivision was acquired by the Town in 2009 for the purpose of turning around a troubled project to benefit the Town. Staff seeks clarification as to how the Council wishes to proceed to decide what to do, if anything, with the Subdivision.

Recommended action: Discuss and give direction.

Public comment:

No public comment.

Council consensus was to direct staff to bring this back in April with information on options and possibilities for Heritage Park Subdivision.

12. **Development Review Policy**

Councilmember Liss asks that the Council adopt a policy concerning development review by elected and appointed officials

Recommended action: Approve resolution adopting a policy concerning development review.

Public comment:

No public comment.

Council continued this item to the February 8, 2011 Council meeting.

COMMITTEE REPORTS

13. Placer County Community Services Commission - Calvert
14. Placer County Economic Development Commission – Liss
15. Placer County Flood Control/Water Conservation District – Morillas
16. Placer County Transportation Planning Agency – Ucovich
17. Placer County Mosquito Abatement – Kelley as citizen rep
18. Placer County Air Pollution Control District – Ucovich/Morillas
19. Local Agency Formation Commission (alternate) - Ucovich
20. Sacramento Area Council of Governments – Scherer/Liss
21. Placer Land Trust ex-officio representative – Scherer
22. Borders Committee – Morillas/Liss
23. Business Committee – Morillas/Calvert

ADJOURNMENT

Mayor Morillas stated there was no further business and adjourned the meeting at 10:18 p.m. to a continued close session. Council came out of close session and adjourned the meeting at 10:25 p.m.

Mayor

Town Clerk



TOWN OF LOOMIS

ACTION MINUTES REGULAR MEETING OF LOOMIS TOWN COUNCIL LOOMIS DEPOT

5775 HORSESHOE BAR ROAD, LOOMIS, CA 95650

TUESDAY	DECEMBER 14, 2010	7:00 P.M.
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 LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to subdivision (c) of Section 54956.9: One potential cases		
TUESDAY	DECEMBER 14, 2010	7:30 P.M.

CALL TO ORDER Call to order by Mayor Liss at 7:32 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present:

Mayor Liss
Councilmember Kelley
Councilmember Morillas
Councilmember Scherer
Councilmember Ucovich

STATEMENT OF ACTION TAKEN DURING CLOSED SESSION

Dave Larsen, Town Attorney, addressed quo warranto proceedings in connection with the seating of Councilmember Scherer and Ucovich.

BUSINESS

1. Canvass of Election Returns

Resolution of the Council of the Town of Loomis Accepting the Canvass of Election Returns of the November 2, 2010 General Election

Recommended action: Adopt Resolution

Public comment:

No public comment.

A motion was made to adopt Resolution 10-28, accepting the Canvass of Election Returns of November 2, 2010 General Election. On motion by Councilmember Morillas, seconded by Councilmember Scherer and passed by voice vote.

AT THIS TIME THE COUNCIL WILL CONDUCT CEREMONIAL MATTERS:

Administration of Oath of Office for Elected Council

RECOGNITION TO: Councilmember Russ Kelley

AT THIS TIME SELECTION OF MAYOR AND MAYOR PRO TEMPORE FOR THE TERM DECEMBER, 2008 THROUGH THE SEATING OF THE NEW MAYOR AT THE BEGINNING OF THE FIRST REGULAR MEETING OF DECEMBER, 2009 WILL OCCUR. (Need motion for both appointments)

A motion was made to appoint Councilmember Morillas as the Mayor. On motion by Councilmember Scherer, seconded by Councilmember Ucovich and passed by voice vote.

A motion was made to appoint Councilmember Calvert as the Mayor pro tempore. On motion by Councilmember Scherer, seconded by Councilmember Ucovich and passed by voice vote.

RECOGNITION TO: Mayor Gary Liss

AT THIS TIME THE MAYOR WILL TAKE A 10 MINUTE RECESS FOR CHANGING OF MAYOR AND REFRESHMENTS.

Recess at 7:45 p.m. to 7:57 p.m.

* * *

Supervisor Jim Holmes, Placer County Board of Supervisors, stated the following:

- he thanked Russ Kelley for his service on the Council
- Russ Kelley served on the Placer County Parks Commission for many years, also worked on the Blue Goose
- his talents and services are appreciated in Placer County and the Loomis community
- he welcomed Sandra Calvert and congratulated her for her appointment on the Council
- the Placer County Board of Supervisors approved a five million dollar acquisition of a ranch in North Auburn along Bear River, 1773 acres
- They worked in conjunction with the California Wildlife Foundation, who contributed 4.5 million for this conservation easement
- it will connect from Hidden Falls Ranch in North Auburn with trails from there to the Bear River

MATTERS OF INTEREST TO COUNCILMEMBERS/FUTURE AGENDA ITEMS

Councilmember Ucovich stated that on a future agenda he would like to discuss the downtown parking requirements.

Councilmember Scherer stated the following:

- he attended the incoming governor's budget conference/workshop
- one of the things that was brought out was that the bond rating agencies have given California one of the worse bond rating
- they don't believe California will be able to come to any long term resolution
- it is extremely important that our elected officials get down to do the public work
- he will be bringing a letter to Council, hoping they will sign, to send to our representative directing him to not play partisan political games

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 five-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 prior to the public hearing date so that the material may be distributed to the Town Council prior to the public hearing.

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. Please note that comments from the public will also be taken on any item on the agenda. The time allotted to each speaker may be limited to five minutes or less, at the discretion of the Mayor.

There was no public comment.

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 time of people in attendance who wish to speak on particular items.

A motion was made to adopt the Agenda. On motion by Councilmember Ucovich, seconded by Councilmember Scherer and passed by voice vote.

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.

No public comment.

A motion was made to adopt the Consent Agenda. On motion by Councilmember Ucovich, seconded by Councilmember Scherer and passed by voice vote.

CONSENT AGENDA

1/18/2011 4:44 PM

P:\Clerk\MINUTES\2010\1214.10final.docx

RECOMMENDED ACTION

2

- | | | |
|-----|---|--------------------------------------|
| 2. | Council Minutes – 8/14/10, 11/9/10 With Councilmember Calvert abstaining. | APPROVE |
| 3. | Monthly Check Register – November | RECEIVE AND FILE |
| 4. | Statement of Activity | RECEIVE AND FILE |
| 5. | Treasurer's Report | RECEIVE AND FILE |
| 6. | Planning Status Report | RECEIVE AND FILE |
| 7. | 2010/11 Goals Update | RECEIVE AND FILE |
| 8. | Select Rocklin Development Projects Update | RECEIVE AND FILE |
| 9. | A Resolution Of The Council Of The Town Of Loomis Acknowledging the Review, Receipt and Filing of The Annual Statement of Investment Policy | ADOPT RESOLUTION
Resolution 10-29 |
| 10. | A Resolution Of The Council Of The Town Of Loomis Recognizing The Service And Accomplishments Of Rocklin Council Member Kathy Lund | ADOPT RESOLUTION
Resolution 10-27 |
| 11. | Loomis Thursday Night Family Fest Agreement To Coordinate A Special Event At The Depot | APPROVE |

CONSENT ITEMS FORWARDED

BUSINESS

12. **Loomis Downtown Park Project**
 On August 25, 2010 Council authorized staff to finalize the plans, specifications and advertise for bids for the Loomis Downtown Park Project
Recommended action: Adopt resolution awarding to low bidder and authorizing Town Manager to execute an agreement acceptable to the Town for the Loomis Downtown Park Project in the amount not-to-exceed the Base Bid or Base Bid plus approved add alternate(s) as directed by the Council
Public comment:

Perry Beck, Town Manager, stated the following:

- Hilary Wallis gave him a communication regarding the issues of the water features and concerns about water born diseases and read that:
 - using treated water or re-circulated and treated water could alleviate that
 - State law requires inter- active fountains to have public toilets, showers, diaper changing facilities and drinking fountains to help prevent the spread of illnesses, including those spread by diarrhea, just like public pools
- he would need to check into this further

Roger Smith, 6755 Wells Avenue, stated the following:

- he looked at the spread sheet, one of the bidders is a respected local construction company, Western Engineering
- asked if there is some way that our local contractor could become reachable on the list

Pat miller, 4396 Gold Trail Way, pointed out that if the Town Park funds reimburses the reserve fund for the purchase of Heritage Park, than that money becomes reserve funds and can be used for a wider range of needs the Town may have.

Roger Carroll, 6799 High Cliff Road, stated the following:

- he would like to see the skate board element taken out
- we are serving a limited few, compared with what we could do for the seniors in the area

Hilary Wallis, 6600 Tudor Way, stated the following:

- her son goes to the skate park in Rocklin and said that the drinking fountain is never used, that could be six thousand dollars taken off and used for the skate plaza
- Omni Means was selected because he brought in Zac Wormhoudt for the skate park
- she supports having the skate park that is also a multi use area
- She talked to Zac Wormhoudt's on the phone and his bid was only \$87,000
- she suggested just sub-contracting him out later

Nancy Beck, 6304 David Avenue, stated the following:

- we have 12 people on a list waiting to provide commemorative benches and that is a cost that could be saved
- we need something for the children and asked to keep the skate park in phase two
- Homewood is suppose to give us a 100 trees a year and suggested planting trees there for shade and save \$30,000 for the structure

Councilmember Liss suggested

- he supports approving the base bid with some minor modifications
- suggested going with specialists on specific projects
- on the modifications he would like to delete the barbecue grill, the benches, the trash receptacles and on the shade structure he could go either way (trees or structure)
- there needs to be something tangible that the public will see
- like the idea for a hitching rail, it will add to the character downtown
- let volunteers pay for the benches
- he would like to consider permeable concrete to make it ADA friendly

Councilmember Scherer stated the following:

- he would like to see if Loomis Basin Horsemen's Association would sponsor and put in the hitching rail
- we can do the trash receptacles at a lower price, these are good opportunities for sponsorship
- this is a good opportunity to use tree fund monies for the irrigation system
- regarding the dg pathway (low impact), if we are going to replace that than he would like to use the permeable concrete
- the restrooms are important for the events that will be there
- the water spray feature needs further research
- going out and doing the above items individually will give us much better prices
- he suggested approving the base bid and alternative #1

Councilmember Calvert stated the following:

- the shade structure can be done later and for a lot less
- she agrees with finding volunteers for the benches and trash receptacles
- suggested working with Five Cities Softball team in building the restrooms

Councilmember Ucovich stated the following:

- regarding the shade structure, trees take forever to grow and if you want a place downtown where people can sit then they need a shade structure
- the restroom is a costly item that needs to be maintained on a daily basis
- on the water spray park, we need to check out state and county regulations to see if it meets their regulations and if it doesn't than pull it
- it's important we go out for a second bid on the skateboard plaza
- he supports permeable concrete

Mayor Morillas stated the following:

- supports changing the dg to permeable concrete
- she is in favor of deleting the trash receptacles, benches and the barbecue grill
- she can go either way on the shade structure
- we need to do the base bid and alternative 1, the restrooms

Dave Larsen, Town Attorney, stated the following:

- instead of awarding the base bid, you are giving the contractor a counter offer
- suggested saying " I will award base bid in the amount of \$466,910.67 but only if the following items are removed
- than that will allow us to continue to have dialogue with the contractor

Following further discussion on the matter, a motion was made to authorize the manager to award the contract for the base bid amount of \$466,910.67 provided that they negotiate and take out the trash receptacles, the benches, barbecue grill, change the dg to permeable concrete, using tree funds where appropriate, negotiate down to a small shade structure, and go out to bid on the other items on an individual basis. On motion by Councilmember Scherer, seconded by Councilmember Liss and passed by voice vote.

13. Committee Assignments For 2011

Mayor's recommendations on Council committee assignments for 2011.

Recommended action: Approve Mayor's recommendation for Council committee assignments

Public comment:

No public comment.

Following further discussion on the matter, a motion was made to approve the Mayor's following recommendations:

Placer County Community Services Commission - Calvert
Placer County Economic Development Commission - Liss
Placer County Flood Control/Water Conservation District - Morillas
Placer County Transportation Planning Agency - Ucovich
Placer County Mosquito Abatement - Kelley as citizen rep
Placer County Air Pollution Control District - Ucovich/Morillas
Local Agency Formation Commission (alternate) - Ucovich
Sacramento Area Council of Governments - Scherer/Liss
Placer Land Trust ex-officio representative - Scherer
Borders Committee - Morillas/Liss
Business Committee - Morillas/Calvert

On motion by Councilmember Scherer, seconded by Councilmember Ucovich and passed by voice vote.

Recess at 9:20 p.m. to 9:29 p.m.

14. Park, Recreation and Open Space Master Plan

The Park, Recreation and Open Space Master Plan has gone through hearings, meetings, writes and re-writes and is ready for Council review and approval.

Recommended action: Review Master Plan, make final edits and approve

Public comment:

Roger Smith stated the following:

- It is important that someone verify that the OSC 2 recommendations that were reviewed by Council for consideration have been included in the master plan, he found four or five that were not included
- there is still no specific category for natural open space, the passive park category comes closest to that
- he would like to see a master plan that lays out some very specific goals for preserving the different types of parks and open space areas - active parks, passive parks and open space
- also, the map needs to be corrected because it shows all of Montserrat as a conservation area which is incorrect, only portions of it is a conservation area
- he did not see clustering on there and it is a viable option in a town and should be on the list
- there is no mention of the OSC 2 advising the Council and Council approving a memorandum of understanding with the Placer Land Trust
- he is glad to hear that the report is a product of the Town and not of the consultant

Pat Miller stated the following:

- she appreciates the level of involvement that has gone on with the master plan
- every OSC 2 recommendation that Council approved should be itemized in this master plan
- we need the progression of ideas, policies and plans that have come forward to show up in this master plan
- she is appalled that the typos that one of our citizens, Jo Carol Arisman, gave to the consultant were not corrected
- she supports sending it back to PROSC

Following further discussion on the matter, a motion was made to direct staff to send the master plan back to PROSC. On motion by Councilmember Scherer, seconded by Councilmember Galvert and passed by voice vote.

COMMITTEE REPORTS

15. Placer County Community Services Commission - Kelley
16. Placer County Economic Development Commission – Ucovich
17. Placer County Flood Control/Water Conservation District – Morillas/Liss
18. Placer County Transportation Planning Agency – Ucovich/Kelley
19. Placer County Mosquito Abatement – Kelley
20. Placer County Air Pollution Control District – Ucovich/Morillas
21. Sacramento Area Council of Governments – Scherer/Liss
22. Placer Land Trust ex-officio representative – Scherer
23. Borders Committee – Scherer/Liss
24. Business Committee – Scherer/Liss

ADJOURNMENT

Mayor Morillas stated there was no further business and adjourned at 9:50 p.m.

Town Clerk

Mayor