



TOWN OF LOOMIS
ACTION MINUTES
SPECIAL MEETING AND
WORKSHOP SESSION OF
LOOMIS TOWN COUNCIL
LOOMIS DEPOT

5775 HORSESHOE BAR ROAD, LOOMIS, CA 95650

SATURDAY

FEBRUARY 19, 2011

9:00 A.M. TO 12 NOON

CALL TO ORDER

Call to order by Mayor Morillas at 9:06 a.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present:

Mayor Morillas
Councilmember Calvert
Councilmember Liss
Councilmember Scherer
Councilmember Ucovich

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 Liss 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.

BUSINESS

1. **Special Legal Services Funding Allocation**

Additional money needs to be budgeted to pay for the cost of special legal services that are estimated to be needed to complete the 2010/11 fiscal year.

Recommended action: Authorize use of an additional \$25,000 from Town reserves.

Public comment:

Perry Beck, Town Manager stated the following:

- asked Council to authorize \$35,000 from reserves instead of the \$25,000
- for the issue of term limits, we may need additional work for two lawsuits, one with Rocklin 60 and Clover Valley
- Friday Sonja Cupler submitted the following letter to staff:

On January 12, 2010 Councilmembers Scherer, Ucovich and Liss voted to approve the term limits initiative to be placed on the November 2010 ballot. In lieu of holding a June 2010 special election which they said would be squandering \$12,000 of public funds, yet they have spent twice as much money battling against the voter approved term limits Measure A and now will vote on spending another \$10,000 more today. When the Council votes on the special legal services funding allocation she petitioned the Council as a stipulation of spending the additional \$10,000, out of the Town reserves, to require that Councilmembers Scherer and Ucovich abstain from making motions voting on any and all issues pertaining to the Town and from making any appointments until the term limits Measure initiative issue is completely resolved in a legal matter. Without this stipulation being in place she believes the Council will continue to be the proverbial fox guarding the hen house.

Hazel Hineine, 3443 Barker Road, stated the following:

- she was not part of Measure A, she was just a citizen that voted for it
- she reviewed what happened when the initiative was brought to the Council
- Council preferred to go with the quo warranto complaint and spent \$16,000 in attorney fees
- now the Council has decided to change to the Attorney General's opinion
- now we have to get another attorney to write a letter and we need more money
- at this rate the money in reserves will be gone in 3 to 4 years
- it's imperative that we use conservative decisions where funding should go

Councilmember Scherer pointed out the following:

- it doesn't matter if we had the election on June or November, we would still have to deal with this
- all the money spent on the quo warranto research is being used for the letter to the Attorney General

Councilmember Ucovich stated that we shouldn't have done anything and we would have saved all the money.

Roger Smith, 6755 Wells Avenue, stated the following:

- perhaps a stipulation should accompany any approval of funds
- we could have done nothing, but we are spending money to have some kind of legal certainty

Following further discussion on the matter, a motion was made to authorize the additional \$35,000 from Town reserves. On motion by Councilmember Scherer, seconded by Councilmember Liss and passed by voice vote with Councilmember Ucovich abstaining and Councilmember Calvert voting no.

Mayor Morillas stated there was no further business and adjourned the special meeting at 9:26 a.m.

ADJOURN TO WORKSHOP The workshop began at 9:26 a.m.

Goal and Task Setting for the 2011/12 Fiscal Year

Discuss goals, tasks and budget issues.

ADJOURNMENT Mayor Morillas adjourned the workshop at 12:23 p.m.

Mayor

Town Clerk