



TOWN OF LOOMIS

ACTION MINUTES
REGULAR MEETING OF
LOOMIS TOWN COUNCIL
LOOMIS DEPOT

5775 HORSESHOE BAR ROAD, LOOMIS, CA 95650 AND
800 E. BURNSIDE STREET, PORTLAND, OR 97214

916-652-1840

www.loomis.ca.gov

TUESDAY

JULY 8, 2014

6:30 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 REAL PROPERTY NEGOTIATOR.** Pursuant to Section 54956.9 of the Government Code:
Property: 3790 Taylor Road (currently leased to High Hand Nursery)
Agency Negotiator: Rick Angelocci, Town Manager
Under Negotiation: Price and term
- b. **CONFERENCE WITH LABOR NEGOTIATOR:** Pursuant to Section 54957.6 of the Government Code.
Agency Negotiator: Rick Angelocci, Town Manager
Employee Organizations: Loomis Diversified Employees Group and
Maintenance Workers (Operating Engineers Local 39)
- c. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION.** Town Manager Evaluation, pursuant to Section 54957 of the Government Code.
Title: Town Manager

TUESDAY

JULY 8, 2014

7:30 P.M.

CALL TO ORDER

Call to order by Mayor Wheeler at 7:37 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present:

Mayor Wheeler
Councilmember Black
Councilmember Morillas
Councilmember Ucovich

Absent: Councilmember Calvert

STATEMENT OF ACTION TAKEN DURING CLOSED SESSION

- a. No action taken.
- b. No action taken.
- c. No action taken.

MATTERS OF INTEREST TO COUNCILMEMBERS

Councilmember Ucovich stated the following:

- he suggested hiring a consultant to see if we are up to ADA standards on Taylor Road from Horseshoe Bar Road to Walnut Street
- he supports replacing the concrete if it is necessary for ADA requirements
- questioned what is going to be done with the plaque on Taylor Road by Sierra College Boulevard

Brian Fragaio, Town Engineer/Public Works Director, pointed out that they discussed this at the workshop and they are going to fill in around the plaque but first it has to be designed and that will come before the Council.

TOWN REPORT

LOOMIS CHAMBER OF COMMERCE UPDATE

Jenny Knisley, 4135 Hunters Drive, stated the following:

- she met with Placer County Visitors Center and talked about ways to promote the town
- they are working on a fact sheet showing points of interest in Loomis and would like to send it to the Council for their feed back
- they are doing a "power hour with John L. Sullivan," he will be speaking on the 24th of July at High Hand

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** is three minutes but can be changed by the Mayor.

Nancy Ucovich, 5911 Craig Court, stated the following:

- at the last Thursday Night Family Fest she showed someone where the dog water fountain was and it wasn't working
- she suggested putting a sign up showing it is broken

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 Morillas and passed by the following vote:

Ayes: Black Morillas, Ucovich, Wheeler
Noes: None
Abstained: None
Absent: Calvert

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 Morillas, seconded by Councilmember Ucovich and passed by the following vote:

Ayes: Black, Morillas, Ucovich, Wheeler
Noes: None
Abstained: None
Absent: Calvert

CONSENT AGENDA

RECOMMENDED ACTION

- | | |
|--|-------------------------|
| 1. Council Minutes – 6/10/14 (with Councilmember Calvert Abstaining) | <i>APPROVE</i> |
| 2. Monthly Check Register – June | <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. | Update on Council Committee Reports | <i>RECEIVE AND FILE</i> |
| 7. | 2014 CIP Asphalt Overlay and Reconstruction Project -
Advertise For Bids | <i>APPROVE</i> |
| 8. | Community Mini-Grant Program | <i>APPROVE</i> |
| 9. | Setting The Date For The Town's Strategic Planning Retreat | <i>APPROVE</i> |
| 10. | Request for Placement of Wine Trail and Wineries Directional Signs
Within The Town Right-of-Way | <i>APPROVE</i> |

CONSENT ITEMS FORWARDED

PUBLIC COMMENT

11. **Recology Request for Rate Increase**
Pursuant to the Town's agreement with Recology Auburn Placer a rate change is being requested that will increase rates from 0.37% to 2.00% with an effective increase of 0.97% as a Cost of Living Adjustment.
Recommended action: Hold public hearing and approve resolution increasing refuse service rates as presented or as amended
Public comment:

No public comment.

Following further discussion on the matter, a motion was made to adopt Resolution 14-13, approving a rate increase to the Solid Waste Refuse Collection and Hauling Contract for Recology Auburn Placer. On motion by Councilmember Ucovich, Seconded by Councilmember Black and passed by the following vote:
Ayes: Black, Morillas, Ucovich, Wheeler
Noes: None
Abstained: None
Absent: Calvert

12. **Chapter 7.20 of the Loomis Municipal Code (Sex Offender Separation)**
Consider first reading of an ordinance repealing Chapter 7.20 of the Loomis Municipal Code (Sex Offender Separation) based on two recent court decisions holding that the extensive State Legislation regulating and restricting the lives of registered sex offenders preempts any local regulation.
Recommended action: Hold first reading of ordinance repealing Chapter 7.20 of the Loomis Municipal Code.
Public comment:

Mona Ebrahimi, Town Attorney, stated the following:
- Chapter 7.20 of the Loomis Municipal Code imposed additional restrictions regarding sex offenders
- this year we have received two cases where local agencies could not expand upon what the state has already required with respect to sex offenders
- the Supreme Court has decided not to take those cases up
- there are a number of cities within California that have an ordinance similar to the one Loomis has and they are all in the process of repealing that because they are no longer good law
- there is a woman going up and down the state and suing cities who are not repealing their ordinances
- we would be exposed to potential litigation because it is no longer legal

Rick Angelocci, Town Manager, pointed out that this woman has already contacted the Town on three occasions.

No public comment.

Following further discussion on the matter, a motion was made to hold first reading of Ordinance 253, repealing Chapter 7.20 of the Loomis Municipal Code (regulating registered sex offenders). On motion by Councilmember Ucovich, seconded by Councilmember Morillas and passed by the following vote:
Ayes: Black, Morillas, Ucovich, Wheeler
Noes: None
Abstained: None
Absent: Calvert

BUSINESS

13. **Town Facilities/Special Event/Rental Application & Fees** (Continued from June 10, 2014)

At the May 13, 2014 Town Council meeting, Council directed staff to return with a policy/application regarding renting out the Town's public facilities.

Recommended action: Approve the Special Event/Rental Application and fees.

Public comment:

No public comment.

Following further discussion on the matter, a motion was made to approve the Special Event/Rental Application and fees. On motion by Councilmember Morillas, seconded by Councilmember Ucovich and passed by the following vote:

Ayes: Black, Morillas, Ucovich, Wheeler

Noes: None

Abstained: None

Absent: Calvert

14. **Voting Delegates To League Conference**

The League of California Cities Conference in September 2014 will include League business and cities are asked to appoint voting delegates to conduct that business

Recommended action: Appoint a voting delegate and alternate to act on behalf of the Town and give direction.

Public comment:

No public comment.

Following further discussion on the matter, a motion was made to appoint Mayor Wheeler as the voting delegate, Councilmember Morillas as the first alternate and Councilmember Ucovich as the second alternate. On motion by Councilmember Ucovich, seconded by Councilmember Black and passed by the following vote:

Ayes: Black, Morillas, Ucovich, Wheeler

Noes: None

Abstained: None

Absent: Calvert

FUTURE AGENDA ITEMS

Councilmember Ucovich suggested the following:

- having on a future agenda a landscape design on completing the island where the center monument is on Taylor Road by Sierra College Boulevard
- he would like the Council to discuss a bench policy on a future agenda, some of the Town benches are blocking events at the Multi-Modal, and maybe look at another program that honors people
- he would like to discuss the plaque signage for Blue Anchor Park and when it will be put in place

Rick Angelocci, Town Manager, stated the following:

- he will check with Bureau Veritas to see if they have someone that can inspect the ADA requirements, for the two blocks discussed earlier, on Taylor Road
- they have the plaque and the stands for the Blue Anchor Park and will advise the Council when that is going in

Mayor Wheeler pointed out that there may be some amendments coming forward on the General Plan.

Rick Angelocci stated the following:

- there will be amendments coming forward on the Housing Element overlay process
- there is a request to submit an application from the Monte Claire Estates to reconsider prohibiting gated communities
- consider discussing the Quimby Act and the Park, Recreation and Open Space plan

COMMITTEE REPORTS

- Project Go, Inc. – Community Action Agency – Morillas/Ucovich
- Placer County Economic Development Board – Black/Wheeler
- Placer County Flood Control/Water Conservation District – Morillas
- Placer County Transportation Planning Agency – Ucovich/Calvert
- Placer County Mosquito Abatement – Russ Kelley as citizen rep
- Placer County Air Pollution Control District – Black/Ucovich
- Local Agency Formation Commission – Ucovich
- Sacramento Area Council of Governments – Wheeler/Black
- Placer Land Trust ex-officio representative – Calvert
- Borders Committee – Wheeler/Morillas
- Business Committee – Black/Morillas
- Schools Liaison – Black/Wheeler
- SPMUD Ad Hoc Committee – Wheeler/Morillas

ADJOURNMENT

Mayor Wheeler stated there was no further business and adjourned at 8:13 p.m.

Town Clerk

Mayor