300 First Street
Woodland, CA 95695

City of Woodland

Meeting Agenda

City Council

Tuesday, April 1, 2014 | **6:00 PM** | **Council Chambers**

CITY COUNCIL
CLOSED SESSION AGENDA
APRIL 1, 2014
5:00 PM

A. CALL TO ORDER

B. CLOSED SESSION

B.1 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Government Code section 54956.9(d)(1))
Name of case: Norcal II Co-Brands, Inc. et al. v. City of Woodland, et al., Yolo County Superior Court Case No. PT 13-1226

B.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Government Code section 54956.9(d)(1))
Name of case: California Clean Energy Committee v. City of Woodland, 3rd District Court of Appeal, Case No. C072033

JOINT REGULAR CITY COUNCIL/WOODLAND FINANCE AUTHORITY
APRIL 1, 2014
6:00 P.M.

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. COMMUNICATIONS-PUBLIC COMMENT

This is an opportunity for the public to speak to the Council on any item other than those listed for public hearing on this agenda. Speakers are requested to use the microphone in front of the Council and to begin by stating their name, whether they reside in Woodland and the name of the organization they represent if any. The Mayor may impose a time limit on any speaker depending on the number of people wanting to speak and time available for the rest of the agenda. In the event comments are related to an item scheduled on the agenda, speakers may be required to wait to make their comments until that item is considered.

E. COMMUNICATIONS-COUNCIL/STAFF STATEMENTS AND REQUESTS

This is an opportunity for the Council Members and Staff to make comments and announcements, to express concerns, or to request Council's consideration of any items a Council Member would like to have discussed at a future Council meeting.

14-123 SUBJECT: Long Range Calendar

Recommendation for Action: Staff recommends that the City Council receive the Long Range Calendar for informational purposes only.

Attachments: Council Long Range Calendar.docx

F. COMMITTEE REPORTS

14-105 SUBJECT: Commission on Aging Meeting Minutes for February 13, 2014

Recommendation for Action: Staff recommends that the City Council receive the February 13, 2014 Commission on Aging Minutes that were approved on March 13, 2014.

Attachments: 21314 Minutes

14-115 SUBJECT: Parks & Recreation Commission Meeting Minutes for February 24, 2014

Recommendation for Action: Staff recommends that the City Council receive the February 24, 2014 Parks & Recreation Commission Minutes that were approved on March 24, 2014.

Attachments: 22414 PRC Minutes

G. MINUTES

1. 14-116 SUBJECT: Council Meeting Minutes

Recommendation for Action: Staff recommends that the City Council adopt the minutes of the Joint Regular City Council/Woodland Finance Authority meeting of March 4, 2014 and the Joint Regular City Council/Woodland Finance Authority meeting of March 18, 2014 as presented.

Attachments: 03_04_14_DRAFT_Meeting_Minutes_for_approval

03_18_14_DRAFT_Meeting_Minutes_for_approval

H. PRESENTATIONS

2. 14-118 SUBJECT: Sacramento-Yolo Mosquito & Vector Control District Presentation

Recommendation for Action: Staff recommends that the City Council receive a presentation by Gary Goodman, District Manager for the Sacramento-Yolo Mosquito & Vector Control District to provide an update regarding mosquitoes, West Nile virus activity, new invasive mosquito species, threats to public health and services offered by the Sacramento-Yolo Mosquito & Vector Control District.

3. 14-119 SUBJECT: Healthy Yolo Community Health Assessment Project

Recommendation for Action: Staff recommends that the City Council receive a presentation by Mark Harlan, Health Program Coordinator with Yolo County Health Department on the Healthy Yolo project.

Attachments: Healthy Yolo Community Health Assessment

4. 14-120 SUBJECT: Proclaim May 6, 2014 as BIG Day of Giving

Recommendation for Action: Staff recommends that the City Council adopt a Proclamation proclaiming May 6, 2014 as BIG Day of Giving.

Attachments: BIG Day Proclamation

I. CONSENT CALENDAR

5. 14-096 SUBJECT: 2013/2014 ADA Improvement Project, CIP 14-05; Approve Plans and Specifications, Authorize Bid Advertisement, and Authorize the City Manager to Execute the Construction Contract

Recommendation for Action: Staff recommends that the City Council adopt Resolution No. ______; 1) approving the plans and specifications for the 2013/2014 ADA Improvement Project (CIP 14-05), 2) authorizing bid advertisement, and 3) authorizing the City Manager to award the construction contract to the lowest responsive, responsible bidder up to $113,000.

Attachments: 2013/2014 ADA Project Location Map

Resolution 2013/2014 ADA Project

6. 14-097 SUBJECT: Ashley Gate Rehabilitation, CIP 14-12; Award Construction Contract, Approve Reallocation of $85,000 of Water Enterprise Funds; and Amend Professional Services Agreement with Laugenour and Meikle

Recommendation for Action: Staff recommends that the City Council approve Resolution No. _________ authorizing the award of a construction contract in the amount of $339,860 to Homen Root Construction for the Ashley Gate Rehabilitation, CIP 14-12; approving reallocation of $85,000 of Water Enterprise Funds from First New Ground Level Tank, CIP 08-33 to Ashley Gate Rehabilitation, CIP 14-12; and Amending the Professional Services Agreement for Ashley Gate Rehabilitation Design with Laugenour and Meikle to increase the Agreement to $58,870.

Attachments: Ashley Gate Resolution

7. 14-109 SUBJECT: Settlement Agreement and Reallocation of Water Enterprise Funding for Well 28 Replacement Project (CIP 10-08)

Recommendation for Action: Staff recommends that the City Council approve the attached resolution authorizing the City Manager to execute the settlement agreement with Mascon, Inc. for the Well 28 Project (CIP 10-08) and approve the reallocation of $215,000 from the Water System Maintenance and Repairs Project (CIP 09-23) to the Well 28 Project (CIP 10-08).

Attachments: Resolution - Mascon Settlement Agreement

Exhibit A. Mascon Settlement Agreement

J. ADJOURN

I declare under penalty of perjury that the foregoing Agenda for the Joint Regular City Council/Woodland Finance Authority Regular Meeting of the City of Woodland scheduled for April 1, 2014 was posted on March 26, 2013 in the outside display case at City Hall, 300 First Street, Woodland, CA, and was available to the public during normal business hours.

____

Ana B. Gonzalez, City Clerk

Upon request, agendas and documents in the agenda packet will be made available in appropriate alternative formats to persons with a disability, as required by law. Any such request must be made in writing to the Office of the City Clerk of the City of Woodland. Requests will be valid for the calendar year in which the request is received, and must be renewed prior to January 1st. Persons needing disability-related modifications or accommodations in order to participate in public meetings, including persons requiring auxiliary aids or services, may request such modifications or accommodations by calling the Office of the City Clerk (530-661-5806) at least 48 hours prior to the meeting.

Legislation Details (With Text)

File #:	14-123 **Version:** 1	**Name:**	
Type:	Report of the City Manager	**Status:**	Agenda Ready
File created:	3/26/2014	**In control:**	City Council
On agenda:	4/1/2014	**Final action:**	
Title:	SUBJECT: Long Range Calendar Recommendation for Action: Staff recommends that the City Council receive the Long Range Calendar for informational purposes only.		
Sponsors:			
Indexes:			
Code sections:			
Attachments:	Council Long Range Calendar.pdf		

Date	Ver.	Action By	Action	Result

TO: THE HONORABLE MAYOR AND CITY COUNCIL

DATE: April 1, 2014

SUBJECT: Long Range Calendar

Recommendation for Action: Staff recommends that the City Council receive the Long Range Calendar for informational purposes only.

Staff Contact

Ana Gonzalez, City Clerk - (530) 661-5806, ana.gonzalez@cityofwoodland.org

Background

This calendar is being provided for planning purposes only and is intended to keep the Council apprised of upcoming agenda items and better plan for upcoming Council items.

Prepared by: Ana Gonzalez, City Clerk

Paul Navazio, City Manager

Attachment

COUNCIL LONG RANGE CALENDAR
Items subject to removal and/or rescheduling

Tuesday, April 15, 2014	Reports due 4/1	Regular Meeting

Consent
Final Acceptance and Notice of Completion for Brooks Swim Center Renovation Project, CIP 12-18
Final Acceptance and Notice of Completion for Clark Field Backstop Replacement Project, CIP 13-03
Approval of Railroad Agreement for Project CIP 11-14
Oak Avenue Sewer Rehabilitation, CIP 14-21 – Approve Plans & Specifications & Authorize Bid Advertisement
2014 Road Maintenance Project, CIP 14-14; Approve Plans and Specifications, Authorize Bid Advertisement, and Authorize the City Manager to Execute the Construction Contract
Approval of Bid Specs for Water Transmission Pipeline Project

Public Hearing
IEOZ Zoning Amendment

Regular
Fire Alarm Ordinance (1st Reading)
CDD Quarterly Status Report

Tuesday, May 6, 2014	Reports due 4/22	Regular Meeting

Committee Reports

Minutes
City Council Minutes for April 1st and April 15th

Presentations
Proclamation – Public Works Week
Older Americans Month

Consent
Authorize City to Apply for Active Transportation (ATP) Funding
2nd Reading IEOZ Zoning Amendment
PW Quarterly
Final Acceptance and Notice of Completion for Safe Routes to School, CIP 13-06

Public Hearing

Regular
Update on Climate Action Plan / AB32 GHG Reduction Targets

Tuesday, May 20, 2014	**Reports due 5/6**	**Regular Meeting**

Presentations
WUAC Annual Report

Public Hearing
1st Reading of Water Conservation Ordinance

Regular
November Ballot Measure/District Elections
ROW Easements - water pipeline
MSE Spending Plan

FUTURE AGENDA ITEMS FOR:

MAY
Contract award - Solar Projects (TerraVerde RFP)
Presentation – FY 2014/15 Proposed Budget
WUAC Annual Report
Amend Home Occupation Ord. to Comply with CA Homemade Food Act – Public Hearing
Council Direction on Preferred General Plan Land Use Scenario
Updated Master-Tax Sharing Agreement with Yolo County
MSE Spending Plan
Authorize CM to Enter into Purchase and Sale Agreements for ROW Acquisitions, CIP 11-14 & CIP 12-05, Local Pipelines – Date TBD

JUNE
Adoption of FY 2014/15 Budget
2nd Reading of Water Conservation Ordinance

JULY
City Council Reorganization Meeting
November Ballot Measure/CVRA

FUTURE AGENDA ITEMS – DATE TO BE DETERMINED:
County food waste composting proposal
Tow Ordinance
Fire Alarm Ordinance
Salary Ordinance/Salary Schedule

FUTURE STUDY SESSIONS (TBD):
Lower Cache Creek Flood Control Feasibility Study
Update Economic Development Strategic Plan

Updated 3/26/14

300 First Street
Woodland, CA 95695

City of Woodland

Legislation Details (With Text)

File #:	14-105	Version: 1	Name:		
Type:	Minutes		Status:	Agenda Ready	
File created:	3/15/2014		In control:	City Council	
On agenda:	4/1/2014		Final action:		

Title: SUBJECT: Commission on Aging Meeting Minutes for February 13, 2014

Recommendation for Action: Staff recommends that the City Council receive the February 13, 2014 Commission on Aging Minutes that were approved on March 13, 2014.

Sponsors:

Indexes:

Code sections:

Attachments: 21314 Minutes

Date	Ver.	Action By	Action	Result

TO: THE HONORABLE MAYOR AND CITY COUNCIL

DATE: April 1, 2014
SUBJECT: Commission on Aging Meeting Minutes for February 13, 2014

Recommendation for Action : Staff recommends that the City Council receive the February 13, 2014 Commission on Aging Minutes that were approved on March 13, 2014.

Staff Contact

Kris Bain, Community Services Program Manager, 661-2002, krista.bain@cityofwoodland.org

Conclusion

Staff recommends that the City Council receive the February 13, 2014 Commission on Aging Minutes that were approved on March 13, 2014.

Prepared by: Kris Bain, Community Services Program Manager

Paul Navazio
City Manager

Enclosure: February 13, 2014 Commission on Aging Meeting Minutes

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Regular Meeting Minutes

February 13, 2014

Call to Order

Meeting convened at 3:05 p.m. at the Community & Senior Center, 2001 East Street, Woodland, California; Chair Garman presiding.

Roll Call

Commissioners Present:	Garman, Campbell, Wright, Overholt, Talkington
Absent:	
Staff:	Engel, Haynie and Bain

Pledge of Allegiance

Correspondence

Resignation letter from Commissioner Talkington was received by the City. Commissioners all thanked Commissioner Talkington for her dedication to the Commission on Aging. Commissioner Talkington was appointed to COA in November 2007.

Communications-Public Comment

Commissioner Garman announced that SCI will receive the City's Community Service Award on February 19, 2014 at 6:30 p.m. The event is held here at the Community & Senior Center at 6:30 p.m., he encouraged all Commissioners who can, to attend.

Minutes

Commissioner Talkington made the motion to accept the minutes of January 9th as written, Commissioner Overholt seconded the motion. 5/0

Regular Calendar

Annual Report to Council

The COA Annual Report presentation was discussed and a corrected version will be send to Engel for posting to the Council agenda. Commissioner Garman will present the COA Annual Report to Council on February 18, 2014, which starts at 6 p.m.

Commissioners discussed inviting Council Members to attend COA monthly meetings. Engel will discuss request with the City Manager.

Senior Resource Fair 2014

Bain reported that 30 organizations have responded to the Senior Resource Fair letter. The organizations have either paid the fee, committed to bring a healthy snack or do a presentation. Commissioner Wright will still be the "face" for the COA at the Senior Resource Fair. Commission and Staff discussed deadlines for registration. Bain will meet with the YMCA in two weeks to update flyer and presentation list. Flyer will be printed, posted and sent out in mid March. Bags will be ordered for the event without a date so they can be used at future Senior Resource Fairs. Banners and postcards will be created and funding for this has been requested of SCI.

Apartment List

Commissioner Garman questioned if a volunteer updated the information, why were there apartments removed. Engel responded that if no contact could be made with the apartments they were removed. Engel stated that a list of Business License holders for multi-unit properties could be obtained from the Community Development Department. This list could be the basis for the next update of the Apartment List.

Work Plan

Commissioners discussed the Work Plan and updated it with adding Speaker Series to 2 Promotion. Commission discussed adding a number 5, Technology for Seniors, to the plan. Will further discuss at the next meeting and set goals to the Work Plan at the next meeting.

Report of the Staff

Senior Center Report

Bain reported that Tax Aid has started and are fully booked with appointments for the next two months. Upcoming events have been added to the Senior Gram. Mrs. Kregel instructor of Life History Class, who retired this year, was recognized with a plaque in the Senior Center patio on February 7, 2014. Upcoming events are ReXpo and Senior Art Show on March 7, from 4-7 p.m. There will be Olive Oil and Wine tasting. Demonstrations will be held in the gym, popcorn and teen center. Refreshments will be provided. The First Friday Art Walk is also scheduled on March 7, 2014.

Facility Update

Engel reported that additional cameras were needed for the C&SC to cover areas not covered with the current system. Estimate of $22,000.00 was received for installation will be for 11 additional cameras and a new DVR. A Grant is being requested from WRF to cover this upgrade from the funds donated for the C&SC. The next WRF meeting is on March 26, 2014 at 5:30 p.m. at the C&SC. Zaragoza is investigating the ADA compliance of the doors for the C&SC, Staff will report on information.

Business Items for Next Meeting
Commission/Council Coordination
Senior Resource Fair
2014 Workplan

Next Meeting Date March 13, 2014

Adjourn

Commissioner Campbell made the motion to adjourn the meeting at 4:25 p.m., Commissioner Wright seconded the motion, and motion carried 5-0.

Respectfully submitted,

Cathy Haynie, Administrative Secretary
Parks & Recreation Department

Legislation Details (With Text)

File #:	14-115	Version: 1		Name:	
Type:	Minutes			Status:	Agenda Ready
File created:	3/25/2014			In control:	City Council
On agenda:	4/1/2014			Final action:	
Title:	SUBJECT: Parks & Recreation Commission Meeting Minutes for February 24, 2014 Recommendation for Action: Staff recommends that the City Council receive the February 24, 2014 Parks & Recreation Commission Minutes that were approved on March 24, 2014.				
Sponsors:					
Indexes:					
Code sections:					
Attachments:	22414 PRC Minutes				

Date	Ver.	Action By	Action	Result

TO: THE HONORABLE MAYOR AND CITY COUNCIL

DATE: April 1, 2014

SUBJECT: Parks & Recreation Commission Meeting Minutes for February 24, 2014

Recommendation for Action: Staff recommends that the City Council receive the February 24, 2014 Parks & Recreation Commission Minutes that were approved on March 24, 2014.

Staff Contact

Kris Bain, Community Services Program Manager, 661-2002, krista.bain@cityofwoodland.org

Conclusion

Staff recommends that the City Council receive the February 24, 2014 Parks & Recreation Commission Minutes that were approved on March 24, 2014.

Prepared by: Kris Bain, Community Services Program Manager

Paul Navazio, City Manager

Attachment: February 24, 2014 P&R Commission meeting minutes

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Parks & Recreation Commission Minutes

Monday, February 24, 2014

City Hall – 300 First Street – 2nd Floor Council Chambers

Open Session

The Parks & Recreation Commission meeting was called to order by Chair Jesse Salinas at 6:30 p.m. on Monday, February 24, 2014 at the Woodland City Hall Council Chambers.

Roll Call

Commission Members Present:	Chair Jesse Salinas Vice Chair Enrique Fernandez Commissioner Ruben Morales Jr. Commissioner Joe Romero Commissioner Jon-Paul Valcarenghi Commissioner Carla White-Snyder
Commission Member Absent:	
Staff Present:	CS Director Christine Engel CS Manager Kris Bain PW Deputy Director Rob Sanders CS Administrative Secretary Cathy Haynie

Pledge of Allegiance

Public Comment

Communication-Commission/Staff Statements and Requests

Commissioner Fernandez stated that he met with Kelly Rathburn and Dave Wilkinson from the Tree Foundation on February 7, 2014. Commissioner Fernandez received information from this meeting that will help format the Urban Forrest Committee in the Work Plan. Commissioner Salinas asked that May Bike Month and the Bike Parade be added to the agendas for updates. Engel introduced Kris Bain, Community Manager in the Community Services Department who will now be attending the Parks & Recreation Commission meetings.

Presentations

Recognize Pioneer Junior Patriot's Junior Pee Wee Team

Commissioner Fernandez presented Certificate of Appreciation to Pioneer Junior Patriots Junior Pee Wee Team for its outstanding sportsmanship and athletic achievement in winning the 2013 Sacramento Youth Football Metro Division IV Title as well as the 2013 Division II/IV Super Bowl against the El Camino Junior Eagles.

"This commission is inspired by the hard work and dedication of all players, parents, and coaches throughout the 2013 season. The 2013 Pioneer Junior Patriot's Junior Pee Wee team represents the best of Woodland and reflects the greatness Woodland youth programs is capable of achieving.

Congratulations on your success. We encourage you to continue your pursuit of athletic and moral excellence."

The framed certificate was presented to Coach Matt Bryson and copies were given to each member and photos were taken.

New Business

Consideration of Support for Measure J

Mayor Davies and Vice Mayor Stallard presented to the Commission Measure J asking that the Commission support the measure.

Measure J is an extension of the ¼ cent sales tax Measure V that expires in June 2014 and will run for 8 years. Mayor Davies also asked that members of the Commission that are interested join the steering committee for Measure J.

This is a new Measure that will not increase the sales tax. The Council has met it's obligations to the public with Measure V by completing the Charles Brooks Community Swim Center project and the Clark Field project.

In order for this measure to pass it needs 50% plus 1. The advisory measures are youth focused with the exception of Measure N which will allocate 5% of the tax revenue to support city water and sewer utility ratepayer assistance program for low-income residents.

Commissioner Romero made the motion to support Measure J; Commissioner Valcarenghi seconded the motion. Motion carried 6/0.

Committee Reports

Develop Framework for Work Plan Subcommittee-Fernandez/Morales

Commission Fernandez and Commissioner Morales goal was to make the Work Plan goal driven. Commissioner Fernandez will send draft to Haynie for inclusion in the next meetings packet. Modification from Year End to Fiscal Year may require a change to the Code to reflect this change.

Definitions and Makeup of Subcommittee-Fernandez/Salinas/Valcarenghi

Commissioner Valcarenghi reviewed the Draft of the Definitions and Makeup of Subcommittee document. Discussion followed between Commissioners concerning wording and intent of document. Commissioner Valcarenghi will provide Haynie with the updated document to put on the next agenda for Commission action.

Consent Calendar (Items)

Adopt the Minutes of the Commission Meeting of January 27, 2014

Commissioner Fernandez made the motion to approve the minutes with changes; Commission White-Snyder seconded the motion. Motion carried 6/0.

Other Business

Status of Achieving Work Plan Goals

Each Committee will be tied to a Work Plan Goal. Work Plan will guide and Subcommittees will support the Work Plan. The goal was to create a dynamic flowing document.

Discuss Guidelines for Recognizing Youth Organizations

Commissioner White-Snyder volunteered to be on the Committee that creates the guidelines.

Discuss Possible Expanded Teen Programs

Discussion included year round teen programs, homework assistance, mentoring, job training, talking with schools, camps, excursions, 3 on 3 basketball presidents physical fitness, and Civic 101.

Discuss possible Survey Questions to be asked by Commission at ReXpo

Commission discussed and supplied staff with eight questions for the survey. Staff will create survey form and supply the form to Commissioner at ReXpo.

<u>Reports of the Staff</u>

Community Services Report

Engel informed the Commission that the next Woodland Recreation Foundation meeting is on March 26th, 5:30 p.m. at the Community & Senior Center and invited any interested Commissioners to attend. Engel then reviewed that Community Services budget.

Action: Received

Parks Report

Sanders reviewed his report for the Commission highlighting Arbor Day event at Gibson/Farmer Central, starting at 9 a.m. Pool fence replacement, Dave Douglass project and Clark Field.

Action: Received

Adjourn 8:35 p.m.

Action: Morales Jr. Moved/ Romero Seconded:

Motion carried by the following roll call vote:

Ayes: Salinas, Fernandez, Morales Jr., Valcarenghi, White-Snyder, Romero

Noes:

300 First Street
Woodland, CA 95695

Legislation Details (With Text)

File #:	14-116 Version: 1	Name:	
Type:	Minutes	Status:	Agenda Ready
File created:	3/25/2014	In control:	City Council
On agenda:	4/1/2014	Final action:	
Title:	SUBJECT: Council Meeting Minutes Recommendation for Action: Staff recommends that the City Council adopt the minutes of the Joint Regular City Council/Woodland Finance Authority meeting of March 4, 2014 and the Joint Regular City Council/Woodland Finance Authority meeting of March 18, 2014 as presented.		
Sponsors:			
Indexes:			
Code sections:			
Attachments:	03_04_14_DRAFT_Meeting_Minutes_for_approval 03_18_14_DRAFT_Meeting_Minutes_for_approval		

Date	Ver.	Action By	Action	Result

TO: THE HONORABLE MAYOR AND CITY COUNCIL

DATE: April 1, 2014

SUBJECT: Council Meeting Minutes

Recommendation for Action : Staff recommends that the City Council adopt the minutes of the Joint Regular City Council/Woodland Finance Authority meeting of March 4, 2014 and the Joint Regular City Council/Woodland Finance Authority meeting of March 18, 2014 as presented.

Staff Contact

Ana Gonzalez, City Clerk - 530-661-5806, ana.gonzalez@cityofwoodland.org

Prepared by: Ana Gonzalez, City Clerk

Reviewed by: Paul Navazio, City Manager

Paul Navazio, City Manager

Attachment: March 4, 2014 and March 18, 2014 City Council Minutes

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City of Woodland

300 First Street
Woodland, CA 95695

Meeting Minutes - DRAFT - For Approval

Tuesday, March 4, 2014

6:00 PM

Council Chambers

City Council

CITY COUNCIL
CLOSED SESSION AGENDA
MARCH 4, 2014
5:00 PM

A. CALL TO ORDER

B. CLOSED SESSION

B.1 CONFERENCE WITH LABOR NEGOTIATORS, Pursuant to Government Code Section 54957.6
Agency Designated Representatives: Paul Navazio, Sheila McShane, Kimberly McKinney and Dania Torres Wong
Employee Organization(s): Mid-Management Association and Woodland City Employee's Association

B.2 CONFERENCE WITH LEGAL COUNSEL - Existing Litigation (Subdivision (a) of section 54956.9)
Name of Case: California Clean Energy Committee vs. City of Woodland, 3rd District Court of Appeal
Case No. C072033

JOINT REGULAR CITY COUNCIL/WOODLAND FINANCE AUTHORITY/SUCCESSOR AGENCY
MARCH 4, 2014
6:00 P.M.

A. CALL TO ORDER

B. ROLL CALL

Present: 4 - Mayor Marlin Davies, Vice Mayor Tom Stallard, Council Member Jim Hilliard and Council Member Sean Denny

Absent: 1 - Council Member William Marble

C. PLEDGE OF ALLEGIANCE

Led by Vice Mayor Stallard

D. COMMUNICATIONS-PUBLIC COMMENT

Douglas Reed
Amit Pal, PG&E

E. COMMUNICATIONS-COUNCIL/STAFF STATEMENTS AND REQUESTS

Verbal updates provided by Council Members/Staff.

14-075 SUBJECT: Long Range Calendar

Recommendation for Action: Staff recommends that the City Council receive the Long Range Calendar for informational purposes only.

F. COMMITTEE REPORTS

On a motion by Vice Mayor Stallard, seconded by Council Member Hilliard and carried unanimously, Council approved the Commission on Aging Meeting Minutes for January 9, 2014 and the Parks & Recreation Commission Meeting Minutes for January 27, 2014.

Ayes: 4 - Mayor Davies, Vice Mayor Stallard, Council Member Hilliard and Council Member Denny

1. **14-071** SUBJECT: Commission on Aging Meeting Minutes for January 9, 2014

Recommendation for Action: Staff recommends that the City Council receive the January 9, 2014 Commission on Aging minutes that were approved on February 13, 2014.

2. **14-072** SUBJECT: Parks & Recreation Commission Meeting Minutes for January 27, 2014

Recommendation for Action: Staff recommends that the City Council receive the Parks & Recreation Commission meeting minutes for January 27, 2014 that were approved on February 24, 2014.

G. MINUTES

3. **14-081** SUBJECT: Council Meeting Minutes

Recommendation for Action: Staff recommends that the City Council adopt the minutes of the Joint Regular City Council/Woodland Finance Authority meeting of February 4, 2014 and the Joint Regular City Council/Woodland Finance Authority/Successor Agency meeting of February 18, 2014 as presented.

On a motion by Council Member Hilliard, seconded by Council Member Denny and carried unanimously, Council adopted the Joint Regular City Council/Woodland Finance Authority meeting minutes of February 4, 2014 and the Joint Regular City Council/Woodland Finance Authority/Successor Agency meeting minutes of February 18, 2014.

Ayes: 4 - Mayor Davies, Vice Mayor Stallard, Council Member Hilliard and Council Member Denny

H. PRESENTATIONS

On a motion by Vice Mayor Stallard, seconded by Council Member Hilliard and carried unanimously, Council approved the Proclamation in Support of Arbor Day 2014 and the Proclamation Recognizing March as the Month of the Young Professional.

Ayes: 4 - Mayor Davies, Vice Mayor Stallard, Council Member Hilliard and Council Member Denny

4. 14-025 SUBJECT: Proclamation in Support of Arbor Day 2014

Recommendation for Action: Staff recommends that the City Council approve the proclamation proclaiming March 8th, 2014 as Arbor Day in the City of Woodland.

5. 14-084 SUBJECT: Proclamation Recognizing March as the Month of the Young Professional

Recommendation for Action: Staff recommends that the City Council adopt a proclamation recognizing March as the Month of the Young Professional.

I. CONSENT CALENDAR

On a motion by Council Member Hilliard, seconded by Council Member Denny and carried unanimously, Consent Calendar, Item No. 6 was approved.

Ayes: 4 - Mayor Davies, Vice Mayor Stallard, Council Member Hilliard and Council Member Denny

6. 14-068 SUBJECT: Fiscal Year 2013/14 Revised Budget

Recommendation for Action: Staff recommends that the City Council adopt Resolution No. _____ authorizing amendments to the Fiscal Year 2013-2014 Annual Budget of $6,822,061 which includes the budgets for the Capital Improvement Program, the Woodland Finance Authority and the Successor Agency of the former Redevelopment Agency.

On a motion by Council Member Hilliard, seconded by Council Member Denny and carried unanimously, Resolution No. 6213, "A Resolution of the City Council of the City of Woodland Approving Amendments to the Fiscal year 2013-2014 Annual Budget" was adopted on the Consent Agenda.

J. PUBLIC HEARINGS

7. 14-069 SUBJECT: Appeal of the Planning Commission Denial of the Golden

State Reclamation Conditional Use Permit

Recommendation for Action: Staff recommends that the City Council: 1) Hold a public hearing; and 2) Approve Resolution No _____ Affirming the Planning Commission's September 19, 2013, Findings for Denial, which are contained in the Planning Commission Staff Report dated September 19, 2013 and in the Staff reports dated July 18 and September 5, 2013, and thus affirm the Commission's denial for the Project (See Attachment "1" - City Council Resolution).

On a motion by Vice Mayor Stallard, seconded by Council Member Hilliard and carried unanimously, Resolution No. 6214, "A Resolution of the City Council of the City of Woodland Upholding the Planning Commission's Denial of Golden State Reclamation's Application for a Conditional Use Permit" was adopted.

Ayes: 4 - Mayor Davies, Vice Mayor Stallard, Council Member Hilliard and Council Member Denny

K. REPORTS OF THE CITY MANAGER

8. 14-076

SUBJECT: Not To Exceed $38,000,000* Woodland Finance Authority Water Revenue Commercial Paper Notes
*Subject to Change

Recommendation for Action: Staff recommends that the City Council approve Resolution No. ____ approving the form of and authorizing execution and delivery of the Letter of Credit Reimbursement Agreement and the Amendment to the Installment Purchase Contract; approving the form of the Third Supplemental Trust Agreement, the amendment to Issuing and Paying Agent Agreement, and the Reoffering Memorandum and the distribution thereof; and approving other actions related to the Woodland Finance Authority Commercial Paper Notes.

Staff further recommends that the Board of the Woodland Finance Authority approve Resolution No. ____ approving the form of and authorizing the execution and delivery of the Letter of Credit Reimbursement Agreement, the Amendment to the Installment Purchase Contract, and the Amendment to Issuing and Paying Agent Agreement; approving the form of the Reoffering Memorandum and the distribution thereof; and approving other actions related to the Woodland Finance Authority Water Revenue Commercial Paper Notes.

On a motion by Council Member Denny, seconded by Council Member Hilliard and carried unanimously, Resolution No. 6215, "Resolution of the City Council of the City of Woodland Approving the Form of and Authorizing Execution and Delivery of the Letter of Credit Reimbursement Agreement and the Amendment to the Installment Purchase Contract; Approving the Form of the Third

Supplemental Trust Agreement, the Amendment to Issuing and Paying Agent Agreement, and the Reoffering Memorandum and the Distribution thereof; and Approving other Actions related to the Woodland Finance Authority Commercial Paper Notes" was adopted.

On a motion by Board Member Hilliard, seconded by Board Member Denny and carried unanimously, Woodland Finance Authority Resolution No. 14-05-FA, "Approving the Form of and Authorizing the Execution and Delivery of the Letter of Credit Reimbursement Agreement, the Amendment to the Installment Purchase Contract, and the Amendment to Issuing and Paying Agent Agreement; Approving the Form of the Reoffering Memorandum and the Distribution thereof; and Approving other Actions related to the Woodland Finance Authority Water Revenue Commercial Paper Notes" was adopted.

Ayes: 4 - Mayor Davies, Vice Mayor Stallard, Council Member Hilliard and Council Member Denny

L. ADJOURNED at 7:10PM

Respectfully submitted,

Ana B. Gonzalez, City Clerk

City of Woodland

300 First Street
Woodland, CA 95695

Meeting Minutes - DRAFT - For Approval

Tuesday, March 18, 2014

6:00 PM

Council Chambers

City Council

CITY COUNCIL
CLOSED SESSION AGENDA
(A M E N D E D)
MARCH 18, 2014
5:00 PM

A. CALL TO ORDER

B. CLOSED SESSION

B.1 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code section 54956.9(d) (Mascon claim regarding Well 28)
Number of potential cases: 1

B.2 CONFERENCE WITH LABOR NEGOTIATORS, Pursuant to Government Code Section 54957.6

Agency Designated Representatives: Paul Navazio, Sheila McShane, Kimberly McKinney and Dania Torres Wong
Employee Organization(s): Mid-Management Association

JOINT REGULAR CITY COUNCIL/WOODLAND FINANCE AUTHORITY
MARCH 18, 2014
6:00 P.M.

A. CALL TO ORDER

B. ROLL CALL

Present: 5 - Mayor Marlin Davies, Vice Mayor Tom Stallard, Council Member William Marble, Council Member Jim Hilliard and Council Member Sean Denny

C. PLEDGE OF ALLEGIANCE

Led by Al Eby.

D. COMMUNICATIONS-PUBLIC COMMENT

Rachel May, Woodland Swim Team
Dorothy Rosenberg

E. COMMUNICATIONS-COUNCIL/STAFF STATEMENTS AND REQUESTS

Verbal updates provided by Council Members/Staff.

14-102 SUBJECT: Long Range Calendar

Recommendation for Action: Staff recommends that the City Council receive the Long Range Calendar for informational purposes only.

F. COMMITTEE REPORTS

F.1 14-074 SUBJECT: Minutes of the January 16, 2014 and February 6, 2014 Planning Commission Meetings.

Recommendation for Action: Staff recommends that the City Council receive the minutes of the January 16, 2014 and February 6, 2014 Planning Commission meetings that were approved February 6, 2014 and March 6, 2014 respectively.

Council received the minutes of the January 16, 2014 and February 6, 2014 Planning Commission meetings that were approved February 6, 2014 and March 6, 2014 respectively.

G. PRESENTATIONS

1. 14-101 SUBJECT: Proclamation - Red Cross Month

Recommendation for Action: Staff recommends that the City Council adopt a proclamation declaring March 2014 as Yolo County Red Cross Month.

Dr. Marble presented a proclamation to the Red Cross Staff declaring March 2014 as Yolo County Red Cross Month.

2. 14-095 SUBJECT: Proclamation Honoring Outgoing Commission on Aging Commissioner, Lucinda Talkington

Recommendation for Action: Staff recommends that the City Council recognize outgoing Commission on Aging Commissioner, Lucinda Talkington with a proclamation.

Mayor Davies presented a proclamation honoring outgoing Commission on Aging Commissioner, Lucinda Talkington for her years of service on the Commission on Aging.

H. CONSENT CALENDAR

On a motion by Council Member Marble, seconded by Council Member Hilliard, and carried unanimously, the Council approved Consent Calendar Item No. 3 through 6.

Ayes: 5 - Mayor Davies, Vice Mayor Stallard, Council Member Marble, Council Member Hilliard and Council Member Denny

3. 14-091 SUBJECT: Treasurer's Investment Report Quarter Ending

December 31, 2013

Recommendation for Action: Staff recommends that City Council accept the quarterly Treasurer's Investment Report for the quarter ended December 31, 2013.

This Consent Item(s) was approved on the Consent Agenda

4. 14-070 SUBJECT: Final Acceptance and Notice of Completion for Water Meter Project, Phase 3, CIP 12-09

Recommendation for Action: Staff recommends City Council accept the Water Meter Project, Phase 3 construction contract as complete and authorize the City Clerk to file a Notice of Completion.

This Consent Item(s) was approved on the Consent Agenda

5. 14-103 SUBJECT: Support Position: SB 1262 (Correa) - Medical Marijuana

Recommendation for Action: Staff recommends that the City Council provide the attached letter of support for Senate Bill (SB) 1262 (Correa) related to Medical Marijuana.

This Consent Item(s) was approved on the Consent Agenda

6. 14-092 SUBJECT: Police Department Mobile Video System Upgrade

Recommendation for Action: Staff recommends the City Council approve Resolution No. _____ authorizing the purchase of an upgraded mobile video system for the Police Department through a Purchase Order with Lehr Auto Electric in the amount of $178,901.

Resolution No. 6216, "A Resolution of the City Council of the City of Woodland Authorizing the Purchase of a Mobile Video System from LEHR Auto Electric in the Amount of $178,901" was approved on the Consent Agenda.

I. REPORTS OF THE CITY MANAGER

7. 14-088 SUBJECT: Update on the Lower Sacramento Delta North Regional Flood Management Plan and CIP#09-15 Lower Cache Creek Flood Study

Recommendation for Action: Staff recommends that City Council receive this update on the status of the Lower Sacramento/Delta North Regional Flood Management Plan (RFMP) and the City's flood control efforts.

Council received an update on the status of the Lower Sacramento/Delta North Regional Flood Management Plan (RFMP) and the City's flood control efforts.

8. **14-094** SUBJECT: Update on the Yolo Rail Realignment Project

Recommendation for Action: Staff recommends that City Council receive this update on the status of the Yolo Rail Realignment efforts.

Council received an update on the status of the Yolo Rail Realignment efforts.

9. **14-099** SUBJECT: Refunding of Woodland Finance Authority Lease Revenue Bonds (2005 Capital Projects)

Recommendation for Action: Staff recommends that the City Council approve Resolution No. _____ approving the forms of and authorizing the execution and delivery of a Site Lease, a Lease/Purchase Agreement, an Escrow Agreement, and a Placement Agent Agreement, and authorizing certain additional actions.

On a motion by Vice Mayor Stallard, seconded by Council Member Marble and carried unanimously, Council adopted Resolution No. 6217, "Resolution of the City Council of the City of Woodland Approving the Forms of and Authorizing the Execution and Delivery of a Site Lease, a Lease/Purchase Agreement, an Escrow Agreement, and a Placement Agent Agreement, and authorizing Certain Additional Actions."

10. **14-093** SUBJECT: Overview of Woodland Crime Trends

Recommendation for Action: Staff recommends that the City Council receive a report on the Overview of Woodland Crime Trends and provide feedback to staff.

Public comment by: Janet Helms, Al Eby, Margaret Batterman and Teresa Pena

Council received a report on the Overview of Woodland Crime Trends and provided feedback to staff.

J. ADJOURNED at 8:16PM

Respectfully submitted,

Ana B. Gonzalez
City Clerk

300 First Street
Woodland, CA 95695

Legislation Details (With Text)

File #:	14-118 Version: 1	Name:	
Type:	Presentation	Status:	Agenda Ready
File created:	3/25/2014	In control:	City Council
On agenda:	4/1/2014	Final action:	

Title: SUBJECT: Sacramento-Yolo Mosquito & Vector Control District Presentation

Recommendation for Action: Staff recommends that the City Council receive a presentation by Gary Goodman, District Manager for the Sacramento-Yolo Mosquito & Vector Control District to provide an update regarding mosquitoes, West Nile virus activity, new invasive mosquito species, threats to public health and services offered by the Sacramento-Yolo Mosquito & Vector Control District.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result

TO: THE HONORABLE MAYOR AND CITY COUNCIL

DATE: April 1, 2014

SUBJECT: Sacramento-Yolo Mosquito & Vector Control District Presentation

Recommendation for Action : Staff recommends that the City Council receive a presentation by Gary Goodman, District Manager for the Sacramento-Yolo Mosquito & Vector Control District to provide an update regarding mosquitoes, West Nile virus activity, new invasive mosquito species, threats to public health and services offered by the Sacramento-Yolo Mosquito & Vector Control District.

Staff Contact

Ana Gonzalez, City Clerk - 530-661-5806, ana.gonzalez@cityofwoodland.org

Prepared by: Ana Gonzalez, City Clerk

Paul Navazio
City Manager

City of Woodland

300 First Street
Woodland, CA 95695

Legislation Details (With Text)

File #:	14-119 Version: 1	Name:	
Type:	Presentation	Status:	Agenda Ready
File created:	3/25/2014	In control:	City Council
On agenda:	4/1/2014	Final action:	
Title:	SUBJECT: Healthy Yolo Community Health Assessment Project Recommendation for Action: Staff recommends that the City Council receive a presentation by Mark Harlan, Health Program Coordinator with Yolo County Health Department on the Healthy Yolo project.		
Sponsors:			
Indexes:			
Code sections:			
Attachments:	Healthy Yolo Community Health Assessment		

Date	Ver.	Action By	Action	Result

TO: THE HONORABLE MAYOR AND CITY COUNCIL

DATE: April 1, 2014

SUBJECT: Healthy Yolo Community Health Assessment Project

Recommendation for Action : Staff recommends that the City Council receive a presentation by Mark Harlan, Health Program Coordinator with Yolo County Health Department on the Healthy Yolo project.

Staff Contact

Ana Gonzalez, City Clerk - 530-661-5806, ana.gonzalez@cityofwoodland.org

Prepared by: Ana Gonzalez, City Clerk

Paul Navazio
City Manager

Attachment

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Healthy Yolo Community Health Assessment

Healthy Yolo, through the Yolo County Health Department, is a public health effort to describe health characteristics of our community, analyze causal factors of health, and devise and implement programs to maintain or improve the health and well-being of all Yolo County residents.

Healthy Yolo has adapted the Mobilizing for Action through Planning and Partnership (MAPP) model for community health improvement in Yolo County. MAPP is a community-wide strategic planning tool for improving community health that helps communities prioritize public health issues and identify resources for addressing them. MAPP focuses on strengthening the whole system rather than separate pieces, thus bringing together diverse interests to collaboratively determine the most effective way to conduct public health activities.

Healthy Yolo has completed a Community Health Assessment (CHA), which is the compilation of four community assessments: the local public health system; community themes and strengths; community health status; and the forces of change.

The CHA is available to the public for review and input during the month of April. The CHA along with the seven regional reports will be available on the Healthy Yolo website. In addition, Healthy Yolo will present the CHA information to the city councils and conduct community forums throughout the county.

During the community forums, the CHA information will be presented, community members will help identify strategic issues, and the forum will close with a questions and answers segment and a discussion of the next steps.

After the strategic issues have been identified, the next phase involves community members and local public health system representatives in the formation of goal statements related to each strategic issue and identify strategies for achieving each goal.

For more information about the Healthy Yolo Community Health Assessment, please visit www.HealthyYolo.org, or contact:

Mark Harlan, Yolo County Health Program Coordinator
137 N. Cottonwood Street, Suite 2100
Woodland, CA 95695
Email: healthyyolo@yolocounty.org
Phone: (530) 666-8638

300 First Street
Woodland, CA 95695

Legislation Details (With Text)

File #:	14-120	Version:	1	Name:	
Type:	Presentation			Status:	Agenda Ready
File created:	3/25/2014			In control:	City Council
On agenda:	4/1/2014			Final action:	

Title: SUBJECT: Proclaim May 6, 2014 as BIG Day of Giving

Recommendation for Action: Staff recommends that the City Council adopt a Proclamation proclaiming May 6, 2014 as BIG Day of Giving.

Sponsors:

Indexes:

Code sections:

Attachments: BIG Day Proclamation

Date	Ver.	Action By	Action	Result

TO: THE HONORABLE MAYOR AND CITY COUNCIL

DATE: April 1, 2014

SUBJECT: Proclaim May 6, 2014 as BIG Day of Giving

Recommendation for Action : Staff recommends that the City Council adopt a Proclamation proclaiming May 6, 2014 as BIG Day of Giving.

Staff Contact

Ana B. Gonzalez, City Clerk - 530-661-5806, ana.gonzalez@cityofwoodland.org

Discussion

May 6th, 2014 is the BIG Day of Giving in our region, a 24-hour giving challenge starting at midnight and ending at 11:59pm on May 6th.

BIG Day of Giving is led by a partnership of the region's premier community foundations: Sacramento Region Community Foundation, Placer Community Foundation, and Yolo Community Foundation. These foundations play a leading role in promoting and advancing philanthropy and giving.

Meg Stallard, President of Yolo Community Foundation will be at the meeting to receive the proclamation.

Prepared by: Ana B. Gonzalez, City Clerk

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Paul Navazio
City Manager

Attachment

CITY OF WOODLAND

BIG DAY OF GIVING PROCLAMATION

WHEREAS, May 6th, 2014 is the BIG Day of Giving in our region, a 24-hour giving challenge starting at midnight and ending at 11:59pm on May 6th; and

WHEREAS the BIG Day of Giving hopes to raise $1 Million in unrestricted funds for 400 nonprofits across the region and engage 5000 donors with 30% of those as new donors to the nonprofits of their choosing; and

WHEREAS, the BIG Day of Giving is led by a partnership of the region's premier community foundations: Sacramento Region Community Foundation, Placer Community Foundation, and Yolo Community Foundation, and that these foundations play a leading role in promoting and advancing philanthropy and giving; and

WHEREAS, the BIG Day of Giving participating nonprofits had to successfully complete a rigorous and transparent process of creating a profile on the GivingEdge, the region's first philanthropic database, sharing information about finances, governance, programs, management, and specific needs in order to be eligible to participate; and

WHEREAS, the BIG Day of Giving's participating nonprofits, including more than 40 Yolo County nonprofits, are a large economic engine that offer opportunities for giving, volunteerism, and community involvement that enhance community life and make our region a better place to live; and

WHEREAS, the BIG Day of Giving has raised more than $250,000 in matching funds and prize challenges for the nonprofits to make donations go further and motivate donors to give and nonprofits to compete for prize challenges.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Woodland City Council of the County of Yolo, California, that May 6th, 2014 be recognized as the BIG Day of Giving, to raise the level of philanthropy in the region, as led by the Sacramento Region, Placer, and Yolo Community Foundations.

Dated this 21st day of March, 2014

Marlin H. "Skip" Davies, Mayor

Tom Stallard, Vice-Mayor

William L. Marble, Council Member

Jim Hilliard, Council Member

Sean R. Denny, Council Member

Legislation Details (With Text)

File #:	14-096 Version: 1	Name:	
Type:	Consent Item(s)	Status:	Agenda Ready
File created:	3/11/2014	In control:	City Council
On agenda:	4/1/2014	Final action:	

Title: SUBJECT: 2013/2014 ADA Improvement Project, CIP 14-05; Approve Plans and Specifications, Authorize Bid Advertisement, and Authorize the City Manager to Execute the Construction Contract

Recommendation for Action: Staff recommends that the City Council adopt Resolution No. ______; 1) approving the plans and specifications for the 2013/2014 ADA Improvement Project (CIP 14-05), 2) authorizing bid advertisement, and 3) authorizing the City Manager to award the construction contract to the lowest responsive, responsible bidder up to $113,000.

Sponsors:

Indexes:

Code sections:

Attachments: 2013/2014 ADA Project Location Map
Resolution 2013/2014 ADA Project

Date	Ver.	Action By	Action	Result

TO: THE HONORABLE MAYOR AND CITY COUNCIL

DATE: April 1, 2014

SUBJECT: 2013/2014 ADA Improvement Project, CIP 14-05; Approve Plans and Specifications, Authorize Bid Advertisement, and Authorize the City Manager to Execute the Construction Contract

Recommendation for Action : Staff recommends that the City Council adopt Resolution No. ______; 1) approving the plans and specifications for the 2013/2014 ADA Improvement Project (CIP 14-05), 2) authorizing bid advertisement, and 3) authorizing the City Manager to award the construction contract to the lowest responsive, responsible bidder up to $113,000.

Staff Contact

Chris Fong, Associate Civil Engineer, (530) 661-5972, chris.fong@cityofwoodland.org

Fiscal Impact

The approved FY 13/14 Capital Budget allocated $110,000 in CDBG funds for this project, however after approval of the Budget, the CDBG allocation was increased to $136,955. This amount is augmented by $21,161.99 in remaining funds from the FY12/13 ADA Improvement Project for a total project budget of $158,116.99. The total budget is $131,162 which is funded by $110,000 from the 2013/2014 Community Development Block Grant (CDBG) and $21,162 of carry-over from the 2012/2013 CDBG funding. The

Engineer's estimate is $113,000. The difference between the total project budget and the construction contract represents the amount budgeted for design, construction management, and construction contingency.

There is no impact to the General Fund.

Background

The City of Woodland applies for CDBG funds annually from the United States Department of Housing and Urban Development (HUD). CDBG funds must be used for activities that assist lower-income person and to eliminate conditions of blight from the community.

In 2013, the Engineering Division applied for and received $136,955 in CDBG grant funding for access improvements for persons with disabilities to various locations within the City. The City applied unused 2012 funds in the amount of $21,162 to the 2013 CDBG Grant.

The project conforms to the requirements of the CDBG grant, the Americans with Disabilities Act (ADA), and is fully supported by the City's ADA citizen's advisory committee. Wherever reasonable, construction hours will be limited such that work is completed in a manner that minimizes disruption to local businesses, schools and residents. The project locations were selected from the City's priority route, to provide access to public facilities such as parks and public schools. The 2014 priority project locations are shown on the attached map.

The project plans and specifications are available on file with the City Clerk. Upon Council authorization, the project bids will be solicited with an approximate bid opening date of late April. Staff anticipates bid award and beginning of construction around the middle of May 2014.

To comply with CDBG funding requirements, all project funds must be expended by June 30, 2014. To expedite the process and project completion date, staff is requesting that the City Manager be authorized to award the construction contract in an amount not to exceed $113,000.

Conclusion

Staff recommends that the City Council adopt Resolution No. ; 1) approving the plans and specifications for the 2013/2014 ADA Improvement Project (CIP 14-05), 2) authorizing bid advertisement, and 3) authorizing the City Manager to award the construction contract to the lowest responsive, responsible bidder up to $113,000.

Prepared by: Chris Fong, P.E., Associate Civil Engineer

Reviewed by: Katie Wurzel, P.E., T.E., Principal Civil Engineer

Ken Hiatt, Community Development Director

Paul Navazio, City Manager

Attachments: 1. Project Location Map

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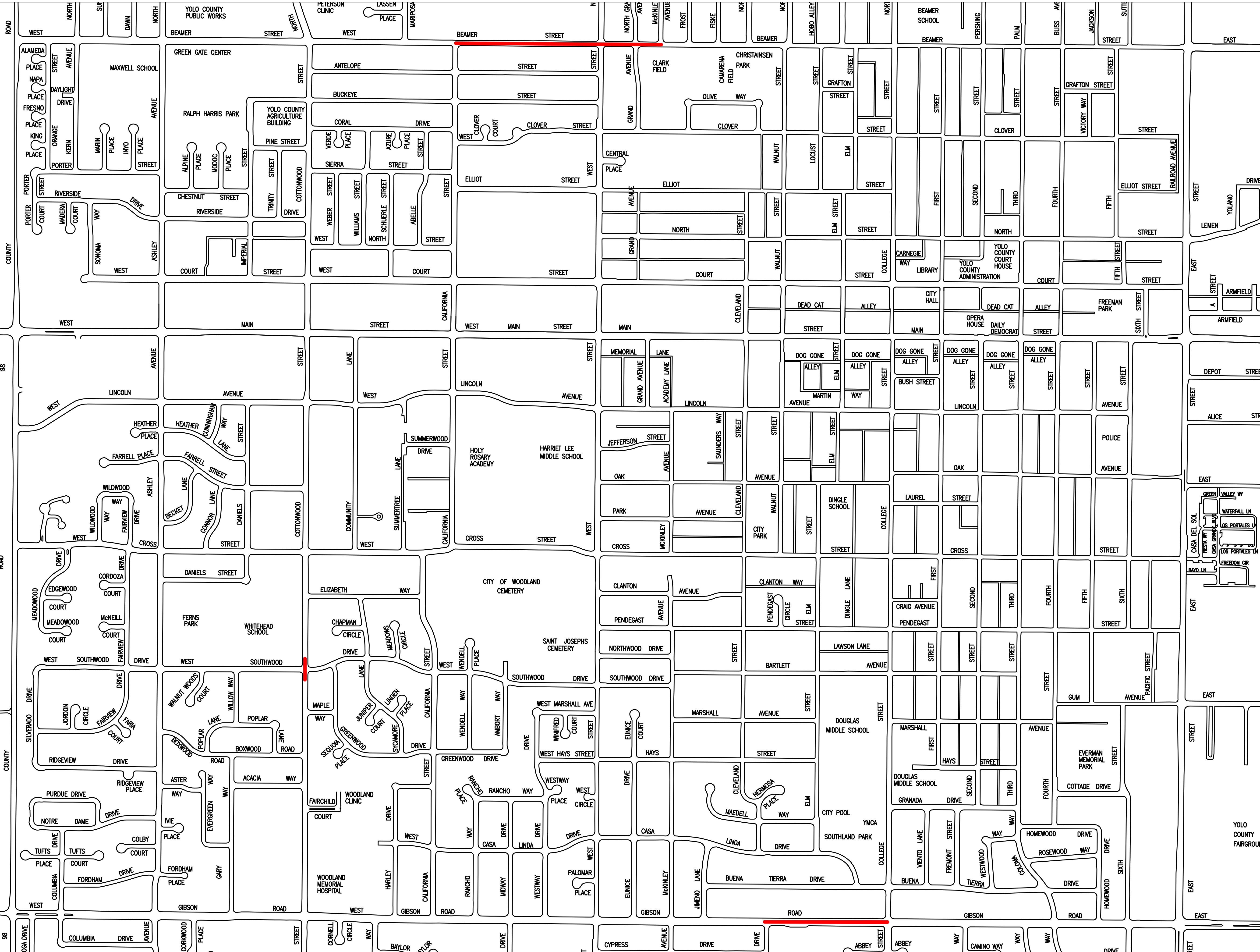
2. Resolution

LEGEND
ADA PRIORITY ROUTE
FOR CDBG 2013-2014



RESOLUTION NO. ___

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODLAND APPROVING THE PLANS AND SPECIFICATIONS FOR THE 2013/2014 ADA IMPROVEMENT PROJECT, AUTHORIZING BID ADVERTISEMENT, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOLLOWING BID OPENING TO THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER PROVIDED THE CONTRACT AMOUNT DOES NOT EXCEED $113,000

WHEREAS, the City of Woodland applied for and received $136,955 in CDBG funds to use for access improvements for persons with disabilities at various locations throughout the City, referred to as 2013/2014 ADA Improvement Project, CIP 14-05 (the "Project"); and

WHEREAS, the City must expend all CDBG funds by June 30, 2014; and

WHEREAS, the City Council desires to expend the funds and to construct the Project; and

WHEREAS, the Project conforms to the requirements of the CDBG grant and satisfies the requirements of the Americans with Disabilities Act (ADA); and

WHEREAS, the Project is fully supported by the City's ADA citizen's advisory committee; and

WHEREAS, the Project has been reviewed in accordance with the California Environmental Quality Act (CEQA) and is considered exempt under the Existing Facilities exemption, CEQA Guideline 15301(c).

.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WOODLAND AS FOLLOWS:

Section 1. The City Council hereby approves the plans and specifications for the 2013/2014 ADA Improvement Project, CIP 14-05, which are available on file with the City Clerk.

Section 2. The City Council authorizes City staff to advertise the 2013/2014 ADA Improvement Project, CIP 14-05 for bids, with bid opening date anticipated to occur in April 2014.

Section 3. The City Council further authorizes the City Manager to execute an agreement with the lowest responsible and responsive bidder following bid opening provided that the total contract amount does not exceed One Hundred Thirteen Thousand Dollars ($113,000.00).

Section 4. The City Council finds that the Project is exempt from CEQA pursuant to CEQA Guideline 15301(c) and finds that the filing of a Notice of Exemption is appropriate for the Project.

PASSED AND ADOPTED this ________ day of ___________ 2014, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

____
Marlin "Skip" Davies, Mayor

ATTEST:

____
Ana B. Gonzalez, City Clerk

Legislation Details (With Text)

File #:	14-097	Version: 1	Name:		
Type:	Consent Item(s)		Status:	Agenda Ready	
File created:	3/11/2014		In control:	City Council	
On agenda:	4/1/2014		Final action:		

Title: SUBJECT: Ashley Gate Rehabilitation, CIP 14-12; Award Construction Contract, Approve Reallocation of $85,000 of Water Enterprise Funds; and Amend Professional Services Agreement with Laugenour and Meikle

Recommendation for Action: Staff recommends that the City Council approve Resolution No. _________ authorizing the award of a construction contract in the amount of $339,860 to Homen Root Construction for the Ashley Gate Rehabilitation, CIP 14-12; approving reallocation of $85,000 of Water Enterprise Funds from First New Ground Level Tank, CIP 08-33 to Ashley Gate Rehabilitation, CIP 14-12; and Amending the Professional Services Agreement for Ashley Gate Rehabilitation Design with Laugenour and Meikle to increase the Agreement to $58,870.

Sponsors:

Indexes:

Code sections:

Attachments: Ashley Gate Resolution

Date	Ver.	Action By	Action	Result

TO: THE HONORABLE MAYOR AND CITY COUNCIL

DATE: April 1, 2014

SUBJECT: Ashley Gate Rehabilitation, CIP 14-12; Award Construction Contract, Approve Reallocation of $85,000 of Water Enterprise Funds; and Amend Professional Services Agreement with Laugenour and Meikle

Recommendation for Action : Staff recommends that the City Council approve Resolution No. _________ authorizing the award of a construction contract in the amount of $339,860 to Homen Root Construction for the Ashley Gate Rehabilitation, CIP 14-12; approving reallocation of $85,000 of Water Enterprise Funds from First New Ground Level Tank, CIP 08-33 to Ashley Gate Rehabilitation, CIP 14-12; and Amending the Professional Services Agreement for Ashley Gate Rehabilitation Design with Laugenour and Meikle to increase the Agreement to $58,870.

Staff Contact

Chris Fong, Associate Civil Engineer - (530) 661-5972, chris.fong@cityofwoodland.org

Fiscal Impact

The project construction is funded in the Capital Budget in the amount of $320,000 through the Water Enterprise fund. The City has determined that the allocated funding is insufficient to construct the project.

Staff recommends that the Council approve a reallocation of $85,000 of Water Enterprise Funds from First New Ground Level Tank, CIP 08-33 to Ashley Gate Rehabilitation, CIP 14-12. The new total project construction budget amount is $405,000 and includes construction contingency and construction management.

This project design and construction is part of the Surface Water Project and is a mitigation feature for the installation of the City's First Ground Level Tank located at David Douglass Park.

Background

City Council authorized staff to bid the project on July 16, 2013. The City advertised the bid on July 19, 2013 and on the bid opening day of August 22, 2013, the City received no bids. The City sent the bid package to ARC Document Solutions and 11 Plan Houses for distribution as well as advertised the bidding opportunity in the Daily Democrat newspaper. The City did an investigation of why no bids were received and came up with the following possible explanations:

- The week when the bids were opened appeared to be a busy week for bid openings for similar projects so some firms who may have applied chose not to submit a bid.
- Over 50% of the project costs were related to electrical components such as Supervisory Control And Data Acquisition (SCADA) which have a certain level of complexity that may have discouraged some general contractors from bidding.

City staff followed the bidding process as outlined in the California Public Contract Code as well as the City's Purchasing Policy. If no bids are received, the City is no longer required to follow Public Contract Code procedures to award the construction contract and per the Purchasing Policy is allowed to award the contract per alternative procedures. After discussions with the City Attorney, City staff decided to (1) directly solicit three firms whom City staff knew could perform the work and (2) postpone the project award until spring 2014.

The First Ground Level Water Tank is being constructed at David Douglass Park as an integral part of the Surface Water Project. David Douglass Park is part of the City's storm water system and the Tank Project construction results in loss of storage for storm attenuation. To mitigate for this loss of capacity, the control system for operation of the facility (Ashley Gate) needs to be upgraded to increase its reliability and replace capacity through better control of the basin storage function.

Discussion

In late 2013/early 2014, the City solicited bids and receive the following three bids:

Bidder's Name	Bid Amount
Meyers & Sons Construction	$411,280
Auburn Constructors, Inc.	$434,700
Homen Root Construction	$339,860

The City determined that construction costs were significantly higher than anticipated. Given the submitted bid prices, the City believes that Homen Root Construction's bid prices are reasonable. The City could have rebid the project but would not be expecting lower bids than what was received from our direct solicitation efforts. In order to make up the difference between the City's estimate and the bid, staff proposes to reallocate $85,000 of Water Enterprise Funds from the First Ground Level Tank project, CIP 08-33 to the Ashley Gate Rehabilitation project, CIP 14-12.

The scope of the proposed amendment to the Professional Services Agreement with Laugenour and Meikle will increase the design cost from $48,260 to $58,870. The amendment includes improvement plan modifications

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and the addition of scope for design services during construction.

Conclusion

Staff recommends that the City Council approve Resolution No. _________ authorizing the award of the construction contract in the amount of $339,860 to Homen Root Construction for the Ashley Gate Rehabilitation, CIP 14-12; approving reallocation of $85,000 of Water Enterprise Funds from First New Ground Level Tank, CIP 08-33 to Ashley Gate Rehabilitation, CIP 14-12; and Amending the Professional Services Agreement for Ashley Gate Rehabilitation Design with Laugenour and Meikle to increase the Agreement amount to $58,870.

Prepared by: Chris Fong, Associate Civil Engineer

Reviewed by: Tim Busch, Principal Utilities Civil Engineer

Ken Hiatt, Community Development Director

Paul Navazio, City Manager

Attachment: Resolution

RESOLUTION NO. ___

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODLAND APPROVING AN AGREEMENT WITH HOMEN ROOT CONSTRUCTION FOR REMOVAL AND RELOCATION OF EXISTING HYDRAULIC STORM DRAIN GATE CONTROL UTILITY BOX AND CONSTRUCTION OF A NEW CONCRETE MASONRY BUILDING FOR ELECTRICAL AND SCADA CONTROL SYSTEMS, REALLOCATING $85,000 OF WATER ENTERPRISE FUNDS FROM THE FIRST NEW GROUND LEVEL TANK CIP 08-33 T ASHLEY GATE REHABILITATION, AND AMENDING THE PROFESSIONAL SERVICES AGREEMENT WITH LAUGENOUR AND MEIKLE FOR ASHLEY GATE REHABILITATION DESIGN

WHEREAS, the City Council authorized staff to bid the Ashley Gate Rehabilitation Project, Capital Improvement Project ("CIP") (the "Project") 14-12 on July 16, 2013; and

WHEREAS, after advertising the bid on July 19, 2013, and receiving no bids on the bid opening day of August 22, 2013, the City subsequently followed its Purchasing Policy, which permits alternative procedures when no bids are received, and directly solicited three firms; and

WHEREAS, after receiving bids from the three firms solicited, Homen Root Construction was determined to be the lowest responsible and responsive bidder with its bid of $339,860, which exceeded City staff's estimate; and

WHEREAS, the City of Woodland wishes to enter into a construction contract with Homen Root Construction for Ashley Gate Rehabilitation, CIP #14-12 ("Agreement"); and

WHEREAS, the City Council wishes to approve the Agreement and take other steps as necessary to effectuate the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WOODLAND AS FOLLOWS:

Section 1. The City Council hereby approves the Agreement. The City Manager is hereby authorized and directed to execute the Agreement, subject to City Attorney approval. The City Attorney is hereby authorized to make clarifying and confirming changes so long as the total dollar amount authorized in the Agreement does not change.

Section 2. The City Council hereby authorizes the reallocation of $85,000 of Water Enterprise Funds from First New Ground Level Tank, CIP 08-33 to Ashley Gate Rehabilitation CIP 14-12.

Section 3. The City Council further authorizes the City Manager to execute an amendment to the Professional Services Agreement for Ashley Gate Rehabilitation Design ("Amendment") with Laugenour and Meikle to increase the Agreement amount to $58,870.

Section 4. A copy of the Agreement and Amendment are available and on file in the City Clerk's office, and are incorporated herein by reference and made a part of this Resolution.

PASSED AND ADOPTED this ________ day of ___________ 2014, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

____
Marlin "Skip" Davies, Mayor

ATTEST:

____
Ana B. Gonzalez, City Clerk

Legislation Details (With Text)

File #:	14-109	Version: 1	Name:	Well 28 Settlement Agreement
Type:	Report of the City Manager		Status:	Agenda Ready
File created:	3/20/2014		In control:	City Council
On agenda:	4/1/2014		Final action:	

Title: SUBJECT: Settlement Agreement and Reallocation of Water Enterprise Funding for Well 28 Replacement Project (CIP 10-08)

Recommendation for Action: Staff recommends that the City Council approve the attached resolution authorizing the City Manager to execute the settlement agreement with Mascon, Inc. for the Well 28 Project (CIP 10-08) and approve the reallocation of $215,000 from the Water System Maintenance and Repairs Project (CIP 09-23) to the Well 28 Project (CIP 10-08).

Sponsors:

Indexes:

Code sections:

Attachments: Resolution - Mascon Settlement Agreement
Exhibit A. Mascon Settlement Agreement

Date	Ver.	Action By	Action	Result

TO: THE HONORABLE MAYOR AND CITY COUNCIL

DATE: April 1, 2014

SUBJECT: Settlement Agreement and Reallocation of Water Enterprise Funding for Well 28 Replacement Project (CIP 10-08)

Recommendation for Action : Staff recommends that the City Council approve the attached resolution authorizing the City Manager to execute the settlement agreement with Mascon, Inc. for the Well 28 Project (CIP 10-08) and approve the reallocation of $215,000 from the Water System Maintenance and Repairs Project (CIP 09-23) to the Well 28 Project (CIP 10-08).

Staff Contact

Brent Meyer, City Engineer, 530-661-5947, brent.meyer@cityofwoodland.org

Fiscal Impact

The currently approved project budget is $2,953,000. This includes $1,953,000 in Water Enterprise Funds, $250,000 from the Redevelopment Bond Fund and $750,000 from the Redevelopment Agency (RDA). The $750,000 of RDA funding was placeholder funding that was reimbursed from the State due to their impact from the Yolo County Court relocation project. An additional allocation of $215,000 of Water Enterprise funding is needed to cover costs associated with the settlement agreement and other unanticipated costs.

Background

The contractor, Mascon, began construction of the Well Replacement-Well 28, Phase II, project in April 2012 and finished the work August 2013. Work on the project was delayed for several reasons including the testing of lead based paint on the park buildings (that have now been removed), the monitoring well construction on the park site and the redesign of the well to add aquifer storage and recovery (ASR) capabilities to the well. At the time that Well 28 was designed, the ASR concept was under exploration, but the detail design elements were not fully defined. After Well #28 construction was already underway, it was determined that the project needed some amount of redesign of the above ground plumbing and associated building modifications which added time and cost to the project.

The City and the contractor were able to come to agreement on the cost of the actual changes in work on the project. However, the contractor submitted several claims related to his costs for project delays. After the project was finished in August 2013, City staff and the contractor attempted to reach agreement regarding a cost for these delays but these efforts were unsuccessful. Agreement could not be reached and mutual decision was made to go to mediation. Mediation was held on March 6, 2014, at which a settlement agreement for $112,500 was reached contingent upon City Council approval by April 1, 2014.

Conclusion

Staff recommends that the City Council approve the attached resolution authorizing the City Manager to execute the settlement agreement with Mascon, Inc. for the Well 28 Project (CIP 10-08) and approve the reallocation of $215,000 from the Water System Maintenance and Repairs Project (CIP 09-23) to the Well 28 Project (CIP 10-08).

Prepared by: Brent Meyer
City Engineer

Reviewed by: Ken Hiatt
Community Development Director

Paul Navazio
City Manager

Attachments: Resolution and Settlement Agreement, 3/6/2014

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RESOLUTION NO. ___

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODLAND APPROVING A SETTLEMENT AGREEMENT WITH MASCON, INC

WHEREAS, the City of Woodland contracted in the Spring of 2012 with Mascon, Inc. for the construction of Well 28 within the City of Woodland; and

WHEREAS, Mascon, Inc. was delayed during project construction and claimed that it was owed compensation in addition to the contracted amount for such delay; and

WHEREAS, the City of Woodland and Mascon participated in a mediation and agreed to settle and resolve all outstanding claims of Mascon and documented this agreement in the Settlement Agreement and Mutual Release of Claims ("Agreement"), attached hereto as **Exhibit A**; and

WHEREAS, the Agreement provides by its own terms that it shall only become effective upon City Council approval; and

WHEREAS, the City Council now wishes to approve the Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WOODLAND AS FOLLOWS:

<u>Section 1</u>. The City Council hereby approves the Agreement and instructs the City Manager and City Attorney to take all steps necessary to implement the Agreement.

PASSED AND ADOPTED this ________ day of ___________ 2014, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

____
Marlin "Skip" Davies, Mayor

ATTEST:

____
Ana B. Gonzalez, City Clerk

EXHIBIT A.

SETTLEMENT AGREEMENT AND MUTUAL RELEASE OF CLAIMS

This SETTLEMENT AGREEMENT AND MUTUAL RELEASE OF CLAIMS (hereinafter referred to as the "Agreement") is entered into by and between MASCON, INC. ("hereinafter referred to as "MASCON") and the CITY OF WOODLAND (hereinafter referred to as "CITY").

RECITALS

WHEREAS, MASCON entered into a contract with the CITY wherein MASCON agreed to construct the Well Replacement Phase II- Well 28 Project located in Woodland, California (hereinafter "Project");

WHEREAS, MASCON alleged it incurred various delay damages and other costs incurred as a result of Project delay attributable to the CITY and MASCON alleged other direct cost claims arising out of the Project. CITY disputes all of the claims and allegations of MASCON;

WHEREAS, MASCON and CITY now desire to settle all their disputes arising from the above-mentioned Project;

NOW, THEREFORE, MASCON and CITY, in consideration of their mutual covenants and promises, hereby agree to a full and final compromise and settlement of claims, controversies and disputes between the parties only on the following terms and conditions:

AGREEMENT

1. PAYMENT BY CITY. Subject to the provisions set forth in paragraph 8 below, CITY OF WOODLAND shall pay to MASCON the sum of $ 112,500.00 . CITY shall tender payment to MASCON no later than ten days after this Agreement is approved by the Woodland City Council. *

2. MASCON'S RELEASE OF CITY. Except as set forth in Paragraph 4 below, MASCON hereby releases and discharges CITY and CITY's agents and employees from all claims, causes of action, rights, theories, contentions, demands, obligations, losses, costs, expenses, attorney fees and liabilities of any nature whatsoever, whether based on contract, tort, statute or any other legal or equitable theory of recovery insofar as any of the same relate to or arise out of the Project.

3. CITY'S RELEASE OF MASCON. Except as set forth in Paragraph 4 below, CITY hereby releases and discharges MASCON and MASCON's agents, employees, officers, directors, sureties, insurers, subcontractors and suppliers from any and all claims, causes of action, rights, theories, contentions, demands, obligations, losses, costs, expenses, attorney fees, and liabilities of any nature whatsoever, whether

* IN ADDITION, CITY SHALL IMMEDIATELY ISSUE A LETTER TO THE BANK OF THE WEST AUTHORIZING RELEASE OF RETENTION TO MASCON FOR THE ENTIRE BALANCE REMAINING IN THE ESCROW ACCOUNT.

based on contract, tort, statute or any other legal or equitable theory of recovery insofar as any of the same relate to or arise out of the Project.

4. MATTERS NOT RELEASED. Notwithstanding the release and waiver provisions set forth in Paragraphs 2, 3 and 5 of this Agreement, it is expressly agreed and understood by MASCON and CITY that the waiver and release provisions set forth in Paragraphs 2, 3 and 5 do not apply to, or waive or release any claims, causes of action or actions arising out of any unknown latent deficiencies pertaining to the labor, materials or equipment furnished by MASCON for the Project or any claims, actions or damages arising out of any express warranty rights and/or obligations. In addition, the release and waiver provisions set forth in Paragraphs 2, 3 and 5 of this Agreement, shall not waive or release any claims which arise out of any third party personal injury, wrongful death or property damage claims arising out of, or related to the Project. In addition, the releases provided in this Agreement shall not relate or pertain to any of the rights or obligations arising out of this Agreement. *

5. CIVIL CODE SECTION 1542 WAIVER. As to the matters released in Paragraphs 2 and 3 above, and subject to Paragraph 4 above (Matters Not Released), MASCON and CITY waive the protections of Civil Code Section 1542 which states:

> "A general release does not extend to claims which the creditor does not know or suspect to exist in his or her favor at the time of executing the release, which if known by him or her must have materially affected his or her settlement with the debtor."

6. WARRANTY OF AUTHORITY. The parties each further warrant and represent to the other that none of them has heretofore assigned or transferred or purported to assign or transfer to any person any interest in any claim which it may have against any of the parties hereto, and against any claims, liability, demands, costs, expense and attorney fees incurred by any party hereto based on, in connection with or arising out of any such assignment or transfer or purported or claimed assignment or transfer.

7. NO ADMISSIONS. MASCON and CITY hereby acknowledge and agree that each party hereto has entered into this Agreement solely to avoid the cost, expense and uncertainty of litigation and that this Agreement is a compromise of disputed claims and shall not be deemed to be construed as an admission of liability of any kind whatsoever by any party in favor or against any other party.

8. SETTLEMENT SUBJECT TO APPROVAL BY CITY COUNCIL. It is agreed and understood by and between the parties that this Agreement is subject to approval by the Woodland City Council. CITY represents that the City Council will consider this Agreement no later than APRIL 1, 2014. This Agreement shall be null and void in the event the Woodland City Council does not approve settlement based upon the terms and conditions set forth in this Agreement.

* THE PARTIES REPRESENT THAT THEY CURRENTLY ARE NOT AWARE OF ANY CLAIMS OR THREATENED CLAIMS PERTAINING TO ANY MATTERS NOT RELEASED PURSUANT TO THIS PARAGRAPH 4.

9. INTEGRATION. This Agreement represents and contains the entire agreement and understanding between the parties hereto with respect to the settlement of this matter. This Agreement may not be amended or modified except by an agreement in writing signed by the party against whom the enforcement of any modification or amendment is sought.

10. FEES AND EXPENSES. Each party hereto shall pay its own expenses, including legal fees, incurred in connection with this dispute and the negotiation, preparation and execution of this Agreement. However, in the event any party to this Agreement institutes or defends against any action or proceeding to enforce any claim or right arising under this Agreement, the prevailing party shall be entitled to recover their attorney fees and costs incurred in connection therewith.

11. REPRESENTATION BY COUNSEL. Each party represents that they have relied upon the legal advice of their attorneys, who are the attorneys of their own choice. Each party further represents that the terms of this Agreement have been completely read and explained to them by their attorneys, and that those terms are fully understood and voluntarily accepted by them.

12. CONSTRUCTION. Each party and counsel for each party have reviewed this Agreement and accordingly the normal rule of construction to the affect that any ambiguities are to be resolved against the drafting party shall <u>not</u> be employed in the interpretation of this Agreement. In the event that one or more of the provisions, or portions of this Agreement is determined to be illegal or unenforceable, the remainder of this Agreement shall not be affected thereby and each remaining provision or portion thereof shall continue to be valid and effective and shall be enforceable to the fullest extent permitted by law. This Agreement is entered into in the State of California and shall be construed and interpreted in accordance with its law.

13. AGREEMENT AS COMPLETE DEFENSE. This Agreement may be pleaded as a full and complete defense to and may be used as a basis, for injunction against any action, suit or other proceeding which may be instituted, prosecuted or attempted in breach of this Agreement, except for an action based on a breach of this Agreement.

14. FURTHER INSTRUMENTS. Each party hereto agrees to execute, acknowledge and/or deliver, or cause to be executed, acknowledged and/or delivered, such further instruments and documents as may be necessary in order to consummate this Agreement.

15. TIME OF PERFORMANCE. Each party agrees that time is of the essence and each party agrees to use their best efforts to promptly perform all obligations hereunder.

16. EXECUTION AND DELIVERY BY FAX. This Agreement may be executed in counterparts and a signature forwarded by fax or email shall be deemed an original ink signature.

MASCON, INC.

By: ______________________
Name: Michael A. Schneider
Title: President

Dated: 3/6/14

CITY OF WOODLAND

By: ______________________
Name: BRENT MEYER
Title: CITY ENGINEER

Dated: 3/6/14