



TOWN OF LOOMIS

ACTION MINUTES
REGULAR MEETING OF
LOOMIS TOWN COUNCIL
LOOMIS DEPOT

5775 HORSESHOE BAR ROAD, LOOMIS, CA 95650

www.loomis.ca.gov

TUESDAY

MARCH 13, 2012

7:00 P.M.

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

- a. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION.** Form for Town Manager position, pursuant to Section 54957 of the Government Code.
- b. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:** Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: One case

TUESDAY

MARCH 13, 2012

7:30 P.M.

CALL TO ORDER

Call to order by Mayor Calvert at 7:30 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present:

Mayor Calvert
Councilmember Liss
Councilmember Morillas
Councilmember Scherer
Councilmember Ucovich

STATEMENT OF ACTION TAKEN DURING CLOSED SESSION

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

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.

Councilmember Morillas recognized Millie Beatie who recently passed away.

Councilmember Scherer recognized Mary Francis Scherer, his mother, who recently passed away.

Mayor Calvert recognized Nancy Beck, who recently passed away.

Mayor Calvert called a moment of silence.

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 five minutes.**

Sonja Cupler, 5630 Tudor Way, stated the following:

- expressed her opposition against the nepotism that exists between the Council and the Planning Commission and the conflict of interest that exists between one of the Council, who is on the Board of Directors of a non-profit group that receives money from our Town
- it's outrageous the amount of money that has to be paid to cut down trees, the tree ordinance needs to be revised
- she would like to have the Heritage Park decision revisited, (that was putting the cart before the horse) a decision has already been made and a workshop is coming after the fact

Kathryn Seers, 3720 Sierra College Boulevard, stated the following:

- she would like Council to consider writing a letter to Loomis Basin Park & Recreation and ask to use their non-profit status for raising funds for our parks
- she asked Council to consider naming the skate park, Nancy Beck

Bill Branch, 6605 Wells Avenue, stated the following:

- the accusation has been made that one member of this Council has a supposed conflict of interest because he also sits on a non-profit board
- this individual needs to read the law, a conflict of interest can only be a financial conflict of interest, it has to affect the individuals income or their financial well being
- this individual derives no income from that, no financial benefit, and it is not a conflict of interest

Grace Kamphefner, 5425 Moss Lane in Granite Bay, stated the following:

- as of last week they have raised \$200,000 since last May for the Del Oro Aquatic Center
- the Del Oro pool is in bad disrepair and expensive for the school district to maintain
- Friends of the Del Oro Pool got together about two years ago and hired a consultant who came up with a conceptual plan for the aquatic center
- their goal is to break ground next winter to create a facility for our future and our community

Kelly Groth, 3996 Lakeside Court, stated the following:

- he is here to offer advice as a citizen so we don't get mired down with negativity
- the Tea Party is trying to fight the explosion of the Federal and State governments and the intrusion into our personal lives
- asked Council to avoid getting involved in resolutions that suggest certain behaviors of living that infringe upon personal liberties and rights
- he doesn't want to be told to do things, he should have a personal choice and shouldn't have to come each month and defend his liberties

Pat Miller, 4395 Gold Trail Way, stated that she supports, Ms. Seers suggestion to name the multi-use plaza after Nancy Beck.

Pat Bechtal, 3330 Spence Road, stated the following:

- Councilmember Scherer's daughter put a lot of skin in the game for the new pool in the beginning
- Ms. Kamphefner and her husband will match \$1,000,000 toward the new pool
- he asked the Council to help get the word out and get this pool done

Haley Corbin, 5556 Joan Way, stated the following:

- she would like to take a moment to not only recognize the heroes that we lost but also the heroes that are in this room
- instead of becoming angry we need to think about how lucky we are to be in this community

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 Scherer, seconded by Councilmember Ucovich 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.

A motion was made to approve the Consent Agenda, pulling items 6, 8, and 12 forward for discussion. On motion by Councilmember Scherer, seconded by Councilmember Ucovich and passed by voice vote.

CONSENT AGENDA

RECOMMENDED ACTION

- | | |
|--------------------------------------|------------------|
| 1. Council Minutes – 2/14/12 | APPROVE |
| 2. Monthly Check Register – February | RECEIVE AND FILE |
| 3. Statement of Activity | RECEIVE AND FILE |
| 4. Treasurer's Report | RECEIVE AND FILE |
| 5. Planning Status Report | RECEIVE AND FILE |

- | | | |
|-----|---|---|
| 7. | <u>TruGreen Landcare – Landscape Maintenance</u>
Second amendment with TruGreen Landcare to service the Blue Anchor Park and Parking Facility (Continued from February 14, 2012) | <i>APPROVE</i> |
| 9. | <u>Thursday Night Family Fest Agreement</u>
Approving the second year for the Thursday Night Family Fest special event at the Depot parking lot | <i>APPROVE</i> |
| 10. | <u>2012 Summer Swim Program</u>
Direct staff to move forward with the scheduling of the 2012 Summer Swim Program with a not-to-exceed amount of \$5,000 | <i>APPROVE</i> |
| 11. | <u>Draft Park, Recreation & Open Space Master Plan</u>
A resolution of the Town Council of the Town of Loomis authorizing the Town Manager to execute an agreement acceptable to the Town Attorney for the preparation of a California Environmental Quality Act (CEQA) compliant document for the draft Park, Recreation & Open Space Master Plan | <i>ADOPT RESOLUTION</i>
Resolution 12-03 |

CONSENT ITEMS FORWARDED

- | | | |
|----|--|----------------|
| 6. | <u>Bench Donations for the Blue Anchor Park</u>
Contact the people on the donation list and begin the process of ordering benches for installation (Continued from February 14, 2012) | <i>APPROVE</i> |
|----|--|----------------|

Councilmember Liss stated the following:

- staff noted that the granite benches from china were the cheapest
- he asked if AB939 money could be used to pay the difference on recycled park benches

Rick Angelocci, Town Manager, stated the following:

- he recommended placing a motion, should we get approval/authorization to use the AB 939 funds for purchase of recycled benches , that the Town offer this as an option to those that are on the waiting list for the benches (they may prefer the granite benches that have been bought previously)
- he suggested capping it for about \$4500

Following further discussion on the matter, a motion was made to direct staff to see if we can get approval to use the AB 939 funds for the difference in purchase price for the recycled benches (American made) over the cost of the benches from china, which will be offered as an option and cap the AB 939 funds at \$4500. On motion by Councilmember Liss, seconded by Councilmember Scherer and following was discussion on the motion:

Councilmember Scherer stated the following:

- he is concerned with the quality of the recycled materials for the benches and what they may look like over time, it is not the type of material that can stand up to the type of abuse that the benches can have
- people are going to pay money for these and will expect them to be there forever
- if they get damaged over time we will not want to keep the bench in the park and people that buy that bench may be disappointed that the damaged bench has been removed
- he offered an amendment to the motion:

Amend to include that people who choose to buy a recycled bench will be informed that if the bench becomes degraded in appearance that they will be removed.

Passed by voice vote (5/0)

- | | | |
|----|---|-------------------------|
| 8. | <u>Healthy Eating Active Cities Resolution</u>
A resolution of the Town Council of the Town of Loomis Approving Healthy Eating Active Living | <i>ADOPT RESOLUTION</i> |
|----|---|-------------------------|

Councilmember Morillas stated the following:

- she pulled this item because this is just another layer of government that the citizens of Loomis doesn't need or want
- we don't need a resolution telling us how to eat and exercise
- she would like this tabled

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

- she suggested putting the name of the Town on the second page where it says "name of city"
- asked if this will effect new businesses coming into Town, if they don't follow what is stated in the resolution

Pat Taylor, 3588 Rose Lane and owner of Taylor's, stated the following:

- for the government to tell him what he can and cannot sell will hurt his business and others in Town
- as a concerned parent it is not governments responsibility to tell us what to eat and not to eat or how to live our lives
- we already have the Health Department that tells them that they can't use certain products in their food
- we don't need one more layer of government to add to that

Bill Branch questioned if the resolution was just urging certain behavior or requiring certain behavior.

Brennan Tohe, 8235 Granada Lane, stated the following:

- we are adults and are training our children
- leaders of government have a tendency to become very bureaucratic and inhibit business
- this resolution may morph into an actual regulation as many suggestions do from government
- there may be an unintended consequence if this morphs into a regulation, it could cause further decline of our tax base here in Loomis

Charlotte Langston, owner of Wild Chicken Coffee, stated the following:

- what are possible spin-offs of this that could over-regulate our businesses
- as a business owner, consumers dictate the products that they put in their stores and if they are regulated, or asked not to, or encouraged not to have certain items in our business it will not only hurt our business but they will go down the road and spend their money for the products they want in Rocklin

Billy Crowley, 3815 Taylor Road, stated the following:

- she owned Billy's Buns for 32 years on Taylor Road
- it is ridiculous telling businesses what they have to do

Kelly Groth stated the following:

- his resistance is not about the topic, he supports it, but he doesn't support the government telling them what they should do
- our fear as citizens is that what starts as a suggestion and then sits on the books after several years may become an ordinance

Jean Wilson, 4301 Barton Road, stated the following:

- on the resolution when it comes to "therefore let it be resolved" part she has serious questions
- the menu calorie count is already required by law in the restaurants
- there is already protection for women for breast feeding
- we have already covered in other areas the walking, biking, and physical activity that are planned in our parks, bikes and trail plans
- some of the problems that are listed don't apply to Loomis

Debbie Shores, 9291 Tanglewood Way, stated the following:

- it is sodas today, it may be coffee next, this is none of the Town's business
- quit infringing in our lives

Pat Brechtal stated the following:

- his children are aware, with good parenting, on what to buy and not buy
- we can count our calories at home and we should be able to choose what we want

Genevieve Moore, 2740 High Cliff Road, stated the following:

- there is a lot of healthy food that she cannot eat, fruit is an example, she can't eat it cooked or fresh
- a piece of cake doesn't make her sick and she doesn't gain weight
- she is a meat, potatoes and vegetable person and she can't eat salad, it makes her sick
- she doesn't want someone telling her what she can and cannot eat

Evelyn Myzack, 5113 Camden Road in Rocklin, stated the following:

- as a Tea Party member she is for limited government
- they don't need one more layer of government telling them what they can eat, where they can eat, where they can eat, where they can do their exercises where they can't, etc.
- resolutions do become ordinances then become law

Sonja Cupler, 5630 Tudor Way, stated the following:

- under "built environment" in the resolution, "map existing fast food outlets and draft an ordinance which will place limits on fast food around schools and in neighborhoods with over-concentrations of unhealthy food outlets," it looks like the government's attempt to control land use decisions aside from taking away our personal freedoms and liberties of what we can do
- this resolution just tells us that we are too stupid, fat, and dumb to make decisions for ourselves and she is opposed to this

Hazel Hinele, 3443 Barker Road, stated the following:

- the expense and cost put on businesses, because of new laws, is enormous
- in this country we have freedom of choice
- as a reward for being on the honor roll her grandchildren like to go to Taylor's after school

Ken Hopenson, 3440 Ashley Creek Drive, stated the following:

- a Councilmember stated that this resolution wouldn't require a change to the Town laws but under section I it states to "draft an ordinance that will place limits"
- he opposes adoption of this resolution, please don't dictate to them what to eat, how to run our businesses, and how to behave

Connor Calvert, Indian Creek Drive, stated the following:

- when he goes to school he has strawberries, nectarines, peaches and donut holes
- he loves sugar, he goes to Taylor's all the time and has a rocky road milkshake with sprinkles
- he would love to keep the sugar and fast food but maybe have a healthy alternative
- we shouldn't take any choices away

Gil Martin, 7931 Boulder Creek Road in Penryn, stated the following:

- what happens in Loomis affects all the areas around
- he suggested Council sponsor a session/class on what is the best type of food to eat
- this is better than telling people what they can eat and do

Councilmember Ucovich stated the following:

- 50 % of the cities in California have adopted this resolution, but there were probably more people here tonight than there were in Los Angeles when they had this on their agenda
- At his League Board meeting he is going to point out that people in Loomis pay attention and are concerned

Councilmember Scherer stated the following:

- as he read this in his packet it struck him that this would be having a serious impact on businesses and individual rights
- it is the responsibility of the town to look at the health and welfare of the community
- there are some serious concerns in this resolution, he would like to see this put off and he would like to work with staff on this ordinance so it can be more reflective of the value of our community and the needs of our community rather than harming our businesses

Councilmember Liss stated the following:

- many of the beneficial things in the resolution have already been done such as a bike & trail plan
- he does think it is important to send a message to the League of California Cities that we are not against healthy eating and active living
- he would like to take some time and circulate this and ask for a different resolution to address the issue
- maybe support the Del Oro Aquatic center, or the summer swim program or the recreation task force and see how our needs are being met
- he suggested getting together and figuring out what we should be focusing on in Loomis

Councilmember Morillas stated the following:

- she thanked the seventeen people that stood up this evening concerned about this
- if we have a resolution it should state that we support our locals and nothing about food and restaurants
- we should discuss the pool and shop local buying your fruits and vegetables, make our town a viable place to live
- we have our parks, our bikeways, our fresh grown fruit and vegetables that are available locally
- we don't need this resolution, it just needs to be tabled

Mayor Calvert stated the following:

- we already have this in our schools, you can't even bring in cupcakes to celebrate a birthday
- she would like to see if the League of California Cities representative could come to the next meeting to provide answers to some of the questions raised tonight

Following further discussion on the matter, a motion was made to ask Councilmember Ucovich if he can get a speaker from the League of California Cities to give a presentation and to bring this back tailored to meet our community's needs and desires including something such as promoting a class demonstrating good food choices and preparation. On motion by Councilmember Scherer, seconded by Councilmember Liss and passed by voice vote with Councilmember Morillas voting no (4/1).

Recess from 8:50 p.m. to 9:03 p.m.

12. 2012 Goals Setting Workshop Results

RECEIVE AND FILE

Sonja Cupler stated the following:

- she attended the goal setting workshop last month and left her comments with the facilitator to read after she left
- the last 12 goals have to do with sustainable development
- during the workshop Mayor Calvert asked what is sustainable development
- the Town manager said it was a philosophy
- she questioned the fact that if there are Council people sitting on the Council that don't know what sustainable goals are then maybe they shouldn't be adopted

Mayor Calvert stated that she didn't want to assume someone's definition, so it was her attempt to clarify, and have a common definition with the Council.

Hazel Hiline stated the following:

- the workshops are always in the early morning on Saturdays
- her grandchildren play sports early on Saturdays and it is difficult to make these workshops and other citizens have the same issue
- is there a way to make the workshops during the week in the evening or later on Saturday, so the public can have more input
- we have to go to Rocklin and Roseville to play the games because we don't have enough fields in our own Town and suggested adding that to the Town goals

Receive and file.

PUBLIC HEARING

13. #11-07 Newman Map Amendment/Modification – Monte Claire Estates, APN 046-042-035

Newman's have submitted an application requesting an amendment//modification to lot 5 of the Monte Claire Estates Phase 2 Final Map. They wish to fill 0.09 acres of wetlands in order to develop a single-family dwelling on their property. (Continued from February 14, 2012)

Recommended action: Adopt resolution approving amended Lot 5 by abandoning the existing non-development meandering wetland and drainage easement on Final Map Book Z, Page 73,

Sheets 5 and 10 by recording the certification of correction, modification, or amendment document

Public comment:

No public comment.

Michael Newman, owner, stated the following:

- regarding the cost of what it would be to plant the trees instead, they would be open to writing a check for planting the trees in the park preserve
- they already have 110 oak trees over 6 inches and about 150 oak trees under six inches on their property

Matt Lopez, Assistant Planner, stated that staff can work on the tree mitigation as part of the tree permit.

Following further discussion on the matter, a motion was made to adopt Resolution 12-04, approving the amended Lot 5 by abandoning the existing non-development meandering wetland and drainage easement on Final Map Book Z, Page 73, Sheets 5 and 10 by recording the certification of correction, modification, or amendment document. On motion by Councilmember Scherer, seconded by Councilmember Liss and passed by voice vote.

MATTERS OF INTEREST TO COUNCILMEMBERS/FUTURE AGENDA ITEMS

Councilmember Ucovich stated the following:

- he would like the ARMY CORP, someday, explain to Council how we might develop the wetlands mitigation bank and what is involved in that
- he is concerned about the lack of sidewalk between Webb and Taylor's restaurant (Horseshoe Bar Rd.)
- trees were planted close to the street and when school is out, the students are walking in the street
- he would like to have staff look at that and see what we can do

Councilmember Scherer stated the following:

- on a future agenda he would like an update on the Attorney General's opinion regarding the Loomis term limit measure because there is an election coming up and we need the answer
- he would like to have a discussion regarding the next regularly scheduled election ballot and a possible funding measure for the Del Oro Aquatic Center and other issues in Town that might need funding (example: implementation of the downtown master plan)

Mayor Calvert would like on a future agenda, to consider naming the Multi Use Plaza in honor and memory of Nancy Beck

TOWN MANAGER REPORT

COMMITTEE REPORTS

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

ADJOURNMENT

A motion was made to adjourn at 9:38 p.m. On motion by Councilmember Scherer, seconded by Councilmember Liss and passed by voice vote.

Mayor

Town Clerk



TOWN OF LOOMIS

ACTION MINUTES
REGULAR MEETING OF
LOOMIS TOWN COUNCIL
LOOMIS DEPOT

5775 HORSESHOE BAR ROAD, LOOMIS, CA 95650

www.loomis.ca.gov

TUESDAY	APRIL 10, 2012	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: APN 044-133-002, 3790 Taylor Road (currently leased to High Hand Nursery) Negotiator: Rick Angelocci, Town Manager Under Negotiation: Price and term		
b. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: Pursuant to subdivision (a) of Section 54956.9 of the Government Code: Case #SCV0030849, David J. Larsen v Town of Loomis		
a. PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Pursuant to Section 54957.6 of the Government Code: Town Manager Evaluation Form		
TUESDAY	APRIL 10, 2012	7:30 P.M.

CALL TO ORDER

Call to order at 7:30 p.m. by Mayor Calvert.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present:

Mayor Calvert
Councilmember Liss
Councilmember Morillas
Councilmember Scherer
Councilmember Ucovich

STATEMENT OF ACTION TAKEN DURING CLOSED SESSION

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

RECOGNITIONS/PROCLAMATION

Nancy Beck

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

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

Wendy Steinmetz, 6400 Wells Avenue, stated the following:

- presented a letter requesting support in opposing the New Dawn Recovery Center that is currently planned for at 6380 Wells Avenue in Loomis
- the New Dawn Recovery Center is a multi-facility chain of centers and they are using the State Statute to create a destination-type facility that is not being built with the intention to serve our local Loomis community needs
- she asked Council to join their opposition based on the adverse impact the commercial facility will have on their neighborhood

David Kindelt, 6370 Wells Avenue, stated the following:

- he lives close to the proposed New Dawn Recovery Center
- he requested that when the application comes forward for Town staff review and approval to take in consideration the unique area that is built on a hillside with one way in and one way out and how a six bed commercial care facility will impact the area more than a single family residence

Billy Crowley, Billy's Great Buns on Taylor Road, stated she would like the speed limit on Taylor Road lowered and bike lanes painted.

Bill Branch, 6605 Wells Avenue, stated the following:

- he knows of two other families as well as his own that have concerns about the New Dawn Recovery Center and that it is a chain operation that is going into a residential area
- they would like to know more about what it entails, who is going to build it, and what it will mean to the neighborhood
- he understands that this is under County jurisdiction but asked if the Town could communicate to the residents any information they can find out with the County regarding this

Jenny Knisley, 4135 Hunters Drive, stated the following:

- announced that there will be a talent show, "Loomis Has Talent"
- there will be 15 different venues around the Town of Loomis to promote getting people to come out
- they will have different categories and online voting on Facebook at www.loomischamber.com

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.

A motion was made to adopt the Consent Agenda, pulling item 8 forward for discussion. On motion by Councilmember Scherer, seconded by Councilmember Ucovich and passed by voice vote.

CONSENT AGENDA

RECOMMENDED ACTION

- | | | |
|----|--|---|
| 1. | Council Minutes – 2/14/12 | <i>APPROVE</i> |
| 2. | Monthly Check Register – February | <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. | 2012/2013 Goals Update | <i>RECEIVE AND FILE</i> |
| 7. | <u>Naming the Blue Anchor Multi-Use Plaza</u>
A resolution of the Town Council of the Town of Loomis approving the naming of the Blue anchor Multi-Use Plaza to be The Nancy Beck Multi-Use Plaza | <i>ADOPT RESOLUTION</i>
Resolution 12-05 |

9. Participation in the Employment Risk Management Authority
A resolution of the Council of the Town of Loomis authorizing
Participation in the Employment Risk Management Authority

ADOPT RESOLUTION
Resolution 12-07

CONSENT ITEMS FORWARDED

8. Taylor Road Pedestrian & Bike Pathway Project
A resolution of the Council of the Town of Loomis awarding
To low bidder, RSC General & Engineering, Inc. and authorizing
Town Manager to execute an agreement acceptable to the
Town Attorney for the Taylor Road Pedestrian & Bike
Pathway Project in the amount not to exceed of \$99,641.50

ADOPT RESOLUTION

Brian Frাগiao, Town Engineer/Public Works Director, stated the following:

- he received a letter this afternoon from the second low bidder who is protesting the low bid
- they all had informalities on their bid package and expounded on each one

Rick Spaulding, with RSC General & Engineering, stated the following:

- if you put it back out to bid again then all of the work that has been done will be public knowledge and will mess it up for the next bid
- they get their information from the Builders Exchange and the day they received the information he came to Town Hall for the bid package
- because of the lack of time they directly emailed all the UDBE contractors that are in the database and called them

JoAnn Spaulding, with RSC General & Engineering, stated the following:

- she did the outreach on this, emailed all, and personally called
- she made a valiant effort to find UDBE contractors but didn't find anyone that was interested
- they made efforts to break the work down, they offered assistance, bonding insurance, getting equipment and whatever they require but still there was no response

Gary Easely, All Phase Construction, stated the following:

- he submitted the protest letter and they were also the second place bidder
- he turned in a packet to the UDBE outreach that was done by RSC but the information was turned in such a short time
- the low bidder did not send a proposal on addendum #2 bid sheet as instructed

Following further discussion on the matter, a motion was made to adopt Resolution 12-06, awarding to low bidder, RSC General & Engineering, Inc. and authorizing Town Manager to execute an agreement acceptable to the Town Attorney for the Taylor Road Pedestrian & Bike Pathway Project in the amount not-to-exceed of \$99,641.50. On motion by Councilmember Liss, seconded by Councilmember Scherer and passed by voice vote with Councilmember Ucovich voting no (4/1).

PUBLIC HEARING

10. Revision to Animal Keeping Ordinance
At the January 10, 2012 meeting, Council directed staff to bring back the Animal Keeping Ordinance for a potential revision to Section 13.42.060
Recommended action: Hear staff report, take public comment and introduce ordinance
Amending current animal keeping standards for first reading
Public comment:

Jean Wilson, 4301 Barton Road, stated the following:

- under Note (7), she understood that this was only for small things like chicken coops, small animal enclosures for goats
- this would also allow a barn or large animal structures on the lot line
- there are reasons for having setbacks, she wouldn't want a barn on her property line
- she requested Council to consider removing (7) under Minimum Setbacks and putting it instead under "fowl and poultry" after (5) and perhaps after "household pets and animals," and after "Aviary"
- and suggested adding in Note (7) instead of the "lot size" add "lot and structure size" as a consideration

Cindy Walden, 3457 Humphrey Road, stated that she agrees with Ms. Wilson's changes.

Roger Smith, 6755 Wells Avenue, stated he also agrees with Ms. Wilson's comments and suggestions.

Following further discussion on the matter, a motion was made to hold first reading of Ordinance 250, amending Section 13.42.060 of the Municipal Code relating to Animal Keeping Standards and approving all of the changes that are in red and to add under Note (7) "lot and structure size." On motion by Councilmember Liss, seconded by Councilmember Scherer and passed by voice vote with Councilmember Ucovich voting no (4/1).

BUSINESS

11. Pierre Beauchamp Aquaponics Project Presentation

Pierre Beauchamp, a Sophomore at Del Oro High School, has requested the assistance and financial support of the Town for development of an Aquaponic operation at Del Oro High School

Recommended action: Hear presentation, discuss request and approve financial support in the amount of \$1,000 from the Town toward the project should Mr. Beauchamp still require it

Public comment:

Pierre Beauchamp, a sophomore at Del Oro High School, requested financial support in the amount of \$1,000 for the development of an Aquaponic operation at Del Oro High School, gave a presentation and answered questions.

No public comment.

Following further discussion on the matter, a motion was made to approve financial support in the amount of \$1,000 towards the development of an Aquaponic operation at Del Oro High School. On motion by Councilmember Liss, seconded by Councilmember Morillas and passed by voice vote.

12.. Healthy Eating Active Living Resolution

At the March 13, 2012 meeting Council directed staff to bring a revised resolution back which reflects the public concerns and is more tailored to Loomis

Recommended action: Take public comment, and adopt resolution supporting healthy eating and active living as amended

Public comment:

The following citizens were against the adoption of a Healthy Eating Active Living Resolution:

Debbie Shores, 9291 Tanglewood Way, Loomis
Sonja Cupler, 5630 Tudor Way, Loomis
Brian Baker, 6025 Arcadia Avenue, Loomis
Lois Engle, 3617 Del Mar Avenue, Loomis
Tony Lobosky, lives in Newcastle
Russ Kelley, 4250 Barton Road, Loomis
Bob Rhodes, 5920 Becky Way, Loomis
George Shaw, 3945 Taylor Road, Loomis
Hazel Hinehine, Barker Road, Loomis
Tom Neves 6053 Thornwood Drive, Loomis
Brandon Touie, 8235 Granada Lane, Loomis

The following supports the adoption of a Healthy Eating Active Living Resolution:

Jeff Bordelon, 6316 Wells Avenue, Loomis
JoAnn Neft, lives in Auburn and involved in the Placer County Farmer's Market
Jerome Bouchand, 3301 Nancy Drive in Auburn

Pat Brechtal, 3330 Spence Road in Loomis, suggested just staying with the Master Plan and putting in walkways, etc.

Bill Branch, 6605 Wells Avenue, pointed out that he was neutral on this item, this is more of a feel good resolution, too much time has been spent on it and Council needs to move on.

Kinat Tibet, represents the Heal Cities Campaign, stated the following:

- he worked for the California League of Cities
- the resolution is completely up to the Town, it has no hidden agenda, it deals with a problem our children are facing
- since 1963 obesity has quadrupled and that leads to major health issues
- this is a proclamation about the environment in which the kids can be more active and have access to healthy food

Following further discussion on the matter, a motion was made to table the resolution. On motion by Councilmember Morillas, seconded by Councilmember Scherer and passed by voice vote (5/0).

Recess at 9:25 p.m. to 9:31 p.m.

At this time Council discussed item 14.

13. **Recreation Task Force Discussion**

Mayor Calvert has requested discussion and direction given to staff for the creation of a Recreation Task Force that was adopted as part of Goal 1 of the Town's adopted 2012/2013 Goals

Recommended action: Approve the establishment of a Recreation Task Force of the Parks, Recreation and Open Space Committee (PROSC) and direct PROSC to designate the Recreation Task Force at their next regularly scheduled meeting

Public comment:

Continued to the May 8, 2012 Council meeting

14. **November, 2012 Ballot Measure/Initiative For Support Of Del Oro Aquatic Center**

At the March 13, 2012 meeting Councilmember Scherer requested Council discuss a possible ballot measure for funding the Del Oro Aquatic Center

Recommended action: Discuss and direct staff and Town Attorney to draft options for a Parcel Tax, Sales Tax, and or Lighting and Landscaping Assessment District and to return to the May , 2012 Council meeting for action

Public comment:

Council discussed this item after item 12.

Councilmember Scherer stated the following:

- he would like to get a funding measure in place that will allow the community to make a statement on the ballot on whether they support a modern aquatic center at Del Oro High School
- the current state of the pool is old, worn out, a bandage patch won't work anymore, the heater and equipment are failing, and it's too expensive
- we have a generous contribution of a million dollars with matching funds and \$200,000 have been already raised
- it is important that the Town helps with this for the community
- there is a timeline in order to get an initiative on the November ballot and one that would cover the High School attendance area

Rick Angelocci, Town Manager, stated the following:

- Supervisor Jim Holmes suggested contacting SCI consultants who can help get a bond pass
- the polling could cost up to \$25,000
- the initiative writing could be another \$25,000
- the public outreach could run up to \$10,000, these are ball park figures

Dave Horsey, Placer Union High School District Superintendent, stated the following:

- in the plans is a therapy pool and they have made contact with Sutter Roseville
- prior to 2006 they were bringing in about \$2,000,000 in development fees and those fees kept these types of things afloat, now the District brings in a little under \$300,000
- the District will have the ownership of maintaining the pool
- he supports an initiative but this would not be the schools, the Del Oro High School attendance area is not feasible

Dave Obert 5150 Val Verde Road, stated the following:

- he has been a water polo coach for the past five years
- the Del Oro pool is in the bottom 5% of the pools in the country
- no visiting teams will come here and it is not suitable for tournaments

Marina Fiker, 6102 Morgan Place, stated she is nine years old, has been on the Loomis Dolphins for five years, she would like to swim in Loomis for many years to come and asked for Council's support.

Brandon Touie, 8235 Granada Lane, suggested asking the Loomis School District to help with this.

Bruce Hastie, 917 Palm Way in Sacramento, stated the following:

- he is the Program Director and Head Coach for the Sacramento Water Polo
- they use the Sierra College pool right now
- if the pool is allowed to die at Del Oro High School than there will be no more aquatics there, the kids will not travel
- Del Oro has 30+ kids in the program and the Women's Polo is one of the most recognized in the area

Thor Kamphefner, 4235 Moss Lane in Granite Bay, stated the following:

- he doesn't like to run, he likes to swim, the Del Oro pool is the place to go
- since he was small he looked forward every summer to swim in the Del Oro pool
- now he gets countless cuts on the pool because it is falling apart

Dan Gayaldo, Principal at Del Oro High School, stated the following:

- they appreciate all of the support the Town has given to Del Oro High School
- he thanked Grace Kamphefner and her crew for all of the efforts towards raising funds for the pool
- over the past few years they have put thousands of dollars into the pool and it is still falling apart
- any support the Town can give to help them look for ways to make this project come true would be appreciated

Paul Johnson, 8205 Granada Lane, stated the following:

- the bathrooms also need repair, it is 40 years old
- he is in support of this project
- maybe another district needs to be created to put a ballot measure within the Del Oro school boundaries or the Loomis School District
- he would like to see this fast tracked

Jean Wilson stated the following:

- she asked Council to be aware of the fiscal realities in Loomis, we have foreclosures in this Town, a large percentage of children in the local schools are on free lunches, that tells you something about the local economy, and that needs to be taken into account
- none of the bonds for the school and fire districts passed the first time
- it's not a bad project, she is concerned that Council is trying to do this too quickly

Chris Brightbart, 1227 South Bluff in Roseville, stated the following:

- he is head coach of men's water polo at Sierra College
- their club team is now full and their waiting list is 150 kids, they have about 1000 kids in swimming lessons per summer
- they are using a 30 year old facility and they are fighting to keep their place going
- if this pool is funded and completed it will be the jewel in the area for swimming use
- he encouraged Council to help make it happen

Sonja Cupler, 5630 Tudor Way, stated the following:

- she is a Del Oro mom and a Loomis taxpayer
- she suggested including in the Measure everything at Del Oro that needs work on it at Del Oro, such as the football stadium

Dr. Terry Brown, Rocklin, stated the following:

- she is the founder and director of Sierra Health & Wellness at 6150 Horseshoe Bar Road in Loomis
- physical therapy plays a vital role for the rehabilitation of injuries and therapy pools help them recover faster
- she supports the Del Oro Aquatic Center

Russ Kelley, 4250 Barton Road, stated the following:

- It is time to take a serious look at this
- a consultant will help us make the decisions on how and when we do this
- we need to get it done before our kids leave

Pat Miller, 4395 Gold Trail Way, stated the following:

- this is a worthy project that needs to be accomplished but she agrees with Ms. Wilson's comments
- she likes the idea of having the polling done before hand but encouraged Council not to rush into it

Daneen Swenson, 3459 Reyman Lane, stated the following:

- the pool has been a big impact in her children's life
- unfortunately the school district is not able to do it
- asked if there was a way of discussing possible leasing from the school district and some other group run the whole aquatic program

Pat Brechtal, 3330 Spence Road, stated the following:

- the idea of a therapy pool would be great
- we raised a lot of money to build the football stadium
- our children need this pool to keep them here in Town
- everyone needs to get out and do fund raisers

Grace Kamphefner, Campaign Chair for the Del Oro Aquatic Center, stated the following:

- they did a program feasibility study two years ago to come up with the design for the pool
- a lot of research was done, they applied for a grant for a program feasibility study and won it
- the grant paid for part of the consulting fee and the rest was paid for out of money raised by Councilmember's Scherer's daughter
- the report gives a foundation for the projected construction and programming costs
- in the study the projected revenues are very conservative
- there is a lot of revenue to be made from the aquatic therapy side and the recreation competitive swimming (water polo, senior water aerobics, infant and toddler classes, etc.)
- we are in this for a million dollars, we have raised \$200,000 and we only need \$800,000 more to start phase one
- if we could come up with a half a million from the Town of Loomis through some bond measure this year we would be close to the phase one

Councilmember Ucovich stated the following:

- we may be putting the cart before the horse, we need to get some more information as to what a reasonable funding mechanism we can use
- he doesn't feel comfortable having this project funded mainly by the Town of Loomis, he would like to get some information on how we might fund it
- November may be way to soon to do this, we need to develop information from the general public

Councilmember Scherer stated the following:

- the staff report was thin because his intention was to ask Council if they would like to partner with the County and the School to develop that information we seek
- we are not saying do you want to put something on the ballot, but do we want to spend the money that will answer the question, what is the form that we will use in partnership with the County and the School, would it be a CSD (Community Service District) or a parcel tax assessment or a sales tax increase, etc.
- what is the mechanism that we would want to use, how much do we want to raise
- do we want to join in partnership and spend money on an attorney and a special consultant to get that information
- if we are going to do anything for November we have to have a ballot measure written and ready to go by July
- do we want to start spending money today to start defining the vehicle that we want to use

Councilmember Liss stated the following:

- asked why they didn't get the feasibility study in their report
- he is disappointed on how this has come forward and the lack of information
- he can see that it might work but he needs to see the economics laid out and the feasibility study
- the community would probably support this if it is structured right, the reasons that there were failed measures before was because they asked for too much or didn't do the homework that was necessary to do it right
- he doesn't want to see a failed ballot measure in November
- he sees the merit in moving forward if we can afford it, we need a business plan, we need the polling, we need to figure out a use agreement for the town benefits

Councilmember Morillas stated the following:

- she agrees with Councilmember Liss, she can't make a decision to spend \$25,000 tonight without knowing any more information
- we need to see what the County can do to help with this
- we need other partners in this, it is the school's pool

Mayor Calvert stated the following:

- she is in support of the pool, it is in bad shape and we need to act sooner than later
- she would like to come up with something tonight to find out exactly what it would take to get this on the November ballot
- this is urgent and has to be a priority
- plan A to get it on the November ballot, who is going to fund part of the \$25,000 and how soon can we do the polling; and if we can't do that than go to plan B address the \$800,000

Councilmember Scherer stated the following:

- we will need to hold a special meeting to deal with this issue
- we are going to need to get everyone on this Council up to speed on the same knowledge base
- he would like to work with our legal staff, all the players on this, and spend some money for a consultant to help us develop what the plan will be
- between now and the end of the month we should be able to have a special meeting and get some answers

Following further discussion on the matter, a motion was made to spend up to \$10,000 from reserves for consultant and attorney fees to look at the feasibility of putting a bond measure on a ballot and all that it encompasses; bring those options back at a regular Council meeting; and have a public workshop on April 23, 2012 with all the players involved (County and School). On motion by Councilmember Scherer, seconded by Councilmember Liss and passed by voice vote (5/0).

15. Mosquito Abatement Presentation

The Placer County Mosquito & Vector Control District has requested that the Town adopt a resolution declaring Mosquito and West Nile Virus Awareness Week to be April 22-28, 2012

Recommended action: Hear presentation, public comment and adopt resolution

Public comment:

Joel Betner, General Manager of Placer Mosquito & Vector Control District, asked for a resolution to support Mosquito Awareness Week and gave an update on potential changes that will impact their ability to serve the residents related to Clean Water Act regulation and answered questions.

No public comment.

Following further discussion on the matter, a motion was made to adopt Resolution 12-09, Mosquito and West Nile Virus Awareness Week 2012. On motion by Councilmember Ucovich, seconded by Councilmember Liss and passed by voice vote.

A motion was made to continue discussion on a letter in support of the HR872 to April 23, 2012. On motion by Councilmember Liss, seconded by Councilmember Ucovich and passed by voice vote.

MATTERS OF INTEREST TO COUNCILMEMBERS/FUTURE AGENDA ITEMS

Mayor Calvert stated it would be in our best benefit to have a joint meeting with both MAC's and the Council.

Councilmember Scherer stated for a future item on the agenda he would like the following:

- to have an opportunity to discuss the concept of the Council having a walking workshop
- looking at some of the issues that are facing those neighborhoods
- we would need our attorney to help guide us on holding that type of meeting

TOWN MANAGER REPORT

COMMITTEE REPORTS

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

ADJOURNMENT Mayor Calvert stated there was no further business and adjourned at 11:26 p.m.

Mayor

Crickett Strock



TOWN OF LOOMIS
ACTION MINUTES FOR SPECIAL MEETING
SPECIAL MEETING & WORKSHOP
LOOMIS TOWN COUNCIL
LOOMIS DEPOT
5775 HORSESHOE BAR ROAD, LOOMIS, CA 95650
www.loomis.ca.gov

MONDAY

APRIL 23, 2012

2:00 P.M.

CALL TO ORDER Call to order by Mayor Calvert at 2:04 p.m.

COUNCIL

Present:

Mayor Calvert
Councilmember Liss
Councilmember Morillas
Councilmember Scherer
Councilmember Ucovich

CONSENT

RECOMMENDED ACTION

1. Agreement for Purchase of Real Property On Taylor Road
A resolution of the Town Council of the Town of Loomis approving Agreement for purchase of Real Property, referred to as APN 044-133-002 Taylor Road, Loomis, CA 95650 from Placer County

ADOPT RESOLUTION
Resolution 12-08

CONSENT ITEMS FORWARDED

No public comment.

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

Council adjourned Special Meeting at 2:08 p.m. and went into the Workshop.

WORKSHOP

**Presentation by SCI Consulting on Public Funding Mechanisms
For the Del Oro Aqua Center**

ADJOURNMENT Mayor Calvert stated there was no further business and adjourned at 3:48 p.m.

Mayor

Town Clerk