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	JUNE 14, 2011	7:30 P.M.

CALL TO ORDER

Call to order by Mayor Morillas at 7:31 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present:

Mayor Morillas
Councilmember Calvert
Councilmember Liss
Councilmember Scherer
Councilmember Ucovich

MATTERS OF INTEREST TO COUNCILMEMBERS/FUTURE AGENDA ITEMS

Councilmember Ucovich announced that on June 24, 2011 there will be the Sacramento Valley Division in Rancho Cordova and if four of the Council attend it will be free.

Councilmember Calvert stated the following:
- **there is a trail in Roseville, off of Sierra College Boulevard, that she goes walking on sometimes**
- **the other day cars were broken into and glass was everywhere**
- **she asked if staff could talk to Roseville police to see if anything can be done for security**

Perry Beck, Town Manager, introduced the new Station Commander Lieutenant Wayne Woo.

Lieutenant Wayne Woo stated the following:
- **as of June 6, 2011 he took over as the Loomis Station Commander**
- **he lives in Loomis**
- **he knows people in the Roseville Police Department and will give them a call to see what they can do and will let staff know**

Councilmember Liss stated the following:
- **he recognized the organizers of the Loomis Community Day, Bill and Diane Nicholas**
- **he recognized the Park, Recreation and Open Space Committee and Nancy Beck for organizing the park dedication**

Councilmember Scherer agreed with Councilmember Liss and stated it was a fine event.

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

Written Material Introduced Into the Record: Citizens wishing to introduce written material into the record at the public hearing on any item are requested to provide a copy of the written material to the Town Clerk prior to the public hearing date so that the material may be distributed to the Town Council prior to the public hearing.

PUBLIC COMMENT: This time is reserved for those in the audience who wish to address the Town Council on subjects that are not on the Agenda. The audience should be aware that the Council may not discuss details or vote on non-agenda items. Your concerns may be referred to staff or placed on the next available agenda. Please **note that comments from the public will also be taken on any item on the agenda. The time allotted to each speaker may be limited to five minutes or less**, at the discretion of the Mayor.

Debbie Shores, 9291 Tanglewood Way, stated the following:
- **she was asked by Billie Crawley (Billie's Great Buns) to ask Council to keep the traffic officer**
- **Ms. Crawley was assaulted in her house over a week ago**
- **the health, safety and public welfare of the residents should be the Council's first responsibility**

Sonja Cupler, 6630 Tudor Way, stated the following:
- **she talked to the regional vice president of WAVE broadband and asked what it would take to have the Town meetings broadcast**
- **he said it would be a matter of running fiber and purchasing equipment**
- **the Town has a $10,000 credit with WAVE**
- **she suggested having all of the meetings broadcast**
- **it could be a benefit to people that are handicap and cannot attend the meetings**

Richard Jackson, 4000 Hunters Drive, stated the following:
- **Brace Road has turned out to be a mess with the Homewood construction at the corner and the construction of a few houses across from Hunters Drive**
- **there has been over 250 trucks of dirt and asphalt hauled into the addition across from Hunters Drive**
- **the asphalt on Brace Road is falling apart**
- **the wetlands has been filled and homes will be flooded during the rainy season**
- **also, he suggested putting in a code to stop the contractors from not insulating the hot water pipes**

Councilmember Scherer suggested having staff look into all of Mr. Jackson's issues, such as the pipe insulation and to get back to Council at the next meeting.

ADOPTION OF AGENDA: **Council will typically adopt the agenda** in the order listed or modify the order **in a way that can best accommodate the time of people in attendance who wish to speak on particular items.**

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

OPPORTUNITY TO COMMENT ON CONSENT CALENDAR: All items listed under the Consent Agenda are considered by the Council to be routine in nature and will be enacted by one motion unless an audience member or Councilmember requests otherwise, in which case, the item will be removed for separate consideration.

No public comment.

A motion was made to adopt the Consent Calendar, pulling forward for discussion items 6, 10 and 11. On motion by Councilmember Ucovich, seconded by Councilmember Calvert and passed by voice vote.

CONSENT AGENDA		RECOMMENDED ACTION
1.	Council Minutes – 4/26/11 with Councilmember Scherer abstaining 5/10/11, 6/3/11, (5/24/11 with Councilmember's Calvert and Scherer abstaining)	*APPROVE* *APPROVE*
2.	Monthly Check Register – May	*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.	2010/11 Goals Update	*RECEIVE AND FILE*
8.	A Resolution of the Town Council of the Town of Loomis Requesting Collection of Charges on Tax Roll For the Following Districts: Heather Heights Community Facilities District No. 3, Loomis Maintenance District Unit 1, Loomis Maintenance No. 2, Community Facilities District No. 1, Sunrise-Loomis Community Facilities District No. 2, Community Facilities District No. 4, Loomis Acres Unit No. 4 Maintenance District, King Road Maintenance District, Rachel Estates Maintenance District, Hunters Crossing II Maintenance District, Saunders Avenue Maintenance District, Saunders Avenue Improvement District Sherwood Estates Maintenance District, Hunter Oaks Maintenance District, Sierra De Montserrat Subdivision Maintenance District	*ADOPT RESOLUTION* **Resolution 11-07**
9.	Second Reading Of An Ordinance Amending Municipal Code Section 2.04.010 Amending Town Council Meeting Location And Time	*ADOPT ORDINANCE* **Ordinanace 248**

CONSENT ITEMS FORWARDED

6. Select Rocklin Development Projects Update *RECEIVE AND FILE*

Councilmember Calvert asked for an update on the Rocklin developments regarding the trees being cleared off during the weekend, off of Sierra College Boulevard and Granite Drive.

Perry Beck, Town Manager, stated the following:
- **the Town has had interest in Rocklin 60 and it has already gone into settlement, we are waiting for $25,000 check**
- **Rocklin Clover Valley, we made oral arguments in April and as yet Court has not ruled yet, that could take up to ninety days**
- **we settled issues with Walmart and have an agreement on file that anyone can have a copy of**

Councilmember Liss, Borders Committee member, gave an update and pointed out the following:
- **the Sierra College/Granite Drive project is called Rocklin Commons, same developer as Rocklin Crossings**
- **Rocklin Crossings is the one we settled with and got $235,000 to mitigate the traffic impacts at Sierra College Boulevard and Taylor Road**
- **there was no legal action with Rocklin Commons, so there is no agreement**

Jean Wilson, 4301 Barton Road, stated the following:
- **Kohls had an application with the Planning Commission this spring (Rocklin Commons)**
- **the Rocklin Planning department said that Target is under negotiation (Rocklin Commons)**

Dan Foster, 4303 Dias Lane, stated the following:
- **we settled with Rocklin Crossings for traffic mitigation but the traffic area is a nightmare getting in and out of there**
- **this area is not serving the local community, it is transient shopping designed to serve the Auburn area and Penryn**
- **this will impact negative traffic and our quality of life**
- **the Borders Committee needs to continue working at protecting our Town and quality of life**

Receive and File.

10. Park, Recreation And Open Space Committee's Work Plan And Budget For 2011/12 *APPROVE*

Councilmember Ucovich pointed out that the swimming program was removed from the PROS Committee's Work Plan and budget.

Perry Beck stated the following:
- **the PROS Committee did not include the swimming program this year**
- **Council suggested volunteers so Councilmember Ucovich, Denise Swenson and Jennifer Knisley are putting it together**
- **this is in the budget for this year**

No public comment.

Following further discussion on the matter, a motion was made to approve the PROS Committee's work plan and budget for 2011/12. On motion by Councilmember Scherer, seconded by Councilmember Calvert and passed by voice vote.

11. A Resolution of the Town Council of the Town of Loomis Awarding To Low Bidder And Authorizing Town Manager To Execute An Agreement Acceptable To The Town Attorney For The Loomis Multi-Modal Parking Facility Project *ADOPT RESOLUTION*

Councilmember Ucovich asked if Brian Fragiao would fill in the blanks.

Brian Fragiao, Town Engineer/Public Works Director, stated the following:
- **pointed out that we probably won't get the money from the Public Transportation Modernization, Improvement and Service Enhancement Program Funds of $101,260, until 2012**
- **he asked Council to award to Bair Engineering who came in at low bid of $339,217.48 and if Council would like to add one of the alternatives (for the parking stalls)**

Dan Foster stated the following:
- **recommend against the open unsealed asphalt**
- **they have some on Dias Lane and it breaks apart, wears, junks gets into it**
- **he prefers concrete, asphalt tends to suck in a lot of heat**

Richard Jackson, 4000 Hunters Drive, pointed out that any of the asphalt that is not sealed will break apart and will be gone in about five years.

Following further discussion on the matter, a motion was made to adopt Resolution 11-08, awarding to low bidder, Bair Engineering & Excavating and authorizing Town Manager to execute an agreement acceptable to the Town Attorney for the Loomis Multi-Modal Parking Facility Project in the amount no to exceed of $339,217.48 (Base Bid) and no alternative at this time. On motion by Councilmember Ucovich, seconded by Councilmember Scherer and passed by voice vote.

PUBLIC HEARING

12. **Recology Auburn Placer Request To Raise Rate**
Pursuant to the Town's agreement with Recology Auburn Placer (formerly Auburn Placer Disposal) a rate change is being requested that will increase rates from 0.32% to 3.11% on the common refuse services
Recommended action: Hold public hearing and approve resolution increasing refuse service rates as presented or as may be amended.
Public comment:

John Rowe, Recology Auburn Placer, stated the following:
- **Loomis has done a good job with green waste, there hasn't been much contamination**
- **only nine green waste toters were removed from customers that were violating but six of the nine called and asked to get the green toters back**
- **we are meeting State mandates, 6.2 lbs. per household is required and we came in under at 4.2 lbs.**

Jean Wilson, 4301 Barton Road, stated the following:
- **she understood that if we switch to the 32 gallon than we buy our own and it has to be lifted by the garbage crew instead of mechanically**
- **she asked if Recology has considered manufacturing a 32 gallon toter that could be consistent and able to be mechanically put into the truck**

John Rowe stated the following:
- **what they have come up with recently is a different type of arm on the truck that can lift containers that are bought by residents**
- **If they come up with a container then that would raise the costs**

Ed Worley, 5550 Tudor Way, stated the following:
- **he asked why we are wasting Recology's resources by replacing the trash cans that are totally adequate for what we are doing, just fill with less**
- **the people he knows don't put the recycling on the street, they take it behind Raley's**

Dave Smith, 5508 Grouse Court, stated the following:
- **he uses a trash compactor and hardly fills up his 32 gallon can, except when he puts his blue bags in there**
- **the program is cheaper than using the larger toters that are provided**

Pat Miller, 4395 Gold Trail Way, stated the following:
- **she has been pleased with the 32 gallon can rate**
- **we need to do a better job on public education**

Following further discussion on the matter, a motion was made to adopt Resolution 11-12, approving a rate increase to the solid waste refuse collection and hauling contract for Recology Auburn Placer. On motion by Councilmember Liss, seconded by Councilmember Scherer and passed by the following roll call vote:
Ayes: Calvert, Liss, Morillas, Scherer, Ucovich
Noes: None

At this time Council discussed item 14.

13. **Town of Loomis Operating Budget**
Consider budget for the Fiscal Year ending June 30, 2012
Recommended action: Discuss budget, amend items as necessary and adopt resolutions
Public comment:

Council discussed this item after item 18. Items 16 and 17 were discussed with the budget.

Lieutenant Woo pointed out that a traffic officer will also respond to emergency calls (combination beat/traffic officer).

Pat Miller, 4395 Gold Trail Way, stated the following:
- **when she was on the PROSC they studied the summer swim program a lot**
- **every jurisdiction around here has swimming lessons available**

Sonja Cupler, 5630 Tudor Way, stated the following:
- **asked Council to keep in mind the health, safety and welfare of the people in the Town and to not eliminate any public safety positions**
- **considering the recent murders and all the senior citizens in the Town we need to protect and make them feel safe**

Jo Carol Arisman, 6160 Rachel Lane, stated the following:
- **asked Council to keep the police officers**
- **a neighbor down the street from her ended up in the hospital because she couldn't breath after the incident that happened on her street**
- **it's important we keep the police officer, we need to be prepared**

Roger Smith, 6100 Nob Hill in Newcastle, stated the following:
- **he has been in this area for almost 25 years and the road that was discussed earlier has never been paved, why worry about it now**
- **we need police officers**

Janet Thew, 5572 St. Francis Circle, stated the following:
- **questioned if Del Oro lowered their pool rates after they were told it was too high**
- **questioned if we know if we are actually safer for spending $70,000 a year for a traffic officer and has studies been done or are there any statistics**

Perry Beck stated the following:
- **he suggested keeping the Planning Director budget as is, that will be an important position in the future and a key member of the management team**
- **Council needs to take a position on the two requests: Cowboy poetry banner and Placer Sustain**
- **pointed out that the Town has no debt**

Roger Carroll, Town Treasurer/Finance Director, expounded on the use of restricted and general funds and answered questions.

Council agreed on the following changes to the budget:
- **remove $55,000 for the downtown park water feature (page 32)**
- **budget for the Planning Directors full time position at Step 1**
- **summer swim program at $5000 (page 16)**
- **Cowboy Gathering at $500**

Councilmember Liss left the table due to conflict.

- **fund Placer Sustain $2500 from AB939 (if legal) and if they can't get it from AB939 then $500 from the General Fund**
- **take $65,776 to be funded out of reserves to balance the budget**

Councilmember Liss returned to the table.

Following further discussion on the matter, a motion was made to adopt the following resolutions:
- **Resolution 11-09, setting forth position allocations for the fiscal year 2011-2012**
- **Resolution 11-10, certifying compliance with the 2010-2011 appropriation limitation and establishing the appropriation limitation for the 2011-2012 fiscal year**
- **Resolution 11-11, adopting the annual operating budget for fiscal year 2011-2012, with the above changes to the budget**

On motion by Councilmember Ucovich, seconded by Councilmember Scherer and passed by the following roll call vote:
Ayes: Calvert, Morillas, Scherer, Ucovich
Noes: None
Abstained: Liss

BUSINESS

14. **Placer Mosquito Abatement Update**
Ada Barros Heiser, Public Information Officer with Placer Mosquito & Vector Control District will give a presentation updating the Council on the work of the District
Recommended action: Hear presentation and give direction to staff
Public comment:

Ada Barros Heiser, Placer Mosquito & Vector Control District Public Information Officer, gave a presentation and answered questions.

No public comment.

Council thanked Ada Barros Heiser for the presentation.

15 **Content, Creation and Distribution Expo Update**
Peter Oakes, Loomis resident, will give an update on the Content, Creation and Distribution project that he is organizing for September 16 and 17, 2011 in Loomis
Recommended action: Hear presentation and give direction to staff if needed.
Public comment:

Peter Oakes gave an update on the Content, Creation and Distribution project and answered questions.

No public comment.

No direction was given.

Recess at 8:58 p.m. to 9:12 p.m.

Council discussed item 18 at this time.

16. **Cowboy Poetry Donation Request**
The Cowpoke Foundation asks for a donation to replace a street banner
Recommended action: Defer decision on this donation request until the revenue receipts of the 2011/12 fiscal year are known at the mid-year review in January 2012.
Public comment:

No public comment.

Perry Beck stated the following:
- **there is a letter with the staff report explaining what they want**
- **he added that Council should have a copy of an email received from a Jake O'Rourke, 3600 Clover Valley Road, suggesting that Council not provide a subsidy for Cowboy poetry**

This item will be addressed in the budget, item 13.

17. **Placer Sustain Subsidy Request**
Jeff Bordelon asked for time on tonight's agenda to explain Placer Sustain and request a subsidy for the group
Recommended action: Hear presentation and determine if the group should be supported as they request. If so, direct that staff determine the extent to which AB 939 funds can be used to pay for the approximate $3,420 subsidy.
Public comment:

Councilmember Liss rescued himself because he is Chair of Placer Sustain and left the room.

Perry Beck stated that the email that was received by Jake O'Rourke asked the Council to not give a subsidy to Placer Sustain.

Jeff Bordelon, President of Placer Sustain, stated the following:
- **they are talking about continuing a relationship for exchange of value**
- **last year the Town donated $500 and they met at the Depot 8 or 9 times**
- **they are requesting the Town donate the $500 and be allowed to use the Depot again periodically**
- **they have provided support to the Green Ribbon Task Force and have agreed to hold quarterly joint meetings with them**
- **they requested $2500 to enter into a general service agreement between Placer Sustain and the Town of Loomis that would allow them to provide service to the Town as the Town determines**
- **he expounded on what they have been doing for the Town this past year and estimated for the $500 and use of the Depot the Town has received up to $5000 worth of volunteer help through Placer Sustain**

This item will be addressed in the budget, item 13.

Councilmember Liss returned to the table.

At this time Council discussed item 13.

18. **Status of Town of Loomis Housing Element 2006-2013** **(Continued from May 10, 2011)**
In March Councilmember Liss requested that affordable housing be placed on the agenda for Council to consider giving direction to the Planning Commission to study the needs for affordable housing within Loomis itself
Recommended action: Give Council and/or staff direction for any further action on the 2006-2013 Housing Element and for each of the proposed programs, starting on page 3.
Public comment:

Perry Beck stated that the Housing Element needs to be reviewed by the Town Attorney and suggested holding over for a later date.

No public comment.

Councilmember Ucovich stated he would like some background on our numbers from SACOG in the next staff report.

Continued to a later date.

At this time Council discussed items 16 and 17 together with the budget (item 13).

19. **Mobile Businesses on Fixed Sites Throughout Town**
Three mobile businesses have approached staff inquiring on the proper steps and permitting in order to operate their mobile businesses in Town and possibly on Town property
Recommended action: Take public comment and direct staff
Public comment:

No public comment.

This item was continued to July 12, 2010.

COMMITTEE REPORTS

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

ADJOURNMENT

Mayor Morillas stated there was no further business and adjourned at 11:12 p.m.

Mayor

Town Clerk