



**TOWN OF LOOMIS**  
**ACTION MINUTES**  
**REGULAR MEETING OF**  
**LOOMIS TOWN COUNCIL**  
**LOOMIS DEPOT**  
**5775 HORSESHOE BAR ROAD**  
**LOOMIS, CA 95650**

<b>TUESDAY</b>	<b>MARCH 10, 2009</b>	<b>7:00 P.M.</b>
<b>CLOSED SESSION</b> – 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. <b>CONFERENCE WITH REAL PROPERTY NEGOTIATOR.</b> Pursuant to Section 54956.9 of the Government Code: <b>Property:</b> APN 044-133-002 Placer County parcel at 3790 Taylor <b>Negotiator:</b> Perry Beck, Town Manager <b>Under Negotiation:</b> price and term		
b. <b>CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.</b> Initiation of litigation pursuant to subdivision Section 54956.9: <ul style="list-style-type: none"><li>- Rocklin Lowes: Case #S CV 23598 Town of Loomis v City of Rocklin et al &amp; Del Paso El Camino, LLC et al</li><li>- Rocklin Crossing: Case #S CV 24099 Town of Loomis v City of Rocklin et al &amp; Rocklin Crossings LLC et al</li><li>- Rocklin Clover Valley: Case #34-2007-00002871-CU-WM-GDS Town of Loomis v City of Rocklin et al and Rocklin 650 Venture et al</li></ul>		
<b>TUESDAY</b>	<b>MARCH 10, 2009</b>	<b>7:30 P.M.</b>

**CALL TO ORDER** Call to order by Mayor Scherer at 7:45 p.m.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

Present:

Mayor Scherer  
Councilmember Kelley  
Councilmember Liss  
Councilmember Morillas  
Councilmember Ucovich

**STATEMENT OF ACTION TAKEN DURING CLOSED SESSION**

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

**MATTERS OF INTEREST TO COUNCILMEMBERS/FUTURE AGENDA ITEMS**

Mayor Scherer announced that at the morning meeting they selected MIG Consultant firm to prepare the Multi Modal extension plan.

Councilmember Ucovich noted that the bus shelter on Taylor Road by Circle Drive needs a bench put inside.

Councilmember Liss stated the following:

- there was an article about affordable housing reports that are overdue to the State and Loomis was listed as one that has not submitted
- he would like staff and Planning Commission to explore ideas on how to help Loomis residents with housing issues during this economic crisis
- he would like to see addressed: temporary use of trailers, mobile homes and other temporary housing for the next two years on larger

- properties for family members
- allowing uses of alternative sources of water and waste water to reduce the costs on a temporary basis
- look into local housing programs to provide housing assistance for Loomis residents
- request that staff and Planning Commission come back with recommendations to Council on a future agenda

Mayor Scherer suggested having Councilmember Liss meet with staff and they can explain the practicality of this issue.

Majority of the Council agreed not to have this on the next agenda but to have Councilmember Liss meet with staff.

Councilmember Kelley stated the following:

- Cowboy Poetry is coming up in November and Bert Braun would like to put up banners to promote the event
- there are about 13 to 14 locations and each banner is about \$80 to \$100 a piece
- he requested to have this item on the next agenda and to have staff work out the cost
- there was a discussion about the Main Street program and he would like to hear more about it

Council agreed to put the Cowboy Poetry banners on the next agenda.

Mayor Scherer stated the following:

- Black Bear Outdoors grand opening was nice and noted that it was a good business for the location and he encouraged everyone to go by there
- a part of SACOG's work plan this year is to develop a program of rural and urban connection strategies
- it's connecting the farms with the consumers on a local basis
- he would like to put on the next agenda this discussion on the appointing of a food policy council that we might be able to establish using Council, Planning Commission, representatives from the Loomis agricultural community and the other regional bodies (Penryn Mac, Horseshoe Bar Mac, etc)

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

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

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

Denean Swenson stated the following:

- she requested to have a special meeting to go over information she submitted to Mr. Beck, regarding the Del Oro swimming pool
- if we wait until April, that won't give the people involved time enough for their certifications

Following further discussion on the matter, Council agreed to have a special meeting on March 17<sup>th</sup> at 6:00 p.m. at Town Hall.

## **ADOPTION OF AGENDA**

A motion was made to adopt the Agenda. On motion by Councilmember Morillas, 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.

No public comment.

A motion was made to adopt the Consent Agenda, pulling item 12 forward for discussion. On motion by Councilmember Morillas, seconded by Councilmember Ucovich and passed by voice vote.

**CONSENT AGENDA**

**RECOMMENDED ACTION**

- 1. Council Minutes – 2/10/09, 2/23/09 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
- 6. 2008/09 Projects Update RECEIVE AND FILE
- 7. A Resolution of The Council of The Town of Loomis  
Accepting the Loomis Railroad Depot Building Project Provided  
By PNP Construction, Inc. ADOPT RESOLUTION  
Resolution 09-11
- 8. Second Reading of Ordinance 240, Discontinuing the Park and  
Open Space Commission and Deleting Municipal Code Provisions  
Pertaining to That Commission ADOPT ORDINANCE  
Ordinance 240
- 9. Neighborhood Electric Vehicle (NEV) Transportation Plan RECEIVE AND FILE
- 10. Smart Growth Implementation Assistance - Authorize Staff To  
Prepare And Submit A Proposal Emphasizing Development On  
The Village At Loomis Project Along With Abutting Lands And  
The Downtown Project APPROVE
- 11. A Resolution of The Council of The Town of Loomis  
Revising Fees For Planning, Public Works and General  
Administrative Services ADOPT RESOLUTION  
Resolution 09-12

**CONSENT ITEMS FORWARDED**

- 12. Acquiring Consultants For Various Services RECEIVE AND FILE

Councilmember Ucovich stated that he doesn't want to see a consultant working on a plan that has already been done.

Brian Fragiao, Town Engineer/Public Works Director, pointed out that they are updating the Bike Master Plan and Councilmember Liss asked to have a trail system incorporated.

Councilmember Kelley stated the following:

- the Master Plan needs to be redone and it is appropriate to take into account everything and incorporate that into one Master Plan
- with public input, for the updated master plan, we have no real need to establish a commission at this time
- questioned if we are going to update the Parks Master Plan and should we incorporate that into the Bike and Trails Master Plan

No public comment.

Following further discussion on the matter, Council directed staff to bring back the "update to the Bikeway Master Plan" and to include discussion of the review of the Town Master Plan at the next Council meeting.

**BUSINESS**

- 13. **Chamber Business Committee Update**  
The Chamber of Commerce has been working on an advertising program and may be ready to discuss with Council and funding assistance may be requested  
**Recommended action:** Hear proposal and decide any issues that may come up  
**Public comment:**

Charlotte Reynolds, Wild Chicken and representing the Loomis Downtown Business Committee, pointed out the following:

- she has been working with Peter Oakes on an advertising campaign with the theme called "I love Loomis"
- she has been meeting with Chamber officials and business owners to develop this program
- they believe that in creating a trademark campaign for the Town of Loomis they can unite as a business community
- the website is a tool and an opportunity but there is no guarantee
- she expounded on the promotion and answered questions

Peter Oakes stated the following:

- the services in Town should be easy to find
- expounded on the features of the "I love Loomis.com" website
- the advertising is based on participation
- he will be advertising "I love Loomis.com" through public service announcements that are free through all of the radio stations

David McCauley, owner of Healing Secrets, stated that the radio advertising did not help him.

Councilmember Morillas suggested adding the service groups such as Soroptomist and the Lions.

Council agreed that the Loomis Downtown Business Committee was doing a great job.

14. **Business Retention, Improvement and Recruitment Fund**

Revise rules and regulations on the Business Retention, Improvement and Recruitment Fund; contract with Sierra Economic Development Corporation to do loan review and servicing; and form a loan committee

**Recommended action:** Approve attached resolution providing for an agreement with Sierra Economic Development Corporation; rescinding Exhibit A of 09-08; approving a new Exhibit A; and authorizing the Town Manager to name a five member loan committee

**Public comment:**

Councilmember Liss stated the following:

- asked whether a loan interest rate of prime plus 3 points should be something less than that
- he suggested that prime plus whatever the average Town investment was earning at the time would better provide inexpensive financing for businesses

Brent Smith, CEO of Sierra Economic Development Corporation, stated the following and answered questions:

- the Town is instituting a program that allows the maximum flexibility
- suggested adding a phrase for flexibility: "legitimate business uses"
- picking a margin that works and keeping it simple is his recommendation
- they are prepared to begin immediately

No public comment.

Mayor Scherer suggested the following:

- adding to the end of Exhibit A 4., "or any legitimate business use as determined by the Loan Committee"
- regarding the interest rate, he suggested continuing this item until Roger Carroll, the Finance Director, can be at the meeting for discussion

Following further discussion on the matter, a motion was made to add in Exhibit A 4. "or any legitimate business use as determined by the Loan Committee" and continue this item to March 17, 2009 to consider how interest rates will be set. On motion by Councilmember Ucovich, seconded by Councilmember Liss and passed by the following roll call vote:

Ayes: Kelley, Liss, Morillas, Scherer, Ucovich  
Noes: None

15. **Appoint Park, Recreation and Open Space Committee**

Appoint members to Parks, Recreation and Open Space Committee that Council established at the February meeting

**Recommended action:** Appoint members as Council determines: 1) each Councilmember selects one person; 2) Council as a whole selects 6 people from the applications; 3) amend Resolution 09-09 to strike Section 9C

**Public comment:**

No public comment.

Following further discussion on the matter, a motion was made to approve the amended Resolution 09-09, striking Section 9C, and approving the following appointments:

Councilmember Morillas's appointment - Jenny Knisley  
Councilmember Ucovich's appointment - Steve Lithicum  
Councilmember Liss's appointment - Nancy Beck  
Mayor Scherer's appointment - Pat Miller

Councilmember Kelley made no appointment at this time.

Council as a whole appointed the following: Sandra Calvert, Dan Tokutomi, Thomas Seth, Paulette Emert, Victor Markey, Kathryn Seers

Question on the motion:

Councilmember Kelley stated that in order not to create concerns (in Section 9A.) the committee members or chairs should be independent of Council and not be a family member or associated with a Councilmember.

Councilmember Morillas suggested letting the committee choose their own chairperson and vice-chair.

Mayor Scherer suggested taking out all in Section 9A, except the last sentence, that states "the chair and vice-chair persons must be residents of the Town.

Following further discussion on the matter, the motion was restated to adopt the amended Resolution 09-09, striking Section 9C, deleting in 9A. all except for the last sentence and approving the appointments previously stated. On motion by Councilmember Liss, seconded by Councilmember Ucovich and passed by the following roll call vote:

Ayes: Liss, Morillas, Scherer

Noes: Kelley

Abstained: Ucovich

16. **Goal Setting Report**

Council is asked to start discussion on the goals that were identified at the January 31, 2009 meeting in order to clarify and confirm the goals in light of budget constraints

**Recommended action:** Discuss and give direction

**Public comment:**

Continued to April 14, 2009.

17. **Town Hall Planning**

The Council sub-committee and staff have developed a one story renovation idea to carry out at the new Town Hall in order to allow moving from the current Town Hall

**Recommended action:** Approve \$126,500 from the Community Facilities Fund to pay for costs noted in the report

**Public comment:**

Continued to March 17, 2009 Special meeting.

18. **Open Space Committee 2 Recommendations Review** (Continued from February 23, 2009) TC 12/9/08

At the February 2008 joint meeting of Planning Commission and Park & Open Space Commission the Council developed work plan goals for the Park & Open Space Commission that included a Council review of recommendations from Open Space Committee 2 to determine which to submit to the Park & Open Space Commission as matters to include in the update of the 1998 Parks and Recreation Master Plan

**Recommended action:** Consider the next section of Open Space Committee 2 Recommendations and decide what to refer to the Park and Open Space Committee for inclusion in the update of the 1998 Parks and Recreation Master Plan or what to return to Council for more consideration or what to table.

**Public comment:**

Continued to April 14, 2009.

19. **Brown Act** (Continued from February 23, 2009)

TC 11/11/08

Consider having a review of the Brown Act

**Recommended action:** Discuss and direct staff

**Public comment:**

Continued to April 14, 2009.

20. **Meeting Records Retention** (Continued from February 23, 2009)

TC 11/11/08

Planning Commissioner, Janet Thew, asked that the Council consider changing the way meetings are archived

**Recommended action:** Discuss and direct staff

**Public comment:**

21. **Horseshoe Bar Road to King Road Interchange Feasibility Study**

Decide whether the Town should conduct a feasibility study between the Horseshoe Bar Road and King Road interchanges on I-80 to determine alternative on and off ramp configurations

**Recommended action:** Determine whether the Town should solicit proposals to do a study as detailed in this report

**Public comment:**

Continued to April 14, 2009.

22. **Placer County Earth Day Celebration**

Vice Mayor Liss asks that Council approve a donation to obtain a booth for the Town of Loomis at a Placer County Earth Day celebration scheduled to be held in Roseville

**Recommended action:** Consider whether to approve another Earth Day donation type Expense

**Public comment:**

No public comment.

Councilmember Liss pointed out that the Roseville booth would help to promote Earth Day in Loomis.

Following further discussion on the matter, a motion was made to approve a donation up to \$76. On motion by Councilmember Ucovich, seconded by Councilmember Kelley and passed by the following roll call vote:

Ayes: Kelley, Liss, Morillas, Scherer, Ucovich

Noes: None

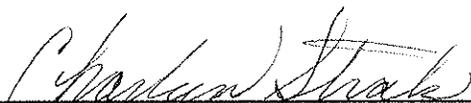
**COMMITTEE REPORTS**

- 23. Placer County Economic Development Commission – Ucovich
- 24. Placer County Flood Control/Water Conservation District – Morillas
- 25. Placer County Transportation Planning Agency – Ucovich/Kelley
- 26. Placer County Mosquito Abatement – Kelley/Ucovich
- 27. Placer County Air Pollution Control District – Ucovich/Morillas
- 28. Sacramento Area Council of Governments – Scherer/Liss
- 29. Placer Land Trust ex-officio representative – Scherer
- 30. Borders Committee – Scherer/Liss
- 31. Business Committee – Scherer/Liss

**ADJOURNMENT**

Mayor Scherer stated there was no further business and adjourned at 9:50 p.m. to a close session. Council went into close session at 9:55 and adjourned at 10:28 p.m. There was no action taken in close session.

  
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Mayor

  
\_\_\_\_\_  
Town Clerk