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	OCTOBER 11, 2011	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 LEGAL COUNSEL – ANTICIPATED LITIGATION:** Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: Two potential cases

b. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR:** Pursuant to Section 54956.9 of the Government Code.
Property: APN 044-080-055 & 056, Parcel 2 as described in Quit Claim deed to Town of Loomis recorded in Document No. 08-0095584 (currently leased to High Hand Nursery)
Negotiator: Perry Beck, Town Manager
Under Negotiation: price and terms

c. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR:** Pursuant to Section 54956.9 of the Government Code.
Property: APN 044-123-007 Request from Ken Kelsey, property owner, as to Town's interest in acquiring 2.5 acre parcel abutting Homewood Lumber off of Brace Road
Negotiator: Perry Beck, Town Manager
Under Negotiation: price and terms

TUESDAY	OCTOBER 11, 2011	7:30 P.M.

CALL TO ORDER

Council went into close session at 6:28 p.m. and came out at 7:28 p.m. Mayor Morillas called the regular meeting to order at 7:34 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present:
Mayor Morillas
Councilmember Calvert
Councilmember Liss
Councilmember Ucovich
Absent: Councilmember Scherer

STATEMENT OF ACTION TAKEN DURING CLOSED SESSION

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

MATTERS OF INTEREST TO COUNCILMEMBERS/FUTURE AGENDA ITEMS

Councilmember Liss stated the following:
- **the Priory has a mitigated Negative Declaration Review and comments need to be in by October 21st**
- **the Amazing Facts church ministry is having a hearing October 13th and comments are due by October 17th, this is on our border on Sierra College and South of Ridge Park Drive**
- **Placer County Economic Development Board is having a Manufacturer's Forum on October 13th from 8 a.m. to 2 p.m.**
- **Placer Sustain energy event at Shepherd of the Sierras Church on November 3rd**
- **Sustainable Loomis developing priorities for 2012 on October 26th**

- he asked to agendize Sustainable Loomis for next month

Councilmember Ucovich stated the following:
- he thanked the Town Engineer for getting the basketball courts repaved at the Sunrise Loomis Park
- he congratulated the Loomis Chamber of Commerce for the fantastic Eggplant Festival

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.

Supervisor Jim Holmes, Placer County Board, stated the following:
- yesterday he had the honor of representing Placer County at the 100 anniversary celebration of the "Women in California, the Right to Vote"
- today they had their final hearing on the Supervisor's District maps, Loomis is still in District 3 and he is honored to represent Loomis on the Board

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.

Cynthia Walden, 3467 Humphrey Road, stated the following:
- in the September 13, 2011 minutes under item 14. Animal Keeping Code Revisions, she would like to correct a comment that was stated she made in the minutes
- the minutes stated, "she would probably agree with a natural attrition of the number of animals at nature's pace and not a deadline of one year"
- she said, "I would have probably agreed had the Town Manager not have put a time frame and a deadline on the animals'

Mayor Morillas stated the clerk will correct the minutes from the meeting.

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

CONSENT AGENDA		RECOMMENDED ACTION
1.	Council Minutes – 9/13/11, 9/29/11	*APPROVE*
2.	Monthly Check Register – September	*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.	2010/11 Goals Update	*RECEIVE AND FILE*
7.	Blue Anchor Park Added Work Allocation Of Costs Due to the construction of the CCD Expo stage, additional work needed to be done for the Blue Anchor Park project and was apportioned to the park and road funds.	*APPROVE*

8. Loomis Grammar School Request For Donation — *APPROVE*
Loomis Grammar School is requesting donations for a "Doggie Station" so dog owners can have access to bags for clean-up

9. Planning Consultant Service Bidding — *AUTHORIZE SENDING REQUEST FOR PROPOSALS*
The draft Park, Recreation & Open Space Master Plan requires CEQA review in order to disclose any potential significant Environmental effects of the plan. An environmental analysis is Required for the adoption of this updated Master Plan.

10. Local Transportation Funds and State Transit Assistance — *ADOPT RESOLUTION* **Resolution 11-16**
Each year the State of California allocates funds for transportation needs. These funds flow through the Placer County Transportation Planning Agency, and are allocated throughout the County based on population.

11. Blue Anchor Park Punch List Items Addressed — *APPROVE*
At the September 13, 2001 Council meeting staff was directed To make sure the Contractor completed the punch list items before Any retention money was paid.

12. Town Manager Appointment and Agreement — *APPROVE*
After a process that started in May 2011, the Council is at a point to appoint Mr. Rick Angelocci as the next Loomis Town Manager

CONSENT ITEMS FORWARDED

Mayor Morillas introduced the new Town Manager, Rick Angelocci.

After item 20 was discussed the following motion was made:

A motion was made to reconsider a motion on item 8. On motion by Councilmember Calvert, seconded by Councilmember Liss and passed by voice vote.

Councilmember Ucovich stated the following:
- **Loomis Grammar School has a sign posted that says "dogs not allowed on school grounds"**
- **why should we buy doggie bags if it is against their rules to have dogs on the school grounds**

A motion was made to not approve a donation for the "Doggie Station" at this time, direct staff to clarify the school law of "no dogs allowed' with the School District, if the school takes the sign down and would like the donation, then Council would like in trade, to use the Loomis Grammar School parking lot for Town events. On motion by Councilmember Calvert, seconded by Councilmember Ucovich and passed by voice vote.

PUBLIC HEARING

13. **Second Blessings Thrift Store Appeal**
A Loomis resident wishes to appeal a Planning Commission decision concerning the request by the Loomis Basin Congregational Church to operate a thrift store on their property located at 6440 King Road.
Recommended action: Hear testimony and make a decision to: 1) affirm the decision and adopt resolution; 2) affirm the decision in part and Council can add other requirements (adopt resolution as amended); 3) reverse the decision; or 4) Council may choose to not conduct a hearing on the appeal, based on their review of the report and commissions decision (this action shall constitute affirmation of the decision being appealed).
Public comment:

Carol Larsen, a member of the Loomis Basin Congregational Church, stated the following:
- **they just had an opportunity to work out the parking situation on Saturday, they had a funeral of someone who was well known in the community**
- **they prepared for that by taking the property at the bottom of the hill and stripping it off and parking was not an issue**
- **she asked Council if they would grant permission to have the thrift store**

Beth Williams, 3938 Betty Lane, stated the following:
- this church has been in Loomis a long time and they wish to help this community and families in need
- she asked Council to support the Planning Commission's decision

Elisha Reynolds, 6154 South Walnut, stated the following:
- she is a member of the church, she grew up in the Loomis and went to the schools
- she is a single parent raising three children and every cent she has goes to feeding and clothing them
- she is in need for income based child care, there is no program like this in Placer County
- the thrift store is giving back to people like her, who can't afford childcare
- she asked Council to approve this

Doris Manley, 6136 Smokewood Court, stated she sees no reason this church cannot have a thrift store.

Following further discussion on the matter, a motion was made to adopt Resolution 11-17, affirming the Planning Commission's decision for the Loomis Basin Congregational Church of Christ to allow the placement of a 480 sq. ft. modular in the parking lot, to be utilized as a thrift store, at 6440 King Road. On motion by Councilmember Calvert, seconded by Councilmember Ucovich and passed by voice vote. Councilmember Scherer was absent.

14. **Ordinance Amending Animal Keeping**

The Planning Commission is recommending certain changes to the animal keeping ordinance.
Recommended action: Have public hearing and hold first reading on ordinance amending Sections 13.42.060 and 13.28.030 of the Municipal Code relating to animal keeping standards and permit requirements.
Public comment:

Pat Miller, 4395 Gold Trail Way and Planning Commissioner, stated the following:
- the Planning Commission is recommending roosters not be allowed
- she requested Council insert a phrase that bands backyard slaughtering of chickens

Jean Wilson, 4301 Barton Road, stated the following:
- she asked if "the banning of slaughtering of chickens" would only be on the smaller lots and not on larger lots
- the Planning Commission was not asked to look at how many dogs and cats are allowed on a parcel
- we should avoid turning a back yard into a kennel

Kathleen Giel, 3455 Humphrey Road, stated the following:
- staff did a nice job taking a survey of other communities to see what their requirements are and expounded on the different animal keeping
- she reminded the Council that the three larger properties zoned Humphrey Estates area, have six or seven neighbors that surround their property
- they have plenty of land to have setbacks that will help protect the neighbors from negative impacts such as sight and smell

Nancy Beck, 6304 David Avenue, suggested referring this back to the Planning Commission since there is additional information received tonight, such as the animal slaughtering and the number of dogs and cats per lot.

Cynthia Walden stated the following:
- she pointed out that Sacramento County allows four dogs and four cats over four months of age
- she doesn't agree with slaughtering animals in the residential areas
- regarding setbacks, she showed examples of the 25'and 50' setbacks and showed that some properties would not be permitted to have any chickens because they won't meet the setbacks
- She asked Council to consider what the City of Sacramento has, a setback of 20' from a residential dwelling

Following further discussion on the matter, Council agreed to send this back to the Planning Commission to address the setbacks, number of dogs and cats on a parcel, and the slaughtering of animals on small residential lots.

15. **#10-12 Barker Road Abandonment APN 030-043-044**

Applicant requests that the Town abandon a portion (0.15 acre) of right-of-way, 15' section, adjacent to 3330 Barker Road.
Recommended action: Approve Resolution approving the transfer of 0.15 acres of right-of-way to the Muschetto fee parcel (APN 030-043-044) with a return of a Multi Purpose Easement to the Town
Public comment:

Spencer Short, representing Muschetto, expounded on the abandonment of a portion of the right of way, answered questions and asked Council to approve the transfer of 0.15 acre of right of way to the Muschetto fee parcel.

Barbara Rickabaugh, 3260 Barker Road, stated the following:
- they live adjacent to the property
- their property has easements on it and they have to provide access to adjacent properties
- what modifications will be made to preserve their easements or will they always have access to the road

Brian Fragiao, Town Engineer/Public Works Director, stated the following:
- **the 15 feet will just be changing names to a multi-purpose easement from a 50 foot access easement and PUE**
- **the purpose is the same, as an access easement it doesn't go towards acreage but with the multi-purpose easement it will go toward the applicants acreage**
- **nothing will change, there is no way they can close it off and restrict any type of access or public utility easements**

Spencer Short stated the following:
- **Mr. Muschetto has had several reports done over the last few years**
- **it shows that there are certain areas where leach fields work and where they don't work**
- **where they don't work is on the northern side of his property, that is why they needed the variance to make the configuration work**

Councilmember Ucovich stated the following:
- **a concern is that the lot will be split and added leach lines will be needed**
- **it is not that far to the sewer**

Councilmember Liss stated that Council is concerned about the leach fields being adequate and were told that would be addressed when the applicants come forward for a permit.

Following further discussion on the matter, a motion was made to adopt Resolution 11-18, approving the abandonment of a 0.15 acre section of right-of-way to the Muschetto fee parcel (APN 030-043-044) with a return of a multi-purpose easement to the Town. On motion by Councilmember Liss, seconded by Councilmember Ucovich and passed by voice vote. Councilmember Scherer was absent.

Recess at 9:15 p.m. to 9:25 p.m.

BUSINESS

16. **Content, Creation and Distribution Expo Update**
Peter Oakes, Loomis resident, will give a wrap up on the Content, Creation and Distribution project that was held in Loomis on September 16 and 17, 2011
Recommended action: Hear presentation and give direction to staff if needed.
Public comment:

Peter Oakes stated the following:
- **they had a phenomenal response at the CCD Expo**
- **they had 16 sponsors, 52 exhibitors (39 were industry related), 73 keynote and panel speakers (including Academy, Emmy, and Grammy award winners) , and 22 performance acts (music, comedy, etc.)**
- **we had a number of film makers here and showed 14 different shorts and feature length films**
- **they had 585 registered industry attendees and 1500 guests during the two days**
- **the only negative they had was from 5 letters regarding the sound level from the concerts**
- **he did his best to respond to them and wrote an article in the Loomis News**
- **a sound engineer said that the stage was one of the nicest stages he has performed on**
- **in regards to finishing the stage, they need to know if the Council wants the stage to be a permanent structure**
- **the design for the roof will look like one of the fruit sheds**
- **they would like to put this on again inSeptember 14, 15 and 16th of 2012**

Nancy Beck stated the following:
- **she attended the events and it reminded her of the Eggplant festival when it started**
- **this can grow, she would like to see the public brought in to understand this better and what is going on**
- **it would be wonderful for handicap accessibility and thanked them for what they have done**

Following further discussion on the matter, a motion was made to keep the stage as a permanent asset. On motion by Councilmember Liss, seconded by Councilmember Calvert and passed by voice vote.

17. **Swetzer Business Park Directional Signs**
Council asked to proceed with the Swetzer Road business park directional signs that were being considered last year and recently came up in comments obtained during the Chamber business walk in July
Recommended action: Approve the proposed sign layout and authorize funding from the Chamber/business projects line item augmented by reserves if needed
Public comment:

Cindy Walden suggested recognizing Swetzer Road as a Business Park.

Council discussed the following:
- **Business Park left on at least 3 of the 5 signs**
- **we have another park, Sunrise Loomis park that isn't listed**
- **leave about a foot blank on the bottom for new businesses or temporary signs for events in Town**
- **use a blue paint that doesn't fade**
- **fonts should all be the same size**
- **keep the arrows together that are going the same direction**

This item will come back to Council for final approval.

18. **SACOG Regional Housing Needs Allocation**
At the September meeting Councilmember Scherer asked that Council review the SACOG Regional Housing Needs Allocation
Recommended action: Discuss and give direction to staff if needed.
Public comment:

Continued to November 8, 2011.

19. **Donation and Awards for Schools**
At the September Meeting Vice Mayor Calvert asked that Council discuss donations and awards for schools in the community
Recommended action: Discuss and give direction to staff if needed.
Public comment:

Councilmember Calvert pointed out the following:
- **we have a miscellaneous budget of $1500**
- **she would like to involve our grammar schools more**
- **she suggested having funds available for classes that may want to go on a field trip or have a project**
- **they can outline their need and how much money is needed and what they would be willing to do for our Town (pay it forward), like recycling at the Eggplant Festival, picking up the garbage, or clean the graffiti off the park equipment**
- **this would be a great way to reach out to our schools and get more involvement in the community**
- **the recipient needs to pay it forward to the community, or the schools, etc.**

Pat Miller, 4395 Gold Trail Way, stated the following:
- **schools can no longer have free presentations that they use to have**
- **she questioned how the money will be allocated to each school**

Councilmember Calvert stated the following:
- **she doesn't want it on a first come first serve basis**
- **the school or class can write a proposal and Council will look at the need and decide**
- **all the schools in the district except for Ophir and Penryn**
- **she would like this to be a separate line item for the grammar schools**

Cindy Walden suggested if one class pays for a presentation than maybe they can pay it forward by giving presentations and share what they learned to one or two more classes.

Nancy Beck stated the following:
- **there are many departments in our school district that would benefit from this**
- **there are programs that the school district cannot afford anymore**
- **she supports this**

Mayor Morillas suggested having staff do the following:
- **add this as a new line item to the budget, calling it Grammar School pay it forward**
- **take $500 from Cowboy Poetry if it wasn't used**
- **take another $500 from the miscellaneous fund**
- **work out the criteria between now and the next meeting**

Staff has been directed to bring it back for a motion.

20. **Loomis Sphere of Influence**
At the September meeting Councilmember Ucovich asked that Council begin a discussion on a Sphere of influence
Recommended action: Discuss and give direction to staff if needed.
Public comment:

Councilmember Ucovich asked to continue this to November and invite the Executive Director of LAFCO to attend the meeting.

COMMITTEE REPORTS

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

ADJOURNMENT

A motion was made to adjourn at 10:50 p.m. On motion by Councilmember Ucovich, seconded by Councilmember Calvert and passed by voice vote.

_____

Mayor

_____

Town Clerk

TOWN OF LOOMIS

ACTION MINUTES
SPECIAL MEETING OF
LOOMIS TOWN COUNCIL
LOOMIS DEPOT
5775 HORSESHOE BAR ROAD, LOOMIS, CA 95650
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MONDAY	SEPTEMBER 12, 2011	1:00 P.M.

CALL TO ORDER **Call to order by Mayor Morillas at 12:50 p.m.**

PLEDGE OF ALLEGIANCE

ROLL CALL

Present:

Mayor Morillas
Councilmember Calvert
Councilmember Liss
Councilmember Scherer
Councilmember Ucovich

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.

No public comment.

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.

Council went into close session at 12:51 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 special meeting.

a. **PUBLIC EMPLOYMENT.** Town Manager position, pursuant to Section 54957 of the Government Code.

STATEMENT OF ACTION TAKEN DURING CLOSED SESSION

a. **Council continued this to September 14, 2011 at 4:00 p.m. at the Loomis Depot.**

ADJOURNMENT **Mayor Morillas stated there was no further business and adjourned at 3:16 p.m.**

Mayor Rhonda Morillas

Town Clerk

TOWN OF LOOMIS

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SPECIAL MEETING OF
LOOMIS TOWN COUNCIL
LOOMIS DEPOT
5775 HORSESHOE BAR ROAD, LOOMIS, CA 95650
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SATURDAY	SEPTEMBER 10, 2011	7:30 A.M.

CALL TO ORDER **Call to order at 7:60 a.m. by Mayor Morillas.**

PLEDGE OF ALLEGIANCE

ROLL CALL

Present:

Mayor Morillas
Councilmember Calvert
Councilmember Liss
Councilmember Scherer
Councilmember Ucovich

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.

No public comment.

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.

Council went into close session.

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 special meeting.

a. **PUBLIC EMPLOYMENT.** Town Manager position, pursuant to Section 54957 of the Government Code.

Council came out of close session at 5:27 p.m.

STATEMENT OF ACTION TAKEN DURING CLOSED SESSION

a. **Council continued the close session to September 12, 2011 at 1:00 p.m. at the Loomis Depot.**

ADJOURNMENT **Mayor Morillas stated there was no further business and adjourned at 5:28 p.m.**

Mayor Rhonda Morillas

Town Clerk