



**MINUTES**  
**REGULAR MEETING OF THE CITY COUNCIL AND**  
**JOINT MEETING OF THE CLOVERDALE COMMUNITY DEVELOPMENT SUCCESSOR AGENCY BOARD OF DIRECTORS**

**TUESDAY, APRIL 26, 2016**

**PUBLIC BUSINESS SESSION: 6:30 p.m.**

**PUBLIC BUSINESS SESSION LOCATION: CLOVERDALE PERFORMING ARTS CENTER, 209 N. CLOVERDALE BLVD.,  
CLOVERDALE, CA 95425**

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**CONVENE PUBLIC BUSINESS SESSION – 6:30 p.m.**

**OPENING:**

- Call to Order: Mayor Brigham called the meeting to order at 6:30 p.m.
- Roll Call: Councilmember Palla, Vice Mayor Wolter, Councilmember Cox, Mayor Brigham, with Councilmember Russell absent
- Conflict of Interest Declaration: None
- Agenda Review – Regular Session (Changes and/or Deletions): None

**PUBLIC COMMENTS:** None

**PROCLAMATIONS / PRESENTATIONS:**

**1. Proclamation proclaiming the Fourth Friday in April as Children's Memorial Flag Day throughout Sonoma County in Memory of Children Who Have Died by Violence**

Mayor Brigham presented the proclamation, acknowledging MOVES (Minimizing Occurrences of Violence in Everyday Society) for their valuable work. John Goehring, Stephen Berry, and Suzanne Taylor received the proclamation on behalf of MOVES and presented a flag to the Council in appreciation.

**2. Proclamation recognizing April 2016 as Sexual Assault Awareness Month**

Mayor Brigham presented this proclamation to Chris Castillo, Executive Director of Verity, thanking Verity for all of their hard work. Ms. Castillo thanked the Council and the Police Department for their collaboration and great work they do for members of the community.

**CONSENT CALENDAR:**

- 3. Minutes of Previous Meeting: March 8, 2016**
- 4. Resolution authorizing the Sonoma County Waste Management Agency (SCWMA) to submit to the California Department of Resource Recycling and Recovery (CalRecycle) Applications for Payment Programs and Related Authorizations on Behalf of the City of Cloverdale**
- 5. Resolution No. 027-2016 approving a Professional Services Agreement with RMC Water and Environment to provide assistance to the city throughout the reissuance process for the city's National Pollution Discharge Elimination System (NPDES) permit for discharge of treated wastewater**
- 6. Resolution No. 028-2016 considering award of the CDBG Downtown ADA Accessible Parking Project to Yukon Construction in the amount of \$23,993.90, approval of the overall project budget for this project and determination of exemption from the California Environmental Quality Act**

**Action:** Motion was made by Councilmember Palla and seconded by Vice Mayor Wolter to approve the consent calendar. The motion passed by roll call vote: (4-ayes – Councilmember Palla, Vice Mayor Wolter, Councilmember Cox, Mayor Brigham; 0-noes; 1- Absent- Councilmember Russell)

**COMMUNICATIONS:** None.

**PUBLIC HEARINGS:**

**7. Hearing to consider adopting proposed water and sewer rate structures and approving Resolutions No. 029-2016 and 030-2016 to establish new water and sewer rate schedules in accordance with Proposition 218 (California Constitution Article XIID) and rescinding Resolutions No. 008-2013 and 009-2013 to revoke existing water and sewer rate schedules**

City Contract Engineer, Vanessa Apodaca, opened the public hearing and introduced Bob Reed from the Reed Group, Inc., who provided a PowerPoint presentation. He discussed the details of the Water and Sewer Study and recommended rate schedules. Mr. Reed summarized that water and sewer rate increases are needed for the City to meet service and financial obligations. Discussion ensued regarding details of the rate setting schedule and the water conservation of the community.

Mayor Brigham opened the Public Hearing Comment Period

LaReva Myles, Cloverdale, asked what the worst case scenario would be if residents continue to conserve with no rebound to water usage and the possibility of future rate increase. She commented that if rates are to increase, she would like to receive regular reports at the City Council meetings regarding water usage. Mr. Reed responded that if further conservation efforts are required and water usage is significantly lowered, rates could conceivably increase again.

Paula Wren, Cloverdale, commented that she hopes that going forward, the City will increase water saving requirements for new homes. She also commented that the State has used pre 2013 as the bar for measurement during past water conservation efforts, adding that would likely be the set point should there be another drought in the next decade, but she thinks it should be discussed with our State representatives to confirm.

Leopoldo Fernandez, Cloverdale, questioned the percentage rate increases from 2016 through 2019. Mr. Reed explained the percentage rates. Mr. Fernandez also voiced disapproval that the billing rates are not adjusted to amount used per customer. City Manager Cayler responded that although City Staff agrees, the City no longer uses the tiered system of billing due to the implications of the San Juan Capistrano lawsuit.

LaReva Myles, Cloverdale, commented that in the past Cloverdale was below the population number that would require a particular water system, but since Cloverdale has grown the City's water system has more requirements, which has increased costs to the City.

Darren Hernandez, Senior Water Treatment Plant Operator for the City, came to the podium to clarify the regulation to which Ms. Myles referred. He stated the regulation is based on service connections rather than population. He confirmed that as the City grows, more regulations are imposed, adding that the cost associated with these regulations are large, fixed costs that do not go down when demand goes down.

Mayor Brigham closed the public hearing.

City Attorney, Jose Sanchez, commented that Staff followed procedures in Proposition 218 regarding noticing requirements. He announced that Staff has corrections to the resolutions, noting that on page three, under Section two, both resolutions referenced the attached Water and Sewer Rate Study; however, the study was not included in the agenda packet. Mr. Sanchez commented that this study was posted on the internet, and went out in the notices, as required by Proposition 218 and recommended attaching the study to the resolutions for the permanent record. Mr. Sanchez also recommended amending Resolution No. 030-2016, section three regarding the sewer rates. He recommended adding the sentence "The City Council adopts the following Sewer Rate Schedule." after the word "Rates".

Councilmember Palla commented that the Staff Report stated Cloverdale has four wells and noted that the City has seven wells. Ms. Apodaca responded that the Staff Report has a typographical error and it should state seven wells.

**Action:** Motion was made by Vice Mayor Wolter and seconded by Councilmember Palla to adopt Resolutions No. 029-2016, as amended, adopting a new water services rate schedule in accordance with Proposition 218 of California Constitution Article XIII D, and rescinding Resolution No 008-2013 adopted March 13, 2013,. The motion passed by roll call vote: (4-ayes – Councilmember Palla, Vice Mayor Wolter, Councilmember Cox, and Mayor Brigham; 0-noes; 1- Absent- Councilmember Russell).

**Action:** Motion was made by Councilmember Cox and seconded by Councilmember Palla to adopt Resolutions No. 030-2016, as amended, adopting a new sewer rate schedule in accordance with Proposition 218 of California Constitution Article XIII D, and rescinding Resolution No 009-2013 adopted March 13, 2013. The motion passed by roll call vote: (4-ayes – Councilmember Palla, Vice Mayor Wolter, Councilmember Cox, and Mayor Brigham; 0-noes; 1- Absent- Councilmember Russell).

#### **NEW BUSINESS:**

##### **8. Action to Appoint a City of Cloverdale Alternate to the City Selection Committee and the Sonoma County Mayors' and Council Members' Association Board of Directors**

City Manager Cayler presented this item, recommending that the City Council appoint an official alternate representative to the City Selection Committee and the Sonoma County Mayors' and Council Members' Association (SCMCMA) Board of Directors.

**PUBLIC COMMENTS:** None

**Action:** Motion was made by Councilmember Palla and seconded by Councilmember Cox to appoint, by Minute Order, Vice Mayor Wolter as the official alternate representative to the City Selection Committee and the Sonoma County Mayors' and Council Members' Association (SCMCMA) Board of Directors. The motion passed by voice vote: (4-ayes – Councilmember Palla, Vice Mayor Wolter, Councilmember Cox, and Mayor Brigham; 0-noes; 1- Absent- Councilmember Russell).

##### **9. Action on Annual Agreement Between the Sonoma County YMCA and the City of Cloverdale for the Operation of Summer 2016 Swimming Pool Program**

City Manager Cayler discussed the agreement with the Sonoma County YMCA, recommending that the City Council approve a professional services agreement between the City of Cloverdale and the Sonoma County YMCA for the 2015 Swim Season. Mr. Cayler and the Council offered special thanks to the Sink family for their generous donations and support for the Swimming Pool Program.

**PUBLIC COMMENTS:** None

**Action:** Motion was made by Councilmember Cox and seconded by Vice Mayor Wolter, by Minute Order, approve a professional services agreement between the City of Cloverdale and the Sonoma County YMCA for the 2015 Swim Season, and further authorizes the City Manager to execute the necessary agreement. The motion passed by voice vote: (4-ayes – Councilmember Palla, Vice Mayor Wolter, Councilmember Cox, and Mayor Brigham; 0-noes; 1- Absent- Councilmember Russell).

##### **10. Action on a Letter of Support for renewing and updating voter protections and policies for Sonoma County's community separators in 2016, including a countywide ballot measure and a county General Plan Amendment designating lands between Healdsburg and Cloverdale as a community separator**

Assistant City Manager, David Kelley, presented this item, sharing background information and discussing benefits of community separators. He explained that the Greenbelt Alliance is requesting that the City of Cloverdale provide a letter of support for renewing and updating voter protections and policies for Sonoma County's

community separators in 2016, including a General Plan amendment designating lands between Healdsburg and Cloverdale as a community separator. Mr. Kelley reported four letters were received after the agenda packet was published, three letters in support and one letter received via email, which was in opposition to the community separator. These letters were supplied to the Council, City Staff, and the public, and are attached to these minutes. Discussion ensued with councilmembers expressing support for the concept of the separator but concerns about the lack of details regarding the proposed separator. Council directed Staff to make amendments to the support letter to add that the City Council would like to be involved in the process and have opportunity to offer input regarding the details of the separator.

#### **PUBLIC COMMENTS:**

Teri Shore, North Bay Regional Director of Greenbelt Alliance, thanked City Staff and Council for considering the letter of support. She reported the County of Sonoma held a public workshop in Cloverdale to get community input. She commented that now would be a good time for the Council to supply input to the County regarding the proposed separator. She stated that the County Planning Department would come to Cloverdale if the Council requested. Mayor Brigham responded that the Council would like the County Planning Department to come to Cloverdale to present information on the proposed community separator to the Council.

Paula Wren, Cloverdale, commented the process seems to be a little bit arm's length for City Council. She stated that the City Council designated people to attend the public workshop and she was one of them. She stated that participants were able to designate priority areas on maps the County supplied. She assumed Council would have received the results of this workshop and recommended that Council request this information.

LaReva Myles, Cloverdale, questioned if any issues exist for having a community separator between Cloverdale and Healdsburg without discussing Geyserville, which is in the center, commenting that they seem to be invisible. She went on to add that Cloverdale seems not to be included in past considerations for separators.

Bruce Abramson, Healdsburg, stated he supports Greenbelt Alliance and that he is pleased with the community separator between Healdsburg and Windsor, although Healdsburg did not have a lot of input when it was implemented. He commented that other cities who have been involved in community separators are very accepting and happy with the result thus far.

Melanie Bagby, Cloverdale, stated that she also attended the community outreach workshop with the County and thought it was well attended and targeted receiving input from the North County. She urged the Council to write a letter of support, adding that the Council can also ask to be involved in the process and invite the County to come make a presentation to the Council.

**Action:** Motion was made by Councilmember Palla and seconded by Vice Mayor Wolter, by Minute Order, to send a letter of support for renewing and updating voter protections and policies for Sonoma County's community separators in 2016 including a countywide ballot measure and a General Plan Amendment designating lands between Healdsburg and Cloverdale as a community separator, but that the letter be amended to include the Council request for the County to make a presentation to the Council, provide results from the workshop held in Cloverdale, and that the Council be advised of future meetings pertaining to the separator to allow the Council opportunity to provide input. The motion passed by voice vote: (4-ayes – Councilmember Palla, Vice Mayor Wolter, Councilmember Cox, and Mayor Brigham; 0-noes; 1- Absent- Councilmember Russell).

**SUBCOMMITTEE ACTION ITEMS:** None

#### **SUBCOMMITTEE REPORTS:**

- Airport (Chair, Councilmember Cox and Vice Mayor Wolter) - Next Meeting: May 3, 2016, 9:00 a.m. at the Cloverdale Performing Arts Center
- Finance, Administration & Police (Chair, Mayor Brigham and Vice Mayor Wolter) - Next Meeting: April 28, 2016, 5:00 p.m.

- Planning & Community Development (Chair, Vice Mayor Wolter and Mayor Brigham) - Next Meeting: June 21, 2016, 4:00 p.m. Vice Mayor Wolter reported that the Committee met and received a presentation from Vista Oaks regarding their request to increase the approval of homes on Vista View from 19 to 33 homes. The Committee also discussed vacation rentals.
- Public Works (Chair, Councilmember Russell and Councilmember Cox) - Next Meeting: May 24, 2016, 10:30 a.m.
- Joint City/Fire District (Chair, Councilmember Palla and Mayor Brigham) - Next Meeting: June 13, 2016, 5:30 p.m.
- Joint City/School District (Chair, Councilmember Palla and Councilmember Cox) – Next Meeting: May 16, 2016, 5:00 p.m.

**COUNCIL REPORTS (INCLUDING STUDENT LIAISON):**

Councilmember Cox commented that he participated in a Bicycle Rodeo, which was sponsored by the Sonoma County Bicycle Coalition, to teach children the correct way to operate a bicycle.

Councilmember Palla announced that he recently attended a REMIF Board meeting and reported that the City’s health plan will be experiencing some changes that will go into effect in July. He stated that the City Manager will be announcing the upcoming changes to staff in the near future. Councilmember Palla added that REMIF is also looking to eliminate the EPO 250 plan in the next year or two.

**LEGISLATIVE REPORT:** None

**CITY MANAGER/CITY ATTORNEY REPORT:** None

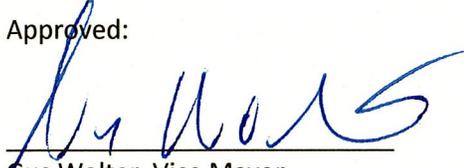
**COUNCIL DIRECTION ON FUTURE AGENDA ITEMS:** None

**ADJOURNMENT:** Mayor Brigham adjourned the meeting at 8:57 p.m. to a regular meeting of the City Council and Cloverdale Community Development Successor Agency, Tuesday, May 10, 2016, for Closed Session at 5:30 p.m. (at the City Hall Conference Room 124 N. Cloverdale Blvd., Cloverdale, CA 95425) and Public Business Session at 6:30 p.m. (at the Cloverdale Performing Arts Center 209 N. Cloverdale Blvd., Cloverdale, CA 95425).

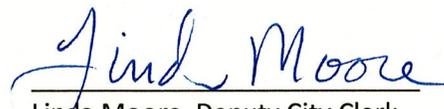
These minutes were approved at the May 10, 2016, City Council meeting by the following voice vote (Ayes-3; Noes-0; Absent-1; Recuse-1).

Ayes: 3 -Councilmember Palla, Vice Mayor Wolter, and Councilmember Cox  
 Noes: 0  
 Absent: 1- Mayor Brigham  
 Recuse: 1- Councilmember Russell

Approved:

  
 Gus Wolter, Vice Mayor

Attested:

  
 Linda Moore, Deputy City Clerk