



**AGENDA**  
**WATERFORD CITY COUNCIL - REGULAR MEETING**  
**WATERFORD CITY HALL, CITY COUNCIL CHAMBERS**  
**101 "E" STREET, WATERFORD, CA**

**WATERFORD CITY COUNCIL REGULAR MEETING –JANUARY 7, 2016 - 6:30 PM**

**CALL TO ORDER:**

**Mayor Van Winkle**

**FLAG SALUTE:**

**Mayor Van Winkle**

**INVOCATION:**

**Pastor Dave McGaffee, Waterford Assembly of God Church**

**ROLL CALL:**

**Mayor:**

**Michael Van Winkle**

**Vice Mayor:**

**Jose Aldaco**

**Council Members:**

**Ken Krause, Joshua Whitfield, John Gothan**

**ADOPTION OF AGENDA:**

A member of the City Council motions to accept the items on the agenda for consideration as presented, or motions for any additions, including emergency items, or items pulled from consideration.

**CONFLICT OF INTEREST DECLARATION:**

Declaration by City Council members who may have a direct Conflict of Interest on any scheduled agenda item to be considered.

**ADOPTION OF CONSENT CALENDAR:**

All Matters listed under the Consent Calendar are considered routine by the Council and will be adopted by one action of the Council unless any Council Member desires to discuss any item or items separately. In that event, the Mayor will remove that item from the Consent Calendar and action will be considered separately.

1.

**CONSENT CALENDAR**

- 1a: Waive Readings - All readings of Ordinances and Resolutions, except by title, are waived
- 1b: RESOLUTION 2016-01: Warrant Register
- 1c: Minutes of the Regular City Council Meeting held on December 17, 2015

2.

**PRESENTATIONS**

- 2a: Introduction of the Stanislaus County Mental Health Board by Ritta Sudnikoff
- 2b: Annual Capital Improvement Project Update by Tony Marshall, City Engineer

3.

**COMMUNICATIONS FROM THE AUDIENCE**

This is the portion of the meeting specifically set aside to invite public comments regarding any matters not appearing on the agenda and within the jurisdiction of the City Council or the Successor Agency. Individual audience participation is limited to a maximum of 5 minutes and you will be asked to state your name and city of residence. Please complete and submit a speaker card to the City Clerk.

4.

**PUBLIC HEARING**

- 4a: INTRODUCTION & FIRST READING: ORDINANCE 2016-02: An Ordinance Adding Waterford Municipal Code Chapter 8.34, "Medical Marijuana and Cultivation", and amending Waterford Municipal Code Chapter 5.04, "Business License Tax" by amending WMC Section 5.04.020, "License-Required", and Amending WMC Title 17, "Zoning" by adding WMC Section 17.40.320, "Medical Marijuana and Cultivation"

- 4b: 2<sup>ND</sup> READING & ADOPTION: ORDINANCE 2015-09: An Ordinance Adding Waterford Municipal Code Section 13.18.010, entitled, "Underground Service Alert"
- 4c: 2<sup>nd</sup> READING & ADOPTION: ORDINANCE 2016-01: An Ordinance Amending Waterford Municipal Code Title 4, entitled "Water" by making amendments to various sections and adding new sections to Chapter 4.06, entitled "Water Shortage Regulations and 4.00, entitled "Regulation and Billing"

5. **GENERAL BUSINESS**

6. **SUCCESSOR AGENCY TO THE FORMER WATERFORD REDEVELOPMENT AGENCY**

- 6a: Successor Agency Finding of Completion and Long-Range Property Management Plan Update
- 6b: RESOLUTION #SA 2016-02: Approving the ROPS FY 16/17

7. **INFORMATIONAL ITEMS**

- 7a: Business License Report – November 2015
- 7b: Building Report – November 2015
- 7c: Planning Commission Minutes – November 24, 2015
- 7d: Soundscapes Contract for Sign Power
- 7e: Community Calendar – January – February 2016

8. **STAFF/COUNCIL COMMENTS AND MEETING REPORTS**

- 8a: City Staff
- 8b: City Council

9. **ADJOURNMENT / RECESS**

10. **CLOSED SESSION**

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

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Lori Martin, City Clerk

## NOTICE

**REPORTS:** Copies of the staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the office of the City Clerk. Any writings or documents provided to a majority of the City Council regarding any item on this agenda (other than writings legally exempt from public disclosure) will be made available for public inspection at the front counter at City Hall during normal business hours.

**COMMUNICATIONS FROM THE AUDIENCE:** If you wish to address the City Council or the Successor Agency on any item not on the printed agenda, prior to the start of the meeting, or prior to addressing the City Council or the Successor Agency, complete and submit a speaker card and deliver it to the City Clerk. (Please note, speaker cards are not required, however completing a speaker card enables staff to better follow up with you later, if necessary and attribute your comments to you in the minutes of the meeting). When the Mayor calls for "Communications from the Audience," stand or raise your hand and the Mayor will ask you to approach the podium and state your name and city of residence. It is the policy of the City Council that they will not act on any matter not appearing on the posted agenda. The purpose of the discussion is to permit a member of the public to raise an issue or problem and to permit the City Council to ask questions for clarification of the issue or problem, provide information to the public, provide direction of the City Staff, or schedule the matter for a future meeting. Please hold all comments to five (5) minutes.

**PUBLIC COMMENTS RELATED TO AN ITEM ON THE PRINTED AGENDA:** Members of the public are entitled to directly address the City Council or the Successor Agency concerning any item that is described on the agenda during consideration of that item. If during a public hearing, the Mayor will direct when the hearing has opened for public comment. If you wish to address the City Council or the Successor Agency on any item listed on this agenda, please complete a speaker card and deliver it to the City Clerk prior to discussion of that item. (Please note, speaker cards are not required, however completing a speaker card enables staff to better follow up with you later, if necessary and attribute your comments to you in the minutes of the meeting.) When your name is called proceed to the podium and state your name and city of residence.

**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 City Clerk prior to the public hearing date and/or prior to the opening of the public hearing so that the material may be distributed to the City Council prior to the public hearing.

**NOTICE REGARDING CHALLENGES TO DECISIONS:** Pursuant to all applicable laws and regulations, including without limitation, California Government Code Section 65009 and or California Public Resources Code Section 21177, if you wish to challenge in court any decisions (regarding planning, zoning and/or environmental decisions), you may be limited to raising only those issues you or someone else raised at the public hearing(s) described in this notice/agenda, or in written correspondence delivered to the City at, or prior to, the public hearing.

**LIVE AND ON-DEMAND VIDEO RECORDINGS OF THE CITY COUNCIL/SUCCESSOR AGENCY:** The meeting of the Waterford City Council/Successor Agency can be watched live and on-demand from the City's website at [www.cityofwaterford.org](http://www.cityofwaterford.org).

**AMERICANS WITH DISABILITIES ACT (ADA):** In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, please contact the City Clerk's Office at (209) 874-2328 ext. 109 or email: [cityclerk@cityofwaterford.org](mailto:cityclerk@cityofwaterford.org). Requests must be made as early as possible and at least two-full business days before the start of the meeting.

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**General Information:** The Waterford City Council meets on the 1<sup>st</sup> and 3<sup>rd</sup> Thursday's of each month at 6:30PM., unless otherwise noticed.

**Council Agenda's:** Copies of City Council Agenda and agenda related writings or documents will be made available for public inspection at the front counter at City Hall located at 101 "E" Street, Waterford, CA 72 hours prior to the meeting, or at the time of the scheduled meeting.

<b>DATE &amp; TIME OF POSTING</b>			
Council Meeting Date:	<u>01/07/16</u>		
Post Date:	<u>12/31/15</u>	Time:	<u>at or before 5:00PM</u>
Verified by:	<u>Lori Martin</u>	Title:	<u>City Clerk</u>



**Consent 1a**  
January 7, 2016  
Lori Martin, City Clerk  
City Council Staff Report

**Waive Readings of Ordinances and Resolutions, except by title.**

**SUMMARY:**

It is recommended that the City Council approve the waiver of readings of Ordinances and Resolutions, except by title.

**FISCAL IMPACT:**

N/A

**ANALYSIS:**

Pursuant to California Government Code §36934, approval of the waiver of readings will allow Ordinances and Resolutions to be introduced by title only and acted upon without the need to read the entire text of the item into the public record. The documents related to proposed Ordinances and Resolutions are available for review by the public on the City's website and in the City Clerk's office at City Hall.

**ATTACHMENTS:**

N/A



**Consent 1b**  
January 7, 2016  
Patricia Krause, Deputy City Clerk  
City Council Staff Report

**Warrant Register**

**SUMMARY:**

N/A

**FISCAL IMPACT:**

N/A

**ANALYSIS:**

Approve Warrant Register

**ATTACHMENTS:**

- Resolution #2016-01
- Check Register Report

# WATERFORD CITY COUNCIL

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## RESOLUTION # 2016-01

	<u>DATE</u>	<u>TOTALS</u>
PAYROLL	12/22/2015	\$30,580.28
ACCOUNTS PAYABLE	12/09/15	\$150.00
	12/14/15	\$26,852.43
	12/17/15	\$1,087.50
	12/21/15	\$543,938.02
	12/22/15	\$13,271.70
<b>TOTAL</b>		<b><u>\$ 615,879.93</u></b>

The City of Waterford does hereby reserve, determine and order as follows:

SECTION 1: That in accordance with Section 37202 of the Government Code that the City Manager hereby certifies to the accuracy of the following demands and the availability of funds for the payment thereof.

SECTION 2: That the following claims and demands are subject to audit as required by law, and that the same are hereby set forth.

**Passed and adopted by the City Council of Waterford at a regular meeting held on January 7th, 2016 By the following vote:**

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Lori Martin, MMC, City Clerk

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Michael Van Winkle, Mayor

# Payroll

## ACH Check Register

User: 'trish'  
Printed: 12/22/2015 - 9:35AM  
Batch: 00022.12.2015  
Include Partial: FALSE



CITY OF WATERFORD  
PO BOX 199  
WATERFORD, CA. 95386  
209-874-2328

Check Date	Check Number	Employee No	Employee Name	Amount
12/22/2015	0	1001	LORI MARTIN	2,740.75
12/22/2015	0	1002	PATRICIA KRAUSE	1,795.88
12/22/2015	0	1004	TIM OGDEN	4,035.14
12/22/2015	0	1006	CHRISTINA ENVIA	631.56
12/22/2015	0	1008	MARISSA MARTINEZ	1,203.17
12/22/2015	0	1010	PAULA REDFERN-TORRES	545.65
12/22/2015	0	2000	MATTHEW ERICKSON	2,971.40
12/22/2015	0	2001	STEVEN GREEN	1,954.39
12/22/2015	0	2004	CARLOS GARCIA	1,715.13
12/22/2015	0	2005	STEPHANIE BROWN	1,208.95
12/22/2015	0	2006	LONNIE STATZER, II	1,929.95
12/22/2015	0	2007	JUSTIN HAMILTON	1,395.64
12/22/2015	0	2008	MATTHEW SCOFIELD	1,773.65
12/22/2015	0	2009	KYLE PERRY	1,493.16
12/22/2015	0	2010	TAMMIE JONES	569.40
12/22/2015	0	2011	KAREN MORGAN	2,072.29
12/22/2015	0	2012	SHAUN KING	1,042.08
12/22/2015	0	3000	KENNETH KRAUSE	175.77
12/22/2015	0	3004	JOSE ALDACO	175.77
12/22/2015	0	3005	MICHAEL VAN WINKLE	164.61
12/22/2015	0	3007	WHITFIELD JOSHUA	164.61
12/22/2015	0	3008	CARL GOTHAN	164.61

Total Employees:

22

Total:

29,923.56

# Payroll

## Computer Check Register

User: trish  
Printed: 12/22/2015 - 9:33 AM  
Batch: 00022.12.2015



CITY OF WATERFORD  
PO BOX 199  
WATERFORD, CA. 95386  
209-874-2328

Check No	Check Date	Employee Information	Amount
1901	12/22/2015	1009 JESSIKA SUTTON	656.72
Total Number of Employees: 1		Total for Payroll Check Run:	656.72



# Accounts Payable

## Computer Check Proof List by Vendor

User: Marissa  
 Printed: 12/09/2015 - 12:44PM  
 Batch: 00009.12.2015



CITY OF WATERFORD  
 PO BOX 199  
 WATERFORD, CA. 95386  
 209-874-2328

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
Vendor: 148000 KING	OFFICE OF OPER CERT STATE WATER RESO GRADE D1 EXAM FEE - SHAUN KING	50.00	12/09/2015	Check Sequence: 1 5071-800-7740	ACH Enabled: False
	Check Total:	50.00			
Vendor: 148000 SCOFIELD	OFFICE OF OPER CERT STATE WATER RESO GRADE 3 EXAM FEE - MATT SCOFIELD	100.00	12/09/2015	Check Sequence: 2 5071-800-7740	ACH Enabled: False
	Check Total:	100.00			
	Total for Check Run:	150.00			
	Total of Number of Checks:	2			

# Accounts Payable

## Computer Check Proof List by Vendor

User: Marissa  
 Printed: 12/15/2015 - 9:12AM  
 Batch: 00014.12.2015



CITY OF WATERFORD  
 PO BOX 199  
 WATERFORD, CA, 95386  
 209-874-2328

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
Vendor: 105203	BANK OF THE WEST BANKCARD CENTER			Check Sequence: 1	ACH Enabled: False
112815	MISC CARD PURCHASES FOR NOV2015	93.82	12/14/2015	1010-110-7510	
112815	MISC CARD PURCHASES FOR NOV2015	496.23	12/14/2015	1010-110-7540	
112815	MISC CARD PURCHASES FOR NOV2015	88.79	12/14/2015	1010-110-7731	
112815	MISC CARD PURCHASES FOR NOV2015	28.76	12/14/2015	1010-110-7750	
112815	MISC CARD PURCHASES FOR NOV2015	16.95	12/14/2015	5050-700-7740	
112815	MISC CARD PURCHASES FOR NOV2015	5.75	12/14/2015	5071-800-7540	
112815	MISC CARD PURCHASES FOR NOV2015	4,747.99	12/14/2015	6580-580-8282	
	Check Total:	5,478.29			
Vendor: 106325	BLACKCLOUD NETWORKS, INC			Check Sequence: 2	ACH Enabled: False
10372142	VOIP SERVICES	1,097.72	12/14/2015	1010-110-7810	
10372142	VOIP SERVICES	155.48	12/14/2015	1010-210-7810	
10372142	VOIP SERVICES	69.65	12/14/2015	5050-700-7810	
10372142	VOIP SERVICES	69.65	12/14/2015	5070-800-7810	
	Check Total:	1,392.50			
Vendor: 106800	BROWN, STEPHANIE			Check Sequence: 3	ACH Enabled: False
DEC2015		25.00	12/14/2015	1010-110-6560	
	Check Total:	25.00			
Vendor: 200964	ED CATHCART			Check Sequence: 4	ACH Enabled: False
DEC2015		25.00	12/14/2015	1010-110-6560	
	Check Total:	25.00			
Vendor: 200956	KURTIS CLARK			Check Sequence: 5	ACH Enabled: False
DEC2015		25.00	12/14/2015	1010-110-6560	
	Check Total:	25.00			

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
Vendor: 116925 DEC2015	TINA ENVIA	25.00	12/14/2015	Check Sequence: 6 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 117400 DEC2015	ERICKSON, MATT	25.00	12/14/2015	Check Sequence: 7 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 200293 DEC2015	CHRIS ESTHER	25.00	12/14/2015	Check Sequence: 8 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 200330 DEC2015	JOE EWING	25.00	12/14/2015	Check Sequence: 9 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 118325 1114716-1 1133522 1138143 1138143	FERGUSON ENTERPRISES INC RAPTOR 36SS MISC PARTS/PURCHASES MISC PARTS/PURCHASES MISC PARTS/PURCHASES	32.28 1,326.94 301.80 301.80	12/14/2015 12/14/2015 12/14/2015 12/14/2015	Check Sequence: 10 5070-800-7510 5050-700-7510 5071-800-7510 5072-800-7510	ACH Enabled: False
	Check Total:	1,962.82			
Vendor: 200955 DEC2015	HOLLY FIELDER	25.00	12/14/2015	Check Sequence: 11 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 119900 DEC2015	GARCIA, CARLOS	25.00	12/14/2015	Check Sequence: 12 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 200957 DEC2015	HARMAT GEHLON	25.00	12/14/2015	Check Sequence: 13 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 120850 B5K0410	GEOANALYTICAL LAORATORIES, INC WATER TESTING	304.50	12/14/2015	Check Sequence: 14 5072-800-7190	ACH Enabled: False

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
B5K0411	WATER TESTING	160.00	12/14/2015	5071-800-7190	
B5K0412	WATER TESTING	80.00	12/14/2015	5072-800-7190	
B5K0413	WATER TESTING	315.00	12/14/2015	5071-800-7190	
B5K1208	WATER TESTING	729.00	12/14/2015	5071-800-7190	
B5K1209	WATER TESTING	60.00	12/14/2015	5071-800-7190	
B5K1210	WATER TESTING	120.00	12/14/2015	5071-800-7190	
B5K1301	WATER TESTING	135.00	12/14/2015	5070-800-7190	
B5K1808	WATER TESTING	1,475.00	12/14/2015	5071-800-7190	
B5K1809	WATER TESTING	120.00	12/14/2015	5071-800-7190	
B5K2310	WATER TESTING	160.00	12/14/2015	5071-800-7190	
B5K2311	WATER TESTING	50.00	12/14/2015	5071-800-7190	
	Check Total:	3,708.50			
Vendor: 200963 DEC2015	ANNE GORDON	25.00	12/14/2015	1010-110-6560	Check Sequence: 15 ACH Enabled: False
	Check Total:	25.00			
Vendor: 121900 DEC2015	GREEN, STEVE	25.00	12/14/2015	1010-110-6560	Check Sequence: 16 ACH Enabled: False
	Check Total:	25.00			
Vendor: 122530 DEC2015	JUSTIN HAMILTON	25.00	12/14/2015	1010-110-6560	Check Sequence: 17 ACH Enabled: False
	Check Total:	25.00			
Vendor: 200962 DEC2015	JEREMIAH IRIZARRY	25.00	12/14/2015	1010-110-6560	Check Sequence: 18 ACH Enabled: False
	Check Total:	25.00			
Vendor: 126607 DEC2015	CARLA JAUREGUI	25.00	12/14/2015	1010-110-6560	Check Sequence: 19 ACH Enabled: False
	Check Total:	25.00			
Vendor: 126916 DEC2015	TAMMIE JONES	25.00	12/14/2015	1010-110-6560	Check Sequence: 20 ACH Enabled: False
	Check Total:	25.00			
Vendor: 122551	SHAUN KING				Check Sequence: 21 ACH Enabled: False

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
DEC2015		25.00	12/14/2015	1010-110-6560	
	Check Total:	25.00			
Vendor: 129000	KRAUSE, PATRICIA			Check Sequence: 22	ACH Enabled: False
DEC2015		25.00	12/14/2015	1010-110-6560	
	Check Total:	25.00			
Vendor: 129950	LORI MARTIN			Check Sequence: 23	ACH Enabled: False
DEC2015		25.00	12/14/2015	1010-110-6560	
	Check Total:	25.00			
Vendor: 130107	MARISSA MARTINEZ			Check Sequence: 24	ACH Enabled: False
DEC2015		25.00	12/14/2015	1010-110-6560	
	Check Total:	25.00			
Vendor: 132700	MODESTO IRRIGATION DISTRICT			Check Sequence: 25	ACH Enabled: False
26000431018DEC	ACCT: 2600431018	169.66	12/14/2015	1010-580-7820	
26000431018DEC	ACCT: 2600431018	134.03	12/14/2015	2210-260-7820	
26001522141DEC	ACCT: 2600152214	660.57	12/14/2015	1010-210-7820	
26001522141DEC	ACCT: 2600152214	379.30	12/14/2015	1010-310-7820	
26001522141DEC	ACCT: 2600152214	77.27	12/14/2015	1010-550-7820	
26001522141DEC	ACCT: 2600152214	131.34	12/14/2015	1010-580-7820	
26001522141DEC	ACCT: 2600152214	78.88	12/14/2015	2210-260-7820	
26001522141DEC	ACCT: 2600152214	33.07	12/14/2015	2230-260-7820	
26001522141DEC	ACCT: 2600152214	2,242.83	12/14/2015	5070-800-7820	
26001522141DEC	ACCT: 2600152214	497.34	12/14/2015	5050-700-7820	
26002029469DEC	ACCT: 26002029469	76.87	12/14/2015	2210-260-7820	
26002029469DEC	ACCT: 26002029469	153.00	12/14/2015	2230-260-7820	
26002029478DEC	ACCT: 26002029478	32.40	12/14/2015	2210-260-7820	
26002029478DEC	ACCT: 26002029478	81.00	12/14/2015	2230-260-7820	
26002029511DEC	ACCT: 26002029511	191.93	12/14/2015	2230-260-7820	
26002029520DEC	ACCT: 26002029520	3.74	12/14/2015	1010-310-7820	
26002029520DEC	ACCT: 26002029520	246.79	12/14/2015	2210-260-7820	
26002029520DEC	ACCT: 26002029520	4.98	12/14/2015	2230-260-7820	
26002029548DEC	ACCT: 26002029548	93.49	12/14/2015	2210-260-7820	
26002029548DEC	ACCT: 26002029548	27.42	12/14/2015	2230-260-7820	
26002029557DEC	ACCT: 26002029557	143.80	12/14/2015	2210-260-7820	
26002029557DEC	ACCT: 26002029557	54.80	12/14/2015	2230-260-7820	
26002029584DEC	ACCT: 26002029584	79.79	12/14/2015	2210-260-7820	
26002029584DEC	ACCT: 26002029584	32.36	12/14/2015	2230-260-7820	

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
26002029593DEC	ACCT: 26002029593	14.96	12/14/2015	2210-260-7820	
26002029593DEC	ACCT: 26002029593	16.20	12/14/2015	2230-260-7820	
26002109747DEC	ACCT: 26002109747	7,370.50	12/14/2015	5071-800-7820	
	Check Total:	13,028.32			
Vendor: 132705 080-030-080	MODESTO IRRIGATION DISTRICT IRRIGATION CHARGES CUSTOMER ID: 00C	57.00	12/14/2015	Check Sequence: 26 1010-310-7820	ACH Enabled: False
	Check Total:	57.00			
Vendor: 132744 DEC2015	KAREN MORGAN	25.00	12/14/2015	Check Sequence: 27 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 136025 DEC2015	TIM OGDEN	25.00	12/14/2015	Check Sequence: 28 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 136713 DEC2015	KYLE PERRY	25.00	12/14/2015	Check Sequence: 29 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 200192 DEC2015	THOMAS POWELL	25.00	12/14/2015	Check Sequence: 30 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 200966 DEC2015	PAULA REDFERN	25.00	12/14/2015	Check Sequence: 31 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 142420 DEC2015	MATTHEW SCOFIELD	25.00	12/14/2015	Check Sequence: 32 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 200958 DEC2015	BECKY SCROGGINS	25.00	12/14/2015	Check Sequence: 33 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
Vendor: 200960 DEC2015	SCOTT SHORE	25.00	12/14/2015	Check Sequence: 34 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 200959 DEC2015	ALEXANDRA SIBRIAN	25.00	12/14/2015	Check Sequence: 35 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 148075 DEC2015	LONNIE STATZER	25.00	12/14/2015	Check Sequence: 36 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 200967 DEC2015	JESSICA SUTTON	25.00	12/14/2015	Check Sequence: 37 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 200954 120515	JESSICA SWANSON COMM CNTR DEPOSIT REIMBURSEMENT	400.00	12/14/2015	Check Sequence: 38 1010-000-2510	ACH Enabled: False
	Check Total:	400.00			
Vendor: 200965 DEC2015	DEBRA TURNER	25.00	12/14/2015	Check Sequence: 39 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
Vendor: 200961 DEC2015	CLAIRE WARTHAN	25.00	12/14/2015	Check Sequence: 40 1010-110-6560	ACH Enabled: False
	Check Total:	25.00			
	Total for Check Run:	26,852.43			
	Total of Number of Checks:	40			

# Accounts Payable

## Computer Check Proof List by Vendor

User: Marissa  
Printed: 12/17/2015 - 2:50PM  
Batch: 00017.12.2015



CITY OF WATERFORD  
PO BOX 199  
WATERFORD, CA. 95386  
209-874-2328

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
Vendor: 139763	MEREDITH HOLLOWAY CHRISTMAS DINNER	1,087.50	12/17/2015	1010-110-6560	ACH Enabled: False
	Check Total:	1,087.50			
	Total for Check Run:	1,087.50			
	Total of Number of Checks:	1			



# Accounts Payable

## Computer Check Proof List by Vendor

User: Marissa  
 Printed: 12/22/2015 - 9:13AM  
 Batch: 00021.12.2015



CITY OF WATERFORD  
 PO BOX 199  
 WATERFORD, CA. 95386  
 209-874-2328

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
Vendor: 101400 175277	A & L WESTERN AG LAB, INC. RP WATER TREATMENT	132.00	12/21/2015	5070-800-7510	ACH Enabled: False
	Check Total:	132.00			
Vendor: 102200 101871 101871 MP-20151211 MP-20151211	ABS DIRECT, INC STATEMENTS - DECEMBER2015 STATEMENTS - DECEMBER2015 POSTAGE ADVANCE FOR JAN2016 POSTAGE ADVANCE FOR JAN2016	642.33 214.11 795.00 265.00	12/21/2015 12/21/2015 12/21/2015 12/21/2015	5050-700-7190 5070-800-7190 5050-700-7190 5070-800-7190	ACH Enabled: False
	Check Total:	1,916.44			
Vendor: 144700 2061	ACCELA, INC. #774375 V6 TO V7 MIGRATION	308.33	12/21/2015	1010-110-7610	ACH Enabled: False
	Check Total:	308.33			
Vendor: 103400 112-37968 112-37968	ANSWERNET ANSWERING SERVICE ANSWERING SERVICE	56.62 56.61	12/21/2015 12/21/2015	5050-700-7810 1010-310-7810	ACH Enabled: False
	Check Total:	113.23			
Vendor: 104550 120415	AT&T LONG DISTANCE ACCT: 808786023-9	51.53	12/21/2015	1010-110-7810	ACH Enabled: False
	Check Total:	51.53			
Vendor: 107350 21931 21936 21951 21965	CALIFORNIA AUTO SERVICE 2007 ELGIN SWEEPER ELGIN 2007 DODGE RAM 2500 SLT 2007 DODGE RAM 3500 ST 2007 HONDA CIVIC EX	30.00 37.50 158.23 37.50	12/21/2015 12/21/2015 12/21/2015 12/21/2015	1010-310-7430 5050-700-7430 1010-310-7430 1010-110-7430	ACH Enabled: False

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
	Check Total:	263.23			
Vendor: 109811 1628	CENTRAL CALIFORNIA GENERATOR LLC HICKMAN GENERATOR REPAIR	752.24	12/21/2015	Check Sequence: 7 5072-800-7420	ACH Enabled: False
	Check Total:	752.24			
Vendor: 110000 RMA-2016-0175 RMA-2016-0175 RMA-2016-0175 RMA-2016-0175	CENTRAL SAN JOAQUIN RISK MANAGEM 2015/2016 3RD QTR DEPOSITS 2015/2016 3RD QTR DEPOSITS 2015/2016 3RD QTR DEPOSITS 2015/2016 3RD QTR DEPOSITS	9,288.00 17,176.00 19,460.00 11,049.00	12/21/2015 12/21/2015 12/21/2015 12/21/2015	Check Sequence: 8 1010-110-7260 1010-110-7140 1010-110-7260 1010-110-7140	ACH Enabled: False
	Check Total:	56,973.00			
Vendor: 110100 664548 664548 664548	CENTRAL SANITARY SUPPLY MISC SUPPLIES MISC SUPPLIES MISC SUPPLIES	233.00 95.00 351.16	12/21/2015 12/21/2015 12/21/2015	Check Sequence: 9 1010-580-7510 1010-310-7510 1010-110-7510	ACH Enabled: False
	Check Total:	679.16			
Vendor: 112740 20162-15	CO OCCUPATIONAL MEDICAL PARTNERS STATZER, LONNIE CASE: 243787 SERVICE I	44.00	12/21/2015	Check Sequence: 10 1010-310-7510	ACH Enabled: False
	Check Total:	44.00			
Vendor: 113600 78235	CURT'S AUTO REPAIR SERVICE FOR: 2006 INTERNATIONAL 4300	294.33	12/21/2015	Check Sequence: 11 5050-700-7430	ACH Enabled: False
	Check Total:	294.33			
Vendor: 118325 1138451	FERGUSON ENTERPRISES INC FIBRELYTE LID WTR	164.04	12/21/2015	Check Sequence: 12 5071-800-7510	ACH Enabled: False
	Check Total:	164.04			
Vendor: 122560 JAN2016 JAN2016 JAN2016 JAN2016 JAN2016 JAN2016	GUARDIAN-BETHLEHEM EMPLOYEE DENTAL BENEFITS JAN2016 EMPLOYEE DENTAL BENEFITS JAN2016 EMPLOYEE DENTAL BENEFITS JAN2016 EMPLOYEE DENTAL BENEFITS JAN2016 EMPLOYEE DENTAL BENEFITS JAN2016 EMPLOYEE DENTAL BENEFITS JAN2016	332.31 16.12 52.82 486.09 82.62 45.93	12/21/2015 12/21/2015 12/21/2015 12/21/2015 12/21/2015 12/21/2015	Check Sequence: 13 1010-110-7120 1010-210-7120 1010-300-7120 1010-310-7120 1010-410-7120 1010-430-7120	ACH Enabled: False

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
JAN2016	EMPLOYEE DENTAL BENEFITS JAN2016	4.23	12/21/2015	1010-550-7120	
JAN2016	EMPLOYEE DENTAL BENEFITS JAN2016	93.18	12/21/2015	1010-560-7120	
JAN2016	EMPLOYEE DENTAL BENEFITS JAN2016	205.44	12/21/2015	1010-580-7120	
JAN2016	EMPLOYEE DENTAL BENEFITS JAN2016	20.25	12/21/2015	2070-460-7120	
JAN2016	EMPLOYEE DENTAL BENEFITS JAN2016	79.44	12/21/2015	2210-260-7120	
JAN2016	EMPLOYEE DENTAL BENEFITS JAN2016	38.22	12/21/2015	2330-110-7120	
JAN2016	EMPLOYEE DENTAL BENEFITS JAN2016	549.97	12/21/2015	5050-700-7120	
JAN2016	EMPLOYEE DENTAL BENEFITS JAN2016	158.67	12/21/2015	5070-800-7120	
JAN2016	EMPLOYEE DENTAL BENEFITS JAN2016	622.32	12/21/2015	5071-800-7120	
JAN2016	EMPLOYEE DENTAL BENEFITS JAN2016	104.85	12/21/2015	5072-800-7120	
JAN2016	EMPLOYEE DENTAL BENEFITS JAN2016	20.24	12/21/2015	5090-110-7120	
	Check Total:	2,912.70			
Vendor: 126565 548	JJACPA, INC. FINANCIAL STATEMENT AUDIT FYE 6/30/1	3,000.00	12/21/2015	1010-110-7192	Check Sequence: 14 ACH Enabled: False
	Check Total:	3,000.00			
Vendor: 128900 102884	LEAGUE OF CALIFORNIA CITIES CENTRA. 2016 LOCAL STREETS & RDS NEEDS ASSE!	150.00	12/21/2015	1010-310-7720	Check Sequence: 15 ACH Enabled: False
	Check Total:	150.00			
Vendor: 129150 120215 120215	LOWES ACCT: 82131050815732 ACCT: 82131050815732	71.93 71.93	12/21/2015 12/21/2015	5071-800-7550 5072-800-7550	Check Sequence: 16 ACH Enabled: False
	Check Total:	143.86			
Vendor: 129925 34803	MAGIC CLEANERS CC CARPET CLEANING	150.00	12/21/2015	1010-560-7510	Check Sequence: 17 ACH Enabled: False
	Check Total:	150.00			
Vendor: 130200 55944 55945 55946 55985 55985	MASON, ROBBINS, BROWNING & GODWT PROFESSIONAL SRVC THRU 11/30/16 - COE PROFESSIONAL SRVC THRU 11/30/15 RE: A PROFESSIONAL SRVC THRU 11/30/15 RE: N PROFESSIONAL SRVC THRU 11/30/15 RE: C PROFESSIONAL SRVC THRU 11/30/15 RE: C	106.00 429.00 136.90 2,914.40 325.00	12/21/2015 12/21/2015 12/21/2015 12/21/2015 12/21/2015	1010-110-7194 1010-110-7194 1010-110-7194 1010-110-7194 5071-800-7194	Check Sequence: 18 ACH Enabled: False
	Check Total:	3,911.30			

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
Vendor: 131062	MCFADDEN CONSTRUCTION, INC.			Check Sequence: 19	ACH Enabled: False
LA GALLINA	APP NO: 2 PROJECT NO: 15080	158,218.56	12/21/2015	2080-460-8290	
	Check Total:	158,218.56			
Vendor: 131000	MCR ENGINEERING, INC.			Check Sequence: 20	ACH Enabled: False
11349	JOB NO: 12-057 / 4. PERMITTING 8. CONST	6,979.40	12/21/2015	6580-580-8282	
11350	JOB NO: 13-068 / 2. CONSTRUCTION MGMT	100.00	12/21/2015	4350-700-7420	
11351	JOB NO: 15-0001 NO. TASK DESCRIPTION: :	320.00	12/21/2015	2080-460-8290	
11351	JOB NO: 15-0001 NO. TASK DESCRIPTION: :	697.50	12/21/2015	5071-800-7196	
11351	JOB NO: 15-0001 NO. TASK DESCRIPTION: :	697.50	12/21/2015	5070-800-7196	
11351	JOB NO: 15-0001 NO. TASK DESCRIPTION: :	750.00	12/21/2015	1010-310-7196	
11351	JOB NO: 15-0001 NO. TASK DESCRIPTION: :	890.00	12/21/2015	2080-460-8290	
11351	JOB NO: 15-0001 NO. TASK DESCRIPTION: :	2,385.00	12/21/2015	1010-310-7196	
	Check Total:	12,819.40			
Vendor: 131025	MEDICAL EYE SERVICES			Check Sequence: 21	ACH Enabled: False
153423079701	EMPLOYEE VISION BENEFITS JAN2016	45.06	12/21/2015	1010-110-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	2.02	12/21/2015	1010-210-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	7.21	12/21/2015	1010-300-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	67.73	12/21/2015	1010-310-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	11.53	12/21/2015	1010-410-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	6.34	12/21/2015	1010-430-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	0.58	12/21/2015	1010-550-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	12.97	12/21/2015	1010-560-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	28.24	12/21/2015	1010-580-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	2.73	12/21/2015	2070-460-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	11.09	12/21/2015	2210-260-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	5.18	12/21/2015	2330-110-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	73.74	12/21/2015	5050-700-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	21.38	12/21/2015	5070-800-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	84.09	12/21/2015	5071-800-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	14.18	12/21/2015	5072-800-7120	
153423079701	EMPLOYEE VISION BENEFITS JAN2016	2.74	12/21/2015	5090-110-7120	
	Check Total:	396.81			
Vendor: 134524	NATIONAL METER & AUTOMATION, INC.			Check Sequence: 22	ACH Enabled: False
S1066124.002	WATER METERS/REGISTERS - WTFD SYST	840.70	12/21/2015	5070-800-7420	
S1066124.002	WATER METERS/REGISTERS - WTFD SYST	840.69	12/21/2015	5071-800-7420	
S1066124.002	WATER METERS/REGISTERS - WTFD SYST	840.70	12/21/2015	5072-800-7420	

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
	Check Total:	2,522.09			
Vendor: 135325 3915-301993	O'REILLY AUTO PARTS CHV 10-40 5 QT MOTOROIL	77.46	12/21/2015	1010-310-7510	Check Sequence: 23 ACH Enabled: False
	Check Total:	77.46			
Vendor: 136600 121615 121615-1 121615-2	P.G. & E 540 C STREET 320 E STREET 12308 BENTLEY	354.50 7.85 47.38	12/21/2015 12/21/2015 12/21/2015	1010-560-7820 1010-210-7820 1010-550-7820	Check Sequence: 24 ACH Enabled: False
	Check Total:	409.73			
Vendor: 136625 111315 120515 121515	PIONEER MARKET WATERFORD MISC SUPPLIES MISC SUPPLIES - PARADE EVENTS MISC SUPPLIES	22.76 16.64 41.49	12/21/2015 12/21/2015 12/21/2015	1010-110-7510 1010-110-7510 1010-110-7510	Check Sequence: 25 ACH Enabled: False
	Check Total:	80.89			
Vendor: 138700 53753863 54031375	PRAXAIR DISTRIBUTION, INC O2 RENTAL O2 RENTAL	28.17 27.55	12/21/2015 12/21/2015	1010-310-7510 5050-700-7510	Check Sequence: 26 ACH Enabled: False
	Check Total:	55.72			
Vendor: 140877 RP GATE	RIVERPOINTE HOA GATE OPENERS X 3	105.00	12/21/2015	5070-800-7510	Check Sequence: 27 ACH Enabled: False
	Check Total:	105.00			
Vendor: 141225 APP7	ROSS F. CARROLL, INC. TUOLUMNE RIVER TRAIL JOB # 1526	278,604.60	12/21/2015	6580-580-8282	Check Sequence: 28 ACH Enabled: False
	Check Total:	278,604.60			
Vendor: 142325 JAN2016 JAN2016 JAN2016 JAN2016 JAN2016 JAN2016	SAN JOAQUIN VALLEY INSURANCE AUTH EMPLOYEE MEDICAL BENEFITS JAN2016 EMPLOYEE MEDICAL BENEFITS JAN2016 EMPLOYEE MEDICAL BENEFITS JAN2016 EMPLOYEE MEDICAL BENEFITS JAN2016 EMPLOYEE MEDICAL BENEFITS JAN2016 EMPLOYEE MEDICAL BENEFITS JAN2016	1,843.14 89.29 318.90 2,540.88 25.51 574.02	12/21/2015 12/21/2015 12/21/2015 12/21/2015 12/21/2015 12/21/2015	1010-110-7120 1010-210-7120 1010-300-7120 1010-310-7120 1010-550-7120 1010-560-7120	Check Sequence: 29 ACH Enabled: True

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
JAN2016	EMPLOYEE MEDICAL BENEFITS JAN2016	1,250.08	12/21/2015	1010-580-7120	
JAN2016	EMPLOYEE MEDICAL BENEFITS JAN2016	125.00	12/21/2015	2070-460-7120	
JAN2016	EMPLOYEE MEDICAL BENEFITS JAN2016	494.93	12/21/2015	2210-260-7120	
JAN2016	EMPLOYEE MEDICAL BENEFITS JAN2016	237.25	12/21/2015	2330-110-7120	
JAN2016	EMPLOYEE MEDICAL BENEFITS JAN2016	2,821.48	12/21/2015	5050-700-7120	
JAN2016	EMPLOYEE MEDICAL BENEFITS JAN2016	826.38	12/21/2015	5070-800-7120	
JAN2016	EMPLOYEE MEDICAL BENEFITS JAN2016	3,483.48	12/21/2015	5071-800-7120	
JAN2016	EMPLOYEE MEDICAL BENEFITS JAN2016	507.48	12/21/2015	5072-800-7120	
JAN2016	EMPLOYEE MEDICAL BENEFITS JAN2016	125.00	12/21/2015	5090-110-7120	
	Check Total:	15,262.82			
Vendor: 142475	SHRED-IT USA-SACRAMENTO			Check Sequence: 30	ACH Enabled: False
9408480970	ON SITE SHRED SERVICE	61.26	12/21/2015	1010-110-7510	
	Check Total:	61.26			
Vendor: 143300	SIERRA CHEMICAL CO.			Check Sequence: 31	ACH Enabled: False
SLS10028859	CREDIT SLC10009525 APPLIED -\$350.00	242.89	12/21/2015	5071-800-7510	
SLS10028859	CREDIT SLC10009525 APPLIED -\$350.00	242.89	12/21/2015	5072-800-7510	
	Check Total:	485.78			
Vendor: 145750	STANISLAUS ANIMAL SERVICES AGENCY			Check Sequence: 32	ACH Enabled: False
R15-378917	2015-2016 3RD QTR DEBT SERVICE	1,686.00	12/21/2015	1010-410-7160	
	Check Total:	1,686.00			
Vendor: 145900	GORDON B. FORD STANISLAUS COUNTY			Check Sequence: 33	ACH Enabled: False
019-042-064-210	910 HICKMAN RD.	250.52	12/21/2015	5072-800-7730	
019-044-008-210	MONTPELIER RD.	58.80	12/21/2015	5072-800-7730	
080-018-033-210	615 CINNABAR WAY	58.80	12/21/2015	5071-800-7730	
080-028-035-210	TIM BELL E OF RD	58.80	12/21/2015	5071-800-7730	
080-033-004-210	SKYLINE N OF BLVD	58.80	12/21/2015	5071-800-7730	
080-045-035-210	REINWAY AVE.	58.80	12/21/2015	5071-800-7730	
080-046-001-210	13101 LAKE RD.	58.82	12/21/2015	5072-800-7730	
080-058-002-210	REINWAY AVE.	58.80	12/21/2015	5071-800-7730	
134-004-003-210	OAKDALE WATERFORD HWY	58.80	12/21/2015	5071-800-7730	
	Check Total:	720.94			
Vendor: 123370	THE MODESTO BEE			Check Sequence: 34	ACH Enabled: False
	52 WEEK SUBSCRIPTION ACCT: 82740	238.95	12/21/2015	1010-110-7710	

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
	Check Total:	238.95			
Vendor: 150500 1045439	THORSEN'S INC. SERVICE LABOR	133.98	12/21/2015	Check Sequence: 35 5050-700-7510	ACH Enabled: False
	Check Total:	133.98			
Vendor: 155000 1881865-0 1881865-0	WARDEN'S MISC OFFICE SUPPLIES MISC OFFICE SUPPLIES	58.51 40.13	12/21/2015 12/21/2015	Check Sequence: 36 5072-800-7510 1010-110-7510	ACH Enabled: False
	Check Total:	98.64			
	Total for Check Run:	543,938.02			
	Total of Number of Checks:	36			

# Accounts Payable

## Computer Check Proof List by Vendor

User: trish  
 Printed: 12/22/2015 - 11:48AM  
 Batch: 00022.12.2015



CITY OF WATERFORD  
 PO BOX 199  
 WATERFORD, CA. 95386  
 209-874-2328

Invoice No	Description	Amount	Payment Date	Acct Number	Reference
Vendor: 105201	BANK OF THE WEST (IRS TAXES)			Check Sequence: 1	ACH Enabled: True
	PR Batch 00022.12.2015 Federal Income Tax	2,858.63	12/22/2015	1010-000-2220	PR Batch 00022.12.2015 Federal Income T
	PR Batch 00022.12.2015 Medicare Employee Pc	553.07	12/22/2015	1010-000-2240	PR Batch 00022.12.2015 Medicare Emplo
	PR Batch 00022.12.2015 Medicare Employer Po	553.07	12/22/2015	1010-000-2240	PR Batch 00022.12.2015 Medicare Emplo
	PR Batch 00022.12.2015 FICA Employee Portio	163.55	12/22/2015	1010-000-2240	PR Batch 00022.12.2015 FICA Employee
	PR Batch 00022.12.2015 FICA Employer Portio	163.55	12/22/2015	1010-000-2240	PR Batch 00022.12.2015 FICA Employer I
	Check Total:	4,291.87			
Vendor: 108350	CALIFORNIA EMPLOYMENT DEVELOPME			Check Sequence: 2	ACH Enabled: True
	PR Batch 00022.12.2015 CALIFORNIA SDI	255.45	12/22/2015	1010-000-2260	PR Batch 00022.12.2015 CALIFORNIA S
	PR Batch 00022.12.2015 State Income Tax	938.18	12/22/2015	1010-000-2230	PR Batch 00022.12.2015 State Income Tax
	PR Batch 00022.12.2015 EDD TRAINING TAX	2.32	12/22/2015	1010-000-2260	PR Batch 00022.12.2015 EDD TRAININC
	PR Batch 00022.12.2015 STATE UNEMPLOYN	67.36	12/22/2015	1010-000-2260	PR Batch 00022.12.2015 STATE UNEMPI
	Check Total:	1,263.31			
Vendor: 139400	PUBLIC EMPLOYEE RETIREMENT SYSTEM			Check Sequence: 3	ACH Enabled: False
	PR Batch 00022.12.2015 ER PAID EC PORTIO	2,794.58	12/22/2015	1010-000-2270	PR Batch 00022.12.2015 ER PAID EC PO
	PR Batch 00022.12.2015 ER PAID ER PORTIO	3,131.19	12/22/2015	1010-000-2270	PR Batch 00022.12.2015 ER PAID ER PO
	Check Total:	5,925.77			
Vendor: 148050	STATIONARY ENGINEERS LOCAL 39			Check Sequence: 4	ACH Enabled: False
	PR Batch 00022.12.2015 UNION DUES	281.53	12/22/2015	1010-000-2290	PR Batch 00022.12.2015 UNION DUES
	Check Total:	281.53			
Vendor: 154101	VANTGEPOINT TRANSFER AGENTS			Check Sequence: 5	ACH Enabled: False
	PR Batch 00022.12.2015 DEFERRED COMP-4	1,195.00	12/22/2015	1010-000-2280	PR Batch 00022.12.2015 DEFERRED CO
	PR Batch 00022.12.2015 457 LOAN REPAY	314.22	12/22/2015	1010-000-2280	PR Batch 00022.12.2015 457 LOAN REP/
	Check Total:	1,509.22			



Invoice No	Description	Amount	Payment Date	Acct Number	Reference
	Total for Check Run:	13,271.70			
	Total of Number of Checks:	5			



**Consent 1c**  
January 7, 2016  
Lori Martin, City Clerk  
City Council Staff Report

**Waterford City Council Regular Meeting Minutes of December 17, 2015**

**SUMMARY:**

N/A

**FISCAL IMPACT:**

N/A

**ANALYSIS:**

Approve Minutes of the Regular City Council Meeting held on December 17, 2015.

**ATTACHMENTS:**

- City Council Regular Meeting Minutes of December 17, 2015.



**MINUTES**  
**WATERFORD CITY COUNCIL - REGULAR MEETING**  
**WATERFORD CITY HALL, CITY COUNCIL CHAMBERS**  
**101 "E" STREET, WATERFORD, CA**

**CITY COUNCIL REGULAR MEETING – DECEMBER 17, 2015 – 6:30 PM**

**MEETING CALLED TO ORDER BY MAYOR VAN WINKLE AT 6:32 PM**

**FLAG SALUTE: Led by Mayor Van Winkle**

**INVOCATION: Pastor Pete Mar, Waterford Community Baptist Church**

**ROLL CALL:**

Vice-Mayor - Aldaco: Absent  
Mayor - Van Winkle: Present  
Council Member - Krause: Present  
Council Member - Whitfield: Present  
Council Member - Gothan: Absent

**STAFF PRESENT:**

Tim Ogden, City Manager  
Lori Martin, City Clerk  
Corbett J. Browning, City Attorney  
Matt Erickson, Public Works Director  
Mike Radford, Chief of Police

**ADOPTION OF AGENDA:**

A member of the City Council motions to accept the items on the agenda for consideration as presented, or motions for any additions, including emergency items, or items pulled from consideration.

Motion by CM/Whitfield, seconded by CM/Krause to adopt the agenda.

Council Member - Whitfield: Motion  
Council Member - Krause: 2nd  
Vice-Mayor - Aldaco: Absent  
Mayor - Van Winkle: Approve  
Council Member - Krause: Approve  
Council Member - Whitfield: Approve  
Council Member - Gothan: Absent

Motion passed 3-0.

**CONFLICT OF INTEREST DECLARATION:**

Declaration by City Council members who may have a direct Conflict of Interest on any scheduled agenda item to be considered.  
None.

## ADOPTION OF CONSENT CALENDAR:

All Matters listed under the Consent Calendar are considered routine by the Council and will be adopted by one action of the Council unless any Council Member desires to discuss any item or items separately. In that event, the Mayor will remove that item from the Consent Calendar and action will be considered separately.

Motion by CM/Whitfield, seconded by CM/Krause to adopt the consent calendar.

Council Member - Whitfield: Motion  
Council Member - Krause: 2nd  
Vice-Mayor - Aldaco: Absent  
Mayor - Van Winkle: Approve  
Council Member - Krause: Approve  
Council Member - Whitfield: Approve  
Council Member - Gotham: Absent

Motion passed 3-0.

## 1. CONSENT CALENDAR

- 1a: Waive Readings - All readings of Ordinances and Resolutions, except by title, are waived
- 1b: RESOLUTION 2015-115: Warrant Register
- 1c: Minutes of the Regular City Council Meeting held on December 3, 2015
- 1d: RESOLUTION 2015-116: Approving a MOU with Healthy Aging for Use of the Community Center
- 1e: RESOLUTION 2015-117 A Resolution Accepting Public Improvements for the La Gallina. Phase 1 Project and Authorizing the City Engineer to File a Notice of Completion

## 2. PRESENTATIONS

- 2a: Mayor Van Winkle to Present Recognition Plaques to Jacob Nelson & Friends and Brandon Bonafacio & Friends for their volunteer efforts installing Pergola's and Fitness Equipment along the River Park Trail for their Eagle Scout Projects:

Jacob Nelson and Brandon Bonafacio both gave presentations showing the work their teams did installing Pergola's and fitness equipment along the river trail. Mayor Van Winkle gave recognition to the Eagle Scouts for their hard work showing them the recognition plaques that will be installed on all of the equipment recognizing the both Eagle Scouts for their completed projects.

- 2b: Introduction of New Interim Part-Time Code Enforcement Officer, Paula Redfern:

City Clerk Martin introduced the new part-time Code Enforcement Officer, Paula Redfern.

- 2c: Don Crooker to announce and present the 2015 Christmas Parade Judges Awards:

Don Crooker announced the award winners of the 2015 Christmas Parade in various categories and presented them with award plaques.

## 3. COMMUNICATIONS FROM THE AUDIENCE

This is the portion of the meeting specifically set aside to invite public comments regarding any matters not appearing on the agenda and within the jurisdiction of the City Council or the Successor Agency. Individual audience participation is limited to a maximum of 5 minutes and you will be asked to state your name and city of residence. Please complete and submit a speaker card to the City Clerk.

- 3a: Pastor Pete Mar addressed the City Council thanking the city officials for their service and devotion to our city.

- 3b: Ms. Lillian Britton, Waterford resident addressed City Council with a complaint in regards to a commercial property behind her home that is stacking agricultural bins three high, nine feet long, ten feet wide and 20 feet from her back fence. Ms. Britton's concern is the possibility of fire which

would destroy her home and unwanted rodents and insects. Ms. Britton would like the stacked crates removed and relocated elsewhere.

Mayor Van Winkle explained that the Planning Commission will be reviewing the Waterford Municipal Code and recommending changes to update our code.

#### 4. PUBLIC HEARING

Members of the public may comment when the item is opened for public hearing.

- 4a: INTRODUCTION & FIRST READING: ORDINANCE 2015-09: An Ordinance Adding Waterford Municipal Code Section 13.18.010, entitled "Underground Service Alert"  
Public Works Director Erickson gave an oral staff report.

Mayor Van Winkle opened the public hearing at 7:08 PM.

Mayor Van Winkle closed the public hearing at 7:08 PM with no comments offered from the public.

Motion by CM/Krause, seconded by CM/Whitfield to approve the first reading and introduction of Ordinance 2015-09 by title only and set a public hearing date for January 7, 2016 to consider adoption.

Council Member - Krause: Motion  
Council Member - Whitfield: 2nd  
Vice-Mayor - Aldaco: Absent  
Mayor - Van Winkle: Approve  
Council Member - Krause: Approve  
Council Member - Whitfield: Approve  
Council Member - Gothan: Absent

Motion passed 3-0.

- 4b: INTRODUCTION & FIRST READING: ORDINANCE 2016-01: An Ordinance Amending Waterford Municipal Code Title 4, entitled "Water" by making amendments to various sections and adding new sections to Chapter 4.06, entitled "Water Shortage Regulations and 4.00, entitled "Regulation and Billing"

Public Works Director Erickson gave an oral staff report.

Mayor Van Winkle opened the public hearing at 7:12 PM

Mayor Van Winkle closed the public hearing at 7:12 PM with no comments offered from the public.

Motion by CM/Krause, seconded by CM/Whitfield to approve the first reading and introduction of Ordinance 2016-01 by title only and set a public hearing date for January 7, 2016 to consider adoption.

Council Member - Krause: Motion  
Council Member - Whitfield: 2nd  
Vice-Mayor - Aldaco: Absent  
Mayor - Van Winkle: Approve  
Council Member - Krause: Approve  
Council Member - Whitfield: Approve  
Council Member - Gothan: Absent

Motion passed 3-0.

#### 5. GENERAL BUSINESS

6. **ITEMS FOR CONSIDERATION BY THE CITY COUNCIL ACTING SOLELY AS SUCCESSOR AGENCY TO THE FORMER WATERFORD REDEVELOPMENT AGENCY**

None.

7. **INFORMATIONAL ITEMS**

- 7a: Business License Report – October 2015
- 7b: Building Report – October 2015
- 7c: Stanislaus Business Alliance MOU
- 7d: Parks & Recreation Meeting Minutes – October 13, 2015
- 7e: California Consulting November 2015 Grant Report

8. **STAFF/COUNCIL COMMENTS AND MEETING REPORTS**

- 8a: City Staff Comments (Information Only – No Action)
- 8b: City Council Comments (Information Only – No Action)

9. **ADJOURNMENT / RECESS**

Meeting recessed at 7:39 PM.

Mayor Van Winkle recessed the City Council meeting at 7:39. After a short recess the City Council will convene to Closed Session. At the conclusion of the Closed Session meeting, City Council will reconvene to the City Council meeting to report on any actions taken and to adjourn the City Council meeting.

10. **CITY ATTORNEY REPORT FROM CLOSED SESSION**

10a: "CONFERENCE WITH LEGAL COUNSEL, ANTICIPATED LITIGATION"  
(PURSUANT TO GOVERNMENT CODE SECTION 54956.9)

- **Department of Finance Determination:** Unanimous vote authorizing City Manager to settle Department of Finance Due Diligence Review (D.D.R.) account balance dispute by the end of 2015.

**PASSED AND ADOPTED** by the Waterford City Council at a regular meeting held on January 7, 2016, by the following vote:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**CITY OF WATERFORD**

\_\_\_\_\_  
**Michael Van Winkle, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Lori Martin, MMC, City Clerk**



**Presentations 2a**  
January 7, 2016  
Lori Martin, City Clerk  
City Council Staff Report

## **Introduction of the Stanislaus County Mental Health Board**

### **SUMMARY:**

Ritta Sudnikoff, Member of the Stanislaus County Mental Health Board and Stanislaus County Supervisor, Terry Withrow to give a presentation explaining why the Mental Health Board exists and explain the roles and responsibilities of the board.

### **FISCAL IMPACT:**

N/A

### **ANALYSIS:**

N/A

### **ATTACHMENTS:**

- Presentation Slides



Behavioral Health and Recovery Services

## **Mental Health Board**

### **Roles and Responsibilities**

## **Why do MHB's Exist?**

- State law requires that each county have a Mental Health Board or Commission.
- The Board of Supervisors appoints members for three-year terms.
- Board members advise the Board of Supervisors and the Behavioral Health Director on various aspects of local mental health programs.



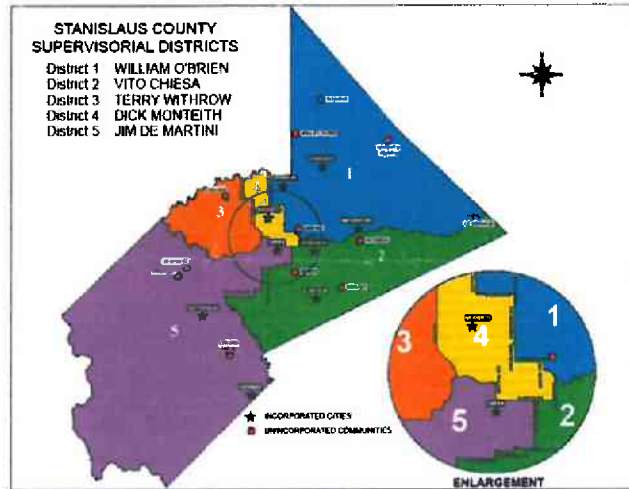
## MHB Mission

- Advocate for the highest possible quality of life for individuals with mental illness
- Advocate for the elimination of stigma through public awareness
- Advocate for the removal of barriers to mental health services
- Provide oversight and work in partnership with the staff of the County Mental Health Department

## MHB Membership

- The MHB is made up of 15 members appointed by the Board of Supervisors and a member of the County Board of Supervisors.
- Board membership should reflect the ethnic diversity of the client population of the County.
- 50% of the MHB membership shall be persons with mental illness or family members of those who are receiving or need mental health services. At least 20% of the membership shall be persons with mental illness and at least 20% shall be family members.
- Vacancies are filled based on the supervisorial district of where you live.

## Stanislaus County Supervisorial Districts



## MHB Committees

- There are eight standing committees and an Executive Committee.
- Each member is required to be a member of at least one standing committee
  1. Children's System of Care
  2. Adult System of Care
  3. Older Adult System of Care
  4. Administrative and Fiscal Management
  5. Managed Care
  6. Criminal Justice Oversight Committee
  7. Impact Committee
  8. Veterans Committee
- or attend the Advisory Board of Substance Abuse Program (ABSAP) Board Meeting once a month.

## The Brown Act

The *Brown Act* is the law which guarantees the public's right to attend and participate in meetings of local legislative bodies, which includes the Mental Health Board.

## Review and Evaluate

Evaluate the public mental health services to ensure they meet the needs of the community:

- Have presentations by various agencies, contractors, community groups, programs, etc.
- Review facilities and services through site visits
- Submit an annual report to the Board of Supervisors

## Member Responsibilities

- Attend all MHB meetings unless excused
- Be a member of at least one MHB Committee
- Be familiar with MHB Bylaws
- Attend Ethics Training every two years
- Review documents and issues and participate actively in meetings
- Help develop and implement MHB goals
- Talk to members of the community regarding mental health services and individuals with mental illness
- Be open to input and feedback from Board members, staff and the community
- Be a force for unity on the Board
- Act as a representative of the MHB when you have the sanction of the full Board

## Helpful Information

### **Stanislaus County Mental Health Board**

<http://www.stancounty.com/bhrs/mh-board.shtml>

### **The Brown Act**

[http://ag.ca.gov/publications/2003\\_Intro\\_BrownAct.pdf](http://ag.ca.gov/publications/2003_Intro_BrownAct.pdf)

**Submit Interest Survey to: Veronica Ortiz-Valle**  
**BHRS - Administration Office, 209-525-6225**

### **MHB Members:**

**Annie Thu Henrich – [anniehenrich@att.net](mailto:anniehenrich@att.net)**

**Ritta S. Sudnikoff – [rittavs@att.net](mailto:rittavs@att.net)**

**Kimberly Kennard – [kennardk@yosemite.cc.ca.us](mailto:kennardk@yosemite.cc.ca.us)**

**Jack Waldorf – [Sharkie@softcom.net](mailto:Sharkie@softcom.net)**



**Consent 2b**  
January 7, 2016  
Lori Martin, City Clerk  
City Council Staff Report

**Annual Capital Improvement Project Update**

**SUMMARY:**

MCR to present the annual capital improvement project update.

**FISCAL IMPACT:**

N/A

**ANALYSIS:**

N/A

**ATTACHMENTS:**

N/A



## **Public Hearing 4a**

January 7, 2016

Corbett Browning, City Attorney  
City Council Staff Report

**1<sup>st</sup> READING & INTRODUCTION OF ORDINANCE 2016-02 ADDING WMC CHAPTER 8.34, “MEDICAL MARIJUANA AND CULTIVATION” AND AMENDING WMC CHAPTER 5.04 “BUSINESS LICENSE TAX” BY AMENDING WMC SECTION 5.04.020 “LICENSE-REQUIRED” AND AMENDING TITLE 17 “ZONING” BY ADDING WMC SECTION 17.40.320 “MEDICAL MARIJUANA AND CULTIVATION”**

### **SUMMARY:**

Several legislative bills were approved this summer affecting medical marijuana and some will require updated ordinances by the city in order to retain local licensing control. In response to these legislative bills, City staff is proposing to amend the City’s Municipal Code to add a new section Chapter 8.34 – Medical Marijuana and Cultivation, and amend Chapter 5.04.020, and amend Chapter 17 – Zoning Code by adding Chapter 17.40.320. The proposed additions and amendments to the Waterford Municipal Code is attached hereto for City Council review as Ordinance #2016-02.

City staff recommends approval of the Introduction and First Reading of Ordinance 2016-02.

### **FISCAL IMPACT:**

N/A

### **ANALYSIS:**

The legislative bills mentioned above have been reviewed with the City Council.

AB 266 (Bonta, Cooley, Jones-Sawyer, Lackey, Wood): establishes dual licensing structure requiring state license and a local license. A local agency may prohibit marijuana delivery and cultivation with an update to the local ordinance, if in place by March 1, 2016.

AB 243 (Wood): establishes a regulatory and licensing structure for cultivation sites.

SB 643 (McGuire): establishes criteria for licensing medical marijuana businesses, regulates physicians, and recognizes local authority to levy taxes and fees.

Zoning Ordinance Amendment No. 2016-02 provides local authority and direction in regards to medicinal marijuana and cultivation and defines how this use is contemplated in the City’s Municipal Code. Notably, AB 266 requires that local agencies may elect to prohibit marijuana and cultivation through its Municipal Code. If this is not completed by March 1, 2016, the State becomes the sole licensing authority for medicinal marijuana and cultivation. Thus, the intent of Zoning Ordinance Amendment No. 2016-02 is to preserve local authority on prohibiting medicinal marijuana, cultivation and transportation, including a prohibition on recreational marijuana should it be legalized in the State.

The added language to the Health and Safety Code, WMC Chapter 8.34 provides definitions consistent with the Compassionate Use Act and preserves local authority. Chapter 8.34 prohibits medical marijuana, cultivation, transportation and dispensaries in the city’s jurisdiction. This chapter also establishes civil penalties.

The Waterford Municipal Code is also amended at Title 5, Chapter 5.04 to prohibiting the issuance of business licenses for distribution, cultivation, transportation, delivery, or processing of medical marijuana (cannabis).

The Planning Commission conducted a duly noticed public hearing at their regular meeting held on December 22, 2015 and approved 4-1 a recommendation of adoption to the City Council by adoption of Planning Commission Resolution 2015-04, attached hereto. In addition, the Planning Commission made a determination that Zoning Ordinance Amendment No. 2016-02 was exempt from further environmental review in accordance with Section 15061(b)(3) of the CEQA Guidelines by adoption of PC Resolution 2015-04.

**CEQA:**

This ordinance is exempt from CEQA pursuant to CEQA Guidelines section 15305, minor alterations in land use limitations in areas with an average slope of less than 20% that do not result in any changes in land use or density and section 15061(b)(3) which is the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment and CEQA does not apply where it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment. The City's permissive zoning provisions already prohibit all uses that are being expressly prohibited by this ordinance. Therefore, this ordinance has no impact on the physical environment as it will not result in any changes.

**PROCESS:**

Ordinance 2016-02 is before the City Council for a public hearing to consider approving the Introduction and First Reading by titles only. Thereafter, a summary of the Ordinance will be published in the *Waterford News*. The Ordinance is scheduled to come back to the City Council as a public hearing item at the January 21, 2016 council meeting to consider the second reading by titles only and adoption of Ordinance 2016-02.

Thereafter, within 15 days of passage and adoption the Ordinance Summary will be published in the *Waterford News* together with the names of the members of the City Council voting for and against same. This ordinance will become effective and be in full force on and after thirty (30) days of its passage and adoption.

**ATTACHMENTS:**

- Planning Commission Resolution 2015-04
- ORDINANCE SUMMARY 2016-02
- ORDINANCE 2016-02
- Public Hearing Notice

**WATERFORD PLANNING COMMISSION  
RESOLUTION # 2015-04**

**A RESOLUTION OF THE CITY OF WATERFORD PLANNING COMMISSION IN  
REGARDS TO ADDING WATERFORD MUNICIPAL CODE CHAPTER (“WMC”)  
8.34, ENTITLED “MEDICAL MARIJUANA AND CULTIVATION” AND BY  
AMENDING WMC CHAPTER 5.04, ENTITLED “BUSINESS LICENSE TAX” BY  
AMENDING WMC SECTION 5.04.020, ENTITLED “LICENSE REQUIRED” AND  
AMENDING TITLE 17, “ZONING” BY ADDING WMC SECTION 17.40.320,  
ENTITLED “MEDICAL MARIJUANA AND CULTIVATION**

**WHEREAS**, the City Council of the City of Waterford is amending Title 8, “HEALTH AND SAFETY” by adding WMC Chapter 8.34, “MEDICAL MARIJUANA AND CULTIVATION” to prohibit medical marijuana activities and amending Waterford Municipal Code Chapter 5, “BUSINESS LICENSE TAX,” by adding language to prohibit the issuance of a business license for medical marijuana (cannabis) collective, cooperative or dispensary and shall not approve licenses or uses for the distribution, cultivation, transportation, delivery, or processing of medical marijuana (cannabis) and by amending Title 17, “ZONING”, by adding WMC Section 17.40.320, entitled “MEDICAL MARIJUANA AND CULTIVATION” completely prohibit commercial and non-commercial activities of all types expressly in all zones, planned developments, master plan areas, and all zoning districts in the City of Waterford.

**WHEREAS**, Government Code Section 65855 requires that the City Council receive input and a recommendation from the Planning Commission on a Zoning Amendment that imposes any regulations listed in Section 65850;

**WHEREAS**, the Planning Commission has reviewed the proposed Zoning Ordinance Amendment and conducted a public hearing December 22, 2015 at which time it considered all evidence presented, both written and oral and at the end of the hearing voted to adopt a resolution recommending that the City Council not adopt/adopt this Ordinance;

**WHEREAS**, all other legal prerequisites to the adoption of this resolution have occurred.

**WHEREAS**, the City of Waterford has in place an ordinance prohibiting certain uses which are believed to be illegal under federal or state law;

**WHEREAS**, Health & Safety Code Section 11362.83 provides that cities are free to adopt and enforce local ordinances that regulate the location, operation, or establishment of medical marijuana dispensaries and cultivation;

**WHEREAS**, the Waterford Planning Commission desires to submit Ordinance 2016-02 to the City, pursuant to this Resolution to include WMC 8.34 medical marijuana/cultivation, amend WMC 5.04 entitled business license tax, amending WMC 5.04.020 entitled license required, and amending Title 17, Zoning by adding WMC 17.40.320 entitled medical marijuana/cultivation.

**WHEREAS**, on October 9, 2015 Governor Brown signed three bills into law, specifically AB 266, AB 243, and SB 643 which are collectively known as the Medical Marijuana Regulation and Safety Act (hereinafter “MMRSA”) which requires both state and local licensing/permits. The MMRSA set up a State licensing scheme for medical marijuana uses while protecting local control by requiring that all such businesses must have a local license or permit to operate in addition to a State license. The MMRSA allows the City to completely prohibit medical marijuana activities.



**WHEREAS**, in *City of Riverside v. Inland Empire Patients Health and Wellness Center, Inc.* (2013) 56 Cal.4<sup>th</sup> 729, the California Supreme Court held that “nothing in the Compassionate Use Act (“CUA”) or the Medical Marijuana Program (“MMP”) expressly or impliedly limits the inherent authority of a local jurisdiction, by its own ordinances, to regulate the use of its land...” Additionally, in *Maral v. City of Live Oak* (2013) 221 Cal.App. 4<sup>th</sup> 975, the Court of Appeal held that “there is no right – and certainly no constitutional right – to cultivate medical marijuana...” The Court in *Maral* affirmed the ability of a local government entity to prohibit the cultivation of marijuana under its land use authority.

**NOW, THEREFORE, BE IT RESOLVED**, that the Planning Commission of the City of Waterford hereby recommends to the City Council approval of the proposed Ordinance 2016-02, as attached hereto as Exhibit A to this Resolution based on the following findings:

1. Pursuant to California Government Code Section 65854, the recommendation to City Council shall include the relationship to the applicable general or specific plan
  - a. Zoning Ordinance Amendment No. 2016-02 is compatible with the General Plan and each of its element and all components
  - b. Zoning Ordinance Amendment No. 2016-02 is compatible with the uses authorized in, and the regulations prescribed for, the land use districts for which it is proposed and with the regulations for each land use district.
2. Constitutionality, severability. If any section, subsection, sentence, clause, phrase, word of this resolution is for any reason held by a court of competent jurisdiction to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of the resolution. The Planning Commission of the City of Waterford hereby declares that it would have passed this resolution and each section, subsection, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more section(s), subsection(s), sentence(s), clause(s), phrase(s), or word(s) be declared invalid.
3. The City finds and determines with certainty that the amendments described in Zoning Ordinance Amendment 2016-02 is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3), the activity is covered under the general rule that CEQA applies to only projects, which have the potential for causing a significant effect on the environment.

The foregoing Resolution was passed and adopted by the Planning Commission of the City of Waterford, County of Stanislaus, State of California, at a regular meeting thereof held on the 22<sup>nd</sup> day of December, 2015, by the following vote:

**AYES:** ESTHER, POWELL, TURNER, CATHCART

**NOES:** GORDON

**ABSTAIN:**

**ABSENT:**



**Chris Esther, Chair**

**ATTEST:**



**Patricia Krause, Planning Secretary**

## **SUMMARY OF ORDINANCE 2016-02**

Ordinance 2016-01 adding WMC Chapter 8.34, entitled "MEDICAL MARIJUANA AND CULTIVATION" and Amending WMC Chapter 5.04, entitled "BUSINESS LICENSE TAX" by Amending WMC Section 5.04.020, entitled "LICENSE-REQUIRED" and Amending Title 17, entitled "ZONING" by Adding WMC Section 17.40.320, entitled "MEDICAL MARIJUANA AND CULTIVATION".

The proposed ordinance adds and amends various Chapters of the Waterford Municipal Code to prohibit medical marijuana cultivation for commercial or non-commercial purposes, transportation, delivery or processing of medical marijuana (cannabis) and expressly prohibited in all zones, planned developments, and all zoning districts, as well as specific and master plan areas in the City of Waterford. No person including, but not limited to a qualified patient or primary caregiver, shall cultivate any amount of cannabis (marijuana) in the city, even for medical purposes.

A certified copy of the full text is posted in the office of the City Clerk. Copies and a complete text of the ordinance are available at Waterford City Hall, 101 E Street, Waterford, CA for review.

This ordinance was adopted by the Waterford City Council on January 21, 2016. The ordinance will be in effect thirty (30) days from the date of adoption.

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

**CITY OF WATERFORD**

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Mike Van Winkle, Mayor

**ATTEST:**

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LORI MARTIN, City Clerk

**APPROVED AS TO FORM:**

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CORBETT J. BROWNING, City Attorney

**ORDINANCE 2016-02**

**AN ORDINANCE OF THE WATERFORD CITY COUNCIL ADDING WATERFORD MUNICIPAL CODE CHAPTER 8.34, ENTITLED “MEDICAL MARIJUANA AND CULTIVATION” AND BY AMENDING WMC CHAPTER 5.04, ENTITLED “BUSINESS LICENSE TAX” BY AMENDING WMC SECTION 5.04.020, ENTITLED “LICENSE-REQUIRED” AND AMENDING TITLE 17, “ZONING” BY ADDING WMC SECTION 17.40.320, ENTITLED “MEDICAL MARIJUANA AND CULTIVATION**

**WHEREAS**, the City Council of the City of Waterford is amending Title 8, “HEALTH AND SAFETY” by adding WMC Chapter 8.34, “MEDICAL MARIJUANA AND CULTIVATION” to completely prohibit commercial medical marijuana activities and amending Waterford Municipal Code Chapter 5, “BUSINESS LICENSE TAX”, by adding language to prohibit the issuance of a business license for medical marijuana (cannabis) collective, cooperative or dispensary and shall not approve licenses or uses for the distribution, cultivation, transportation, delivery, or processing of medical marijuana (cannabis) and by amending Title 17, “ZONING”, by adding WMC Section 17.40.320, entitled “MEDICAL MARIJUANA AND CULTIVATION” to completely prohibit commercial and non-commercial cannabis activities of all types expressly in all zones, planned developments, master plan areas, and all zoning districts in the City of Waterford.

**THE CITY COUNCIL OF THE CITY OF WATERFORD, COUNTY OF STANISLAUS, STATE OF CALIFORNIA, DOES ORDAIN AS FOLLOWS:**

**SECTION 1. FINDINGS AND PURPOSE:**

A. In 1996, the voters of the State of California approved Proposition 215 (codified as California Health and Safety Code § 11362.5 and entitled “The Compassionate Use Act of 1996” or “CUA”).

B. The intent of Proposition 215 was to enable persons who are in need of marijuana for medical purposes to use it without fear of criminal prosecution under limited, specified circumstances. The proposition further provides that “nothing in this section shall be construed to supersede legislation prohibiting persons from engaging in conduct that endangers others, or to condone the diversion of marijuana for non-medical purposes.” The ballot arguments supporting Proposition 215 expressly acknowledged that “Proposition 215 does not allow unlimited quantities of marijuana to be grown anywhere.”

C. In 2004, the Legislature enacted Senate Bill 420 (codified as California Health & Safety Code § 11362.7 et seq. and referred to as the “Medical Marijuana Program” or “MMP”) to clarify the scope of Proposition 215 and to provide qualifying patients and primary caregivers who collectively or cooperatively cultivate marijuana for medical purposes with a limited defense to certain specified State criminal statutes. Assembly Bill 2650 (2010) and Assembly Bill 1300 (2011) amended the Medical Marijuana Program to expressly recognize the authority of counties and cities to “[a]dopt local ordinances that regulate the location, operation, or establishment of a medical marijuana cooperative or collective” and to civilly and criminally enforce such ordinances.

D. In City of Riverside v. Inland Empire Patients Health and Wellness Center, Inc. (2013) 56 Cal.4<sup>th</sup> 729, the California Supreme Court held that “[n]othing in the CUA or the MMP expressly or impliedly limits the inherent authority of a local jurisdiction, by its own ordinances, to regulate the use of its land. . . .” Additionally, in Maral v. City of Live Oak (2013) 221 Cal.App.4<sup>th</sup> 975, the Court of Appeal held that “there is no right – and certainly no constitutional right – to cultivate medical marijuana. . . .”

The Court in Maral affirmed the ability of a local governmental entity to prohibit the cultivation of marijuana under its land use authority.

E. The Federal Controlled Substances Act, 21 U.S.C. § 801 et seq., classifies marijuana as a Schedule 1 Drug, which is defined as a drug or other substance that has a high potential for abuse, that has no currently accepted medical use in treatment in the United State, and that has not been accepted as safe for use under medical supervision. The Federal Controlled Substances Act makes it unlawful under federal law for any person to cultivate, manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, marijuana. The Federal Controlled Substances Act contains no exemption for medical purposes, although there is recent case law that raises a question as to whether the Federal Government may enforce the Act where medical marijuana is allowed.

F. On October 9, 2015 Governor Brown signed 3 bills into law (AB 266, AB 243, and SB 643) which collectively are known as the Medical Marijuana Regulation and Safety Act (hereafter "MMRSA"). The MMRSA set up a State licensing scheme for commercial medical marijuana uses while protecting local control by requiring that all such businesses must have a local license or permit to operate in addition to a State license. The MMRSA allows the City to completely prohibit commercial medical marijuana activities.

G. The City Council finds that commercial medical marijuana (cannabis) activities, as well as cultivation for personal medical use as allowed by the CUA and MMP can adversely affect the health, safety, and well-being of City residents. Citywide prohibition is proper and necessary to avoid the risks of criminal activity, degradation of the natural environment, malodorous smells and indoor electrical hazards that may result from such activities. Further, as recognized by the Attorney General's August 2008 Guidelines for the Security and Non-Diversion of Marijuana Grown for Medical Use, marijuana cultivation or other concentration of marijuana in any location or premises without adequate security increases the risk that surrounding homes or businesses may be negatively impacted by nuisance activity such as loitering or crime.

H. The limited immunity from specified state marijuana laws provided by the Compassionate Use Act and Medical Marijuana Program does not confer a land use right or the right to create or maintain a public nuisance.

I. The MMRSA contains language that requires the city to prohibit cultivation uses by March 1, 2016 either expressly or otherwise under the principles of permissive zoning, or the State will become the sole licensing authority. The MMRSA also contains language that requires delivery services to be expressly prohibited by local ordinance, if the City wishes to do so. The MMRSA is silent as to how the City must prohibit other type of commercial medical marijuana activities.

J. While the City Council believes that cultivation and all commercial medical marijuana (cannabis) uses are prohibited under the City's permissive zoning regulations, it desires to enact this ordinance to expressly make clear that all such uses are prohibited in all zones throughout the City.

K. The Planning Commission held a duly noticed public hearing on December \_\_, 2015 at which time it considered all evidence presented, both written and oral and at the end of the hearing voted to adopt a resolution recommending that the City Council not adopt/adopt this Ordinance.

L. The City Council held a duly noticed public hearing on this Ordinance on December \_\_, 2015, at which time it considered all evidence presented, both written and oral.

**SECTION 2. AMENDED.** Title 8, "HEALTH AND SAFETY" is hereby amended by adding Chapter 8.34, Entitled, "MEDICAL MARIJUANA AND CULTIVATION" to the Waterford Municipal Code to read as follows:

**TITLE 8  
CHAPTER 8.34**

**8.34.010 Definitions**

"Cannabis" shall have the same meaning as set forth in Business & Professions Code § 19300.5(f) as the same may be amended from time to time.

"Caregiver" or "primary caregiver" shall have the same meaning as set forth in Health & Safety Code § 11362.7 as the same may be amended from time to time.

"Commercial cannabis activity" shall have the same meaning as that set forth in Business & Professions Code § 19300.5(k) as the same may be amended from time to time.

"Cooperative/Collective" shall mean two or more persons collectively or cooperatively cultivating, distributing, using, transporting, possessing, administering, delivering or making available medical marijuana, with or without compensation.

"Cultivation" shall have the same meaning as set forth in Business & Professions Code § 19300.5(l) as the same may be amended from time to time.

"Cultivation site" shall have the same meaning as set forth in Business & Professions Code § 19300.5 (x) as the same may be amended from time to time.

"Delivery" shall have the same meaning as set forth in Business & Professions Code § 19300.5(m) as the same may be amended from time to time.

"Dispensary" shall have the same meaning as set forth in Business & Professions Code § 19300.5(n) as the same may be amended from time to time. For purposes of this Chapter, "Dispensary" shall also include a cooperative/collective.

"Dispensing" shall have the same meaning as set forth in Business & Professions Code § 19300.5(o) as the same may be amended from time to time.

"Distribution" shall have the same meaning as set forth in Business & Professions Code § 19300.5(p) as the same may be amended from time to time.

"Distributor" shall have the same meaning as set forth in Business & Professions Code § 19300.5(q) as the same may be amended from time to time.

"Manufacturer" shall have the same meaning as set forth in Business & Professions Code § 19300.5(y) as the same may be amended from time to time.

"Manufacturing site" shall have the same meaning as set forth in Business & Professions Code § 19300.5(af) as the same may be amended from time to time.

"Medical cannabis," "medical cannabis product," or "cannabis product" shall have the same meanings as set forth in Business & Professions Code § 19300.5(ag) as the same may be amended from time to time.

"Medical Marijuana Regulation and Safety Act" or "MMRSA" shall mean the following bills signed into law on October 9, 2015 as the same may be amended from time to time: AB 243, AB 246, and SB 643.

“Nursery” shall have the same meaning as set forth in Business & Professions Code § 19300.5(ah) as the same may be amended from time to time.

“Qualifying patient” or “Qualified patient” shall have the same meaning as set forth in Health & Safety Code § 11362.7 as the same may be amended from time to time.

“Testing laboratory” shall have the same meaning as set forth in Business & Professions Code § 19300.5(z) as the same may be amended from time to time.

“Transport” shall have the same meaning as set forth in Business & Professions Code § 19300.5(am) as the same may be amended from time to time.

“Transporter” shall have the same meaning as set forth in Business & Professions Code § 19300.5(aa) as the same may be amended from time to time.

#### **8.34.020 Prohibition.**

A. Commercial cannabis (marijuana) activities of all types are expressly prohibited in all zones, planned developments, and all specific and master plan areas in the City of Waterford. No person shall establish, operate, conduct or allow any commercial cannabis (marijuana) activity anywhere within the City.

B. To the extent not already covered by subsection A above, all deliveries of medical cannabis (marijuana) are expressly prohibited within the City of Waterford. No person shall conduct any deliveries that either originate or terminate within the City.

C. This section is meant to prohibit all activities for which a State license is required. Accordingly, the City shall not issue any permit, license or other entitlement for any activity for which a State license is required under the MMRSA.

D. Cultivation of cannabis for non-commercial purposes including, but not limited to, cultivation by a qualified patient or a primary caregiver, is expressly prohibited in all zones, planned developments, and all specific and master plan areas in the City of Waterford. No person including, but not limited to, a qualified patient or primary caregiver, shall cultivate any amount of cannabis (marijuana) in the City, even for medical purposes.

E. In the event that there is future legislation or an initiative that authorizes Recreational Marijuana (Cannabis), to the greatest extent permitted by law and to the extent not already prohibited by this Chapter and/or municipal code, the prohibitions contained herein (marijuana) shall apply to recreational marijuana (Cannabis)..

#### **8.34.030 Public Nuisance.**

Any use or condition caused, or permitted to exist, in violation of any provision of this Chapter shall be, and hereby is declared to be, a public nuisance and may be summarily abated by the City pursuant to Code of Civil Procedure Section 731 or any other remedy available to the City.

#### **8.34.040 Civil Penalties.**

In addition to any other enforcement permitted by this Chapter, the City Attorney may bring a civil action for injunctive relief and civil penalties pursuant against any person or entity that violates this Chapter. In any civil action brought pursuant to this Chapter, a court of competent jurisdiction may award reasonable attorney’s fees and costs to the prevailing party.

**SECTION 3. AMENDED.** Title 5, Chapter 5.04.020, entitled “BUSINESS LICENSE TAX” of the Waterford Municipal Code is hereby amended to read as follows:

**TITLE 5  
CHAPTER 5.04**

**5.04.020 License-Required/Prohibition**

It is unlawful for any person to commence, establish, maintain or carry on any business enterprise whatever in the city without first obtaining a license from said city, whether said business enterprise or said person is subject to a city license tax under this chapter or not. (Ord. 71-2 §1, 1971). The city shall not approve licenses or uses for a medical marijuana (cannabis) collective, cooperative or dispensary. The city shall not approve licenses or uses for the distribution, cultivation, transportation, delivery, or processing of medical marijuana (cannabis). The city shall not approve licensees or uses for any activity that requires a license or any other authorization or approval under the Medical Marijuana Regulation and Safety Act.

**SECTION 4. AMENDED.** Title 17, “ZONING”, CHAPTER 17.40, “GENERAL REGULATIONS” by adding Section 17.40.320 to the Waterford Municipal Code to read as follows:

**TITLE 17  
CHAPTER 17.40**

**17.40.320 Medical Marijuana and Cultivation**

Cultivation of cannabis for non-commercial purposes or commercial purposes including, but not limited to, cultivation by a qualified patient or primary caregiver, is expressly prohibited in all zones, planned developments, and all zoning districts, as well as all specific and master plan areas in the City of Waterford. No person including, but not limited, a qualified patient or primary caregiver, shall cultivate any amount of cannabis (marijuana) in the city, even for medical purposes. In addition, all commercial cannabis (marijuana) activities of all types are expressly prohibited in all zones, planned developments, and all zoning districts as well as all specific and master plan areas in the City of Waterford. All deliveries of medical cannabis (marijuana) are expressly prohibited within the city of Waterford.

**SECTION 5. AUTHORITY.** This ordinance is adopted pursuant to the authority granted by the California Constitution and State law, including but not limited to Article XI, Section 7 of the California Constitution, the Compassionate Use Act, the Medical Marijuana Program, and The Medical Marijuana Regulation and Safety Act.

**SECTION 6. PERMISSIVE ZONING SCHEME.** Nothing in this Ordinance shall be interpreted to mean that the City’s permissive zoning scheme allows any other use not specifically listed therein.

**SECTION 7. CEQA.** This ordinance is exempt from CEQA pursuant to CEQA Guidelines section 15305, minor alterations in land use limitations in areas with an average slope of less than 20% that do not result in any changes in land use or density and section 15061(b)(3) which is the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment and CEQA does not apply where it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment. The City’s permissive zoning provisions already prohibits all uses that are being expressly prohibited by this ordinance. Therefore, this ordinance has no impact on the physical environment as it will not result in any changes.



**SECTION 8.** If any section, subsection, subdivision, sentence, clause, phrase or portion of this Ordinance, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

**SECTION 9.** To the extent the provisions of the Waterford Municipal Code as amended by this Ordinance are substantially the same as the provisions of that Code as they read immediately prior to the adoption of this Ordinance, then those provisions shall be construed as continuations of the earlier provisions and not as new enactments.

**SECTION 10.** The City Clerk shall certify as to the adoption of this Ordinance and shall cause a summary thereof to be published within fifteen (15) days of adoption and shall post a certified copy of this Ordinance, including the vote for and against same, in the Office of the City Clerk, in accordance with Government Code Section 36933.

**SECTION 11. ENACTMENT:** Prior to the expiration of fifteen (15) days from the passage and adoption thereof, this ordinance shall be published in a newspaper of general circulation printed and published in the County of Stanislaus, State of California, together with names of the members of the City Council voting for and against the same.

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Waterford this 21<sup>st</sup> day of January, 2016, by the following vote:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**CITY OF WATERFORD**

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MICHAEL VAN WINKLE, Mayor

**ATTEST:**

**APPROVED AS TO FORM:**

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LORI MARTIN  
City Clerk

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CORBETT J. BROWNING  
City Attorney



**TO: Lisa Freitas - Mid Valley Publications – Legals**

**From: Lori Martin, City Clerk, City of Waterford**

**Date: December 15, 2015**

**Re: Public Hearing Notice to be published on Tues 12/22/15 & Tues 12/29/15**

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## **NOTICE OF PUBLIC HEARING**

Notice is hereby given that a public hearing will be held by the City Council of the City of Waterford in the Council Chambers at a regular meeting thereof on January 7, 2016 and January 21, 2016 at or about 6:30pm.

The City Council will consider an amendment to Waterford Municipal Code Title 8 by adding Chapter 8.34, entitled "MEDICAL MARIJUANA AND CULTIVATION" and by amending WMC Chapter 5.04, entitled "BUSINESS LICENSE TAX" by amending WMC Section 5.04.020, entitled "LICENSE-REQUIRED" and amending Title 17, entitled "ZONING" by adding WMC Section 17.40.320, entitled "MEDICAL MARIJUANA AND CULTIVATION".

The proposed ordinance amendments prohibit commercial cannabis (marijuana) activities of all types in all zones, planned developments and all specific and master plan areas in the City of Waterford. The proposed ordinance prohibits all activities for which a State license is required. Accordingly, the city shall not issue any permit, license or other entitlement for any activity for which a State license is required under the MMRSA.

Copies and a complete text of the Ordinance are available at City Hall, 101 E Street, Waterford, CA for review.

The Waterford City Council Chambers are located inside Waterford City Hall located at 101 E Street, Waterford, CA. For further information, please contact Lori Martin, City Clerk, at (209) 874-2328 ext. 109.



## **Public Hearing 4b**

January 7, 2016

Matt Erickson, Public Works Director  
City Council Staff Report

### **An Ordinance Adding Waterford Municipal Code Section 13.18.010, entitled “Underground Service Alert”**

#### **SUMMARY:**

The city council will consider adding a section to the code addressing the need for individuals to contact the Underground Service Alert (USA) organization prior to excavation of any kind. Approval of this item would add a new section to the code that previously did not exist.

#### **FISCAL IMPACT:**

N/A

#### **ANALYSIS:**

A Local Government Relations Representative from Pacific Gas & Electric (PG&E) recently contacted city staff to request an addition to our ordinance related to the Underground Service Alert 811 call before you dig system. The representative advised that he had spoken to our construction inspector about the possibility of adding a section to our ordinance in hopes that it would encourage adherence to the Government Code requirement that excavators contact USA 811 prior to excavating.

USA North 811 provides a free and effective Damage Prevention Service that protects the communities and underground facilities in Central / Northern California, and Nevada. 811 is a free one-call service managed by USA North.

USA North 811 began operation in May of 1975 & incorporated as a 501 (c)(6) Non Profit Mutual Benefit Corporation in 1986. USA North 811's primary objective is to receive planned excavation reports from public or private excavators and to transmit those planned excavation reports to all of its' participating utility members, who may have facilities in and around that excavation site. The members will either: 1) mark or stake the horizontal path of their facility, 2) provide information about the location of their facility, or 3) advise the excavator of clearance, for facilities that they own.

*Excerpt from the USA North California Excavation Manual:*

#### *Five Steps to a Safe Excavation*

*1. Survey and Mark: Survey your proposed excavation site. Make a list of affected operators of underground facilities (operators) at your job site, their needs and requirements. Mark the excavation site on paved surfaces with white spray chalk, water base, UV paint, or equivalent less permanent type marking; use flags, stakes, whiskers, etc. on unpaved surfaces, (Homeowners can use flour).*

*2. Call Before You Dig: Call USA North 2 working days; to 14 calendar days in California or to 28 calendar days in Nevada (legal notice) before you dig. Only operators who are members of the USA North program will be notified. Compare your list of affected operators determined in Step 1, with the list of operators notified by USA North. For your safety contact any operator at your job site that is not a member of USA North. USA North accepts design inquiry requests through its internet application only, call 1-800-640-5137 ext 2309 for more information.*

*3. Wait the Required Time: The legal 2 working days to 14 calendar days notice in California or to 28 calendar days in Nevada allows USA North members to examine their underground facility records and respond to you. Excavators are required by law to wait until all operator(s) of subsurface installations have provided a positive response to their excavation site. The positive response includes operator's marking, or staking the horizontal path of their facility with the appropriate color code, providing information about the location of their facility, or advising the excavator of clearance. Depending on our member's workload, they may contact you to try to negotiate a new start time for your excavation.*

*4. Respect the Marks: Preserve facility marks for the duration of the job. If any of the operator markings are not reasonably visible, you must call USA North and request remarking by the affected operator(s). A re-mark request requires a 2 working day notice. When you request an operator(s) to re-mark their facilities, you will be asked if your excavation site is still outlined in white, so the USA North members can respond to your request. Note: A USA North ticket is active for 28 calendar days in California and Nevada from the date of its issuance. You must have an active USA North ticket for the entire duration of your excavation.*

*5. Dig With Care: In California and Nevada hand excavate within 24" of the outside diameter of the facility. Facilities that are in conflict with your excavation are to be located with hand tools and protected before power equipment is used. Notify the affected operator(s) of any contact, scrape, dent, nick or damage to their facility.*

City staff has prepared the attached ordinance for council consideration. City staff believes the proposed ordinance will better serve our current and future needs as it relates to the Underground Service Alert (USA) organization and their efforts.

Staff recommends adoption of the proposed ordinance.

**PROCESS:**

Ordinance 2015-09 was introduced for a first reading by title only at the December 17, 2015 City Council meeting as a public hearing item. City Council took action to approve the introduction and first reading and thereafter a summary of Ordinance 2015-09 was published in the Waterford News.

Ordinance 2015-09 is before the City Council tonight as a public hearing item to consider the 2<sup>nd</sup> reading and adoption by title only. After adoption and within 14 days of passage, the Ordinance Summary will be published in the Waterford News together with the names of the members of the City Council voting for and against same. This Ordinance will become effective and be in full force on and after thirty (30) days of its passage and adoption.

**ENVIRONMENTAL REVIEW:**

N/A

**ATTACHMENTS:**

- **Ordinance 2015-09**
- **Ordinance Summary**
- **Public Hearing Notice**

## **SUMMARY OF ORDINANCE 2015-09**

Ordinance 2015-09 amending Title 13, entitled "PUBLIC SERVICES" by adding Chapter 13.18, "UNDERGROUND SERVICES ALERT". The proposed ordinance adds language to require each public and private utility agency to be a member of the regional notification center for subsurface installations (Underground Services Alert).

A certified copy of the full text is posted in the office of the City Clerk. Copies and a complete text of the ordinance are available at Waterford City Hall, 101 E Street, Waterford, CA for review.

This ordinance was adopted by the Waterford City Council on January 7, 2016. The ordinance will be in effect thirty (30) days from the date of adoption.

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

### **CITY OF WATERFORD**

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Mike Van Winkle, Mayor

**ATTEST:**

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LORI MARTIN, City Clerk

**APPROVED AS TO FORM:**

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CORBETT J. BROWNING, City Attorney

**ORDINANCE NO. 2015-09**

**AN ORDINANCE OF THE WATERFORD CITY COUNCIL AMENDING WATERFORD MUNICIPAL CODE TITLE 13, ENTITLED "PUBLIC SERVICES" BY ADDING CHAPTER 13.18, ENTITLED "UNDERGROUND SERVICES ALERT"**

**WHEREAS**, the City of Waterford is amending Title 13, entitled "PUBLIC SERVICES" by adding Chapter 13.18, entitled "Underground Services Alert" to require all public and private utility agencies to be a member of the regional notification center for subsurface installations (Underground Services Alert).

**THE CITY COUNCIL OF THE CITY OF WATERFORD, COUNTY OF STANISLAUS, STATE OF CALIFORNIA, DOES ORDAIN AS FOLLOWS:**

**SECTION 1.** Title 13, Chapter 13.18 entitled "Underground Services Alert", is hereby added to read as follows:

~~Stricken through~~ text represents deletions to the Waterford Municipal Code, highlighted/underlined text represents additions to the Waterford Municipal Code.

**TITLE 13  
CHAPTER 13.18**

13.18.010 Underground services alert

Each public or private utility agency shall be a member of the regional notification center for subsurface installations (Underground Services Alert) and shall field mark, at its sole cost and expense, the locations of its underground network facilities upon notification in accordance with the requirements of Section 4216 of the California Government Code, and any other applicable law.

**SECTION 2. Validity:** If any section, subsection, sentence, clause, word, or phrase of this ordinance is held to be unconstitutional or otherwise invalid for any reason, such decision shall not affect the validity of the remainder of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause, word, or phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses, words, or phrases be declared invalid or unconstitutional.

**SECTION 3. Enactment:** This ordinance shall become effective and be in full force on and after thirty (30) days of its passage and adoption, and prior to the expiration of fifteen (15) days from the passage and adoption thereof, shall be published in the City of Waterford, County of Stanislaus, State of California, together with the names of the members of the City Council voting for and against the same.

The foregoing ordinance was passed and adopted by the City Council of the City of Waterford, County of Stanislaus, State of California, at a regular meeting thereof held on the 7<sup>th</sup> day of January, 2016.

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**CITY OF WATERFORD**

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MICHAEL VAN WINKLE, Mayor

**ATTEST:**

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LORI MARTIN  
City Clerk

**APPROVED AS TO FORM:**

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CORBETT J. BROWNING  
City Attorney



**TO: Lisa Freitas - Mid Valley Publications – Legals**

**From: Lori Martin, City Clerk, City of Waterford**

**Date: December 1, 2015**

**Re: Public Hearing Notice to be published on Tues 12/08/15**

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### **NOTICE OF PUBLIC HEARING**

Notice is hereby given that a public hearing will be held by the City Council of the City of Waterford in the Council Chambers at a regular meeting thereof on December 17, 2015 and January 7, 2016 at or about 6:30pm.

The City Council will consider an amendment to Waterford Municipal Code Title 13, entitled "Public Services" by adding Chapter 13.18, "Underground Services Alert". The proposed ordinance requires each public and private utility agency to be a member of the regional notification center for subsurface installations (Underground Services Alert).

Copies and a complete text of the Ordinance are available at City Hall, 101 E Street, Waterford, CA for review.

The Waterford City Council Chambers are located inside Waterford City Hall located at 101 E Street, Waterford, CA. For further information, please contact Lori Martin, City Clerk, at (209) 874-2328 ext. 109.





## **Public Hearing 4c**

January 7, 2016

Matt Erickson, Public Works Director  
City Council Staff Report

### **Introduction of Ordinance to Adopt Revisions to the Water System Code - Title 4 Water, of the Waterford Municipal Code**

#### **SUMMARY:**

The Water System chapter of the Municipal Code governs the water distribution and treatment services provided to customers by the City. The city council will consider revising various sections of the code to add sections, wording, and to bring it in line with current practices and requirements, due to the recent acquisition of the former City of Modesto owned and operated Waterford and Hickman Water Systems.

#### **FISCAL IMPACT:**

N/A

#### **ANALYSIS:**

Due to the recent acquisition of the Modesto and Hickman Water Systems, staff has found various areas of the Water Code that are in need of addition, deletion, revision, or modification.

The attached document incorporates a number of revisions and was completed to primarily update technical information, clarify language, and bring it in line with current practices and requirements that are currently in place. The revisions also add sections to the code that previously did not exist.

Many additions are being suggested. Most notable are additions addressing metered services, connections, maintenance of lines, temporary services, water conservation, existing water wells, damage to water facilities, access to customer premises, installation of services, prohibited acts, water conservation, and water shortages.

These revisions were circulated within various departments of the city for comment. If any were received, they were incorporated.

City staff believes the proposed revisions will result in a more complete and comprehensive ordinance that will better serve our current and future needs. Staff recommends adoption of the proposed ordinance changes.

#### **PROCESS:**

Ordinance 2016-01 was introduced for a first reading by title only at the December 17, 2015 City Council meeting as a public hearing item. City Council took action to approve the introduction and first reading and thereafter a summary of Ordinance 2016-01 was published in the Waterford News.

Ordinance 2016-01 is before the City Council tonight as a public hearing item to consider the 2<sup>nd</sup> reading and adoption by title only. After adoption and within 14 days of passage, the Ordinance Summary will be published in the Waterford News together with the names of the members of the City Council voting for and against same. This Ordinance will become effective and be in full force on and after thirty (30) days of its passage and adoption.

#### **ENVIRONMENTAL REVIEW:**

N/A

**ATTACHMENTS:**

- **Ordinance Summary 2016-01**
- **Ordinance 2016-01**
- **Public Hearing Notice**

## **SUMMARY OF ORDINANCE 2016-01**

Ordinance 2016-01 amending Waterford Municipal Code Title 4 “WATER SYSTEM” by amending Chapters 4.00 “REGULATION AND BILLING” and Chapter 4.06 “WATER SHORTAGE REGULATIONS”. The proposed ordinance adds Waterford Municipal Code sections 4.00.015, 4.00.025, 4.00.045, 4.00.075, 4.00.100, 4.00.115, 4.00.125, 4.00.150, 4.00.160, 4.00.180, 4.00.190, 4.00.200, 4.00.205, 4.00.210, 4.00.235, 4.00.250, 4.00.255, 4.00.260, 4.00.265, 4.00.270, 4.00.275, 4.00.280, 4.00.290, 4.00.300, 4.00.310, 4.00.320, 4.00.330, 4.06.005 and amends Waterford Municipal Code sections 4.00.010, 4.00.040, 4.00.070, 4.00.110, 4.06.010.

The proposed amendments put forth the necessary regulations needed for city owned water systems.

A certified copy of the full text is posted in the office of the City Clerk. Copies and a complete text of the ordinance are available at Waterford City Hall, 101 E Street, Waterford, CA for review.

This ordinance was adopted by the Waterford City Council on January 7, 2016. The ordinance will be in effect thirty (30) days from the date of adoption.

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

**CITY OF WATERFORD**

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Mike Van Winkle, Mayor

**ATTEST:**

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LORI MARTIN, City Clerk

**APPROVED AS TO FORM:**

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CORBETT J. BROWNING, City Attorney

**ORDINANCE NO. 2016-01**

**AN ORDINANCE OF THE WATERFORD CITY COUNCIL AMENDING WATERFORD MUNICIPAL CODE TITLE 4, ENTITLED "WATER SYSTEM" BY AMENDING CHAPTERS 4.00, ENTITLED "REGULATION AND BILLING" AND CHAPTER 4.06, ENTITLED "WATER SHORTAGE REGULATIONS"**

**WHEREAS**, the City of Waterford is amending Chapter 4.00, entitled "REGULATION AND BILLING" and Chapter 4.06, entitled "WATER SHORTAGE REGULATIONS" by amending and adding various sections to WMC Chapter 4.00 and Chapter 4.06 specifically by adding WMC sections 4.00.015, 4.00.025, 4.00.045, 4.00.075, 4.00.100, 4.00.115, 4.00.125, 4.00.150, 4.00.160, 4.00.180, 4.00.190, 4.00.200, 4.001.205, 4.00.210, 4.00.235, 4.00.250, 4.00.255, 4.00.260, 4.00.265, 4.00.270, 4.00.275, 4.00.280, 4.00.290, 4.00.300, 4.00.310, 4.00.320, 4.00.330, 4.06.005 and by amending WMC sections 4.00.010, 4.00.040, 4.00.070, 4.00.110, 4.06.010.

**THE CITY COUNCIL OF THE CITY OF WATERFORD, COUNTY OF STANISLAUS, STATE OF CALIFORNIA, DOES ORDAIN AS FOLLOWS:**

**SECTION 1.** Title 4, "Water System" Chapter 4.00 entitled "Regulation and Billing", and Chapter 4.06 entitled "Water Shortage Regulations" are amended to read as follows:

Stricken through text represents deletions to the Waterford Municipal Code, highlighted/underlined text represents additions to the Waterford Municipal Code.

**TITLE 4  
CHAPTER 4.00**

**Chapter 4.00 REGULATION AND BILLING**

**4.00.010 City to Own and Operate Water System**

The city shall own and operate a water system serving designated areas within and outside of the corporate limits of the city and may construct new works as may be necessary to supply current and future users, within these areas, an adequate and safe domestic water supply. The City Council shall designate the areas which shall receive water service from the city water system.

**4.00.015~~0~~ Authority.**

The management, control and care of the municipal water system shall be vested in the public works director (director) in consultation with the city engineer, under the general direction of the city manager. (Ord. 05-01 §2).

**4.00.020 Administration of funds.**

     The city manager shall be in charge of the collection of all money that may become due the city for water services and shall pay the same into the water fund, as provided for in Section 4.02.010. (Ord. 05-01 §2).

**4.00.025 Definitions**

For the purposes of this chapter, unless otherwise apparent from the context, certain words and phrases used in this chapter are defined as follows:

“Apartment” shall mean a room, living unit, or suite of rooms which is designed for, intended for, and/or occupied by one (1) family doing cooking therein.

“Business” shall mean a place wherein persons are engaged in the manufacture, processing, fabricating, servicing, selling, and/or buying for sale or resale of produce, articles, merchandise, or any goods whatsoever; and shall also apply to the rendering of service for compensation, whether as a trade or a profession.

“Church” shall mean a place of worship, whether as a part of another building or on separate property, and shall not include a parsonage, separate gymnasium, or classroom.

“Commercial service” shall mean and include any service that is not defined as a residential service or an industrial service.

“Connection charge” shall mean one (1) or more of the initial charges made at the time of connection to the City water system.

“Construction water” shall mean and include on-site water taken from fire hydrants and used for dust control or construction purposes. Permission must be granted by the City and fees paid.

“Cut water service” shall mean and include any service that has been physically disconnected from the City water system.

“Director” shall mean the Public Works Director or designee.

“Discontinued service” shall mean and include any service that has been shut off by the City at the City’s curb stop or main.

“Dwelling” shall mean a building designed, occupied, or intended for living purposes and shall include single-family dwellings, buildings containing apartments, and rooming and/or lodging houses.

“Fire hydrant installation” shall mean the complete installation of a fire hydrant assembly.

“Industrial service” shall mean and include any service to a substantial industrial user as defined in WMC 7.04.015.

“Limited irrigation and sprinkling” shall mean limited irrigation and sprinkling for landscaping, beautification, small gardening, construction and dust control related to construction, and similar purposes only.

“Living unit” shall mean and include a dwelling designed for a single family.

“Lot” or a parcel of land shall mean a parcel of land consisting of one (1) or more contiguous lots of record in one (1) ownership to which service is provided for any purpose.

“Main” shall mean a water line six (6) inches or larger in diameter and appurtenant valves and fittings providing water to one (1) or more laterals or service connections.

“Meter” shall mean all of the equipment, electronics and parts needed to complete the installation of a water meter per City specifications including any automatic meter reading (AMR) device.

"Mobile home park" shall mean any lot or parcel of land where one (1) or more sites are rented or leased or intended to be rented or leased, with or without compensation, to accommodate mobile homes or recreational vehicles.

"New service" shall mean and include any new water service that is connected to the City water system.

"Pipeline" shall mean all water mains and services constructed in or under City streets.

"Residence" shall mean a dwelling designed to be occupied by a single family.

"Residential service" shall mean and include any service that conveys water to a single-family residence.

"Residential fire sprinklers" shall mean a wet pipe sprinkler system only designed for one (1) and two (2) family residences and manufactured homes.

"Service connection" Service connection" or "water service connection" means any tap, pipe, or other means of taking water from the city water distribution system. A service connection occurs at the time that a tap, pipe, or other means of taking water is physically attached to the city water distribution system in a manner capable of taking water from the distribution system.

"Services" shall mean and include any water line connected to the City water main that conveys water from the City system to private property.

"Water system" or "system" shall mean any city owned and operated water system, which includes, but is not limited to, wells, storage tanks, main water lines, fire hydrants, and any and all connections, valves, plumbing, and appurtenances thereto, located within the designated and permitted service area.

"Water service area" shall mean the area located within the city limits as such limits now or may from time to time exist, and those areas outside the city limits that have been approved for water service by the city council consistent with applicable water right restrictions.

#### **4.00.040 Metered services.**

A. All service shall be equipped with meters prior to a certificate of occupancy being issued and shall be charged for water on the metered rate as specified in Chapter 4.02.

B. The cost of installation of the meter shall be paid by the user of the water. (Ord. 05-01 §2).

C. The City shall approve the type and installation of all meters.

D. The City shall provide and install any meter the City deems necessary with ten (10) days' written notice to the tenant and the owner for any service and may thereafter charge for water at metered rates.

E. New water services shall be metered at the time of construction.

F. All installed water meters and meter reading equipment shall become the property of the City. The retrofit of existing water services shall be performed by the City at the City's expense.

G. The City may install all meters and meter reading equipment at the builder's expense for all new construction.

H. If an installed water meter proves to be defective and does not correctly measure the amount of water consumed, the city shall install a new meter, and the water rate for the billing period while the meter was not operating correctly shall be the average water rate for the twelve billing periods previous to the malfunction of the original meter.

I. If a meter or appurtenances are damaged by the carelessness or negligence of the owner or occupant of the premises, the city will repair the meter, and the cost of such repairs shall be charged against the owner of the property and, if not paid within thirty days, shall then become a lien against said property.

J. The customer receiving city water service shall keep water meters unobstructed and accessible for reading, maintenance and repair, and shall provide the department's employees and/or its contractors access to the premises where the customer receives water service as may be required by the city for such purposes. Compliance with this section shall be a condition of receiving or continuing to receive city water service.

K. Any metered customer may request in writing that the meter through which water is being furnished be examined and tested by the city to determine whether the meter is registering accurately the amount of water that is being delivered through it. Upon receipt of such request, the city shall examine and test the meter. If the meter is found to register over three percent more water than actually passes through it, the customer's water bill will be adjusted accordingly. If the meter is found to register a variance of three percent or less, no billing adjustment will be made. Meter testing will be performed at a customer's request, at no charge to the customer, not more than once every twelve (12) months.

L. If a customer requests more frequent testing, the customer's request shall be accompanied by a deposit of an amount equal to the monthly minimum meter charge. Upon receipt of such request, the city shall examine and test the meter. If the meter is found to register over three percent more water than actually passes through it, the customer's water bill will be adjusted accordingly and the deposit shall be returned, without interest. If the meter is found to register a variance of three percent or less, no billing adjustment will be made and the deposit shall be used by the city to pay its inspection and testing costs.

#### **4.00.045 Water Meter Use—Indemnity and Notification**

No person other than authorized employees of the city or other persons authorized by the director shall install, maintain, repair, move, replace, adjust, tamper with, manipulate, damage, disconnect, or remove any water meter. Any person performing any of the foregoing actions, whether or not authorized by the director, shall indemnify and hold harmless city, its officers, and employees from any claims, actions, costs (including attorney fees), damages, or other liability resulting or arising from such actions, and shall pay the city's costs of investigating and repairing any resulting damage or replacing any removed items. Customers with metered water service connections shall notify the city of any visible damage to, or removal of, any portion of the meter box containing the water meter.

#### **~~4.00.070 State connection regulations—Backflow control devices.~~**

~~— A. — In making plumbing connections, the consumer shall comply with the regulations of the state and county departments of public health.~~

~~— 1. — In addition to the applicable state and county regulations, the following is prohibited, unlawful and a misdemeanor subject to punishment in accordance with Chapter 1.12 of this code, because of the threat to the public health:~~

~~— a. — Unprotected cross connections between a public supply and any unapproved source of water; and~~

~~— b. — Water service to premises where there is a possibility of contaminated water backflowing into the public water system.~~

~~— 2. — In addition, approved reduced pressure valves (back flow protectors) shall be installed on water services when:~~

~~— a. — Another source of water, whether cross connected or not, is in use or is available for use; or~~



~~— b. — Containing liquid substances of any kind are used, produced, or processed.~~

~~— B. — The director shall determine the type, design and layout of backflow control devices required at each premises, and the devices shall be installed at the expense of the consumer. The control devices shall be inspected, tested, and approved by the director as a condition of services to the premises. (Ord. 05-01 §2).~~

#### **4.00.070 Connections**

(a) All off-site water lines or water lines within a public utility easement, connections, valves, plumbing, and appurtenant water facilities and the construction and installation thereof shall be constructed or installed at the consumer's expense and shall be to City standards and approved by the City Engineer prior to water service turn-on.

(b) One (1) City water connection shall be provided to each lot, unless otherwise approved by the City Engineer and Public Works Director or their designee. All off-site lines shall be constructed to City standards.

(c) No lot line adjustment, parcel map, or similar instrument shall be approved or recorded until the City has verified that separate City water services have been provided to each lot or parcel, except that the installation of a separate City water service at a vacant lot or premises may be postponed until the issuance of a building permit.

(d) For each project, individual shutoff valves, gate valves, and necessary on-site lines under private ownership shall be provided.

(e) The Building Official shall have tested and inspect the mains and services on private property unless an agreement is reached with the City Engineer and the Building Official to have the City Engineer arrange to test and inspect. The City Engineer shall have tested and inspect the water mains for the general distribution system whenever such mains are within the City right-of-way or public utility easement.

(f) No person shall supply water in any way for use outside of the premises to which the service is assigned, except by permission of the Public Works Director.

#### **4.00.075 Service Connections Generally**

A. Unless otherwise provided in this chapter, each lot or parcel shall have a separate water service connection, except for fire service connections serving more than one lot or parcel that are authorized pursuant to the municipal code or provisions of this chapter. All water service lines shall be equipped with an approved corporation stop/valve at the distribution main, and with a curb stop valve unless not required under specifications adopted by the city. Water service lines shall not cross another lot or parcel without first obtaining any and all rights-of-way, easements, or other approvals necessary to do so.

B. To be eligible for water service, the property to which service is to be provided must abut a dedicated public easement or a city right-of-way in which a distribution main is constructed at a point immediately adjacent to the property, unless the director authorizes the extension of a distribution main.

C. The director may authorize water service for land locked parcels provided that the customer obtains recorded private easements from the affected owner(s) and all other applicable legal requirements are fulfilled. Private easements must abut a distribution main in a dedicated public easement or city right-of-way. Water service lines constructed in private easements are private water lines, and the city shall have no responsibility for the maintenance and repair of such lines.

D. The director may authorize water service for a parcel that is not adjacent to a distribution main and is not land locked, on such terms and conditions as may be specified by the director, if the director determines based on written findings that it is not feasible to extend a distribution main due to the unique physical characteristics of the parcel which are so unusual that complying with the requirements of this section would create an exceptional hardship to the parcel owner or the surrounding parcel owners.

E. Except as provided herein, the director shall determine the maximum sizes of service connections. For single-family domestic service connections, the maximum size shall be one inch, or one and one-half inches if residential fire sprinkler systems are present, unless otherwise authorized by the director.

F. All water service connections are subject to the city's tap, meter, development, abandonment, and other applicable fees established by city council resolution, and to the city's cross-connection control standards.

#### **4.00.100 Temporary Water Service.**

A. The city shall adopt a written temporary water use policy that establishes policies, procedures, and requirements applicable to temporary water service, including procedures governing application for and issuance, denial, renewal, and revocation of fire hydrant use permits, and procedures for payment and forfeiture of deposits.

B. Any person requesting temporary water use shall comply with all requirements of the temporary water use policy, including the payment of all applicable fees, charges, and deposits in the amounts established by city council resolution.

C. Temporary water service shall be provided through a meter, at current city charges. The city may authorize temporary water service for new residential construction prior to meter installation, upon payment, prior to issuance of a building permit, of a temporary water service fee, for each residential lot, equal to three times the city's then-current monthly flat rate for water service to a single-family residence.

#### **4.00.110 Open access to connections.**

— Access to service connections and water meters must be provided at all times. (Ord. 05-01 §2).

A customer receiving city water service shall provide the city's employees and contractors access to and use of the premises where city water service is received as may be required for the installation, maintenance, repair, or removal of any pipelines, water meters, and other appurtenances used to provide or measure city water service to the customer's premises or to adjacent premises; or for purposes of connecting, reconnecting, or relocating the connection for city water service to any such premises. Compliance with the foregoing requirements is a condition of the customer receiving or continuing to receive city water service, and the department may shut off water service at the distribution main if the customer refuses to allow access as required in this section. If the customer refuses to allow such access, the city may seek authorization for access from any court of competent jurisdiction.

#### **4.00.115 Leaking Fixtures**

It is unlawful for any person to maintain or allow on his or her premises leaky or faulty water fixtures or water using or distributing devices to which city water is connected, so that city water is wasted thereby. The failure to repair or disconnect the faulty device within five days after being notified in writing to do so by the department shall be sufficient cause for the disconnection of city water from the premises until the repairs have been made. After disconnection, water shall be reconnected only in accordance with the provisions of this code.

#### **4.00.125 Access to Customer Premises—Compliance**

A customer receiving city water service shall provide the department's employees and/or contractors access to and use of the premises where city water service is received as may be required by the city's employees or contractors to determine whether there is any violation of any of the provisions of this code, or to abate any violation thereof. If the customer refuses to allow such access, the city may seek authorization from any court of competent jurisdiction for such access and abatement. Compliance with the provisions of this article shall be a condition of the customer receiving or continuing to receive city water service.

#### **4.00.150 Installation and Maintenance of Services**

A. An application for the installation, relocation and/or change in size of service shall be submitted and the appropriate fees paid prior to any work being done.

B. Where a City-owned main or lateral is in service, new services, relocations and/or changes in size for any service, the property owner/developer shall have any work done by a licensed plumbing contractor. The City may install, relocate or change in size any service up to two inches (2") if staff is available and upon deposit of an amount equal to the estimated cost of the work; i.e., labor, equipment, materials, including meter, if required, and overhead. If the actual cost is greater than the estimate, the developer will be billed the difference; if the cost is less, the excess will be refunded.

C. All meters and meter boxes shall be approved by the City prior to installation. At the developer's request and upon receipt of payment, the City may supply any meter, including box, up to two inches (2") in size. Any meters larger than two inches (2") must be supplied by the developer including the meter box. The City will maintain all meters. The City may charge a maintenance fee for the maintenance of the meters. Said maintenance fee shall be set by resolution of the City Council.

D. The City will maintain services from the water main to the water meter or meter idler, whichever occurs first, within the City right-of-way or public utility easement. Any service, irrespective of any other portion of this Code, that is not located within the City right-of-way or public utility easement shall be maintained by the consumer.

#### **4.00.160 When City Will Furnish Water**

When mains and laterals are in place or within a reasonable distance from a particular parcel, the City will furnish water service from such line to the back of the sidewalk if a sidewalk is in place or to the property line.

#### **4.00.170 Multiple Consumer Developments**

If more than one (1) consumer is served from one (1) service connection, the owner of the property or his agent shall be required to sign for and guarantee the payment of such service connection, and the owner shall be liable for all water served through such connection, except that a project, association, corporation, or other governing body shall be responsible for the payment of water charges to the City.

#### **4.00.180 Easements when Lines are on Private Property**

When a line is to be constructed across private property to serve more than one (1) parcel of land, a utility easement shall be granted to the City, and the easement line, size, and installation shall be approved by the City Engineer and Public Works Director.

#### **4.00.190 Maintenance of Lines**

The City will maintain all mains and appurtenances within City rights-of-way on City property or easements including curb valves and meters. The property owner shall maintain all service connection lines and appurtenances to or on his property up to the meter or curb valve.

#### **4.00.200 Damage to Water System Facilities**

The customer shall be liable for any damage to the city-owned water service facilities when such damage is from causes originating on the premises by an act of the customer or his tenants, agents, employees, contractors, licensees or permittees, including the breaking or destruction of locks by the customer or others on or near a meter, and any damage to a meter that may result from hot water or steam from a boiler or heater on the customer's premises. The city shall be reimbursed by the customer for all charges related to any such damage.

#### **4.00.205 Damage to City Water Distribution System**

Any person or entity damaging or removing any portion of the city water distribution system shall pay the city's costs of investigating and repairing such damage and/or replacing any removed item(s), and shall indemnify and hold harmless city, its officers and employees from any claims, actions, costs (including attorney fees), damages or other liability resulting or arising from such damage or removal.

#### **4.00.210 Prohibited Acts**

(a) No person shall make, or cause to be made, a connection with, or tamper or interfere with in any manner, the City water system, without first obtaining a permit from the City.

(b) No person shall turn on or off, otherwise interfere with, or cause to be turned on or off or otherwise interfered with, any part or portion of the City water system, without first obtaining a permit from the City.

(c) No person shall install or connect with the water system any evaporative type air-conditioning cooler or unit unless it is equipped with a recirculation pump and equipped with a thermostat or pressure control valve properly adjusted to regulate the flow of cooling water through the units so that the minimum amount of cooling water, as determined by the manufacturer's specifications, shall be used.

(d) No person shall connect to the water system any refrigerating or air-conditioning equipment unless such equipment is air-cooled or has a water tower or evaporation condenser so that only makeup water is used.

(e) No person shall waste water.

(f) No Person shall install or maintain any pipe, faucet, hose bib, fixture, or appliance connected to the water system in such condition or state of disrepair that water may be or is lost or wasted.

(g) No Person shall supply City water to anyone without City authorization, and no person shall use City water without authorization or without paying the required fees. The City shall have the right, upon five (5) days' written notice to cease, to disconnect the water service for the person supplying the water.

(h) No person shall construct a bypass around any meter or service without the prior consent of the City.

(i) No person shall use water for any purpose by the method of "return wells" wherein water is discharged into a well so that such water is injected into a water-bearing strata below a depth of fifty (50') feet below the surface of the ground.

(j) No person shall steal, take, carry away, transport, lead, drive away, or cause the same to be done, water from the City water system.

(k) No person shall fraudulently appropriate, or cause to be fraudulently appropriated, or by any false or fraudulent representation or pretense appropriate water from the City water system.

(l) No person shall make unauthorized repairs to the City water system.

(m) No person or water user shall turn on or reconnect a water meter or water connection turned off or disconnected by the city.

(n) No water user using water supplied by the city shall supply any other person with such water or allow any other person the use of such water from the water user's water connection, or permit a further connection to be made to the water user's connection on his or any other premises, unless authorized by the public works director.

(o) No person shall appropriate water for use in the commission of a crime.

(p) All persons shall abide by the restrictions contained in WMC.

#### **4.00.235 Tampering with Fire Hydrants**

It is unlawful for any person to operate, alter, change, remove, disconnect, connect with, or interfere in any manner with any fire hydrant owned or used by the city without first obtaining written permission from the Public Works Director.

#### **4.00.250 Unusual or Uncommon Quantities of Water**

When an abnormally large, unusual, or uncommon quantity of water is desired for filling a swimming pool or for any other purposes, an application on a city form must be filed and approved by the city prior to taking such water. The granting of permission to take water in unusual quantities will be given only if it can be safely delivered through the city's facilities and if other consumers are not inconvenienced or impacted thereby and the appropriate charges are paid.

#### **4.00.255 Water Service for Community Gardens**

The director may authorize lots or parcels utilized for a community garden, to use the existing water service connection of an adjoining lot or parcel to provide irrigation for the community garden if the owner of the adjoining lot or parcel consents to such use, provided that:

A. A backflow prevention device is installed and periodically tested in accordance with such requirements as may be specified by the director to protect the potable water supply of the city and of the adjoining lot or parcel served by the existing water service connection; and

B. A water meter is installed on the existing water service connection. The owner of the adjoining lot or parcel served by the existing water service connection shall notify the director prior to the initiation of any such use, and shall be liable for all rates, charges, and fees for the water service furnished to the existing water service connection used to provide irrigation for the community garden.

#### **4.00.260 Responsibility for Equipment**

The customer shall, at his own risk and expense, furnish, install and keep in good and safe condition all equipment that may be required for receiving, controlling, applying and utilizing water, and the city shall not be responsible for any loss or damage caused by the improper installation of such equipment, or the negligence or wrongful act of the customer or of any of his tenants, agents, employees, contractors, licensees or permit holders in installing, maintaining, or operating or interfering with such equipment. The

city shall not be responsible for damage to property caused by faucets, valves, and other equipment that are open when water is turned on either originally or when turned on after a temporary shutdown. When leaky faucets or fixtures are discovered and not immediately repaired, the water service may be disconnected.

#### **4.00.265 Inspections**

No person shall interfere with the inspection by city employees of any water fixture or water-using or water-distributing device connected directly or indirectly to the city water distribution system, for the purpose of determining whether there is a violation of any provision of this chapter. City employees shall obtain the consent of an adult occupant before entering occupied premises or dwellings. If consent is not obtained, the city may seek authorization for access from any court of competent jurisdiction.

#### **4.00.270 No City Responsibility Beyond Point of Service—Indemnity.**

The city's responsibility to operate, maintain and repair public water mains shall extend only to the point of service. The operation, maintenance and repair of any private water line connected to the point of service shall be the customer's sole responsibility. The customer shall indemnify and hold harmless city, its officers and employees from any claims, actions, costs (including attorney fees), damages or other liability resulting or arising from the condition, operation, maintenance or repair of said private water line.

#### **4.00.275 Fire and Other Emergencies**

Nothing in this article shall be construed to apply to the use of city water for purposes of extinguishing fire or any other similar emergency

#### **4.00.280 City Water Use**

The City of Waterford, and its officers, employees, and agents when acting in the course and scope of their employment, shall be exempt from the provisions of this article; provided, however, that the City Manager shall promulgate administrative regulations governing water use by the city, and its officers, employees, and agents, as may be necessary for the city to achieve the conservation of water resources equal to or greater than the level of conservation achieved by the city's water service customers.

#### **4.00.290 Water Wells**

No water well shall be drilled or reconstructed within the City without the consent of the City. When City water is available and a request to connect to the City system has been approved, or a request to reconstruct a well has been made, the existing non-City-owned well on the property shall be capped and plugged in accordance with State regulations, unless otherwise authorized by the City.

#### **4.00.300 Existing Water Wells**

The use and maintenance of existing water wells within the city water system service area shall be allowed.

#### **4.00.310 Water Well, Use of; When Permitted**

The use of water wells within the limits of the city for potable purposes shall be permitted only when a public water system is not available to the premises on which water is required. A public water system shall, for the purposes of this chapter, be considered available when a water distribution main which can be tapped is located within 200 feet radius of any part of said premises on which water is required.

#### **4.00.320 Limitations Upon Well Drilling Permits**

Permits for water wells issued after the effective date of the ordinance codified in this chapter shall be subject to the following limitations:

A. Wells shall not be drilled nor the water produced therefrom used for residential, commercial or industrial land use activities except that replacement well(s) for residential, commercial and/or industrial land uses may be established for well(s) which existed and were in active use prior to the effective date of this chapter; provided, that no net increase in water production results from the replacement well(s).

B. All property owners with approved well permits pursuant to this chapter shall meter the well's water production and report the amount of groundwater extracted each calendar year. This report shall be submitted to the city no later than March 1st on a form approved by the city. The property owner shall maintain the water production meter in sound operating condition at all times.

C. All property owners with wells approved pursuant to this chapter shall meter the well's water level on a monthly basis and submit such water level data to the city on a form approved by the city. This report shall be submitted annually to the city prior to March 1st of each year. The property owner shall maintain the meter to measure the water level in sound operating condition at all times.

D. As a condition of all approved well permits pursuant to this chapter, the permittee shall assume all liability imposed by law for personal injury or property damage resulting from any work performed by the permittee or his agent under a permit, or resulting from the failure of the permittee to perform his obligation under a permit. If any claim of such liability is made against the city, its officers, employees, or agents, the permittee shall defend, indemnify and hold them, and each of them, harmless from such claims.

#### **4.00.330 Notice and Order to Discontinue Use or Decommission**

Whenever a water well is determined by the city to have an unsafe water sample, pose a significant health or safety hazard, or pose a risk of groundwater contamination, the city may issue a stop use order, order the water well repaired, require the water to be treated to reduce health or safety risks, or order the water well to be decommissioned. Such notice shall be served by certified or registered mail, or in person, to the last known owner of the property. If the city orders the water well to be decommissioned, such decommissioning must be completed within 90 days. Upon failure of the owner to comply with such order, the city may cause such water well to be repaired, treated, or decommissioned at the cost and expense of the owner of the property upon which such water well is located.

### **TITLE 4 CHAPTER 4.06**

#### **Chapter 4.06 WATER SHORTAGE REGULATIONS**

##### **4.06.005 Water Conservation-Intent**

The city council finds and determines:

A. To prevent waste and ensure reasonable use of water supplied by the city water distribution system, it is necessary and desirable to enact certain limitations to promote water conservation by city customers.

B. These limitations should be focused on outdoor water use, because the maximum demands for water from the city's water distribution system occur during the summer months, with outdoor irrigation use exceeding all other demands.

C. Water use limitations should be designed to promote the use of drip irrigation and other low volume irrigation methods that reduce outdoor water use by applying water more efficiently than traditional irrigation methods.

D. Reduction of water use through water conservation protects and promotes the public health, safety and welfare by conserving a vital resource that is subject to ever-increasing demands.

E. Reduction of water demands through water conservation will reduce the per capita amount of water used by city customers, and also will reduce the city's costs for electrical energy, equipment and chemicals utilized to pump and treat water supplied to the city water distribution system.

F. By reducing the use of electrical energy, equipment and chemicals, the reduction of water demands through water conservation also protects and promotes the public health, safety and welfare by reducing greenhouse gas emissions associated with the production and transport of electrical energy, equipment and chemicals.

#### **4.06.010 Declaration of emergency.**

~~— It is hereby found and declared that a water shortage and emergency exists within the water source and service area of the water department of the city of Waterford, and that it is necessary to prohibit and regulate water uses as provided in this chapter. (Ord. 05-01 §5, 2005).~~

#### **4.06.010 Declaration of Water Shortage**

In response to any condition necessitating increased water conservation, such as a water shortage due to drought, natural disaster, or other reduction of water supply availability, or as may otherwise be required to protect the public health, safety, and welfare, the city council may by resolution declare the existence of a water shortage and impose revised and additional limitations and time restrictions on outdoor water use. While the declaration of water shortage remains in effect, no person shall use, or cause to be used, city water in violation of such limitations or restrictions. Unless the resolution specifies an ending date, the declaration of water shortage shall remain in effect until rescinded or otherwise modified by subsequent resolution of the city council. While a declaration of water shortage is in effect, any requirement in the Planning and Development Code to plant or irrigate trees, shrubs, or other groundcover, or for groundcover to be living, is suspended.

**SECTION 2. Validity:** If any section, subsection, sentence, clause, word, or phrase of this ordinance is held to be unconstitutional or otherwise invalid for any reason, such decision shall not affect the validity of the remainder of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause, word, or phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses, words, or phrases be declared invalid or unconstitutional.

**SECTION 3. Enactment:** This ordinance shall become effective and be in full force on and after thirty (30) days of its passage and adoption, and prior to the expiration of fifteen (15) days from the passage and adoption thereof, shall be published in the City of Waterford, County of Stanislaus, State of California, together with the names of the members of the City Council voting for and against the same.

The foregoing ordinance was passed and adopted by the City Council of the City of Waterford, County of Stanislaus, State of California, at a regular meeting thereof held on the 7<sup>th</sup> day of January, 2016.



**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**CITY OF WATERFORD**

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MICHAEL VAN WINKLE, Mayor

**ATTEST:**

**APPROVED AS TO FORM:**

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LORI MARTIN  
City Clerk

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CORBETT J. BROWNING  
City Attorney



**TO: Lisa Freitas - Mid Valley Publications – Legals**

**From: Lori Martin, City Clerk, City of Waterford**

**Date: November 30, 2015**

**Re: Public Hearing Notice to be published on Tues 12/8/15**

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### **NOTICE OF PUBLIC HEARING**

Notice is hereby given that a public hearing will be held by the City Council of the City of Waterford in the Council Chambers at a regular meeting thereof on December 17, 2015 and January 7, 2016 at or about 6:30pm.

The City Council will consider an amendment to Waterford Municipal Code Title 4 “Water System” by Amending Chapters 4.00 “Regulation and Billing” and Chapter 4.06 “Water Shortage Regulations” by amending and adding various sections to WMC Chapter 4.00 and Chapter 4.06 specifically by adding WMC sections 4.00.015, 4.00.025, 4.00.045, 4.00.075, 4.00.100, 4.00.115, 4.00.125, 4.00.150, 4.00.160, 4.00.180, 4.00.190, 4.00.200, 4.001.205, 4.00.210, 4.00.235, 4.00.250, 4.00.255, 4.00.260, 4.00.265, 4.00.270, 4.00.275, 4.00.280, 4.00.290, 4.00.300, 4.00.310, 4.00.320, 4.00.330, 4.06.005 and by amending WMC sections 4.00.010, 4.00.040, 4.00.070, 4.00.110, 4.06.010.

The proposed ordinance amendments put forth necessary regulations needed for city owned water systems.

Copies and a complete text of the Ordinance are available at City Hall, 101 E Street, Waterford, CA for review.

The Waterford City Council Chambers are located inside Waterford City Hall located at 101 E Street, Waterford, CA. For further information, please contact Lori Martin, City Clerk, at (209) 874-2328 ext. 109.



**New Business 6a**

January 7, 2016

Tim Ogden, City Manager  
City Council Staff Report

**Successor Agency Finding of Completion and Long-Range Property Management Plan Update**

**SUMMARY:**

The Department of Finance has issued a Finding of Completion for the dissolution of the former Waterford Redevelopment Agency now that the final payment of \$137,640 has been remitted to the County Auditor Controller. The Department of Finance also approved the 2013 submitted Long-Range Property Management Plan now authorizing the sale of 12717 Welch St.

**FISCAL IMPACT:**

The Finding of Completion cost the General Fund \$137,640 of which approximately 10% will be remitted to the City of Waterford as an eligible pass-through agency. The Finding of Completion will now allow the Successor Agency to repay loans to the General Fund over time as sufficient tax increment is made available totaling nearly \$150,000, and enable the City to sell the vacant property at 12717 Welch St as required by the dissolution process adding to the general fund about \$25,000.

**ANALYSIS:**

N/A

**ATTACHMENTS:**

1. Finding of Completion Approval Letter
2. Long-Range Property Management Plan Approval Letter



December 28, 2015

Mr. Tim Ogden, City Manager  
City of Waterford  
101 E Street  
Waterford, CA 95386

Dear Mr. Ogden:

Subject: Finding of Completion

The California Department of Finance (Finance) has completed the Finding of Completion for the City of Waterford Successor Agency (Agency).

Finance has completed its review of your documentation, which may have included reviewing supporting documentation submitted to substantiate payment or obtaining confirmation from the county auditor-controller. Pursuant to Health and Safety Code (HSC) section 34179.7, we are pleased to inform you Finance has verified the Agency has made full payment of the amounts determined under HSC section 34179.6, subdivisions (d) or (e) and HSC section 34183.5.

This letter serves as notification that a Finding of Completion has been granted. The Agency may now do the following:

- Place loan agreements between the former redevelopment agency and sponsoring entity on Recognized Obligation Payment Schedules, as enforceable obligations, provided the oversight board makes a finding the loans were for legitimate redevelopment purposes, per HSC section 34191.4 (b) (1). Loan repayments will be governed by criteria in HSC section 34191.4 (b).
- Utilize proceeds derived from bonds, pursuant to the conditions outlined in HSC section 34191.4 (c).

Additionally, the Agency is required to submit a Long-Range Property Management Plan to Finance for review and approval.

Please direct inquiries to Derk Symons, Staff Finance Budget Analyst, or Chris Hill, Principal Program Budget Analyst, at (916) 445-1546.

Sincerely,

JUSTYN HOWARD  
Program Budget Manager

cc: Ms. Tina Envia, Finance Manager, City of Waterford  
Ms. Lauren Klein, Auditor-Controller, Stanislaus County



December 29, 2015

Mr. Tim Ogden, City Manager  
City of Waterford  
101 E Street  
Waterford, CA 95386

Dear Mr. Ogden:

Subject: Long-Range Property Management Plan

Pursuant to Health and Safety Code (HSC) section 34191.5 (b), the Waterford (Agency) submitted a Long-Range Property Management Plan (LRPMP) to the California Department of Finance (Finance) on November 24, 2015. Finance has completed its review of the LRPMP, which may have included obtaining clarification for various items.

The Agency received a Finding of Completion on December 28, 2015. Further, based on our review and application of the law, we are approving the Agency's use and disposition of the property listed on the LRPMP.

In accordance with HSC section 34191.4 (a), upon receiving a Finding of Completion from Finance and approval of a LRPMP, all real property and interests in real property shall be transferred to the Community Redevelopment Property Trust Fund of the Agency, unless that property is subject to the requirements of an existing enforceable obligation. Pursuant to HSC section 34191.3 (a) the approved LRPMP shall govern, and supersede all other provisions relating to, the disposition and use of all the real property assets of the former redevelopment agency.

Please direct inquiries to Wendy Griffe, Supervisor or Jared Smith, Lead Analyst, at (916) 445-1546.

Sincerely,

JUSTYN HOWARD  
Program Budget Manager

cc: Ms. Tina Envia, Finance Manager, City of Waterford  
Ms. Lauren Klein, Auditor-Controller, Stanislaus County



## **Successor Agency 6b**

January 7, 2016

Tina Envia, Finance Manager  
Successor Agency Staff Report

### **Adopt the 2016-2017 Annual Recognized Obligation Payment Schedule as Successor Agency to the Waterford Redevelopment Agency**

#### **SUMMARY:**

The dissolution bill of AB 1X26 requires the re-adoption of a Recognized Obligation Payment Schedule by the Successor Agency to the Waterford Redevelopment Agency. The schedule details the payments for the next fiscal year including the 1997 loan obligation payment and for administration expenses.

#### **FISCAL IMPACT:**

See detail on the attached ROPS 16-17

#### **ANALYSIS:**

The Successor Agency owes a total of \$248,011 in payments through June 30, 2017. The payments are noted in the attached schedule, and are all noted irrespective of anticipated revenues. Included in the schedule totals are the amounts owed to the City of Waterford for deficits covered by the City.

At June 30, 2015 the cumulative deficit amount was \$148,761 and is expected to grow to approximately \$165,761 by the end of the June 30, 2016. The Waterford City Council acting as Successor Agency is not obligated to cover any deficits beyond the debt service, although including actual administrative charges allows the funds to be recaptured sometime in the future, otherwise a burden of the General Fund. The growing deficit is an on-going concern, as anticipated in electing to become the Successor Agency.

#### **ATTACHMENTS:**

- **Resolution SA 2016-02**
- **Recognized Obligation Payment Schedule 16-17**

**WATERFORD CITY COUNCIL  
RESOLUTION # SA 2016-02**

**A RESOLUTION OF THE WATERFORD CITY COUNCIL ACTING AS SUCCESSOR  
AGENCY TO THE FORMER WATERFORD REDEVELOPMENT AGENCY  
APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR FISCAL  
2016-2017**

**WHEREAS**, Assembly Bill X1 26 (“AB 26”) was signed into law by the Governor on June 28, 2011 to dissolve Redevelopment Agencies statewide and replace it with Successor Agencies; and

**WHEREAS**, Section 34177(l)(2) of the Health and Safety Code requires the Successor Agency to the former Redevelopment Agency of the City of Waterford (“Successor Agency”) to submit to the State Department of Finance (“DOF”), the State Controller, and the Stanislaus Auditor-Controller (“County Auditor”) by March 3, the Recognized Obligation Payment Schedule (“ROPS”), for the FISCAL PERIOD 2016-2017 after review and approval by the “Successor Agency” and the “Oversight Board” of the “Successor Agency”.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WATERFORD ACTING AS SUCCESSOR AGENCY DOES HEREBY RESOLVE AS FOLLOWS:**

**Section 1.** Finds the above Recitals are true and correct and have served, together with the supporting documents, as the basis for the findings and approvals set forth below.

**Section 2.** Approves and adopts the Recognized Obligation Payment Schedule (ROPS 15/16B), for Fiscal 2016-2017 attached hereto as “Exhibit A” and incorporated herein as if fully set forth in this Resolution.

**Section 3.** Directs its Executive Director or designee to submit the ROPS 16/17 to the “Oversight Board” for consideration and approval and is hereby authorized to take such actions as are necessary and appropriate to comply with the Schedule payments.

**Section 4.** That this Resolution shall and does take effect upon its adoption.

**PASSED, APPROVED, AND ADOPTED** by the Waterford City Council acting as Successor Agency to the Former Waterford Redevelopment Agency at a regular meeting this 7th day of January 2016 by the following vote:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**CITY OF WATERFORD**

\_\_\_\_\_  
MIKE VAN WINKLE  
Chair

**ATTEST:**

\_\_\_\_\_  
LORI MARTIN  
Secretary

**Recognized Obligation Payment Schedule (ROPS 16-17) - Summary**

Filed for the July 1, 2016 through June 30, 2017 Period

Successor Agency: Waterford  
 County: Stanislaus

<b>Current Period Requested Funding for Enforceable Obligations (ROPS Detail)</b>		<b>16-17A Total</b>	<b>16-17B Total</b>	<b>ROPS 16-17 Total</b>
<b>Enforceable Obligations Funded with Non-Redevelopment Property Tax Trust Fund (RPTTF) Funding</b>				
<b>A</b>	<b>Sources (B+C+D):</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
B	Bond Proceeds Funding	-	-	-
C	Reserve Balance Funding	-	-	-
D	Other Funding	-	-	-
<b>E</b>	<b>Enforceable Obligations Funded with RPTTF Funding (F+G):</b>	<b>\$ 65,150</b>	<b>\$ 182,861</b>	<b>\$ 248,011</b>
F	Non-Administrative Costs	45,400	163,111	208,511
G	Administrative Costs	19,750	19,750	39,500
<b>H</b>	<b>Current Period Enforceable Obligations (A+E):</b>	<b>\$ 65,150</b>	<b>\$ 182,861</b>	<b>\$ 248,011</b>

Certification of Oversight Board Chairman:  
 Pursuant to Section 34177 (o) of the Health and Safety code, I hereby  
 certify that the above is a true and accurate Recognized Obligation  
 Payment Schedule for the above named successor agency.

\_\_\_\_\_  
 Name Title

/s/ \_\_\_\_\_  
 Signature Date





**Waterford Recognized Obligation Payment Schedule (ROPS 16-17) - Report of Cash Balances  
(Report Amounts in Whole Dollars)**

Pursuant to Health and Safety Code section 34177 (I), Redevelopment Property Tax Trust Fund (RPTTF) may be listed as a source of payment on the ROPS, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation. For tips on how to complete the Report of Cash Balances Form, see [CASH BALANCE TIPS SHEET](#)

A	B	C	D	E	F	G	H	I	
		<b>Fund Sources</b>							
		<b>Bond Proceeds</b>		<b>Reserve Balance</b>		<b>Other</b>	<b>RPTTF</b>		
	<b>Cash Balance Information by ROPS Period</b>	Bonds issued on or before 12/31/10	Bonds issued on or after 01/01/11	Prior ROPS period balances and DDR RPTTF balances retained	Prior ROPS RPTTF distributed as reserve for future period(s)	Rent, grants, interest, etc.	Non-Admin and Admin	<b>Comments</b>	
<b>ROPS 15-16A Actuals (07/01/15 - 12/31/15)</b>									
1	<b>Beginning Available Cash Balance (Actual 07/01/15)</b>							Prior report deficit of \$6,581 was covered by an additional advance from the City of Waterford	
2	<b>Revenue/Income (Actual 12/31/15)</b> RPTTF amounts should tie to the ROPS 15-16A distribution from the County Auditor-Controller during June 2015							As of 12/31/2015 no allocations have been received from the County	
3	<b>Expenditures for ROPS 15-16A Enforceable Obligations (Actual 12/31/15)</b>						59,239		
4	<b>Retention of Available Cash Balance (Actual 12/31/15)</b> RPTTF amount retained should only include the amounts distributed as reserve for future period(s)								
5	<b>ROPS 15-16A RPTTF Balances Remaining</b>	No entry required							
6	<b>Ending Actual Available Cash Balance</b> C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 - 5)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ (59,239)	From GL at 12/31/2015	
<b>ROPS 15-16B Estimate (01/01/16 - 06/30/16)</b>									
7	<b>Beginning Available Cash Balance (Actual 01/01/16)</b> (C, D, E, G = 4 + 6, F = H4 + F4 + F6, and H = 5 + 6)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ (59,239)		
8	<b>Revenue/Income (Estimate 06/30/16)</b> RPTTF amounts should tie to the ROPS 15-16B distribution from the County Auditor-Controller during January 2016						78,000	Budgeted estimate of RPTTF expected for Agency for fiscal 15-16	
9	<b>Expenditures for ROPS 15-16B Enforceable Obligations (Estimate 06/30/16)</b>						33,400	Interest of \$15,400 plus estimated balance of admin \$18,000	
10	<b>Retention of Available Cash Balance (Estimate 06/30/16)</b> RPTTF amount retained should only include the amounts distributed as reserve for future period(s)								
11	<b>Ending Estimated Available Cash Balance (7 + 8 - 9 - 10)</b>	\$ -	\$ -	\$ -	\$ -	\$ -	\$ (14,639)	Estimate of additional loan from City of Waterford	





**Informational 7a – 7e**  
January 7, 2016  
Lori Martin, City Clerk  
City Council Staff Report

## **Informational Items**

### **SUMMARY:**

N/A

### **FISCAL IMPACT:**

N/A

### **ANALYSIS:**

All items under this category are considered for informational purpose only.

### **ATTACHMENTS:**

- Item 7a – Business License Report – November 2015
- Item 7b – Building Report – November 2015
- Item 7c – Planning Commission Minutes – November 24, 2015
- Item 7d – Soundscapes Contract for Sign Power
- Item 7e – Community Calendar – January – February 2016

# BUSINESS LICENSE REPORT - NOVEMBER 2015

BUSINESS NAME	TYPE OF BUSINESS	BUSINESS CATEGORY	NO LONGER IN BUSINESS	LOCATION ADDRESS	LOCATION CITY	FEE AMT	PAID DATE
99 CENTS AND PLUS	RETAIL	RETAIL	<input type="checkbox"/>	304 F STREET	WATERFORD		11/25/2015
AIR STAR	HVAC CONTRACTOR	EXTERNAL BUSINESS	<input type="checkbox"/>	6230 DON CT.	RIVERBANK	\$13.50	11/6/2015
CALIFORNIA AUTO SERVICE	AUTO REPAIR SHOP	AUTO/FUEL	<input type="checkbox"/>	105 RIVERSIDE RD	WATERFORD	\$61.00	11/25/2015
CURT'S AUTO & RV	AUTOMOTIVE	AUTO/FUEL	<input type="checkbox"/>	195 S. PASADENA	WATERFORD	\$51.00	11/25/2015
JANET WATSON (PET STYLES)	DOG GROOMING	PROFESSIONAL SERVICE/MAINTENANCE"	<input type="checkbox"/>	239 E STREET	WATERFORD	\$51.00	11/23/2015
KAYLA HANCOCK NAILS	Nails	PROFESSIONAL SERVICE/MAINTENANCE"	<input type="checkbox"/>	220 E STREET	WATERFORD	\$64.50	11/10/2015
MGMartinez Photography	Photography, Portraits, Events, Travel	PROFESSIONAL SERVICE/MAINTENANCE"	<input type="checkbox"/>	708 MIRANDY LN.	WATERFORD	\$64.50	11/23/2015

BUSINESS NAME	TYPE OF BUSINESS	BUSINESS CATEGORY	NO LONGER IN BUSINESS	LOCATION ADDRESS	LOCATION CITY	FEE AMT	PAID DATE
MODESTO EXECUTIVE ELECTRIC INC.	ELECTRICAL CONTRACTOR	EXTERNAL BUSINESS	<input type="checkbox"/>	446 CHARITY WAY	MODESTO	\$51.00	11/6/2015
SCHWAN'S HOME SERVICE	MOBILE FROZEN FOOD SALES	EXTERNAL BUSINESS	<input type="checkbox"/>	P.O. BOX 127	MARSHALL	\$51.00	11/25/2015
SEARS HOME IMPROVEMENT	MISC CONSTRUCTION	EXTERNAL BUSINESS	<input type="checkbox"/>	283 AIRWAY BLVDE	LIVERMORE	\$51.00	11/7/2015
SNEED MOBILE AUTO REPAIR	AUTO & TRUCK MOBILE REPAIR	PROFESSIONAL SERVICE/MAINTENANCE"	<input type="checkbox"/>	12567 GOLDMINE AVE.	WATERFORD	\$13.50	11/6/2015
TALK OF THE TOWN TOURS	CHARTER BUS	EXTERNAL BUSINESS	<input type="checkbox"/>	1433 SUNSHINE CT	OAKLAND	\$51.00	11/25/2015
TERRILL HENRY	MISC	PROFESSIONAL SERVICE/MAINTENANCE	<input type="checkbox"/>	13266 WELCH	WATERFORD	\$51.00	11/23/2015
TOO GOOD 2B THRU	THRIFT STORE	RETAIL	<input type="checkbox"/>	301 E STREET	WATERFORD	\$13.50	11/10/2015

# City of Waterford - Building Permits Issued for NOVEMBER 2015

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**Permit # 4061**   **Work Address:** 12900 S. HICKMAN

**Paid:** 11/3/2015

**Work Performed:** STORAGE BUILDING

**Project Value:** \$100,000.00

**Total Fees:** \$1,022.50

---

**Owner Info**

GARY ACOSTA  
12900 S. HICKMAN  
WATERFORD CA 95386

**Contractor Info**

ACOSTA & SONS  
12900 S. HICKMAN RD.  
WATERFORD CA 95386

**License #** C22520

---

**Permit # 4085**   **Work Address:** 401 C STREET

**Paid:** 11/9/2015

**Work Performed:** PATIO 33X12

**Project Value:** \$5,524.00

**Total Fees:** \$195.00

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**Owner Info**

DAN & KIM PETRONI  
401 C STREET  
WATERFORD CA 95386

**Contractor Info**

TERRY FINNEMAN

**License #** 524668

---

**Permit # 4089**   **Work Address:** 13112 YOSEMITE

**Paid:** 11/5/2015

**Work Performed:** RETAINING WALL/ CARPORT

**Project Value:** \$1,500.00

**Total Fees:** \$125.00

---

**Owner Info**

KEVIN BAUCHE  
1025 NORWEGIAN AVE.  
MODESTO CA 95350

**Contractor Info**

SELF

**License #**

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**Permit # 4090**   **Work Address:** 12101 CHERRY DR.

**Paid:** 11/3/2015

**Work Performed:** DUCT WORK - UNDER FLOOR VENTING & HVAC

**Project Value:** \$2,400.00

**Total Fees:** \$125.00

---

**Owner Info**

BLANCA HERRERA DAVIS  
12101 CHERRY DR.  
WATERFORD CA 95386

**Contractor Info**

AIR STAR  
6230 DON CT.  
RIVERBANK CA 95367

**License #** 927943

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# City of Waterford - Building Permits Issued for NOVEMBER 2015

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**Permit # 4091**   **Work Address:** 516 F STREET

**Paid:** 11/6/2015

**Work Performed:** ELECTRICAL BOX RESTORE BUFF PADS/OUTLET

**Project Value:** \$1,000.00

**Total Fees:** \$125.00

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**Owner Info**

EMILY JOHNSON  
12612 LONE OAK RD.  
WATERFORD CA 95386

**Contractor Info**

SELF

**License #**

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**Permit # 4094**   **Work Address:** 12905 YOSEMITE BLVD

**Paid:** 11/6/2015

**Work Performed:** TEAR OFF OLD, RE-ROOF 30YR COMP

**Project Value:** \$9,000.00

**Total Fees:** \$125.00

---

**Owner Info**

BEN WARD  
EL POMAR  
WATERFORD CA 95386

**Contractor Info**

JOHNSON'S ROOFING  
12612 LONE OAK RD.  
WATERFORD CA 95386

**License #** 863284

---

**Permit # 4095**   **Work Address:** 13510 BENTLEY

**Paid:** 11/9/2015

**Work Performed:** HVAC - UNIT CHANGE OUT

**Project Value:** \$8,000.00

**Total Fees:** \$125.00

---

**Owner Info**

PAMELA BARNUM  
13510 BENTLEY  
WATERFORD CA 95386

**Contractor Info**

BIG BEAR HEATING & AIR  
293 BLOSSOM DR.  
RIPON CA 95366

**License #** 970581

---

**Permit # 4096**   **Work Address:** 315 N. WESTERN

**Paid:** 11/18/2015

**Work Performed:** GAS INSERT & GAS LINE 1/2' LINE TO METER UNDER 50FT

**Project Value:** \$6,500.00

**Total Fees:** \$125.00

---

**Owner Info**

BARBARA WASSON  
315 N. WESTERN  
WATERFORD CA 95386

**Contractor Info**

STANISLAUS STOVE & FLUE  
1641 PRINCETON AVE., STE 1  
MODESTO CA 95350

**License #** 546853

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# City of Waterford - Building Permits Issued for NOVEMBER 2015

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**Permit # 4097**   **Work Address:** 313 D STREET   **Paid:** 11/12/2015  
**Work Performed:** TEAR OFF, RE-SHEET, RE-ROOF W/ PBR METAL ROOFING   **Project Value:** \$7,000.00  
**Total Fees:** \$125.00

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<b>Owner Info</b>	<b>Contractor Info</b>
DALE FRANTZ 313 D STREET WATERFORD CA 95386	COOKSEY'S CONSTRUCTION 10434 JALAPU WAY LA GRANGE CA 95329  <b>License #</b> 829572

---

**Permit # 4098**   **Work Address:** 13519 SKYLINE BLVD   **Paid:** 11/12/2015  
**Work Performed:** DEMO SINGLE FAMILY HOUSE & ATTACHED GARAGE   **Project Value:** \$8,400.00  
**Total Fees:** \$125.00

---

<b>Owner Info</b>	<b>Contractor Info</b>
KYU KIM 13519 SKYLINE BLVD WATERFORD CA 95386	MODESTO SAND & GRAVEL 6137 FLAMMETT CT. MODESTO CA 95358  <b>License #</b> 271166

---

**Permit # 4099**   **Work Address:** 331 KATY CT.   **Paid:** 11/13/2015  
**Work Performed:** RESIDENTIAL 5.98KW DC, ROOF MOUNTED SOLAR   **Project Value:** \$13,215.00  
**Total Fees:** \$398.00

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<b>Owner Info</b>	<b>Contractor Info</b>
JOSE LUIS PELAYO 331 KATY CT. WATERFORD CA 95386	SOLAR CITY 3055 CLEARVIEW WAY SAN MATEO CA 94402  <b>License #</b> 888104

---

**Permit # 4100**   **Work Address:** 361 KATY CT.   **Paid:** 11/16/2015  
**Work Performed:** 200A SERVICE CHANGE PER MID REQUIREMENTS   **Project Value:** \$2,100.00  
**Total Fees:** \$125.00

---

<b>Owner Info</b>	<b>Contractor Info</b>
CHAD JONES 361 KATY CT. WATERFORD CA 95386	J & M PHILLIPS 924 FRAZINE RD. MODESTO CA 95357  <b>License #</b> 943787

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# City of Waterford - Building Permits Issued for NOVEMBER 2015

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Permit # 4101    **Work Address:** 207 SHORE LN.

**Paid:** 11/23/2015

**Work Performed:** RESIDENTIAL 5.46KW DC, ROOF MOUNTED SOLAR

**Project Value:** \$12,066.00

**Total Fees:** \$398.00

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**Owner Info**

JAMES DUVALL  
207 SHORE LN.  
WATERFORD CA 95386

**Contractor Info**

SOLAR CITY  
3055 CLEARVIEW WAY  
SAN MATEO CA 94402

**License #** 888104

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**Totals**            \$176,705.00

<b>Misc Permits</b>	<input type="text" value="0"/>	<b>Multiples:</b>	<input type="text" value="0"/>	<b>Comm Multiples:</b>	<input type="text" value="0"/>
<b>New Dwelling</b>	<input type="text" value="0"/>	<b>Commercial:</b>	<input type="text" value="0"/>		

<u>Building Permit Fee:</u>	<u>\$2,920.00</u>	
<u>Plumbing Price Fee:</u>	<u>\$0.00</u>	
<u>Electrical Fee:</u>	<u>\$0.00</u>	
<u>Plan Check Fee:</u>	<u>\$202.50</u>	
<u>SMIP Fee:</u>	<u>\$16.00</u>	
<u>Sewer Fee:</u>	<u>\$0.00</u>	
<u>Park Land :</u>	<u>\$0.00</u>	
<u>Admin Fee:</u>	<u>\$0.00</u>	
<u>County Impact</u>	<u>\$0.00</u>	
<u>City Impact</u>	<u>\$0.00</u>	
<u>CBSC:</u>		<u>\$4.00</u>

# City of Waterford - NOVEMBER 2015 Finalized Permits

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**Permit # 3172**   **Work Address:** 321 CLARKSMILL AVE

**Finalized:** 11/6/2015

**Work Performed:** GUNITE POOL

**Project Value:** \$23,500.00

**Total Fees:** \$443.50

---

**Owner Info**

**Contractor Info**

FOREST AND EILEEN BRYANT  
321 CLARKSMILL AVE  
WATERFORD/CA/95386

G.W. KING POOLS  
1125 CARVER RD  
MODESTO/CA/95350

**License #** 781029

---

**Permit # 3890**   **Work Address:** 12404 ODEN DR.

**Finalized:** 11/5/2015

**Work Performed:** INSTALL GAS LINE FOR FURNACE & PRESSURE TEST

**Project Value:** \$300.00

**Total Fees:** \$125.00

---

**Owner Info**

**Contractor Info**

TIMOTHY MCDANIEL  
P.O. BOX 84  
WATERFORD CA 95386

SELF

**License #**

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**Permit # 4034**   **Work Address:** 12831 Bonnie Brae Ave.

**Finalized:** 11/9/2015

**Work Performed:** Residential 9.88 kW DC Roof mounted solar

**Project Value:** \$21,835.00

**Total Fees:** \$398.00

---

**Owner Info**

**Contractor Info**

Mary Ledesma  
12831 Bonnie Brae Ave.  
Waterford, CA 95386

Solar City  
821 Oates Court, Suite 300  
Modesto, CA 95358

**License #** 88104

---

**Permit # 4036**   **Work Address:** 12831 Bonnie Brae

**Finalized:** 11/9/2015

**Work Performed:** Re-roof

**Project Value:** \$5,800.00

**Total Fees:** \$125.00

---

**Owner Info**

**Contractor Info**

Mary Ledesma  
12831 Bonnie Brae  
Waterford, CA 95386

A-1 Roof Management  
14100 Doolittle Dr.  
San Leandro, CA 94577

**License #** 510 3475401

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# City of Waterford - NOVEMBER 2015 Finalized Permits

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**Permit # 4048**   **Work Address:** 432 N. WESTERN AVE.

**Finalized:** 11/30/2015

**Work Performed:** ROOF MOUNTED PV SOLAR INSTALLATION

**Project Value:** \$14,969.00

**Total Fees:** \$398.00

---

**Owner Info**

**Contractor Info**

JAYLIND KILGORE  
432 N. WESTERN AVE.  
WATERFORD CA 95386

INFINITY ENERGY INC.  
1108 TINKER RD. SUITE 150  
ROCKLIN CA 95765

**License #** 998627

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**Permit # 4055**   **Work Address:** 289 STARFLOWER CT.

**Finalized:** 11/2/2015

**Work Performed:** REPLACE 38GAL GAS W/H

**Project Value:** \$1,254.28

**Total Fees:** \$125.00

---

**Owner Info**

**Contractor Info**

RONALD PETTERSON  
289 STARFLOWER CT.  
WATERFORD CA 95386

CALIFORNIA DELTA MECHANICAL  
6056 E. BASELINE RD. #155  
MESA, AZ 85206

**License #** 811114

---

**Permit # 4058**   **Work Address:** 201 WATERS EDGE DR

**Finalized:** 11/5/2015

**Work Performed:** RESIDENTIAL 5.98 Kw dc, roof mounted solar

**Project Value:** \$13,000.00

**Total Fees:** \$398.00

---

**Owner Info**

**Contractor Info**

JARED WOODY  
201 WATERS EDGE DR  
WATERFORD CA 95386

SOLAR CITY  
3055 CLEARVIEW WAY  
SAN MATEO CA 94402

**License #** 88104

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**Permit # 4072**   **Work Address:** 13181 SNOWFLOWER DR.

**Finalized:** 11/13/2015

**Work Performed:** NEW ROOF

**Project Value:** \$4,300.00

**Total Fees:** \$125.00

---

**Owner Info**

**Contractor Info**

RIGOBERTO MARTIN  
113181 SNOWFLOWER DR.  
WATERFORD CA 95386

SELF

**License #**

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# City of Waterford - NOVEMBER 2015 Finalized Permits

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**Permit # 4074**    **Work Address:** 415 HARRIETT DR.    **Finalled:** 11/18/2015  
**Work Performed:** TEAR OFF OLD ROOF, FIX DRY ROT, REPLACE BAD FAUCES BOARDS & RE-ROOF    **Project Value:** \$9,000.00  
**Total Fees:** \$125.00

---

**Owner Info**

BASANT KUMAR  
P.O. BOX 945  
WATERFORD CA 95386

**Contractor Info**

JOHNSON'S ROOFING  
12612 LONE OAK RD.  
WATERFORD CA 95386

**License #** 863284

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**Permit # 4075**    **Work Address:** 321 CLARKSMILL AVE.    **Finalled:** 11/4/2015  
**Work Performed:** ROOF MOUNTEDE PV SYSTEM    **Project Value:** \$28,000.00  
**Total Fees:** \$398.00

---

**Owner Info**

FORREST BRYANT  
321 CLARKSMILL AVE.  
WATERFORD CA 95386

**Contractor Info**

SUNLECTRIC, INC.  
5278 JERUSALEM CT. STE 11  
MODESTO CA 95356

**License #** 944530

---

**Permit # 4077**    **Work Address:** 304 F STREET    **Finalled:** 11/19/2015  
**Work Performed:** PLATFORM/STAGE    **Project Value:** \$100.00  
**Total Fees:** \$150.00

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**Owner Info**

MARIA SORTO  
2209 INGLENOOK DR.  
MODESTO CA 95358

**Contractor Info**

SELF

**License #**

---

**Permit # 4079**    **Work Address:** 12071 COMBINE DR.    **Finalled:** 11/23/2015  
**Work Performed:** RESIDENTIAL 8.58KW DC ROOF MOUNTED SOLAR    **Project Value:** \$19,219.00  
**Total Fees:** \$398.00

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**Owner Info**

APRIL DAWSON  
12071 COMBINE DR.  
WATERFORD CA 95386

**Contractor Info**

SOLAR CITY  
3055 CLEARVIEW WAY  
SAN MATEO CA 94402

**License #** 888104

---

# City of Waterford - NOVEMBER 2015 Finalized Permits

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**Permit # 4083**    **Work Address:** 13425 SKYLINE

**Finalized:** 11/6/2015

**Work Performed:** REMOVE COMP ROOF / INSTALL NEW COMP ROOF

**Project Value:** \$11,000.00

**Total Fees:** \$125.00

---

**Owner Info**

**Contractor Info**

MICHAEL LOVALL  
13425 SKYLINE  
WATERFORD CA 95386

JON'S QUALITY ROOFING  
P.O. BOX 3401  
MODESTO CA 95353

**License #** 508606

---

**Permit # 4085**    **Work Address:** 401 C STREET

**Finalized:** 11/18/2015

**Work Performed:** PATIO 33X12

**Project Value:** \$5,524.00

**Total Fees:** \$195.00

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**Owner Info**

**Contractor Info**

DAN & KIM PETRONI  
401 C STREET  
WATERFORD CA 95386

TERRY FINNEMAN

**License #** 524668

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**Permit # 4088**    **Work Address:** 646 TIM BELL RD.

**Finalized:** 11/6/2015

**Work Performed:** TEAR OFF EXISTING ROOFS, RE-ROOF OVER EXISTING SHEATING W/ COMP SHINGLES, ATTIC VENTS, INSTALL

**Project Value:** \$14,200.00

**Total Fees:** \$125.00

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**Owner Info**

**Contractor Info**

HOLLY FIELDER  
646 TIM BELL RD.  
WATERFORD CA 95386

LAYTON ROOFING  
10004 ATLAS RD.  
OAKDALE CA 95361

**License #** 698492

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**Permit # 4089**    **Work Address:** 13112 YOSEMITE

**Finalized:** 11/23/2015

**Work Performed:** RETAINING WALL/ CARPORT

**Project Value:** \$1,500.00

**Total Fees:** \$125.00

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**Owner Info**

**Contractor Info**

KEVIN BAUCHE  
1025 NORWEGIAN AVE.  
MODESTO CA 95350

SELF

**License #**

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# City of Waterford - NOVEMBER 2015 Finalized Permits

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Permit # 4091    **Work Address:** 516 F STREET

**Finalized:** 11/9/2015

**Work Performed:** ELECTRICAL BOX RESTORE BUFF PADS/OUTLET

**Project Value:** \$1,000.00

**Total Fees:** \$125.00

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**Owner Info**

**Contractor Info**

EMILY JOHNSON  
12612 LONE OAK RD.  
WATERFORD CA 95386

SELF

**License #**

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Permit # 4094    **Work Address:** 12905 YOSEMITE BLVD

**Finalized:** 11/18/2015

**Work Performed:** TEAR OFF OLD, RE-ROOF 30YR COMP

**Project Value:** \$9,000.00

**Total Fees:** \$125.00

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**Owner Info**

**Contractor Info**

BEN WARD  
EL POMAR  
WATERFORD CA 95386

JOHNSON'S ROOFING  
12612 LONE OAK RD.  
WATERFORD CA 95386

**License #** 863284

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**Totals**

Misc Permits

Multiples:

Comm Multiples:

New Dwelling

Commercial:



**MINUTES**  
**WATERFORD PLANNING COMMISSION - REGULAR MEETING**  
**WATERFORD COMMUNITY CENTER, CITY COUNCIL CHAMBERS**  
**101 "E" STREET, WATERFORD, CA**

**PLANNING COMMISSION MEETING – November 24, 2015- 6:30 PM**

**CALL TO ORDER:** Chairman Esther

**FLAG SALUTE:** Chairman Esther

**ROLL CALL:**

Commission Chair - Esther: Present  
Commission Member - Powell: Present  
Commission Member - Turner: Present  
Commission Member - Cathcart: Present  
Commission Member - Gordon: Absent

**ADOPTION OF AGENDA:**

Motion waiving reading of all ordinances and resolutions on the agenda except by title, unless reading of an Ordinance or Resolution is requested by the Chairman or Commission Member.

Motion by Commissioner Powell, seconded by Commissioner Cathcart to the Addition of item 6b – Discussion of meeting date in December to the agenda and to accept the agenda as amended.

Commission Member - Powell: Motion  
Commission Member - Cathcart: 2nd  
Commission Chair - Esther: Approve  
Commission Member - Powell: Approve  
Commission Member - Turner: Approve  
Commission Member - Cathcart: Approve  
Commission Member - Gordon: Absent

Motion Passed.

**ADOPTION OF CONSENT CALENDAR:**

All Matters listed under the Consent Calendar are considered routine by the Commission and will be adopted by one action of the Commission unless any Commission Member desires to discuss any item or items separately. In that event, the Chairman will remove that item from the Consent Calendar and action will be considered separately.



Motion by Commissioner Turner, seconded by Commissioner Powell to adopt the consent calendar.

Commission Member - Turner: Motion  
Commission Member - Powell: 2nd  
Commission Chair - Esther: Approve  
Commission Member - Powell: Approve  
Commission Member - Turner: Approve  
Commission Member - Cathcart: Approve  
Commission Member - Gordon: Absent

Motion Passed

**CONFLICT OF INTEREST DECLARATION:**

Declaration by Planning Commission members who may have a direct Conflict of Interest on any scheduled agenda item to be considered.

None

1. **CONSENT CALENDAR**
- 1a: Planning Commission Meeting Minutes: October 27, 2015

2. **PRESENTATIONS/ OATHS OF OFFICE**

3. **COMMUNICATIONS FROM THE AUDIENCE**

At this time, members of the public may comment on any item not appearing on the agenda. Comments should be limited to a maximum of 5 minutes. For items appearing on the agenda, the public will be invited to make comments at the time the item comes up for Commission consideration. At all times please come up to the podium and use the microphone.

None

4. **PUBLIC HEARING**

Members of the public may comment when the item is opened for public hearing.

5. **UNFINISHED BUSINESS**

6. **NEW BUSINESS**

6a: DISCUSSION: EAH Amenities List Feedback

6b: December meeting date: The regular scheduled meeting is on December 22<sup>nd</sup> and a quorum is available so it will stay as scheduled.

7.

**CORRESPONDENCE / INFORMATIONAL ITEMS**

7a: INFORMATIONAL: ASPR 2015-03 Auto Zone Site Plan Approval

8.

**STAFF / COMMISSION COMMENTS**

8a: City Staff Comments (Information Only – No Action)

8b: Planning Commission Comments (Information Only – No Action)

**ADJOURNMENT**

Motion by Commissioner Powell, seconded by Commissioner Cathcart to adjourn the Planning Commission meeting 6:48 PM.

- Commission Member - Powell: Motion
- Commission Member - Cathcart: 2nd
- Commission Chair - Esther: Approve
- Commission Member - Powell: Approve
- Commission Member - Turner: Approve
- Commission Member - Cathcart: Approve
- Commission Member - Gordon: Absent

Motion Passed.


Passed and Approved by the Waterford Planning Commission at a regular meeting of the Planning Commission held on the 22nd day of December, 2015 by the following vote:

AYES: ESTHER, CATHCART, POWELL, TURNER, GORDON

NOES:  $\phi$

ABSENT:  $\phi$

ABSTAIN:  $\phi$

  
 \_\_\_\_\_  
 Chris Esther, Chairman

ATTEST:

  
 \_\_\_\_\_  
 Patricia Krause, Planning Secretary

# PROPOSAL and CONTRACT

Date 23-Dec-15  
 TO: City of Waterford  
 RE: sign light power @ 3 locations @ entrance of city

Dear Sir/Madam  
 We propose to furnish all materials and perform all labor necessary to complete the following:

Include power to sign @ West entrance to city, power to come from Cal Trans christy box @ base of flashing light. City will have to cut power to light briefly so we can hook up to existing power	
Include power to sign @ East entrance to City w/power coming from 120V outlet on church's property inside of fence.	
Include power to sign @ entrance to City on the Oakdale-Waterford Highway. Power to be used from existing street light approx. 240' away. Pipe to street light to be exposed so we can install christy box.	
All trenching & back fill to be done by others.	

All the above work to be completed in a substantial and workmanlike manner according to standard practices for the sum of four thousand six hundred & fifty dollars Dollars \$ 4,650.00

Payments to be made upon completion  
 The entire amount of the contract to be paid upon completion.

Any alteration or deviation from the above specifications involving extra cost of material or labor will only be executed upon written orders for same, and will become an extra charge over the sum mentioned in this contract. All agreements must be made in writing. In the event litigation is required to enforce any provision of this agreement, the prevailing party shall be entitled to reasonable attorney's fees.


Soundscapes  
 Mailing address: PO Box 2859  
 Business Address: 1510 Ellerd Drive  
 Turlock, Ca 95381-2859

Respectfully submitted  
  
 License No. 392968

**Acceptance**

You are hereby authorized to furnish all materials and labor required to complete the work mentioned in the above proposal, for which CITY OF WATERFORD agree to pay the amount mentioned in said proposal, and according to the terms thereof. Any materials furnished hereunder shall remain the property of Soundscapes and Soundscapes is hereby granted to express lien thereon and is granted a right of entry to remove said materials in the event of nonpayment.

**ACCEPTED**



Date 12/28/15

Contract is subject to price revision after 30 days

**NOTICE TO OWNER**

**Contractors are required by law to be licensed and regulated by the Contractor's State License Board. Any questions concerning a contractor may be referred to the registrar of the board whose address is: Contractor's State License Board, 1020 N. Street, Sacramento, California 95814**

\*Under the Mechanic's Lien Law, any contractor, subcontractor, laborer, material, man or other person who helps to improve your property and is not paid for his labor, services or material, has the right to enforce his claim against your property.

\*Under the law, you may protect yourself against such claims by filing,

work or improvement of a modification thereof, in the office of the county recorder of the county where the property is situated and requiring that a contractor's payment bond be recorded in such office. Said bond shall be in the amount not less than fifty percent(50%) of the contract price and shall, in addition to any conditions for the performance of the contract, be conditioned for the payment of full of the claims of all persons furnishing labor, services,

**City Of Waterford**  
 "GATEWAY TO RECREATION"

EVENTS IN 2016-01      SEARCH Search      FIND EVENTS      VIEW AS Month

## Events for January 2016

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
					1	2
3	4 FAMILY NIGHT	5 WATERFORD LIONS CLUB	6	7 CITY COUNCIL MEETING	8	9
10	11 FAMILY NIGHT	12 PARKS AND RECREATION MEETING	13 WATERFORD 4-H CLUB	14	15	16
17	18 FAMILY NIGHT	19 WATERFORD LIONS CLUB	20 WATERFORD VFW	21 CITY COUNCIL MEETING	22	23
24	25 FAMILY NIGHT	26 PLANNING COMMISSION MEETING	27	28	29	30
31	1 FAMILY NIGHT	2 WATERFORD LIONS CLUB	3	4 CITY COUNCIL MEETING	5	6

« December

February »

+ EXPORT MONTH'S EVENTS

**City Of Waterford**  
 "GATEWAY TO RECREATION"

EVENTS IN 2016-02      SEARCH Search      FIND EVENTS      VIEW AS Month

## Events for February 2016

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
	1 FAMILY NIGHT	2 WATERFORD LIONS CLUB	3	4 CITY COUNCIL MEETING	5	6
7	8 FAMILY NIGHT	9 PARKS AND RECREATION MEETING	10 WATERFORD 4-H CLUB	11	12	13
14	15 FAMILY NIGHT	16 WATERFORD LIONS CLUB	17 WATERFORD VFW	18 CITY COUNCIL MEETING	19	20 Waterford Lions Club Crab Feed
21	22 FAMILY NIGHT	23 PLANNING COMMISSION MEETING	24	25	26	27
28	29 FAMILY NIGHT	1 WATERFORD LIONS CLUB	2	3 CITY COUNCIL MEETING	4	5

[« January](#)

[March »](#)

[+ EXPORT MONTH'S EVENTS](#)

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