



“AMENDED” AGENDA
WATERFORD CITY COUNCIL - REGULAR MEETING
WATERFORD CITY HALL, CITY COUNCIL CHAMBERS
101 “E” STREET, WATERFORD, CA

WATERFORD CITY COUNCIL REGULAR MEETING –DECEMBER 3, 2015 - 6:30 PM

CALL TO ORDER:

Mayor Van Winkle

FLAG SALUTE:

Mayor Van Winkle

INVOCATION:

Minister Susan Price, Empire Church of the Brethren

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 2015-113: Warrant Register
- 1c: Minutes of the Regular City Council Meeting held on November 19, 2015
- 1d: Acceptance of the FY 2014-15 Audited Financial Statements for the Transportation Development Act (TDA) and the Abandoned Vehicle Abatement (AVA) Programs

2.

PRESENTATIONS

~~2a: Introduction of New Employee, Paula Redfern as Interim Part-Time Code Enforcement Officer~~

2ba: The Transportation Development Act and the Unmet Transit Needs Process, presented by Regina Valentine, StanCOG Associate Planner

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: Consider Appeal from Halferty Development Corporation, LLC regarding Conditions of Approval for a Rite Aid Retail Store

5. **GENERAL BUSINESS**

- 5a: Acceptance of the FY 2014-15 Audited Financial Statements for the City of Waterford
- 5b: RESOLUTION 2015-114: Authorizing the Release of a Request for Proposals for a Water Rate and Fee Study for the Waterford, River Pointe and Hickman Water Systems
- 5c: Authorize Submittal of a Proposed Plan to Correct Deficiencies and to Amend Permit for the Waterford, River Pointe and Hickman Water Systems
- 5d: Purchase of Fleet Vehicles for the Waterford, Hickman and River Pointe Water Systems
- 5e: Marijuana Legislative Update

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

7. **INFORMATIONAL ITEMS**

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

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

9. **ADJOURNMENT / RECESS**

10. **CLOSED SESSION**

- 1a: "CONFERENCE WITH LEGAL COUNSEL, ANTICIPATED LITIGATION"
(PURSUANT TO GOVERNMENT CODE SECTION 54956.9)
 - Gabriel Alvarez Appeal Hearing Board Determination
 - Department of Finance Determination
- 1b: "CONFERENCE WITH LEGAL COUNSEL, PENDING LITIGATION"
(PURSUANT TO GOVERNMENT CODE SECTION 54956.9)
 - Blue Sage Lawsuit
 - Sipple vs. City of Waterford, et. al.: Consideration of Settlement Agreement

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.

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.

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. Requests must be made as early as possible and at least two-full business days before the start of the meeting.

General Information:

The Waterford City Council meets on the 1st and 3rd 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.

DATE & TIME OF POSTING	
Council Meeting Date:	<u>11/19/15</u>
Post Date:	<u>11/25/15</u> Time: <u>at or before 5:00PM</u>
Verified by:	<u>Lori Martin</u> Title: <u>City Clerk</u>