



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

CITY COUNCIL REGULAR MEETING – JUNE 16, 2016 – 6:30 PM

MEETING CALLED TO ORDER BY MAYOR VAN WINKLE AT: 6:30 PM

FLAG SALUTE: Led by Mayor Van Winkle

INVOCATION: Council Member Gothan

ROLL CALL:

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

STAFF PRESENT:

Tim Ogden, City Manager
Lori Martin, City Clerk
Corbett 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 VM/Aldaco, seconded by CM/Gothan to adopt the agenda.

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

Motion passed 5-0.

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: Approve
- Mayor - Van Winkle: Approve
- Council Member - Krause: Approve
- Council Member - Whitfield: Approve
- Council Member - Gotham: Approve

Motion passed.

1. CONSENT CALENDAR

- 1a: Waive Readings - All readings of Ordinances and Resolutions, except by title, are waived
- 1b: RESOLUTION 2016-42: Warrant Register
- 1c: Minutes of the Regular City Council Meeting held on June 2, 2016
- 1d: RESOLUTION 2016-43: Approve Amendments to the City's Conflict of Interest Code and Its Various Agencies and Rescind City Council Resolution 2014-08
- 1e: RESOLUTION 2016-44: Accepting Grant Deed for the Lot Merge of City-Owned Property located at 528 D Street and 12604 Summers Street and Authorize the City Manager to execute the Grant Deed and Certificate of Acceptance and Record the Documents with Stanislaus County Clerk-Recorder
- 1f: RESOLUTION 2016-45: Approve the Stanislaus County Consortium CDBG Sub-Recipient Agreement for Fiscal Year 2016-17
- 1g: RESOLUTION 2016-46: Approve a Grant Writing Services Agreement with California Consulting in an Amount not to exceed \$40,000 for FY 2016-17
- 1h: RESOLUTION 2016-47: Approving a Contract Amendment with MCR Engineering, Inc. to include Scope of Work for a Boat Launch Ramp to the Tuolumne River

2. PRESENTATIONS

- 2a: Sustainable Groundwater Management Act (SGMA) Presentation:
Public Works Director Erickson gave an update on the Sustainable Groundwater Management Act.

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.

Randy Cullough, Waterford resident addressed City Council with a question in regards to the groundwater presentation.

Claire Warthan, Waterford resident and Commissioner with the Parks and Recreation addressed City Council in regards to coordinating a 5k run along the river trail.

4. PUBLIC HEARING

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

5. GENERAL BUSINESS

- 5a: RESOLUTION 2016-48: Approving the Transportation Expenditure Plan and Requesting the Stanislaus County Board of Supervisors Place Retail Transaction and Use Tax Measure on the November 8, 2016 Presidential General Election Ballot:

City Manager Ogden introduced the proposed transportation sales tax measure being scheduled for the ballot at the November 2016 election. City Manager Ogden introduced StanCOG's Executive Director, Rosa Parks. Ms. Parks gave a brief update on the proposed transportation sales tax measure.

Rod Attebery, General Counsel for StanCOG handed out a revised copy of the expenditure plan stating that a typographical error was found and it has been fixed and spoke briefly of the safeguards that have been built into the plan.

Motion by VM/Aldaco, seconded by CM/Gothan to adopt Resolution 2016-48.

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

Motion passed 5-0.

- 5b: RESOLUTION 2016-49: Approving Request by Waste Management for a Refuse Rate Adjustment and Addition of New Charge for Over Capacity of Bins and Carts Effective July 1, 2016:

City Manager Ogden introduced Julie Hernandez with Waste Management. Ms. Hernandez presented Waste Management's request on their annual rate adjustment.

Randy Cullough, Waterford resident addressed City Council in regards to a complaint about Waste Management not emptying his garbage can.

Motion by CM/Whitfield, seconded by CM/Krause to amend the proposed rate schedule striking the \$8.00 residential fee for overfilled cans and adopt Resolution 2016-49.

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

Motion passed 5-0.

- 5c: RESOLUTION 2016-50: Approving the FY 2016-17 City Operating Budget:

City Manager Ogden presented updates made to the proposed budget presented at the last City Council meeting and highlighted major item categories.

Motion by VM/Aldaco, seconded by CM/Gothan to adopt Resolution 2016-50.

Vice-Mayor - Aldaco: Motion
Council Member - Gothan: 2nd

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

Motion passed 5-0.

5d: RESOLUTION 2016-51: Approve Amendment to Legal Services Agreement with Mason, Robbins, Browning and Godwin:

City Manager Ogden gave an oral staff report.

Motion by CM/Whitfield, seconded by CM/Gothan to adopt Resolution 2016-51.

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

Motion passed 5-0.

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 – May 2016
- 7b: Civil Grand Jury Completed Report – Stanislaus County Building Study

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 Adjourned: 7:50 PM

Motion by CM/Whitfield, seconded by CM/Gothan to adjourn the City Council meeting at 7:50 PM.

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

Motion passed 5-0.

10.

CITY ATTORNEY REPORT FROM CLOSED SESSION

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

- **CalPERS Public Agency Review:** No update given.

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

- **Foreclosure on Assessment District Properties:** Update provided by City Attorney.
- **Noe Sanchez Lawsuit:** Update provided by City Attorney.

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

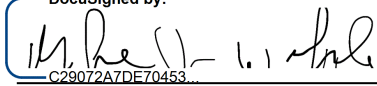
AYES: 5 Van Winkle, Aldaco, Krause, Whitfield, Gothan

NOES: 0

ABSTAIN: 0

ABSENT: 0

CITY OF WATERFORD

DocuSigned by:

C29072A7DE70453

Michael Van Winkle, Mayor

ATTEST:

DocuSigned by:

Lori Martin, MMC, City Clerk