



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

**CITY COUNCIL REGULAR MEETING – MAY 19, 2016 – 6:30 PM**

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

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

**INVOCATION: Pastor Dave McGaffee, Waterford Assembly of God**

**ROLL CALL:**

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

**Note:** CM/Whitfield left dais prior to start of meeting and arrived back at the dais at 6:34 p.m. prior to the adoption of the consent calendar.

**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/Krause to adopt the agenda.

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

Motion passed 4-0.

**1. CONSENT CALENDAR**

- 1a: Waive Readings - All readings of Ordinances and Resolutions, except by title, are waived
- 1b: RESOLUTION 2016-32: Warrant Register
- 1c: Minutes of the Regular City Council Meeting held on May 5, 2016
- 1d: Minutes of the Special City Council Workshop Meeting held on May 5, 2016

**2. PRESENTATIONS**

- 2a: Police Chief Radford to Introduce Deputy Randell Gin:  
Police Chief Radford introduced his newest Deputy, Randell Gen to join the Waterford Police Team.
- 2b: A Proclamation Declaring May 15<sup>th</sup> – 21<sup>st</sup>, 206 as “National Public Works Week”:  
Mayor Van Winkle read aloud the proclamation and thanked the Public Works staff for all that they do.

**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.

Mr. William Johnson addressed City Council to introduce himself stating that he was appointed by Supervisor O'Brien to the Veteran Advisory Commission for District 1. Mr. Johnson stated that the county and veterans are in negotiations with the property owner of a building on Coffee Rd. and Sylvan Ave to develop that into a shared facility between the County and the Veterans Administration which will be a one stop shop for veterans to apply for benefits and services. The building will have a 300 person hall that can be rented out. Mr. Johnson stated that he is also on the Outreach Committee and is available to veterans in Stanislaus County that may need some outreach services. Mr. Johnson stated that he is looking for a place in Waterford to have his Veterans Advisory Commission meeting on the 4<sup>th</sup> Monday in July. CM/Whitfield stated that if a city facility is not available there are many other facilities at the various churches in Waterford that may be available and is sure that he will be able to find something.

Mayor Van Winkle let Mr. Johnson know that he can work with city staff to see if they can find a facility that can accommodate the date and time needed.

Mr. John Dickenson, Waterford resident since 2000 addressed City Council in regards to landscaping installed by property owners of a particular court where neighborhood children have removed the landscaping and made into a BMX play area with ramps and such.

**4. PUBLIC HEARING**

Members of the public may comment when the item is opened for public hearing.  
None.

**5. GENERAL BUSINESS**

5a: RESOLUTION 2016-33: Accepting the Lowest Responsible Bid for the Bentley, F Street and Tim Bell Road Pavement Rehabilitation Project, City Bid 2016-01 and Approving the Contract:

Public Works Director Erickson gave an oral staff report.

Motion by CM/Whitfield, seconded by CM/Krause to adopt Resolution 2016-33.

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: Absent

Motion passed 4-0.

5b: Waterford City Council to Consider Adopting the Following Resolutions Relating to the General Municipal Election to be held on November 8, 2016 in the City of Waterford:

City Clerk Martin gave an oral staff report on all three Resolutions relating to the November 8, 2016 election in Waterford.

RESOLUTION 2016-34: Calling for the Holding of a General Municipal Election to be held on Tuesday, November 8, 2016 for the Election of Certain Officers as Required by the Provisions of the Laws of the State of California Relating to General Law Cities:

Motion by CM/Whitfield, seconded by CM/Krause to adopt Resolution 2016-34.

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: Absent

Motion passed 4-0.

RESOLUTION 2016-35: Requesting the Stanislaus County Board of Supervisors to Consolidate Waterford's General Municipal Election with the Presidential General Election to be held on November 8, 2016

Motion by VM/Aldaco, seconded by CM/Krause to adopt Resolution 2016-35.

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

Motion passed 4-0.

RESOLUTION 2016-36: Adopting Regulations for Candidates for Elective Office Pertaining to Candidate Statements Submitted to the Voters at an Election to be held on November 8, 2016

Motion by VM/Aldaco, seconded by CM/Krause to adopt Resolution 2016-36.

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

Motion passed 4-0.

- 5c: RESOLUTION 2016-37: Approving an Agreement with Stanislaus County to Perform Law Enforcement Services for the City of Waterford for a Term Beginning July 1, 2016 through June 30, 2020:

City Manager Ogden gave an oral staff report. CM/Krause and Mayor Van Winkle expressed concerns with a new term in the agreement relating to the rotation of the Chief of Police after 3 years with an optional 4<sup>th</sup> year. CM/Whitfield expressed that he does not like that term either, however explained that the Sheriff really has control over their operation and personnel. CM/Whitfield stated that he does not see a practical or political pathway to win on this particular term in the agreement.

Motion by CM/Whitfield, seconded by VM/Aldaco to adopt Resolution 2016-37.

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

Motion failed 2-2.

After further discussion, CM/Krause motioned for a new vote on this item as he has reconsidered his voting position on this item.

Motion by CM/Krause, seconded by CM/Whitfield to bring Resolution 2016-37 back to the table for a new vote.

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

Motion passed 4-0.

A motion by CM/Whitfield, seconded by VM/Aldaco to adopt Resolution 2016-37.

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

Council Member - Gothan: Absent

Motion passed 3-1.

5d: Discussion Regarding Improvements to the Waterford Police Sub-Station:

City Manager Ogden gave an oral staff report. The consensus of City Council was to move forward with a new building versus improving existing facilities and gave direction to the City Manager to come back with a refined recommendation on financing.

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

None.

**7. INFORMATIONAL ITEMS**

- 7a: Notice of Vacancies on the Planning Commission, Appeals and Hearing Board, Parks & Recreation Commission and the Waterford Oversight Board
- 7b: Business License Report – April 2016
- 7c: Building Report – April 2016

**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: 8:48 PM.

Mayor Van Winkle recessed the City Council meeting at 8:48 PM. To reconvene to Closed Session directly following the recess. To reconvene the City Council meeting directly following closed session to report on 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)

- **CalPERS Public Agency Review:** Update provided by City Attorney.

**PASSED AND ADOPTED** by the Waterford City Council at a regular meeting held on June 2, 2016, by the following vote:

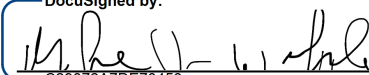
**AYES:** 5 Van Winkle, Aldaco, Krause, Whitfield, Gothan

**NOES:** 0

**ABSTAIN:** 0

**ABSENT:** 0

**CITY OF WATERFORD**

DocuSigned by:  
  
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**Michael Van Winkle, Mayor**

**ATTEST:**

DocuSigned by:  
  
Lori Martin, MMC, City Clerk