

# WATERFORD CITY COUNCIL REGULAR MEETING MINUTES

## Thursday, April 2, 2009

A regular meeting of the Waterford City Council was called to order by Council Member Goeken at 6:30PM at the Waterford Community Center, 540 "C" Street, Waterford, CA 95386.

**CALL TO ORDER AND PLEDGE OF ALLEGIANCE:** [06:31:29 PM](#) Mayor Goeken

**INVOCATION:** [06:31:54 PM](#) Lynn Funkhouser, Worship Leader, First Southern Baptist Church

**ROLL CALL PRESENT:** [06:32:38 PM](#)

**Present:**  
Mayor Goeken  
Council Member Aldaco  
Council Member Van Winkle  
Council Member Krause

**Absent:** Vice Mayor Weaver

**Also Present:**  
Charles E. Deschenes, City Administrator  
Lori Martin, City Clerk  
Corbett J. Browning, City Attorney

**ADOPTION OF AGENDA:** Krause moved, seconded by Van Winkle, to adopt the agenda.

[06:32:47 PM](#)

**AYES:** Goeken, Aldaco, Van Winkle and Krause

**NAYES:** None

**ABSENT:** Weaver

Motion passed by majority.

**1. CONSENT CALENDAR:** Aldaco moved, seconded by Krause, to adopt the consent calendar.

[06:32:56 PM](#)

**AYES:** Goeken, Aldaco, Van Winkle and Krause

**NAYES:** None

**ABSENT:** Weaver

Motion passed by majority.

**ADOPTION OF CONSENT CALENDAR:**

1a: RESOLUTION 2009-14: Warrant Register

1b: Minutes of the Regular City Council Meeting held on March 19, 2009

1c: Minutes of the Waterford Beautification Committee held on March 16, 2009

**2. PRESENTATIONS:** None.

**3. COMMUNICATIONS FROM THE AUDIENCE:** None.

**4. PUBLIC HEARING ITEMS:**

- 4a: PUBLIC HEARING: To Close the 30 Day Public Review Period and Consider the Approval of the Annual Action Plan for Fiscal Year 2009-2010: [06:33:13 PM](#) City Administrator Deschenes explained that this is an annual requirement and is related to the CDBG program. Deschenes explained that the plan covers countywide programs that are general in nature. Deschenes stated that the projects that Waterford has submitted for funding are the Brethren Park Rehabilitation Project and the Downtown Residential Valley Gutter Repair Project. Deschenes recommended to close the 30 day public review and approve the action plan.

Open PH [06:36:05 PM](#) Mayor Goeken opened the Public Hearing at 6:36PM.

Close PH [06:36:17 PM](#) Mayor Goeken closed the Public Hearing at 6:36PM with no comments offered from the public.

Krause moved, seconded by Van Winkle, to Close the 30-Day Public Review Period and Approve the Annual Action Plan for Fiscal Year 2009-2010.

[06:36:31 PM](#)

**AYES:** Goeken, Aldaco, Van Winkle and Krause

**NAYES:** None

**ABSENT:** Weaver

Motion passed by majority.

**5. UNFINISHED BUSINESS:**

- 5a: DISCUSSION: Relating to Update on the Government Center Project: [06:36:42 PM](#) City Administrator Deschenes stated that Council Members should have received in their mailboxes at City Hall a copy of the Economic Recovery applications that were sent to Congressman Cardoza. Deschenes explained that the County submitted 13 projects and invited all of the cities in the county to participate in which all of them did. Deschenes stated that each city was allowed to submit one project and the County submitted 3-4 projects. Deschenes stated that our Government Center project that we submitted was considered regional in scope and nature and feels this may give us a bit of an advantage. Deschenes stated that we illustrated in our application the acquisition and clearing of the land, the funds that we have set aside for the project as well as the funds that the County is committed to bringing to the table. Deschenes explained that one of the requirements to receiving any stimulus funding is that our project would have to be ready to go out to bid within 90 days and be under construction within 180 days. Deschenes stated that in order to get some input on timelines and costs he solicited information from a firm out of Stockton that was recommended by our City Engineer. Deschenes stated that we had planned on doing an RFP for a project manager, however may shortcut that process if we were to get approved for the stimulus money so that we could meet the timelines required. Deschenes stated that this firm is very motivated and is taking a look at our plan prepared by the architect and will be providing some more detailed information. Deschenes stated that he has also talked with an individual that was recommended by the County stating that he used to work for the County's capital projects and could be very useful and helpful too. Deschenes stated that the Government Center Committee will make the actual selection and explained further that this will expedite the RFP process. Deschenes clarified that the RFP he is referring to is for a Construction Manager which would be a contract for services stating that the city has a fairly broad discretion on how they contract for professional services. Deschenes stated that we will be looking for a sophisticated and knowledgeable individual to do this job. Deschenes stated that

once we have a project manager on board then we will go out to bid for a design build type of structure.

- 5b: DISCUSSION: Relating to Stimulus Projects and Economic Recovery Project Request: [06:42:31 PM](#) City Administrator Deschenes stated that the Economic Recovery Project Request applications that were submitted to Congressman Cardoza through the county-wide process are in the Council agenda packets. Deschenes stated that as part of this process he also delivered our Downtown Commercial Renovation project. Deschenes stated that the city could only submit one project to be packaged in the regional project list addressed to Congressman Cardoza, however the county said if we had any additional projects that we wished to submit on our own to go ahead and do so. Deschenes stated that our City Engineer said he could have bid packets ready to go on the Downtown project within a week because he is that far along in the engineering process for that project.

## 6. NEW BUSINESS:

## 7. COMMENTS:

- 7a: Law Enforcement Comments/Reports: [06:46:37 PM](#) Chief Gharat stated that he did not have anything new to report.
- 7b: City Attorney Comments/Reports: [06:46:57 PM](#) City Attorney Browning stated that he did not have any comments and did not have any requests for closed session items.
- 7c: City Administrator Comments/Reports: [06:47:16 PM](#) City Administrator Deschenes reported that the County has proposed to construct a new animal shelter stating further that the City of Waterford has a pending inter-governmental agreement with the county. Deschenes stated that the County is thinking about forming a joint powers authority to own and operate the animal services shelter and possibly expanding that into Animal Services / Field Services Division. Deschenes stated that this is in the formation stages; therefore we may be seeing some tentative draft agreements. Deschenes stated that each individual city will have the option of participating in one or both of the services they are proposing. Deschenes stated that the new service agreement will most likely cost the city more, however the proposed changes have been needed for a long time. Deschenes reported that the Skyline project is progressing stating the pavement was completed and we are wrapping up the project.

- 7d: City Council Comments/Reports:

Jose Aldaco: [06:49:18 PM](#) No Comments.

VM/Weaver: absent.

Ken Krause: [06:49:36 PM](#) No Comments.

CM/Van Winkle: [06:49:26 PM](#) CM/Van Winkle congratulated the WBSA for being undefeated.

Mayor Goeken: [06:49:42 PM](#) Mayor Goeken reminded everyone of the upcoming fly fishing day at the Riverpark this weekend. Mayor Goeken announced that the Civil Grand Jury is looking to fill a vacancy and asked that anyone interested to contact the city for more information.

ANNOUNCEMENTS: none.

ADJOURNMENT/RECESS: [06:50:14 PM](#) Van Winkle moved, seconded by Krause, to adjourn the City Council Meeting.

[06:50:22 PM](#)

**AYES:** Goeken, Aldaco, Van Winkle and Krause

**NAYES:** None

**ABSENT:** Weaver

Motion passed by majority.

PASSED AND ADOPTED by the Waterford City Council at a regular meeting held on April 16, 2009, by the following vote:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST:

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Lori Martin, CMC, City Clerk

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Charlie Goeken, Mayor

CLOSED SESSION:

Item 9a: "CONFERENCE WITH LEGAL COUNSEL, PENDING LITIGATION" (PURSUANT TO GOVERNMENT CODE SECTION 54956.9)

None.

Item 9b: "CONFERENCE WITH LEGAL COUNSEL, ANTICIPATED LITIGATION" (PURSUANT TO GOVERNMENT CODE SECTION 54956.9)

None.

Item 9c: "CONFERENCE WITH REAL PROPERTY NEGOTIATOR"  
(PURSUANT TO GOVERNMENT CODE 54956.8)

None.

Item 9d: "CONFERENCE WITH LABOR NEGOTIATOR"  
(Pursuant to Government Code Section 54957.6) Charles Deschenes, City Administrator,  
Designated Labor Negotiator

None.

Item 9e: "PUBLIC EMPLOYEE PERFORMANCE EVALUATION"  
(Pursuant to Government Code Section 54957)

None.

Item 9f: "PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE"  
(Pursuant to Government Code Section 54957)

None.

Item 9g: "PUBLIC EMPLOYEE APPOINTMENT"  
(Pursuant to Government Code Section 54956.8)

None.

Item 9h: "CHARGE OR COMPLAINT INVOLVING INFORMATION PROTECTED BY STATE LAW"  
(Penal Code Section 832.7)

None.