

# WATERFORD CITY COUNCIL REGULAR MEETING MINUTES

## Thursday, December 17, 2009

A regular meeting of the Waterford City Council was called to order by Council Member Goeken at 6:31PM at the Waterford Community Center, 540 "C" Street, Waterford, CA 95386.

**CALL TO ORDER AND PLEDGE OF ALLEGIANCE:** [06:31:16 PM](#) Mayor Goeken

**INVOCATION:** Council Member Krause

**ROLL CALL PRESENT:** [06:32:08 PM](#)

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

**Absent:** None

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

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

[06:32:18 PM](#)

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

**NAYES:** None

**ABSENT:** None

Motion passed by majority.

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

[06:32:29 PM](#)

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

**NAYES:** None

**ABSENT:** None

Motion passed by majority.

**ADOPTION OF CONSENT CALENDAR:**

- 1a: RESOLUTION 2009-91: Warrant Register
- 1b: Minutes of the Regular City Council Meeting held on December 3, 2009
- 1c: Minutes of the Parks & Recreation Commission Meeting held on September 8, 2009
- 1d: Building Report – November 2009
- 1e: Business License Report – November 2009
- 1f: Wastewater Daily Flow Summary – November 2009
- 1g: FOG Permit Report – October & November 2009

2. **PRESENTATIONS:** None.

3. **COMMUNICATIONS FROM THE AUDIENCE:** [06:32:44 PM](#) None.

4. **PUBLIC HEARING ITEMS:**

5. **UNFINISHED BUSINESS:**

- 5a: **DISCUSSION:** Relating to Update on the Government Center Project: [06:32:54 PM](#) City Administrator Deschenes stated that the status of this item is the same as last meeting. Deschenes stated that he hopes to resolve the ongoing issue with the County in the next couple of weeks and after a cooling off period Deschenes stated that he will open up negotiations again on the Government Center project.
- 5b: **DISCUSSION:** Relating to Cost Savings and Revenue Enhancement Ideas and Input: [06:33:36 PM](#) City Administrator Deschenes explained that staff has been looking at various cost savings in Public Work Dept. supplies and office supplies, bottled water, etc. and stated that those types of things have been implemented. Deschenes stated that staff is looking at ways of being more efficient without compromising effectiveness.
- 5c: **DISCUSSION:** Relating to the Service Agreement with CIS Security for Mobile Patrol Security Services: [06:34:45 PM](#) City Administrator Deschenes stated that this is moving forward and expects to hear back from the Union Representative this week which will wrap this up. Deschenes stated that it will be more cost effective to utilize city employees to open and close the parks.
- 5d: **DISCUSSION:** Related to Request from River Pointe Homeowners Association for Street Sweeping Service and Street Light Maintenance for the River Pointe Subdivision: [06:35:35 PM](#) City Administrator Deschenes stated that the Public Works Director is lining up a time to do a practice sweep through the subdivision to get an idea of how long it takes. Deschenes stated that the city is interested in providing this service and that it will help increase revenues to help offset some expenses.

6. **NEW BUSINESS:**

- 6a: **RESOLUTION 2009-92:** A Resolution Accepting the Resignation of Council Member Weaver and Declaring a Vacant Seat on the Waterford City Council: [06:36:35 PM](#) City Administrator Deschenes stated that Vice Mayor Weaver resigned effective December 16, 2009 due to his recent election to the school board. Deschenes stated that it would be a conflict for him to be on both boards, therefore he had to give up one or the other. City Attorney Browning commented that per previous direction from Council the Resolution was prepared with the action to accept applications and to appoint another Council Member within the next 30 days. Consensus of Council was to accept applications with a cut off date of December 30, 2009 at close of business. City Attorney Browning stated that the Resolution would be updated to reflect that cut off date.

Krause moved, seconded by Aldaco, to adopt Resolution 2009-92, as recommended.

[06:39:27 PM](#)

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

**NAYES:** None

**ABSENT:**None

Motion passed by majority.

## 7. COMMENTS:

- 7a: Law Enforcement Comments/Reports: [06:39:49 PM](#) Chief Gharat stated that his staff enjoyed the Holiday event and wished everyone a Merry Christmas and Happy New Year.
- 7b: City Attorney Comments/Reports: [06:40:34 PM](#) City Attorney Browning requested closed session items as noted on the agenda. Pending Litigation under Gov. Code 54956.9 relating to the Fund Balance Issue. Real Prop Negotiator under Gov Code 54956.8 referenced by APN #'s on the agenda.
- 7c: City Administrator Comments/Reports: [06:41:44 PM](#) Welcomed Mayor Goeken back and wished everyone a Merry Christmas and Happy New Year.

7d: City Council Comments/Reports:

Jose Aldaco: [06:43:34 PM](#) CM/Aldaco wished everyone a Merry Christmas and Happy New Year.

Ken Krause: [06:42:14 PM](#) CM/Krause welcomed Mayor Goeken back and stated he enjoyed the Mayor's updates in the newspaper. CM/Krause sent out thanks to VM/Weaver for his great service on the Council. CM/Krause also thanked all of our volunteers for their hard work all year. CM/Krause reminded everyone of the upcoming Murder Mystery Dinner to be held the first weekend in January. CM/Krause wished everyone a Merry Christmas and Happy New Year.

CM/Van Winkle: [06:43:18 PM](#) CM/Van Winkle wished everyone a Merry Christmas and Happy New Year.

Mayor Goeken: [06:43:43 PM](#) Mayor Goeken sent best wishes to VM/Weaver and thanked all the city staff and volunteers for another great year. Mayor Goeken wished everyone a Merry Christmas and Happy New Year.

**ANNOUNCEMENTS: The City is Currently Accepting Applications for an Upcoming Vacant City Council Seat. Anyone who is 18 Years of Age and Who is a Resident and Registered Voter in the City of Waterford May Apply for Appointment to the City Council.**

ADJOURNMENT/RECESS: [06:44:32 PM](#) Mayor Goeken recessed the City Council meeting at 6:44PM. To Reconvene to the RDA meeting directly following the recess of the City Council meeting. To reconvene to closed session directly following the adjournment of the RDA meeting. To reconvene to the City Council meeting to adjourn directly following closed session.

PASSED AND ADOPTED by the Waterford City Council at a regular meeting held on January 7, 2010, 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)

**Discussion regarding the Law Enforcement "Fund Balance". Direction given to legal counsel.**

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

**Direction given to real property negotiator.**

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.