

# WATERFORD CITY COUNCIL MEETING MINUTES

## Thursday, August 3, 2006

A regular meeting of the Waterford City Council was called to order by Mayor Turner at 6:45 PM at the Waterford Community Center, 540 "C" Street, Waterford, CA 95386.

**ROLL CALL PRESENT**

Charles Turner, Mayor  
William Broderick, Vice Mayor  
Zena Gilbert, Council Member  
Ken Krause, Council Member  
Greg Dugovic, Council Member

**EXCUSED:**

**ABSENT:**

**CITY STAFF & CONTRACT EMPLOYEES PRESENT**

Corbett Browning, City Attorney  
Charles E. Deschenes, City Administrator  
Lori Martin, City Clerk  
Rob Jackson, Police Chief  
Tony Marshall, City Engineer

**PLEDGE OF ALLEGIANCE** – Mayor Turner

**INVOCATION:** Pastor Paul Schooley, Seventh Day Adventist Church

**ADOPTION OF THE AGENDA:** A Motion was made by CM/Dugovic and seconded by CM/Krause to adopt the agenda. Vote: 5-0

**ADOPTION OF THE CONSENT AGENDA:** A motion was made by CM/Krause and seconded by CM/Dugovic to adopt the consent calendar. Vote: 5-0

**1. CONSENT AGENDA:**

- 1a: RESOLUTION 2006-79: Warrant Register
- 1b: Minutes of Regular Meeting held July 20, 2006

**2. PRESENTATIONS:**

2a: Heritage Days Committee to report on the May 2006 Heritage Days Event: Heritage Days Committee Members, Debra Beard-Turner, Dan Padrnos and Cindy Temple addressed Council to report on the May 2006 Heritage Days Event. The Committee Members reported on a very successful event and were very happy to report that the Heritage Days event closed its books in the black. The Committee thanked the City Council and City for their support of this event. The Committee Members stated that they are already planning for next year's event and they are expecting it to be as successful as this year's event. As fundraiser's for this event the Committee is selling Waterford Heritage Days t-shirts. In addition, the Committee is also planning on having the Haunted House event at the Waterford Historical Museum in October.

Mayor Turner thanked the Committee and all of the volunteers that helped to make this such a successful event. Mayor Turner stated that this was a great community event that was very well attended and was enjoyed by everyone.

2b: PROCLAMATION: Proclaiming the Month of September 2006 as the National Alcohol and Drug Addiction Recovery Month: Mayor Turner read aloud the Proclamation and urged anyone with a drug addiction to take the first step to getting help from any of the many resources available to them. Mayor Turner urged all citizens to make a personal commitment to helping those in need of treatment by encouraging them to take the first step and seek treatment.

**A Motion to adopt the Proclamation made by: CM/Krause**

**Seconded by: VM/Broderick**  
**Absent: 0**  
**Abstain: 0**  
**Vote: 5-0**

**3. COMMUNICATIONS FROM THE AUDIENCE:**

None.

**4. PUBLIC HEARING ITEMS:**

4a: ORDINANCE 2006-02: 2<sup>nd</sup> READING & ADOPTION: An Ordinance Extending, as an Urgency Measure, an Interim Ordinance Prohibiting the Establishment of Medical Marijuana Dispensaries in the City of Waterford for a Period of 10 Months and 15 Days, Pursuant to CGC Section 65858: City Attorney Browning explained that this is the second reading and the last step in the process which began approximately one month ago. Mayor Turner opened and closed the public hearing with no comments offered from the public.

**A Motion to adopt Ordinance 2006-02 made by: CM/Krause**

**Seconded by: VM/Broderick**

**Absent: 0**

**Abstain: 0**

**Vote: 5-0**

4b: RESOLUTION 2006-80: A Resolution Establishing the Assessment for the Waterford Landscape and Lighting District: City Engineer, Tony Marshall, explained that a few additional parcels have been added; however other than that it is the same as previous years. In addition, the fees are the same as previous years as well. Mayor Turner opened and closed the public hearing with no comments offered from the public.

**A Motion to adopt Resolution 2006-80 made by: CM/Gilbert**

**Seconded by: CM/Krause**

**Absent: 0**

**Abstain: 0**

**Vote: 5-0**

4c: RESOLUTION 2006-81: A Resolution Establishing the Assessment for the Waterford Lighting District: City Engineer, Tony Marshall, stated that there were no changes at all to this district. Mayor Turner opened and closed the public hearing with no comments offered from the public.

**A Motion to adopt Resolution 2006-81 made by: CM/Krause**

**Seconded by: CM/Gilbert**

**Absent: 0**

**Abstain: 0**

**Vote: 5-0**

4d: RESOLUTION 2006-82: A Resolution Ordering the Levy and Collection of Charges within the City of Waterford: City Administrator Deschenes explained that special assessment districts were established approximately 15 years ago and were established to finance the construction of the Waste Water Treatment Plant and other public improvements. Deschenes stated that a Resolution is required in order to collect the assessments to service the debt. Mayor Turner opened and closed the public hearing with no comments offered from the public.

**A Motion to adopt Resolution 2006-82 was made by: CM/Dugovic**

**Seconded by: CM/Gilbert**

**Absent: 0**

**Abstain: 0**

**Vote: 5-0**

**5. UNFINISHED BUSINESS:**

5a: DISCUSSION: Relating to the General Plan Vision 2025 Update: City Administrator Deschenes stated that the draft EIR should be completed next week and stated that the public comment period should begin before the next City Council meeting.

Gus Obethier, 11605 Yosemite addressed the Council and inquired if the actual noise & traffic studies have been completed. City Administrator Deschenes stated that they have been completed and that he will ask the Planner to make copies of those studies available to the public.

5b: DISCUSSION: Relating to the Waterford Government Center Project.

City Administrator Deschenes stated that the committee met last week and was well attended. Deschenes stated that input from the county has been encouraging. Deschenes stated he and Chief Jackson met with the new Sheriff and the Assistant Sheriff earlier this week. Deschenes stated that they are moving towards more of a local approach to law enforcement. They are trying to get a presence in the eastern portion of the County by ways of a command center which fits well with the concept of a sub-station here in Waterford. Deschenes stated that as soon as the minutes from last weeks meeting are available they will be included in the City Council agenda packet as an informational item. There will be a committee that will be working directly with the architectural selection process once we get the proposals in. CM/Krause commented that they hope to meet twice a month especially during the architectural selection process.

5c: DISCUSSION: Relating to City Organization and Software Reporting Improvements and Presentation of Software Provider Contract:

City Administrator Deschenes stated that there is a meeting set up in the City of Lincoln on Monday to talk to them about their experience with the Springbrook software, which is the particular software that we are looking very seriously at. Staff looked at several software applications and has narrowed it down to Springbrook as being the best fit to meet our needs. Deschenes stated that our goal on Monday is to talk to the actual users of the software to get their input as to what they like and especially do not like about the software. Deschenes stated that he will bring back any comments of dissatisfaction to our Finance Director so that she can research these issues to determine if it is detrimental to us. Deschenes stated that after this visit he should be in a better position to recommend or not recommend the software purchase.

5d: Relating to the Fiscal Year 2006-07 Budget: City Administrator Deschenes stated that the auditors are scheduled to come out on August 14<sup>th</sup>, therefore he should have the adjusted fund balances to work with, which means he will have actual real numbers to work with from last year to prepare the 06/07 budget. Deschenes stated that he has done some revenue projections which he will double check when he gets the adjusted fund balances. Deschenes stated that this will be a good year and we should be able to do a lot and feels we will be able to look at the organization and plan for transition. Deschenes stated that we will have the resources to add another police officer. Deschenes stated that we have a lot of capital projects planned for this year, with one of them being the Western overlay. Deschenes stated that we also have CDBG funds to utilize.

Gus Oberthier, 11605 Yosemite Blvd., addressed the Council inquiring if the City will be doing underground reconstruction on Western. Mr. Oberthier stated that he noticed that there are no fire hydrants located in the older portion of Western and will they be installing fire hydrants installed with the new improvements. Deschenes stated that hydrants will be put in to meet current standards.

5e: DISCUSSION: Relating to Trench Patch and Miscellaneous Work Relating to the Welch Street Project: City Administrator Deschenes stated that he did receive final quotes on the trench patch and he has talked with the City of Modesto. Deschenes stated that he has signed the documents to get the work started with our cost coming in at a little over \$11,000 and Modesto's cost will be approximately \$13,500. Teichert is scheduled to start the project around the 20<sup>th</sup>. Deschenes stated that the power pole movement is being held up due to scheduling conflicts with MID and the telephone company.

5f: RESOLUTION 2006-75: A Resolution Accepting the Lowest Responsible Bid for the F Street / S.R. 132 Signal Project – Federal Aid Project CML 5406 (006): City Attorney Browning reminded Council that this item was on the last agenda for action, however the City received a bid protest a few hours prior to the last council meeting protesting one of Teichert's subcontractors. City Attorney Browning stated that we continued this item last meeting to allow Teichert and the subcontractor time to provide a response to the bid protest. Browning stated that responses from both have been included in the agenda packets. Browning stated that the comments/responses provided seem to be on solid legal ground and does not take great issue with any of the comments and/or responses provided. Browning

stated that he felt it was wise to allow Teichert and their subcontractor to respond so that Council has both sides of the coin to consider. Browning stated that if Council is so inclined to award the bid that he feels it would be appropriate to award the bid to the lowest responsible bidder who has provided a response to the Union's complaint in regards to one subcontractor.

**A Motion was made to adopt Resolution 2006-75 by: CM/Gilbert**

**Seconded by: CM/Dugovic**

**Absent: 0**

**Abstain: 0**

**Vote: 5-0**

## 6. NEW BUSINESS

- 6a: DISCUSSION: Relating to Change Orders in the Amount of \$13,590 to the Waterford Bike Safety Bid Project #2006-01: City Administrator Deschenes explained that there was a smaller change order at the last meeting, and this is the balance of the change orders for the Welch Street project. Deschenes stated that the funding has been identified for these changes.

**A Motion was made to approve the Change Order in the Amount of \$13,590 by: CM/Dugovic**

**Seconded by: CM/Krause**

**Absent: 0**

**Abstain: 0**

**Vote: 5-0**

- 6b: DISCUSSION: Relating to the Establishment of a Fixed Asset Capitalization Policy: City Administrator Deschenes explained that the city may have established a fixed asset policy in the distant past, however we have been unable to locate it. Deschenes stated that even if there was a past policy it would most likely need updating anyway. City Administrator Deschenes recommended adoption of the fixed asset policy that was provided to Council in the agenda packets. Deschenes explained some details and procedures of the policy.

**A Motion was made to adopt the Fixed Asset Capitalization Policy by: CM/Dugovic**

**Seconded by: CM/Krause**

**Absent: 0**

**Abstain: 0**

**Vote: 5-0**

- 6c: DISCUSSION: Relating to Modesto / Waterford Water System and Skyline Park: City Administrator Deschenes explained that this item was triggered by Council's request to put playground equipment at Skyline Park and in follow-up to that Deschenes stated that he sent emails to the City of Modesto and met with Alan Lagarbo, Field Supervisor from the City of Modesto and other personnel on the Skyline Park site. Deschenes stated that the discussed the Skyline Park playground equipment, of which they will consider; however it became apparent that the City of Modesto wanted to discuss other issues as well. Deschenes explained that the public improvements to this parcel was done under a joint agreement between Waterford and Modesto and Modesto feels now that this parcel is no longer necessary for their well site and they would consider selling it or trading it to the City of Waterford. Modesto asked about the possibility of trading out the well site parcel on Beard Park. Deschenes stated that this parcel would not be an option due to it having other long range plans. Deschenes stated that he did mention Triangle Park being a possible trade option. Deschenes stated that Modesto is assessing this option; however Modesto asked what it would take to get the well site on Beard Park going. Deschenes stated that in a past letter provided to one of our local developer's, Jim Allen he outlined the City's requirements for this. Deschenes stated that the major point of controversy is his ascertainment of our needed an emergency hook-up to surface treated water from the Modesto line that goes down the Modesto main just outside the north boundary of town. Deschenes stated that there are many reasons for recommending this and that it seems to be consistent with Council's philosophy; however Deschenes stated that he likes to bring this up periodically so that Council can think about this and comment on it. The Old Del Este's water system has not kept up with the demands placed upon it. Most of the improvements that have done to it since it was acquired by the City of Modesto were either driven by construction or road projects, with the exception of upgrading the well sites with back-up generator's. However, Deschenes stated that the current status is the system is deficient. Modesto is not issuing will-serve letters for even in-fill development with the City of Waterford. Deschenes stated that this is reflective of the overall condition of the system. Deschenes explained that as a reference, when the City of Modesto did a

rate increase a year or so ago, they had to justify the increase and one of the ways they justified it was they had to come up with a capital improvement plan and the old Del Este system was included in this capital improvement plan which called for new wells, storage, of which above ground storage is non-existent, and main upgrades, meters, and other upgrades that a modern system should have. Deschenes stated that to date we have not seen much evidence that any upgrades have been done in Waterford. Deschenes noted that they have installed some meters in Grayson and Salida. Deschenes stated that he is hopeful however that improvements will occur in the Del Este system. Deschenes explained that when he first arrived in 1998, the water system was for sale and Waterford was considering purchasing the system and entered into some preliminary discussions. Deschenes stated that a study was done by a company by the name of Nolte which made an approximate valuation of it. Deschenes stated that this was an item on his plate when he first came on board, however was surprised to find out that Modesto basically did not have any separate accounting for Waterford system on a stand alone basis. Deschenes explained that he was not able to obtain any information as to how much revenues were being generated, what the expenses to operate the system were, which is a major impediment because if Waterford was going to take over the system, we should be able to figure out how it was going to pay for itself. The second impediment was that Modesto wanted to bundle the Hickman system with it, which we did not want because there is not physical connection between our systems and we are also in separate irrigation districts. Also, Hickman does not want Waterford to run their system. Deschenes explained that there is also a conceptual issue, and based on a business model on a city water system the rate payers actually end up paying for the system, and the rate payers have essentially paid for this system at least once. Deschenes stated that he is unsure if this is a valid method to totally determine the price of a water system. Cities are not supposed to make money on a water system. Cities are supposed to structure their rates to generate enough revenue to operate it and set enough aside to make necessary improvements to the system based on health and safety issues. Deschenes stated that these are some of the problems we ran into when we were looking into acquiring the system when he came on board with the city. Deschenes stated that when turnover occurred and a new City Manager came on board with Modesto, he had a different view on this and the sale of the water system was removed from the table. Deschenes stated that he would now turn this over for questions, however stated that he is disturbed by the fact that the system is so deficient that Modesto can not issue will-serve letters and he feels that eventually something will have to give. Deschenes stated that he believes that our hook-up to surface treated water in our general plan is not projected to start until approximately 2012.

Mayor Turner commented that he agrees that the system would need to be in good operating condition before we would purchase it and he also agreed that we need an emergency hook-up to the surface treated water. Without this the system is doomed to fail and we would not have sufficient back-up for the community. Mayor Turner stated that he does want to continue to pursue this and feels it will be our next big battle. Mayor Turner commented that Modesto is holding us hostage and they have held us hostage by not being able to issue will-serve letters which disturbs him greatly. This has effected our economic growth for expansion of business opportunities with the City of Waterford.

CM/Krause stated that his feeling of any new wells that are constructed in the City of Waterford remain in the control of City of Waterford.

Gus Oberthier, 11605 Yosemite, commented that he does not understand why Waterford is battling with Modesto over the water. Mr. Oberthier stated that he understands that Modesto purchased the water system from Del Este, however he understands that Modesto never obtained the water rights and that the water rights belong to Waterford and MID. Mr. Oberthier stated some years ago Waterford Irrigation District merged with MID and gave the water rights to MID, however understands that Waterford also still retains the water rights. Mr. Oberthier stated that every parcel in Waterford was charged a water fee from the Waterford Irrigation District. Mr. Oberthier stated that he feels that the water line still belongs to Waterford and MID.

Jim Allen, 400 Weyer Rd., Modesto, CA, stated that he has been in discussion relating Waterford's water system with the City of Modesto for the last three years. Mr. Allen stated that he has discussed with Modesto every angle there is in regards to the water situation in Waterford. Mr. Allen stated he was in discussions with Modesto for at least two years trying to find out what it would take for him to develop his subdivision on Pasadena. Mr. Allen stated that he could never get a straight answer from them. Mr. Allen stated that during this period he had several discussions with City Administrator Deschenes in regards to different scenarios and what could be done and how it

could be done. Mr. Allen stated that he finally obtained an answer from the City of Modesto which would require the developer to put up \$1,250,000 and drills the well; they would issue the will-serve letter for him to develop his subdivision. Mr. Allen stated that Modesto did a test well at the Beard Park site which tested really good and stated that at that time Modesto was eager to drill a well at this site. However some time after this proposal, Mr. Allen was made aware that Modesto was not too eager any longer after some discussion and somehow it turned out that he would have to pay for the water as they used it. Mr. Allen stated that in all the discussions he had with Modesto this had never come up. The discussion and proposal was that Modesto could lease the site for \$1.00 per year, drill the well in which the well would belong to the City of Waterford at such time that Waterford purchases the system or obtains the system. Mr. Allen stated that they would already own the well so they would not have to pay for it again. Mr. Allen stated that he has had a number of proposals on how to accomplish this. Mr. Allen stated that all the proposals will basically work, however will involve capital. Mr. Allen stated that he has been talking with other developers to make this happen. Mr. Allen stated that there is some interest in other developers participating. Mr. Allen stated that what he needs is Waterford's position on allowing Modesto to drill a well on the Beard Park site. Mr. Allen stated that in his discussions with Modesto they were never told that Waterford would give up the ownership rights to that well. Mr. Allen made a request to get Waterford's position on this proposal and what Waterford's requirements would be in writing so that he could take this letter to the City of Modesto to negotiate. Mr. Allen stated that he really needs Waterford's position on this before he can work on solving the problem.

Mayor Turner stated that he agrees with City Administrator Deschenes that he does not want Modesto to drill a well and then have to purchase it from them later. Mayor Turner also commented that he is concerned about increasing pressure on the infrastructure that exists there. Mayor Turner stated he would like this on the next agenda and hopefully we can get some clarity on this. City Administrator Deschenes stated that he will include a copy of the letter that he wrote to Jim Allen several months ago regarding the City's position in relation to the water system so that Council can review this again.

- 6d: DISCUSSION: Relating to Updates on City Owned Land to Include the Parcel Known as the "Triangle Park", the Parcel Known as the "Church of the Brethren Park" and the Parcel Known as "Overland Park": City Administrator Deschenes stated that this item was put on the agenda at the request of Council. Deschenes stated that it may be prudent with Triangle Park to see if City of Modesto has any interest in that parcel for their well site. Deschenes stated that Overlook Park is a subject of discussion in itself. Deschenes stated that he needs to have the City Engineer draw out the parcel and reasonably identify what reservation is needed for future right-of-way and then see what it left and what can be done with it. Deschenes stated that he feels this would be the most rational approach to it. This way if the Council decides to spend money to improve it, we will be spending it on sections of it that will be there for the long term rather than what would need to be put into a right-of-way. The Overlook parcel is the empty lot on the corner of F St. & Hwy 132. The Brethren Park fortunately falls into an area that was identified at the last census as a low-moderate income area. Therefore, we can use CDBG funds to improve this area. Deschenes stated that we will be putting together a plan to do the curb, gutter and sidewalk for this parcel. Deschenes stated that maybe the Parks & Recreation Committee can make some recommendations on what type of other improvements they would like to see there. CM/Krause asked if we can get a regular maintenance plan in place for these parcels to get rid of the weeds and do general clean up. CM/Krause stated that his biggest concern is with the Triangle Park. CM/Krause stated that he has received complaints from constituents about it being a mess. Deschenes stated that we will certainly try and place more attention on it. Deschenes stated that the Overlook parcel is the toughest to do anything with. VM/Broderick suggested planting poppy seeds there because they don't require any water to survive. Deschenes stated that is a good suggestion.
- 6e: DISCUSSION: Relating to Rules & Regulations for the Rental of the Community Center: City Administrator Deschenes stated that we have had an informal policy for quite some time in regards to non-profits using the center on weekend days. Deschenes stated that when the Community Center schedule was set up it was set up basically for weekends because typically our non-profits meet during the week nights. Weekend use by non-profits was not

contemplated because weekends are typically our prime revenue raising time to offset the expenses to operate the Community Center, where the non-profit rates were basically designed to just cover our costs. Deschenes explained that a few years back a Church that only meets part of the year wanted to rent the Community Center on Sunday's and the arrangement we made with them was that they could only reserve the Community Center for a month at a time that way if we do get a for profit rental it would be available. Deschenes stated that this was set up informally because this was the only request for this type of use. Deschenes stated that we recently had a request by another Church that would like to reserve it on Sundays for the next year. Deschenes stated that it has come time to formalize our policy. Deschenes stated that In order to be consistent he is asking Council to formally adopt his informal policy that he has applied in the past so that everyone knows what the rules are and we can put it in writing and incorporate it with our current Rules & Regulations that we hand out with the application. Deschenes explained his reasoning for coming up with the rule of non-profits not being able to reserve it on a weekend more than 30 days in advance was due to the fact that our for profit rentals typically reserve the facility well in advance of 30 days. Deschenes stated that we could also revisit the entire Community Center rates and rentals and update everything. However to address the immediate situation, Deschenes requested direction so that he can get an answer to the folks that have made the request. Deschenes stated that if Council so chooses they could also make this an interim measure until we can revisit the entire rate structure and come back with recommendations. Mayor Turner stated that feels it is appropriate to adopt the informal policy now. Mayor Turner stated that he would like to see this go to the Parks & Recreation Commission to get their input and recommendations. Mayor Turner stated that this will allow the public the ability to provide input. Mayor Turner pointed out that there is a lot of maintenance that needs to be done to the building. Mayor Turner stated that there are some walls starting to crumble when the water seeps in, the flat roof is a problem, the AC units need to be updated.

**A Motion to adopt informal policy relating to non-profit rentals on week-end days was made by: CM/Dugovic**

**Seconded by: CM/Gilbert**

**Absent: 0**

**Abstain: 0**

**Vote: 5-0**

## 7. COMMENTS:

12 7a: Law Enforcement Update. Police Chief, Rob Jackson stated that he met with the new Sheriff and the future Assistant Sheriff. Chief Jackson reconfirmed his commitment to Waterford as well as his commitment to the surrounding areas of Waterford. Chief Jackson stated that we will most likely see in the future with staff increases within the Sheriff Department we will see a higher profile of officers in the area including the surrounding areas which will have a dramatic affect in the city as well and will tie in with the new Government Center which will work out well. Chief Jackson stated that he wanted to comment on one investigation which was very well done by one of our investigators from the main office in partnership with Deputy Jonathon Howard. Chief Jackson explained that they were able to implicate and arrest a resident who was on parole in the City of Waterford for burglary and who stole guns and also committed a car jacking with one of these guns. Chief Jackson stated that there was a fatality in Waterford last week. Jackson stated that the investigation is not complete yet and there were about 7-8 officers investigating this accident so it will take some time to get all these reports in and completed, however Jackson stated he would try and answer any questions that the Council may have. Mayor Turner stated that it was a very unfortunate accident.

7b: City Attorney Update: City Attorney Browning reported that he did not need to request any closed session items for this session and commented that the city litigations are progressing.

7c: City Administrator Update: Deschenes stated that the Waterford Historical Museum locks will be installed very soon and apologized for the time delay and stated it was due to a miscommunication. The AC unit in the Community Center has been marginal for quite some time. Deschenes stated that there are two units for the entire Community Center and it has been running with only one unit for the

past few weeks. We hope to have the other unit operating within the next week. Deschenes stated that it would probably be prudent to have an engineer look at a more modern cooling system and see if it is feasible to take them off the roof and get something that would be more efficient. Deschenes stated that it would be expensive to put a slope on the roof, but it may be worthwhile. Deschenes stated that Lori and crew established a new city website and explained that the prior site was tied to the County's efforts which were appropriate at the time. The new website has an "Ask the City" feature on the website and feels that this is a good addition. Deschenes explained that he tries to answer these questions factually without a great deal of emotion, however there may be times where he might put a disclaimer that the answer provided is of the opinion of the writer and it may not reflect the policy of the Council as a whole or individually, especially if the question submitted gets into areas where there is not an adopted policy, however stated that he will do his best to reflect what I feel is the city policy. Deschenes stated that questions that are complicated in nature and will require some extensive research, he will not be able to answer those as promptly as others.

7d: City Council Update:

VM/Broderick: stated he was approached by a River Pointe resident in regards to the landscaping on the hill. Broderick stated that a suggestion was made to put rosemary on the hill because it doesn't require water to grow. Deschenes stated that Barry O'Regan, Grupe Representative has informed him that the homeowner's association will be take responsibility for the long term maintenance of the slope and commented that the Rosemary is a good suggestion. Broderick also inquired about a trench patch in the Acosta cul-de-sac. Deschenes explained this was an issue that was caught during an inspection to re-do to meet standards. Deschenes stated that everything must meet standards before the city accepts the public improvements.

CM/Gilbert: No Comments

CM/Dugovic: Inquired about the status on the citizen that had an issue with drainage in relation to this subdivision. Deschenes stated that the Acosta's put in a masonry foundation and other improvements to solve the issue. Deschenes stated it looks like they even went beyond what we asked them to do, however again it must meet standards before we accept the improvement. Dugovic requested to get a calendar of the scheduled Consolidated Fire meeting locations and times.

CM/Krause: reminded everyone that the Historical Society is open this Saturday from 11am – 2pm and encouraged anyone interested to stop by and see the great work that has been done to date. Krause also reminded everyone of the Parks Committee meeting at the River Park Parcel at 9am on Saturday.

Mayor Turner: expressed his disappointment with the recent 2<sup>nd</sup> offense of vandalism to the Community Center doors.

8. ANNOUNCEMENTS: None.

ADJOURNMENT/RECESS: A Motion was made to adjourn the City Council Meeting at 8:01PM by CM/Krause and seconded by CM/Gilbert. Vote: 5-0

PASSED AND ADOPTED by the Waterford City Council at a regular meeting held on August 17, 2006, by the following vote:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST:

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Lori Martin, City Clerk

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Charles Turner, Mayor

CLOSED SESSION:

9A. "CONFERENCE WITH LEGAL COUNSEL, PENDING LITIGATION"  
(PURSUANT TO GOVERNMENT CODE SECTION 54956.9)  
None.

9B. "CONFERENCE WITH LEGAL COUNSEL, ANTICIPATED LITIGATION" (PURSUANT TO GOVERNMENT  
CODE SECTION 54956.9)  
None.

9C. "CONFERENCE WITH REAL PROPERTY NEGOTIATOR"  
(PURSUANT TO GOVERNMENT CODE 54956.8)  
None.

9D. "CONFERENCE WITH LABOR NEGOTIATOR" (PURSUANT TO  
GOVERNMENT CODE 54957.6)  
None.

9E. "PUBLIC EMPLOYEE PERFORMANCE EVALUATION" (PURSUANT  
TO GOVERNMENT CODE SECTION 54957)  
None.

9F. "PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE"  
(PURSUANT TO GOVERNMENT CODE SECTION 54957)  
  
None.

9G. "PUBLIC EMPLOYEE APPOINTMENT" (PURSUANT TO  
GOVERNMENT CODE SECTION 54957)  
  
None.

9H. "CHARGE OR COMPLAINT INVOLVING INFORMATION PROTECTED BY STATE LAW."  
( Penal Code Section 832.7)  
None.