

# **WATERFORD CITY COUNCIL MEETING MINUTES**

## **Thursday, October 5, 2006**

A regular meeting of the Waterford City Council was called to order by Mayor Turner at 6:30 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  
Lori Martin, City Clerk  
Rob Jackson, Police Chief

**PLEDGE OF ALLEGIANCE** – Mayor Turner

**INVOCATION:** Pastor Glen Stanford, Waterford Church of the Brethren

**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 2006-93: Warrant Register
- 1b: Minutes of Regular Meeting held September 21, 2006
- 1c: Building Report – August 2006
- 1d: Business License – August 2006
- 1e: Wastewater Daily Flow Summary – August 2006

### **2. PRESENTATIONS:**

None.

### **3. COMMUNICATIONS FROM THE AUDIENCE:**

Glen Stanford, Chair of the Sister City Committee, gave a brief update on the City's sister city, Corn Island and stated that they are not receiving as much communications as they would like from Corn Island. The next scheduled Sister City Committee meeting is November 16<sup>th</sup>.

Dan Padrnos introduced some community members that would like to volunteer in establishing a community Christmas tree lighting ceremony. Community members expressed interest in using the grounds of the Waterford Museum for the tree lighting ceremony so that all the traffic from Hwy 132 can see it. The community members also mentioned that they would like to bring back an event from years past. They would like to have the Santa ride through town on a Fire Truck. This committee would also like to do food baskets for the needy. The committee members expressed this type of event would really help to promote our city.

Mayor Turner thanked the community members for wanting to volunteer to run an event like this and directed Dan Padrnos to have the volunteers that wish to be on this committee meet with Public Works Director, Matt Erickson to develop a plan to bring back to council at a future date.

#### 4. PUBLIC HEARING ITEMS:

- 4a: ORDINANCE 2006-04: FIRST READING & INTRODUCTION: An Ordinance Repealing Chapter 2.28.070 and Adding it to Title 12 as Chapter 12.34 Entitled "General Regulations Governing Use of Parks" of the Waterford Municipal Code: City Attorney Browning explained that he was given direction to amend the municipal code in relation to setting hours of operation for river parks. Browning explained that as this evolved it was decided to expand this to a broader scope which would apply to any parks along the river. In the course of drafting this we came to the conclusion that the general regulations governing use of parks was located in Chapter 2 which deals mainly with the general administration and Parks & Recreation Commission. Browning stated that it just was not a good fit under this section and was a better fit under Chapter 12. Browning stated that the proposed ordinance would repeal Chapter 2.28 and replaces it adding additional provisions to your streets, sidewalks and public places section of the code and adds it under Chapter 12.34. Browning stated that no changes were made to provisions 1-43, however added provision 44 making it a prohibition to enter or trespass any riverfront park from dusk to dawn without prior written approval from the director. Browning stated that after reviewing this again he believes that director will need to be amended to City Administrator or his designee. A short discussion transpired between Council Members and the City Attorney in regards to other possible amendments. With consensus from council members direction was given to the City Attorney to modify provision 33 to end the sentence after the word cigarettes and to amend the word director to City Administrator or his designee.

**A motion was made approving 1<sup>st</sup> Reading & Introduction with the above noted modifications by: CM/Krause**

**Seconded by: VM/Broderick**

**Absent: 0**

**Abstain: 0**

**Vote: 5-0**

#### 5. UNFINISHED BUSINESS:

- 5a: DISCUSSION: Relating to the General Plan Vision 2025 Update: Council Member Krause stated that a special Planning meeting is scheduled for Tuesday, October 17, 2006 in regards to the general plan vision 2025 and EIR.

- 5b: DISCUSSION: Relating to the Waterford Government Center Project.  
Council Member Krause stated that the Government Center Project Committee is scheduled to participate in the selection process by conducting interviews of the Architects that submitted proposals for the project on Friday, October 6, 2006 at the Community Baptist Church starting at 10:00AM.

- 5c: DISCUSSION: Relating to City Organization: Item Carried.

- 5d: Relating to the Fiscal Year 2006-07 Budget: Item Carried.

- 5e: DISCUSSION: Item Carried.

#### 6. NEW BUSINESS:

- 6a: DISCUSSION: Relating to Public Works Project Prioritization. Power Point Presentation by Tony Marshall, City Engineer: Item Carried.

- 6b: DISCUSSION: Relating to Correspondence Regarding Pigeon Problem at Waterford Farm Supply: Council provided direction to Public Works Director, Matt Erickson to initiate communication with the Stines and provide them the alternatives that Chuck Deschenes listed in an email correspondence.

Council issued direction that upon the City Administrator's return he can schedule an appointment to meet with the Stines to try and reach a resolution of the problem and report back to City Council.

7. COMMENTS:

7a: Law Enforcement Update. Police Chief, Rob Jackson stated that he met with the School Board today and that they have developed a quarterly meeting schedule. Chief Jackson stated he did not have anything else to report on.

7b: City Attorney Update: City Attorney Browning requested closed session to discuss Pending Litigation under government code 54956.9.

7c: City Administrator Update: Absent.

7d: City Council Update:

VM/Broderick: mentioned that the county is kicking off its "Every Day Counts" campaign with a goal of every school to boost student attendance by 1%. Broderick also stated that the District was successful at getting out of the program improvement. Broderick stated that this is a huge accomplishment for the schools. Broderick stated that he would like to see the Council do a special recognition to the schools for this achievement.

CM/Gilbert: No Comments

CM/Dugovic: Reminded everyone of the Haunted House event at the Waterford Museum which opens on Friday, October 13<sup>th</sup>.

CM/Krause: Reminded everyone of the River park Dedication Ceremony on Saturday, October 14<sup>th</sup> and invited the community to come see the proposed plan for the new riverfront park and have a hot dog and tour the grounds.

Mayor Turner: Thanked the Community Baptist Church and all of the many volunteers that helped with the clean-up of the new riverfront park property last weekend.

8. ANNOUNCEMENTS: None.

ADJOURNMENT/RECESS: Recessed at 7:19 PM. After short recess will reconvene to Closed Session. To adjourn City Council meeting directly after Closed Session.

PASSED AND ADOPTED by the Waterford City Council at a regular meeting held on October 19, 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)

**City of Waterford v. Stine, et al.,**  
**Stanislaus Superior Court Case No. 377276**

City Attorney provided the status of the case and the City Council gave direction to the City Attorney.

- 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.