



Winters City Council Meeting
City Council Chambers
318 First Street
Tuesday, November 4, 2008
7:30 p.m.

AGENDA

Members of the City Council

*Michael Martin, Mayor
Woody Fridae, Mayor Pro Tempore
Harold Anderson
Cecilia Aguilar-Curry
Tom Stone*

*John W. Donlevy, Jr., City Manager
John Wallace, City Attorney
Nanci Mills, City Clerk*

PLEASE NOTE – The numerical order of items on this agenda is for convenience of reference. Items may be taken out of order upon request of the Mayor or Councilmembers. Public comments time may be limited and speakers will be asked to state their name.

Roll Call

Pledge of Allegiance

Approval of Agenda

COUNCIL/STAFF COMMENTS

PUBLIC COMMENTS

At this time, any member of the public may address the City Council on matters, which are not listed on this agenda. Citizens should reserve their comments for matter listed on this agenda at the time the item is considered by the Council. An exception is made for members of the public for whom it would create a hardship to stay until their item is heard. Those individuals may address the item after the public has spoken on issues that are not listed on the agenda. Presentations may be limited to accommodate all speakers within the time available. Public comments may also be continued to later in the meeting should the time allotted for public comment expire.

CONSENT CALENDAR

All matters listed under the consent calendar are considered routine and non-controversial, require no discussion and are expected to have unanimous Council support and may be enacted by the City Council in one motion in the form listed below. There will be no separate discussion of these items.

However, before the City Council votes on the motion to adopt, members of the City Council, staff, or the public may request that specific items be removed from the Consent Calendar for separate discussion and action. Items(s) removed will be discussed later in the meeting as time permits.

- A. Minutes of the Joint Meeting of the Winters City Council and Winters Planning Commission Held on Tuesday, October 21, 2008 (pp 1-4)
- B. Authorize the City Manager to Amend the Contract with Larry Walker Associates (LWA), for Twenty-Three Thousand Dollars (\$23,000), for the preparation of the Background Groundwater Quality Study Report as required under Provision G.1.f. of the City of Winters Waste Discharge Requirements (WDR), Order No.R5-2002-0136 (pp 5-7)
- C. Personal Injury Claim Against the City of Winters – Preston (pp 8-24)

PRESENTATIONS

DISCUSSION ITEMS

- 1. Resolution 2008-44, a Resolution of the City Council of the City of Winters, Supporting Proposition 84 Grant Application to Secure Funding for Recreation and Habitat Enhancements along Putah Creek (pp 25-35)
- 2. Update to City Council on the status of the Water and Sewer projects being funded by the Water and Sewer Bonds, Water and Sewer O & M, Redevelopment Agency and Impact Fees (pp 36-38)
- 3. Update to City Council on the Financing and Key Fiscal Issues of the Winters Fire Protection District (pp 39-41)
- 4. Water Service Turn Off Policy (pp 42-44)

COMMUNITY DEVELOPMENT AGENCY

- 1. Approval of Criteria Guidelines for Lease Assistance Program (pp 45-46)

CITY MANAGER REPORT

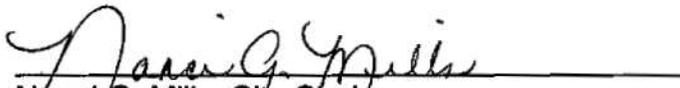
INFORMATION ONLY

EXECUTIVE SESSION

Conference with Real Property Negotiator, John W. Donlevy, Jr.,
City Manager, regarding lot split and land acquisition for APN 003-
480-211, 003-480-621, and 003-480-631, California Government
Code Section 54956.8

ADJOURNMENT

I declare under penalty of perjury that the foregoing agenda for the November 4,
2008, regular meeting of the Winters City Council was personally delivered to
each Councilmember's mail boxes in City Hall and posted on the outside public
bulletin board at City Hall, 318 First Street on October 30, 2008, and made
available to the public during normal business hours.


Nanci G. Mills, City Clerk

Questions about this agenda – Please call the City Clerk's Office (530) 795-4910 ext. 101. Agendas and staff reports are
available on the city web page www.cityofwinters.org/administrative/admin_council.htm

General Notes: Meeting facilities are accessible to persons with disabilities. To arrange aid or services to modify or
accommodate persons with disability to participate in a public meeting, contact the City Clerk.

Staff recommendations are guidelines to the City Council. On any item, the Council may take action, which varies from
that recommended by staff.

The city does not transcribe its proceedings. Anyone who desires a verbatim record of this meeting should arrange for
attendance by a court reporter or for other acceptable means of recordation. Such arrangements will be at the sole
expense of the individual requesting the recordation.

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Email Subscription: You may contact the City Clerk's Office to be placed on the list. An agenda summary is printed in the
Winters Express newspaper.

City Council agenda packets are available for review or copying at the following locations:

Winters Library – 201 First Street

City Clerk's Office – City Hall – 318 First Street

During Council meetings – Right side as you enter the Council Chambers

City Council meetings are televised live on City of Winters Government Channel 20 (available to those who
subscribe to cable television) and replayed following the meeting.

Wednesday at 10:00 a.m.

Videotapes of City Council meetings are available for review at the Winters Branch of the Yolo County Library.



Minutes of a Joint Meeting of the
City of Winters City Council and the
City of Winters Planning Commission
Held on Tuesday, October 21, 2008

Mayor Martin called the meeting to order at 7:30 p.m.

Present were Council Members Cecilia Aguiar-Curry, Harold Anderson, Woody Fridae, and Mayor Michael Martin. Also present were City Manager John Donlevy, Community Development Director Nelia Dyer, Contract Planner Heidi Tschudin, Housing Program Manager Dan Maguire, Contract Planner Kate Kelly, and Public Works Associate Elliot Landes. Absent was Council Member Tom Stone.

The Pledge of Allegiance was led by Heidi Tschudin.

Council Member Fridae made a motion to approve the agenda with no changes. Seconded by Council Member Aguiar-Curry. Motion carried unanimously.

COUNCIL / STAFF COMMENTS: Council Member Anderson attended a recent Winters Putah Creek Council meeting, where it was suggested the City of Winters website be more "user-friendly."

PUBLIC COMMENTS: Catherine Portman asked the Council to pay particular attention to the proposed Agricultural District program within the Yolo County General Plan Draft. Nancy Meyer spoke in regards to the Agricultural Commercial v.s. Agricultural Industrial development within the General Plan Revision, asking that the City Council receive a clear definition between processing and manufacturing.

CONSENT CALENDAR

- A. Minutes of the Regular Meeting of the Winters City Council held on Tuesday, October 7, 2008
- B. Claim Against the City of Winters – Valerio
- C. Claim Against the City of Winters – Lata

City Manager Donlevy gave an overview. Council Member Fridae made a motion to approve the consent calendar. Seconded by Council Member Anderson. Motion carried unanimously.

PRESENTATIONS

1. **Proclamation to the Sexual Assault and Domestic Violence Center of Yolo County, recognizing October as Domestic Violence Awareness Month**

Mayor Martin presented Selena Alvarez, representing the Sexual Assault and Domestic Violence Center of Yolo County, a Proclamation recognizing the month of October as Domestic Violence Awareness Month.

2. **Proclamations to the Sponsors of the Community Festival**

Mayor Martin read the names of the recipients who were to receive Proclamations from the City Council of the City of Winters: **Festival Sponsor:** Mariani Nut Company. **Carnitas Cook-Off Sponsors:** Solano Construction, S.R. Lopez Orchards, Vacaville Pontiac, Buick, GMC, Dixon Ridge Farms, Button & Turkovich, E.J. De La Rosa & Company, Inc., Yolo County Supervisor Duane Chamberlain, First Northern Bank, Lester Farms, and Tom & Todd Ramos of Ramos Farms. **Event Sponsors:** Cache Creek Casino & Resort, Cecilia Aguiar-Curry, St. Anthony Parish, John & Karla Knabke, Congressman Mike Thompson, Michael Barbour & Valerie Whitworth and Joshua Freiwald of the Putah Creek Walnut Company.

3. **Yolo County General Plan Update – Joint Meeting between the City Council and Planning Commission**

Mayor Martin convened the joint meeting of the Winters City Council and the Winters Planning Commission at 7:50 p.m. Planning Commissioners present were Vice Chairman Pierre Neu, and Commissioners Joe Tramontana and Wade Cowan. Absent were Chairman Albert Vallecillo, and Commissioners Bruce Guelden, Corinne Martinez, and Glenn DeVries. City Manager Donlevy gave an overview and introduced David Morrison, Assistant Director of the Yolo County Planning and Public Works, and Heidi Tschudin, Contract Planner.

David Morrison indicated the General Plan Team will accept public comments until November 20, 2008 @ 4:00 p.m. Council Member Anderson indicated that I-505 is a mutually benefiting area and the City's only hope for Commercial and Industrial growth. 2X2 meetings with City and County representatives are more ideal for discussion. David Morrison confirmed the County would like to discuss this area with the Council. City Manager Donlevy confirmed the General Plan deals with land within the study area and that the County would have to work with

the City regarding expansion involving water/sewer service requirements. David Morrison suggested the City Council draft a letter to submit during the review process. A 2X2 meeting is also an appropriate venue. City Manager Donlevy confirmed that staff will draft a letter and bring back to Council for review, as well as schedule a 2X2 meeting.

DISCUSSION ITEMS

COMMUNITY DEVELOPMENT AGENCY

CITY MANAGER REPORT: City Manager Donlevy reported that the Downtown Project is running smoothly and is ahead of schedule. 50 yards of concrete was poured yesterday, the curb and gutter has been completed, and various repairs have been made. The concrete slab for the intersection will be poured and the brick will be added next week. The anticipated date to re-open the intersection is no later than Friday, November 21, which would be ahead of schedule.

The Winters Library project is a little more complicated. This is a joint use project between three government agencies (City, County, School District). The project is being managed by the county, and located at a school site. The steel girders have been ordered with hopes to erect them next week. A project meeting is scheduled for tomorrow, 10/22/08. City Manager Donlevy will report back from that meeting at the 11/4/08 City Council meeting.

City Manager Donlevy attended a recent project meeting for the Public Safety Facility. The building elements will go out to bid in November, plan check is scheduled for December, and the entire project will go to bid in January, 2009.

The Water & Sewer project will go out to bid in November, and there is still one more issue to settle on the Hoffman Development Agreement. Future projects such as Granite Bay Commercial and Monticello are conditional on well #7, which is required to be there. Development Agreement amendments will be going to the Planning Commission and City Council soon.

INFORMATION ONLY: None

EXECUTIVE SESSION: None

ADJOURNMENT

Mayor Martin adjourned the meeting at 9:00 p.m.

Michael Martin, MAYOR

ATTEST:

Nanci Mills, City Clerk



**CITY COUNCIL
STAFF REPORT**

TO: Honorable Mayor and Council Members

DATE: November 3, 2008

THROUGH: John W. Donlevy, Jr., City Manager *CS*

FROM: Carol Scianna, Management Analyst

SUBJECT: Authorize the City Manager to Amend the Contract with Larry Walker Associates (LWA), for Twenty three thousand dollars (\$23,000), for the preparation of the Background Groundwater Quality Study Report as required under Provision G.1.f. of the City of Winters Waste Discharge Requirements (WDR), Order No.R5-2002-0136.

RECOMMENDATION: Staff recommends the City Council approve an amendment to the contract originally executed June 1, 2006 with LWA, for Twenty three thousand dollars (\$23,000) for the preparation of the Background Groundwater Quality Study Report as required under Provision G.1.f. of the City of Winters Waste Discharge Requirements (WDR), Order No.R5-2002-0136.

BACKGROUND: The City executed a contract with LWA in June of 2006. The Background Groundwater Quality Study Report was unable to be completed at this time due to the lack of adequate monitoring information supplied by the previous monitoring contractor. Larry Walker and Associates submitted an interim report to the Regional Water Quality Control Board (RWCQB) in August 2006. The City was required by the RWQCB to install additional monitoring wells at the Wastewater Treatment Facility site.

Since this time the City has continued the required monitoring at the Wastewater Treatment Facility that will enable the City to complete the Background Groundwater Quality Study Report which is due December 30, 2008. The Background Report will provide the City and RWCQB with necessary information regarding groundwater quality in the spray fields surrounding the Wastewater Treatment Facility.

FISCAL IMPACT: The amount requested \$23,000 includes an additional fifteen percent contingency above the proposed budget submitted by LWA. To be funded through Sewer Enterprise funds.



October 20, 2008

Ms. Carol Scianna
Management Analyst
City of Winters
318 First St.
Winters, CA 95694-1923

**Subject: Proposal for Engineering Services – Preparation of Final Background
Groundwater Quality Study Report**

Dear Ms. Scianna:

As requested, we have developed a proposed scope, budget, and schedule for engineering services to prepare a Background Groundwater Quality Study Report as required under Provision G.1.f of the City of Winters Waste Discharge Requirements (WDR), Order No. R5-2002-0136.

Scope

Based on the report requirements listed in the WDR we understand that the scope of work associated with preparation of the Background Groundwater Quality Study Report will include the following tasks:

1. Obtain and review groundwater data, including review by subconsultant hydrogeologist
2. Compile and statistically analyze data
3. Prepare draft Background Groundwater Study Report
4. Review draft report with City staff
5. Prepare final Background Groundwater Study Report
6. Attend meetings with City staff (1)

Budget

The proposed budget for the work described above is \$19,975 as detailed in Table 1. This budget does not include the cost for support from Luhdorff & Scalmanini, who have indicated that they are currently budgeted to provide support for this work under their monitoring contract with the City. We propose to perform this work on a time and material basis with hourly charges based on our current rate schedule.

Table 1. Budget Estimate for Engineering Services to Prepare a Background Groundwater Quality Study Report

Task Description	Principal		R. Smith		Staff		Direct Costs	Total Cost
	Hrs	Rate	Hrs	Rate	Hrs	Rate		
Obtain and review groundwater data			8	\$210	4	\$145	\$100	\$2,360
Compile and statistically analyze data			30	\$210				\$6,300
Prepare draft Background GW Study Report			24	\$210	10	\$145		\$6,490
Review draft report with City staff	2	\$225	6	\$210			\$50	\$1,760
Prepare final Background GW Study Report			8	\$210	2	\$145		\$1,970
Subtotal	2		70		16		\$150	\$18,880
Project Administration			2	\$210	5	\$135		\$1,095
Project Total	2		72		21		\$150	\$19,975

Schedule

LWA anticipates submittal of the Draft Background Groundwater Quality Study Report by December 10, 2008. The required submittal date for the final Report to the RWQCB is December 30, 2008.

We trust this proposal meets your needs. We are prepared to proceed with the work at your direction.

Yours truly,



Robert G. Smith
Associate



**CITY COUNCIL
STAFF REPORT**

TO: Honorable Mayor and Councilmembers
DATE : November 4, 2008
THROUGH: John W. Donlevy, Jr., City Manager
FROM: Nanci G. Mills, Director of Administrative Services/City Clerk
SUBJECT: Personal Injury Claim Against the City of Winters - Preston

RECOMMENDATION:

It is recommended that the City Council deny the claim and refer to Yolo County Public Agency Risk Management Insurance Authority (YCPARMIA).

BACKGROUND:

Anytime the City of Winters has a claim filed, we deny and refer to YCPARMIA to handle the investigation.

FISCAL IMPACT:

Not to exceed the City's \$1,000 deductible, with any costs in excess to come from funds pooled at the JPA.

**CITY OF WINTERS
CLAIM FORM**

CLAIM AGAINST: City of Winters
(For damages to persons or personal property)

DATE RECEIVED: (Stamp and Initial)

RECEIVED

OCT 24 2008

RECEIVED VIA:
U.S. Mail: _____
Over the counter: _____

CITY OF WINTERS

A claim must be filed within SIX (6) MONTHS after which the incident or event occurred. Be sure your claim is against the City of Winters and not another public entity. Where space is insufficient, please use additional paper and identify information by paragraph number. Completed claims must be mailed or delivered to (do not fax or email):

**City of Winters
City Clerk's Office
318 First St.
Winters, CA 95694**

The undersigned respectfully submits the following claim and information relative to damage to persons and/or personal property:

A. Claimant's Name: Jessie Preston
Address: 7681 Acacia Lane
City/State/Zip: Vacaville, CA 95688

B. Address to which the claimant desires notices to be sent:

Thomas A. Ambrose, Attorney at Law
1590 Webster Street, Suite A
Fairfield, CA 94533

C. Date of the occurrence or transaction which gave rise to the claim asserted: April 26, 2008

Place of occurrence: (Provide specific address if known and a description of the location.)

SR 128 (Grant Avenue), east of East Street, Winters, Yolo
County, California

D. The name or names of the public employee(s) causing the injury, damage, or loss, if known

Creighton Urquhart II

E. A general description of the indebtedness, obligation, injury, damage or loss incurred so far as it may be known at the time of presentation of claim. (Please be specific with your information and the actions leading up to the occurrence. Failure to provide a general report of the occurrence that allows the City to ascertain the events leading up to the indebtedness, obligation, injury, damage or loss may result in your claim being returned to you as initially denied due to incompleteness. Use additional paper as necessary.)

See attached.

F. The amount claimed as of the date of presentation of the claim, including the estimated amount of any prospective injury, damage, or loss, insofar as it may be known at the time of presentation of the claim, together with the basis of computation of the amount claimed:

Damages claimed: See attached.

- 1. Amount claimed as of this date: \$ See attached.
- 2. Estimated amount of future costs: + _____
- 3. Total amount claimed: = See attached.

(Include copies of all bills, invoices, estimates, etc.)

G. Names and addresses of all witnesses, hospitals, doctors, etc.:

- 1. Arnold Valerio, 2633 Telegraph Avenue #410, Oakland, CA
- 2. Crescencio Mejia, 803 W. Grant Avenue #59, Winters, CA 95694
- 3. Vaca Valley Hospital, 1000 Nut Tree Road, Vacaville, CA 95687
- 4. See other witnesses in Traffic Collision Report attached.

H. Any additional information that might be helpful in considering claim: _____

Claim is for personal injury damages; property damage compensated through

Claimant's insurance, and this claim is not for property damage.

WARNING:

IT IS A CRIMINAL OFFENSE TO FILE A FALSE CLAIM:

(penal code 72; insurance code 556.1)

I have read the matters and statements made in the above claim and I know the same to be true of my own knowledge, except as to those matters stated upon information or belief and as to such matters I believe the same to be true. I certify under penalty of perjury that the foregoing is TRUE and CORRECT.

Signed this 24 day of October, of the year 2008 at
Fairfield, CA
(location)

Jessie Priest
CLAIMANT'S SIGNATURE

Attachment to Claim Against the City of Winters

Claimant: Jessie Preston

Date of Incident: April 26, 2008

Paragraph E.

Claimant, Jessie Preston, operating her vehicle east bound on SR-128 (Grant Avenue), Winters, came to a stop behind a car in front of her and was hit from behind by a police car and pushed into the vehicle in front of her causing damage to her car and injury to her. The police car was driven by Officer Creighton Urquhart, an employee of the City of Winters within the scope of his employment. A copy of Traffic Collision Report No. 2008-322 is attached hereto and made part hereof.

Claimant had shoulders pain, neck pain, arm, abdominal and pelvis pain, bruising abdomen, right thigh, pelvis and arm, and was seen at the emergency room at VacaValley Hospital on April 27, 2008. Xrays taken of the pelvis.

Medical charges not fully determined; Vaca Valley charges - Aetna paid \$1,614.09 with balance of \$541.91; Solano Imaging Medical Associates charges \$38.00, payment of \$30.40 with balance of \$7.60

Employment absence loss

Paragraph F

The dollar amount of the claim is more than \$10,000, and the court that has jurisdiction over this claim is the Superior Court. No dollar amount is stated pursuant to Government Code Section 910 (f).

STATE OF CALIFORNIA
TRAFFIC COLLISION REPORT
 CHP 555 Page 1 (Rev.7-03) OPI 081

SPECIAL CONDITIONS ON-DUTY EMERGENCY VEHICLE		NUMBER INJURED 1	HT & RUN FELONY <input type="checkbox"/>	CITY WINTERS	JUDICIAL DISTRICT YOLO MUNI	LOCAL REPORT NUMBER 2008-322	
NUMBER KILLED 0		HT & RUN MED/BEAVER <input type="checkbox"/>	COUNTY YOLO	REPORTING DISTRICT B	BEAT		
LOCATION	COLLISION OCCURRED ON SR 128 (GRANT AVE)			MO. DAY YEAR 4-26-08	TIME (2400) 1900	NCIC# 5702	OFFICER I.D. 630
	MILEPOST INFORMATION			DAY OF WEEK S M T W T F (S)	TOW AWAY <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	PHOTOGRAPHS BY: <input checked="" type="checkbox"/> NONE	
	AT INTERSECTION WITH <input checked="" type="checkbox"/> OR: 77 @ 0.2 MILES E OF EAST ST			STATE HWY REL. <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		C. URQUHART #531	
PARTY 1	DRIVER'S LICENSE NUMBER [REDACTED]	STATE CA	CLASS CML	AIR BAG M	SAFETY EQUIP. H	VEH. YEAR 2007	MAKE/MODEL/COLOR FORD/CROWN VICTORIA/WH
DRIVER	NAME (FIRST, MIDDLE, LAST) CREIGHTON URQUHART II			OWNER'S NAME <input type="checkbox"/> SAME AS DRIVER CITY OF WINTERS		LICENSE NUMBER 1252807	STATE CA
PEDESTRIAN	STREET ADDRESS 318 A FIRST ST.			OWNER'S ADDRESS <input checked="" type="checkbox"/> SAME AS DRIVER 318 FIRST ST. WINTERS CA 95694		DISPOSITION OF VEHICLE ON ORDERS OF: <input checked="" type="checkbox"/> OFFICER <input checked="" type="checkbox"/> DRIVER <input type="checkbox"/> OTHER	
PARKED VEHICLE	CITY/STATE/ZIP WINTERS CA 95694			PRIOR MECHANICAL DEFECTS: <input checked="" type="checkbox"/> NONE APPARENT <input type="checkbox"/> REFER TO NARRATIVE		VEHICLE IDENTIFICATION NUMBER: 2FAEP71W67X123336	
BICYCLIST	SEX M	HAIR BLD	EYES BLU	HEIGHT 508	WEIGHT 185	BIRTHDATE Mo. Day Year Mo. Day Year	RACE W
OTHER	HOME PHONE 530-795-2261			BUSINESS PHONE		VEHICLE TYPE <input checked="" type="checkbox"/> UNK <input type="checkbox"/> NONE <input type="checkbox"/> MINOR <input checked="" type="checkbox"/> MOD. <input type="checkbox"/> MAJOR <input type="checkbox"/> ROLL-OVER	
INSURANCE CARRIER YGPARMIA		POLICY NUMBER		VEHICLE TYPE		SHADE IN DAMAGED AREA	
DIR OF TRAVEL ON STREET OR HIGHWAY E SR 128		SPEED LIMIT 40		CA _____ DOT _____		CAL-T _____ TOP/PSG _____ MCMX _____	
PARTY 2	DRIVER'S LICENSE NUMBER D7909771	STATE CA	CLASS C	AIR BAG L	SAFETY EQUIP. G	VEH. YEAR 2005	MAKE/MODEL/COLOR TOYOTA/SCION/BURGL
DRIVER	NAME (FIRST, MIDDLE, LAST) JESSIE MAE PRESTON			OWNER'S NAME <input checked="" type="checkbox"/> SAME AS DRIVER		LICENSE NUMBER 5N1P487	STATE CA
PEDESTRIAN	STREET ADDRESS 7681 ACACIA LN			OWNER'S ADDRESS <input checked="" type="checkbox"/> SAME AS DRIVER		DISPOSITION OF VEHICLE ON ORDERS OF: <input type="checkbox"/> OFFICER <input checked="" type="checkbox"/> DRIVER <input type="checkbox"/> OTHER	
PARKED VEHICLE	CITY/STATE/ZIP VACAVILLE CA 95688			PRIOR MECHANICAL DEFECTS: <input checked="" type="checkbox"/> NONE APPARENT <input type="checkbox"/> REFER TO NARRATIVE		VEHICLE IDENTIFICATION NUMBER: JTLKT324250217109	
BICYCLIST	SEX F	HAIR BRO	EYES HZL	HEIGHT 504	WEIGHT 140	BIRTHDATE Mo. Day Year 4 29 89	RACE W
OTHER	HOME PHONE 209-479-3059			BUSINESS PHONE		VEHICLE TYPE <input type="checkbox"/> UNK <input type="checkbox"/> NONE <input type="checkbox"/> MINOR <input checked="" type="checkbox"/> MOD. <input checked="" type="checkbox"/> MAJOR <input type="checkbox"/> ROLL-OVER	
INSURANCE CARRIER CALIFORNIA CAPITAL INS		POLICY NUMBER 2-PAC-1-7008971		VEHICLE TYPE		SHADE IN DAMAGED AREA	
DIR OF TRAVEL ON STREET OR HIGHWAY E SR 128		SPEED LIMIT 40		CA _____ DOT _____		CAL-T _____ TOP/PSG _____ MCMX _____	
PARTY 3	DRIVER'S LICENSE NUMBER A6314704	STATE CA	CLASS C	AIR BAG M	SAFETY EQUIP. G	VEH. YEAR 2007	MAKE/MODEL/COLOR HONDA/CIVIC/BRO
DRIVER	NAME (FIRST, MIDDLE, LAST) ARNOLD VALERIO			OWNER'S NAME <input checked="" type="checkbox"/> SAME AS DRIVER		LICENSE NUMBER 5Y8K589	STATE CA
PEDESTRIAN	STREET ADDRESS 2633 TELEGRAPH AVE #410			OWNER'S ADDRESS <input checked="" type="checkbox"/> SAME AS DRIVER		DISPOSITION OF VEHICLE ON ORDERS OF: <input type="checkbox"/> OFFICER <input checked="" type="checkbox"/> DRIVER <input type="checkbox"/> OTHER	
PARKED VEHICLE	CITY/STATE/ZIP OAKLAND CA 94612			PRIOR MECHANICAL DEFECTS: <input checked="" type="checkbox"/> NONE APPARENT <input type="checkbox"/> REFER TO NARRATIVE		VEHICLE IDENTIFICATION NUMBER: 2HGFG120X7H518106	
BICYCLIST	SEX M	HAIR BLK	EYES BRO	HEIGHT 6'00"	WEIGHT 240	BIRTHDATE Mo. Day Year 6 7 71	RACE H
OTHER	HOME PHONE 510-590-7677			BUSINESS PHONE		VEHICLE TYPE <input type="checkbox"/> UNK <input type="checkbox"/> NONE <input type="checkbox"/> MINOR <input checked="" type="checkbox"/> MOD. <input type="checkbox"/> MAJOR <input type="checkbox"/> ROLL-OVER	
INSURANCE CARRIER WESTERN UNITED INS		POLICY NUMBER CAW-002211074		VEHICLE TYPE		SHADE IN DAMAGED AREA	
DIR OF TRAVEL ON STREET OR HIGHWAY E SR 128		SPEED LIMIT 40		CA _____ DOT _____		CAL-T _____ TOP/PSG _____ MCMX _____	

PREPARED BY: _____ DISPATCH NOTIFIED: _____ REVIEWER'S NAME: _____ DATE REVIEWED: _____

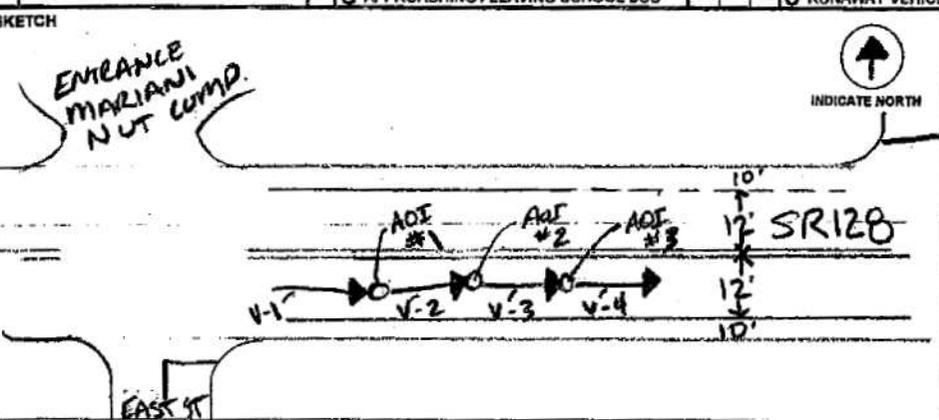
STATE OF CALIFORNIA
TRAFFIC COLLISION CODING
 CHP 555 Page 2 (Rev. 7-03) OPI 061

DATE OF COLLISION (MO. DAY YEAR) 4-26-08		TIME (2400) 1900	NCIC # 5702	OFFICER I.D. #530	NUMBER 2008-322
PROPERTY DAMAGE	OWNER'S NAME N/A	OWNER'S ADDRESS			NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> NO
	DESCRIPTION OF DAMAGE N/A				

SEATING POSITION	OCCUPANTS A - NONE IN VEHICLE B - UNKNOWN C - LAP BELT USED D - LAP BELT NOT USED E - SHOULDER HARNESS USED F - SHOULDER HARNESS NOT USED G - LAP/SHOULDER HARNESS USED H - LAP/SHOULDER HARNESS NOT USED J - PASSIVE RESTRAINT USED K - PASSIVE RESTRAINT NOT USED	SAFETY EQUIPMENT L - AIR BAG DEPLOYED M - AIR BAG NOT DEPLOYED N - OTHER P - NOT REQUIRED CHILD RESTRAINT Q - IN VEHICLE USED R - IN VEHICLE NOT USED S - IN VEHICLE USE UNKNOWN T - IN VEHICLE IMPROPER USE U - NONE IN VEHICLE	M/G BICYCLE - HELMET DRIVER PASSENGER V - NO X - NO W - YES Y - YES EJECTED FROM VEHICLE 0 - NOT EJECTED 1 - FULLY EJECTED 2 - PARTIALLY EJECTED 3 - UNKNOWN	INATTENTION CODES A - CELLPHONE HANDHELD B - CELLPHONE HANDSFREE C - ELECTRONIC EQUIPMENT D - RADIO / CD E - SMOKING F - EATING G - CHILDREN H - ANIMALS I - PERSONAL HYGIENE J - READING K - OTHER
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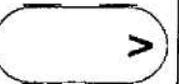
ITEMS MARKED BELOW FOLLOWED BY AN ASTERISK (*) SHOULD BE EXPLAINED IN THE NARRATIVE.

PRIMARY COLLISION FACTOR LIST NUMBER (#) OF PARTY AT FAULT	TRAFFIC CONTROL DEVICES	1 2 3			SPECIAL INFORMATION	1 2 3			MOVEMENT PRECEDING COLLISION
		1	2	3		1	2	3	
A VO SECTION VIOLATED: CITED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO 22350 cvl	A CONTROLS FUNCTIONING				A HAZARDOUS MATERIAL				A STOPPED
B OTHER IMPROPER DRIVING*	B CONTROLS NOT FUNCTIONING*				B CELL PHONE HANDHELD IN USE			<input checked="" type="checkbox"/>	B PROCEEDING STRAIGHT
C OTHER THAN DRIVER*	C CONTROLS OBSCURED				C CELL PHONE HANDSFREE IN USE				C RAN OFF ROAD
D UNKNOWN*	D NO CONTROLS PRESENT / FACTOR*	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	D CELL PHONE NOT IN USE				D MAKING RIGHT TURN
	TYPE OF COLLISION				E SCHOOL BUS RELATED				E MAKING LEFT TURN
	A HEAD - ON				F 75 FT MOTORTRUCK COMBO				F MAKING U TURN
	B SIDE SWIPE				G 32 FT TRAILER COMBO				G BACKING
	C REAR END				H			<input checked="" type="checkbox"/>	H SLOWING / STOPPING
WEATHER (MARK 1 TO 2 ITEMS)	D BROADSIDE				I				I PASSING OTHER VEHICLE
<input checked="" type="checkbox"/> A CLEAR	E HIT OBJECT				J				J CHANGING LANES
B CLOUDY	F OVERTURNED				K				K PARKING MANEUVER
C RAINING	G VEHICLE / PEDESTRIAN				L				L ENTERING TRAFFIC
D SNOWING	H OTHER*				M				M OTHER UNSAFE TURNING
E FOG / VISIBILITY FT.					N				N XING INTO OPPOSING LANE
F OTHER*	MOTOR VEHICLE INVOLVED WITH				O				O PARKED
G WIND	A NON - COLLISION								P MERGING
LIGHTING	B PEDESTRIAN								Q TRAVELING WRONG WAY
<input checked="" type="checkbox"/> A DAYLIGHT	C OTHER MOTOR VEHICLE				OTHER ASSOCIATED FACTOR(S) (MARK 1 TO 2 ITEMS)				
B DUSK - DAWN	D MOTOR VEHICLE ON OTHER ROADWAY				A VO SECTION VIOLATION: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO				
C DARK - STREET LIGHTS	E PARKED MOTOR VEHICLE				B VO SECTION VIOLATION: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO				
D DARK - NO STREET LIGHTS	F TRAIN				C VO SECTION VIOLATION: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO				
E DARK - STREET LIGHTS NOT FUNCTIONING*	G BICYCLE				D				
ROADWAY SURFACE	H ANIMAL:				E VISION OBSCUREMENT:				SOBRIETY - DRUG PHYSICAL (MARK 1 TO 2 ITEMS)
<input checked="" type="checkbox"/> A DRY	I FIXED OBJECT:				F INATTENTION*:				A HAD NOT BEEN DRINKING
B WET	J OTHER OBJECT:				G STOP & GO TRAFFIC				B HBD - UNDER INFLUENCE
C SNOWY - ICY					H ENTERING / LEAVING RAMP				C HBD - NOT UNDER INFLUENCE*
D SLIPPERY (MUDDY, OILY, ETC.)					I PREVIOUS COLLISION				D HBD - IMPAIRMENT UNKNOWN*
ROADWAY CONDITION(S) (MARK 1 TO 2 ITEMS)	PEDESTRIAN'S ACTIONS				J UNFAMILIAR WITH ROAD				E UNDER DRUG INFLUENCE*
A HOLES, DEEP RUT*	A NO PEDESTRIANS INVOLVED				K DEFECTIVE VEH. EQUIP.: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO				F IMPAIRMENT - PHYSICAL*
B LOOSE MATERIAL ON ROADWAY*	B CROSSING IN CROSSWALK - AT INTERSECTION				L UNINVOLVED VEHICLE				G IMPAIRMENT NOT KNOWN
C OBSTRUCTION ON ROADWAY*	C CROSSING IN CROSSWALK - NOT AT INTERSECTION				M OTHER*:				H NOT APPLICABLE
D CONSTRUCTION - REPAIR ZONE	D CROSSING - NOT IN CROSSWALK				N NONE APPARENT				I SLEEPY / FATIGUED*
E REDUCED ROADWAY WIDTH	E IN ROAD - INCLUDES SHOULDER				O RUNAWAY VEHICLE				
F FLOODED*	F NOT IN ROAD								
G OTHER*:	G APPROACHING / LEAVING SCHOOL BUS								
<input checked="" type="checkbox"/> H NO UNUSUAL CONDITIONS									



MISCELLANEOUS

STATE OF CALIFORNIA
TRAFFIC COLLISION REPORT
 CHP 555 Page 1 (Rev.7-03) OPI 061

SPECIAL CONDITIONS "ON-DUTY EMERGENCY VEHICLE"		NUMBER INJURED 1	HT & RUN FELONY <input type="checkbox"/>	CITY WINTERS	JUDICIAL DISTRICT YOLO MUNI	LOCAL REPORT NUMBER 2008-322				
		NUMBER KILLED 0	HT & RUN MISDEMEANOR <input type="checkbox"/>	COUNTY YOLO	REPORTING DISTRICT B	BEAT				
LOCATION	COLLISION OCCURRED ON SR 128				MO. DAY YEAR 4-26-08	TIME (2400) 1900	NCIC # 5702	OFFICER I.D. 530		
	MILEPOST INFORMATION				DAY OF WEEK S M T W T F S	TOW AWAY <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	PHOTOGRAPHS BY: <input type="checkbox"/> NONE C. URQUHART #531			
	AT INTERSECTION WITH <input checked="" type="checkbox"/> OR: 77 FEET/MILES E OF EAST ST				STATE HWY REL. <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO					
PARTY	DRIVER'S LICENSE NUMBER 4 C6635160	STATE CA	CLASS C	AIR BAG M	SAFETY EQUIP. G	VEH. YEAR 02	MAKE/MODEL/COLOR NISSAN XTERRA/BLK	LICENSE NUMBER 4Y2F609	STATE CA	
DRIVER	NAME (FIRST, MIDDLE, LAST) CRESCENCIO MEJIA				OWNER'S NAME <input checked="" type="checkbox"/> SAME AS DRIVER					
PEDESTRIAN	STREET ADDRESS 803 W. GRANT AVE #59				OWNER'S ADDRESS <input checked="" type="checkbox"/> SAME AS DRIVER					
PARKED VEHICLE	CITY/STATE/ZIP WINTERS CA 95694				DISPOSITION OF VEHICLE ON ORDERS OF: <input type="checkbox"/> OFFICER <input checked="" type="checkbox"/> DRIVER <input type="checkbox"/> OTHER					
BICYCLIST	SEX M	HAIR BLK	EYES BLK	HEIGHT 506	WEIGHT 180	BIRTHDATE Mo. Day Year 9 16 65	RACE H	PRIOR MECHANICAL DEFECTS: <input checked="" type="checkbox"/> NONE APPARENT <input type="checkbox"/> REFER TO NARRATIVE		
OTHER	HOME PHONE 530-795-5263		BUSINESS PHONE 530-795-0720		VEHICLE IDENTIFICATION NUMBER: 5N1ED28T42G576269					
INSURANCE CARRIER AAA		POLICY NUMBER 1K-97-75-3		VEHICLE TYPE		DESCRIBE VEHICLE DAMAGE <input type="checkbox"/> UNK <input type="checkbox"/> NONE <input checked="" type="checkbox"/> MINOR <input type="checkbox"/> MOD. <input type="checkbox"/> MAJOR <input type="checkbox"/> ROLL-OVER		SHADE IN DAMAGED AREA 		
DIR OF TRAVEL ON STREET OR HIGHWAY E		SR 128		SPEED LIMIT 40		CA _____ DOT _____		CAL-T _____ TCP/PSC _____ MCMX _____		
PARTY	DRIVER'S LICENSE NUMBER	STATE	CLASS	AIR BAG	SAFETY EQUIP.	VEH. YEAR	MAKE/MODEL/COLOR	LICENSE NUMBER	STATE	
DRIVER	NAME (FIRST, MIDDLE, LAST)				OWNER'S NAME <input type="checkbox"/> SAME AS DRIVER					
PEDESTRIAN	STREET ADDRESS				OWNER'S ADDRESS <input type="checkbox"/> SAME AS DRIVER					
PARKED VEHICLE	CITY/STATE/ZIP				DISPOSITION OF VEHICLE ON ORDERS OF: <input type="checkbox"/> OFFICER <input type="checkbox"/> DRIVER <input type="checkbox"/> OTHER					
BICYCLIST	SEX	HAIR	EYES	HEIGHT	WEIGHT	BIRTHDATE Mo. Day Year	RACE	PRIOR MECHANICAL DEFECTS: <input type="checkbox"/> NONE APPARENT <input type="checkbox"/> REFER TO NARRATIVE		
OTHER	HOME PHONE		BUSINESS PHONE		VEHICLE IDENTIFICATION NUMBER:					
INSURANCE CARRIER		POLICY NUMBER		VEHICLE TYPE		DESCRIBE VEHICLE DAMAGE <input type="checkbox"/> UNK <input type="checkbox"/> NONE <input type="checkbox"/> MINOR <input type="checkbox"/> MOD. <input type="checkbox"/> MAJOR <input type="checkbox"/> ROLL-OVER		SHADE IN DAMAGED AREA 		
DIR OF TRAVEL ON STREET OR HIGHWAY		SR		SPEED LIMIT		CA _____ DOT _____		CAL-T _____ TCP/PSC _____ MCMX _____		
PARTY	DRIVER'S LICENSE NUMBER	STATE	CLASS	AIR BAG	SAFETY EQUIP.	VEH. YEAR	MAKE/MODEL/COLOR	LICENSE NUMBER	STATE	
DRIVER	NAME (FIRST, MIDDLE, LAST)				OWNER'S NAME <input type="checkbox"/> SAME AS DRIVER					
PEDESTRIAN	STREET ADDRESS				OWNER'S ADDRESS <input type="checkbox"/> SAME AS DRIVER					
PARKED VEHICLE	CITY/STATE/ZIP				DISPOSITION OF VEHICLE ON ORDERS OF: <input type="checkbox"/> OFFICER <input type="checkbox"/> DRIVER <input type="checkbox"/> OTHER					
BICYCLIST	SEX	HAIR	EYES	HEIGHT	WEIGHT	BIRTHDATE Mo. Day Year	RACE	PRIOR MECHANICAL DEFECTS: <input type="checkbox"/> NONE APPARENT <input type="checkbox"/> REFER TO NARRATIVE		
OTHER	HOME PHONE		BUSINESS PHONE		VEHICLE IDENTIFICATION NUMBER:					
INSURANCE CARRIER		POLICY NUMBER		VEHICLE TYPE		DESCRIBE VEHICLE DAMAGE <input type="checkbox"/> UNK <input type="checkbox"/> NONE <input type="checkbox"/> MINOR <input type="checkbox"/> MOD. <input type="checkbox"/> MAJOR <input type="checkbox"/> ROLL-OVER		SHADE IN DAMAGED AREA 		
DIR OF TRAVEL ON STREET OR HIGHWAY		SR		SPEED LIMIT		CA _____ DOT _____		CAL-T _____ TCP/PSC _____ MCMX _____		
PREPARER'S NAME T. BARNETT #530			DISPATCH NOTIFIED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A			REVIEWER'S NAME SKUTIERZEE			DATE REVIEWED 5/7/08	

DATE OF COLLISION (MO. DAY YEAR) 4-26-08	TIME (2400) 1900	NCIC # 5702	OFFICER I.D. 530	NUMBER 2008-322
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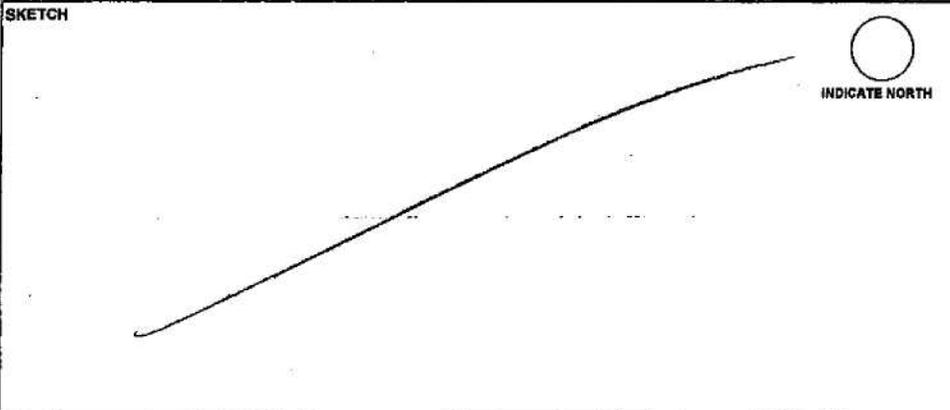
PROPERTY DAMAGE	OWNER'S NAME N/A	OWNER'S ADDRESS	NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> NO
	DESCRIPTION OF DAMAGE N/A		

SEATING POSITION 	OCCUPANTS A - NONE IN VEHICLE B - UNKNOWN C - LAP BELT USED D - LAP BELT NOT USED E - SHOULDER HARNESS USED F - SHOULDER HARNESS NOT USED G - LAP/SHOULDER HARNESS USED H - LAP/SHOULDER HARNESS NOT USED J - PASSIVE RESTRAINT USED K - PASSIVE RESTRAINT NOT USED U - NONE IN VEHICLE	SAFETY EQUIPMENT L - AIR BAG DEPLOYED M - AIR BAG NOT DEPLOYED N - OTHER P - NOT REQUIRED CHILD RESTRAINT Q - IN VEHICLE USED R - IN VEHICLE NOT USED S - IN VEHICLE USE UNKNOWN T - IN VEHICLE IMPROPER USE U - NONE IN VEHICLE	M/C BICYCLE-HELMET DRIVER PASSENGER V - NO X - NO W - YES Y - YES EJECTED FROM VEHICLE 0 - NOT EJECTED 1 - FULLY EJECTED 2 - PARTIALLY EJECTED 3 - UNKNOWN	INATTENTION CODES A - CELLPHONE HANDHELD B - CELLPHONE HANDSFREE C - ELECTRONIC EQUIPMENT D - RADIO / CD E - SMOKING F - EATING G - CHILDREN H - ANIMALS I - PERSONAL HYGIENE J - READING K - OTHER
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ITEMS MARKED BELOW FOLLOWED BY AN ASTERISK (*) SHOULD BE EXPLAINED IN THE NARRATIVE.

PRIMARY COLLISION FACTOR LIST NUMBER (#) OF PARTY AT FAULT	TRAFFIC CONTROL DEVICES	456	SPECIAL INFORMATION	456	MOVEMENT PRECEDING COLLISION
A VC SECTION VIOLATED: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO	A CONTROLS FUNCTIONING		A HAZARDOUS MATERIAL	<input checked="" type="checkbox"/>	A STOPPED
B OTHER IMPROPER DRIVING*	B CONTROLS NOT FUNCTIONING*		B CELL PHONE HANDHELD IN USE		B PROCEEDING STRAIGHT
C OTHER THAN DRIVER*	C CONTROLS OBSCURED		C CELL PHONE HANDSFREE IN USE		C RAN OFF ROAD
D UNKNOWN*	D NO CONTROLS PRESENT / FACTOR*	<input checked="" type="checkbox"/>	D CELL PHONE NOT IN USE		D MAKING RIGHT TURN
	E TYPE OF COLLISION		E SCHOOL BUS RELATED		E MAKING LEFT TURN
	A HEAD - ON		F 75 FT MOTORTRUCK COMBO		F MAKING U TURN
	B SIDE SWIPE		G 32 FT TRAILER COMBO		G BACKING
	C REAR END		H		H SLOWING / STOPPING
WEATHER (MARK 1 TO 2 ITEMS)	D BROADSIDE		I		I PASSING OTHER VEHICLE
<input checked="" type="checkbox"/> A CLEAR	E HIT OBJECT		J		J CHANGING LANES
B CLOUDY	F OVERTURNED		K		K PARKING MANEUVER
C RAINING	G VEHICLE / PEDESTRIAN		L		L ENTERING TRAFFIC
D SNOWING	H OTHER*		M		M OTHER UNSAFE TURNING
E FOG / VISIBILITY FT.			N		N XING INTO OPPOSING LANE
F OTHER*			O		O PARKED
G WIND	MOTOR VEHICLE INVOLVED WITH				P MERGING
	A NON - COLLISION				Q TRAVELING WRONG WAY
LIGHTING	B PEDESTRIAN				R OTHER *
<input checked="" type="checkbox"/> A DAYLIGHT	<input checked="" type="checkbox"/> C OTHER MOTOR VEHICLE		OTHER ASSOCIATED FACTOR(S) (MARK 1 TO 2 ITEMS)		
B DUSK - DAWN	D MOTOR VEHICLE ON OTHER ROADWAY	456	A VC SECTION VIOLATED: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO		
C DARK - STREET LIGHTS	E PARKED MOTOR VEHICLE		B VC SECTION VIOLATED: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO		
D DARK - NO STREET LIGHTS	F TRAIN		C VC SECTION VIOLATED: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO	456	SOBRIETY - DRUG PHYSICAL (MARK 1 TO 2 ITEMS)
E DARK - STREET LIGHTS NOT FUNCTIONING*	G BICYCLE		D	<input checked="" type="checkbox"/>	A HAD NOT BEEN DRINKING
	H ANIMAL:		E VISION OBSCUREMENT:		B HBD - UNDER INFLUENCE
ROADWAY SURFACE	I FIXED OBJECT:		F INATTENTION*:		C HBD - NOT UNDER INFLUENCE*
<input checked="" type="checkbox"/> A DRY	J OTHER OBJECT:		G STOP & GO TRAFFIC		D HBD - IMPAIRMENT UNKNOWN*
B WET			H ENTERING / LEAVING RAMP		E UNDER DRUG INFLUENCE*
C SNOWY - ICY	PEDESTRIAN'S ACTIONS		I PREVIOUS COLLISION		F IMPAIRMENT - PHYSICAL*
D SLIPPERY (MUDDY, OILY, ETC.)	<input checked="" type="checkbox"/> A NO PEDESTRIANS INVOLVED		J UNFAMILIAR WITH ROAD		G IMPAIRMENT NOT KNOWN
ROADWAY CONDITION(S) (MARK 1 TO 2 ITEMS)	B CROSSING IN CROSSWALK - AT INTERSECTION		K DEFECTIVE VEH. EQUIP.: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO		H NOT APPLICABLE
A HOLES, DEEP RUT*	C CROSSING IN CROSSWALK - NOT AT INTERSECTION		L UNINVOLVED VEHICLE		I SLEEPY / FATIGUED*
B LOOSE MATERIAL ON ROADWAY*	D CROSSING - NOT IN CROSSWALK		M OTHER*		
C OBSTRUCTION ON ROADWAY*	E IN ROAD - INCLUDES SHOULDER		N NONE APPARENT		
D CONSTRUCTION - REPAIR ZONE	F NOT IN ROAD	<input checked="" type="checkbox"/>	O RUNAWAY VEHICLE		
E REDUCED ROADWAY WIDTH	G APPROACHING / LEAVING SCHOOL BUS	<input checked="" type="checkbox"/>			
F FLOODED*					
G OTHER*					
<input checked="" type="checkbox"/> H NO UNUSUAL CONDITIONS					

SKETCH



INDICATE NORTH

MISCELLANEOUS

STATE OF CALIFORNIA
INJURED / WITNESS / PASSENGERS
 CHP 555 Page 3 (Rev. 1-03) OPI 061

DATE OF COLLISION (MO. DAY YEAR) **4-26-08** TIME (2400) **1900** NCIC # **5702** OFFICER I.D. **530** NUMBER **2008-322**

WITNESS ONLY	PASSENGER ONLY	AGE	SEX	EXTENT OF INJURY ("X" ONE)				INJURED WAS ("X" ONE)					PARTY NUMBER	SEAT POS.	AIR BAG	SAFETY EQUIP.	EJECTED
				FATAL INJURY	SEVERE INJURY	OTHER VISIBLE INJURY	COMPLAINT OF PAIN	DRIVER	PASS.	PED.	BIYCLIST	OTHER					
<input type="checkbox"/> #	<input checked="" type="checkbox"/>	16	M	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	2	3	L	G	0

NAME / D. O. B. / ADDRESS **MICHAEL SERGEI SONIN / 3-8-92 / 28381 ENCINA DR. WINTERS CA 95694** TELEPHONE **530-219-6771**

(INJURED ONLY) TRANSPORTED BY: **N/A** TAKEN TO:

DESCRIBE INJURIES **NONE**

VICTIM OF VIOLENT CRIME NOTIFIED

<input type="checkbox"/> #	<input type="checkbox"/>	36	M	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	3	1	M	G	0
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NAME / D. O. B. / ADDRESS **ARNOLD VALERIO / 6-7-71 / 2633 TELEGRAPH AVE #410, OAKLAND CA 94612** TELEPHONE **510-590-7677**

(INJURED ONLY) TRANSPORTED BY: **AMR** TAKEN TO:

DESCRIBE INJURIES **COMPLAINT OF NECK AND BACK PAIN**

VICTIM OF VIOLENT CRIME NOTIFIED

<input type="checkbox"/> #	<input checked="" type="checkbox"/>	27		<input type="checkbox"/>	3	3	L	G	0								
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NAME / D. O. B. / ADDRESS **NEELAM PERIYA LATA / 5-15-80 / 2633 TELEGRAPH AVE #410, OAKLAND CA 94612** TELEPHONE **510-590-7677**

(INJURED ONLY) TRANSPORTED BY: **N/A** TAKEN TO:

DESCRIBE INJURIES **NONE**

VICTIM OF VIOLENT CRIME NOTIFIED

<input type="checkbox"/> #	<input checked="" type="checkbox"/>	42		<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	4	3	L	G	0				
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NAME / D. O. B. / ADDRESS **TERESA GUNZALEZ / 9-27-65 / 803 W. GRANT AVE #59, WINTERS CA 95694** TELEPHONE **530-795-0720**

(INJURED ONLY) TRANSPORTED BY: **N/A** TAKEN TO:

DESCRIBE INJURIES **NONE**

VICTIM OF VIOLENT CRIME NOTIFIED

<input type="checkbox"/> #	<input checked="" type="checkbox"/>	B		<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	4	6	L	G	0				
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NAME / D. O. B. / ADDRESS **CARLOS MEJIA / 8-18-95 / 803 W. GRANT AVE #59, WINTERS CA 95694** TELEPHONE **530-795-0720**

(INJURED ONLY) TRANSPORTED BY: **N/A** TAKEN TO:

DESCRIBE INJURIES **NONE**

VICTIM OF VIOLENT CRIME NOTIFIED

<input type="checkbox"/> #	<input checked="" type="checkbox"/>	12		<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	4	4	L	G	0				
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NAME / D. O. B. / ADDRESS **JOSE MEJIA / 8-18-95 / 803 W. GRANT AVE #59, WINTERS CA 95694** TELEPHONE **530-795-0720**

(INJURED ONLY) TRANSPORTED BY: **N/A** TAKEN TO:

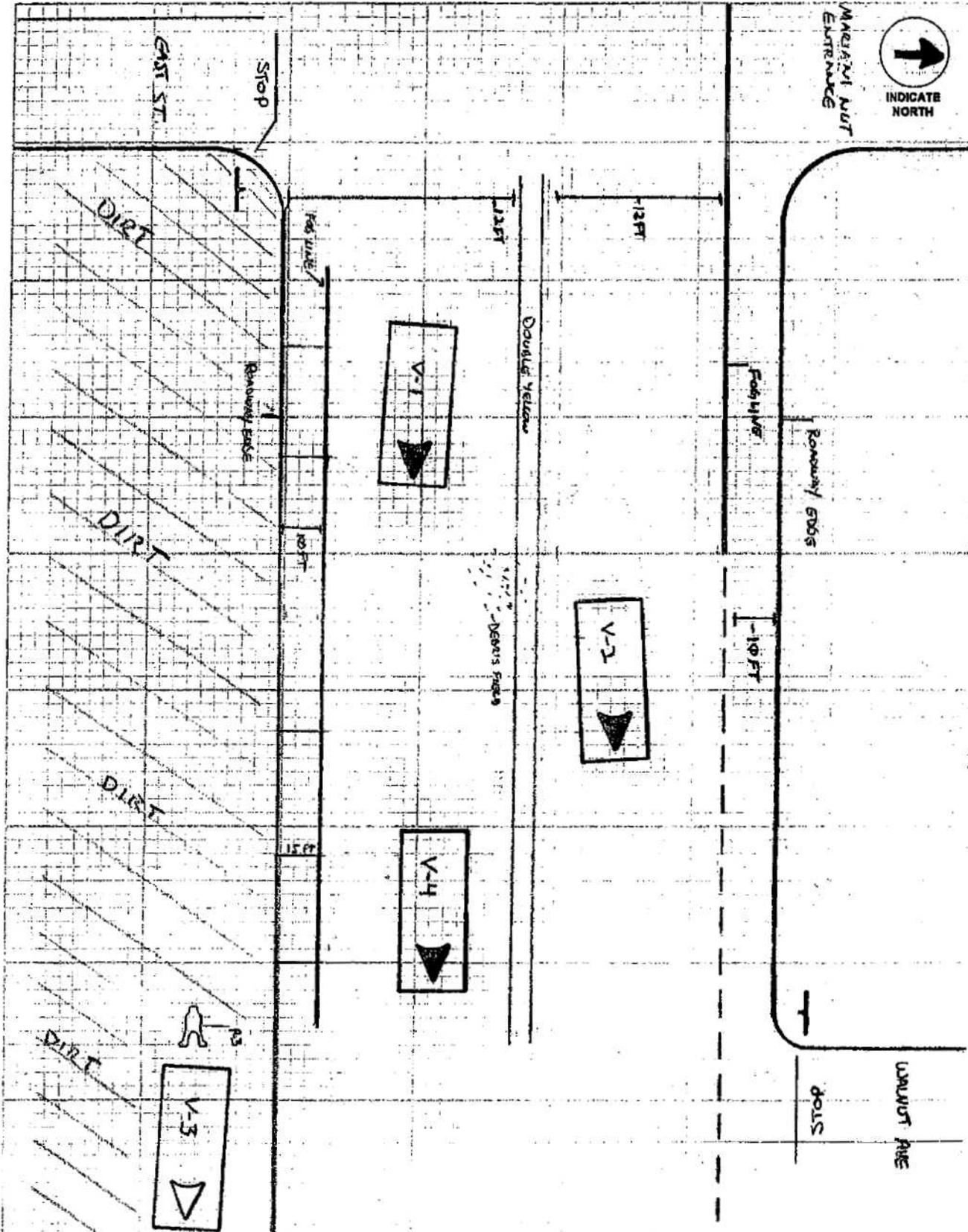
DESCRIBE INJURIES **NONE**

VICTIM OF VIOLENT CRIME NOTIFIED

PREPARER'S NAME **[Signature]** I.D. NUMBER **[Blank]** MO. DAY YEAR **11-26-08** REVIEWER'S NAME **[Signature]** MO. DAY YEAR **11-26-08**

DATE OF COLLISION (MO. DAY YEAR) 4-26-08	TIME (2400) 1900	NCID # 5702	OFFICER I.D. 534	NUMBER 08-322
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ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED (SCALE =)



PREPARED BY J. WARREN	I.D. NUMBER 534	MO. DAY YEAR 5-1-08	REVIEWER'S NAME [Signature]	MO. DAY YEAR
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DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D	NUMBER
4-26-08	1900	5702	530	2008-322

1 **FACTS:**

2
3 **NOTIFICATION:**

4
5 On 4-26-08, at about 1900 hours, Officer Creighton Urquhart advised Winters Police
6 patrol units he was involved in a four vehicle traffic collision on SR 128 at East St. I
7 responded from SR 128 and Morgan St. All measurements are approximate and were
8 taken by roll-a-tape.
9

10 **SCENE DESCRIPTION:**

11
12 This collision occurred on SR 128 (also known as Grant Ave) east of East St. SR 128 is
13 an east and west aligned, two-lane roadway that is straight, level, and primarily composed
14 of asphalt. The east and west lanes are divided by double solid lines. The shoulder is
15 delineated from the traffic lanes by a solid white stripe. The posted speed limit on SR 128
16 in this section of roadway is 40 MPH.
17

18 **PARTIES:**

19
20 **Party #1 (P-1, Officer Urquhart)** was located at the scene of the accident marking the
21 tires of the involved vehicles with paint. P-1 was established as the driver of V-1 by his
22 statement and V-1 is Officer Urquhart's assigned patrol vehicle.
23

24 **Vehicle #1 (V-1, Ford)** was located on its wheels, facing east. V-1 sustained moderate
25 front end damage consisting of damage to the front fenders and push bumper. Refer to
26 factual diagram for measurements of V-1 at rest.
27

28 **Party #2 (P-2, Jessie Mae Preston)** See Officer Warren's supplemental report attached.
29

30 **Vehicle #2 (V-2, Toyota)** See Officer Warren's supplemental report attached.
31

32
33 **Party #3 (P-3, Arnold Valerio)** See Officer Warren's supplemental report attached.
34

35 **Vehicle #3 (V-3, Honda)** See Officer Warren's supplemental report attached.
36
37
38
39

PREPARER'S NAME	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
T. Barnett <i>B</i>	530	4-26-08	<i>Sturmer-2</i>	5/7/08

NARRATIVE/SUPPLEMENTAL

PAGE 8

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D	NUMBER
4-26-08	1900	5702	530	2008-322

1 **Party #4 (P-4, Crescencio Mejia)** was located sitting inside his vehicle. P-4 was
 2 identified by his valid California driver's license and was established as the driver of
 3 Vehicle #4 (V-4) by the following:

- 4 • P-4 admitted driving V-4
- 5 • P-4 is the registered owner of V-4
- 6 • Statements of involved parties

7
 8 **Vehicle #4 (V-4, Nissan)** was located on its wheels, facing east. V-4 sustained minor
 9 damage to the rear of the vehicle. The airbags did not deploy and the vehicle was
 10 drivable. No prior mechanical defects or prior damage were noted or claimed.

PHYSICAL EVIDENCE:

11
 12
 13
 14
 15 There was an area of broken glass and debris in the roadway. See diagram for location.

STATEMENTS:

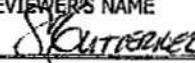
16
 17
 18
 19 **Party #1 (P-1, Officer Urquhart)** stated he was traveling east bound on SR 128
 20 responding to call of intoxicated subjects harassing the manager at the Round Table Pizza
 21 Restaurant. P-1 stated there were three vehicles in front of him and they were stopped at
 22 a red light at the intersection of Railroad Ave and SR 128. When the light turned green,
 23 P-1 and the three other vehicles continued east bound at about 35 to 40 mph. During this
 24 time, dispatch advised responding officers the suspects were leaving in a white, 4 door,
 25 Chevy pick up pulling a blue and white boat. P-1 stated as he approached East St, he saw
 26 a vehicle matching the description given by Yolo County Dispatch facing north bound on
 27 East St waiting to turn onto SR 128.

28
 29 P-1 said as he was looking at the suspect vehicle, traffic had stopped in front of him and
 30 he didn't realize it. P-1 said he didn't see the vehicles stopped in front of him, and he
 31 collided into the rear of V-2.

32
 33 **Party #2 (P-2, Preston)** See Officer Warren's supplemental report attached.

34
 35 **Party #3 (P-3, Valerio)** See Officer Warren's supplemental report attached.

36
 37 **Party #4 (P-4, Mejia)** stated he stopped because he wanted to turn left onto Walnut Lane.
 38 P-4 stated as he was sitting there waiting to turn when V-3 struck the rear of his vehicle.
 39

PREPARER'S NAME	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
T. Barnett 	530	4-26-08		5/7/08

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D	NUMBER
4-26-08	1900	5702	530	2008-322

1 **Passenger (Teresa Gonzalez)** was still seated in the passenger seat of V-4 when she was
2 contacted. Passenger Gonzalez said they were stopped waiting to turn left onto Walnut
3 Lane when V-3 struck the rear of their vehicle.

4
5 **Passenger (Carlos Mejia)** was seated in the back passenger seat when contacted.
6 Passenger Mejia gave no statement due to his age (8).

7
8 **Passenger (Jose Mejia)** was seated in the back seat behind the driver when contacted.
9 Passenger Mejia gave no statement due to his age (2).

10
11
12
13 **OPINIONS AND CONCLUSIONS:**

14
15 **SUMMARY:**

16
17 P-1 was driving V-1 east bound on SR 128, approaching East St, behind V-2, V-3 and V-
18 4. P-1 was dispatched to the Round Table Pizza Restaurant reference several subjects
19 who were intoxicated and harassing the assistant manager.

20
21 As officers were en route, dispatch advised the suspects were leaving in a white, 4 door,
22 Chevy pick up pulling a blue and white boat. As P-1 past East St, P-1 saw a truck pulling
23 a boat facing north on East St, waiting turn onto SR 128. P-1 directed his attention to the
24 truck pulling the boat to see if it was the suspect vehicle the police were looking for.

25
26 While P-1 was looking at the possible suspect vehicle, V-2, V-3 and V-4 had stopped in
27 the roadway because P-4 was turning left onto Walnut Ave. P-1 did not see the vehicles
28 stopped in front of him and collided into the rear of V-2 (AOI #1), V-2 was pushed into
29 the rear of V-3 (AOI #2) and V-3 was pushed into the back of V-4 (AOI #3).

30
31 **AREAS OF IMPACT:**

32
33 The first area of impact where the front of V-1 struck the back of V-2 was located 77 ft
34 east of the east curb line prolongation of East St and 14 ft north of the south roadway
35 edge of SR 128.

36
37 The second area of impact where the front of V-2 struck the back of V-3 was located 92 ft
38 east of the east curb line prolongation of East St and 15 ft north of the south roadway
39 edge of SR 128

40
PREPARER'S NAME I.D. NUMBER DATE REVIEWER'S NAME DATE
T. Barnett 530 4-26-08 [Signature] 5/7/08

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
4-26-08	1900	5702	530	2008-322

1 The third area of impact where the front of V-3 struck the back of V-4 was located 114 ft
2 east of the east curb line prolongation of East St and 15 ft north of the south roadway
3 edge of SR 128
4

5
6 **CAUSE:**
7

8 P-1 (Urquhart) caused the collision by violating Section 22350 CVC- Unsafe speed for
9 conditions. Because P-1 was not looking at the traffic in front of him, inattention was
10 listed as an associated factor.
11

12 The cause was determined by statements of involved parties and damage to vehicles.
13
14
15
16

17 **RECOMMENDATIONS:**
18

19 None
20

21 **EVIDENCE LIST:**
22

23 See attached digital photos, page 12 & 13
24

25 **PROPERTY LIST:**
26

27 None
28

29 **CASE STATUS:**
30

31 TC - Injury accident. Cleared by report.
32
33

PREPARER'S NAME	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
T. Barnett <i>B</i>	530	4-26-08	<i>SCUTIERCE</i>	5/7/08

NARRATIVE/SUPPLEMENTAL

PAGE 11

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D	NUMBER
4-26-08	1900	5702	534	2008-322

PARTIES:

Party #2 (P-2, Jessie Mae Preston) was located standing next to her vehicle. P-2 was identified by her valid California driver's license and was established as the driver of Vehicle #2 (V-2) by the following:

- P-2 admitted driving V-2
- P-2 is the registered owner of V-2
- Statements of involved parties

Vehicle #2 (V-2, Toyota) was located on its wheels, facing east. V-2 sustained major damage to the front and rear of the vehicle. Both airbags deployed and the vehicle was not drivable. No prior mechanical defects or prior damage were noted or claimed.

Party #3 (P-3, Arnold Valerio) was located next to his vehicle. P-3 was identified by his valid California driver's license and was established as the driver of Vehicle #3 (V-3) by the following:

- P-3 admitted driving V-3
- P-3 is the registered owner of V-3
- Statements of involved parties

Vehicle #3 (V-3, Honda) was located on its wheels, facing east. V-3 sustained moderate damage to the front and rear of the vehicle. The airbags did not deploy and the vehicle was drivable. No prior mechanical defects or prior damage were noted or claimed.

STATEMENTS:

Party #2 (P-2, Preston) stated she was traveling east bound on SR 128 when a car started to stop in front of her. P-2 said she came to a stop on SR 128 and as she did, she looked in her rearview mirror and saw a police car not slowing behind her. P-2 said the police car collided into the back of her vehicle and it pushed her into the vehicle that was stopped in front of her.

Party #3 (P-3, Valerio) stated he was driving eastbound on SR 128 and stopped behind a stopped vehicle waiting for it to turn. He said he did not remember what happened next, just that he was shoved from the rear into the vehicle in front of him. He complained of back and neck pain. He was located standing next to his vehicle that was parked on the south dirt shoulder of SR 128.

PREPARER'S NAME	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
J. Warren	534	4-26-08	J. Warren	5/7/08

Winters Police Department-5702 STATE OF CALIFORNIA
NARRATIVE/SUPPLEMENTAL

PAGE 12

DATE OF INCIDENT 4-26-08	TIME 1900	NCIC NUMBER 5702	OFFICER I.D 534	NUMBER 2008-322
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VEHICLE POINT OF REST (POR)

VEH#	WHEEL	FT	DIR	1 ST REFERENCE POINT	FT	DIR	2 ND REFERENCE POINT
1	R/R	93	E	E CBL PROLONGATION OF EAST ST	11	N	S RDWY EDGE OF SR 128
1	L/R	93	E	E CBL PROLONGATION OF EAST ST	17	N	S RDWY EDGE OF SR 128
1	R/F	103	E	E CBL PROLONGATION OF EAST ST	11	N	S RDWY EDGE OF SR 128
2	R/R	122	E	E CBL PROLONGATION OF EAST ST	24	N	S RDWY EDGE OF SR 128
2	L/R	121	E	E CBL PROLONGATION OF EAST ST	29	N	S RDWY EDGE OF SR 128
2	R/F	130	E	E CBL PROLONGATION OF EAST ST	25	N	S RDWY EDGE OF SR 128
4	R/R	138	E	E CBL PROLONGATION OF EAST ST	15	N	S RDWY EDGE OF SR 128
4	L/R	147	E	E CBL PROLONGATION OF EAST ST	21	N	S RDWY EDGE OF SR 128
4	R/F	146	E	E CBL PROLONGATION OF EAST ST	15	N	S RDWY EDGE OF SR 128
V-3 WAS MOVED OFF OF THE ROADWAY PRIOR TO MY ARRIVAL							

PHYSICAL EVIDENCE

ITEM #	DESCRIPTION
1	DEBRIS FIELD CONSISTING OF BROKEN VEHICLE HEAD LAMP AND TAIL LAMP LENSES, AND VEHICLE BODY COMPONENTS.

PHYSICAL EVIDENCE LOCATION

ITEM #	FT	DIR	1 ST REFERENCE POINT	FT	DIR	2 ND REFERENCE POINT

PREPARER'S NAME J. WARREN	I.D. NUMBER 534	DATE 5-2-08	REVIEWER'S NAME <i>Stuttenberg</i>	DATE 5/7/08
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**CITY COUNCIL
STAFF REPORT**

TO: Honorable Mayor and Council Members

DATE: November 4, 2008

THROUGH: John W. Donlevy, Jr., City Manager

FROM: Carol Scianna, Management Analyst

SUBJECT: Approve Resolution No. 2008-44 supporting Proposition 84 Grant Application to Secure Funding For Recreation and Habitat Enhancements Along Putah Creek Through Application for Grant Funds from the California River Parkway Grant Program Under the Water Quality, Safety and Supply, Flood Control, Natural Resource Protection and Park Improvements Bond Act of 2006 Proposition 84.

RECOMMENDATION:

Staff recommends approval of Resolution No. 2008-44 in support of the Proposition 84 Grant Application which will create both habitat and recreation enhancements along Putah Creek. The Winters Putah Creek Committee (WPCC) has reviewed this project and the WPCC has included a letter in support of the proposed project.

BACKGROUND: The proposed Round 4 River Parkway project would implement the next phase of the Winters Putah Creek Park Master Plan. It would focus on the east half of Winters Putah Creek Park from the east edge of Putah Creek Flats to Highway 505 including lands owned by the City of Winters and Solano County. The project would not include the McClish property but adjoins McClish on the west and south boundaries and so was discussed with Don McClish. He has no objections to the project.

The project skips over Putah Creek Flats and would allow the Flats to be used as a staging area for imported fill for the Round 4 project. The Flats need to be graded to remove levees from former aeration ponds to restore functional floodplains. The excess sand and gravel from the levees and silt deposits would be used in the Round 3 project to fill most of the pool below the percolation dam. A rock lined pool would remain below the current site of the percolation dam. Channel realignment through the Flats would finish the channel realignment and major grading as specified in the Winters Putah Creek Park Master Plan. Channel realignment through the Flats would be a Round 5 proposal in the final round of the Proposition 84 River Parkway Program in 2009. Meanwhile, the Flats could be used to stage fill for the Round 4 and Round 5 proposal (or until funding was obtained through other sources). Skipping over the Flats

for now to continue work downstream is necessary to provide a staging area for imported fill.

FISCAL IMPACT: None

MAYOR:
Woody Fridae
MAYOR PRO TEM:
Michael Martin
COUNCIL:
Tom Stone
Harold Anderson
Cecilia Curry



MAYOR EMERITUS:
J. Robert Chapman
TREASURER:
Michael J. Sebastian
CITY CLERK:
Nanci G. Mills
CITY MANAGER:
John W. Donlevy, Jr.

MEMO

TO: John W. Donlevy, Jr., City Manager
Mayor and Council Members

DATE: October 29, 2008

FROM: Winters Putah Creek Committee *CS*

SUBJECT: Letter of Support of Resoultion 2008-44, Proposition 84 Grant Application to Secure Funding for Recreation and Habitat Enhancements Along Putah Creek, through Application for Grant Funds from the California River Parkways Grant Program

At the last meeting of the Winters Putah Creek Committee (WPCC) on October 20, 2008, Rich Marovich, Putah Creek Streamkeeper presented to the WPCC the plans for Round 4 River Parkway project. The focus of this project will be on the eastern half of Winters Putah Creek Park from the east edge of the Putah Creek Flats to Highway 505 and includes property owned by the City of Winters and Solano County.

The Committee members unanimously approved the project as proposed and were very enthusiastic about the continuing work within the Nature Park. The WPCC is optimistic that funding will be awarded and that Rich Marovich, the Solano County Water Agency and the Lower Putah Creek Coordinating Committee will be able to move forward and the much needed improvements in both recreational opportunities and the habitat enhancements with continue along the Nature Park.

**CITY OF WINTERS
RESOLUTION 2008-44**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WINTERS ADOPTING
SUPPORT OF PROPOSTION 84 GRANT APPLICATION AND DECLARING THE
INTENTION OF THE CITY OF WINTERS TO SUPPORT EFFORTS
BY THE LOWER PUTAH CREEK COORDINATING COMMITTEE AND SOLANO
COUNTY WATER AGENCY TO SECURE FUNDING FOR RECREATION AND HABITAT
ENHANCEMENTS ALONG PUTAH CREEK THROUGH APPLICATION FOR GRANT
FUNDS FROM THE CALIFORNIA RIVER PARKWAYS GRANT PROGRAM UNDER THE
WATER QUALITY, SAFETY AND SUPPLY, FLOOD CONTROL, NATURAL RESOURCE
PROTECTION AND PARK IMPROVEMENTS BOND ACT OF 2006 (PROPOSITION 84)**

WHEREAS, Putah Creek is an important recreational asset and natural area for residents of the City of Winters; and

WHEREAS, the City of Winters is working with the Lower Putah Creek Coordinating Committee (LPCCC) to improve habitat conditions and promote stewardship along Putah Creek consistent with the May 2000 Putah Creek Accord ; and

WHEREAS, the Solano County Water Agency and LPCCC are working with Yolo and Solano Counties, City of Winters, and other organizations to submit a grant application to the California Resources Agency under the program shown above for the Winters Putah Creek Nature park; and

WHEREAS, the goals of the grant application are to realign the low flow channel of Putah Creek from the east end of Putah Creek Flats to Highway 505, fill the existing channel and build an elevated bench against the south bank, extend a bench trail along the south bank that will enhance the security of Putah Creek Road, remove invasive weeds including eucalyptus, arundo and Himalayan blackberry, grade the north bank floodplain, enhance recreation opportunities, and accessibility along Putah Creek, restore habitats and improve ecosystem functions; and

WHEREAS, the realignment will improve water quality and aquatic habitat by increasing flow velocity and lowering the water temperature providing more favorable conditions for native fish; and

WHEREAS, the improvements proposed for the Putah Creek Nature Park are consistent with the City's Natural Resources Element, of the General Plan, and Putah Creek Master plan.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WINTERS AS FOLLOWS:

The City of Winters supports efforts by the Lower Putah Creek Coordinating Committee and Solano County Water Agency to secure funding for recreation and habitat enhancements along Putah Creek through application to the Resources Agency for grant funds under the Proposition 84 California River Parkways Grant Program.

I, the undersigned, hereby certify that the foregoing Resolution Number 2008-44 was duly adopted by the City Council of the City of Winters, at a regular meeting held on Tuesday, November 4, 2008, by the following vote:

AYES:

NOES:

ABSENT:

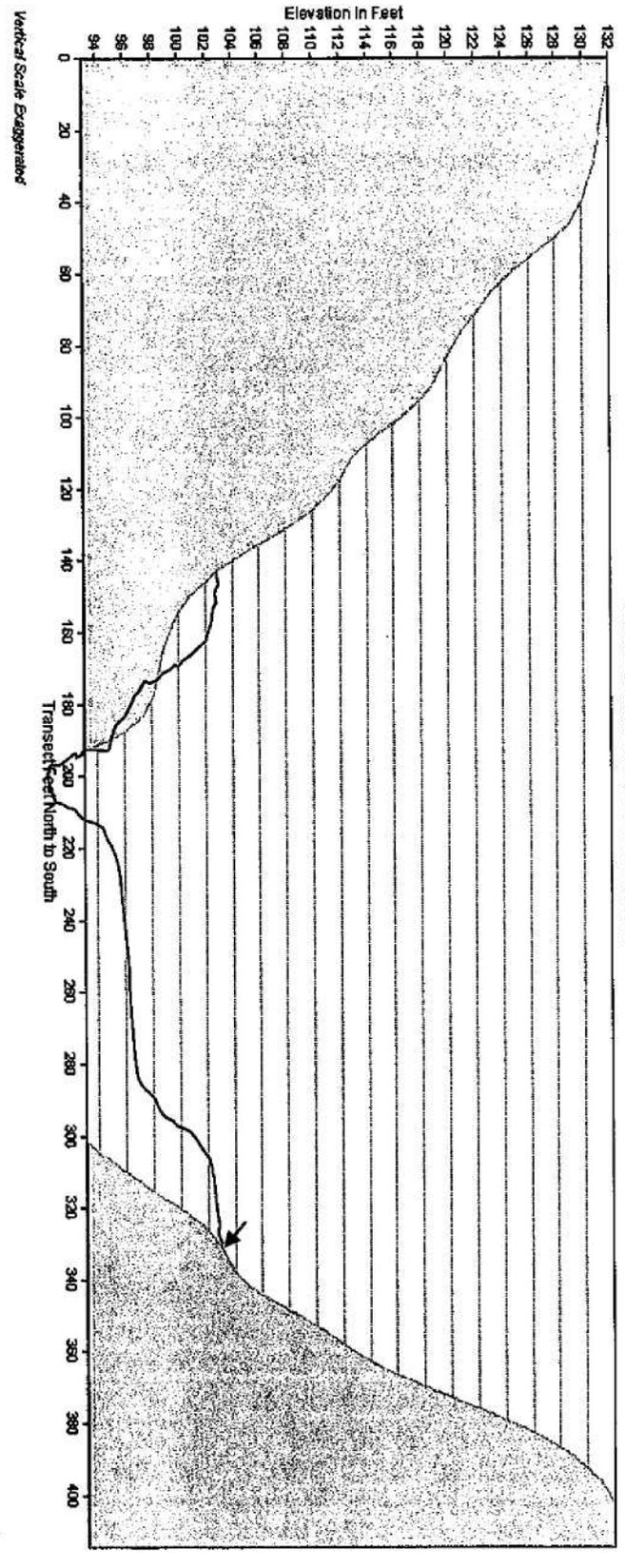
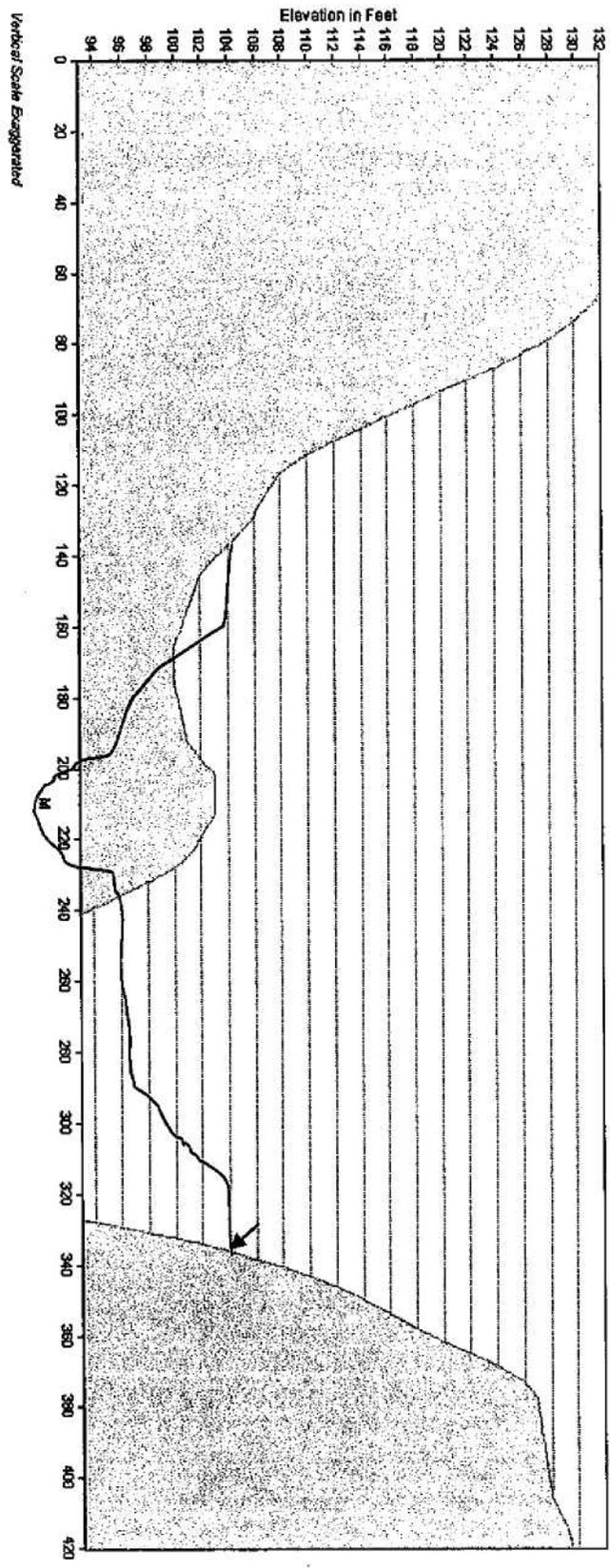
ABSTAIN:

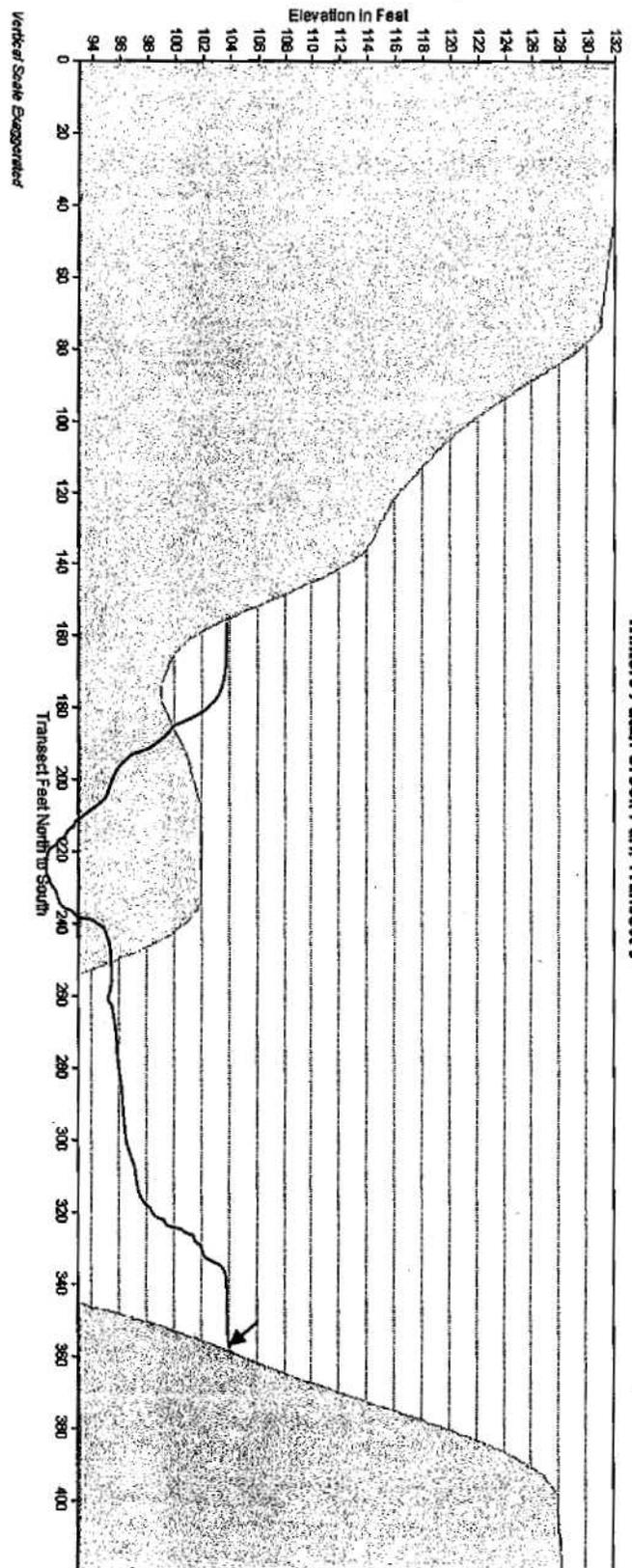
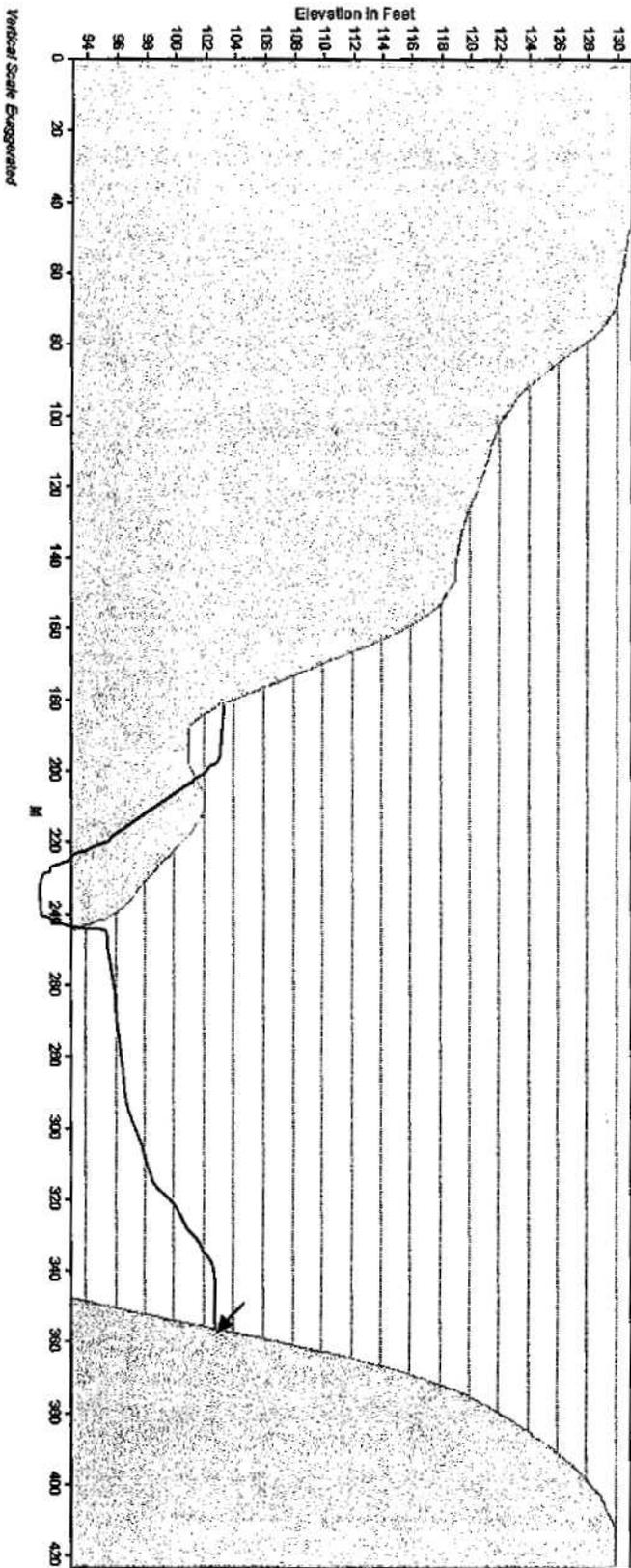
Michael Martin, MAYOR

ATTEST:

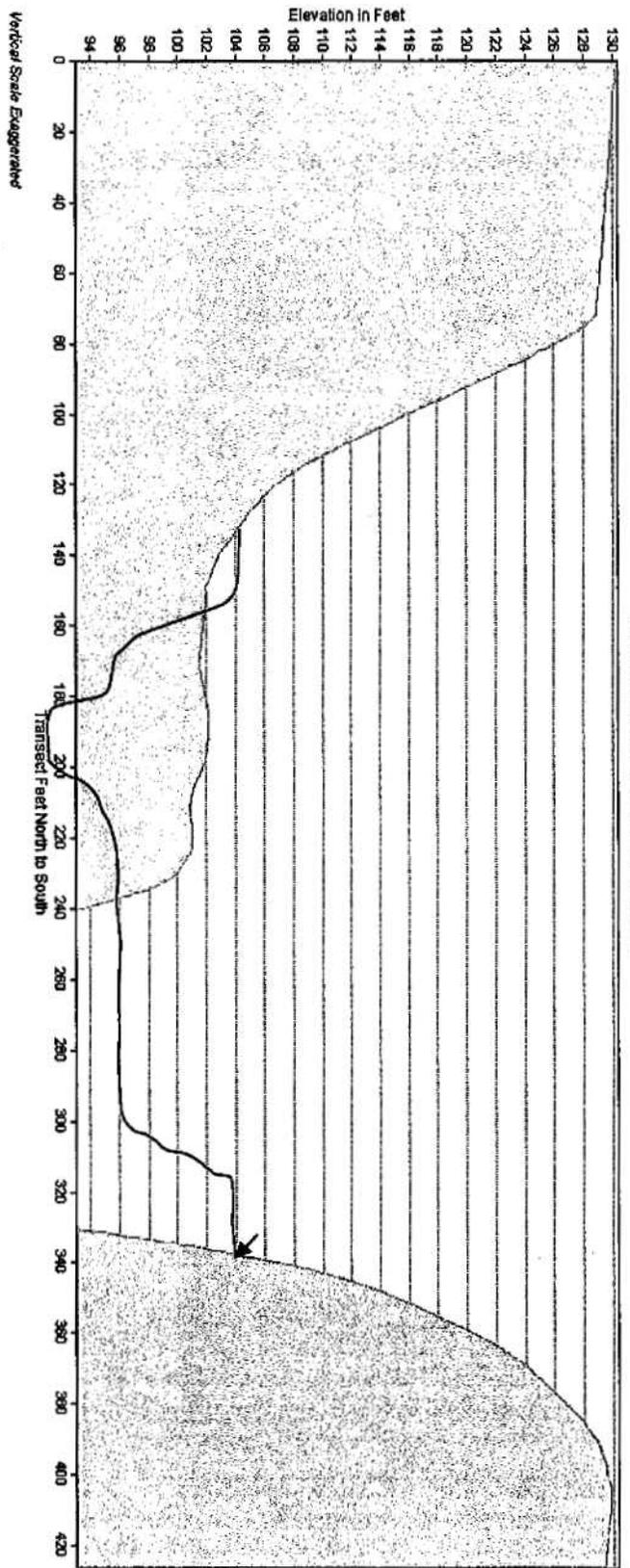
Nanci G. Mills



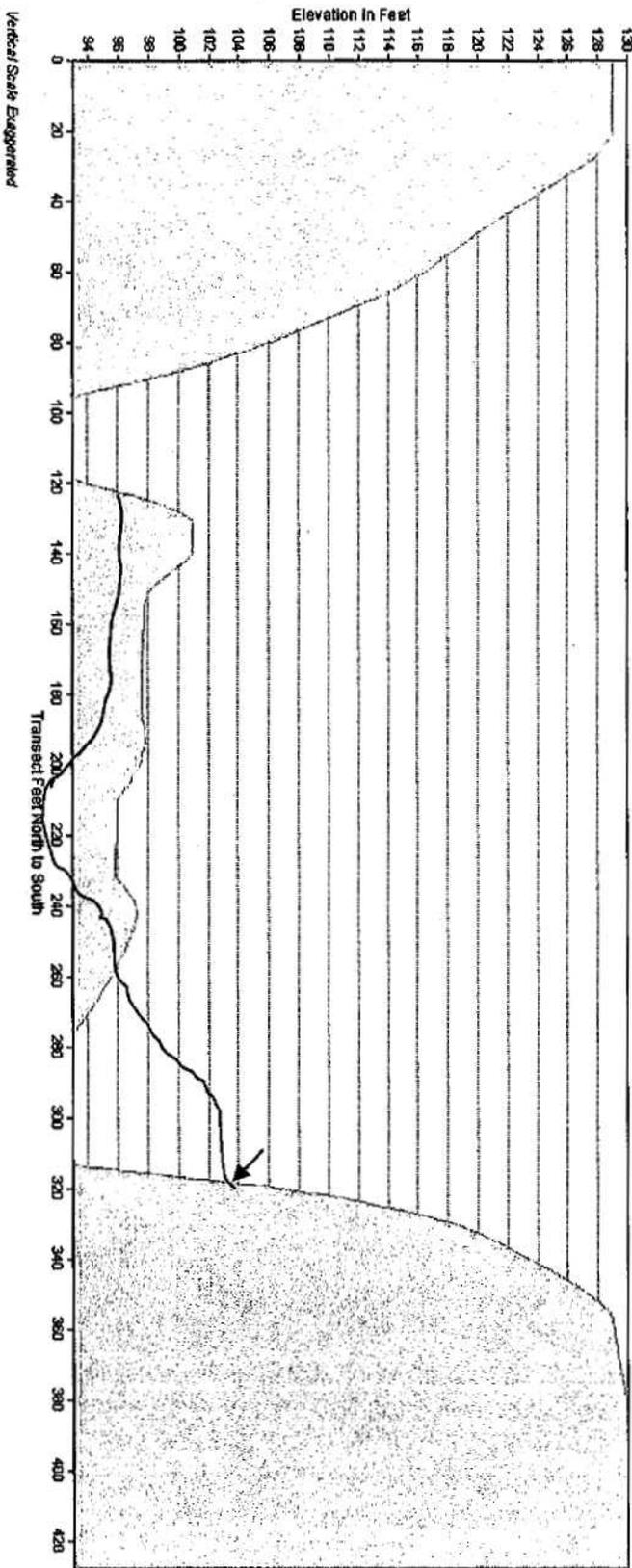




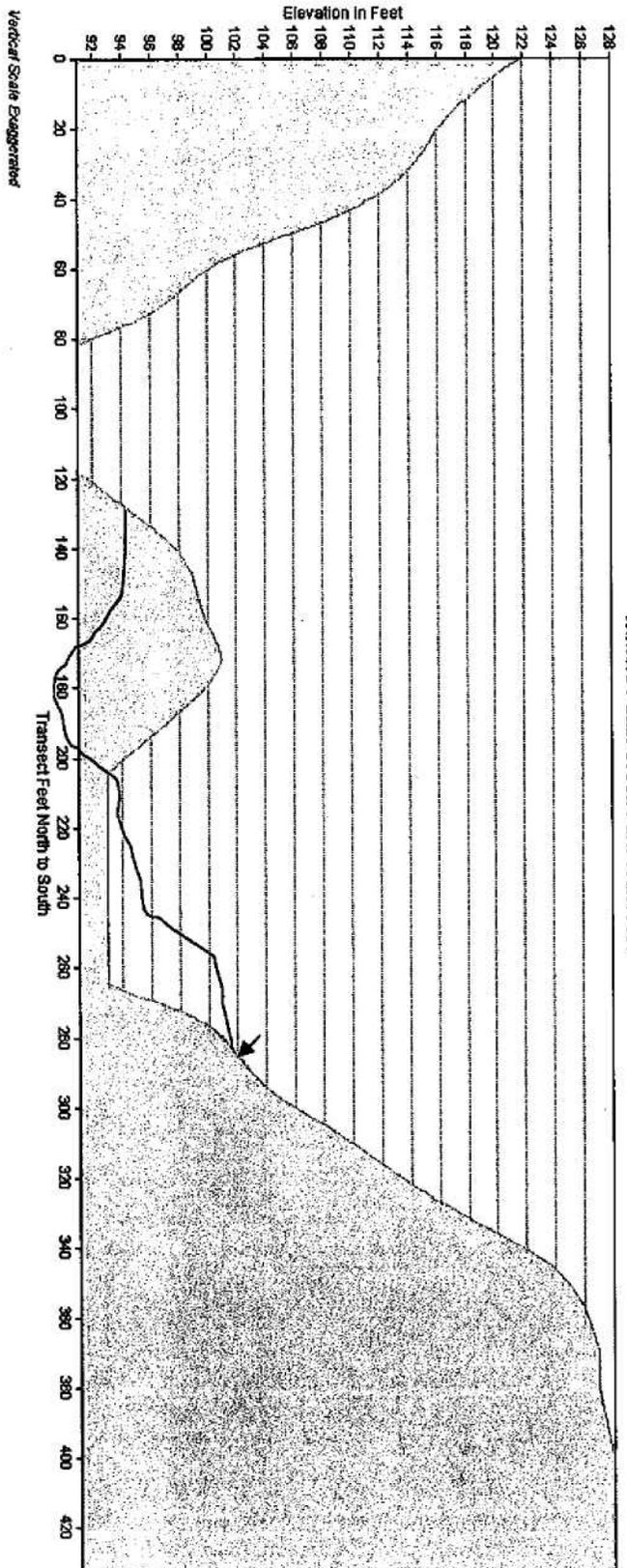
Winters Purah Creek Park Transect 5



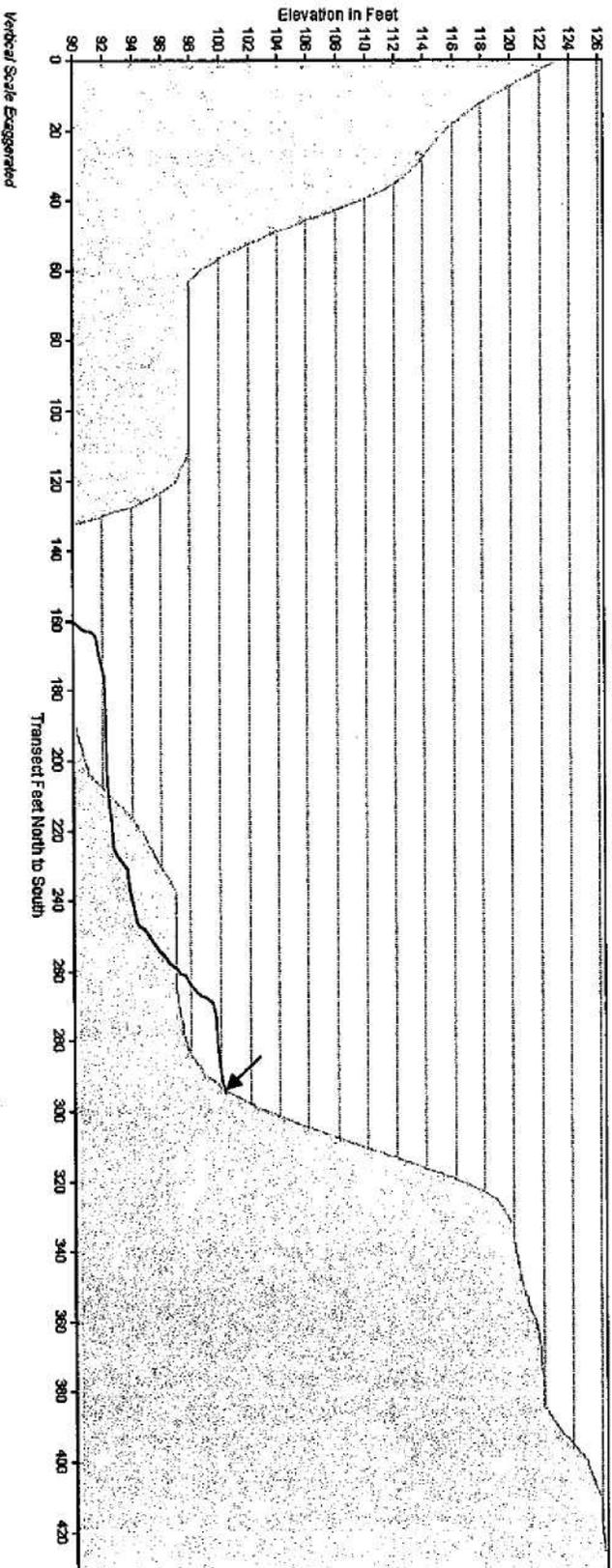
Winters Purah Creek Park Transect 6



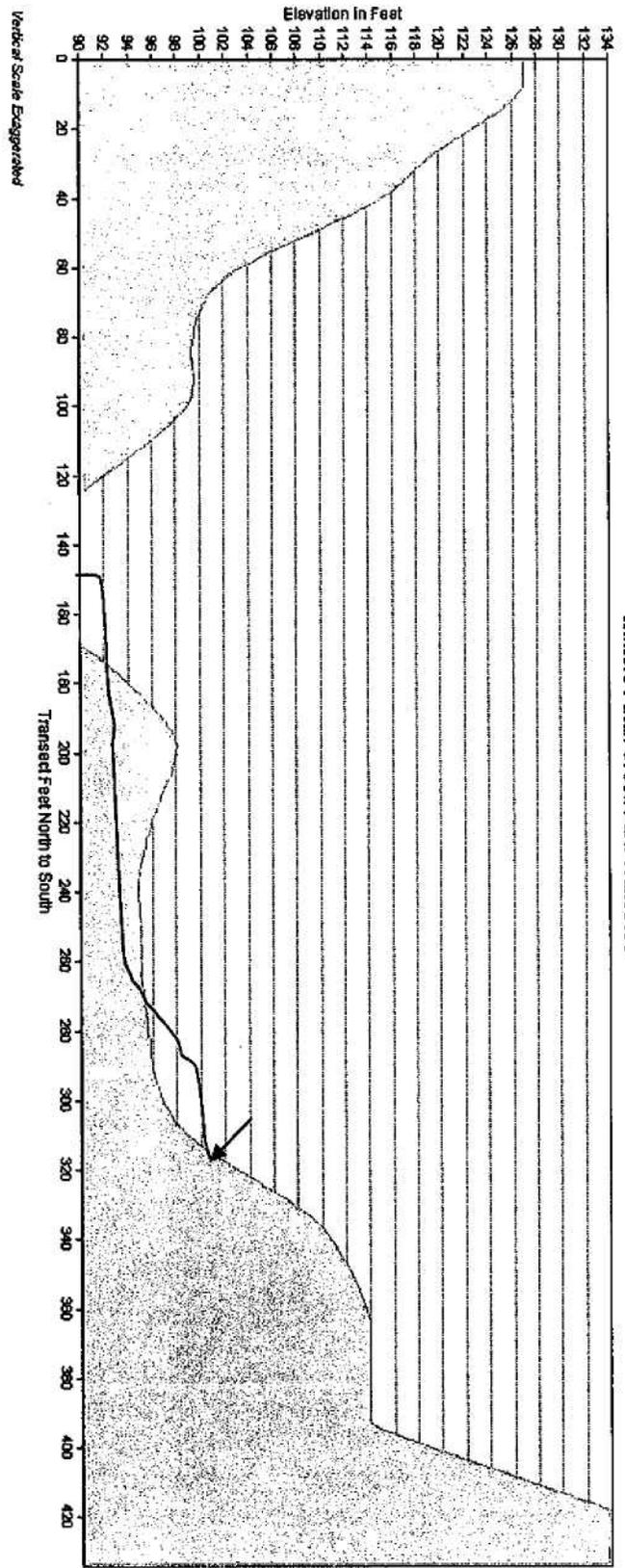
Winters Putah Creek Park Transect 7



Winters Putah Creek Park Transect 8



Winters Putah Creek Park Transect 9





STAFF REPORT

TO: Honorable Mayor and Councilmembers
THROUGH: John W. Donlevy, City Manager *JD*
FROM: Nicholas J. Ponticello, City Engineer
DATE: November 4, 2008
SUBJECT: Update to Council on the status of the water and sewer projects being funded by the water and sewer bond, O&M budgets, Redevelopment Agency, and Impact Fees.

RECOMMENDATION:

Staff recommends that City Council direct staff to continue with the previously established water and sewer projects with the modifications as sited in this staff report.

BACKGROUND:

With the issuance of the Water and Sewer Bonds in September 2007, staff has undertaken a large capital improvement program for the water and sewer systems within the City of Winters. Staff has completed some projects and is nearing completion of the design phase of other projects. Staff is requesting that the City Council review the projects and provide direction to staff for the completion of the capital improvement plan. Below are the projects that were included in the spending plan at the time the bonds were issued. Each project description includes the status of the project, a projected completion time where appropriate, and the budget for each project.

Project 08-01, Water and Sewer Main Renovation Project involves replacement of approximately 4,800 feet of sewer mains and laterals, and 3,900 feet of water mains and services. Project design is 95% complete. Bidding of the project is scheduled for November to coincide with the completion of the Downtown Streetscape project. This project is estimated to cost \$3,601,000. This entire project is being funded through the water and sewer bond proceeds.

Water Well #7, the new Grant and Main water well that was to be constructed by Hofmann Development Company is proceeding to construction by the City. Due to the housing market slow down, Hofmann is not prepared to complete this well in the time frame that the City requires. The design plans are 95% complete and staff is negotiating with Hofmann to release those plans to the City along with corresponding land dedications. Once the City has control of the project, the City will use Impact Fee funds, Redevelopment Agency funds (as a loan), and funds from the water bond money for construction. All impact fee funds will be exhausted prior to the use of the Redevelopment and Bond Funds. The cost of completing the well is estimated to be \$1,190,000.

Citywide SCADA installation at the sewer pump stations and water wells is proceeding on schedule. This contract was awarded to ZSI Inc in February 2008 with a currently contract amount just under \$318,000. Design of the system is complete and ZSI began installing the system on October 20, 2008. It is anticipated that most of the system will be online by February 2009 and the entire system completed by September 2009. This project is being funded through the water and sewer bonds.

Wastewater Pump Station Renovations are proceeding on schedule. Renovation of the two small stations, Carter Ranch and Walnut Ranch, has been completed successfully. Prior to the renovation

these stations would breakdown almost daily. Since the pumps and electrical control were replaced there has not been single breakdown. As part of ZSI's contract, they are designing a new motor control center (MCC) to replace the outdated and unreliable systems at the East Street and El Rio Villa Pump Stations.

Once completed, staff will recommend that Council approve the construction of the new MCC at East Street. Because Yolo Housing Authority owns the El Rio Villa Pump Station, staff will negotiate directly with them to fund the replacement of the MCC at that station. Installation of the SCADA system at these two stations may be delayed to coincide with the installation of the MCCs. This project is estimated to cost \$422,000 with \$341,000 from the sewer bond and another \$80,000 from the sewer O&M budget.

Well Renovations have been proceeding as planned. The objective of these renovations is to improve the reliability and safety of the systems. All of the City wells utilize food grade oil to lubricate the mechanical parts. This oil is often a source of well contamination that can be costly to clean up. Well 4 was completely renovated last summer resulting in complete removal of existing contaminants, improved performance, and reduced operating cost. Well 5 is in the process of being renovated and it should be back online by the end of November. By rehabilitating these two wells, the City has seen an additional 600 gallon per minute (gpm) capacity increase which represents 10% additional available water. The cost estimate to renovate Well 4 & 5 is \$232,000 with \$220,500 from the water bond and \$11,500 from the water O&M budget.

Since the City will now be constructing Well #7, the remaining renovation of Well 2 & 6, have been put on hold. Staff may still investigate the condition of these well at an estimated cost of \$40,000 but complete renovation will not commence until Well 7 is brought online. This decision releases an estimated 106,000 from the immediate demand on the water bond funds.

Well #3 has become re-contaminated after being cleaned up a little over a year ago. All efforts to sterilize it have failed. The well is too old and fragile to perform aggressive rehabilitation and given its history of repeated contamination, it may not be practical to continue operating the well. At this time staff is not operating the well and the renovation project has been cancelled. Staff will reevaluate possible actions on Well 3 after the completion of Well 7. This decision releases an estimated \$62,387.50 from the water bond fund.

The Citywide Water Meter Installation project is in the planning stages. The project was presented to Council for approval. Council directed staff to provide rate schedules for water usage. The cost estimate for this project is \$1,300,000 and is funded by the water bond, water O&M, and Redevelopment.

The total cost of all of these identified projects excluding the well renovations that have been temporary held is \$7,157,485. All identified funding sources including the water and sewer bond total \$7,943,000. Total water bond expenditures are 2,432,775.69 leaving \$507,563.23 available for additional well rehab and/or extending the water service to I-505. Total sewer bond expenditures are \$2,876,100 leaving 604,020.65 available for extending the sewer service to I-505 or other infrastructure projects..

ALTERNATIVES: Not applicable.

FISCAL IMPACT: The projects will be funded through the Water & Sewer Bonds, Water and Sewer O&M funds, Redevelopment Agency loans, and Water Impact funds.

**CITY OF WINTERS
UTILITY RENOVATION PROJECT BUDGET (Option 3)
2007-2008**

	TOTAL FUNDING SOURCES						TOTALS
	Water Bond	Sewer Bond	Water O&M	Sewer O&M	RDA	Impact Fees	
TOTAL Bond & Other Budgets	\$2,940,339	\$3,480,121	\$35,938	\$583,883	\$350,000	\$553,000	\$7,943,280

Projects (Identified for Bond)	Work Description	Estimated Paid to Date	FINANCE DETAIL PROJECT ALLOCATION					TOTALS	Balance	
			Water Bond	Sewer Bond	Water O&M	Sewer O&M	RDA	Impact Fees		Engineering Cost Est.
08/09 Water Meter	Add/Replace water meters		\$447,017			\$409,983	(1)	\$1,300,000	-\$443,000	
06/07 Jackson/McArthur Reconstruction	Replace water main	\$324,485	\$324,485					\$324,485	\$0	
07/08 Well Renovation & Rehabilitation	Well 4 & 5, Minor Investigate of 3	\$111,497	\$220,500		\$11,500			\$232,000	\$0	
07/08 Well Investigate	Investigate Well 2 & 6 Conditions		\$40,000					\$40,000	\$0	
07/08 Well SCADA	Add SCADA to 5 Wells	\$56,561	\$155,000					\$155,000	\$0	
08/09 Water Well #7	Construct new well (2300 gpm)		\$287,000			\$350,000	\$553,000	\$1,190,000	\$0	
07/08 Wastewater Pump Station Renovation	Renovation 4 pump stations	\$107,715		\$341,100		\$80,900		\$422,000	\$0	
07/08 Wastewater SCADA	Add SCADA to 4 pump stations	\$56,561		\$150,000				\$150,000	\$0	
SUBTOTAL		\$656,818	\$1,474,002	\$491,100	\$11,500	\$490,883	\$350,000	\$553,000	\$3,813,485	-\$443,000
TOTAL Remaining Bond & Other Budgets after bond identified projects plus new well			\$1,466,337	\$2,989,021	\$24,438	\$93,000	\$0	\$0	\$4,129,795	

Projects (Additional Infrastructure)	Upsize Main from 4" to 12"	Estimated Paid to Date	CITY ENGINEER DETAIL PROJECT ALLOCATION					TOTALS	Balance	
			Water Bond	Sewer Bond	Water O&M	Sewer O&M	RDA	Impact Fees		Engineering Cost Est.
07/08 Water - Fourth Street Main Upsizing	Upsize Main from 4" to 12"		\$682,000		\$0			\$682,000	\$0	
07/08 Water - Russell Street Main Upsizing	Upsize Maint from 6" to 8"	\$26,074	\$652,000					\$652,000	\$0	
(Add Alternative) East Edwards	Upsize Maint from 6" to 8"	\$26,074	\$307,000					\$307,000	\$0	
07/08 Sewer CCTV	Clean & Video Inspect Sewer System	\$90,721			\$93,000			\$93,000	\$0	
07/08 Sewer - Walnut Sewer Replacement	Replace main - N. Walnut to Grant	\$10,919		\$566,000				\$566,000	\$0	
07/08 Sewer - Russell Sewer Replacement	Replace main - W. Russell to First	\$10,919		\$1,300,000				\$1,300,000	\$0	
07/08 Sewer - Second Sewer Replacement	Replace main - S. Second - Russell	\$10,919		\$158,000				\$158,000	\$0	
07/08 Sewer - E. Edwards Sewer Replacement	Replace main - Railroad to East St.	\$10,919		\$273,000				\$273,000	\$0	
07/08 Sewer - Mermod Replacement	Replace main - Anderson - S. Mermod	\$10,919		\$88,000				\$88,000	\$0	
07/08 Sewer - Fourth Street Sewer Replacement	Replace main - All Roadway			\$340,000				\$340,000	\$0	
(Add Alternative) Baker Street	Replace main - Second to Railroad			\$382,000				\$382,000	\$0	
SUBTOTAL		\$197,465	\$959,000	\$2,385,000	\$0	\$93,000	\$0	\$3,437,000	\$0	
TOTAL Remaining Bond & Other Budgets after all priority projects			\$507,337	\$604,021	\$24,438	\$0	\$0	\$0	\$376,485	

Projects	Description	Estimated Paid to Date	OTHER PROJECTS					TOTALS	Balance	
			Water Bond	Sewer Bond	Water O&M	Sewer O&M	RDA	Impact Fees		Engineering Cost Est.
Jordan/505 Water/Sewer Extension			\$213,000	\$500,000			\$656,000	\$770,000	\$599,000	
Complete Well Renovations & Rehabilitation	All wells except Well 3		\$294,337							
SUBTOTAL			\$507,337	\$500,000	\$0	\$0	\$656,000	\$0	\$770,000	\$893,337
REMAINING FUNDS *Note: RDA Fund Deficit due to new Well 7 and I-505 Extension			\$854,283	\$0	\$104,021	\$24,438	\$0	-\$656,000	\$0	-\$134,027



STAFF REPORT

TO: Honorable Mayor and Council members
THROUGH: John W. Donlevy, City Manager *JD*
FROM: Shelly Gunby, Director of Financial Management *Shelly*
DATE: November 4, 2008
SUBJECT: Winters Fire Protection District Financial Update.

RECOMMENDATION:

Staff recommends that City Council review the financial information on the Winters Fire Protection District as part of the discussion of consolidating the fire protection services provided by the City of Winters and the Winter Fire Protection District.

BACKGROUND:

Currently the City of Winters contracts with the Winters Fire Protection District to provide fire and emergency medical response for residents within the City of Winters. The Fire District is governed by a Board of Directors comprised of citizens within the Fire Districts boundaries, no city resident is on the board, and actually no city resident is eligible to serve on the board per State Law pertaining to special districts.

City Staff and District Board members have begun discussing a consolidation plan that would have fire services provided by a city fire department, and the district would contract with the City of Winters for fire protection services, essentially reversing the existing relationship.

Current Financing of the District:

The fire district receives funding from 2 main sources, Property taxes within the fire district boundaries and City payments to the fire district. These two sources provide approximately 85% of the revenues to operate the district; some years have additional funding sources such as grants and impact fees that are used to purchase equipment. The fire district also charges for first responder medical aid services, which provides for approximately 3% of operations. Below is a summary of the revenues for the fire district from 6/1/2002 through budgeted 6/30/09.

	Actual 6/30/2003	Actual 6/30/2004	Actual 6/30/2005	Actual 6/30/2006	Actual 6/30/2007	Actual 6/30/2008	Budget 6/30/2009
City of Winters General Fund	195,000.00	219,999.00	225,000.00	270,000.00	376,299.99	410,312.00	409,872.00
City of Winters Impact Fee	27,079.92	115,995.99	22,735.95	555.69	-	-	-
City of Winters Grants			14,864.05	20,448.35	5,916.16	39,479.53	
Total City of Winters Funding	222,079.92	335,994.99	262,600.00	291,004.04	382,216.15	449,791.53	409,872.00
% of total budget	55%	59%	56%	57%	65%	67%	62%
Fire District Taxes	138,946.48	148,880.95	153,571.15	173,055.34	173,542.82	186,664.14	185,922.00
Interest	18,712.97	5,664.15	10,147.84	13,930.21	19,570.65	23,967.11	12,000.00
Charges for Services	12,449.38	17,479.64	13,311.59	15,284.75	12,059.25	10,499.23	10,000.00
Other Revenue	13,122.42	59,632.91	30,748.93	12,877.37	2,104.53	3,877.29	44,117.00
Total District Revenues	183,231.25	231,657.65	207,779.51	215,147.67	207,277.25	225,007.77	252,039.00
% of total budget	45%	41%	44%	43%	35%	33%	38%
Total Revenues	405,311.17	567,652.64	470,379.51	506,151.71	589,493.40	674,799.30	661,911.00

As the chart above clearly shows, the City is now contributing approximately 2/3's of the funding for operating the fire department beginning in 06-07. The city has contributed from the General Fund for operations, from impact fees for equipment, and from grants that city staff has been aggressively pursuing on the fire districts behalf.

The fire district has been able to maintain its general reserves, has increased its Equipment Replacement Reserves (even with purchases of equipment), and has increased its PERS reserves and its Fund balance available in the last 6 years. The chart below shows the reserve status of the fire district for each of the last 6 fiscal years.

	General Reserves	Designated Equipment Replacement	PERS Reserve	Fund Balance Available	Ambulance Replacement Reserve	Total Reserves & Fund Balance
6/30/2003 Actual	258,992.00	125,139.18	40,000.00	42,642.34	103,402.33	570,175.85
6/30/2004 Actual	258,992.00	177,754.07	40,000.00	13,354.28	-	490,100.35
6/30/2005 Actual	258,992.00	153,408.39	44,200.00	3,716.55	3,612.49	463,929.43
6/30/2006 Actual	258,992.00	158,084.71	44,200.00	33,494.29	3,612.49	498,383.49
6/30/2007 Actual	258,992.00	168,511.26	44,200.00	44,463.29	3,612.49	519,779.04
6/30/2008 Actual	258,992.00	179,184.08	44,200.00	81,067.47		563,443.55

There are several key financial issues facing the fire district/department as we move forward with the consolidation planning. These issues include:

1. PERS Plan- the fire district has adopted a 3% at 50 retirement plan(with the support of then council members Stone and Calvert, compared to the 3% at 55 Plan our Police Department has adopted.
2. Unfunded PERS Liability-According to the actuarial dated the unfunded liability for PERS for the fire district is approximately \$425,000 (this includes all plans)
3. Post Employment Healthcare benefits-currently the fire district pays a portion of retired Chief Bruhn and Kidder of approximately \$250 per month. The City does not pay post retirement healthcare benefits.
4. Overtime-currently the fire district operates under a small district exemption regarding the issue of overtime. The current employees receive no overtime for hours worked in excess of a 40 hour work week. This exemption will be lost immediately upon the employees becoming city employees. Preliminary research indicates an additional \$140,000 per year for overtime once the relationship between the agencies is reversed and the small district exemption no longer applies. This assumes going to a 4/10 work schedule with overlapping days for training.
5. Operation of the Office of Emergency Services truck (OES) - the fire district currently has an OES truck that is available for use by the district, and which also requires district fire staff to provide assistance on fires throughout the state when called on. Compensation for this unit when dispatched by the state is funded 75% by FEMA disaster funding and 25% by state funds. Reimbursement to responding staff is handled through the Winters Volunteer Firefighter Association. Decisions will have to be made on whether we continue to operate the OES truck, and how compensation for responding staff will be handled once the agencies reverse the relationship.
6. Accrued time off-currently staff is only allowed to carryover 80 hours of time off from year to year. This has been accrued by the county and is included in the liabilities of the fire

district. With overtime possibilities, fire staff may begin to accrue comp time similar to that of the police department, and policies will need to be put into place regarding the use of such accrued time off.

ALTERNATIVES: Not applicable.

FISCAL IMPACT: None at this time.



**CITY COUNCIL
STAFF REPORT**

TO: Honorable Mayor and Council Members
DATE: November 04, 2008
THROUGH: John W. Donlevy, Jr., City Manager *JWD*
FROM: Shelly Gunby, Director of Financial Management *Shelly*
SUBJECT: Water service shut off procedures

RECOMMENDATION:

City Council approve a policy for the turning off and turning on of city water service.

BACKGROUND:

The current economic situation has forced many of our residences to go into foreclosure. This has left a lot of homes abandoned during the foreclosure process with a resulting increase in delinquent city utility bills.

Current policy is that someone call's City Hall and verbally requests that water be shut off to a property when the owner vacates the property. With the spike in foreclosures and the resulting abandonment of the properties, staff finds the need for a written paper trail for the purposes of billing for water services for these foreclosed properties.

Staff requests a new policy be adopted that requires the property owner fill out a form and sign it in order for service to be turned off or turned on for properties serviced by the city water and sewer systems.

Attached are 2 forms, one for the property owner to request service to be shut off or turned on, and one for city staff to request termination due to non-payment. The form for the property owner to request service termination will be available at City Hall as well as the city web page for the property owner convenience. We are asking for at least 5 days notice for the termination of service to provide for mailing the forms to City Hall.

FISCAL IMPACT:

None by this action



WATER SERVICE ACTION SHEET

Water Shut off	
Date _____	Effective Date _____ (must be at least 5 days from submitted)
Property Address _____	
Service Turn off requested by _____ (Must be property owner)	
Reason of Shut off _____	
Signature of Propety Owner _____	

Water Turn On	
Date _____	Effective Date _____ (must be at least 5 days from submitted)
Property Address _____	
Service Turn off requested by _____ (Must be property owner)	
Reason of Shut off _____	
Signature of Propety Owner _____	



WATER SERVICE ACTION SHEET

Date _____	Effective Date _____
Account # _____	Location # _____
Property Address _____	

Water Shut off

Service Turn off requested by _____
(City Staff for Non-Payment)

Reason of Shut off _____

Water shut off on Screen B of Master File _____ (enter date of action)
(MQ-FM-LM)

Sewer Shut off on Screen B of Master File _____ (enter date of action)
(MQ-FM-LM)

Request taken by _____
(Staff Name)

Data Entry in software by _____
(Staff Name)

Water Turn on

Service Turn On requested by _____
(City Staff)

Water Turn On on Screen B of Master File _____ (enter date of action)
(MQ-FM-LM)

Sewer Turn On on Screen B of Master File _____ (enter date of action)
(MQ-FM-LM)

Request taken by _____
(Staff Name)

Data Entry in software by _____
(Staff Name)



**COMMUNITY DEVELOPMENT AGENCY
STAFF REPORT**

TO: Honorable Chairman and Board of Directors
DATE : November 4, 2008
THROUGH: John W. Donlevy, Jr., City Manager
FROM: Cas Ellena, Redevelopment & Economic Development Director *CE*
SUBJECT: Approval of Lease Assistance Criteria Guidelines

RECOMMENDATION: Staff recommends the Community Development Agency ("CDA") approve the Lease Assistance Criteria Guidelines set forth below.

BACKGROUND: Downtown Winters is a unique location, with an unspoiled small-town character, near employment centers and urbanized areas, and offering potential opportunities for attracting smaller-scale retail/commercial users. However, Winters experiences many retail and commercial challenges such as nearby powerful competing retail centers; low lease rates, a large percentage of residents who commute away for work; and though its main street is lined with wonderful historic structures, it is a challenge to make sure they are preserved and occupied.

The CDA is charged with the elimination of blight in the Winters Community Development Project Area (the "Project Area"). One of the blighting conditions identified in the Project Area, which acts as a detriment to development and sustainability of the downtown, is obsolete, aged, deteriorated, vacant and under-utilized buildings and spaces. The CDA must address this challenge as well as those mentioned above. This is achieved through the implementation of the CDA's Five Year Implementation Plan (the "Plan").

The goals and objectives of the CDA under the Plan include, among others: 1) to provide a stable, diversified and stronger economic base for the Project Area and the community; and 2) to maximize opportunities for the revitalization, expansion and development of commercial uses within the Project Area.

To achieve these goals and objectives, the Plan provides that the CDA will implement projects and activities, including, among others; 1) economic development; 2) project area planning; and 3) property disposition and development.

One of the economic development tools available to the CDA is a lease assistance program which can be a very valuable tool to attract, retain and expand businesses which have demonstrated that they are sustainable with strong revenue streams and successful at attracting visitors and other businesses. Lease assistance is consistent

with the goals in the Plan and can help with its implementation and the alleviation spread of blight and deterioration through: 1) the renovation and occupancy of vacant retail space; 2) the attraction of additional sustainable retail businesses; 3) the retention of existing businesses; 4) and by increasing local employment opportunities through the renovation of vacant or underutilized buildings and spaces.

On August 16, 2005, the CDA approved a Lease Agreement with the Winters Opera Housing Partners for 13 Main Street and a Sublease Agreement with Fleming Productions (the Palms) for same, in order to retain the Palms in Winters, to assist the CDA in achieving its blight elimination objectives.

On October 7, 2008, the CDA approved a Lease Agreement with Mary Bajakian for 308 Railroad Avenue and a Sublease Agreement with ARC Guitars for same in order to provide for the relocation of ARC Guitar to the Downtown and the expansion of his business to include retail, in addition to repair and handcrafting, to assist the CDA in achieving its blight elimination objectives.

As this type of assistance for business development has shown that it can be a very valuable tool, it is important that the CDA codify the criteria it uses in determining whether or not to provide lease assistance to a business. The criteria used in evaluating the above mentioned proposals focused on what makes a business successful and sustainable. The criteria included: 1) a growing and stable customer base; 2) a destination business which attracts visitors and local residents and complements the existing business base; 3) consistent revenue generation; 4) multiple revenue streams preferred; 5) a unique and intriguing business which fills a niche or an unmet need; 6) a fixed and sufficient number of open hours of operation; 7) a type of business which enhances the "Winters Experience", generates synergy, supports other businesses and makes them stronger, through customer attraction, business to business transactions etc. i.e. an anchor business; 8) An owner-operated business that is the principal occupation of the business owners, i.e., owner must be financially reliant on the success of the business; 9) Must have a strong operator with a proven track record and demonstrated experience; 10) Operator must be actively implementing a promotion/marketing strategy for their business that also contributes to the promotion of Winters in general.

Each business proposal that comes forward will be unique and must be evaluated on its own specific merits. Not all businesses will meet each element of the criteria exactly but should be judged on its total benefit to the downtown and on its ability to provide support and sustainability to the downtown at large. The criteria is meant to act as a guideline to staff and the CDA as proposals come forward. Depending on the type of business, certain criteria may be weighted more heavily. For example, a retail business will be evaluated heavily on whether or not it has a wholesale component or a second revenue source such as internet sales. A wholesale business will be evaluated based more on the depth and stability of its customer base. An entertainment business will be predominately evaluated on its demonstrated ability to attract visitors. All will be evaluated based on open hours of operation and its overall benefit to Winters.

FISCAL IMPACT: None by this action.