



Winters City Council Meeting
City Council Chambers
318 First Street
Tuesday, March 2, 2010
6:30 p.m.
AGENDA

Members of the City Council

*Michael Martin, Mayor
Woody Fridae, Mayor Pro Tempore
Harold Anderson
Cecilia Aguiar-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 Regular Meeting of the Winters City Council Held on Tuesday, February 16, 2010 (pp 1-10)
- B. Street Closure Request – Amgen Tour of California Bike Race – Monday, May 17, 2010 (pp 11-17)
- C. Approve Scope of Work Proposed by Ponticello Enterprises to Finalize the Sewer System Management Plan (SSMP), Which is Due to the State by May 2, 2010. Proposed Budget for Work is \$8,858, Which Will be Done on a Time and Materials Basis (pp 18-22)
- D. Street Closure Request – Buckhorn Monthly Car Show (pp 23-25)

PRESENTATIONS

DISCUSSION ITEMS

- 1. Resolution 2010-12, A Resolution of the City Council of the City of Winters, in Support of the Local Taxpayer, Public Safety and Transportation Protection Act of 2010 (pp 26-29)
- 2. Swim Program Fees and Charges (pp 30-32)
- 3. I505 and Route 128 Signage Program (pp 33-35)
- 4. Introduction and First Reading of Ordinance 2010-02, An Ordinance of the City of Winters Increasing the Utility User's Tax Subject to Voter Approval (pp 36-39)
- 5. Resolution 2010-11, A Resolution of the City Council of the City of Winters, Calling an Election to Ask the Voters of the City of Winters to Approve a General Utility User's Tax Increase; and Further Submitting an Advisory Measure to the Voters Regarding the Use of Such Proposed Tax Revenues; and Requesting that the Board of Supervisors of the County of Yolo Consolidate the Election with the Statewide General Election to be Held on Tuesday, June 8, 2010, and Directing the County Elections Department to Conduct the Election on Behalf of the City (pp 40-46)

COMMUNITY DEVELOPMENT AGENCY

1.

CITY MANAGER REPORT

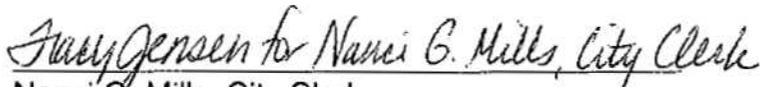
INFORMATION ONLY

EXECUTIVE SESSION

Section 54956.8 of the Government Code - Real Estate Negotiation of the Community Development Agency Regarding Property at 314 and 318 Railroad Avenue, Winters

ADJOURNMENT

I declare under penalty of perjury that the foregoing agenda for the March 2, 2010 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 February 25, 2010, and made available to the public during normal business hours.


Nanci G. Mills, City Clerk

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

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Winters Library – 708 Railroad Avenue

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

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

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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 the Winters City Council Meeting
Held on February 16, 2010

Mayor Michael Martin called the meeting to order at 6:30 p.m.

Present: Council Members Cecilia Aguiar-Curry, Harold Anderson, Woody Fridae, Tom Stone and Mayor Michael Martin.

Absent: None

Staff: City Manager John Donlevy, City Attorney John Wallace, City Clerk Nanci Mills, Director of Financial Management Shelly Gunby, Management Analyst Dawn Van Dyke, Associate Elliot Landes, Housing Programs Manager, and Administrative Assistant Tracy Jensen.

Monte Molina led the Pledge of Allegiance.

Approval of Agenda: City Manager Donlevy requested that Consent Item D and the Executive Session Item be removed, with the Executive Session Item being brought back to the March 2nd City Council meeting. Motion by Council Member Aguiar-Curry, second by Council Member Stone, to approve the agenda with said changes. Motion carried unanimously.

COUNCIL/STAFF COMMENTS: Council Member Aguiar-Curry said she is still looking for signatures for the "Save California Cities" initiative. Signatures will be remitted soon. Council Member Fridae reminded everyone of the Fire Department's Fish Fry to be held on Friday, February 16 at 6:00 p.m. A portion of the proceeds will go towards Toys for Tots.

PUBLIC COMMENTS: Russell Street residents Dan Mickel and Kevin Lewis addressed Council regarding residential parking concerns and driveway blockage on Russell Street in front of their homes at 6 and 7 Russell Street. Currently, there are street signs entitled "Residential Parking Only", which are not being adhered to nor are they being enforced. Could additional signs be erected to defer parking? Is there something in the Civil Code to address it? Can it be visually enforced? Can the curbs be painted? Mayor Martin said this subject will be referred to staff. Council Member Stone said it is the City's job to come up with a solution. Council Member Fridae asked that this item come back before Council as an agenda item with a Staff Report.

CONSENT CALENDAR

- A. Minutes of the Regular Meeting of the Winters City Council Held on January 2, 2010

- B. Resolution 2010-10 A Resolution of the City Council of the City of Winters Authorizing Sacramento County as the Lead Collaborative Agency to Apply for Funds on Behalf of the Local Collaborative Jurisdiction (for an SEP grant)
- C. Request for Street Closure – Iron Steed HOG (Harley Owners Group) of Vacaville for Sunday, May 23, 2010
- D. Claim Against the City of Winters – Langston Construction, Inc. **(This item was removed from the agenda)**

City Manager Donlevy gave an overview of Consent Items A-C. Motion by Council Member Fridae, second by Council Member Aguiar-Curry, to approve Items A-C. Motion carried unanimously.

PRESENTATIONS

Mayor Martin presented to B.J. Ford a Proclamation in Celebration of Women's History Month, Declaring March 2010 "Women's History Month" for "Writing Women Back Into History." B.J. Ford invited Council to attend a luncheon at the Woodland Community Center on March 11th celebrating "Women's History Month." Also, as a representative of the Woodland League of Women Voters, she said the transformation of the downtown is beautiful.

Comprehensive Annual Financial Report: Director of Financial Management Gunby gave a power point presentation, followed by an overview by City Manager Donlevy. The term CAFR refers to the Comprehensive Annual Financial Report and is a reflection of the audit performed by Fuller & Associates, who confirmed the accuracy of the information submitted. Council Member Aguiar-Curry asked about the cost allocation plan. Shelly said the consultant looks at all departments and allocated time and costs to each department. Council Member Aguiar-Curry asked why the cost of the CAFR is not reflected in the report. Shelly replied it is included in the budget, not in accounting. The cost allocation has been applied to different departments.

Mayor Martin asked if the sales tax of 3.81% was comparable to a city of our size. City Manager Donlevy said Winters is ranked 478th in the state. While Winters earns \$1,000 per capita, cities in the rest of the county earn between \$3,000-\$4,000 per capita, which is 200-300% more than Winters.

Council Member Anderson asked what the City gets in return with the Joint Use Agreement with the Winters School District. City Clerk Mills said the City is not charged for using classrooms for the Afterschool Program or the high school gymnasium for the City's youth basketball program. She added the use of facilities by the City and School District are comparable.

DISCUSSION ITEMS

1. **Resolution 2010-09, A Resolution of the City Council of the City of Winters, Adopting Guidelines for Business Assistance Loan Program Funded by the City of Winters with Community Development Block Grant Funds**

Housing Programs Manager Dan Maguire gave an overview. Council Member Aguiar-Curry asked about the time frame for state review. Dan said the business loans would fall into a 2-4 month time frame. Mayor Martin asked how businesses would know the funds of \$105,690 are available. Dan said definite marketing guidelines are given, which include outreach, marketing, City website, contact with the Rotary Club and Chamber of Commerce, and is based on availability. Mayor Martin asked how the funds would be distributed. Dan said there would be a program administrator, and applicants would be granted funds on a first come, first serve basis and must meet program criteria. Mayor Martin asked who the staff contacts would be for this program. Dan identified Dawn Van Dyke and himself as staff contacts.

Mayor Martin opened the public hearing at 7:13 p.m. and closed the public hearing at 7:13 p.m. with no public comment. Motion by Council Member Aguiar-Curry, second by Council Member Stone, to approve Resolution 2010-09, adopting guidelines for Business Assistance Loan Program with Community Development Block Grant (CDBG) funds. Motion carried with the following vote:

AYES: Council Members Aguiar-Curry, Anderson, Fridae, Stone, and Mayor Martin
NOES: None
ABSENT: None
ABSTAIN: None

2. Public Hearing and Adoption of Resolution 2010-08, A Resolution of the City Council of the City of Winters, Accepting the Final Product, Downtown Winters Feasibility Market Study, Funded by a Grant from the Department of Housing and Community Development, Community Development Block Grant Program for Planning and Technical Assistance Contract #07-PTAE-3321

Council Members Anderson and Fridae stepped down due to a possible conflict of interest.

Management Analyst Dawn Van Dyke gave an overview. Mayor Martin asked who would be responsible for soundproofing the Bank of Winters building. Dawn said whoever rehabilitates the building would be responsible for soundproofing, and Council Member Stone confirmed the expense would rest with the new building owners, not the existing tenants.

Mayor Martin opened the public hearing at 7:17 p.m. Dave Fleming, owner of the Palms Playhouse, thanked staff and Council for including his comments from the February 2nd City Council meeting in the Downtown Winters Feasibility Market Study. Mayor Martin closed the public hearing at 7:18 p.m.

Motion by Council Member Aguiar-Curry, second by Council Member Stone, to approve Resolution 2010-08, accepting the final product of the Downtown Winters Feasibility Market Study funded by a grant from the Dept. of Housing and Community Development, Community Development Block Grant Program for Planning and Technical Assistance Contract #07-PTAE-3321. Motion carried with the following vote:

AYES: Council Members Aguiar-Curry, Stone, and Mayor Martin
NOES: None
ABSENT: Council Members Anderson and Fridae
ABSTAIN: None

Council Members Anderson and Fridae returned to the dais at this time.

3. Fiscal Sustainability – Budget, Fiscal, Tax and Economic Recommendations

City Manager Donlevy gave an overview, providing Council with program and service reduction recommendations for the Community Center, swimming pool, recreation programs, City Council and Planning Commission stipends, environmental programs staffing, City Library contributions, City Council training and travel, park maintenance, City Council discretionary fund, employee wage freeze and misc./other internal reductions. He also reviewed recommendations for increasing revenues, which include a proposed increase in the Municipal Services Tax, aggressive economic development, Impact Fee adjustments and an amended Flood Overlay area. City Manager Donlevy stated the enclosed multi-faceted report addresses a multi-year issue. The fiscal impact of the program and service recommendations would be a savings of \$220,356 in the general fund, and would include the elimination of 23 part time positions.

Council Member Anderson asked about the proposed \$5,000 reimbursement to the City from Little League. City Manager Donlevy said this figure was based on the amount the AYSO soccer program pays to the Winters Unified School District for use of the fields at Shirley Rominger Intermediate School.

The proposed increase in the City's Municipal Services Tax would be a 2-phase increase: a \$10 per month increase in 2010 and a \$10 per month increase in 2011. The revenue generated could provide the City with 3 additional police officers, including a school resource officer and an investigative position. It could also provide a 24/7 fire response system, including a "paid call" system on site at the fire station. Resolution 2010-11 would enable the City to include a Municipal Users Tax amendment on the June 8th ballot, which would require a 66-2/3 vote for passage. City Attorney Wallace indicated a 2/3 vote requirement has an approximate success rate of 40%.

Council Member Fridae requested clarification between the Municipal Services Tax and the Utility User Tax. City Manager Donlevy and City Attorney Wallace explained the Municipal Services Tax is similar to an excise tax and referenced Propositions 218, 4, and 13, all of which gradually restricted taxes. The Utility Users Tax is based on utilities (gas, electricity,

satellite, cable, phone, etc.), which is collected by the utility companies and remitted back to the City. Council Member Fridae said a tax measure wouldn't pass with 2/3 vote. Council Member Stone said it would take four Council votes to put the tax measure on the ballot and he has never felt that there would be four Council votes approving it.

City Manager Donlevy also reviewed the strategies for economic development. Promoting freeway development, including food/fuel and lodging, would increase the tax base and create jobs. This would also broaden the City's industrial base and provide sustainable income. He also spoke of creating incentives to developers and brokers based on the number of jobs created and the amount of sales and property tax generated.

City Manager Donlevy said the current fees within the Flood Overlay Area range from \$30,000 to \$70,000 per acre and the land use minimum makes the area unaffordable to develop. The Assessment District would allow for affordability in development, would make financing programs and sustainability possible.

Joe Tramontana, 208 Main Street, asked about starting a program for people to donate money to keep the swimming pool and Community Center open.

Howard Hupe, representing the Winters Theater Company (WTC), said they would be affected by a rate increase. The WTC has a long history with the community center and is open to suggestions from the City about helping, as they want to be a part of the solution, not part of the problem.

Monte Molina, 320 Niemann Street, asked to see a cost breakdown of the \$5,000 being requested from Little League for field use. Little League representative Michelle Nicholas said they would not be opposed to the cost, but asked if a contract might be possible. The league currently has approximately 230 players registered @ \$50 per player.

Ana Kormos, Winters Farmers Market, said the proposed fees for the Community Center for 4-6 hours every Sunday for a 6-month period would be challenging for the Farmers Market. She is actively looking at ways to pay for the Community Center and suggested the possibility of a collaborative partnership between Winters Healthcare, Davis Farmers Market and the City of Winters.

Dave Kelly, 420 Russell and 20 E. Baker, spoke on behalf of the Winters Aquatic Club/Masters, saying each group can pay their fair share, but aren't doing so, including Masters. Residents want to pay their share but don't know how to do it. There is a lack of organization and focus, not a lack of funds, which can be made through fundraising efforts. Council Member Fridae said the pool water must be constantly filtered, but it's the heating process that is expensive. He would like to see a fund-raiser held for a solar heat collector. Dave Kelly said the Winters Aquatic Club will come back to Council with a proposal. Council Member Aguiar-Curry asked about the cost for a recreational swim pass for a family of four. City Clerk Mills replied \$65. Council Member Anderson said there are a number of grant opportunities for solar heating at the pool, but the process can be long and arduous. The perc dam was removed because it would be safer for kids to swim in the pool.

Irene Tweedt, 464 Main Street, is a lap swimmer who said the current fees at the pool are too low and that the City does not charge enough. We have a beautiful pool, which is unique and gives Winters bragging rights. If we cut the pool, when would we get it back?

Council Member Fridae said it was time to step up, make the sacrifice and support the community and made a motion to place on the ballot for the citizens vote to on to double the Utility Users Tax (UUT) from 4.75% to 9.5%. The motion was seconded by Council Member Stone. Council Member Anderson said he opposed the motion, and Council Member Aguiar-Curry said she did not have enough information to approve the motion. The Council agreed to hold off regarding a possible Utility Users Tax increase.

Council Member Stone said he was uncomfortable with keeping the Council stipend and eliminating the Planning Commission stipend.

Programs and Service Reductions:

Community Center: Motion by Council Member Aguiar-Curry to charge an annual subscription fee to non-profit groups of \$350, which would entitle them to a \$20/hour; without the subscription fee, the hourly rate would be \$50; for private parties, increase security deposit to \$600 with an hourly rate of \$75. Motion seconded by Council Member Fridae. Motion carried unanimously.

Swimming Pool: Motion by Council Member Stone to provide staff direction and keep the swimming pool open from June to August to conform with the school schedule and remain revenue neutral during the summer swim period. Motion seconded by Council Member Fridae. Council Member Anderson suggested the City increase the monthly swim passes. Motion carried unanimously.

Recreation Programs: Motion by Council Member Fridae to eliminate recreation programs. Motion seconded by Council Member Stone. Although Council Member Anderson supports the motion, removing kids from the recreation programs and hiring more police is counter-productive. Motion carried unanimously.

City Council and Planning Commission Stipend: Council Member Fridae said both Council and Planning Commission should receive stipends or neither should receive them. Council Member Anderson said he would voluntarily give up his stipend. Mayor Martin said he spends three to four times more than he is paid from the City. He will vote with the majority. Motion by Council Member Anderson to continue stipends for City Council and Planning Commission. Motion seconded by Council Member Aguiar-Curry. Motion carried unanimously.

Environmental Programs Staffing: Motion by Council Member Fridae to cancel E.A.R.T.H. project this year and to be re-considered next year. Motion seconded by Council Member Aguiar-Curry. Motion carried unanimously.

Council Training & Travel: Council Member Aguiar-Curry said networking brings benefits to the community and suggested reducing training and travel by \$3,000, from \$6,800 to \$3,800.

Council Member Anderson said the City Council are not experts in City government, the staff is. City Manager Donlevy said each "key" employee will continue to have \$1,000 in training and travel allowance. Motion by Council Member Fridae to reduce Council training and travel

by \$3,000, to \$3,800. Motion seconded by Council Member Stone. Motion carried 4-1, with Council Member Anderson voting no.

Park Maintenance: At Mayor Martin's request, City Manager Donlevy said staff will work on a contract with Little League regarding the proposed charge of \$5,000. Motion by Council Member Fridae to charge Little League \$5,000 for field use. Motion seconded by Council Member Anderson. Motion carried unanimously.

City Council Discretionary Fund: Mayor Martin said he wanted to continue to support annual community functions such as Youth Day and the Community Dinner. Motion by Council Member Fridae to reduce the discretionary fund by 50%, to \$5,000. Motion seconded by Council Member Stone. Motion carried unanimously.

Employee Wage Freeze: Motion by Council Member Stone to continue employee wage freeze. Motion seconded by Council Member Anderson. Motion carried unanimously.

Misc. & Other Internal Reductions: City Manager Donlevy said as various equipment leases come up for renewal, the leases will not be renewed and the equipment will be returned. The City Manager and staff will be going through and scouring every City budget. Motion by Council Member Fridae to approve staff recommendation for the elimination of leases and internal reductions. Motion seconded by Council Member Stone. Motion carried unanimously.

Tax Proposal: For the proposed ballot measure, Council Member Fridae said it was really important to go before various community groups and create a partnership with the citizens to keep the things we like running. City Manager Donlevy said with the current \$300 cap, there is no way we can double the revenue. Director of Financial Management Gunby suggested increasing the cap by 50%, or at least up to \$400. Mayor Martin asked if the wording on the ballot measure would specify Utility Users Tax, and City Manager Donlevy replied yes.

Motion by Council Member Stone to include the following measure to be voted on at the consolidated municipal election as it is to appear on the ballot as follows: "increase the Utility Users Tax rate to 9.50%, establishing a \$450 annual maximum tax for residential users; to provide additional funding for public safety (police and fire protection services), recreation, the community center, and other general fund expenditures." Motion seconded by Council Member Fridae. Motion carried 4-1, with Council Member Anderson voting no.

Economic Development:

Aggressively Recruit and Solicit Development: Motion by Council Member Fridae to authorize staff to proceed and come back with specific details for a) reducing impact and building fees to make Winters more competitive as compared to neighboring cities; b) establish a streamlined and well developed processing system to allow businesses to quickly break ground and open properties for desired industries; c) actively market the Winters community as a favorable

business atmosphere, ready to accept emerging industries and technologies; d) create a development contract, much like a grant contract, which provides incentives to developers

based on the number of jobs created and the amount of sales and property tax generated. Motion seconded by Council Member Stone. Motion carried unanimously.

Council Member Aguiar-Curry asked about forming an Economic Development Committee.

Encourage and Promote Freeway Serving Development: City Manager Donlevy said the real pay-off would be a hotel, which could possibly turn revenues by \$700,000. There is a finite amount of property out at the freeway and he would like to bring development to the McClish property. Mayor Martin asked if developers have been discouraged in the past. City Manager Donlevy said Winters is an expensive place to do business; Granite Bay Holdings has lost \$10 million. The City will work to bring in projects.

Council Member Fridae said he agreed with the process to encourage and promote freeway serving development as far as the legal extent, but doesn't want carte blanche approval. He will support projects as long as they are approved on an individual basis and freeway-serving commercial businesses will not compete with the downtown. He noted the demise of the Dixon downtown and said Winters has a gem of a downtown. Mayor Martin agreed the downtown has improved its' appearance with strong businesses, making it a destination. City Manager Donlevy said competition with the downtown would not be an issue for freeway-serving businesses. Council Member Aguiar-Curry asked if the study had been disregarded regarding a hotel in downtown Winters? City Manager Donlevy said the study does not include research of the downtown, only Grant Avenue to the freeway. Council Member Anderson asked that the design guidelines has some room in it so Council doesn't argue over every project submitted. City Manager Donlevy confirmed that every project will come back to Council.

Motion by Council Member Fridae to authorize staff to begin the aggressive recruitment and development solicitation, and encourage and promote freeway-serving development. His motion is to include a clause that the City not try to attract freeway serving business types which compete or conflict with Downtown businesses. Motion seconded by Council Member Stone. Motion carried unanimously.

Impact Fee Adjustments for AB1600 Major Projects Fees: City Manager Donlevy reviewed the projects that were within the fee program that have already been paid for and verified whether they were still a valid project. He viewed the engineer's estimates, which were put together 4-5 years ago with higher costs. Projects were cleaned up and/or removed. Council Member Anderson said \$10 million was used to lower fees. Director of Financial Management Gunby said if the cost of projects that the impact fees were used for were reduced, any new projects will pay their fair share.

Flood Overlay Area: City Manager Donlevy said in lieu of a fee program, a financing/assessment district will be established to allow development to proceed under the guise of a future assessment district and will be recorded on the deed. A project would be financed and bonds could be sold to build the project. He indicated that Pavestone was a perfect example, who wanted to expand on additional 10 acres, which resulted in \$70,000 in

fees. City Manager Donlevy reiterated to Council that staff would like to change the flood overlay area from a fee program to an assessment district election. When this item is brought back before Council, Council Member Anderson said he wanted more analysis regarding security and bankruptcy and asked where the City would stand if someone goes bankrupt. He also referenced the 2004 City of Winters Economic Development Strategy goal regarding expansion to the North and East. City Manager Donlevy said property to the East has been adopted by the Yolo County General Plan and the property to the North has been encumbered by the Flood Zone. He indicated this item will be brought back before Council on March 16th.

Council Member Aguiar-Curry asked when the HEALS resolution might be brought back before Council. This is in reference to the Healthy Eating Active Living Cities Campaign, a partnership of the League of California Cities, the California Center for Public Health Advocacy and the Cities, Counties and School Partnership. The Campaign works with California cities to adopt policies that will improve the physical activity and food environments for all residents.

COMMUNITY DEVELOPMENT AGENCY

1. **Public Hearing and Consideration of Resolution 2010-04, a Resolution of the Winters Community Development Agency Authorizing the Executive Director to Execute and Amend a Restated Owner Participation Agreement with the Central Valley Coalition for Affordable Housing, a California Non-Profit Public Benefit Corporation for the development of the Orchard Village Affordable Housing Project.**

This item has been continued to a future date.

CITY MANAGER REPORT: None

INFORMATION ONLY: None

EXECUTIVE SESSION

Section 54956.8 of the Government Code - Real Estate Negotiation of the Community Development Agency Regarding Property at 314 and 318 Railroad Avenue, Winters

This item will be brought back to the March 2, 2010 City Council meeting.

ADJOURNMENT

Mayor Martin adjourned the meeting at 12:40 a.m.

Michael Martin, MAYOR

ATTEST:

Nanci G. Mills, City Clerk



**CITY COUNCIL
STAFF REPORT**

TO: Honorable Mayor and Council members
DATE: March 2, 2010
THROUGH: John W. Donlevy, Jr., City Manager *JWD*
FROM: Dan Maguire, Housing Programs Manager *DM*
SUBJECT: Street Closure – Amgen Tour of California Bike Race – May 17, 2010

RECOMMENDATION:

Approve street closure to allow for Tour of California Bike Race

BACKGROUND:

The Winters Police Department, working in conjunction with the California Highway Patrol, local volunteers, and volunteers from the Bike race promoter (Medalist Sports) will coordinate the street closure, which will block access from surface streets along the designated race route.

Closure notification will be posted in all affected streets a minimum of 48 hours prior to the scheduled closures and the race promoter will be responsible for notifying City of Winters residents of the street closure details.

Per the City's Street Closure Ordinance, it requires City Council approval on the identified streets on the attached form.

FISCAL IMPACT:

To be determined (signage, barricade placement) with Police staff overtime billed to the race promoter, as was the case in the 2007, 2008, and 2009 races.

ATTACHMENTS:

Request for Street Closure form
Stage 2 Route schedule
Stage 2 Route map



City of Winters Request for Street Closure

This application is for citizens or groups that have occasion to request that streets be temporarily closed for such things as bicycle races, running contests, block parties and other such events requiring the re-routing of traffic. For a parade or amplified sound an additional permit is required.

A request to close streets shall be filed with the Police and Public Works Departments at least ten (10) business days prior to the date the street would be closed.

There shall be no closure of the following streets without Council approval:

1. Main Street
2. Railroad Street
3. Grant Avenue
4. Valley Oak Drive
5. Abbey Street

Request to close these streets shall be processed in much the same manner except that the request shall be submitted to the City Council by the Police Department. Requests to close the streets herein listed shall be submitted at least thirty (30) business days prior to the street closure.

Requests for street closures that are not submitted by the minimum time lines may be granted only by the Winters City Council.

Name: <u>JAN Maguire</u>	Organization: <u>City of Winters</u>
Address: <u>318 First Street</u>	Mailing Address: <u>Same</u>
Telephone: <u>530 795 4910</u>	Today's Date: _____
Streets Requested: <u>Railroad Ave., Main Street, Grant Ave.</u>	
Date of Street Closure: <u>5/17/2010</u>	Time of Street Closure: <u>11AM - 12:15 PM</u>
Description of Activity: <u>professional bike race - Stage 2 Davis to Santa Rosa - car bridge to Railroad Ave to Main St. to Grant Ave.</u>	
Services Requested of City: <u>Police Dept. support for road closure, signage, barricades</u>	
APPROVED: <u>[Signature]</u> Police Department <u>CMW</u> Public Works Department	

City of Winters Request for Street Closure

Please provide a listing of the names and signatures of people living on the street (s) to be closed and acknowledging that they know why the closure is requested and that they agree to the closure. Attach additional sheets if necessary.

Oliver Aguado	Charis Taquero
Charles Martinez	Valley Floors
Paul Brown	Deer's & Deer
Mark	Putnam Creek Cafe
John	Buckhorn Corp Office
John	Buckhorn Rest.
Joan A. McDo	Cloth Carousel
E. Brown	Camelias Hair Sal
Angela	Winters Health
Cheryl Khoby	Realty World - Cane list
Maria Berme	Velu City
Elia Ace	El Pueblo Meat MKT
Conn	Metro PCS Allcellular
Bob Agnoll	Eagle Drug
Thomas Lee	First Adventure
J. Wren	Buckhorn Catering
Andreas Motta	Curves
Natalie Chambers	Solano Construction
Carl	Pizza Factory
Tom	La Mexicana MKT
Chas	Green Rest's
Ron Fisher	Claremont
	First Northern Bank

City of Winters Request for Street Closure

Please provide a listing of the names and signatures of people living on the street (s) to be closed and acknowledging that they know why the closure is requested and that they agree to the closure. Attach additional sheets if necessary.

Bert Mirkand	Tienda Deliciosa
Jaime Quintero	La Bodega
Raymundo Estada	Estadas Accesorios
Tim Ireland	Ireland Agency Inc.
Sam Orando	K.O. Construction
Ed Quintero	Wintax Paving Co Inc.
Pat Smith	Warrior Video
Velia Smith (Stephen OR - by Y. M. G.)	Winters Funeral Home
Carla Martinez	Carla Y. Martinez



AMGEN Bicycle Tour of California

Monday, May 17, 2010

Race Route:

Highway 128 East to Main Street to Railroad Avenue
Railroad Avenue South to Putah Creek Road

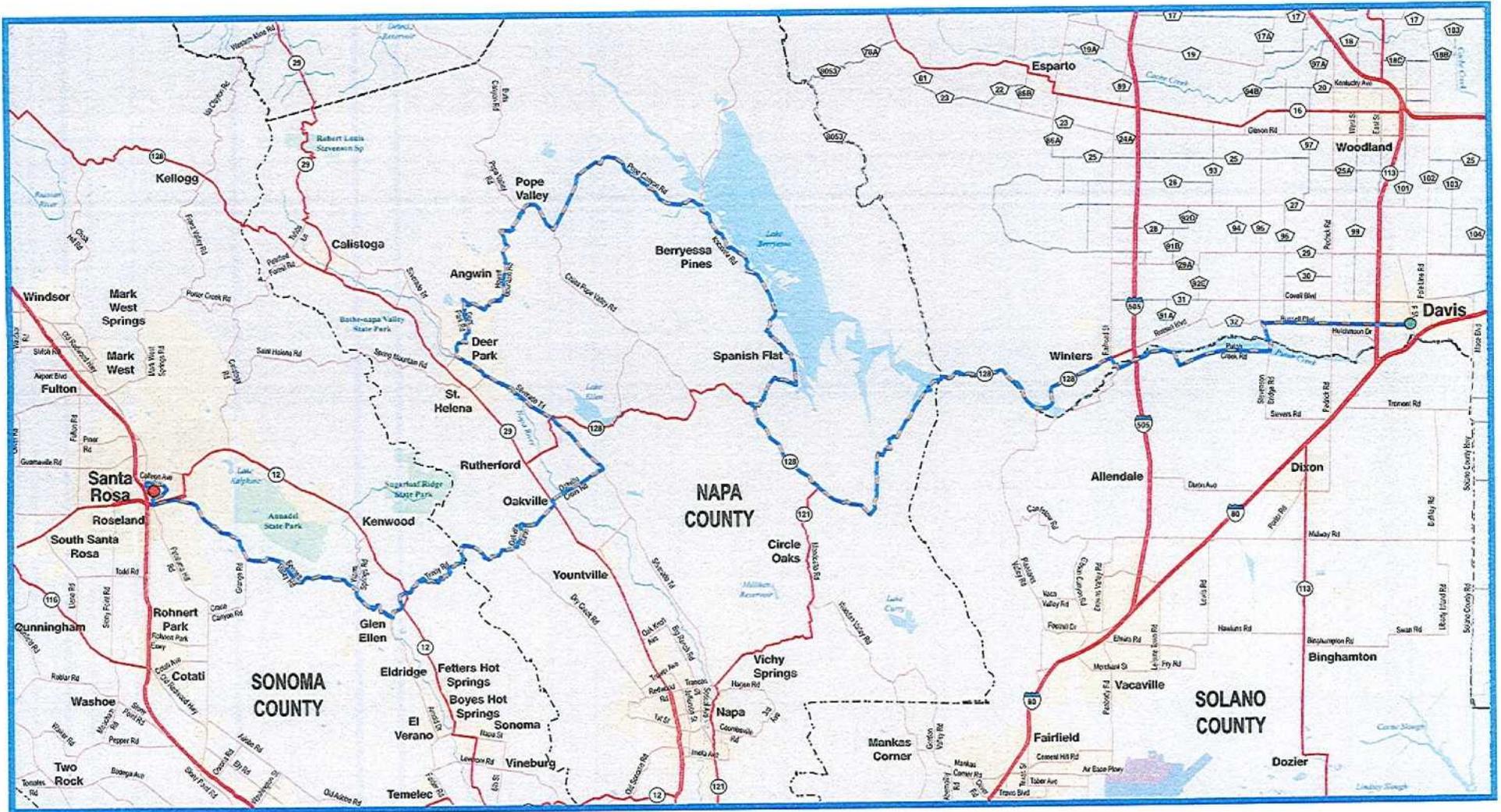
STREET CLOSURE

11:00 AM – 12:15 PM
On Race Route

NO PARKING!

9:00 AM – 12:30 PM
On Main Street
Fourth Street to Railroad Avenue

ETA @ 22 MPH	ETA @ 24 MPH	ETA @ 26 MPH	ETA @ 28 MPH	Incr.	Miles Ridden	Mile to Go	KM Ridden	Action Taken	Location	Turning From	Notes	M	V	P	Marshal Notes
11:24 AM	11:21 AM	11:20 AM	11:18 AM	0.27	5.97	104.29	9.6	Right	Putah Creek Road	Stevenson Bridge Rd					
11:29 AM	11:26 AM	11:25 AM	11:22 AM	1.91	7.88	102.38	12.7	cs	Campbell Rd						
11:30 AM	11:27 AM	11:25 AM	11:23 AM	0.33	8.21	102.05	13.2	cs	McNeil Lane						
11:39 AM	11:36 AM	11:34 AM	11:31 AM	3.51	11.72	98.54	18.9	cs	Boyce Rd						
11:40 AM	11:37 AM	11:34 AM	11:31 AM	0.32	12.04	98.22	19.4	cs	Gandini Rd						
11:41 AM	11:37 AM	11:35 AM	11:32 AM	0.25	12.29	97.97	19.8	cs	Johnson Rd						
11:42 AM	11:38 AM	11:36 AM	11:33 AM	0.35	12.64	97.62	20.3	cs	Race Course Lane						
11:43 AM	11:39 AM	11:37 AM	11:33 AM	0.38	13.02	97.24	21.0	Right	Winters Road	Putah Creek Road	stop sign				
11:43 AM	11:39 AM	11:37 AM	11:34 AM	0.08	13.10	97.16	21.1	cs	road note		Winters City Limit, narrow bridge				
11:43 AM	11:39 AM	11:37 AM	11:34 AM	0.02	13.12	97.14	21.1	cs	Wolfskill St						
11:43 AM	11:39 AM	11:37 AM	11:34 AM	0.03	13.15	97.11	21.2	cs	Russel St						
11:44 AM	11:40 AM	11:37 AM	11:34 AM	0.05	13.20	97.06	21.2	Left	Main St	Winters Road	stop sign, bricks				
11:44 AM	11:40 AM	11:37 AM	11:34 AM	0.09	13.29	96.97	21.4	cs	1st St		stop sign				
11:44 AM	11:40 AM	11:37 AM	11:34 AM	0.08	13.37	96.89	21.5	cs	2nd St						
11:44 AM	11:40 AM	11:38 AM	11:34 AM	0.08	13.45	96.81	21.6	cs	3rd St						
11:44 AM	11:40 AM	11:38 AM	11:35 AM	0.11	13.56	96.70	21.8	cs	4th St						
11:45 AM	11:40 AM	11:38 AM	11:35 AM	0.02	13.58	96.68	21.9	cs	road note/Park		Sprint				
11:45 AM	11:41 AM	11:38 AM	11:35 AM	0.07	13.65	96.61	22.0	cs	Haven St						
11:45 AM	11:41 AM	11:38 AM	11:35 AM	0.12	13.77	96.49	22.2	cs	Emery St		stop sign				
11:45 AM	11:41 AM	11:38 AM	11:35 AM	0.09	13.86	96.40	22.3	cs	Abbey St		stop sign				
11:45 AM	11:41 AM	11:39 AM	11:35 AM	0.05	13.91	96.35	22.4	cs	Edwards St						
11:46 AM	11:41 AM	11:39 AM	11:35 AM	0.06	13.97	96.29	22.5	cs	Cody St						
11:46 AM	11:42 AM	11:39 AM	11:36 AM	0.06	14.03	96.23	22.6	Left	Hwy 128	Main St	stop sign				
11:46 AM	11:42 AM	11:39 AM	11:36 AM	0.18	14.21	96.05	22.9	cs	Taylor St						
11:47 AM	11:43 AM	11:40 AM	11:36 AM	0.19	14.40	95.86	23.2	cs	Valley Oak Dr						
11:47 AM	11:43 AM	11:40 AM	11:37 AM	0.21	14.61	95.65	23.5	cs	CR-87E						
11:48 AM	11:44 AM	11:41 AM	11:37 AM	0.27	14.88	95.38	23.9	cs	CR-87D						
11:49 AM	11:44 AM	11:41 AM	11:38 AM	0.22	15.10	95.16	24.3	cs	The Horseshoe						
11:50 AM	11:45 AM	11:42 AM	11:39 AM	0.48	15.58	94.68	25.1	cs	CR-87						
11:55 AM	11:50 AM	11:47 AM	11:43 AM	1.93	17.51	92.75	28.2	cs	Pleasants Valley Rd						
11:56 AM	11:51 AM	11:48 AM	11:44 AM	0.42	17.93	92.33	28.9	cs	Positas Rd						
12:08 PM	12:02 PM	11:58 AM	11:53 AM	4.24	22.17	88.09	35.7	cs	road note		Solono County Line				
12:10 PM	12:04 PM	11:59 AM	11:55 AM	0.76	22.93	87.33	36.9	cs	road note		Napa County Line & Dam				
12:21 PM	12:14 PM	12:09 PM	12:03 PM	3.98	26.91	83.35	43.3	cs	road note		KOM - Cat. 4 - 1025'				
12:27 PM	12:20 PM	12:14 PM	12:08 PM	2.39	29.30	80.96	47.2	cs	Wragg Canyon Rd						
12:38 PM	12:30 PM	12:23 PM	12:17 PM	4.00	33.30	76.96	53.6	Right	Hwy 128	Hwy 128	Hwy 121 Intersection				
12:38 PM	12:30 PM	12:23 PM	12:17 PM	0.06	33.36	76.90	53.7	cs	Steele Canyon Rd						
12:45 PM	12:36 PM	12:29 PM	12:22 PM	2.50	35.86	74.40	57.7	cs	Capell Cross Rd						
12:52 PM	12:42 PM	12:35 PM	12:27 PM	2.28	38.14	72.12	61.4	Right	onto Knoxville Berryessa Rd	Hwy 128					
1:02 PM	12:52 PM	12:44 PM	12:36 PM	3.91	42.05	68.21	67.7	cs	Spanish Flat						
1:04 PM	12:53 PM	12:45 PM	12:37 PM	0.60	42.65	67.61	68.6	cs	Mulford Dr						
1:04 PM	12:54 PM	12:45 PM	12:37 PM	0.16	42.81	67.45	68.9	cs	Sugar Loaf Dr						
1:05 PM	12:54 PM	12:46 PM	12:38 PM	0.24	43.05	67.21	69.3	cs	Spanish Flat Loop Rd		Feed Zone				
1:10 PM	12:58 PM	12:50 PM	12:41 PM	1.72	44.77	65.49	72.1	cs	Tilford Point Visitor Ctr						
1:24 PM	1:11 PM	1:02 PM	12:53 PM	5.21	49.98	60.28	80.4	cs	Berryessa Rd						
1:26 PM	1:14 PM	1:04 PM	12:55 PM	0.92	50.90	59.36	81.9	cs	road note		bridge				
1:27 PM	1:14 PM	1:04 PM	12:55 PM	0.21	51.11	59.15	82.3	Left	Pope Canyon Rd	Knoxville Berryessa Rd					
1:49 PM	1:35 PM	1:24 PM	1:13 PM	8.27	59.38	50.88	95.6	cs	Hardin Rd						
1:50 PM	1:35 PM	1:24 PM	1:13 PM	0.12	59.50	50.76	95.8	Right	Pope Valley Cross Rd	Pope Canyon Rd					
1:53 PM	1:38 PM	1:26 PM	1:15 PM	1.02	60.52	49.74	97.4	Right	Chiles Pope Valley Rd	Pope Valley Cross Rd					
1:53 PM	1:38 PM	1:27 PM	1:16 PM	0.16	60.68	49.58	97.7	cs	Barnett Rd						
1:55 PM	1:40 PM	1:28 PM	1:17 PM	0.62	61.30	48.96	98.7	vLeft	Howell Mountain Rd	Chiles Pope Valley Rd					
2:01 PM	1:45 PM	1:33 PM	1:22 PM	2.29	63.59	46.67	102.3	cs	White Cottage Rd		KOM - Cat. 2 - 1796'				
2:01 PM	1:46 PM	1:34 PM	1:22 PM	0.16	63.75	46.51	102.6	cs	Ink Grade Rd						



	<p>Stage 2 Davis to Santa Rosa Monday, May 17, 2010</p>	<p>Notes: Final finish in Santa Rosa TBD Start/Finish time TBD</p>
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CITY COUNCIL
STAFF REPORT

TO: Honorable Mayor and Councilmembers
DATE: March 2, 2010
THROUGH: John W. Donlevy, Jr., City Manager *ex. M.*
FROM: Carol Scianna, Environmental Services Manager
SUBJECT: Approve scope of work proposed by Ponticello Enterprises to finalize the Sewer System Management Plan(SSMP) which is due to the State by May 2, 2010. Proposed budget for work is \$8,858 which will be done on a time and materials basis. .

RECOMMENDATION: Approve scope of work proposed by Ponticello Enterprises to finalize the Sewer System Management Plan which is due to the State by May 2, 2010. Proposed budget for this work is \$8,858 which will be done on a time an materials basis.

BACKGROUND: The City is required through Regional Water Quality Control Board No. 2006-0003-DWQ to complete a Sewer System Management Plan, the deadline for completing this plan is May 2, 2010. Many parts of the plan requirements were completed as part of the Sanitary Sewer System Operation, Maintenance, Overflow Prevention and Response Plan(SSOMP) which was completed in April 2007 by Larry Walker Associates. The scope of work proposed by Ponticello Enterprises will incorporate and update elements of the SSOMP and prepare the elements required not previously addressed in order to complete the SSMP. Ponticello will meet with staff to review draft report and finalize the SSMP before submission to the State.

FISCAL IMPACT: Proposed budget is \$8,858. This budget assumes only minor revisions to revised draft and does not include substantial revisions or meetings with the RWQCB.



PONICELLO ENTERPRISES
CONSULTING ENGINEERS, INC.

February 3, 2010

Carol Scianna
City of Winters
318 First Street
Winters, CA 95694

Dear Carol:

As requested, Ponticello Enterprises has developed a scope of work and cost estimate for finalizing the Sewer System Management Plan which is due to the State by May 2, 2010. The plan is mandated through the Regional Water Quality Control Board Order No. 2006-0003-DWQ titled Statewide General Waste Discharge Requirements for Sanitary Sewer Systems

The following scope of work includes preparing all required elements of the SSMP by either incorporating those elements previously prepared by Larry Walker & Associates or creating elements from City records.

Task 1: Review and Update Larry Walker & Associates SSOMP Report

Ponicello will review LWA's SSOMP report and update it with any important new information. An SSMP is a living document, so any change to City structure, processes or procedures must be updated in the SSMP.

Task 2: Prepare SSMP Elements 3, 5, and 7 through 11

Ponicello will prepare the remaining elements required by the Order. City records such as the Wastewater Collection System Master Plan, Municipal Code, and local Code Enforcement related this SSMP will be incorporated into the final report

The State has mandated that for cities of Winters' size the SSMP be prepared and submitted to the RWQCB by May 2, 2010. Ponicello will meet with staff to review a draft report and finalize the SSMP before submission to the State.

The proposed budget for the work described above is \$8,858 as detailed in the attached outline and cost estimate. We propose to perform this work on a time and material basis with hourly charges based on our current rate schedule. This budget assumes only minor revisions to the revised draft. Substantial revisions or meetings with the RWQCB may require additional time.

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

Sincerely,

Jim Fletter

**City of Winters
Sewer System Management Plan Finalization
Scope and Cost Estimate**

Task Activity	Complete By	City Eng \$154	Assoc Eng \$95	Consultant	Total Hours	Cost Estimate
1 Review & Update SSMP Elements from LWA Report	5/2/2010					
a (i) & (ii) Update Goals & Organization Section (review & update from LWA report)			2		2	
b (iv) Operations & Maintenance - (review & update from LWA report)			4		4	
c (vi) Overflow Emergency Response Plan (review & update from LWA report)			4		4	
SUBTOTAL		0	10		10	
2 Prepare SSMP Elements 3, 5, 7, 8, 9, 10 & 11	5/2/2010					
a (iii) Legal Authority - Prepare			8		8	
b (v) Design & Performance - Prepare			4		4	
c (vii) FOG Control Program - Prepare			8		8	
d (viii) System Eval & Capacity Assurance Plan (incorporate Wastewater Master Plan)			24		24	
e (ix) Monitoring & Program Modifications (develop program)			8		8	
f (x) Program Audits (develop program)			8		8	
g (xi) Communication Program (develop program)			8		8	
h Review Updated SSMP Draft with Staff			4		4	
i Provide Final SSMP Report		2	8		10	
SUBTOTAL		2	80		82	
TOTAL OF ALL PROJECTS		2	90		184	\$8,858

City of Winters

Sewer System Management Plan Development Plan and Schedule

<u>Sections</u>	<u>Description of Activities to Achieve Desired Goals</u>	<u>Required Completion Date</u>	<u>Status</u>
	Implement the Electronic Spill Reporting Program	9/2/2007	Completed
	Develop the SSMP development plan schedule	2/2/2008	Completed
Section 1 - Goals	Define the goals of the SSMP	5/2/2008	[]
Section 2 - Organization Structure	1) Identify the administrative and maintenance positions for implementations measures in the SSMP program, including lines of authority by organization chart. 2) Identify the chain of communication for reporting SSOs, from receipt of a complaint or other information, to RWQCB, SWRCB, County Health Dept, State Office of Emergency Services (OES) etc.	5/2/2008	[]
Section 3 - Legal Authority	Identify all legal authorities possessed by the City to: a) Prevent illegal connection to the sewer system; b) Require that sewers and connections be properly designed and constructed; c) Ensure access for maintenance, inspection, or repairs of mainline sewers; d) Limit the discharge of fats, oil, and grease (FOG) and other debris that may cause blockages, and e) Enforce any violation of its sewer ordinances.	11/2/2009	[]
Section 4 - Operation and Maintenance Program	Identify procedures in place or to be implemented and the position in the organization responsible for the following: a) Providing adequate operation and maintenance of facilities and equipment; b) Maintaining an up-to-date map of the sewer system; c) Maintaining relevant records to establish and prioritize appropriate SSMP activities and show trends in SSO; d) Providing preventative activities and tracking work orders; e) Identifying and prioritizing system deficiencies and implementing short and long term rehabilitation actions; f) Providing training to staff and monitoring contractors activities; g) Providing equipment and replacement part inventories; h) Establishing and implementing public education and outreach program that promotes proper disposal of FOG.	11/2/2009	[]
Section 5 - Design and Performance Provision	Identify procedures for the following: a) Ensuring that sewer systems are properly designed and constructed through establishment of design and construction standards for the systems. b) Ensuring proper inspection and testing for the installation, rehabilitation, or repairs of sewer project.	5/2/2010	[]
Section 6 - Overflow Emergency Response Plan	Develop or affirm the existence of an overflow response plan that includes the following: a) Proper and timely notification procedures of SSOs to primary responders; b) Procedure to ensure timely response and containment of SSOs; c) Procedures to ensure prompt notification of SSOs to appropriate authorities; d) Procedures to ensure that staff and contractors are aware of and follow the plan and are appropriately trained. e) Industry accepted response time for different categories of emergencies.	11/2/2009	[]

Section 7 - Fats, Oil, and Grease Control	Develop new or identify existing FOG control Program that includes: a) Legal authority to prohibit discharges to system and measures to prevent SSOs caused by FOG; b) Identify sections of the sewer systems subject to grease blockages and establish cleaning maintenance schedule for each section; and c) Source control measures for all sources of FOG discharge to the sewer systems.	11/2/2009	
Section 8 - System Evaluation and Capacity Assurance Plan	Develop or affirm the existence of a Capital Improvement Plan (CIP) that includes the following: a) Steps to evaluate portions of the sewer system which are experiencing or contributing to SSOs caused by hydraulic deficiencies. b) Short and long term CIP to address identified hydraulic deficiencies including prioritization, alternative analysis, and schedule. The CIP may include increases in pipe size, plastic lining of sewers, infiltration/inflow reduction, and upgrading of pumping systems for redundancy, reliability, and emergency storage.	5/2/2010	
Section 9 - Monitoring, Measurement, and Program Modification	Develop or identify existing system to do the following: a) Monitor the implementation and where appropriate, measure the effectiveness of each element of the SSMP; and b) Update program elements as appropriate, based on monitoring or performance evaluations.	5/2/2010	
Section 10 - SSMP Program Audits	Develop an internal SSMP periodic audit system that focuses on evaluating the effectiveness and deficiencies of the SSMP and steps to correct them.	5/2/2010	
Section 11 - Communication Program	Develop or identify effective means of communicating with the public and stakeholders on the development, implementation, and performance of the SSMP. The communication system shall be open to public and stakeholders input in the development and implementation of the SSMP.	5/2/2010	
Complete First Draft	Circulate Draft SSMP to management for review and comment.		
Complete Final SSMP	Prepare SSMP incorporating comments where appropriate, from stakeholders and submit to Administration for approval and to the SWRCB and RWQCB as required and distribute to stakeholders.	5/2/2010	



**CITY COUNCIL
STAFF REPORT**

TO: Honorable Mayor and Councilmembers
DATE : March 2, 2010
THROUGH: John W. Donlevy, Jr., City Manager 
FROM: Tracy Jensen, Administrative Assistant for Nanci G. Mills, Director of Administrative Services and City Clerk
SUBJECT: Street Closure Requested by The Buckhorn for Monthly Car Show

RECOMMENDATION:

Approve the closure of Main Street between Railroad Avenue and First Street to allow for The Buckhorn to sponsor a Car Show on the second Tuesday of each month from 5:00 p.m. to 8:00 p.m. and includes the following dates: March 9, April 13, May 11, June 8, July 13, August 10, September 14, and October 12, 2010.

BACKGROUND:

Linda Rodriguez of The Buckhorn has requested the closure of Main Street between Railroad Avenue and First Street for the dates specified above. She has requested that signs be posted throughout the closure area and barricades be placed at the Main/Railroad and Main/First intersections.

Linda Rodriguez has also notified the Main Street business owners located between Railroad Avenue and First Street of the requested closure dates between March and October. She has provided a listing of the names and signatures of these business owners who have acknowledged and agreed to these street closures. She has requested that closure notification be posted on all affected streets a minimum of 48 hours prior to the scheduled closures.

This event allows the community to come out, enjoy the spring, summer and fall evenings while strolling up and down Main Street, viewing the classic automobiles on display. As per the City's Street Closure Ordinance, this request requires Council approval of identified streets on the attached form.

FISCAL IMPACT:

To be Determined (Police staff overtime, signage, barricade placement)

**CITY OF WINTERS
REQUEST FOR STREET CLOSURE**

This application is for citizens or groups that have occasion to request that streets be temporarily closed for such things as bicycle races, running contests, block parties and other such events requiring the re-routing of traffic. For a parade or amplification an additional permit is required.

A request to close streets shall be filed with the Police and Public Works Departments at least ten (10) business days prior to the date the street would be closed

There shall be no closure of the following streets without Council approval:

1. Main Street
2. Railroad Avenue
3. Grant Avenue
4. Valley Oak Drive
5. Abbey Street

Requests to close these streets shall be processed in much the same manner except that the request shall be submitted to the Council by the Police Department. Requests to close the streets herein listed shall be submitted at least thirty (30) business days prior to the street closure.

Requests for street closures that are not submitted by the minimum time lines may be granted only by the Winters City Council.

ORD. 91-03 ART. 16

Name: Buckhorn Steakhouse Organization:

Address: 2 Main Street Mailing address: Same

Telephone: 530-795-4503 Today's Date: 2/16/10

Streets Requested: Main Street (Railroad - 1st Street):

Date of Street Closure: 2nd Tuesday of Time(s) of Street Closure: 5:00 P.M. - 8:00 P.M.

Description of Activity: each month - March - October
Car Show

Services Requested of the City:
Block off Street
Post Signs (No parking)

**CITY OF WINTERS
REQUEST FOR STREET CLOSURE**

Please provide a listing of the names and signatures of people living on the street (s) to be closed and acknowledging that they know why the closure is requested and that they agree to the closure.

Name	Address	Signature
1. BA BUCKTON N	2 main st	
2. Valley Floors	18 main st	
3. Ireland Agency, Inc.	26 Main St.	
4. Jahl martyn	38 main st.	
5. Tiender Deliciosos	42 MAIN ST	
6. First Northern Bank	48 Main	
7. Celena/Metro PCS store	47 main St.	
8. El pueblo El pueblo Mead Market	43 main st.	Lozena Del Toro
9. Velo City	41 main st	
10. Realty World - Camelot	37 main St	
11. Winters Dental	31 Main St.	
12. Winters Health	23 main st	
13. Howard R. Brown	19 MAIN ST.	
14. CAMILE F. Brown	19 MAIN ST.	Camille Brown
15. S. Corro Garcia	11 Main St.	
16. CLOTH CAROUSEL	9 Main St	
17. Putter Creek Cafe	1 Main St.	
18.		
19.		
20.		
21.		
22.		



CITY COUNCIL
STAFF REPORT

TO: Honorable Mayor and Council Members
DATE : March 2, 2010
FROM: John W. Donlevy, Jr., City Manager
SUBJECT: Resolution 2010-12, A Resolution of the City Council of the City of Winters, in Support of the Local Taxpayer, Public Safety and Transportation Protection Act of 2010

RECOMMENDATION:

That the City Council approve Resolution 2010-12, A Resolution of the City Council of the City of Winters, in Support of the Local Taxpayer, Public Safety and Transportation Protection Act of 2010.

BACKGROUND:

As the Council is well aware, the State remains in a financial quagmire with the most recent fiscal projections showing a \$21 billion deficit. Local government advocates, including the League of California Cities, believe that the balance of local revenues that were not borrowed or seized earlier this year remain at risk for a future seizure. While staff is unaware of any specific proposal to seize additional local revenue, the Governor's and Legislature's proposal last summer to seize the gas tax certainly suggests that such consideration may resurface.

Staff believes the consideration of actions to further reduce local revenues by the Legislature is inconsistent with the desires of Californians who supported previous ballot measures that established the Highway Users Tax Account.

The League of California Cities also believes that other local revenues may be at risk. These sources include Transit Occupancy Taxes (TOT or hotel room tax), reallocation of Vehicle License Fees and special taxes such as the Utility Users Tax.

In response to the continuing threat of State seizures of local revenues, the League has formed a coalition with the California Alliance for Jobs and the California Transit Association to file a ballot initiative entitled the Local Taxpayer, Public Safety and Transportation Protection Act of 2010. This initiative is being reviewed by the California Attorney General's Office for title and summary. Following completion of this review, the coalition will commence the gathering of signatures to

qualify the initiative for the November 2010 ballot.

In order to create awareness of this effort, the League is asking city councils across California to adopt resolutions of support for the initiative. If the resolution is adopted by the City Council a copy will be forwarded to the League of California Cities and Winters would be listed as a supporter of the initiative on the League's website and in other informational materials associated with the Local Taxpayer, Public Safety and Transportation Protection Act of 2010.

FISCAL IMPACT:

None.

RESOLUTION No. 2010-12

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WINTERS
IN SUPPORT OF THE LOCAL TAXPAYER, PUBLIC SAFETY AND
TRANSPORTATION ACT OF 2010**

WHEREAS, California voters have repeatedly and overwhelmingly passed separate ballot measures to stop State raids of local government funds, and to dedicate the taxes on gasoline to fund transportation improvement projects; and

WHEREAS, these local government funds are critical to provide the police and fire, emergency response, parks, libraries, and other vital local services that residents rely upon every day, and gas tax funds are vital to maintain and improve local streets and roads, to make road safety improvements, relieve traffic congestion, and provide mass transit ; and

WHEREAS, despite the fact that voters have repeatedly passed measures to prevent the State from taking these revenues dedicated to funding local government services and transportation improvement projects, the state Legislature has seized and borrowed billions of dollars in local government and transportation funds in the past few years ; and

WHEREAS, this year's borrowing and raids of local government, redevelopment and transit funds, as well as previous, ongoing raids of local government and transportation funds, have lead to severe consequences, such as layoffs of public safety and other public employees, stalled economic development, delays in road safety improvements and related public service reductions ; and

WHEREAS, State politicians in Sacramento have continued to ignore the will of the voters, and current law provides not penalties when state politicians take or borrow these dedicated funds; and

WHEREAS, a coalition of local government, transportation and transit advocates recently filed a constitutional amendment with the California Attorney General, called the Local Taxpayer, Public Safety, and Transportation Protection Act of 2010, for potential placement on California's November 2010 statewide ballot; and

WHEREAS, approval of this ballot initiative would close loopholes and change the Constitution to further prevent State politicians in Sacramento from seizing, diverting, shifting, borrowing, transferring, suspending or otherwise taking or interfering with tax revenues dedicated to transportation improvement projects and mass transit.

NOW, THEREFORE, BE IT RESOLVED, that the Winters City Council formally endorses the Local Taxpayer, Public Safety, and Transportation Protection Act of 2010, a proposed constitutional amendment.

BE IT FURTHER RESOLVED that we hereby authorize the listing of the City of Winters in support of the Local Taxpayer, Public Safety, and Transportation Protection Act of 2010 and instruct staff to fax a copy of this resolution to campaign offices at (916) 442-3510.

The foregoing resolution was passed by the City Council of the City of Winters this 2nd day of March, 2010.

Effective March 2, 2010

Michael Martin, MAYOR

ATTEST:

Signed: _____

Date: _____

Title: _____



CITY COUNCIL
STAFF REPORT

TO: Honorable Mayor and Councilmembers

DATE: March 2, 2010

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

SUBJECT: Pool Use Fees

RECOMMENDATION:

That the City Council establish use fees for the FY 2010-11.

BACKGROUND:

At the February 16, 2010 City Council Meeting, the City Council authorized the operation of the swimming pool and directed Staff to establish a fee program for the continuation of some programs at this facility.

The decision and direction of the City Council was to allow programming which is cost neutral. Typically, these would include the group/private swim lessons and programs requiring minimum staffing.

DISCUSSION:

Attached is a spreadsheet which allows calculation of revenues and costs.

As established, the pool has an annual carrying cost of \$42,000 and an expected revenue of \$8,000 if the Winters Swim Team is allowed to initiate their program for the months of June and July. Swim Team pays all personnel costs for their coaches, so any use represents no overall net increase in costs to the City. This brings a net cost of \$34,000 even if all other programming is cancelled.

Programming costs are for the personnel, primarily lifeguards to run the programming. The programs include lessons, recreational (free) swim and lap swim. For a full season, the personnel

costs are approximately \$32,000.

Additionally, the City has a Masters Program which uses the pool in the early mornings and concurrently with the lap swim.

The \$32,000 personnel costs represent the amount which must be recouped for the pool to remain revenue neutral. Any expenditures which are not revenue neutral essentially represent increases for the General Fund Budget. During the 2009-10 season, the revenues (without the swim team \$8,000) came to approximately \$13,519.

Hence, the increases in revenues for the pool to operate in a revenue neutral manner is to increase revenues by \$18,481.

The attached table illustrates the cost calculations.

Analysis:

The attached scenario includes allowing the adult Masters Program to operate for a four (4) month period with a fee of \$50 per month with 40 masters participating. Fees for swim parties and lessons are increased to by 50%. The net increase in revenue is \$6,721.

In order for the recreation swim to occur, the negative for the program is now \$11,760. With an average of 43 swimmers daily, this would require a \$4 per day rate or swim pass rate of \$200 for the sale of 60 family passes.

Staff will have the attached spreadsheet at the City Council meeting and would like to work together to set the rates for the pool.

Some factors to consider:

- Enrollment numbers for the classes and programs
- Cost and affordability
- Revenue neutrality.

FISCAL IMPACT:

Need to cover \$32,000 in personnel costs.

Pool Fee Calculator:

Notes:	Number	Cur Charge	Proposed	Projection	Rec Swim Cost	Daily	Unit co
Pool Parties	6	160.00	225.00	1,350.00			
Swim Passes	60	50.00	200.00	12,000.00			
Lessons	162	45.00	75.00	12,150.00			
Masters	40	-	200.00	8,000.00			
Swim Team				-			
			Revenue	33,500.00	(1,500.00)	(22.39)	(0.52)
		Total Op Cost		74,000.00			
		Net Oper Cost		(40,500.00)			
		Carry Cost		34,000.00			
		Net Oper Vs Carry	=	<u>(6,500.00)</u>			



**CITY COUNCIL
STAFF REPORT**

TO: Honorable Mayor and Councilmembers

DATE: March 2, 2010

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

FROM: Elliot Landes

SUBJECT: City Sign Program

RECOMMENDATION: Council to hear staff presentation of the draft City Sign Program and provide comments and direction.

BACKGROUND: Staff and business owners have long talked of the need for highway and street signage to improve the number of visitors to the downtown district. This is the first draft of the overall program outline. Many travelers driving through Winters do not realize there is an attractive commercial downtown district four blocks south of Grant Avenue.

The program calls for the City to install up to 15 road signs on Winters routes, depending on Cal Trans permissions and other easements.

Objectives:

- 1) The signs will be designed to encourage travelers on I505 to visit Winters and travelers on Grant Avenue (Route 128) to make the turn south and visit the Main Street downtown area.
- 2) All the non-interstate signage will use a distinct and consistent color and design scheme.
- 3) The signs are to be simple and readable by drivers in motion.

The plan calls for the following signs:

On I505:

Advance signs well north and south of Winters along I505 will state "Winters – Next Two Exits".

The Putah Creek Road exit will be changed to "Putah Creek Rd. – Downtown Winters".

The north exit will say "Downtown Winters – *Putah Creek Road*"

On Grant Ave.

Two new signs opposite the I505 exits will direct traffic to Winters.

Two new signs 200 yards east and west of Grant and Railroad will indicate the turn to Main Street. – "Turn Left, Main Street Shops and Restaurants".

A new sign at West Main and Grant will welcome visitors to Winters – "Downtown Winters – Left Turn One Mile Ahead".

On Putah Creek Road:

Two new signs opposite the freeway exits will direct visitors to Winters, along with a third one opposite the exit on Gaddini Road.

One sign east of the car bridge and one on Old Winters Road will direct visitors to Winters.

Other wayfinding signs:

Smaller signs will direct drivers to public facilities like the library, the Community Center and the Safety Center.

FISCAL IMPACT: To be determined.



CITY COUNCIL
STAFF REPORT

TO: Honorable Mayor and Councilmembers
DATE: March 2, 2010
THROUGH: John W. Donlevy, Jr., City Manager
FROM: John C. Wallace, City Attorney
SUBJECT: Ordinance 2010-02 - UUT Tax Increase Ballot Measure

RECOMMENDATION: Review wording, correct as necessary, and introduce Ordinance 2010-02 by title only.

BACKGROUND: The City Council at its February 16th meeting adopted Resolution 2010-11, placing a tax measure on the June 8, 2010 ballot and consolidating the election with the election of three City Council members. This is the Ordinance adopting the proposed increase in the Utility Users Tax. Based on the schedule and timelines of the Yolo County Board of Supervisors, the Ordinance can be introduced at this meeting, and adopted after the Public Hearing on March 8th.

FISCAL IMPACT: The cost of adding the measure to the ballot and, if approved, additional revenues for the City, both in amounts to be determined.

ORDINANCE NO. 2010-02

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WINTERS
INCREASING THE UTILITY USERS TAX SUBJECT TO VOTER APPROVAL**

**THE CITY COUNCIL OF THE CITY OF WINTERS HEREBY ORDAINS AS
FOLLOWS:**

SECTION 1. FINDINGS. The City Council of the City of Winters hereby finds as follows:

- a. Additional revenue is necessary to fund important municipal programs.
- b. The City Council may propose that voters approve a general tax increase to raise additional funds for general municipal purposes.
- c. A utility users tax is a type of general tax that may be levied by the City Council to achieve these purposes.
- d. The City Council may levy a utility users tax for general purposes, if the ordinance proposing the tax is approved by a two-thirds vote of all members of the City Council and the tax is approved by a majority vote of qualified voters of the City voting in an election.
- e. A utility users tax of nine and one half percent (9.50%) would generate revenue to fund important municipal programs.
- f. California Constitution Article XIII C, Section 2(b) requires that an election on a general tax, including a utility users tax, be consolidated with a statewide general election at which members of the City Council will be elected.
- g. June 8, 2010 is the date of the next statewide general election at which members of the City Council will be elected.

SECTION 2. AMENDMENT OF CODE. The Winters Municipal Code is hereby amended as follows:

- A. The electricity users tax, as set forth in Section 3.20.050A of the Winters Municipal Code, and which currently is at the rate of 4.75 percent, shall be increased to the rate of 9.50 percent.
- B. The gas users tax, as set forth in Section 3.20.060A of the Winters Municipal Code, and which currently is at the rate of 4.75 percent, shall be increased to the rate of 9.50 percent.

C. The communications users tax, as set forth in Section 3.22.040A of the Winters Municipal Code, and which currently is at the rate of 4.75 percent, shall be increased to the rate of 9.50 percent.

SECTION 3. FURTHER AMENDMENT OF CODE. The Winters Municipal Code, Section 3.20.030, Exemptions, paragraph B, is amended to read as follows:

“B. The city council may, by order or resolution, establish one or more classes of persons or one or more classes of utility services otherwise subject to payment of a tax imposed by this chapter and provide that such classes of persons or service shall be exempt, in whole or in part from such tax.

For residential utility users, the total annual tax from all utility service providers shall not exceed \$450 per year for each residential unit. This limitation applies to residential users only. The tax on Commercial and industrial users continues without limitation.

The other provisions of Section 3.20.030 shall remain unchanged.

SECTION 4. SEVERABILITY. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid by a court of competent jurisdiction, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby. The City Council of the City of Winters hereby declares that they would have adopted each and every provision of this ordinance regardless of the invalidity of any other provision.

SECTION 5. CODIFICATION. Subject to the voter approval, the City Clerk, in consultation with the City Attorney, is hereby authorized and directed to codify this ordinance in the Winters Municipal Code.

SECTION 6. EFFECTIVE DATE. If this ordinance is approved by a majority of the voters voting on the issue at the June 8, 2010 election, pursuant to Elections Code Section 9217, this ordinance shall become effective ten (10) days after the City Council declares the results of the election.

The foregoing Ordinance was introduced at a regular meeting of the City Council of the City of Winters, California, held on March 2, 2010, and was passed and adopted at an adjourned regular meeting of the City Council held on March 8, 2010 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor

ATTEST:

Nanci Mills , City Clerk

APPROVED AS TO FORM:

John C. Wallace, City Attorney

APPROVED by the following vote of the Voters of the City of Winters on June 8, 2010:
1380593.1



CITY COUNCIL
STAFF REPORT

TO: Honorable Mayor and Councilmembers
DATE: March 2, 2010
THROUGH: John W. Donlevy, Jr., City Manager
FROM: John C. Wallace, City Attorney
SUBJECT: Resolution 2010-11 Election Consolidation

RECOMMENDATION: Approval of Wording

BACKGROUND: The City Council at its February 16th meeting adopted Resolution 2010-11, placing a tax measure on the June 8, 2010 ballot and consolidating the election with the election of three City Council members. The exact wording of the Resolution was left for the City Clerk and City Attorney to complete. The reason for this was the requested time schedule of the Clerk of the County Board of Supervisors and the County Elections Department. You staff has since discussed the time frame issue, back and forth, with Yolo County. Legally the City of Winters has until March 12th to adopt this Resolution, and Ordinance 2010-02, the Ordinance codifying the proposed UUT increase for voter approval. The schedule staff is working on calls for the adoption of both on or before March 8, 2010. That accomplishes the goal of having a completed and final adopted Ordinance prior to March 9, 2010, the date that the Agenda for the Yolo County Board of Supervisors meeting is sent out and posted. The Board of Supervisors meets only once in March. For purposes of the public notice on the Ordinance, Notices of Public Hearing on both the Resolution and the Ordinance have been sent out for publication for the March 8, 7 a.m. Council meeting. With that time frame, this meeting is to have the Council review the specific wording of the Resolution, and make any corrections or additions the Council wants. Under State Law, the City Attorney is responsible for the title of the Ballot Measure, and the wording and title come from this office.

FISCAL IMPACT: The cost of adding the measure to the ballot and, if approved, additional revenues for the City, both in amounts to be determined.

RESOLUTION NO. 2010-11

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WINTERS CALLING AN ELECTION TO ASK THE VOTERS OF THE CITY OF WINTERS TO APPROVE A GENERAL UTILITY USERS TAX INCREASE; AND FURTHER SUBMITTING AN ADVISORY MEASURE TO THE VOTERS REGARDING THE USE OF SUCH PROPOSED TAX REVENUES; AND REQUESTING THAT THE BOARD OF SUPERVISORS OF THE COUNTY OF YOLO CONSOLIDATE A GENERAL MUNICIPAL ELECTION WITH THE STATEWIDE PRIMARY ELECTION TO BE HELD ON TUESDAY, JUNE 8, 2010, AND DIRECTING THE COUNTY ELECTIONS DEPARTMENT TO CONDUCT THE ELECTION ON BEHALF OF THE CITY

WHEREAS, the City of Winters (“City”) requires additional revenue to fund important municipal programs; and

WHEREAS, the City Council may propose that voters approve a general tax increase to raise additional funds for general municipal purposes; and

WHEREAS, a utility users tax is a type of general tax that may be levied by the City Council to achieve these purposes; and

WHEREAS, the City Council may levy a utility users tax for general purposes, if an ordinance proposing the tax is approved by a two-thirds vote of all members of the City Council and the tax is thereafter approved by a majority vote of qualified voters of the City voting in an election; and

WHEREAS, an increase in the utility users tax to nine and one half percent (9.50%) of communication charges, as such communication charges are defined in Chapter 3.22 of the Winters Municipal Code, would generate revenue sufficient to fund important municipal programs; and

WHEREAS, an increase in the utility users tax to nine and one half percent (9.50%) of electricity and gas charges, as such charges are defined in Chapter 3.20 of the Winters Municipal Code, would generate revenue sufficient to fund important municipal programs; and

WHEREAS, California Constitution Article XIII C, Section 2(b) requires that an election on a general tax, including a utility users tax, be consolidated with a statewide general election at which members of the City Council will be elected; and

WHEREAS, June 8, 2010 is the date of the statewide primary election at which members of the City Council will be elected; and

WHEREAS, the City Council of the City of Winters has called a General Municipal Election to be held on June 8, 2010, for the purpose of the election of three members of the City Council, a City Clerk and a City Treasurer; and

WHEREAS, pursuant to Elections Code Section 9603 the City may place an advisory measure on the ballot for the purpose of allowing voters to voice their opinion on a substantive issue or to indicate approval or disapproval of a ballot proposal and such vote will not be controlling upon the City Council; and

WHEREAS, the City would like to place an advisory measure on the ballot to seek voter input regarding how revenue from the proposed utility users tax increase should be used, if the tax measure is approved; and

WHEREAS, Elections Code Section 9282 sets forth the procedures for arguments in favor of or in opposition of City measures; and

WHEREAS, Elections Code Sections 9285 set forth the procedures for rebuttal arguments; and

WHEREAS, The City Council finds that under CEQA Guidelines 15060(c)(2) and (c) (3) and 15378, subdivisions (b)(2) and (b)(4), this general tax measure does not constitute a project under CEQA and therefore review under CEQA is not required.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WINTERS DOES HEREBY RESOLVE:

1. The foregoing Recitals are true and correct and are hereby adopted by the City Council.
2. Pursuant to California Constitution Article XIIC, Section 2; Government Code Section 53724, and Elections Code Section 9222, the City Council of the City of Winters hereby calls an election at which it shall propose to the voters of the City, a measure that, if approved, would impose a general utility users tax. This measure shall be designated by letter by the Yolo County Elections Department. Pursuant to Election Code Section 10400 *et seq.*, the City Council hereby requests that the Board of Supervisors of the County of Yolo consolidate the election for this measure with the statewide primary election to be conducted on June 8, 2010, which is also the date of the City's regular municipal election, at which an election for three members of the City Council, the City Clerk and the City Treasurer will also occur.
3. The ordinance authorizing the general tax to be approved by the voters pursuant to Section 2 is as set forth in Exhibit A hereto. The City Council hereby approves the ordinance, subject to the approval of a majority of the voters voting on the measure at the election called by the adoption of this resolution, further approves its submission to the voters of the City at the June 8, 2010

election. The entire text of the ordinance attached hereto as Exhibit A shall be printed in the voter information portion of the sample ballot. The ordinance specifies that the rate of the utility users tax shall be nine and one half percent (9.50%) of communication charges, electricity charges and gas charges as such charges are defined in Chapters 3.20 and 3.22 of the Winters Municipal Code. The ordinance continues the tax limitation for residential units, but raises the total annual tax limit to \$450 per residential unit.

- The proposed utility users tax ordinance shall be submitted to the voters on the ballot in the form of the following question:

MEASURE _____ : WINTERS VITAL CITY SERVICES MEASURE		
To protect/maintain essential City of Winters services, including public safety (police/fire), 9-1-1 police/fire response times, maintaining the Community Center, recreation and swim programs, library services, and preserving other general City services, shall the City Utility Users Tax be increased to Nine and One Half Percent (9.50%), the tax not to exceed \$450 annually for each residential unit (dwelling), within the city limits (City Ordinance 2010-02)?	YES	
	NO	

- The proposed advisory measure shall be submitted to the voters on the ballot in the form of the following question:

MEASURE _____ : ADVISORY VOTE ONLY		
Should revenue from the increase in the utility users tax proposed in the Winters Vital City Services Measure give priority to funding operational expenses for City of Winters police and fire services?	YES	
	NO	

- The official ballot to be used at said election shall conform to the provisions of the laws of the State of California.
- The City Attorney shall prepare an impartial analysis of both the utility users tax ballot measure and the advisory ballot measure on or before _____, 2010, not to exceed five hundred words in length for each measure, showing the effect of each measure on the existing law and the operation of the measure.
- The deadline for filing arguments for the ballot measures with the City Clerk shall be _____, 2010 and the arguments shall not exceed 300 words

in length, and shall be signed by not more than five persons. Rebuttal arguments shall be filed with the City Clerk by _____, 2010 and shall not exceed 250 words in length and shall be signed by not more than five persons; those persons may be different persons than the persons who signed the direct arguments. Pursuant to Section 9285 of the California Elections Code, when the City Clerk has selected the arguments for and against the measure, which will be printed and distributed to the voters, the City Clerk shall send copies of the arguments in favor of the measure to the authors of the arguments against, and copies of the arguments against to the authors of the arguments in favor. Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct arguments, which it seeks to rebut.

9. The City authorizes and requests the Yolo County Registrar of Voters to consolidate this election with the statewide primary election on June 8, 2010.
10. The City Clerk may request the assistance of the County of Yolo Election Department in regard to this election, as the City Clerk deems necessary, and the City shall pay the incurred cost of such assistance.
11. In accordance with Section 12111 of the Elections Code and Section 6061 of the Government Code, the City Clerk is hereby authorized and directed to cause notice of the measures to be posted and published once in a daily newspaper of general circulation, printed, published, and circulated in the City of Winters at least one week prior to the statewide general election. The City Clerk may request that the County of Yolo Elections Department prepare and publish the required notice.
12. The election on the measures set forth above shall be held and conducted, the votes canvassed and the returns made, and the results ascertained and determined as provided for herein. In all particulars not prescribed in this resolution, the election shall be held as prescribed in accordance with the Elections Code of the State of California. The Board of Supervisors of the County of Yolo is authorized and requested to canvas the returns of that election with respect to the votes cast in the City of Winters and certify the results to the City Council. At the next regular meeting of the City Council occurring after the returns of the election have been canvassed and the certification of the results to the City Council, the City Council shall cause to be entered in its minutes a statement of the results of the election.
13. The City Manager is hereby authorized and directed to expend the necessary funds to pay for the City's cost of placing the measures on the election ballot.

14. The City Clerk is hereby authorized and directed to certify the adoption of this resolution and to transmit a copy hereof so certified to the Board of Supervisors and the Registrar of Voters of Yolo County. The City Clerk is further directed to take all steps necessary to place the measures on the ballot and to cause the ordinance attached as Exhibit A to be printed and published. A copy of the ordinance shall be made available to any voter upon request.

PASSED AND ADOPTED this ____ day of March 2010, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor

ATTEST:

City Clerk

1380276.2