



**Winters City Council Meeting
City Council Chambers
318 First Street
Tuesday, June 4, 2013
6:30 p.m.
AGENDA (pp 1-3)**

Members of the City Council

*Cecilia Aguiar-Curry, Mayor
Woody Fridae, Mayor Pro-Tempore
Harold Anderson
Wade Cowan
Bruce Guelden*

*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, May 21, 2013 (pp 4-9)

PRESENTATIONS

Petrea Marchand, Executive Director, and Supervisor Don Saylor,
JPA Board Chairman of the Yolo Heritage Conservation Plan

DISCUSSION ITEMS

1. None

CITY OF WINTERS AS SUCCESSOR AGENCY TO THE WINTERS COMMUNITY DEVELOPMENT AGENCY

1. None
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CITY MANAGER REPORT

INFORMATION ONLY

EXECUTIVE SESSION

ADJOURNMENT

I declare under penalty of perjury that the foregoing agenda for the June 4, 2013 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 May 30, 2013, 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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City Hall – Finance Office - 318 First Street

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

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Wednesday at 10:00 a.m.

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Minutes of the Winters City Council Meeting
Held on Tuesday, May 21, 2013

6:00 p.m. – Executive Session

AGENDA

Safe Harbor for Closed Session – Pursuant to Government Code Section 54954.5

Pursuant to Government Code Section 54956.8 of the Government Code – Real Estate Negotiations – Property Located at 426 Cottage Circle (APN # 030 392 008), Winters – Real Property Negotiator City Manager John W. Donlevy, Jr.

Mayor Aguiar-Curry reported that Council has given instructions to staff regarding the real estate purchase agreement with the Borges family for property located at 426 Cottage Circle, Winters.

6:30 p.m. – Regular Meeting

Mayor Aguiar-Curry called the meeting to order at 6:32 p.m.

Present: Council Members Harold Anderson, Wade Cowan, Woody Fridae, Bruce Guelden, Mayor Cecilia Aguiar-Curry.

Absent: None

Staff: City Manager John Donlevy, City Attorney John Wallace, City Clerk Nanci Mills, Environmental Services Manager Carol Scianna, Public Works Superintendent Eric Lucero, Associate Elliot Landes, Housing Programs Manager Dan Maguire, Police Chief Sergio Gutierrez, Finance Director Shelly Gunby, Management Analyst Tracy Jensen and Jim Keating, Facility Manager.

Gloria Hahn led the Pledge of Allegiance.

Approval of Agenda: Motion by Council Member Fridae, second by Council Member Cowan to approve the agenda with no changes. Motion carried unanimously.

COUNCIL/STAFF COMMENTS: Council Member Guelden reported the City-wide yard sale on 5/12 went well, with 20 people selling items in the park and another 25 people selling items in the surrounding area. There was one complaint of price-gouging where a can of Campbell's Chicken Noodle Soup was priced at \$28. City Manager Donlevy explained that some people just don't appreciate classic Americana. This can was an exact replica to the one in the painting by Andy Warhol. Council Member Guelden said he didn't realize the City was trying to balance the budget one soup can at a time.

Council Member Cowan attended the recent Car Show, the Chamber mixer at El Puebla, co-hosted by Eagle Drug, and the Chamber Board meeting; the next Agri-Tour is scheduled for tomorrow at the Yolo Land & Cattle; attended a special Planning Commission meeting on 5/14 to look at the proposed Taco Bell, the proposed design for the roundabout on Grant, the Domas Senior Apartments and an overall site plan for the Dollar General/Yolo Federal/Senior Housing site; attended a DRC (Design Review Committee) meeting on 5/15 regarding the proposed Taco Bell, where the new Council and Planning Commission appointees, owners and department heads were present. There was a full review of the design guideline checklist, comments were added, suggestions were made to the owners, who were pretty receptive to most all of the suggestions. This should enable the Planning Commission to review a solid proposal next week for design approval for the Taco Bell, including a dog park, which the owners see as an asset to the project.

Council Member Fridae also attended the Car Show and the City-wide Yard Sale and said the Design Review Committee's first run was well-organized, where City staff and City representatives offered input and received feedback regarding the proposed project, giving Winters the opportunity to capture another type of clientele from the freeway. Council Member Fridae wanted to acknowledge those who helped with the bike rodeo on 5/16, including City Manager Donlevy, Mayor Aguiar-Curry, Council Member Guelden, Matt Biers Ariel, Patrick Van Dyke, Michael Gabriel from Davis, Mike Kimes, Police Chief Gutierrez, Gail Jimenez, and Police Officer Brown, who was previously involved in a bike rodeo in Fairfield, and Carol Scianna, who was one of the main organizers from City Hall. Prior to the bike rodeo, there are usually 2-3 bikes in the bike racks at SRIS. The day following the bike rodeo, there were 45. Attended a JPA Habitat Committee meeting on 5/20 and received a summary of where they've been and where they're headed. This enterprise was running on fumes and has really turned itself around during the last year. An update will be provided at the 6/4 City Council meeting.

Council Member Anderson attended a Yolo-Solano Air Quality Management District meeting in Davis on 5/8; attended a Lower Putah Creek Coordinating Committee meeting and board meeting on 5/9; attended a Yolo County Transportation District board meeting in Woodland on 5/13; a shout out to Police Chief Gutierrez and Officer Barnett for their public outreach efforts by having a Police cruiser on display at the recent car show; attended the Yolo Solano Air Quality Management District Committee meeting on 5/15 to discuss how to apply clean air funds.

Environmental Services Manager Carol Scianna reported there are salmon smolts near the Diversion Dam, or the nature park below Elderberry Island, which was captured on an underwater video camera.

Mayor Aguiar-Curry attended the WRA Executive Board meeting, the Chamber Mixer at El Pueblo, and the Hispanic Advisory Committee meeting on 5/13. The HAC key topics were preparations for the Fiesta on September 28th, community workshop for healthcare and bullying on the internet; toured Communicare Healthcare in Davis with CFO Sherry Cauchois, John Bonner and Ann Lucas, and attended a reception held at Waggoner to recognize volunteers that helped with the ROAR program on 5/14, with thanks going out to Laura Mariani and Laura Smith; met with Nancy Pennabaker, Executive Director, and the Capay Valley Vision Board to discuss a cooperative effort to work and collaborate on issues such as: rural broadband, ag tourism, workshops etc. on 5/15; met with Brian Horn, Winters Broadband to discuss potential opportunities for rural broadband and chaired the YCH and the New Hope Corporation meetings on 5/20, where the major funding issues are being addressed regarding lack of HUD funding and the sequestration. YCH staff is diligently working to minimize impacts to families; attended the Solano County Board of Supervisors tour of Solano County and a PG&E meeting on 5/21. Reminder: Yolo Leaders meeting tomorrow, May 22 at 4pm-6pm at the Palms, with key note speaker, Sunne Wright McPeak.

PUBLIC COMMENTS: None

CONSENT CALENDAR

- A. Minutes of the Regular Meeting of the Winters City Council Held on Tuesday, May 7, 2013
- B. Resolution 2013-10, a Resolution of the City Council of the City of Winters, Initiating Proceedings for the Annual Levy and Collection of Assessments for the City-Wide Maintenance Assessment District, Fiscal Year 2012/2013
- C. Resolution 2013-11, a Resolution of the City Council of the City of Winters Preliminarily Approving the Engineer's Annual Levy Report, and Declaring its' Intention to Levy and Collect Annual Assessments and Provide Notice of Hearings Thereof for the City-Wide Maintenance Assessment District, Fiscal Year 2012/2013
- D. Resolution 2013-18, a Resolution of the City Council of the City of Winters Establishing an Appropriation Limit for F/Y 2013/2014
- E. Resolution 2013-19, a Resolution of the City Council of the City of Winters for the Claim of Transportation Development Act Funding from the Sacramento Area Council of Governments (SACOG)
- F. Reject Bid – Shade Structure for Walnut Park – Phase 1; Project No. 11-03
- G. Putah Creek Conservation Easement – Lot Merger

- H. Resolution 2013- Accepting Dedications–Putah Creek Hamlet
- I. Authorize Sales Contract Execution for Sale of Housing Successor Agency Owned Property - 426 Cottage Circle (APN# 030 392 008)
- J. Reject all bids for the East Street and El Rio Villa Pump Control Cabinet, authorize the City Clerk to return all bid securities, complete critical modifications to the pump stations, and approve revised PBSs for all three projects
- K. Contract Amendment – BSK Associates

City Manager Donlevy gave an overview. Mayor Aguiar-Curry asked if the current City-Wide Assessment covers the cost of services and requested a report back in the fall regarding potential costs and whether an increase is necessary. Motion by Council Member Anderson, second by Council Member Cowan to approve the consent calendar. Motion carried unanimously.

PRESENTATIONS

Mayor Aguiar-Curry presented a plaque of recognition and gratitude to Gloria Hahn, the Chief Business Officer for the Winters School District who is retiring after 28 years of service. She has seen the school district through some tough times and the school district and the City appreciate it.

City Manager Donlevy said Ms. Hahn has been a stabilizing force within the district, which has remained fiscally solvent. The district has seen a 25% reduction in overall student population since 2001, and while there can't be enough appreciation for teachers, someone has to watch the finances and have the ability to weather the storm. People count on payments to be made, lights to be on, etc. On behalf of City staff, we thank you very much for a tremendous job.

As the President of the Winters area association, Council Member Fridae said Gloria saved us from ourselves during negotiations and kept the boat afloat. She laid out the resources and let the association be included in the decision-making process.

DISCUSSION ITEMS

1. Public Hearing to Receive Input from Specific Property Owners Regarding Implementation of Weed Abatement for 2013

City Manager Donlevy gave an overview. Mayor Aguiar-Curry opened the public hearing at 6:58 p.m. and closed the public hearing at 6:58 p.m. with no public comment.

2. 2012 Water and Wastewater Rate Analysis and Authorization to issue Proposition 218

Director of Financial Management Gunby gave an overview and provided updated information to Council that was not previously provided in the agenda packet. Greg Clumpner from NBS gave a power point presentation. If the Proposition 218 notice is approved by Council, a public hearing will be held on July 16th, followed by a 45-day public comment period, with the new rates going into effect 8/1/2013. Council asked about public workshops and Ms. Gunby said a workshop will be scheduled during the 45-day comment period and added that every property owner and renter will receive the Proposition 218 notice in the mail. Motion by Council Member Fridae, second by Council Member Anderson authorizing staff to issue the Proposition 218 notice informing residents of the intention to increase water and sewer rates on 8/1/13, 7/1/14, 7/1/15, 7/1/16 and 7/1/17.

3. Results of CDBG Bid opening and Award of Walnut Park Phase I Construction Contract

Housing Programs Manager Maguire gave an overview and asked Council to approve staff recommendation, authorizing staff to implement Option #1 or Option #2, with the preference being Option #2, depending on the results of the request for a 90-day extension to the grant expenditure deadline. Motion by Council Member Cowan, second by Council Member Anderson to approve staff recommendation. Motion carried unanimously.

4. Winters Police Department Annual Report 2011-2012

Police Chief Gutierrez gave a power point presentation. Council approved of the recent participation at the Car Show and bike rodeo to improve the department's public image and also suggested the distribution of magnets with dispatch information to the public.

5. Southwest Water Services March and April, 2013 Update and 2012 Annual Report and Power Point Presentation

Facility Manager Jim Keating reviewed the March and April Log of Operations and gave a power point presentation.

6. Minute Policy

City Clerk Nanci Mills gave an overview and asked Council to adopt a new action minute policy. Council Member Fridae was concerned that the public might not be served well without some level of detail and cited the importance of transparency. City Attorney Wallace said the minutes would be retrievable in a searchable format ie: audio/visual format. City Manager Donlevy said there is no way for staff to dispute public comments made, avoiding assumption as truth. Council Member Fridae asked that residents be quoted specifically but agreed to go with action minutes.

Motion by Council Member Guelden, second by Council Member Cowan to adopt a new action minute policy. Motion carried unanimously, with Council Member Fridae confirming action minutes.

7. Designation of Voting Delegates and Alternates for the League of California Cities Annual Conference, September 18-20, Sacramento

Mayor Aguiar-Curry gave an overview and Council agreed that Mayor Aguiar-Curry would be designated as the voting delegate, with Council Member Cowan designated as the alternate.

CITY OF WINTERS AS SUCCESSOR AGENCY TO THE WINTERS COMMUNITY
DEVELOPMENT AGENCY

- 1.

CITY MANAGER REPORT: The Walnut Park bid and car bridge bid both came in over budget. Solano County and the engineering team are looking to scale some things down and eliminate some expensive components from the car bridge project. The economy is firing up, which is good and bad, as the contractors are increasing their bids.

INFORMATION ONLY

1. February 2013 Treasurer Report
2. February 2013 Investment Report
3. March 2013 Investment Report
4. March 2013 Treasurer Report

ADJOURNMENT: Mayor Aguiar-Curry adjourned the meeting at 9:08 p.m. in memory of the victims of the Midwestern tornadoes.

Cecilia Aguiar-Curry, MAYOR

ATTEST:

Nanci G. Mills, City Clerk