



Winters City Council Meeting  
City Council Chambers  
318 First Street  
Tuesday, November 19, 2013  
6:30 p.m.  
**AGENDA**

*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*

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**6:00 p.m. – Executive Session**

**AGENDA**

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

Pursuant to Government Code Section 54957 - Public Employee Performance Evaluation – City Manager

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**6:30 p.m. – Regular Meeting**

**AGENDA**

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, November 5, 2013 (pp 4-7)
- B. Parade Permit and Amplified Sound Permit Applications Submitted by St. Anthony Parish in Honor of Our Lady of Guadalupe, the Patron Saint of the Americas (pp 8-14)

## PRESENTATIONS

## DISCUSSION ITEMS

- 1.

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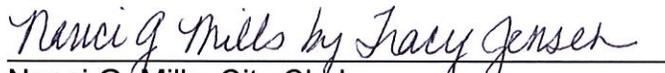
## CITY OF WINTERS AS SUCCESSOR AGENCY TO THE WINTERS COMMUNITY DEVELOPMENT AGENCY

- 1.
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## CITY MANAGER REPORT

### ADJOURNMENT

I declare under penalty of perjury that the foregoing agenda for the November 19, 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 November 14, 2013, and made available to the public during normal business hours.

  
Nanci G. Mills, City Clerk

Questions about this agenda – Please call the City Clerk's Office (530) 794-6701. Agendas and staff reports are available on the city web page [www.cityofwinters.org/administrative/admin\\_council.htm](http://www.cityofwinters.org/administrative/admin_council.htm)

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

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

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

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*View on the internet: [www.cityofwinters.org/administrative/admin\\_council.htm](http://www.cityofwinters.org/administrative/admin_council.htm)  
Any attachments to the agenda that are not available online may be viewed at the City Clerk's Office or locations where the hard copy packet is available.*

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

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

*Winters Library – 708 Railroad Avenue*

*City Hall – Finance Office - 318 First Street*

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

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

Wednesday at 10:00 a.m.

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



Minutes of the Winters City Council Meeting  
Held on November 5, 2013

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**Executive Session**

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

Pursuant to Government Code Section 54957.6 – Memorandums of Understanding -  
Labor Negotiator John W. Donlevy, Jr., City Manager and Nanci G. Mills, Director of  
Administrative Services

- Miscellaneous Employees Association
- Confidential Employees Association
- Managers Series Employees
- Management (Department Head) Employees

Pursuant to Government Code Section 54957 - Public Employee Performance  
Evaluation – City Manager

No action was reported out of the Executive Session.

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**Regular Meeting**

Mayor Aguiar-Curry called the meeting to order at 6:30 p.m.

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

Staff: City Manager John Donlevy, City Attorney John Wallace, City Clerk Nanci  
Mills, Director of Financial Management Shelly Gunby, Police Chief Sergio  
Gutierrez, Public Works Superintendent Eric Lucero, Environmental  
Services Manager Carol Scianna, Housing Programs Manager Dan  
Maguire, Police Officers Steven Moore and Bryan Webb, Severn Trent  
Facilities Manager Jim Keating, and Management Analysts Mary Jo  
Rodolfa and Tracy Jensen.

Carol Scianna led the Pledge of Allegiance.

Approval of Agenda: City Manager Donlevy requested the addition of a Veterans Day Proclamation to the Consent Calendar and Mayor Aguiar-Curry requested that Council and Staff comments be moved to the end of the meeting. Approval was unanimous.

### COUNCIL/STAFF COMMENTS

PUBLIC COMMENTS: None

### CONSENT CALENDAR

- A. Minutes of the Regular Meeting of the Winters City Council Held on Tuesday, October 15, 2013
- B. Memorandums of Understanding (MOU) Resolutions and Staff Report
  - Review and Adopt Resolution 2013-36, Memorandum of Understanding for the City of Winters Miscellaneous Employees Association, Effective July 1, 2013
  - Review and Adopt Resolution 2013-37, Memorandum of Understanding for the City of Winters Confidential Employees Association, Effective July 1, 2013
  - Review and Adopt Resolution 2013-38, Memorandum of Understanding for the City of Winters Manager's Series Employees, Effective July 1, 2013
  - Review and Adopt Resolution 2013-39, Memorandum of Understanding for the City of Winters Management (Department Head) Employees, Effective July 1, 2013
  - Review and Adopt Resolution 2013-40, Part-time Salary Ranges
- C. Support the Yolo County Board of Supervisors' Inclusion of Residential Financing in the Clean Energy Yolo PACE (Property Assessed Clean Energy) Program
- D. Project Acceptance - 2012 Sewer Main Rehabilitation, Project No. 12-01

City Manager Donlevy gave an overview and stated the Memorandums of Understanding (MOU's) provide a Cost of Living Adjustment (COLA) and eligibility for merit increases for some employees, in addition to contractual information.

Motion by Council Member Fridae, second by Council Member Cowan to approve the consent calendar. Motion carried unanimously.

### PRESENTATIONS

Police Chief Sergio Gutierrez introduced Police Officer Bryan Webb, who started with the City of Winters Police Department on 10/7/13. City Clerk Nanci Mills performed the swearing-in of Officer Webb.

Ken Davis, Aquatic Biologist with Wildlife Survey and Photo Service, gave a power point presentation that included an update on their fish video project and Putah Creek restoration activities. The public is invited to go to [www.creekman.com](http://www.creekman.com), where videos and pictures of Putah Creek are continuously posted. Mayor Aguiar-Curry suggested the Winters Chamber of Commerce get a link to the videos for tourism purposes.

Mayor Cecilia Aguiar-Curry gave a power point presentation promoting broadband deployment and adoption for the City of Winters. Council Member Anderson said there was some correspondence on Google. Council Member Fridae thanked Mayor Aguiar-Curry for a great presentation and her work and leadership in this area, adding that students with computer access are 60% more likely to graduate from high school, go to college and finish college. The digital divide is more distinct and having internet access is crucial for research, completing applications, finding where to go and where to be, and having access to opportunities. Winters will also be more attractive to visitors coming to town with access throughout the City. Mayor Aguiar-Curry said she will be traveling to Chico to look at refurbished, fully loaded computers for \$85 each.

## DISCUSSION ITEMS

1. Wastewater Services Quarterly Update and Business District Sewer Update

Severn Trent Services Project Manager Jim Keating gave a power point presentation, which included photos of the work being done on the aeration ponds. Regarding the downtown area, Jim said the interceptors/grease traps are supposed to keep grease out of the laterals. If they don't get pumped out, the grease will leak out. Council Member Anderson asked if a control number was assigned for sewer spills. Jim said the State Water Control Board assigns a control number and any sewer overflow must be reported within 24 hours. In an effort to make the business owners more responsible, City Attorney Wallace suggested the business owners be fined. Mayor Aguiar-Curry asked that the downtown business owners continue to be educated.

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

Agency Chairman Woody Fridae opened the Successor Agency at 7:47 p.m.

1. Resolution SA-2013-09, Approval of the Third Amendment to the Cross Development Purchase and Sale Agreement

Housing Programs Manager Dan Maguire gave an overview. Motion by Agency Member Aguiar-Curry, second by Agency Member Cowan to approve Resolution SA-

2013-09 approving the third amendment to the real property purchase and sale agreement and joint escrow instructions with Cross Development. Motion carried with the following vote:

**AYES:** Agency Members Aguiar-Curry, Anderson, Cowan, Guelden and Agency Chair Fridae  
**NOES:** None  
**ABSENT:** None  
**ABSTAIN:** None

2. Resolution SA-2013-10, Approval of the Third Addendum to the Yolo Federal Credit Union Purchase and Sale Agreement

Housing Programs Manager Dan Maguire gave an overview. Motion by Agency Member Aguiar-Curry, second by Agency Member Cowan to approve Resolution SA-2013-10 approving the third addendum to the real property purchase and sale agreement and joint escrow instructions with Yolo Federal Credit Union. Motion carried with the following vote:

**AYES:** Agency Members Aguiar-Curry, Anderson, Cowan, Guelden and Agency Chair Fridae  
**NOES:** None  
**ABSENT:** None  
**ABSTAIN:** None

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CITY MANAGER REPORT

ADJOURNMENT: Mayor Aguiar-Curry adjourned the meeting at 8:20 p.m. in memory of Robert Pisani Sr., Winters businessman and previous Council member.

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Cecilia Aguiar-Curry, MAYOR

ATTEST:

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Nanci G. Mills, City Clerk



**CITY COUNCIL  
STAFF REPORT**

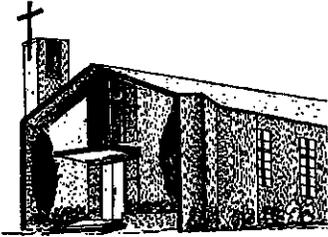
**TO:** Honorable Mayor and Councilmembers  
**DATE :** November 19, 2013  
**THROUGH:** John W. Donlevy, Jr., City Manager  
**FROM:** Nanci G. Mills, Director of Administrative Services  
**SUBJECT:** Parade Permit and Amplified Sound Permit Applications for  
St. Anthony Parish on Sunday, December 8, 2013 for Our Lady of  
Guadalupe Celebration

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**RECOMMENDATION:** Staff is recommending the approval of the applications for Parade Permit and Amplified Sound Permit submitted by St. Anthony Parish.

**BACKGROUND:** The procession is scheduled to take place on Sunday, December 8, 2013 between the hours of 12:00 p.m. to 12:30 p.m. The parade route is from St. Anthony Church at 301 Main Street and ending at St. Anthony Parish at 511 Main Street, Winters, approximately one-quarter mile.

**FISCAL IMPACT:** St. Anthony will provide vested church members to provide traffic control at stop signs along the parade route. It is recommended a barricade be placed at Main and Cody Streets warning drivers traveling south from Grant Avenue of the procession ahead.



**ST. ANTHONY PARISH**

511 Main Street  
Winters, CA 95694  
(530) 795-2230

October 29, 2013

Dear Neighbors:

On Sunday, December 8, 2013 the community of St. Anthony Parish will hold a procession starting at St. Anthony Church at 301 Main Street and ending at the Parish Hall at 511 Main Street. This procession will be in honor of Our Lady of Guadalupe, the Patron Saint of the Americas. At 12pm the procession will walk up Main Street accompanied by live music and will reach the Parish Hall just before 12:30pm.

We warmly invite all of our neighbors to join us in this special celebration.

If you have any questions, please do not hesitate to contact our office at 795-2230.

Sincerely,

Rev. Michael J. Hebda  
Pastor



PARADE PERMIT APPLICATION

Today's Date: 11/02/13 Date & Time of Parade: Sun 12/08/13 12-12:30 pm

Name of Organization: ST Anthony's Parish Contact Person: Leticia Prado

Phone Number & Email: (916) 996-9908  
fourpaysmen.com

Purpose of Parade: Celebration of Our Lady of Guadalupe

Type of Conveyance: 1-2 floats and 200 people procession

Number of People or Entries Enrolled: as above

Type of Safety Measures Provided (barricades, etc): We will provide  
traffic control & vested members & stop signs

City Services Requested: \_\_\_\_\_

\*\* Attach map with proposed route of parade ST Anthony's Church on Main  
down Main ST TO ST Anthony's  
Parish Hall

Applicant Signature Leticia Prado

CITY USE ONLY

Fire Signature: \_\_\_\_\_

Police Signature: \_\_\_\_\_

APPROVED or DENIED by City Council on (date) \_\_\_\_\_

NOTES: \_\_\_\_\_

REV 042913

Date of Application: 10/29/13 To City Council: 11/19/13

Name of Person(s)/ Organization: ST Anthony's Parish Contact: Leticia Prado

Business Address: 511 Main St Telephone: (916) 906-9908  
Winters CA 95694

Telephone: 795-2230

Type of Event: Procession / Parade  
Our Lady of Guadalupe

Purpose of Event: (ie; fundraiser, parade, festival, etc.): Parade

Date/Time of Event: Sun 12/08/13 From: 12:00 To: 12:30

Location/Address of Event: ST Anthony's Church  
to ST Anthony's Hall

Rated Output of Amplifier in Watts: 300 Number of Speakers: 2

I have provided a list of and contacted all property owners adjacent to and within 300 feet of the event. Their approval of this event is indicated by their signature on the attached petition. Complaints about the sound will result in a warning and a request to reduce the volume. Additional complaints will result in the cessation of amplified sound. All amplified sound must be extinguished no later 10:00 p.m. pursuant to Winters Municipal Code Title VI; Chapter 7-Noise Control. Signing below certifies that all information contained within this application is correct. In the event that any of this information is found to be fraudulent, it may result in an automatic denial of this application.

Signature: *Leticia Prado*

**For City Use Only**

Proof of Insurance:  N/A (Not City Property)  Yes  No

Rental Fee Paid:  N/A (Not City Property)  Yes  No

Police Department:  Approved  Denied Date: \_\_\_\_\_

Authorized Signature: \_\_\_\_\_

City Council:  Approved  Denied Date: \_\_\_\_\_

Authorized Signature: \_\_\_\_\_

Address	Owner's Last Name	Object	Approve/Sign	NH*
210 Main				✓
212 Main				✓
300				
302 Main				
304 Main	Grac-			✓
Main				
306 Main	Heiter			
308 Main				✓
310 Main ST	Admid Office		ø open on	weekends
406 main ST	HANSON			
412 e Main st				✓
416 Main st				✓
422 Main st				✓
426 Main ST	Stackhouse			
428 main st	Lindsey			
430 Mainst				
434 main st	Ferguson			
436 Main ST	Rojas			
438 Main st				✓
205 Emery ST	Garcia		M.G.	
206 Emery ST				✓
456 main st	Vazquez		MVF	
460 Main st				✓
464 Main ST	Tweed		MIT.	
468 Main st				✓
472 main st				✓
476 Main ST	Darby		McDarby	
480 Main st				
↘	S Romo		Romulo	
484 Main ST				

\* NH-Attempted to contact but noone was home.

Address	Owner's Last Name	Object	Approve/Sign	NH*
213 Main St	Coman		cant write (ok)	
305 Main St.	Clark		Ar. Pat	
307 Main St.				✓
309 Main St.	Hamilton		[Signature]	
311 Main St.				✓
408 Main St.				✓
410 Main St.				✓
412(B) Main St.				✓
414 Main St.				✓
418 Main St.				✓
421 Main St.	Wulff		[Signature]	
423 Main St.	Berajas		[Signature]	
425 Main St.				✓
431 Main St.	Guzman		[Signature]	✓
433 Main St.				✓
435 Main St.				✓
437 Main St.	Hoffernon		[Signature]	
439 Main St				✓
451 Main St.				✓
455 Main St.	Tanski		Cherlene Tanski	
459 Main St.				✓
463 Main St.	Vergara		Francisco Vergara	✓
469 Main St.				✓
471 Abbey				✓
474 Edwards	Bedolla		Bedolla	
475 Edwards	Stack		OK. as per [Signature]	
507 Main St.	Fr. Hebda		[Signature]	

\* NH-Attempted to contact but noone was home.

