



Minutes of the Regular Meeting of the Winters City Council
Held on October 3, 2017

Mayor Wade Cowan called the meeting to order at 6:30 p.m.

Present: Council Members Harold Anderson, Bill Biasi, Jesse Loren, Pierre Neu and Mayor Wade Cowan

Absent: None

Staff: City Manager John W. Donlevy Jr., City Clerk Nanci Mills, Acting City Attorney Sigrid Asmundson, Director of Financial Management Shelly Gunby, Building Official Gene Ashdown, Police Chief John Miller, Public Works Supervisor Eric Lucero, Housing/Economic Development Manager Dan Maguire, Planner Dave Dowswell, Assistant Planner Charlie Tschudin, and Management Analysts Dago Fierros and Tracy Jensen

Dave Dowswell led the Pledge of Allegiance.

Approval of Agenda: City Manager Donlevy reported there were no changes to the agenda. Motion by Council Member Neu, second by Council Member Biasi to approve the agenda with no changes. Motion carried with the following vote:

AYES: Council Members Anderson, Biasi, Loren, Neu, Mayor Cowan

NOES: None

ABSENT: None

ABSTAIN: None

COUNCIL/STAFF COMMENTS

PUBLIC COMMENTS: None

CONSENT CALENDAR

- A. Minutes of the Regular Meeting of the Winters City Council Held on Tuesday, September 19, 2017
- B. Amplified Sound Permit Application Submitted by Joaquin Feliciano for Event to be Held at the Community Center Amphitheater on October 21, 2017
- C. Amplified Sound Permit Application Submitted by Terry & Joanne Moore at 403 Baker St. for "A Day of Living" BBQ and Fundraiser on Behalf of 12 year old Kyra Williams
- D. Resolution 2017-45, a Resolution of the City Council of the City of Winters Approving and Authorizing the City Manager to Execute Consultant Agreements between the City of Winters and Bennett Engineering and Clear Path Land Evolvement for On-Call Map Checking Services
- E. Street Closure Request and Amplified Sound Permit for Salmon Festival to be Held on November 4, 2017
- F. Geocon Work Order One Geotech Services for Influent Screen Project
- G. Final Acceptance of Public Improvements for First Street Re-Paving
- H. Consideration of Consultant Services Agreement with Play by Design LLC for Project Playground

City Manager Donlevy gave a brief overview. Council Member Anderson said he had a conflict of interest with Items E & G, and Council Member Biasi said he had a conflict of interest on Item C.

Motion by Council Member Loren, second by Council Member Neu to approve the Consent Calendar with the exception of Items C, E & G. Motion carried with the following vote:

AYES: Council Members Anderson, Biasi, Loren, Neu, Mayor Cowan
NOES: None
ABSENT: None
ABSTAIN: None

Motion by Council Member Loren, second by Council Member Neu to approve Items E & G. Motion carried with the following vote:

AYES: Council Members Biasi, Loren, Neu, Mayor Cowan
NOES: None
ABSENT: Council Member Anderson
ABSTAIN: None

Motion by Council Member Loren, second by Council Member Neu to approve Item C. Motion carried with the following vote:

AYES: Council Members Anderson, Loren, Neu, Mayor Cowan
NOES: None
ABSENT: Council Member Biasi
ABSTAIN: None

PRESENTATIONS

Winters Police Chief John Miller recognized several local businesses for supporting an Anti-Drug & Alcohol campaign, including Double M Trucking, First Northern Bank and Weber General Engineering. Certificates of Appreciation will be distributed to these businesses to thank them for their participation.

Dan Maguire introduced Sheila Allen, the City's consultant for Senior Services following the authorization of an agreement with Yolo County on June 6th. She is circulating a Senior Programs and Services Survey to determine the current and future programs and services for older adults. She is also in the process of recruiting five to seven members to serve on a Task Force to plan, develop and implement programs and services for older adults in the Winters area for the next year. The goal of the programs is to enhance the aging experience in Winters and create an "age friendly" city. Task Force members will receive community input on needs and desired programs and services, review and discuss demographic information and survey results, investigate best practices for senior programming, set priorities for program and services, and provide feedback as program starts. Mayor Cowan asked that the Task Force include representatives from both senior groups in town, the Hispanic Advisory Committee, Winters Healthcare Foundation and should also include a member from the City Council.

Diana Tafolla, Ricardo Romero, and Marcela Soto with BCSF Health & Human Services presented a short video and provided pamphlets and fliers describing the need for foster families in the area for unaccompanied youths who have crossed the border and have no sponsors while waiting for the legal process. Instead of shelters, BCSF is trying to place them with families in local communities. In-house services are available to provide resources to families accepting these youths.

DISCUSSION ITEMS

Mayor Cowan recused himself due to a conflict of interest for Discussion Items 1 and 2 as he was the contractor on the project, who then turned the gavel over to Mayor Pro Tem Biasi. Council Members Anderson, Biasi, and Neu also have possible conflicts of interest due to the proximity of their residences, but one Council Member must remain in order to have a quorum. City Manager Donlevy

introduced a bag of walnuts for the remaining Council Members to draw to determine who will remain and who will go. Council Member Biasi drew the "go" walnut, so he turned the gavel over to Council Member Anderson and left the dais, leaving a quorum that included Council Members Anderson, Loren and Neu.

1. Public Hearing and Introduction of Ordinance 2017-05, an Ordinance of the City Council of the City of Winters to Consider the Request for a Rezoning to Add Planned Development (PD) Overlay Zone to the Property Located at 301 Main Street, APN 003-191-006

Contract Planner Dave Dowswell gave an overview. Council Member Neu asked if this item were approved tonight, would the same thing happen for future projects of this nature. Dave said if this was to happen repeatedly, the City should consider amending the code and that it would be up to the Council to decide.

Council Member Anderson opened the public hearing at 7:21 p.m. and closed the public hearing at 7:21 p.m. with no public comment.

Motion by Council Member Loren, second by Council Member Neu to introduce Ordinance 2017-05. Motion carried with the following vote:

AYES: Council Members Anderson, Loren, and Neu
NOES: None
ABSENT: Mayor Cowan and Council Member Biasi
ABSTAIN: None

Council Member Biasi returned to the dais at this time.

2. Public Hearing and Introduction of Ordinance 2017-06, an Ordinance of the City Council of the City of Winters to Consider the Request for a Rezoning to Add Planned Development (PD) Overlay Zone to the Property Located at 302 Abbey Street, APN 003-191-005

Mayor Cowan continued to be recused for this item and Council Members Anderson, Biasi, and Neu were once again presented with the bag of walnuts to determine who would "go" in order to form a quorum. Council Member Biasi once again drew the "go" walnut, turned the gavel over to Council Member Anderson and left the dais, leaving a quorum that included Council Members Anderson, Loren and Neu.

Contract Planner Dave Dowswell said this item is closely related to Item #1 and said these are the same applicants for a PD overlay on a future project on an existing lot. Two lots will be larger than 3,500 sq. ft. No variances or modifications are needed as plans have not yet been submitted. Dave is recommending that Council defer judgement to the Planning Commission upon receipt of the plans and rely on their judgement. Council Member Neu asked if it goes to the Planning Commission whether it would come back to Council. Dave said it could at Council's discretion. Council Member Anderson asked if Dave saw potential applications and suggested we wait and see if we receive multiple applications. Dave said he sees less potential for that.

Council Member Anderson opened the public hearing at 7:27 p.m. and closed the public hearing at 7:27 p.m. with no public comment.

Dave said he would like to add a caveat to staff recommendation, to support the Planning Commission if they approve the planned development permit as the development of the lot comes forward.

Motion by Council Member Loren, second by Council Member Neu to introduce Ordinance 2017-06 and amend the wording of the staff recommendation as noted. Motion carried with the following vote:

AYES: Council Members Anderson, Loren, and Neu
NOES: None
ABSENT: Mayor Cowan and Council Member Biasi
ABSTAIN: None

Mayor Cowan and Mayor Pro Tem Biasi returned to the dais.

3. SB1: Project Lists, Road Maintenance and Rehabilitation Account Funding

Management Analyst Dago Fierros and Assistant Planner Charlie Tschudin gave a power point presentation and provided the background on SB1, which provides annual funding annually throughout California for street, road and highway repair through additional gasoline, diesel and vehicle registration taxes. The funding received from SB1 revenues will be put into the newly created Road Maintenance and Rehabilitation Account (RMRA) and using a formula set at the State level, the State Controller will deposit various portions of the funding in eligible cities and counties budgets for basic road maintenance, rehabilitation, and critical safety projects on local streets and roads. To be eligible to receive this funding, the City is required to provide basic annual project reporting to the California Transportation Commission (CTC) and all projects proposed to receive funding for each fiscal year must be included in the City's operating budget in the corresponding fiscal year.

Utilizing the PCI (Pavement Condition Index) scores, proximity and cost estimates, specific streets have been identified to be repaired within the 3-year project timeline. Fiscal impacts as well as the project list are subject to change.

Council Members inquired about the inclusion of Newt's Expressway on the list, the PCI for Railroad from Grant to Russell and Valley Oak, Carrion Circle, and whether these funds can be used for sidewalks. Dago and Charlie said the list can be amended and prioritized and the sidewalks can be done under the Complete Streets plan. TDA money has been committed to the roundabout and is not available for sidewalks. The entire Council agreed upon the importance of sidewalk repairs. Accountability and transparency by the City during this process is crucial. The due date of the report is 10/16/17.

City Manager Donlevy said Newt's Expressway can be kicked into the 2nd year and the projects for the 2017/2018 period will be moved around. Public Works Superintendent Eric Lucero suggested completing an ADA project every other month during the current fiscal year and then one every other month during the next fiscal year. City Manager Donlevy suggested that Council's motion include reducing the 3-year program to a 2-year program, remove Newt's Expressway, and add sidewalks. Staff will bring Newt's Expressway back in the Capital Maintenance budget next year. Director of Financial Management Shelly Gunby added that staff can also use additional TDA money from 2018/2019 and 2019/2020 for Newt's Expressway.

Motion by Council Member Loren, second by Council Member Biasi to approve the project list with stated changes, including removing Newt's Expressway and replacing it with sidewalk allocation repairs, the design concept, locations and budget; to amend the proposed RMRA funding into the City's 2017-2018 regular operating budget; adopt Resolution 2017-44 with said modifications; and authorize bids for construction and the City Manager to execute agreements with contractors. Motion carried with the following vote:

AYES: Council Members Anderson, Biasi, Loren, Neu, Mayor Cowan
NOES: None
ABSENT: None
ABSTAIN: None

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

1. None

CITY MANAGER REPORT: The electric components for the Main & Grant signal were completed today and the backup power supply needs to be installed. The push buttons are in! The City is facing a deficit for the 16/17 fiscal year since many projects didn't pull permits as expected. This deficit hits the City's fund balance, so budget modifications and amendments are being made to replenish the fund balance. This was not an expenditure problem, it was a revenue problem. Transparency is important. Congratulations to the Hispanic Advisory Committee for a great party!

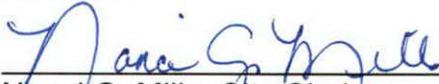
INFORMATION ONLY: None

ADJOURNMENT: Mayor Cowan adjourned the meeting at 8:26 p.m.



Wade Cowan, MAYOR

ATTEST:



Nanci G. Mills, City Clerk