

MINUTES

CITY OF DELANO CITY COUNCIL – REGULAR MEETING May 21, 2012

CALL TO ORDER

Mayor Vallejo called the meeting to order at 5:30 p.m. in the City Hall Council Chambers, 1015 – Avenue.

FLAG SALUTE

Councilman Aguirre led the flag salute.

ROLL CALL

Council members present: Aguirre, Chavez, Morris, Ramirez (arrived 5:47 p.m.), Vallejo
Council members absent: none

OFFICIALS PRESENT

City Manager Reyna, City Attorney Alan Peake, City Clerk Kraft, Finance Director Rios, Police Chief DeRosia, Community Development Director Cariño, Acting Human Resources Director Zamudio, Engineering Consultant Lippitt

PRESENTATIONS AND AWARDS

Presentation regarding various community projects (Due to staff's absent, the presentation was not made)

ITEMS FROM THE PUBLIC

Cornel Markham stated he filed a claim against the city with one agency and then received a letter back from the city attorney. He added that he has been trying to have a meeting.

Abraham Jimenez had a copy of a notice that bus routes A and B will begin Saturday service and asked if that is true. He asked if the city received funding for the routes.

Angel Diaz, 501 High Street, stated the city is going millions in the hole. He asked where the Measure I funds have gone and stated the city is squandering sales tax money in the general fund. Mr. Diaz stated it took Mr. Rodriguez years to pay his \$125 fine. He stated that staff makes recommendations and council makes decisions.

Delia Serrano stated she is the employee union representative working on labor negotiations. She stated that due to lay-offs, staff is taking on extra loads and not asking for compensation. She noted that 11% of the governor's budget will go to cities. She stated that employees are being targeted as the cause of budget problems and asked what the cost is to have city attorney in labor negotiations. Ms. Serrano stated that over the years the CCF was cited as a burden to the city and now everyone can see they gave the city almost \$1 million. She added that she would like monthly expenditure reports. She was informed she can submit a public records request.

Lupe Martinez, 1215 Lexington Street, stated the police department has been in negotiations for over 3 years. He noted it would be good if CCF employees would be taken care of. He thanked Mr. Dowling for the tour May 16 of wells. He stated that staff makes recommendations but council makes decisions.

Richard Markham, 315 Dover Drive, presented written recommendations regarding yard sales. He stated the police are doing a good job. He said that loud music in cars needs to stop. Mr. Markham thanked Councilman Chavez for the letter of recommendation he wrote and thanked Nathan Ford for an article in the newspaper stating people should come to council meetings.

Maria Sikes, a former CCF employee, requested a 6 month extension for employees who were laid-off. Mayor Vallejo advised her that the employees should put the request in writing.

CONSENT AGENDA

- 1) Authorization to waive the reading of any ordinance or resolution in its entirety and consenting to the reading of such ordinances or resolutions by title only
- 2) Warrant Register in the amount of \$2,605,925.77
- 3) Minutes of regular City Council meeting of May 7, 2012
- 4) Minutes of special City Council meeting of May 16, 2012
- 5) Minutes of special Pension Committee meeting of February 6, 2012, and special meeting of April 23, 2012
- 6) Resolution No. 2012-44 of the City Council of the City of Delano approving Option to Lease Agreement with Southern California Edison Company for City of Delano airport lands for use as a solar farm Agreement No. 2012-51
- 7) Resolution No. 2012-45 of the City Council of the City of Delano approving Agreement No. 5600003134 with the California Department of Corrections for the City of Delano to provide waste collection, removal and disposal services for the Kern Valley State Prison from July 1, 2012 through June 30, 2014, (two years) and authorizing the mayor to execute the agreement Agreement No. 2012-52
- 8) Resolution No. 2012-46 of the City Council of the City of Delano approving a deferral agreement with Delano Union School District for street improvements on Timmons Avenue Agreement No. 2012-53
- 9) Approval of amendment to Resolution No. 2011-91 approving the application to the State of California Department of Housing and Community Development for emergency housing and assistance program capital development funds

Mayor Vallejo announced that staff is requesting item #6 be pulled for discussion.

Moved by Councilman Chavez, seconded by Councilman Ramirez, and unanimously carried to approve the Consent Agenda with item #6 pulled for discussion.

Item #6) Mr. Peake stated there may be some minor changes and asked council to approve the agreement subject to minor changes approved by the city manager.

Moved by Councilman Ramirez, seconded by Councilman Chavez and unanimously carried to approve item #6 with the city manager given authority to make minor modifications.

PUBLIC HEARINGS

No items

REGULAR AGENDA

10) Appointment of Planning Commission Members

Ms. Reyna presented the staff report.

Moved by Councilwoman Morris, seconded by Councilman Ramirez and unanimously carried to re-appoint Anthony Gonzales to the Planning Commission.

There was discussion regarding appointments and advertising for applicants.

Moved by Councilman Ramirez, seconded by Councilman Chavez and unanimously carried to reconsider the re-appointment of Commissioner Gonzales.

Moved by Councilman Ramirez, seconded by Councilman Chavez and unanimously carried to rescind the re-appointment of Commissioner Gonzales and direct staff to advertise for applicants.

11) Appointment to the Community Correctional Committee

Ms. Reyna presented the staff report. She noted there will be a meeting of the committee May 30.

Moved by Councilman Ramirez, seconded by Councilman Chavez and unanimously carried to appoint Councilman Aguirre and Councilwoman Morris to serve on the Community Correctional Committee.

12) Resolution of the City Council of the City of Delano authorizing the execution and delivery of an amendment to Joint Exercise of Powers Agreement and taking certain other actions in connection therewith

Mr. Peake presented the staff report. He stated this item and item #13 are regarding the same matter and will be heard at the same time.

There was discussion regarding removing the Successor Agency from the JPA and the school district's ability to pay the proposed bonds.

Moved by Councilman Ramirez, seconded by Councilman Chavez and unanimously carried to recess at 6:24 p.m. Mayor Vallejo called the meeting back in session at 6:33 p.m.

There was discussion regarding the type of notes to be issued and the Financing Authority's liability

Moved by Councilman Ramirez, seconded by Councilman Chavez and unanimously carried to recess at 6:47 p.m. Mayor Vallejo called the meeting back in session at 6:48 p.m.

Councilwoman Morris reported a conflict due to her employment with the Delano Union School District. She left the room.

Moved by Councilman Aguirre, seconded by Councilman Chavez and carried by the following vote to adopt Resolution No. 2012-47 of the City Council of the City of Delano authorizing the execution and

delivery of an amendment to Joint Exercise of Powers Agreement. AYES: Aguirre, Chavez, Ramirez, Vallejo ABSTAIN: Morris Agreement No. 2012-54

13) **ACTIONS BY CITY COUNCIL AS SUCCESSOR AGENCY TO THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF DELANO**

- a) Resolution of the legislative board of the Successor Agency to the Former Community Redevelopment Agency of the City of Delano authorizing the execution and delivery of an amendment to Joint Exercise of Powers Agreement and taking certain other actions in connection therewith

This item was discussed with item #12.

Moved by Councilman Aguirre, seconded by Councilman Ramirez and carried by the following vote to adopt Resolution No. 2012-48 of the Successor Agency to the Former Community Redevelopment Agency of the City of Delano authorizing the execution and delivery of an amendment to Joint Exercise of Powers Agreement. AYES: Aguirre, Chavez, Ramirez, Vallejo ABSTAIN: Morris Agreement No. 2012-54

Councilwoman Morris returned to the meeting.

DEPARTMENTAL REPORTS

No items

COUNCIL STATEMENTS AND REPORTS

Councilman Aguirre asked what information staff has collected regarding year sales and the community pool. Ms. Reyna informed him both items will be on the June 4, agenda.

Councilman Chavez announced that Cesar Chavez High School received a silver medal and Delano High School and Robert F. Kennedy High School each received a bronze medal from US News and World Report in their list of the best high schools in the nation.

Councilwoman Morris no items

Councilman Ramirez no items

Mayor Vallejo noted that Councilman Chavez dedicates a lot of time to Robert F. Kennedy High School working with the mock trial team. He also spends his own money for clothes for the students on the team. Mayor Vallejo announced El Pollo Loco and Sonic will open in July. She stated that anyone who wants information regarding the city can come to any of the council members.

CLOSED SESSION

No items

ADJOURNMENT

Moved by Councilman Aguirre, seconded by Councilman Chavez, and unanimously carried to adjourn the meeting at 6:58 p.m.

Phyllis A. Kraft, City Clerk