

MINUTES

CITY OF DELANO CITY COUNCIL – REGULAR MEETING June 4, 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 Morris led the flag salute.

ROLL CALL

Council members present: Aguirre, Chavez, Morris, Ramirez (arrived 6:10 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, City Engineer Dowling, Acting Human Resources Director Zamudio, Economic Development Specialist Batth

PRESENTATIONS AND AWARDS

Presentation regarding various community projects

ITEMS FROM THE PUBLIC

Abraham Jimenez thanked staff for their efforts to secure grants. He stated that he got information that we will receive a grant in October and begin Saturday bus service.

Steve Yue, 1313 Thomas Way, stated the signals on Cecil Avenue need to be synchronized. High Street and Lexington Street should be four lanes. The City should have Wi-Fi for whole city.

Larry Smith asked how long Garzoli Avenue will be closed for the work being done on Woollomes Avenue. Ms. Reyna asked staff to follow-up.

Richard Markham, 315 Dover Drive, stated it would be nice to have a Food Co store here. He stated the animal control officers are doing the best they can and it should be mandated to spay and neuter dogs.

Ethel Pickering, 102 Dover Place, asked what the city is doing about the water situation and the accounts that are not paying. She was informed that there were 230 accounts, not 500, and the City has recovered more than half of those and the remaining accounts are vacant homes and lots.

Nathan Ford, 1314 Belmont Street, asked how the city lost 230 water accounts for so long.

Lena Mae Jones, 1116 Lexington Street, stated she is still waiting for street naming. She stated that businesses and organizations need to give financial support for the pool.

Delia Serrano, employee union representative, stated that staff had asked for an item regarding laid-off employees to be on this agenda but doesn't see it. She gave Ms. Reyna a letter requesting a six month extension for laid-off employees. She stated there is a need for more information regarding the JPA for the community correctional facility.

Valarie Gorospe thanked staff for the tour of water wells. She noted that no council members attended the meeting regarding the water issues. She stated that the council agenda was not ready last Friday.

Jeff Stevenson, union representative for correctional officers, expressed concern about the six month extension for laid-off employees. He stated the CO's are ready to work for the city.

Lupe Ayon, correctional officer, asked for a six month extension and stated that the CO's are trained and ready to come back to work.

Nathan Ford stated the agenda was not done until 4:30 on Friday, but staff needs to get them out so people have time to review them.

Correctional Officer Jesus Ramos stated the city needs to get the CO's back to work. They need the six month extension.

Maria Sikes, CCF employee, thanked the council for their efforts and for putting her request for a six month extension for laid-off employees on the agenda.

Lupe Martinez stated he is glad the city is doing labor negotiations.

Albert Gomez, correctional officer, asked if the six month extension request will be on next agenda.

Alicia Valenzuela, correctional officer stated the CO's have been waiting patiently.

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 \$2,663,170.10
- 3) Minutes of regular City Council meeting of May 21, 2012
- 4) Minutes of regular Community Law Enforcement Liaison Board meeting of May 17, 2012
- 5) Resolution No. 2012-49 of the City Council of the City of Delano calling and giving notice of the holding of a general municipal election to be held Tuesday, November 6, 2012, for the election of certain officers as required by the provisions of the laws of the State of California relating to general law cities
- 6) Resolution No. 2012-50 of the City Council of the City of Delano requesting the Board of Supervisors of the County of Kern to consolidate a general municipal election to be held November 6, 2012, with the Statewide general election to be held on the date
- 7) Acceptance and approval of the City of Delano Employee Pension Plan interest rate assumption

- 8) Resolution No. 2012-51 of the City Council of the City of Delano approving Agreement No. C1100163 with the State of California Franchise Tax Board for the City of Delano to enter into a reciprocal agreement to exchange tax data specific to city business license information for tax administration and non-tax program purposes from June 1, 2012 through December 31, 2014 and authorizing the mayor to execute the agreement. Agreement No. 2012-56
- 9) Authorization for the city manager to enter into an agreement with the Delano Union School District for a school resource officer July 30, 2012 through June 5, 2013 Agreement No. 2012-57
- 10) Acceptance of the improvements for the 2011 State funded Safe Routes to School Improvement Project and authorizing the filing of the Notice of Completion
- 11) Approval of service agreement with Self-Help Enterprises for loan servicing for one year (this item pulled from agenda – to be presented to the Housing Authority)

Mayor Vallejo announced that staff requested item #11 be pulled from the agenda.

Moved by Councilman Aguirre, seconded by Councilman Ramirez, and unanimously carried to approve the Consent Agenda with item #11 pulled.

PUBLIC HEARINGS

No items

REGULAR AGENDA

- 12) Introduction and first reading of an ordinance of the City of Delano amending Section 6.22.050, 6.22.060, 6.22.140 and adding Section 6.22.150 to Chapter 6.22 of the Delano Municipal Code regarding residential garage sales

Chief DeRosia presented the staff report.

There was discussion regarding the time sales are allowed, code enforcement, voluntary compliance.

Richard Markham stated twelve sales per year is too many.

Ethel Pickering thanked council and stated the proposed changes are fair.

Abraham Jimenez stated 12 sales per year is a good idea.

Lena Mae Jones thanked the council and stated once per month is fine.

Valarie Gorospe stated the \$200 fine is too high and asked that offenders be given a warning.

Lupe Martinez stated it is great that the city is willing to compromise.

Moved by Councilman Ramirez, seconded by Councilman Chavez and unanimously carried to approve the introduction and first reading of Ordinance No. 2012-1245, with the time of sales changed to 7:00 a.m. to 6:00 p.m.

- 13) Discussion and direction regarding the 2011-2012 CDBG Spray Park Project and the Cesar Chavez Park swimming pool

Ms. Bath presented the staff report.

Ethel Pickering stated she would hate to see the pool closed and asked what had happened to the money that has been going to the pool. It was explained that the expenditures outweigh the revenue generated from public swim and swim lessons.

Richard Markham stated the city should try to get money for a pool from Wal-Mart or grants.

Nathan Ford asked why the repairs would cost \$800,000.

Maria Martinez stated that the community could raise money to make the needed repairs.

Lena Mae Jones said things are needed on the west side and organizations should be asked for money.

Abraham Jimenez said it is an excellent idea to bus children to the high school for swimming.

Lupe Martinez stated it would be impossible to get money for a pool in the next few months and stated it is up to the council to take leadership and get the community going.

Andrew asked if we can use bond money for the pool

Steve Yue asked the cost of a new pool. He was informed it would be \$1.9 million with restroom facilities.

There was lengthy discussion regarding the needed repairs and ADA compliance; possible use of the high school pool; the CDBG funding and possibility of losing future funding; alternate funding sources; the possibility of building a new pool rather than repairing the existing pool; community involvement; maintenance costs; submitting an amendment for use of the CDBG funds for other projects; how the estimate for repairs was determined; workshops previously held to determine the public desire for use of funding; this item coming to council last year as part of the Consolidated Plan for CDBG funding and being approved; working with the high schools regarding pools; the time line for expending the funds.

Moved by Councilman Ramirez, seconded by Mayor Vallejo and carried by the following vote to continue the spray park project and authorize staff to go out for bids. AYES: Chavez, Ramirez, Vallejo
NOES: Aguirre, Morris

- 14) Approve lease agreement with Monterey Golf Management Group LLC for the lease of the City's golf course

Ms. Reyna presented the staff report.

Gary Cursio and Rick Smith of Monterey Golf Management Group spoke briefly to the council.

Moved by Councilman Ramirez, seconded by Councilman Chavez and unanimously carried to approve a lease agreement with Monterey Golf Management Group LLC for lease of the City's golf course and allow the city manager to make changes to the exhibits. Agreement No. 2012-58

- 15) Appoint committee for new police station facility project

Mr. Dowling presented the staff report.

Moved by Councilman Chavez, seconded by Councilman Ramirez and unanimously carried to appoint Councilman Aguirre and Mayor Vallejo to serve on the committee for the new police station facility project and direct staff to also explore other options regarding the project.

DEPARTMENTAL REPORTS

- 16) Transit

This report was not presented. It will be placed on next agenda.

COUNCIL STATEMENTS AND REPORTS

No items

CLOSED SESSION

Moved by Councilman Chavez, seconded by Councilman Ramirez, and unanimously carried that the City Council adjourn to Closed Session at 8:42 p.m. The City Clerk was excused. Mayor Vallejo was appointed Acting City Clerk. The City Attorney and City Manager were asked to remain.

- 17) Conference with labor negotiators Maribel Reyna, Alan Peake, Rosa Rios, and Acting Human Resources Director Noemi Zamudio regarding negotiations with the Central California Association of Public Employees / SEIU Local 521 (miscellaneous employees unit, correctional officers and custodial officers / jailers employee unit); govt. code section 54956.7
- 18) Conference with labor negotiators Maribel Reyna, Alan Peake, Rosa Rios, and Acting Human Resources Director Noemi Zamudio regarding negotiations with MEG employee group; govt. code section 54956.7
- 19) Conference with labor negotiators Maribel Reyna, Alan Peake, Rosa Rios, and Acting Human Resources Director Noemi Zamudio regarding negotiations with the Delano Police Officers Association; govt. code section 54956.7

Councilwoman Morris left the meeting at 9:30 p.m.

RETURN TO GENERAL SESSION

Moved by Councilman Ramirez, seconded by Councilman Chavez and unanimously carried to reconvened in Open Session at 10:07 p.m. Mr. Peake provided a report on closed session as follows:

- 17) Information was provided; no action taken
- 18) This item was not discussed.
- 19) Information was provided; no action taken.

ADJOURNMENT

Moved by Councilman Ramirez, seconded by Councilman Chavez, and unanimously carried to adjourn the meeting at 10:08 p.m.

Phyllis A. Kraft, City Clerk