

MINUTES

CITY OF DELANO CITY COUNCIL – SPECIAL MEETING September 10, 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 Ramirez led the flag salute.

ROLL CALL

Council members present: Aguirre, Chavez, Morris, Ramirez, Vallejo
Council members absent: none

OFFICIALS PRESENT

City Manager Reyna, City Attorney Alan Peake, City Clerk Kraft, Finance Director Rios, Police Chief DeRosia, Public Works Director & City Engineer Dowling, Human Resources Director Zamudio

SPECIAL AGENDA ITEM

- 1) Resolution of the City Council of the City of Delano entering into a land lease agreement with Paramount Citrus Packing Co. for temporary lease of 8 acres of land at the municipal airport

Mr. Peake announced that staff is requesting this item be pulled from the agenda. No council action is required.

- 2) Fiscal Year 2012-2013 Budget Review

Ms. Reyna presented the staff report.

There was discussion regarding the deficit, elimination of positions, and future budgets.

Rueben Pascual, 1210 Thomas Way, stated it is hard to make recommendations on a budget the public has not seen. He asked how much longer we have on the impact fees. He was informed we have funds for two years and that the budget, including any changes approved tonight, is on the city's web page.

Bill Hylton stated that the reason some wells had to be replaced is that former President Clinton signed a bill to change the acceptable arsenic levels and only western states were affected.

Abraham Jimenez, 127 Dover Street, asked the total cost of the new wells and if they were paid for by funds from the general fund. He was informed the total cost of the arsenic project is \$20.7 million and the city received an interest free loan from the state.

Councilman Ramirez left the meeting at 6:01 p.m.

Moved by Councilman Aguirre, seconded by Councilwoman Morris to accept staff's recommendations as presented. After brief discussion, Councilwoman Morris rescinded her second. Motion died for lack of second.

Moved by Councilman Chavez, seconded by Councilwoman Morris and carried by the following vote to accept staff's recommendation with the exception of the addition of the new position of part time Office Assistant I in Human Resources. AYES: Chavez, Morris, Vallejo NOES: Aguirre ABSENT: Ramirez

CLOSED SESSION

Council adjourn to Closed Session at 6:04 p.m. The City Clerk was excused. Mayor Vallejo was appointed Acting City Clerk. The City Attorney and City Manager were asked to remain.

- 3) Conference with legal counsel: anticipated initiation of litigation (one case); govt. code section 54956.9(c)

Councilman Chavez left the room and did not participate in the discussion or vote on item #4 due to a conflict of interest.

- 4) Conference with legal counsel: Tapia vs. City of Delano pursuant to govt. code section 54956.9(a)

Councilman Chavez returned to the room.

RETURN TO GENERAL SESSION

Moved by Councilman Chavez, seconded by Councilwoman Morris and unanimously carried to reconvened in Open Session at 6:32 p.m. Mr. Peake provided a report on closed session as follows:

- 3) Information was provided and by a vote of 4-0 direction was given.
- 4) Information was provided and by unanimous consent of those present direction was given.

ADJOURNMENT

Moved by Councilman Chavez, seconded by Councilwoman Morris, and unanimously carried to adjourn at 6:33 p.m.

Phyllis A. Kraft, City Clerk