

MINUTES

CITY OF DELANO CITY COUNCIL – REGULAR MEETING February 19, 2013

CALL TO ORDER

Mayor Aguirre called the meeting to order at 5:37 p.m. in the City Hall Council Chambers, 1015 – Avenue.

INVOCATION

Mr. Dowling offered the invocation

FLAG SALUTE

Councilwoman Vallejo led the flag salute.

ROLL CALL

Council members present: Aguirre, Chavez, Morris, Pascual, Vallejo

Council members absent: none

OFFICIALS PRESENT

City Manager Reyna, City Attorney Alan Peake, City Clerk Kraft, Police Chief DeRosia, Community Development Director Cariño, City Engineer Dowling, Human Resources Director Zamudio

PRESENTATIONS AND AWARDS

No items

ITEMS FROM THE PUBLIC

Roberto Ibarra, 1815 – Avenue, asked if the city has considered making Garces Highway 4 lanes and stated we need to widen the bridge on Garces Highway. He asked if all staff members live in Delano.

Irma Arredondo, 1926 – Avenue, stated an increase in the water bill will hurt her budget. She is concerned with arsenic levels in the water and mentioned health problems her family has.

Javier Cruz asked if there will be a welcoming sign built and stated it is ridiculous to spend that amount of money on a sign.

Ethel Pickering, 102 Dover Plane, asked how much the workshop will cost. She asked if we have any money for a homeless shelter and noted people are living under the bridge.

Melisa Pinoliar, 2253 White Oak Drive, asked for copy of study done on Browning Road and Summer Street.

Lupe Martinez asked if arsenic has now been taken out of the water and stated there was not any notice in water bill.

Angel Diaz, 501 High Street, stated the sign will cost \$67,000 and asked who brings these things up. He added that police could hire one half staff person for that amount. He noted that people are hungry.

Gloria Herrera stated there are houses near Avenue and Avenue at Austin Street and Albany Street that have been burned twice. She haven't seen anyone cleaning them although others get notices from the city to clean property. She asked if the city has codes for colors for houses and businesses.

Sylvia Zamora asked why people did not get a report on water quality this month.

Mr. Pinoliar, 2205 Bellagio, stated we need a stop sign at Browning Road and Summer Street. He stated he has a petition for a stop sign to be installed there.

Cornel Markham asked who is in charge of city council and asked to meet with the city attorney.

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 \$2,179,812.81
- 3) Minutes of regular City Council meeting of February 4, 2013
- 4) Minutes of regular Pension Committee meeting of August 6, 2012; special meeting of August 13, 2012; regular meeting of November 5, 2012; special meeting of November 19, 2012
- 5) Accept and Approve City of Delano Quarterly Investment Report for the Quarter Ended December 31, 2012
- 6) Resolution No. 2013-04 of the City Council of the City of Delano authorizing the submittal of the Public Works and Economic Adjustment Assistance Programs Grant to the U.S. Economic Development Administration and authorizing the City Manager to execute all required documents
- 7) Release funds from Developer Escrow Account to Delano Retail Center (Delano Market Place) per the Developer Escrow Agreement for the required offsite improvements in the amount of \$132,001.89; Payment application No. 8
- 8) Approve Contract Change Order No. 3 (the Welcome Sign on the County Line south bound SR 99 off ramp), as part of the equipping of wells 35 and 38 project with Steve Dovali Construction, Inc. in the amount of \$67,500 and authorize the City Manager to sign the contract change order Agreement No. 2013-09

Mayor Aguirre announced that item #8 will be pulled for discussion due to public questions.

Moved by Councilwoman Vallejo, seconded by Councilman Chavez, and unanimously carried to approve the Consent Agenda with item #8 pulled for discussion.

Item #8) Mr. Dowling stated the sign had been proposed as a portion of the Well 38 project. The well is now completed. Ms. Reyna added that the sign is part of the effort to market businesses in Delano.

Gloria Herrera, Roberto Ibarra, Lupe Martinez spoke against spending \$67,500 on a welcome sign.

There was lengthy discussion.

Moved by Councilwoman Morris, seconded by Councilwoman Vallejo and approved by the following vote to approve Agenda Item #8, contract change order no. 3. AYES: Aguirre, Chavez, Morris, Vallejo
NOES: Pascual

PUBLIC HEARINGS

No items

REGULAR AGENDA

- 9) Amendment to contract with Environmental Science Associates (ESA) for service related to completion of the Local Government Strategic Plan funded by the Southern California Edison Company

Ms. Cariño presented the staff report.

Moved by Councilman Chavez, seconded by Councilman Pascual and unanimously carried to approve amendments to the contract with Environmental Science Associates. Amendment No. 1 – Agreement No. 2013-10; Amendment No. 2 – Agreement No. 2013-11

- 10) Resolution of the City Council of the City of Delano adopting a Municipal Energy Action Plan

Ms. Cariño presented the staff report. Linda Urata, Kern Council of Governments, and Poonam Boparal, Environmental Science Associates, gave a power point presentation regarding the proposed plan.

Moved by Councilman Chavez, seconded by Councilman Pascual and unanimously carried to adopt Resolution No. 2013-05 adopting a Municipal Energy Action Plan.

- 11) Discussion and approval to have RJA Management Services, Inc. conduct a one day goal setting workshop

Ms. Reyna presented the staff report.

There was discussion regarding past goal setting workshops, previously established goals, whether a consultant is needed or if a workshop can be done in-house.

Moved by Councilman Pascual to approve a goal setting workshop facilitated by RJA Management Inc. for the City Council and City Manager. Motion died for lack of a second.

- 12) Accept donation of park bench from Delano Rotary Club for use at Veneto Park

Moved by Councilman Chavez, seconded by Councilwoman Vallejo and unanimously carried to accept the donation of a park bench from Delano Rotary Club for use at Veneto Park.

DEPARTMENTAL REPORTS

Mr. Peake reported staff is working on two residences regarding code enforcement and going through receivership. He asked for 2 council members to meet with staff regarding a fireworks ordinance. Moved by Councilman Chavez, seconded by Councilwoman Vallejo and unanimously carried to appoint Councilwoman Vallejo and Mayor Aguirre to serve on a fireworks committee.

Ms. Reyna stated that Ms. Cariño has a report on development projects in city. Because most of the audience members had left, she will present the report prior to public comments at the next council meeting.

COUNCIL STATEMENTS AND REPORTS

Councilman Pascual stated he would like to hear from staff on grant writing regarding how close were we to getting grants that were denied and how many we would have been granted without consultant's help.

Councilwoman Vallejo asked how much of the grant work is done by our staff. She welcomed Nathan Ford to the Community Law Enforcement Liaison Board. She stated that the Planning Commission should review standards for paint colors for commercial buildings. Staff should see if there are any facade grants to help with painting. She noted that high school kids need to do volunteer work and could help.

Councilwoman Morris stated she is happy to see the public at council meetings and giving input.

Councilman Chavez stated he has been contacted by staff at RFK high school who are concerned with traffic in that area. It is dark on Hiatt Avenue from Avenue to Cecil Avenue at night. He noted there will be more traffic when the new schools open.

Mayor Aguirre reiterated all council members' requests: Councilman Pascual – how much work is there for city employees to generate information for grant writers and the cost effectiveness of that. Councilwoman Vallejo– color code for commercial buildings. Councilman Chavez – traffic on Hiatt from to Cecil. Mayor Aguirre stated he would like a report on how these items will be addressed at next meeting.

CLOSED SESSION

Moved by Councilman Chavez, seconded by Councilwoman Morris, and unanimously carried that the City Council adjourn to Closed Session at 7:46 p.m. The City Clerk was excused. Mayor Aguirre was appointed Acting City Clerk. The City Attorney and City Manager were asked to remain.

- 13) Conference with legal counsel: Robin Moniz vs. City of Delano pursuant to govt. code section 54956.9(a)
- 14) Conference with legal counsel: anticipated initiation of litigation (one case: City of Delano vs. Home Depot); govt. code section 54956.9(c)
- 15) Conference with legal counsel: City of Delano vs. R&F Disposal pursuant to govt. code section 54956.9(a)

RETURN TO GENERAL SESSION

Moved by Councilman Chavez, seconded by Councilwoman Morris and unanimously carried to reconvene in Open Session at 9:33 p.m. Mr. Peake provided a report on closed session as follows:

- 13) Information was provided; no action taken.
- 14) Information was provided and by unanimous consent direction was given
- 15) Information was provided and by a vote of 4-1 direction was given. Councilwoman Vallejo abstained.

ADJOURNMENT

Moved by Councilman Chavez, seconded by Councilwoman Morris, and unanimously carried to adjourn the meeting at 9:34 p.m.