

## **MINUTES**

### **CITY OF DELANO CITY COUNCIL – REGULAR MEETING January 21, 2014**

#### **CALL TO ORDER**

Mayor Vallejo called the meeting to order at 5:32 p.m. in the City Hall Council Chambers, 1015 – Avenue.

#### **INVOCATION**

Mayor Vallejo asked all those present to observe a moment of silence.

#### **FLAG SALUTE**

Councilman Aguirre 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 Garcia, City Clerk Kraft, Finance Director Rios, Police Chief DeRosia, Community Development Director Cariño, City Engineer Dowling, Human Resources Director Zamudio

#### **PRESENTATIONS AND AWARDS**

Presentation by Mario Maldonado, Store Manager Panda Express

Mr. Maldonado reported on the opening of Panda Express. The restaurant had the highest opening in terms of sales of the company's 1,700 stores. They had over \$100,000 in sales the first week and are only the store to reach that mark. He stated that the company participates in a program called Panda Cares which provides food at events where 60% of the participants are underprivileged kids.

Recap of 2013

Ms. Reyna reviewed the goals established by City Council for 2013, including a balanced budget, job creation, enhance development, beautification / code enforcement, upgrade technology tools, develop strategic master plans. She also touched on what to expect in 2014.

#### **ITEMS FROM THE PUBLIC**

Ethel Pickering, 102 Dover Place, stated she is grateful for the Martin Luther King Jr. picture on the new park sign. She thanked all employees for working on a balanced budget and noted it is great to see Delano growing. She stated that God has been good to us, and encouraged everyone to keep up the good work.

Lena Mae Jones, 1116 Lexington Street, thanked the council and staff for the Martin Luther King Jr. park. She stated that she hopes the city will name something for the Jones family.

Richard Markham, 315 Dover Drive, thanked the council for the Martin Luther King Jr. park. He thanked the police department for helping him keep drugs out of his neighborhood. He noted that Kalibo park has graffiti every week.

Cornel Markham stated he would like to see a picture of Martin Luther King Jr. in front of the new police building. He stated the need to name something new after Martin Luther King Jr.

Nathan Ford, 1314 Belmont Street, thanked staff for their hard work. He stated that the city should have its own fire department and that would be a big savings to city.

### **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 \$1,605,078.84
- 3) Minutes of regular City Council meeting of January 6, 2014; special City Council meeting of January 3, 2014
- 4) Minutes of Planning Commission meetings of October 9, 2013; October 23, 2013; November 13, 2013; December 11, 2013
- 5) Approve Councilwoman Morris travel to Sacramento to attend League of California Cities 2014 Policy Committee meeting January 24, 2014
- 6) Approve letter of support for AB 1439 (Salas) Internet Gambling Sweepstakes
- 7) Ratification of final change orders for Brough Construction of the MCCF Security Upgrades and the Site Preparation Projects for the not to exceed amount of \$130,000 and authorize the City Manager to sign the change order documents Agr 2014-04
- 8) Approve Engagement Letter with Pillsbury Winthrop Shaw Pittman LLP for legal services related to retirement-benefit issues, and authorize the City Manager to sign the agreement Agreement No. 2014-05
- 9) Resolution No. 2014-03 of the City Council of the City of Delano approving submittal of an application to the California State Department of Housing and Community Development (Department) for funding under the Housing-Related Parks (HRP) Program; and if selected, the execution of a standard agreement, any amendments thereto, and of any related documents necessary to secure the HRP Program Grant from the Department; and authorize the City Manager and her designee to execute the same
- 10) Ratification of various start-up costs for the Modified Community Correctional Facility (MCCF) in the amount of \$359,137.98

Valerie Gorospe asked that items #1 and #6 be pulled for discussion.

Moved by Councilman Chavez, seconded by Councilwoman Morris, and unanimously carried to approve the Consent Agenda with items #1 and #6 pulled for discussion.

Ms. Gorospe asked for clarification on items #1 and #6. Ms. Reyna explained that item #1 allows Council to adopt a resolution or ordinance without reading the entire document. Item #6 is regarding a request the city received to send a letter of support for AB 1439 which is intended to stop internet cafes.

Moved by Councilman Chavez, seconded by Councilman Pascual and unanimously carried to approve agenda items #1 and #6.

### **PUBLIC HEARINGS**

No items

### **REGULAR AGENDA**

- 11) Resolution of the City Council of the City of Delano adopting the certified City of Delano Investment Policy

Ms. Reyna presented the staff report.

Moved by Councilwoman Morris, seconded by Councilman Chavez and unanimously carried to adopt Resolution No. 2014-04 adopting the certified City of Delano Investment Policy.

- 12) Resolution of the City Council of the City of Delano approving a residential purchase agreement by and between the City of Delano and Frances Balles for the sale of property located at 138 – Place, Delano, California

Ms. Reyna presented the staff report.

Moved by Councilman Chavez, seconded by Councilman Pascual and unanimously carried to adopt Resolution No. 2014-05 approving a residential purchase agreement with Frances Balles. Agreement No. 2014-06

- 13) Form and appoint a council member to Centennial Committee for the City's anniversary in 2015

Ms. Reyna presented the staff report. She stated that the committee will be working with other agencies and organizations throughout the year. Staff will come back to council with a proposed budget.

Moved by Mayor Vallejo, seconded by Councilman Chavez and unanimously carried to approve the formation of a Centennial Committee for the City's anniversary and appoint Councilwoman Morris to serve on the committee.

### **DEPARTMENTAL REPORTS**

No items

### **COUNCIL STATEMENTS AND REPORTS**

Councilman Aguirre no items

Councilman Chavez announced that our City Attorney, Bonny Garcia, has been recognized as a top lawyer of 2013 by Corporate Counsel Magazine, American Lawyer Magazine, and National Law Journal.

Councilwoman Morris no items

Councilman Pascual no items

Mayor Vallejo announced that 3 council members will attend the ACCAPS conference in Sacramento this week. Councilwoman Morris will attend the League of California Cities policy committee meeting in Sacramento on Friday. Mayor Vallejo stated that council looks for ways to save money on travel and educational meetings.

### **CLOSED SESSION**

Moved by Councilman Chavez, seconded by Councilman Pascual, and unanimously carried that the City Council adjourn to Closed Session at 6:43 p.m. The City Clerk was excused. Mayor Vallejo was appointed Acting City Clerk. The City Attorney and City Manager were asked to remain.

- 14) Conference with legal counsel: settlement authority for claim of Jose Ruiz pursuant to govt. code section 54961

### **RETURN TO GENERAL SESSION**

Moved by Councilman Chavez, seconded by Councilman Pascual and unanimously carried to reconvene in Open Session at 6:55 p.m. Mr. Garcia provided a report on closed session as follows:

- 14) Information was provided and by unanimous consent direction was given.

### **ADJOURNMENT**

Moved by Councilman Chavez, seconded by Councilwoman Morris, and unanimously carried to adjourn the meeting at 6:56 p.m.

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Phyllis A. Kraft, City Clerk