

MINUTES

CITY OF DELANO CITY COUNCIL – REGULAR MEETING June 16, 2014

CALL TO ORDER

Mayor Vallejo called the meeting to order at 5:30 p.m. in the City Hall Council Chambers, 1015 – 11th Avenue.

INVOCATION

Mayor Vallejo asked for 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, City Engineer Dowling, Human Resources Director Zamudio

PRESENTATIONS AND AWARDS

Ms. Zamudio introduced the new Transportation Manager Viviana Zamora.

Proclamation Declaring July 25 – 26, 2014 as Philippine Weekend

The candidates for the Philippine Weekend Miss, Mrs., Mr., and Tiny Tots pageant were presented to the council and audience.

ITEMS FROM THE PUBLIC

Cornel Markham stated he has been asking for three years to have his item placed on the agenda. He stated a gun was pulled on him and he was searched and no one will give him an explanation.

Valerie Gorospe stated she was hoping someone from the presentation for the Philippine Weekend would share information on the 40th anniversary of the Agbayani Village. She noted that there is a DVD of the documentary about the Manongs available.

Jay Tamsi invited everyone to the 40th anniversary celebration of Agbayani Village to be held on June 21. There will be a showing of the documentary about the Manongs

Henry Mendez stated he would like Council to consider having a broker regarding the Block H property and the VFW.

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 \$1,960,947.00
- 3) Minutes of special City Council meeting of May 23, 2014; regular City Council meeting of June 2, 2014; special City Council meeting of June 9, 2014
- 4)
 - a) Resolution No. 2014-45 of the City Council of the City of Delano adopting the revised class specification of the Police Commander
 - b) Resolution No. 2014-46 of the City Council of the City of Delano adopting the revised class specification of the Operations Superintendent
 - c) **item pulled from agenda** Resolution of the City Council of the City of Delano adopting the revised class specification of the Water Production & Distribution Superintendent
 - d) Resolution No. 2014-47 of the City Council of the City of Delano adopting the revised class specification of the Water Distribution Operator I / II / III
 - e) Resolution No. 2014-48 of the City Council of the City of Delano adopting the class specification of the Seasonal Worker
- 5) Resolution No. 2014-49 of the City Council of the City of Delano adopting the Miscellaneous Unit Salary Schedule for fiscal year 2014/2015 effective July 1, 2014
- 6) Resolution No. 2014-50 of the City Council of the City of Delano approving Final Map for Reversion to Acreage Tract Map No. 7249 on a 7.49 gross acre site generally located 0.25 (1/4) miles north of Garces Highway, between Hiatt Avenue and Timmons Avenue, and authorizing the city clerk to file the maps with the County Recorder
- 7) Resolution No. 2014-51 of the City Council of the City of Delano approving Final Map for Reversion to Acreage Tract Map No. 7250 on a 8.51 gross acre site generally located 0.25 (1/4) miles north of Garces Highway, between Hiatt Avenue and Timmons Avenue, and authorizing the city clerk to file the maps with the County Recorder
- 8) Resolution No. 2014-52 of the City Council of the City of Delano authorizing the city engineer to sign the Program Supplemental Agreement #21-N for Project HSIP-5227 (047) (preliminary engineering only) Agreement No. 2014-53
- 9) Resolution No. 2014-53 of the City Council of the City of Delano declaring an emergency and authorizing an appropriation of \$800,000 from the water fund for the drilling of water well 21 in the vicinity of 20th Avenue and Albany Street and ratifying the construction contract with Bakersfield Well & Pump Co.; and authorize the city manager to sign the construction contract and any other documents needed to carry this emergency project to completion Agreement No. 2014-54
- 10) Acceptance of improvements for the installation of arsenic removal equipment on existing well 22 near Randolph Street and 5th Avenue and well 26 on Browning Road near County Line Road (a component of the city's arsenic mitigation project) and authorizing the filing of the Notice of Completion

- 11) Approval of the co-sponsorship of Philippine Weekend Gala in the amount of \$900 for the usage of the Armory National Guard building on July 5, 2014

Ms. Reyna stated that staff is requesting item #4c be pulled from the agenda and brought back at a later date.

Valerie Gorospe asked that item #9 be pulled for discussion.

Moved by Councilman Aguirre, seconded by Councilman Chavez, and unanimously carried to approve the Consent Agenda with item #4c pulled from the agenda and item #9 pulled for discussion.

Item #9) Ms. Gorospe asked what an emergency is and how fast work can be done by using the term "emergency." She also asked what happens to the bids from October 2013. Mr. Dowling explained that well 21 has gone out, it is not feasible to repair it, and a new well has to be drilled. The declaration of an emergency allow staff to use a vendor as a sole source rather than go out to bid. The bid process would take up to six weeks. This is a health and safety issue. The bids from October were for a separate project.

Moved by Councilman Aguirre, seconded by Councilman Chavez and unanimously carried to approve agenda item #9.

PUBLIC HEARINGS

- 12) Public hearing #2014-06: Resolution of the City Council of the City of Delano confirming the benefit assessment of all maintenance districts within the City of Delano for fiscal year 2014-2015 and authorizing the County of Kern to make collections of same

Mr. Dowling presented the staff report.

Mayor Vallejo asked for public comments.

Cornel Markham stated that it seems that the work has already been done.

Mayor Vallejo closed the public hearing.

Moved by Councilman Chavez, seconded by Councilwoman Morris and unanimously carried to adopt Resolution No. 2014-54 of the City Council of the City of Delano confirming the benefit assessment of all maintenance districts within the City of Delano for fiscal year 2014-2015 and authorizing the County of Kern to make collection of same.

REGULAR AGENDA

- 13) Approval of agreement between the City of Delano and Delano Police Officer's Association for the term of July 1, 2014 through June 30, 2015

Ms. Zamudio presented the staff report.

Moved by Councilman Aguirre, seconded by Councilman Chavez and unanimously carried to approve an agreement between the City of Delano and the Delano Police Officers Association for the term July 1, 2014 through June 30, 2015. Agreement No. 2014-55

- 14) Resolution of the City Council of the City of Delano approving department head contract format and authorizing the city manager to negotiate terms and conditions

Ms. Zamudio presented the staff report.

Moved by Councilman Chavez, seconded by Councilwoman Morris and unanimously carried to adopt Resolution No. 2014-55 of the City Council of the City of Delano approving department head format and authorizing the city manager to negotiate terms and conditions.

- 15) Resolution of the City Council of the City of Delano adopting the new department director personnel salary scheduled effective July 1, 2014

Ms. Reyna presented the staff report.

Moved by Councilwoman Morris, seconded by Councilman Aguirre and unanimously carried to adopt Resolution No. 2014-56 of the City Council of the City of Delano adopting the new department head personnel salary schedule effective July 1, 2014.

- 16) Resolution of the City Council of the City of Delano approving a lease agreement between the City of Delano and the Judicial Council of California, acting by and through the Administrative Office of the Courts (“AOC”) to lease property located at 1022 – 12th Avenue

Ms. Reyna presented the staff report.

Moved by Councilman Chavez, seconded by Councilwoman Morris and unanimously carried to adopt Resolution No. 2014-57 of the City Council of the City of Delano approving a lease agreement between the City of Delano and the Judicial Council of California, acting by and through the Administrative Office of the Courts to lease property located at 1022-12th Avenue. Agreement No. 2014-56

DEPARTMENTAL REPORTS

Ms. Reyna provided the following reports:

- An RFP for architectural services for design of the senior center is being reviewed by the insurance company. We will re-design facility.
- Last October staff applied for parks related grant from the State Housing and Community Development. This is a formula based award, so we should get some funding. The applications are currently under review and funds will be awarded late this month. We will use part of the funds for the restroom in Cesar Chavez park that was destroyed by fire.
- Work on the master plan for sewer is in progress. We are waiting for the Market Place developers to complete their work on the storm drain along Woollomes. The plan is being done in-house.
- Recreation sent out an RFP for services for a master plan last year and got no response. The RFP is being modified and will go out again in July.
- The traffic light on Cecil Avenue and Norwalk Street is working. It is just old and would cost \$50,000 - \$60,000 to update it. Staff is working with Caltrans regarding their lights on Woollomes Avenue.

Mr. Garcia reported that we have completed our work on the documents regarding Home Depot and Chevron Barn. We are expecting to hear back from Home Depot this week.

COUNCIL STATEMENTS AND REPORTS

Councilwoman Morris thanked the people involved with the Philippine Weekend for their presentation tonight and invited everyone to attend the gala to be held July 5.

Councilman Chavez stated he hoped everyone had a happy Father's Day. He stated our legal team was recognized in a national magazine, the Stanford Lawyer Magazine.

Councilman Pascual no items

Councilman Aguirre no items

Mayor Vallejo stated that all community events need to be supported by residents so they become successful. She stated businesses look to see how others are supported before deciding to locate in Delano. She thanked all those who attend the city council meetings.

CLOSED SESSION

Moved by Councilwoman Morris, seconded by Councilman Pascual, and unanimously carried that the City Council adjourn to Closed Session at 6:39 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 legal counsel: claim of Jose Ruiz pursuant to govt. code section 54961
- 18) Conference with labor negotiators Maribel Reyna, Bonny Garcia, and Human Resources Director Noemi Zamudio regarding negotiations with the Delano City Employees Association (miscellaneous employees unit); govt. code section 54957.6
- 19) Conference with labor negotiators Maribel Reyna, Bonny Garcia, and Human Resources Director Noemi Zamudio regarding negotiations with MEG employee group; govt. code section 54957.6

RETURN TO GENERAL SESSION

Moved by Councilman Chavez, seconded by Councilwoman Morris and unanimously carried to reconvene in Open Session at 7:18 p.m. Mr. Garcia provided a report on closed session as follows:

- 17) Information was provided, no reportable action taken.
- 18) Information was provided, no reportable action taken.
- 19) Information was provided, no reportable action taken.

ADJOURNMENT

Moved by Councilman Chavez, seconded by Councilwoman Morris, and unanimously carried to adjourn the meeting at 7:18 p.m.

Phyllis A. Kraft, City Clerk