

MINUTES
CITY OF DELANO
CITY COUNCIL – REGULAR MEETING
April 20, 2015

CALL TO ORDER

Mayor Pascual called the meeting to order at 5:35 p.m. in the City Hall Council Chambers, 1015 – 11th Avenue.

INVOCATION

Mr. Dowling offered the invocation.

FLAG SALUTE

Councilman Hill led the flag salute.

ROLL CALL

Council members present: Chavez, Hill, Morris, Pascual
Council members absent: Vallejo

OFFICIALS PRESENT

City Manager Reyna, City Attorney Garcia, City Clerk Kraft, Finance Director Rios, Police Chief DeRosia, City Engineer Dowling, Human Resources Director Zamudio, Interim Chief of Corrections Komin, Interim Community Development Director Keene

PRESENTATIONS AND AWARDS

Proclamation Declaring April 2015 as Donate Life Month

ITEMS FROM THE PUBLIC

Richard Markham stated he has seen dogs roaming in front of Vallarta Market. He stated that people need to work with the police and not against them. He stated that retaliation is wrong and needs to stop. Mr. Markham noted that he reports things that are happening in his neighborhood and that he does not support the Housing Authority.

Larry Moray stated the need to tear down the old ice house and that Caltrans needs to cut down trees.

Cornel Markham stated that his issue has been going on for four years and he will celebrate with a cake. He stated that weapons were pulled on him and no reason was given and no report made. He stated it is a big issue and he is asking for \$1.4 million.

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 \$2,649,691.66 (2 payroll periods)
- 3) Minutes of regular City Council meeting of April 6, 2015
- 4) Confirmation of Mayor Pascual's appointment of Abel Moreno to serve on the Pension Committee for a four year term to end May 2019
- 5) Acceptance and approval of the City of Delano Quarterly Investment Report dated April 20, 2015, for the quarter ended March 31, 2015
- 6) Resolution No. 2015-23 of the City Council of the City of Delano approving Agreement No. C1400202 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, 2015 through December 31, 2017 (2 years & 6 months) and authorizing the mayor to execute the agreement Agreement No. 2015-28
- 7) Resolution No. 2015-24 of the City Council of the City of Delano approving fifty thousand dollars (\$50,000) appropriation increase request within the CIS Fund, Fund 84 to provide necessary network support for the police department
- 7a) Resolution No. 2015-25 of the City Council of the City of Delano approving funds to the Finance Department budget for a paid internship in the amount of \$8,500
- 8) Authorize the Chief of Police to reallocate the 2014 Byrne Justice Assistance Grant (Byrne JAG) of \$20,246 for vehicle purchase
- 9) Acceptance and award of bid and approve the purchase of four new investigative vehicles from Three-Way Automotive Group for \$85,694.16
- 10) Award sale of old well lot near alley north of 11th Avenue and west of Randolph Street to adjacent property owner and highest bidder, Mr. Luis A. Pulido for \$10,600 and authorize the city manager to sign all necessary documents to process the sale Agreement No. 2015-29
- 11) Ratification of emergency sewer line repair project performed by Sierra Construction and Excavation, Inc. on a time and materials basis with appropriation of a budget of \$250,000 for various locations and the Jefferson/Main, Main/High, and Glenwood/Fremont sewer line and authorize the city manager to execute any documents needed to carry out this project

Mayor Pascual asked that item #4 be pulled for discussion. Councilwoman Morris asked that items #7 and #7a be pulled for discussion. Councilman Hill asked that item #9 be pulled for discussion.

Moved by Councilman Chavez, seconded by Councilwoman Morris, and unanimously carried by all those present to approve the Consent Agenda with items #4, 7, 7a, and 9 pulled for discussion.

Item #4) Ms. Rios introduced Abel Moreno whom the mayor has appointed to fill the vacant seat on the Pension Commission. Mr. Moreno gave a brief background of his experience and stated he is happy to volunteer to serve on the committee.

Moved by Councilman Chavez, seconded by Councilwoman Morris and unanimously carried by all those present to approve agenda item #4.

Item #7) Councilwoman Morris asked if this will be for equipment in addition to what is already at the police department. Ms. Rios explained that recently there have been a few issues with the server and software and this will also be for network support.

Moved by Councilwoman Morris, seconded by Councilman Chavez and unanimously carried by all those present to approve items #7 and #7a.

Item #9) Chief DeRosia presented the staff report. There was brief discussion regarding AB109 funds, realignment, and other police vehicles.

Moved by Councilman Chavez, seconded by Councilwoman Morris and unanimously carried by all those present to approve item #9.

PUBLIC HEARINGS

- 12) Public Hearing #2015-04 (continued from April 6, 2015): Consideration of a single source agreement with BayWa r.e. Solar Projects, LLC for a renewable energy facility at the wastewater treatment plant on Lytle Avenue

Ms. Reyna stated that staff is requesting this item be tabled to May 4, 2015.

- 13) Public Hearing #2015-05: Second reading and final adoption of Ordinance No. 2015-1273 amending the City of Delano Municipal Code Title 6 Business Regulations regarding cardrooms fees and deposits

Mr. Keene presented the staff report.

Mayor Pascual asked for public comments. There were no public comments.

Mayor Pascual closed the public hearing.

Moved by Councilwoman Morris, seconded by Councilman Chavez and unanimously carried by all those present to approve the second reading and final adoption of Ordinance No. 2015-1273 amending the City of Delano Municipal Code Title 6 Business Regulation regarding cardrooms fees and deposits.

REGULAR AGENDA

No items

DEPARTMENTAL REPORTS

- 14) Status update – Annexation #40, west of Highway 99, southeast corner of Matthews Avenue and Melcher Road

Mr. Keene presented the staff report. He reviewed the history of this annexation and explained the change in state law that now requires the adjacent housing development be considered for annexation. He noted that there now appears to be support of the residents of the adjacent area for annexation. Mr. Keene added that staff will prepare reports for this item to be brought to the Planning Commission and City Council at a future meeting.

No council action required.

COUNCIL STATEMENTS AND REPORTS

Councilman Hill stated that the city has a committee for receiving complaints regarding the police department and the public should be addressing those complaints to it.

Councilwoman Morris reported that the centennial celebrations held the past week were successful and well attended. She thanked the city for its contribution to the celebration and the committee members for their hours of work. She noted that the celebrations are not over yet, and other projects are in the works. She announced the Distinguished Young Women event will be held April 25.

Councilwoman Vallejo absent

Councilman Chavez thanked staff for the quick response to the situation at 7th Avenue and Kensington Street. He stated he would like a report on the water situation. Mr. Dowling informed council that the State Water Board is working on mandatory restrictions. The goal is to save 25% of potable water. Delano is doing well and our efforts toward conservation will be considered when the restrictions are set.

Mayor Pascual thanked the Centennial Committee members for their work on the events held. He announced there will be a Mayor's Cup Golf Tournament. He stated that city staff is doing a lot of work around town and it looks good.

CLOSED SESSION

Moved by Councilman Chavez, seconded by Councilwoman Morris, and unanimously carried by all those present that the City Council adjourn to Closed Session at 6:26 p.m. The City Clerk was excused. Mayor Pascual was appointed Acting City Clerk. The City Attorney and City Manager were asked to remain.

- 15) Conference with property negotiators Maribel Reyna and Bonny Garcia regarding possible sale of property located at APN 521-040-21 to Paramount Citrus, with respect to price, terms and condition of sale pursuant to govt. code section 54956.8

RETURN TO GENERAL SESSION

Moved by Councilwoman Morris, seconded by Councilman Chavez and unanimously carried to reconvene in Open Session at 6:43 p.m. Mr. Garcia provided a report on closed session as follows:

- 15) Information was provided and by unanimous consent of all those present direction was given.

ADJOURNMENT

Mayor Pascual adjourned the meeting at 6:44 p.m.

Phyllis A. Kraft, City Clerk