

MINUTES

CITY OF DELANO CITY COUNCIL – REGULAR MEETING May 4, 2015

CALL TO ORDER

Mayor Pascual called the meeting to order at 5:30 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, 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, Interim Chief of Corrections Komin, Economic Development Specialist Castro

PRESENTATIONS AND AWARDS

Certificates of Appreciation to Ed Warren and Lidia Albiar for Their Service on the Pension Committee

Proclamation Honoring and Commending Bakersfield College for Over 40 Years of Service to the Delano Community

Presentation by YK America

ITEMS FROM THE PUBLIC

Nathan Ford stated that the city should reduce outdoor watering to two days per week and open the spray parks. He stated the city needs to clean up the property across from the new police building.

Gina Romero stated she submitted a request to use the ball park at Morning Side Park for a softball tournament to raise money for the First Assembly Church youth mission trip to Haiti in June. They would like to be able to use park without any interruptions.

Robert Zuniga stated he is helping with the softball tournament. They are trying to help the youth and get them off the streets. They want to schedule other events to take place on Sundays.

Henry Mendez stated that all the debris is being dumped on Montemayor's property. He does not represent them. He keeps all his property clean.

Lupe Martinez stated that a few meetings ago he raised questions about the notice from the Department of Toxic Substances regarding a toxic plume on Main Street, and the city has not responded yet. He asked who people should complain to when they start getting sick.

Richard Markham thanked the city for taking care of one of the vacant houses on Austin Street. He stated there is another house on Austin that needs to come down and an old house on Albany that needs to come down. He thanked the new animal control officers for job they are doing now.

Cornel Markham stated that he appreciates the city manager's efforts to schedule a meeting between him and Councilwoman Vallejo. He stated he will deliver the item to the mayor when it is completed.

Janet Rabanal announced the National Day of Prayer will be May 7 at the armory at 6:15 a.m.

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 \$1,674,023.15
- 3) Minutes of regular City Council meeting of April 20, 2015
- 4) Approve letter of support for Omni Family Health grant application to the Health Resources and Services Administration under the Health Infrastructure Investment Program to renovate its existing health center in the City of Delano
- 5) Resolution No. 2015-26 of the City Council of the City of Delano awarding and accepting an engagement letter for auditing services between the City of Delano and Mayer Hoffman McCann P.C. a national CPA firm and authorize the city manager to execute said engagement letter Agreement No. 2015-31
- 6) Resolution No. 2015-27 of the City Council of the City of Delano authorizing staff to enter into a second amendment with the California Energy Efficient Strategic Plan Phase One Implementation Contract between the City of Delano and Southern California Edison Company Agreement No. 2015-32
- 7) Resolution No. 2015-28 of the City Council of the City of Delano allowing destruction of public records pursuant to Government Code Section 34090 (Police Department Records)
- 8) Authorize purchase of SC3000 paving material in the amount of \$150,000 from Deer Creek Asphalt
- 9) Approval of amendment to Agreement No. 2014-16 with Peters Engineering Group to provide additional professional services related to the Glenwood Extension Project in the amount of \$24,800 and authorization for the city manager or her designee to sign the amendment Agreement No. 2015-33
- 10) Resolution No. 2015-29 of the City Council of the City of Delano, California to establish stop control at the intersection of 7th Avenue and Kensington Street
- 11) Resolution No. 2015-30 of the City Council of the City of Delano accepting an Offer of Dedication from AS OM Commercial Real Estate, LLC for street right of way on Dover Parkway and approving a Certificate of Acceptance
- 12) Resolution No. 2015-31 of the City Council of the City of Delano accepting an Offer of Dedication from Clinton Dover, Inc. for street right of way on Dover Parkway and approving a Certificate of Acceptance
- 13) Award of contract for the construction of 2015 Housing-Related Parks Improvement Project to DOD Construction in the amount of \$524,100; authorize the city manager to execute any change orders needed to keep the project within budget; and appropriate \$10,000 from Measure "I" funds to assist with the project's contingency Agreement No. 2015-34

A member of the public asked that item #9 be pulled for discussion.

Moved by Councilwoman Vallejo, seconded by Councilman Chavez, and unanimously carried to approve the Consent Agenda with item #9 pulled for discussion.

Item #9) Irma Barba asked what the project is and what the funds will be used for. Mr. Dowling explained this is the extension of Glenwood street under the bridge north to County Line Road. The property is owned by Caltrans, and city staff is working with Caltrans staff regarding permits to build.

Moved by Councilwoman Vallejo, seconded by Councilman Chavez and unanimously carried to approve item #9.

PUBLIC HEARINGS

- 14) Public Hearing #2015-04: Public Hearing #2015-04 (continued from April 6, 2015; April 20, 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, and if approved, authorize the city manager to sign the agreement

Mr. Dowling presented the staff report. He stated that criteria was set and 3 proposals were received. The proposal from BayWa r.e. was the only proposal to meet all criteria. The proposals were also reviewed by Southern California Edison.

Mr. Dowling introduced staff from BayWa r.e. who presented information regarding their company and the project.

Mayor Pascual asked for public comments. Nathan Ford stated this would be a good project for the city.

Mayor Pascual closed the public hearing.

Moved by Councilwoman Vallejo, seconded by Councilman Chavez and unanimously carried to approve an agreement with BayWa r.e. Solar Projects, LLC for a renewable energy facility at the wastewater treatment plant on Lytle Avenue, and if approved, authorize the city manager to sign the agreement. Agreement No. 2015-35

- 15) Public Hearing #2015-06: Resolution of the City Council of the City of Delano approving the 2015-2016 Action Plan and Citizen Participation Plan, and authorizing the city manager to execute all documents required by the U.S. Department of Housing and Urban Development to receive Community Development Block Grant funding

Ms. Castro presented the staff report.

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

Mayor Pascual closed the public hearing.

Moved by Councilman Chavez, seconded by Councilwoman Vallejo and unanimously carried to adopt Resolution No. 2015-32 of the City Council of the City of Delano approving the 2015-2016 Action Plan and Citizen Participation Plan, and authorizing the city manager to execute all documents required by the U.S. Department of Housing and Urban Development to receive Community Development Block Grant funding.

REGULAR AGENDA

- 16) Mayor appointments to the general fund budget committee and the enterprise fund budget committee

Mayor Pascual appointed Councilwoman Vallejo and Mayor Pascual to serve on the general fund budget committee and Councilman Chavez and Mayor Pascual to serve on the enterprise fund budget committee.

- 17) Mayor appointments to the truck parking committee

Mayor Pascual appointed Councilwoman Vallejo and Councilwoman Morris to serve on the truck parking committee.

DEPARTMENTAL REPORTS

18) Report on Measure I funds

Ms. Rios presented the report. She gave a brief background of the sales tax measure, reviewed what it has funded, and its impact on essential services.

No council action required.

COUNCIL STATEMENTS AND REPORTS

Councilwoman Morris stated that Measure I sales tax funds have done a lot of good things.

Councilman Chavez asked when staff will provide a report to clarify an issue regarding water that was brought up two meetings ago. Mr. Dowling replied that the State will have meetings on May 5 and 6, and staff will have more information then. Councilman Chavez stated that the city needs to be more proactive regarding the toxic plume and notifying citizens.

Councilman Hill agreed that the spray parks should be open. He stated we need to start discussions about police body cameras. He would like to see cameras in city hall where water bills are paid, in the council chambers and outside city hall along the perimeter.

Councilwoman Vallejo thanked staff for all their work and noted that department heads wear many hats. She stated that the presentation on the tax measure was an eye-opener and it would be detrimental to lose that funding. She stated there needs to be a discussion about a utility rate discount for seniors who rent.

Mayor Pascual stated he would like an up-date on the house on Albany Street. He stated agreement with Councilman Chavez that we need to let citizens know about the toxic plume. He announced that May 7 is National Day of Prayer.

CLOSED SESSION

Moved by Councilman Chavez, seconded by Councilwoman Morris, and unanimously carried that the City Council adjourn to Closed Session at 7:33 p.m. The City Clerk was excused. Mayor Pascual was appointed Acting City Clerk. The City Attorney and City Manager were asked to remain.

- 19) Conference with legal counsel: threat of potential litigation, one case, pursuant to govt. code section 54956.9

RETURN TO GENERAL SESSION

Moved by Councilman Chavez, seconded by Councilwoman Morris and unanimously carried to reconvene in Open Session at 8:11 p.m. Mr. Garcia provided a report on closed session as follows:

- 19) Information was provided; no action taken.

ADJOURNMENT

Moved by Councilman Chavez, seconded by Councilman Pascual, and unanimously carried to adjourn the meeting at 8:12 p.m.

Phyllis A. Kraft, City Clerk