

MINUTES

CITY OF DELANO CITY COUNCIL – REGULAR MEETING August 2, 2010

CALL TO ORDER

Mayor Morris called the meeting to order at 6:30 p.m. in the City Hall Council Chambers, 1015 – 11th Avenue.

INVOCATION

Mayor Morris asked for a moment of silence.

FLAG SALUTE

Mr. Peake led the flag salute.

ROLL CALL

Council members present: Chavez, Hill, Morris, Ramirez, Vallejo
Council members absent: none

OFFICIALS PRESENT

Assistant City Manager Kivley, City Attorney Alan Peake, City Clerk Kraft, Finance Director Flynn, Police Chief DeRosia, Transportation and General Services Director Newhouse, Community Development Director Woodcock, City Engineer Dowling, Chief of Corrections Galaza, Economic Development & Redevelopment Director Reyna, Community Services Director Tracey

PRESENTATIONS AND AWARDS

Proclamation Acknowledging the Service of the Honorable L. Bryce Chase as a Superior Court Judge in the City of Delano

ITEMS FROM THE PUBLIC

No items

CONSENT AGENDA

- 1) Warrant Register in the amount of \$3,188,627.84
- 2) 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
- 3) Minutes of regular City Council meeting of June 21, 2010
- 4) Minutes of special City Council meeting of June 28, 2010
- 5) Minutes of regular City Council meeting of July 6, 2010
- 6) Minutes of regular City Council meeting of July 19, 2010
- 7) Minutes of special City Council meeting of July 19, 2010
- 8) Minutes of special City of Delano Financing Authority meeting of July 19, 2010

- 9) Acceptance and approval of the City of Delano quarterly investment report for the quarter ended June 30, 2010
- 10) Resolution No. 2010-60 of the City Council of the City of Delano approving an extension of time for completion of public improvements for the subdivision agreement for Parcel Map No. 11519, located at Garzoli Avenue and Millennium Drive
- 11) Acceptance of the improvements for the ARRA-1-2009 overlay project and authorizing the filing of the Notice of Completion
- 12) Acceptance of the improvements for the County Line Road rehabilitation project and authorizing the filing of the Notice of Completion
- 13) Authorize the City Manager to enter into an agreement with Delano Union School District for a school resource officer for the period August 2, 2010 to June 9, 2011 Agreement No. 2010-61

Councilman Ramirez 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) Councilman Ramirez asked for clarification regarding the dollar amounts. Ms. Flynn provided the information.

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

PUBLIC HEARINGS

- 14) a. Public hearing #2010-19: Second reading and final adoption of Ordinance No. 2010-1216 of the City of Delano amending Delano Municipal Code Chapter 6 08 pertaining to cardrooms
- b. Public hearing #2010-19: Proposed Ordinance No. 2010-1217 amendment of the City of Delano amending Delano Municipal Code Chapter 6 08 pertaining to gaming establishments, amend (a) above and set the second reading for August 16, 2010.

Chief DeRosia presented the staff report. He explained that Ordinance No. 2010-1216 was introduced July 19. Since that meeting, staff recommends additional changes to the language to bring the ordinance into compliance with state law and changes regarding gross revenue.

Mr. Peake added that because of the changes, the ordinance may be re-introduced tonight. Additional changes were made to some sections to change "Police Chief" to "City Manager." Staff also received a letter from the California Department of Justice requesting that in some sections "commission" be changed to "Bureau."

Mayor Morris asked for public comments.

Matthew Brady, counsel for ABA Properties and the Aviator Casino, stated the old ordinance was written before current state agencies and laws were enacted. The proposed changes will make the ordinance compliant with state law. He reviewed some of the proposed changes.

Mayor Morris closed the public hearing.

No action was taken on proposed Ordinance No. 2010-1216.

Moved by Councilman Hill, seconded by Councilman Chavez and unanimously carried to approve the introduction and first reading of Ordinance No. 2010-1217 amending Delano Municipal Code Chapter 6.08 pertaining to cardrooms

REGULAR AGENDA

- 15) Resolution of the City Council approving participation with San Joaquin Valley Partner Cities in the Smart Valley Compact

Mr. Woodcock presented the staff report. He explained that staff has spoken with HUD representatives. He also stated that the cities participating in this compact will have a better chance to receive grant funding. The compact will have two levels. One level will be the executive committee made up of city managers who will decide how to divide any grant funds received. The other level will be the planning committee who will decide how to spend the funds.

Moved by Councilman Ramirez, seconded by Councilman Hill and unanimously carried to adopt Resolution No. 2010-61 approving participation with San Joaquin Valley Partner Cities in the Smart Valley Compact.

INFORMATION

No items

DEPARTMENTAL REPORTS

No items

COUNCIL STATEMENTS AND REPORTS

Councilwoman Vallejo: Councilwoman Vallejo reported that the Philippine Weekend was a good event. She stated that we need to support community events as a city. She reported that Mayor Morris served as Grand Marshal and did a great job

Mayor Morris: Mayor Morris thanked the Philippine Weekend Committee for their hard work.

Councilman Hill: Councilman Hill stated that we should encourage citizens to attend all local events, including Philippine Weekend, Harvest Holidays, and Cinco de Mayo. He stated those committees should work with the city to encourage such participation.

Councilman Chavez: no items

Councilman Ramirez: no items

CLOSED SESSION

No items

ADJOURNMENT

Moved by Councilman Ramirez, seconded by Councilman Chavez, and unanimously carried to adjourn the meeting at 7:11 p.m.

Phyllis A. Kraft, City Clerk