

**AGENDA
DELANO CITY COUNCIL**

**REGULAR MEETING
DELANO CITY HALL**

**June 20, 2011
6:30 P.M.**

CALL TO ORDER

INVOCATION

FLAG SALUTE

ROLL CALL

PRESENTATIONS AND AWARDS

PUBLIC COMMENT: The public may address the Council on items which do not appear on the agenda. The Council cannot take action on items that do not appear on the agenda but may refer the item to staff for further study or for placement on a future agenda. Comments are limited to 3 minutes for each person and 15 minutes on each subject. Please state your name and address for the record.

CONSENT AGENDA: The Consent Agenda consists of items that in staff's opinion are routine and non-controversial. These items are approved in one motion unless a Councilmember or member of the public removes a particular item.

- 1) Warrant Register in the amount of \$1,676,747.13
- 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 6, 2011
- 4) Minutes of special City Council meeting of June 3, 2011
- 5) Minutes of special City Council meeting of June 6, 2011
- 6) Minutes of special City Council meeting of June 13, 2011
- 7) Resolution of the City Council of the City of Delano authorizing the city manager to execute the Certificate of Acceptance of Real Property Located at 1000 Garzoli Avenue, Delano, California; APN 521-050-11
- 8) Resolution of the City Council of the City of Delano adopting the City of Delano Investment Policy for fiscal years 2010-2011 and 2011-2012
- 9) Authorize the purchase of SC3000 asphalt paving material in the amount of \$170,000 from Vulcan Materials Company
- 10) Approval of amendments extending commercial and multi-family recycling agreements with Sunset Waste Systems

- 11) Approve the purchase of five (5) Dell OptiPlex 780 small form factor computers for the transportation department in the amount of \$4,388 with funds from fiscal year 2008-2009 Transit Operating Assistance Grant funds
- 12) Resolution of the City Council of the City of Delano entering into a building lease agreement with Glacier Trucking, LLC for lease of a city owned building located at 1504 S. Lexington Street for the purpose of establishing a trucking business
- 13) Approve an agreement between the City of Delano and the Delano Union School District for a school resource officer for the 2011-2012 school year and authorize the city manager to execute the agreement
- 14) Approval of request for sponsorship in the amount of \$3,000 for the annual "Star Spangled Spectacular" fireworks show to the Kiwanis Club of Delano
- 15) Resolution of the City Council of the City of Delano approving General Plan Amendment Cycle No. 1 for 2011
- 16) Acceptance of final report "Neighborhood Revitalization Plan for Southwest Delano"
- 17) Accept donation from Bank of America of four (4) concrete benches

council action: _____

PUBLIC HEARINGS

- 18) **Public Hearing #2011-21, continued from May 16, 2011**
 - a) Adoption of a mitigated negative declaration (E-11-02) pursuant to the California Environmental Quality Act pertaining to City of Delano annexation No. 53, a proposal for annexation of approximately 60 acres into the City of Delano; General Plan Amendment No. 2011-02 amending the Land Use Element of the Delano General Plan from "Low Density Residential" to "High Density Residential" on an 18.7 acre portion; and Pre-zoning Amendment No. 2011-02 changing the zoning from County of Kern "A" (exclusive agriculture) "R-1" (low density residential) and R-1 PD (precise development combining) to City of Delano "R-1" (single family residential) and "R-3" (multiple family residential)
 - b) Annexation No. 53, a proposal to annex approximately 60 acres into the City of Delano, located north of Matthews Avenue, west of Timmons Avenue and east of Melcher Road located one-fourth mile south of Cecil Avenue
 - c) Approval of General Plan Amendment No. 2011-02, amending the Land Use Element of the Delano General Plan from "Low Density Residential" to "High Density Residential" on an 18.7 acre portion of the 60 acres
 - d) Pre-zoning Amendment No. 2011-02 changing the zoning from County of Kern "A" (Exclusive Agriculture) "R-1" (Low Density Residential) and R-1PD (Precise Development Combining) to City of Delano "R-1" (Single Family Residential) and "R-3" (Multiple Family Residential)

presentation by: Keith Woodcock

council action: _____

- 19) Public hearing #2011-13, **continued from May 16, 2011**: Resolution of the City Council of the City of Delano approving the placement of general plan amendment No. 2011-05, an amendment to the circulation element of the general plan establishing a roundabout policy, designating bicycle routes, and providing for the design of the 11th Avenue corridor, on the June 6, 2011, general plan amendment cycle

presentation by: Keith Woodcock

council action: _____

- 20) Public hearing #2011-16, **continued from May 16, 2011**: An amendment to the general plan adopting a healthy Delano and wellness element to the general plan

presentation by: Keith Woodcock

council action: _____

- 21) Public hearing #2011-17, **continued from May 16, 2011**: Introduction and first reading of an ordinance amending the zoning ordinance establishing procedures for site plan review applications

presentation by: Keith Woodcock

council action: _____

- 22) Public hearing #2011-18, **continued from May 16, 2011**: An amendment of the general plan adopting an administration element to the general plan that would prescribe when updates to the general plan would be required and how the general plan would be maintained

presentation by: Keith Woodcock

council action: _____

- 23) Public hearing #2011-19, **continued from May 16, 2011**: An amendment to the general plan revising the safety element to include the new FEMA Flood Maps and criteria and to adopt the new design standards to implement crime prevention through environmental design (CEPTED)

presentation by: Keith Woodcock

council action: _____

- 24) Public Hearing #2011-20, **continued from May 16, 2011**: An amendment to the subdivision ordinance establishing new design standards for subdivisions related to park dedication requirements, access to major roads, access between subdivisions, lot orientation, reduction in cul-de-sacs, providing for landscaping strips, and bus-turnouts

presentation by: Keith Woodcock

council action: _____

- 25) Public hearing #2011-25: Resolution of the City Council of the City of Delano adopting the 2010 Urban Water Management Plan

presentation by: Roman Dowling

council action: _____

- 26) Public hearing #2011-26: 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 2011-2012 and authorizing the County of Kern to make collections of same

presentation by: Roman Dowling
council action: _____

- 27) Public hearing #2011-27: Introduction and first reading of an ordinance of the City of Delano amending the Municipal Code by adding Section 2.64.040, deleting Section 2.64.040 in its entirety and adding a new Section 2.64.040, and amending Section 2.64.060 related to the Community Law Enforcement Liaison Board

presentation by: Chief DeRosia
council action: _____

- 28) Public hearing #2011-28: Resolution of the City Council of the City of Delano authorizing the city manager or designee to file an application for funding from the State Community Development Block Grant (CDBG) Program, 2008 Disaster Recovery Initiative Grant allocation in the amount of \$250,000, and to sign any and all grant related documents, contracts, or amendments

presentation by: Keith Woodcock
council action: _____

- 29) Public hearing #2011-29:
- a) Adoption of a Mitigated Negative Declaration (E-10-01) pursuant to the California Environmental Quality Act pertaining to City of Delano Annexation No. 50, a proposal for annexation of 321 acres into the City of Delano and Rezoning Amendment No. 2011-04 to change the zoning of the 321 acre site from County of Kern A (exclusive agriculture) to City of Delano "I" (industrial)
 - b) Annexation No. 50, a proposal to annex 321 acres into the City of Delano, generally located south of Schuster Road, east of Browning Road, north of Pond Road and west of the north-south midsection line of Section 30, T25S, R26E, MDBM
 - c) Rezoning Amendment No. 2011-04 changing the zoning of the same 321 acre site from County of Kern A (exclusive agriculture) to City of Delano "I" (industrial)

presentation by: Keith Woodcock
council action: _____

- 30) Public hearing #2011-30:
- a) Adoption of a Mitigated Negative Declaration (E-10-05) pursuant to the California Environmental Quality Act pertaining to City of Delano Annexation No. 52, a proposal for annexation of 172 acres into the City of Delano and Rezoning Amendment No. 2011-03
 - b) Annexation No. 52, a proposal to annex 172 acres into the City of Delano, located west of Garzoli Avenue and State Route 99, south of Millennium Drive (a proposed City street), north of Schuster Road, and one-half mile east of Stradley Road on the west

- c) Rezoning Amendment No. 2011-03 changing the zoning of the same 172 acre annexation site from County of Kern A (exclusive agriculture), A-1 (limited agriculture), CH (highway commercial), M-1 PD FPS (light manufacturing / precise development combining / floodplain secondary combining), M-2 PD (medium industrial / precise development combining) and M-2 PD H (medium industrial / precise development combining / airport approach height combining) to City of Delano "I" (industrial) and "A" (agricultural)

presentation by: Keith Woodcock
council action: _____

REGULAR AGENDA

- 31) Resolution of the City Council of the City of Delano, California, declaring that there is a need for a Housing Authority to function in the city, declaring that the members of the City Council shall be the commissioners of the Housing Authority, and designating the first interim chairman of the Housing Authority

presentation by: Maribel Reyna
council action: _____

- 32) Approval of sales agreement by and between the California Department of Education and the City of Delano for the re-locatable building currently located at 140 W. 11th Avenue in the amount of \$255,000

presentation by: Maribel Reyna
council action: _____

- 33) Approve in form and content of an agreement between the city of Delano and selected police officer trainee and authorize the city manager to execute the agreement with the selected individual

presentation by: Chief DeRosia
council action: _____

- 34) Contract with Southern California Edison "California Energy Efficiency Strategic Plan Implementation Contract" to complete the City of Delano Strategic Plan for Energy Efficiency for the City of Delano

presentation by: Phil Newhouse
council action: _____

INFORMATION

- 35) Presentation on solar energy by Philip Benguhe, Vice President of Regional Sales, EcoPlexus Fresh Air Energy Partnership

presentation by: Phil Newhouse
council action: no action required

DEPARTMENTAL REPORTS

COUNCIL STATEMENTS AND REPORTS

CLOSED SESSION

- 36) Conference with legal counsel: anticipated threat of litigation (one cases); govt. code section 54956.9(b)
- 37) Conference with legal counsel: anticipated initiation of litigation (one case); govt. code section 54956.9(c)
- 38) Conference with labor negotiators Abdel Salem, Alan Peake, and Rick Kirkwood regarding negotiations with the Central California Association of Public Employees / SEIU Local 521 (miscellaneous employees unit, correctional officers and custodial officers / jailers employee unit); govt. code section 54956.7
- 39) Conference with labor negotiators Abdel Salem, Alan Peake, and Rick Kirkwood regarding negotiations with MEG employee group; govt. code section 54956.7
- 40) Conference with labor negotiators Abdel Salem, Alan Peake, and Rick Kirkwood regarding negotiations with the Delano Police Officers Association; govt. code section 54956.7
- 41) Public employee appointment / employment – city manager; pursuant to govt. code section 54957
- 42) Conference with labor negotiator Alan Peake regarding negotiations with city manager; govt. code section 54956.7
- 43) Performance evaluation: city manager, pursuant to govt. code section 54957

RETURN TO GENERAL SESSION

Closed Session Report

ADJOURNMENT

Respectfully submitted,

Abdel Salem, City Manager

This is to certify that this agenda was posted at Delano City Hall on _____.

Phyllis A. Kraft, City Clerk

Next meeting: Regular City Council Meeting July 5, 2011

Materials related to an item on this agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's office at City Hall, 1015 -11th Avenue, during normal business hours.

The City of Delano does not discriminate on the basis of disability in the access to, provision of or employment in its programs and activities pursuant to 29 United States Code Section 12132 and California Civil Code Section 54. Information regarding the rights provided under the Americans With Disabilities Act (ADA) may be obtained from the City Manager's Office.

If you need special assistance to participate in this meeting, please contact the City Clerk's Office to make reasonable arrangements to ensure accessibility to this meeting. Telephone (661) 720-2228; or via California Relay Service (Hearing Impaired Only)

Type of Call	MCI California Relay Service	Sprint California Relay Service
TTY	1-800-735-2929	1-888-877-5378
Voice	1-800-735-2922	1-888-877-5379
Spanish	1-800-855-3000	1-888-877-5381
Speech to Speech	1-800-854-7784	