

**AGENDA  
DELANO CITY COUNCIL**

**REGULAR MEETING  
DELANO CITY HALL, 1015 – 11<sup>th</sup> Avenue**

**September 6, 2011  
5:30 P.M.**

---

**CALL TO ORDER**

**INVOCATION**

**FLAG SALUTE**

**ROLL CALL**

**PRESENTATIONS AND AWARDS**

Presentation on the Home Energy Tune-Up Project by Mr. Joseph Oldham, Sustainability Manager, City of Fresno

**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 \$2,656,038.48
- 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 August 15, 2011
- 4) Minutes of special City Council meeting of August 24, 2011
- 5) Minutes of special City of Delano Housing Authority meeting of August 15, 2011
- 6) Minutes of regular Planning Commission meeting of July 13, 2011
- 7) Accept donation to the Senior Nutrition Program in the amount of twenty-five thousand dollars (\$25,000) from Delano Regional Medical Center
- 8) Second reading and final adoption of Ordinance No. 2011-1234 of the City Council of the City of Delano amending Chapter 20.3.30 of the Delano Municipal Code by replacing the Delano airport compatibility criteria and Delano airport compatibility measures tables with a basic safety compatibility qualities table and airport safety zones map consistent with the definitions and criteria published in the 2002 edition of the *California Airport Land Use Planning Handbook*
- 9) Resolution of the City Council of the City of Delano approving an addendum to Mitigated Negative Declaration (E-06-07) for revisions to an arsenic remediation project

for the existing City of Delano domestic water well and domestic water distribution system (SCH #2007011055)

- 10) Approval of Certificate of Acceptance for Offer of Dedication of Sidewalk Easement on Vassar Street, Madison Square Development and authorize the city manager to execute the certificate
- 11) Acceptance of the improvements for the Main Street corrective action program and authorizing the filing of the Notice of Completion
- 12) Approval of extending contract with Kleinfelder West, Inc (Agreement No. 2003-06) to provide for the remediation of underground soil contaminants at the City of Delano corporation yard in the amount of \$44,000 and authorize the city manager to execute the agreement
- 13) Approve Task Order Number 08-2011 to Agreement No. 2008-32 with Quad Knopf to provide engineering design, construction management services for 11 well sites of the arsenic remediation project in the amount of \$560,746 and authorize the city manager to execute the task order
- 14)
  - a) Resolution of the City of Delano, California, summarily vacating an easement granted to the City of Delano southerly of County Line Road and easterly of Randolph Street for water well 30
  - b) Approve and authorize the mayor to sign an agreement with Bill and Tanya Miller for additional property and easement and authorize the city manager to sign a certificate of acceptance for a new property deed and an access and utility easement for water well 30 and direct the recordation thereof
- 15) Grant easement to Southern California Gas, Co. for gas line facilities in a portion of Heritage Park adjacent to Lexington Street
- 16) Resolution of the City Council of the City of Delano authorizing the execution of the Certifications and Assurances for the Public Transportation Modernization, Improvement, and Service Enhancement Account Bond Program

council action: \_\_\_\_\_

## **PUBLIC HEARINGS**

- 17) Public hearing #2011-16: **continued from July 18, 2011.** General Plan Amendment No. 2011-09, an amendment to the City of Delano General Plan adopting a Healthy Delano and Wellness Element of the General Plan

presentation by: Richelle Carino

council action: \_\_\_\_\_

- 18) Public hearing #2011-30: **continued from August 15, 2011**
  - 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: Richelle Carino  
council action: \_\_\_\_\_

- 19) Public hearing #2011-34: Resolution of the City Council of the City of Delano approving the granting of a density bonus and development incentives for a proposed 34 unit, 3 story apartment project on a 1.82 acre site located north of 20<sup>th</sup> Avenue, east of Dover Street (Site Plan Review No. 2011-12) in accordance with Section 65915 of the California Government Code

presentation by: Richelle Carino  
council action: \_\_\_\_\_

- 20) Public hearing #2011-35: Second reading and final adoption of Ordinance No. 2011-1235 of the City of Delano repealing Section 6.22 of the Delano Municipal Code and replacing it with a new Section 6.22 pertaining to garage sales in residential districts

presentation by: Chief DeRosia  
council action: \_\_\_\_\_

- 21) Public hearing #2011-36: Resolution of the City Council of the City of Delano approving the 2010/2011 CDBG Consolidated Annual Performance and Evaluation Report, and authorizing the city manager to execute all documents required by the U.S. Department of Housing and Urban Development

presentation by: Angelica Castro  
council action: \_\_\_\_\_

- 22) Public hearing #2011-37:
  - a) An urgency ordinance of the City Council of the City of Delano, California, determining it will comply with the Voluntary Alternative Redevelopment Program pursuant to Part 1.9 of Division 24 of the California Health and Safety Code in order to permit the continued existence and operation of the Community Redevelopment Agency of the City of Delano
  - b) Introduction and first reading of an ordinance of the City Council of the City of Delano, California, determining it will comply with the Voluntary Alternative Redevelopment Program pursuant to Part 1.9 of Division 24 of the California Health and Safety Code in order to permit the continued existence and operation of the Community Redevelopment Agency of the City of Delano

presentation by: Maribel Reyna  
council action: \_\_\_\_\_

## **REGULAR AGENDA**

- 23) Rescind action to contract out for meals for Senior Nutrition Program for fiscal year 2011-2012

presentation by: Phil Newhouse  
council action: \_\_\_\_\_

- 24) Approve Task Order 08-2011 (master agreement 2011-28) with Quad Knopf to provide landscape architectural and engineering design service for the Veneto Park Development Project, in the amount of \$47,250

presentation by: Roman Dowling  
council action: \_\_\_\_\_

- 25) Discussion and any direction regarding the possibility of the City of McFarland contracting law enforcement dispatch services from the City of Delano

presentation by: Chief DeRosia  
council action: \_\_\_\_\_

- 26) a) Resolution of the City Council of the City of Delano adopting the class specification of Associate Engineer / Public Works Inspector
- b) Resolution of the City Council of the City of Delano adopting the class specifications of Water Production Supervisor and Water Distribution Supervisor, title change of Utilities & Water Production Supervisor to Water Distribution Supervisor, and changes to miscellaneous unit salary schedule

presentation by: Rick Kirkwood  
council action: \_\_\_\_\_

- 27) Possible sale or lease of real property, Community Correctional Facility located at 2727 West Industry Way, Delano, APN 520-120-09 to Moreland Corporation, Dew West, or Gateway Science & Engineering Inc.

Presentation by: Maribel Reyna  
Board action: \_\_\_\_\_

## **DEPARTMENTAL REPORTS**

## **COUNCIL STATEMENTS AND REPORTS**

## **CLOSED SESSION**

- 28) Conference with labor negotiators Maribel Reyna, 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

- 29) Conference with labor negotiators Maribel Reyna, Alan Peake, and Rick Kirkwood regarding negotiations with MEG employee group; govt. code section 54956.7

- 30) Conference with labor negotiators Maribel Reyna, Alan Peake, and Rick Kirkwood regarding negotiations with the Delano Police Officers Association; govt. code section
- 31) Conference with real property negotiators Maribel Reyna and Alan Peake regarding sale of property located 2727 West Industry Way, Delano, APN 520-120-09 owned by the City of Delano to Moreland Corporation, Dew West, or Gateway Science & Engineering Inc. with respect to price, terms, and conditions of sale or lease; govt. code section 54956.8

**RETURN TO GENERAL SESSION**

Closed Session Report

**ADJOURNMENT**

Respectfully submitted,

---

Maribel Reyna, 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 September 19, 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 -11<sup>th</sup> 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	