

MINUTES

CITY OF DELANO CITY COUNCIL – REGULAR MEETING November 7, 2011

CALL TO ORDER

Mayor Chavez called the meeting to order at 5:33 p.m. in the City Hall Council Chambers, 1015 – 11th Avenue.

FLAG SALUTE

Councilman Aguirre led the flag salute.

ROLL CALL

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

OFFICIALS PRESENT

City Manager Reyna, City Attorney Alan Peake, City Clerk Kraft, Finance Director Rios, Police Commander Alvizo, Transportation and General Services Director Newhouse, Interim Community Development Director Carino, City Engineer Dowling, Acting Human Resources Director Zamudio, Economic Development Specialist Castro

PRESENTATIONS AND AWARDS

Presentation by Paul Jones of the National Weather Service to Kern County Fire Department for continued service in providing local weather information

ITEMS FROM THE PUBLIC

Cherylee Wegman, 1809 – 9th Place Wasco, presented a check from Kern Valley State Prison to Councilwoman Vallejo for the Delano High School Take Down Club. Mrs. Wegman also mentioned some of the charitable programs the staff of the prison sponsor for the community, including a Thanksgiving lunch, Christmas baskets, Valley High School young mothers blankets, \$50 gift cards for 50 families at Thanksgiving, adopt a school with donations of toys, shoes, and coats, and the Community Alliance. She asked that anyone who knows of a family in need give their name to her.

Betsy Ramsey, 7702 Morning Star Avenue Bakersfield, spoke as a representative of Assemblyman Valadao's office. She announced a High Speed Rail meeting to be held in Bakersfield Tuesday, November 8. His staff is also partnering with the Community Action Partnership of Kern on a turkey drive November 19 at Save Mart.

Greg Boardman, 1824 Main Street, read a statement regarding the Delano Center and Greg Davis. He stated Mr. Davis has hired many people to work at his facility and if he is able to run events he will be able to hire more people.

Richard Markham, 315 Dover Drive, stated the yard sale ordinance is working but we still need to address non-residents selling items at yard sales. He stated it is dangerous crossing Cecil Avenue in front of Fresh & Easy because drivers don't stop. He asked council to stay on top of getting Wal-Mart, In 'n' Out Burger, and Carl's Jr.

Valery Gerospy, 1114 Weaver, stated that the Center on Race Poverty & the Environment will have one meeting a month for next 6 months to engage citizens and educate them on how local government works. She stated they are sub-contracted with Central California Regional Obesity Prevention which relates to Healthy Delano.

CONSENT AGENDA

- 1) Warrant Register in the amount of \$2,422,768.61
- 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 October 17, 2011
- 4) Minutes of regular Planning Commission meeting of September 14, 2011
- 5) Minutes of Pension Committee meetings of November 17, 2010, regular; January 18, 2011, special; March 16, 2011, special; March 21, 2011, special; May 18, 2011, regular; September 13, 2011, special
- 6) Rental Agreement with Mr. Francis J. Jones for Storage at the Municipal Airport Agreement No. 2011-77
- 7) Approval to pay Overland, Pacific and Cutler an outstanding invoice from October 2010, in the amount of \$3,395
- 8) Authorization to enter into an advertising agreement with Golden Gate Media Group in the amount of \$1,495, to promote the City in the Delano Chamber of Commerce Directory Agreement No. 2011-78

Moved by Councilman Ramirez, seconded by Councilwoman Vallejo, and unanimously carried to approve the Consent Agenda.

PUBLIC HEARINGS

No items

REGULAR AGENDA

- 9) Recruitment for a consultant to perform Smart Valley Places grant-funded work programs

Ms. Carino presented the staff report.

Moved by Councilman Ramirez, seconded by Councilwoman Vallejo and unanimously carried to authorize staff to do a recruitment for a consultant to perform Smart Valley Places grant-funded work programs.

DEPARTMENTAL REPORTS

Mr. Dowling reported on the Delano Market Place. The demolition of Pioneer Truck Stop is completed. Staff is working with the county on the final report. If we can deliver the report to Caltrans this month, we can go out to bid the end of December. We received the agreement from ATT today for undergrounding of lines at the new police facility and will take the item to council at the next meeting. Plans for the facility are being reviewed by NAFFA. We are also waiting for comments from the State Department of Corrections. The project is on schedule.

Mrs. Reyna reported on the technology center to be located in the old child care center on 11th Avenue. The building needs some rehabilitation work. We hope to have the center functioning by the end of this year or the beginning of next. Councilwoman Vallejo suggested we find out if the EEOC can use the restroom fixtures to be removed in their child care centers. Staff has submitted an application to HUD for funds for the gym. We will not hear back from them until February.

Commander Alvizo reported on the recent home invasion incidents and robberies. Suspects have been identified and arrests made. Staff is coordinating with Kern and Tulare counties. There was brief discussion regarding zero tolerance for high school students truancy and the school providing the students with ID's. Councilman Aguirre asked if all the vacant positions have been filled. Commander Alvizo answered that three people have been hired and a background is being done on one candidate.

COUNCIL STATEMENTS AND REPORTS

Councilwoman Morris: no items

Councilwoman Vallejo: Councilwoman Vallejo stated that she appreciates all the work staff does.

Councilman Aguirre: Councilman Aguirre stated that we have a lot of things in place for growth regarding infrastructure, but not for law enforcement.

Councilman Ramirez: Councilman Ramirez announced that the second round of Prop 84 funding was announced today and we should prepare for filing an application. He stated that he would like an item on the next agenda regarding the Delano Center.

Mayor Chavez: no items

CLOSED SESSION

Moved by Councilman Ramirez, seconded by Councilwoman Vallejo, and unanimously carried that the City Council adjourn to Closed Session at 6:20 p.m. The City Clerk was excused. Mayor Chavez was appointed Acting City Clerk. The City Attorney and City Manager were asked to remain.

- 10) Conference with legal counsel: Workers Comp Claim of D. Gentet vs. City of Delano pursuant to govt. code section 54956.9(a)
- 11) Conference with legal counsel: Workers Comp Claim of C. Nunez vs. City of Delano pursuant to govt. code section 54956.9(a)
- 12) Conference with legal counsel: Sutton vs. City of Delano pursuant to govt. code section 54956.9(a)

- 13) Conference with legal counsel: Sanchez vs. City of Delano pursuant to govt. code section 54956.9(a)

RETURN TO GENERAL SESSION

Moved by Councilman Ramirez, seconded by Councilwoman Vallejo and unanimously carried to reconvened in Open Session at 7:07 p.m. Mr. Peake provided a report on closed session as follows:

10) Information was provided and by unanimous consent direction was given.

Councilwoman Vallejo did not participate in discussion of this item due to a potential conflict of interest as she is represented by the same law firm that represents the claimant.

11) Information was provided and direction was given by four council members

12) Information was provided; no action taken

13) Information was provided; no action taken

ADJOURNMENT

Moved by Councilman Ramirez, seconded by Councilwoman Vallejo, and unanimously carried to adjourn the meeting at 7:08 p.m.

Phyllis A. Kraft, City Clerk