

MINUTES

CITY OF DELANO CITY COUNCIL – REGULAR MEETING November 21, 2011

CALL TO ORDER

Mayor Chavez called the meeting to order at 5:35 p.m. in the City Hall Council Chambers, 1015 – 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 Chief DeRosia, Transportation and General Services Director Newhouse, Interim Community Development Director Carino, City Engineer Dowling, Acting Human Resources Director Zamudio, Economic Development Specialist Bath

PRESENTATIONS AND AWARDS

Presentation by Cal Rossi, Southern California Edison, of Resolution of Appreciation to the City of Delano for Its Valued and Significant Part in the History of Southern California Edison

ITEMS FROM THE PUBLIC

Nathan Ford, 1314 Belmont Street, stated that the crows are back. He stated that no one walks their bicycles across the streets and pedestrians do not use the crosswalks.

CONSENT AGENDA

- 1) Warrant Register in the amount of \$3,793,157.08
- 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 November 7, 2011
- 4) Minutes of special Planning Commission meeting of September 14, 2011; regular meeting of October 12, 2011; and special meeting of October 12, 2011
- 5) Acceptance and approval of the City of Delano quarterly investment report for the quarter ended September 30, 2011

- 6) Approval of payment to AT&T in the estimated amount of \$125,759.57 for undergrounding overhead telephone lines adjacent to the proposed new police facility on High Street and authorize the City Manager to sign the application
- 7) Resolution of the City Council of the City of Delano approving a three month extension to agreement NK.09013 with the California Department of Corrections for the City of Delano to provide waste collection, removal, and disposal services for the North Kern State Prison from January 1, 2012 through March 31, 2012 and authorizing the mayor to execute the agreement (continued to December 5, 2011)
- 8) Declaring used residential trash containers and 3 yard commercial metal bins surplus and authorize staff to dispose of them
- 9) Award contract for drilling of wells 27, 38, and 34 to Bakersfield Well & Pump in the estimated amount of \$1,718,448, for the arsenic mitigation project, and authorize the city manager to execute the contract Agreement No. 2011-79
- 10) Award bid to replace four (4) A/C units at the east side fire station to Bakersfield Heating & Cooling in the amount of \$16,750 Agreement No. 2011-80
- 11) Approve agreement in the estimated amount of \$6,000 for legal services with Hefner, Stark & Marois LLP for the purpose of reviewing and making specific changes to the current draft contract documents for the Woollomes Bridge Widening Project, and authorize the City Manager to execute the agreement. Agreement No. 2011-81

A member of the public asked that item #7 be pulled for discussion.

Moved by Councilman Ramirez, seconded by Councilwoman Vallejo, and unanimously carried to approve the Consent Agenda with item #7 pulled for discussion.

Item #7) Roland Burkert, 8700 Fox Creek Court, Bakersfield, stated he is a solid waste and recycling consultant. He became aware today that the item regarding the agreement with the prison is on the agenda and requested it be continued for two weeks to give him time to review the documents. Ms. Reyna stated there will be no harm to the city if the item is continued.

Moved by Councilman Ramirez, seconded by Councilwoman Vallejo and unanimously carried to continue item #7 to December 5, 2011.

PUBLIC HEARINGS

No items

REGULAR AGENDA

- 12) Resolution of the City Council of the City of Delano authorizing submittal of an application to the California State Department of Housing and Community Development for funding under the CALHome Program; the execution of a standard agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the CALHome Program

Ms. Bath presented the staff report.

Moved by Councilman Ramirez, seconded by Councilwoman Vallejo and unanimously carried to adopt Resolution No. 2011-96 authorizing submittal of an application to the California State Department of Housing and Community Development for funding under the CAIHOME Program.

- 13) Resolution of the City Council of the City of Delano authorizing submittal of a Section 108 Loan Application to the U.S. Department of Housing and Urban Development for funding to construct a community center at 140 W. Avenue

Ms. Bath presented the staff report.

There was brief discussion regarding the new community center and rehabilitation of existing facilities.

Moved by Councilman Ramirez, seconded by Councilwoman Vallejo and unanimously carried to adopt Resolution No. 2011-97 authorizing submittal of a Section 108 Loan Application to the U.S. Department of Housing and Urban Development.

- 14) Overview and discussion of project at 1815 and 1835 Glenwood Street

Ms. Carino presented the staff report. She gave an overview of the project; reviewed the standard site plan review process and standard building and fire permit procedures. She reviewed building code and fire code issues and the authorities and duties vested in the Building Official and Fire Code Official. Ms. Carino reviewed the city's response to a variance request and the response to the Temporary Certificate of Occupancy Permit request. The problems with the project were reviewed and the budget and fiscal impact of this project to the city were presented.

There was brief discussion.

DEPARTMENTAL REPORTS

No items

COUNCIL STATEMENTS AND REPORTS

Councilwoman Morris: no items

Councilwoman Vallejo: Councilwoman Vallejo announced the Christmas Parade will be held December 6, 2011.

Councilman Aguirre: Councilman Aguirre thanked everyone who participated in the disaster drill held last week and asked for the names of all staff who were involved. He noted it was a total success.

Councilman Ramirez: Councilman Ramirez reported the Toys for Tots distribution will be held at the exhibit hall at Memorial Park this year. The committee has requested a temporary stop sign be set up at the crosswalk at Lexington Street and Alhambra Street during the event.

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 6:33 p.m. The City Clerk was excused. Mayor Chavez was appointed Acting City Clerk. The City Attorney and City Manager were asked to remain.

- 15) Conference with legal counsel: claim of Olivia D. Guerzon; govt. code section 54956.9(b)(1)

RETURN TO GENERAL SESSION

Moved by Councilwoman Vallejo, seconded by Councilman Aguirre and unanimously carried to reconvened in Open Session at 6:47 p.m. Mr. Peake provided a report on closed session as follows:

- 15) Information was provided and by unanimous consent direction was given to reject the claim.

ADJOURNMENT

Moved by Councilman Ramirez, seconded by Councilwoman Vallejo, and unanimously carried to adjourn the meeting at 6:47 p.m.

Phyllis A. Kraft, City Clerk