

MINUTES

CITY OF DELANO CITY COUNCIL – REGULAR MEETING September 8, 2015

CALL TO ORDER

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

INVOCATION

Ms. Reyna offered the invocation.

FLAG SALUTE

Councilwoman Vallejo led the flag salute.

ROLL CALL

Council members present: Ricardo Chavez, Ruben Hill, Liz Morris, Rueben Pascual, Grace Vallejo
Council members absent: none

OFFICIALS PRESENT

City Manager Reyna, City Attorney Garcia, City Clerk Kraft, Finance Director Rios, Police Chief DeRosia, Associate City Engineer Nunez, Chief of Corrections Marshall, Transportation Manager Zamora, Economic Development Specialist Fernandez

PRESENTATIONS AND AWARDS

Presentation of Check by Delano Centennial Committee for Centennial Golf Tournament

Proclamation Declaring Childhood Cancer Awareness Month

Proclamation in Recognition of the 50th Anniversary of the Delano Grape Strike

ITEMS FROM THE PUBLIC

Roberto Ibarra stated an article in the Delano Record predicted 22% growth in Delano. He stated we will need a buy-in to extend Measure I. He asked why the city is not doing anything about the intersection at Garces and High Street where there were three accidents in one day. Mr. Ibarra stated Delano should have an Amtrak station here.

Richard Markham stated that at the last city council meeting he told council he wanted item on agenda regarding loud music. He stated that the police department should not be helping the Housing Authority.

Aloha Francisco presented a petition with questions regarding pollution and traffic at the site of the new Wonderful Academy. The petition was sent to council members. She stated that people were not notified about project and they want their questions answered.

Valerie Gorospe congratulated all those who were part of the 50th anniversary celebration of the grape strike. She stated she is speaking for a neighbor who asked for help regarding the proposed Wonderful Academy. She asked why they have not received a response to their questions. She asked how long the construction will take. Ms. Gorospe asked if a meeting will be held regarding the project, and how people will be notified. She noted that some business owners did not sign the petition because they do not want any retaliation.

CONSENT AGENDA

- 1) 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
- 2) Warrant Register in the amount of \$7,047,762.01 (2 check runs; 3 pay periods)
- 3) Minutes of regular City Council meeting of August 3, 2015; special meeting of August 13, 2015; regular meeting of August 17, 2015; special meeting of August 24, 2015; special meeting of August 27, 2015
- 4) Minutes of regular Planning Commission meeting of July 8, 2015; special meeting of July 29, 2015
- 5) Minutes of regular Pension Committee meeting of May 4, 2015
- 6) Accept annual council travel report for fiscal year 2014-2015
- 7) Approval of continued support to the Delano Historical Society for fiscal year 2015-2016 in the amount of \$30,000
- 8) Approval of open purchase orders for \$35,000 or more for the period July to December 2015
- 9)
 - a) Resolution No. 2015-62 of the City Council of the City of Delano amending the City of Delano City Council Travel Policy & Procedures
 - b) Resolution No. 2015-63 of the City Council of the City of Delano amending the City of Delano Travel Policy & Procedures
- 10) Ratification and authorization for the City Manager and Chief of Police to enter into agreement between the City of Delano and the Delano Union School District for school resource officer services Agreement No. 2015-77
- 11)
 - a) Resolution No. 2015-64 of the City Council of the City of Delano adopting the revised class specification of the Police Records / Communications Manager
 - b) Resolution No. 2015-65 of the City Council of the City of Delano adopting the class specification of the Community Services Officer
 - c) Resolution No. 2015-66 of the City Council of the City of Delano adopting the class specification of the Administrative Secretary – Confidential MCCF

- d) Resolution No. 2015-67 of the City Council of the City of Delano adopting the class specification of the Vocational Instructor - Electronics
- 12) Approval of subordination agreement for the property located at 1407 South Lexington Street, currently owned by Berchtold Equipment Company Agreement No. 2015-78
 - 13) Resolution No. 2015-68 of the City Council of the City of Delano establishing three crosswalks on South Lexington Street per City Code Section 10.12.040
 - 14) Resolution No. 2015-69 awarding the contract to Jim Burke Ford for purchase of one (1) $\frac{3}{4}$ ton utility truck, authorizing the expenditure of funds in the amount of \$40,171.83, and authorizing the city manager to execute all required documents
 - 15) Resolution No. 2015-70 of the City Council of the City of Delano establishing a no parking at any time zone on County Line Road per City Code Section 10.16.200

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

PUBLIC HEARINGS

- 16) Public Hearing No. 2015-13: Receive public comments on the proposed City of Delano Rapid Transit Program of Projects

Ms. Zamora presented the staff report.

Mayor Pascual asked for public comments.

Valerie Gorospe asked if any money is allotted for meetings or conversations with the schools regarding bus routes. She noted some students have to walk through busy traffic areas to get to the bus stops. She was informed that the city is working on a transportation plan and that staff is studying data regarding stops. It was also noted that a public hearing is held every year regarding transit needs.

Other audience members asked the cost for disabled and senior passengers, if a monthly pass is available, and if the bus goes to Cal State Bakersfield

Mayor Pascual closed the public hearing.

Moved by Councilman Chavez, seconded by Councilwoman Vallejo and unanimously carried to accept the Program of Projects as presented in the staff report.

- 17) Public Hearing No. 2015-14: Resolution of the City Council of the City of Delano approving the 2014/2015 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

Ms. Reyna presented the staff report.

Mayor Pascual asked for public comments. There were no public comments.

Mayor Pascual closed the public hearing.

Moved by Councilman Chavez, seconded by Councilwoman Vallejo and unanimously carried to adopt Resolution No. 2015-71 approving the 2014/2015 CDBG Consolidated Annual Performance and Evaluation Report.

REGULAR AGENDA

- 18) Resolution of the City Council of the City of Delano declaring certain residential properties as nuisance properties, and authorization to abate by demolishing certain residential properties and collect related cost of abatement of properties

Mayor Pascual announced this item is tabled to September 21, 2015.

- 19) Resolution of the City Council of the City of Delano declaring certain commercial properties as nuisance properties, and authorization to abate by demolishing certain commercial properties and collect related cost of abatement of properties

Chief DeRosia presented the staff report. He noted that staff is recommending the fiscal impact be changed to \$100,000. He stated that Richard Graves, Interwest Consulting Group, had inspected all the properties and documented that they are unsafe. He stated the demolition jobs will go out for bid. If more funds are needed, staff will bring an item to council. The cost of demolition will be reimbursed to the city from the property owners. Chief DeRosia noted that staff has met all legal requirements regarding notifying the property owners including speaking to them and sending registered letters.

Comments from the public included: suggesting the property owner's name and property address be listed in the newspaper; the buildings need to come down; the city should post a list at city hall; some owners may be sick and should be given more time.

Moved by Councilwoman Vallejo, seconded by Councilman Chavez and unanimously carried to adopt Resolution No. 2015-72 declaring certain commercial properties as nuisance properties.

- 20) Appoint a representative to represent the City of Delano at Kern Council of Governments

Moved by Councilwoman Vallejo, seconded by Councilman Chavez and unanimously carried to appoint Mayor Pascual to serve as City of Delano representative at Kern Council of Governments.

DEPARTMENTAL REPORTS

No items

COUNCIL STATEMENTS AND REPORTS

Councilwoman Morris stated she is happy to have been a part of the celebration of the 50th anniversary of the grape strike.

Councilman Chavez reported that he was able to attend the start of the pee-wee basketball league. He has asked the recreation department to find out if the city will be able to offer an archery program.

Councilman Hill stated he had contacted Ms. Reyna regarding a language issue. She replied that the HR attorney is reviewing the item.

Councilwoman Vallejo noted that the anniversary of the grape strike was beneficial to the city as an educational event. She stated there is a bill in the legislature to include the Filipino contribution in history

books. She reported that MRV had a ribbon cutting to celebrate 10 years in business and thank the city for its support. Councilwoman Vallejo thanked the police officers for the work they do every day.

Mayor Pascual stated he attended the anniversary celebration and it was reminiscent of the times he lived in labor camps and worked in the fields. He stated that council members received a report on the city's parks. He would appreciate it being redone with correct dates and correct amenities listed.

CLOSED SESSION

Moved by Councilwoman Vallejo, seconded by Councilman Chavez, and unanimously carried that the City Council adjourn to Closed Session at 6:49 p.m. The City Clerk was excused. Mayor Pascual was appointed Acting City Clerk. The City Attorney and City Manager were asked to remain.

- 21) Conference with labor negotiators Maribel Reyna, Bonny Garcia, and Human Resources Director Noemi Zamudio regarding negotiations with the Delano Police Officers Association; govt. code section 54957.6
- 22) Conference with legal counsel: liability claim of State Farm Insurance for Maria Zapien pursuant to govt. code section 54961
- 23) Conference with legal counsel: settlement authority for worker comp case: Elizabeth Sutton; govt. code section 54956.95

RETURN TO GENERAL SESSION

Moved by Councilman Chavez, seconded by Councilwoman Morris and unanimously carried to reconvene in Open Session at 7:19 p.m. Mr. Garcia provided a report on closed session as follows:

- 21) Information was provided; item was discussed.
- 22) Information was provided and by unanimous consent direction was given.
- 23) Information was provided and by unanimous consent direction was given.

ADJOURNMENT

Moved by Councilman Chavez, seconded by Councilwoman Vallejo, and unanimously carried to adjourn the meeting at 7:20 p.m.

Phyllis A. Kraft, City Clerk