

MINUTES

**CITY OF DELANO
CITY COUNCIL – REGULAR MEETING
February 6, 2017**

CALL TO ORDER

Mayor Morris called the meeting to order at 5:30 p.m. in the City Hall Council Chambers, 1015 – 11th Avenue.

INVOCATION

Mr. Dowling offered the invocation.

FLAG SALUTE

Delano High School Student and FFA member Henry Bosquez led the flag salute.

ROLL CALL

Council members present: Joe Aguirre, 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, Interim Community Development Director Keene, City Engineer Dowling, Human Resources Director Zamudio, Chief of Corrections Marshall, Transportation Manager Zamora

PRESENTATIONS AND AWARDS

Proclamation Declaring February 2017 as Safely Surrender Baby Awareness Month in the City of Delano

Proclamation in Recognition of Delano FFA (Future Farmers of America) Chapter

Certificate of Recognition Presented to Amber Cleaver for Her Dedication and Support of Delano FFA

Proclamation Declaring February 2017 as Black History Month in the City of Delano

ITEMS FROM THE PUBLIC

Richard Markham stated that the last Police Liaison Board meeting was not held but no cancellation notice was posted; he wants corruption in Delano addressed; the police department set him up and is retaliating against him.

Gloria Herrera stated she found out there is money from Proposition 1 for water and asked if the city can find out if we can get some of it. She thanked the city for fixing Fremont and Ellington streets but noted the streets on the west side need to be updated.

Valerie Gorospe stated that in December council was asked to explore what Delano can do in regards to becoming a sanctuary city. The city would be in line with, and not in defiance of, our federal systems.

Sylvester Castanon stated he lives near the college; they don't have enough space for parking; cars go too fast; a 4-way stop is needed.

Maria Ceja stated the city should not support the round-up of immigrants. She noted that Councilman Hill said he wanted a report on sanctuary cities and asked if there will be a report on this.

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 \$3,597,070.96
- 3) Minutes of regular City Council meeting of January 17, 2017
- 4) Acceptance and approval of the City of Delano Quarterly Investment Report dated February 6, 2017, for the quarter ended December 31, 2016
- 5) Approval of open purchase orders for \$35,000 or more for the period January to June 2017
- 6) Acceptance of the audit of the City's Annual Financial Report (CAFR) for the year ended June 30, 2016 and audit of the City's Pension Plan Financial Report for the year ended June 30, 2016
- 7) Resolution No. 2017-03 approving the lease agreement between the City of Delano and William Lee Warburton for hangar Port-A-Port P-3 at the Delano Municipal Airport Agreement No. 2017-07
- 8) Award urgent well repair and rehabilitation of Well 24 Project to Bakersfield Well & Pump Co for \$119,460; authorize the City Manager to sign all documents needed to carry out the project; approve an appropriation of \$130,000 (to include a roughly 9% contingency) from the Water Fund to new budget line item "2017 Well 24 Urgent Rehab" Agreement No. 2017-08
- 9) Award contract for the Finance Department Teller Line and Security Window System Project to Sierra School Equipment Company for \$94,325.80 and authorize the City Manager to sign any documents needed to carry out the project; approve a contingency amount of \$5,674.20 Agreement No. 2017-09
- 10) Resolution No. 2017-04 of the City Council approving Amendment No. 1 (two year extension) to Agreement No. 2013-22 (Grounds and Landscape Services for Maintenance Districts) with Clean Cut Landscape Inc. and authorizing the city manager to execute any documents needed to carry this out Agreement No. 2017-10
- 11) Approve Contract Scope Adjustment No. 1 to the Provost & Pritchard Professional Engineering Services Agreement (#2016-56, Delano CNG Station Upgrades PS&E Package) for \$28,500 and authorize the city engineer to sign all documents needed to carry this out Agreement No. 2017-11

- 12) Award contract for the 2016 Installation of Traffic Striping and Pavement Markers Project to T&T Pavement Markings and Products, Inc. in the amount of \$50,873 Agreement No. 2017-12
- 13) Release funds from developer escrow account to the Vineyard Retail Center (Delano Market Place II) per the Memorandum of Understanding No. 2016-84 for the required offsite improvements in the amount of \$211,573.14 for Payment Application No. 01
- 14) Release funds from developer escrow account to the Vineyard Retail Center (Delano Market Place II) per the Memorandum of Understanding No. 2016-84 for the required offsite improvements in the amount of \$388,831.56 for Payment Application No. 02
- 15) Amend and accept amount expected to receive from AB 109 funding to be utilized for the cost of victim services
- 16) Retroactive approval of co-sponsorship of Community Health Initiative's Covered California Free Outreach and Education Event at the Civic Center December 17, 2016, in the total amount of \$105
- 17) Approve co-sponsorship of Community Action Partnership of Kern (CAPK) commodity distribution for use of Armory National Guard building on twelve (12) days in 2017, in the total amount of \$10,450
- 18) Approve co-sponsorship of Mariachi Studio fundraiser and dance for use of Armory National Guard building February 11, 2017 in the total amount of \$900
- 19) Approve co-sponsorship of Delano Chamber of Commerce Membership Appreciation Dinner at the Armory National Guard building February 23-24, 2017 in the total amount of \$900

Councilman Hill asked that item #12 be pulled for discussion. Members of the public asked that items #8 and #10 be pulled for discussion.

Moved by Councilwoman Vallejo, seconded by Councilman Pascual, and unanimously carried to approve the Consent Agenda with items #8, #10, and #12 pulled for discussion.

Item #8) Roberto Ibarra stated the water is contaminated and we are paying too much for it. He asked what the quality of the water is and what constitutes an urgency.

Mr. Dowling explained that Well 24 has a treatment plant. There has been an increase in the air in the water causing inefficient performance of the well head arsenic removal and about a third loss in production mostly due to the lower water table. The pump needs to be pulled and refurbished and reinstalled 100 feet lower. He noted this is all mechanical and not due to water quality.

Moved by Councilwoman Vallejo, seconded by Councilman Hill and unanimously carried to approve item #8.

Item #10) Arthur Rodriguez asked if the vendor is local or outside city limits. He was informed the vendor is from outside the city and that the city has to go with the lowest bidder. Mr. Rodriguez asked if there is someone from the city who supervises these workers. He has seen hoses tossed on bushes.

Moved by Councilman Hill, seconded by Councilwoman Vallejo and unanimously carried to approve item #10.

Item #12) Councilman Hill stated that about six years ago he brought up the possibility of the city getting our own equipment and having our staff do the striping. He noted most residential streets do not have striping and it is dangerous driving in foggy weather.

Moved by Councilwoman Vallejo, seconded by Councilman Pascual and unanimously carried to approve item #12.

PUBLIC HEARINGS

- 20) Public Hearing #2017-01: Receive comments related to transit route adjustments and approve route adjustments with the deletion and addition of stops throughout the city

Ms. Zamora presented the staff report. She stated the fare box ratio is not quite where it needs to be and the transit system will run more efficiently with the proposed changes. Ms. Zamudio added that staff is trying to reduce transit costs. The changes will be made during non-peak hours and staff will need to educate the public and riders. KernCOG has suggested the proposed changes.

Mayor Morris asked for public comments.

Richard Markham stated the buses are empty, something has to be done, we used to have Dial-A-Ride.

Valerie Gorospe noted fares were raised not long ago and we need to be more creative to fill the buses. She asked how many who ride the bus are at or below the poverty level. She asked how it will impact students. Ms. Zamudio noted the proposed changes will not affect students, and ridership was down even before the rates went up.

Arthur Rodriguez stated it is hard to understand the schedules. Ms. Zamora noted staff is available to answer any questions riders may have.

Mayor Morris closed the public hearing.

There was brief discussion. Councilman Aguirre asked what the cost is to run one bus for one year.

Moved by Councilman Aguirre, seconded by Councilman Hill and unanimously carried to approve the proposed changes as presented.

- 21) Public Hearing #2017-02: Combined Development Permit Application No. CDP 2014-002
- a) Resolution of the City Council of the City of Delano approving the Combined Development Permit Application No. 2014-002 for Divine Mercy Church (Montemayor Commercial Properties, APN 410-040-05)
 - b) Introduction and first reading of an ordinance approving the zone amendment for Assessor Parcel Number 410-040-05, Combined Development Permit Application No. 2014-002

Mr. Keene presented the staff report and explained the requirements for approval of the project. He noted a letter of support was received from the Diocese of Fresno.

Mayor Morris asked for public comments.

Richard Markham asked where the church will be located.
Roberto Ibarra noted it will be hidden in the proposed location.

Max Bacerra, Maximus Company, stated he represents Cristo Rey, the entity that is spear-heading this project. They accept the conditions of approval. He stated they hope to begin construction in 2017 and have it completed in 2018. The traffic study was done by Peters Engineering, the company the city has used in the past.

Mayor Morris closed the public hearing.

Councilwoman Vallejo noted that the land is owned by Mr. Montemayor, who is donating it to the church. Cristo Rey has been formed to raise funds for the construction. She stated this project will benefit the city and the Catholic Church.

Moved by Councilman Pascual, seconded by Councilwoman Vallejo and unanimously carried to adopt Resolution No. 2017-05 approving the Combined Development Permit Application No. 2014-002 for Divine Mercy Church (Montemayor Commercial Properties APN 410-040-05); and approve the introduction and first reading of Ordinance No. 2017-1289 approving the zone amendment for Assessor Parcel Number (APN) 410-040-05, Combined Development Permit Application No. 2014-002.

REGULAR AGENDA

- 22) Mayor appointments to general fund budget committee and enterprise fund budget committee

Mayor Morris appointed Councilwoman Vallejo and herself to serve on the general fund budget committee. Mayor Morris appointed Councilman Pascual and herself to serve on the enterprise fund budget committee.

- 23) Request council direction to explore the possibility of constructing a community pool

Ms. Reyna stated that staff is requesting Council approval to explore the possibility of constructing a pool at the new community center. She noted it will take staff time and money. Staff would like to have a project shovel-ready for any grants that may become available. Any plans would be brought back to Council for approval.

Councilman Hill stated he would like to see a top of the line pool for use by the whole community and schools, something more like an aquatic center. He noted we might have to talk about bonds.

Councilman Aguirre noted the money would have to come from the reserves and noted schools have funding for their own pools. He stated the project would have to be well-thought out. He stated we need to tread carefully to secure the city's future and pursue grants or state funding.

Councilman Pascual stated that last year the city applied for a grant but did not receive it because we did not have a shovel-ready project. He stated the residents deserve a pool to go along with the new community center and we need to look into it.

Councilwoman Vallejo stated Council needs to direct staff to proceed and approve funding to have a project shovel-ready, then look at what kind of funding is available. She agreed that we need to look at a community pool that families can use.

Mayor Morris stated that a community pool is important and children need to learn to swim. She agreed that we need to move forward.

By general consensus, staff was directed to move forward and bring an item back at the next meeting.

DEPARTMENTAL REPORTS

No items

COUNCIL STATEMENTS AND REPORTS

No items

CLOSED SESSION

Moved by Councilwoman Vallejo, seconded by Councilman Pascual, and unanimously carried that the City Council adjourn to Closed Session at 7:12 p.m. The City Clerk was excused. Mayor Morris was appointed Acting City Clerk. The City Attorney and City Manager were asked to remain.

- 24) Conference with labor negotiators Maribel Reyna, Bonny Garcia, and Human Resources Director Noemi Zamudio regarding negotiations with the Delano City Employee Association (miscellaneous unit); govt. code section 54957.6
- 25) Conference with labor negotiators Maribel Reyna, Bonny Garcia, and Human Resources Director Noemi Zamudio regarding negotiations with MEG employee group; govt. code section 54957.6
- 26) 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

RETURN TO GENERAL SESSION

Moved by Councilwoman Vallejo, seconded by Councilman Pascual and unanimously carried to reconvene in Open Session at 8:16 p.m. Mr. Garcia provided a report on closed session as follows:

- 24) Information was provided; no reportable action taken.
- 25) Information was provided; no reportable action taken.
- 26) Information was provided; no reportable action taken.

ADJOURNMENT

Moved by Councilwoman Vallejo, seconded by Councilman Aguirre, and unanimously carried to adjourn the meeting at 8:17 p.m.

Phyllis A. Kraft, City Clerk