

MINUTES

CITY OF DELANO CITY COUNCIL – REGULAR MEETING December 4, 2017

CALL TO ORDER

Mayor Vallejo called the meeting to order at 5:43 p.m. in the City Hall Council Chambers, 1015 – 11th Avenue.

INVOCATION

City Manager Reyna offered the invocation.

FLAG SALUTE

Mayor Pro Tem Hill led the flag salute.

ROLL CALL

Council members present: Grace Vallejo, Ruben Hill, Liz Morris, Rueben Pascual, Joe Aguirre,
Council members absent:

OFFICIALS PRESENT

City Manager Reyna, City Attorney Rachel Richman, City Clerk Chavez, City Engineer Dowling, Interim Chief of Police Venables, Interim Community Development Director Keene, Chief of Corrections Marshall, Recreation Manager Batth

PRESENTATIONS AND AWARDS

Irma Legren, Recycling Coordinator South Tulare-Richgrove Refuse Inc., presented a check for \$5,000 to the City of Delano for the new Delano Recreation Building.

ITEMS FROM THE PUBLIC

1. Richard Markham wanted to bring to the council's attention that he just went to El Charro's and it looked dirty. Suggested that after the parade it may be cleaned. Also reminded the council that last time he spoke he brought up that tree in which he witnessed a guy who's taller than him was going by the courthouse and missed his head by an inch.
 - Mayor Vallejo asked if that would be county property. City Manager Reyna believed she was correct, but will follow up and informed the county nonetheless.

2. Janet Rabanal, Delano Chamber of Commerce, formally invited everyone to the Annual Christmas Parade. Also the check-in will now be at the San Joaquin Paint at 8th and Main, but they will still continue to start at 9th and Main. Encourages everyone to come the Christmas lighting with the Delano High School Choir, and hot chocolate and cookies with the council.

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 \$2,338,983.06
- 3) Minutes of regular City Council meeting of November 20, 2017
- 4) Second and Final Adoption of an ordinance of the City Council of the City of Delano, California, repealing section 2.04.285 from the Delano Municipal Code, pertaining to reading of resolutions by title (**Ordinance No. 2017-1295**)
- 5) Approval of agreement with Kern County EOC in the amount of \$14,900 for mobile radio equipment (**Agreement No. 2017-71**)
- 6) Approval of continued support to the Delano Chamber of Commerce for fiscal Year 2017-2018 in the amount of \$50,000 (**CM Agreement No. 2017-07**)
- 7) Approval of the Application for Land and Water Conservation Fund (LWCF) for an allocation of funds not to exceed Three Million Dollars (\$3,000,000) for the City of Delano Outdoor Community Pool Project (**Resolution No. 2017-65**)
- 8) Approval of Amendment to the City Manager's Contract to extend term by one-year (**Agreement No. 2017-72**)
- 9) Resolution approving Agreement C5607522 with the California Department of Corrections for the City of Delano to provide waste collection, removal and disposal services for the Kern Valley State Prison from April 1st, 2018 through March 31st, 2020 and authorizing the Mayor to execute the Agreement (**Resolution No. 2017-66**) (**Agreement No. 2017-73**)
- 10) Resolution of the City Council of the City of Delano authorizing the city manager to sign amendment no. 1 to agreement no. 2013-98 rental of uniforms and workplace supplies extending the agreement two years (**Resolution No. 2017-67**) (**Agreement No. 2017-74**)
- 11) Resolution approving final map for tract 7324 and directing recording thereof (**Resolution No. 2017-68**)

- 12) Resolution allowing the City Engineer to sign Administering Agency-Federal Master Agreement No. 06-5227F15 and Program Supplement Agreement No. 027-F with the State to allow for reimbursements on the STPL-5227(056) Project (2017 Pond Road Pavement Resurfacing Project) (**Resolution No. 2017-69**) (**Agreement No. 2017-75**)
- 13) Resolution allowing the City Engineer to sign Administering Agency-Federal Master Agreement No. 06-5227F15 and Program Supplement Agreement No. 026-F with the State to allow for reimbursements on the STPL-5227(055) Project (2017 Various Streets Pavement Resurfacing and Rehabilitation Project) (**Resolution No. 2017-70**) (**Agreement No. 2017-76**)
- 14) Award the contract for the Glenwood Street Improvement Project to Mac General Engineering in the amount of \$252,314.00 and authorize the mayor to sign the construction contract (**Agreement No. 2017-77**)
- 15) Additional appropriation for additional work completed in the 2016 downtown water and sewer mains replacement project and authorize the city manager to sign any documents needed to close out the project

Motion was made by Council Member Morris approving items 1-15 on consent agenda; 2nd by: Hill

Vote: 5-0

Ayes: Vallejo/Hill/Morris/Pascual/Aguirre

Nays: None

Absent: None

Abstentions: None

PUBLIC HEARINGS

- 16) Consider adoption of Ordinance 2017- 1296 approving an amendment to the Delano Municipal Code (DMC) Section 20.11.270 updating the City's existing medical marijuana prohibitions and regulations with the provisions outlined in Ordinance No. 2016-1288 relating to commercial non-medical marijuana activities and conform the City's regulations with recent state law amendments continuing to prohibit as permitted under State law both medical and commercial non-medical marijuana facilities.

Public Comment was opened by Mayor Vallejo

Staff Report was provided by Interim Community Planning Director Keene.

Richard Markham shared his objection to marijuana dispensaries.

Elizabeth Bernasconie inquired if the council was aware of the benefits of medical marijuana turrets and other pain disorders. Shared that her father suffers side effects like chronic headaches as he does not utilize medical marijuana himself. Informed the council that the State of Colorado has legalized it and benefited in the tax revenue. Also it can be legalized in community areas.

Mayor Vallejo clarified that this action was to buy time for the council instead of being subject to whatever the state decides and be under the state's jurisdiction.

Public Comment was closed.

Motion was made by Council Member Morris; 2nd by: Pascual

Vote: 5-0

Ayes: Vallejo/Hill/Morris/Pascual/Aguirre

Nays: None

Absent: None

Abstentions: None

REGULAR AGENDA

No Items

DEPARTMENTAL REPORTS

No Items

COUNCIL STATEMENTS AND REPORTS

Councilman Pascual: Congratulated the new mayor and the new vice mayor.

Councilmember Morris: Congratulated the new mayor and the new vice mayor too. Also invited everyone to the Christmas Parade.

Councilman Aguirre: None

Mayor Pro Tem Hill: None

Mayor Vallejo: Repeated Council Member Morris' invite to the Christmas Parade. So emphasized that everyone please come out to the tree lighting and Santa Claus.

CLOSED SESSION

No Items

RETURN TO GENERAL SESSION

ADJOURNMENT

Moved by: Vallejo/Hill/Morris/Pascual/Aguirre **2nd by:** Vallejo/Hill/Morris/Pascual/Aguirre

Time: 6:05PM

Vote: 5-0

Ayes: Vallejo/Hill/Morris/Pascual/Aguirre

Nays: None

Absent: None

Abstentions: None

Ricardo G. Chavez, City Clerk