

**COUNCIL MEMBERS PRESENT:** Reynosa, Smith, Morales, Harness, Thusu

**STAFF MEMBERS PRESENT:** Anderson, Barkley, Beltran, Carrillo, Cook, James, McCloskey, Meinert, Popovich, Thompson, Uota

## **WORK SESSION**

The work session began at 6:02 pm.

### **1.1. City Boards and Commissions**

Assistant City Manager Anderson provided a Power Point Presentation showing City commissions and committees and the members, vacancies, term limits and duties/purpose.

She said the council may want to consider the ordinances and make them consistent with one another.

Interim City Manager Meinert said the Council may want to consider combining the Police Advisory Commission and the Citizens Oversight Committee in the future and he added that if the Council wants to consider that action it can be brought forward at a meeting in the future.

Council Member Thusu asked how would all members be included in one commission.

Meinert said the number of members would be reduced.

Council Member Thusu asked how the officers are protected and Chief Popovich said officers have the Police Officers Bill of Rights.

Anderson said there are several vacancies in the committees and commissions and staff has advertised the vacancies. She added that the vacancies need to be filled. She said staff does the best we can to find candidates and she stated the appointments are the Council's to make. She encouraged the Council to fill the vacancies as soon as possible.

## **BREAK**

Mayor Morales declared a break at 6:28 pm.

## **CALL TO ORDER**

The regular meeting was called to order at 6:35 pm.

## **INVOCATION**

The invocation was led by Chaplain Garcia.

## **FLAG SALUTE**

The flag salute was led by Robert Rocca.

## **PRESENTATIONS**

5.1. Mike Bodourian, Rotary Club of Dinuba - Request for Co-sponsorship, Harlem Ambassadors v. Rotary Rebounders Fundraising Event

Dinuba Rotarian Mike Bodourian invited the Council to participate in a Rotary fund-raising event, Harlem Ambassadors v. Rotary Rebounders. He shared a YouTube video with the Council and the audience to provide information for his request. Bodourian requested that the Council donate \$2,000 toward the event. He said the high school students will benefit from the proceeds intended for scholarships.

He introduced Alyssa Garver, sophomore at Dinuba High School. She was present in support of the event and explained the snack bar proceeds at the event will help the students.

Interim City Manager Meinert directed the question to the City Council for sponsorship of the event. Meinert said that historically these requests have been sponsored with \$1,000 but the final decision would come from the City Council.

It was motioned by Council Member Smith, second by Vice Mayor Harness to sponsor the event with \$1000.

AYES: Reynosa, Smith, Morales, Harness, Thusu  
NOES: None  
ABSTAIN: None  
ABSENT: None

- 5.2. Sandy Sills, Dinuba Chamber of Commerce – Cruise Night, June 5, 2015
- Request for Street Closure
  - Exclusive Use of the Entertainment Plaza
  - Exclusive Use of the South L Street/Ventura Parking Lot for Beer Garden
  - Car Show/Cruise Night Banner Display, Alta Avenue

Sandy Sills Executive Director, Dinuba Chamber of Commerce presented information about the 2015 Cruise Night street closure request, the use of the Entertainment Plaza, use of the parking lot for the beer garden and, the banner display on Alta Avenue.

It was motioned by Council Member Smith, second by Vice Mayor Harness, to authorize the Street Closure request, the exclusive use of the Entertainment Plaza, the exclusive use of the South L Street/Ventura Parking lot for the beer garden at the event, and the display of the car show/cruise night banner display on Alta Avenue.

AYES: Reynosa, Smith, Morales, Harness, Thusu  
NOES: None  
ABSTAIN: None  
ABSENT: None

Sills reminded the Council that the next Good Morning Dinuba meeting will be held at Rancho Vista Homes and she urged them to attend.

- 5.3. Sandy Chavez-Barba, Washington Intermediate School – Fund-raiser Event, March 21, 2015
- Request for Street Closure
  - Request for Co-sponsorship

Sandy Chavez-Barba was present with two middle school students. Chavez-Barba explained the request is part of a WIS Step UP Club which has proposed a STEP UP and RUN / walk occurring March 21, 2015. She explained this is the Club's third year and they have proposed a project to include a walk-run. She talked about the project and

requested the street closure for the event. The challenge is to give children of Dinuba hope in poverty situations. The proceeds of the event will go toward support of children and families of our community.

It was motioned by Vice Mayor Harness, second by Council Member Reynosa, to approve the request for street closure as presented.

AYES: Reynosa, Smith, Morales, Harness, Thusu  
NOES: None  
ABSTAIN: None  
ABSENT: None

- 5.4. Sam Febres, Pull for a Cure, April 18, 2015
  - Request for Co-sponsorship
  - Request for Street Closure

Sam Febres Firefighter was present to bring information about Pull for a Cure event. He explained the event and what is planned and requested co-sponsorship for the event.

Febres explained the event will include the fire truck pull, tricycle race (Mayor’s Challenge). He requested barricades for the event and street closure. He said the local merchants are eager about the event.

Interim City Manager Meinert said there will be a tribute to Beth Nunes at the event and Senator Vidak has indicated he will attend.

Febres reported that Jim and Janet Hinesly are still very much still involved.

It was motioned by Vice Mayor Harness, second by Council Member Thusu, to approve the request as presented.

AYES: Reynosa, Smith, Morales, Harness, Thusu  
NOES: None  
ABSTAIN: None  
ABSENT: None

- 5.5. Yosh Toyota and Evan Morgan, Relay for Life City Team - Request for Co-sponsorship

Firefighters Yosh Toyota and Evan Morgan were present to request co-sponsorship of the City’s Relay for Life Team. Toyota said they have been a part of the event for the last 3 years. Toyota requested that the City Council authorize a co-sponsorship for the City team to participate in the event in the amount of \$3,000.

It was motioned by Council Member Smith, second by Vice Mayor Harness, to authorize co-sponsorship of the City’s team in the Relay for Life event in the amount of \$3,000.

AYES: Reynosa, Smith, Morales, Harness, Thusu  
NOES: None  
ABSTAIN: None  
ABSENT: None

**PUBLIC COMMENT**

6.1.     Unscheduled Items

Calvin Espinoza invited the Council to the Tulare County Political Action Committee Inaugural Roosevelt Gala event on March 28, 2015 to be held at the Visalia Convention Center.

Chris Launer said he’s passionate about how the City of Dinuba operates. He read a prepared statement into the record in regard to the Interim City Manager appointment and asked the Council to reverse their decision to employ an interim city manager.

**CONSENT CALENDAR**

- 7.1.     Approval - City Council Meeting, February 24, 2015
- 7.2.     Acceptance – Other Agency Minutes
  - a.       Dinuba Economic Development Committee, February 5, 2015
  - b.       Planning Commission, February 3, 2015
  - c.       Police Advisory Commission, January 6, 2015
- 7.3.     Groundwater Sustainability Agency Steering Committee Memorandum of Understanding
- 7.4.     Set Hearing - Approval of the Issuance by the California Statewide Communities Development Authority, of Multi-family Housing Revenue Bonds in the amount of \$6,500,000; March 24, 2015
- 7.5.     Set Hearing –General Plan Amendment, Zone change request and Tentative Parcel Map; March 24, 2015

It was motioned by Vice Mayor Harness, second by Council Member Smith, to approve the consent calendar a presented.

AYES:           Reynosa, Smith, Morales, Harness, Thusu  
 NOES:           None  
 ABSTAIN:       None  
 ABSENT:        None

**WARRANT REGISTER**

8.1.     Warrant Register – February 27; March 6, 2015

It was motioned by Vice Mayor Harness, second by Council Member Thusu to approve the consent calendar as presented.

AYES:           Reynosa, Smith, Morales, Harness, Thusu  
 NOES:           None  
 ABSTAIN:       None  
 ABSENT:        None

**MAYOR’S MINUTE**

9.1.     Information Sharing

None

## **COUNCIL COMMENTS**

### **10.1. Adoption of 2015-2018 City Council Goals**

Interim City Manager Meinert said the items in the packet are the results of their work on March 5. He asked they set a work session for the prioritization of the goals at the April 14 meeting of the Council. Meinert briefly explained the list of goals.

The Council concurred to the work session April 14, 2015.

### **10.2. Request for Reappointment to Dinuba Economic Development Committee**

- a. Rosa Areguin
- b. Art Peña

Interim City Manager Meinert eluded to what was discussed earlier in the meeting concerning the EDC; he explained the term limits of the newly formed EDC Commission. He noted these two positions had a one year seat and so did a third but that member resigned earlier in the year. He requested the reappointments of Areguin and Peña be considered and approved.

It was motioned by Vice Mayor Harness, second by Council Member Smith, to reappoint Areguin and Peña to the Dinuba Economic Development Commission.

AYES: Reynosa, Smith, Morales, Harness, Thusu  
NOES: None  
ABSTAIN: None  
ABSENT: None

### **10.3. Reminder – Relay for Life Chili Cook-off, March 21, 2015; Noon**

Interim City Manager Meinert said this is a reminder of the Relay for Life fund-raiser the annual Chili Cook-off which benefits American Cancer Society's Relay for Life.

### **10.4. Reminder – Joint Work Session City Council, Planning Commission and Community Services & Dinuba Pro-Youth Commission; 5:30 pm, March 24, 2015**

Interim City Manager Meinert said this is a reminder of the joint work session of the three boards to review projects in line for future years.

### **10.5. Reminder – Joint Meeting City Council and Dinuba Unified School Board, March 26, 2015.**

Interim City Manager Meinert said this is a reminder of the joint meeting of the Council and the School Board. He said he and Anderson will meet with school staff to review agenda items for that meeting.

### **10.6. Arrival of Vietnam Veterans Memorial Wall, March 21, 2015**

Interim City Manager Meinert said we received word last week that the Wall will be arriving in Dinuba on March 21, 2015 and he understood it will arrive around 3:00 pm. They are making a procession to all the communities that have donated toward the Wall.

10.7. Information Sharing

None

**PUBLIC HEARING**

11. Program Update to Housing Rehabilitation Program Guidelines and, Homebuyer and Acquisition with Rehabilitation Program Guidelines, Resolution 2015-12 (continued from Feb 24, 2015)

Business Manager Avila presented a report in regard to guideline updates to the Housing Rehabilitation and Homebuyer Acquisition Only/Acquisition with Rehabilitation Programs.

Avila requested that the Council open the hearing for the item then consider a resolution adopting the guidelines.

Bob Roberts of Westar Construction was present. He said in the last two years Westar has built homes in Dinuba. He said cost of building has gone over their limit and he asked that the Council adopt the State standards making it beneficial for everyone.

It was motioned by Vice Mayor Harness, second by Council Member Reynosa, to approve the updates and adopt Resolution 2015-12 effecting the action.

- AYES: Reynosa, Smith, Morales, Harness, Thusu
- NOES: None
- ABSTAIN: None
- ABSENT: None

**CITY ATTORNEY**

12.1. Closed Session Conference with Legal Counsel: Anticipated Litigation, APN(s) 014-063-022,023,024,028; (One (1) case)

It was motioned by Vice Mayor Harness, second by Council Member Smith, to direct staff to initiate litigation for clear title on the four lots, APN(s) 014-063-022,023,024,028.

- AYES: Reynosa, Smith, Morales, Harness, Thusu
- NOES: None
- ABSTAIN: None
- ABSENT: None

12.2. Closed Session Conference with Legal Counsel: Existing Litigation, City of Dinuba v. Thusu

Council Member Thusu was not in attendance. No action was taken as a result of the closed session.

12.3. Information Sharing

None

**CITY MANAGER**

**13.1. Community Meetings - City Manager Qualities**

Interim City Manager Meinert said as part of the consultant’s recommendations staff’s request is that the Council authorize community meetings to gather public input on the ideal qualities of the next City Manager. The meetings are proposed for March 19 at Lincoln and Roosevelt Schools and, at Dinuba Vocational Center and the Community Center on March 31. He asked the Council if they agree to the meetings, then one or two Council Members could attend each meeting.

It was motioned by Vice Mayor Harness, second by Council Member Smith, to authorize community meetings at the public locations as presented by staff.

AYES: Reynosa, Smith, Morales, Harness, Thusu  
NOES: None  
ABSTAIN: None  
ABSENT: None

March 19, 2015: Lincoln School - Council Member Smith said he would attend.  
Roosevelt School – Council Members Reynosa and Thusu said they would attend.

Vice Mayor Harness said he will attend whatever is open.

**13.2. Information Sharing**

Interim City Manager Meinert said he and Council Member Thusu will attend the League’s SSJVD Board meeting on Thursday evening.

Meinert also reported that Kemper Sports has received a national award.

Assistant City Manager Anderson reported that we received communication from our friends in Eumsong County Republic of Korea. The delegation wants to come to Dinuba sometime during April 28 to May 1. They have asked specifically for the Mayor. Anderson said they will want to do many things when they visit so she urged the Council to keep their calendars clear.

**ENGINEERING & PLANNING SERVICES**

**14.1. Information Sharing**

City Engineer Uota shared an update of the El Monte Way Project. Last week the replacement of the old water main was nearing completion. This week the general activities to rebuild the roadway in the section west of the railroad tracks. Also in earnest of completion of the project is the contractor for The Gas Company at the Traver Canal. That should be going into the ground in the next several weeks as indicated by the Gas Company last fall. Once they complete their relocation work then our general contractor can resume work in that area. It is their intent to work on the one mile section between Englehart and Rd 72. We still don’t have an updated construction schedule. Last week SGI completed their own schedule. They took our schedule which was last updated in July and bumped

everything along. The north 2/3's which is the part that is torn up between Englehart and Alta should be receiving a layer of pavement. We will then temporarily stripe it and open it to traffic. It will make things better here in the city.

Meinert said he met last week with SGI and Papich. SGI proposed their best indication of when the project should be by now. Papich had several complaints of SGI. He said he will send them a letter strongly suggesting they get the schedule completed. He said he will also tell them they need to coordinate with the railroad. He will also let them know that they need to work with our staff. His goal is to send the letter tomorrow.

Engineer Uota said he has a CMAQ update on the shoulder stabilization project. The Sierra Way project started this week and the 72 project will begin next week.

Director Beltran said alerts were sent out on Connect CTY last week for one of the projects and the other will also have a similar message alert sent out.

Uota shared information about the stabilization project.

## **FINANCE SERVICES**

### 15.1. 2014-2015 Mid-year Financial Report

Finance Director Cook said this is the mid-year report for Fiscal Year 2014-2015 and he noted it's required by the City Charter. He went over the funds with the City Council.

Council Member Thusu asked how we remedy the health fund.

Cook said staff will return with recommendations in the next six weeks. He said we need to identify the problems. He named some of the problems such as increase in health claims, more people on the plan and family leave care laws. He requested that the City Council accept the report as presented.

It was motioned by Vice Mayor Harness, second by Council Member Smith to accept the report as presented.

|          |                                  |
|----------|----------------------------------|
| AYES:    | Reynosa, Smith, Morales, Harness |
| NOES:    | None                             |
| ABSTAIN: | Thusu                            |
| ABSENT:  | None                             |

### 15.2. Information Sharing

None

## **FIRE SERVICES**

### 16.1. Fire Department Response Terms and Conditions Relating to Emergency Incidents, Resolution 2015-11

Chief Thompson reported that the Dinuba Fire Department often provides support during statewide emergency incidents, especially during fire season. Providing this assistance to the state is a very integral part of the California Statewide Mutual Aid Plan. City of Dinuba Fire is reimbursed for equipment and personnel time under the California Fire Assistance Agreement (CFAA) when these incidents occur. The CFAA is reviewed and negotiated annually by

California Office of Emergency Services Fire and Rescue Branch. This year's agreement has had some changes that require action by the City of Dinuba City Council.

The 2015 California Fire Assistance Agreement was reviewed and negotiated by Cal OES on behalf of all local fire agencies in California. Through the review, it was determined that Cal OES will be required to have documentation from all local fire agencies identifying the terms and conditions in regards to employee compensation on file. The main point of this documentation is to determine if local employees, who may respond on strike team assignments outside of their jurisdiction, are paid "portal to portal" (from the time of dispatch to the time of arrival to their home jurisdiction) or for only hours worked on the actual fire line. In Dinuba's case, our fire personnel are paid portal to portal.

The required documentation can either be a copy of a Memorandum of Understanding between the City of Dinuba and the Dinuba Firefighters Association or a resolution adopted by the City Council. Since the MOU between the City and the Firefighters Association does not specify that our fire personnel are compensated portal to portal, a resolution will be required to identify that the City of Dinuba does in fact compensate the fire personnel on a portal to portal basis.

Filing the adopted resolution with Cal OES will ensure that the City is appropriately reimbursed for any mutual aid assistance that Dinuba Fire Department provides in regards to large statewide emergency incidents.

Chief Thompson requested that the City Council consider and adopt Resolution 2015-11, identifying the terms and conditions for fire department response away from their official duty station and assigned to an emergency incident.

It was motioned by Council Member Smith, second by Council Member Reynosa, to adopt Resolution 2015-11 as presented.

|          |   |
|----------|---|
| AYES:    | Reynosa, Smith, Morales, Harness, Thusu |
| NOES:    | None                                    |
| ABSTAIN: | None                                    |
| ABSENT:  | None                                    |

#### 16.2. Medical Pathways Program, Resolution 2015-13

Chief Thompson reported to the Council an item requesting authorization to execute an agreement between the City of Dinuba and Dinuba Unified School District for the Medical Pathways Program. The Dinuba High School has been offering students a Medical Pathways program intended to allow students who are interested in the medical field to learn more about the various careers available. The City of Dinuba Fire Department has participated in the program and has provided students the opportunity to observe paramedics perform their duties.

Since 2013, the City of Dinuba Fire Department has allowed students of the Med Pathways program to visit the fire station and observe the duties of paramedics. This provides great insight into the career. It is necessary to renew the agreement between the school district and the City in order to specify each agency's responsibilities and expectations.

This year's agreement has changed in that it used to include Tulare County Organization For Vocational Education (TCOVE). TCOVE is no longer involved or named in the agreement. Under this agreement, the City of Dinuba Fire Department will allow for a student to visit the fire station for up to 15 hours per week, during regular school hours.

The student will be only an observer and will not perform any patient care. The student will be allowed to shadow and observe all the routine duties performed by a paramedic. This program gives the student an excellent perspective of great career which they may want to pursue.

Chief Thompson requested that the Council consider and adopt Resolution 2015-13 authorizing the Interim City Manager to execute an agreement between the City of Dinuba and Dinuba Unified School District for the Medical Pathways Program.

It was motioned by Vice Mayor Harness, second by Council Member Smith, to adopt Resolution 2015-13 authorizing the Interim City Manager to sign the agreement for the Medical Pathways Program.

AYES: Reynosa, Smith, Morales, Harness, Thusu  
NOES: None  
ABSTAIN: None  
ABSENT: None

### 16.3. Information Sharing

Chief Thompson reported that there was a residential structure fire on February 28 and staff responded. There was minimal damage and no injuries. The cause is still under investigation.

Thompson reported that the annual Kid's Day newspaper drive topped last year's amount and staff raised \$3,210 for Valley Children's Hospital.

Thompson reported that fire season is nearing and the fire department is beginning the annual weed abatement program.

## **PARKS AND COMMUNITY SERVICES**

### 17.1. Authorization to Surplus Recreation Supplies

Director Carrillo requested authorization to surplus aging sports apparel and equipment. He reported the clothing dates back to the year 2000. With no foreseeable need to keep the items, staff's recommendation is to sell the items at the citywide rummage sale in April. Staff will be on hand to dispose of the items at the rummage sale if Council approves the request. Carrillo explained the proceeds will go toward the youth sports program.

It was motioned by Council Member Smith, second by Vice Mayor Harness, to authorize surplus of the city sports and equipment supplies in conjunction with the Annual City Rummage Sale on April 4, 2015; and, direct the proceeds from those sales to be used in the Youth Sports Booster Program.

AYES: Reynosa, Smith, Morales, Harness, Thusu  
NOES: None  
ABSTAIN: None  
ABSENT: None

### 17.2. Information Sharing

Director Carrillo reported that the annual Spring Fling will occur on April 18 and if it rains the event will be moved indoors.

**POLICE SERVICES**

18.1. Information Sharing

None

**PUBLIC WORKS**

19.1. Planning Commission Action, March 3, 2015

Director Beltran reported the action taken by the Planning Commission at their March 3 meeting.

19.2. Information Sharing

Director Beltran reported that in the absence of Planning Tech Carrillo, Analisa Perea will be filling in during his leave. She explained Perea will be at Public Works on Tuesdays and Thursdays and at the Quad-Knopf offices the rest of the time.

Beltran reported that Code Enforcement Officer Jose Lopez has accepted a position with the Fire Department as Fire Inspector and as of Monday, March 16, he will transfer to the Fire Department. Beltran said code enforcement is already down an inspector so enforcement issues will be handled on a complaint basis until staffing is filled.

The Council went in to closed session at 8:53 pm.

**CLOSED SESSION**

20.1. CONFERENCE WITH LEGAL COUNSEL: ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9

Number of Cases: (ONE (1) CASE)

APN(s) 014-063-022,023,024,028

20.2. CONFERENCE WITH LEGAL COUNSEL: EXISTING LITIGATION

(Paragraph (1) of subdivision (d) of Section 54956.9)

Number of Cases: (ONE (1) CASE)

Name of Case: City of Dinuba v. Thusu

**ADJOURNMENT**

The meeting was adjourned at 9:48 pm.

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Emilio Morales, Mayor

**ATTEST:**

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Linda Barkley, Deputy City Clerk