

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

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

#### **CALL TO ORDER**

The meeting was called to order at 6:30 pm.

#### **INVOCATION**

The invocation was led by Chaplain Sussee.

#### **FLAG SALUTE**

The flag salute was led by Director Cook.

#### **PRESENTATIONS**

##### 4.1. Fernando Muñoz – Morning Rotary Club Spring Walk, Final Report

President Muñoz was present to give a report about the Morning Rotary Club Spring Walk. The Walk had approximately 125 participants. The event was held to promote family activity and walking as exercise.

Council Member Thusu arrived at 6:34 pm.

Mayor Morales asked what the Club raised in funds and Muñoz said approximately \$1400.

Vice Mayor Harness asked what the Club is asking for and Muñoz said at some point in the future a joint effort to improve the walking trail.

##### 4.2. Mike Bodourian – Noon Rotary Club Harlem Ambassadors, Final Report

Mike Bodourian, Noon Rotary Club President gave a report to the Council about the Ambassadors event in May. They raised approximately \$6,600 in the event which will go toward scholarships.

#### **PUBLIC COMMENT**

##### 5.1. Unscheduled Items

Carol Knoy commented on item 17.3. commenting that she does not feel it's a good idea to combine the two boards because measure F funds the Police Department. She asked them to reconsider joining the two boards.

Jackson Moore, Dinuba Sentinel Reporter, introduced himself to the City Council. Moore is the new Sentinel reporter who will cover the City Council meetings.

#### **CONSENT CALENDAR**

##### 6.1. City Council Meeting Draft Minutes, May 26, 2015

*A request to the City Council to consider the draft meeting minutes and adopt them as final.*

##### 6.2. Acceptance - Other Agency Meeting Minutes

- a. Community Services & Pro-youth Dinuba, March 17, 2015
- b. Planning Commission, May5, 2015
- 6.3. Master Development Schedule
- 6.4. An Ordinance of The City Council of The City of Dinuba Amending The Dinuba Municipal Code Chapters 3.32, 11.20, 13.07, And 13.74 Establishing Methodology for the Computation of Development Impact Fees and Providing for the Enactment, Publication, and Effective Date Thereof, Ordinance 2015-02, Second Reading, Waive Reading in Full
- 6.5. An Ordinance of the City Council of the City of Dinuba, Amending the Municipal Code by Addition of Chapter 3.34 Establishing a Police Safety Impact Fee, and Providing for the Enactment and Publication Thereof, Ordinance 2015-03, Second Reading, Waive Reading in Full
- 6.6. An Ordinance of the City Council of the City Of Dinuba, Amending the Municipal Code by Addition of Chapter 3.36 Establishing a Parks and Recreation Facilities Impact Fee and Providing for the Enactment and Publication Thereof, Ordinance 2015-04, Second Reading, Waive Reading in Full
- 6.7. An Ordinance of the City Council of the City of Dinuba Amending Title 16, Chapter 16.25, Sections 16.25.040b and 16.25.090 of the Dinuba Municipal Code Regarding Park Land Dedication or a Fee in Lieu of Dedication and Providing for the Enactment and Publication Thereof, Ordinance 2015-05, Second Reading, Waive Reading in Full
- 6.8. Claim for Consideration – Yaneth Granados
- 6.9. Edward Byrne Memorial Justice Assistance Grant (JAG)

A motion was made by Vice Mayor Harness, second by Council Member Reynosa, to approve the Consent Calendar as presented.

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

**WARRANT REGISTER**

- 7.1. Approval – May 29; June 5, 2015

A motion was made by Vice Mayor Harness, second by Council Member Thusu, to approve the warrant register as presented.

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

**MAYOR’S MINUTE**

- 8.1. Correspondence from Eumseong County Mayor – Letter of Thanks and Invitation to Visit

Assistant City Manager Anderson said we had visitors from Korea here in April and when they left, extended an invitation to the Council, city manager and her to visit Korea. The item is on the agenda for the Council’s consideration at the Korean Mayor’s behest. She explained the Council may want to wait until the new City Manager starts work to consider taking action to visit to Korea.

Interim City Manager Meinert said the Korean visitors left gifts for them. Meinert said tickets cost about \$1100 per person right now.

8.2. Authorization to Attend – Latino Leadership and Policy Summit II, June 26-27, 2015

Interim City Manager Meinert said budgeting allows only for the council to attend the annual conference or one other League conference. Meinert said the Mayor indicated he wants to attend the Latino Leadership and Policy Summit instead of the annual conference.

A motion was made by Vice Mayor Harness, second by Council Member Reynosa, to authorize the Mayor to attend the Latino Leadership and Policy Summit.

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

8.3. Letter of Support – AB 38 (Eggman) Initial Analysis to Assess Need for New Campus

Interim City Manager Meinert said the City’s letter of support was sent last Monday to legislators and the bill passed with only one valley representative voting no.

8.4. Information Sharing

Mayor Morales said he attended the High School Graduation and was impressed with the grade point average students are achieving.

The Mayor also attended the alternative graduation ceremony.

**COUNCIL COMMENTS**

9.1. Appointment of City Manager and Approval of Contract

Mayor Morales announced that Luis Patlan is the new City Manager for the City of Dinuba.

Luis Patlan addressed the City Council and the citizens. He announced he is humbled and honored to have been selected. He said he applauds the Council for the meticulous recruitment process and looks forward to working with the Council and staff and carrying on the traditions of the City.

**BREAK**

Mayor Morales declared a break at 6:56 pm.

**RECONVENE**

Mayor Morales reconvened the meeting at 7:12 pm.

Interim City Manager Meinert requested that the Council approve the city manager’s contract.

A motion was made by Council Member Reynosa, second by Council Member Thusu to approve the City Manager’s contract.

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

9.2. Reminder – LNTC Graduation, 5:30 pm; June 11, 2015, Ridge Creek Golf Course

Interim City Manager Meinert reported that the LNTC graduation will be held Thursday evening at the golf course.

9.3. Reminder - Community Volunteers Appreciation Dinner, 6:30 pm; June 16, 2015, Ridge Creek

Interim City Manager Meinert reported that the Community Volunteers Appreciation Dinner will be held on Tuesday, June 16 at the golf course.

9.4. Reminder – LOCC South San Joaquin Valley Division Meeting, 6:00 pm; June 18, 2015, Delano

Interim City Manager Meinert shared that the next meeting of the LOCC South San Joaquin Valley Division meeting will be on June 18 at 6:00 pm.

9.5. Information Sharing

Meinert shared that the a Flag Day event will be on Sunday at the Memorial Hall and the Council is invited to attend. Meinert shared that the Farm Credit West ground-breaking event will be held Friday at 10:00 am.

Council Member Smith asked how we can agendize Medina’s concerns for discussion. A brief discussion followed in regard to The Island. Staff will bring back information concerning the Conditions of Approval at a later date.

#### **PUBLIC HEARING**

10.1. Adoption of Proposed 2015-2016 Budget, Gann Limit and Capital Investment Program

a. Gann Limit, Resolution 2015-29

Director Cook presented the Gann Appropriation Limit information. He gave a brief history and how the limit works. He said the City’s spending limit is \$16.9 million. Cook asked that the Council open the public hearing to gather public comments in regard to the Gann Limit and following the hearing, that the Council consider and adopt Resolution 2015-29.

Mayor Morales opened the public hearing but no comments were brought forward.

A motion was made by Vice Mayor Harness, second by Council Member Smith to adopt Resolution 2015-29.

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

b. 2015-2016 Budget and Capital Investment Program, Resolution 2015-28

Director Cook presented the proposed 2015-2016 Budget and Capital Investment Program. He reviewed the changes since the last time the item was discussed with the Council. Cook requested that the Council consider and adopt Resolution 2015-29 after the public hearing.

Mayor Morales opened the hearing and closed it with no comments brought forward from the public.

A motion was made by Council Member Smith, second by Vice Harness, to adopt Resolution 2015-29 as presented.

AYES: Reynosa, Smith, Morales, Harness, Thusu

NOES: None

ABSTAIN: None

ABSENT: None

#### **CITY ATTORNEY**

##### 11.1. Closed Session Conference with Legal Counsel: Anticipated Litigation

No action was taken.

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

No action was taken.

##### 11.3. Information Sharing

None

#### **CITY MANAGER**

##### 12.1. Sale of City Water

Interim City Manager Meinert reported this is a request from Tulare County to sell water to Tulare County for use in areas of the county where water is scarce pursuant to a mutual aid request by the County's Office of Emergency Services.

Meinert referred to Engineer Uota's report about the City's water. He requested that the Council not take action at this time but that they revisit the item in the fall when it can be reconsidered once the summer months have passed.

A motion was made by Council Member Smith, second by Vice Mayor Harness, to take no action at this time concerning the request for mutual aid and bring the item back to the Council for reconsideration in the fall.

AYES: Reynosa, Smith, Morales, Harness, Thusu

NOES: None

ABSTAIN: None

ABSENT: None

##### 12.2. Information Sharing

None

**ENGINEERING AND PLANNING SERVICES**

13.1. Update - El Monte Way Widening Project

Engineer Uota reported the information in regard to the El Monte Way Widening Project.

13.2. Information Sharing

Engineer Uota reported there is activity at the Sonic site on El Monte Way after several months of waiting for the project to begin.

**FINANCE SERVICES**

14.1. Information Sharing

None

**FIRE SERVICES**

15.1. Information Sharing

Chief Thompson reported that the fire which occurred yesterday displaced 5 people. He reported the fire originated in the dryer.

**PARKS AND COMMUNITY SERVICES**

16.1. Information Sharing

Director Carrillo shared the Cruise Night event was held on Friday night and the car show was on Saturday. He said it went well and the participants liked the new location of the car show.

He reported that the Summer Night Lights program will begin this Friday.

The summer fun in the park program and the aquatics program began on Monday.

Carrillo reported staff is working on the Independence Day event.

**POLICE SERVICES**

17.1. Authorization to Conduct the National Night Out Event, Exclusive Use of Entertainment Plaza and Request for Street Closure, August 4, 2015

Lt. Son requested authorization to conduct the National Night Out Event on August 4, 2015, exclusive use of the Entertainment Plaza and for the street closure.

A motion was made by Council Member Thusu, second by Council Member Smith, to authorize the National Night Out Event on August 4, 2015, exclusive use of the Entertainment Plaza and for the street closure.

AYES: Reynosa, Smith, Morales, Harness, Thusu

NOES: None

ABSTAIN: None  
ABSENT: None

Chief Popovich added that the Fire Department will be participating in the National Night Out event barbecuing hotdogs.

#### 17.2. 2012-2014 Crime Statistics

Chief Popovich shared crime statistics for the past 3 years. The Council discussed the crime statistics.

Chief Popovich stated the item is merely informational.

#### 17.3. Proposed Consolidation of Police Advisory Commission and Citizens Oversight Committee (Measure F) - Public Safety Commission, Ordinance 2015-06, First Reading, Read Title, Waive Reading in Full

Chief Popovich presented information in regard to the proposed Public Safety Commission. Chief Popovich requested that the City Council consider and adopt Ordinance 2015-06 combining the Police Advisory Commission and Measure F Citizens Oversight Committee to create a Public Safety Commission.

The Police Advisory Commission was established in 1999 by City Ordinance 99-4. The Commission has a total of 12 members, 2 at large and 2 for each district, all appointed by each of the five (5) City Council Members. The Police Advisory Commission has numerous duties and responsibilities, but its main purpose is to receive and, at its discretion, investigate allegations of police misconduct as well as make recommendations to the City Manager with changes to policies, procedures and regulations related to the Commission's duties and responsibilities. The Commission currently has six (6) active appointed members and six (6) vacancies. They are scheduled to meet once a month but oftentimes are unable to hold an official meeting due to a lack of quorum.

The Measure F Citizens Oversight Committee was formed in 2005 as a result of a ¾ of cent sales tax initiative. The initiative specifically required the establishment of a citizens oversight body to ensure that Measure F funds are spent for their intended purpose. Currently the Committee meets quarterly and reviews all expenditures related to the sales tax received. The Committee consists of five (5) members, each appointed by a Council Member.

At the March 10, 2015 City Council work session, the Council suggested combining the Police Advisory Commission and Citizens Oversight Committee into a single commission. It was also suggested that this new commission encompass public safety as a whole, including the Fire Department. It was thought that this new commission would include a total of seven (7) members, five (5) appointed at the recommendation of each City Council Member and two (2) at large members appointed by the Council that live within the Dinuba Unified School District boundaries, and to conduct their meetings on a quarterly basis, most likely in the evening.

The Public Safety Commission would be actively involved with community concerns regarding the conduct of the Police and Fire Departments. The commission would act as an alternative method for complaints and concerns. The Commission would also offer input regarding services or programs that would enhance the public safety services provided to the public. In addition, the Commission would be actively involved in reviewing the revenue and expenditures generated from the Measure F sales tax initiative that was voted on and passed by the citizens of Dinuba in 2005 and be integral in developing the expenditure plan for the next ten years. In order to provide maximum public availability, it's proposed the new Commission meet at 6pm on the first Tuesday of every third month.

Interim City Manager Meinert asked the Council to approve the introduction and first reading of the ordinance.

Deputy Clerk Barkley read the title of Ordinance 2015-06 into the record.

A motion was made by Vice Mayor Harness, second by Council Member Thusu, to approve the introduction and first reading of the ordinance.

AYES: Reynosa, Smith, Morales, Harness, Thusu

NOES: None

ABSTAIN: None

ABSENT: None

17.4. Information Sharing

None

**PUBLIC WORKS**

18.1. Action of the Planning Commission, June 2, 2015

Director Beltran shared the action of the Planning Commission.

18.2. Information Sharing

Beltran reported that staff is actively working on water conservation publicity.

The meeting adjourned to closed session at 8:06 pm.

**CLOSED SESSION**

19.1. CONFERENCE WITH LEGAL COUNSEL: ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9:

Number of Cases: (ONE (1) CASE)

No action was taken.

19.2. 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

No action was taken.

**ADJOURNMENT**

The meeting adjourned at 9:26 pm.

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Emilio Morales, Mayor

ATTEST:

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Linda Barkley, Deputy City Clerk