

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

STAFF MEMBERS PRESENT: Anderson, Barkley, Beltran, Cook, Doyle, James, McCloskey, Patlan, Popovich, Thompson, Uota

1. OPENING CEREMONIES

1.1. Welcome & Call to Order – Mayor

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

1.2. Invocation

The invocation was led by Supervisor Steve Worthley.

1.3. Pledge of Allegiance

The flag salute was led by Battalion Chief Doyle.

2. AGENDA CHANGES OR DELETIONS

To better accommodate members of the public or convenience in the order of presentation, items on the agenda may not be presented or acted upon in the order listed. Additions to Agenda may be added only pursuant to California Government Code section 54956.8.

None

3. PRESENTATIONS/CEREMONIAL MATTERS

3.1. Sandy Sills, Dinuba Chamber of Commerce Executive Director – May Arts Festival

Sandy Sills and Tamyra Tomlinson presented a short video showing circle art. Tomlinson said that type of art brings a festival atmosphere to the art festival and said the cost would be about \$2,500 to \$3,000 to bring the project to the community. She said Sunrise Rotary has committed \$500 toward the project.

A motion was made by Vice Mayor Harness, second by Council Member Thusu, to Co-sponsor the event with \$2,000.

AYES: Reynosa, Smith, Morales, Harness, Thusu

NOES: None

ABSENT: None

ABSTAIN: None

4. REQUEST TO ADDRESS COUNCIL

Sandy Sills, Dinuba Chamber of Commerce, invited all to the annual banquet on January 29, 2016. She announced that the Good Morning Dinuba meeting will be held tomorrow at the Dinuba Vocational Center hosted by IBC class. Sills thanked city staff for help in the downtown with holiday decorations.

Andy Garcia was present in regard to an incident in which he was involved with a towing company. He explained that he lost a pair of tennis shoes as a result of having his car impounded and subsequently he was unhappy with how matters were handled by the tow company.

Council directed Garcia to talk to staff in regard to the matter.

Maria McElroy thanked Harness, Smith and Reynosa for attending the Viscaya neighborhood's cookie walk. She also thanked those staff and council members who attended.

5. CONSENT CALENDAR

Matters listed under the Consent Calendar are considered routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, a member of the audience or a Council Member may request an item be removed from the Consent Calendar and it will be considered separately.

5.1. **SUBJECT**: Meeting Minutes for December 8, 2015 (LB)

RECOMMENDATION: City Council to review draft minutes and adopt as final.

5.2. **SUBJECT**: Meeting Minutes for December 15, 2015 (LB)

RECOMMENDATION: City Council to review draft minutes of a special meeting and adopt as final.

5.3. **SUBJECT**: Master Development Schedule (DU)

RECOMMENDATION: Information item only.

5.4. **SUBJECT**: Bi-weekly update of West El Monte Widening Project (DU)

RECOMMENDATION: Information item only.

5.5. **SUBJECT**: Acceptance of Minutes from City Commissions(s): Dinuba Economic Development Commission, November 5 and December 3, 2015; Historic Preservation Commission, November 9, 2015.

RECOMMENDATION: Council to accept adopted Commission minutes.

5.6. **SUBJECT**: Fiscal Year 2016-2017 Budget Calendar (CC)

RECOMMENDATION: Council review and accept the FY 2016-17 Budget Calendar.

5.7. **SUBJECT**: Resolution No. 2016-01 Authorization Submittal of an Application for grant funds through the California Transit Security Grant Program in the amount of \$17,477 (BB)

RECOMMENDATION: Council adopt Resolution No. 2016-01 authorizing the submittal of an application for grant funds in the amount of \$17,477 from the California Transit Assistance Fund through the California Transit Security Grant

Program and authorize the City Manager or designee to execute any and all documents related to the grant.

5.8. SUBJECT: Grant iPhone 4 to Retired Fire Captain Guerra (CT)

RECOMMENDATION: Council authorizes the Fire Chief to grant a used iPhone 4 to retired Fire Captain Frank Guerra.

5.9. SUBJECT: Hayes Avenue Widening Project (DU)

RECOMMENDATION: Council to authorize staff to initiate the design process, including rights-of-way acquisition, and proceed to bid advertisement for the construction of the Hayes Avenue Widening Project.

A motion was made by Council Member Smith, second by Vice Mayor Harness, to approve the consent calendar as presented.

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

6. WARRANT REGISTER

6.1. SUBJECT: Approval of Warrants for December 11, 18, 31, 2015; January 8, 2016

RECOMMENDATION: Council to review and approve warrants as presented.

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

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

7. PUBLIC HEARING

7.1. SUBJECT: (FY 2014/15 Development Impact Fee Annual Report (BB)

RECOMMENDATION: Council hold a public hearing, receive public comment, close the public hearing and take the following action:

1. Accept the FY 2014/15 Development Impact Fee Annual Report.

Fiscal Analyst Patino presented the report then requested the Mayor open the public hearing, then following the hearing, for the Council to take action to accept the 2014/15 Development Impact Fee Annual Report.

Mayor Morales opened the hearing but no comments were brought forward and he closed the hearing.

Council Member Smith asked about the transportation SDC funds and asked if some of them will go toward the second phase of the El Monte Way expansion.

Council Member Smith asked Supervisor Worthley how we stand on Measure R funds.

Supervisor Worthley said Executive Director Smalley is waiting for the city in order to go forward. Dinuba is required to indicate a desire to continue the project.

Council Member Smith asked if the city has the money to do so and City Manager Patlan said there are a couple designs one has 5 lanes the other 3 lanes with a roundabout. Depending on what the Council selects, other funds may be used toward the second phase of El Monte Way widening.

Engineer Uota explained the decision making process.

A motion was made by Council Member Smith, second was made by Council Member Reynosa, to accept the FY 2014/15 Development Impact Fee Annual Report.

AYES: Reynosa, Smith, Morales, Harness, Thusu

NOES: None

ABSTAIN: None

ABSENT: None

7.2. SUBJECT: Formation Proceedings for Parkside Village Units Nos. 2 & 3 Landscape and Lighting Assessment District (DU)

RECOMMENDATION: Council open the public hearing, receive public testimony, close the public hearing and take one of the following actions:

1. If no majority protest is filed, Council adopts Resolution No. 2016-02 and Resolution No. 2016-03 approving the Engineer's Report and order the levy and collection of the assessment for the Parkside Village Units Nos. 2 and 3 Landscape and Lighting Assessment District; or
2. If a majority protest is filed, Council adopts Resolution No. 2016-04 determining the existence of a majority protest and abandon the proceedings to form the Landscape and Lighting Assessment District for the Parkside Village Units No. 2 and No. 3.

Business Manager Avila introduced consultant Adena McCargo whom Avila will be assisting with the formation process. Avila provided the history of the item.

Council Member Smith asked a qualifying question and he additionally asked how often the reviews are made and Avila responded they are annual reviews.

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

McCargo tabulated the ballots.

Deputy City Clerk Barkley read the results into the record.

The results were in favor of formation of the Parkside Village Unit Nos. 2 and 3 Landscape and Lighting District with no majority protest filed.

A motion was made by Vice Mayor Harness, second by Council Member Smith, to adopt Resolution 2016-02.

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

A motion was made by Council Member Smith, second by Council Member Reynosa, to adopt Resolution 2016-03.

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

8. DEPARTMENT REPORTS

8.1. **SUBJECT**: Appointments to Various City Commissions (JA)

RECOMMENDATION: Council to make appointments to the following commissions:

1. Public Safety Commission: Sandy Rangel (District 2) to serve a two year term.

A motion was made by Vice Mayor Harness, second by Council Member Thusu to appoint Rangel to the Public Safety Commission to serve a 3 year term.

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

2. Planning Commission: Appoint Mark Carrion (District 4) to serve a three year term.

A motion was made by Vice Mayor Harness, second by Council Member Thusu, to appoint Carrion to the Planning Commission, District 4 to serve a three year term.

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

3. Community Services & Pro-Youth Commission: Re-appoint Linda Launer (District 5) to serve a four year term.

A motion was made by Council member Smith, second by Council Member Reynosa to reappoint Launer to a serve a four year term on the Community Services & Pro-Youth Commission.

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

8.2. SUBJECT: Tulare County Mutual Aid Request for Purchase of City Potable Water. (BB)

RECOMMENDATION: Council review information regarding the City's water system and consider a mutual aid request from the Tulare County Office of Emergency Services (TCOES) to purchase City potable water for the County's Household Tank Program and direct staff accordingly.

Director Beltran presented a request to consider the purchase of potable water from the Tulare County Office of Emergency Services.

1. Water purchased be used for portable tanks in DUSD boundaries only.
2. Quantity limited to 200,000 per month.
3. \$1.75 per hundred cubic feet or \$468 per month subject to any and all rate increases by council during term of agreement.
4. 6 month term granting city manager or his designee a one-time extension for six months.
5. City has authority to terminate the agreement if in the best interest of the city.
6. City be held harmless for quality of water during hauling and delivery of water.
7. Agreement.

Supervisor Worthley said Tulare County bought property in Munson in order to drill a large well to service the northern part of the county which is short of water. The proposed interim solution would help people in the area with drinking water. He expressed the County's appreciation of the city's assistance. Worthley said the county is amenable to the conditions imposed by the City.

Andrew Lockman, Supervisor for OES, was present and he reported that Orosi had an agreement that ended and have recently restored their agreement to provide water similar to the proposed agreement.

Vice Mayor Harness asked if the gallons lost count against the state mandate and will this affect future water rates for our citizens. Director Beltran said no they won't.

Director Beltran requested one administrative six -month extension should it become necessary to extend the agreement past the time requested. Anything over that would have to come back to Council for consideration.

A motion was made by Vice Mayor Harness, second by Council Member Smith to approve the mutual aid agreement with the conditions presented.

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

- 8.3. SUBJECT:** Authorization to Purchase Two (2) New Ambulance Gurneys in the amount of \$23,091.54 (CT)

RECOMMENDATION: Council authorizes the Fire Chief to purchase two (2) new Stryker Power Pro XT ambulance gurneys in the amount of \$23,091.54.

Battalion chief Doyle presented the request to purchase 2 gurneys.

A motion was made by Council Member Smith, second by Vice Mayor Harness, to authorize staff to purchase two new Stryker Power Pro XT Ambulance gurneys.

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

- 8.4. SUBJECT:** Fiscal Year 2015-2016 First Quarter Financial Report (CC)

RECOMMENDATION: Council to accept the Fiscal Year 2015-2016 First Quarter Financial Report and approve the proposed budget amendments.

Finance Director Cook presented a report of the FY 2015-2016 First Quarter Financial Report.

A motion was made by Vice Mayor Harness, second by Council Member Thusu, to approve the FY 2015-2016 First Quarter Financial Report.

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

- 8.5. SUBJECT:** Sale of Real Properties located on Alta Avenue at Franklin Way (APNs 014-063-029 & 014-063-009) (DU)

RECOMMENDATION: Council accept the offer from AngelSpeed LP and Holly Jack Properties, LLC to purchase the subject properties in the amount of \$87,250 and authorize the City Manager to execute the Purchase and Sale Agreement and Development Agreement.

Engineer Uota presented the item. Council Member Smith said historically when we sell property we associate a timeframe and added he is concerned about time frames regarding the buyer.

A motion was made by Vice Mayor Harness, second by Council Member Smith to enter into an agreement less the realtor commission.

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

9. MAYOR/COUNCIL REPORTS

9.1. Items from Mayor.

The Mayor wished all a Happy New Year.

9.2. Items from Council Members.

Harness said he's changed his view of Tulare County EDC as they are now aggressively marketing Tulare County.

Thusu said he's on policy committee for revenue and taxation.

10. CITY MANAGER/STAFF COMMUNICATIONS

10.1. Items from City Manager.

Patlan said he and staff met with Paul Saldana to request his and his staff's assistance to help the city to develop an economic development plan. It will be a six-month process primarily focused on business recruitment.

City Manager Patlan Invited Paul Saldana of the Tulare County EDC to make a presentation to the Dinuba EDC about marketing strategy. There will also be a presentation to the City Council on Feb 9 about the EDC.

The meeting adjourned to closed session at 8:24 pm.

11. CLOSED SESSION

11.1. Public Employee Performance Evaluation Pursuant to Government Code Section 54957, Title: City Manager.

No action was taken.

12. ADJOURNMENT

The meeting adjourned at 9:45 pm.

Emilio Morales, Mayor

ATTEST:

Linda Barkley, Deputy City Clerk