

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

STAFF MEMBERS PRESENT: Anderson, Barkley, Beltran, Carrillo, Cook, James,
Jenner, Patlan, Popovich, Thompson

1. OPENING CEREMONIES – 6:30 pm

1.1. Welcome & Call to Order – Mayor

Vice Mayor Harness called the meeting to order at 6:30 pm.

1.2. Invocation

The invocation was led by Deputy City Clerk Barkley.

1.3. Pledge of Allegiance

The flag salute was led by Director Cook.

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.

Deputy City Clerk Barkley noted that the title of item 11.4. needs to be addressed for completeness. She requested that the City Council vote to adopt the new title as follows:

11.4. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957; Title: City Manager

A motion was made by Council Member Smith, second by Council Member Thusu, to adopt the changes made to the agenda as noted.

AYES: Reynosa, Smith, Harness, Thusu

NOES: None

ABSTAIN: None

ABSENT: Morales

3. PRESENTATION(S) / CEREMONIAL MATTERS

3.1. Presentation of Certificates of Recognition to the Dinuba Senior Citizens, Inc. Board Members (JC)

The Board was not present.

3.2. Presentation of City Sidewalk Replacement Projects (BB/IH)

Ismael Hernandez presented a PowerPoint Presentation of the recent activity to repair city sidewalks in disrepair. Hernandez pointed out that the repairs were made to six locations at a cost of \$6,000 compared to a contractor's estimate of \$96,000 for five locations.

4. REQUEST TO ADDRESS COUNCIL

This portion of the meeting is reserved for any person who would like to address the Council on any item that is not on the agenda. Please be advised that State law does not allow the City Council to discuss or take any action on any issue not on the agenda. The City Council may direct staff to follow up on such item(s). Speakers may be limited to three (3) minutes. If there is any person wishing to address the City Council at this time please approach the podium and state your name and nature of the request.

Jolene Jones was present to speak to recent fireworks activity. She brought concerns of illegal fireworks in the city and told the Council that she wants to see the laws enforced concerning fireworks.

Her husband stood at the podium and shared Mrs. Jones' concerns.

Chief Popovich reported that the police department took a proactive approach and issued one citation the week prior to July 4 and issued 5 citations on July 4.

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 June 13; 14, 2016 (LB)

RECOMMENDATION: Council to review meeting minutes and adopt as final.

5.2. SUBJECT: Council to accept City Board meeting minutes.

RECOMMENDATION: Acceptance of Meeting Minutes from City Commissions(s): Planning Commission, June 7, 2016

5.3. SUBJECT: Bi-weekly Update of West El Monte Widening Project (DU)

RECOMMENDATION: For information purposes only.

5.4. SUBJECT: Second Reading and Adoption of Ordinance No. 2016-02 General Plan Amendment and Rezone. (CCar)

RECOMMENDATION: Council conducts second reading, waive reading in full, and adopts Ordinance No. 2016-02 amending the General Plan and Zoning Land Use Maps.

5.5. SUBJECT: Excused Absence for Council Member Thusu

RECOMMENDATION: Council approve the request for excused absence for Council Member Thusu on June 28, 2016.

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

RECOMMENDATION: For information purposes only.

5.7. **SUBJECT:** Avenue 416/El Monte Way Project - Certificate of Acceptance for Notice of Temporary Construction Easement from Flavor Tree LLC for a Portions of APN 012-220-015, APN 012-220-016 (DU)

RECOMMENDATION: Council accepts the Notice of Extension of Temporary Construction Easement from Flavor Tree LLC for a Portions of APN 012-220-015, APN 012-220-016 for the Avenue 416/El Monte Way Project.

5.8. **SUBJECT:** Notice of Completion Parkside Village Unit No. 3 (DU)

RECOMMENDATION: Council authorize the City Engineer to file the Notice of Completion for Parkside Village Unit No. 3.

5.9. **SUBJECT:** Planning Commission Action of July 5, 2016 (BB)

RECOMMENDATION: For information purposes only.

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

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

6. WARRANT REGISTER

6.1. **SUBJECT:** Approval of Warrants for June 24; 30; July 7, 2016 (CC)

RECOMMENDATION: Council to review and approve warrants as presented.

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

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

7. PUBLIC HEARING

7.1. **SUBJECT:** Public Hearing for the Annual Levy of Landscape and Lighting Districts Annual Assessments for Fiscal Year 2016/17 (CC)

RECOMMENDATION: Council take the following action by one motion:

1. Adopt Resolution No. 2016-44, ordering the levy and collection of assessments within the City's Landscape and Lighting Assessment Districts for Fiscal year 2016/17.

Director Cook presented information concerning the annual levy of landscape and lighting districts annual assessments for FY 2016/17. He requested the City Council hold the public hearing to gather public comments concerning the item before the Council.

Vice Mayor Harness opened the public hearing but no comments were brought forward from the public so the Vice Mayor closed the hearing.

Cook requested the City Council adopt Resolution 2016-44 as presented.

A motion was made by Council Member Smith, second by Council Member Thusu to adopt Resolution No. 2016-44.

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

7.2. SUBJECT: 2016 Edward Byrne Memorial Justice Assistance Grant (DP)

RECOMMENDATION: Council conduct a public hearing for the Edward Byrne Memorial Justice Assistance Grant (JAG) regarding proposed grant expenditures.

Police Sergeant Robison presented information in regard to the Edward Byrne Memorial Justice Assistance Grant (JAG). He requested the Council conduct the public hearing to gather public comments in regard to the item.

Vice Mayor Harness opened the public hearing but no comments in regard to the JAG grant were brought forward. Vice Mayor Harness closed the hearing.

A motion was made by Council Member Thusu, second by Council Member Reynosa, to adopt Resolution 2016-47 as presented.

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

7.3. SUBJECT: Public Hearing Regarding Standardization of the Dinuba Area Regional Transit (DART) Reduced Fare Policy Update (BB)

RECOMMENDATION: Council conduct a public hearing, receive testimony, close the hearing and approve the revised Dinuba Area Regional Transit (DART)

DART Reduced Fare Policy for standardization with all other Tulare County Transit Service Providers.

Management Analyst Ramirez presented information to the City Council in regard to the Standardization of the Dinuba Area Regional Transit (DART) Reduced Fare Policy Update. He requested that the Council open the public hearing to gather comments from the public in regard to the proposed update.

Vice Mayor Harness opened the hearing but no comments from the public were made and the hearing was closed.

Mayor Morales arrived and approached the dais at 7:12 pm.

The Council considered the revised policy.

A motion was made by Council Member Smith, second by Council Member Thusu to make no changes to the Dinuba Area Regional Transit Reduced Fare Policy at this time.

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

8. DEPARTMENT REPORTS

8.1. SUBJECT: Update on Strategic Goals for 2015-2018 (LP)

RECOMMENDATION: Council receive update on status of Strategic Goals for 2016-2018 and direct staff accordingly.

9. MAYOR/COUNCIL REPORTS

9.1. Items from Mayor.

Mayor Morales apologized for being late. He shared with the Council on community events he's attended since the last Council meeting.

The Mayor commended Parks and Community Services staff for their work on the Independence Day Celebration.

9.2. Items from Council Members.

The Council Members shared information about the community events they had attended since the last Council meeting.

One City Under God
Friday Night Lights
Independence Day Celebration

Thusu commented he is pleased with the sidewalk repair efforts.

Smith said the Independence Day event was very nice but he commented that parking was an issue and so were Best Buy's landscape sprinklers. He also commented there was no US flag on stage.

10. CITY MANAGER/STAFF COMMUNICATIONS

10.1. Items from City Manager.

City Manager Patlan reported he will be out of the office all next week and in his absence, Director Cook will be in charge.

Patlan announced that City Engineer Uota has retired and he announced his gratitude for Uota's service.

10.2. Items from Staff.

None.

The Council went into closed session at 7:35 pm.

11. CLOSED SESSION

11.1. CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6(a), Agency Designated Representative(s): Luis Patlan, City Manager and Cass Cook, Finance Director; Employee Group: Dinuba City Employees Association

No action taken.

11.2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(c)(1)

Name of Case: City of Dinuba v. Sanchez

Cases: Tulare County Superior Court Case No. VCU255959; Fifth District Court of Appeal Case No. F071872

No action taken.

11.3. CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(c)(1)

Name of case: City of Dinuba v. Thusu

Cases: Tulare County Superior Court Case No.252804; Fifth District Court of Appeal Case No. F073781

No action taken.

11.4. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957; Title: City Manager

No action taken.

12. ADJOURNMENT

The meeting adjourned at 9:00 pm.

Emilio Morales, Mayor

ATTEST:

Linda Barkley, Deputy City Clerk