



**DINUBA CITY COUNCIL
MEETING MINUTES**
Tuesday, September 13, 2016

Members Present: Reynosa, Smith, Morales, Harness, Thusu

1. WORK SESSION - 5:30 PM

1.1. Utility Rate Options

Council directed staff to prepare the Prop 218 notice for the recommended rate.

Mayor Morales arrived at 5:57 pm.

2. OPENING CEREMONIES - 6:30 PM

2.1. Welcome and Call to Order

Mayor Morales called the joint meeting to order at 6:38 PM.

2.2. Invocation

The invocation was led by Chaplain Jim Susee.

2.3. Pledge of Allegiance

The flag salute was led by Sheriff Gonzales.

3. 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.

Item 8.6 was removed from discussion.

4. PRESENTATIONS/CEREMONIAL MATTERS

- 4.1. Introduction of Rajveer Rakkar, South San Joaquin Valley Regional Public Affairs Manager
League of California Cities

5. 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.

Sheriff's Captain Gonzales introduced his replacement, Mr. Gabe Macias to the City Council.

Robert Cervantes shared his concerns about abandonment of Marquis Homes subdivision.

6. 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.

6.1. **SUBJECT**

Purchase of One (1) New Cardiac Monitor/Defibrillator (CT)

RECOMMENDATION

Council authorizes the Fire Department to purchase one (1) new cardiac monitor/defibrillator from Physiocontrol in the amount of \$32,969.

6.2. **SUBJECT**

Retainer Agreement with Coleman & Horowitz for Special Legal Counsel (LP)

RECOMMENDATION

Council approve the Retainer Agreement with Coleman & Horowitz, LLP to serve as special counsel to advise the City of Dinuba on any potential claims related to the Avenue 416 Project and authorize the Mayor to execute the agreement.

6.3. **SUBJECT**

City of Dinuba Cash and Investment Report for the year ending June 30, 2016 (CC)

RECOMMENDATION

Council accept the City of Dinuba Cash and Investment Report for the quarter ending June 30, 2016.

6.4. SUBJECT

Authorization to Enter Into Agreement for Acquisition of New Golf Carts and Equipment (CC)

RECOMMENDATION

Council to authorize the Finance Director to enter into an agreement for acquisition of new golf carts and golf utility vehicles.

6.5. SUBJECT

Master Development Schedule (CrC)

RECOMMENDATION

For information purposes only.

6.6. SUBJECT

Purchase of 2008 Bucket Truck (SH)

RECOMMENDATION

Council approve the purchase of a 2008 Bucket Truck from Altec NUECO in the amount of \$51,780.00.

6.7. SUBJECT

Notice of Completion for the Dinuba Transit Center Tenant Improvements (JAg)

RECOMMENDATION

Council to accept the subject project as complete and authorize the Building Official to file a Notice of Completion.

6.8. SUBJECT

Notice of Completion for the College Park Recreation Center Restroom Modernization Project (JAg)

RECOMMENDATION

Council to accept the subject project as complete and authorize the Building Official to file a Notice of Completion.

6.9. SUBJECT

Bi-weekly update of West El Monte Way Widening

RECOMMENDATION

For informational purposes only.

6.10. SUBJECT

Amendment No. 4 to Purchase and Sale Agreement with Woodside Homes

RECOMMENDATION

Council approve Amendment No. 4 to the Purchase Agreement between the City of Dinuba and Woodside Homes for the sale of the Ridge Creek Ranch Subdivision and authorize the City Manager to execute the amendment and any related documents for the close of escrow.

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

Ayes: Harness, Morales, Reynosa, Smith, Thusu

7. WARRANT REGISTER

7.1. SUBJECT

Approval of Warrants for August 12; 19; 26 and September 2; 9, 2016 (CC)

RECOMMENDATION

Council review and approve the warrants for August 12; 19; 26 and September 2; 9, 2016.

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

Ayes: Harness, Morales, Reynosa, Smith, Thusu

8. DEPARTMENT REPORTS

8.1. SUBJECT

Appointment of Incumbent Emilio Morales to District 5 of the City of Dinuba (LB)

RECOMMENDATION

Council, by roll call vote, appoint Emilio Morales to represent District 1 on the City Council given he would be running unopposed in the November 8, 2016 General Election. It was noted that the staff report should reflect Emilio Morales appointment to District 1 not 5.

A motion was made by Vice Mayor Harness, second by Council Member Thusu, to appoint Emilio Morales to Council District 1.

Ayes: Harness, Morales, Reynosa, Smith, Thusu

8.2. SUBJECT

Cochran Family Request to Dig Agricultural Well Deeper (BB)

RECOMMENDATION

Council to consider permitting the Cochran Family to dig an existing agricultural well deeper subject to conditions set forth by the Public Works Department.

A motion was made by Council Member Smith, second by Council Member Reynosa

Ayes: Harness, Morales, Reynosa, Smith, Thusu

8.3. SUBJECT

Appointments to Planning Commission (JA)

RECOMMENDATION

Council appoint Sergio Alvarado (District 1) and Linda Faust (District 3) to the Planning Commission.

A motion was made by Vice Mayor Harness, second by Council Member Thusu, Motion

Ayes: Harness, Morales, Reynosa, Smith, Thusu

8.4. SUBJECT

Administrative Policy No. 16-01 Amending Water Conservation Guidelines (BB)

RECOMMENDATION

Council to adopt Administrative Policy No. 2016-01 amending Water Conservation Guidelines by terminating Stage 3 Water Restrictions in response to the new State Water Resources Control Board Emergency Regulations.

A motion was made by Vice Mayor Harness, second by Council Member Reynosa, Motion

Ayes: Harness, Morales, Reynosa, Smith, Thusu

8.5. SUBJECT

Resolution 2016-52 Approving Memorandum of Understanding with the Dinuba Employees Association (CC)

RECOMMENDATION

Council adopt Resolution 2016-52 approve the Memorandum of Understanding with the Dinuba Employees Association.

A motion was made by Council Member Smith, second by Vice Mayor Harness, Motion

Ayes: Harness, Morales, Reynosa, Smith, Thusu

8.6. SUBJECT

Invitation to Travel to Eumseong County, South Korea (JA) **RECOMMENDATION**

Council to consider invitation to visit Eumseong County, South Korea in November.

Item was pulled from discussion.

8.7. SUBJECT

Kiwanis Bilingual Club Multi-Cultural Event (SH)

RECOMMENDATION

Council to consider sponsorship of the Kiwanis Bilingual Multi-Cultural Event to be held on September 25, 2016.

The Club must submit an invoice in order to receive the approved sponsorship amount.

A motion was made by Vice Mayor Harness, second by Council Member Thusu, to donate an amount up to \$1000 to help sponsor the event.

Ayes: Harness, Morales, Reynosa, Smith, Thusu

9. MAYOR/COUNCIL REPORTS

9.1. Items from Mayor.

None.

9.2. Items from Council Members

Vice Mayor Harness requested workshops be arranged with the Planning Commission, and a Joint work session with the Chamber of Commerce Board.

10. CITY MANAGER COMMUNICATIONS

11. CITY STAFF COMMUNICATIONS

11.1. PG&E LED Streetlight Conversion Project - Informational Item Only (BB)

12. CLOSED SESSION

The meeting adjourned to closed session at 7:25 PM

12.1. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (NJ)

Chicago Title Co. v. Kay K. Hada, City of Dinuba, et al.; Tulare County Superior Court Case No. VCL139171 pursuant to Government Code section 54956.9(c) (1).

No action was taken.

12.2. CONFERENCE WITH LABOR NEGOTIATORS (CC)

Pursuant to Government Code Section 54957.5(a), Agency Designated Representative(s): Luis Patlan, City Manager and Cass Cook, Finance Director; Employee Group: Dinuba City Employees Association.

No action was taken.

12.3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (CC)

Pursuant to GC 54956.8; Property: Offer to purchase Real Property located at 220 South L Street. Agency Negotiator: Cass Cook, Finance Director.

Negotiating Parties: Dinuba Redevelopment Successor Agency and Jose and Rachel Trevino. Under Negotiation: Price and payment.

No action was taken.

13. ADJOURNMENT

The meeting adjourned at 8:00 pm.

Emilio Morales, Mayor

ATTEST:

Daniel James, IT/Records Manager for
Linda Barkley, Deputy City Clerk