

## MINUTES OF MENDOTA REGULAR CITY COUNCIL MEETING

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**Regular Meeting**

**January 10, 2017**

**Meeting called to order by Mayor Castro at 6:08 p.m.**

### **Roll Call**

**Council Members Present:** Mayor Rolando Castro, Mayor Pro Tem Victor Martinez, Councilors Joseph Amador, Oscar Rosales, and Robert Silva.

**Council Members Absent:** None.

**Flag salute led by Director of Administrative Services Johnson.**

**Invocation led by Javier Gutierrez.**

**A moment of silence was held in honor of Macario Marquez who had recently passed away.**

### **FINALIZE THE AGENDA**

1. Adjustments to Agenda.
2. Adoption of final Agenda.

City Manager DiMaggio reported that Fresno County Assessor-Recorder Paul Dictos would present at a future meeting.

A motion was made by Councilor Amador to adopt the agenda as requested by staff, seconded by Mayor Pro Tem Martinez; unanimously approved (5 ayes).

### **PRESENTATIONS**

1. Police Officer Armando Casas to be commended for his heroic action in the line of duty.

Chief of Police Andreotti summarized the heroic actions of Officer Casas and presented a letter of commendation to Officer Casas.

Council congratulated Officer Casas and thanked the officers for their hard work.

At 6:18 p.m. Mayor Castro announced that there would be a brief recess.

At 6:20 p.m. the Council reconvened in open session.

2. City Council to make a presentation in honor of Director of Administrative Services Charles Johnson.

Mayor Castro presented an award to outgoing Director of Administrative Services Johnson.

City Manager DiMaggio summarized the work that Director Johnson performed and thanked Director Johnson for his service.

Council congratulated and thanked Director Johnson for his work.

Director Johnson shared his experiences of working in Mendota and thanked the Council for their well wishes.

3. *Fresno County Assessor-Recorder Paul Dictos to make a presentation to the City Council. [Removed from agenda]*

### **CITIZENS ORAL AND WRITTEN PRESENTATIONS**

**Candie Caro (Proteus Inc.)** –announced that the 14<sup>th</sup> Annual Farmworker Appreciation Day and Resource Fair will be held on Friday, January 27<sup>th</sup> from 9 am – 2 pm.

Council thanked Ms. Caro for her work.

### **APPROVAL OF MINUTES AND NOTICE OF WAIVING OF READING**

1. Minutes of the regular City Council meeting of December 13, 2016.
2. Notice of waiving of the reading of all resolutions and/or ordinances introduced and/or adopted under this agenda.

A motion was made by Councilor Amador to approve items 1 and 2, seconded by Mayor Pro Tem Martinez; unanimously approved (5 ayes).

## CONSENT CALENDAR

1. DECEMBER 09, 2016 THROUGH DECEMBER 22, 2016  
WARRANT LIST CHECKS NO. 41875 THRU 41927  
TOTAL FOR COUNCIL APPROVAL = \$476,893.18
2. DECEMBER 28, 2016 THROUGH JANUARY 01, 2017  
WARRANT LIST CHECKS NO. 041928 THRU 041976  
TOTAL FOR COUNCIL APPROVAL = \$224,427.06
3. Proposed adoption of **Resolution No. 17-02**, approving an update to the Westamerica Bank signature card.
4. Proposed adoption of **Resolution No. 17-03**, authorizing the dissolution of West County Solid Waste Planning Committee.
5. Proposed adoption of **Resolution No. 17-05**, declaring a state of emergency in response to criminal gang related violent crime.
6. Proposed adoption of **Resolution No. 17-06**, authorizing the creation and use of computer scanned or stamped facsimiles for the signing of financial instruments.

A request was made to pull item 5 for discussion.

A motion was made to adopt items 1 through 4 and 6 of the Consent Calendar by Councilor Silva, seconded by Councilor Amador; unanimously approved (5 ayes).

5. Proposed adoption of **Resolution No. 17-05**, declaring a state of emergency in response to criminal gang related violent crime.

Mayor Pro Tem Martinez inquired on the purpose of declaring a state of emergency.

Discussion was held on the resolution expressing the concern of the council regarding local gang activity; the possibility of creating a sense of panic within the community by declaring a state of emergency; the possibility of tabling the item in order to further discuss ways to address the issue; and rewording the title of the resolution.

A motion was made to adopt item 5 of the Consent Calendar with the modification of the title of the resolution by Mayor Pro Tem Martinez, seconded by Councilor Amador; unanimously approved (5 ayes).

## BUSINESS

1. Council adopt **Resolution No. 17-04**, appointing Council Members to various boards, commissions, and sub-committees.



Mayor Castro introduced the item and Economic Development Manager Flood summarized the report.

Discussion was held and decisions were made on what Council Members would fill what seats.

A motion was made to adopt Resolution No. 17-04 by Councilor Amador, seconded by Mayor Pro Tem Martinez; unanimously approved (5 ayes).

2. Introduction and first reading of **Ordinance No. 17-01**, amending the Official Zoning Map of the City of Mendota to reflect a change of zone for Assessor's Parcel Number 012-200-26.

Mayor Castro introduced the item, stated that he would recuse himself, and stepped out of the Council Chambers at 7:13 p.m.

City Planner O'Neal provided the background of the item; reported that the entire property would be rezoned to R-1 Single Family/Medium Density Residential zone; summarized the rezone process; and provided staff's recommendation to the Council.

Discussion was held on the purpose of the rezone.

**Sergio Valdez (325 Pucheu Street)** – reported on the possible traffic issues that can arise if homes are developed on the property.

Discussion was held on whether the Fire Department was informed of the proposed rezone; decreasing traffic congestion in the surrounding area; and the process to subdivide property.

A motion was made to perform the first reading of Ordinance No. 17-01, with the second reading waived, by Councilor Silva, seconded by Councilor Amador; unanimously approved (4 ayes, absent: Castro).

At 7:19 p.m. Mayor Castro returned to the Council Chambers.

## **PUBLIC HEARING**

1. Proposed adoption of **Resolution No. 17-01**, approving the formation of a Groundwater Sustainability Agency under the Sustainable Groundwater Management Act.

Mayor Castro introduced the item and City Attorney Kinsey summarized the report including the City needing to form a Groundwater Sustainability Agency (GSA) in order to comply with the Groundwater Sustainability Management Act; partnering with Central California Irrigation District to formulate a Groundwater Sustainability Plan; and ensuring that the City is in compliance with state law.

Discussion was held on acquiring GSA related funds via Proposition 1.

At 7:24 p.m. Mayor Castro opened the hearing to the public and, seeing no one present wishing to comment, closed it in that same minute.

A motion was made to adopt Resolution No. 17-01 by Councilor Amador, seconded by Councilor Silva; unanimously approved (5 ayes).

## **DEPARTMENT REPORTS AND INFORMATIONAL ITEMS**

1. Code Enforcement
  - a) Monthly Report

Economic Development Manager Flood summarized the report including the department's focus for the month of December; working on addressing dilapidating housing issues throughout the City; and the importance of ensuring that the public reports violations through the proper means.

Discussion was held on a mini house that is being built on Quince Street and the possibility of a home on Gomez Street housing livestock.

2. Police Department
  - a) Monthly Report

Chief of Police Andreotti provided a personnel update and shared that the Police Department's Humvee was showcase at the Christmas Parade.

Mayor Castro shared his experience from a recent ride-along.

3. City Attorney
  - a) Update

City Attorney Kinsey reported on the items that his office is working on that are pertinent to the City.

4. City Manager

City Manager DiMaggio reported on the Special Joint Meeting of the City Council and MUSD Board of Trustees that will be held on January 18<sup>th</sup> and the Lozano Lift Station being out of service momentarily due to the abundance of grease that accumulated and damaged the equipment.

Discussion was held on the performance of the grant writer; the status of the Marie Street Reconstruction issues; the status of the development of the AMOR project; the status of the Washington Elementary School modernization project; and various issues

that should be discussed at the City Council and MUSD Board Joint Meeting.

**MAYOR AND COUNCIL REPORTS AND INFORMATIONAL ITEMS**

1. Council Member(s)

Mayor Pro Tem Martinez thanked staff for their efforts in beautifying the community and reported on a meeting he attended with Assembly Member Arambula.

Councilor Silva reported on Supervisor Pacheco being elected as the Chairman of the Fresno County Board of Supervisors.

2. Mayor

Mayor Castro thanked staff for their efforts in beautifying the community; inquired on the possibility of the AOWP workers filling potholes; reported on flooding issues within and surrounding the City; inquired on when the goal-setting meeting would be held; and reported on a meeting that he attended with Assembly Member Arambula.

**CLOSED SESSION**

1. CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION  
*Pursuant to Paragraph (4) of subdivision (d) of Section 54956.9 ([1] potential case).*

At 7:56 p.m. the Council moved into closed session.

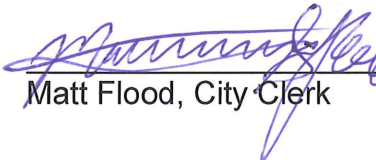
At 8:18 p.m. the Council reconvened in open session and City Attorney Kinsey reported that in regards to item 1 of the closed session, the Council requested that Councilor Amador resign from the City Council as he no longer resided within the City.

**ADJOURNMENT**

With no more business to be brought before the Council, a motion for adjournment was made at 8:19 p.m. by Councilor Silva, seconded by Mayor Pro Tem Martinez; unanimously approved (5 ayes).

  
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Rolando Castro, Mayor

ATTEST:

  
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Matt Flood, City Clerk

