



**MINUTES OF MENDOTA
REGULAR CITY COUNCIL MEETING**

Regular Meeting

November 12, 2019

Meeting called to order by Mayor Silva at 6:01 p.m.

Roll Call

Council Members Present: Mayor Robert Silva, Mayor Pro Tem Rolando Castro, Councilors Jesus Mendoza and Oscar Rosales

Council Members Absent: Councilor Martinez

Flag salute led by the Director of Administrative Services/Acting City Clerk Lekumberry

FINALIZE THE AGENDA

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

A motion was made by Councilor Rosales to adopt the agenda, seconded by Councilor Mendoza; unanimously approved (4 ayes, absent: Martinez).

At 6:03 p.m. Mayor Silva requested Mayor Pro-Tem Castro to run the meeting. In agreement, Mayor Pro-Tem Castro exchanged seats with Mayor Silva.

SWEARING IN

1. Acting City Clerk Lekumberry to swear in Officer Timothy Brown.

Acting City Clerk Lekumberry swore in Officer Timothy Brown.

Chief of Police Andreotti shared biographical information on the officer; and the Council thanked the officer for joining the Mendota Police Department and admonished him to be safe.

CITIZENS ORAL AND WRITTEN PRESENTATIONS

Kevin Romero - provided an update on the Mendota High School football team.

Ernesto Reyes – introduced himself and provided information pertaining to In Home Support Services (IHSS) including work duties; current contract negotiations; the current number of IHSS workers in Mendota; and the request for support in obtaining wage increases.

APPROVAL OF MINUTES AND NOTICE OF WAIVING OF READING

1. Minutes of the regular City Council meeting of October 22, 2019.
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 Rosales to approve items 1 and 2, seconded by Councilor Mendoza; unanimously approved (4 ayes, absent: Martinez).

CONSENT CALENDAR

1. OCTOBER 23, 2019 THROUGH NOVEMBER 06, 2019
WARRANT LIST CHECKS NO. 46012 THROUGH 46089
TOTAL FOR COUNCIL APPROVAL = \$393,946.98
2. Proposed adoption of **Resolution No. 19-83**, adopting the discretionary plan amendment expanded hardship distribution options.
3. Proposed adoption of **Resolution No. 19-84**, supporting and implementing timely use of funding in the matter of project delivery schedules for federal transportation project selection.

A motion was made by Councilor Rosales to adopt items 1 through 3 of the Consent Calendar, seconded by Mayor Silva; unanimously approved (4 ayes, absent: Martinez).

BUSINESS

1. Council discussion and consideration of **Resolution No. 19-85**, approving the adoption of a mitigated negative declaration for the Mendota Community Center Project.

Mayor Pro-Tem Castro introduced the item. City Attorney Kinsey provided the report including that this item relates to specific facilities at Rojas-Pierce Park including the

construction of a new community center using Prop 68 grants funds; and that in order to do so the City needs to consider and adopt a mitigated negative declaration for that project.

A motion was made by Councilor Rosales to adopt Resolution No. 19-85, seconded by Councilor Mendoza; unanimously approved (4 ayes, absent: Martinez).

2. Proposed adoption of **Resolution No. 19-86**, adopting and allocating funds for an Outdoor Fitness Court® as part of the 2020 National Fitness Campaign.

Mayor Pro-Tem Castro introduced the item. City Attorney Kinsey provided the report including that this item approves the receipt of allocation of funds from the statewide parks program; and that the City has been awarded a \$30,000 grant to be used towards an Outdoor Fitness court.

A motion was made by Councilor Rosales to adopt Resolution No. 19-86, seconded by Councilor Mendoza; unanimously approved (4 ayes, absent: Martinez).

3. Council discussion and consideration of request from California Rural Legal Assistance to consider amendments to the Mendota Municipal Code regarding utility billing.

Mayor Pro-Tem Castro introduced the item. City Attorney Kinsey provided the report including the background of the item; the two requests made by CRLA; the efforts made with the City Attorney's staff and Finance Officer Diaz to resolve the issue; the recommendation made by staff; and the next steps to implement any changes directed by the Council.

Discussion was held on the average number of late payments per month; the request from CRLA; staff's recommendation including the concern of additional staff time to accommodate the grace period being proposed; and the grace period length.

Mariah Thompson, Attorney from California Rural Legal Assistance (CRLA) commented on the importance of the grace period including how it alleviates the burden to low income families and how the low

Ophelia Ochoa commented on the 15-day grace period being considered and its importance to families in the community.

Council discussion was held on the options for a grace period and the value to the families in the community.

A motion was made by Councilor Rosales directing staff (1) to amend § 13.12.040 of the MMC to provide for a grace period of 15 days for all utility ratepayers, and (2) following such amendment, to publish a notice to all ratepayers informing them of the City's billing policies and the options available to those having difficulty making payments on the last

day of the month, seconded by Councilor Mendoza; unanimously approved (4 ayes, absent: Martinez).

4. Council discussion and consideration of Military/Veteran Banner Program
Mayor Silva introduced the item.

Mayor Pro-Tem Castro introduced the item. Finance Officer provided the report including the various options for Council to consider.

Discussion was held on whether the program should honor Military Personnel and Veterans or Veterans only; Council reached consensus to honor both Military Personnel and Veterans.

Discussion was held on the timeframe to display banners; Council reached consensus to display the banners from Memorial Day weekend through Veteran's Day.

Discussion was held on whether there should be a fee to participate in the program; Council reached consensus that there will not be a fee and that there will be an application process in which preference will be given to the eldest of the Military Personnel and/or Veterans should applications exceed the 20 approved for the fiscal year.

Discussion was held on how many banners the City should approve each fiscal year; Council reached consensus that there should a total of 20 banners (front and back) approved each fiscal year.

Discussion was held the three banner samples provided; Council reached consensus on the third banner sample in the agenda packet.

A motion was made by Councilor Mendoza directing staff to implement a Military/Veterans Banner Program contingent on approval from Caltrans, seconded by Councilor Rosales; unanimously approved (4 ayes, absent: Martinez).

5. Council discussion and consideration of Resolution No. 19-87, approving an increased payment under the promissory note between the City of Mendota and the Mendota Redevelopment Agency.

Mayor Pro-Tem Castro introduced the item. City Attorney Kinsey provided the report including the city's status with the Mendota Designated Local Authority Agency; the background of Mendota Designated Local Authority Agency; a proposed solution to the bond debt through increased payment to an existing loan the City has for the expansion of City Hall.

Council Member Mendoza stepped away from the dais at 6:52 p.m. and returned at 6:53 p.m.

Council identified Councilor Rosales to serve as an alternate on the Designated Local Authority board.

A motion was made by Councilor Rosales to adopt Resolution No. 19-87, seconded by Councilor Mendoza; unanimously approved (4 ayes, absent: Martinez).

DEPARTMENT REPORTS AND INFORMATIONAL ITEMS

1. Animal Control, Code Enforcement, and Police Department
 - a) Monthly Report

Chief of Police Andreotti provided his report for the Animal Control Department.

Discussion was held on the cost of dog food.

Chief Andreotti provided his report for the Code Enforcement Department including new investigations and moving forward with the beautification of the city.

Chief Andreotti summarized the report for the Police Department including a personnel update and vehicle/trailer damages.

Ophelia Ochoa commented on the fear being experienced due to the high volume of vehicle theft and vehicle racing; and inquired on check points in the City.

2. City Attorney
 - a) Update

Nothing to report.

3. City Manager
 - a) Update

Nothing to report.

MAYOR AND COUNCIL REPORTS AND INFORMATIONAL ITEMS

1. Council Member(s)

Councilor Rosales thanked the public for their attendance and commented on cleaning pool park.

Councilor Mendoza thanked the public for their attendance and first responders; and commented on the MCC's Christmas contest.

Mayor Pro-Tem Castro thanked law enforcement; thanked Ophelia for her efforts to engage the community; and thanked Mayor Silva.

2. Mayor

Nothing to report.

CLOSED SESSION

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
CA Government Code § 54957(b)
Title: City Manager

At 7:18 p.m. the Council moved into closed session.

At 8:32 p.m. the Council reconvened in open session and City Attorney Kinsey stated there was no reportable action.

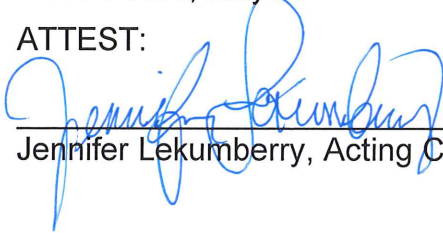
ADJOURNMENT

With no more business to be brought before the Council, a motion for adjournment was made at 8:32 p.m. by Councilor Rosales, seconded by Mayor Silva; unanimously approved (4 ayes, absent: Martinez).



Robert Silva, Mayor

ATTEST:



Jennifer Lekumberry, Acting City Clerk

