

**MINUTES OF MENDOTA  
REGULAR CITY COUNCIL MEETING**

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**Regular Meeting**

**May 22, 2018**

**Meeting called to order by Mayor Castro at 5:58 p.m.**

**Flag salute led by Macario Banuelos.**

**Roll Call**

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

**Council Members Absent: None.**

**Invocation led by Eugenio Rodriguez with Iglesia de Dios Pentecostal, M.I.**

**FINALIZE THE AGENDA**

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

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

**CITIZENS ORAL AND WRITTEN PRESENTATIONS**

**Debbie Macias (AFSCME)** – stated that there is a need to update the AFSCME Memorandum of Understanding with new language; that the timing is right to begin labor negotiations; and that union members need raises that are deserved and overdue.

Discussion was held on the need for a salary increase for staff, and placing the item on the agenda for a future City Council meeting.

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

1. Minutes of the regular City Council meeting of May 8, 2018.
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 Silva to approve items 1 and 2, seconded by Councilor Rosales; unanimously approved (5 ayes).

**CONSENT CALENDAR**

1. MAY 04, 2018 THROUGH MAY 16, 2018  
WARRANT LIST CHECKS NO. 043885 THRU 043947  
TOTAL FOR COUNCIL APPROVAL = \$216,788.84
2. Proposed adoption of **Resolution No. 18-31**, providing workers compensation coverage to non-safety volunteers.
3. Proposed adoption of **Resolution No. 18-33**, establishing the schedule for two special City Council meetings to consider the budget for fiscal year 2018-2019.
4. Proposed adoption of **Resolution No. 18-34**, authorizing acceptance of the conveyance of a 37,300-square foot parcel from KSA Homes, Inc. to the City of Mendota.
5. Proposed adoption of **Resolution No. 18-35**, authorizing the conveyance of a 2,599-square foot parcel from the City of Mendota to KSA Homes, Inc.
6. Approval of the City's goals for 2018.

A request was made to pull item 2 for discussion.

A motion was made by Councilor Rosales to adopt items 1 and 3 through 6 of the Consent Calendar, seconded by Mayor Pro Tem Martinez; unanimously approved (5 ayes).

2. Proposed adoption of **Resolution No. 18-31**, providing workers compensation coverage to non-safety volunteers.

Discussion was held on what is considered a non-safety volunteer, and the cost associated with providing workers compensation coverage.

A motion was made by Mayor Pro Tem Martinez to adopt item 2 of the Consent Calendar, seconded by Councilor Mendoza; unanimously approved (5 ayes).

## **BUSINESS**

1. Council discussion and consideration of **Resolution No. 18-32**, initiating an amendment to Section 17.81 of the Mendota Municipal Code for the establishment of Enhanced Economic Incentive Areas.

Mayor Castro introduced the item and City Manager DiMaggio summarized the report including that the proposed Enhanced Economic Incentive Areas (EEIA) is a sequel to the successful Economic Incentive Zone; the EEIA is meant to target specific types of businesses that the City designates as priority needs; the EEIA designating commercial zoned properties that are more than 15,000 square feet in lot area eligible for incentives if the proposed development is a targeted business; the various enhanced incentives that the EEIA will include; that the proposed resolution of intention begins the process of amending the Mendota Municipal Code to include the EEIA; and that the EEIA will sunset in 2021.

Discussion was held on the importance of the sunset date; whether the incentives are only limited to the specific businesses listed; and whether there are ongoing conversations with owners of the targeted businesses.

A motion was made by Councilor Silva to adopt Resolution No. 18-32, seconded by Mayor Pro Tem Martinez; unanimously approved (5 ayes).

2. Council discussion and consideration on establishing a policy prohibiting the charging of admission to Rojas-Pierce Park during carnival events.

Mayor Castro introduced the item and City Manager DiMaggio stated that there is no staff recommendation on the item, and requested that the Council open the floor for public comment and discuss the issue.

**Macario Banuelos (630 Gaxiola Street)** – stated that Mendota Youth Recreation would not charge admission in the past due to the stipulation that First 5 enacted that prohibited charging admission; that members of the Council suggested that Mendota Youth Recreation charge once the stipulation expired; that the revenue generated from admission fees are used to hold community events and activities; and stated that there is no admission fee for children.

Discussion was held on children being charged the admission fee.

**Sergio Valdez (325 Pucheu Street)** – stated that he represents Mendota Youth Recreation; that the organization began charging an admission fee about six years ago; the revenue generated from charging admission being used to offset the costs of holding the carnival; and the different programs and activities that the generated revenue also funds.



Discussion was held on individuals not being able to afford to pay the admission fees; reasons as why the organizations should not charge admission to Rojas-Pierce Park during carnival events; the benefits of charging admission fees; and the amount of revenue that is generated from charging admission.

**Dino Perez (Westside Youth, Inc.)** – stated that revenue generated from charging admission fees offsets the costs of holding the carnival; the various fees that other cities charge organizations to use their facilities for carnivals; and that there were days that the organization did not charge for admission.

**Diana Olivas (652 Fourth Street)** – shared the different activities and events that Mendota Youth Recreation holds throughout the year; stated that there are high costs associated with holding the activities and events; the amount of hours that Mendota Youth Recreation volunteers put in to the organization; and the organization allowing individuals to enter the carnival if they are not able to afford the admission fees

Discussion was held on the direction that the Council wants to go in regards to the issue; the possibility of staff creating three different options for Council to choose from and bringing the item back at the future meeting; amending the City's fee schedule for fees charged for the use of City facilities; the history of the modernization of Rojas-Pierce Park; the importance of City recuperating costs by charging fees; and the need for Council to come to a consensus on whether organizations can charge admission.

**Sergio Valdez (325 Pucheu Street)** – stated that Mendota Youth Recreation maintains Rojas-Pierce Park during their carnival.

**Corina Banuelos** – stated that the item should not have been on the agenda, and that the Mendota Youth Recreation does a lot of for the community.

Discussion was held on the antiquated fee schedule that the City has for the fees charged for the use of City facilities, and amending the area of the Mendota Municipal Code that related to fees charged for City facilities.

**Sergio Valdez (325 Pucheu Street)** – shared the different activities and events that Mendota Youth Recreation has throughout the year.

Discussion was held on creating a sub-committee to discuss the fee schedule for utilizing city facilities, and that the proposed sub-committee consists of members of the Council, staff, and representatives of both non-profit organizations.

Council consensus was reached to create a sub-committee includes Mayor Pro Tem Martinez and Councilor Rosales to discuss the fee schedule for use of Rojas-Pierce Park.

3. Council consideration of two exclusive use applications for the use of Rojas-Pierce Park for backpack giveaway events.

Mayor Castro introduced the item and Administrative Services Director Lekumberry summarized the report including that both Mendota Youth Recreation and the Westside Youth Center had submitted exclusive-use applications for Rojas-Pierce Park to hold backpack giveaway events; that the City Council had tabled its consideration of the applications at its March 13<sup>th</sup> meetings so that the agencies can meet with each other; that the organizations have not met with each other; and requested that the Council consider the applications and make a decision.

Discussion was held on whether the organization will be charged to use Rojas-Pierce Park for their events; the history of the backpack giveaway event that was hosted by the Gutierrez family; the possibility of the organizations joining together to hold one large event in order to maximize the use of resources (at 7:03 p.m. Mayor Castro left the Council Chambers); the organizations not knowing that they were supposed to meet to discuss the issue (at 7:04 p.m. Mayor Castro returned to the Council Chambers); the history of Westside Youth, Inc.'s backpack giveaway event; the benefits of maximizing the use of resources; the organizations agreeing to meet to discuss having a joint backpack giveaway event; and that the organizations amend their exclusive-use applications to reflect the outcome of their meeting.

**Corina Banuelos (Mendota Youth Recreation)** – stated that the organizations have agreed to meet to discuss and set a date for their joint event, and requested that the Council waive the fees associated with utilizing Rojas-Pierce Park to hold the backpack giveaway event.

Council consensus was reached to waive the fees associated with utilizing Rojas-Pierce Park to hold the backpack giveaway event.

## **DEPARTMENT REPORTS AND INFORMATIONAL ITEMS**

1. Administrative Services
  - a) Monthly Report

Administrative Services Director Lekumberry summarized the report for the month of April including that there were no worker's compensation claims; provided a personnel update; that she has completed the 2017 Government Compensation in California report for the City; that she has begun working on the LUCA 2020 Census; and that there was an average of 9 attendees at the senior center for the month of April.

2. Public Works
  - a) Monthly Report

Planning & Public Works Director Gonzalez summarized the report including that crews are currently filling in pot holes throughout the City.



Discussion was held on the positive feedback that the Council has received on the installation of temporary speed humps on Fleming Avenue; a hole at Rojas-Pierce Park that children are falling into that should be filled; and ensuring that flags are installed at Veteran's Park.

3. City Attorney
  - a) Update

Nothing to report.

4. City Manager

Nothing to report.

Discussion was held on the requesting that the Mendota DMV be expanded to 3 days of service; the lack of parking near the DMV; the possibility of using Mary Young's property for additional parking; and Mendota Boys & Girls Club the book giveaway that is going on.

### **MAYOR AND COUNCIL REPORTS AND INFORMATIONAL ITEMS**

1. Council Member(s)

Councilor Mendoza thanked the public for attending the meeting and congratulated all of the graduates.

Councilor Rosales asked about the date and time of the Mendota Police Officers Association movie night.

Mayor Pro Tem Martinez thanked the staff for their work and the public for attending the meeting.

Councilor Silva inquired on the possibility of inserting a maintenance requirement clause in the proposed economic incentive area ordinance, and asked if the City could speak with Family Dollar and Autozone regarding maintaining the landscaping near the businesses.

Mayor Pro Tem Martinez reminded the public about the 2018 Mendota Fireworks Show that will be held on Saturday, June 30<sup>th</sup> at Aztec Stadium.

2. Mayor

Mayor Castro reported on municipal code violations in the alleyway of Mendota Valley Food, and abandoned shopping carts throughout the City.

### **CLOSED SESSION**

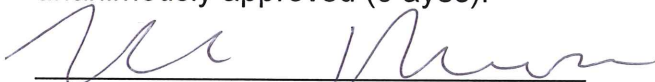
1. CONFERENCE WITH LABOR NEGOTIATORS  
CA Government Code 54957.6  
Agency designated representatives: City Manager Vince DiMaggio  
Employee organization: Mendota Police Officers Association

At 7:19 p.m. the Council moved into closed session.

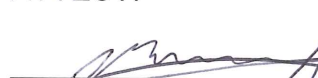
At 7:31 p.m. the Council reconvened in open session and City Attorney Kinsey stated that in regards to item 1 of the closed session, there was no reportable action.

### ADJOURNMENT

With no more business to be brought before the Council, a motion for adjournment was made at 7:31 p.m. by Mayor Pro Tem Martinez, seconded by Councilor Rosales; unanimously approved (5 ayes).

  
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Victor Martinez, Mayor Pro Tem

ATTEST:

  
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Matt Flood, City Clerk

