



## MINUTES OF MENDOTA REGULAR CITY COUNCIL MEETING

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**Regular Meeting**

**October 11, 2016**

**Meeting called to order by Mayor Silva at 6:00 p.m.**

### **Roll Call**

**Council Members Present:** Mayor Robert Silva, Mayor Pro Tem Sergio Valdez, Councilors Joseph Amador, Rolando Castro, and Joseph Riofrio.

**Council Members Absent:** None.

**Flag salute led by Mayor Pro Tem Valdez.**

### **FINALIZE THE AGENDA**

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

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

### **PRESENTATION**

1. Council to present a Certificate of Recognition to Lourdes Zavala.

Mayor Silva introduced the item and Economic Development Manager Flood read the certificate into the record.

Ms. Zavala thanked the Council for the recognition.

At 6:12 p.m. Mayor Silva announced that there would be a recess.

At 6:21 p.m. the Council convened in open session.

## **CITIZENS ORAL AND WRITTEN PRESENTATIONS**

None offered.

## **NOTICE OF WAIVING OF READING**

1. Notice of waiving of the reading of all resolutions and/or ordinances introduced and/or adopted under this agenda.

Council consensus was reached to approve the notice of waiving of reading.

## **CONSENT CALENDAR**

1. SEPTEMBER 26, 2016 THROUGH OCTOBER 05, 2016  
WARRANT LIST CHECKS NO. 41538 THRU 41599  
TOTAL FOR COUNCIL APPROVAL = \$187,443.73
2. Proposed adoption of **Resolution No. 16-68**, rejecting bids for the CDBG project No. 15-471 – Mendota Water System Improvements.
3. Proposed adoption of **Resolution No. 16-69**, declaring personal property surplus and authorizing the sale or disposal of such property.
4. Proposed adoption of **Resolution No. 16-70**, canceling the regular City Council meeting of November 8<sup>th</sup> and setting a special City Council meeting for November 9<sup>th</sup>.

Councilor Castro inquired on the surplus sale timeline.

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

## **BUSINESS**

1. Proposed adoption of **Resolution No. 16-71**, delegating authority to the City Manager to reject certain claims.

Mayor Silva introduced the item and City Attorney Kinsey summarized his report including the process individuals have to go through to file a claim; how a claim is finalized; any recourse of appeal entities may have; the frequency with which the City receives claims; the recommendation of staff to streamline the claims process, especially when a claim appears to be frivolous or otherwise unsubstantial; and staff's suggestion to have the threshold be \$100,000.

Discussion was held on the reason that such a change in policy was suggested; the need to protect the City; there would not be changes as to when and how Council is notified

referent to claims; the manner in which determinations are made related to claims, including the role of the Risk Management Agency in the decision; the benefits of doing the claim process in the way staff recommended; details related to past claims that have been submitted to the City; and the possibility of putting the claim threshold at a lower amount.

A motion was made to adopt **Resolution No. 16-71**, with the modification of setting the threshold at \$50,000, by Councilor Amador, seconded by Councilor Riofrio; approved (4 ayes, no: Castro).

2. Introduction and first reading of **Ordinance No. 16-09**, amending the zoning of APN 012-200-26 from R-1, R-3, and C-3 to R-3, setting the public hearing for the October 25<sup>th</sup> regular Council meeting.

Mayor Silva introduced the item and City Planner O'Neal presented his report including the applicant's desire to change the zoning of the property.

At 6:30pm Councilor Amador announced that he would recuse himself and left the Council Chambers.

City Planner O'Neal stated that there is no proposed development for the property and reported on the need to have a public hearing to carry out the requested changes.

Discussion was held on the type of uses that are currently allowed on the property; types of uses that would be allowed on the property if the zoning change occurs; the history of the underlying land use as designated by the General Plan and what it is currently designated as on the City Zoning Map; the impact that any changes would have on traffic circulation (6:39 p.m. Mayor Pro Tem Valdez left the Council Chambers); the impacts that would become reality if there was development approved on that property (6:40pm Mayor Pro Tem Valdez reentered the Council Chambers); the conditions that are attached to any approvals; and the significance and deep analysis and discussion that will take place when an actual project is proposed.

A motion was made to deny the application by Councilor Riofrio, seconded by Councilor Castro; unanimously approved (4 ayes, absent: Amador).

At 6:46pm Councilor Amador reentered the Council Chambers.

## **DEPARTMENT REPORTS AND INFORMATIONAL ITEMS**

1. Economic Development
  - a) Report

Economic Development Manager Flood talked about the variety of inquiries he has received from people interested in coming to Mendota to do business, but that there is a lack of available move-in space and reported on the Mendota Business Summit that will

take place on November 2<sup>nd</sup>.

2. Code Enforcement
  - a) Monthly Report

Economic Development Manager Flood summarized the report.

3. Police Department
  - a) Monthly Report

Police Chief Andreotti summarized his report including personnel levels being at optimal numbers again; vagrants inhabiting a property at Stamoules and 6<sup>th</sup> Streets; and the success that the School Resource Officer is currently having.

4. City Attorney

City Attorney Kinsey stated that he continues to work with staff on various issues.

5. City Manager

City Manager DiMaggio stated that he continues to work on acquiring grant funding for a job training center that can also be a community center and reported on a project he is working on with the City Attorney.

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

1. Council Member(s)  
Council reports

Councilor Castro reported on the League of California Cities Annual Conference and a dinner that will be sponsored by the Mexican Consulate.

Councilor Amador also spoke on what he experienced at the League of California Cities Annual Conference and thanked all who participated and helped with the Driver Awareness Event.

Councilor Riofrio reported on Mendota High School's upcoming rivalry football game versus Firebaugh High School.

2. Mayor

Mayor Silva reported on a report that Caltrans gave at COG and how it relates to Mendota's upcoming project on McCabe Avenue and SR180; reported on Proposition 53 and stated how he believes it should be opposed; and the Young Eagles Event that will be held on October 22<sup>nd</sup> at the Mendota Airport.

**ADJOURNMENT**

With no more business to be brought before the Council, a motion for adjournment was made at 7:15 p.m. by Councilor Amador, seconded by Councilor Castro; unanimously approved (5 ayes).

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Robert Silva, Mayor

ATTEST:

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Matt Flood, City Clerk