The City of Hanford

CALIFORNIA

CITY COUNCIL MEETING
ACTION SUMMARY MINUTES
January 7 2014

COUNCIL CHAMBERS, CIVIC AUDITORIUM
400 N DOUTY ST

STUDY SESSION WILL BEGIN AT 5:30 PM

ROLL CALL BY THE CITY CLERK:

Mayor Gary Pannett opened the Study Session at 5:30 p.m.

Present: Jim Irwin (JI), Joleen Jameson (JJ), Lou Martinez (LM), Russ Curry (RC), Gary Pannett (GP)

Absent: None

Non-action item./. . 0-0.

PUBLIC COMMENT:

Josh Goldman, with Assembly member Rudy Salas's office - Urged Council to give the citizens the right to vote regarding a proposed sales tax. Grant money is not available.

Non-action item./. . 0-0.

Any person may directly address the Council at this time on any item on the agenda, or on any item that is within the subject matter jurisdiction of the Council. A maximum of five minutes is allowed for each speaker.

1. STUDY SESSION FOR THE DISCUSSION OF THE FOLLOWING:

A. City Manager: Discussion on Sales tax and Lew Edwards Group Presentation

Kathryn Lew, president and CEO of the Lew Edwards Group, gave a presentation of services her company provides to assist cities with municipal revenue strategies. Curtis Balow, of Fairbank, Maslin, Maulin, Metz & Associates, presented survey research methods and services they provide, working in conjunction with the Lew Edwards Group. City Manager Darrel Pyle gave information regarding how these two groups have helped other cities and potential benefits from their services for the City of Hanford.

Non-action item./. . 0-0.

ADJOURN TO CLOSED SESSION

1. CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:

A. CONFERENCE WITH LABOR NEGOTIATORS – Pursuant to Government Code 54957.6

Agency designated representatives:
Darrel Pyle, Robert Dowd, and Mario Zamora

Employee Organization:
Executive Management Employees Association (E.M.E.A.)

General Employees Management Association (G.E.M.A.)

B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION - Pursuant to Government Code §54956.9(d)(2)

NUMBER OF POTENTIAL CASES: 1

C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION - Pursuant to Government Code §54956.9(d)(4)

NUMBER OF POTENTIAL CASES: 1

D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code §54956.9 (d)(1):

CASE NAME: Hanford Executive Management Employee Assoc. et al v City of Hanford, et al
CASE NUMBER: Eastern District of California No. 1:11-CV-00828
CASE NAME: Lindsay v. City of Hanford
CASE NUMBER: Kern County No. S-1500-cv-280112

ROLL CALL BY THE CITY CLERK:

Mayor Gary Pannett called the meeting to order at 7:00 p.m.

Present: Jim Irwin (JI), Jolene Jameson (JJ), Lou Martinez (LM), Russ Curry (RC), Gary Pannett (GP)

Absent: None

Non-action item./. . 0-0.

FLAG SALUTE:

Led by: JJ

Non-action item./. . 0-0.

INVOCATION:

2. <u>CLOSED SESSION ACTION REPORT:</u>

A. Closed Session Action Report

No reportable action. Closed Session to continue immediately following the regular meeting.

No reportable actions out of Closed Session./. . 0-0.

REGULAR COUNCIL MEETING - 7:00 PM

RECOGNITIONS/PROCLAMATONS:

PUBLIC COMMENT:

Dave Ayers - Questioned the wisdom of putting a proposed sales tax on the ballot at this time, and does not think a consultant is necessary.

Donna Hines - Asked if it is possible to have speed bumps installed on Robin Ave., as speeding vehicles are a constant problem/danger. She also brought in business cards that were left at her house and are in the street. Asked if something can be done to stop this business from leaving these. *City Manager Pyle accepted the cards and indicated that it can and would be addressed.*

Pam Johnson - Echoed Ms. Hines' concerns about Robin Ave. and the company leaving business cards.

Noor Memon - Presented a letter and request to the Council members prior to the meeting. Would like to lease the Bastille and would like a response from the City before January 18, 2014.

Ernie Horn, City of Hanford Parks and Recreation Department employee - As a member of the Longfield Center staff, he asked why they were investigated in August. *City Attorney Dowd stated that it would be inappropriate to discuss a personnel matter during the Council meeting and suggested that Mr. Horn ask his supervisor.*

Non-action item./. . 0-0.

Any person may directly address the Council at this time on any item on the agenda, or on any item that is within the subject matter jurisdiction of the Council. A maximum of five minutes is allowed for each speaker.

Written Correspondence:

3. STAFF COMMUNICATIONS:

**NOTE THAT THE NUMBERING OF THIS ITEM, AND THOSE FOLLOWING, DO NOT MATCH THE ORIGINAL AGENDA. The template for Minutes was changed after the agenda was prepared and before the minutes were finalized. Council Comment took place immediately following the public comment as item No. 3, and each item after occurred in the order listed.*

At City Manager Pyle's request, Public Works Director Camara commented on drought conditions and how the City is addressing them. Water conservation will start in March this year, and two officers will be on patrol. First offense is a verbal warning to educate the offender, subsequent offenses involve citations and fees, and ultimately, water shut-off. GP asked for an explanation of the City's policy on washing cars. Utilities Supervisor Mike Cosenza stated that the City asks that no one wash cars on Mondays. Otherwise, washing of cars is permissible, using an automatic shut-off hose. Public Works Director Camara also announced that the 10th Avenue landscape renovation will soon be underway.

Community Development Manager Haigh confirmed that there will be a Planning Commission meeting Tuesday, January 14, 2014 regarding Keller signage. The January 28, 2014 meeting will include Tentative Parcel Maps and Conditional Use Permits.

Parks and Recreation Director Craig Miller announced that 370 attended Breakfast with Santa at Longfield Center.

City Manager Pyle announced a City Selection Meeting January 8, 2014 at 5:30 p.m.in Lemoore regarding LAFCO, immediately followed by the City-County Coordination Meeting, at the same location. He will be attending.

Non-action item./. . 0-0.

A.

4. CONSENT CALENDAR:

Item 5A. was removed from the Consent Calendar by GP.

Motion to approve items 5B-5E by :Jim Irwin/Lou Martinez. Passed. 5-0. Ayes: Curry , Irwin , Jameson , Martinez , Pannett .

All items listed under the Consent Calendar are considered routine and will be enacted by one motion **(ROLL CALL VOTE required).** For discussion of an item on the Consent Calendar, it will be removed at the request of any member of the City Council or any person in the audience and made a part of the regular agenda.

A. Public Works: Authorize Staff to Advertise for bids for the Harris Street Reconstruction/Resurfacing, Grangeville Blvd. to Florinda St.

Item 5A was pulled by **GP** for discussion.

GP stated that he had driven down Harris street after members of the public had brought up the state of the street. He asked Public Works Director Camara if there was a schedule for when streets were worked on and if funding was set aside for those projects.

Public Works Director Camera stated that they do and that this street is on the Capital Improvements list and budgeted for, that this project will not be a total reconstruction but will make some necessary repairs and a cape seal to make the ride smoother.

Motion to approve item 5A by :Lou Martinez/Joleen Jameson. Passed. 5-0. Ayes: Curry , Irwin , Jameson , Martinez , Pannett .

B. Public Works: Award a contract to Mattos Underground of Laton, CA in the amount of $17,595.00 for the Storm Drainage Pump Station No. 29 Upgrade, establish a construction contingency of $1,700.00, and approve an additional appropriation of $17,195.00 from the Storm Drainage Capital Reserves.

C. Public Works: Award a contract to Mattos Underground of Laton, CA in the amount of $18,685.00 for the Storm Drainage Pump Station No. 57 Renovation Project, establish a construction contingency of $1,800.00, and approve an additional appropriation of $4,262.27 from the Storm Drainage Capital Reserves.

D. Public Works: Award a contract to Mattos Underground of Laton, CA in the amount of $28,385.00 for the Sanitary Sewer Lift Station No. 69 Upgrade, establish a construction contingency of $2,800, and approve an additional appropriation of $14,108.04 from the Wastewater Capital Reserves.

E. Finance: Approve warrant register for 12-12-2013 through 12-31-2013

5. PUBLIC HEARING:

A. Community Development: Approve and waive the second reading of Ordinance 13-18, Municipal Code Amendment No. 2013-02, amending the Zoning Ordinance, Chapter 17.28.050 (C) to include a provision to expand the services of animal hospitals, clinics, or veterinarian offices.

Mayor Pannett opened the public hearing.

The item was outlined by Community Development Manager Haigh.

There was not public comment.

There was no discussion by the Council.

Motion to approve and waive the second reading of Ordinance 13-18, Municipal Code Amendment No. 2013-02, amending the Zoning Ordinance, Chapter 17.28.050 (C) to include a provision to expand the services of animal hospitals, clinics, or veterinarian offices by :Russ Curry/Jim Irwin. Passed. 5-0. Ayes: Curry , Irwin , Jameson , Martinez , Pannett .

6. DEFERRED BUSINESS:

A. Authorize the Mayor to sign the Professional Services Agreement with the Lew Edwards Group.

JI**:** Addressed some comments made during public comment regarding other agencies doing the work themselves and the measures failing. Stated that this was a budgeted item and he felt they should sign with Lew Edwards.

JJ: Addressed some comments made during public comment regarding prior failed attempts for a measure to get the jail but that we still ended up with the jail. Stated that Delano was able to pass a bond to build their police station. Stated there has been an increase population and demand for services not matching the infrastructure. Stated she would trust the voters to decided what they wanted/needed for their level of service. Stated that she was in favor of moving forward.

LM: Agreed that something needs to be done to address need, but voiced concerns about deciding tonight because there was some question about total costs, as it related to this specific agenda item, not the tax measure as a whole.

RC: Spoke regarding the costs of the three different phases totaling up to $104,000, stated that this was not addressed in the staff report. Stated that the staff report mentioned other cities, such as Visalia, but said that Visalia had an advisory committee of 25 members that did the upfront work to advise the Council. Stated he was not in favor of hiring a consultant to the work of this Council, that they could go out and ask the people and make phone calls.

GP: Stated that he was not clear on what the total cost would be and would feel better if they had at least a second group presentation for comparison. He stated that we could probably put the item on the ballot for cheaper than paying for a phone service. Didn't get a clear understanding of how they proposed to reach our citizens. Doesn't agree that a public hearing with 75 people showing up and declare that a public hearing. Wants more information and better cost figures and what type of tax, not for a general sales tax. Not inclined to hire them tonight.

JJ: Made a motion to table the item.

After the motion was passed City Attorney Dowd informed the council that without a specific time frame set, protocol was that a tabled item would return at the next meeting of the legislative body, and suggested that the Council provide more direction to the City Manager as to what they'd like to see on the next agenda.

City Manager Pyle asked that the Council allow some leeway on the date for the topic as it would likely take more than a couple of meeting cycles to gather information and find other firms qualified to provide similar services.

Motion to table this item to allow staff time to prepare more information and detail by :Joleen Jameson/Jim Irwin. Passed. 4- 1. Ayes: Irwin , Jameson , Martinez , Pannett . Nays: Curry .

7. NEW BUSINESS:

A. City Manager: Appointments for expiring terms to City Commissions - Two (2) seats on the Tree Commission, One (1) seat on the Parks and Recreation Commission and Three (3) seats on the Planning Commission. Appointments for unexpired terms to City Commissions - Two (2) seats on the Hanford Tree Commission.

A motion to accept the Mayor's request to reappoint Ajmer Nahal and Steven Froberg and to make the new appointment of Mark Fernades to the Planning Commission by :Joleen Jameson/Jim Irwin. Passed. 4- 1. Ayes: Curry , Irwin , Jameson , Pannett . Nays: Martinez .

A motion to accept the Mayor's request to appoint Robert Shoop to the Parks and Recreation Commission by :Lou Martinez/Joleen Jameson. Passed. 5-0. Ayes: Curry , Irwin , Jameson , Martinez , Pannett .

At the request of the Mayor, City Attorney Dowd read aloud the Mayor's recommendations for the Tree commission to be: Greg Beinhorn, Judy Winston, David Beeman and James McClellan. He then stated for clarification purposes that already sitting members as Erin Bell, Haron Karogo and Dr. Kenny Mai.

There was some confusion amongst council members as to who was on the list for this commission, and **GP** and City Attorney confirmed the list as he read them.

Motion to reappoint Greg Beinhorn, Judy Winston, and to appoint David Beeman and James McClellan to the Tree Commission by :Lou Martinez/Russ Curry. Passed. 5-0. Ayes: Curry , Irwin , Jameson , Martinez , Pannett .

B. City Manager: Mayor appointments of Council Representatives for various boards and commissions that City of Hanford Council sits on for the 2014 year.

Council discussed council appointments to serve on various boards and commissions.

The Mayor made the following Commission/Board appointments (Rep/Alt):

Parks and Recreation: GP/RC

Parking and Traffic : JI/JJ

Planning: LM/RC

Tree: LM/GP

Main Street Hanford: JJ/JI

Hanford Chamber: JI/LM

Kings Economic Development Corporation: JI/LM

Kings County Association of Governments: RC/JI

Kings County Area Public Transit Agency: RC/JI

Kings County Abandoned Vehicle Authority: RC/JI

Kings Community Action Organization: GP/RC

Local Agency Formation Commission: GP/RC

Kings Waste and Recycling Authority: LM/JJ

Kings County Homecoming Committee: JJ/LM

Mid-Valley Water Authority: City Staff member

Cross-Valley Rail Joint Powers Authority: LM/GP

Special City Selection Committee: JJ/LM

Hanford Fireworks Committee: GP/none

City County Coordinating Task Force (Mayor and Vice Mayor): GP/RC

Kings County Area Disaster Council: JJ/JI

Kings County Gang Awareness Advisory Commission: RC/none

Downtown East Consortium Committee: LM/JJ

City-Wide and Downtown Business Loan Review Committee: GP/JJ

Appointed by County and Confirmed by Council:

Kings County Commission on Aging: Dorothey Callihan -Weiss

Kings Mosquito Abatement District Board: Bill Gundacker

San Joaquin Valley Task Force Steering Com.: Clyde Amaral

No Motion, Mayor appointments./. . 0-0.

8. COUNCIL REPORTS/COMMENTS:

JI: Attended: short meeting with GP, City Manager Darrel Pyle and Costco, and a ribbon-cutting for the clothing store, Big and Sexxxy. Reported out that the Costco meeting was just to provide an update and that the City Manager would report out about the meeting.

JJ: Attended: Funeral service for Richard Douglas's wife.

LM: Attended: Breakfast with Santa at Longfield Center, and has been to In-N-Out several times. Nothing to report out. He asked City Manager Pyle when the recruitment of the Community Development Director would begin, and stated that he would like to see local applicants considered for these positions. *City Manager Pyle replied that staff is reviewing the recruitment flyer, and it should be finalized this week. and stated that the position will be advertised locally, and that we would strongly encourage locals to apply if they feel they are qualified.*

RC: Attended: Soft opening of In-N-Out, met with City Manager Pyle and someone interested in leasing a downtown kiosk, grand opening of In-N-Out, met with City Manager Pyle and Mayor Pannett to go over this meeting's agenda. Nothing to report out. Also Requested two future agenda items: 1) Update from City Manager Pyle - "State of Hanford" budget address, and 2) a review on the ordinance regarding political signs and feather signs. *City Manager Pyle suggested waiting until the next property tax check comes in, in order to have accurate fiscal year-to-date figures. Will present budget-to-actual figures for this fiscal year, as well as last fiscal year (for comparison), potentially at the January 21, 2014 Study Session. Also stated that he would direct staff to get copies of relevant ordinances to the Council.*

GP: Attended: Met with constituents in the civic park to share ideas regarding downtown; KCAO Board of Directors meeting (provided Agenda to City Manager Pyle); In-N-Out soft opening; In-N-Out's grand opening with vice mayor **RC**; went to City Hall during Christmas and New Year to wish staff happy holidays; Thanked LM for joining him in interviewing commission/board candidates; Costco meeting with City Manager Pyle and City Attorney Mizote. Stated it would be beneficial to have a designated planner for large projects, as well as a Community Development Director; visited mayor of Avenal for kick-off of drunk-driving movie, "Young and Reckless." Asked City Attorney Dowd to give a report of the Costco meeting. *City Attorney Dowd reported that the discussion related to how to move forward with this project and how to find resources to accommodate development in that area. The City and Costco are working on a Development Agreement. City Manager Pyle added that the Development Agreement would be brought before City Council for approval regarding fees, responsibilities, and Right-of-Way acquisition process. A Special City Council meeting will be scheduled for Monday, January 13, 2014, at 5:30 p.m. in the City Hall Administration Training Room for Council to comment on what they would like to see in this Development Agreement, before it goes to Planning Commission.*

RC: stated that he does not agree with holding a meeting with only two City Council members, instead of with the entire Council. *City Attorney Dowd stated that it is permissible by law to meet with only two Council members. The developers asked for **GP** as mayor and **JI** because he had been part of the previous ad hoc committee, and they wanted continuity. He had advised **GP** that this type of meeting was legally appropriate, and **GP** requested that this explanation and summary of the meeting be provided at this Council meeting, for purposes of transparency.*

Motion/. . 0-0.

9. <u>ADJOURNMENT:</u>

The regular meeting was adjourned at 8:48 back to closed session.

Closed Session was adjourned with nothing to report out.

Motion/. . 0-0.