



CITY COUNCIL MEETING MINUTES

June 21, 2016 7:00 PM

Council Chambers

400 N. Douty St.

5:30 PM CALL TO ORDER STUDY SESSION & CLOSED SESSION:

Mayor Justin Mendes called the sessions to order at 5:30 p.m.

ROLL CALL:

Present: Gary Pannett, Russ Curry, David Ayers, Francisco Ramirez, Justin Mendes

PUBLIC COMMENT - STUDY SESSION & CLOSED SESSION:

Comments from the public are limited to items on the agenda (GC54954.3a). A maximum of five minutes is allowed for each speaker.

There were no comments given.

STUDY SESSION:

A. Proposed Six Year Capital Improvement Plan for FY 2016/2017 through FY 2021-2022

Public Works Director Lou Camara provided an overview of proposed capital projects focusing on the next two years. Notable facilities and general projects include the Corporation Yard Wash Bay Renovation, Bastille Building Renovations, Re-roofing Projects, Fire Station Improvements, and Civic Auditorium Exterior Painting and Wall Carpet Replacement. Parks and recreation projects include Rotary Field Lighting, Coe and Centennial Basketball Court Resurfacing, Street Median Landscape Renovations, and Coe Park Arbor. Transportation projects include Pavement Resurfacing Projects, Bicycle Facility Improvements, Traffic Signals, 12th Avenue Widening - Hanford Armona Road to Springcrest Street, Capacity Improvements at 11th Avenue and Grangeville Boulevard, and Traffic Signal Battery Backup Retrofit.

Storm Drainage projects will include Storm Drainage System Oversizing Requirements, Stonecrest Basin Pump Equipment Installation, Flat Storm Drainage Grate Replacement, SCADA Installation on Storm Drain Lift Stations, LS #39 Upgrade, and Glendale Avenue Outfall Pipeline. Notable Wastewater projects include Manhole Repair and Coating, Sanitary Sewer Lift Station No. 47 Upgrade, Sanitary Sewer Lift Station No. 41 Upgrade, Sanitary Sewer Lift Station No. 16 and 54 Electrical Upgrade. Proposed Water projects include Water System Security Upgrades, AMR System Replacement, Replacement of Undersized/Dilapidated Water Mains, New Supply Well Design, Flat Rate to Meter Conversion, and Magnetic Meter Replacement.

Downtown projects include Downtown Reinvestment Zone, Downtown 2010 Plan Project, and Parking Lot/Alley Seal Coat. Notable Airport projects include Hangar Taxilane Rehabilitation Phase 2 and 3, and Pavement Condition Number (PCN) Evaluation and Analysis. Industrial Park projects include the Pavement Treatment Project.

City Manager Darrel Pyle requested the consideration of an additional project for the construction of a new parking lot at Sixth Street and Phillips Street. Mr. Pyle also discussed the opportunity to develop a railroad grade separation plan at Grangeville. The consensus of the Council directed staff to develop a scope and budget amendment for a future agenda to develop a plan.

Parks and Recreation Commission requested that a carryover project for the addition to Hidden Valley Park be added to the CIP budget. The consensus of the Council was to not approve their request.

Mr. Camara also inquired for Council direction on adding a parking lot at Sixth Street and Phillips Street to the CIP. The consensus of the Council was to add it.

CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:

Mayor Mendes adjourned to closed session at 6:21 p.m.

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

Agency designated representatives: Darrel Pyle and Mario Zamora

Employee Organization:

Service Employees International Union Local 521 (S.E.I.U.)

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

Hanford Police Officers Association (HPOA)

Hanford Firefighters Local 3898, IAFF

Executive Management Employees Association (E.M.E.A.)

Agency designated representative: Bob Dowd

Unrepresented employee: City Manager

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Government Code Section 54956.9(d)(2)

Number of Potential Cases - 2

C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Government Code Section 54956.9(d)(4)

Number of Potential Cases - 1

7:00 PM CALL TO ORDER REGULAR SESSION:

Mayor Mendes called the regular meeting to order at 7:08 p.m.

ROLL CALL:

Attendee Name	Title	Status	Arrived
Russ Curry	Council Member	Present	5:17 PM
David Ayers	Council Member	Present	5:07 PM
Gary Pannett	Council Member	Present	5:20 PM
Francisco Ramirez	Vice Mayor	Present	5:25 PM
Justin Mendes	Mayor	Present	5:24 PM

INVOCATION:

Pastor Andrew Cromwell provided the invocation.

FLAG SALUTE:

Mayor Mendes led the flag salute.

CLOSED SESSION ACTION REPORT:

There was nothing to report.

RECOGNITIONS/PROCLAMATIONS:

PRESENTATION:

A. Women With Visions Unlimited

Paula Massey of Women With Visions Unlimited provided an overview of their organization and their accomplishments over the years. Brenda Randall discussed the need for additional programs to educate the youth and to improve their opportunities to succeed. Dr. Gail Croons wants to make sure they reach the students that are falling through the cracks due to possible learning disabilities. Ms. Massey stated that they have a financial need of \$14,488 to continue this program. They would like a response in the next couple of weeks.

STAFF COMMUNICATIONS:

Public Works Director Lou Camara reported on the water conservation efforts.

Police Chief Parker Sever commented on the accomplishments of the Explorers' recent competition in Las Vegas. He also discussed the results of the Measure K ballot.

Fire Chief Chris Ekk briefly commented on their recruitments and the interviews for the design-build team for Fire Station 3.

Parks & Recreation Director Craig Miller stated that Freedom Park should be open by July 1st. The Plunge is now open for the summer with various activities. There will be six concerts in the park this summer.

Finance Director Tom Dibble gave an update on the recruitments for their department.

PUBLIC COMMENT:

This is the time for citizens to comment on subject matters not on the agenda within the jurisdiction of the Hanford City Council or to comment on items listed under the Consent Calendar or to request an item from the Consent Calendar be pulled for discussion purposes. Comments related to General Business items or Public Hearing items will be heard at the time the item is discussed.

*A maximum of **five minutes** is allowed for each speaker. Please begin your comments by stating your name and providing your city of residence.*

Reverend Mark Curts of Adventist Health discussed his involvement with Women With Visions Unlimited and expressed his support of the Literacy Program. He encouraged the Council to support the Program.

Bob Ramos would like some funds to be directed to Women With Visions Unlimited. He would like the Council to deny the salary increase of the City Manager.

Joanne Doerter praised Mr. Pyle and the many economic improvements that have come to Hanford since he became the City Manager.

Noor Memon stated that he did not support Measure K or the construction of the new courthouse. He also stated that he wants something to be done with the Bastille.

Mickey Stoddard sought clarification on the Municipal Code on the duties of the Parks & Recreation Commission pertaining to parks and recreation programs. He discussed the designation of Hidden Valley Park as open space and that the Municipal Code prohibits cell towers in open space.

Craig Johnson, owner of Salmon's Furniture, commented on the failure of the public safety ballot measure. He would like the increase for the City Manager to be used for other employees.

Jack Willis discussed his opposition to the cell tower at Hidden Valley Park.

Kathleen Jorgensen commented on her opposition to the cell tower and expressed her love of Hidden Valley Park.

Chris Jordan spoke in support of Women With Visions Unlimited and the benefits of their program.

Jason Williams, a member of Eclampus Vitus, stated that their organization puts up plaques to identify historical locations. He would like to install a plaque to commemorate the City's 125th Birthday Celebration somewhere near Courthouse Square.

A citizen spoke in opposition to the cell tower in Hidden Valley Park.

Patricia Dickerson of Carnegie Museum provided an update on their activities.

Rob Bentley commented on the Council's Goals and Objectives and would like the expansion of Hidden Valley Park to remain a priority.

CONSENT CALENDAR:

Consent Calendar items are considered routine and will be enacted in one motion. There will be no separate discussion of these matters unless a request is made and then the item will be removed from the Consent Calendar to be discussed and voted upon by a separate motion.

Motion to approve the Consent Calendar except for the items pulled for separate consideration.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Gary Pannett, Council Member
SECONDER:	Francisco Ramirez, Vice Mayor
AYES:	Curry, Ayers, Pannett, Ramirez, Mendes

- A. City Clerk: Approve Minutes from the May 17, 2016 Meeting
- B. City Clerk: Approve Minutes from the May 18, 2016 Meeting
- C. City Clerk: Deny claim for damages and direct the City Clerk to send out notification of such to Frank Ghiglia.
- D. City Clerk: Deny claim for damages and direct the City Clerk to send out notification of such to Christine Plascencia.
- E. City Clerk: Deny claim for damages and direct the City Clerk to send out notification of such to Olga Diaz.

- F. Administration: Adopt Resolution 16-32-R approving a Labor Management Workers' Compensation Alternative Dispute Resolution Agreement Between the City of Hanford and the Hanford Police Officers' Association and Authorizing the City Manager to Execute the Agreement
- G. Administration: Adopt Resolution 16-33-R Approving Amendment to the Schedule of Part-Time Unrepresented Employee Wage Rates/Ranges
- H. Police: Approve the allocation of police impact fee funds in the amount of \$24,000.00 for enlargement of the armory.
- I. Public Works: Notice of Completion for the Downtown Street Light Painting Project
- J. Public Works: Notice of Completion for the Scott Street Basin Storm Drainage and Concrete Installation Project.
- K. Public Works: Notice of Completion for the Scott Street Basin Fencing Installation Project
- L. Public Works: Right of Way Dedication for Public Street Purposes – 11th Avenue at Houston Avenue
- M. Public Works: Award a Contract for FY 15/16 Cape Seal Treatment Project to VSS International
- N. Public Works: Award a Contract for FY 15/16 Slurry Seal Treatment Project to VSS International

ITEMS REMOVED FROM CONSENT CALENDAR:

1. City Clerk: Approve Minutes from the June 7, 2016 Meeting

Council Member Curry pulled this item to abstain since he was not at this meeting.

Motion to approve the minutes.

RESULT:	APPROVED [4 TO 0]
MOVER:	Gary Pannett, Council Member
SECONDER:	David Ayers, Council Member
AYES:	Ayers, Pannett, Ramirez, Mendes
ABSTAIN:	Curry

2. Finance: Warrant Register

Council Member Ayers pulled this item to note that his two reimbursements appear to be switched on the register, so that needs to be corrected. Motion to approve the item as amended.

RESULT:	APPROVED AS AMENDED [UNANIMOUS]
MOVER:	Russ Curry, Council Member
SECONDER:	Gary Pannett, Council Member
AYES:	Curry, Ayers, Pannett, Ramirez, Mendes

PUBLIC HEARINGS:

- A. Community Development: Appeal 2016-04, an appeal of the Planning Commission's denial of Appeal 2016-01 pertaining to the approval of Site Plan Review 2015-05, a proposal to construct a 2016 unit multi-family development in the RM-2 zone located on Centennial Drive and the Future Millennium Way and Mitigated Negative Declaration 2015-03.

Community Development Director Darlene Mata provided background information for the Council's review and consideration. Ms. Mata gave a summary of the appellants allegations and the staff's disagreeing positions.

Mayor Mendes opened the public comments of the public hearing at 8:31 p.m.

Robin Mattos submitted a petition to the City Clerk supporting their right to continue to use the pathway and trail and public access and egress across the Applicant's property. She also submitted a letter on behalf of a resident that lives near the project. Mussel Slough is a resource as a pathway and wants the developer to contribute back to the community by providing open space.

Tom Lang of Fresno spoke in favor of the trail to be a dedicated easement, so it is accessible to the public and to create a nice green space between the apartments and Walmart.

Renee Denado Nelson of Bakersfield commented on a bike trail in her area. She stated that the 2002 General Plan and Urban Water Management Plan does not address the drought and that issue needs to be addressed. She would like a tertiary treatment plant at this project. Managing open space and water is important.

Craig Breon of Visalia spoke in support of the pockets of open space and supports a trail.

Richard Harriman on behalf of HEAT and San Joaquin Valley Environmental Defense Center requested a conditional approval to include a protective trail and a prescriptive easement. They agree with staff that the Public Resources Code Section 21185.5 is not an issue. The City has the discretion to add conditions of approval and would like a 15 foot easement along the Slough. Mr. Harriman would like clarification on the fencing that will be used. He also stated that the property owner has an interest in Mussel Slough and that the public trust doctrine applies.

Jeff Reid on behalf of the property owner stated that there is no indication or evidence of an existing trail, therefore there is no substantial evidence showing any impact to a trail. They request that the project be approved as previously presented.

John Zumwalt on behalf of the property owner commented on the proposed fencing. The owner does not hold any title of the Mussel Slough land.

Richard Harriman clarified that they are not requesting access into the Slough, but above the Slough. He alleged that a prescriptive easement exists as the area is currently used by pedestrians.

Mayor Mendes closed the public comments of the public hearing at 9:04 p.m.

After a brief recess, staff responded to some of the public comments. Staff stated that the Slough will not be affected by the proposed project. Also, it is unknown whether a prescriptive easement exists. A trail could eventually be added where the maintenance easement is located and could extend out to 13th Avenue. There is no impact from the proposed project on the Mussel Slough in order to consider an easement on the private property. Police Chief Sever opposes the trail as it would lead to know where and will only add more problems to what already exist there. City Attorney Ty Mizote commented on the prescriptive easement claim and stated that the Council must identify findings for condition of approval based on environmental impact, and not just because it sounds like a good idea.

Staff responded to questions and comments by the Council.

Motion to approve Resolution 16-30-R denying Appeal 2016-04 and sustaining approval of Site Plan Review 2015-05 and certification of Mitigated Negative Declaration 2015-03.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	David Ayers, Council Member
SECONDER:	Gary Pannett, Council Member
AYES:	Curry, Ayers, Pannett, Ramirez, Mendes

B. Public Works: Continue public hearing and upon conclusion, approve Resolution 16-29-R adopting the 2015 Urban Water Management Plan.

Mayor Mendes opened the continued public hearing. Public Works Director Lou Camara briefly commented on the item. Motion to approve the Urban Water Management Plan.

RESULT:	APPROVED [4 TO 0]
MOVER:	David Ayers, Council Member
SECONDER:	Gary Pannett, Council Member
AYES:	Ayers, Pannett, Ramirez, Mendes
ABSTAIN:	Curry

C. Public Works: Approval of Resolution 16-28-R adopting proposed six year Capital Improvement Plan for fiscal years 2016 / 2017 through 2021 / 2022.

Public Works Director Lou Camara briefly commented on the proposed six year Capital Improvement Plan. Based on the direction during the Study Session, staff recommends amending the proposed CIP by adding the parking lot construction project at Sixth Street and Phillips Street.

Mayor Mendes opened the public comments for the public hearing at 9:32 p.m., and with no comments, closed the public comments at 9:32 p.m.

Motion to approve as amended.

RESULT:	APPROVED AS AMENDED [UNANIMOUS]
MOVER:	Gary Pannett, Council Member
SECONDER:	Francisco Ramirez, Vice Mayor
AYES:	Curry, Ayers, Pannett, Ramirez, Mendes

GENERAL BUSINESS:

A. Community Development: Adoption of Resolution 16-27-R, upholding Appeal 2016-02 and overruling the Planning Commission's approval of Conditional Use Permit 2016-01, a proposal to construct a 75-foot Verizon wireless telecommunication tower facility in the "PF" Public Facility Zone District, located on the Hidden Valley Park premises, 11th Avenue and Cortner Street (APN 008-360-006).

Community Development Director Darlene Mata stated that this resolution is to clarify the intent of the Council's actions taken at the May 17th meeting.

Motion to approve Resolution 16-27-R upholding Appeal 2016-02 and overruling the Planning Commission's approval of Conditional Use Permit 2016-01 based on the following findings:

1. That the document reflects the City of Hanford's independent judgment; and

2. That the decision is based on the full record of the proceedings, including any public testimony, comments and/or evidence submitted to the City of Hanford.

RESULT:	APPROVED [4 TO 1]
MOVER:	David Ayers, Council Member
SECONDER:	Francisco Ramirez, Vice Mayor
AYES:	Curry, Ayers, Pannett, Ramirez
NAYS:	Mendes

B. Administration: Budget for 125th Birthday Celebration

City Manager Darrel Pyle briefly commented on the requests by the Chamber of Commerce, Carnegie Museum, and Main Street Hanford to fund activities and events for the celebration. The Carnegie Museum submitted an amended request for \$4,750.

Council Member Pannett supported the requests as presented.

Council Member Curry did not support the requested budgets. He believes that Thursday Night Market and the Parks & Recreation Department always do a good job and does not see a need for the additional expense.

Council Member Ayers would prefer to limit the celebration to Thursday Night Market and not on multiple days. He would support an expansion of what is normally done in order to make it special.

Vice Mayor Ramirez supported the three requests, but wanted to keep it to the original proposals to keep it under \$10,000. He would like to celebrate the history of Hanford and not just throw a party.

Mayor Mendes is not in favor of the current proposals. He thought the direction was for the three organizations to collaborate, but instead three separate proposals were submitted.

Shellie Talbert of Main Street Hanford spoke on their past practice for the birthday celebration and their proposal was based on that. She was not able to attend the joint meeting since it was on a Thursday.

Rob Van Wagoner of Carnegie Museum spoke on their collaboration efforts with the Chamber, but the Chamber did not bring a proposal to the meeting so they were unable to discuss any details.

The consensus of the Council was to have a one day event and provide \$1,000 for each organization.

C. Police: Introduce and waive the first reading, and pass to a second reading Ordinance 16-05 to add Chapter 9.10 of the Hanford Municipal Code to add a Loud or Annoying Noises Ordinance, and to delete Section 9.040.40 relating to Music Boxes and Musical Instruments

Police Chief Parker Sever provided background information for the Council's review and consideration.

Motion to introduce and waive the first reading, and pass to a second reading Ordinance 16-05.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Gary Pannett, Council Member
SECONDER:	Francisco Ramirez, Vice Mayor
AYES:	Curry, Ayers, Pannett, Ramirez, Mendes

Mayor Mendes requested approval by the Council to extend the meeting past 10:00 p.m. The Council concurred to conclude the meeting by 10:30 p.m.

D. City Clerk: Adopt Resolution 16-31-R approving the City Council Handbook of Rules and Procedures

City Clerk Jennifer Gomez provided an overview of the Handbook and noted a few of the specific changes. Council Member Pannett stated that he would like to stay with Robert's Rules of Order. Council Member Ayers likes structure to meetings, but there can be some flexibility. Mayor Mendes commented that he read Rosenberg's Rules of Order and that is what they actually do, and it is what is recommended by the League of California Cities. Staff responded to questions and comments by the Council.

Motion to approve Resolution 16-31-R.

RESULT:	APPROVED [4 TO 1]
MOVER:	Russ Curry, Council Member
SECONDER:	David Ayers, Council Member
AYES:	Curry, Ayers, Ramirez, Mendes
NAYS:	Pannett

E. Administration: Consideration of Approving an Amended Employment Agreement Between the City Council and the City Manager at a Rate Equal to Local Labor Market Mean, as Established by the City Council, Plus 2% to remain constant through June 30, 2019

City Attorney Bob Dowd provided background information on the other agencies that salaries and compensation are compared to for all of the employees of the organization. Mr. Dowd explained the definition of "mean" for the total compensation. He discussed the amendments from 2014 and the proposed amendment. This agreement would be effective July 1st until June 30, 2019. Prior City Council's tried to set the goal to have mean plus 2% for total compensation for the employees. Based on the Classification & Compensation Study, the amount of total compensation based on mean without the 2% for the City Manager would be \$17,630 a month. A separation clause was modified from nine months to six months. A vehicle allowance of \$500 is included in the total compensation.

Motion to approve as amended for a total compensation based on mean in the amount of \$17,630, and a six month severance package, and a vehicle to be valued at \$500 per month.

RESULT:	APPROVED [3 TO 2]
MOVER:	Gary Pannett, Council Member
SECONDER:	Francisco Ramirez, Vice Mayor
AYES:	Pannett, Ramirez, Mendes
NAYS:	Curry, Ayers

F. Administration: Approve Cal-Card purchasing policy.

Police Chief Parker Sever provided background information and recommendations for the Council's review and consideration. Motion to approve the item as presented.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Gary Pannett, Council Member
SECONDER:	Francisco Ramirez, Vice Mayor
AYES:	Curry, Ayers, Pannett, Ramirez, Mendes

G. Administration: Accept the Final Report from Lyle Sumek Associates regarding the City Council's Goals & Objectives.

Motion to accept the report.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Francisco Ramirez, Vice Mayor
SECONDER:	David Ayers, Council Member
AYES:	Curry, Ayers, Pannett, Ramirez, Mendes

COUNCIL REPORTS/COMMENTS:

Council Member Curry requested that an item be placed on a future agenda regarding funding for Women with Visions Unlimited. Mr. Pyle stated that this can be discussed at the budget meeting and they will be invited to attend.

Council Member Ayers announced that a Japanese delegation will be here in October.

Council Member Pannett would like a future discussion on how requests by non-profit organizations for funding are handled. Mr. Pannett will be attending a presentation to KCAO in Sacramento to be recognized as a top non-profit organization by Assembly Member Rudy Salas.

ADJOURNMENT:

Mayor Mendes adjourned the meeting at 10:38 p.m.

Respectfully submitted,

Jennifer Gomez
City Clerk