

## MINUTES OF MENDOTA REGULAR CITY COUNCIL MEETING

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**Regular Meeting**                      **January 12, 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.**

**Invocation led by Jesus Sanchez from the Mendota First Baptist Church.**

### **FINALIZE THE AGENDA**

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

City Manager DiMaggio requested to add an item to the Consent Calendar due to its time sensitivity.

A motion was made by Councilor Riofrio to add an item to the Consent Calendar, seconded by Councilor Amador; unanimously approved (5 ayes).

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

### **CITIZENS ORAL AND WRITTEN PRESENTATIONS**

**Jaime Galvan (Employment Development Department)** – reported on the upcoming 13<sup>th</sup> Annual Farm Worker Appreciation Day including various donations that have been

received; numerous agencies that will be attending the event; the amount of individuals that are anticipated to attend; the event being held on January 29<sup>th</sup> from 9 a.m. – 2 p.m. at Gonzalez Dance Hall; and various ways that the event is being promoted.

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

1. Minutes of the Regular City Council meeting of December 8, 2015, the Special City Council meeting of December 14, 2015, and the Adjourned Special City Council meeting of December 16, 2015.
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 Amador to approve items 1 and 2, seconded by Mayor Pro Tem Valdez; approved (4 ayes, abstain: Valdez).

### **CONSENT CALENDAR**

1. DECEMBER 09, 2015 THROUGH DECEMBER 18, 2015  
WARRANT LIST CHECKS NO. 40311 THRU 40353  
TOTAL FOR COUNCIL APPROVAL = \$319,756.37
2. DECEMBER 28, 2015 THROUGH JANUARY 06, 2016  
WARRANT LIST CHECKS NO. 40354 THRU 40435  
TOTAL FOR COUNCIL APPROVAL = \$414,613.91
3. Council adopt **Resolution No. 16-01**, authorizing the City to enter into a professional services agreement with Provost and Pritchard for Federal Highway Administration Projects.
4. Council adopt **Resolution No. 16-02**, authorizing the use of public safety impact fee funds.

Discussion was held on fees that will be paid to CSJVRMA.

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

### **BUSINESS**

1. Receive presentation from Provost & Pritchard on the proposed roundabout at the intersection of Oller and Derrick Avenues.

Mayor Silva introduced the item City Engineer McGlasson reported that the Council previously requested that staff create an animation on how a traffic signal and a roundabout would operate at the intersection of Oller and Derrick Avenues; the

animation was created based on the traffic peak hour at the intersection during the year 2030; having to reroute Oller Street in order to create either a roundabout or a traffic signal; the amount of traffic lanes that will be needed to develop an appropriate traffic signal; acquiring land from surrounding properties to develop either option; and the level of service that Caltrans requires the City to meet.

Discussion was held on having John Liu from Caltrans attend a future City Council meeting to discuss the issue; Caltrans favoring to develop a roundabout at the intersection; Caltrans having discretion to develop a roundabout since the intersection includes two state highways; and the amount of funding that is needed to develop a traffic signal at the intersection.

City Engineer McGlasson reported that the roundabout will be developed to also accommodate large vehicles; the basic elements of a roundabout; the importance of having a correctly engineered roundabout to avoid accidents; and the amount of funding currently available for the project.

Discussion was held on the basic elements of a roundabout; the possibility of semi-trailer trucks causing accidents if they do not maneuver through the roundabout correctly; the possibility of utilizing the CMAQ grant to fund a traffic signal; ways that the surrounding businesses will be affected; future commercial land that will be created when the project is developed; costs that will be associated with maintaining a traffic signal should the Council decide to move forward with developing a traffic signal; low maintenance costs associated with a roundabout; safety issues related to a roundabout; the increased safety of pedestrians in a roundabout; and roundabouts in different cities in Fresno County.

A motion was made in favor of a roundabout and to direct staff to move forward with develop a design of a roundabout at the intersection of Oller and Derrick Avenues by Mayor Pro Tem Valdez, seconded by Councilor Riofrio; approved (3 ayes, no: Castro and Silva).

Discussion was held on acquiring surrounding land to develop a roundabout; having John Liu from Caltrans attend a future City Council meeting to discuss the issue; having a public hearing on the item in the future; and ways that emergency vehicles can be affected by the roundabout.

## **DEPARTMENT REPORTS AND INFORMATIONAL ITEMS**

1. Code Enforcement
  - a) Monthly Report

Planning & Economic Development Manager Flood summarized the report including that the Code Enforcement Department is collaborating with the Police Department to ensure that homeless individuals are not inhabiting properties and Code Enforcement Officers are contacting property owners in regards to maintaining weeds on their

properties.

Discussion was held on when individuals are required to obtain an amplified music permit; the need to communicate accordingly with the public about obtaining amplified music permits; Code Enforcement officers ensuring that individuals have an amplified music permits when applicable; officers verifying that DJ's have a business license (7:08 p.m. Mayor Pro Tem Valdez left the Council Chambers); staff amending the noise ordinance in the zoning code so that standards can be created; the importance of the zoning ordinance to comply with the General Plan; individuals selling food illegally out of their homes; and Mr. Michael Rodriguez applying for a variance (7:10 p.m. Mayor Pro Tem Valdez returned to the Council Chambers).

2. Police Department  
a) Monthly Report

Discussion was held on an increase of individuals drinking in public; increase of individuals driving without a license or with a suspended license; instances when vehicles will not be towed when the driver has a suspended license; a case in which a female victim was stabbed; the suspect of the case still at large; a decrease of auto thefts; a recently created police department Facebook page; police department personnel update; new vehicles that were acquired; developing a neighborhood watch program in the future; and the City's position on the legalization of marijuana.

3. City Attorney  
a) Update

City Attorney Kinsey thanked the Council for the opportunity to serve as City Attorney; reported on working with staff to update the zoning ordinance; the Medical Marijuana Regulation and Safety Act which provides state licensing system; the act is going to preserve local control and it is not intended to displace zoning and police power authority of local governments; the different options that the City has in regards to the issue; the possibility of the City moving forward with the same stance that Fresno County has taken; meeting with staff in regards to the issue to make sure that the City complies with state law; reported on AB 2 which provides the opportunity for local government to create Community Revitalization and Investment Authorities which are similar to previous Redevelopment Agencies; the restrictions that are associated with developing Community Revitalization and Investment Authorities; investigating whether the City can participate; and bringing back a recommendation to the Council at a future meeting.

Discussion was held on school districts not being able to participate in the authorities; flooding issues in Mendota; and an injunction that was inacted in the 1980s.

5. City Manager

City Manager DiMaggio reported on an upcoming Planning Commission meeting which

will be held on January 19<sup>th</sup>; a JPA meeting regarding Prop 1 funding that he will be attending to discuss the fees that each jurisdiction needs to pay to the JPA; staff moving forward with amending the noise ordinance; and an item that will be on the January 26<sup>th</sup> Council meeting in regards to an appeal to staff's decision on not allowing the transfer of an ABC license.

Discussion was held on the status of the city-wide street light retrofit; the upcoming Groundbreaking Ceremony for McDonald's and AutoZone which will be held on January 20<sup>th</sup>; the status of the tertiary treatment project at the Wastewater Treatment Plant; the status of the development of the new Catholic Church; and the possibility of repairing the well at Pool Park.

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

1. Council Member(s)  
Council reports

Mayor Pro Tem Valdez inquired as to adjusting the timer of the lights of the basketball courts at Rojas-Pierce Park and explained the importance of proper treatment of the American flag by City employees.

Councilor Amador thanked staff for providing him a list of leased City-owned properties.

Councilor Castro inquired as to the possibility of acquiring more vehicles.

2. Mayor

Mayor Silva inquired as to recognizing community members at future Council meetings.

### **CLOSED SESSION**

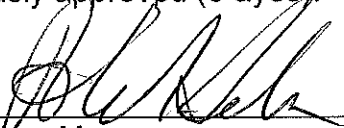
1. PUBLIC EMPLOYEE APPOINTMENT  
Title: City Attorney  
Government Code § 54957 (b) (1)

At 8:08 p.m. the Council moved into closed session.

At 8:42 p.m. the Council reconvened in open session and City Manager DiMaggio reported that in regards to item 1 of the closed session, Council gave the City Manager direction to amend the salary schedule of the Public Works Director.

**ADJOURNMENT**

With no more business to be brought before the Council, a motion for adjournment was made at 8:43 p.m. by Mayor Pro Tem Valdez, seconded by Councilor Amador; unanimously approved (5 ayes).

  
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Robert Silva, Mayor

ATTEST:

  
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Matt Flood, City Clerk

