

Minutes of the Study Session of the  
LEMOORE CITY COUNCIL  
February 5, 2013

ATTENDANCE:

Mayor Siegel; Mayor Pro Tem Wynne; Council Members Gordon, Neal; City Manager Britz; City Attorney Behrens; Police Chief Laws; Public Works Director Wlaschin; Parks and Recreation Director Simonson; Project Manager Holwell; Finance Director Silva; Superintendent Greenlee; Analyst Apone; City Engineer Tow; Assistant City Engineer Jacobs; City Clerk Baley

ARRIVED LATE:

Council Member Rodarmel arrived at 4:54 p.m.

PUBLIC COMMENT:

Brenda Martin, Downtown Merchants Association Coordinator, addressed the Council concerning a miscommunication and requested that the holiday banners be replaced with spring banners as soon as possible.

DISCUSSION – PUBLIC WORKS PROJECTS – BIDDING PROCEDURES:

Spoke:

Harry Tow, City Engineer, Quad Knopf

David Jacobs, City Engineer, Quad Knopf

DISCUSSION – PARTICIPATION – EMPLOYMENT RISK MANAGEMENT AUTHORITY PROGRAM:

Council directed staff to research competitive programs and return with a Report and Recommendation.

PRESENTATION – LEAGUE OF CALIFORNIA CITIES – ADVOCACY STRATEGIES TO EXPAND AND PROTECT LOCAL CONTROL:

Spoke:

Hilary Baird, League of California Cities Representative, introduced herself to the newly elected Council Members and provided information about the League. She began the discussion by presenting the Leagues Strategic Advocacy Recommendations.

CLOSED SESSION PUBLIC COMMENT:

There was no comment.

ADJOURN TO LEMOORE CITY COUNCIL CLOSED SESSION:

At 6:34 p.m., the Council adjourned to closed session regarding real property negotiations, labor negotiations and initiation of litigation. There was no announcement.

ADJOURNMENT: At 7:26 p.m., Council adjourned to the Regular Meeting.

Minutes of the Regular Meeting of the  
LEMOORE CITY COUNCIL  
February 5, 2013

MEETING CALLED TO ORDER:

At 7:30 p.m. the meeting was called to order.

ATTENDANCE:

Mayor Siegel; Mayor Pro Tem Wynne; Council Members Gordon, Neal, Rodarmel; City Manager Britz; City Attorney Behrens; Police Chief Laws; Public Works Director Wlaschin; Parks and Recreation Director Simonson; Project Manager Holwell; Finance Director Silva; City Engineer Tow; Assistant City Engineer Jacobs; City Clerk Baley.

PUBLIC COMMENT:

Kathleen Elias expressed concern regarding the quality of the water in Cimmaron Park.

Justin Mendes, Field Director for Congressman Valadao, introduced himself to the Council and the public.

CONSENT CALENDAR:

Item 3A Approval – Minutes – Regular Meeting – January 15, 2013; Item C Report and Recommendation – Dues – League of California Cities; Item D Approval – Agreement – Street Improvements – McDonald’s Restaurant – Giannola Management were pulled for separate consideration.

It was moved by Council Member Gordon, seconded by Council Member Rodarmel, and carried that the Council approve the following Consent Calendar:

- B. Approval – Warrant Register – 12-13 – January 3, 2013
- E. Approval – Warrant Register – 12-13 – January 11, 2013

Ayes: Gordon, Rodarmel, Wynne, Siegel          Absent: Neal

APPROVAL – MINUTES – REGULAR MEETING – JANUARY 15, 2013:

It was moved by Mayor Siegel, seconded by Council Member Wynne and carried that the Council approve the Minutes of the Regular Meeting January 15, 2013.

Ayes: Siegel, Wynne, Gordon, Neal, Rodarmel

REPORT AND RECOMMENDATION – DUES – LEAGUE OF CALIFORNIA CITIES:

It was moved by Council Member Gordon, seconded by Council Member Rodarmel and carried that the Council approve a budget adjustment in the amount of \$734.00 for the League of California Cities Surcharge.

Ayes: Gordon, Rodarmel, Neal, Wynne, Siegel

APPROVAL – AGREEMENT – STREET IMPROVEMENTS – MCDONALD’S RESTAURANT – GIANNOLA MANAGEMENT:

It was moved by Council Member Rodarmel, seconded by Council Member Gordon and carried that the Council approve the agreement with Giannola Management and authorize the City Manager to sign.

Ayes: Rodarmel, Gordon, Neal, Wynne, Siegel

REPORT AND RECOMMENDATION – BID AWARD – CNG MAINTENANCE FACILITY:

It was moved by Council Member Rodarmel to approve the bid, seconded by Mayor Pro Tem Wynne. Motion failed for lack of majority vote.

Ayes: Rodarmel, Wynne                      Noes: Gordon, Neal, Siegel

Council directed staff to bring the project back in 9 months.

REPORT AND RECOMMENDATION – RESOLUTION # 2013-01 – SUPPORT OF AMENDMENT NO. 02 TO THE UNITED STATES CONSTITUTION:

Spoke:  
Tyler Braaten expressed support for the Resolution.

Fred Manahan informed Council that the Constitution would not have been accepted without the first 10 Amendments.

William Siegel said that the Resolution would not be a statement to oppose Senator Feinstein’s Bill if that is the intent.

It was moved by Council Member Rodarmel, seconded by Mayor Siegel and carried that the Council approve the execution of Resolution # 2013-01 supporting Amendment No. 2 to the United States Constitution.

Ayes: Rodarmel, Wynne, Siegel

Noes: Gordon, Neal

REPORT AND RECOMMENDATION – FIRST READING – ORDINANCE # 2013-01 - AMENDING SECTION 7-11-1 A1 OF THE LEMOORE MUNICIPAL CODE – PERMITTING AIR GUNS AT DESIGNATED FACILITIES AND CLARIFYING RULES REGARDING FIREARMS:

Spoke:

Tyler Braaten expressed opposition for any language in the Municipal Code that attempts to inhibit citizens from protecting themselves.

It was moved by Council Member Gordon, seconded by Council Member Rodarmel and carried by Council to wave the first reading of Ordinance # 2013-01 as recommended and pass it to a second reading.

Ayes: Gordon, Neal, Rodarmel, Wynne, Siegel

REPORT AND RECOMMENDATION – ADOPTION – REVISIONS TO THE CITY MISSION STATEMENT, GOALS AND OBJECTIVES:

Spoke:

Tyler Braaten objected to raising taxes and asked for clarification of the term 'Raising Tax Revenue'. He also expressed his desire to hear less about services and protection and more about personal and economic liberties and decreasing taxes.

Dave Brown said regulations are put into place to protect citizens and are needed to enforce the safety of the community.

Roman Benitez said that City Manager has done a wonderful job balancing the budget and that the City has been fortunate to have great leadership thus far. He is concerned that the quest to bring new businesses to Lemoore may overshadow the type of businesses Lemoore needs. He asked that the Council focus on the quality of businesses it reaches out to rather than quantity. He also asked Council to mention the City's relationship with the Naval Air Station in its Goals and Objectives.

Doug Verboon, District 3, Kings County Board of Supervisors, suggested filling voids that will create a sustainable City while keeping the small town atmosphere. He also suggested that Council recognize that the County and the City of Lemoore works with the Navy through the Joint Land Use Study in its Goals and Objectives.

It was moved by Council Member Gordon, seconded by Mayor Pro Tem Wynne and carried by Council to postpone adoption of the revisions and bring them back as a discussion item during the next Study Session as well as an action item on the next Regular City Council Meeting Agenda.

Ayes: Gordon, Neal, Rodarmel, Wynne, Siegel

**REPORT AND RECOMMENDATION – SUCCESSOR AGENCY RECOGNIZED OBLIGATION PAYMENT SCHEDULE – JULY-DECEMBER 2013 (ROPS 13-14A):**

It was moved by Council Member Gordon, seconded by Mayor Pro Tem Wynne to direct staff to present the July-December 2013 (ROPS 13-14A) to the Lemoore Oversight Board for approval and direct staff to present to the Department of Finance by March 1, 2013.

Ayes: Gordon, Wynne, Neal, Rodarmel, Siegel

**APPROVAL – WARRANT REGISTER – SUCCESSOR AGENCY PURSUANT TO ENFORCEABLE OBLIGATION PAYMENT SCHEDULE:**

It was moved by Council Member Rodarmel, seconded by Mayor Pro Tem Wynne and carried by Council to approve the Enforceable Obligation Payment Schedule as amended.

Ayes: Rodarmel, Wynne, Gordon, Neal, Siegel

**DEPARTMENT/CITY MANAGER REPORTS:**

Parks and Recreation Director Simonson reported that the Recreation Guides have been sent to residents.

City Manager Britz reported he, Dale Bacigalupi from Lozano Smith, Caleb Roope from Cinnamon Villas Pacific West Communities and his Legal Council attended a Meet and Confer with the Department of Finance.

Mr. Britz also attended the City Manager Department Meeting for the League of California Cities in San Francisco January 30<sup>th</sup> -February 1<sup>st</sup>.

The transition to electronic agendas was discussed briefly. Council directed staff to print the February 19<sup>th</sup> agenda.

**COUNCIL REPORTS AND REQUESTS FOR INFORMATION:**

Council Member Gordon asked for assistance with his iPad.

Council Member Rodarmel expressed his concern with lawn companies that blow leaves and clippings to the middle of the street. He also asked that the odorous water on the north side of town be addressed.

Mayor Pro Tem Wynne thanked Public Works Director Wlaschin for the tour of the City wells and irrigation systems

Mayor Siegel asked that Council address the payment of services for the 40 “G” Street Electrical Upgrade Project.

It was moved by Council Member Gordon, seconded by Mayor Pro Tem Wynne and carried by Council to add Emergency Item 13.5 – Closed Session Conference with Legal Council – Significant Exposure to Litigation – Pursuant to Government Code Section 54956.9, Case: One.

CLOSED SESSION PUBLIC COMMENT:

Spoke:

Tyler Braaton questioned the details of Closed Session Item 13.1 – Conference with Real Property Negotiators and asked for clarification as to why it was not a regular session item.

ADJOURN TO CLOSED SESSION:

At 9:56 p.m. Council Adjourned to Closed Session.

AJOURNMENT:

At 10:55 p.m. Council adjourned to Regular Meeting.

ANNOUNCEMENT:

It was announced that during Closed Session, the Council determined that it would adjust the City-Paid portion of the health insurance premium for unrepresented, management employees from 60% to 70% effective the February 2013 payroll period.

ADJOURNMENT:

At 10:56 p.m. the meeting adjourned.

Full digital audio recording is available.

Approved the 19th day of February, 2013.

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William M. Siegel, Jr., Mayor

Attest:

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Kristie R. Baley, City Clerk