

Minutes of the Regular Meeting of the
LEMOORE CITY COUNCIL
December 18, 2012

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 Attorney Behrens; Police Chief Laws; Planning Director Smyth; Public Works Director Wlaschin; Parks and Recreation Director Simonson; Project Manager Holwell; Finance Director Silva; Superintendent Greenlee; City Clerk Baley.

ARRIVED LATE: City Manager Britz arrived at 7:53 p.m.

PUBLIC COMMENT:

Mike Evans, 9181 Highway 41, thanked the City for the Public Works projects it contracted with Stoney's Sand and Gravel, and CenCal Paving in 2012. He also expressed how fortunate the City is to have such dedicated, professional staff within its Public Works Department.

Council Member Rodarmel commented that it was the competitive bid that got Stoney's and CenCal the contracts.

CONSENT CALENDAR:

Item 4A Minutes – Special Meeting – Ethics Training Webinar – December 4, 2012 was pulled for separate consideration.

It was moved by Council Member Rodarmel, seconded by Council Member Gordon, and carried that the Council approve the following Consent Calendar with "Officers" changed to "Sergeants" on page one of 4B:

- B. Approval – Minutes – Regular Meeting – December 4, 2012
- C. Approval – Warrant Register 12-13 – December 13, 2012

Ayes: Rodarmel, Gordon, Neal, Wynne

Did Not Vote: Siegel

It was moved by Council Member Rodarmel, seconded by Mayor Pro Tem Wynne, and carried that the Council approve Item 4A – Special Meeting – Ethics Training Webinar – December 4, 2012 with "Full digital audio available" removed.

Ayes: Rodarmel, Wynne, Neal, Siegel

Abstain: Gordon

REPORT AND RECOMMENDATION - PUBLIC HEARING – RESOLUTION 2012-37 – WOODSIDE HOMES – DESIGNS FOR SECOND PHASE – DAVANTE VILLAS:

Letter: William Wallace, 705 Patriot Place opposing two story homes

Spoke: John Pelasa, 1021 Columbus Way expressed support for Woodside Homes – Davante Villas

Spoke: Vern Sandall, 393 W. Spring Lane expressed support for Woodside Homes – Davante Villas

Spoke: Chris Williams, Woodside Homes

It was moved by Council Member Gordon, seconded by Council Member Rodarmel, and carried that the Council approve Resolution 2012-37 – Woodside Homes – Designs for Second Phase – Davante Villas with the word “avoid” in Item 6 to be made plural.

Ayes: Gordon, Rodarmel, Neal, Wynne, Siegel

REPORT AND RECOMMENDATION – APPOINTMENT PARKS AND RECREATION COMMISSION:

Mayor Siegel appointed Vernon Sandall, Jack Wilderson, Chris Lehn, and Dustin Fuller to the Parks and Recreation Commission with the consensus of all Council Members.

REPORT AND RECOMMENDATION – APPOINTMENT – PLANNING COMMISSION:

Mayor Siegel appointed David Brown and Calvin Monreal to the Planning Commission with the consensus of all Council Members.

REPORT AND RECOMMENDATION – COUNCIL MEMBER APPOINTMENTS TO BOARDS AND COMMISSIONS:

Council Member Rodarmel was re-appointed the Principal Representative for Kings County Area Public Transit Authority, Mayor Siegel was appointed the Alternate Representative.

Council Member Neal was appointed the Principal Representative for Kings Community Action Organization, Mayor Pro Tem Wynne was appointed the Alternate Representative.

Council Member Gordon was appointed Principal Representative for Kings County Association of Governments, Mayor Pro Tem Wynne was appointed Alternate Representative.

Mayor Siegel was re-appointed Principal Representative for Kings County Emergency Shelter and Food Committee, Council Member Gordon was appointed Alternate Representative.

Council Member Rodarmel was re-appointed Principal Representative for the Kings Waste Recycling Joint Powers Authority Board; Mayor Siegel was re-appointed Alternate Representative.

Council Member Gordon was re-appointed Principal Representative for the Kings Economic Development Committee; Mayor Pro Tem Wynne was appointed Alternate Representative.

Council Member Rodarmel was appointed Principal Representative for the Oversight Board for the Successor Agency to the Former Redevelopment Agency; Mayor Pro Tem Wynne was appointed the Alternate Representative.

Council Member Gordon was re-appointed Principal Representative for the Kings County Commission on Aging; Council Member Neal was appointed Alternate Representative.

Council Member Rodarmel and Mayor Siegel were re-appointed Principal Representatives for the Indian Gaming Local Benefit Committee; Mayor Pro Tem Wynne was appointed Alternate Representative.

Council Member Rodarmel was appointed Principal Representative for the Lemoore Economic Development Committee; Council Member Gordon was appointed Alternate Representative.

Mayor Pro Tem Wynne was appointed Principal Representative for the Cross Valley Rail Corridor Joint Powers Authority; Mayor Siegel was appointed Alternate Representative.

Council Member Rodarmel was appointed Principal Representative for the Kings Area Disaster Council; Council Member Neal was appointed Alternate Representative.

Council Member Rodarmel was re-appointed Principal Representative for the LVFD Qualification Review Committee; Mayor Siegel was re-appointed Alternate Representative.

Council Member Neal was appointed Principal Representative for the Kings County Gang Awareness Advisory Committee; Council Member Rodarmel was appointed Alternate Representative.

Mayor Siegel was appointed Principal Representative for the San Joaquin Valley Air Quality control Board Special Selection Committee; Mayor Pro Tem Wynne was appointed Alternate Representative.

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

It was moved by Council Member Rodarmel, seconded by Council Member Gordon, and carried that the Council approve the Warrant Register.

Ayes: Rodarmel, Gordon, Neal, Wynne, Siege

DEPARTMENT/CITY MANAGER REPORTS:

City Manager Britz informed Council and the Public that the street sweeper caught on fire during use Tuesday, December 18, 2012 and experienced a considerable amount of damage. No one was hurt.

City Manager Britz informed Council that he would be meeting with the City Engineer and Caltrans Wednesday, December 19, 2012 concerning the Cedar Lane alignment.

COUNCIL REPORTS AND REQUESTS FOR INFORMATION:

Council Member Gordon expressed appreciation to City Staff from the Maintenance Division proactively cleaning storm drain on the north side of “D” Street last week so that citizens could get out of vehicles without getting shoes wet.

Council Member Neal expressed appreciation to David Wlaschin for showing him the City wells and discussing the water process with him. He also expressed concern for what appears to be PG&E electrical boxes with broken latches at Heritage Park and other locations, leaving wires exposed to the public.

Council Member Rodarmel asked if there is a need to recruit Police Officers due to the recent resignation of Officer Cody. City Manager Britz explained that recruitment is already in process due to the hiring grant that was recently awarded and it will also be used to replace Officer Cody.

Council Member Rodarmel asked for an update on the 19th Avenue Overpass Project. City Manager Britz explained that the City recently had a phone conference with Caltrans and they have awarded the project, but a start date has not yet been set. The City is working on the relocation of utilities including storm drain. Caltrans will not begin the project during the rainy season. There will be an event to kick it off and Council will be invited to attend.

Council Member Rodarmel questioned whether or not smoke shops are able to sell bongos and if this decision is made by Council. Mayor Siegel asked if there is an ordinance. Britz explained that an existing business may sell

bongs if it is a smoke shop. New smoke shops are subject to Conditional Use Permit regulations. The Planning Commission approves CUPs.

Council Member Rodarmel expressed interest in supporting the Second Amendment. After a brief discussion, Mayor Siegel asked that Rodarmel work with the City Manager to bring his interests back to Council in the form of a Proclamation or consider a letter to the state at a later date.

Mayor Siegel mentioned that he will be unable to attend the Special Meeting tentatively scheduled and that the meeting will be rescheduled.

CLOSED SESSION PUBLIC COMMENT:

Roman Benetiz, 1022 Prosperity Ave congratulated the newly elected and re-elected Council Members and added that although he is also a supporter of the Second Amendment; Council Member Rodarmel's comments in support of the Second Amendment were inappropriate at this time of crisis. Mr. Benetiz went on to reminded Council that the Navy, City of Lemoore, Kings and Fresno Counties recently participated in the completion of a Joint Land Use Study and that two Lemoore City Council Members were on that panel. He added that there is still a partnership with the Navy and that the group will meet again when the Draft Environmental Impact Report is complete. Mayor Siegel asked when that might be, but Mr. Benetiz did not have a timeframe.

ADJOURN TO LEMOORE CITY COUNCIL CLOSED SESSION:

At 8:35 p.m., the Council adjourned to closed session regarding initiation of litigation and labor negotiations.

RECONVENE CITY COUNCIL MEETING:

At 9:51 p.m. the meeting reconvened.

ANNOUNCEMENT:

City Attorney Behrens stated that he had been directed by the Council to pursue litigation against the State of California Department of Finance regarding their decisions following Meet and Confer on items related to the Due Diligence Review and the Recognized Obligation Payment Schedule.

ADJOURNMENT:

At 9:52 p.m. the meeting adjourned.

Full digital audio recording is available.

Approved the 15th day of January, 2013.

William M. Siegel Jr., Mayor

Attest:

Kristie R. Baley, City Clerk