

Minutes of the Study Session of the  
LEMOORE CITY COUNCIL  
May 7, 2013

**MEETING CALLED TO ORDER:**

At 5:30 p.m. the meeting was called to order.

**ATTENDANCE:**

Mayor Siegel; Mayor Pro Tem Wynne; Council Members Gordon, Neal; Acting City Manager/Police Chief Laws; City Attorney Avedisian; Public Works Director Wlaschin; Parks and Recreation Director Simonson; Finance Director Silva; Project Manager Holwell; Administrative Analyst Prichard; City Clerk Baley

**ARRIVED LATE:** Council Member Rodarmel arrived at 5:34 p.m.

**PUBLIC COMMENT:**

Alejandro Clark of KCDC Kings Community Development Corporation introduced the firm as a non-profit organization that assists with housing and community development areas dealing with the State of California HUD and CDBG grant programs.

Carol Dias requested that in addition to APN numbers, property addresses also be added to future agendas. Mayor Siegel asked that staff comply.

**DISCUSSION:**

Analyst Prichard briefed Council on the City's history and philosophy of Master User Fees and Development Impact Fees and requested that Council offer staff guidance on the continuation of both.

Paul Quiring of Montrio Capital Partners requested that the City compare the Eastside and Westside fee structures and offer impact fee relief from a portion of the fees currently required for CUP 2012-01.

Mayor Siegel instructed staff to add CUP 2012-01 to the next agenda as an action item.

Tim Palmquest, representing 90 acres north and west of West Hills College, also showed concern for the Eastside and Westside fee structures. He asked that Council direct staff to review the Westside Impact Fees with respect to the less aggressive growth pattern that the City is experiencing and recommended that the City consider scaling back the infrastructure requirements in that area.

Council requested that staff return with fee comparisons in August; after 2013/2014 budget has been adopted.

**CLOSED SESSION PUBLIC COMMENT:**

There was no comment.

**ADJOURN TO LEMOORE CITY COUNCIL CLOSED SESSION:**

At 6:33 p.m., the Council adjourned to closed session regarding labor negotiations.

**ADJOURNMENT:** At 7:06 p.m., Council adjourned to the Regular Meeting.

Minutes of the Regular Meeting of the  
LEMOORE CITY COUNCIL  
May 7, 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; Acting City Manager/Police Chief Laws; City Attorney Avedisian; Public Works Director Wlaschin; Parks and Recreation Director Simonson; Finance Director Silva; Project Manager Holwell; Administrative Analyst Apone; Administrative Analyst Prichard; City Clerk Baley

**ANNOUNCEMENT:**

It was moved by Council Member Rodarmel, seconded by Council Member Wynne to add Item 5G – Street Closure to the Consent Calendar.

Ayes: Rodarmel, Wynne, Gordon, Neal, Siegel

**PRESENTATION:**

Christine King of Excellence Medical Group, Inc. raised money selling t-shirts and presented the Senior Center with a check for \$1,500.00. Richard Rea accepted the donation on the behalf of the Lemoore Senior Center.

**PROCLAMATION:**

Mayor Siegel proclaimed May 19<sup>th</sup> through May 25<sup>th</sup> as National Public Works Week.

Public Works Director Wlaschin thanked employees for their hard work and dedication.

PUBLIC COMMENT:

Commissioner David Brown resigned from the Lemoore Planning Commission.

Christine Dickman expressed concern for the cost saving measures recommended on the agenda and asked that Council hear the voice of the public prior to making staff cutbacks.

Elizabeth Smith expressed thanks to the Public Works Department and added that the Week of May 5<sup>th</sup> through 11<sup>th</sup> is National Nurses Week.

Syd Smyth expressed his opinion for the quality of workmanship of a City Manager Recruitment flyer that was provided to his wife.

Scott Goodrich expressed concern for the recent actions of the City Council. He disagreed with the Council's decision to ask for the resignation of the City Manager at an expense of \$180,000.00 as well as the proposed cost saving cutbacks.

Brad Johns offered information concerning available grants that may offer a solution to the City's water issues.

Diane Brown expressed concern for the recent actions of the City Council leading to the City Manager's abrupt resignation and the financial ramifications that it caused. She disagreed with the recent decisions made by the Mayor.

Council Member Gordon defended his decision regarding the resignation of the City Manager.

Dave Costa showed disappointment in the forced resignation of the City Manager.

Stretch Derouin declared that the City Manager had an open door policy and showed disappointment in the manner in which the City Council asked that he resign. He expressed concern that the public was not informed prior to the forced resignation.

Scott Goodrich asked that the severance pay package included in the previous City Manager contract be omitted from the next contract.

Al Cotner voiced disappointment in the manner in which the City Manager was asked to resign.

Mayor Siegel defended the method in which the release of the City Manager was carried out.

Dan Le Roy expressed his concern for the forced resignation of the City Manager and requested a copy of the City Manager's contract.

CONSENT CALENDAR:

It was moved by Council Member Gordon, seconded by Mayor Pro Tem Wynne, and carried that the Council approve the following Consent Calendar.

- A. Approval – Minutes – Regular Meeting – April 16, 2013
- B. Approval – Warrant Register 12-13 – May 2, 2013
- C. Approval – Authorization to Bid – Safe Routes to School Project
- D. Approval – Audited Financial Statements and Additional Information for the Lemoore Golf Course and a Single Audit Report
- E. Approval – Resolution No. 2013-08 – Adoption of the National Incident Management System (NIMS)
- F. Approval – Amendment to Strategic Investment Policy – Change in the City Treasurer – Resolution 2013-09 Accepting City Investment Policy
- G. Approval – Street Closure – May 17, 2013 – Downtown Street Party

Ayes: Gordon, Wynne, Neal, Rodarmel, Siegel

REPORT AND RECOMMENDATION – REVIEW OF 2013-2014 PROPOSED DEPARTMENT BUDGETS BY REVIEW COMMITTEE AND APPROVAL OF THE RECOMMENDED COST SAVING MEASURES:

Mayor Siegel introduced the Budget Committee Members and presented the department budgets proposed by the Budget Review Committee and recommended cost saving measures.

Council Member Neal requested a copy of the proposed budget.

PUBLIC COMMENT – COST SAVING MEASURES:

Syd Smyth expressed opposition.

Edward Neal excused himself for a moment and returned shortly thereafter.

Christine Dickman voiced her concern for the recommendations.

Susan Stone asked for information concerning General Fund Reserves.

Brenda Randall expressed opposition and requested that Council review the recommendation further before taking action.

John Ince expressed opposition and requested that Council review the recommendation further before taking action.

Dave Costa expressed opposition and requested that Council review the recommendation further before taking action.

Carrie Risk expressed opposition.

Angie Le Roy expressed opposition.

Connie Wlaschin questioned the financial decisions recently made by Council and expressed opposition for the proposed cost saving measures.

Gloria Hobbs expressed opposition for the sudden elimination of the Planning Department and staff.

Vernon Sandall expressed opposition for the elimination of the Planning Department.

Diane Brown expressed opposition and concern for the manner in which decisions are being made.

Dave Brown expressed concern for the recent decisions of the Council. He stated that City Council may have violated the Brown Act.

Nancy Corona Blum expressed opposition for the sudden elimination of the Code Enforcement Officer position and briefed Council on alternative cost saving measures. She requested that Council reconsider the elimination of both departments.

Roman Benitez voiced concern and asked that Council show restraint.

**RECESS:**

Mayor Siegel called a recess at 10:17 p.m.

**RECONVENE TO REGULAR MEETING:**

At 10:32 p.m. the meeting reconvened.

**PUBLIC COMMENT – COST SAVING MEASURES – CONTINUED:**

Myeisha Wormley provided information concerning the Boys and Girls Club.

Holly Smyth provided a PowerPoint presentation in opposition of the recommended cost saving measures.

Don Warkentin requested that Council allow the new City Manager to review all City Departments and bring forth a recommendation prior to making a decision.

Mayor Siegel closed Public Comment at 11:03 p.m.

**ANNOUNCEMENT:**

Chief Laws announced that he was contacted by Leticia Johnson from the Community Development Block Grant Program notifying him that the Planning Technical Assistance Grant application submitted on April 11, 2013 had been denied because the City failed to approve the Single Audit Report by April 12, 2013.

REPORT AND RECOMMENDATION – REVIEW OF 2013-2014 PROPOSED DEPARTMENT BUDGETS BY REVIEW COMMITTEE AND APPROVAL OF THE RECOMMENDED COST SAVING MEASURES CONTINUED:

Council Member Gordon and Council Member Rodarmel commented on the cost saving measures being recommended.

It was moved by Council Member Gordon, seconded by Mayor Pro Tem Wynne, and carried that the Council to approve the immediate elimination of the Planning Department including all staff, and that the Acting City Manager immediately begin implementing the staffing transfers necessary.

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

It was moved by Council Member Gordon, seconded by Mayor Pro Tem Wynne, and carried that the Council to approve the immediate elimination the position of the Code Enforcement Officer, and that Acting City Manager immediately begin implementing the staffing transfers necessary.

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

PUBLIC HEARING – CONTINUATION – CHEVRON ENERGY SOLUTIONS SOLAR PROJECT – ENERGY SERVICE CONTRACT – FACILITY FINANCING CONTRACT – INCURRANCE OF DEBT:

Mayor Pro Tem announced that she would have to abstain because she owns property within 500 feet of the project and excused herself from the room.

Analyst Apone presented the Council with the Energy Services proposal and funding information. She briefed the public concerning savings the project would bring to the City over a 30 year period and presented Council Members with a recommendation.

PUBLIC COMMENT – ENERGY SERVICE CONTRACT – FACILITY FINANCING CONTRACT – CONTINUED:

Mayor Siegel announced the continuation of Public Comment on both items.

Holly Smyth expressed concern about the West Side panels that are proposed to run in a north/south direction.

Al Cotner asked that solar panel glaring be discussed prior to approving the project.

Ashu Jain of Chevron Energy Solutions addressed the concerns presented by the public.

Mayor Siegel closed Public Comment on both items.

It was moved by Council Member Gordon, seconded by Council Member Rodarmel, and carried that the Council approve Resolution #2013-10 approving the Energy Services Contract with Chevron and authorizing the Mayor and/or Acting City Manager to execute the contract.

Ayes: Gordon, Rodarmel, Neal, Wynne, Siegel

It was moved by Council Member Gordon, seconded by Council Member Rodarmel, and carried that the Council to approve Resolution #2013-11 approving the contracts for the Loan Agreement with Pinnacle Public Finance and authorizing the Mayor and/or Acting City Manager to execute the contracts.

Ayes: Gordon, Rodarmel, Neal, Wynne, Siegel

#### REPORT AND RECOMMENDATION – CEDAR LANE EXTENSION:

David Jacobs of Quad Knopf informed Council that there was a document recorded in 1968 stipulating the proposed Cedar Lane alignment Option 1 as the preferred alignment. He said that a physical survey has not been completed so the actual property lines are not known at this time. The alignments presented to Council thus far are preliminary. Actual Impacts to the properties are not known at this time. Mr. Jacobs discussed how the extension of Cedar Lane would affect Lemoore Avenue and provided detailed information for proposed alignment options 1, 2 and 3 individually.

#### PUBLIC COMMENT:

Timothy Webster SR. expressed concern for the mature cypress trees along his back fence and asked if a sewer system and sidewalks are proposed.

David Jacobs explained that a field survey is needed to address the questions concerning the impact to properties.

Michael Montalbano opposed all three options due to the intersection between Larish Street and Highway 198.

Connie Wlaschin questioned why the City is proposing to open Cedar Lane to Lemoore Avenue.

Timothy Webster stated the City should consider other options for example, Larish Street.

Jim Grantham asked if relocation and rental income compensation will be provided to property owners.

James Jones informed the Council that he owns three of the eleven properties that will be affected. He had spent a considerable amount of money to improve those properties and was concerned about the loss that he would incur.

Karen Schwarzenbach stated that she had been told two or three weeks ago that the project had been tabled due to lack of funding. She attends the church owned by James Jones and asked the Council to consider the money that he had already spent on the property.

David Jacobs recommended that Council direct the City Engineer to conduct a traffic study to address the issues that may arise in the area over the next 20 years.

During Public Comment, Council directed David Jacobs to move forward with the traffic study.

Mayor Siegel, with the support of the Council, tabled the item and asked the public to submit their concerns by contacting Council Members prior to the traffic study.

The Public was informed that the City Engineer would present a report during the Study Session in late June or July and that the property owners affected would be given notice of the date when it becomes known.

**APPROVAL – WARRANT REGISTER – SUCCESSOR AGENCY PURSUANT 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, Siegel

**DEPARTMENT/CITY MANAGER REPORTS:**

There were no reports.

**COUNCIL REPORTS AND REQUESTS FOR INFORMATION:**

There were no reports or requests for information.

**ADJOURNMENT:**

At 12:39 a.m. the meeting adjourned.

Approved the 21<sup>ST</sup> day of May, 2013.

Full digital audio recording is available.

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William M. Siegel, Jr., Mayor

Attest:

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Kristie R. Baley, City Clerk