

CITY COUNCIL MEETING MINUTES

TUESDAY, DECEMBER 10, 2013

1. CALL TO ORDER – Called to order by Mayor Dhaliwal at 6:04 P.M.

ROLL CALL AND DECLARATION OF QUORUM -

Amarpreet Dhaliwal	Present
Julia Hernandez	Present
Abel Lua	Present
Mary Reynaga	Present
Betty Vallejo	Absent

Staff present was: Hilda Cantu Montoy, City Attorney, Cruz Ramos, City Manager; and Diana Brooks, City Clerk.

Guests present were: See Attached List

2. APPROVAL OF AGENDA –

Motion: Councilmember Lua moved to approve the agenda as presented. The motion was seconded by Mayor Pro Tem Hernandez and approved by the following vote: 4 Ayes, 1 Absent (Vallejo)

3. ANNUAL REORGANIZATION –

3.1 Election of Mayor –

Motion: Councilmember Reynaga nominated Amarpreet Dhaliwal as Mayor. The motion was seconded by Councilmember Lua and approved by the following vote: 4 Ayes, 1 Absent (Vallejo)

3.2 Election of Mayor Pro Tem –

Motion: Councilmember Lua nominated Julia Hernandez as Mayor Pro Tem. The motion was seconded by Mayor Dhaliwal and approved by the following vote: 4 Ayes, 1 Absent (Vallejo)

3.3 Appointment of Representatives to Various Boards, Agencies, Committees (RMA, COG, Cable) – Consensus of the city council to not to authorize any representative changes and have them remain the same.

4. PUBLIC COMMENTS(s) – There were no public comments.

5. CONSENT CALENDAR -

- A. Approval of Minutes: Meeting Minutes of November 12, 2013 –
- B. Approval- Warrant Check #'s 44514-44602 –

Motion: Mayor Pro Tem Hernandez moved to approve the consent calendar as presented. The motion was seconded by Councilmember Lua and approved by the following vote: 4 Ayes, 1 Absent (Vallejo)

6. SHERIFF REPORT – Sheriff report was presented by Deputy Adrian Villegas – Informational Only

7. Report and Recommendation – Waive second reading and adopt **Ordinance No. 13-106** an Ordinance Of The City Of San Joaquin Adding Section 35.09 To Chapter 35 Of Title III Of The City Of San Joaquin Municipal Relating To Exceptions For Contracts Involving Other Public Agencies –

Motion: Mayor Pro Tem Hernandez moved to Waive the second reading and adopt Ordinance No. 13-106 an Ordinance of The City of San Joaquin Adding Section 35.09 to Chapter 35 of Title III of The City of San Joaquin Municipal Relating to Exceptions For Contracts Involving Other Public Agencies. The motion was seconded by Councilmember Lua and approved by the following vote: 4 Ayes, 1 Absent (Vallejo)

8. Report and Recommendation – Waive second reading and adopt **Ordinance No. 13-107** an Ordinance of The City of San Joaquin Relating to Signatures in Lieu of Mayor’s Signature –

Motion: Councilmember Lua moved to approve Waive second reading and adopt Ordinance No. 13-107 an Ordinance of The City of San Joaquin Relating to Signatures in Lieu of Mayor’s Signature. The motion was seconded by Mayor Pro Tem Hernandez and approved by the following vote: 4 Ayes, 1 Absent (Vallejo)

9. Report and Recommendation - Consider adoption of **Resolution No. 13-31** Authorizing Banks to Honor Checks and Warrants When Bearing Certain Signatures of City Officials and Rescinding All Conflicting Resolutions –

Motion: Councilmember Lua moved to adoption of Resolution No. 13-31 Authorizing Banks to Honor Checks and Warrants When Bearing Certain Signatures of City Officials and Rescinding All Conflicting Resolutions. The motion was seconded by Mayor Pro Tem Hernandez and approved by the following vote: 4 Ayes, 1 Absent (Vallejo)

10. Report and Recommendation – Consideration and approval of USDA Loan documents for the construction of Water Well #6 -

Motion: Mayor Pro Tem Hernandez moved to approve the USDA Loan documents for the construction of Water Well #6 in the amount of \$1,064,950.00. The motion was seconded by Councilmember Lua and approved by the following vote: 4 Ayes, 1 Absent (Vallejo)

11. Report and Recommendation – Consideration and approval of Amendment # 8 to Fresno Council of Governments Joint Powers Agreement –

Motion: Mayor Pro Tem Hernandez moved to approve Amendment # 8 to Fresno Council of Governments Joint Powers Agreement. The motion was seconded by Councilmember Lua and approved by the following vote: 4 Ayes, 1 Absent (Vallejo)

12. Report and Recommendation - Authorize City Manager to make expenditure of \$800.00 for yearend certificates of appreciation -

Motion: Councilmember Reynaga moved to approve expenditure of \$800.00 for yearend certificates of appreciation. The motion was seconded by Mayor Pro Tem Hernandez and approved by the following vote: 4 Ayes, 1 Absent (Vallejo)

13. CLOSED SESSION –

(A) CLOSED SESSION pursuant to Government Code Section 54957
Public Employment Evaluation
Title: City Manager

(B) CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: 8720 Main Street; APN 033-101-27

City Negotiator: Cruz Ramos

Negotiating Parties: City of San Joaquin and Keith Freitas/Phan Thien Thi

Under Negotiation: Price, terms of payment

**City Clerk announced the closed session items to be discussed are item 13 (A) and 13 (B).
Went into closed session at 6:42 P.M. Came out of closed session at 7:23 P.M.**

(A) Mayor announced a positive evaluation for the City Manager.

(B) No Reportable Action

14. Report and Recommendation- Consider and approve Fourth Amendment to Employment Agreement of City Manager effective July 1, 2013, to reinstate pre-Amendment No. 2 Language Authorizing COLA in same way as for all employees with COLA grant effective on November 22, 2013 –

Motion: Councilmember Lua moved to approve Fourth Amendment to Employment Agreement of City Manager effective July 1, 2013, to reinstate pre-Amendment No. 2 Language Authorizing COLA in same way as for all employees with COLA grant effective on November 22, 2013. The motion was seconded by Councilmember Reynaga and approved by the following vote: 4 Ayes, 1 Absent (Vallejo)

15. Report and Recommendation – Approve cost of living adjustment for City Manager in same amount as other employees received in July 2013 with the effective date of November 22, 2013 –
Item #15 - Void

16. Department/City Manager Reports – Informational Only

17. City Attorney Items –

Report and Recommendation – Review and discussion regarding Change to Brown Act Effective January 1, 2014 – Informational Only

18. Council Report and Requests for Information – No Items

19. Adjourn Meeting –

Motion: Councilmember Lua moved to adjourn the meeting at 7:45 P.M. The motion was seconded by Councilmember Reynaga and approved by the following vote: 4 Ayes, 1 Absent (Vallejo)