

**SAN JOAQUIN CITY COUNCIL MEETING MINUTES
APRIL 12, 2016**

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

ROLL CALL AND DECLARATION OF QUORUM -

Amarpreet Dhaliwal	Absent-Arrived 6:07 p.m.
Julia Hernandez	Present
Abel Lua	Present
Jose Ornelas	Present
Betty Vallejo	Present

Staff present was: Hilda Cantu Montoy, City Attorney; and Lupe Estrada, Deputy City Clerk.

2. APPROVAL OF AGENDA –

Motion: Councilmember Vallejo moved to approve the agenda as presented. The motion was seconded by Councilmember Lua and approved by the following vote: 5 Ayes.

3. CONSENT CALENDAR –

- A. Approval of Minutes: City Council Meeting Minutes of March 8, 2016 –
- B. Approval - Warrant #'s 46945-47019 –
- C. Review and approved Resolution No. 2016-23 for the initiation of Proceedings for the Annual Levy of Assessments for the Assessment District No. 92.3 Lighting and Landscape and Maintenance District.

Motion: Councilmember Vallejo moved to approve the consent calendar as presented. The motion was seconded by Councilmember Lua and approved by the following vote: 5 Ayes.

4. SHERIFF REPORT – Deputy Richard Avalos presented the Sheriff Report – Informational Only

5. PUBLIC HEARING – 6:12 p.m.

- A. Public Hearing Regarding Commitment of CDBG Program Income and other Funds to a PI Waiver Project:

- 1. Consideration and approval of **Resolution 2016-22** Recommending City Council to approve the Commitment of CDBG Program Income and Other Funds to a PI Waiver Project. There was no public comments.

Motion: Mayor ProTem Dhaliwal moved to approve the Commitment of CDBG PI and Other Funds to a PI Waiver projects. The motion was seconded by Councilmember Vallejo and approved by the following vote: 5 Ayes.

2. Consideration and approval of revision of the Housing Element Rehabilitation Guidelines and approval of Resolution No. 2016-13. Approving Revision of the Housing Element Rehabilitation Guidelines.
3. Consideration and approval to waive second reading and approve Ordinance No. 2016-01 regarding Cottage Food Operation. Zoning ordinance amendment will allow individuals to prepare and/or package certain non-potentially hazardous foods in private-home kitchens referred to as “cottage for operations” (CFO’s) and provides for issuance of nondiscretionary permits.

Motion: Mayor ProTem Dhaliwal moved to approve and waived second reading of Ordinance No. 201-16 regarding the Cottage Food Operation (CFO’s). The motion was seconded by Councilmember Lua and approved by the following vote: 5 Ayes

4. Continuing Hearing of March 8, 2016 Considering and approve of Resolution No. 2016-08 approving an Agreement with and Authorizing the City Manager Executing Power Purchase Agreements with Sustainable Capital Finance, Inc. for the Financing of Installation Operation and Maintenance of Solar Power Projects on Specified City Facilities and Site.

Motion: Councilmember Ornelas moved to approve the City Manager to Execute the Power Purchase Agreement with Sustainable Capital Finance, Inc. for the Financing of Installation Operation and Maintenance of Solar Power Projects on Specified City Facilities and Sites with Option #3????????? The motion was second by Councilmember Lua and approved by the following vote: 5 Ayes

6. CITY MANAGER/DEPARTMENT REPORT –

Deputy City Clerk informed the Council City Staff, Lupe Estrada, Grants Coordinator, Stan Bulla, Building Inspector/Code Enforcement and Mario Gouveia, City Engineer met with Steve Gill concerning the 3 parcels’ attached to Well No. 5 which the City is currently working on obtaining a ownership of the parcels for the proposed Water Tank, future Treatment plant and installation of Solar Power Panels. Mr. Gill informed City Staff, he is willing to trade with the City’s own parcels adjacent to his property. Further action will be brought to the Council for their approval.

7. OLD BUSINESS -

- A. Report and Recommendation –Received Report from California Consulting on Work Performed for the City to Date: discussion and determination regarding continuing or

termination of Agreement with California Consulting- A member of California Consulting was supposed have been present at said meeting but did not show.

Motion: Mayor Pro Tem recommended to table this item and directed staff to contact California in a final attempt to allow the representative to present their Annual Report, failure to be present can result in Contract Termination. The motion was second by Councilmember Lua and approved by the following vote: 5 Ayes.

- B. **Report and Recommendation-** Consider and approve San Joaquin Jaguars Youth Football to sell Fireworks at Los Amigos 8768 8th Street Starting June 28th to July 4th 2016

Motion: Councilmember Ornelas moved to approve San Joaquin Jaguars Youth Football to sell Fireworks at Los Amigos 8768 8th Street Starting June 28th to July 4th 2016. The motion was seconded by Councilmember Vallejo and approved by the following vote: 5 Ayes.

- C. **Report and Recommendation-** Review and approval of **Resolution No. 2016-20** Authorizing Banks to Honor Checks and Warrants when Bearing Certain Signatures of the Officials and Rescinding all Conflicting Resolution.

Motion: Councilmember Vallejo moved to approve Resolution No. 2016-20 Authorizing Banks to Honor Checks and Warrants When Bearing Certain Signatures of the Officials and Rescinding all Conflicting Resolution. The Motion was second by Mayor ProTem Dhaliwal and approved by the following vote: 5 Ayes.

- D. **Report and Recommendation-** Review and approval of Resolution No. 2016-21 Supporting AB1012- A State Law to Secure the Efficiency of Transportation Funding and Implementing a Timely Use of the Federal/State Funding Under the Federal Surface Transportation Act for the Following Projects; Colorado & Main Street Intersection Rehabilitation; Manning Avenue Reconstruction.

Motion: Councilmember Ornelas moved to approve Resolution No. 2016-21 Supporting AB1012- A State Law to Secure the Efficiency of Transportation Funding and Implementation a Timely Use of the Federal/State Funding Under the Federal Surface Transportation Act for the Following Projects; Colorado & Main Street Intersection Rehabilitation; Manning Avenue Reconstruction. The motion was second by Councilmember Vallejo and the approved by the following vote: 5 Ayes

- E. **Consideration and approval** to introduce and waive first reading and approve **Ordinance No. 2016-102** Regarding Amending Section 34.21 (C) of Chapter 34 of the San Joaquin Municipal Code Relating to the Rate of Sale Tax.

Motion: Councilmember Ornelas moved to approve Ordinance No. 2016-102 regarding Amending Section 34.21 () of Chapter 34 of the San Joaquin Municipal Code Relating to the Rate of Sale Tax. The motion was second by Councilmember Vallejo and approved by the following vote: 5 Ayes

9. RECONVENE TO CITY COUNCIL MEETING- 7:53 P.M.

10. PUBLIC FORUM-

- Gregorio Silva asking about when are the Water Meters going to be installed he is aware that the State is mandating all Cities to have Water Meters installed by a certain date, and if the City does not install the water meters by the state give date, the Residents will be stuck paying the fines and most of the residents do not have any additional funding to be paying finds when the City should have complied with the state give dates.
- Christina Covarrubia, asking about when is the City going to be installing sidewalks on Main Street, it is such a small section she has been asking the City to install sidewalks in that location since 1983 and the City keeps telling her that there are not funding for that area but she want to let the Council know that she has a very inviting tree and kids often jump through her tree and she is afraid one day someone is going to get hurt and be sued because they do not have any sidewalk to walk on. Christina urge the council to consider applying for funding and when applying the city should include that section to beautify Main Street.

11. CITY ATTORNEY REPORT-

No reports

12. COUNCILMEMBER COMMUNICATION/ANNOUNCEMENTS/AGENDA ITEMS-

A. Review and Discuss regarding Councilmember Ornelas request to rearrange agenda to relocate Public Forum to the beginning of the meeting and direction to staff regarding amendment to Rules of Procedures-

1. Councilmember Ornelas is requested to move Public Forum to either the front of the Agenda or somewhere in the middle, councilmember Ornelas feels it's not fair for the residents to have to sit through the entire meeting and might not have any opportunity to state their complaints/comments due to the Closed Session items. Councilmember Ornelas has had clients informed him that they have been wanting to attend the meeting but were told they will have to wait to the very end to state their comments/concerns

Mayor Hernandez recommended Public Forum be moved to the middle of the after City Manager's report and before City Manager's report.

Motion: Councilmember Vallejo moved to bring this item back with Resolution approval to relocate Public Forum to after City Manager's report. The motion was second by Councilmember Lua and approved by the following vote: 5 Ayes.

2. Councilmember Lua informed council he has been approached by city staff complaining that public works employees do not know who to go to, employees feel they don't have and direction and are very confused, Councilmember Lua is requesting that a Public Works Organizational Chart be provided by 4/12/16 so that everyone is cleared who is their immediate supervisors' when he used to work for the City there was an Organizational Chart provided to him.
 3. Councilmember Vallejo is requesting an update regarding weed abatements and code enforcement. Councilmember has noticed there are a lot empty lots with dry weeds putting the areas at risk for a fire endangering the surrounding properties.
 4. Leticia Rodriguez, regarding the Sidewalk on Main Street in front of her business the concrete is lifting and city staff often cleans around there and over looks the lifted concrete she is worried someone is going to trip and fall and she will be the one that gets hit with a lawsuit. Would like for the City to look into it as soon as possible.
13. CLOSED SESSION- 8:15 p.m.

Pursuant to Government Code 54957
Public Employ/Appointment
Title: Interim City Manager

Back from Closed Session- 8:55 p.m. No Reportable Actions.

14. ADJOURNED- 9:15

Motion: Councilmember Lua moved to adjourn the meeting at 9:15 PM. The motion was seconded by Councilmember Ornelas and approved by the following votes: 5 Ayes.