

Minutes
AMENDED
CITY COUNCIL/SUCCESSOR
AGENCY/PUBLIC FINANCE AUTHORITY
MEETING AGENDA
December 18, 2014

1. CALL TO ORDER

City Council Meeting Minutes of December 18, 2014.

Mayor Garcia called the Council Meeting of 12/18/14 to order at 7:00 PM..

Present: City Manager Rene Ramirez, City Attorney David Wolfe, HR Director Marissa Trejo , Finance Director Mari Jimenez, Police Chief Cal Minor, Fire Chief Steve Henry, Assistant Community Development Director Sean Brewer, Senior Administrative Analyst Mercedes Garcia, Sergeant Darren Blevins, Detective Manny Boulos and other City employees.

Others present:

City Clerk Wanda Earls
City Treasurer Olga Keough

1. Pledge of Allegiance

Mayor Garcia lead the Council and audience in the Pledge of Allegiance.

2. Changes to the Agenda

City Manager, Rene Ramirez announced Item 7 is removed from Consent Calendar and that Mr. Moses Stites, General Manager is here to speak in reference to the Fresno County Rural Transit Agency MOU.

2. AWARDS, PRESENTATIONS, APPOINTMENTS AND PROCLAMATIONS

1. Mid Valley Disposal - 3rd Quarter Newsletter

3rd Quarter Report from Mid Valley Disposal:

Recycling Education in Schools
3rd Quarter Site Visits
Attended Coalinga Farmer's Market on August 13, 2014

2014 3rd Quarter Tonnage from Community Clean-up:

Trash	22.06 Tons
E-Waste	1.94 Tons
Green Waste	9.39 Tons
Tires	10.4 Tons

Total Diversion 50%

3. CITIZEN COMMENTS

None

4. PUBLIC HEARINGS

1. Public Hearing and Consideration of a Ten Year Contract Extension with Mid Valley Disposal for Solid Waste Services; adopt Resolution No. 3665 Which Amends and Restates the Solid Waste Collection, Transportation and Disposal Services Franchise including a Revised Rate Schedule; and Authorize the City Manager to Execute the Contract

Rene A. Ramirez, City Manager

The tape in cassette number one would not record. Mr. Glen Mitchell diagnosed the problem and cassette number two was used. Unfortunately, the situation was not repaired prior to this public hearing so this text was taken from the Staff Report:

City Manager Rene Ramirez reported:

The Council's direction from November was that City staff and MVD representatives would sit down to discuss terms.

The contract, for the most part, has worked well and therefore the focus was on updating definitions and a few service levels brought up by staff. MVD representatives did bring forth a desire to adjust fees for the first time in 10 years. Exhibit A (attached as file MVD Agreement Exhibit A) illustrates MVD's current fee structure and a rate increase proposed for July 1, 2015 and July 1, 2016. For residential customers, MVD is proposing two 4% rate adjustments, while for non-residential customers the adjustments proposed are 7% in 2015 and 5% in 2016. As with the current contract, the new contract would allow MVD an annual rate adjustment that is tied to a consumer price index. One of the stated purposes for the rate adjustment is to support the financing to comply with state law and address the diversion of a re-defined organic waste stream that will include food wastes and constructing infrastructure to address the new organics regulations. Synthesizing the 38 page contract to highlights, these particular terms stand out:

- Contract term extended until June 30, 2026;
- Amended customer rate definition to cap any rate increase after July 1, 2017 to a consumer price index or 5% whichever is less;
- MVD may request a rate increase for extraordinary circumstances subject to demonstrating burden from extraordinary circumstances to the Council;
- Revised definition for organic waste;
- Revised description of MVD ownership;
- Performance bond requirement increased from \$50,000 to \$150,000, or the approximate value of one month's billing;
- MVD to provide free solid waste services for up to six (6) City sponsored events annually up from the current two to three events;
- MVD to provide twice annual community clean-up events compared to only one in current contract (they have been providing two annual events for some time now);
- Green waste generated from City grounds and facilities will be taken directly to MVD Transfer Station at 1255 W. Elm for diversion with no charge to City versus current process where green waste is dropped onto ground and loaded by City staff into MVD roll-off bin at Corp Yard;
- MVD to haul off and dispose of City street sweeping material at no cost to City;
- For non-residential customers that request it, MVD will clean bins;
- For residential customers, MVD will replace or swap out containers up to one-time per year upon request;
- MVD will continue to prepare all necessary regulatory reports to state on behalf of City;
- MVD will continue to provide community outreach on ways to divert waste at schools and community events; and
- Though it has never been an issue, the current and proposed contract allows the City to take over service should MVD fail to provide service over a 72-hour period that is not a force-majeure matter.

On tape:

Mr. Joe Kalpakoff:

He only has one thing to point out and then he will answer questions. We are adding a whole new program to the City of Coalinga. With that organics claim within the Contract you will no longer have to put just green waste in the container because we are putting a full food waste program into play. The residents will be able to put food scrapes in their green container. It will reduce the landfill and increase our diversion. It is part of that food waste green waste mix and it will be taken to their new facility they are currently building in Kerman. It will be processed there.

They had the opportunity to do a CPI for the City of Coalinga in the last ten years and they choose not to do that. The rates have stayed steady for the past ten years. They are proud of that.

Council Member Lander asked for cost in dollars and cents for the residential increase.

Mr. Kalpakoff said the initial costs is from \$22.65 to \$23.56 or \$.90 (cents).

Council Member Oxborrow said what he is hearing from you is that this is basically to cover the extra green waste.

Mr. Kalpakoff said it includes outreach, education, basically all of it. They will do a community blast probably in June prior to the first increase in July 2015. It will take a while for residents to adjust so education is a large portion of that and transportation to Kerman.

Mayor Garcia opened and closed the public hearing receiving no comments..

*Motion to Approve Ten Year Contract Extension for Mid Valley Disposal and Adopt Resolution No. 3665 (Exhibit A and B) Made by Council Member Lander, Seconded by Mayor Pro-tem Keough. Motion **Approved** by a Roll-call (5/0) Vote: Lander, Keough, Oxborrow, Ramsey, Garcia.*

5. CONSENT CALENDAR

*Motion to Approve Consent Calendar Items 1, 2, 3, 4, 5, 6, 8, 9, 10, 11 and 12 Made by Council Member Ramsey. Seconded by Council Member Lander. Motion **Approved** by a Roll-call (5/0) Vote: Ramsey, Lander, Oxborrow, Keough, Garcia.*

1. Minutes-November 6, 2014
2. Check Register: 10/01/2014 - 10/31/2014
3. Monthly Treasurer's Report - October 2014
4. Community Water Use Update – October 2014
5. Adopt Resolution 3664 Compensation and Reimbursement Practice for the Members of the Coalinga Fire Department and the City when Participating in Mutual Aid Activities
6. Amendment to the Memorandum of Understanding Between The City of Coalinga and The International Association of Firefighters, AFL-CIO, Local 2305
7. Approve a Two Year Contract with Health Wise Medical Waste to Safely Dispose of Needles and Syringes Collected by the Police Department at a Cost of \$1,800 per Year

Pulled from Consent.

8. Fresno County Rural Transit Memorandum of Understanding for Safety and Security Services to be Provided by the Coalinga Police Department

Mr. Moses Stites, General Manager of Fresno County Rural Transit Agency is present tonight and is here to address the Council.

Unfortunately, the cassette recorder malfunctioned and was not available to record the majority of Mr. Sites presentation.

From the tape:

Council Member Vosburg said he has a question. He indicated this is the one item he wanted to pull because of not being familiar with the subject. It appears our Police Department is going to be taking care of the responsibilities that the federal government is saying the Transit Authority has to do to insure that everybody is safe. Is that what this is all about?

Mr. Stites said it is not a "have to" it is a direction and guidance by the Federal Transit Administration. To answer your point, more specifically, a lot of the urbanized areas like San Francisco Bart and other major cities have their own police departments within those departments. This is more a guidance and direction and we, at the agency and the board of directors thought (you do have a representative, Council Member Lander is on it) it would be the best interest to implement a program like this. It is really a pilot program that we are implementing. There is no other one in the rural areas of the country. There is a program, pretty much, in every urbanized area and we just thought it would be good to partnership with the rural communities that we serve.

Council Member Vosburg said his concern is if someone gets hurt on the bus and transit service says, "Well, Coalinga PD made that check." As far as we know, it is based on what the PD says. Wouldn't that then put the City under some liability for something happening on the transit bus because we are making that call? That is his concern.

Mr. Stites said we have availability to your police department as well as the CHP or any other law enforcement. It is a federal crime to assault the bus driver. There are certain precautions and laws that regulate some of those actions. Occasionally, we do call the PD or CHP because we do have some passengers that may have some behavior that is not acceptable with our Zero Tolerance Program. It really doesn't change anything, this is more a collaboration with your police department as well as with all the other twelve incorporated cities.

Those are good points taken and know that there is no liability with your police department or the City. It is the mere presence of law enforcement and all they are doing is boarding the vehicle to make a visual observation and to, maybe, say "Hello" to the driver. Obviously, if they see somebody intoxicated lying in the aisle of the bus, that would be a normal course of their police action or enforcement authority.

Council Member Vosburg asked if they signed something, a weekly log, etc. and saying "Yes, I have visually inspected it and I know it is safe." Our City is not doing something like that? We might need some legal advise on that, too. It seems to him that a police officer comes onto a bus, and it is their weekly duty to say if it is safe or not safe for passengers. After the police officer leaves and he gets stabbed or something, why couldn't I go to the City and sue them.

City Attorney David Wolfe said he concurs with what Mr. Stites says, all they are doing is making a visual observation, they are not inspecting the bus and are not responsible for that bus. It is just the police are here and it is a very, very narrow rule. They not being required to perform inspections, etc. The way it is structured it is very minimal and that the police are here. If a crime occurs in the City of Coalinga that is the responsibility of the police department because that is their normal responsibility. He is okay with this

and he does not see any additional liability for the City.

Council Member Vosburg said this is not a check list of items to detect anything. He just wants to be sure because anytime we invite something like this we could be inviting the liability by chance. That is his only concern,

Mr. Stites said the vehicles are inspected by the Motor Carriers Division out at the CHP and they have a very pinpointed check list and also a check on the driver records. Again, they are not going to be stopping the vehicle when it is in motion, it is strictly when the vehicle is parked there and, again, it is to provide the presence of law enforcement. It is not necessary to walk up and down the isle or anything like that just to provide that visual presence of law enforcement and availability.

Thank you! If you have other questions, he will be happy to answer any follow-up questions.

Council Member Ramsey said this is just like a cop walking in the area of downtown and walking into the business and saying "Hello" and turning around and walking out.

Mr. Stites said the \$2600. is only a drop in the bucket. We can't pay the PD or City enough. It is a demonstration program and a start and he is hoping to work with your police department and others to apply for additional funding down the road. He has already gotten volunteers from the other cities with the police chief and departments to actually use the buses for training. This is really being proactive because if we ever do have an occurrence, on a bus, the police department will have a schematic of the bus and will know where the emergency shut-off points are. This is just being proactive. It is very similar to the police department's having blueprints or site plans of the schools so they know where the exits are, etc., and where all the buildings are located. Hopefully, we can conduct some training with them and possibly get some additional funding for your specific police department. Maybe we can interact some more and use this as a training and expand on it.

9. City Council authorizing the City Manager to execute a contract for services with I&I Property Management to provide Association Management Services for the City EDA buildings located in Coalinga Plaza
10. Consideration of Resolution No 3662, Declaring the Claremont Custody Facility (APN 070-040-17ST) as Surplus Property so the City can Sell Property, if Desired
11. Adoption of Resolution No. 3661 Authorizing the Mayor to Execute Interim Renewal Contract No. 4 with the USBR for Continued Water Service from the San Luis Unit and Delta Division
12. Authorization to File the Notice of Completion for the New Palmer Reservoir

6. ORDINANCE PRESENTATION, DISCUSSION AND POTENTIAL ACTION ITEMS

1. Adoption of Resolution No. 3663 Accepting and Approving the Election Results from the November 4, 2014 Consolidated General Election

Rene A. Ramirez, City Manager

City Manager Rene Ramirez said this to certify the election and the elected officials. We received the information from the County Clerk's Office indicating that the November 4th Election is complete. We have two new council members to be sworn in, Steve Raine and Nathan Vosburg. Also, incumbent Ron Ramsey. We are asking the Council to adopt the Resolution which will certify the results and it is, also, a part of Measure P which was the utility tax measure which did not pass because it required a simple majority vote getting only 20% of the vote.

The action certifies and at that point it may be time for the Council to swear in the new council members.

We have plaques for the outgoing council members and as you step down you are welcomed to say something.

Motion to Accept and Approve 2014 Election Results of the November 4, 2014 Consolidated General Election and Approve Resolution No. 3663 Made by Council Member Lander, Seconded by Mayor Pro-tem Keough. Motion Approved by a Roll-call (5/0) Vote: Lander, Keough, Oxborrow, Ramsey, Garcia.

2. Council Reorganization

Rene A. Ramirez, City Manager

Mayor Pro-tem Keough presented plaques of appreciation to the two outgoing council members:

Council Member Mike Oxborrow in appreciated for your eight years of outstanding service to the City of Coalinga from 2006 to 2014 presented by the Coalinga City Council on December 18, 2014.

Council Member Tony Garcia in appreciation for your eight years of outstanding service to the City of Coalinga from 2006 to 2014 presented by the Coalinga City Council on December 18, 2014.

Council Member Oxborrow said he wants to thank everybody. It has been a short eight years. It goes by fast when you are up here. He thinks in the past eight years, they have left the City in a little better condition than when we took over. He knows the City staff is, probably, some of the finest the City has every seen. It has been a pressure working with each of you. He wants to remind the new council that it can get a little tense and some people can be a little irrational at times, he has been known to be once or twice Just remember being a council member your job is to organize the appplecart and not upset it. He wishes you all the best of luck and he knows each of you will do a fine job.

Council Member Lander said to former council members Mike Oxborrow and Tony Garcia before you get away he just wants to express his appreciation to the two of you and how much he has enjoyed working with each of you. We have been through the good, the bad and the ugly. You accomplished what you set out to do and you did a damn good job.

Mayor Pro-tem Keough announced we have new council members to swear in.

City Clerk Wanda Earls swore in Council Member Elect Steven Raine and Council Member Elect Nathan Vosburg as council members to the Coalinga City Council.

Incumbent Council Member Ramsey was sworn in following the Council Meeting by City Clerk Wanda Earls.

The new council members took their seats on the Council Dais.

Mayor Pro-tem Keough said it is now time to elect a new mayor and mayor pro-tem.

City Manager Ramirez said when the new council takes their seats and on an annual basis it has been the process of the Coalinga City Council to elect a mayor and a mayor pro-tem. The position are basically ceremonial; the mayor does not have any additional powers or duties when he/she sits up here. They do run the meetings.

The way it has been handled in the past, is that amongst themselves a member of the council nominates another member of the council for the mayor's position. If there is a second to the motion it goes to the vote of the council. If that vote is a simple majority then that person is mayor. If not, the council goes through the process until they elect a mayor. Once they decide on the mayor's position, then they do the same process for the mayor pro-tem. Someone nominates a person for the mayor pro-tem position and if there is a second and a simple majority vote then that person becomes the mayor pro-tem.

Mayor Pro-tem Keough called for the nomination of mayor for the Coalinga City Council.

There were no nominations from the Council therefore Council Member Keough nominated himself. Council Member Vosburg seconded the nomination.

*Motion to Nominate Council Member Keough as Mayor of the City Council of the City of Coalinga Made by Council Member Keough and Seconded by Council Member Vosburg.. Motion was **Not Approved** due to a Roll-call (2/3) Vote and the Lack of a Simple Majority: Keough, Vosburg Voted Aye. Raine, Lander, Ramsey Voted" No".*

Council Member Ramsey nominated himself for the position of mayor of the Coalinga City Council.

*Motion to Nominate Council Member Ramsey as Mayor of the City Council of the City of Coalinga Made by Council Member Ramsey, Seconded by Council Member Lander. Motion **Approved** by Roll-call (3/2) Vote creating a simple majority: Ramsey, Lander, Raine voted Aye, Keough, Vosburg voted "No".*

Mayor Ramsey took his seat at the Dais. He opened the nominations for mayor pro-tem. Council Member Keough nominated himself as mayor pro-tem. The second was made by Council Member Vosburg. Motion Approved by a Roll-call (5/0) Majority Vote: Keough, Vosburg, Ramsey, Raine, Lander.

Mayor Ramsey recessed the Council Meeting for five minutes due to a technical situation needing repair by Mr. Glen Mitchell. After a five minute period Mayor Ramsey reconvened the meeting.

3. Council Direction Regarding One (1) Vacancy in the Planning Commission

Sean Brewer, Assistant Community Development Director

Assistant Community Development Director Sean Brewer said due to the resignation of Planning Commissioner Rocky Papietro there is an opening on the Planning Commission. According to Section 2-3 102 of the Municipal Code members of the Planning Commission are appointed by the Council. Any vacancy occurring on the Planning Commission by reason of death, resignation or removal due to disqualification needs to be filled by the Council for the unexpired term. Mr. Papietro's last appointment occurred on March 7, 2013 which means his appointment ends March 7, 2017. The appointment of a person tonight to fill the position of Planning Commission will serve out the remainder of the term.

Staff is seeking counsel from the Council as to how they wish to fill the vacancy on the Planning Commission. There are two options: The first being a member of the Council may make a motion nominating a member of the public to the Commission and vote according or if the members of the Council do not have a nomination, then a recommendation should be made to the City Clerk to advertise the position and then bring back applicants for consideration. At this time, he would like to open this up among the Council for an appointment or staff directions.

*Motion to Nominate Luis Gonzales as Planning Commissioner Made by Council Member Vosburg, Seconded by Mayor Pro-tem Keough. Motion **Approved** by a Roll-call (5/0) Vote: Vosburg, Keough, Raine, Lander, Ramsey.*

The question of swearing in Mr. Luis as Planning Commissioner came up and he coming before the City Council for that process. .

City Attorney Wolfe indicated he does need to be sworn in but not, necessarily, in public.

4. Authorization for City Manager to Sign a Contract with Mid Valley Disposal Allowing the City of Coalinga to Continue to Provide Billing Support for their Solid Waste Services

Rene A. Ramirez, City Manager

City Manager Ramirez said Mid Valley has been providing trash service in the community and they have been using our community billing to send out their bills. You recognize it as sanitation on your City bill. That is passed through to Mid Valley. When we were discussing the Contract extension, one of the things we, also, discussed with them was to memorialize that relationship and bring it back to the Council to see if you are still concurrent with the City providing the billing services for Mid Valley. It does not come free to them, they pay their fair share. It currently cost the financial department roughly \$4K per month to process utility bills. Of that amount, Mid Valley is paying 1/5 of that. There is a water charge, natural gas charge, sewer charge, street sweeping charge and the charge for the solid waste or sanitation charge. They are paying 1/5 of that.

We thought it would be good to continue that rate and it prevents Mid Valley from having to go and staff up and create a billing system for Coalinga which they do not have. Actually, in doing so, there are benefits to the customers as they pay only one utility bill. Staff is recommending the authorization to sign this Contract to continue to billing process in place.

Motion to Direct City Manager Ramirez to Execute Mid Valley Disposal Agreement Allowing the City of Coalinga to Continue to Provide Billing Support for Their Solid Waste Services and Referencing Resolution Number No. 3665 Made by Mayor Pro-tem Keough, Seconded by Council Member Vosburg. Motion Approved by a Roll-call (5/0) Majority Vote: Keough, Vosburg, Raine, Lander, Ramsey.

5. Waive Second Reading and Adopt Ordinance No. 779 adding Chapter 16 to title 5 of the Coalinga Municipal Code, Establishing Regulations Pertaining to Massage Establishments
Cal Minor, Chief of Police

Police Chief Cal Minor said this is a request to waive the second reading of this Ordinance which will return the authority to the City to regulate massage establishments. In addition to the Ordinance, the application that we would be using lists the information we would collect and, also, an information sheet which lays out the costs for this type of establishment.

Council Member Vosburg said he had a couple of days to read over this and he does believe we should have some kind of authority over these businesses however, he does feel the fees will impact at least three businesses which we have here right now. It will detour new businesses from starting up. He definitely thinks we should have some type of authority to decide what happens in that type of business but looking at this, we have an incidence of only one thing happening and we are looking at an ordinance to cover an entire industry. He can just see what that could lead to because if we are looking at other industries, how could we decide it is fair to do it to this one, but not another one? In the past, we have places like barbershops that have had things going on (hanky-panky), etc. We wouldn't want to place an ordinance on barbershops and impose on them a \$1200 fee just to open a barbershop.

He knows at least one person who does mobile, right now. She is really good and she has her permit to do it. We have one lady named Katie O'dell who does it. Looking into this it would not allow the tanning place to be able to operate. They were looking into doing this and this is going to shut down a lot of opportunities. He thinks that most of the citizens in Coalinga knew that this organization with a simple background check on the Internet, we could have figured that this particular place was, maybe, unprofessional. He really thinks we could come up with a different way to stop these things from happening rather than making \$1200 in fees to divert them from starting these businesses up. He thinks this could have a fiscal impact on a lot of the businesses trying to operate here.

Council Member Lander said in the report it states, "The Controlling Board has members from the industry and has very little oversight by the State of California unlike other professionals such as barbers, cosmetologists, etc." He wants to clarify that we are monitored annually by the State of California and are fined very, very heavily if we are found to be out of compliance, such as leaving a lid off a product. He just wants to clarify that we are monitored by the State of California..

Council Member Vosburg said he likes to have debate and discussion so that way the public can really understand what we are talking about here. He agrees with Council Member Lander that we should scrutinize and have heavy fines. That should be the detecting factor. We are not charging Council Member Lander \$1200 annually in order open a business. He highly disagrees with the fact that we should be charging the large fees to detour them from coming into town. He does agree that we should be giving heavy fines if they do this type of thing and if they are caught. We should have the Police monitoring the situation just as barbershops are monitored. He thinks this will have a fiscal impact on people who are already in business and it will detour other business from coming to Coalinga that may be in a similar business.

*Motion to Waive Second Reading and Approve Ordinance Number 779 Adding Chapter 16 to Title 5 of the Coalinga Municipal Code in Reference to Establishing Regulations Pertaining to Massage Establishments Made by Council Member Raine, Seconded by Council Member Lander. Motion **Not Approved** due to a 2/3 Vote: Raine, Lander Voted to the Affirmative, Council Members Vosburg, Keough and Ramsey Voted "No" with Mayor Ramsey Asking That This Item Be Brought Back Before the Council at a Later Date After Some Revisions.*

6. Council Approval of the Scope of Work and Budget Allocation for the City of Coalinga Bi-Annual ADA Improvement Project

Sean Brewer, Assistant Community Development Director

Assistant Community Development Director Sean Brewer said tonight staff is seeking the Scope of Work and Budget Allocation for \$172,520 for the City of Coalinga's 2014-15 ADA Improvement Project.

During the 2014-15 budget process the Council approved a budget allocation for \$100K for various ADA improvements throughout the City. These improvements are to be taken in accordance of the adopted ADA Transition Plan which was adopted by the City Council in November of 2013. Staff has been working with the city engineer to develop a plan for Fiscal 14-15 in order to address the areas of significant concern around the commercial areas of the City understanding the priorities established in the ADA Transition Plan. Staff has prepared three (cannot understand wording) exhibits which shows the next phase of work is to address the area of ADA concerns identified in the Plan.

As you can see from the exhibit there will be various curb ramp installations, sidewalk and curb and gutter improvements. Although most of the work is located in the same general vicinity, there are a few locations staff is recommending that the City address based on former ADA complaints received by concerned citizens regarding ADA deficiencies. Those areas have been identified in the exhibit as well.

Staff is recommending the total project budget of \$172,520 to include improvements around Veteran's Park due to the lack of accessibility. The conditions of sidewalk, curb and gutters around Veteran's Park are all failing and require complete street reconstruction because of the area was designed and installed as one monolithic curb gutter and sidewalk. In order to bring this area into ADA compliance, the curbs, gutters and sidewalks need to be removed and replaced. Most of the ADA improvements the City has completed to date have only included sidewalks and curb ramp and minor curb improvements and gutter work due to the cost to do that.

Staff feels in order to complete the area of concern and make it a complete area it is necessary to include the improvements to take advantage of the economy of scale as well as (cannot understand words).

In the current fiscal year there is \$100,000 budgeted for the implementation of the ADA Transition Plan but there are available funds in our Measure "C" Street Maintenance Fund. The budget appropriation increase over and above the original budget amount essentially represents the cost of doing Veteran's Park.

We have provided three cost estimates so you can see the variations in terms of just doing Veteran's Park

and the ADA improvements with and without Veteran's Park. The present Economy of Scale is why we attempted the \$15,000 in savings. Engineering and some of the materials cost increased are because of the increase in the amount of the material you are potentially using in this particular project.

Tonight we are seeking staff recommendations to move forward with the combined project to complete that entire area and to complete a type of improvement for the residents in that area as well as folks in the commercial area.

One action is to improve the Scope of Work so staff can move forward with the design phase and release the bid for the particular project scope as well as the additional budget allocation for the \$172,520. He will be more than willing to answer any questions you might have.

Council Member Lander said he sees three different options here. To pass this if we do the Veteran's Park does that also include Madison/Monroe to insure ADA compliance issues.

Mr. Brewer replied said Exhibit "A" which is the first exhibit is the complete project.

Council Member Lander indicated the reason he is asking about it is because when he first read it, it appeared it was strictly Veteran's Park. He was thinking that is all well and good but at the same time people of the community have come forward and (they travel up and down these streets) it is really important to be in compliant with the curbs, gutters and ramps, etc.

Mr. Brewer said it has to be curb, gutter and sidewalks around Veteran's Park, the cost alone is approximately \$75,000 just to do the Park.

Council Member Vosburg asked about the Measure "C" Flexible Fund. What all is that fund used for?

Mr. Brewer said it is street funds only. The 1/2 cent sales tax from Measure "C" is for street maintenance and is more likely to be used for paving sidewalks. Flexible funding allows you to do street scaping, you can do benches, street trees and landscaping as well part of a street improvement project. With street maintenance and other types of projects, they are more restrictive. Flexible funding is flexible and allows you to do a lot more in terms of design. That is the 1/2 cent sales tax from Fresno County for street related projects.

Motion to Approve Scope of Work and Budget Allocation for Coalinga Bi-annual ADA Improvement Project (Veteran's Park) Made by Council Member Raine, Seconded by Council Member Lander. Motion Approved by a Roll-call (5/0) Vote: Raine, Lander, Vosburg, Keough, Ramsey.

7. Police Department - Monthly Report

Police Chief Cal Minor

Police Chief Cal Minor said it is always a pleasure to discuss your Police Department and the accomplishments over this reporting period.

As to personnel, we are staffed with eighteen of the twenty-one authorized positions. Nineteen are budgeted for this fiscal year. On the fifth of January we will be promoting one of our reserve officers Officer Deleon to full time to fill that nineteenth position in compliance with the two month salary savings when we lost that previous officer filling that position.

We still have one sergeant off with an injury. Hopefully, early January the person will be cleared to return to work. It has taken a while to heal and we have one sergeant who is currently sick (very critically) he spent ten day in ICU. Today he spoke to him and, hopefully, he will be moved to a regular room within the next few days. We are hoping for the best for him in this situation. This does impact our staffing and we have to ask detectives to fill in.

Animal Control:

- 3 shopping carts were picked up
- 19 dogs
- 9 cats
- 1 skunk
- 12 dead animals during this period

The ACO keeps busy doing these types of things plus maintaining the Animal Shelter. We are in the process of hiring our part-time animal control officer to assist. HR is working very diligently to fill that position. We selected a person and they are going through the City's requirements for hiring, etc. That person will be on board soon and will give some relief to our full-time person from having to go out on the weekend, etc.

Crime stats:

We have had an uptick in this reporting period in our aggregated and simple assaults. In looking at the numbers he does not know the exact reason rather the holidays or what; we have had a tremendous increase in domestic violence. It has impacted our statistics.

We have had no homicides this year nor last year.

Forcible rapes decreased by one - 100% decrease since we had zero this reporting period and one last period. He always likes to report these percentage decreases but the numbers are very small. It is really not a reflective of what is happening because it is such small numbers.

Robberies - none and none the previous reporting period.

Aggregated assaults jumped 140% from 5 to 12.
Simple assaults jumped from 5 to 16 which was 220%.

These get his attention and we have a lot of help for people in these situations. We have our churches, we have the Carmen Mesa Center which can send people. We put this out; it is one of the only ways we are going to reduce domestic violence because it occurs behind closed doors most of the time. We hear about it afterwards and we encourage these potential victims that are in those situations to seek out the helps available through our community. There are people willing to help. That is the only way as a group and all of us together can reduce these incidents. . Anyone who thinks they know a potential victim living in domestic violence, they need to encourage the victim(s) to seek out help through the different entities here in our community. We have a great community with a base of people to help.

Burglaries continued to decrease - we only had 3 during the reporting period compared to 16 last reporting period which is an 81% reduction.

Thefts were down to 39% from 41 to 25.

Vehicles thefts dropped from 2 to 1.

Overall we had an 18% reduction for this reporting period.

Highlights:

We served 5 search warrants.

Conducted 2 sting operations where we attempted to slow a pattern down. A total of 13 arrests were made and we are looking for two suspects. Received over 37 vendels of meth, four guns and some property we believe was stolen that we still have to track down.

We began early in this period to do these types of operations because the holidays come up and package theft increases. We want to reduce that as much as possible. One of our stings was a package sting where we worked with the Post Office and UPS to deliver packages and if anyone stole from off a porch, we made that arrest.

Our search warrants for this period were directed toward our lower level narcotics dealers because they are the ones selling to the people who are stealing from our public. It fits hand in hand; you take care of one and the other one decreases.

An alert UPS driver assisted with us ending up with us arresting 6 suspects on an identify theft ring operating in the City. Those things take a tremendous amount of time. This began on December 4th and to date we have extended over 200 work hours. We have a tremendous amount of additional work. This one person when we served the search warrant, had 100's of pieces of mail stolen from 30 different residence here in town. This had only been occurring for 4-5 weeks based on the mail that we examined. They had obtained 45 stolen or fraudulently obtained credit cards. These were credit cards made out to people who live in this City. The sad part is that there will be little penalty to pay for that because it is a nonviolent crime and those are the ones doing a minimal of time and it is increasing because it is very lucrative for the perpetrator of that crime compared to the penalty they may have to serve if they are caught. Many agencies don't have the resources to really investigate in the depth that we have. It takes us a long time because of our limited resources but we get to them and we will continue.

One unique situation is we had an individual who tried vandalizing the front of the Police Department and ended up damaging one of our civilian employees vehicles with over \$1K in damage. This person was under the influence of some type of narcotics. He attacked the Police Department because he thought, in his mind, we had killed his family. It was interesting right at noon to have things bouncing off your window.

He would be happy answer any questions.

Mayor Pro-tem Keough suggested that a letter of appreciation be sent to the UPS driver.

Chief Minor said we are waiting until we find some resolution because we want to give him credit for it and also as a result of his actions X-number of cases were filed by the District Attorney.

Mayor Pro-tem Keough said his other comment is an observation and he wishes to recognize you, this evening, too!

Chief Minor said we had a chief's Christmas luncheon with all our administrative assistants and secretaries.

Council Member Vosburg publicly applauds the Coalinga Police Department for doing such a wonderful job. Our numbers have been coming down and he has been paying attention to these numbers.

He acknowledges with the cold coming in and the holidays coming we seem to have an influx of homeless folks who seem to make their way to Coalinga. We have a lot of residents that love to help people and he doesn't know how safe it is to help in certain environments. He would like to ask what the public might do to stay safe?

Police Minor said we have a number of homeless people. We contact those people, sometimes, daily. Some have health issues or mental issues and we try to help them as best we can which is very limited. There are

people in the community helping them tremendously by providing clothing, food, etc. Of the ones we contact, he does not consider them violent. The problem some of them have is they are substance abuse individuals. Anytime you mix that, it is unpredictable. We have a couple of them living here in town. They don't have a residence but they are our resident. For some reason they have abandoned caution in crossing Elm Street at odd and unusual times which creates a problem. There is little we can do because they are never going to go to traffic court. It will eventually go to a warrant and it would be a waste of our time to arrest them. It is a very difficult job. He has had officers give money to some of these people to try and help them go wherever they were wanting to go. These people don't have ties here and he doesn't know why they end up here. It is usually that this is where they ran out of money. We try as best we can. The best way to help these people (our churches do a pretty good job) is to funnel them through one of these organization who have procedures set up to help them.

8. Fire Department - Monthly Report

Fire Chief Steve Henry

Fire Chief Steve Henry said some good news is the Department just finished our annual food drive at the hands of our office assistant to bring almost \$6K in donations in toys, food and resources for nine different families and 28 children. These folks are identified through the school district and then referred to us. We adopt them and provide these opportunities for them. There are some people who have really made this a successful event. We are now thinking of broadening the project to provide for additional families as part of our service. It is more an opportunity of reaching out to this community. He wants to say thank you to PVSP, they provided not only a check but bikes so these children could go home with their own bike. He thanks the City of Coalinga employees, Coalinga Rotary for toy donation and Dollar General for toy donations; all were significant in getting these gifts to the children. These nine families received wrapped gifts and many of them didn't unwrap the gift; Mom and Dad took them home to place them under the tree. Also, bike helmets were provided. Mike Wilson Concessions, Phyllis Roberts, Leonard and Kathy Alves our Police Chief Cal Minor and our City Manager Ramirez donated so we could give to these children. They went home with food. He wants to thank Megan for a lot of hard work and coordination because he would never have been able to do what she does.

Our staffing is decreasing. We were notified this morning that one of our firefighter/paramedics has accepted a job in Contra Costa County and will be leaving us in mid-January. We are starting to move forward bringing our reserves back on and we will begin utilizing those reserves with the salary savings from the folks that are beginning to leave.

We also continue to work on the EMS request for proposals. He took the liberty to write a concept paper to not only tell you where we are but what we need to do and where we need to go. The concept paper, basically, is entitled, "How Should the Fire Department Provide Service to the Community?" He has given that to the City Manager and he has copies for each of you.

Recently, we had a significant weather event where the County Office of Emergency Services notified all the emergency services of wind events and the weather coming in behind it. With some discussion with other chiefs we thought it was necessary to up-staff all day and a portion of the second day. We did see an uptick in calls for service, not necessarily weather related but we did have the closure of Jayne Avenue just east of town. That impacted us significantly because we can't get that way to Huron, We have to go the long way. Pretty much in the City we skated through without any damage.

Our call for service in November were 235 calls, 82% are EMS calls with 2% being fire calls with zero dollar loss. That was a fire that had no value. It could have been a garbage can and it did no property damage. We had reduced our good intent calls; a lot of that relies on our EMS calls. We will get started on an incident with the fire unit getting there prior to our ambulance arrival and they, then, notify us it is a non-injury accident, etc., or the patient has already self-transported. We had eleven false alarms. We also responded to commercial alarms. We were only unable to staff one call which was significant out of the 235 calls. Our medics were commented 34% of the time during the month. Our training hours totaled 128 hours.

Obviously, it will be climbing because during the warm months there is more opportunity to do training.

He is willing to answer any questions.

7. ANNOUNCEMENTS

1. City Manager's Announcements

City Manager Ramirez said the first Thursday of the month is January 1st and, obviously, he does not think the Council wishes to meet at that time. He would suggest we meet on the 3rd Thursday which is January 15th. Is it okay with the Council?

Consensus from the Council is that this is acceptable.

City Manager Ramirez said he would like to discuss with the Council the planning for fiscal year 2016. He would like each of you to think of four or five priorities. These would be things important to you that you want staff to prepare a staff report so we may discuss them. We would need to know your priorities. Some of you may have similar priorities. If there is going to be a change in direction, so to speak, please do him a favor and send him the list of what your four or five priorities are via email and, also, to Mercedes Garcia by the 5th of January. Staff would place those on the staff report for the 15th. This will give staff an idea of what the focus will be for 2015-16.

At the Wastewater Plant tomorrow morning they should be rapping up the energy efficiency project which PG&E is funding. We are hoping to reduce our power usage by 50% by putting in these pond mixers. The company from North Dakota showed up on Wednesday and they are installing them today and rapping it up tomorrow. He will be pleased to take you out there. That project should pay for itself within four years. We have a zero percent loan from PG&E.

An oil company from Bakersfield is interested in some mineral rights. They are going after the mineral rights via a quiet title case. They filed that Quiet Title with the court in Fresno. Mr. Bacigalupi, a colleague of our city attorney, has told him that they have a tentative court date on April 15th. It will be heard by a judge there. The property in question is 170 acres; of that property about 46% of people are known to have mineral rights. The other 54% have the rights but they cannot be found. There is a California law which says after a certain period of time, if the people owning those mineral rights are quiet about it, somebody can go after those mineral rights. Coalinga may be in partnership with an oil company for a gas and oil exploration.

Merry Christmas to all; the hard working Council, staff and the community! Next week is Christmas. It is a good time to reflect and spend with family and friends. Have safe and happy holidays.

2. Councilmembers' Announcements/Reports

Mayor Pro-tem Keough asked about the budget process to begin on January 2015.

City Manager Ramirez said that will, also, be on the 15th. We will let you know where we are and if there are any changes.

Council Member Lander said he has a question. I have been the representative to the Council of Governments and they need to know tomorrow if I will continue there or if the mayor chooses to be the representative. Mercedes will notify them tomorrow.

Mayor Ramsey asked if they could talk about that later.

Council Member Lander was in agreement.

Mayor Ramsey indicated his appreciation to those voting for him for another Council term. He thanks the Council for electing him mayor today. Hopefully, they can all work together for the good of the City.

Council Member Vosburg said he wants to thank everyone who supported him in his bid for a seat on the City Council. He would like to say he is looking forward to working with all the departments. His phone and door is always open to everyone. He appreciates everyone coming out this evening. Thank you !

Mayor Ramsey reported the Chamber still has tickets available for the Chamber Dinner. Get your tickets as soon as possible.

3. Mayor's Announcements

None

8. FUTURE AGENDA ITEMS

Mayor Ramsey asked about the boards that Tony and Mike were on. Aren't we going to have to change those, too?

City Manager Ramirez said staff will bring them to the Council for your discussion.

9. CLOSED SESSION

1. CONFERENCE WITH LABOR NEGOTIATORS – Government Code 54957.6. CITY NEGOTIATORS: City Manager, Rene A. Ramirez; Human Resources Director, Marissa Trejo; City Attorney, David J. Wolfe. EMPLOYEE (ORGANIZATION): International Association of Firefighters
2. Conference with real property negotiators pursuant to Government Code section 54956.8. Property : 269 Coalinga Plaza (N. 5th Street) (APN: 072-250-6ST) City Negotiator: City Manager, Negotiating Parties: Joe Maciel, Jena Maciel, Under Negotiation: Terms of property sale, including price
3. Conference with real property negotiators pursuant to Government Code section 54956.8. Property : 277 Coalinga Plaza (N. 5th Street) (APN: 072-250-5ST) City Negotiator: City Manager, Negotiating Parties: Joe Maciel, Jena Maciel, Under Negotiation: Terms of property sale, including price
4. Conference with real property negotiators pursuant to Government Code section 54956.8. Property : 390 Coalinga Plaza (N. 5th Street) (APN: 072-260-5ST) City Negotiator: City Manager, Negotiating Parties: Rito Gutierrez, Under Negotiation: Terms of property sale, including price
5. Conference with real property negotiators pursuant to Government Code section 54956.8. Property : 108 Cedar Ave. (APN: 072-260-3T) City Negotiator: City Manager, Negotiating Parties: Teresa Fernandez, Under Negotiation: Terms of property sale, including price

10. ADJOURNMENT

City Attorney Wolfe indicated he did not think there would be an announcement out of Closed Session.

Mayor Ramsey adjourned the Council Meeting at 8:41 PM.

Ron Ramsey, Mayor

City Clerk/Deputy Clerk

Date