

Minutes
CITY COUNCIL/SUCCESSOR
AGENCY/PUBLIC FINANCE AUTHORITY
MEETING MINUTES
October 3, 2013

1. CALL TO ORDER

Mayor Lander called the October 3, 2013 meeting to order.

Council Members Present: Keough, Ramsey, Garcia, Oxborrow, Lander

Others Present: City Manager Rene Ramirez, City Attorney Laurie Avedisian, Finance Director Mari Jimenez, HR Director Marissa Chavez, Police Chief Cal Minor, Fire Chief Steve Henry, Community Development Director Assistant Sean Brewer, Administrative Analyst Mercedes Garcia, Economic Development Assistant Shannon Jensen, Police Sergeant Dwayne Blevins

City Clerk Wanda Earls

City Treasurer Olga Keough

Changes to the Agenda:

City Manager Ramirez suggested under Ordinance Presentation, Discussion and Potential Action Items, because of the long list of items, that the Fire Department Report and Police Department Report be moved to the end of Item 6.

Consent Item 5.9 is a discussion of the Police Department's spending plan for fiscal years 2013/14 COPS Grant. Because the PD is seeking direction in purchasing two vehicles for the department, this item will be moved to Item 6.10.

The Consensus of the Council was to approve the changes to the agenda.

2. AWARDS, PRESENTATIONS, APPOINTMENTS AND PROCLAMATIONS

1. Gas Enterprise Performance - Dan Bergmann

Mr. Dan Bergmann gave a PowerPoint presentation on the Gas Enterprise Fund.

He summarized the history of the Gas Fund pointing out the two rate decreases in recent years. A reserve fund of \$1M was suggested for maintenance of in-ground steel pipes. Also, to give consideration to an increase in gas prices to the City.

An increase of 8% was suggested to the Council to bring income and expenses to a breakeven point which should occur in the future.

A typical family uses 360 therms per year:

PG&E cost for 360 therms presently is \$380.

Coalinga cost for 360 therms presently is \$268.

The City of Coalinga is 30% lower than PG&E.

It is a pleasure to give you this report because it is good news for the City.

Mayor Lander thanked Mr. Bergmann for the positive report.

3. CITIZEN COMMENTS

4. PUBLIC HEARINGS

1. Adoption of Resolution No. 3620 - Vacation of a Public Right-of-Way (Forest Ave) and Approval of Abandonment.

Sean Brewer, Assistant Community Development Director

Community Development Director Assistant Sean Brewer:

This item should have been on the previous Council agenda. He apologizes for the oversight. This is the public hearing for the vacation of property left over from the Polk/Forest Intersection and Realignment Project. There were some remnant parcels that were left over and the City will abandon these parcels so the property reverts back to the original property owners. All improvements are completed and all notifications have been sent. Part of the abandonment process requires a public hearing for comments in reference to this action.

Mayor Lander opened and closed the public hearing with no comments received from the public.

Motion to Approve Resolution No. 3620, a Resolution of the City Council of the City of Coalinga Providing for the Summary Vacation of Excess Public Road Right-of-way (Forest Avenue) Made by Council Member Ramsey, Seconded by Council Member Garcia. Motion **Approved** by a Roll-call (5/0) Vote. Ramsey, Garcia, Keough, Oxborrow, Lander

5. CONSENT CALENDAR

Consent Calendar Item 9 was removed and placed as Item 6.10.

*Motion to Approve Consent Calendar Items 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21 and 22 Made by Council Member Keough, Seconded by Council Member Garcia. Motion **Approved** by a Roll-call (5/0) Vote: Keough, Garcia, Ramsey, Oxborrow, Lander*

1. Resolution No. 3619, Early Retirement Incentive Program
2. Check Register (08/01/13 - 08/31/13)
3. Minutes - August 26, 2013, Special Meeting
4. Minutes - September 5, 2013
5. Minutes - September 16, 2013, Special.

6. Veteran's Day Parade-Coalinga Chamber of Commerce
7. Lease Agreement with RC Baker Museum
8. Authorize Police Department to Use a Portion of the Remaining 2012/13 COPS Funding for Communication Improvements
9. Agreement with Department of Health Care Services
10. Authorize Conversion of an Officer Position into a Sergeant Position
11. Authorization to Purchase a Detective Vehicle for the Police Department Using Asset Forfeiture Proceeds
12. Adoption of Resolution No. 3621 - Special Tax Assessment for the Abatement of 301 E. Durian
13. Adoption of Resolution No. 3623 - Special Tax Assessment for the Abatement of 193 Madison
14. Adoption of Resolution No. 3622 - Special Tax Assessment for the Abatement of 106 S. Joaquin
15. Adoption of Resolution No. 3624 - Special Tax Assessment for the Abatement of 198 E. Durian
16. FY14 Continuing Budget Resolution No. 3625
17. Authorize City Manager to Execute Task Order with City Engineer for Design and Construction Services of the Derrick Avenue Reservoir Pressure Reducing Station
18. FY14 Continuing Budget Resolution No. PFA 13-04
19. FY14 Continuing Budget Resolution No. SA-311
20. Authorize Repair to Water Plant Effluent Pump P-12 in the Amount of \$27,486.
21. City Treasurer's Monthly Fund Balance Report

6. ORDINANCE PRESENTATION, DISCUSSION AND POTENTIAL ACTION ITEMS

1. Fire Department Monthly Report - Steve Henry

Fire Chief Steve Henry:

The good news is we have begun the process of the medical reimbursement which is the Ground Emergency Medical Transport Program. He has been speaking about this over the past year. The last time he mentioned that the finance department and fire department have attended training on this program. The amount of time involved in doing this process is overloading for finance so the fire department has taken over that process. By the time we are done he will probably be able to go to work for Ms. Jimenez. Preliminary reports are in. The only thing left is what you have already approved under the Consent Calendar which allows us to participate in this program. You will receive another agreement in the mail; it will be an agreement with Sacramento Metro Fire for their administration of the reimbursement. This will be done by them throughout the State. They are the host for this program and will receive an administrative fee for their service. The good numbers are up and he wants to insure that our numbers are good. The first cost reports

will be due by December 2, 2013. By the time that rolls around he will have the reports done and Ms. Jimenez can go over them with me to insure that my figures are correct. Every report submitted will go through an audit either at a computer or phone call or a two week visit at your facility.

Our Tax Transition Agreement with Fresno County is still a work in progress. They are in the process of reaching out to all the fire departments. The GEMT is on the back burner.

We have hired three new firefighters/paramedics and one firefighter/EMT. Two of these employees come from our reserve program. This is a benefit to us because we spend less money on training, getting them through the background process and they are on the floor more quickly. We are getting two from the outside; one from Fresno and works in Bakersfield for Hall Ambulance. The other lives in Sacramento but works in Contra Costa for American Medical Response. He feels these individuals should fit right in and he is looking forward to getting them on the floor.

We did an inspection on a new business. The building inspector and he went out after realizing they had opened up without a final inspection. It is the furniture store on Polk; we had no problems there.

We mitigated the neighborhood nuisance at Polk and Hachman; the burned out house on the corner no longer exists. We have \$10,400 of municipal fine leveled against the property. He will be working with Ms. Jimenez to invoice Fannie Mae.

We, customarily, do hydrant flow testing in October. The water flow testing uses a lot of water and we have decided to extend that program because of the shortage of water. If we don't re-initiate this program, it will have an affect on our ISO rating and our Classification would drop. We just received an ISO rating in 2011 and he sees no major changes. The only corrections we made are in our communications and he is not ready for that. He is pretty confident we can extend that through the water shortage. You will see our crews out uncapping and making sure there is water flowing.

Calls for Service for September were 235 calls-
88% were EMS calls
1% for fires
1% for service calls
1% for hazardous conditions
8% for good intent
1% for false alarms
Total training hours 156

We have another event coming up and we are working with Tim O'Neill from the water department. We are going to do a joint training exercise for below grade confined space and he is inviting the rest of the team out from Fresno County. We have an instructor to do the training and he is funded by the International Association of Fire Fighters. The amount of training we will receive would cost us approximately \$36K. We will receive that training for the cost of some overtime and some meals.

2. Police Department Monthly Report - Cal Minor

Police Chief Cal Minor:

At 7:10 tonight our officers were dispatched to a drive-by shooting at the 400 block of Coalinga in the alley. One victim was struck. He is in stable condition at CRMC. A pedestrian fired a gun at a vehicle driving by. The vehicle was hit three time but the wounds received by the victim are not life threatening. Information is being forward to us.

Personnel - still have a vacant officer position open. One person off for family medical leave. Another was released for full duty today. We have the officer involved in the off-duty automobile accident recovering from a badly broken leg; he is on light duty and helping do a lot of reports, etc. We are using some of the funds from the vacant dispatch position to upgrade the sergeant position. Our critical position is our part-time animal control. The full-time officer is very busy and we are spending a lot of overtime fulfilling the need. Coming up in November or December, the full-time person will be on a three week vacation. We will have to assign someone to assist in keeping the pound going. This includes a daily feeding and cleaning. We may be coming to you on that part-time animal control officer position. The City Manager and he have been discussing this issue.

Reserve officers - we are down two paid and two unpaid - as soon as we get over the budget restraints we will be considering hiring a new reserve. Three applicants we have are local people and we would like to attract them and keep them in our community. They are young recent academy graduates.

Shopping carts picked up 72

Dogs 31

Cats 23

Skunks 7

The closure of the feed store, here in town, impacts us because we have to drive to Hanford to pick-up feed.

Staff has been busy in trying to keep Claremont presentable. Lieutenant Ingram has done a great job. Others have worked out there assisting in the maintenance.

During the recent filming by the Japanese reality series, Lieutenant Ingram did an excellent job. He was there at 6:00 AM, checked on them throughout the day and closed the facility at about 12:00 that night.

Crimes:

The officers are working hard out there in the community.

Rapes - none 100% decrease

Robberies stayed the same - None

Aggravated assaults - 8

Simple assaults dropped 50% from 6 to 3.

Thefts dropped dramatically from 24 last month to 9 this month

Vehicle thefts dropped from 5 to 2

Burglaries down 40% - this has been a continue drop for the last 18 months

This is tied to our active drug enforcement and the patrolling of alleys, etc., at night.

A couple days ago we discovered a tanker truck filling up at a City hydrant. There was no meter on the hose. We are not sure if it was an oversight on the driver's part. We are looking into that. This is very important due to our water shortage.

Earlier this week we served our only narcotics search warrant. It was a month and a half investigation into a person we consider a mid-level dealer of meth. The person has been dealing drugs in our community and in Huron. The person lives up at Warthan Canyon but has been doing his business here. We recovered two ounces of meth; scales and packaging materials, three hand guns, five rifles, including a SKA assault rifle, \$42K in cash in hundred dollar and twenty dollar bills. We will be asset forwarding the cash through the U. S. Marshall's Office. It resulted in three arrests for a felon in possession of a handgun, armed while distributing drugs, felon in possession of ammunition and possession for sale of the narcotics. We are hearing word that people are saying don't bring your drugs to Coalinga because you will be arrested.

We are making progress through the court system. We had a 2011 drug arrest sentenced yesterday to three years in State prison. We had a burglary suspect from two years ago and he was convicted on two of his ten cases. He was sentenced to three years in State Prison. Last year after a West Hills Football game there was a student walking through the swimming complex. The officer spent a lot of time investigating and we made an arrest. Two individuals were arrested two weeks ago; one accepted a plea deal for seven years in State prison; the other went to trial and was sentenced to five years after being found guilty.

In reference to the May 31st stabbing during the Derby, the detective did an excellent job. He identified a suspect who lived in our community and his associate was his brother who lived in Greenfield. Both were arrested; he is out on bond and waiting trial. The one outside the County has been in custody the entire time. We went to trial with a three jury trial this past week. Our officers did an excellent job testifying and laying out the case. He was convicted after 30 minutes of jury deliberations. Next week he will be sentenced to eight years in State prison.

He cannot thank you enough for authorizing that sergeant position; it is crucial in these types of investigations

October 11th is the annual Avenal/Coalinga football game. This year it is being hosted by Avenal and they requested our assistance so we will be providing them two officers to police the game. They are always willing to help us.

Mayor Lander asked what is the compliment of officers on staff.

Chief Minor said the approved staffing is 21 and we currently have 20. We have one vacant position due to budget restrictions.

Council Member Garcia asked about all the information you gave regarding the suspects doing some substantial time in our State facility. Can you do a press release and get that information out so people can see that these people are actually doing some time in prison?

Chief Minor responded to the affirmative.

3. Potential Direction Regarding Broadcast of Council Meetings via the Internet **Rene A. Ramirez, City Manager**

City Manager Rene Ramirez:

This item was brought-up by Council Member Keough on September 5th as a Future Agenda Item.

Council Member Keough said several people have mentioned to him about not being able to view the Council Meetings because they do not have Comcast. One individual said they do have Comcast and cannot watch the meeting because of a blank screen.

Is there a way for the Council Meetings to be viewed on the Internet so anyone having access to the Internet could view the meetings? He is in favor of exploring the situation because it would be a very nice thing for our community. He has no remedy but has read the staff report in reference to NOVUS and how they might accommodate this request. He knows other Councils put it on UTube.

City Manager Ramirez said the ability to broadcast live to make council meeting videos is available via the internet. NOVUS provides the process for the paperless agenda and has the capability to assist and /or

provide the necessary support and equipment for this to occur. There are, more than likely, other companies that do this. There may be a cost. Staff has not carried out any research on this matter. Should there be a cost, more than likely, it would come from the General Fund.

Council Member Garcia said it is a good idea and should be explored.

Mayor Pro-tem Oxborrow said it is a great idea if it can be done very inexpensively. If it is going to cost a lot of money, it should be postponed until the City budget is in order.

Council Member Ramsey said it is a good idea and should be pursued. We should check with NOVUS to see what they can do regarding this idea.

Mayor Lander said he has watched various council meetings via the Internet. It is an excellent idea but there is a cost factor involved.

City Manager Ramirez said it is the consensus of the Council to investigate this issue and bring costs back to the Council. He is aware that NOVUS can do this. Mr. Mitchell talked to a company called Grantitus several years ago. There are companies which do this and we shall bring our research back to you.

Fresno has their own IT department and they broadcast live. Orangecove has a link to UTube on their website..

Several Council Members thought YouTube should be investigated.

City Manager Ramirez will investigate and bring the information back to the Council.

4. Discussion Regarding Potential Recognition Program

Rene A. Ramirez, City Manager

City Manager Ramirez said this is a Future Agenda Item from Council Member Keough. He left on the dais, for each of you, his idea of a recognition award.

Council Member Keough said he did pass out to you some notes. He did email a lot of people to ask for citizen input. The bottom line is, because he has done a lot of volunteer work, he has met a lot of people around town who do a lot of volunteer work, too. His concern is that people volunteer for several years and then get burned-out and then they quit.

He began to think about how can we recognize people for their contribution to this community? How can we boost morale and/or recognize people and maybe boost more voluntarism in town? He is asking the Council to assist him in this endeavor by developing a criteria. Maybe we can have a quarterly certificate where all five council members sign the certificate; this appears to be important to people. We could get the newspaper to take a picture and summarize accomplishments of the recipient for this award

Perhaps, we could have an email address where citizens could send in their nominations. He has developed some criteria:

Length of time as a volunteer?

What affect did their action produce?

Level degree of dedication?

How did their service assist the community?
Were lifelong lessons instilled in the participate?
Most importantly, how do we measure success?

We could receive the nominations from the community. It is a certificate so there is no big expense. The mayor could present the certificate at a council meeting. He is hoping it could cause a boost in voluntarism.

City Manager Ramirez indicated that he thinks Council Member Keough would like to suggest a committee to review the nomination forms, etc.

Council Member Keough said his idea is that the Council would review the nominations and make the decisions. He wants Council's input as to the criteria. This could be a Council Recognition Award.

Mayor Pro-tem Oxborrow asked if this is a monthly or yearly program.

Council Member Keough indicated he thought this should be done on a quarterly basis.

Mayor Pro-tem Oxborrow said the Chamber does this once yearly for the community. He thinks it is a great idea if you work out all the considerations.

Mayor Lander said it is a great idea but there are lot of things to be worked out.

Mayor Pro-tem Oxborrow said there are some who would not like the recognition and/or publicity.

Council Member Garcia said it is a great idea. We can do this now if we want to recognize someone from the community for their accomplishments. It has been done in the past.

Mayor Lander said lets look at it and see what can be done.

City Manager Ramirez asked for direction as to who should be doing this.

Mayor Pro-tem Oxborrow said he would like to see how the Chamber does their awards. Katie is out in the community all the time and she sees and hears everything. Maybe this could work in unison with the Chamber.

Council Member Ramsey said there are people in town who do volunteer work and would do more if recognized. Even the little things done could be recognized. He likes the idea.

Council Member Keough said he is willing to work with staff and/or Katie.

Mayor Lander suggested that you put together something and determine how you would work with the Chamber of Commerce and others and bring back a plan to the Council.

5. Holiday Display Administrative Policy

Mercedes Garcia, Senior Administrative Analyst

Administrative Analyst Mercedes Garcia said, tonight, staff is presenting Administrative Policy/Guidelines for Holiday Displays on Pubic Property and Rights-of-way. Staff would like the Council to discuss establishing a Holiday Display Administrative Policy.

With the Holiday Season approaching, the City Manager has begun a dialog with Reverend Steven

Raine who represents the Ministerial Association of Ministers here in Coalinga. Last year, there were displays on Monterey Street. Under the Constitution it is legal for municipalities to sponsor or allow religious holiday decorations on public property. There is a fine line to consider. With the Establishment Clause of the First Amendment of the Constitution local government does not want to be seen promoting a particular religion or religious viewpoint over non-religion. Having basic guidelines when making decisions in reference to holiday decorations should help insure the City is not viewed as promoting one particular religious point over another or preferring religion over non-religion.

The purpose of this agenda item is to start the dialog and, perhaps, set-up the guidelines. The guidelines presented to the Council are for review. Rev. Raine did have some input back to the City Manager regarding the suggested guidelines. Maybe we can have this back for the November meeting for approval.

City Manager Ramirez said right after he got here, the mayor handed this project to him to have some policy established prior to the holiday season for 2013. Approximately, four-six weeks ago, Pastor Raine called him to talk about holiday displays along Washington Street.

Last year he saw them and thought they were great. Mercedes joined Pastor Raine and he in conversations on this subject. The whole thing ties back to the Establishment Clause of the First Amendment of the Constitution; this is where cities have gotten into trouble. Staff discussed this with Pastor Raine and developed the guidelines; some with his input and some with staff input. Staff is saying if we want to do this let's do it during the month of December, however this is up to the Council. You may want to do this anytime there is a holiday. We are saying let's start down Washington Street near Mountain View and work our way west.

The idea here is to solicit some feedback from the Council. We have until the month of December. In talking with Pastor Raine, he said they might want to do it during a two week period. Last year they used deep cell batteries to power the lights requiring changing the batteries out and it was a lot of work. A nice two week window might be nice. We are here to see what the Council wants to do.

Council Member Garcia said last year there were some complaints.

Ms. Garcia acknowledged there were a few complaints but there was no action taken at the time. City Manager Ramirez was made aware after he came on board. Taking action on the policy would allow for a variety of holiday displays along with religious items displayed; not just religious groups. This policy allows for any group to sponsor a display.

Mayor Lander understands there were several complaints. Because the City had no guidelines there were several examples of displayed items causing some negative feedback.

Mayor Pro-tem Oxborrow asked for examples of policy from other communities.

Ms. Garcia said she could not find any established ordinances on the Internet. Most cities have just administrative policy and guidelines. Many cities have safety guidelines and the time frame as to timeline.

City Manager Ramirez said the court cases says that a reasonable person can take a look at this and not say that the city or county is promoting an agenda. A reasonable person is going to be the rule of thumb.

Council Member Ramsey indicated there was a resolve for the people who complained. It was all taken care of.

Mayor Lander said he read through it and it is clear and concise so everyone can understand. They now have guidelines to go by and they are equitable and fair for all involved.

City Manager Ramirez indicated that Pastor Raine had some suggested guidelines for Numbers 6, 7 and 8. Looking at the verbiage, staff is going to separate the "anyone" to "any one" particular member of the community. Number 7 after religious viewpoints must include at least an equal secular component. The last thing he suggested is on Number 12 in reference to electric cords. We have that cords must be at least 8 feet above the ground. He was thinking about this and last year the cords were just laid out on the ground. You don't have a lot of traffic walking in the medians. As far as he is concerned, if they lay them on the ground and they do not cause a tripping hazard for those working with the displays, it should be okay. There is no power out there and this is all done using deep cell (car) batteries.

This is a first cut at this and we may have changes after this year. The policy can be revised at anytime. It is not an ordinance and all you have to do is to notify staff for any changes.

Council Member Ramsey said a boyscout troop or anyone can make a display.

City Manager Ramirez said on the first page of the Guidelines you will see under Number 4 up to three groups can share one median island. We can make this 4 or 5 groups. The median down Monterey Street is about 1/4 mile. The one on Washington breaks up every block. We can make adjustments as needed. The median on Monterey could accommodate numerous displays. If a reasonable person takes a look at the displays, he or she cannot say the City is taking a particular viewpoint.

Ms. Garcia said the City will be putting together some type of application.

City Manager Ramirez said once the median islands are full, we will not accept any further applicants.

Council Member Ramsey asked about generators and the noise level.

City Manager Ramirez said they would consider placing something in the guidelines in reference to maximum noise levels.

Council Member Keough suggested there could be caroling and a curfew should be established for that. He wants staff to consider everything possible which could create a problem for the City.

Consensus of the Council is to continue to develop guidelines with Pastor Raine and bring back to staff in November.

6. Coalinga Sports Complex Update

Mercedes Garcia, Senior Administrative Analyst

Administrative Analyst Mercedes Garcia said staff has no recommendation on this item.

This report is follow-up discussion on the Coalinga Sports Complex from a Future Agenda Item request from Council Member Keough.

The Coalinga Sports Complex is a project that has been in the works for numerous years by several agencies including a non-profit. The existing above ground amenities were completed and opened to the public in March 2012. The amenities include:

Two Soccer Fields,

BMX Track,
Restroom/Concession Facility,
Amphitheater,
Walking Trail,
Storm Drain Basin,
Temporary Parking,
ADA Accessibility,
Dog Park.

Following a lengthy review and unraveling of many documents, draft agreements, agreements, letters and emails going back many years, and before the current Administration of the City and Coalinga Huron Recreation and Park District, it appears the Coalinga Sports Complex property of approximately 84 acres is owned by CHRPD.

In October 2010, the City of Coalinga, County of Fresno and CHRPD entered into a Cooperative Agreement that would transfer the Coalinga Sports Complex to the City of Coalinga after completion of improvements and upon approval from the California State Park's Office of Grants and Local Services (OGALS). The City agreed to participate with the understanding the development would occur on the east side of the property instead of the west side. The change of scope would allow development of amenities with the grant funds that remain and additional funds from West Hills College and City of Coalinga which included Storm Drain Fees. In order to use Storm Drain Fees, development on the east side was required where the Storm Drain Basin could serve a broader area.

Todate, OGALS has not approved the transfer of the Sports Complex to the City of Coalinga because the grant requirements (i.e., construction of ballfields) have not been met. Although the CHRPD owns the property, the City of Coalinga maintains the facility. CHRPD plans to spearhead an effort towards completing the above ground amenities needed on the west side to include ball fields that would satisfy grant obligations outstanding with OGALS. CHRPD would like to utilize volunteer labor to complete a simple build of the ballfields required by OGALS. Upon satisfying the grant obligation, the Coalinga Sports Complex could then, perhaps, be transferred to the City of Coalinga.

Staff requests to remove outdated information from the City of Coalinga website which details development of the CPC under Residents - the tab label Recreation.

A lot of dialog has taken place in regard to the Sports Complex and we just didn't want to remove that information from the website without bringing it to the Council and making everyone aware of it. The website does have the drawing used when the City applied for the Grant which was not awarded.

Staff would like Council's direction if you would like staff to continue to maintain the Sports Complex. Perhaps, there could be a meeting between staff, council members and staff from CHRPD or appropriate how Council feels we should move forward on this item.

Council Member Keough said he has been very vocal on this. He is glad that we are talking about it and thank you for all the work you have done uncovering these facts.

He, personally, thinks it would be wise for the City to not be in the park business. In seeing that we don't own it, it seems an appropriate time for the CHRPD to take over. If we can assist them some way and help with the transision, perhaps we can begin to shave that \$40K down and let them take it over. That would be a great thing to do.

Mayor Pro-tem Oxborrow congratulated staff for uncovering this great information. City staff is taking care of the maintenance. He would love to meet with the board of the CHRPD to find out what direction we are

going to take. His concern is not being in conformance with Sacramento in reference to the ballfields. Are we locked out of receiving any more Prop 84 funds? Realistically, the only way that park is going to see trees or more ballfields, is if we get more grants from the State.

Ms. Garcia said currently there are no large park grants out there. The City is not eligible to apply for the grants because we are not the owner of the property. Once the park district satisfies the grant requirements, they would be eligible for other grants under the State parks when they become available.

Mayor Pro-tem Oxborrow said what he would like to see, in turning it back over to the parks district, is if we have budgeted the \$40K. If so, he would suggest giving the \$40K to the district so they are able to complete the requirements for the grant and get, at least, the one ballfield.

City Manager Ramirez said it is actually four ballfields; 2 base ball and 2 soft ball.

Ms. Garcia said originally the grant was written for softball and baseball fields. The general manager of CHRPD is in conversation with the State parks to find out what would be the minimum obligation to satisfy those grants. The state could hold them to one of one or two of two. That is a question which needs to be answered.

We did have a meeting with them prior to this meeting but she doesn't think they have received an answer from the State parks to know what is going to be required to satisfy those grants.

Council Member Garcia said we did apply for a grant.

Ms. Garcia said at the time, when we applied for the Prop 84 grant, that is when, supposedly, the CHRPD had taken action in August 2009 to transfer the property back to the City. The grant obligations were on track to be completed. If we were awarded the property before application for the \$5M grant, we would have been the owners of the sports park and eligible for that grant. Unfortunately, there were some administrative changes at CHRPD and the obligations were not fulfilled.

The other part of this is the County of Fresno did have grants for that property and those were closed out. Currently, it is just the one grant that was not closed out. If everything had worked out correctly we would have been the owner at the time and if we had been awarded the \$5M grant we could have accepted it..

Council Member Garcia said it is a community park and he would still like to be involved with it. He would like to get in partnership with the CHRPD, and West Hills College. As a community he thinks we would have a better chance at getting funding. He likes the idea of several Council Members meeting with the District board and City staff to try to get the community involved and move forward on this project. He thinks there are a lot of volunteers out there and he would like to get involved.

Mayor Lander said he remembers when there were those who came forward and wanted to volunteer. We were under the assumption that we owned the property. Unfortunately, we could not allow the volunteers because of legalities. Would that hold true with the District?

Ms. Garcia said it is her understanding with the District that they are allowed to use volunteer labor to develop the park. In reference to the City owning the Sports Park, prevailing wage would come in and prevent volunteers from assisting the City. Her understanding is with the CHRPD owning the property, volunteers would be allowed to assist in the completion of the park.

Mayor Lander said he agrees with Council Member Garcia that it should be a partnership. He also agrees that the District is in the business of managing parks and recreation for the City of Coalinga and we are not in the business of doing that. We tried hard to do it and we have fallen down several times. With a

community effort he thinks Mr. Garcia is right on the money. He would like to suggest that the City Manager, General Manager of the District meet with a couple of Council Members and try to work through this.

Council Member Ramsey said when we built the swimming pool, it was a joint powers agreements between the WHCC, CHPD and the City. Each entity put in funds. It was owned by the school district. When he was involved, each year each entity would put in about \$16K per year. The college ended up pulling out as did the City and the District had it to themselves.

Mayor Pro-tem Oxborrow said that property was donated by Chevron and we would not be having this discussion except for generous donations. He would like for any discussion to include the thought of trying to intice a major oil company to assist. You could name the park Chevron Field or whatever field. There is a lot of money to be spent in Coalinga over the next few years. It is a good possibility we may be able to get someone from the community to help us finish the park.

Council Member Ramsey said there have been promises made from the very beginning as to name the soccer fields after certain individuals, etc. One was Dixie Welborn and another Bobby LeFrance.

Mayor Lander said what he would like to suggest, if agreeable with the Council, is for City Manager Ramirez to set up a meeting with Mr. Honberger and two council members; Mr. Garcia and Mr. Oxborrow.

7. Introduce and Waive First Reading of Ordinance #775 (Garage Sales)

Mercedes Garcia, Senior Administrative Analyst

Administrative Analyst Mercedes Garcia:

Motion to Introduce and Waive First Reading of Ordinance No. 775 an Ordinance of the City Council of the City of Coalinga Amending Article 36 of Chapter 2 of Title 9 of the Coalinga Municipal Code Relating to Garage Sales.

The Coalinga Municipal Code identifies the requirements for a garage sale permit. The current process has been in place for about five years. Initially, the ordinance was adopted to address people placing signs on public poles, other individual's property and on City property. The garage sale permit requires a \$25 refundable deposit when an application is submitted. If no sign violations are reported the deposit is refunded. With signage violation no longer a problem staff recommends an administrative fee for processing the permit.

The proposed ordinance updates Chapter 2, Section 9-3602(e)3.requirements and Sec. 9-2.3603 Violations of the Coalinga Municipal Code relating to Garage Sales. The proposed ordinance allows for an administrative fee for processing a garage sale permit.

Staff contacted other comparable cities of similar size to determine if a fee is collected. Out of nine cities contacted, three do not collect a fee. The fees currently are set between five to ten dollars. Staff recommends a fee of five to seven dollars (\$5-\$7). The collection of this fee would streamline the current permit process. Currently, applicants must complete the application and deposit \$25.00. The applicant returns the following week to collect the deposit if no violations are noted. If the deposit is paid in cash and not collected within thirty days the deposit is kept. If the deposit is paid by check the check is held for 60 days then destroyed. Due to the administrative time spend currently processing the garage sale process the permit change to a set fee would decrease staff time for processing the refund of the deposit and eliminate the applicants return trip for the deposit.

After discussion by the Council Members and staff, this item died from the lack of a motion.

8. Consideration of Requests from Plaza Businesses for Compensate Due to Plaza Reconstruction
Rene A. Ramirez, City Manager

City Manager Ramirez:

Construction has begun on the Plaza and since then he has received two letters from two different business owners asking if the Council would consider compensating them for their loss in revenue based on lack of traffic and parking affected by the construction.

One of the business owners is a renter of one of the building we own and he is asking for a 50% reduction in his rent.

The other person does not rent one of our spaces and they did not ask for a specific amount only for consideration.

Staff is seeking Council direction with regard to requests from at least two (2) Plaza businesses for financial assistance during renovation of the Plaza.

For several years now the Council, staff and Plaza businesses have met to discuss renovation of the Plaza. Over the time there have been many public workshops, staff interactions with the businesses and opportunities for all to discuss the renovation project, including the inconvenience to be created by the project's scope of work. Council asked staff to fast-track the construction process in recognition of the inconvenience to be faced by business operators during construction. Throughout these discussions, there was never a mention of compensation to business owners during construction.

The contractor did a great job interfacing with the businesses on the Plaza saying what can we do to help. You see the affect of that by the sign at the beginning of the Plaza stating that the businesses are open. They have created signs for those with back entrances saying here is a particular business and you can go in this way.

The other thing you need to consider is that several years ago we did some work on the State Highway/Elm Avenue. That removed all the curb, gutters and sidewalks from parts of 6th Street all the way down to 3rd or 4th Street or beyond. Those business owner did not receive any compensation.

The Council can do something about the requests; it is a policy call. Once done, however, it could become a precedent for the City. In the future, once a precedent is set, with any kind of construction someone will be asking for compensation for the inconvenience. The thing to be considered is monies could not be used from road construction or street dollars but would come from the General Fund. There are some water and storm drain monies in there; those funds cannot be used for that purpose. If you choose to honor these requests, you will have to take it from the General Fund. If you are going to do it for one, you should probably do it for all. He would like to get back to these individuals and others should the request come up.

Council Member Garcia said considering we are asking our employees for concessions with their salaries and with our budget, it is not a good idea.

Council Member Ramsey said he is opposed to it and he does not want to set a precedent and deal with later down the road.

Mayor Pro-tem Oxborrow said Katie Delano please forgive him but this sounds like a job for the Chamber

of Commerce. They should have a fund to assist businesses like this. He knows they have a pretty good reserve in the bank and this is a job for the Chamber of Commerce.

Council Member Keough said he is completely against this; they had plenty of notice. It sounds like one of these folks has extended the five-year lease and he is wondering what that individual is doing in there?

Mayor Lander said this is an unfortunate situation and the City and contractors have gone above and beyond to try and work with the business owners. Some of them did not choose to participate in the meetings, etc., to find out what was going to happen.

City Manager Ramirez said once the Plaza is finished, they are all going to be fine with the sidewalks and ADA. We are spending \$1.4M in that two block area and it is going to look brand new. We will continue to work with the business owners and seek their cooperation. If weather cooperates by the end of November it should be done and we will have very happy people with a new downtown area.

Mayor Pro-tem Oxborrow said the Chamber of Commerce is here to support the businesses. If they need to subsidize a couple of them to keep them healthy through this three-four month period, it would be the way to go.

City Manager Ramirez said he would contact Ms. Delano.

9. Discussion and Direction Regarding Chevron Request for Connection to City's Water Supply System for Fire Protection on a New Control Building

Discussion and Direction Regarding Chevron Request for Connection to City's Water Supply System for Fire Protection on a New Control Building.

City Manager Ramirez said he was just talking to their engineer/architect this afternoon. This is an existing building they want to replace. Because it's water and outside the community he thought it should be brought before the Council. Chevron has been a long-time water customer and a good neighbor. They donated the land for the Sports Park and for the water tank. It is not that we don't want to work with them; it is just this water situation. We had someone else come to us asking for water outside the community for industrial purposes. The Council decided it was not a very good idea right now because of the drought and water shortage.

Chevron has asked for the ability to tie into the existing water system out there for fire protection purposes. They have an option; they currently take water from the City of Coalinga at several points along that Derrick Avenue route and one of their backup options would be to continue to take water from that route. They would have to build some sort of water storage tank for fire-fighting purposes and some type of pumping system to pump the water to the building to put out the fire.

He is wondering if the Council wants to have some kind of policy for water use outside the City Limits for fire suppression? Is this something the City wants to get into? Maybe the bigger picture is there are rumblings about the expansion for oil extraction and how is that going to affect the community? If all of a sudden we have a lot of people looking for homes and the industry looking for a lot of water, where is that water going to come from? We struggle to find water and the Bureau of Reclamation says they struggle to find water for all their contractors. Coalinga is getting 70% of our water allocation. That is not going to provide water for outside use. It could also hamper us in growing our community.

They are going to have their own fire suppression system; they just want to tie into our water pipe and probably run a water pipe for a few hundred feet and then feed it from there.

Mr. Jesus Pelayo, Architect with Teter Architectural Firm said he has spoken with Mr. Ramirez. Teter is the firm designing the building for Chevron. This is a 3600 square foot control building replacing an existing control building. There is service to the site with domestic water which is typical to these sites.

Chevron is proposing to tap into that water supply, augment it and in lieu of a 3" line go to a 6" or 8" line to be able to facilitate their need for fire suppression. Currently, all those sites which are part of the County's

jurisdiction are not serviced by any fire suppression system. Chevron does have options but, obviously, this is the preferred option given the maintenance issues and others that would be related to providing a pump, tank, etc. Obviously, this is something that Chevron would request for your consideration. Mr. Ramirez has provided good information in reference to what Chevron's long-range goals are right now. That is something that our firm cannot comment on. Our specific role is related towards the control building.

Council Member Garcia asked if it is only to be used to suppress the fire and not for production or to increase volume, etc.

Mayor Pro-tem Oxborrow asked how that would be regulated. You want to go from a 3" line to a 6" line. You have a meter on the 3" line. It is his understanding that Chevron has a miniature water plant; they buy a certain amount of untreated water from the City of Coalinga and it is disbursed through their own lines.

Mr. Pelayo said they actually purchase treated water. They treat it further for their equipment.

Mayor Pro-tem Oxborrow said if you are going from a 3" line to a 6" line how are you going to meter it for specific purposes. If you ran a separate line only for emergency services that was not metered, he does not think you would have any way to monitor it.

Mr. Pelayo said they would have to work with their engineer to come up with some sort of mechanism to monitor what could be going through for fire suppression.

Mayor Pro-tem Oxborrow said he would not have a problem because it probably would never be used. There is the chance of it being abused.

City Manager Ramirez asked how the Council feels about that. Do you want us to come back at a future date with some sort of policy? It may not be Chevron but another company wanting water for fire suppression.

Mayor Pro-tem Oxborrow said there are experts here. He thinks if the City is assured that it would be used only for fire suppression and the City can rate and account for that water separately, he would have no problem. Chevron would have to pay for all the service lines, etc. If we can have some assurances like that, it would be a no-brainer. It would be a separate meter and a much higher cost if ever used.

Council Member Ramsey said Chevron is one of the big boys and they have locations all over California. They might be able help us get more water.

Mayor Lander said he agrees with what has been said. Will it be our policy for fire suppression? What we need to do is to have Chief Henry get involved with this and work with the County. He knows there was slight discussions on this topic a year or so ago.

Chief Henry said he believes the tank is in the State responsibility area for CALfire and they do have reservoirs throughout the State. If it were a local jurisdiction, it would be under the Fresno County Fire Protection. If something happens we would be there. With a 3600' foot building the water use would not be that significant, even less than 1000 gallons.

Mr. Pelayo said this is primarily to satisfy the County.

City Manager Ramirez said the other part of the conversation had with Mr. Pelayo, this afternoon, is that the City has infrastructure along Derrick Avenue. When it was designed it was designed as a transmission line.

The engineer at the time did put in some turnouts and they are basically "Ts" in the line and they are in specific locations. He did tell Mr. Pelayo that they cannot go in there and cut the line where they would want. They would have to use one of these "T" areas. The point of connection for them may be too far for them to make a connection. He is letting the Council know that staff is not going to allow someone just to tie into our water system wherever they want.

Council Member Keough said this is something he thinks we should be behind. You have brought up water policy and meeting with people. He has volunteered himself already to meet with the people at Chevron and the other oilfields and talk about future water needs. As Mr. Ramsey said if they are partners for water with us, he feels we will do a lot better, at the State level, to receive a higher allocation. He is in favor of this and volunteers himself to meet with Chevron or any of the oil officials.

City Manager Ramirez said the Council is in favor of Chevron tying into our water system but staff will insure there is appropriate measurement, etc. Council Member Keough mentioned meeting with oil companies, is the Council in favor of that?

Mayor Lander said he would like to see that because it might be an issue. He understands they are ramping up the activity out there.

City Manager Ramirez, speaking to Mr. Pelayo, said the City will work with you so you can get your permit from Fresno County. We will talk tomorrow when he returns from Fresno.

10. Spending Plan for COPS Funding 2013-2014 Fiscal Year

Cal Minor, Chief of Police

Item 10: Spending Plan for COPS Funding 2013, 2014

Police Chief Henry said for the last few years there have been provisions for small agencies to receive a \$100K allocation to be used only for frontline law enforcement. Up to last year, we had to present a plan to you for approval. Then we had to send it to a committee in Fresno County consisting of the District Attorney and others. They would approved that plan and at the end of the year, we had to submit a report showing how the funds were spent. Last year, with budget revisions, the only requirement now is that it is spent on frontline law enforcement. A spending plan has to be submitted to you and approved at a public meeting. The County nor District Attorney are involved.

You have what has been put together allowing us to purchase two marked patrol vehicles. We bought marked patrol vehicles last year and supplemented the overtime fund and extra help fund. Last year some of the items you approved on the Consent Calendar were an accumulation of the last four years (carryover funds are allowed). We began last year with \$29.6K for the upgrade of communications. There is \$6K left in that fund and combined with this year's allocation, we are able to purchase two patrol vehicles and supplement those other two accounts.

This is our recommendation for this year's funds. It is your decision as to how this money is spent and it must be approved by October 31 or lose the funds.

Mayor Pro-tem Oxborrow said, in the past, we have tried to go local rather than with the State contract. A lot of times, people go with the State contract rather than get local bids. Things do change in the automobile industry.

Police Chief Minor said when we had the Ford and Chevrolet Dealerships here we purchased our pick-ups from the Ford dealer and we purchased the Tahoe from the Chevrolet dealer.

Mayor Pro-tem Oxborrow said you can take the bid you got from Folsom and go to Hanford and see if they have the opportunity to match this price.

Police Chief Minor said he wants to get the money committed and if it is accepted to purchase them locally, they will take the best price.

Mayor Pro-tem Oxborrow said he would like to keep it within our local counties.

Council Member Garcia said for other vehicles that would probably work, but for these police interceptors you are piggybacking off the State contract. The CHP orders thousands of them and he doesn't think any local dealership could match their price. He agrees on the non-essential vehicles to go locally.

Mayor Pro-tem Oxborrow said he knows the reason in Alhambra is because they have them on the ground. They are stockpiled. He does trust your judgment. He thinks a local dealer could order those vehicles, too. He will know tomorrow because he has his little feelers out there.

Police Chief Minor said with Folsom they have ordered so many that they are receiving cars every other day. We can go out and see if Keller or Future Ford could match our bids.

If you can give us the authority to approve this plan and then we can go out to determine the best buys for the patrol vehicles.

Mayor Pro-tem Oxborrow said on one of the other items you have Keller purchasing a Chevrolet Truck. The same fleet person can just pick up the phone and ask if he can get the vehicles at a competitive price.

City Manager Ramirez said the question for the Council is are you comfortable with the spending plan. They want to purchase two vehicles and use the funds for overtime and to supplement the cost for our reserves.

Mayor Pro-tem Oxborrow made the motion to approve the spending plan and allow for the Chief to solicit prices from local dealerships on the two police interceptors. The motion was seconded by Council Member Keough. Motion **Approved** by a Voice (5/0 Vote.) Oxborrow, Keough, Ramsey, Garcia, Lander

7. ANNOUNCEMENTS

Mayor Lander said he and the City Manager went to the meeting of the League of California Cities in Sacramento. The biggest success was meeting with the Secretary of the CCC. It was a very positive meeting. Since that time we have been in communications back and forth with them. We don't know what is going to happen but it was positive.

As far as, the League there was a lot of valuable information. A lot of times what they have at those conferences applies to large cities. This time, a lot of the information applied to small cities and was useful to small cities councils.

One of the classes they had was "10 Ways to Save Money Within a City". The two main items were to cut fire and police. There was a gentleman who stood up who was a retired police officer and he spoke very highly for the police department and he received a standing ovation. That is the biggest mistake cities make to cut fire and police.

He did learn some things; this small city in the middle of nowhere is above and beyond many other cities. He listened to what other mayors had to say and council members had to say. He found that Coalinga has already done many of the things listed to do. He analyzed this very carefully and our little City is a very progressive city for a small town in a rural area.

The City Manager and he also met with State Assemblyman Perea and talked about water issues. We also talked about Claremont and he told us he would work very diligently with us to try to do something with Claremont. He showed concern about the water issues here in the Valley.

Council Member Keough said he notice recently that when we are in our Council meetings, that the bathrooms are locked. Can we keep those open during the meetings?

City Manager Ramirez said we had some unknown persons making a mess in the bathrooms. So we are back to locking the bathrooms. There are keys here. If the Council wants them open during the Council meetings then staff will accommodate that. It was just an unfortunate thing that we had to do. We are forced to cleaning up the mess.

Mayor Lander said he wants to make a clarification. When he said there was a mess he is being very, very polite.

City Manager Ramirez said he wants to reiterate what the Mayor said that we had a really good meeting with Secretary Beard and his Under-Secretary Ochino. We reminded him that we have a public facility here and we are here to help the State in dealing with their population decrease. They have to get down to 137 1/2 % of their prison population. They have to do it by January 2014.

The secretary said he thought we were very progressive but he has to say that the mayor of Coalinga is also a pretty well known person. He was amazed at the number of people who know our mayor.

Following-up with the secretary, there has been a lot of movement by the State to try and meet that goal. He would like to share with the community that the CCC has been talking to the City of Taft and Shafter about trying to open their facilities. He wants to let you know that Taft is going to be signing a contract with the LA County Sheriff's. Because of that he thinks there is a lot more interest by the CCC in our CCF. They have

been actively communicating with us. He has nothing more to share with the Council, when he does he will let you know. We will continue to tell the State that we are here.

He would like to rap up our budget process. He would like to use the second meeting of October 17th for that meeting. We have the enterprize funds and other funds that have budgets. Council Member Garcia will be out of town. The meeting will be October 17th at 6:00 PM.

Progress on the Plaza continues. The contractor is on schedule. He thinks in November he will have the construction manager, Mendoza and Associates, show you some pictures. It will take ten or fifteen minutes.

This weekend on Saturday and Sunday between 7:00 AM to 5:00 PM Shift Suckers are going to be out at the airport. Council members have been invited. The people have high performance cars and they use the airport to drag and race against each other.

Council Member Ramsey said they expect to break some records this time.

8. FUTURE AGENDA ITEMS

Council Member Garcia said we all received an email from our City treasurer regarding direction on reports. He would like to bring this back for discussion so Council can give her some direction on what we would like to see her do in reference to her treasurer position..

A few years ago our finance director asked about online payments for City bills. This would be a nice convenience to have.

A few years ago, Mr. Oxborrow brought this up because we were under the impression that fire hydrant thefts were happening back then. The prior fire chief had assured us he had bought some locks for the fire hydrants. He would like an update on this issue to see if we have locks on our fire hydrants.

Fire Chief Henry responded that we do and we know the location of the fire hydrants.

Council Member Garcia said maybe there are ways for us to secure some facilities to reduce the theft portion of it. Please bring back so we can have a discussion.

9. CLOSED SESSION

1. Conference with Labor Negotiator Government Code 54957.6. CITY NEGOTIATORS: Rene A. Ramirez, City Manager; Marissa Chavez, Human Resources Director; Laurie Avedisian, City Attorney. EMPLOYEE (ORGANIZATION): General Employees; International Association of Firefighter's.

10. ADJOURNMENT

Mayor Lander adjourned the Council Meeting at 9:20, PDT.

Ron Lander, Mayor

City Clerk/Deputy Clerk

Date