



**August 22, 2023
MINUTES**

COUNCIL MEMBERS PRESENT:

Nerio-Guerrero, Launer, Prado, Reynosa, Thusu

COUNCIL MEMBERS ABSENT:

None.

STAFF MEMBERS PRESENT:

Alaniz, Avila, James, Hurtado, Iriarte, Montejano, Patlan, Solis, Watts, Webster, Yanez

1. Work Session - 6:00 PM

1.1. Ridge Creek Restaurant Interior Design (DJ)

Mayor Reynosa opened the work session at 6:01 p.m.

City Manager Patlan presented Annie Trevino with AT Designs who presented the proposed interior design concept for Three Finger Jack's Restaurant. Staff is asking for input and guidance from the council.

Mayor Reynosa adjourned the work session at 6:55 p.m.

2. OPENING CEREMONIES

2.1. Welcome and Call to Order

Mayor Reynosa called the meeting to order at 6:30 p.m.

2.2. Invocation

The invocation was led by Chaplain Garcia.

2.3. Pledge of Allegiance

The pledge of allegiance was led by Fire Chief Webster.

3. AGENDA CHANGES OR DELETIONS

To better accommodate members of the public or convenience in the order of presentation, items on the agenda may not be presented or acted upon in the order listed. Additions to Agenda may be added only pursuant to California Government Code section 54954.2(b).

Assistant City Manager requested item 8.2 be deferred to a future meeting due to miscommunication.

A motion was made by Council Member Launer, second by Council Member Prado , to defer item 8.2 to a future meeting.

Ayes: Launer, Nerio-Guerrero, Prado , Reynosa, Thusu

4. REQUEST TO ADDRESS COUNCIL

This portion of the meeting is reserved for any person who would like to address the Council on any item that is not on the agenda. Please be advised that State law does not allow the City Council to discuss or take any action on any issue not on the agenda. The City Council may direct staff to follow up on such item(s). Speakers are limited to three (3) minutes. If there is any person wishing to address the City Council at this time please approach the podium and state your name and nature of the request.

Christina Meza approached the podium to address the council regarding a bicycle problem in the city. Meza would like a program like the one in Los Angeles for bicycle rentals. Meza provided her contact information to city staff.

5. NEW EMPLOYEES AND PROMOTIONS

5.1. Introduction and Oath of Office for Firefighter-Paramedics Jesse Garcia, Sabrina Scheer and Luis Vasquez (JorW)

Chief Webster introduced Jesse Garcia who was promoted to Firefighter/Paramedic. Garcia began his employment with the City of Dinuba in 2022 and has over 15 years of EMS experience. Garcia was joined by wife and family. Garcia was pinned by his wife Tiffany.

Chief Webster introduced Luis Angel Vasquez who was promoted to Firefighter/Paramedic. Vasquez has 2 years of experience with Tulare County and as a Single-Role Paramedic with the City of Dinuba. Vasquez was joined by his family and was pinned by his brother Nacho, a retired Fire Captain.

Chief Webster introduced Sabrina Scheer who was promoted to Firefighter Paramedic from Single-Role Paramedic. Scheer has twelve and a half years of EMS experience. Scheer was joined by her family and pinned by her mother Jody.

Mayor Reynosa administered the Oath of Office.

The council offered words of congratulations and support.

5.2. Introduction and Oath of Office for Firefighter-EMTs Timothy Schlegel and Crishten Leon (JorW)

Fire Chief Webster introduced Timothy Schlegel who was promoted to Firefighter/EMT-B from Single-Role Paramedic. Schlegel was joined by his family and pinned by his girlfriend Ashley.

Fire Chief Webster introduced Crishten Leon who was recently hired as a Firefighter/EMT-B. Leon has five years of explorer experience and two years of experience with Marin Fire Department. Leon was joined by his family and pinned

by his father Roy.

Mayor Reynosa administered the Oath of Office.

The council offered words of congratulations and support.

5.3. Introduction for Single Role Paramedic Zachary Giovani (JorW)

Fire Chief Webster introduced Zachary Giovani new hire as a Single-Role Paramedic. Govani has 3 years of EMS experience. Giovani was joined by his family and his fiancé Jayce.

The council provided words of congratulations and support.

6. CONSENT CALENDAR

Matters listed under the Consent Calendar are considered routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, a member of the audience or a Council Member may request an item be removed from the Consent Calendar and it will be considered separately.

6.1. SUBJECT

Approval of City Council Meeting Minutes (MA)

RECOMMENDATION

Council to review and approve City Council meeting minutes of July 25, 2023.

6.2. SUBJECT

Resolution No. 2023-43 Authorization to Apply for CDBG Program Income Funding (GA)

RECOMMENDATION

Council adopt Resolution No. 2023-43 authorizing submittal of an application for Community Development Block Grant (CDBG) Program Income funding and authorizing the City Manager or designee to execute related documents.

6.3. SUBJECT

Request for Excused Absence Vice Mayor Rachel Nerio-Guerrero (MA)

RECOMMENDATION

Council to excuse the absence of Vice Mayor Rachel Nerio-Guerrero from the City Council meeting of July 25, 2023.

6.4. SUBJECT

Agreement Between Brycer, LLC and the City of Dinuba for Monitoring and Ensuring Compliance of Fire Suppression and Alarm Systems within the City of Dinuba (JorW)

RECOMMENDATION

Council to approve Professional Services Agreement with Brycer, LLC for monitoring and ensuring compliance with fire suppression and alarm systems within the City of Dinuba and authorize the City Manager or designee to execute the agreement.

6.5. SUBJECT

Second Amendment to Health Management Associates Services Agreement and Cooperative Agreement (JorW)

RECOMMENDATION

Council approve the second amendment to the agreement between the cities of Dinuba, Kingsburg, Coalinga, Sanger, Selma and Health Management Associates regarding consulting services for the Voluntary Rate Range Program (VRRP) and the Public Provider Ground Emergency Medical Transportation (PP-GEMT) Intergovernmental Transfer (IGT) programs; And have the City Manager or designee execute the agreement.

6.6. SUBJECT

Authorization to Award a Professional Services Agreement to 4Creeks Inc. for the South of El Monte Way Neighborhood Revitalization Study (DJ)

RECOMMENDATION

Council to approve professional services agreement with 4Creeks, Inc. in the amount of \$179,020 for the preparation of the South of El Monte Neighborhood Revitalization Plan, and authorize the City Manager or designee to execute the agreement.

6.7. SUBJECT

Resolution No. 2023-45 Authorizing Submittal of California Strategic Growth Council Community Resilience Center Program for Improvements to the Dinuba Sportsplex (SH)

RECOMMENDATION

Council adopt Resolution No. 2023-45 approving the application for grant funds for the California Strategic Growth Council (SGG) Community Resilience Center Program for Improvements to the Dinuba Sportsplex.

A motion was made by Council Member Thusu, second by Vice Mayor Nerio-Guerrero, to review and approve the Consent Calendar as presented.

Ayes: Launer, Nerio-Guerrero, Prado , Reynosa, Thusu

7. WARRANT REGISTER

7.1. SUBJECT

Warrant Register July 28, 2023 & August 4, 11, 18, 2023 (KS)

RECOMMENDATION

Council to review and approve the Warrant Register as presented.

A motion was made by Council Member Launer, second by Council Member Thusu, to review and approve the Warrant Register as presented.

Ayes: Launer, Nerio-Guerrero, Prado , Reynosa, Thusu

8. PUBLIC HEARING

8.1. SUBJECT

Adoption of Focused General Plan Update and Final Subsequent Environmental Impact Report (KSch)

RECOMMENDATION

Council to conduct a public hearing and adopt Resolution No. 2023-42, approving the Focused Dinuba General Plan Update, and certifying the Subsequent Final Environmental Impact Report.

City Planner Schoettler via Zoom introduced RRM Consultant Planner Pam Ricci. Ricci presented to the council a General Plan Update with land use and circulation as the focus. Ricci advised the council that the previous plan was adopted in 2008. The updated General Plan focuses on the area around the new high school, and the east condor of El Monte Way. Travis Crawford with RRM spoke regarding the environmental plan conducted that meets CEQA standards and guidelines.

Schoettler reported that on August 1, 2023, the Planning Commission voted to move forward with the General Plan Update and the Final Subsequent Environmental Impact Report to Council.

A motion by Council Member Luaner and a second by Council Member Thusu was made to reopen the session.

Mayor Reynosa opened the Public Hearing.

No comments were made.

Mayor Reynosa closed the Public Hearing.

A motion was made by Council Member Launer, second by Council Member Thusu, to adopt Resolution No. 2023-42, approving the Focused Dinuba General Plan Update, and certifying the Subsequent Final Environmental Impact Report.

Ayes: Launer, Nerio-Guerrero, Prado , Reynosa, Thusu

8.2. SUBJECT

Resolution No. 2023-44 Approving the Continuance of the Three Quarters of One Percent Public Safety Sales Tax (KS)

RECOMMENDATION

Council to conduct a public hearing to receive public testimony, close the public hearing, and adopt Resolution No. 2023-44 Approving the continuance of the three quarters of one percent Public Safety Sales Tax.

The council voted to defer this item during Agenda Changes and Deletions to a future meeting.

8.3. SUBJECT

First Reading and Introduction of Ordinance No. 2023-06 by title “Adding Chapter 50, ‘Shopping Carts’ to Title 9 of the Dinuba Municipal Code (DY)

RECOMMENDATION

City Council to receive staff report, conduct public hearing, close the public hearing and take the following action by one motion:

1. Introduce and waive full reading of Ordinance No. 2023-06 by title “Adding Chapter 50, ‘Shopping Carts’ to Title 9, Public Peace, Safety, and Morals of the Dinuba Municipal Code”; waive further reading of Ordinance 2023-06 and approve Ordinance 2023-06 either as drafted or subject to any revisions agreed to by the Dinuba City Council; and,

2. Schedule the second reading and adoption of Ordinance No. 2023-06 for the City of Dinuba City Council meeting of September 26, 2023, inclusive of any revisions agreed to by the Dinuba City Council.

City Attorney Yanez presented Ordinance 2023-06 meant to be a tool to help resolve the problem of abandoned shopping carts. Yanez reported the Ordinance incorporates state law and is similar to what surrounding cities have in place. This Ordinance will assist in enforcement and require individuals and storefronts to comply.

Interim Public Works Director Avila informed the Council that a small business is currently collecting abandoned shopping carts. They are returning those carts that are clearly marked to their location of business or for storage at the Public Works yard.

Mayor Reynosa opened the Public Hearing.

Robert Cervantes approached the podium with concerns regarding homeless using the shopping carts. Cervantes asked for signs to be posted that state "no shopping carts". Cervantes asked that the city take steps to require stores to install locking mechanisms on their shopping carts to prevent the carts from leaving the premises.

Mayor Reynosa closed the Public Hearing.

A motion was made by Council Member Launer, second by Council Member Thusu, to adopt Ordinance No. 2023-06 for the City of Dinuba City Council meeting of September 26, 2023, inclusive of any revisions agreed to by the Dinuba City Council.

Ayes: Launer, Nerio-Guerrero, Prado , Reynosa, Thusu

9. DEPARTMENT REPORTS

9.1. SUBJECT

Fiscal Year 2022/23 Cash Investment Report for the Quarter Ending June 30, 2023 (KS)

RECOMMENDATION

Council to review and accept the City of Dinuba Cash and Investment report for the fourth quarter of fiscal year 2022/23.

Administrative Services Director Solis presented the City of Dinuba Cash and Investment report for the fourth quarter of fiscal year 2022/2023. Solis reported that as of June 30, 2023, the city's cash investments total \$64.5 million, of which, 1.6 million was in combined interest earnings between investments in LAIF (Local Agency Investment Fund), PIMMA (Public Investment Money Market Account), CAMP (California Asset Management Program), and Tulare County Investment Pool.

City Manager Patlan congratulated Solis and her staff for their job well done with city investments.

9.2. SUBJECT

Award of Contract to Avison Construction, Inc. for the Kamm Avenue and Alta Avenue Roundabout Project; Federal Project No. CML-5143(037) (JW)

RECOMMENDATION

Council to conditionally award the contract for the Kamm Avenue and Alta Avenue Roundabout Project to Avison Construction, Inc. in the amount of \$4,438,501.00 and authorize the City Manager or designee to execute the contract documents when the additional funding is secured.

City Engineer Watts reported that on August 14, 2023, a formal bid opening was conducted for the Kamm Avenue and Alta Avenue Roundabout Project. Watts shared that four bids were received, of which, Avison Construction, Inc. was the lowest bid in the amount of \$4,438,501.00. Watts reported that this Roundabout Project is similar to the Alta Avenue and Nebraska Roundabout. The difference is the implementation of two lanes due to the traffic associated with the new Dinuba High School.

Watts is recommending that the council conditionally award the contract to Avison Construcion, Inc. to meet the Caltrans-mandated timeline. Funding for this project is reimbursed through Congestion Miligation Air Quality and Measure R funds, additional funding sources are SB-1 and Dinuba Unified School District transportation impact fees. Watts reported that the contract will begin once funding is secured.

A motion was made by Vice Mayor Nerio-Guerrero, second by Council Member Thusu, to conditionally award the contract for the Kamm Avenue and Alta Avenue Roundabout Project to Avison Construction, Inc. in the amount of \$4,438,501.00 and authorize the City Manager or designee to execute the contract documents when the additional funding is secured.

Ayes: Launer, Nerio-Guerrero, Prado , Reynosa, Thusu

10. MAYOR/COUNCIL REPORTS

Council Member Prado reported attending the Back-to-school night and an EDC meeting.

Vice Mayor Nerio-Guerrero reported attending the City's BBQ event and received positive feedback. Nerio-Guerrero shared attending the school district's Back-to-school event. Nerio-Guerrero thanked Fire Chief Webster for his service and dedication to the City of Dinuba.

Council Member Launer reported attending a League meeting in Visalia where safety was discussed. Launer advised that the Kings Tulare Agency on Aging will be having a conference in October, she will share the information when available. Launer attended the City's BBQ event and received positive feedback. Launer shared that the GSA held a meeting on Thursday and addressed groundwater sustainability. Launer shared that the next TCAG meeting will be held via Zoom on Monday. Launer wished Fire Chief Webster well and he will be missed.

Council Member Thusu reported attending a League meeting and the TCAG meeting with Mayor Reynosa.

Mayor Reynosa reported attending the City's BBQ event and praised city staff for a job well done. Reynosa reported attending the school's Back-to-school event, the League meeting, and the TCAG meeting. Reynosa shared that Leadership Northern Tulare County is taking applications and encouraged staff to participate. Reynosa thanked Fire Chief Webster for his service and dedication.

11. CITY MANAGER COMMUNICATIONS

City Manager Patlan thanked Fire Chief Webster for his service to the city and wished him well. Patlan reported meeting with fire staff and appointing Fire Captain Chastain as Interim Fire Chief. Patlan shared that the Annual League of California Cities Conference will be held September 20-22, 2023, in Sacramento.

12. CITY STAFF COMMUNICATIONS

Assistant City Manager James wished Fire Chief Webster well and reminded the council of the upcoming League of California Cities Conference.

Fire Chief Webster thanked the council for their support. Webster shared that the Fire Department is in good hands with Fire Captain Chastain as Interim Fire Chief.

Police Chief Iriarte reported that with the initiation of the school year, there have been more calls for service. Iriarte shared that Tuesday, September 5th is National Night Out. Iriarte shared that the Police Department has purchased new tasers with Measure F

funds and staff is currently training on the new equipment. Iriarte reported that the department is recruiting for entry-level Police Officers. Iriarte shared that Sergeant Aguayo has applied to Leadership Northern Tulare County. Iriarte congratulated Fire Chief Webster.

Parks and Community Service Director Hurtado reported that the BBQ Fest went well and thanked the council for their positive feedback. Hurtado thanked staff and all city departments for their help during the event. Hurtado announced that tonight concluded the adult softball league and that the community wants to see more adult leagues. Hurtado reported that soccer opening day is set for this upcoming Saturday. Hurtado reported that the Senior Center CDBG meal program has begun and the Senior Center reroofing is now complete. Hurtado shared that the Senior Center will have new decor soon.

Engineer Watts reported that the Senior Center reroofing and the slurry seal project both went well. The KC Vista Project is in progress with the foundation being poured and streetlight coming soon. Watts shared that new projects will begin in the next three weeks.

Interim Public Works Director Avila reported the ongoing recruitment for Building Official and Code Enforcement and the Permit Technician recruitment closing tomorrow. Avila shared that his department is addressing truck issues on Davis.

City Attorney Yanez reported working on a city ordinance update for mobile food vending.

13. ADJOURNMENT

Mayor Reynosa adjourned the meeting at 8:30 p.m.