



**August 13, 2024
MINUTES**

COUNCIL MEMBERS PRESENT:

Nerio-Guerrero, Prado, Launer, Reynosa, Thusu

COUNCIL MEMBERS ABSENT:

None.

STAFF MEMBERS PRESENT:

Alaniz, Avila, Chastain, Iriarte, James, Lew, Montejano, Patlan, Solis

1. OPENING CEREMONIES

1.1. Welcome and Call to Order

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

1.2. Invocation

The Invocation was led by Chaplain Garcia.

1.3. Pledge of Allegiance

The Pledge of Allegiance was led by Chief Iriarte.

2. 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).

The Closed Session item 10.1 was cancelled.

3. 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.

Tim Conklin approached the podium to request a sidewalk at Davis and Lincoln for pedestrian safety. Conklin shared that he favors the construction of the new City Hall at the Strand Theater site.

Rosalie Ware approached the podium to address speeding in the Millard area. Ware is

requesting additional lighting in the alley behind Edwards. Ware inquired about courtesy pick up of bulky items for elderly residents.

4. 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.

4.1. SUBJECT

Approval of City Council Meeting Minutes (MA)

RECOMMENDATION

Council to review and approve the City Council meeting of July 9, 2024 as presented.

4.2. SUBJECT

Resolution No. 2024-59 Adopting and Amending City of Dinuba Travel Policy (KS)

RECOMMENDATION

Council to adopt Resolution No. 2024-59 approving and amending the City of Dinuba Travel Policy.

4.3. SUBJECT

Authorization to Award Professional Services Agreement to 4 Creeks, Inc. for the Dinuba Flood Mitigation Project (GA)

RECOMMENDATION

Council award Professional Services Agreement with 4 Creeks, Inc. in the amount \$269,895 for design and construction management services for the Dinuba Flood Mitigation Project and authorize the City Manager or designee to execute the agreement.

4.4. SUBJECT

Resolution No. 2024- 60 Authorizing Subaward Agreement for FY 2023 State Homeland Security Grant (GC)

RECOMMENDATION

Council to approve Resolution No. 2024-60 authorizing Subaward Equipment Agreement with the County of Tulare for the purchase of (10) Kenwood radios for emergency vehicles in the amount of \$40,000 from the FY 2023 State Homeland Security Grant Program.

4.5. SUBJECT

Resolution No. 2024-62 Approving the Memorandum of Understanding with the Dinuba Police Officers' Association (MA)

RECOMMENDATION

Council adopt Resolution No. 2024-62 approving the Memorandum of Understanding with the Dinuba Police Officers' Association.

4.6. SUBJECT

Approval of Specialized Legal Services Agreement with Dakessian Law (KS)

RECOMMENDATION

Council to approve the continuance of Specialized Legal Services with Dakessian Law for legal services related to the California Department of Tax and Fee Administration (CDTFA) audit.

4.7. SUBJECT

Authorization to Purchase New Command Vehicle (GC)

RECOMMENDATION

Council to authorize the purchase of a new Battalion Chief Command vehicle from Ed Dena's Auto Center in the amount of \$56,543.

4.8. SUBJECT

Resolution No. 2024-63 Authorization of City of Dinuba's Participation in Kroger Opioid Settlement and Reallocation of Settlement Payments to Tulare County for Opioid Abuse Abatement (CL)

RECOMMENDATION

That the City Council Adopt Resolution 2024-63 and affirm the City Manager's approval to participate in the settlement, affirm the City Manager's execution of the Subdivision Participation and Release Form and California State-Subdivision Agreement, and authorize the execution, by the City Manager and/or City Attorney, of any other necessary or appropriate documents necessary for the City to ensure receipt and use of its settlement fund allocation by the State of California and the County of Tulare.

4.9. SUBJECT

Resolution No. 2024-64 Approving the Memorandum of Understanding with the Dinuba Firefighters' Association (MA)

RECOMMENDATION

Council adopt Resolution No. 2024-64 approving the Memorandum of Understanding with the Dinuba Firefighters' Association.

4.10. SUBJECT

Resolution No. 2024-65 Approving the Memorandum of Understanding with the Dinuba Employees' Association (MA)

RECOMMENDATION

Council adopt Resolution No. 2024-65 approving the Memorandum of Understanding with the Dinuba Employees' Association.

4.11. SUBJECT

Resolution No. 2024-66 Approving the Benefit Guidelines for the Administrative, Professional and Confidential Employees (MA)

RECOMMENDATION

Council to adopt Resolution No. 2024-66 approving the Benefit Guidelines for the Administrative, Professional and Confidential employees to comply with the CalPERS reporting requirements and to reflect current practices and regulatory federal and state laws.

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

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

5. WARRANT REGISTER

5.1. SUBJECT

Warrant Register July 12, 19, 26, & August 2, 9, 2024 (KS)

RECOMMENDATION

Council to review and approve the Warrant Register as presented.

A motion was made by Council Member Prado , second by Vice Mayor Nerio-Guerrero, to review and approve the Warrant Register as presented.

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

6. PUBLIC HEARING

6.1. SUBJECT

Military Equipment Use Annual Report (AI)

RECOMMENDATION

Council to receive public comment concerning the annual report and the funding, acquisition, and use of the equipment; review and renew DPD Policy 705 – Military Equipment; review the AB 481 Military Equipment Annual Reports for 2022 and 2023; and by opting not to modify or rescind, affirm Ordinance No. 2022-05.

Lieutenant Ashford addressed the Council asking if there were any questions or comments regarding the Military Equipment Use Annual Report.

The Council had no concerns.

Mayor Reynosa opened the Public Hearing.

No comments were received.

Mayor Reynosa closed the Public Hearing.

A motion was made by Council Member Thusu, second by Council Member Prado , to review and renew DPD Policy 705 – Military Equipment; review the AB 481 Military Equipment Annual Reports for 2022 and 2023; and by opting not to modify or rescind, affirm Ordinance No. 2022-05.

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

6.2. SUBJECT

Public Hearing Accepting Closing-Out of the Community Development Block Grant Business Assistance Program (20-CDBG-CV2-3-0056) and Subsistence Assistance Program (20-CDBG-CV2-3-00143) (GA)

RECOMMENDATION

Council to conduct a public hearing and accept the following close-out reports by one motion:

1. Community Development Block Grant Business Assistance Program (20-CDBG-CV2-3-00056), and;
2. Community Development Block Grant Subsistence Assistance Program (CDBG-CV2-3-00143).

Public Works Director Avila asked that the Council accept the close-out reports of the Community Development Block Grant Business Assistance Program and the Community Development Block Grant Subsistence Assistance Program. Avila reported that grant funds were issued in response to the COVID-19 Pandemic.

Avila reported that in 2021 the City of Dinuba was awarded State Community Development Block Grants for \$339,284 for the Subsistence Assistance Program and \$113,095 for the Business Assistance Program to mitigate the negative impact of the COVID-19 pandemic. Avila reported that the city assisted 129 households and 3 businesses. A close-out report has been prepared for the Council's approval and submission to the state.

Mayor Reynosa opened the Public Hearing.

Felipe Martinez approached the podium and requested the names of the businesses that received funding.

City Staff will follow up with a response to Mr. Martinez.

Mayor Reynosa closed the Public Hearing.

A motion was made by Council Member Launer, second by Council Member Thusu, to accept the following close-out reports by one motion for the Community

Development Block Grant Business Assistance Program (20-CDBG-CV2-3-00056), and the Community Development Block Grant Subsistence Assistance Program (CDBG-CV2-3-00143).

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

6.3. SUBJECT

Public Hearing to adopt Resolution No. 2024-56, Resolution No. 2024-57, and Resolution No. 2024-58 related to Approving the Continuance of the Three Quarters of One Percent Public Safety Sales Tax (KS)

RECOMMENDATION

Council to conduct a public hearing and take the following actions by separate motions:

1. Adopt Resolution No. 2024-56 Approving the continuance of the three quarters of one percent Public Safety Sales Tax, and;
2. Adopt Resolution No. 2024-57 Approving the Public Safety Sales Tax Ten Year Financial Plan, and;
3. Adopt Resolution No. 2024-58 Approving and Adopting the Budget Amendment to Adjust Updated Anticipated Revenues and the Addition of the Expense for Flock Camera System for License Plate Reading Technology.

Administrative Service Director Solis reported on the sales tax provision for police and fire. Solis advised that the sales tax has been instrumental in public safety.

Mayor Reynosa opened the Public Hearing.

Wyatte Thomason approached the podium to share that he supports the Public Safety Sales Tax. Thomason would like to discuss other taxes at a later time.

Mayor Reynosa closed the Public Hearing.

A motion was made by Council Member Thusu, second by Council Member Launer, to adopt Resolution No. 2024-56 approving the continuance of the three-quarters of one percent Public Safety Sales Tax.

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

A motion was made by Council Member Launer, second by Vice Mayor Nerio-Guerrero, to adopt Resolution No. 2024-57 approving the Public Safety Sales Tax Ten Year Financial Plan.

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

A motion was made by Council Member Launer, second by Council Member Prado , to adopt Resolution No. 2024-58 approving and adopting the Budget Amendment to Adjust Updated Anticipated Revenues and the Addition of the Expense for Flock Camera System for License Plate Reading Technology.

7. MAYOR/COUNCIL REPORTS

Vice Mayor Nerio-Guerrero reported attending Memorial services for Richard Marquez. Nerio-Guerrero shared that she met with Korean students and attended the Library's Grand Opening. Nerio-Guerrero attended the back-to-school event at Washington Jr. High and a League dinner.

Council Member Launer reported attending Memorial services for Richard Marquez, a League dinner, and the Reedley College Aeronomics program Grand Opening.

Council Member Thusu reported attending the Transit Agency meeting, will moderate a session for the Mayors and City Council Academy tomorrow, and will attend the California Leadership Institute.

Mayor Reynosa reported attending a League dinner and the Library Grand Opening. Reynosa shared that she along with Police and Fire met with Korean students. Reynosa attended the Reedley College Flight School Grand Opening.

Council Member Launer asked for extra cleanup for the downtown flower beds.

Council Members Thusu and Launer would like to sponsor two benches at Viscaya Park.

8. CITY MANAGER COMMUNICATIONS

City Manager Patlan shared that the August 27th Council meeting is canceled. Patlan advised that he will be on vacation from August 28 - September 13, and Assistant City Manager James will be AIC. Patlan reported attending the Library's Grand Opening.

9. CITY STAFF COMMUNICATIONS

Assistant City Manager James reported that he has been in contact with the High School Football Boosters about a football fundraiser. James shared that the Senior Center Health Fair is on August 23rd from 10 a.m.-2 p.m. at the Senior Center. James reported on the upcoming Corn Hole tournament.

Administrative Services Director Solis reported on the current Part-Time Billing Clerk recruitment.

Fire Chief Chastain reported that final interviews for Single Role Paramedic candidates are scheduled for Thursday. Chastain shared that Battalion Chief Bear is at the Park Fire as a Public Information Officer.

Police Chief Iriarte reported on current recruitments. Iriarte shared that Officer Montemayor is the new Resource Officer at Washington Jr. High and Officer Alvarez is the Resource Officer at the High School. Iriarte reported that there are four additional officers at each football home game.

Public Works Director Avila advised that a conditional offer has been extended for the Utility Worker and the Water System Supervisor.

Engineer Watts reported that the roundabout is moving quickly and the Strand Theater is being taken down slowly. Watts shared that the Fire Training facility is moving forward and that in 4-6 weeks it will look like a facility. Watts shared that Chipotle has submitted plans. Watts shared that he will be gone next week on maternity leave.

10. CLOSED SESSION

10.1. Conference with Legal Counsel - Anticipated Litigation (LP)

Discuss threat of litigation, pursuant to subdivision (b) of Government Code Section 54956.9; Two (2) cases.

The item was cancelled.

11. ADJOURNMENT

Mayor Reynosa adjourned the meeting at 7:21 p.m.