



**December 12, 2023
MINUTES**

COUNCIL MEMBERS PRESENT:

Nerio-Guerrero, Launer, Prado, Reynosa, Thusu

COUNCIL MEMBERS ABSENT:

None.

STAFF MEMBERS PRESENT:

Alaniz, Chastain, Hurtado, James, Iriarte, Lew, Montejano, Patino, Patlan, Solis, Watts

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 Susee.

1.3. Pledge of Allegiance

The pledge of allegiance was led by Council Member Launer.

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).

Mayor Reynosa requested item 4.5 be pulled for further discussion.

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.

None.

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

Resolution Numbers 2023-59 Authorization to Execute a Program Supplement - Building Dinuba's Active Transportation Future for Project ATPL-5143(038) (GA)

RECOMMENDATION

Council to adopt Resolution No. 2023-59 authorizing the City Manager or his designee to sign a Program Supplement Agreement to access \$833,000 in Active Transportation Planning (ATP) grant funds for engineering design and environmental work.

4.2. SUBJECT

Award Contract for Biosolids Removal to Holloway Environmental Solutions, LLC (GA)

RECOMMENDATION

Council award contract to Holloway Environmental Solutions, LLC for the annual removal of Wastewater Reclamation Facility biosolids in the amount of \$70,000 and authorize the City Manager or designee to execute contract.

4.3. SUBJECT

Resolution No. 2023-61 Authorizing Submittal of Alternative Vehicle Grant Application to the San Joaquin Valley Air Pollution Control District (SH)

RECOMMENDATION

Council adopt Resolution No. 2023-61 authorizing staff to submit an application to the San Joaquin Valley Air Pollution Control District (SJVAPCD) for grant funds up to amount of \$100,000 to purchase new alternative fuel vehicles.

4.4. SUBJECT

Resolution No. 2023-62 Adopting Amended City of Dinuba Conflict of Interest Code (MA)

RECOMMENDATION

Council adopt Resolution No. 2023-62 adopting the City of Dinuba's amended Conflict of Interest Code.

4.5. SUBJECT

Resolution No. 2023-55 approving a new Animal Shelter Services Agreement with the City of Visalia and budget amendment for the new contract costs (AI)

RECOMMENDATION

Council adopts Resolution No. 2023-55 approving new Animal Shelter Service Agreement with the City of Visalia and approves Budget Amendment No. 22 to cover the cost of the contract.

Lieutenant Ashford presented Resolution 2023-55 which includes an updated contract with the City of Visalia for the cost of sheltering animals from the City of Dinuba. The contract cost of \$202,000 supports a maximum of 400 animals, additional animals will be processed at \$315 each. The new contract is for one year effective December 1, 2023, through December 31, 2024, and can be renewed at a one-year term for up to four additional years. The increase is due to rising shelter operating costs.

Council Member Launer asked about how many animals are currently being transported per year and asked where the license fees collected go. Chief Iriarte advised that the City transports under 400 animals per year and fees stay in Dinuba.

Administrative Service Director Solis advised that if the City had its own shelter the cost would be much more than the contract cost.

Mayor Reynosa suggested including licensing information in the monthly utility bill insert.

A motion was made by Council Member Launer, second by Vice Mayor Nerio-Guerrero, to separately adopt Resolution No. 2023-55 approving the new Animal Shelter Services Agreement with the City of Visalia and approve Budget Amendment No. 22 to cover the cost of the contract.

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

4.6. SUBJECT

Resolution No. 2023-60 Authorizing Measure R Program Supplement to Cooperative Agreement and Resolution No. 2023-64 for FY 23/24 Budget Amendment No. 2024-09 for the Kamm/Alta Roundabout Project (GA)

RECOMMENDATION

Council by one motion take the following actions:

1. Adopt Resolution No. 2023-60 authorizing the City Manager or his designee to sign a Program Supplement in the amount of \$1,000,000 to fund a portion of the Alta/Kamm Roundabout construction Project with a Measure R advance; and,
2. Adopt Resolution No. 2023-64 approving Budget Amendment No. 2024-09 for FY 23/24 in the amount of \$1,000,0000 to fund the construction of the Alta/Kamm Roundabout Project.

4.7. SUBJECT

Extension of Emergency "Minor's Daytime Curfew" Ordinance No. 2023-10 (AI)

RECOMMENDATION

City Council extend the regulations of Emergency Ordinance No. 2023-07 in accordance with Section 2.13 of the City's Charter until a subsequent Ordinance is adopted codifying daytime curfew regulations, or until repealed by City Council.

4.8. SUBJECT

Approval of City Council Meeting Minutes (MA)

RECOMMENDATION

Council to review and approve the City Council meeting of November 14, 2023 as presented.

A motion was made by Council Member Thusu, second by Council Member Prado , to review and approve the Consent Calendar as presented, except for item 4.5 which was pulled for further discussion.

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

5. WARRANT REGISTER

5.1. SUBJECT

Warrant Register November 17 & December 1, 8, 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 Prado , to review and approve the Warrant Register as presented.

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

6. PUBLIC HEARING

6.1. SUBJECT

Application No. 2023-02 for a Tentative Subdivision Map (Los Prados) creating 99 single family residential lots (KSch)

RECOMMENDATION

Council conducts a public hearing and take action on the following by one motion:

1. Adopt Resolution No. 2023-65 adopting an environmental finding for the project; and,
2. Adopt Resolution No. 2023-66 approving a General Plan amendment and Re-zone for approximately 3.5 acres from Community Commercial (C-3) to Medium Density Residential (R-6); and,
3. Introduce and conduct the first reading, waive reading in full of the Ordinance No. 2023-09 amending the City of Dinuba Zoning Map to adjust the boundary between the existing "R-1-6" zone and the "C-3" zone; and,
4. Adopt Resolution No. 2023-67 approving a Tentative Subdivision Map to create 99 single family residential lots, a 1.1-acre park and three out-lots for future commercial development.

Karl Schoettler, City Planning Consultant presented a tentative subdivision map located at the northeast corner of E. El Monte Way and Crawford that would include 99 family lots, a 1.1-acre park, and future commercial development. Schoettler shared that the location is currently vacant with some residential housing, farming, and commercial accounts.

Schoettler reported that construction would be in two phases with residential lots at 6,000 square feet and larger, meeting zoning requirements. The subdivision street pattern will include two street connections to Crawford. The neighborhood park will be located south centrally within the subdivision. Schoettler reported that Public Works staff has confirmed that utility capacity is adequate to serve the project. The applicant will pay for a sewer upgrade to expand the existing sewer lift station.

Schoettler advised that the project was previously approved by the Planning Commission at the December 5, 2023 meeting. At that meeting, a resident expressed concerns about two-story homes overlooking their home. The Planning Commission set an exception that two-story homes would not be built alongside the existing neighborhood.

Council Member Launer asked if left lanes have been considered. City Engineer Watts advised that they are considering options for safety. Launer inquired about what would be done for noise control for lots surrounding the Island Event Center. Schoettler advised that a condition can be added to require a higher wall to help reduce sound.

Council Member Thusu asked what was planned for the East area. Shoettler advised that it is designated for residential homes.

Mayor Reynosa asked what type of lots were being lost. Schoettler advised that they are commercial lots.

Council Member Prado asked what the time frame would be. Schoettler reported the time frame as middle to late 2024.

Mayor Reynosa opened the Public Hearing.

A resident approached the podium to ask about state income compliance for the new subdivision. Schoettler advised that it would be medium to upper-level income.

Mayor Reynosa closed the Public Hearing.

A motion was made by Council Member Prado , second by Council Member Launer, to adopt Resolution No. 2023-65 adopting an environmental finding for the project; adopt Resolution No. 2023-66 approving a General Plan amendment and Re-zone for approximately 3.5 acres from Community Commercial (C-3) to Medium Density Residential (R-6); to approve Ordinance No. 2023-09 amending the City of Dinuba Zoning Map to adjust the boundary between the existing “R-1-6” zone and the “C-3” zone; and Adopt Resolution No. 2023-67 approving a Tentative Subdivision Map to create 99 single family residential lots, a 1.1-acre park and three out-lots for future commercial development.

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

7. DEPARTMENT REPORTS

7.1. SUBJECT

Approve Updated Agreement with the Dinuba Chamber of Commerce (DJ)

RECOMMENDATION

Council to approve updated agreement with the Dinuba Chamber of Commerce for services rendered to the community.

Assistant City Manager James presented a summary of the contract between the City and the Dinuba Chamber of Commerce. The agreement establishes clear financial transparency, and responsibilities, that satisfy auditing requirements.

Council Member Launer reported concerns with the last parade's route and questioned the Chamber's business hours. Launer asked how receptive the Chamber is to community concerns.

Council Member Thusu commented that the Chamber helps with events but should also support local businesses. Thusu asked when the Chamber would be independent of the city. Thusu advises that there are questions about the accountability of funds.

Vice Mayor Nerio-Gerrero shared that the community wants more events downtown.

Mayor Reynosa appreciates the Chamber's communication when issues arise but expressed concern that the Raisin Day parade route change did not include sufficient notice. Reynosa suggested that more tasks be delegated to Chamber Board Members and recommended a community meeting be held soon.

Dinuba Chamber of Commerce Board Member Trinidad Rodriguez approached the podium and reported that Board Members are looking to set a community

meeting soon and will do better with signage. Rodriguez advised that Chamber business hours will also be discussed. Rodriguez reported that most community Chamber of Commerce are funded by their city and advised that the Chamber has always presented a fair report to the city.

Launer inquired about the Chamber's business hours and reported that there are concerns regarding remote work. Launer would like to see someone in the office for accessibility to the community. Launer advised that the Chamber is meant to support all businesses regardless of whether they are Chamber Members. Launer would like to see the Chamber Board engaged and active.

Dinuba Chamber of Commerce President CEO, Heathe Jones approached the podium. Jones reported that Chamber hours will be adjusted and that they are using a doorbell ring camera when out of the office for business visits and community events. Jones reported that businesses are not required to be Chamber Members to get assistance and that all businesses are showcased.

Dinuba Chamber of Commerce Board Member Mark Isaac approached the podium and thanked the Council for their input. Isaac noted the importance of supporting each other and addressing concerns. Issac expressed his support of the Dinuba High School Career Pathways training program and believes it connects the Chamber and the School District.

Reynosa believes it is beneficial to work in collaboration with the schools but time and funds should primarily be spent on downtown businesses.

A motion was made by Council Member Thusu, second by Council Member Prado , to approve the updated agreement with the Dinuba Chamber of Commerce for services rendered to the community.

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

8. MAYOR/COUNCIL REPORTS

Council Member Thusu reported attending the National League of Cities in Atlanta and will be attending the League Leaders Summit in Carlsbad. Thusu advised that the new TCRTA Director has expressed interest in meeting with City staff. Thusu also shared he has become the new Revenue and Taxation Policy Committee Chair for the League.

Council Member Launer reported attending Senator Hurtado's Tulare office Open House, where Hurtado expressed willingness to work with the City of Dinuba. Launer shared that she attended the Christmas Parade and the Alta Historical Society Social.

Council Member Prado reported attending the Tulare County EDC meeting where grant options were discussed and revenues are ahead for the year.

Vice Mayor Nerio-Guerrero reported attending the Ribbon Cutting for Reyna's Tax Preparation, the Christmas Parade, the 4Creeks Holiday Taco luncheon, and the KC Park Nature Trail Ribbon cutting.

Mayor Reynosa advised attending the Christmas Parade and wished staff a Merry Christmas.

9. CITY MANAGER COMMUNICATIONS

City Manager Patlan thanked Director Hurtado and her team for coordinating the Ribbon-cutting event at KC Park. Patlan reminded the Council of the Christmas luncheon at Ridge Creek Golf Course and the Casino Night event on Friday.

10. CITY STAFF COMMUNICATIONS

Assistant City Manager James reported that new awning renovations are happening downtown at the old Don's Shoe store and the Thrift store, along with other downtown renovations. Mayor Reynosa suggested that downtown streets get pressure washed before parades and special events.

City Attorney Lew introduced himself and reported that he has been in communication with city staff.

Director Solis wished the staff and the Council a Merry Christmas.

Fiscal Analyst II Patillo shared that time for the Proteus extra help crew is ending and funding has been extended for a new crew.

City Engineer Watts reported working on the ATP Project, State funding is authorized and approved. Watts reported that he is working on project completions for the upcoming meeting.

Director Hurtado advised that staff conducted interviews for the Parks Supervisor and the Accounting Technician vacancies. Hurtado hopes to be fully staffed by January.

Chief Iriarte reported that this department will be fully staffed after recent conditional job offers. Iriarte shared that the recent curfew update is working well. Compliance is being implemented with fifteen contacts made. Iriarte advised that a meeting will be scheduled with the school administration.

Interim Fire Chief Chastain reported that Fire Inspector Lopez has resigned and that conditional offers have been made for Single Role Paramedics.

11. CLOSED SESSION

11.1. Liability Claim (MA)

Pursuant to GC 54956.95; Claimant(s): Fortino Reyna.
Agency Claimed Against: City of Dinuba.

The Claim was rejected.

11.2. Conference with Real Property Negotiators

Pursuant to GC 54956.8, Sale of Real Property; Property: APN(s): 017-290-015
Agency Negotiator(s): Luis Patlan, City Manager and Daniel James, Assistant City Manager
Under Negotiation: Letter of Intent to Purchase

Proceed with the appraisal and draft letter of interest.

12. ADJOURNMENT

Mayor Reynosa adjourned the meeting at 8:10 p.m.