

**MINUTES OF MENDOTA
REGULAR CITY COUNCIL MEETING**

Regular Meeting

Tuesday March 9, 2010

6:00 p.m.

Meeting called to order by Mayor Robert Silva at 6:03 p.m.

**MOMENT OF SILENCE: In memory of fallen Sheriff Deputy, Joel Wahlenmaier,
and Reedley Police Officer, Javier Bejar.**

Roll Call

Council Members Present: Mayor Robert Silva, Mayor Pro Tem Joseph Amador, and Council Members S. Leo Capuchino, Joseph Riofrio, and Flores.

Council Members Absent: None

Pledge of Allegiance led by Council Member Riofrio

FINALIZE THE AGENDA

1. Adjustments to Agenda
2. Adoption of final Agenda

A motion to finalize the agenda was made by Council Member Riofrio, second Mayor Pro Temp Amador; unanimously approved (5 ayes).

PRESENTATION

1. Certificates of appreciation presented to Sam Rubio for his leadership and commitment towards the betterment of the community. [Mayor Pro Tem Amador]

Mayor Pro Temp Amador was contacted by Sam Rubio to notify him that he was out of town and would try to make it to the meeting as soon as possible.

2. Vern Dillon, from Kiwanis Club presenting information about their services.

Mr. Dillon presented to the City Council informational packets that contained the services the Kiwanis Club provides to the communities. Mr. Dillon expressed how the club emphasizes on helping children, elderly and low income families. Council expressed their thanks and support for the clubs intentions of helping the community.

3. Ivette Rodriguez, Recycling Coordinator for Mid Valley Disposal presenting the Mendota Recycling 4th Quarter update.

Ivette Rodriguez reviewed with the City Council an update of the Mendota Recycling 4th Quarter report and presented a power point presentation with pictures of various events in which Mid Valley Disposal was present doing outreach and providing information. Council inquired about donations opportunities from Mid Valley Disposal for clean up events. Ivette will research and follow up with staff.

APPROVAL OF MINUTES AND NOTICE OF WAIVING READING

1. Minutes of Regular Meeting of February 23, 2010, and Special Joint Meeting with the Mendota Unified School District of March 3, 2010.
2. Notice of Waiving of the reading of all resolutions and/or ordinances introduced and/or adopted under this agenda.

A motion for approval of the minutes was made by Council Member Riofrio, second by Council Member Flores; unanimously passed (5 ayes).

PUBLIC HEARING

1. **Second Reading of, and Public Comment on, Ordinance No. 10-04:** An ordinance of the City Council of the City of Mendota, adding section 200 of the chapter 10.12 of Title 10 of the Mendota Municipal Code relating to storage of Vehicles.

Council Action: Adopt Ordinance No. 10-04: An ordinance of the City Council of the City of Mendota, adding section 200 of chapter 10.12 of Title 10 of the Mendota Municipal Code relating to storage of vehicles.

A motion to approve was made by Council Member Riofrio, second by Council Member Capuchino; unanimously passed (5 ayes).

2. **Second Reading of, and Public Comment on, Ordinance No. 10-05:** An ordinance of the City Council of the City of Mendota adding section 210 of chapter 10.12 of Title 10 of the Mendota Municipal Code relating to storage of vehicles.

Council Action: Adopt Ordinance No. 10-05: An ordinance of the City Council of the City of Mendota adding section 210 of chapter 10.12 of Title 10 of the Mendota Municipal Code relating to storage of vehicles.

A motion to approve was made by Council Member Capuchino, second by Council Member Riofrio; unanimously passed (5 ayes).

CITIZENS ORAL AND WRITTEN PRESENTATIONS

1. **Joe Gil Gomez** – 2033 7th Street, inquired about the status of the pedestrian

crossing at the library. City Manager reported that due to the weather the survey had not been conducted and will proceed as soon as weather permits.

2. **Andres Godoy** – 1782 4th Street, inquired if the city could landscape on the vacant land next to his home, he would commit himself to maintain the landscaping. City Council expressed their appreciation for Mr. Godoy commitment and advises staff to look into the possibility of obtaining some trees or plants. Council also suggested to Mr. Godoy to look into becoming a member of committees that are already addressing similar issues.

CONSENT CALENDAR

Matters listed under the Consent Calendar are considered to be routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Calendar and will be considered separately.

1. FEBRUARY 23, 2010 THROUGH MARCH 4, 2010
WARRANT LIST CHECK NO. 31196 THRU 31258
TOTAL FOR COUNCIL APPROVAL = \$251,021.56
2. Setting the Public Hearing for March 23, 2010 for second reading of **Ordinance No. 10-06**: An ordinance of the City Council of the City of Mendota, amending chapter 9.2 of the Mendota Municipal Code, amending section 9.20.020 of Chapter 9.20 of title 9 relating to curfews for minors.
3. Council approval of Permit Applications for Exclusive Use of City facilities for calendar year 2010.
5. **Adopt Resolution No: 10-12**: A resolution in support of the Local Taxpayer, Public Safety and Transportation Protection Act of 2010.
Council Action: Adopt Resolution No. 10-12.
6. Council approval and acceptance of the Mendota Prison Water Booster Pump Project and authorize the recording of the Notice of Completion.

Item 4 was pulled for further discussion. Mayor Pro Temp Amador requested clarification on the payment for Giersch and Associates. City Manager clarified that the payment is for work being done at the Waste Water Treatment Plant. A motion to approve 1, 2, 3, 5, and 6 was made by Council Member Riofrio, seconded by Council Member Capuchino; unanimously passed (5 ayes).

4. Council approval to award the Alley Improvement Project to Bonatech Engineering.

City Manager added the verbiage, "and to authorize the City Manager to executed the agreement." A motion to approve was made by Council Member Riofrio, seconded by Mayor Pro Tem Amador; unanimously passed (5 ayes).

OLD BUSINESS

1. Council discussion and consideration to **Adopt Resolution No. 10-10:** A resolution of the City Council of the City of Mendota, supporting Senator Dianne Feinstein's Emergency Water Supply Amendment temporarily easing Endangered Species Act compliance restrictions on water export pumping from the Sacramento-San Joaquin Delta Estuary. [Mayor Silva]

Council Action: Adopt Resolution No. 10-10.

City Council held a discussion. A motion to table was made by Council Member Riofrio, seconded by Council Member Capuchino; majority passed (4 ayes, 1 no- Mayor Pro Tem Amador).

BUSINESS

1. Council discussion and consideration of City Council protocol regarding agenda items. [City Manager Gonzalez]

City Council held a discussion and the City Manager provided some clarification as to why staff is requesting the protocol. A motion to approve was made by Council Member Capuchino, seconded by Council Member Riofrio; unanimously passed (5 ayes).

DEPARTMENT REPORTS AND INFORMATIONAL ITEMS

1. City Manager

City Manager updated the City Council about various projects the City is currently working with and would continue to provide weekly updates.

MAYOR AND COUNCIL REPORTS AND INFORMATIONAL ITEMS

1. Council Member(s)
 - a) **Council Member Capuchino** contacted some business owners with regards to the Beautification Committee to inquire about their interest in participating with the committee. Mentioned that some businesses were missing in the list staff provided.
 - b) **Council Member Riofrio** requested if public works could follow up with city signs that have been removed around the city.
 - c.) **Mayor Pro Tem Amador** addressed the City Council and informed that he would personally present the certificate to Sam Rubio since he did not make it to the meeting.
2. **Mayor**

- a) Mayor Silva expressed the importance of getting the word out about the census and that there will be people available to help fill out the forms. Mayor also added that the alleys are not being keep clean and would like to see Code Enforcement follow up with it.


ADJOURNMENT

At the hour of 7:43 PM, with no more business to be brought before the Council, a motion was given by Mayor Pro Tem Amador, seconded by Council Member Capuchino to adjourn the meeting, and was carried by a unanimous vote (5 ayes).



Robert Silva, Mayor

ATTEST:



Maria E. Cuen, City Clerk