**MINUTES**

**CITY COUNCIL/successor agency MEETING**

**City of parlier**

**reguLar Meeting**

**wEDNESDAY nOVEMBER 2, 2016**

1. **CALL TO ORDER/WELCOME:**

The City Council/Successor Agency Meeting of Parlier was eld at te Council Chambers located at 1100 E. Parlier Avenue, Parlier, California 93648. Mayor Alma Beltran called the meeting to order at 6:30 p.m.

***ROLL CALL:***

Council Members Present: Mayor Alma M. Beltran, Mayor Pro-Tem Raul Villanueva, Councilwoman Diane Maldonado, Councilwoman Yolanda Padilla, Councilman Juan Montaño, City Clerk Dorothy Garza.

***Flag Salute:*** *Mayor Alma M. Beltran*

***Invocation:***

1. **ADDITIONS/DELETIONS TO THE AGENDA:** None.
2. **PRESENTATIONS/INFORMATIONAL:**
3. Chris Rose – West Coast Code Consultants WC3.

Wants to partnership with the Community. The plan is to stabilize the Community Development Department, achieve recovery and help organize the Department. Sonia Hall has found a grant for the electronical part of it. West Coast Code Consultants WC3 works for government entities only. Does not have private projects. Will be paid for work that is done and needed.

1. **PUBLIC COMMENTS:**

Persons wishing to address the Council on items within its JURISDICTION, but not ON this agenda may do so now

**Note:** State law allows the Council to briefly respond to questions on items raised by the public, which are not on the agenda. Government Code Section 54954.2(a). Alternatively, the Council may choose to direct staff to provide information at a following meeting. Any member of the public may comment on any matter within the jurisdiction of the City that is not on the agenda. Those wishing to comment should be recognized by the Mayor and approach the podium. Comments are limited to five (5) minutes.

Trino Pimentel wanted to thank everyone that helped with Halloween event for the kids.

Adolfo Jimenez wants to remind everyone to vote for Measure Q.

1. **CONSENT CALENDAR:**

These matters are routine in nature and will be enacted with one vote. There will be no separate discussion for these items unless requested; in which case, the item will be removed from the Consent Calendar for separate action. Prior to action on the Consent Calendar, the public will be given the opportunity to comment on any consent calendar item.

The City Council:

1. Approved the Check Reports dated October 13, 2016 through October 28, 2016.
2. Adopted and approved Minutes dated October 19, 2016 Regular Meeting.
3. Council approved the use of Earl Ruth Park for their First Annual Fundraiser Celebration for the Pulmonary Hypertension Awareness, Sylvia’s PHight 4 A Cure.
4. Approved **Resolution N0. 2016-35**, approving Program Supplement No. N019 Rev. 1 to Administering Agency-State Agreement No. 06-5252R and authorized the City Manager to execute the Agreement of behalf of the City after review and approval by the City Attorney.
5. Approved **Resolution No. 2016-36**, approving Program Supplement No. N016 Rev. 1 to Administering Agency-State Agreement No. 06-5252R and authorize the City Manager to execute the Agreement on behalf of the Cityafter review and approval by the City Attorney.
6. Approved **Resolution No. 2016-37**, approving the Continued funding application agreement with the California Department of Education for the purpose of providing Child Care and Development services and authorizing the City Manager to sign contract documents for the Fiscal Year 2017-2018after review and approval by the City Attorney.
7. Approved Denial of Claim for Soimara Mendoza and related minor.

**M/S/C:** Motion to approve the Consent Calendar by Padilla, 2nd by Mayor Pro Tem Villanueva followed by yes votes from Mayor Beltran, Maldonado and Montano and carried.

1. **DEPARTMENT REPORTS:**
2. **ADMINISTRATON DEPARMENT:**
   * 1. **SUBJECT:** Southeast Regional Disposal Site Financial Obligation.

The Council approved the “Blended” cost table that takes a portion of the landfill ownership into account. Based on the Blended cost table the City of Parlier will be obligated to pay 4.4% of the share which is equivalent to $5,668.00 for fiscalTyear 2017/2018.

**M/S/C:** Motion to approve by Maldonado, 2nd by Villanueva followed by yes votes from Mayor Beltran, Padilla, Montano and carried.

**2.** **SUBJECT:** Backflow Program agreement with Mountain Valley Environmental Services, Inc.

The City Council reviewed and approved the consultant agreement with Mountain Valley Environmental Services, Inc. to provide Back Flow and Management after review and approval by the City Attorney.

**M/S/C:** Motion to approve by Mayor Pro Tem Villanueva, 2nd by Maldonado followed by yes votes from Mayor Beltran, Padilla, Montano and carried.

**3. SUBJECT:** Provost & Pritchard consultant Services Agreement for City Planning Services.

The City Council reviewed and approved the consultant agreement with Provost & Pritchard for Planning Services after review and approval by the City Attorney.

**M/S/C:** Motion to approve by Maldonado, 2nd by Padilla followed by yes votes from Mayor Beltran, Mayor Pro Tem Villanueva, Montano and carried.

**4.** **SUBJECT:** Discussion regarding expenditure authority, parameters and procedures.

Council discussion and direction to staff

Would like City Manager’s guidelines and ordinance for purchasing orders.

1. **COUNCIL COMMUNICATIONS/COMMENTS:**

**Mayor Beltran:** Had to work could not make the Halloween event.

**Montano:** would like to thank every one that helped with the Halloween event.

**Padilla:** For Halloween had a can goods give away. Also gave 250 bags of candy to the children. Invited everyone to Thanksgiving Dinner on 11/22/16 at her place of business.

1. **PUBLIC COMMENTS ON CLOSED SESSION:**

(THIS PORTION OF THE MEETING IS RESERVED FOR PERSONS DESIRING TO ADDRESS THE COUNCIL ON AN ITEM WHICH IS TO BE CONSIDERED DURING CLOSED SESSION. SPEAKERS SHOULD LIMIT THEIR COMMENTS TO FIVE (5) MINUTES.)

HumbertoGomez

1. **COUNCIL CLOSED SESSION:**
   * + - 1. Government Code section 54956.95 - LIABILITY CLAIM - Claimant Cynthia Gomez

Claim against City of Parlier; Government Code section 54956.95

* + 1. CONFERENCE WITH LEGAL COUNSEL – existing litigation pursuant to Government Code Section 94956.9(d)(1):

City of Parlier v. The Dow Chemical Co., et al., Judicial Council Coordination Proceeding No. 4435, San Bernardino Superior Court, Case No. CGC-12-523400

* + 1. Government Code Section 54957

PUBLIC EMPLOYEE PERFORMANCE EVALUATION Title: City Manager

**ACTION ON CLOSED SESSION.**

No action taken.

**SUCCESSOR AGENCY CLOSED SESSION:**

**1.** Conference with Real Property Negotiators - Government Code 54956.8

Property APN: 358-390-42T

Agency negotiator: City Attorney and City Manager

Negotiating parties: Carlos Garcia.

Under Negotiation Price and term.

**2.** Conference with Real Property Negotiators - Government Code 54956.8

Property APN: 358-390-44T; 358-390-34T; 358-390-35T

Agency negotiator: City Attorney and City Manager

Negotiating parties: Rene Esquivel.

Under Negotiation Price and term.

**3.** Conference with Real Property Negotiators Government Code 54956.8

Property APN: 358-390-45T; 358-390-33T

Agency negotiator: City Attorney and City Manager

Negotiating parties: Amandeep Gil & Chris Dhaliwahl.

Under Negotiation Price and term.

**ACTION TAKEN ON CLOSED SESSION**

No action taken.

1. **ADJOURNMENT:**

Mayor Beltran adjourned the meeting at 9:23 p.m.

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Dorothy Garza – City Clerk

**Ordinances adopted: None.**

**Resolutions approved: 2016-35,36 & 37**

**ADA Notice:** In compliance with the American with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk at (559) 646-3545 ext. 227. Notification 48 hours prior to the meeting will enable the City to make arrangements to ensure accessibility to this meeting.

**Documents:** Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at the front counter at City Hall located at 1100 E. Parlier Avenue, Parlier, CA during normal business hours. In addition, most documents are posted on the City’s website at parlier.ca.us

**STATEMENT ON RULES OF DECORUM AND ENFORCEMENT**

The Brown Act provides that members of the public have a right to attend public meetings, to provide public comment on action items and under the public forum section of the agenda, and to criticize the policies, procedures, or services of the city or of the acts or omissions of the city council. The Brown Act also provides that eh City Council has the right to exclude all persons who willfully cause a disruption of a meeting so that it cannot be conducted in an orderly fashion.

During a meeting of the Parlier City Council, there is a need for civility and expedition in the carrying out of public business in order to ensure that the public has a full opportunity to be heard and that the Council has an opportunity to conduct business in an orderly manner. The following is provided to place everyone on notice of the rules of decorum and enforcement.

**GENERAL RULES OF DECORUM**

While any meeting of the City Council is in session, the following rules of decorum shall be observed:

1. All remarks shall be addressed to the City Council as a whole and not to any single member, unless in response to a question from a member of the City Council.

2. A person who addresses the City Council under public comment for a specific agenda item or under the Public Forum section of the agenda may not engage in speech or conduct (I) which is likely to provoke others to violent or riotous behavior, (ii) which disturbs the peace of the meeting by loud and unreasonable noise, (iii) which is irrelevant or repetitive, or (iv) which disrupts, disturbs, or otherwise impedes the orderly conduct of any City Council meeting.

3. A person, other than members of the Council and the person, who has the floor, shall not be permitted to enter into the discussion unless requested by the Mayor to speak.

4. Members of the City Council may not interrupt a person who has the floor and is making public comments. Members of the City Council shall wait until a person completes his or her public comments before asking questions or commenting. The Mayor shall then ask Council members if they have comments or questions.

5. No person in the audience at a Council meeting shall engage in disorderly or boisterous conduct, including the utterance of loud, threatening or abusive language, whistling, stamping of feet or other acts which disturb, disrupt or otherwise impeded the orderly conduct of any Council meeting.