

**CITY OF AVENAL**  
*“Pistachio Capital of the World®”*  
**CITY COUNCIL/SUCCESSOR AGENCY MEETING**  
**THURSDAY, JUNE 11, 2020; 5:15 P.M.**  
**AVENAL THEATER & EVENT CENTER / 233 E. KINGS STREET, AVENAL, CA 93204**  
**(Due to gathering limits and social distancing requirements, the City Council**  
**and limited City Staff will attend at this location.)**

**Public Participation: VIA ZOOM VIDEO/WEB CONFERENCING:**  
**(PLEASE DOWNLOAD THE ZOOM APPLICATION TO YOUR COMPUTER OR SMART DEVICE)**

**Web Link: [bit.ly/AvenalCouncil](https://bit.ly/AvenalCouncil)**

**Meeting ID to Join: 126 696 761**

**Or call +1 669 900 6833**

**MINUTES**

**CALL TO ORDER:** at 5:15 p.m.

**PLEDGE OF ALLEGIANCE:** Led by Mayor Ovalle

**ROLL CALL:** Councilman Hernandez, Councilman Ramirez, Mayor Pro Tem Woolley, Mayor Ovalle.  
Councilman Preciado joined the meeting at 5:17 p.m.

**ABSENT:** None.

**STAFF:** Whitten, Ortiz, Perkins, Santillan, Davis, Bermudez, Stivers, LaBlue.

**LEGAL COUNSEL:** Joseph Beery.

**CITY CLERK:** Government Code Section 54952.3: The members of the City Council and Successor Agency are entitled to receive a total of \$300.00 per month because of being elected to the City Council. They receive no other compensation for sitting as a member of the Successor Agency.

The City Council went into Closed Session at 5:17 p.m.

**CLOSED SESSION: (City/Successor Agency):**

*It is the intent of this governing body to meet in closed session to review its position and to instruct its designated representatives:*

**A. CONSIDER WITH LABOR NEGOTIATORS (Government Code§ 54957.6).**

*It is the intention of this governing body to meet in Closed Session to review its position and instruct it designated representatives.*

Agency Designated Representative: City Manager and City Attorney  
Employee Organization: City Employee Bargaining Units/APOA

Mayor Ovalle reopened meeting at 6:39 p.m. with no action to report.

**CONSENT CALENDAR:**

*All items listed under the consent calendar are routine and enacted by one motion: (Action).*

- A. Consider City of Avenal/Successor Agency's Approval of Minutes for May14, 2020 & May 28, 2020: (Discussion/Action).

**A motion was made to approve minutes as written by Mayor Pro Tem /Successor Agency Member Woolley seconded by Councilman/Successor Agency Hernandez and carried.**

**Roll Call Vote:**

**AYES:** Woolley, Hernandez, Ramirez, Preciado, Ovalle.  
**NOES:** None.  
**ABSENT:** None.  
**ABSTAIN:** None.

**MAYOR & COUNCIL MEMBER/ SUCCESSOR AGENCY/HOUSING AUTHORITY MEMBER REPORTS/ITEMS FOR CONSIDERATION:**

- A. Consider Approving the City Council Meeting "Summer Meeting Schedule":

Melissa Whitten, City Manager, reported that over the past several years, the City Council has been in favor of a "Summer Meeting Schedule" whereby one (1) City Council meeting is held in July and one (1) meeting in August by considering and adopting this type of schedule, it provides a "little break" during the summer months to accommodate time away and/or vacation time for Council and Staff.

Staff is recommending the following Summer Meeting Schedule as follows:

**Thursday July 9, 2020 5:15 Avenal Theater**  
**Thursday July 23, 2020 5:15 Avenal Theater (canceled)**  
**Thursday August 13, 2020 5:15 Avenal Theater**  
**Thursday August 27, 2020 5:15 Avenal Theater (canceled)**

\*\*Special meetings can be scheduled and noticed if necessary

Staff recommends by motion, to cancel the July 23, 2020 and August 27, 2020 City Council meetings.

**A motion was made by Councilman Preciado to cancel the July 23, 2020 and August 27, 2020 City Council meetings, seconded by Councilman/Successor Agency member Councilman Hernandez and carried.**

**Roll Call Vote:**

**AYES:** Preciado, Hernandez, Woolley, Ramirez, Ovalle.  
**NOES:** None.  
**ABSENT:** None.  
**ABSTAIN:** None.

**PUBLIC COMMENT/ANNOUNCEMENTS & UNSCHEDULED APPEARANCES:**

Veronica Aguirre commented on the following: 1) Avenal Landfill nuisances; and, 2) IVAN meetings and invited the City Council to attend said meetings.

**ACTIVITY REPORTS/SPECIAL PRESENTATIONS AND COMMITTEE REPORTS:**

- A. Activity Reports:

- A. Activity Reports:

- 1) Public Works/Building/Code Enforcement/ Animal Control Activity Report: Scott Davis, Public Works Supervisor;

Scott Davis, Public Works Supervisor, reported on the following: 1) Building Department; 2) Code Enforcement; 3) Park & Landscaping; 4) Streets; 5) Water Distribution; 6) Wastewater Collection; and, 7) Vehicle, Equipment, & Building Maintenance.

- 2) Avenal Theater & Event Center Activity Report: Humberto Bermudez, Avenal Theater & Event Center Coordinator;

Humberto Bermudez, Avenal Theater & Event Center Coordinator reported the following: 1) May 13<sup>th</sup> - Community Food Drive; 2) May 15<sup>th</sup> - Pegasus Room Audio Examination; and, 3) Other - Continuing broadcasting of City Council and Planning Commission, -May 13<sup>th</sup> - Ongoing - Senior Nutrition Program Delivery, -Video editing for Recreation Online Kidz Spot Program, finalizing the Avenal Theater Marketing Plan and tentative outdoor Drive-in Movie @ AHS parking lot.

**B. Special Presentations/Reports:**

1. None.

**PUBLIC HEARING(s):**

- A. None.

**OLD BUSINESS:**

- A. Consider Second Reading and Adoption of Ordinance No. 2020-03: Ordinance to Amend Avenal Municipal Code 6-4.08 Regarding Water Services, Charges, Billings and Delinquencies in the City of Avenal:

Dawn M. Perkins, CPA/Director of Administrative Services, reported that at the May 14, 2020 City Council meeting, by motion and roll call vote, the City Council introduced and waived the first reading of Ordinance 2020-03: Ordinance to Amend Avenal Municipal Code 6-4.08 Regarding Water Services, Charges, Billings and Delinquencies in the City of Avenal. Staff recommends by motion, waive second reading and adopt Ordinance No. 2020-03.

**ORDINANCE NO. 2020-03: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AVENAL AMENDING TITLE 6 "SANITATION AND HEALTH", CHAPTER 4 "WATER SERVICES", SECTION 6-4.02 THROUGH SECTION 6-4.08 OF THE AVENAL MUNICIPAL CODE IN ORDER TO ADDRESS REQUIREMENTS OF SB 998, "Water Shutoff Protection Act". A motion was made by Councilman Preciado, seconded by Mayor Pro Tem Woolley and carried.**

**Roll Call Vote:**

**AYES:** Preciado, Woolley, Hernandez, Ramirez, Ovalle.  
**NOES:** None.  
**ABSENT:** None.  
**ABSTAIN:** None.

- A. Consider Extending Local Emergency Declared on March 24, 2020:

Ms. Whitten stated that on March 24, 2020, the Avenal City Council adopted Resolution No. 2020-14 declaring a Local Emergency due to the existence or threatened existence of a local emergency: COVID-19 pandemic. The declaration is required to be reviewed to consider the following action: 1) reaffirm that a local emergency continues to exist; or, 2) make a finding that a local emergency no longer exists. Due to the fact COVID 19 continues to spread.

Staff is recommending that the City Council consider the following action by motion:

"Approve and support the ongoing local emergency Resolution, and specifically, move that prior to the expiration of the 21<sup>st</sup> day, the emergency Resolution be renewed for an additional 21 days after the conclusion of the 21 days, unless a Councilmember or member of the public request that the Council convene to consider the ongoing emergency Resolution, at which time a special meeting would be scheduled".

**A motion was made by Councilman Preciado to approve as recommended by City Manager, seconded by Councilman Hernandez and carried.**

**Roll Call Vote:**

**AYES:** Preciado, Hernandez, Ramirez, Woolley, Ovalle.  
**NOES:** None.  
**ABSENT:** None.  
**ABSTAIN:** None

**NEW BUSINESS:**

- A. Consider Resolutions Requesting County Clerk to Render Services for Municipal Elections – November 3, 2020:

Ms. Ortiz stated that in accordance with the California Election Code, November 3, 2020 is the date set for the Consolidated Municipal Election. As in the past, the City of Avenal requests that the County Clerk Recorder render specific services to the City of Avenal relating to the conducting of Municipal Election's and reimburse the County of Kings in full for services provided by the County.

Staff recommends approving two (2) Resolutions, permitting the County Clerk of the County of Kings to render services to the City of Avenal.

After a brief discussion, the following action was taken.

**RESOLUTION NO. 2020-23: RESOLUTION CALLING GENERAL DISTRICT ELECTION (§10509 ELECTIONS CODE). A motion was made by Mayor Pro Tem Woolley seconded by Councilman Preciado and carried**

**RESOLUTION NO. 2020-24: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AVENAL REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF KINGS TO PERMIT THE COUNTY CLERK OF THE COUNTY OF KINGS TO RENDER SPECIFIED SERVICES TO THE CITY OF AVENAL RELATING TO THE CONDUCTING OF THE MUNICIPAL ELECTION TO BE HELD IN THE CITY OF AVENAL, NOVEMBER 3, 2020, AND APPROPRIATING FUNDS TO PAY FOR SAID SERVICES. A motion was made by Mayor Pro Tem Woolley seconded by Councilman Preciado and carried**

**Roll Call Vote:**

**AYES:** Woolley, Preciado, Ramirez, Hernandez, Ovalle.  
**NOES:** None.  
**ABSENT:** None.  
**ABSTAIN:** None

- B. Consider Juvenile Service Officer (JSO) Contract for FY 2020/2021:

Chief Stivers reported that the City of Avenal currently funds 50% of an Avenal Police Officer who is assigned as the Juvenile Services Officer (JSO) for the Reef-Sunset School District. It is in the best interest of the City of Avenal and the Reef-Sunset School District to continue in this contractual arrangement. The JSO position is critical to the law enforcement success of the City of Avenal. The partnership that is in place with the Reef-Sunset School District allows for a proactive law enforcement presence on campus . Students interact with the JSO who make contacts in a positive setting which will enhance the safety of the students of the school district. This type of mentorship allows provides our youth with the opportunity to succeed.

The proposed Juvenile Services Officer contract will run from July 1, 2020 to June 30, 2021. Please refer to attached agreement for specifics. The Juvenile Services Officer is a Police Officer position that compensation with

benefits is \$111,326.88. The Reef Sunset Unified School District's share of cost will be \$55,663.44 while the City's share of cost will be \$55,663.44 which will be paid from 10.12500.501.

After a brief discussion, the following action was taken.

**RESOLUTION NO. 2020-25: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AVENAL AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH REEF-SUNSET UNIFIED SCHOOL DISTRICT (RSUSD) AND THE AVENAL POLICE DEPARTMENT FOR A JUVENILE SERVICES OFFICER (JSO) POSITION FOR FY 2020/2021. A motion was made by Councilman Preciado, seconded by Councilman Hernandez and carried.**

**Roll Call Vote:**

**AYES:** Preciado, Hernandez, Ramirez, Woolley, Ovalle.  
**NOES:** None.  
**ABSENT:** None.  
**ABSTAIN:** None

- C. Consider Avenal Police Department Purchase of New Speed Awareness Monitor and Message Center Trailer:

Assistant Chief LaBlue reported that the Avenal Police Department currently has a digital speed trailer that is set up to capture speed only and existing unit is approximately twenty years old. The digital readout no longer functions correctly, the solar panel is broken, and the computer program is difficult to use because of the age of the unit, it can no longer be repaired.

Staff is requesting to purchase two speed awareness and message center trailers. These trailers capture speed from both directions. The display can be setup to show current speed. In addition, it can be set to activate a set of red and blue led lights if someone exceeds the maximum set speed limit. The Mendota Police Department recently purchased two of these units and has had great success in reducing speed through their city. The Mendota Police Department purchased and recommends the Stalker Radar MC 360 Message Trailer. See attachment A. This unit has functions that no other supplier offers, such as the flashing red/blue led lights and the capability to capture speed data from both directions. In addition, these units come in at a significantly cheaper price than the Transsupply Message Board Trailer (see attachment B) or the Fleet Safety Wanco Full-Matrix Message Trailer (see attachment C).

The quotes for two trailers delivered are as follows:

Stalker Radar MC360 Message Trailer	\$32,504.80
Transsupply Message Board Trailer	\$34,490.00
Fleet Safety Wanco Full-Matrix Message Trailer	\$41,488.00

The total amount for both trailers is \$32,504.80 with tax and fees. The amount of \$8,921.96 will be expended from budget number 10-12500, account number 655.18 (Supplemental Law Enforcement Services account-FY 17/18 fund) and have no impact to the general fund. To comply with the Government Code, these funds need to be expended by June 30, 2020. The remainder of the funds of \$23,582.84 will be drawn from budget number 10-12500, account number 655.19 (Supplemental Law Enforcement Services account-FY 18/19 fund) and have no impact to the general fund. To comply with the Government Code, these funds need to be expended by June 30, 2021.

Staff recommends approval of Stalker Radar MC360 Message Trailer in the amount not to exceed \$32,504.80.

**After a brief, discussion a motion was made by Councilman Preciado to approve purchase of Stalker Radar MC360 Message Trailers in the amount not to exceed \$32,504.80, seconded by Councilman Ramirez and carried.**

**Roll Call Vote:**

**AYES:** Preciado, Ramirez, Hernandez, Woolley, Ovalle.  
**NOES:** None.  
**ABSENT:** None.  
**ABSTAIN:** None

**CLOSING COMMENTS:**

Councilman Hernandez reported the following: 1) Monthly – food distribution and thanked Staff for helping; and, 2) recognized “the Class of 2020” wishing them the best in their future endeavors and don’t forget Avenal and come back to make it great. Also, a preview video of Class of 2020 Parade. This video will be posted on Rotary website and Facebook for all to view.

Councilman Ramirez reported the following: 1) Congratulated “the Class of 2020” wishing them the best in their future endeavors; and, 2) He encourages Staff to revisit places of businesses and encourage face masks due to COVID-19.

Councilman Preciado reported the following: 1) Congratulated “the Class of 2020”; 2) San Joaquin Air District Board meeting would be Thursday; and, 3) he thanked the Avenal Police Department, Avenal School Board and all who helped with the Class of 2020.

Mayor Pro Tem Woolley reported the following: 1) Congratulated “the Class of 2020”; 2) Recognized the children that are promoting from the Middle School to Avenal High School; and 3) Also, be safe and be kind to each other.

Melissa reported the following: 1) Thanked, Pablo, Rotary, Tony and all involved with the “Class of 2020” parade and video is very nice; 2) Thanked Anthony Lopez and Humberto Bermudez for setting up meeting; and; 3) City Hall lobby is closed, but are taking appointments; and; 3) Staff received a letter from Lou Gravelle that he appreciated the Avenal Police Department.

Mayor Ovalle reported the following: 1) Congratulated “the Class of 2020” and great parade. Also, stay strong and remember Avenal; and, 2) Thanked the Community.

**ADJOURNMENT.**

There being no further business the City Council meeting was adjourned at 7:57 p.m.

Respectfully submitted,

Maria Ortiz, City Clerk