



**CITY OF AVENAL
JOINT MEETING OF THE AVENAL CITY COUNCIL/SUCCESSOR AGENCY
THURSDAY, JANUARY 24, 2019; 5:15 P.M.
AVENAL THEATER; 233 E. KINGS STREET, AVENAL, CA 93204**

MINUTES

Mayor Ovalle called the meeting to order at 5:15 p.m.

Council Members Absent: None.

Staff Present: Whitten, Ortiz, Davis, Stivers, Starne, Santillan, LaBlue.

Legal Counsel: Ken Jorgensen.

PLEDGE OF ALLEGIANCE: Led by Mayor Ovalle.

ROLL CALL: Councilman Harvick, Councilman Preciado, Councilmember Hernandez, Mayor Pro Tem Woolley, Mayor Ovalle.

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 as a result 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 5:16 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. PENDING LITIGATION (Government Code § 54956.9).

It is the intention of this governing body to meet in closed-session concerning:

Conference with legal counsel – Deciding whether or not basis exists for closed-session for anticipated litigation (Government Code § 54956.9(d) (3)).

Number of potential cases is: 1.

B. CONFERENCE WITH REAL PROPERTY NEGOTIATOR(S) (Government Code § 54956.8).

It is the intent of this governing body to meet in Closed Session to confer with its real property negotiator(s) concerning the purchase, sale, exchange or lease of real property by or for this local agency as follows:

Property Description: APN: 040-165-007

Negotiator(s): City Manager/City Attorney/CrisCom.

Party with whom negotiating: County of Kings/State of California.

Instructions to negotiator concerning: Terms

The City Council meeting reopened at 5:38 p.m. with no action to report.

CONSENT CALENDAR:

All items listed under the consent calendar are considered to be routine and enacted by one motion: (Action)

- A. Consider City of Avenal/Successor Agency's Approval of Minutes for January 10, 2019:

A motion to approve the Consent Calendar was made by Councilman/Successor Agency Member Harvick, seconded by Councilman/Successor Agency Hernandez with amendment and carried.

Roll Call Vote:

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

MAYOR & COUNCIL MEMBER/ SUCCESSOR AGENCY/ITEMS FOR CONSIDERATION:

- A. Consider Appointing Councilmember to Serve as Alternate Board Member to the City of Avenal Operating Authority (CAOA) Board Director:

Melissa Whitten, City Manager, stated that the purpose of the Authority is to "provide for the joint exercise of powers common to the Members (City and Hospital District) which includes leasing, administration, maintenance, operation, conveyance and ownership of the Subject Property (317 Alpine Street)". As per Agreement, the Members shall meet annually during the first quarter of each year or at other times as may be determined by the Board. The alternate Board Member would attend meetings in the event Board Member Harvick was not able to attend.

A motion was made by Mayor Pro Tem Woolley to appoint Mayor Ovalle, seconded by Mayor Ovalle and carried.

Roll Call Vote:

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

COMMENT/ANNOUNCEMENTS & UNSCHEDULED APPEARANCES: No comments were offered.

ACTIVITY REPORTS/SPECIAL PRESENTATIONS AND COMMITTEE REPORTS:

- A. Activity Reports:

- 1) Community Development/Planning Activity Report: Fernando Santillan, Community/Economic Development Director;

Fernando Santillan, Community/Economic Development Director, reported the following: 1) Wonderful Grant Kickoff Workshop in Lost Hills on January 17; 2) Bid requests for the Avenal Community Center Steel Building; 3) Kochergen Farms Composting, Inc. has withdrawn their Conditional Use Permit application; 4) The Kings County Job Training Office conducted a free resume-building workshop; 5) continuing to work with the State Water Resources Control Board; 6) The 18" Water Transmission Line application is almost complete; 7) The Releaf grant implementation. 8) Tony is assisting with the transition of City computers to the Kings County network that will provide better networking solutions and the ability to share folders and access desktops remotely; 9) Potential proposals to revise certain parts of the Zoning Ordinance and Municipal Code, particularly as they related to on-street parking of trailers, trucks, and RV's; 9) Site plan reviews and assisting business owners and potential entrepreneurs find locations in City; 10) The Rice Park restroom project is progressing; and, 11) Planning phase of the Avenal Fitness Court.

- 2) Avenal Police Department Activity Report: Arend LaBlue, Assistant Chief of Police:

Arend LaBlue, Assistant Chief of Police, reported the following: 1) Stealing a painting job leads to assault; 2) Handgun seized from gang member; 3) Coats for Kids giveaway; 4) two boxers competed in the Silver Gloves state competition the weekend of December 14th; 5) Monthly Statistical Report; and, 6) CAD calls.

B. Special Presentations/Requests:

A. None.

PUBLIC HEARING(s):

- A. Consider Adoption of Draft Mitigated Negative Declaration and Mitigated Measure for 18" Water Transmission Line Replacement Project:
- Staff Report
 - Public Hearing
 - Discussion Action (By Resolution)

Mr. Santillan reported that Staff has undertaken an effort to replace the existing 18" water transmission line and are nearing completion of the planning, engineering, and design phase. This phase is funded by a \$500,000 grant from the State Water Resources Control Board, made possible by Proposition 1, the California Water Bond passed in 2014. We are now preparing to submit a construction funding application to the State Water Resources Board, which requires that the applicable environmental permits, certifications, and approvals be obtained prior to submittal of the application.

Staff recommends the City Council adopt the attached resolution approving and adopting the City of Avenal Water Transmission Pipeline Replacement Project Mitigated Negative Declaration and corresponding mitigation measures, for which an Initial Study was prepared in accordance with the California Environmental Quality Act, attached to the Resolution as Exhibit "A".

RESOLUTION 2019-03: A RESOLUTION OF THE AVENAL CITY COUNCIL TO ADOPT AND FILE THE CITY OF AVENAL WATER TRANSMISSION PIPELINE REPLACEMENT PROJECT MITIGATED NEGATIVE DECLARATION, MITIGATION MONITORING PLAN, AND NOTICE OF DETERMINATION. A motion was made by Councilman Harvick, seconded by Councilman Hernandez and carried.

Roll Call Vote:

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

OLD BUSINESS:

A. None.

NEW BUSINESS:

- A. Consider Avenal Police Department's Request to Purchase New Police Vehicles:

Assistant Chief LaBlue, reported that the Avenal Police Department has had plans to replace three vehicles in the 2018-2019 budget year. On January 9, 2019, we received notification that Ford was updating the Explorer Utility Interceptor model for 2020 and delivery times for these vehicles could be late 2020. Along with the model update, Ford would also be increasing the price by approximately \$5,000. In addition, ordering for the 2019 models was only held open for 90 days and closed in November of 2018.

He continued that due to the circumstances, many law enforcement agencies nationwide are scrambling to obtain patrol units. On January 10, 2019, members of the Avenal Police Department attended an impromptu demonstration of the Chevrolet Tahoe Police Package and the Dodge Durango Police Package. This demonstration was initially scheduled for the Clovis Police Department, however due to an overwhelming demand for an immediate replacement for patrol vehicles, all local agencies were invited. Upon speaking with the factory representatives as well as other law enforcement agency purchasing agents, we discovered that the Chevy Tahoe would have an approximate base price of \$41,000 and the Dodge Durango would

have an approximate base price of \$37,000. The Kings County Fleet Manager recently purchased Chevy Tahoe's and confirmed the prices.

He contacted Visalia Ford, the only dealer to provide a quote for our August 2017 patrol car purchase, who advised that they could not guarantee a delivery date at this time. They provided a quote of \$33,906.38, approximately \$6,000 more than the 2017 model purchased. Visalia Ford uses the State of California contract pricing as explained during the August 2017 purchase (please see **Attachment B** for the quote). Visalia Ford completed a dealer search and was unable to locate any in-stock Police Package vehicles from their network of dealerships.

On January 14, 2019, he spoke with Wondries Fleet Group in Alhambra, California. They also would not be able to give a delivery date on the 2020 Explorer Utility. They had a 2015 Ford Explorer Utility Administrative Package vehicle in stock with no spotlights at a discounted total price of \$26,476.97 (Please see **Attachment C**). They also had a 2014 Ford Interceptor Sedan (Like the Ford Taurus) in stock that they would sell to us, below cost, at a total of \$22,102.25 (Please see **Attachment D**). These vehicles would be under full warranty starting on the day of delivery.

He received quotes for the vehicles on January 16, 2019. The Fleet Manager told Staff they had just had an agency back out of purchasing a 2019 Explorer Utility Interceptor. He advised we were given the first opportunity to purchase the vehicle at a total price of \$31,250.67 (Please see **Attachment E**). By purchasing the 2015 Ford Explorer Utility Administrative Package vehicle, we can save approximately \$7,000 on the purchase price of a 2020 model and get immediate delivery. However, this vehicle does not have factory installed spotlights. Therefore, this vehicle would be switched out with the Assistant Chief's current 2017 model that is equipped with a spotlight. By purchasing the 2014 Ford Interceptor Sedan, we can save approximately \$11,800 and the 2019 Ford Explorer Utility would save approximately \$2,600.

By repurposing some existing equipment and purchasing some new equipment, we can keep the cost of the outfitting each of these vehicles below \$5,000. Therefore, there would be no need for further City Council action on the outfitting of the vehicles. The 2014 Ford Interceptor Sedan in the amount of \$22,102.25, including tax and fees, would come from 10.12500, Account 727. This was budgeted in the 2018-2019 year for vehicle replacement. The 2015 Ford Explorer Police Interceptor at a total cost of \$57,727.64 and the 2019 Ford Explorer Police Interceptor will be expended from 10.12500, Account 655.17 (Supplemental Law Enforcement Services Account - FY 16/17 funds) and have no impact to the General Fund. (To comply with the Government Code, these funds need to be expended by June 30, 2019).

Staff recommends the approval to purchase one 2014 Ford Interceptor Sedan, one 2015 Ford Explorer Police Interceptor, and one 2019 Ford Explorer Police Interceptor in the total amount of \$79,829.89 from Wondries Fleet Group.

A motion was made by Councilman Hernandez, to approve the purchase one 2014 Ford Interceptor Sedan, one 2015 Ford Explorer Police Interceptor, and one 2019 Ford Explorer Police Interceptor in the amount of \$79,829.89 from Wondries Fleet Group; seconded by Councilman Harvick and carried.

Roll Call Vote:

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

- B. Consider Authorizing Resolution to File Financial Assistance Application for Avenal 18" Water Transmission Line Replacement with the State Water Resources Control Board:

Mr. Santillan stated that attached resolution is required by the State Water Resource Control Board as part of the construction funding application for the 18" Water Transmission pipeline. Staff recommends approval of the resolution.

2019-04: AUTHORIZING RESOLUTION. A motion was made by Mayor Pro Tem Woolley, seconded by Councilman Preciado and carried.

Roll Call Vote:

AYES: Woolley, Preciado, Harvick, Hernandez, Ovalle.

NOES: **None.**
ABSENT: **None.**
ABSTAIN: **None.**

CORRESPONDENCE/ANNOUNCEMENTS/CLOSING COMMENTS:

Councilman Preciado reported the following: 1) A meeting in the City of Los Angeles regarding water; 2) Attended Rec Center DACCA/Citizenship Workshop; and, 3) Jose Ramirez will be giving vouchers for his fight on February 8, 2019.

Mayor Pro Tem Woolley reported the following: 1) KACAG/KCAPTA.

Mayor Ovalle reported the following: 1) Thanked, Fernando, Assistant Chief LaBlue, Louisa and everyone for their hard work.

ADJOURNMENT.

There being no further business, the City Council meeting was adjourned at 6:23 p.m.

Respectfully Submitted,

Maria Ortiz, City Clerk