

**Minutes of the Study Session of the
LEMOORE CITY COUNCIL
June 20, 2006**

ATTENDANCE:

Mayor Buford; Mayor Pro Tem Murray; Councilmembers Grego, Martin, Plourde; City Manager Briltz; City Attorney Bacigalupi; Public Works Director Wlaschin; Parks and Recreation Director Hernandez; Finance Director Cota; Police Chief Morrell; Redevelopment Project Manager Narbaitz; Assistant Planner Mendiola; Administrative Analyst Prichard; Administrative Analyst Tyler; Parks and Facilities Superintendent Simonson; City Clerk Lima.

City Attorney Bacigalupi arrived at 5:54 p.m.

PRESENTATION - BLUEPRINT PROJECT:

Assistant Planner Mendiola introduced Christina Lehn of Kings County Association of Governments (KCAG), which is our own Council of Governments (COG). Ms. Lehn reviewed the San Joaquin Blueprint Project slide presentation with the Council. Ms. Lehn explained that eight San Joaquin Valley COGs received a \$2 million California Regional Blueprint Planning Grant for FY 2005-06. The purpose of the Blueprint Project is to develop comprehensive long range planning visions for the horizon year 2050. The process begins and ends on a local city level, which means local involvement is critical. Ms. Lehn concluded her presentation inviting the Councilmembers to the Blueprint Summit to be held Wednesday, June 28th in Fresno.

PRESENTATION – AMERICANS WITH DISABILITIES ACT UPDATE:

Administrative Analyst Prichard reported to Council that the most far-reaching aspect of ADA compliance is maintaining public right-of-way. There are very few locations in the City that meet current ADA standards for access. Many sidewalks and streets were designed to meet the standards at the time they were built. Missing curb ramps represent the greatest obstacle to travel in the public right-of-way.

Mr. Prichard reported the Streets Department had compiled a list of every intersection within the City that is missing curb ramps. The priority will be given to commercial areas, areas adjacent to schools, and right-of-way along arterials and collectors.

Funding for construction of approximately 46 of the needed 199 curb ramps comes from the Redevelopment Agency, \$100,000, and Community Development Block Grant money, \$15,000. Construction will begin this fall since the Community Block Grant funds must be used before the end of the calendar year. The use of Community Block Grant funds also triggers prevailing wage requirements.

Councilmember Plourde suggested making locations close to senior housing also a priority.

DISCUSSION – USE OF SENIOR CENTER PARKING LOT:

Administrative Analyst Tyler introduced Jane Dart of Lemoore Senior Citizens, Inc. Ms. Dart requested to once and for all settle the parking lot issue at the Senior Center. The Center has been told the parking lot is theirs but that it is also a public parking lot, and not for the Center's exclusive use. Ms. Dart reported there is also an issue with insurance for the parking lot.

City Attorney Bacigalupi referred to the Grant Deed for the property including the parking lot. The Deed refers to an amendment to an agreement dated March 1985, which refers to the parking lot and allows the City to maintain continuing rights to the property.

Council consensus was that Councilmember Plourde, City staff and the Senior Center work together to develop a solution and return to Council with a recommendation for action.

INTRODUCTION – DAY CAMP STAFF:

Shauna Benns, Assistant Day Camp Director, introduced the Day Camp Staff.

RDA MEETING: At 6:24 p.m., Council adjourned to sit as the Redevelopment Agency of the City of Lemoore and reconvened as City Council at 6:54 p.m.

ADJOURNMENT: At 6:55 p.m., Council adjourned to the Regular Meeting at 7:30 p.m.

**Minutes of the Regular Meeting of the
LEMOORE CITY COUNCIL
June 20, 2006**

ATTENDANCE:

Mayor Buford; Mayor Pro Tem Murray; Councilmembers Grego, Martin, Plourde; City Manager Britz; City Attorney Bacigalupi; Public Works Director Wlaschin; Parks and Recreation Director Hernandez; Finance Director Cota; Police Chief Morrell; Redevelopment Project Manager Narbaitz; Parks and Facilities Superintendent Simonson; Administrative Analyst Prichard; City Clerk Lima.

CONSENT CALENDAR:

It was moved by Councilmember Grego, seconded by Councilmember Plourde, and carried that the Council approve the following Consent Calendar:

- A. Approval – Minutes – June 6, 2006
- B. Approval – Warrant Register
- C. Approval – Second Reading – Ordinance 2006-04 – Amending the Zoning Ordinance Map an Planned Unit Development Boundaries

D. Approval – Resolution 2006-30 – Weed Abatement Assessments

Ayes: Grego, Plourde, Martin, Murray, Buford

City Attorney Bacigalupi refreshed Council’s understanding of where a Conflict of Interest could occur and in particular regarding Item 7 Landscaping and Lighting Maintenance District Annual Notice.

PUBLIC HEARING – RESOLUTION 2006-31 – ADOPTION – 2006-2007 CITY OPERATIONS AND MAINTENANCE BUDGET:

City Manager Britz reviewed the budget slide presentation he had present at the June 6, 2006 meeting. Mr. Britz reminded the Council that the \$25,000.00 in the Community Participation section of the budget had not been allocated to assist any organizations.

At 7:48 p.m. Mayor Buford opened the Public Hearing to accept testimony regarding the 2006-2007 City Operations and Maintenance Budget.

Sandy Brown, representing the Lemoore Christian Aid. Rev. Brown requested any financial aid the City might offer.

Leah Forte, President of the Lemoore Youth Sports Foundation. Ms. Forte requested funding assistance for resurfacing their parking lot and would appreciate any aid the City might offer.

At 7:58 p.m. the Public Hearing closed.

It was moved by Councilmember Martin, seconded by Councilmember Plourde, and carried that the Council approve Resolution 2006-31 adopting the 2006-07 City Operations and Maintenance Budget including following funding distribution for Community Participation:

Lemoore Christian Aid	\$ 2,000.00
Sarah A. Mooney Museum	\$ 5,000.00
Kings Community Action Organization	\$ 4,000.00
Kings County Commission on Aging	\$ 4,000.00
Lemoore Senior Citizens, Inc.	\$10,000.00

Ayes: Martin, Plourde, Grego, Murray, Buford

REPORT AND RECOMMENDATION – COOPERATIVE AGREEMENT FOR THE CONTINUATION OF THE KINGS COUNTY ASSOCIATION OF GOVERNMENTS:

City Manager Britz introduced Bill Zumwalt KCAG Executive Secretary. Mr. Zumwalt reported that the KCAG is planning to separate from the County’s administrative support to a separate independent agency. He requested that the Council approve the KCAG Joint Powers Agreement.

It was moved by Councilmember Martin, seconded by Councilmember Murray, and carried that the Council approve the KCAG Joint Powers Agreement and authorize the Mayor to execute the agreement.

Ayes: Martin, Murray, Plourde, Grego, Buford

REPORT AND RECOMMENDATION – FIRST READING – ORDINANCE 2006-03 – AMENDING BUSINESS TAX ORDINANCE:

Finance Director Cota stated on June 6th the Council passed only Section 2 of the ordinance under consideration, in an effort to no longer require Real Estate Agents from needing to obtain a business license. Staff reviewed Section 2 and determined that would also end the requirement for Real Estate Brokers who do not have a permanent place of business in Lemoore, from needing a business license. A revised ordinance is before Council that would require all Real Estate Brokers who do business in Lemoore to obtain a license, and not require any Real Estate Agent to obtain a license.

Staff recommends that Council waive the first reading of Ordinance 2006-03 and pass it to a second reading. Also, that the Council direct staff to refund those Real Estate Agents, who in the past 60 days, obtained a business license.

It was moved by Councilmember Plourde, seconded by Councilmember Grego, and carried that the Council waive the first reading and pass to a second reading Ordinance 2006-03 revising the Business License Ordinance of the City of Lemoore. Additionally that the Council direct staff to refund those Real Estate Agents, who in the past 60 days, obtained a business license.

Ayes: Plourde, Grego, Murray

Noes: Martin, Buford

REPORT AND RECOMMENDATION – LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT ANNUAL NOTICE:

Parks and Recreation Director Hernandez, Public Works Superintendent Simonson, and Kenny Santiago of Quad Knopf presented a PowerPoint presentation that reviewed all zones in LLMD No. 1

A. RESOLUTION 2006-32 – INTENTION TO LEVY AND COLLECT THE ANNUAL ASSESSMENTS FOR LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1, (LLMD) ZONES 1, 2, 3, 5, 8, 9, 10, 12, AND 13 OF THE CITY OF LEMOORE

Parks and Recreation Director Hernandez reported there are no proposed increases for Landscaping and Lighting Maintenance District No. 1, Zones 1, 2, 3, 5, 8, 9, 10, 12, and 13.

It was moved by Councilmember Murray, seconded by Councilmember Plourde, and carried that the Council approve Resolution 2006-32 Intention to Levy and Collect the Annual Assessments for Landscaping and Lighting Maintenance District No. 1, (LLMD) Zones 1, 2, 3, 5, 8, 9, 10, 12, and 13 of the City of Lemoore.

Ayes: Murray, Plourde, Martin, Grego, Buford

B. RESOLUTION 2006-33 – INTENTION TO LEVY AND COLLECT THE ANNUAL ASSESSMENTS FOR LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1, (LLMD) ZONES 4, 6, 7, AND 11 OF THE CITY OF LEMOORE

Councilmember Martin declared he had a conflict of interest and left the dais.

Parks and Recreation Director Hernandez reported there were proposed increases for Landscaping and Lighting Maintenance District No. 1, Zones 4, 6, 7, and 11.

- Zone 4 from \$11.78 to \$61.39
- Zone 6 from \$15.78 to \$65.57
- Zone 7 from \$78.23 to \$347.01
- Zone 11 from \$53.32 to \$387.15

It was moved by Councilmember Murray, seconded by Councilmember Grego, and carried that the Council approve Resolution 2006-33 Intention to Levy and Collect the Annual Assessments for Landscaping and Lighting Maintenance District No. 1, (LLMD) Zones 4, 6, 7, and 11 of the City of Lemoore.

Ayes: Murray, Grego, Plourde, Buford

Abstain: Martin

C. RESOLUTION 2006-34 – INTENTION TO (i) ANNEX AND INCLUDE ADDITIONAL TERRITORIES IN LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1 IN THE CITY OF LEMOORE, AND (ii) LEVY AND COLLECT ANNUAL LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1 ASSESSMENTS IN SUCH ANNEXED TERRITORY:

Parks and Recreation Director Hernandez reported that is is proposed to annex additional territory and levy and collect annual for Landscaping and Lighting Maintenance District No. 1, assessments in the annexed territory. The assessments for the proposed annexed zones would be; Zone 8A \$139.94 and Zone 12A \$145.00.

It was moved by Councilmember Murray, seconded by Councilmember Grego, and carried that the Council approve Resolution 2006-34 Intention to (i) Annex and Included Additional Territories in Landscaping and Lighting Maintenance District No. 1 in the City of Lemoore, and (ii) Levy and Collect Annual Landscaping and Lighting Maintenance District No. 1 Assessments in Such Annexed Territory.

Ayes: Murray, Grego, Martin, Plourde, Buford

REPORT AND RECOMMENDATION – KINGS COUNTY ANIMAL CONTROL AGREEMENT:

Police Chief Morrell reported that Kings County had submitted a contract for Animal Control Services for 2006-2007. The County provides kenneling services for the City at a proposed cost of \$40,016.

It was moved by Councilmember Plourde, seconded by Councilmember Murray, and carried that the Council approve the City-County Animal Contract Services Agreement and authorize the Mayor to execute the agreement.

Ayes: Plourde, Murray, Martin, Grego, Buford

REPORT AND RECOMMENDATION – RESOLUTION 2006-35 – GRANDFATHERING OF 60 GALLON REFUSE RATE:

Administrative Analyst Prichard reported that with the institution of curbside recycling in the fall, existing customers will have more room in their refuse containers. The City currently has a reduced service rate for customers using a sixty gallon container, there is the possibility that a number of customers might choose to take advantage of the current sixty gallon rate when recycling begins. If this occurs in any significant numbers it could cause the curbside recycling program to become a financial burden on the refuse fund.

Staff recommends limiting the continued availability of the sixty gallon container rate to existing sixty gallon container customers.

It was moved by Councilmember Plourde, seconded by Councilmember Martin, and carried that the Council approve Resolution 2006-35 restricting the availability of sixty gallon curbside refuse containers.

Ayes: Plourde, Martin, Grego, Murray, Buford

REPORT AND RECOMMENDATION – FIRST READING – ORDINANCE 2006-05 – THIRD CAN RECYCLING:

Administrative Analyst Prichard reported the proposed ordinance before Council revised portions of Chapter 1 of Title 4 of the Municipal Code regulating garbage and refuse making it relevant with the curbside recycling program and current refuse collection and disposal operations.

It was moved by Councilmember Plourde, seconded by Councilmember Murray, and carried that the Council waive the first reading and pass to a second reading Ordinance 2006-05 amending portions of the Lemoore Municipal Code regulating Garbage and Refuse.

Ayes: Plourde, Murray, Martin, Grego, Buford

DEPARTMENT/CITY MANAGER REPORTS:

Parks and Recreation Director Hernandez reminded everyone of the Navy/July 4th Celebration.

Public Works Director Wlaschin reported that at “D” Street and Lemoore Avenue work to relocate the signal lights would take place within the next few weeks, and the intersection would be a 4-way stop during that period.

City Manager Britz reported that on June 27 there would be a Joint City Council Planning Commission meeting at 7:00 pm regarding the General Plan Update and stakeholder interviews earlier during the day.

COUNCIL REPORTS AND REQUESTS FOR INFORMATION:

Councilmember Grego reported that the Chamber of Commerce would be holding a golf tournament Saturday, June 24th starting at 8:00 a.m.

ADJOURNMENT:

The meeting adjourned at 9:12 p.m.