



Agenda
Regular Joint City Council/ * Redevelopment Agency Meeting
130 S Second St., Civic Center Plaza, Chowchilla
February 22, 2010
6:00 PM Closed Session - 7:00 PM Open Session

CALL TO ORDER

ROLL CALL:

Mayor/Chairman: Kopshever
Mayor Pro Tem/Vice Chair: Alexander
Council/Board Members: Chavez, Haworth, White

City staff and contract employees present at the meeting will be noted in the minutes.

The City Council will call the meeting to order and conduct the roll call. Council will immediately convene into closed session after hearing any public comment on Closed Session. Any outstanding items at 7:00pm the Council will recess into Open Session and then resume Closed Session at the end of the meeting.

PUBLIC ADDRESS – CLOSED SESSION ITEMS

6:00 pm CLOSED SESSION

- 1: **Conference with Legal Counsel – Anticipated Litigation, Gov. Code Section 54956.9 (b)**
Number of Cases: 1
- 2: **Conference with Legal Counsel, Gov. Code Section 54956.9 (a)**
Name of Case: Germono MCV049524
- 3: **Public Employee Evaluation, Gov. Code Section 54957**
Position: All Public Employees
3. **Conference with Real Property Negotiators, Gov. Code Section 54956.8**
Property: So. Chowchilla Blvd & Ave 24 ½, 26 W Robt Blvd

7:00 pm OPEN SESSION

INVOCATION:

PLEDGE OF ALLEGIANCE:

CLOSED SESSION REPORT: Meeting of 2/08/2010

CEREMONIAL/PRESENTATIONS

PUBLIC ADDRESS

This time is reserved for members of the audience to address the City Council/Agency Board on items of interest that are not on the Agenda and are within the subject matter jurisdiction of the Council/Agency Board. It is recommended that speakers limit their comments between 3 to 5 minutes each and it is requested that no comments be made during this period on items on the Agenda. Members of the public wishing to address the Council/Agency Board on items on the Agenda should notify the Mayor/Chairman when that Agenda item is called. The Council/Agency Board is prohibited by law from taking any action on matters discussed that are not on the Agenda, and no adverse conclusions should be drawn if the Council/Agency Board does not respond to public comment at this time. Speakers are asked to please use the microphone, and provide their name and address. Prior to addressing Council/Agency Board, any handouts to be provided to City Clerk/Board Clerk who will distribute to Council/Agency Board and appropriate staff.

*Items denoted with an * are RDA items and will be acted upon by the Redevelopment Agency Board. Agendas for all City Council/RDA meetings are posted at least 72 hours prior to the meeting at the Civic Center, 130 S. Second St., Written communications from the public for the agenda must be received by Administrative Services no less than seven (7) days prior to the meeting date. The City of Chowchilla complies with the Americans with Disabilities Act (ADA of 1990). The Council Chambers is accessible to the physically disabled. If you need special assistance, please call (559) 665-8615, ext. 105 at least 4 days prior to the meeting.*

COUNCIL AND STAFF REPORTS – Section 2

- 2.1: **COUNCIL REPORTS:** Legislative Items:
Oral / Written Reports:
- 2.2: **AD HOC/COMMITTEE UPDATES:** Oral / Written Reports:
- 2.3: **STAFF REPORTS:** Written/Oral Reports:

CONSENT CALENDAR - Section 3

- 3.1: **Consideration of Minutes of the Regular Joint Council/Redevelopment Agency Meeting of February 8, 2010 (Barr)**
- 3.2: **Consideration of Acceptance of Notice of Completion for Sonoma Ave; 7th St. to 15th St Improvement Project. CDBG No. 04-STBG-1954 (Turner)**
- 3.3: **Consideration of Resolution # -10 Authorizing a Memorandum of Understanding for Data Connectivity for the Madera Regional CAD/RMS System (Varney)**

PUBLIC HEARINGS – Section 4

None

DEFERRED BUSINESS – Section 5

None

NEW BUSINESS – Section 6

- 6.1: **Introduction and First Reading of Ordinance # -10 Adding Chapter 10 to Title 17 of the Chowchilla Municipal Code to Allow the Creation of an Easement by a Recorded Covenant of Easement (Costanzo)**

ANNOUNCEMENTS – Section 7

- Feb 27 Waste Tire Amnesty Day, Contact Madera Co Code Enforcement at 559 675-7821
- Mar 5 Furlough Friday, City Offices Closed
- Mar 6 Chowchilla Redfins "Green Eggs & Ham" all-you-can-eat Pancake Breakfast, Faith Hall, 8AM
- Mar 8 Council/RDA Meeting, Civic Center, 6PM Closed, 7PM Open Session

CLOSED SESSION – Continued if Necessary

- 1: **Conference with Legal Counsel – Anticipated Litigation, Gov. Code Section 54956.9 (b)**
Number of Cases: 1
- 2: **Conference with Legal Counsel, Gov. Code Section 54956.9 (a)**

Name of Case: Germono MCV049524

3: Public Employee Evaluation, Gov. Code Section 54957

Position: All Public Employees

4. Conference with Real Property Negotiators, Gov. Code Section 54956.8

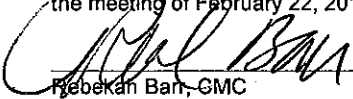
Property: So. Chowchilla Blvd & Ave 24 ½, 26 W Robt Blvd

ADJOURNMENT

NOTICE: Pursuant to Government Code §54954.3(a), public comments may be directed to the legislative body concerning any item contained on the agenda for this meeting before or during consideration of the item. Those wishing to address Council on an item shall be limited to between 3-5 minutes and if a large group, the Mayor may request that individuals provide only new information not presented by another person.

PUBLIC NOTIFICATION

I, Rebekah Barr, CMC, Acting City Clerk for the City of Chowchilla, declare under penalty of perjury that I posted the above City Council/RDA Agenda for the meeting of February 22, 2010 at Civic Center, 130 S Second St., Civic Center Plaza, on February 18, 2010 at 4:00 pm.



Rebekah Barr, CMC

CC Resolution #13-10
RDA Resolution #04-10
Next Ordinance #456-10



Fact Sheet
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CONSENT CALENDAR - Section 3

Recommendation- All Items under the Consent Calendar are recommended for approval by roll call vote and are generally done by single action unless an item is pulled for separate consideration. If an item is an RDA item (denoted by *) it will be acted upon by a separate action & recorded appropriately.

3.1: Consideration of Minutes of the Regular Joint Council/Redevelopment Agency Meeting of February 8, 2010 (Barr) (Page 1)

Enclosures: One Set of Minutes

3.2: Consideration of Acceptance of Notice of Completion for Sonoma Ave; 7th St. to 15th St Improvement Project. CDBG No. 04-STBG-1954 (Turner) (Page 4)

Based on periodic visits to the job site and general familiarity with the progress of the work, Engineering Staff declare that to the best of our knowledge, information and belief, construction had proceeded in accordance with the intent of the design, and in general, compliance with the Plans and Specifications.

Enclosures: Staff Report and NOC

3.3: Consideration of Resolution # -10 Authorizing a Memorandum of Understanding for Data Connectivity for the Madera Regional CAD/RMS System (Varney) (Page 7)

In 2006 the City and Madera County acquired a grant through the Office of Emergency Services to begin upgrades and integration of the computer aided dispatch and record management systems of both agencies. This integration requires the setting of expectations regarding service delivery and maintenance.

Enclosures: Staff Report, Resolution and MOU

PUBLIC HEARINGS – Section 4

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DEFERRED BUSINESS – Section 5

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NEW BUSINESS – Section 6

6.1: Introduction and First Reading of Ordinance # -10 Adding Chapter 10 to Title 17 of the Chowchilla Municipal Code to Allow the Creation of an Easement by a Recorded Covenant of Easement (Costanzo) (Page 13)

Government Code sections 65870 through 65875 allow for the creation of an easement where all the real property benefitted or burdened by the easement is in common ownership by the recordation of a covenant of easement. In order for the City to require a covenant of easement as part of an approved map, permit, or other designation, the City must enact an ordinance for the imposition of such covenants pursuant to Government Code sections 65870 through 65875.

Enclosures: Staff Report and Ordinance

Recommendation:

1. Staff to give report
2. Accept motion to introduce ordinance by title only and to waive the reading of the full ordinance by roll call vote. If not unanimous ordinance must be read in its entirety.
3. Any discussion by Council

4. Direct Staff to prepare a summary of ordinance for publication and to schedule public hearing and second reading of the ordinance for the February 11th Council meeting.

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