

**Agenda**  
**Regular Joint City Council/ \* Redevelopment Agency Meeting**  
**130 S Second St., Civic Center Plaza, Chowchilla**  
**April 12, 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.

**PUBLIC ADDRESS – CLOSED SESSION ITEMS**

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.

**6:00 pm CLOSED SESSION**

- 1: Conference with Real Property Negotiators, Gov. Code Section 54956.8**  
Property: 26 W Robt. Blvd
- 2: Conference with Legal Counsel, Gov. Code Section 54956.9 (a)**  
Name of Case: Robinson

**7:00 pm OPEN SESSION**

**INVOCATION:**

**PLEDGE OF ALLEGIANCE:**

**CLOSED SESSION REPORT:** Meeting of 3/22/2010:

**CEREMONIAL/PRESENTATIONS**

- 1: Oaths of Office:**  
Airport Committee Member: Ryan Jones  
Parks & Recreation Commission Member: Felipe Arballo  
Planning Commission Members: Kathryn Horn and Eric Yancy

**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.

**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:

*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.*

### CONSENT CALENDAR - Section 3

- 3.1: Consideration of Minutes of the Regular Joint Council/Redevelopment Agency Meeting of March 22, 2010 (Black)
- 3.2: Consider a Resolution Repealing Resolution #21-10 which approved an Engineering Services Agreement between City of Chowchilla and Giersch & Associates Inc. for the Washington Rd. Reconstruction and Widening btwn. Maple St. and Defender St. (Giersch & Assoc./Turner)
- 3.2.A: Consider a Resolution Approving an Engineering Services Agreement between City of Chowchilla and Giersch & Associates Inc. for the Washington Rd. Reconstruction and Widening btwn. Maple St. and Defender St. (Giersch & Assoc./Turner)
- 3.3: Consideration of Acceptance of Notice of Completion of Police Department Re-Roofing Project located at 122 Trinity Avenue, in the City of Chowchilla. (Riviere)
- 3.4: Consideration to Reject Bids for Front End Loader and Rebid. (Turner)

### PUBLIC HEARINGS – Section 4

- 4.1: \*Consideration and Necessary Action on Resolution # -10 Authorizing Sale of Real Property (26 Robt.) by Chowchilla Redevelopment Agency Board (Costanzo)

### DEFERRED BUSINESS – Section 5

None

### NEW BUSINESS – Section 6

- 6.1 Consideration and Necessary Action on Resolution # -10 of the City Council of the City of Chowchilla Authorizing Conveyance of Real Property (26 Robt.) from City of Chowchilla to Redevelopment Agency of City of Chowchilla (Costanzo)
- 6.1.A \*Consideration and Necessary Action on Resolution # -10 of the City of Chowchilla Redevelopment Agency Board Authorizing Conveyance of Real Property (26 Robt.) from City of Chowchilla to Redevelopment Agency of City of Chowchilla (Costanzo)

**ANNOUNCEMENTS – Section 7**

Apr 14 Chowchilla District Chamber of Commerce Board Meeting, Civic Center, 12:00PM  
Apr 15 Heritage Preservation Commission Meeting, Civic Center, 7PM  
Apr 16 Furlough Friday, City Offices Closed  
Apr 19 Airport Advisory Committee Meeting, Civic Center, 4PM  
Apr 20 Parks & Recreation Commission Meeting, Civic Center, 7PM  
Apr 21 Planning Commission Meeting, Civic Center, 7PM  
Apr 26 Council/RDA Meeting, Civic Center, 6PM Closed, 7PM Open Session  
Apr 30 Furlough Friday, City Offices Closed

**CLOSED SESSION – Continued if Necessary**

- 1: **Conference with Real Property Negotiators, Gov. Code Section 54956.8**  
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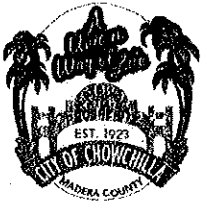
**ADJOURNMENT**

*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, Cindy Black, 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 April 12, 2010 at Civic Center, 130 S Second St., Civic Center Plaza, on April 8, 2010 at 5:15 pm.

  
Cindy Black



**Fact Sheet**  
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**PUBLIC ADDRESS – CLOSED SESSION ITEMS**

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**CEREMONIAL/PRESENTATIONS**

- 1: **Oaths of Office:**  
Airport Committee Member: Ryan Jones  
Parks & Recreation Commission Member: Felipe Arballo  
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**PUBLIC ADDRESS**

**COUNCIL AND STAFF REPORTS – Section 2**

- 2.1: **COUNCIL REPORTS:** Legislative Items:  
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**2.3: STAFF REPORTS:** Written/Oral Reports:**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 March 22, 2010 (Black) (Page 1)**

Enclosures: One Set of Minutes

**3.2: Consider a Resolution Repealing Resolution #21-10 which approved an Engineering Services Agreement between City of Chowchilla and Giersch & Associates Inc. for the Washington Rd. Reconstruction and Widening btwn. Maple St. and Defender St. (Giersch & Assoc./Turner) (Page 8)**

At the Council meeting of March 22, 2010 Council approved an engineering agreement with Giersch and Associates to provide engineering services for Phase one of the Washington Road realignment project. While preparing the Council Report for the above mentioned item, staff included an agreement that was incorrect and dated December 14, 2009. The agreement submitted did not include the entire project that was to be funded with the available ARRA funding. The submitted agreement was for the amount of \$54,700.00 and the agreement that should have been included is for \$67,800.00 which includes all of the engineering for Phase I of the Washington Road Realignment.

**3.2.A: Consider a Resolution Approving an Engineering Services Agreement between City of Chowchilla and Giersch & Associates Inc. for the Washington Rd. Reconstruction and Widening btwn. Maple St. and Defender St. (Giersch & Assoc./Turner)**

Enclosures: Staff Report, 2 Resolutions, Special Agreement

**3.3: Consideration of Acceptance of Notice of Completion of Police Department Re-Roofing Project located at 122 Trinity Avenue, in the City of Chowchilla. (Riviere) (Page 19)**

Enclosures: Staff Report and NOC

**3.4: Consideration to Reject Bids for Front End Loader and Rebid. (Turner) (Page 22)**

On January 20, 2010 the City of Chowchilla received and opened sealed bids for a replacement Clean Diesel Articulating Loader. On bid opening date there were several questions from bidders and from dealers that did not submit bids based on information included in the bid packet.

To date staff has yet to review and compare submitted bids due to staffing shortages and the City has received a protest of the bidding due to a particular dealer not receiving the bid packet directly from the City.

Enclosures: Staff Report

**PUBLIC HEARINGS – Section 4****4.1: \*Consideration and Necessary Action on Resolution # -10 Authorizing Sale of Real Property (26 Robt.) by Chowchilla Redevelopment Agency Board (Costanzo) (Page 23)**

The City has received a proposal from Halferty Development, LLC for the purchase of the property known as 26 W. Robertson Blvd. If the proposed sale is approved, a Disposition and Development Agreement will be negotiated and brought back to the Agency Board for approval. The Disposition and Development Agreement

will more formally acknowledge the terms and conditions spelled out in the purchase offer and will also establish conditions under which the proposed future development will address the requirements of property development in accordance with the Redevelopment Plan.

Enclosures: Staff Report, Public Hearing Notice, Resolution and Proposal.

Recommendation:

1. Mayor to open the Public Hearing and take comments on item. Any written comments are read into the record.
2. Mayor requests motion to close the Public Hearing. Motion voted on by voice vote.
3. Mayor brings the item back to the Council for discussion.
4. Mayor requests motion on Item 4.1. Motion to be voted on by roll call vote.

The Acting City Clerk will file with the County Clerk, the documents necessary to complete the sale to Halferty Development Company, LLC.

### DEFERRED BUSINESS – Section 5

None

### NEW BUSINESS – Section 6

**6.1 Consideration and Necessary Action on Resolution # -10 of the City Council of the City of Chowchilla Authorizing Conveyance of Real Property (26 Robt.) from City of Chowchilla to Redevelopment Agency of City of Chowchilla (Costanzo) (Page 37)**

**6.1.A \*Consideration and Necessary Action on Resolution # -10 of the City of Chowchilla Redevelopment Agency Board Authorizing Conveyance of Real Property (26 Robt.) from City of Chowchilla to Redevelopment Agency of City of Chowchilla (Costanzo)**

Approve resolution authorizing execution of Grant Deed conveying real property located at 26 Robertson Boulevard from the City of Chowchilla to the Redevelopment Agency of the City of Chowchilla.

Enclosures: Staff Report, Resolutions, August 14, 2000 City Council Minutes, Declarations of Thomas Skinner and Nancy Red (without exhibits) in Chowchilla District Historical Society v. City of Chowchilla, et. al. and Grant Deed and Certificate of Acceptance.

Recommendation: Approval of each Resolution by Roll Call Vote

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