



**October 25, 2011 Agenda
Regular Joint City Council/★ Redevelopment Agency Meeting
130 S Second St., Civic Center Plaza, Chowchilla
6:00 PM Closed Session - 7:00 PM Open Session**

CALL TO ORDER

ROLL CALL: Mayor/Chairman: ALEXANDER
Mayor Pro Tem/Vice Chair: JACKSON
Council/Board Members: HAWORTH, HEBERT, KOPSHEVER

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. At 7:00pm the Council will recess into Open Session and then resume Closed Session at the end of the meeting to address outstanding items.

6:00 pm CLOSED SESSION

1. Conference with Legal Counsel – Existing Litigation, Gov Code Section 54956.9 (a)

Number of Cases: 2

Chowchilla District Historical Society v. City of Chowchilla
Madera County Superior Court Case Number MCV-045680

City of Chowchilla v. California Department of Corrections and Rehabilitation
Madera County Superior Court, Case number MCV-057653

2. Conference with Legal Counsel – Liability Claim, Gov Code Section 54961

Number of Cases: 2

Claimant Name: Greenhills Holdings, LP
Agency Claimed Against: City of Chowchilla

Claimant Name: Greenhills Holdings, LP
Agency Claimed Against: Chowchilla Redevelopment Agency

In the event that not all the items on the closed session agenda have been deliberated in the time provided, the City Council may continue the closed session until the end of the regularly scheduled Council Meeting.

7:00 pm OPEN SESSION

INVOCATION:

PLEDGE OF ALLEGIANCE:

CLOSED SESSION REPORT:

CEREMONIAL/PRESENTATIONS

None

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 to 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 the 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: COLLABORATIVE AGENCY COMMITTEE UPDATES:** Oral / Written Reports:
- 2.3: STAFF REPORTS:** Written/Oral Reports:

Items denoted with a ★ 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. 705 at least 4 days prior to the meeting.

CONSENT CALENDAR - Section 3

- 3.1: Consideration of Minutes of the Joint Council/Redevelopment Agency Meeting of October 11, 2011 (Black)**
- 3.2: Consideration of Monthly Check Listing for General Payments and Payroll (Padilla)**
- 3.3: Consideration of CalRecycle Grant Project for Rubber Bark at Sports & Leisure Playgrounds (Turner)**
- 3.4: Consideration of Well 1 Repair (Turner)**
- 3.5: Consideration of a Resolution # -11 Accepting the Proposed Changes to the Supplemental Employee Retirement Plan Documents Prepared by Keenan & Associates (Padilla)**
- 3.6: Consideration to Accept the Audited Financial Statements for the Measure T and Transportation Development Act Funds for the Year Ending June 30, 2010 (Padilla)**
- 3.7: Consideration for New Standard for New Water Meter (Turner)**

PUBLIC HEARINGS - Section 4

None

DEFERRED BUSINESS - Section 5

5.1: Presentation of FY 11-12 Monthly Financial Report – Discussion only (Padilla)

NEW BUSINESS - Section 6

6.1: Discussion of City of Chowchilla Graffiti Abatement (Alexander)

6.2: Discussion of Proposed Water and Wastewater User Fees (Padilla)

ANNOUNCEMENTS - Section 7

- Oct & Nov Chowchilla Fairgrounds Market Place, see City website for hours of operation
- Oct 27 Chowchilla Lioness Lions Club "Halloween Spooktacular", Wilson Gym
- Oct 28 Furlough Day, City Offices Closed
- Oct 29 Chowchilla Fairgrounds & Event Center's "Trunk or Treat", Chowchilla Fairgrounds, 5:00 PM
- Oct 29 Chowchilla Market Place Movie Night at the Fairgrounds Park, Fairgrounds Park area, 7:00 PM
- Nov 4 City Offices, with the exception of Public Safety, will be closed
- Nov 5 Senior Center's Annual Holiday Craft Fair, 9:00 AM - 3:00 PM
- Nov 6 Daylight Savings Time Ends

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.

~Adjournment in Memory of John Eatmon~

PUBLIC NOTIFICATION

I, Cindy Black, Chief Deputy 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 October 25, 2011 at Civic Center, 130 S Second St., Civic Center Plaza, on October 20, 2011 at 2:30 pm.

Cindy Black
Cindy Black, Chief Deputy City Clerk



October 25, 2011 Fact Sheet
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CONSENT CALENDAR - Section 3

3.1: Consideration of Minutes of the Joint Council/Redevelopment Agency Meeting of October 11, 2011 (Black) Page 1

3.2: Consideration of Monthly Check Listing for General Payments and Payroll (Padilla)
Presented are the lists of checks that are awaiting Council approval to be released. Page 4

3.3: Consideration of CalRecycle Grant Project for Rubber Bark at Sports & Leisure Playgrounds (Turner) Page 9

In June 2011 the City was awarded the CalRecycle Tire-Derived Product (TDP) Grant for FY 2010/11 for \$55,062.00. The Project Work Plan is to purchase loose rubber bark for two playgrounds at Sports & Leisure (S&L). This award will provide enough products to complete the two playgrounds and provide a small amount for replenishing all City playgrounds.

3.4: Consideration of Well 1 Repair (Turner) Page 11

During the previous two weeks the water department super chlorinated and flushed well 1 repeated times and followed up with testing. Each time the test results came back positive for bacteria. Anderson Pump has recommended a chemical scrubbing of the well to eliminate the iron bacteria. Once the chemical scrubbing is completed Anderson will clean and reinstall the well column pipe and shaft, then reinstall the well head and motor. The well will then be tested again to insure zero bacteria prior to placing back on line. Staff is recommending to approve a budget modification and authorize expenditures for well 1 repairs.

No financial information from estimates available at time of preparation of Council report. City staff will present financial information at the meeting.

3.5: Consideration of a Resolution # -11 Accepting the Proposed Changes to the Supplemental Employee Retirement Plan Documents Prepared by Keenan & Associates (Padilla) Page 12

In 2009 the City Council adopted a supplemental employee retirement plan (SERP) that provided enhanced retirement benefits for employees and served as an inducement to retire and generate future salary savings for the city. At the time of the plan adoption, certain agreements were signed appointing Keenan & Associates as the plan administrator.

Recent changes to federal legislation now require amendments to the original SERP agreements in order to keep the retirement plan compliant with federal law. This item does not create a new financial impact on the city.

3.6: Consideration to Accept the Audited Financial Statements for the Measure T and Transportation Development Act Funds for the Year Ending June 30, 2010 (Padilla) Page 69

The city recently completed the independent audits of its Measure T and Transportation Development Act Funds as required by the legislation governing the use of these monies and the Madera County Transportation Commission (MCTC). Staff is pleased to announce that the audits reflect that no issues of non-compliance were found and the city's use of these monies and its accounting practices for tracking them met the legislative requirements. Staff recommends accepting the Audited Financial Statements for the city.

3.7: Consideration for New Standard for New Water Meter (Turner) Page 112

City staff and City Contract Engineer are recommending approval of the presented standard for residential water meters. The new standard will meet the water flow needs for new residential units requiring fire sprinklers and to allow further automation of reading water meters.

PUBLIC HEARINGS - Section 4

None

DEFERRED BUSINESS - Section 5

5.1: Presentation of FY 11-12 Monthly Financial Report – Discussion only (Padilla) Page 115

Staff will be presenting a financial report each month that reflects the prior month's financial activity. The report presented this evening reflects revenues and expenses for the current year through the month of September. The city's website carries the detail report that has been prepared showing year-to-date information for July – September 2011 and details for last year as well.

NEW BUSINESS - Section 6

6.1: Discussion of City of Chowchilla Graffiti Abatement (Alexander)

This is a discussion item only.

6.2: Discussion of Proposed Water and Wastewater User Fees (Padilla) Page 128

This is a discussion item only. Staff will be presenting information based on the third version of the utility rate study that is being prepared. Due to the amount of additional analysis that was asked of the rate consultant, a draft copy was not available at the time the agenda was prepared and released.

Both utility systems are incapable of maintaining their infrastructure without a significant rate increase in future years.

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