

December 13, 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: 12

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

Chowchilla v. Robinson
5th Appellate District, F059608

Scott P. Jones v. Chowchilla,
Madera County Superior Court Case Number MCV043984

Chowchilla v. Antenucci's, et al
Madera County Superior Court Case Number MCV053394

Chowchilla v. Nancy Red, et al
Madera County Superior Court Case Number MCV056044

Chowchilla v. MJM Real Estate Investments
Madera County Superior Court Case Number MCV047272

Chowchilla v. Kaanapali Court Ventures
Madera County Superior Court Case Number MCV047275

Chowchilla v. WPD Homes
Madera County Superior Court Case Number MCV047273

Chowchilla v. William C. McClure
Madera County Superior Court Case Number MCV047276

Chowchilla v. California Greenhills Inc.
Madera County Superior Court Case Number MCV047841

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

Greenhills Holdings, LP v. City of Chowchilla
Madera County Superior Court, Case number MCV-058019

- 2. **Conference with Legal Counsel - Anticipated Litigation, Gov Code Section 54956.9 (b)**
 Potential litigation pursuant to subdivision (b) of section 54956.9:
 Number of cases: 3

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

- 1. **PG&E Presentation**

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 November 8, 2011 (Balkan) Page 1
- 3.2: Acknowledgement of County of Madera Request for Proposals for a Study of Consolidating Dispatch Services for the County of Madera, the City of Madera and the City of Chowchilla (Varney/Turner) Page 5
- 3.3: Consideration of Monthly Check Listing for General Payments and Payroll (Padilla) Page 34
- 3.4: Consideration of Resolution # -11 Development Impact Fee Report (Padilla) Page 41
- 3.5: ★ Consideration of Acceptance of Completion of Road 16 Drainage Pond by Piranha Pipe (Turner) Page 72
- 3.6: Consideration of Resolution # -11 Authorizing Staff to Submit a Grant Application to San Joaquin Valley Air Pollution Control District for the Purchase of 5 Vehicles (Turner) Page 75
- 3.7: Staff Report on CalRecycle TDP Grant Project Sports & Leisure Playgrounds – Rubber Bark (Turner/Roman) Page 79
- 3.8: Consideration of Resolution # -11 for Amendment No. 2 to Engineering Services Agreement to Washington Rd. Widening and Reconstruction – Maple Ave. to Defender St. (Turner) Page 81
- 3.9: Adoption of Resolution # -11 Accepting 2012 City Annual Calendar (Lewis) Page 88

PUBLIC HEARINGS - Section 4

- 4.1: Consideration of Resolution # -11 Amendment to the Parks & Recreation Fee Schedule Related to the Sports Fields Lighting (Haupt) Page 91

DEFERRED BUSINESS - Section 5

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

NEW BUSINESS - Section 6

- 6.1: Annexation Review (Lewis) Page 96
- 6.2: Consideration of Adoption of Resolution # -11, Creating the Management Employee Group (Lewis) Page 98

CEREMONIAL MATTERS - Section 7

- A) Recognition to Public Officials for Dedicated Service to the City of Chowchilla (Lewis)
- B) Annual Reorganization of Council:

- 1) **Nomination and Action for Mayor Appointment (Mayor)**
- 2) **Seating and Passing of the Gavel to Newly Appointed Mayor**
- 3) **Nomination and Action for Mayor Pro Tem Appointment (Newly Appointed Mayor)**
- 4) **Seating of Newly Appointed Mayor Pro Tem**

ANNOUNCEMENTS – Section 8

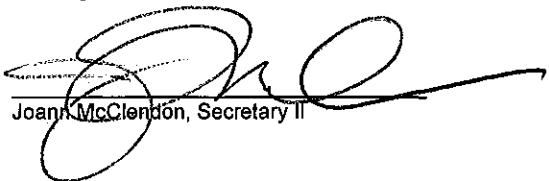
Dec 14 Chamber of Commerce Board Meeting, Civic Center Public Training Room, 12:00 PM
Dec 16 City Offices, with the exception of Public Safety, will be closed
Dec 22 Furlough Day, City Offices Closed
Dec 23&26 City Offices Closed In observance of Christmas Eve and Christmas Day
Dec 27 CANCELLED-City Council Meeting, Civic Center, 7:00 PM

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, Joann McClendon, Secretary II for the City of Chowchilla, declare under penalty of perjury that I posted the above City Council/RDA Agenda for the meeting of December 13, 2011 at Civic Center, 130 S Second St., Civic Center Plaza, on December 8, 2011 at 5:15 pm.



Joann McClendon, Secretary II