



Minutes
Regular Joint City Council/ * Redevelopment Agency Meeting
130 S Second St., Civic Center Plaza, Chowchilla
February 22, 2010

CALL TO ORDER 6:00pm
ROLL CALL:

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

City staff and contract employees present at the meeting: Acting City Administrator/Police Chief Jay Varney, Acting City Clerk Rebekah Barr, Assistant City Administrator/Finance Director Wayne Padilla, Interim Deputy Director of Public Works/Fire Chief Harry Turner, Contract Attorney Neal Costanzo, Contract Engineer Mike Giersch, and Contract Planner Tom Skinner

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

Attorney Costanzo noted that an item needed to be added to the Closed Session schedule. This item was one additional item under Conference with Legal Counsel, Gov. Code Section 54956.9 (a) Name of Case: WPD Homes et al MCV047273.

Motion by Council Member White, seconded by Mayor Pro Tem Alexander, to add the item to the Closed Session as it came to the attention of the Council after the agenda was posted and there was a need to address this item immediately. Motion carried unanimously by voice vote.

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: **Attorney Costanzo reported the following:**

- o **Meeting of 2/08/2010**
 - o Council authorized the making of a stipulated judgment regarding Case Number MCV049528, Chowchilla v. Judd and is now on file with the court.
- o **Meeting of 2/25/2010**

- o Council authorized the making of stipulation for entry of judgment in the City of Chowchilla v. Germono, Case Number MCV049524, and; City of Chowchilla v. WPD Homes, Case Number MCV047273.

All of three of these stipulated judgments are simply stipulations that provide for the payment of what our delinquent assessments over a period of time with an ending date of May 1, 2011 at which time all delinquencies will be paid.

CEREMONIAL/PRESENTATIONS

None

PUBLIC ADDRESS

Christopher Smith, 116 Kites Way, Mark Garner, 108 Kites Way, Angela Laird, 112 Phillip Way, Christina Garner, 108 Kites Way, Louise Rickerd, 375 Molly Avenue, Judy Perry, 120 Phillip Way, Mike Afferino, 321 Molly Avenue, Cindy Seals, 109 Phillip Way, Mike Scott, 120 Phillip Way, and Steven Laird, 112 Phillip Way, addressed the City Council regarding their concern and desire that the Council not move forward with the Shasta Court project. Much discussion ensued.

Council requested that Staff work with the developer and property owner representative in an attempt to take the property owners comments and develop a strategy of mitigation and discussion.

COUNCIL AND STAFF REPORTS – Section 2

- 2.1: COUNCIL REPORTS:** Legislative Items:
Oral / Written Reports:

The City Council members reported on meetings and events that they had participated in during the past few weeks.

- 2.2: AD HOC/COMMITTEE UPDATES:** Oral / Written Reports:

- 2.3: STAFF REPORTS:** Written/Oral Reports:

Staff gave updates on various items.

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 #13-10 Authorizing a Memorandum of Understanding for Data Connectivity for the Madera Regional CAD/RMS System (Varney)**

Motion by Mayor Pro Tem Alexander, seconded by Council Member Haworth, to approve the Consent Calendar as presented, including Resolution #13-10. Motion carried unanimously by roll call vote.

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)

Motion by Council Member White, seconded by Mayor Pro Tem Alexander, to introduce by title only and to waive the first reading of the Ordinance adding Chapter 10 to Title 17 of the Chowchilla Municipal Code to allow the creation of an easement by recorded covenant of easement. Motion carried unanimously by roll call vote.

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

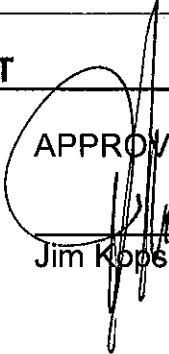
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ADJOURNMENT

ATTEST:


Rebekah Barr, GMC, Acting City Clerk

APPROVED:


Jim Kooshever, Mayor