



MINUTES
Regular Joint City Council/ * Redevelopment Agency Meeting
130 S Second St., Civic Center Plaza, Chowchilla
May 10, 2010
6:00 PM Closed Session - 7:00 PM Open Session

CALL TO ORDER
ROLL CALL:

7:00 p.m. (Open Session)

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

City staff and contract employees present: Acting City Administrator/Police Chief Jay Varney, Assistant City Administrator/Finance Director Wayne Padilla, Acting City Clerk Cindy Black, Contract Attorney Neal Costanzo, Contract Engineer Mike Giersch

PUBLIC ADDRESS – CLOSED SESSION ITEMS

Call to order at 6:00 p.m. (Closed Session). Attorney Costanzo noted that an item for Closed Session will be added to the Closed Session calendar under Item 1 regarding a Government Code claim for damages against the City of Chowchilla.

Motion by Councilman White, seconded by Mayor Pro Tem Alexander, to take immediate action regarding adding the item to the Closed Session agenda, although added after the agenda was posted. Motion passed unanimously by voice vote with Councilman Chavez absent.

6:00 pm CLOSED SESSION

- 1: Conference with Legal Counsel – Anticipated Litigation, Gov. Code Section 54956.9 (b)**
Number of Cases: 4 2
- 2: Conference with Legal Counsel, Gov. Code Section 54956 (a)**
Name of Case: City of Chowchilla v. Lucas

7:00 pm OPEN SESSION

No reportable action from Closed Session.

INVOCATION: Acting City Clerk Varney

PLEDGE OF ALLEGIANCE: Councilman White

CLOSED SESSION REPORT: Meeting of 04/26/2010: No reportable action.

CEREMONIAL/PRESENTATIONS

None.

PUBLIC ADDRESS

Ryan Jones, 605 8th Street, expressed his elation regarding recent Request for Qualifications that have gone to the Chowchilla Chamber of Commerce so that our local businesses can be aware of bidding opportunities.

COUNCIL AND STAFF REPORTS – Section 2

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

Councilman White attended the Madera Coalition meeting. He congratulated the Mayor for hosting this year's Annual Mayors Prayer Luncheon. Councilman White also attended a Madera Farm Bureau fundraising event.

Councilman Chavez reported that Dr. Reyes passed away.

Mayor Pro Tem Alexander attended multiple management meetings.

Mayor Kopshever attended High Speed Rail meetings in Sacramento, Merced and Madera, including a luncheon. He hosted the Mayor's Prayer Luncheon and thanked all who supported the event.

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

2.3: STAFF REPORTS: Written/Oral Reports:

Acting City Administrator Varney announced the Annual Madera County Peace Officers Memorial this Wednesday, May 19 at the Old Courthouse in Madera. Madera City Police Department asked for RSVP's from the City. Fire Chief Turner won the Annual Golden Apple award from the Madera County Office of Education.

Contract Engineer Mike Giersch answered Council's questions regarding past and present drainage issues at the Chowchilla Airport.

CONSENT CALENDAR - Section 3

- 3.1: Consideration of Minutes of the Regular Joint Council/Redevelopment Agency Meeting of April 26, 2010 (Black)**
- 3.2: Consideration Proclaiming May 15, 2010 as Peace Officers' Memorial Day (Black)**
- 3.3: Consideration of General Payments and Payroll for the Months of March and April 2010 and Revised January 2010(Padilla)**

Motion by Councilman Haworth, seconded by Mayor Pro Tem Alexander, to approve the Consent Calendar as presented. Motion passed unanimously by roll call vote.

PUBLIC HEARINGS – Section 4

None

DEFERRED BUSINESS – Section 5

- 5.1: Consideration of the Approval of the Resolution #29-10 Adopting the New Forecast as the revised Budget for the Affected Funds (Padilla)**

The General Fund could be overdrawn by \$235,000 if the City spends all of the available appropriations as they are currently forecast. City Assistant Administrator/Finance Director Padilla noted one of the solutions to help balance the budget is by borrowing money from a different fund such as the Chowchilla Redevelopment Agency (RDA).

Mayor Kopshever asked if the negatively affected General Fund's shortfall is due to all of the adjustments made to previously mismanaged accounts. The reply was "yes". He then asked if it is reasonable to say since these findings and corrections to the mismanaged accounts were made this year, next year's impact to the General Fund should be minimal. Assistant City Administrator/Finance Director Padilla concurred with the

Mayor's statement. He then asked if the expenses will be down next year; Mr. Padilla replied that they have to be down no matter what.

Councilman White asked that if the current solution is to borrow money, isn't the City essentially creating a cycle of shortfall for next year's budget since the money we would be borrowing will need to be paid back on top of expenses. Assistant City Administrator/Finance Director Padilla noted that with the adjustments made including this year's staff reduction, next years budget will be much better. Short-term borrowing is an option, as is a multi-year borrowing plan.

One of the issues that remain from the audit is the form of methodology regarding allocating interest that is supposed to recognize grant funded programs that should have received an allocation of interest; it just did not happen.

The money borrowed from the RDA will be from RDA tax increments. This will make the City less competitive for grant money since match funds proposed in grant applications that come out of the RDA account will be dwindled.

Motion by Alexander, seconded by Haworth, to approve Resolution 29-10, adopting the new forecast as the revised budget for the affected funds, and to continue to pursue all alternatives in order to resurrect the economics of the Chowchilla community. Motion passed with Councilman White voting no.

Acting City Administrator Varney proposed to **close City offices to the public on the non-furlough Fridays** to allow employees to catch up with work. This will essentially close City Hall to walk in customers every Friday. Whatever action is taken, this proposal will not be a part of Resolution #29-10 from item 5.1; it will be approved or denied by minute order.

Motion by Mayor Kopshever, seconded by Mayor Pro Tem Alexander to adopt an order that allows Acting City Administrator Varney to close City Hall on the Fridays that are not Furlough days. Motion passed with Councilman White voting no.

NEW BUSINESS – Section 6

6.1: Consideration of the Approval of the Resolution #30-10 Retroactive Approval of the CDBG Housing Loan Servicing Agreement Between the City of Chowchilla and Self Help Enterprise (Varney)

Ryan Jones, 605 North 8th Street, asked if this program is a part of the Neighborhood Stabilization Program (NSP). Assistant City Administrator/Finance Director Padilla noted this was an element to it, but that program is being cancelled due to ineligible applicants.

Motion by Councilman White, seconded by Councilman Haworth to approve Resolution #30-10, a Retroactive Approval of the CDBG Housing Loan Servicing Agreement Between the City of Chowchilla and Self Help Enterprises. Motion passed unanimously by roll call vote.

ANNOUNCEMENTS – Section 7

May 14	Kids Day at the Chowchilla-Madera County Fair
May 14	Furlough Day, City Offices Closed
May 15	Battle of the Badges Blood Drive
May 19	Planning Commission Meeting, Civic Center, 7PM
May 24	Council/RDA Meeting, Civic Center, 6PM Closed, 7PM Open Session
May 28	Furlough Friday, City Offices Closed
May 31	Memorial Day, City Offices Closed

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 (a)**
Name of Case: City of Chowchilla v. Lucas

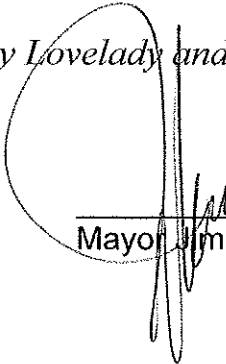
ADJOURNMENT

Motion by Mayor Kopshever, seconded by Councilman White to adjourn the meeting. Motion passed undisputedly by voice vote.

Meeting adjourned in honor of Sally Lovelady and Dr. Reyes.



Acting City Clerk Cindy Black



Mayor Jim Kopshever