

**ACTION MINUTES OF TULARE
CITY COUNCIL, CITY OF TULARE**

June 15, 2021

A closed session of the City Council, City of Tulare was held on Tuesday, June 15, 2021, at 6:30 p.m., in the Tulare Public Library & Council Chambers, 491 North "M" Street.

COUNCIL PRESENT: Dennis A. Mederos, Terry A. Sayre, Jose Sigala, Stephen C. Harrell, Patrick Isherwood

STAFF PRESENT: Rob Hunt, Megan Dodd, Janice Avila, Bill Avery (via telephone), Clay Roberts, Jason Bowling, Melissa Hermann

6:30 p.m.

I. CALL TO ORDER CLOSED SESSION

Mayor Mederos called the closed session to order at 6:33 p.m.

II. CITIZEN COMMENTS - Comments from the public are limited to items listed on the agenda (GC 54954.3a). Speakers will be allowed three minutes. Please begin your comments by stating and spelling your name and providing your city of residence.

There were no public comments.

III. ADJOURN TO CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION(S):

Mayor Mederos adjourned to closed session at 6:33 p.m.

- (a) 54957 Public Employment
Title: City Manager

IV. RECONVENE CLOSED SESSION

Mayor Mederos reconvened closed session at 7:02 p.m.

V. CLOSED SESSION REPORT (if any)

Mayor Mederos advised there was no reportable action.

VI. ADJOURN CLOSED SESSION

Mayor Mederos adjourned closed session at 7:02 p.m.

A regular session of the City Council, City of Tulare was held on Tuesday, June 15, 2021, at 7:00 p.m., in the Tulare Public Library & Council Chambers, 491 North "M" Street.

COUNCIL PRESENT: Dennis A. Mederos, Terry A. Sayre, Jose Sigala, Stephen C. Harrel, Patrick Isherwood

STAFF PRESENT: Rob Hunt, Megan Dodd, Josh McDonnell, Michael Miller, Darlene Thompson, Trisha Whitfield, Jason Glick, Wes Hensley, Rodnie Roberts, Traci Myers, Janice Avila, Clay Roberts, Jason Bowling, Nick Bartsch, Melissa Hermann

VII. CALL TO ORDER REGULAR SESSION

Mayor Mederos called the regular session to order at 7:02 p.m.

VIII. PLEDGE OF ALLEGIANCE AND INVOCATION

Mayor Mederos led the Pledge of Allegiance and Vice Mayor Sayre led the invocation.

IX. CITIZEN COMMENTS

Mayor Mederos requested those who wish to speak on matters not on the agenda within the jurisdiction of the Council, or to address or request a matter be pulled from the consent calendar to do so at this time. He further stated comments related to general business matters would be heard at the time that matter is addressed on the agenda.

Melissa Gonzalez addressed the Council regarding sidewalk disrepair and a recent injury to her due to this disrepair.

Donnette Silva-Carter, Tulare Chamber of Commerce CEO, provided an update regarding Chamber events and business support.

X. COMMUNICATIONS

There were no items for this section of the agenda.

XI. CONSENT CALENDAR

It was moved by Council Member Sigala, seconded by Vice Mayor Sayre, and unanimously carried that the items on the Consent Calendar be approved as presented with the exception of item 4.

- (1) Authorization to read ordinances by title only.**
- (2) Approve minutes of June 1, 2021 special/regular meeting(s) [Submitted by: R. Yoder]**

- (3) Conditionally approve the final map and subdivision improvement agreement for Phase 3 of Kensington Estates subdivision for recordation, and accept all easements and dedications offered to the City, subject to receipt of the signed final map, all fees, and other required items prior to August 14, 2020. [Submitted by: M. Miller]**
- (4) Adopt Resolution 2021-22 approving the Memorandum of Understanding between the Tulare County Regional Transit Agency and the City of Tulare; and authorize the City Manager or his designee to negotiate and approve technical changes to the Memorandum of Understanding as needed. [Submitted by: D. Thompson]** Council Member Sigala pulled this item for comment. Richard Tree, Executive Director of the Tulare County Regional Transit Agency, provided comment. It was moved by Council Member Sigala, seconded by Mayor Mederos, and unanimously carried to adopt Resolution 2021-22 as presented.
- (5) Approve an amendment and Novation Agreement with Municipal Resource Consultants and MuniServices, LLC. and adopt Resolution 2021-23 authorizing certain City Officials access to sales and use tax records consistent with California Revenue and Taxation Codes 7056. [Submitted by: D. Thompson]**
- (6) Adopt Resolution 2021-30 authorizing the City Manager or his designee to apply for an electric vehicle charging station grant from the San Joaquin Valley Air Pollution Control District (SJVAPCD) and sign all applicable paperwork. [Submitted by: M. Correa]**
- (7) Adopt Resolution 2021-31 authorizing the City Manager or his designee to apply for an electric vehicle grant from the San Joaquin Valley Air Pollution Control District (SJVAPCD) and sign all applicable paperwork. [Submitted by: M. Correa]**
- (8) Authorize the City's negotiations team to execute a sideletter agreement between the City and the Tulare Professional Firefighters Association Non-Management Bargaining Group, the Tulare City Professional Firefighters Association Management Bargaining Group and the Tulare City Professional Firefighters Association Division Chief Officer Group (TPFA) which outlines the following [Submitted by: M. Zamora, J. Avila]:**

 - 0.5% salary increase retroactive to the pay period beginning on September 12, 2020;**
 - 1.5% salary increase effective the first full pay period in July 2021 beginning on July 3, 2021;**
 - 2% salary increase effective the first full pay period in July 2022 beginning on July 2, 2022;**
 - Extending the provisions of the existing Memorandums of Understanding (MOU) for each group for a period of three years – through June 30, 2023.**

- (9) Authorize the following [Submitted by: M. Zamora, J. Avila]:
- 3.5% salary increase for miscellaneous employees represented in the California League of City Employees Association (CLOCEA), the Miscellaneous Mid-Managers Group and the Department Head Group effective with the pay period beginning on July 3, 2021.
 - 3% salary increase for miscellaneous employees represented in the California League of City Employees Association (CLOCEA), the Miscellaneous Mid-Managers Group and the Department Head Group effective with the pay period beginning on July 2, 2022.
 - 3.5% salary increase for miscellaneous employees represented in the California League of City Employees Association (CLOCEA), the Miscellaneous Mid-Managers Group and the Department Head Group effective with the pay period beginning on July 1, 2023.
 - Execute a sideletter agreement between the City and CLOCEA extending the provisions of the existing Memorandum of Understanding (MOU) for a period of three years – through June 2023.
- (10) Authorize a 3.5% salary increase effective with the pay period beginning on July 3, 2021 for classifications in the Police Management Group (Police Sergeants, Police Lieutenants, and Police Captains), and authorize the City’s negotiating team to execute a sideletter agreement between the City of Tulare and the Police Management Group. [Submitted by: M. Zamora, J. Avila]
- (11) Adopt Resolution 2021-24 approving application for the Prop 68 Per Capita Grant funding program in the amount of \$177,952.00 which allows the City of Tulare to apply for a Per Capita Grant Project.
- (12) Award and authorize the City Manager to sign a contract with Jaxon Enterprises, DBA Deer Creek Asphalt (Deer Creek), of Redding, CA in the amount of \$48/ton for 3/8” Plant Run Cold Mix with Oil, and \$47/ton for 1/2” Plant Run Cold Mix with Oil; subject to minor conforming or clarifying changes acceptable to the City Attorney. [Submitted by: T. Whitfield]

XII. SCHEDULED CITIZEN OR GROUP PRESENTATIONS

- (1) **Spotlight on Excellence – Employee Recognition.** City Manager Rob Hunt announced and Mayor Mederos presented the Parks employees with employee recognition awards.
- (2) **Proclamation presentation in recognition of Juneteenth.** Mayor Mederos presented a proclamation to Larry and Grady Dodson of New Life Ministries of Tulare County who provided comment.

- (3) **Proclamation presentation in honor of National Dairy Month.** Mayor Mederos presented a proclamation to Donnette Silva-Carter, Tulare Chamber of

Commerce CEO, and introduced the milk processors who were present at the meeting who also provided comment.

XIII. MAYOR/COUNCIL REPORTS OR ITEMS OF INTEREST - G.C. 54954.2(3)

- **Police Chief Update on issues related to public safety.** Chief Hensley provided an update to the Council on the recent violent events that have taken place in the City. Council provided comment in response to Chief Hensley's update.

XIV. GENERAL BUSINESS

Comments related to General Business Items are limited to three minutes per speaker, for a maximum of 30 minutes per item, unless otherwise extended by the Council.

(1) Public Hearing:

- a. **Public Hearing to adopt Resolution 2021-25 approving the 2021/22 city operating budget (with all component parts as listed below), to adopt Resolution 2021-26 approving the 2021/22 Position Control Budget and fixing the rate of compensation of regular full-time employees, regular part-time employees, City Council members and seasonal/temporary employees of the City of Tulare, to adopt Resolution 2021-27 approving the 2021-2026 Projects Budget, to adopt Resolution 2021-28 establishing the 2021/2022 appropriation limit; and to receive the BPU-adopted Utility Enterprise Fund Budgets. [Submitted by: R. Hunt]**
Deputy City Manager Josh McDonnell provided a presentation to the Council for their consideration. Mayor Mederos opened the public hearing at 8:24 p.m. Receiving no public comment, Mayor Mederos closed the public hearing at 8:25 p.m. Questions posed by Council were responded to by staff. Following discussion, it was moved by Council Member Isherwood, seconded by Council Member Harrell, and unanimously carried to adopt **Resolution 2021-25** as presented. It was moved by Council Member Sigala, seconded by Vice Mayor Sayre, and unanimously carried to adopt **Resolution 2021-26** as presented. It was moved by Council Member Harrell, seconded by Council Member Sigala, and unanimously carried to adopt **Resolution 2021-27** as presented. Lastly, it was moved by Vice Mayor Sayre, seconded by Council Member Isherwood, and unanimously carried to adopt **Resolution 2021-28** as presented.
- b. **Public Hearing to adopt Resolution 2021-29 confirming the report and recommendation of the Tulare Downtown Association Board of Directors and levy assessments for the Tulare Downtown Parking and Business Improvement District 2021/2022 Annual Assessments.**
Finance Director Darlene Thompson provided a report for the Council's review and consideration. John Harman, Director of the Tulare Downtown

Association, provided comment. Mayor Mederos opened the public hearing at 8:41 p.m. Receiving no public comment, Mayor Mederos closed the public hearing at 8:42 p.m. Questions posed by Council were responded to by staff. Following discussion, it was moved by Mayor Mederos, seconded by Council Member Isherwood, and unanimously carried to adopt **Resolution 2021-29** as presented.

(2) Public Works:

- a. **Approve the purchase of 41,870 square feet of real property on APN #172-040-079 located at the southeast corner of Nelder Grove Street and Alpine Avenue in the City of Tulare in the amount of \$67,410 from the Water Capital Fund for locating a City Water Storage Tank. [Submitted by: T. Whitfield]** Public Works Director Trisha Whitfield provided a report for the Council's review and consideration. Following discussion, it was moved by Council Member Harrell, seconded by Vice Mayor Sayre, and unanimously carried to approve the item as presented.

(3) City Manager:

- a. **Update, discussion and receive direction, if necessary, regarding COVID-19, etc. [Submitted by: R. Hunt]** City Manager Rob Hunt provided a brief update for the Council's review and consideration.

XV. STAFF UPDATES AND FUTURE AGENDA ITEMS – GC 54954.2(3)

Council Member Isherwood requested at a future meeting to take a look at the Parking and Business Improvement District enforcement of assessments, staff to provide a presentation/item for educational purposes. Council Member Sigala seconded this request.

Council Member Isherwood mentioned he is involved in walking his district with constituents calling it Walk Tulare, encouraged other Council Members to do the same in their districts.

Council Member Sigala requested designating the second meeting in September as a focus on Tulare small businesses, highlighting small businesses in Tulare, working with the Chamber to identify and spotlight businesses.

Council Member Sigala has walked around the schools regarding safety concerns, requesting a presentation from staff before school starts in the fall on resources available for street safety around the schools.

XVI. ADJOURN REGULAR MEETING

Mayor Mederos adjourned the regular meeting at 9:26 p.m.

President of the Council and Ex-Officio
Mayor of the City of Tulare

ATTEST:

Chief Deputy City Clerk and Clerk of the
Council of the City of Tulare