

MINUTES OF MENDOTA REGULAR CITY COUNCIL MEETING

Regular Meeting

May 28, 2024

Meeting called to order by Mayor Martinez at 6:02 PM

Roll Call

Council Members Present: Mayor Victor Martinez, Mayor Pro Tem Libertad “Liberty” Lopez, and Council Members Jose Alonso, Joseph Riofrio and Oscar Rosales

Council Members Absent: None

Flag salute led by Mayor Martinez

Invocation led by Ophelia Lugo

A moment of silence was held for Jairo Romero who had recently passed away.

Se guardó un momento de silencio por Jairo Romero, quien había fallecido recientemente.

FINALIZE THE AGENDA

1. Adjustments to Agenda.
2. Adoption of final Agenda.

A motion was made by Council Member Riofrio to adopt the agenda, seconded by Council Member Rosales; unanimously approved (5 ayes).

PRESENTATIONS

1. City Council to recognize Arley Melendez, Aylany Macias, Cherrilyn Segovia Ruiz, and Maria Mendoza the recipients of the Westlands Water District 2024 Scholarships.

Arley Melendez, Aylany Macias, Cherrilyn Segovia Ruiz, and Maria Mendoza were recognized by the City Council for receiving the Westlands Water District 2024 Scholarships.

Arley Mendoza and Maria Mendoza thanked the City Council and commented on the recognition.

CITIZENS ORAL AND WRITTEN PRESENTATIONS

Joe Ochoa shared information on the life and work of Alfredo Muratalla in the City and commented in favor of naming the new baseball field at Rojas-Pierce Park after him.

Carlos Quintanar shared information on Alfredo Muratalla's work as a coach in the City; commented on the need to keep Mr. Muratalla's memory alive and commented in favor of naming the new baseball field at Rojas-Pierce Park after him.

Bacilio Ochoa shared information on the work of Alfredo Muratalla in the City and commented in favor of naming the new baseball field at Rojas-Pierce Park after him.

Sergio Valdez commented on the impact Alfredo Muratalla had on the community; on the work of Mr. Muratalla in the City and commented in favor of naming the new baseball field at Rojas-Pierce Park after him.

Christian Muratalla shared information on Alfredo Muratalla's life; commented on the pride he feels when community members mention the impact Mr. Muratalla had on the City; commented in favor of naming the new baseball field at Rojas-Pierce Park after Mr. Muratalla and thanked the City Council.

Discussion was held on the information shared by all those who commented; on being in support of naming the new baseball field at Rojas-Pierce Park after Alfredo Muratalla, including the process on naming the baseball field.

Sarah Milliser with Westlands Water District ("WWD") shared information on the WWD 2024 Scholarship Recipients.

Discussion was held on the information shared by Ms. Milliser.

Arley Melendez thanked WWD and her family for their support.

Maria Mendoza thanked the City of Mendota and WWD for their support.

Geovanni Alcazar thanked the Council for sponsoring his attendance at the Police Academy; thanked the Mendota Police Department for their support; and thanked City Manager Gonzalez and Chief of Police Smith for their support.

Discussion was held on the comments by Mr. Alcazar and on his work as a Community

Service Officer.

At 6:44 p.m. Mayor Pro Tem Lopez left the City Council Chambers.

APPROVAL OF MINUTES AND NOTICE OF WAIVING OF READING

1. Minutes of the regular City Council meeting of May 14, 2024
2. Notice of waiving of the reading of all resolutions and/or ordinances introduced and/or adopted under this agenda.

A motion was made by Council Member Rosales to approve items 1 and 2, seconded by Council Member Alonso; unanimously approved (4 ayes, absent: Lopez).

CONSENT CALENDAR

1. MAY 8, 2024 THROUGH MAY 17, 2024
 - a. WARRANT LIST CHECK NOS. 54813 THROUGH 54886
 - b. TOTAL FOR COUNCIL APPROVAL = \$558,096.05
2. Proposed adoption of **Resolution No. 24-25**, approving the Consultant Services Agreement and Proposal from Provost & Pritchard Consulting Group for Engineering Services for the Divisadero & Inez Street Reconstruction Project.
3. Proposed adoption of **Resolution No. 24-26**, adopting a list of projects for Fiscal Year 2024-2025 funded by Senate Bill 1: The Road Repair & Accountability Act of 2017.
4. Proposed adoption of **Resolution No. 24-27**, approving the purchase and installation of a fan for the Rojas-Pierce Park main pavilion in an amount not to exceed \$13,000.00 and authorizing the City Manager to execute all documents necessary to effectuate the purchase.

At 6:47 p.m. Mayor Pro Tem Lopez returned to the Council Chambers.

A motion was made by Council Member Rosales to approve items 1 through 4 of the Consent Calendar, seconded by Council Member Alonso; unanimously approved (5 ayes).

PUBLIC HEARING

1. Council discussion and consideration of proposed waiver of the second reading and adoption of **Ordinance No. 24-01**, amending Chapter 12.20 of the Mendota Municipal Code related to the regulation of exclusive use of City facilities, and the adoption of **Resolution No. 24-28**, approving the Facility Use Policy for City facilities.

Mayor Martinez introduced the item and Deputy City Clerk provided the report.

Discussion was held on the report provided by Deputy City Clerk Pizano.

Mayor opened the public hearing at 6:48 pm and seeing no one willing to comment closed it within the same minute.

A motion was made by Council Member Rosales to waive the second reading and adopt Ordinance No. 24-01 and adopt Resolution No. 24-28, seconded by Council Member Riofrio; unanimously approved (5 ayes).

BUSINESS

1. Council discussion and consideration of proposed waiver of the second reading and adoption of **Ordinance No. 24-02**, amending Title 17 of the Mendota Municipal Code to add and modify housing-related definitions, procedures, and regulated uses.

Mayor Martinez introduced the item and City Planner O'Neal provided the report.

Discussion was held on the report provided by City Planner O'Neal; on Accessory Dwelling Units ("ADU(s)") in the City, including the City's inability to limit them due to State law; the preapproved plans for ADUs that the City received from Fresno County; the lack of privacy that ADUs create for neighboring properties; and the requirements for development of ADUs in the City, including if they are required to have fire sprinkler systems.

Mayor Martinez opened the public comment period.

Joseph Amador inquired into whether travel trailers are allowed in the City; inquired on the difference between travel trailers and mobilehomes; and commented on the need for additional housing in the City.

Discussion was held on the comments shared by Mr. Amador.

Mayor Martinez closed the public comment period.

Discussion was held on the need to cite individuals who have illegally stored travel trailers in the City.

A motion was made by Council Member Rosales to waive the second reading and adopt Ordinance No. 24-02, seconded by Mayor Pro Tem Lopez; unanimously approved (5 ayes).

DEPARTMENT REPORTS AND INFORMATIONAL ITEMS

1. Animal Control, Code Enforcement, and Police Department
 - a) April Monthly Logs

Chief of Police Smith provided the report for the Code Enforcement Department, including a personnel update.

At 7:05 p.m. Mayor Martinez left the Council Chambers and returned within the same minute.

Chief Smith provided the report for the Animal Control Department, including an update on the new animal control facility.

Discussion was held on the information shared by Chief Smith and whether community members can forfeit unwanted pets once the new animal control facility is ready.

Chief Smith provided the report for the Police Department, including an update on the planned grand opening of the new Police Department and Council Chambers; the recent stabbing of a community member; a personnel update; the airport basin encampment eviction; the need to prevent future encampments; and on a new officer whose primary work will be assisting unhoused individuals in the City.

Discussion was held on the information provided by Chief Smith; unhoused individuals beginning to set up new encampments; the need to provide services to unhoused individuals who want to be helped; the individual who vandalized trees along Naples Street; the arrest of an individual for an arson related crime; and on the possibility of holding Public Safety Subcommittee meetings.

2. City Attorney

City Attorney Kinsey stated he had nothing to report.

Discussion was held on the 2024 Mendota Fireworks Spectacular.

3. City Manager
a) Measure C Funding

City Manager Gonzalez provided an update on the City receiving 1.6 million dollars from the Fresno County Transportation Authority Measure C, including an inquiry made from the City of Firebaugh into whether the City would consider donating a portion of the funds to assist with their projects, the possibility of using this funding to work on State Highways 33 or 180 or on the Derrick and Oller Roundabout Project; thanked the Council and staff for their work while he was out and stated that he is happy to continue to serve the community.

Discussion was held on the report provided by City Manager Gonzalez and on the timeline for the Derrick and Oller Roundabout Project, including the possibility of the project accepting bids in June.

MAYOR AND COUNCIL REPORTS AND INFORMATIONAL ITEMS

1. Council Member(s)

Council Member Rosales thanked everyone in attendance and commended a community

member in attendance who recently graduated from Fresno Pacific University.

Council Member Riofrio thanked staff and everyone in attendance.

At 7:21 p.m. Council Member Riofrio left the Council Chambers.

Mayor Pro Tem Lopez commented on her son's upcoming graduation from Mendota High School and on her return to Fresno Pacific University to obtain her master's degree.

2. Mayor

Mayor Martinez thanked the City Council for their work; commented on the need to continue to work together; the need to continue to improve public safety; and the need to continue to clean the City.

At 7:23 p.m. Council Member Riofrio returned to the Council Chambers.

CLOSED SESSION

1. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code sections 54954.5, subdivision (f), 54957.6
 - a. Agency Designated Representative: Cristian Gonzalez, City Manager
 - b. Employee Organization: American Federation of State, County and Municipal Employees

2. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code sections 54954.5, subdivision (f), 54957.6
 - a. Agency Designated Representative: Cristian Gonzalez, City Manager
 - b. Employee Organization: Mendota Police Officers Association

3. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code sections 54954.5, subdivision (f), 54957.6
 - a. Agency Designated Representative: Cristian Gonzalez, City Manager
 - b. Employee Organization: Unrepresented Management Employees

4. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to Government Code section 54956.8
Property: APN 013-222-02
Agency Negotiator: Cristian Gonzalez, City Manager
Negotiating Party: Jorge Rebollo and Saturnino Rebollo
Under Negotiation: Price and Terms of Payment

5. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code section 54956.8

Property: APNs 012-160-25S, 012-190-56, 012-190-25ST, 012-190-09T, and 012-190-26ST

Agency Negotiator: Cristian Gonzalez, City Manager

Negotiating Party: Westlands Water District

Under Negotiation: Price and Terms of Payment

At 7:23 p.m. the City Council moved into closed session.

At 8:38 p.m. the City Council reconvened in open session and City Attorney Kinsey stated that in regard to items 1 through 5 there were no reportable actions.

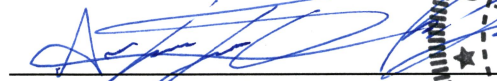
ADJOURNMENT

With no more business to be brought before the Council, a motion for adjournment was made at 8:38 p.m. by Council Member Rosales, seconded by Council Member Alonso; unanimously approved (5 ayes).



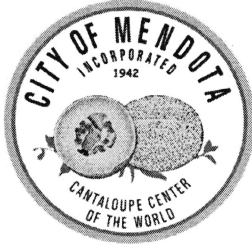
Victor Martinez, Mayor

ATTEST:



Antonio Pizano, Deputy City Clerk





MINUTES OF MENDOTA REGULAR CITY COUNCIL MEETING

Regular Meeting

May 14, 2024

Meeting called to order by Mayor Martinez at 6:00 PM

Roll Call

Council Members Present: Mayor Victor Martinez, Mayor Pro Tem Libertad “Liberty” Lopez, and Council Members Jose Alonso, and Joseph Riofrio

Council Members Absent: Council Member Oscar Rosales

Flag salute led by Mayor Martinez

Invocation led by Ophelia Lugo

FINALIZE THE AGENDA

1. Adjustments to Agenda.
2. Adoption of final Agenda.

Assistant City Attorney Castro reported that the City received information and a request to consider providing a resolution and letter of opposition for Initiative 21-0042A, The Taxpayer Protection and Accountability Act; that the request was received after the posting of the agenda; and stated that the item could be added as Business Item 3 if the City Council makes a determination, by a unanimous vote of those present, that there is need to take immediate action and that the need for action came to the attention of the City subsequent to the agenda being posted.

A motion was made by Council Member Riofrio to make a determination that there is need to take immediate action regarding the aforementioned resolution and letter of opposition, that the need for action came to the attention of the City subsequent to the agenda being posted, and that the proposed item be added to the agenda as Business Item 3, seconded by Council Member Alonso; unanimously approved (4 ayes, absent: Rosales).

A motion was made by Council Member Riofrio to adopt the modified agenda, with the addition of Business Item 3, seconded by Council Member Alonso; unanimously approved (4 ayes, absent: Rosales).

PRESENTATIONS

1. Chief of Police Smith to introduce Police Officer Isaac Razo and Police Officer Sergio Climaco.

Chief of Police Smith introduced Police Officer Isaac Razo and shared his background.

Officer Razo thanked Chief Smith and the community for the opportunity to serve.

The City Council thanked and congratulated Officer Razo.

Chief Smith introduced Police Officer Sergio Climaco and shared his background.

Officer Climaco thanked Chief Smith and the community for the opportunity to serve.

The City Council thanked and congratulated Officer Climaco.

CITIZENS ORAL AND WRITTEN PRESENTATIONS

Joseph Amador presented a letter on behalf of Joe Rascon to the City Council regarding recognizing former Mendota Chief of Police Silverio Sanchez; and shared his support for the City Council considering dedicating the new Police Department building in honor of former Mendota Chief of Police Sanchez.

Discussion was held on the information shared by Mr. Amador, and the City Council thanked Mr. Amador for his comments.

Joe Silva shared his support for the City Council considering dedicating the new Police Department building in honor of former Mendota Chief of Police Silverio Sanchez.

Discussion was held on the information shared by Mr. Silva, and the City Council thanked Mr. Silva for his comments.

Kevin Romero provided an update on local youth sports and extracurricular activities.

Discussion was held on the information provided by Mr. Romero.

APPROVAL OF MINUTES AND NOTICE OF WAIVING OF READING

1. Minutes of the regular City Council meeting of April 23, 2024
2. Notice of waiving of the reading of all resolutions and/or ordinances introduced and/or adopted under this agenda.

A motion was made by Council Member Alonso to approve items 1 and 2, seconded by Council Member Riofrio; unanimously approved (4 ayes, absent: Rosales).

CONSENT CALENDAR

1. APRIL 24, 2024 THROUGH MAY 6, 2024
 - a. WARRANT LIST CHECK NOS. 54735 THROUGH 54812
 - b. TOTAL FOR COUNCIL APPROVAL = \$406,304.51
2. Proposed ratification of a letter of support for Westside Family Preservation Services' proposed Sembrador Economic Development Project.
3. Proposed ratification of a letter of support for the Socio-Environmental Education Network's proposed West Fresno County Socio-Environmental Justice Action Project.
4. Proposed adoption of **Resolution No. 24-19**, in the matter of Application No. 24-01, Tentative Parcel Map No. 24-01 (Assessor's Parcel Number 013-105-18).
5. Proposed adoption of **Resolution No. 24-20**, in the matter of Application No. 24-02, Tentative Parcel Map No. 24-02 (Assessor's Parcel Number 013-105-19).
6. Proposed adoption of **Resolution No. 24-21**, in the matter of Application No. 24-04, Tentative Parcel Map No. 24-03 (Assessor's Parcel Number 013-115-10).
7. Proposed adoption of **Resolution No. 24-22**, calling and giving notice of the holding of a General Municipal Election to be held in the City of Mendota on Tuesday, November 5, 2024, for the election of certain officers; requesting the Board of Supervisors of the County of Fresno consolidate and canvass the General Municipal Election to be held on November 5, 2024, with the Statewide General Election to be held on that date pursuant to California Elections Code Section 10400, et seq.; to permit the County Clerk/Registrar of Voters of the County of Fresno to render specified services to the City of Mendota relating to the conduct of said General Municipal Election pursuant to California Elections Code section 10002; and authorizing reimbursement funds to pay for said services.

A motion was made by Council Member Riofrio to approve items 1 through 7 of the Consent Calendar, seconded by Council Member Alonso; unanimously approved (4 ayes, absent: Rosales).

BUSINESS

1. Council discussion and consideration of **Resolution No. 24-23**, authorizing the addition of one regular full-time entry level police officer position for the Mendota Police Department.

Mayor Martinez introduced the item and Chief of Police Smith provided the report.

Discussion was held on the report provided by Chief Smith and the need to provide additional resources for unhoused individuals.

Mayor Martinez opened the public comment period.

Albert Escobedo commented in favor of the item.

Mayor Martinez closed the public comment period.

A motion was made by Mayor Pro Tem Lopez to adopt Resolution No. 24-23, seconded by Council Member Alonso; unanimously approved (4 ayes, absent: Rosales).

2. Council discussion and consideration of **Ordinance No. 24-01**, amending Chapter 12.20 of the Mendota Municipal Code related to the regulation of exclusive use of City facilities.

Mayor Martinez introduced the item and City Clerk Cabrera-Garcia provided the report.

Discussion was held on the report provided by City Clerk Cabrera-Garcia.

Mayor Martinez opened the public comment period.

Kevin Romero commented in favor of Ordinance No. 24-01 and of the draft facility use policy.

Discussion was held on the comments made by Mr. Romero.

Mayor Martinez closed the public comment period.

A motion was made by Council Member Alonso to introduce and waive the first reading of Ordinance No. 24-01 and schedule its public hearing for May 28, 2024, seconded by Mayor Pro Tem Lopez; unanimously approved (4 ayes, absent: Rosales).

3. Council discussion and consideration of Resolution No. 24-24, opposing Initiative 21-00421A, The Taxpayer Protection and Government Accountability Act and issuing a letter of opposition.

Mayor Martinez introduced the item and City Clerk Cabrera-Garcia provided the report.

Discussion was held on the report provided by City Clerk Cabrera-Garcia.

A motion was made by Mayor Pro Tem Lopez to adopt Resolution No. 24-24 and authorize the issuance of a letter of opposition for Initiative 21-00421A, seconded by Council Member Alonso; unanimously approved (4 ayes, absent: Rosales).

PUBLIC HEARING

1. Council discussion and consideration of the introduction and waiver of the first reading of **Ordinance No. 24-02**, amending Title 17 of the Mendota Municipal Code to add and modify housing-related definitions, procedures, and regulated uses.

Mayor Martinez introduced the item and City Planner O'Neal provided the report.

Discussion was held on the report provided by City Planner O'Neal.

Mayor Martinez opened the public hearing at 6:59 p.m. and seeing no one willing to comment closed it within the same minute.

A motion was made by Mayor Pro Tem Lopez to introduce and waive the first reading of Ordinance No. 24-02, seconded by Council Member Alonso; unanimously approved (4 ayes, absent: Rosales).

DEPARTMENT REPORTS AND INFORMATIONAL ITEMS

1. Animal Control, Code Enforcement, and Police Department
 - a) March Monthly Logs

Chief of Police Smith provided the report for the Animal Control Department, including the current capacity of the animal control facility.

Discussion was held on the possibility of holding a spay and neuter clinic for dogs; the possibility of holding a vaccination clinic for dogs; and the City potentially receiving media attention regarding the over population of animals.

Chief Smith provided the report for the Code Enforcement Department, including the monthly log, an update on personnel, and on the City Council sponsoring Community Service Officer Alcazar's attendance at the Police Academy beginning in June.

Discussion was held on the information provided by Chief Smith.

Chief Smith provided the report for the Police Department, including a recent house fire near the Latino Market; an unhoused individual being arrested for setting dumpsters on fire; the status of the new Police Department and City Council Chambers Project; the status of the implementation of the trial run of body worn cameras for the Mendota Police

Department (“MPD”), and on the 2023 End-of-Year report for the MPD.

Discussion was held on the information provided by Chief Smith.

2. City Engineer
 - a) Update

City Engineer Osborn reported on the status of the Stormwater Improvement Project; the California Department of Transportation installing Rectangular Rapid Flashing Beacons and additional delineators along Derrick Avenue; funding for the Mendota Pavement Improvement Project that was received from Congressman John Duarte, and funding for the Divisadero and Inez Street Reconstruction Project.

Discussion was held on the status of the Derrick and Oller Roundabout Project; the status of the Streetlight Data Collection and Mapping Project; the status of the Citywide Railroad Improvement Project; and issues with the railroad crossing arms not working at the railroad crossing located on State Highway 33 near Bass Avenue.

Kyle Savage with the Office of Congressman John Duarte reported on the upcoming Town Hall meeting that will be held on Monday, May 20th at the AMOR Wellness Center at 6 p.m.

Discussion was held on the upcoming Town Hall meeting and the possibility of the City lending the translation system for the meeting.

3. City Attorney

Assistant City Attorney Castro stated he had nothing to report.

4. City Manager
 - a) Employee Recognition Event

Assistant City Manager Lekumberry provided an update on the Employee Recognition Event and requested that the Council consider June 13th at 5:30 p.m. for the Employee Recognition Event; and provided an update on the possibility of purchasing a fan and mister for the Rojas-Pierce Park Main Pavilion.

Discussion was held on the information provided and on scheduling the Sacramento Advocacy Trip for June 26th.

MAYOR AND COUNCIL REPORTS AND INFORMATIONAL ITEMS

1. Council Member(s)

Council Member Alonso commented on the upcoming Sacramento Advocacy Trip and shared his experienced at the League of California Cities City Leaders Summit.

Mayor Pro Tem Lopez commented on the Mendota High School Senior Banners; an upcoming car wash fundraiser for the Mendota High School's Annual Sober Grad Night event ("Sober Grad Night"); the City assisting with fencing and providing light towers for the Sober Grad Night; a request from Mr. Covarrubias of Mendota High School that the Mendota Police Department ("MPD") consider participating in a ceremony during the Battle of 33 football game; the bike lanes in the City; the status of the new Police Department and City Council Chambers Project; an incident where a resident reported gun shots being fired; and shared a quote in honor of Mental Health Awareness Month.

Discussion was held on calls for service that the MPD receives for gun shots being fired and the costs associated with purchasing a ShotSpotter.

Council Member Riofrio commented on gun shots being fired; the purpose of the Mendota Community Corporation, including its fundraising efforts; a donor that supports the community; and the upcoming Mendota Fireworks Show.

Discussion was held on the information shared by Council Member Riofrio.

2. Mayor

Mayor Martinez commented on the need to continue working together to prosper as a community.

CLOSED SESSION

1. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code sections 54954.5, subdivision (f), 54957.6
 - a. Agency Designated Representative: Cristian Gonzalez, City Manager
 - b. Employee Organization: American Federation of State, County and Municipal Employees

2. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code sections 54954.5, subdivision (f), 54957.6
 - a. Agency Designated Representative: Cristian Gonzalez, City Manager
 - b. Employee Organization: Mendota Police Officers Association

3. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code sections 54954.5, subdivision (f), 54957.6
 - a. Agency Designated Representative: Cristian Gonzalez, City Manager
 - b. Employee Organization: Unrepresented Management Employees

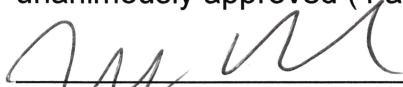
4. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to Government Code section 54956.8
Property: APN 013-222-02
Agency Negotiator: Cristian Gonzalez, City Manager
Negotiating Party: Jorge Rebollo and Saturnino Rebollo
Under Negotiation: Price and Terms of Payment
5. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9 (one potential case).

At 7:43 p.m. the City Council moved into closed session.

At 8:28 p.m. the City Council reconvened in open session and Assistant City Attorney Castro stated that in regard to items 1 through 5 there were no reportable action.

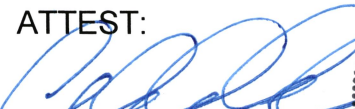
ADJOURNMENT

With no more business to be brought before the Council, a motion for adjournment was made at 8:28 p.m. by Mayor Pro Tem Lopez, seconded by Council Member Alonso; unanimously approved (4 ayes, absent: Rosales).



Victor Martinez, Mayor

ATTEST:



Celeste Cabrera-Garcia, City Clerk

