



# LINDSAY CITY COUNCIL REGULAR MEETING AGENDA MINUTES

City Hall, 251 E. Honolulu St., Lindsay, CA 93247

Notice is hereby given that the Lindsay City Council will hold a Regular Meeting on **September 12, 2023**, at **6:00 PM** in person and via webinar. The webinar address for members of the public is <https://zoom.us/j/99279557087>. Those who would like to make a public comment during the public comment portion of the agenda may do so by utilizing the raise hand feature or indicating they would like to make a comment in the chat.

Persons with disabilities who may need assistance should contact the City Clerk prior to the meeting at (559) 562-7102 ext. 8034 or via email at [lindsaycityclerk@lindsay.ca.us](mailto:lindsaycityclerk@lindsay.ca.us).

## 1. CALL TO ORDER

## 2. PLEDGE

Led by Council Member SERNA.

## 3. ROLL CALL

<b>Present</b>	Mayor Cerros Mayor Pro Tem Flores <sup>1</sup> Council Member Sanchez Council Member Serna Council Member Caudillo
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## 4. APPROVAL OF AGENDA

<b>Motion to Approve Agenda with Item 8.2 Pushed to a Future Meeting</b>							
1 <sup>st</sup>	2 <sup>nd</sup>	Result	SERNA	FLORES	CAUDILLO	CERROS	SANCHEZ
CERROS	CAUDILLO	(5-0)	AYE	AYE	AYE	AYE	ABSENT

## 5. PUBLIC COMMENT

The public is invited to comment on any subject under the jurisdiction of the Lindsay City Council. Please note that speakers that wish to comment on a Regular Item or Public Hearing on tonight’s agenda will have an opportunity to speak when public comment for that item is requested by the Mayor. Comments shall be

<sup>1</sup> Noted for the record that Council Member SANCHEZ arrived at 6:43 PM.

limited to three (3) minutes per person, with thirty (30) minutes for the total comment period, unless otherwise indicated by the Mayor. The public may also choose to submit a comment before the meeting via email. Public comments received via email will be distributed to the Council prior to the start of the meeting and incorporated into the official minutes; however, they will not be read aloud. Under state law, matters presented under public comment cannot be acted upon by the Council at this time.

- No public comment was received in-person or via teleconference.

## 6. COUNCIL REPORT

- Council Member SERNA stated that it was good to see everyone, a packed house this evening, looking forward to thanking honorees.
- Council Member CAUDILLO congratulated Mayor CERROS on his successful CBS 47 interview.
- Mayor Pro Tem FLORES had to report.
- Mayor CERROS attended the EKGSA Mariposa Basin Ribbon Cutting Event, is happy that the basin will increase water capacity and recognizes the project as a big win for the City. Met with Healthy Start and hopes to work with them more in the future.

## 7. CITY MANAGER REPORT

- CITY MANAGER reported that as a part of the joint venture with the City's new insurance PRISM, department heads were provided training in risk management and the City also plans to apply for funding through a PRISM grant for a camera surveillance system.
- CITY MANAGER shared that Staff met with Webb Municipal Finance to discuss the downtown Community Facilities District (CFD) and hopes to move forward and discuss the CFD more with the Council.
- CITY MANAGER shared that the City met with its water consultant regarding the outstanding Bureau of Reclamation bill and plans to contest it.
- CITY MANAGER shared that the Lindmore Street Project is pending County approval and the permit with CalTrans and the Railroad still need to happen. Construction can hopefully happen soon.

## 8. RECOGNITION ITEMS

### 8.1 Proclamation in Honor of Loyalty Car Club (p. 5)

*Requested by Council Member Caudillo*

*Presented by Mayor Cerros*

*Presented to Loyalty Car Club*

### 8.2 Proclamation in Honor of 50<sup>th</sup> Anniversary of the Lindsay Sister City Relationship (p. 6)

*Presented by Mayor Cerros*

### 8.3 Proclamation in Honor of the Lindsay Recharge Basin (p. 7)

*Presented by Mayor Cerros*

*Presented to Mike Hagman, Lindmore Irrigation District General Manager*

### 8.4 Proclamation in Honor of Constitution Week (p. 8)

*Presented by Mayor Cerros*

*Presented to National Society of the Daughters of the American Revolution*

- 8.5 Quarterly Employee Spotlight Award  
*Presented by Joseph M. Tanner, City Manager*  
*Presented to Administrative Supervisor Sandy Perez*

**9. PRESENTATION ITEMS**

- 9.1 Introduction of Executive Assistant/Deputy City Clerk Nancy Pineda  
*Presented by Joseph M. Tanner, City Manager*
- 9.2 Introduction of Public Safety Officer Joseph Chaidez, Public Safety Officer Zachary Martinez, Volunteer Firefighter Alejandro Cisneros, Volunteer Firefighter Guadalupe Cabrera, and Volunteer Firefighter Dino Rodriguez  
*Presented by Ryan Heinks, Public Safety Lieutenant*

**10. DISCUSSION ITEMS**

- 10.1 Recreation Update (pp. 9 – 22)  
*Presented by Armando da Silva, Recreation Services Director*
- 10.2 City Water Update  
*Presented by Neyba Amezcua, Director of City Services & Planning*

**11. CONSENT CALENDAR**

Routine items approved in one motion unless an item is pulled for discussion.

- 11.1 Minutes from August 08, 2023, Regular Meeting (pp. 23 – 29)
- 11.2 Warrant List for July 31, 2023, through August 31, 2023 (pp. 30 – 46)
- 11.3 Treasurer’s Report for August 2023 (p. 47)
- 11.4 Second Reading of **Ordinance No. 606**, An Ordinance of the City Council of the City of Lindsay Amending Titles Five (5), Eight (8), and Eighteen (18) In Regards to the Special Event Permit and Authorization to Waive Full Reading of Said Ordinance and Authorize Reading by Title Only (pp. 48 – 63)
- 11.5 Consider Minute Order Approval of Amendments and Revisions to the City Lindsay Personnel Rules and Regulations (pp. 64 – 186)
- 11.6 Consider the Approval of **Resolution No. 23-36**, A Resolution of the City Council of the City of Lindsay Providing Observed Holidays (pp. 187 – 190)
- 11.7 Consider the Approval of Request for City Council Authorization to Rebid the Olive Bowl/Kaku Park Expansion Project Following its Redesign and Reevaluation (pp. 191 – 198)

11.8 Notification of Participation in the Federal Excess Property Acquisition Program (1033 Program) through the Defense Logistic Agency’s Law Enforcement Support Office (LESO) (pp. 199 – 201)

11.9 Second Reading of **Ordinance No. 612**, An Ordinance of the City Council of the City of Lindsay Amending the Zoning Designation From R-1-7 To RM-3 for a 2.5-Acre Portion of a Site Bound to the North By West Hickory Street, to the East by Parkside Avenue, to the South by Ono City Parkway, and the West by Sequoia Avenue/Road 214 (APNs 201-230-003 To -009), and the Lindsay Zoning Map as Adopted by Ordinance 437 of the City of Lindsay and Authorization to Waive Full Reading of Said Ordinance and Authorize Reading by Title Only (pp. 202 – 208)

- Item 11.3 pulled for discussion. CITY MANAGER and CITY CLERK clarified questions regarding PRISM insurance expenditures.
- Item 11.5 pulled for discussion. CITY ATTORNEY clarified concerns regarding a provision in the Personnel Rules & Regulations. CITY COUNCIL requested that item be removed from the consent calendar.

<b>Motion to Approve Consent Calendar with Item 11.5 Removed</b>							
1 <sup>st</sup>	2 <sup>nd</sup>	Result	SERNA	FLORES	CAUDILLO	CERROS	SANCHEZ
CERROS	SANCHEZ	(5-0)	AYE	AYE	AYE	AYE	AYE

- Mayor CERROS made a motion to approve Item 11.5, receiving no second, the motion failed.
- No action taken on Item 11.5. CITY COUNCIL provided direction to revise the item and bring back to the Council to consideration at a later date.

**12. PUBLIC HEARING ITEMS**

12.1 Public Hearing to Consider the Approval of **Resolution No. 23-37**, A Resolution of the City Council of the City of Lindsay Approving **Tentative Parcel Map No. 23-02**, A Request by LAV/Pinnacle Engineering On Behalf of Property Owner Nagi Moshen for the Property Located at 1467 West Tulare Road Off of Highway 65 (APN 199-050-067-000) in the Highway Commercial (CH) and Residential Multifamily (RM-3) Zones, and Finding that the that the Project is Exempt from Review Under the California Environmental Quality Act (CEQA) Pursuant to Section 15315 (pp. 209 – 247)

*Presented by Araceli Mejia, Assistant City Planner*

- Mayor opened public hearing at 7:32 PM.
- Receiving no public comment, Mayor closed public hearing at 7:33 PM.

<b>Motion to Approve Item 12.1</b>							
1 <sup>st</sup>	2 <sup>nd</sup>	Result	SERNA	FLORES	CAUDILLO	CERROS	SANCHEZ
CERROS	CAUDILLO	(5-0)	AYE	AYE	AYE	AYE	AYE

12.2 Public Hearing to Consider the Approval of **Resolution No. 23-38**, A Resolution of the City Council of the City of Lindsay, Adopting the Fiscal Year 2023 – 2024 Operating Budget and the Fiscal Years 2024 – 2029 Five-Year Capital Improvement Plan (pp. 248 – 387)

*Presented by Salvador Guzman, Director of Finance*

- Mayor opened public hearing at 8:22 PM.
- Receiving no public comment, Mayor closed public hearing at 8:23 PM.
- Mayor CERROS made motion to approve Item 12.2, receiving no second, the motion failed.

<b>Motion to Continue Item 12.2 &amp; 12.3 to Next Regular Meeting on September 26, 2023</b>							
1 <sup>st</sup>	2 <sup>nd</sup>	Result	SERNA	FLORES	CAUDILLO	CERROS	SANCHEZ
CERROS	FLORES	(5-0)	AYE	AYE	AYE	AYE	AYE

12.3 Public Hearing to Consider the Approval of **Resolution No. 23-39**, A Resolution of the City Council of the City of Lindsay Approving and Adopting the Fiscal Year 2023 – 2024 GANN Appropriations Limit (pp. 388 – 391)

*Presented by Salvador Guzman, Director of Finance*

### 13. EXECUTIVE (CLOSED) SESSION

13.1 Conference with Labor Negotiators Pursuant to Cal Gov. Code § 54957.6

Agency Designated Representative: Joseph M. Tanner, City of Lindsay

Employee Organization: Lindsay Public Safety Officers’ Association (LPOA)

13.2 Conference with Labor Negotiators Pursuant to Cal Gov. Code § 54957.6

Agency Designated Representative: Joseph M. Tanner, City of Lindsay

Employee Organization: Lindsay Professional Firefighters’ Association (LPFFA)

13.3 Public Employee Performance Evaluation – City Manager

Pursuant to Cal Gov. Code § 54957(b)(1)

13.4 Threat to Public Services or Facilities Pursuant to Cal Gov. Code § 54957(a)

Consultation with: Joseph M. Tanner, City of Lindsay, City Manager

- No reportable action taken out of closed session.

#### 14. REQUEST FOR FUTURE ITEMS

Council requests for future agenda items, can be called for by any Councilmember during the ‘Request for Future Items’ section of a regular meeting. Immediately following the request of an item, a vote will be taken on the item. If a majority of the City Council supports further study of the item, then a full staff analysis will be prepared within a reasonable time as determined by the City Manager unless otherwise directed by a majority of the City Council. Discussion shall be limited to whether an item should be added to an agenda, not the merit of the item.

Discussion and Review of City Council Contingency Fund							
1 <sup>st</sup>	2 <sup>nd</sup>	Result	SERNA	FLORES	CAUDILLO	CERROS	SANCHEZ
CERROS	SANCHEZ	(4-1)	AYE	AYE	NAY	AYE	AYE

City Street Projects Update							
1 <sup>st</sup>	2 <sup>nd</sup>	Result	SERNA	FLORES	CAUDILLO	CERROS	SANCHEZ
FLORES	CERROS	(5-0)	AYE	AYE	AYE	AYE	AYE

#### 15. ADJOURNMENT

Lindsay City Council meetings are held in the City Council Chambers at 251 E. Honolulu Street in Lindsay, California beginning at 6:00 P.M. on the second and fourth Tuesday of every month unless otherwise noticed. Materials related to an Agenda item submitted to the legislative body after distribution of the Agenda Packet are available for public inspection in the office of the City Clerk during normal business hours. Complete agenda is available at [www.lindsay.ca.us](http://www.lindsay.ca.us). In compliance with the Americans with Disabilities Act & Ralph M. Brown Act, if you need special assistance to participate in this meeting, or to be able to access this agenda and documents in the agenda packet, please contact the office of the City Clerk at (559) 562-7102 x 8034. Notification 48 hours prior to the meeting will enable the City to ensure accessibility to this meeting and/or provision of an alternative format of the agenda and documents in the agenda packet.

- Mayor adjourned the meeting at 8:53 PM.

*The next Regular Meeting of the Lindsay City Council is scheduled to be held on September 26, 2023.*