

Minutes of the Blythe City Council June 13, 2017

The June 13, 2017 Meeting of the Blythe City Council was called to order at 6:00pm in the Council Chambers by Mayor DeConinck. Also in attendance were Vice Mayor Wade and Council Members Galvan, Reynolds and Egan. Staff in attendance included: City Manager Cosentini, City Clerk and Deputy Administrative Services Director Crecelius, City Treasurer and Interim Finance Director Elms, Police Chief Wade, Planner Burrow and Public Works Director Baldizzone.

The Pledge of Allegiance was led by Mayor DeConinck. The Invocation was offered by Councilman Galvan.

REPORT FROM CLOSED SESSION: City Attorney Bettenhausen stated Council entered Closed Session at 5:00pm to discuss potential litigation and Labor Negotiations. Direction was given no final action was taken.

CONSENT CALENDAR: *Items on the Consent Calendar are considered routine and will be enacted with one motion of the Council. If any item requires individual consideration, it will be removed from the consent calendar and acted upon separately.*

1. **Posting of the Agenda.**
The summary of agenda items were posted on the bulletin boards on the outside of the public entrance to the Council Chamber and near the inside entrance of the Council Chamber on Friday, June 9, 2017.
2. **Approval of the Warrant Register.**
Recommendation: Approve **6/13/17**, warrants numbered 66025 through 66083 in the amount of \$293,156.60, **6/13/17**, warrants numbered 66084 through 66128 and 66129 through 66146 in the amount of \$182,267.59 and **6/13/17**, warrants numbered 66147 through 66238 in the amount of \$1,114,862.56.
3. **Approval of the Payroll Register.**
Recommendation: Approve **6/13/17**, warrants numbered 49270 through 49299 and Direct Deposits numbered 39354 through 39408 in the amount of \$257,381.75; **6/13/17**, warrants numbered 49300 through 49328 and Direct Deposits numbered 39409 through 39464 in the amount of \$254,088.68; **6/13/17**, warrants numbered 49329 through 49336 and Direct Deposits numbered 39465 through 39526 in the amount of \$79,268.57 and **6/13/17**, warrants numbered 49337 through 49338 in the amount of \$4,070.96.
4. **Minutes of the May 9, 2017 City Council Meeting.**
Recommendation: Approve the Minutes of the May 9, 2017 Meeting.
5. **Minutes of the May 30, 2017 Special City Council Meeting.**
Recommendation: Approve the Minutes of the May 30, 2017 Meeting.
6. **City of Blythe Permits Issued in May 2017.**
Recommendation: Receive and file this monthly report.
7. **City of Blythe Fire Department Monthly Activity Report for May 2017.**
Recommendation: Receive and file this monthly report.
8. **City of Blythe Police Department Monthly Activity Report for May 2017.**
Recommendation: Receive and file this monthly report.
9. **Request for Display of Fireworks.**
Recommendation: Approve an application submitted by the Blythe Volunteer Fire Department for display of fireworks on July 4, 2017.
10. **Request for Sale and Display of Fireworks- Tony Ojeda/Blythe First Assembly of**

God.

Recommendation: Approve applications submitted for the sale of fireworks.

11. First Amendment to Information Technology Services Agreement.

Recommendation: Authorize the City Manager to enter into a three year Agreement with Southwest Networks. Terms of the agreement includes a yearly maintenance fee of \$52,380.

12. Annual Reaffirmation of City Investment Policy.

Recommendation: Adopt the 2017/18 Investment Policy as required by GC Section 53646.

13. Statement of Auditing Standards (SAS) #114 and Engagement Letters.

Recommendation: Accept the Statement of Auditing Standards #114 and authorize the Interim Finance Director to sign attached letters.

14. Capital Improvement Plan (CIP) Measure A FY 2017/2022.

Recommendation: Adopt the CIP Measure A for FY 2018-2022.

15. Agreement between City and Harvey Consulting Group, LLC for Planning Services.

Recommendation: Authorize the City Manager to enter into an agreement with Harvey Consulting Group.

16. Mid-Management MOU Adoption.

Recommendation: Adopt Resolution No. 2017-015 approving changes to the Mid-Management MOU.

RESOLUTION NO. 2017-015. A RESOLUTION OF THE BLYTHE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA ADOPTING A MEMORANDUM OF UNDERSTANDING FOR THE MID-MANAGEMENT UNIT FROM JUNE 13, 2017 TO JUNE 12, 2018.

17. Appropriations Limit for Fiscal Year 2017 - 2018.

Recommendation: Adopt Resolution No. 2017-012 establishing the Appropriations Limit for FY 2017/18.

RESOLUTION NO. 2017-012. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA, ESTABLISHING THE APPROPRIATIONS LIMIT FOR FISCAL YEAR 2017-2018 FOR THE CITY OF BLYTHE IN ACCORDANCE WITH THE PROVISIONS OF DIVISION 9 OF TITLE 1 OF THE CALIFORNIA GOVERNMENT CODE.

18. Agreement between City of Blythe and Hinderliter, de Llamas and Associates (HDL) for Sales, Use and Transaction Tax Audit and Information Services.

Recommendation: Adopt Resolution No. 2017-013 allowing HDL to receive tax information from the State Board of Equalization.

RESOLUTION NO. 2017-013. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE CALIFORNIA AUTHORIZING EXAMINATION OF TRANSACTION AND USE TAX RECORDS.

19. Continuing Resolution for Fiscal Year 2017- 2018.

Recommendation: Adopt Resolution No. 2017-014 authorizing expenditures on the basis of the FY 2016/17 budget until the adoption of the FY 2017/18 budget.

RESOLUTION NO. 2017-014. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA AUTHORIZING APPROPRIATION AND EXPENDITURES ON THE BASIS OF THE FISCAL YEAR 2016-2017 BUDGET FOR FISCAL YEAR 2017-2018 , UNTIL THE ADOPTION OF THE 2017-2018 BUDGET.

20. Cannabis Ordinance, Ordinance No. 883-17.

Recommendation: Conduct the Second reading of Ordinance No. 883-17 by Title only, waving further reading.

ORDINANCE NO. 883-17. AN ORDINANCE REPEALING AND REPLACING CHAPTER 17.63 E OF TITLE 17 OF THE BLYTHE MUNICIPAL CODE REGARDING COMMERCIAL CANNABIS DISPENSARIES, MEDICAL CANNABIS CULTIVATION AND ALL COMMERCIAL CANNABIS USES IN THE CITY, BY AMENDING TITLE 17.63 E ENTITLED "COMMERCIAL CANNABIS USES" AND CHAPTER 5.10 ENTITLED "COMMERCIAL CANNABIS ACTIVITY".

21. Community Development Block Grant Cooperation Agreement.

Recommendation: Adopt Resolution No. 2017-024 and authorize the Mayor to execute a cooperation agreement for the CDBG Program for years 2018-2021.

RESOLUTION NO. 2017-024. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE AUTHORIZING PARTICIPATION IN THE COUNTY OF RIVERSIDE'S URBAN COUNTY PROGRAM FOR FISCAL YEARS 2018-2019, 2019-2020, 2020-2021.

Public comment. Leslie Jessop Watkins of 734 Rivera Dr. stated at the last meeting Council had a discussion about scheduling a Study Session to discuss amendments to the Cannabis Ordinance. That discussion was not reflected in the Minutes.

Vice Mayor Wade moved approval of the Consent Calendar. The motion was seconded by Councilman Reynolds with a unanimous aye vote. City Clerk Crecelius read the Title of Ordinance No. 883-17 into the record.

PUBLIC HEARING:

Annual Assessment for Lighting Districts No. 1 and No. 2. Planner Burrow stated at the May 9th meeting action was taken that accepted the Preliminary Engineer's Reports for Lighting and Landscape Districts 1 and 2 with each report containing the intended annual assessments. Additionally, at the last meeting Council set this date and time for public hearing on any protests to that action. As required by law this meeting was properly noticed by staff. As of the commencement of this meeting, staff has not received any written or oral comments, objections or protests. There have been no proposed amendments to the approved preliminary reports or the proposed levy of assessments for both Districts 1 and 2. Subsequent to the public hearing it is requested Council move forward with staff's recommendation as listed in the written report.

No public comment. Vice Mayor Wade moved to adopt Resolutions 2017-016, 2017-017, 2017-018 and 2017-019. The motion was seconded by Councilman Egan with a unanimous aye vote.

RESOLUTION NO. 2017-016. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE AMENDING AND/OR APPROVING THE REPORT OF THE ENGINEER REGARDING THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE CITY OF BLYTHE LIGHTING DISTRICT NO. 1 FOR FISCAL YEAR 2017-2018.

RESOLUTION NO. 2017-017. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE AMENDING AND/OR APPROVING THE REPORT OF THE ENGINEER REGARDING THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE CITY OF BLYTHE LIGHTING DISTRICT NO. 2 FOR FISCAL YEAR 2017-2018.

RESOLUTION NO. 2017-018. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE CONFIRMING A DIAGRAM AND ASSESSMENT, ORDERING THE IMPROVEMENTS AND ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN CITY OF BLYTHE LIGHTING DISTRICT NO. 1 FOR FISCAL YEAR 2017-2018 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE.

RESOLUTION NO. 2017-019. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE CONFIRMING A DIAGRAM AND ASSESSMENT, ORDERING THE IMPROVEMENTS AND ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN CITY OF BLYTHE LIGHTING DISTRICT NO. 2 FOR FISCAL YEAR 2017-2018 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE.

NEW BUSINESS:

Calling the General Municipal Election- November 7, 2017. City Clerk Crecelius stated the City of Blythe is scheduled to have an election on Tuesday, November 7, 2017. The election will fill three seats on the City Council held by Joey DeConinck, Tim Wade and Oscar Galvan and the office of City Clerk held by myself and the office of City

Treasurer held by Christa Elms. In order to comply with regulations set by the Riverside County Registrar of Voters Council must adopt a Resolution calling and giving notice of the general municipal election to be held on November 7th , a Resolution requesting the County Registrar of voters to conduct the election and a Resolution adopting regulations for candidate's statements. The nomination period is July 17th through August 11th . It is recommended Council adopt Resolutions 2017-020, 2017-021 and 2017-022.

No public comment. Vice Mayor Wade moved approval of staff's recommendation. The motion was seconded by Councilman Reynolds with a unanimous aye vote.

RESOLUTION NO. 2017-020. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 7, 2017 FOR THE ELECTION OF CERTAIN OFFICERS, AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATIVE TO GENERAL LAW CITIES.

RESOLUTION NO. 2017-021. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA, REQUESTING THAT THE COUNTY REGISTRAR OF VOTERS CONDUCT THE MUNICIPAL ELECTION OF NOVEMBER 7, 2017.

RESOLUTION NO. 2017-022. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLYTHE, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, NOVEMBER 7, 2017.

Acquisition of Peacekeeping Law Enforcement Rescue Truck. Chief Wade stated according to the FBI, violent crime and active shooter situations are on the rise across the United States. The question is not if we will have an active shooter situation in Blythe, but when. Officers receive annual training in responding to these situations but with no armored vehicle a positive outcome is lessened. The Blythe Police Department does not currently have any vehicles with armored protection. The peacekeeper described here is available through the 1033 program which is a US department of defense program which permits the Secretary of Defense to transfer supplies and equipment to state and local law enforcing agencies. This program assists underfunded law enforcement agencies in obtaining equipment that would otherwise be too costly to obtain. A new peacekeeper is over \$300,000. This particular vehicle is valued at \$65,000. The vehicle would belong to the City as long as it is practical and mechanically sound. At the end of the vehicles life it can be returned to the government at no cost. The cost to obtain the vehicle includes staff time and fuel costs associated with its pickup in Glendale CA. This vehicle would be used to rescue injured citizens and officers when an active threat is present. It would also allow officers a closer view of dangerous situations while maintaining safe cover. It is recommended we obtain this vehicle for our use.

Public comment. Jettie Townsend asked what the operational cost would be. Chief Wade reported it would include vehicle maintenance and fuel.

Councilman Reynolds moved approval of staff's recommendation. The motion was seconded by Councilman Egan with a unanimous aye vote.

Commercial Cannabis Permit Process. City Manager Cosentini went over a few clerical corrections to the application process. I propose to move the application closing date from October 2nd to October 9th .

Councilman Egan asked if there was a place for resumes.

Vice Mayor Wade stated there are a lot of things that I would like to add to this. Could we continue this item or have another meeting at some point.

Public Comment. Leslie Jessop Watkins of 734 Riviera Dr. stated she thinks a Study Session is a good idea as there are several things I have questions about.

Vice Mayor Wade moved to continue this item and schedule a Study Session. A study session was scheduled for June 27th at 6pm.

Discussion on Sending a Marijuana Notice to Landowners. City Manager Cosentini stated this item is on the agenda at the request of the Mayor. Mayor DeConinck stated we had a study session about TOT and the hotel owners stated they were not notified. On this item I feel it's necessary to notify property owners that this may be going into their area. Property values may go up and they can take advantage of it. LAFCO does it when there are zone changes.

City Manager Cosentini asked if this letter would be sent City wide or to the allowable areas. Mayor DeConinck stated in the allowable areas.

Vice Mayor Wade does not see the need. Did the results of the November 8th election sneak up on anyone? It's state law.

No public comment. Councilman Galvan moved approval of the Mayor's recommendation. The motion was seconded by Councilman Reynolds with aye votes from DeConinck, Galvan, Reynolds and Egan and a no vote from Wade.

ORAL REPORTS: None

PUBLIC COMMENT: None

MEMBER COMMENT:

Councilman Reynolds reported on the Water Safety Extravaganza held at the fairgrounds this past weekend.

ADJOURN:

The City Council meeting was adjourned at 6:37pm.

Joseph DeConinck, Mayor

ATTEST:

Mallory Crecelius, City Clerk