

AGENDA

EXETER CITY COUNCIL TUESDAY, OCTOBER 13, 2020

Closed Session 6:30 p.m.

Regular Session 7:00 p.m. (or immediately following Closed Session)
137 North "F" Street, Exeter, California

MAYOR

CITY ADMINISTRATOR
Adam Ennis
CHIEF OF POLICE
John Hall
FINANCE DIRECTOR/
CITY TREASURER
Chris Tavarez
CITY CLERK
Shonna Oneal

Mary Waterman-Philpot
MAYOR PRO TEM
Barbara Sally
COUNCIL MEMBERS
Frankie Alves
Dave Hails

PUBLIC WORKS DIRECTOR
Daymon Qualls
CITY ATTORNEY
Julia Lew
CITY PLANNER
Greg Collins
CITY ENGINEER
Lisa Wallis-Dutra

IMPORTANT NOTICE REGARDING OCTOBER 13, 2020 COUNCIL MEETING

This meeting is being conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order N-29-20 dated March 17, 2020, regarding the Brown Act and COVID-19 pandemic. Pending no technical difficulties, the Council meeting will be streamed (for observation only) via Facebook Live at <https://www.facebook.com/TheCityOfExeter/>.

The meeting will also be available via Zoom at the below link (for observation only):
<https://us02web.zoom.us/j/85907758302?pwd=bjNJZDkyUjJMQUtGbDQreUtMK3pldz09>

Or via Telephone: 1 669 900 9128 *Webinar ID:* 859 0775 8302 *Password:* 865723

Submission of Public Comments: For those wishing to make public comments at the October 13, 2020 Council meeting, please submit your comments by email to be read aloud at the meeting by the City Clerk. Email comments must be submitted to the City Clerk at CCPublicComments@exetercityhall.com. Email comments on matters not on the agenda must be submitted prior to the time the Mayor calls the item for Public Comments. Email comments on agenda items must be submitted prior to the time the Mayor closes public comments on the agenda item. To be sure your comments are received, we strongly encourage citizens to submit public comment, or comment on a specific agenda item, before the meeting.

The public may also present comments at the Council Chambers, but the City strongly encourages the public to participate electronically to comply with the Governor's Executive Orders and public health guidance during the COVID-19 pandemic. To ensure physical distancing, the City will place pre-marked spaces that Citizens are required to use while waiting their turn to submit public comment. Due to space limitations at the Council Chambers this may require standing outside for an extended period of time and could result in your comments not being heard due to time limitations. (City Council will NOT be present in the Council Chambers and Citizen Comments presented in person will be transmitted electronically via Zoom to the Council.) Public comments submitted electronically on Facebook will not be accepted.

Reading of Public Comments: All email comments shall be subject to the same rules as would otherwise govern speaker comments at the Council meeting. The City Clerk shall read all email comments, provided that the reading shall not exceed five (5) minutes per comment, or such other time as the Council may provide, consistent with the time limit for speakers at a Council meeting. The comments submitted as specified above shall become part of the record of the Council meeting.

Please direct any questions to the Office of City Clerk, 559-592-9244.

6:30 p.m.

A. CALL TO ORDER CLOSED SESSION

B. PUBLIC COMMENTS REGARDING CLOSED SESSION MATTERS - Comments from the public are limited to items listed on the closed session matters (GC 54954.3a). Speakers will be allowed three minutes. Please begin your comments by stating your name and providing your city of residence.

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

1. 54956.9(d)(1) – Conference with Legal Counsel
People vs. Erika Evelyn Sandoval (Pitchess Motion)
Tulare County Superior Court Case No. VCF312913
2. 54956.9(d)(3) Conference with Legal Counsel - Significant Exposure to Litigation: Three Case in which facts are not yet known to potential plaintiff.
3. 54956.9(d)(4) – Conference with Legal Counsel – Potential Initiation of Litigation by the City: Seven Cases

7:00 p.m. (Or, immediately following Closed Session)

D. CALL TO ORDER REGULAR SESSION AND REPORT ON CLOSED SESSION ITEMS (if any)

E. PLEDGE OF ALLEGIANCE AND INVOCATION

F. SPECIAL PRESENTATIONS (if any): None

G. PUBLIC COMMENTS:

This is the time for citizens to comment on subject matters that are not on the agenda that are within the jurisdiction of the Exeter City Council. In compliance with public meeting laws, Council cannot discuss topics that are not included on the published agenda. This is also the time for citizens to comment on items listed on the Consent Calendar or to request an item from the Consent Calendar be pulled for discussion purposes. Public comments related to all pulled Consent Calendar Items and all Individual Business or Public Hearing Items that are listed on this agenda will be heard at the time that item is discussed or at a time the Public Hearing is opened for comment.

In fairness to all who wish to speak tonight, comments shall be limited to five (5) minutes for each individual, ten (10) minutes for an individual representing a group, and thirty (30) minutes overall for the entire public comment period, unless otherwise indicated by the Mayor. Although not required, speakers are asked to begin their comments by stating their name and city of residence.

H. CONSENT CALENDAR:

Items listed under the Consent Calendar are considered to be routine and will be enacted by one motion. There will be no separate discussion of these matters unless a request is made and then the item will be removed from the Consent Calendar to be discussed and voted upon by a separate motion ...

1. Approve regular minutes of September 22, 2020
2. Payment of the Bills
3. Payroll: September 18, 2020
4. Affirm \$40,000 in emergency repairs performed on Well E6-W by Kaweah Pump, Inc., of Visalia, CA.
5. Authorize the City Administrator to execute a 12-month agreement for as needed temporary staffing services for up to \$80,000 annually for the City with Robert Half International, Inc. (Visalia Branch), with option of up to four (4) one-year renewal terms for staffing needs in times of prolonged absences of regular employees.

I. INDIVIDUAL BUSINESS ITEMS:

Comments related to Individual Business and Public Hearing Items are limited to three minutes per speaker, for a maximum of 30 minutes per item. The Mayor may reasonably limit or extend the public comment period to preserve the Council's interest in conducting efficient, orderly meetings.

1. **Public Hearing** to adopt Resolution 2020-42 approving the 2020/2021 State Cops Grant Proposed \$100,000 Spending Plan to complete the purchase of six replacement police vehicles and partially support (about 25%) of an officer position per the approved budget with any remaining funds used for frontline law enforcement services such as positions and equipment/technology upgrades - Chief Hall
2. Authorize additional purchasing authority of 9.31%, for up to a total of 19.31% (\$249,426.80), of the construction contract with AJ Construction of Fresno, CA, for contingency to the Public Works Director, contingent upon City Administrator approval, and appropriate an additional \$107,327 from the Measure R Fund (131) for current and projected change orders on the E. Palm Street Reconstruction Project – Public Works Director Daymon Qualls
3. Approve construction contract change order with Lyles Utility Construction LLC of Fresno for water line lowering and transfer an appropriation of \$12,679 in the Water Fund from capital project account Well E6W Rehabilitation (105.461.080.005) to Water Main Line Replacement (105.461.080.042) in fiscal year 20/21 to fund the change order - Public Works Director Daymon Qualls

J. CITY COUNCIL ITEMS OF INTEREST

K. CITY ADMINISTRATOR/DEPARTMENT COMMENTS

L. ADJOURN REGULAR MEETING

State of California)
County of Tulare) ss.
City of Exeter)

I declare under penalty of perjury that I am employed by the City of Exeter, in the Administrator's Office; and that I posted this Agenda on the bulletin board in the Finance Office and on the bulletin board outside of City Hall on October____, 2020.

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In compliance with the Americans with Disabilities Act, and the California 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 City Clerk (559) 592-9244. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting and/or provision of an appropriate alternative format of the agenda and documents in the agenda packet. (28 CFR 35.102-35. 104 ADA Title II)
Materials related to an item on this Agenda submitted to the legislative body after distribution of the agenda packet are available for public inspection at City of Exeter, Administration Office 100 N. C Street, Exeter CA during normal business hours.