



EXETER CITY COUNCIL
TUESDAY, JULY 09, 2024 REGULAR MEETING
ACTION MINUTES
Closed Session – 6:00 p.m.
Regular Session – 7:00 p.m.
137 North "F" Street, Exeter, California 93221

CITY ADMINISTRATOR
Adam Ennis

MAYOR
Frankie Alves

PUBLIC WORKS DIRECTOR
Vacant

CHIEF OF POLICE
John Hall

MAYOR PRO TEM
Justin Mills

CITY ATTORNEY
Julia Lew

FINANCE DIRECTOR/CITY
TREASURER
Eekhong Franco

COUNCIL MEMBERS
Jacob Johnson
Vicki Riddle

CITY PLANNER
Greg Collins

CITY CLERK
Francesca Quintana

Barbara Sally

CITY ENGINEER
Martin Querin

DEPUTY CITY CLERK
Christina Arias

Staff Reports related to items on the agenda are available on the City's website at www.cityofexeter.com and available for viewing at the Council Chambers.



A closed session of the City Council, City of Exeter was held on Tuesday, July 09, 2024, at 6:00 p.m., in the Exeter City Council Chambers, 137 North F Street in Exeter CA 93221.

COUNCIL PRESENT: Frankie Alves, Barbara Sally, Jacob Johnson, and Vicki Riddle.

COUNCIL ABSENT: Justin Mills.

STAFF PRESENT: Adam Ennis, Julia Lew, Francesca Quintana, Eekhong Franco, and Christina Arias.

6:00 p.m.

A. CALL TO ORDER CLOSED SESSION

Mayor called the closed session to order at 6:02 p.m.

B. PUBLIC COMMENTS REGARDING CLOSED SESSION MATTERS

Mayor Alves requested those who wish to speak on matters listed on the Closed Session Agenda to do so at this time.

1. 54957.6 Conference with Labor Negotiations
Agency Negotiator: Shelline Bennett
Employee Groups: All represented and unrepresented employees
2. 54957 Public Employee Performance Evaluation
Title: City Attorney
3. 54957 Public Employment
Title: Public Works Director
4. 54956.9(d)(4) Conference with Legal Counsel
Re: Potential Initiation of Litigation by the City: one (1) case

No public comment was presented.

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

Mayor Alves adjourned the closed session at 7:04 p.m.

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

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

Mayor Alves called the regular session to order at 07:06 p.m. There was no reportable action out of closed session.

E. INVOCATION

Presented by Pastor Gipson

F. PLEDGE OF ALLEGIANCE

Led by Council Member Sally

G. PUBLIC COMMENTS:

Public comment from Juan Belaviz. Belaviz spoke regarding his concerns of the Bathrooms at Scroth Park.

Public comment from Mike Germaine. Germaine thanked the City's Public Works department for keeping the grass at the Bark Park green and encouraged the City Council and members of the public to keep their pets safe from the heat.

H. SPECIAL PRESENTATIONS:

None.

I. CONSENT CALENDAR:

Items listed under the Consent Calendar are considered 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. Approval of June 25, 2024 regular meeting minutes (pp. 5 – 10)
2. Payment of Bills (pp. 11 – 27)
3. June 21, 2024, Payroll (pp. 28 – 33)

4. Approve a request for a street closure of Maple St. between D St. and E St. for We Fit Boot Camp Gym to host a Small Business Vendor Market. beginning at 2:00 pm July 13, 2024, and ending at 10:00 pm subject to the conditions presented by staff. (pp. 34 - 69)
5. Adoption of **Resolution 2024-17**, A Resolution of the City Council of the City of Exeter (technical amendment), amending Resolution No. 2024-13 approving the City of Exeter’s Fiscal Year 2024/25 list of projects funded by SB 1: The Road Repair and Accountability Act Road Maintenance and Rehabilitation Account, in order to clarify the list of projects (pp. 70 – 98)

Approval of Consent Calendar as presented							
1 st	2 nd	Result	ALVES	MILLS	RIDDLE	JOHNSON	SALLY
SALLY	RIDDLE	(4-0)	AYE	ABSENT	AYE	AYE	AYE

It was moved by Council Member Sally and seconded by Council Member Riddle that the items on the Consent Calendar be approved as presented. The motion carried 4-0, noting that Mayor Pro Tem Mills was absent.

J. INDIVIDUAL BUSINESS ITEMS:

Comments related to Individual Business and Public Hearing Items are limited to three (3) 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 regarding the intent to levy and collect assessments on twenty existing Landscape and Lighting Maintenance Assessment Districts (LLMADs) 00-01; 00-02; 01-01; 01-02; 03-01; 03-02; 04-01; 04-02; 04-03; 04-04; 04-05; 05-01; 05-02; 06-01; 08-01; 91-01A; 91-01B; 97-01; 98-01; and 23-01; and Consider Adoption of **Resolution 2024-18**, A Resolution of the City Council of the City of Exeter certifying the process to place this Special Assessment on the Tulare County secured property tax roll (pp. 99 – 100)
Presented by Martin Querin, City Engineer and Eekhong Franco, Finance Director

City Administrator Adam Ennis provided a report for the City Council’s review and consideration.

Mayor Alves opened the public hearing, no public comment was received.

Mayor proposed a motion to continue the public hearing to the next regular meeting.

Motion to open the public hearing regarding the intent to levy and collect assessments on twenty existing Landscape and Lighting Maintenance Assessment Districts (LLMADs) 00-01; 00-02; 01-01; 01-02; 03-01; 03-02; 04-01; 04-02; 04-03; 04-04; 04-05; 05-01; 05-02; 06-01; 08-01; 91-01A; 91-01B; 97-01; 98-01; and 23-01; and Adoption of Resolution 2024-18, A Resolution of the City Council of the City of Exeter certifying the process to place this Special Assessment on the Tulare County secured property tax roll and continue the public hearing to the next regular meeting scheduled for July 23, 2024 to allow for additional time to finalize the related documents and assessments as presented							
1 st	2 nd	Result	ALVES	MILLS	RIDDLE	JOHNSON	SALLY
SALLY	RIDDLE	(4-0)	AYE	ABSENT	AYE	AYE	AYE

It was moved by Council Member Sally and seconded by Council Member Riddle to open the public hearing regarding the intent to levy and collect assessments on twenty existing Landscape and Lighting

Maintenance Assessment Districts (LLMADs) 00-01; 00-02; 01-01; 01-02; 03-01; 03-02; 04-01; 04-02; 04-03; 04-04; 04-05; 05-01; 05-02; 06-01; 08-01; 91-01A; 91-01B; 97-01; 98-01; and 23-01; and Adoption of Resolution 2024-18, A Resolution of the City Council of the City of Exeter certifying the process to place this Special Assessment on the Tulare County secured property tax roll and continue the public hearing to the next regular meeting scheduled for July 23, 2024 to allow for additional time to finalize the related documents and assessments as presented. The motion carried 4-0, noting that Mayor Pro Tem Mills was absent.

2. Consider adoption of **Resolution 2024-19**, A Resolution of the City Council of the City of Exeter, Approving the Memorandum of Understanding (MOU) by and between the City of Exeter with the Exeter Police Officers Association (EPOA) for the term July 01, 2024, to June 30, 2026, and authorize the City Administrator to execute the agreement (pp. 101 – 121)
*Presented by Adam Ennis, City Administrator and
Francesca Quintana, City Clerk/Human Resources Manager*

City Clerk/Human Resources Manager Francesca Quintana provided a report for the City Council’s review and consideration.

Mayor Alves opened the item up for public comment. No public comment was presented.

Adoption of Resolution 2024-19, A Resolution of the City Council of the City of Exeter, Approving the Memorandum of Understanding (MOU) by and between the City of Exeter with the Exeter Police Officers Association (EPOA) for the term July 01, 2024, to June 30, 2026, and authorize the City Administrator to execute the agreement as presented							
1 st	2 nd	Result	ALVES	MILLS	RIDDLE	JOHNSON	SALLY
JOHNSON	RIDDLE	(4-0)	AYE	ABSENT	AYE	AYE	AYE

It was moved by Council Member Johnson and seconded by Council Member Riddle to adopt of Resolution 2024-19, A Resolution of the City Council of the City of Exeter, Approving the Memorandum of Understanding (MOU) by and between the City of Exeter with the Exeter Police Officers Association (EPOA) for the term July 01, 2024, to June 30, 2026, and authorize the City Administrator to execute the agreement as presented. The motion carried 4-0, noting that Mayor Pro Tem Mills was absent.

3. Consider approval and authorize the Mayor and City Administrator to execute Addendum No. 1 to the Employment Agreement between the City of Exeter and Finance Director Eekhong Franco subject to the new terms (pp. 122 – 128)
Presented by Adam Ennis, City Administrator

City Administrator Adam Ennis provided a report for the City Council’s review and consideration.

Mayor Alves opened the item up for public comment. No public comment was presented.

Approve and authorize the Mayor and City Administrator to execute Addendum No. 1 to the Employment Agreement between the City of Exeter and Finance Director Eekhong Franco subject to the new terms as presented							
1 st	2 nd	Result	ALVES	MILLS	RIDDLE	JOHNSON	SALLY
SALLY	JOHNSON	(4-0)	AYE	ABSENT	AYE	AYE	AYE

It was moved by Council Member Sally and seconded by Council Member Johnson to approve and authorize the Mayor and City Administrator to execute Addendum No. 1 to the Employment Agreement

between the City of Exeter and Finance Director Eekhong Franco subject to the new terms as presented. The motion carried 4-0, noting that Mayor Pro Tem Mills was absent.

4. Authorize the Mayor to execute a three-year contract for legal services with the firm McCormick, Kabot and Lew at a rate of \$190.00 per hour for Attorneys for the period of July 01, 2024, through June 30, 2025; and \$200.00 per hour for the period of July 01, 2025, through June 30, 2027, as well as \$100.00 per hour for law clerks and/or paralegals and a maximum sum of \$2,000.00 per day for each full day of attendance in Municipal, Superior or Appellate Court (pp. 129 – 133)
Presented by Adam Ennis, City Administrator

City Administrator Adam Ennis provided a report for the City Council’s review and consideration.

Mayor Alves opened the item up for public comment. No public comment was presented.

Authorize the Mayor to execute a three-year contract for legal services with the firm McCormick, Kabot and Lew at a rate of \$190.00 per hour for Attorneys for the period of July 01, 2024, through June 30, 2025; and \$200.00 per hour for the period of July 01, 2025, through June 30, 2027, as well as \$100.00 per hour for law clerks and/or paralegals and a maximum sum of \$2,000.00 per day for each full day of attendance in Municipal, Superior or Appellate Court as presented							
1 st	2 nd	Result	ALVES	MILLS	RIDDLE	JOHNSON	SALLY
SALLY	RIDDLE	(4-0)	AYE	ABSENT	AYE	AYE	AYE

It was moved by Council Member Sally and seconded by Council Member Riddle to authorize the Mayor to execute a three-year contract for legal services with the firm McCormick, Kabot and Lew at a rate of \$190.00 per hour for Attorneys for the period of July 01, 2024, through June 30, 2025; and \$200.00 per hour for the period of July 01, 2025, through June 30, 2027, as well as \$100.00 per hour for law clerks and/or paralegals and a maximum sum of \$2,000.00 per day for each full day of attendance in Municipal, Superior or Appellate Court as presented. The motion carried 4-0, noting that Mayor Pro Tem Mills was absent.

K. CITY COUNCIL ITEMS OF INTEREST

Council Member Sally informed the City Council and members of the public that youth soccer is postponed due to the heat this week and that there has not been an update from EDC yet.

Council Member Johnson informed the City Council and members of the public that National Night Out is coming up soon and that donations are still being accepted.

Council Member Riddle informed the City Council and members of the public that she met with CalCities Environmental Policy Committee where they discussed new water mandates. Riddle informed there would be no TCAG or TCRTA meeting this week. Riddle informed that she received and responded to six letters from constituents regarding the parks in Exeter.

Mayor Alves informed the City Council and members of the public that the weather is hot and to stay safe from the heat. Alves also provided information on the upcoming election.

L. CITY ADMINISTRATOR/DEPARTMENT COMMENTS

City Administrator Adam Ennis, Police Chief John Hall, City Attorney Julia Lew, Director of Finance Eekhong Franco, and City Clerk/Human Resources Manager Francesca Quintana provided a brief update on City and department related items.

M. REGULAR MEETING ADJOURNMENT

Mayor Alves adjourned the regular meeting at 7:56 p.m.

Prepared by:

Francesca Quintana, City Clerk