



# LINDSAY CITY COUNCIL REGULAR MEETING MINUTES

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

**Lindsay Council Chambers**  
**251 E Honolulu St., Lindsay CA 93247**  
**520 Cowell-Stevenson Road, Santa Cruz, CA 95064**

**Tuesday, June 25, 2024**  
**5:30 p.m. – Special Meeting**  
**6:00 p.m. – Regular Meeting**

Proper notice of this meeting was given pursuant to Government Code Section 54954.2 and 54956.

**STAFF PRESENT:** Acting City Manager Ryan Heinks, City Attorney Megan Crouch, City Clerk Maegan Peton, Deputy City Clerk Lance Rowell, Director of Finance Lacy Meneses, Acting Human Resources Manager Vanessa Duran, City Services Manager Joseph Avina, Administrative Supervisor Marshall Chairez

## 5:30 p.m. – SPECIAL MEETING

### 1. CALL TO ORDER SPECIAL MEETING

Mayor Pro Tem Serna called to order the regular meeting of the Lindsay City Council at 5:32 p.m. in the Council Chamber located at 251 E. Honolulu St.

### 2. ROLL CALL

**Council Present:** Mayor - Vacant  
Mayor Pro Tem Ramiro Serna  
Councilmember Hipolito Cerros (via zoom)  
Councilmember Yolanda Flores  
Councilmember Rosaena Sanchez

### 3. INTERVIEWS OF CITY COUNCIL CANDIDATES

Councilmembers posed questions and each candidate provided a response thereto.

### 4. ADJOURNMENT OF SPECIAL MEETING

Mayor Pro Tem Serna adjourned the special meeting of the City Council at 6:01 p.m.

## 6:00 p.m. – REGULAR MEETING

### 5. CALL TO ORDER REGULAR MEETING

Mayor Pro Tem Serna called the regular meeting of the City Council to order at 6:01 p.m. in the Council Chamber located at 251 E Honolulu St.

### 6. PLEDGE OF ALLEGIANCE

Led by Mayor Pro Tem Serna.

### 7. APPROVAL OF AGENDA

It was motioned by Councilmember Flores, seconded by Mayor Pro Tem Serna, and unanimously carried to approve the agenda.

### 8. EXECUTIVE (CLOSED) SESSION

Council adjourned to closed session at 6:03 p.m.

## **8.1 Public Employment**

Pursuant to Cal Gov. Code § 54957

Title: City Manager

Council returned from closed session at 6:35 p.m.

### **EXECUTIVE (CLOSED) SESSION REPORT**

Mayor Pro Tem Serna advised that there was no reportable action.

## **9. PUBLIC COMMENT**

There was no public comment.

## **10. COUNCIL REPORT**

Council reported out on recent events and discussed items of interest.

## **11. CITY MANAGER REPORT**

The City Manager reported on recent events and items of interest.

## **12. PROCLAMATIONS & RECOGNITIONS**

### **12.1 Proclamation for LGBTQ Pride Month, June 2024.**

Councilmember Flores read the proclamation for LGBTQ Pride Month.

## **13. PRESENTATIONS**

### **13.1 Tulare County Economic Development Corporation: Year-end Overview & Preliminary Strategic Workplan 24-25 FY.**

Airica de Oliveira, TCEDC President & CEO, provided a presentation for Council review.

## **14. CONSENT CALENDAR**

It was motioned by Councilmember Sanchez, seconded by Councilmember Flores and unanimously carried to approve the items on the Consent Calendar as presented.

### **14.1 Waive the Reading of Ordinance and Approve by Title Only.**

**Action & Recommendation:** Approve the reading by title only of all ordinances and that further reading of such ordinances be waived.

### **14.2 Minutes of the Regular and/or Special Meeting of May 28, 2024 and May 31, 2024.**

**Action & Recommendation:** Approve as submitted.

**Submitted by:** Maegan Peton, City Clerk

### **14.3 Warrant List from May 20, 2024 Through June 16, 2024.**

**Action & Recommendation:** Accept the Warrant List for transaction dates of May 20, 2024, through June 16, 2024.

**Submitted by:** Lacy Meneses, Director of Finance

### **14.4 May 2024 Treasurer's Report.**

**Action & Recommendation:** Accept the May 2024 Monthly Treasurer's Report.

**Submitted by:** Lacy Meneses, Director of Finance

**14.5 Resolution No. 24-17 Requesting Election.**

**Action & Recommendation:** Consider approval of Resolution No. 24-17, a resolution of the City Council of the City of Lindsay requesting the Tulare County Board of Supervisors permit the County Registrar of Voters to render specific services to the City relating to the conduct of the 2024 Municipal Election.

**Submitted by:** Maegan Peton, City Clerk and Assistant to the City Manager

**14.6 Resolution No. 24-18 Ordering Even-Year City Council Election;**

**Consolidation of Elections; and Specifications of the Election Order.**

**Action & Recommendation:** Consider approval of Resolution No. 24-18, a resolution of the City Council of the City of Lindsay ordering even-year City Council election; consolidation of elections; and setting specifications of the Election Order related to the 2024 Municipal Election.

**Submitted by:** Maegan Peton, City Clerk and Assistant to the City Manager

**14.7 Lindsay Unified School District Agreement for School Resource Officer.**

**Action & Recommendation:** Consider the approval of Lindsay Unified School District and City of Lindsay School Resource Officer Agreement and authorize the City Manager or designee to execute any documents thereto.

**Submitted by:** Ryan Heinks, Acting Director of Public Safety

**14.8 Authorization to Submit a Claim to Tulare County Association of Governments for RSTP Funds.**

**Action & Recommendation:** Consider the Approval of Resolution Number 24-19 authorizing the City of Lindsay to submit a claim through Tulare County Association of Governments (TCAG) to receive Regional Surface Transportation Program (RSTP) funds

**Submitted by:** Lacy Meneses, Director of Finance

**14.9 Lindsay Unified School District Agreement for School Resource Officer Vehicle.**

**Action & Recommendation:** Consider the approval of Lindsay Unified School District and City of Lindsay School Resource Officer Vehicle Agreement and authorize city manager or designee to execute any documents thereto.

**Submitted by:** Ryan Heinks, Acting Director of Public Safety

**14.10 Adoption of FY 24-25 Project List for Submittal to the California Department of Transportation.**

**Action & Recommendation:** Consider the approval of Resolution 24-25, a resolution of the City Council of the City of Lindsay adopting a Project List For Fiscal Year 2024-2025 for submittal to the California Department of Transportation (Caltrans) under the Road Maintenance and Rehabilitation Act of 2017.

**Submitted by:** Lacy Meneses, Director of Finance

**15. ACTION ITEMS**

**15.1 Appointment to City Council Vacant Seat.**

**Action & Recommendation:** Consider the approval of either Adrian Solis, Misty Villareal, Esteban Solis, Jose Soria Jr., or Valerie Velasquez to the City Council vacant seat to serve until the November 5, 2024, General Municipal Election results are certified by Lindsay City Council.

**Submitted by:** Maegan Peton, City Clerk and Assistant to the Manager

**Public Comment:** Public comment in support of all candidates was given by Esteban Velasquez. Public comment was also provided by Joe Soria Jr, in support of himself, and by Esteban Solis in support of himself.

**Council Action:** It was motioned by Councilmember Cerros to appoint Esteban Solis to City Council. The motion died due to lack of a second. It was then motioned by Mayor Pro Tem Serna, seconded by Councilmember Sanchez, and carried to 3 to 1 (Councilmember Cerros abstained) to appoint Misty Villarreal to City Council and schedule her to be sworn in at the July 9, 2024 Regular City Council Meeting.

**15.2 City Manager Contract Approval.**

**Action & Recommendation:** Consider the approval of City Manager Contract by and between the City of Lindsay and Daymon Qualls.

**Submitted by:** Vanessa Duran, Acting Human Resources Manager

**Public Comment:** There were no public comments.

**Council Action:** It was motioned by Mayor Pro Tem Serna, seconded by Councilmember Sanchez, and unanimously carried to approve the City Manager Contract by and between the City of Lindsay and Daymon Qualls.

**15.3 Council Board, Agency, and Committee Approval.**

**Action & Recommendation:** Review existing appointments and consider the approval of appointment of Council Member Representatives to Boards, Agencies, and Committees.

**Submitted by:** Maegan Peton, City Clerk and Assistant to the City Manager

**Public Comment:** There were no public comments.

**Council Action:** It was Council Consensus to table this item to the next Regular City Council Meeting scheduled for July 9, 2024.

**15.4 Resolution 24-20 Affirming the City Manager's Authority to Sign the June 5th, 2024, Memorandum of Understanding (MOU) for the City of Lindsay and the Lindsay City Professional Firefighter's Association (LCPFA) Bargaining Unit.**

**Action & Recommendation:** Consider the approval of Resolution 24-20 affirming the City Manager's authority to sign the June 5th, 2024, Memorandum of Understanding (MOU) for the City of Lindsay and the Lindsay City Professional Firefighter's Association (LCPFA) bargaining unit.

**Submitted by:** Lacy Meneses, Director of Finance

**Public Comment:** There were no public comments.

**Council Action:** Acting Public Safety Director Ryan Heinks provided a corrected salary matrix to Council and made it available to the public in the Council Chamber, correcting a miscalculation in the salaries listed. Following the revision and discussion, it was motioned by Councilmember Flores, seconded by Mayor Pro Tem Serna, and unanimously carried to approve the item with the revisions to the salary matrix.

**15.5 2022/2023 Audit Report from Moss, Levy & Hartzheim, LLP.**

**Action & Recommendation:** Accept the Fiscal Year 2022/2023 Audit Report from Moss, Levy & Hartzheim, LLP.

**Submitted by:** Wilson Lam, CPA, DFE, CGFM, Partner at Moss, Levy, & Hartzheim, LLP

**Public Comment:** There were no public comments.

**Council Action:** It was Council consensus to table this item to the end of the meeting, following the presentation given by Wilson Lam, CPA, DFE, CGFM, Partner at Moss, Levy, & Hartzheim, LLP. Following discussion at the end of the meeting, it was motioned by Mayor Pro Tem Serna, seconded by Councilmember Sanchez, and unanimously carried to accept the 2022/2023 Audit Report from Moss, Levy & Hartzheim, LLP.

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## 16. PUBLIC HEARINGS

### 16.1 Lindsay Travel Center Conditional Use Permit No. 23-03.

**Action & Recommendation:** Consider the Approval of Resolution No. 24-21, a Resolution of the City Council of the City of Lindsay Adopting a Mitigated Negative Declaration (MND) for the Lindsay Travel Center and approving Conditional Use Permit No. 23-03 and Site Plan Review 23-01, 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) in the Highway Commercial (CH) Zone; and approving the project and accompanying MND based on the below project description and findings, and subject to the conditions of approval.

**Submitted by:** Kira Stowell, Senior Planner at QK Inc.

**Public Hearing Open:** The Public Hearing opened at 8:06 p.m.

**Public Comment:** Public comment was provided by Esteban Solis related to the zoning of the location and public comment was provided by Tony Vasquez in support of the item and also suggested a widening of the adjacent road due to the traffic.

**Public Hearing Closed:** The Public Hearing closed at 8:08 p.m.

**Council Action:** It was motioned by Mayor Pro Tem Serna, seconded by Councilmember Flores, and unanimously carried to approve Resolution 24-21 adopting a Mitigated Negative Declaration for the Lindsay Travel Center and approving Conditional Use Permit 23-03 and Site Plan Review 23-01; and approving the project and accompanying MND.

### 16.2 Public Hearing & Resolution 24-22 for the Continued Maintenance of Landscaping and Lighting Maintenance Districts.

**Action & Recommendation:** Conduct public hearing & consider the approval of Resolution 24-22 ordering the continued maintenance of Landscaping and Lighting Maintenance Districts and confirming the Engineer's Report and Assessment for the 2024-2025 fiscal year.

**Submitted by:** Neyba Amezcua, Principal Project Manager at QK Inc.

**Public Hearing Open:** The Public Hearing opened at 8:11 p.m.

**Public Comment:** There was no public comment.

**Public Hearing Closed:** The Public Hearing closed at 8:12 p.m.

**Council Action:** It was motioned by Councilmember Flores, seconded by Councilmember Sanchez, and unanimously carried to approve the item as adopt Resolution 24-22 ordering the continued maintenance of Landscaping and Lighting Maintenance Districts and confirming the Engineer's Report and Assessment for the 2024-2025 fiscal year.

### 16.3 Adopt FY 2024-2025 Budget and Capital Outlay Improvement Plan (CIP).

**Action & Recommendation:** Consider the approval and adoption of City of Lindsay Fiscal Year 2024/2025 Budget and Capital Outlay and Improvement Plan (CIP).

**Submitted by:** Lacy Meneses, Director of Finance

**Public Hearing Open:** The Public Hearing opened at 8:17 p.m.

**Public Comment:** There was no public comment.

**Public Hearing Closed:** The Public Hearing closed at 8:17 p.m.

**Council Action:** It was motioned by Councilmember Sanchez, seconded by Mayor Pro Tem Serna, and carried 3 to 1 (Councilmember Cerros abstained) to approve the adoption of the City of Lindsay Fiscal Year 2024/2025 Budget and Capital Outlay Improvement Plan (CIP).

**16.4 Levy and Collection of Refuse and Delinquency Fees on County of Tulare Property Tax Rolls by Resolution.**

**Action & Recommendation:** Consider the approval of the following items:

- A.** Public Hearing to Consider the Approval of Resolution 24-23, A Resolution of the City Council of the City of Lindsay, County of Tulare, State of California, Ordering the Levy and Collection of Annual Solid Waste Refuse Charges for the Fiscal Year 2024-2025
- B.** Public Hearing to Consider the Approval of Resolution 24-24, A Resolution of the City Council of the City of Lindsay, County of Tulare, State of California, Placing the Delinquent Sewer, Refuse, and Water Fees and Charges for the Period Ending June 30, 2024, on the Property Tax Roll for the Fiscal Year 2024-2025

**Submitted by:** Lacy Meneses, Director of Finance

**Public Hearing Open:** The Public Hearing opened at 8:19 p.m.

**Public Comment:** There was no public comment.

**Public Hearing Closed:** The Public Hearing is set to close at the next Regular City Council Meeting scheduled for July 9, 2024.

**Council Action:** There was no action taken on this item. Item will be brought back to the July 9, 2024, Regular City Council Meeting.

**17. REQUEST FOR FUTURE ITEMS**

Mayor Pro Tem Serna requested for staff to bring a future item with a report on the cannabis tax revenue, and for revenue to be used on youth recreation and other youth related items. Council provided a consensus to approve the future agenda item.

**18. ADJOURNMENT**

The regular meeting was adjourned at 8:31 p.m.

Approved by Council: July 9, 2024.

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Ramiro Serna, Mayor Pro Tem

ATTEST:

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Maegan Peton, City Clerk

*The next Regular Meeting of the Lindsay City Council is scheduled to be held on **July 9, 2024.***