

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF
WESTMORLAND FOR January 6, 2010

The City Council of the City of Westmorland met in a regular meeting in City Hall on Wednesday, January 6, 2010 at 6:00 PM. Mayor Henry Graham called the meeting to order at 6:01 PM.

Present at time of roll call: Council members Stanley Brummett, Freddie Beltran, Jr., Thomas Landrum and Mayor Henry Graham. Also present were Joe Diaz, Larry Ritchie, Fred Beltran, Chief of Police, Wayne Walker, Anne Graham, City Treasurer, Mitch Driskill, City Attorney and City Clerk Sally Traylor. Absent: Joel Hamby, Councilman Gus Sanchez and Fire Chief Sergio Cruz

Oral Communication - Public: 1). Larry Ritchie was present to give an update on the Baughman Road project. The contracts have been reviewed and approved by County Counsel and they will now go before The Board of Supervisors for their final approval next Tuesday. Within ten days of that approval a final sit down of the plan check will be done with the project due to start two weeks after that.

Approval to accept the resignation letter of Councilman Gustavo Sanchez and appointment of a replacement for remainder of term to be served – Council: Mayor Graham wished Councilman Sanchez would have been present at the meeting because he truly enjoyed working with Gus and will miss him. M – Stanley Brummett to accept the resignation of Councilman Gustavo Sanchez S – Freddie Beltran, Jr. M/C M – Henry Graham to appoint Larry Ritchie as his replacement for the remainder of Gus' term (June 8, 2010) S – Thomas Landrum M/C Councilman Brummett stated that Trinidad Marta was also interested in running for council but council appreciated that Larry has stayed active and continued to work for the city behind the scenes with no pay. The Oath of Affirmation of Allegiance for public officials was administered to Larry Ritchie by the City Clerk. Mayor Graham encouraged Mr. Marta to start attending the meetings so he is aware of what is going on and is discussed at the meetings.

Approval to accept highest bid on used tractor – Joe Diaz: The City received three bids with the bid from Andy Cruz being the highest at \$550.00. M – Stanley Brummett to accept the highest bid from Andy Cruz in the amount of \$550.00 S – Freddie Beltran, Jr. M/C M – Thomas Landrum that a stipulation be made that he will have two weeks to pay and then it goes to the next bidder, etc S – Freddie Beltran, Jr. M/C. The second highest bid was Junior Price at \$400.00 and Trinidad Marta at \$200.00.

Approval to accept lowest bid on cleaning of Water Ponds – Joe Diaz: The city received two bids with the lowest coming in at \$122,944.00 from Primo Construction & Services, Inc and \$131,250.00 from Price Construction, Inc. Because the bids came in way over the amount council wants to pay and exceeds what is in the water account to pay, this item will need to be tabled. Junior Price was present and questioned how Primo bid on the mud? He also stated that the biggest problem is getting the sludge from the Water Plant to the Sewer Plant. He stated without knowing how much mud is in the ponds both companies are bidding blind. Joe would like to designate a spot that the mud can be fenced off to let dry before transporting it to the sewer plant. M – Thomas Landrum to continue the discussion and possible use of the received bids S – Larry Ritchie M/C A committee of Joe Diaz, Lucas Agatep, Larry Ritchie and Stanley Brummett will meet on Friday to discuss draining the ponds to see what's in the first pond before even addressing the other two ponds. Tabled

Authorization approval to purchase police equipment using COPS funds – Chief Beltran: The Chief submitted an equipment list in the amount of \$15,880.55 but council will remove items nine and ten because they deal with maintenance costs which are not covered under the guidelines for the COPS money. M – Thomas Landrum to purchase police equipment in the amount of \$8,953.83 using COPS funds S – Stanley Brummett M/C Mayor Graham would like the chief to make a phone call to other agencies to see what their understanding is of the CA State Bill that deals with distribution and spending

of the funds to see if it covers maintenance. Mayor to also have the chief retire any out-going guns with a licensed dealer.

Adoption of Resolution 10-01 approving a local match of \$41,169.00; authorizing the Mayor to execute Program Supplement Agreement No –G55 for the Safe Routes to School Westmorland Union Elementary School project funds in the amount of \$370,520.00 and authorizing Hui Lai, Traffic Safety Engineers to implement the project funds for a total of \$411,689 – Wayne Walker: M – Larry Ritchie to adopt Resolution 10-01 as read by title only with the matching funds coming out of the Special Gas Tax fund account and authorizing the Mayor to execute the Program Supplemental Agreement and to have Hui Lai, Traffic Safety Engineers implement the project funds S – Stanley Brummett M/C The project will consist of completing missing gaps of improved sidewalk, curb/gutter and handicapped ramps along established school routes, etc. An items list will be presented to council at a later date stated Wayne.

Discussion/Approval to bid on the Sale of Tax-defaulted property where the city holds second position – Clerk: Discussion continued around the city's interest, the promissory note and paying the back taxes on behalf of the owner and the city. This item will be tabled to allow the City Attorney to review the documents in the file to see if this is something the city wants to get involved in. Tabled

Approval of Minutes for December 16, 2009 and City Warrants: M – Thomas Landrum to approve the minutes of December 16, 2009 as presented and to pay the city warrants S – Stanley Brummett M/C

Closed Session: Council adjourned into closed session at 7:05 PM. Council re-adjourned back into regular session at 7:15 PM with no action taken.

Adjournment: With no further business, council adjourned this meeting at 7:16 PM.

/s/Sally Traylor
Sally Traylor, City Clerk

/s/ Henry Graham
Henry Graham, Mayor