

SPECIAL MEETING MINUTES

The City Council/Successor Agency of the City of Firebaugh
Vol. No. 16/01-13

Location of Meeting: Andrew Firebaugh Community Center
1655 13th Street, Firebaugh, CA 93622
Date/Time: January 13, 2016 / 3:30 p.m.

CALL TO ORDER Meeting called to order by Mayor Valdez at 3:30 p.m.

ROLL CALL PRESENT: Mayor Freddy Valdez
Mayor Pro Tem Brady Jenkins
Council Member Felipe Perez
Council Member Craig Knight
Council Member Marcia Sablan

ABSENT:

OTHERS: City Attorney Roy Santos; Interim City Manager/Public Works Director, Ben Gallegos; Deputy City Clerk, Rita Lozano; City Engineer; Police Chief, Sal Raygoza; Mario Gouveia; Fire Chief, John Borboa, and Rich Alaniz.

PLEDGE OF ALLEGIANCE: Council Member Knight led pledge of Allegiance.

PUBLIC COMMENT: None

Motion to enter closed session by Council Member Jenkins, Second by Council Member Sablan, motion passes by 5-0 vote at 3:32 p.m.

CLOSED SESSION

1. Government Code Section 54957

PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT: City Manager.

Motion to enter open session motion by Council Member Jenkins, Second by Council Member Sablan, passes by 5-0 vote at 6:43 p.m.

ANNOUNCEMENT AFTER CLOSED SESSION: No Action Taken.

PUBLIC COMMENT: Amir Yejia, father is the owner of the Senora Market, it has been a family business for twenty-years and requested Council's consideration to provide City Water to their store. They store is currently limited on the items of what they can sell because the only water source to their store is through a well. Interim City Manager Gallegos informed Council, that the store is out of the city limits and the city would have no way of controlling service or any need for shut-off and distribution. Other businesses in that area also have made the same request and has been denied. Should the city go out to provide service, it would be a similar issue as the ones we are currently facing with Las Deltas Water District. Therefore, staff's recommendation is if the city considers this request, the city should only install the line up to the city limits, which would include a water meter at that location and a service line out the city limits to the location.

CONSENT CALENDAR

2. APPROVAL OF MINUTES – The City Council meeting on December 21, 2015.

3. APPROVAL OF MINUTES – The City Council meeting on January 4, 2016.

4. WARRANT REGISTER – Period starting December 1, and ending on December 31, 2015.

December 2015	General Warrants	#32876 - #33002	\$ 349,412.73
	Payroll Warrants	#66340 - #66453	\$ 227,408.44
TOTAL			\$ 576,821.17

Motion to approve consent calendar by Council Member Sablan, seconded by Council Member Knight, motion passes by 5-0 vote.

PUBLIC HEARING

5. ORDINANCE NO. 16-01 - AN ORDINANCE OF THE CITY COUNCIL CITY OF FIREBAUGH AMENDING SECTION 25-2.3.5 TO THE FIREBAUGH MUNICIPAL CODE PROHIBITING ALL COMMERCIAL MEDICAL MARIJUANA USES IN THE CITY AND PROHIBITING CULTIVATION OF MEDICAL MARIJUANA USE BY QUALIFIED PATIENT OR PRIMARY CAREGIVER - DRAFT.

Public Hearing open at 6:49 p.m. – No Public Comments given -. Closed public hearing at 6:50 p.m.

Motion to approve table item; motion passes by 5-0 vote.

NEW BUSINESS

6. LAS DELTAS MUTUAL WATER COMPANY REQUESTING ACTION AND DISCUSSION REGARDING THE FINANCE CHARGES POLICY.

Motion to approve to collect all late fees by Council Member Knight, seconded by Council Member Sablan, motion passes by 5-0 vote.

7. RESOLUTION NO. 16-02 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING SUBMITTAL OF APPLICATION FOR PAYMENT PROGRAMS AND RELATED AUTHORIZATIONS.

Motion to approve Resolution No 16-02 by Council Member Sablan, seconded by Council Member Knight, motion passes by 5-0 vote.

Motion to enter Successor Agency Matters by Council Member Jenkins, Second by Council Member Sablan, passes by 5-0 vote.

SUCCESSOR AGENCY MATTERS

8. RESOLUTION NO. 16-03 - A RESOLUTION OF THE SUCCESSOR AGENCY TO THE FIREBAUGH REDEVELOPMENT AGENCY APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JULY 1, 2016 THROUGH JUNE 30, 2017 AND THE ADMINISTRATIVE BUDGET FOR JULY 1, 2016 THROUGH JUNE 30, 2017.

Motion to approve Resolution No 16-03 by Council Member Knight, seconded by Council Member Sablan, motion passes by 5-0 vote.

9. REDEVELOPMENT DISSOLUTION CONTRACT BETWEEN THE CITY OF FIREBAUGH AND RSG FOR CONSULTING SERVICES.

Motion to approve and enter into a contract between the City of Firebaugh and Rosenow Spevacek Group, Inc. (RSG) by Council Member Knight, seconded by Council Member Jenkins, motion passes by 5-0 vote.

10. RESOLUTION NO. 16-04 – A RESOLUTION OF THE SUCCESSOR AGENCY TO CITY OF FIREBAUGH REDEVELOPMENT AGENCY RECOMMENDING A PURCHASE OFFER TO THE OVERSIGHT BOARD FOR 1458 11TH STREET.

Motion to approve Resolution No 16-04 by Council Member Sablan, seconded by Council Member Jenkins, motion passes by 5-0 vote.

STAFF REPORTS

- **Public Works Director Gallegos** – Met with Toma-Tek to discuss Wastewater Treatment issues, meeting next week with Kathy regarding recycle programs and funding, working with Mario on upcoming RSTP projects – funded by Fresno Council of Governments (COG) grants, working cleaning river areas and will be attending my first COG meeting Friday.
- **Finance Director Martin** – Working with the Auditor, it is a three-year contract, one person.
- **Police Chief Raygoza** – Reported on a fatal accident of a 40-year-old male, hit by a car crossing the highway. Working with Senator Cannella on trying to get our request for funding, placed on this year’s State budget that will help us relocate to the Courthouse. We would like to work with the Governor, if we get an opportunity, but should we not succeed, we will apply again next year. Working on a DUI grant, the deadline to apply is January 24, 2016. Apply for a grant funding for a new hybrid car, the city’s share is \$40,000 per Vehicle. Trying to hire more Reserve Officers, since a few have left. All Police staff is scheduled for training throughout this year. This year is the lowest numbers on crime over in the past few years. The city will need to negotiate a new contract with the City of Mendota for dispatching services, which will expire this year. An increase is needed to cover our cost; the current contract is not covering our cost because of the volume of calls our dispatchers receive for Mendota services.
- **City Attorney Santos** - provided an update on all pending items, stated concerns and recommended changes for the following agreements, the City cannot lease publicly owned property for less than market value or provide free water to organizations, residents or business; it is a valuation of Prop218. Working with Police Chief on Cultivation ordinance, will provide two options for Council to review, one prohibiting any cultivation and second option to allow cultivation, all mentioned agreements and ordinance will be presented for approve at a future council meeting, after all changes have been made.

PENDING ITEMS

Agreement

- **Impact Fee Study**
- **Land Lease - Echeveste**
- **Community Garden**
- **Ground Lease - Giant Burger**

Ordinances

- **Cable Dissolution**
- **Cultivation Medical Marijuana**
- **Code Enforcement/Preservation Code**

Other

- **Mid-Year Budget Review**
- **Personnel Policies Handbook**
- **Restroom – Enclosed Area/Rodeo Grounds**
- **Decision re Old Pizza Factory Property**

Next Scheduled Council Meeting is on February 1, 2016 at 6:00 p.m.

ADJOURNMENT - Motion to adjourn by Council Member Jenkins, second by Council Member Knight; motion passes by 4-0 vote at 9:10 p.m.