MEETING MINUTES

The City Council/Successor Agency of the City of Firebaugh
Vol. No. 17/01-08

Location of Meeting: **Andrew Firebaugh Community Center**
1655 13th Street, Firebaugh, CA 93622

Date/Time: **January 8, 2017/6:00 p.m.**

CALL TO ORDER Meeting called to order by Mayor Perez at 6:00 p.m.

ROLL CALL ***PRESENT:***
Mayor Felipe Perez
Mayor Pro Tem Marcia Sablan 6:41 pm
Council Member Elsa Lopez
Council Member Freddy Valdez
Council Member Brady Jenkins

ABSENT:

OTHERS: City Attorney Meggin Boranian; City Manager/Acting Public Works Director, Ben Gallegos; Deputy City Clerk, Rita Lozano; Finance Director, Pio Martin; Police Chief, Sal Raygoza, Fire Chief, John Borboa & others.

PLEDGE OF ALLEGIANCE *Council Member Lopez led pledge of Allegiance.*

PUBLIC COMMENT None

PRESENTATION Sworn-in Reserve Officer Bernard Ortiz & Dispatcher Roxsen Lopez.

CONSENT CALENDAR

1. **APPROVAL OF MINUTES – The City Council regular meeting on December 18, 2017.**

Motion to accept minutes by Council Member Jenkins, second by Council Member Valdez; motion pass by unanimous 4-0 vote.

PUBLIC HEARING

2. **ORDINANCE NO. 18-01 - AN ORDINANCE OF THE CITY OF FIREBAUGH ADDING SECTION 1.7 TO CHAPTER 1 OF THE FIREBAUGH MUNICIPAL CODE RELATED TO AUTHORIZING THE CITY TO ALLOW THE USE OF CREDIT CARDS TO PAY CITY FEES – FIRST READING.**

Public Hearing Opened at 6:05 pm - No Comment - Public Hearing Closed at 6:07 pm.

Motion to waive the first reading of Ord. No. 18-01 by Council Member Valdez, second by Council Member Jenkins; motion pass by unanimous 4-0 vote.

NEW BUSINESS

3. **RESOLUTION NO. 18-01 - A RESOLUTION OF THE CITY OF FIREBAUGH ADOPTING AN ORDINANCE AUTHORIZING THE CITY TO ALLOW THE USE OF CREDIT CARDS TO PAY CITY FEES.**

Motion to approve Res. No. 18-01 by Council Member Valdez, second by Council Member Jenkins; motion pass by unanimous 4-0 vote.

4. **RESOLUTION NO. 18-02 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH APPOINTMENT OF CITY MEMBERS TO THE SPECIAL CITY SELECTION COMMITTEE OF THE SAN JOAQUIN VALLEY AIR POLLUTION CONTROL DISTRICT GOVERNING BOARD.**

Motion to approve Res. No. 18-02 by Council Member Valdez, second by Council Member Jenkins; motion pass by unanimous 4-0 vote.

STAFF REPORTS

- ***Police Chief, Sal Raygoza*** – It's been quite, an analysis will be provided a future meeting.

- ***Fire Chief, John Borboa*** – Fire season has not ended, working on year end reports to provide at a future meeting. One Fire truck is in the shop at Fresno, and the department may have to purchase a replacement but we're looking to purchase a used one to save money, will check for grants and USDA for funding to assist with buying it.

- ***Finance Director, Pio Martin*** – Hopefully, the Auditor will finish audit and provide the report as well as give a presentation on it. Then, the City will need to go out for an RFP for a new contract.

- ***Deputy City clerk, Rita Lozano*** – Reminder to complete your form 700, they are not due until April but you'll want to avoid any fines. Been searching through historical records to resolve lot line issues in the Del Rio, we have found many Grant Easements and Final Condemnation but still searching for a few. It doesn't look on the current map that there is many lots that have problems and possible they were not amended at the county since we've found grant easements and the lot is still incorrect. We will contact to the County to try to resolve.

- ***City Manager, Ben Gallegos*** – Senior Center Rehab remold has started, Dollar General is almost completed, they are starting to take applications for hiring. Working on the baseball field to complete the project, we've created an MOU with a deadline to complete the construction, a new contractor maybe needed to finish the project since we have had problems meeting with the current contractor, the organization has about $40,000 for the project. No flooding problems with recent storms to report. NF Davis and West hills College want to bring new businesses, so if funding is available, city representatives would like to attend another ICSC possibly in Monterey to assist them. Meet with two attorney firms to consider on hiring regarding the new marijuana laws. Meet with individuals that are interested in building housing and gave them a tour of the town.

- ***City Attorney Meggin Boranian*** – Can follow up on the reputations of the law firms Ben spoke with, if Council wishes. Received a letter in the mail, which was forward to me by Deputy Clerk, from PG&E required as legal process for increase of rates. Provide an update on new laws of 2018: Minimum wage increase. AB 168 Salary History Inquiries Prohibited, prohibits all public/private employers from relying upon salary history information for any applicant, when deciding whether to offer employment or salary to new hire employees. SB63 – CA New Parent Leave Act, for small employers (20-49 employees), provides 12 weeks job-protected unpaid leave under same terms as Family Medical Leave Act, to bond with child. AB1008 – New Ban-the-Box Law – Prohibits employers of 5+ employees, from inquiring about an applicant's criminal record or conducting a background check prior to extending an offer of employment. An employer can withdraw offer because of a criminal record, ONLY if a direct/adverse relationship between the conviction & job duties are related. AB46 – Expands Ca Equal Pay Act, excludes public employers from criminal punishment for violations. AB450 – Immigrant Protection Act, prohibits public/private employers from allowing federal immigration officials into a workplace to interview employees without warrants, and prohibits employers from sharing employees confidential information without a subpoena except for I-9 form/Notice of inspection is provided. Employer will be penalized with fines of $2000 - $10,000. SB396 – Mandatory sexual harassment training to include harassment based on gender identity, gender expression and sexual orientation – Expands Fair Employment & Housing Act's requirements, employers with 50+ employees must provide at least 2 hours of sexual harassment training to all supervisory employees within 6 months of the start of hire & every 2 years thereafter, new law requires training on gender identity, gender expression & sexual orientation to be included and employee are required to post transgender rights. AB119 Public employers to provide exclusive representatives access to new – employee orientations and provide contact information. Requires Public agencies to give an employee's exclusive representative access to discuss the rights/obligations. Amendment to CA Driver's License, renew by 2020 or your license will not be considered a form of identification.

- Council Member Sablan entered meeting @ 6:41 pm.

- ***Council Member Lopez*** – Stated concern about city's approved Ordinance on marijuana, with the possible consideration of rescinding the current order. Since we don't know what will happen, we should take our time to make sure we do things correctly before we process any permits for sales of marijuana.

- ***Council Member Sablan*** – heard from the opposing side that they do not have enough support to change laws.

- ***Council Member Valdez*** – Attended with Ben a 4 hour training at LAFCo.

PUBLIC COMMENT ON CLOSED SESSION ITEM ONLY

Motion to enter closed session at 6:49 p.m. by Council Member Valdez, second by Council Member Sablan; motion pass by unanimous 5-0 vote.

CLOSED SESSION

5. **REAL ESTATE NEGOTIATION – Pursuant to Government Code Section #54956.8.**

   Re: APN # 008-074-01

   Designative Rep. City Negotiator Ben Gallegos

6. **REAL ESTATE NEGOTIATION – Pursuant to Government Code Section #54956.8.**

   Re: APN # 008-074-02

   Designative Rep. City Negotiator Ben Gallegos

7. **REAL ESTATE NEGOTIATION – Pursuant to Government Code Section #54956.8.**

   Re: APN # 008-074-03

   Designative Rep. City Negotiator Ben Gallegos

ANNOUNCEMENT AFTER CLOSED SESSION: None

ADJOURNMENT ***Motion to adjourn; passes by unanimous 5-0 vote at 7:18 p.m.***