

# MEETING AGENDA

## The City Council/Successor Agency of the City of Firebaugh

Vol. No.17/03-20

**Location of Meeting:** Andrew Firebaugh Community Center  
1655 13<sup>th</sup> Street, Firebaugh, CA 93622  
**Date/Time:** March 20, 2017/6:00 p.m.

### CALL TO ORDER

**ROLL CALL**  
Mayor Brady Jenkins  
Mayor Pro Tem Felipe Perez  
Council Member Marcia Sablan  
Council Member Elsa Lopez  
Council Member Freddy Valdez

*In compliance with the Americans with Disabilities Act, if you need special assistance to access the Andrew Firebaugh Community Center to participate at this meeting, please contact the Deputy City Clerk at (559) 659-2043. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to the Andrew Firebaugh Community Center.*

*Any writing or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at City Hall, in the Deputy City Clerk's office, during normal business hours.*

### PLEDGE OF ALLEGIANCE

**PRESENTATION** Buxton Presentation

### PUBLIC COMMENT

### CONSENT CALENDAR

Items listed on the calendar are considered routine and are acted upon by one motion unless any Council member requests separate action. Typical items include minutes, claims, adoption of ordinances previously introduced and discussed, execution of agreements and other similar items.

1. **APPROVAL OF MINUTES – The City Council regular meeting on March 6, 2017.**
2. **WARRANT REGISTER – Period starting February 1, and ending on February 28, 2017.**

February 2017	General Warrants	#34671 - #34785	\$ 505,242.47
	Payroll Warrants	#67861 - #67964	\$ 165,894.21
<b>TOTAL</b>			<b>\$ 671,136.68</b>

### PUBLIC HEARING

3. **RESOLUTION NO. 17-09 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO ADOPT THE MITIGATED NEGATIVE DECLARATION FOR THE CITY'S WASTEWATER TREATMENT PLANT UPGRADE PROJECT.**

**Recommended Action:** Council receives public comment & approves Res. No. 17-09.

4. **RESOLUTION NO. 17-10 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING THE CITY MANAGER TO SIGN FINANCING AGREEMENT, AMENDMENT, AND CERTIFICATIONS FOR FUNDING UNDER THE CLEAN WATER STATE REVOLVING FUND (CWSRF) FINANCING; AND PLEDGING REVENUES AND FUND RESOLUTION FOR THE WASTEWATER TREATMENT PLANT IMPROVEMENTS PROJECT.**

**Recommended Action:** Council receives public comment & approves Res. No. 17-10.

5. **RESOLUTION NO. 17-11 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH STATING ITS INTENTION TO BE REIMBURSED FOR EXPENDITURES INCURRED AHEAD OF THE APPROVAL OF THE DISBURSEMENT OF CWSRF CONSTRUCTION FUNDS FROM THE STATE WATER RESOURCES CONTROL BOARD.**

**Recommended Action:** Council receives public comment & approves Res. No. 17-11.

6. **ORDINANCE NO. 17-02 - AN ORDINANCE OF THE CITY OF FIREBAUGH ADDING SECTION 2-2.10 TO CHAPTER 2 OF THE FIREBAUGH MUNICIPAL CODE PERTAINING TO RULES FOR CONDUCTING THE PROCEEDINGS OF THE CITY COUNCIL –FIRST READING.**

**Recommended Action:** Council receives public comment & waives the first reading of Ord. 17-02.

#### NEW BUSINESS

7. **RESOLUTION NO. 17-04 - A RESOLUTION OF THE CITY OF FIREBAUGH ADOPTING A POLICY AUTHORIZING THE CITY TO PAY FOR COUNCILMEMBERS' HEALTH INSURANCE BENEFITS OR MONTHLY SALARY AND RESCINDING RESOLUTION NO. 12-59.**

**Recommended Action:** Council receives public comment & approves Res. No. 17-04.

8. **THE CITY COUNCIL OF THE CITY OF FIREBAUGH APPROVING THE EMERGENCY EXPENDITURE TO REPAIR A SEWER LINE AT TWO LOCATIONS: CLINE STREET AND 7<sup>TH</sup> ST.**

**Recommended Action:** City Council receives comments and approves emergency budget.

9. **RESOLUTION NO. 17-12 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING THE CITY MANAGER TO SIGN FINANCING AGREEMENT, AMENDMENT, AND CERTIFICATIONS FOR FUNDING UNDER THE DRINKING WATER STATE REVOLVING FUND (DWSRF); AUTHORIZING CITY MANAGER TO APPROVE CLAIMS FOR REIMBURSEMENT; AUTHORIZING CITY MANAGER TO EXECUTE BUDGET AND EXPENDITURE SUMMARY; AUTHORIZING CITY MANAGER TO SIGN THE FINAL RELEASE FORM AND CITY MANAGER TO SIGN THE CERTIFICATION OF PROJECT COMPLETION; AND PLEDGING AND DEDICATING NET WATER REVENUES TOWARDS PAYMENT OF DWSRF FINANCING.**

**Recommended Action:** Council receives public comment & approves Res. No. 17-12.

10. **RESOLUTION NO. 17-13 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH STATING ITS INTENTION TO BE REIMBURSED FOR EXPENDITURES INCURRED AHEAD OF THE APPROVAL OF THE DISBURSEMENT OF DWSRF CONSTRUCTION FUNDS FROM THE STATE WATER RESOURCES CONTROL BOARD.**

**Recommended Action:** Council receives public comment & approves Res. No. 17-13.

11. **RESOLUTION NO. 17-14 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING THE CITY MANAGER TO SIGN AND FILE A FINANCIAL ASSISTANCE APPLICATION TO THE STATE DRINKING WATER STATE REVOLVING FUND (DWSRF) FOR THE CONSTRUCTION OF A 750,000 GALLON TANK AND 3.0 MILLION GALLONS PER DAY BOOSTER PUMP STATION**

**Recommended Action:** Council receives public comment & approves Res. No. 17-14.

**12. THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO DISCUSS AND CONSIDER APPROVAL OF AGREEMENT FOR TRANSFER OF ENTITLEMENTS FOR THE AIRPORT WITH THE U.S. DEPT. OF TRANSPORTATION – FEDERAL AVIATION ADMINISTRATION.**

**Recommended Action:** Council receive public comments, Informational Item only.

**13. THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO DISCUSS AND CONSIDER ENTERING INTO AN AGREEMENT WITH CLAUDIA SOLIS-ALCALA FOR FACEBOOK AND TWITTER SOCIAL MEDIA MANAGEMENT SERVICES.**

**Recommended Action:** Council receives public comment & takes action.

**14. RESOLUTION NO. 17-08 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING THE DESIGNATION OF THE AB 939 MOU COMMITTEE TO SERVE IN THE CAPACITY AND PERFORM THE FUNCTIONS OF THE LTF, IN ORDER TO FACILITATE THE DEVELOPMENT OF AB 939-RELATED PLANS AND PROGRAMS THAT ARE BEST ACCOMPLISHED AND COORDINATED ON A REGIONAL BASIS.**

**Recommended Action:** Council receives public comment & approves Res. No. 17-08.

**SUCCESSOR AGENCY**

**STAFF REPORTS**

**PUBLIC COMMENT ON CLOSED SESSION ITEM ONLY**

**CLOSED SESSION**

**15. Government Code Section 54957.6**

CONFERENCE WITH LABOR NEGOTIATORS: ALL REPRESENTED AND UNREPRESENTED EMPLOYEES

City Negotiator: Ben Gallegos

Employee Organizations: Police & Public Works bargaining units and all unrepresented positions

**16. Government Code Section 54957.**

PUBLIC EMPLOYEE EVALUATION: City Attorney.

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

Re: APN # 008-074-10

Designative Rep. City Negotiator: Ben Gallegos

**ANNOUNCEMENT AFTER CLOSED SESSION**

**ADJOURNMENT**

**Certification of posting the Agenda**

I declare under penalty of perjury that I am employed by the City of Firebaugh and that I posted this agenda on the bulletin boards at City Hall, March 16, 2017 at 5:00 p.m. by Rita Lozano Deputy City Clerk.

## MEETING MINUTES

### The City Council/Successor Agency of the City of Firebaugh Vol. No. 17/03-06

**Location of Meeting:** Andrew Firebaugh Community Center  
1655 13<sup>th</sup> Street, Firebaugh, CA 93622  
**Date/Time:** March 6, 2017/6:00 p.m.

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

#### ROLL CALL

**PRESENT:** Mayor Brady Jenkins  
Mayor Pro Tem Felipe Perez 6:02 pm  
Council Member Elsa Lopez  
Council Member Freddy Valdez  
Council Member Marcia Sablan

#### **ABSENT:**

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

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

#### PRESENTATION

Police Chief Sal Raygoza – power point presentation update on the Marijuana Act, explained the difference between Adult Use vs. Medical Marijuana and Residential vs. Commercial regulations. Police Chief advised the council and staff that Ordinances to regulate the new Prop 64 laws must be approved by January 2018 or comply with State regulations. The State cannot issue license to operate commercial business if the City prohibits it by ordinance. Operator must have a State license issued for one year. Recommended suggestions is not to allow commercial operation within City limits, no outdoor cultivation, set ordinances, permits process & fees, and do inspections on individuals with issued permits. Baltierra agrees with Council Member Lopez and Sablan that it is difficult to place all regulations at this time for several reasons, including the law was approved by State (election) vs Federal laws and the impact/influence on this matter. Coelho agrees City will need set some guidelines.

#### PUBLIC COMMENT

Guadalupe Tenorio and Maria Rios-Ortiz representatives of the Promotores, stated concerns about the Outdoor Market and rental fees. The organization questioned the \$75 fee per day for park use, they believe it was only \$25 for the use of lights, and stated there is a cost for everything to operate the event. Acting City Manager Gallegos advise, staff research this matter, in 2013 he fee was set at \$75 according to City records and the fee has not increase or changed since and added there is always a cost for operation of this event even when the city ran it. The City paid overtime for staff, paid members of the Promotores to assist in the clean-up after the event, along with electricity use among other costs. The \$75 fee is the same rental fee for other city facilities. Council Member Sablan requested it to be placed on the agenda for future discussion and Council Member Valdez and Sablan asked for list of options. Maria Rios-Ortiz of the Promotores inquired about the \$25 fee for rental and \$25 fee for application process regarding the community garden. Council Members recommended the matter be placed on the agenda, too. Finance Director Martin, reported the city is violating the water use law, as mentioned by the Financial Consultant during the refinancing process of the bonds and advised the two \$25 fees is to cover cost of the water use at the community garden. John Anderson representative for Senator Canella stated, every city is trying to figure out what to do about Prop 64, and reported Senator Canella passed a bill to dispose of surplus equipment, hopeful the City of Firebaugh receives the courthouse through this process.

**CONSENT CALENDAR**

1. APPROVAL OF MINUTES – The City Council regular meeting on February 6, 2017.
2. WARRANT REGISTER – Period starting January 1, and ending on January 31, 2017.

January 2017	General Warrants	#34553 - #34670	\$ 835,367.58
	Payroll Warrants	#67755 - #67861	\$ 172,727.90
<b>TOTAL</b>			<b>\$ 1,008,095.48</b>

*Motion to pull check # 34572 and approve consent calendar by Council Member Sablan, second by Council Member Perez; motion pass by 5-0 vote.*

*Motion to approve check # 34572 by Council Member Sablan, second by Council Member Perez; motion pass by 4-0 vote, Lopez - Abstain.*

**NEW BUSINESS**

3. THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO DISCUSS AND CONSIDER APPROVE A LETTER OF SUPPORT ON H.R. 23, THE GAINING RESPONSIBILITY ON WATER ACT BY CONGRESSMAN DAVID VALADAO.

*Motion to approve letter of support by Council Member Lopez, second by Council Member Sablan; motion pass by 5-0 vote.*

4. THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO DISCUSS AND CONSIDER ENTERING INTO AN AGREEMENT WITH CLAUDIA SOLIS-ALCALA FOR FACEBOOK AND TWITTER SOCIAL MEDIA MANAGEMENT SERVICES AT A \$20 PER HOUR RATE.

*Motion to continue item by Council Member Valdez, second by Council Member Sablan; motion pass by 5-0 vote.*

5. RESOLUTION NO. 17-05 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH CONSENTING TO THE INCLUSION OF PROPERTIES WITHIN THE TERRITORY OF THE CITY IN THE CSCDA OPEN PACE PROGRAMS; AUTHORIZING THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY TO ACCEPT APPLICATIONS FROM PROPERTY OWNERS, CONDUCT CONTRACTUAL ASSESSMENT PROCEEDINGS AND LEVY CONTRACTUAL ASSESSMENTS WITHIN THE TERRITORY OF THE CITY OF FIREBAUGH; AND AUTHORIZING RELATED ACTIONS.

*Motion to Resolution No 17-05 by Council Member Lopez, second by Council Member Sablan; motion pass by 5-0 vote.*

6. RESOLUTION NO. 17-06 - 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 Resolution No 17-06 and appoint Mayor Jenkins with Mayor Pro Tem Perez as representatives by Council Member Sablan, second by Council Member Valdez; motion pass by 5-0 vote.*

7. RESOLUTION NO. 17-07 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH, CALIFORNIA, DECLARING CERTAIN CITY PROPERTY AS SURPLUS EQUIPMENT

*Motion to approve Resolution No 17-07 by Council Member Sablan, second by Council Member Lopez; motion pass by 5-0 vote.*

**8. THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO DISCUSS HEALTH INSURANCE FOR COUNCIL MEMBERS.**

*Informational item only.*

**9. THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO DISCUSS STIPEND/SALARY FOR COUNCIL MEMBERS.**

*Motion to approve policy of offering Council Members health benefits or salary of \$150 per meeting, not to exceed \$300 per month but not both by Council Member Valdez, second by Council Member Sablan; motion pass by 5-0 vote.*

**SUCCESSOR AGENCY:** None

**STAFF REPORTS**

- **Fire Chief, John Borboa** – Three days after the Rebecchi fire insurance started their investigation, three different insurance companies are working on the building not the contents, then clean-up of the lot can begin, Rebecchi will remain owners of the lot.
- **Police Chief, Sal Raygoza** – Have two code enforcement officers they are focusing on the Del Rio area & companies without business licenses. They will do a presentation possibly in May & provide before and after pictures. One of the code enforcement officers is working at the Khov sub-division, may homes have violated building laws by installing porches without permits of meeting set-back requirements. City was awarded a grant of \$22,000 a year for outreach or homeless issues, city will provide outreach services.
- **Finance Director, Pio Martin** – One check was stolen, so PD is doing an investigation, and considered offering direct deposit to vendors, but just for account receivables. Working on budget and with Ben on union negotiations.
- **Public Works Director, Ben Gallegos** – A developer is interested in the north-side of town, they plan to meet with the school board to request for deferred payment. Had a meeting with ICSC, there is interest regarding the corner lot at the highway and 12<sup>th</sup> Street. Ben and Freddy are going to Monterey for ICSC event. Brady will attend a different meeting conference. Working on union negotiations. Every Friday at 1:00 a conference call is held regarding flood issues/concerns, City is not allowed to help private owners unless water enters private property because then it will be considered an emergency.
- **City Attorney, Meggin Boranian** – Sexual Harassment and Bullying in the workplace scheduled April 3, two sessions at 10:00am and 3:00 pm, please RSVP to Rita. Training is two hours and required every two years. Legal update on (AB25) personal phone use, everything on your personal phone becomes public record, Beware!

**PUBLIC COMMENT ON CLOSED SESSION ITEM ONLY**

*Motion to enter closed session at 8:00 pm, by Council Member Valdez, second by Council Member Sablan, motion pass by 5-0 vote.*

**CLOSED SESSION**

**10. Government Code Section 54957.6 CONFERENCE WITH LABOR NEGOTIATORS: ALL REPRESENTED AND UNREPRESENTED EMPLOYEES** City Negotiator: Ben Gallegos

Employee Organizations: Fire, Police & Public Works bargaining units and all unrepresented positions

*Motion to enter open session at 9:36 pm, by unanimous vote 5-0 vote.*

**ANNOUNCEMENT AFTER CLOSED SESSION:** No Action Taken

**ADJOURNMENT -** *Motion to adjourn by Councilmember Valdez, second by Councilmember Sablan; motion passes by 5-0 vote at 9:37 p.m.*



# **REPORT TO CITY COUNCIL** **— MEMORANDUM —**

**AGENDA ITEM NO: \_\_\_\_\_**

**COUNCIL MEETING DATE: March 20, 2017**

**SUBJECT: Warrant Register Dated: February 1, 2017 – February 28, 2017**

## **RECOMMENDATION:**

In accordance with Section 37202 of the Government Code of the State of California there is presented here with a summary of the demands against the City of Firebaugh covering obligations to be paid during the period of:

**FEBRUARY 01, 2017 – FEBRUARY 28, 2017**

Each demand has been audited and I hereby certify to their accuracy and that there are sufficient funds for their payment as of this date.

**IT IS HEREBY RECOMMENDED THE CITY COUNCIL  
APPROVE THE REGISTER OF DEMANDS AS FOLLOWS:**

GENERAL WARRANTS .....	# 34671 – #34785	<u>\$ 505,242.47</u>
PAYROLL WARRANTS.....	# 67897 – #67964	<u>\$ 165,894.21</u>

**TOTAL WARRANTS..... \$ 671,136.68**

**CITY OF FIREBAUGH ACCOUNTS PAYABLE**  
**WARRANTS FEBRUARY 1, 2017 - FEBRUARY 28, 2017**

<u>Check Number</u>	<u>Check Date</u>	<u>Name</u>	<u>Net Amount</u>	<u>Description</u>
34671	2/1/2017	CITY OF FIREBAUGH	\$ 84,339.51	UNITED SEC BANK-PAYROLL
34672	2/1/2017	CITY OF FIREBAUGH	\$ 36,704.11	UNITED SEC BANK-P/R -
34673	2/2/2017	AT&T MOBILITY	\$ 430.16	#287249191200 POLICE DEPT
34674	2/2/2017	BOGIE'S PUMP SYSTEMS	\$ 1,100.00	REPAIR SPLIT CASE PUMP
34675	2/2/2017	JOHN BORBOA	\$ 1,666.66	FIRE OTHER SERVICES FEB 2017
34676	2/2/2017	CVR & ASSOCIATES, INC.	\$ 5,065.00	BLDG & INSPEC INSPECTION
34677	2/2/2017	EMERGENCY VEHICLE INSTALL	\$ 9,755.28	PD-NEW SUV FOR K9 EQUIPMENT
34678	2/2/2017	FRESNO-MADERA AREA AGENCY	\$ 47.07	12/16 SITE SUPPLIES & NON
34679	2/2/2017	GRAND FLOW	\$ 103.76	BLANK LASER CHECK-GREEN
			\$ 105.22	BLANK LASER CHECK-BLUE
Check Total:			\$ 208.98	
34680	2/2/2017	KTS SERVICES OF NORTHERN	\$ 1,157.76	SHORTEL ENTERPRISE SUPPOR
34681	2/2/2017	MEGGIN BORANIAN	\$ 6,500.00	MONTHLY RETAINER FEB 2017
34682	2/2/2017	MID-VALLEY DISPOSAL	\$ 63.98	1800 HELM CANAL RD
			\$ 27,462.88	SERVICES PERFORMED JAN 2017
Check Total:			\$ 27,526.86	
34683	2/2/2017	MIGUEL'S PLUMBING SERVICE	\$ 112.50	1/12/17 COMMUNITY CENTER
34684	2/2/2017	MOORE TWINING ASSOCIATES,	\$ 2,113.00	PROFESSIONAL SERVICES
34685	2/2/2017	NICHOLS CONSULTING	\$ 800.00	STATE MANDATED COST CLAIM
34686	2/2/2017	QUILL CORPORATION	\$ 84.19	CITY HALL-OFFICE SUPPLIES
34687	2/2/2017	RENO'S MEGA MART	\$ 21.00	PD- GASOLINE
			\$ 30.00	PD-GASOLINE
			\$ 31.56	PW-GASOLINE
Check Total:			\$ 82.56	
34688	2/2/2017	SPARKLETTS	\$ 37.42	PUBLIC WORKS/SHOP
			\$ 77.90	SENIOR CTR/CITY HALL
Check Total:			\$ 115.32	



**CITY OF FIREBAUGH ACCOUNTS PAYABLE**  
**WARRANTS FEBRUARY 1, 2017 - FEBRUARY 28, 2017**

<u>Check Number</u>	<u>Check Date</u>	<u>Name</u>	<u>Net Amount</u>	<u>Description</u>
34689	2/2/2017	STAPLES BUSINESS ADVANTAG	\$ 112.46	PD-OFFICE SUPPLIES
34690	2/2/2017	TELSTAR	\$ 1,011.00	FIREBAUGH/TS PNL FUSES
34691	2/2/2017	TELEPACIFIC COMMUNICATION	\$ 1,542.23	ALL DEPTS-TELEPHONE/INTERNET
34692	2/2/2017	UNITY IT	\$ 425.00	PD-REPAIR COMPUTER
34693	2/2/2017	U.S. POSTMASTER	\$ 778.78	UTILITY BILLING JANUARY 2017
34694	2/2/2017	VALLEY NETWORK SOLUTIONS	\$ 992.50	MONITORING MARCH 2017
34695	2/2/2017	ANTHONY & DONNA BONAPARTE	\$ 16.22	MQ CUSTOMER REFUND
34696	2/2/2017	RAUL IBARRA	\$ 53.55	MQ CUSTOMER REFUND
34697	2/2/2017	ELISEO MORENO	\$ 32.07	MQ CUSTOMER REFUND
34698	2/2/2017	FRANCISCO VILLAFUERTE	\$ 53.15	MQ CUSTOMER REFUND
34699	2/2/2017	SOCORRO ZAVALA	\$ 14.24	MQ CUSTOMER REFUND
34700	2/10/2017	ADAMS ASHBY GROUP, LLC	\$ 2,830.00	GENERAL ADMIN-15-CDBG-105
			\$ 640.00	LABOR COMPLIANCE 15-CDBG-
		Check Total:	\$ 3,470.00	
34701	2/10/2017	AGRI-VALLEY IRRIGATION	\$ 71.62	STORM DRAIN REPAIR-HOSE
			\$ 7.95	DEBOER LEAK-TEFLON TAPE
		Check Total:	\$ 79.57	
34702	2/10/2017	ALERT-O-LITE, INC.	\$ 355.13	ASHPALT PATCH
			\$ 637.35	ASPHALT PATCH
		Check Total:	\$ 992.48	
34703	2/10/2017	FLEX ACCOUNT ADMINISTRATI	\$ 98.00	ANNUAL ONE TIME PREMIUM
34704	2/10/2017	AQUA-AEROBIC SYSTEMS, INC	\$ 4,459.00	PW-PARTS FOR METER
34705	2/10/2017	AT&T	\$ 109.65	#9391012022 CITY HALL
			\$ 592.77	#9391012024 ALL DEPTS
			\$ 55.07	#9391012021 COMM CTR
			\$ 499.81	#9391012020 ALL DEPTS TEL
		Check Total:	\$ 1,257.30	

**CITY OF FIREBAUGH ACCOUNTS PAYABLE**  
**WARRANTS FEBRUARY 1, 2017 - FEBRUARY 28, 2017**

<u>Check Number</u>	<u>Check Date</u>	<u>Name</u>	<u>Net Amount</u>	<u>Description</u>
34706	2/10/2017	AUTOZONE COMMERCIAL (1379	\$ 18.94	PW#37-DISC HARDWARE KIT
			\$ 15.47	PW#28-FULL PEAK LONG
			\$ 3.48	PW#35-BLK HOOK N LOOP
			\$ 31.09	PD#4-DAYCO B RIBBED BELT
			\$ 225.43	PD#9-V RIBBED BELT
			\$ 8.50	SHOP TOOL-DURALAST SOCKET
			\$ 15.97	PD#9-XTRAVISION BULB
			\$ 3.48	PW#3-BLACK HOOK N LOOP
			\$ 185.71	PW#5-NERF STEPS
			\$ 129.56	PW#36-DURALAST GOLD
Check Total:			\$ 637.63	
34707	2/10/2017	BSK & ASSOCIATES, INC.	\$ 284.00	PROFESSIONAL SERVICES
34708	2/10/2017	CALIF WATER ENVIRONMENT A	\$ 260.00	CERTIFICATION/MEMBERSHIP
34709	2/10/2017	COLLINS & SCHOETTLER	\$ 1,934.66	PLANNING CONSULTING JAN2017
34710	2/10/2017	CORELOGIC SOLUTIONS, LLC.	\$ 150.00	REALQUEST JANUARY 2017
34711	2/10/2017	DEPARTMENT OF JUSTICE	\$ 177.00	FINGERPRINT JANUARY 2017
			\$ 350.00	BLOOD ALCOHOL ANALYSIS JAN17
Check Total:			\$ 527.00	
34712	2/10/2017	DONALD R. REYNOLDS, CPA	\$ 12,950.00	FINAL BILLING ANNUAL
34713	2/10/2017	EMPLOYMENT DEVELOPMENT DE	\$ 5,872.00	EMPLOYMENT TAX ENDING DEC
34714	2/10/2017	FIREBAUGH HARDWARE COMPAN	\$ 5.40	CHAMBER BLDG-MASK TAPE
			\$ 7.56	TRUCK #35-NAIL SET
			\$ 7.56	DUNKLE BATHROOMS-ECONOBULB
			\$ 7.56	CHAMBER BLDG-DRY WALL
Check Total:			\$ 28.08	
34715	2/10/2017	FRESNO COUNTY TREASURER	\$ 163.08	ACCESS FEES CONTRACT JAN2017
34716	2/10/2017	FRESNO COUNTY AUDITOR'S O	\$ 147.00	POLICE PARKING VIOLATION
34717	2/10/2017	FRESNO OXYGEN	\$ 48.36	SHOP-SUPPLIES
34718	2/10/2017	G&K SERVICES, INC.	\$ 15.59	CITY HALL
			\$ 98.24	CITY SHOP
			\$ 18.39	COMMUNITY CTR
			\$ 11.79	WASTE WATER FACILITY

**CITY OF FIREBAUGH ACCOUNTS PAYABLE**  
**WARRANTS FEBRUARY 1, 2017 - FEBRUARY 28, 2017**

<u>Check Number</u>	<u>Check Date</u>	<u>Name</u>	<u>Net Amount</u>	<u>Description</u>
34718	2/10/2017	G&K SERVICES, INC.	\$ 23.26	SENIOR CTR
			\$ 15.59	CITY HALL
			\$ 98.24	CITY SHOP
			\$ 18.39	COMMUNITY CTR
			\$ 11.79	WASTEWATER FACILITY
			\$ 23.26	SENIOR CTR
			\$ 92.15	CITY SHOP
			\$ 18.39	COMMUNITY CTR
			\$ 11.79	WASTEWATER FACILITY
			\$ 28.86	SENIOR CTR
			\$ 15.59	CITY HALL
			\$ 92.15	CITY SHOP
			\$ 18.39	COMMUNITY CTR
			\$ 11.79	WASTEWATER FACILITY
			\$ 23.26	SENIOR CTR
			\$ 15.59	CITY HALL
			\$ 92.15	CITY SHOP
			\$ 18.39	COMMUNITY CTR
			\$ 11.79	WASTEWATER FACILITY
			\$ 23.26	SENIOR CTR
			\$ (27.94)	CITY SHOP
Check Total:			\$ 780.15	
34719	2/10/2017	JOSE FRED GOMEZ	\$ 1,155.00	FD-DECEMBER 2016 REPAIRS
34720	2/10/2017	GRAINGER, INC.	\$ 330.45	STREET LIGHTS-HALIDE LAMP
34721	2/10/2017	GUTHRIE PETROLEUM, INC.	\$ 802.88	BULK UNLEADED GASOLINE
			\$ 873.60	BULK UNLEADED GASOLINE
			\$ 741.11	BULK UNLEADED GASOLINE
			\$ 954.39	BULK UNLEADED GASOLINE
			\$ 903.22	BULK UNLEADED GASOLINE
Check Total:			\$ 4,275.20	
34722	2/10/2017	GUTIERREZ/ASSOCIATES ARCH	\$ 42,900.00	ARCHITECTURAL SERVICES,
34723	2/10/2017	HINDERLITER, deLLAMAS	\$ 1,267.00	AUDIT SERVICES-SALES TAX
34724	2/10/2017	HOME DEPOT CREDIT SERVICE	\$ 539.54	CHAMBER BLDG/PARKS/PW
34725	2/10/2017	JUDICIAL DATA SYS. CORP.	\$ 100.00	POLICE PARKING VIOLATION
34726	2/10/2017	KER WEST, INC. DBA	\$ 72.00	PUBLIC NOTICE-AMENDMENT

**CITY OF FIREBAUGH ACCOUNTS PAYABLE**  
**WARRANTS FEBRUARY 1, 2017 - FEBRUARY 28, 2017**

<u>Check Number</u>	<u>Check Date</u>	<u>Name</u>	<u>Net Amount</u>	<u>Description</u>
34727	2/10/2017	KROEKER INC.	\$ 18,750.00	DEMOLITION BUILDING 1458
34728	2/10/2017	RODDY A. LAKE	\$ 300.65	POLICE HEALTH INS
34729	2/10/2017	LEAGUE OF CALIF. CITIES	\$ 98.83	SOUTH SAN JOAQUIN VALLEY
34730	2/10/2017	ELSA LOPEZ	\$ 1,081.61	POLICE HEALTH INS
34731	2/10/2017	MANUELS TIRE SERVICE, INC	\$ 32.53	PW#10-HIGH PRESSURE/VALVE
			\$ 167.81	JD 310G-RADIAL PATCH
Check Total:			\$ 200.34	
34732	2/10/2017	NAPA AUTO PARTS - FIREBAU	\$ 117.97	PW#14-BRAKE MASTER CYLINDER
			\$ 10.39	PW#14-ANTIFREEZE
			\$ 7.45	FD-RUBBER METAL CLAMP
			\$ 4.31	FD-WIND DE-ICER
			\$ 89.83	FD-FLUSH MOUNT/FUSE BLOCK
			\$ 11.06	PW#29-BUTT CONNECTOR
			\$ 52.79	PW#28-SWEEPER AIR FILTER
			\$ 112.62	PW#37-BRAKE ROTOR
			\$ 17.60	PW#6-SPRAYER/NAPA RUGLYDE
			\$ 17.95	PW#35-TUBING/PRIMARY WIRE
			\$ 51.31	SPARK PLUG
			\$ 14.10	PW#40-OIL FILTER
			\$ 21.26	PW#40-RELAY
			\$ 21.58	SHOP TOOLS-SCREWDRIVER
			\$ 211.52	PW#3-HITCH
			\$ 7.99	PW#39-RTU EXT/LIFE GAL
			\$ 55.72	PW#32-OIL PRESSURE GAUGE
			\$ 19.41	ACCUFIT CONVENTIONAL
			\$ (435.91)	PW-STEPS/KIT
Check Total:			\$ 408.95	
34733	2/10/2017	PACIFIC GAS & ELECTRIC	\$ 91.13	FIRE DEPT #3228327255-0
34734	2/10/2017	CALIF PUBLIC EMPLOYEES RE	\$ 6,460.98	ANNUAL UNFUNDED ACCRUED
			\$ 10,932.15	ANNUAL UNFUNDED ACCRUED
			\$ 0.37	ANNUAL UNFUNDED ACCRUED
Check Total:			\$ 17,393.50	
34735	2/10/2017	PEREZ SMOG & LUBE	\$ 50.00	CHEVY SILVERADI VEH#30-SM
34736	2/10/2017	QUINN COMPANY, INC.	\$ 887.20	STREET SWEEPER TROUBLESHOOT

**CITY OF FIREBAUGH ACCOUNTS PAYABLE**  
**WARRANTS FEBRUARY 1, 2017 - FEBRUARY 28, 2017**

<u>Check Number</u>	<u>Check Date</u>	<u>Name</u>	<u>Net Amount</u>	<u>Description</u>
34737	2/10/2017	QUILL CORPORATION	\$ 23.99	CITY HALL OFFICE SUPPLIES
			\$ 5.71	CITY HALL KEY HOOKS
			\$ 222.28	ALL DEPTS-PURELL/WEBSTER
		Check Total:	\$ 251.98	
34738	2/10/2017	RON'S AUTO REPAIR	\$ 399.97	PD-K9 #6 REPLACE DOOR ACT
34739	2/10/2017	RSG, INC.	\$ 3,590.00	RSG1269-FY2016-17 SUCCESOR
34740	2/10/2017	SAN JOAQUIN VALLEY	\$ 264.00	DUES/FEES 17/18 ANNUAL
34741	2/10/2017	SJE RHOMBUS	\$ 27,250.00	PW-JOCKEY PUMP VFD
34742	2/10/2017	SPARKLETTTS	\$ 78.02	POLICE DEPARTMENT
34743	2/10/2017	THARP'S FARM SUPPLY	\$ 12.94	WWTP-COVER ALL
			\$ 45.42	DUNKLE PARK-WONDER BAR
			\$ 5.41	DOG KENNEL-COUPLER
			\$ 25.96	PD-CARBIDE /CAPSCREW
			\$ 24.49	PD-CURTIS KEYS
			\$ 15.56	CAMERA POLE SITE #2
			\$ 10.70	DUNKLE LIGHTS-MASTER LOCK
			\$ 143.89	FD-CAP SCREW
			\$ 3.25	PD-CURTIS KEYS
			\$ 11.93	PD#5-BULB
			\$ 225.64	PW#3-STINGER
			\$ 8.82	CAP SEWER LINE-CEMENT/CAP
			\$ 11.68	DIESEL TANK-FUEL FILTER
			\$ 21.81	NEW PUMP-ELBOW
			\$ 11.93	CHAMBER BLDG-LITE TUBE
			\$ 16.13	CHAMBER BLDG-BLUE TAPE
			\$ 5.84	DUNKLE BATHROOMS-BLACK
			\$ 28.33	MALDONADO PARK-TOWELS
			\$ 1.62	DIESEL PUMP-CURTIS KEYS
			\$ 57.52	PW#10-FLAT ROLLED
			\$ 3.25	PAL BLDG-CURTIS KEYS
			\$ 1.62	DOG KENNEL-CURTIS KEYS
			\$ 132.88	FD-CONNECTORS/WIRE
			\$ 5.58	PW-CAP HUB
			\$ 9.08	CAP SEWER LINE OLD CITY HALL
			\$ 12.94	WWTP-COVER-ALL
			\$ 12.53	SENIOR CENTER-PLUNGER
			\$ 2.14	PW#32-BUSHING
			\$ 14.17	CAMERA POLE SITE #2

**CITY OF FIREBAUGH ACCOUNTS PAYABLE**  
**WARRANTS FEBRUARY 1, 2017 - FEBRUARY 28, 2017**

<u>Check Number</u>	<u>Check Date</u>	<u>Name</u>	<u>Net Amount</u>	<u>Description</u>
34743	2/10/2017	THARP'S FARM SUPPLY	\$ 1.62	CURTIS KEY
			\$ 16.32	MALDONADO PARK-HOSE CLAMP
			\$ 22.45	PW#3-POLE CONNECTOR/FRAME
			\$ 52.81	DUNKLE PARK BASKETBALL
			\$ 17.73	TRUCK#35-BATTERY
			\$ 10.82	DUNKLE BATHROOMS-STEEL
			\$ 24.45	KHOV LIFT STATION GEN REC
			\$ 7.51	DUNKLE PARK-PAINT BRUSH
			\$ 17.52	SHOP WELDER-PLUG PIN TYPE
			\$ 62.53	FOR WORKERS SPRAYING-RUBBER
			\$ 683.59	PW-COOL BOX
		Check Total:	\$ 1,800.41	
34744	2/10/2017	THOMASON TRACTOR COMPANY	\$ 0.96	WEED EATER-GASKET
34745	2/10/2017	TIFCO INDUSTRIES	\$ 318.40	PW-SUPPLIES
34746	2/10/2017	TONER PLUS	\$ 403.68	PD-TONER
34747	2/10/2017	TORO PETROLEUM CORP.	\$ 897.10	MOBIL SUPER 10W30
34748	2/10/2017	U.S. BANK EQUIPMENT FINAN	\$ 435.59	RNT/LEASE EQUIP
34749	2/10/2017	VERIZON WIRELESS	\$ 802.94	JANUARY 2017 ALL DEPTS
34750	2/14/2017	CITY OF FIREBAUGH	\$ 81,554.70	UNITED SEC BANK-PAYROLL
34751	2/24/2017	AG & INDUSTRIAL SUPPLY	\$ 11.12	WEED EATER STRING
			\$ 47.63	PW-NIPPLE/COUPLER
		Check Total:	\$ 58.75	
34752	2/24/2017	ALERT-O-LITE, INC.	\$ 637.35	ASPHALT PATCH
34753	2/24/2017	BSK & ASSOCIATES, INC.	\$ 45.00	LAB ANALYSIS
			\$ 127.50	LAB ANALYSIS
			\$ 162.50	LAB ANALYSIS
			\$ 37.50	LAB ANALYSIS
			\$ 337.50	LAB ANALYSIS
			\$ 55.00	LAB ANALYSIS
			\$ 87.50	LAB ANALYSIS
			\$ 180.00	LAB ANALYSIS
			\$ 1,822.50	LAB ANALYSIS
			\$ 37.50	LAB ANALYSIS
			\$ 175.00	LAB ANALYSIS

**CITY OF FIREBAUGH ACCOUNTS PAYABLE**  
**WARRANTS FEBRUARY 1, 2017 - FEBRUARY 28, 2017**

<u>Check Number</u>	<u>Check Date</u>	<u>Name</u>	<u>Net Amount</u>	<u>Description</u>
34753	2/24/2017	BSK & ASSOCIATES, INC.	\$ 55.00	LAB ANALYSIS
			\$ 45.00	LAB ANALYSIS
			\$ 68.76	LAB ANALYSIS
			\$ 218.78	LAB ANALYSIS
			\$ 56.28	LAB ANALYSIS
			\$ 56.28	LAB ANALYSIS
			\$ 46.89	LAB ANALYSIS
			\$ 106.26	LAB ANALYSIS
			\$ 159.39	LAB ANALYSIS
Check Total:			\$ 3,880.14	
34754	2/24/2017	ANTHONY C. CHAVARRIA	\$ 20.50	REIMBURSE FOR IPHONE CASE
			\$ 7.99	REIMBURSE SCREEN PROTECTOR
Check Total:			\$ 28.49	
34755	2/24/2017	CHEVRON & TEXCO CARD SERV	\$ 1.15	POLICE DEPT-TAX FEES
			\$ 32.35	POLICE DEPT-F. MORENO
			\$ 38.67	POLICE DEPT-UNLEADED
			\$ 43.96	POLIC DEPT-UNLEADED
Check Total:			\$ 116.13	
34756	2/24/2017	CORBIN WILLITS SYSTEMS	\$ 10,080.00	BAD CHECK RETURNED PAYMENT
			\$ 1,020.18	ADMINISTRATION C/W SERVICE
Check Total:			\$ 11,100.18	
34757	2/24/2017	CUMMINS PACIFIC	\$ 681.33	STREET REPAIR
34758	2/24/2017	DISH	\$ 50.30	SENIOR CENTER CABLE
34759	2/24/2017	ECONOMI DEVELOPMENT	\$ 6,000.00	MEMBERSHIP FEES
34760	2/24/2017	E POLY STAR, INC.	\$ 872.98	CAN LINER BLACK
34761	2/24/2017	EPPLER TOWING & TRANSPORT	\$ 200.00	VACUUM TRUCK
			\$ 225.00	F250-STUCK AT CANAL BANK
Check Total:			\$ 425.00	
34762	2/24/2017	ESAFETY SUPPLIES, INC.	\$ 199.27	NITRILE POWDER FREE GLOVE
34763	2/24/2017	FIREBAUGH SUPER MARKET	\$ 32.45	ANIMAL CONTROL-DOG FOOD
			\$ 4.32	COMMUNITY CTR-DURACELL
			\$ 7.08	SENIOR CENTER-MAYONNAISE
			\$ 32.92	COMMUNITY CTR-FRENCH VANILLA

**CITY OF FIREBAUGH ACCOUNTS PAYABLE**  
**WARRANTS FEBRUARY 1, 2017 - FEBRUARY 28, 2017**

<u>Check Number</u>	<u>Check Date</u>	<u>Name</u>	<u>Net Amount</u>	<u>Description</u>
34763	2/24/2017	FIREBAUGH SUPER MARKET	\$ 9.70	COMMUNITY CTR-BLEACH/AJAX
			\$ 3.23	PW-BLEACH
			\$ 32.45	DOG KENNELS-DOG FOOD
			\$ 11.95	SENIOR CENTER-DISH GEL
			\$ 32.38	PD-BLEACH/FABULOSO
			\$ 22.29	ETHICS TRAINING
			\$ 7.88	PARKS-PINALEN/BLEACH
			\$ 7.41	PW-SPONGE
			\$ 16.38	SENIOR CENTER-SUGAR/SWEET
			\$ 18.57	COMMUNITY CTR-BLEACH
			\$ 32.45	ANIMAL CONTROL-DOG FOOD
			\$ 3.56	ANIMAL CONTROL-DOG FOOD
			\$ 16.22	ANIMAL CONTROL-DOG FOOD
			\$ 6.39	REBECCHI FIRE DRINKS FIRE
			\$ 0.99	PD-HOTDOGS CATCH LOOSE
			\$ 12.88	COMMUNITY CTR-HOT DOGS
			\$ 3.23	PD-SNACKBAGS PARKING
			\$ 32.45	DOG KENNELS-DOG FOOD
			\$ 3.96	DOG FOOD-HOT DOGS
Check Total:			\$ 351.14	
34764	2/24/2017	FIRST BANKCARD	\$ 171.87	FD-AMAZON T-H MARINE LED
			\$ 114.16	FD-AMAZON UTILITY STRIP
			\$ 99.60	FD-AMAZON SLIME LINE UTILITY
			\$ 16.67	PD-SETTLEMENTONE SCREENING
			\$ 383.07	PD-RAMIRO TRAINING
			\$ 110.42	PD-PETCO CODE ENFORCEMENT
			\$ 59.50	PW-FLOWERS-SYMPATHY JOHN
			\$ 76.64	PW-OFFICE DEPOT-DATE STAMP
			\$ 283.08	PW-BEAL'S VACUUM
Check Total:			\$ 1,315.01	
34765	2/24/2017	FRESNO-MADERA AREA AGENCY	\$ 113.19	1/17 NON USDA QUALIFIED
34766	2/24/2017	FRESNO OXYGEN	\$ 36.07	SHOP-SUPPLIES
34767	2/24/2017	GOODALL TRUCKING, INC.	\$ 340.00	SAND BAGS
34768	2/24/2017	GOUVEIA ENGINEERING, INC.	\$ 1,312.50	725.01 PUBLIC WORKS GENERATOR
			\$ 6,442.50	740.05-4 TASK 4 PS&E LAS DELTAS
			\$ 1,010.63	740.09 III CDBG WATER
			\$ 3,633.00	745.02 HWY 33 BEAUTIFICATION
			\$ 4,808.75	745.10C CML-5224(015) POSO CANAL
			\$ 3,187.50	745.19C CML-5224(019)PEDESTRIAN



**CITY OF FIREBAUGH ACCOUNTS PAYABLE**  
**WARRANTS FEBRUARY 1, 2017 - FEBRUARY 28, 2017**

<u>Check Number</u>	<u>Check Date</u>	<u>Name</u>	<u>Net Amount</u>	<u>Description</u>
34768	2/24/2017	GOUVEIA ENGINEERING, INC.	\$ 7,278.75	745.21C RIVER LANE/CARDEL
			\$ 245.44	785.16 DOLLAR GENERAL
			\$ 1,139.25	785.18 LANDUCCI 8 UNIT CO
			\$ 12,300.00	730.07 SRF WWTP IMPROVEMENT
			\$ 2,180.00	740.09 II CDBG WATER MAIN
Check Total:			\$ 43,538.32	
34769	2/24/2017	GRAINGER, INC.	\$ 147.23	STREET LIGHT REPAIR
			\$ 177.78	STREET LIGHT REPAIR
			\$ 71.70	CERAMIC METAL HALIDE LAMP
Check Total:			\$ 396.71	
34770	2/24/2017	KER WEST, INC. DBA	\$ 252.00	LEGAL NOTICES-IMPROVEMENT
34771	2/24/2017	MID-VALLEY DISPOSAL	\$ 665.50	WATER TREATMENT PLANT
34772	2/24/2017	NORTHSTAR CHEMICAL	\$ 2,329.24	SODIUM HYPOCHLORITE BULK
			\$ 2,051.12	SODIUM HYPOCHLORITE BULK
Check Total:			\$ 4,380.36	
34773	2/24/2017	OFFICE DEPOT	\$ 15.11	HDMI-CITY HALL
34774	2/24/2017	PACIFIC GAS & ELECTRIC	\$ 36,096.41	ALL DEPTS #7355932148-1
34775	2/24/2017	PEREZ SMOG & LUBE	\$ 50.00	PW#36-SMOG TEST
			\$ 50.00	PW#39-SMOG CHECK
Check Total:			\$ 100.00	
34776	2/24/2017	QUILL CORPORATION	\$ 31.30	OFFICE SUPPLIES
			\$ 41.56	OFFICE SUPPLIES
Check Total:			\$ 72.86	
34777	2/24/2017	RELIABLE BUSINESS TECHNOL	\$ 900.00	FINGER PUNCH READER AGREEMENT
34778	2/24/2017	RON'S AUTO REPAIR	\$ 489.30	POLICE DEPT-2009 CROWN VIC
34779	2/24/2017	SALEM ENGINEERING GROUP,	\$ 3,685.00	SENIOR CENTER-GEOTECHNICIAN
34780	2/24/2017	SHAPE, INC.	\$ 4,470.71	KIT REPAIR BASIC/PARTS
			\$ 756.00	LABOR HAZMAT AND PREP
Check Total:			\$ 5,226.71	
34781	2/24/2017	SPARKLETTTS	\$ 24.09	PUBLIC WORKS/SHOP

**CITY OF FIREBAUGH ACCOUNTS PAYABLE**  
**WARRANTS FEBRUARY 1, 2017 - FEBRUARY 28, 2017**

<u>Check Number</u>	<u>Check Date</u>	<u>Name</u>	<u>Net Amount</u>	<u>Description</u>
34782	2/24/2017	SUN'S INTERNATIONAL CORP	\$ 75.58	PAPER ROLLS/TOILET SEAT CO
34783	2/24/2017	TELSTAR	\$ 1,107.00	1666 11TH ST-REPAIR
			\$ 224.79	WATER PLANT-APC BATTERY
			\$ 114.33	WATER PLANT-BATTERY KIT
		Check Total:	\$ 1,446.12	
34784	2/27/2017	CITY OF FIREBAUGH	\$ 35,987.58	UNITED SEC BANK-P/R A/C
34785	2/28/2017	CITY OF FIREBAUGH	\$ 86,652.08	UNITED SEC BANK-P/R A/C



## STAFF REPORT

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TO: Honorable Mayor and Council Members [Click Here File Attached](#)  
DATE: March 20, 2017  
SUBJECT: Adopt Mitigated Negative Declaration for the City's Wastewater Treatment Plant Upgrade Project

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### **RECOMMENDATION:**

Staff recommends that the Firebaugh City Council conduct a public hearing for this item and, through Resolution No. 17-09, take the following action:

1. ADOPT the Mitigated Negative Declaration for the City's Wastewater Treatment Plant (WWTP) Upgrade Project.

### **BACKGROUND**

The Firebaugh WWTP is currently unable to comply with the Waste Discharge Requirements (WDR) Order No. 98-230, which limits the effluent Biochemical Oxygen Demand (BOD) and Total Suspended Solids (TSS) to a daily maximum of 80 mg/l and a monthly average of 40 mg/l.

The City has been trying to improve the existing treatment process to produce a consistent effluent quality, but results have been unsuccessful. The inconsistent water quality does not allow for effluent water to be reused for irrigation of feed, fiber, and seed crops, as no farmer is willing to work the land without a guaranteed consistent water quality year-round. At the same time the City is consuming excessive energy to treat their wastewater.

### **PROPOSED ACTIONS**

City of Firebaugh intends to construct an extended aeration activated sludge system that will allow the WWTP to produce effluent with a quality that meets existing limits and, if desired, will be suitable for tertiary treatment and recycle. This highly treated recycled water may be used to irrigate non-food crops in the surrounding reclamation areas. Upgrades to the WWTP include modifications/improvements to various ponds, clarifiers, drying beds, mixer units, pumps, pipelines, and related improvements. Construction is anticipated to start in December 2017 and to finish by December 2020, depending on funding.

## **ENVIRONMENTAL REVIEW**

The Project is subject to the requirements of the California Environmental Quality Act (CEQA) and other regulatory environmental requirements. The City's Project Engineer (AM Consulting Engineers) retained the services of Crawford & Bowen Planning, Inc. to prepare the required CEQA documentation and associated studies.

The MND analyzed all environmental topics from the CEQA Guidelines Appendix G checklist and included specialized studies for biological and cultural resources.

The Project CEQA document will require a public hearing (tonight) and review/approval of a Mitigated Negative Declaration (MND). The MND was noticed in the Firebaugh – Mendota Journal and circulated to the State Clearinghouse, landowners within 300 feet of the Project site, and other interested local agencies. The required 30-day review period was from February 15, 2017 to March 17, 2017.

The Project is expected to be funded by Clean Water State Revolving Fund (CWSRF) funds administered through the California State Water Resources Control Board (Water Board). One requirement of CWSRF funding is that the City will be required to comply with the Water Board's environmental requirements including CEQA-Plus. CEQA-Plus involves additional environmental analysis of certain topics to include federal thresholds, rules and regulations (for topics such as air, biology, cultural, etc.). In addition to this Mitigated Negative Declaration, the City is preparing a separate Environmental Package for submittal to the Water Board which includes the CEQA-Plus analysis.

Once the public hearing occurs and the MND is adopted, the City's consultants will submit an Environmental Package to the State Water Board which contains all of the documents needed to satisfy the Board's environmental requirements.

## **FINANCIAL IMPACT**

The current expected project cost is approximately \$6,032,500. SWRCB staff have not indicated whether how much of the project will be grant funded. However, the current intended use plan for the CWSRF indicates that the City may be eligible for up to \$6 million in grant. If there is a loan component, the City will reimburse the SWRCB using net revenues from the sewer fund.

A \$50 filing fee to the Fresno County Clerk and a CA Dept. of Fish & Wildlife CEQA fee for \$2,216.25 (also made out to the Fresno County Clerk) will be required. These fees may be reimbursed using CWSRF planning grant funds.

## **ATTACHMENTS**

1. Resolution No. 17-09 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO ADOPT THE MITIGATED NEGATIVE DECLARATION FOR THE CITY'S WWTP UPGRADE PROJECT
2. Firebaugh WWTP Upgrade Project CEQA Document and Attachments

**Notice of Determination****Appendix D****To:**

☒ Office of Planning and Research  
 U.S. Mail: \_\_\_\_\_ Street Address: \_\_\_\_\_  
 P.O. Box 3044 1400 Tenth St., Rm 113  
 Sacramento, CA 95812-3044 Sacramento, CA 95814

☒ County Clerk

County of: Fresno  
 Address: 2220 Tulare St.  
 Fresno, CA 93721

**From:**

Public Agency: City of Firebaugh  
 Address: 1133 P Street  
 Firebaugh, CA 93622  
 Contact: Rita Lozano, Deputy City Clerk  
 Phone: 559-659-2043

Lead Agency (if different from above): \_\_\_\_\_

Address: \_\_\_\_\_

Contact: \_\_\_\_\_

Phone: \_\_\_\_\_

**SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.**

State Clearinghouse Number (if submitted to State Clearinghouse): 2017021058

Project Title: City of Firebaugh WWTP Upgrade Project

Project Applicant: City of Firebaugh

Project Location (include county): Firebaugh, CA; Fresno County

**Project Description:**

The City of Firebaugh intends to construct an extended aeration activated sludge system that will allow the WWTP to produce effluent with a quality that meets existing limits and, if desired, will be suitable for tertiary treatment and recycle. This highly treated recycled water may be used to irrigate non-food crops in the surrounding reclamation areas. Upgrades to the WWTP include modifications/improvements to various ponds, clarifiers, drying beds, mixer units, pumps, pipelines, and related improvements. Construction is anticipated to start in December 2017 and to finish by December 2020, depending on funding.

This is to advise that the City of Firebaugh \_\_\_\_\_ has approved the above  
 (☒ Lead Agency or ☐ Responsible Agency)

described project on March 20, 2017 \_\_\_\_\_ and has made the following determinations regarding the above  
 (date)  
 described project.

1. The project [☐ will ☒ will not] have a significant effect on the environment.
2. ☐ An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.  
☒ A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [☒ were ☐ were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [☒ was ☐ was not] adopted for this project.
5. A statement of Overriding Considerations [☐ was ☒ was not] adopted for this project.
6. Findings [☒ were ☐ were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

City of Firebaugh, 1133 P Street, Firebaugh, CA 93622

Signature (Public Agency): \_\_\_\_\_ Title: \_\_\_\_\_

Date: March 20, 2017 \_\_\_\_\_ Date Received for filing at OPR: \_\_\_\_\_

## **RESOLUTION NO. 17-09**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO ADOPT THE MITIGATED NEGATIVE DECLARATION FOR THE CITY'S WASTEWATER TREATMENT PLANT UPGRADE PROJECT**

**WHEREAS**, the City Council of the City of Firebaugh (the "City Council" and "City", respectively) has received and reviewed the proposed Mitigated Negative Declaration, including the draft Initial Study/Mitigated Negative Declaration with appendices, and supporting information sources (collectively, the "draft MND"), together with the staff report and any comments received and responded to during the public review and hearing process (collectively, the "Environmental Record") for the proposed construction and operation of the City's wastewater treatment plant upgrade project (the "Project"), as described in the draft MND; and

**WHEREAS**, the City is the lead agency for purposes of environmental review of the Project under the California Environmental Quality Act ("CEQA"), pursuant to Public Resources Code § 21000 et seq., and the State "Guidelines for Implementation of the California Environmental Quality Act"; and

**WHEREAS**, the Project could, without mitigation, have resulted in a potential impact to certain areas of environmental concern, including Biological Resources and Cultural Resources; and

**WHEREAS**, the City has prepared mitigation measures to address and mitigate all potential environmental impacts to a "less than significant" level, which is a part of the Environmental Record reviewed and considered by the City; and

**WHEREAS**, the City has incorporated the mitigation measures described in the initial study for the Project ("Initial Study") as conditions of approval by the City; and

**WHEREAS**, with the exception of the potential impacts stated above, there are no other potentially significant environmental impacts resulting from the Project; and

**WHEREAS**, the City submitted a Notice of Intent to Adopt a Mitigated Negative Declaration to the State Clearinghouse and the Fresno County Clerk and distributed it to those agencies which have jurisdiction by law with respect to the Project; placed the Notice of Intent to Adopt a Mitigated Negative Declaration concerning the Project in the *Firebaugh – Mendota Journal* for publication; and mailed the Notice of Intent to Adopt a Mitigated Negative Declaration to other interested parties; and

**WHEREAS**, the draft Initial Study/Mitigated Negative Declaration with appendices and supporting information sources were duly noticed for public review and comment from February 15, 2017 to March 17, 2017, as provided by law; and

**WHEREAS**, the City received written comments in response to the draft MND; and

**WHEREAS**, the City responded to all substantive comments regarding the draft MND, all of which are part of the Environmental Record before the City Council for the Project; and

**WHEREAS**, a hearing concerning the City's intent to adopt a final MND and MMRP was duly noticed and held on March 20, 2017, at which time any interested parties were afforded an opportunity to be heard in addition to the public review and comment period referenced above as part of the Environmental Record; and

**WHEREAS**, the City has considered, prior to adoption of the final MND, the Environmental Record in support of the final MND.

**THEREFORE, BE IT RESOLVED** that the City Council finds, determines and resolves as follows:

SECTION 1. The City Council adopts the foregoing recitals as true and correct.

SECTION 2. The City Council finds that the Initial Study and Mitigated Negative Declaration reflect the independent judgment of the City as the lead agency for the Project.

SECTION 3. The City Council finds that it has independently reviewed and considered the Environmental Record, including the Initial Study and proposed Mitigated Negative Declaration, as a final Mitigated Negative Declaration, prior to adopting the final Mitigated Negative Declaration.

SECTION 4. On the basis of the Environmental Record as the whole record before the City Council, including the Initial Study and any comments received, the City Council finds, in its independent judgment and analysis, that there is no substantial evidence the Project will have a significant effect on the environment.

SECTION 5. The City Council confirms that the mitigation measures described in the Initial Study, have been incorporated into the Project and adopts a Mitigated Negative Declaration, as the final Mitigated Negative Declaration, which documents are a part of the Environmental Record before the City Council for the Project.

SECTION 6. The City Council approves and adopts the findings set forth herein, and the Mitigated Negative Declaration, based on the Environmental Record.

SECTION 7. City staff is authorized and directed to cause a Notice of Determination concerning the adoption of the Mitigated Negative Declaration for the Project to be filed in the office of the Fresno County Clerk and with the Office of Planning and Research in accordance with CEQA and State CEQA Guidelines.

This foregoing resolution is hereby approved and adopted at a regular meeting the City Council of the City of Firebaugh held on the 20<sup>th</sup> day of March, 2017, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED:

ATTEST:

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Brady Jenkins, Mayor

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Rita Lozano, Deputy City Clerk



## STAFF REPORT

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TO: Honorable Mayor and Council Members  
DATE: March 20, 2017  
SUBJECT: Adopt two updated Resolutions required by the State Water Resources Control Board as part of the CWSRF application.

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### **RECOMMENDATION:**

City Council to adopt two resolutions required by the State Water Resources Control Board (SWRCB) as part of the Clean Water State Revolving Fund (CWSRF) Application and to rescind previously adopted Resolution Nos. 16-40 and 16-41.

### **BACKGROUND:**

The City is applying to the SWRCB CWSRF to fund the construction of Improvements at the WWTP. The SWRCB requires that the applicant's Governing Board adopt two resolutions. The resolutions are as follows:

- ❖ A resolution pledging and dedicating net sewer revenues to pay CWSRF financing.
- ❖ A Resolution stating the Council's intention to be reimbursed for expenditures incurred ahead of the approval of the disbursement of CWSRF construction funds.

The City adopted similar versions of these resolutions on December 5, 2016. SWRCB Staff reviewed these resolutions and requested that new resolutions be adopted to more accurately reflect the amount of loan that the City would be incurring.

### **DISCUSSION:**

The adoption of these two resolutions is a requirement to complete the CWSRF Construction application. The SWRCB has reviewed the preliminary application information submitted and determined that the project is eligible for grant funding. However the maximum grant amount is limited to \$6 million.

Once approved, the SWRCB will begin drafting a financing agreement which may take up to a year to complete. SWRCB staff have not indicated whether how much of the project will be grant funded. However, the current intended use plan for the CWSRF indicates that the City may be eligible for up to \$6 million in grant. If there is a loan component, the City will reimburse the SWRCB using net revenues from the sewer fund.

**FISCAL IMPACT:** The adoption of these Resolutions has no Fiscal Impact.

### **ATTACHMENTS:**

1. Resolution No. 17-10 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING THE CITY MANAGER TO SIGN FINANCING AGREEMENT, AMENDMENT, AND CERTIFICATIONS FOR FUNDING UNDER THE CLEAN WATER STATE REVOLVING FUND (CWSRF) FINANCING; AND PLEDGING REVENUES AND FUND RESOLUTION FOR THE WASTEWATER TREATMENT PLANT IMPROVEMENTS PROJECT.
2. Resolution No. 17-11 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH STATING ITS INTENTION TO BE REIMBURSED FOR EXPENDITURES INCURRED AHEAD OF THE APPROVAL OF THE DISBURSEMENT OF CWSRF CONSTRUCTION FUNDS FROM THE STATE WATER RESOURCES CONTROL BOARD.



## **RESOLUTION NO. 17-10**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING THE CITY MANAGER TO SIGN FINANCING AGREEMENT, AMENDMENT, AND CERTIFICATIONS FOR FUNDING UNDER THE CLEAN WATER STATE REVOLVING FUND (CWSRF) FINANCING; AND PLEDGING REVENUES AND FUND RESOLUTION FOR THE WASTEWATER TREATMENT PLANT IMPROVEMENTS PROJECT**

**WHEREAS**, the City of Firebaugh Wastewater Treatment Plant is unable to consistently meet the limits set in Waste Discharge Requirements Order No. 98-230; and

**WHEREAS**, the City of Firebaugh seeks to improve its WWTP to comply with WDRs and use treated effluent for a beneficial reuse; and

**WHEREAS**, the City of Firebaugh seeks financing from the State Water Resources Control Board for the Wastewater Treatment Plant Improvements Project (“Project”); and

**WHEREAS**, the previously adopted Resolution No. 16-40 is rescinded.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Firebaugh hereby resolves as follows:

1. The City of Firebaugh hereby dedicates and pledges net sewer revenues of the sewer enterprise fund and the sewer enterprise fund to payment of any and all Clean Water State Revolving Fund and/or Water Recycling Funding Program financing for the Project. The City of Firebaugh commits to collecting such revenues and maintaining such fund(s) throughout the term of such financing and until the City of Firebaugh has satisfied its repayment obligation thereunder unless modification or change is approved in writing by the State Water Resources Control Board. So long as the financing agreement(s) are outstanding, the City of Firebaugh’s pledge hereunder shall constitute a lien in favor of the State Water Resources Control Board on the foregoing fund(s) and revenue(s) without any further action necessary. So long as the financing agreement(s) are outstanding, the City of Firebaugh commits to maintaining the fund(s) and revenue(s) at levels sufficient to meet its obligations under the financing agreement(s).

This foregoing resolution is hereby approved and adopted at a regular meeting the City Council of the City of Firebaugh held on the 20<sup>th</sup> day of March, 2017, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED:

ATTEST:

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Brady Jenkins, Mayor

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Rita Lozano, Deputy City Clerk

## **RESOLUTION NO. 17-11**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH STATING ITS INTENTION TO BE REIMBURSED FOR EXPENDITURES INCURRED AHEAD OF THE APPROVAL OF THE DISBURSEMENT OF CWSRF CONSTRUCTION FUNDS FROM THE STATE WATER RESOURCES CONTROL BOARD.**

**WHEREAS**, the City of Firebaugh (the "Agency") desires to finance the costs of constructing and/or reconstructing certain public facilities and improvements relating to its water and wastewater system including certain treatment facilities, pipelines and other infrastructure (the "Project"); and

**WHEREAS**, the Agency intends to finance the construction and/or reconstruction of the Project or portions of the Project with moneys ("Project Funds") provided by the State of California, acting by and through the State Water Resources Control Board (State Water Board); and

**WHEREAS**, the State Water Board may fund the Project Funds with proceeds from the sale of obligations the interest upon which is excluded from gross income for federal income tax purposes (the "Obligations"), and

**WHEREAS**, prior to either the issuance of the Obligations or the approval by the State Water Board of the Project Funds the Agency desires to incur certain capital expenditures (the "Expenditures") with respect to the Project from available moneys of the Agency; and

**WHEREAS**, the Agency has determined that those moneys to be advanced on and after the date hereof to pay the Expenditures are available only for a temporary period and it is necessary to reimburse the Agency for the Expenditures from the proceeds of the Obligations; and

**WHEREAS**, the previously adopted Resolution No. 16-41 is rescinded.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Firebaugh hereby resolves as follows:

SECTION 1. The Agency hereby states its intention and reasonably expects to reimburse Expenditures paid prior to the issuance of the Obligations or the approval by the State Water Board of the Project Funds.

SECTION 2. The reasonably expected maximum principal amount of the Project Funds is \$412,500.

SECTION 3. This resolution is being adopted no later than 60 days after the date on which the Agency will expend moneys for the construction portion of the Project costs to be reimbursed with Project Funds.

SECTION 4. Each Agency expenditure will be of a type properly chargeable to a capital account under general federal income tax principles.

SECTION 5. To the best of our knowledge, this Agency is not aware of the previous adoption of official intents by the Agency that have been made as a matter of course for the purpose of reimbursing expenditures and for which tax-exempt obligations have not been issued.

SECTION 6. This resolution is adopted as official intent of the Agency in order to comply with Treasury Regulation §1.150-2 and any other regulations of the Internal Revenue Service relating to the qualification for reimbursement of Project costs.

SECTION 7. All the recitals in this Resolution are true and correct and this Agency so finds, determines and represents.

This foregoing resolution is hereby approved and adopted at a regular meeting the City Council of the City of Firebaugh held on the 20<sup>th</sup> day of March, 2017, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED:

ATTEST:

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Brady Jenkins, Mayor

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Rita Lozano, Deputy City Clerk

ATTEST:

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the City Council of the City of Firebaugh this 20<sup>th</sup> day of March, 2017.

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Rita Lozano, Deputy City Clerk of the City of Firebaugh



## STAFF REPORT

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TO: Honorable Mayor and Council Members  
FROM: Meggin Boranian, City Attorney  
DATE: March 20, 2017  
SUBJECT: City Council Salaries and Health Insurance Benefits

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### **RECOMMENDATION:**

Enact Ordinance No.2017 regarding City Council salaries and/or approve Resolution No. 17-04 regarding health insurance benefits.

### **HISTORY / DISCUSSION:**

In the wake of the City of Bell scandal, salaries and benefits provided to city council members have come under greater scrutiny. Particularly in the area of permissible health and welfare benefits, the various statutes that govern these matters may seem ambiguous and contradictory.

An underlying principle behind the interpretation of these statutes is that whether they concern salary, expense reimbursement, or benefits, they are to be strictly construed in favor of the City and against the public officer. *County of San Diego v. Milotz*, 46 Cal. 2d 761, 767 (1956); *Madden v. Riley*, 53 Ca.App.2d 814, 822 (1942); 64 Ops. Cal.Atty. Gen 517, 520-21 (1982).

Government Code section 36516, a copy of which is attached, authorizes a city to provide its City Council members with an initial salary of between \$300 and \$1,000.00 per month, depending upon the city's population. Section 36516.5 also authorizes an increase in Council salaries in an amount not to exceed 5% for each calendar year from the operative date of the last adjustment. If the council does not want to take action itself, it may place a salary measure on the ballot. (§36516(b)).

In the case of the City of Firebaugh, it can authorize by ordinance up to \$300 per month as salary for each City Council member. As Council is aware, Health and welfare (i.e. health insurance) benefits may be authorized by resolution and either/or both salary and health insurance may be provided to Council members.

### **FISCAL IMPACT:**

The estimated annual amount of City Council member salaries is \$18,000.00 and health insurance premiums is Total annual financial impact \$53,868.

**ORDINANCE NO. 17-02**

**AN ORDINANCE OF THE CITY OF FIREBAUGH ADDING SECTION 2-2.10 TO CHAPTER 2 OF THE FIREBAUGH MUNICIPAL CODE PERTAINING TO RULES FOR CONDUCTING THE PROCEEDINGS OF THE CITY COUNCIL**

The City Council of the City of Firebaugh does hereby ordain as follows:

**SECTION 1.** Chapter 2- ADMINISTRATION of the City of Firebaugh Municipal Code is hereby amended to add Section 2-2.10 to read as follows:

**Section 2-2.10 Salaries of Councilmembers**

Each member of the City Council shall receive a salary of one hundred and fifty dollars (\$150.00) for attendance at one (1) City Council Meeting, not to exceed three hundred dollars (\$300.00) per month for attendance at two (2) or more City Council Meetings, the amount of which is based on the City's population, pursuant to Govt. Code Section 36516.

Any amounts paid by the City of retirement, health and welfare, and federal social security benefits shall not be included for purposes of determining salary under this section, provided that the same benefits are available and paid by the City for its employees.

Any amounts paid by the City to reimburse a Council member for actual and necessary expenses pursuant to Govt. Code Section 36514.5 shall not be included for purposes of determining salary pursuant to this section.

The City Council may, as it deems appropriate and as approved at a regular or special meeting of the Council, waive or reduce any or all of the compensation permitted by this section.

**SECTION 2.** Effective Date.

This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

The foregoing Ordinance No. 17-0 was introduced at a regular meeting of the City Council of the City of Firebaugh on the 20<sup>th</sup> day of March, 2017, and was passed and adopted at a regular meeting of the City Council on the \_\_\_\_ day of \_\_\_\_\_, 2017, by the following vote:

**AYES**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**APPROVED:**

**ATTEST:**

\_\_\_\_\_  
Brady Jenkins, Mayor

\_\_\_\_\_  
Rita Lozano, Deputy City Clerk

**RESOLUTION NO. 17-04**

**A RESOLUTION OF THE CITY OF FIREBAUGH ADOPTING A POLICY AUTHORIZING  
THE CITY TO PAY FOR COUNCILMEMBERS' HEALTH INSURANCE BENEFITS OR  
MONTHLY SALARY AND RESCINDING RESOLUTION NO. 12-59**

**WHEREAS**, Section 53200 through 53210 of the Government Code authorizes the provision of health and welfare benefits and Section 36516 authorizes payment of monthly salary to City Council Members; and

**WHEREAS**, the City has, at various times, provided health insurance benefits for its Council Members; and

**WHEREAS**, by Resolution No 12-59, attached, which became effective on September 17, 2012, due to budget constraints at that time, the City Council decided to stop providing health insurance benefits to Council Members; and

**WHEREAS**, the Council desires to adopt a policy regarding offering City-funded health insurance benefits or monthly salary to Council Members, of which Council Members may elect to receive one or the other but not both benefits at one time; and

**WHEREAS**, these City-funded benefits for City Council Members shall apply only to persons who are in office or take office after the effective date of this Resolution; and

**WHEREAS**, the maximum limit on the City-paid contribution to Council Member's health insurance benefits shall be the same amount as the City-paid contribution for non-represented full-time employees of the City and the maximum monthly salary shall be that provided by Ordinance No. 17-02 (currently \$300.00).

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** that the governing body of the City of Firebaugh hereby authorizes that City-funded health insurance benefits or monthly salary may be provided to Council Members during each fiscal year, upon written request and authorization by each Council Member.

The foregoing Resolution was approved and adopted at a regular meeting of the City Council of the City of Firebaugh held on the 20th day of March, 2017, by the following vote:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**APPROVED:**

**ATTEST:**

\_\_\_\_\_  
**Brady Jenkins, Mayor**

\_\_\_\_\_  
**Rita Lozano, Deputy City Clerk  
City of Firebaugh**

**RESOLUTION NO. 12-59**

**A RESOLUTION OF THE CITY OF FIREBAUGH ADOPTING A POLICY  
AUTHORIZING THE CITY TO PAY FOR COUNCILMEMBERS' HEALTH  
BENEFITS ONLY WHEN THERE IS A SURPLUS IN THE GENERAL FUND**

**WHEREAS**, the City has, at various times, provided health care insurance for its council members; and

**WHEREAS**, due to current budget constraints, the City Council decided to stop providing health care benefits to council members; and

**WHEREAS**, the Council desires to adopt a policy regarding offering city-funded health care benefits to council members.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** that the governing body of the City of Firebaugh hereby orders that city-funded health care benefits shall not be provided to council members during any period where there is not a surplus in the general fund. In any fiscal year where the Council adopts a budget containing a surplus in the general fund, the Council may consider including city-funded health care benefits for council members in that budget.

The foregoing resolution was approved and adopted at a regular meeting of the City Council of the City of Firebaugh held on the 17<sup>th</sup> day of September, 2012, by the following vote:

**AYES:** Lowe, Sablan, Lake

**NOES:** Marquez

**ABSTAIN:**

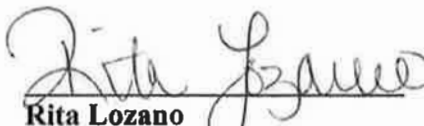
**ABSENT:** DeFrancesco

**APPROVED:**



**Rod Lake**  
Mayor

**ATTEST:**



**Rita Lozano**  
Deputy City Clerk



## STAFF REPORT

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TO: City Council  
FROM: Ben Gallegos, City Manager  
DATE: March 20, 2017  
SUBJECT: Emergency Sewer Line Repair

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### **RECOMMENDATION:**

Approve of the emergency expenditure for the failed sewer line and authorize the City Manager to complete all emergency repairs to the sewer line and adjoining property, fence, sidewalk and street damage up to an estimated cost of \$200,000 using contractor Haydon construction to assist the Public Works department to complete all repairs needed.

### **HISTORY/ DISCUSSION:**

On March 9, 2017, the Public Works Department was called to investigate a sinkhole on Cline Street. Upon further investigation, it was determined that a gravity sewer collection line ran through the Street collapse. The project became too big and potentially dangerous for the City crew to do. It was discovered that the pipe had deteriorated over 10 ft. in both directions and was causing obstruction to the sewer flow. It then became an emergency to have it repaired immediately, because if the line was not replaced/repared immediately the North end of town starting at Thomas Conboy and ending at Diaz & Clyde Fannon. This would have caused several sewer lines to get backed up, with numerous sewage overflows into the street the end result, along with a health hazard for the City residents. We also plan to perform video inspection to other portions along this line to ensure this doesn't happen again. Also we will update the council with the exact cost of the repair when the project is complete.

### **FISCAL IMPACT:**

The current fiscal year 16/17 budget will go over \$200,000.



## **STAFF REPORT**

**AGENDA ITEM:** Adopt three Resolutions required by the State Water Resources Control Board as part of the DWSRF application to construct a 750,000-gallon storage tank and 3.0 million gallons per day booster pump station

**MEETING DATE:** March 20, 2017

**PREPARED BY:** Alfonso Manrique

**REVIEWED BY:** Ben Gallegos, City Manager

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### **RECOMMENDATION:**

City Council to adopt three resolutions required by the State Water Resources Control Board (SWRCB) as part of the Drinking Water State Revolving Fund (DWSRF) Application.

### **BACKGROUND:**

The City would like to apply to the SWRCB DWSRF to fund the construction of a 750,000-gallon storage tank and 3.0 million gallons per day booster pump station. The City's existing HUD Water Storage Tank is an at-grade steel tank with appurtenances that are in generally poor condition. It has been observed that the HUD Water Storage Tank is leaning at an angle and could topple over posing safety concerns. Both field visits and prior studies have confirmed that the HUD Water Storage Tank needs to be replaced. The SWRCB requires that the applicant's Governing Board adopt three resolutions. The resolutions are as follows:

- ❖ A Resolution authorizing the City Manager to sign and file a financial assistance application to the DWSRF for the planning, design and construction of a 750,000-gallon storage tank and 3.0 million gallons per day booster pump station.
- ❖ A resolution authorizing the City Manager to sign the financing agreement, amendments, and certifications for funding, to approve claims for reimbursement, to execute budget and expenditure summary, to sign final release form and to sign certification of the project completion, and pledging and dedicating net water revenues to pay DWSRF financing.
- ❖ A Resolution stating the Council's intention to be reimbursed for expenditures incurred ahead of the approval of the disbursement of DWSRF construction funds.

### **DISCUSSION:**

The Adoption of these three resolutions is a requirement to complete the applications. These three resolutions are needed to complete the application.

Once the application is submitted and deemed complete, the SWRCB will begin drafting a financing agreement which may take up to twelve months to complete. SWRCB staff have not indicated whether how much of the project will be grant funded. However, the City is considered a Disadvantaged Community and it is likely that it will be all grant.

### **FISCAL IMPACT:**

The adoption of these Resolutions has no immediate Fiscal Impact. The funding agreement, once approved, will contain the financial impact on the water fund.

### **ATTACHMENTS:**

1. *Resolution No. 17-12 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING THE CITY MANAGER TO SIGN FINANCING AGREEMENT, AMENDMENT, AND CERTIFICATIONS FOR FUNDING UNDER THE DRINKING WATER STATE REVOLVING FUND (DWSRF); AUTHORIZING CITY MANAGER TO APPROVE CLAIMS FOR REIMBURSEMENT; AUTHORIZING CITY MANAGER TO EXECUTE BUDGET AND EXPENDITURE SUMMARY; AUTHORIZING CITY MANAGER TO SIGN THE FINAL RELEASE FORM AND CITY MANAGER TO SIGN THE CERTIFICATION OF PROJECT COMPLETION; AND PLEDGING AND DEDICATING NET WATER REVENUES TOWARDS PAYMENT OF DWSRF FINANCING."*
2. *Resolution No. 17-13 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH STATING ITS INTENTION TO BE REIMBURSED FOR EXPENDITURES INCURRED AHEAD OF THE APPROVAL OF THE DISBURSEMENT OF DWSRF CONSTRUCTION FUNDS FROM THE STATE WATER RESOURCES CONTROL BOARD."*
3. *Resolution No. 17-14 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING THE CITY MANAGER TO SIGN AND FILE A FINANCIAL ASSISTANCE APPLICATION TO THE STATE DRINKING WATER STATE REVOLVING FUND (DWSRF) FOR THE CONSTRUCTION OF A 750,000 GALLON TANK AND 3.0 MILLION GALLONS PER DAY BOOSTER PUMP STATION."*

## **RESOLUTION NO. 17-12**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING THE CITY MANAGER TO SIGN FINANCING AGREEMENT, AMENDMENT, AND CERTIFICATIONS FOR FUNDING UNDER THE DRINKING WATER STATE REVOLVING FUND (DWSRF); AUTHORIZING CITY MANAGER TO APPROVE CLAIMS FOR REIMBURSEMENT; AUTHORIZING CITY MANAGER TO EXECUTE BUDGET AND EXPENDITURE SUMMARY; AUTHORIZING CITY MANAGER TO SIGN THE FINAL RELEASE FORM AND CITY MANAGER TO SIGN THE CERTIFICATION OF PROJECT COMPLETION; AND PLEDGING AND DEDICATING NET WATER REVENUES TOWARDS PAYMENT OF DWSRF FINANCING.**

**WHEREAS**, the City of Firebaugh existing HUD Water Storage Tank is an at-grade steel tank with appurtenances that are in generally poor condition; and

**WHEREAS**, it has been observed that the HUD Water Storage Tank is leaning at an angle and could topple over posing safety concerns; and

**WHEREAS**, field visits and prior studies have confirmed that the HUD Water Storage Tank needs to be replaced; and

**WHEREAS**, the City of Firebaugh is seeking financing from the State Water Resources Control Board DWSRF to construct a 750,000-gallon storage tank and 3.0 MGD booster pump station ("Project").

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Firebaugh hereby resolves as follows:

1. The City Manager is hereby authorized and directed to sign and file, for and on behalf of the City of Firebaugh a financial assistance application for a financing agreement from the State Water Resources Control Board for the Project;
2. The City Manager or designee is hereby authorized to sign the DWSRF program financing agreement for the Project and any amendments thereto, and provide the assurances, certifications and commitments required therefor;
3. The City Manager or designee is hereby authorized to represent the City of Firebaugh is carrying out the City of Firebaugh's responsibilities under the financing agreement, including approving and submitting disbursement requests (including Claims for Reimbursement) or other required documentation, compliance with applicable state and federal laws, and making any other necessary certifications;
4. The City of Firebaugh does hereby dedicate and pledge its net water revenues and its water enterprise fund to payment of the DWSRF financing for the Project. The City of Firebaugh commits to collecting such revenues and maintaining such fund(s) throughout the term of such financing and until the City of Firebaugh has satisfied its repayment obligation thereunder unless modification or change is approved in writing by the State Water Resources Control Board. So long as the financing agreement(s) are outstanding, the City of Firebaugh pledge hereunder shall constitute a lien in favor of the State Water Resources Control Board on the foregoing fund(s) and revenue(s) without any further action necessary. So long as the financing agreement(s) are outstanding, the City of Firebaugh commits to maintaining the fund(s) and revenue(s) at levels sufficient to meet its obligations under the

financing agreement(s). If for any reason, the said source of revenues proves insufficient to satisfy the debt service of the DWSRF obligation, sufficient funds shall be raised through increased water rates, user charges, or assessments or any other legal means available to meet the DWSRF obligation and to operate and maintain the project; and

5. The authority granted hereunder shall be deemed retroactive. All acts authorized hereunder and performed prior to the date of this Resolution are hereby ratified and affirmed. The State Water Resources Control Board is authorized to rely upon this Resolution until written notice to the contrary, executed by each of the undersigned, is received by the State Water Resources Control Board. The State Water Resources Control Board shall be entitled to act in reliance upon the matters contained herein, notwithstanding anything to the contrary contained in the formation documents of the City of Firebaugh or in any other document.

This foregoing resolution is hereby approved and adopted at a regular meeting the City Council of the City of Firebaugh held on the 20<sup>th</sup> day of March, 2017, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED:

ATTEST:

---

Brady Jenkins, Mayor

---

Rita Lozano, Deputy City Clerk

**ATTEST:**

I, hereby certify that the foregoing resolution was regularly introduced, passed and adopted at a Regular Meeting of the City Council of the City of Firebaugh this 20<sup>th</sup> day of March, 2017.

---

Rita Lozano, Deputy City Clerk of the City of Firebaugh

## **RESOLUTION NO. 17-13**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH STATING ITS INTENTION TO BE REIMBURSED FOR EXPENDITURES INCURRED AHEAD OF THE APPROVAL OF THE DISBURSEMENT OF DWSRF CONSTRUCTION FUNDS FROM THE STATE WATER RESOURCES CONTROL BOARD.**

**WHEREAS**, the City of Firebaugh (the "Agency") desires to finance the costs of constructing and/or reconstructing certain public facilities and improvements relating to its water system, including certain treatment facilities, pipelines and other infrastructure (the "Project"); and

**WHEREAS**, the Agency intends to finance the construction and/or reconstruction of the Project or portions of the Project with moneys ("Project Funds") provided by the State of California, acting by and through the State Water Resources Control Board (State Water Board); and

**WHEREAS**, the State Water Board may fund the Project Funds with proceeds from the sale of obligations the interest upon which is excluded from gross income for federal income tax purposes (the "Obligations"), and

**WHEREAS**, prior to either the issuance of the Obligations or the approval by the State Water Board of the Project Funds the Agency desires to incur certain capital expenditures (the "Expenditures") with respect to the Project from available moneys of the Agency; and

**WHEREAS**, the Agency has determined that those moneys to be advanced on and after the date hereof to pay the Expenditures are available only for a temporary period and it is necessary to reimburse the Agency for the Expenditures from the proceeds of the Obligations.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Firebaugh hereby resolves as follows:

**SECTION 1.** The Agency hereby states its intention and reasonably expects to reimburse Expenditures paid prior to the issuance of the Obligations or the approval by the State Water Board of the Project Funds.

**SECTION 2.** The reasonably expected maximum principal amount of the Project Funds is \$4,000,000.

**SECTION 3.** This resolution is being adopted no later than 60 days after the date on which the Agency will expend moneys for the construction portion of the Project costs to be reimbursed with Project Funds.

**SECTION 4.** Each Agency expenditure will be of a type properly chargeable to a capital account under general federal income tax principles.

**SECTION 5.** To the best of our knowledge, this Agency is not aware of the previous adoption of official intents by the Agency that have been made as a matter of course for the purpose of reimbursing expenditures and for which tax-exempt obligations have not been issued.

SECTION 6. This resolution is adopted as official intent of the Agency in order to comply with Treasury Regulation §1.150-2 and any other regulations of the Internal Revenue Service relating to the qualification for reimbursement of Project costs.

SECTION 7. All the recitals in this Resolution are true and correct and this Agency so finds, determines and represents.

This foregoing resolution is hereby approved and adopted at a regular meeting the City Council of the City of Firebaugh held on the 20<sup>th</sup> day of March, 2017, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED:

ATTEST:

---

Brady Jenkins, Mayor

---

Rita Lozano, Deputy City Clerk

**ATTEST:**

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the City Council of the City of Firebaugh this 20<sup>th</sup> day of March, 2017.

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Rita Lozano, Deputy City Clerk of the City of Firebaugh

## **RESOLUTION NO. 17-14**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING THE CITY MANAGER TO SIGN AND FILE A FINANCIAL ASSISTANCE APPLICATION TO THE STATE DRINKING WATER STATE REVOLVING FUND (DWSRF) FOR THE CONSTRUCTION OF A 750,000 GALLON TANK AND 3.0 MILLION GALLONS PER DAY BOOSTER PUMP STATION**

**WHEREAS**, the City of Firebaugh (City) has the authority to construct, operate and maintain its water system; and

**WHEREAS**, the City desires to enhance the provision and protection of the drinking water supplied to the consumers of the City of Firebaugh; and

**WHEREAS**, the City of Firebaugh existing HUD Water Storage Tank is an at-grade steel tank with appurtenances that are in generally poor condition; and

**WHEREAS**, it has been observed that the HUD Water Storage Tank is leaning at an angle and could topple over posing safety concerns; and

**WHEREAS**, field visits and prior studies have confirmed that the HUD Water Storage Tank needs to be replaced; and

**WHEREAS**, the City of Firebaugh is seeking financing from the State Water Resources Control Board DWSRF to construct a 750,000-gallon storage tank and 3.0 MGD booster pump station.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Firebaugh hereby resolves as follows:

1. The City Manager (the "Authorized Representative") or designee is hereby authorized and directed to sign and file, for and on behalf of the Entity, a Financial Assistance Application for a financing agreement from the State Water Resources Control Board for the replacement of the existing HUD Water Storage Tank with a new 750,000-gallon water tank and 3.0 million gallons per day (MGD) booster pump station (the "Project").
2. This Authorized Representative, or his/her designee, is designated to provide the assurances, certifications, and commitments required for the financial assistance application, including executing a financial assistance agreement from the State Water Resources Control Board and any amendments or changes thereto.
3. The Authorized Representative, or his/her designee, is designated to represent the Entity in carrying out the Entity's responsibilities under the financing agreement, including certifying disbursement requests on behalf of the Entity and compliance with applicable state and federal laws.

This foregoing resolution is hereby approved and adopted at a regular meeting the City Council of the City of Firebaugh held on the 20<sup>th</sup> day of March, 2017, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED:

ATTEST:

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Brady Jenkins, Mayor

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Rita Lozano, Deputy City Clerk

ATTEST:

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the City Council of the City of Firebaugh this 20<sup>th</sup> day of March, 2017.

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Rita Lozano, Deputy City Clerk of the City of Firebaugh





U.S. Department  
of Transportation  
Federal Aviation  
Administration

## AGREEMENT FOR TRANSFER OF ENTITLEMENTS

In accordance with section 47117(c)(2) of Title 49 U.S.C. (hereinafter called the "Act).

Firebaugh Airport (F34), Firebaugh, California

(Name of Transferor Sponsor)

Hereby waives receipt of the following amount of funds apportioned to it for each fiscal year specified under section 47114(c) or 47114(d)(3)(A) of the Act.

	<u>Amount</u>	<u>Fiscal Year</u>
	\$ 150,000.	NP 2014
	\$	20
	\$	20
TOTAL	\$ <u>150,000</u>	

On the condition that the Federal Aviation Administration makes the waived amount available to:

Sacramento Executive Airport (SAC), Sacramento, California

(Name of Transferee Sponsor)

for eligible projects under section 47104(a) Act. This waiver shall expire on earlier of (date) or when the availability of apportioned funds would lapse under section 47117(b) of the Act.

**FOR THE UNITED STATES OF AMERICA  
FEDERAL AVIATION ADMINISTRATION**

**FOR City of Firebaugh**

(Signature)

Fernando Yanez

(Typed Name)

Lead Program Manager,  
Federal Aviation Administration,  
San Francisco Airports District Office

(Title)

(Date)

(Signature)

Benjamin Gallegos

(Typed Name)

Acting City Firebaugh

(Title)

(Date)

## CERTIFICATE OF SPONSOR'S ATTORNEY

I, \_\_\_\_\_ acting as Attorney for the Sponsor do hereby certify:

That I have examined the foregoing Agreement and find that the Sponsor has been duly authorized to make such transfer and that the execution thereof is in all respects due and proper and in accordance with the laws of the State of California and the Act

Dated at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_,

By \_\_\_\_\_  
(Signature of Sponsor's Attorney)

## City of Firebaugh

### Claudia Solis-Alcala, Social Media Management

#### Scope of Work

**Objective:** Establish the City of Firebaugh's presence on social media. The goal is to highlight news and upcoming events that are important to city residents.

**Trial period:** Trial period will remain in effect for six months.

#### LAUNCH

- **Create Facebook page**
  - Fee for page launch \$100 (with information and six original photos)
  - One-time fee per social media platform
  - The City (Client) will retain the right to all content created by the Consultant (Claudia Solis-Alcala) for the Client

#### MONTHLY COST

- **Content creation**
  - Monthly phone call/meeting with designated administrator within Firebaugh City Government (minimum of 6 during trial period)
  - Discussion of campaign strategy for upcoming month
  - \$20 Consultation Fee
- **Social Media Posting**
  - Publish one post per week on Facebook (can post more often, if needed)
  - \$20 per post
  - Posts could include one of the following visual options: three photos, raw video or graphics
  - If client prefers to use specific images, the client will need to provide artwork one week in advance to ensure uniformity and size specifications are appropriate
  - Client must provide information at least five days in advance of desired publication/distribution date
  - In the case of an emergency posting, consultant would need half hour notice (Note: I can not take calls between 3:30pm and 5:00pm Monday through Friday)

The above services add up to a minimum of \$700 for the first six months.

**Compensation for Social Media / Communications plan following trial period.****MONTHLY COST**

- **Content creation**
  - Monthly phone call with designated administrator within Firebaugh City Government
  - \$30 Consultation Fee
  - Discussion of posts for upcoming month (create calendar of events one month in advance)
- **Social Media Posting**
  - Publish one post per week on Facebook (can post more often, if needed)
  - \$30 per post
    - Posts could include one of the following visual options: three photos, raw video or graphics
    - If client prefers to use specific images, client will need to provide artwork one week in advance to ensure uniformity and size specifications are appropriate
    - Client must provide information at least five days in advance of desired publication/distribution date
    - In the case of an emergency posting, consultant would need half hour notice (Note: I can not take calls between 3:30pm and 5:00pm Monday through Friday)

**The above services add up to \$150 per month. \$900 for six months.**

**ADDITIONAL SERVICES**

Additional Services could include:

- Twitter Page Launch and Posting – Same cost as Facebook. See page 1
- Press Release – Creation and distribution, \$30 per news release
- Facebook Training Workshops for residents - \$60 per one hour class



## STAFF REPORT

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TO: Honorable Mayor and Council Members  
DATE: March 20, 2017  
SUBJECT: Approve the designation of the Assembly Bill 939 Memorandum of Understanding Committee as the Integrated Waste Management Local Task Force

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### **RECOMMENDED ACTION(S):**

**Approve the resolution restructuring of the current Integrated Waste Management Local Task Force and authorizing the designation of the Assembly Bill 939 Memorandum of Understanding Committee to serve in the capacity and perform the functions of the Fresno County Integrated Waste Management Local Task Force. Authorize the Public Works Director or his designee to coordinate the process with the County of Fresno and the 15 incorporated cities.**

The County of Fresno and the Cities within the County are concurrently addressing the same request. The recommended actions will allow the City to begin the process to coordinate with the partnering jurisdictions to restructure the current Integrated Waste Management Local Task Force (LTF) and to authorize the designation of the Assembly Bill (AB) 939 Memorandum of Understanding (MOU) Committee (AB 939 MOU Committee) to serve in the capacity and perform the functions of the Fresno County LTF. The consolidation of activities through the existing AB 939 MOU Committee will aid in the efficient management of countywide state-mandated programs and plans (e.g., education, public outreach, household hazardous waste (HHW) management programs, and Non-Disposal Facility Plan updates, etc.).

### **ALTERNATIVE ACTION(S):**

The City may deny or postpone recommended action No. 1, which will limit the ability of the County to establish an Integrated Waste Management Local Task Force (LTF), and impede the City to adhere to the AB 939 Non-Disposal Facility Element (NDFE) requirements.

### **FISCAL IMPACT:**

There is no Net City Cost associated with the recommended action.

### **DISCUSSION:**

The City participates in various commissions and committees that were created to provide cooperation between public agencies to manage solid waste programs and facilities.

- Integrated Waste Management Local Task Force (LTF)
- AB 939 Memorandum of Understanding Committee (AB 939 MOU Committee)

**Integrated Waste Management Local Task Force (LTF)**

The California Integrated Waste Management Act of 1989 (Assembly Bill 939, Sher, Chapter 1095, Statutes of 1989 [AB 939]), required that each County form an Integrated Waste Management Local Task Force (LTF). The LTF reviews and approves the local and countywide planning documents (e.g., Source Reduction and Recycling Elements (SRREs), Household Hazardous Waste Elements (HHWEs), Non-Disposal Facility Elements (NDFEs), Countywide Integrated Waste Management Plan (IWMP) and Countywide Siting Element (CSE)), which were developed to comply with AB 939 regulations. Fresno County's LTF was formed in 1990 and was comprised of fifteen members. The membership included nine members appointed by the Board of Supervisors (two members representing environmental concerns; two solid waste hauler representatives; one landfill operator, who is not one of the County contracted hauler representatives; one recycling representative; and three at-large members representing the public); two members appointed by the Fresno-Clovis Metropolitan Solid Waste Commission (FCMSWC); two members appointed by the Southeast Regional Solid Waste (SER) Commission; and two members appointed by the West County Solid Waste Planning Commission (WCSWPC).. As the FCMSWC and WCSWPC are currently being dissolved, and because of the difficulty to assemble such a diverse group, staff is recommending that the LTF be restructured to incorporate jurisdictional representatives who have a vested interest in meeting State-mandated goals.

In 1993, the County, in coordination with the 15 incorporated cities, adopted an AB 939 Memorandum of Understanding (MOU) in 1993 to address State-mandates solid waste programs, develop plans, and clarify the responsibilities of the County in on-going planning and implementation of regional countywide programs. The MOU created an "AB 939 MOU Committee" which includes a representative of each of the jurisdictions within the County and functions as a countywide planning agency for regional solid waste and recycling programs and activities.

Staff recommends that the City approve the attached resolution, which provide for the authorization, and approval of the designation of the AB 939 MOU Committee to serve in the capacity and perform the functions of the Fresno County Integrated Waste Management Local Task Force (LTF). These actions will allow the City to continue to implement countywide Assembly Bill (AB) 939 and other State-mandated programs and plans, which include education, public outreach, and household hazardous waste (HHW) management programs under the existing Assembly Bill 939 Memorandum of Understanding Committee (AB 939 MOU Committee). Upon approval of the recommended action, staff will begin the process to coordinate with the various partnering jurisdictions as required.



# County of Fresno

DEPARTMENT OF PUBLIC WORKS AND PLANNING  
STEVEN E. WHITE, DIRECTOR

March 6, 2017

Ben Gallegos  
Public Works Director  
City of Firebaugh  
1133 P Street  
Firebaugh, CA 93622

**SUBJECT: Restructuring of the current Integrated Waste Management Local Task Force to the AB 939 Memorandum of Understanding Committee**

Dear Mr. Gallegos:

The County of Fresno is seeking the assistance of the City in the process of restructuring the Integrated Waste Management Local Task Force (LTF). This is due to the recent dissolution of the Fresno-Clovis Metropolitan Solid Waste Commission (FCMSWC) and the West County Solid Waste Planning Committee (WCSWPC), whose members partially make up the LTF. The County is requesting the City to take the attached Resolution, to restructure the LTF, to City Council for approval pursuant to the requirements of AB 939 and attached PRC Section 40950.

County staff has prepared the attached items for your use in this process. Please feel free to send to City Counsel for review and edit to comply with the City's format. These documents will provide the details for you to format a Council report and resolution to receive approvals and a concurrence with the action proposed. The following documentation is attached for your use:

1. Draft Council Agenda Item with a Resolution to designate the current AB 939 MOU Committee to serve in the capacity and perform the functions of the LTF.
2. A copy of State Public Resources Code (PRC) Section 40950 which stipulates the requirement for the LTF.

For your edification, staff has provided the following background information:

**Fresno-Clovis Metropolitan Solid Waste Commission (FCMSWC) and West County Solid Waste Planning Committee (WCSWPC)**

Recently, the Fresno-Clovis Metropolitan Solid Waste Commission (FCMSWC) composed of the Cities of Fresno and Clovis and Fresno County, as well as the West County Solid Waste Planning Committee (WCSWPC) comprised of the Cities of Coalinga, Firebaugh, Huron, Kerman, Mendota, and San Joaquin and Fresno County, both met and approved the dissolution of the Commission and Committee unanimously through mutual agreement. Understanding membership to the LTF was partially made up from members of the FCMSWC, WCSWPC and other committees and that this Commission and Committee are being dissolved, another representative committee needs to serve in this capacity and perform the functions of the LTF.

**Integrated Waste Management Local Task Force (LTF)**

The California Integrated Waste Management Act of 1989 (Assembly Bill 939, Sher, Chapter 1095, Statutes of 1989 [AB 939]), required that each County form an LTF to review and approve the local and countywide planning documents developed pursuant to AB 939. Fresno County's LTF was formed in 1990 and met regularly to review the local Source Reduction and Recycling Elements (SRREs), Household Hazardous Waste Elements (HHWEs), Non-Disposal Facility Elements (NDFEs), Countywide Integrated Waste Management Plan (IWMP) and Countywide Siting Element (CSE). The LTF reviews amendments to the local and countywide planning documents and the Five-Year Countywide Plan Update.

**AB 939 MOU Committee**

The County, in coordination with the 15 incorporated cities, adopted an AB 939 Memorandum of Understanding (MOU) in 1993 to clarify the responsibilities of the County in on-going planning and implementation of countywide solid waste programs. The MOU created an "AB 939 MOU Committee" which includes a representative of each of the jurisdictions within the County and functions as a countywide planning agency for regional solid waste and recycling programs and activities. As discussed, membership to the LTF was partially made up from members of the FCMSWC, WCSWPC and other committees and now that this Committee is being dissolved, another representative committee needs to serve in this capacity and perform the functions of the LTF. During a recent AB 939 MOU Committee Meeting on October 12, 2016, the committee members unanimously voted for the LTF to be restructured into the AB 939 MOU Committee.

The dissolution of the FCMSWC and WCSWPC and consolidation of LTF activities through the countywide AB 939 MOU Committee will aid in the efficient management of countywide solid waste programs.

RESOURCES DIVISION

2220 Tulare Street, Sixth Floor / Fresno, California 93721 / Phone (559) 600-4259 / FAX 600-4552  
The County of Fresno is an Equal Employment Opportunity Employer

We are hoping that the City can move forward in an expeditious manner so that we can receive the approved resolution by April 20, 2017, 45 days from the date of this letter. Please call me if you need additional time and if you have any questions. Thank you.

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael Greenberg", with a long horizontal flourish extending to the right.

Michael G. Greenberg, P.E.  
Senior Staff Analyst

- c Craig Knight, City Council, City of Firebaugh
- Rita Lozano, Deputy City Clerk, City of Firebaugh
- Steven E. White, Director, Public Works and Planning, Fresno County
- John R. Thompson, Deputy Director, Public Works and Planning, Fresno County
- Sally Lopez, Principal Staff Analyst, Public Works and Planning, Fresno County

Attachments  
File



## **PUBLIC RESOURCES CODE**

### **SECTION 40950**

40950. (a) On or before March 1, 1990, and every five years thereafter, each county, which is not a city and county, shall convene a task force to assist in coordinating the development of city source reduction and recycling elements prepared pursuant to Chapter 2 (commencing with Section 41000), the county source reduction and recycling element prepared pursuant to Chapter 3 (commencing with Section 41300), and to assist in the preparation of the countywide siting element prepared pursuant to Chapter 4 (commencing with Section 41700).

(b) The membership of the task force shall be determined by the county and by a majority of the cities within the county which contain a majority of the population of the incorporated area of the county, except in those counties which have only two cities, in which case the membership of the task force is subject to approval of the city which contains the majority of the population of the incorporated area of the county. The task force may include representatives of the solid waste industry, environmental organizations, the general public, special districts, and affected governmental agencies.

(c) To ensure a coordinated and cost-effective regional recycling system, the task force shall do all of the following:

(1) Identify solid waste management issues of countywide or regional concern.

(2) Determine the need for solid waste collection and transfer systems, processing facilities, and marketing strategies that can serve more than one local jurisdiction within the region.

(3) Facilitate the development of multijurisdictional arrangements for the marketing of recyclable materials.

(4) To the extent possible, facilitate resolution of conflicts and inconsistencies between or among city and county source reduction and recycling elements.

(d) The task force shall develop goals, policies, and procedures which are consistent with guidelines and regulations adopted by the board, to guide the development of the siting element of the countywide integrated waste management plan.

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## **RESOLUTION NO. 17-08**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING THE DESIGNATION OF THE AB 939 MOU COMMITTEE TO SERVE IN THE CAPACITY AND PERFORM THE FUNCTIONS OF THE LTF, IN ORDER TO FACILITATE THE DEVELOPMENT OF AB 939-RELATED PLANS AND PROGRAMS THAT ARE BEST ACCOMPLISHED AND COORDINATED ON A REGIONAL BASIS**

**WHEREAS**, the California Integrated Waste Management Act of 1989 (Assembly Bill 939, Sher, Chapter 1095, Statutes of 1989) (AB 939) requires each city and county in the State to prepare and implement a jurisdiction-specific plan to divert 50% of solid waste generated within its jurisdiction from disposal; and

**WHEREAS**, the State of California has established a goal of 75% source reduction, recycling, and composting by 2020; and

**WHEREAS**, required programs include Source Reduction, Recycling, Composting, Hazardous Waste Management and Public Education that are best coordinated on a regional basis; and

**WHEREAS**, new State rules are currently being promulgated pursuant in Senate Bill 1383 (Lara, Chapter 395, Statutes of 2016 [SB 1383]) that will increase the need for regional programs to reduce methane generation by diverting 50% of organics from landfill by 2020 and 75% by 2025; and

**WHEREAS**, AB 939 authorized the County of Fresno, along with the fifteen (15) incorporated cities within the County, to join together to prepare and implement plans and programs to establish integrated management of solid waste on a regional basis; and

**WHEREAS**, sub-regional solid waste management plans and programs had previously been implemented by the Fresno-Clovis Metropolitan Solid Waste Commission (FCMSWC) and the West County Solid Waste Planning Committee (WCSWPC), but can be coordinated more efficiently on a countywide basis; and

**WHEREAS**, AB 939 requires the designation of an Integrated Waste Management Local Task Force (LTF) for reviewing local and regional plans, which was formed by action of the Board in 1990 in accordance with the provisions of Public Resources Code Section 40950; and

**WHEREAS**, on July 24, 1990 the County Board of Supervisors approved formation of a LTF utilizing members of the FCMSWC and WCSWPC for the preparation of the County Integrated Waste Management Plan; and

**WHEREAS**, the participating jurisdictions have expressed a desire to dissolve the FCMSWC and the WCSWPC, restructure the current LTF and designate the existing AB 939 MOU Committee to serve in the capacity and perform the functions of the LTF; and

**WHEREAS**, the County of Fresno and the cities within the County previously have formed the AB 939 MOU Committee to oversee ongoing planning and implementation of countywide programs; and

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Firebaugh, State of California;

1. Approves the restructuring of the LTF, and recognizes that this action is subject to and conditioned upon the subsequent concurrence of a majority of the cities which contain a majority of the population of the incorporated area of the County, in accordance with the provisions of Public Resources Code Section 40950(b), hereby authorizes the designation of the AB 939 MOU Committee to serve in the capacity and perform the functions of the LTF, in order to facilitate the development of AB 939-related plans and programs that are best accomplished and coordinated on a regional basis.

\*\*\*\*\*

The foregoing Resolution was adopted at a regular meeting of the City Council of the City of Firebaugh on the 6<sup>th</sup> day of March, 2017 by the following call vote:

AYES: Council Member(s)

NOES: Council Member(s)

ABSENT: Council Member(s)

ABSTAIN: Council Member(s)

**APPROVED:**

**ATTEST:**

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Brady Jenkins  
Mayor

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Rita Lozano  
Deputy City Clerk