

COUNCIL MEETING AGENDA

The City Council/Successor Agency of the City of Firebaugh
Vol. No.18/05-21

Location of Meeting: Andrew Firebaugh Community Center
1655 13th Street, Firebaugh, CA 93622
Date/Time: May 21, 2018/6:00 p.m.

CALL TO ORDER

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

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

PUBLIC COMMENT

PRESENTATION

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 May 7, 2018.**
- 2. WARRANT REGISTER – Period starting April 1, and ending on April 30, 2018.**

April 2018	General Warrants	#36517 - #36630	\$ 492,236.53
	Payroll Warrants	#69453 - #69549	\$ 215,907.25
TOTAL			\$ 708,143.78

PUBLIC HEARING

- 3. ORDINANCE NO. 18-02 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH (1) AMENDING MUNICIPAL CODE SECTION 25-29.2 TO CLARIFY COMMERCIAL CANNABIS ACTIVITIES IN THE M-2 ZONES; (2) REPEALING MUNICIPAL CODE SECTION 25-41.13 AND REPLACING IT WITH A NEW CHAPTER 25.5-1 TO ESTABLISH A NEW "CANNABIS CONTROL ORDINANCE," INCLUDING A REGULATORY FRAMEWORK FOR COMMERCIAL CANNABIS OPERATIONS AND PERSONAL USE CULTIVATION (MEDICAL AND RECREATIONAL/ADULT USE); AND (3) AMENDING MUNICIPAL CODE SECTION 25-67.3 "DEFINITIONS" TO DELETE AND MOVE CANNABIS-RELATED DEFINITIONS TO MUNICIPAL CODE SECTION 25-41.13. FIRST READING.**

Recommended Action: Council receives public comment & waives the first reading of Ord. 18-02.

NEW BUSINESS

4. THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO CONSIDER USE OF ANDREW FIREBAUGH COMMUNITY CENTER AND RODEO GROUNDS BY 420 COLLEGE FOR FESTIVAL EVENT ON OCTOBER 6, 2018.

Recommended Action: Council receives public comment & takes action.

5. RESOLUTION NO. 18-23 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING THE CITY MANAGER TO EXECUTE A MOTOR VEHICLE BILL OF SALE FOR THE PURCHASE OF A FIRETRUCK FROM MOUNT SHASTA FIRE PROTECTION DISTRICT.

Recommended Action: Council receives public comment & approves Res. No. 18-23.

6. RESOLUTION NO. 18-24 - A RESOLUTION OF THE CITY OF COUNCIL OF THE CITY OF FIREBAUGH TO SUPPORT SENATE BILL NO. 3 (SB 3, BEALL) VETERANS AND AFFORDABLE HOUSING BOND ACT 2018.

Recommended Action: Council receives public comment & approves Res. No. 18-24.

7. PRELIMINARY BUDGET PRESENTATION FOR FY 2018/19 – ENTERPRISE FUND.

Recommended Action: Informational Item Only.

STAFF REPORTS

PUBLIC COMMENT ON CLOSED SESSION ITEM ONLY

CLOSED SESSION

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

Re: APN # 008-071-04

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, May 18, 2018 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. 18/05-07

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

Date/Time: May 7, 2018/6:00 p.m.

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

ROLL CALL PRESENT: Mayor Felipe Perez
Mayor Pro Tem Marcia Sablan 6:02 p.m.
Council Member Elsa Lopez
Council Member Freddy Valdez
Council Member Brady Jenkins

ABSENT:

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

PLEDGE OF ALLEGIANCE Council Member Valdez led pledge of Allegiance.

PUBLIC COMMENT David Keyes, is a candidate running for Fresno County Auditor Controller's Office, Introduced himself.

PRESENTATION None

CONSENT CALENDAR *Council Member Sablan entered meeting @ 6:02.

1. APPROVAL OF MINUTES – The City Council regular meeting on April 16, 2018.

Motion to approve minutes by Council Member Jenkins, second by Council Member Valdez; motion pass by unanimous 5-0 vote.

PUBLIC HEARING

2. ORDINANCE NO. 18-02 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH (1) AMENDING MUNICIPAL CODE SECTION 25-29.2 TO CLARIFY COMMERCIAL CANNABIS ACTIVITIES IN THE M-2 ZONES; (2) REPEALING MUNICIPAL CODE SECTION 25-41.13 AND REPLACING IT WITH A NEW CHAPTER 25.5-1 TO ESTABLISH A NEW "CANNABIS CONTROL ORDINANCE," INCLUDING A REGULATORY FRAMEWORK FOR COMMERCIAL CANNABIS OPERATIONS AND PERSONAL USE CULTIVATION (MEDICAL AND RECREATIONAL/ADULT USE); AND (3) AMENDING MUNICIPAL CODE SECTION 25-67.3 "DEFINITIONS" TO DELETE AND MOVE CANNABIS-RELATED DEFINITIONS TO MUNICIPAL CODE SECTION 25-41.13. FIRST READING – CONTINUED TO MAY 21, 2018 AT 6:00 PM.

Information Item only, no discussion or action taken.

NEW BUSINESS

3. RESOLUTION NO. 18-21 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH APPROVING AMENDMENT NO. 4 TO AGREEMENT FOR WASTE DISPOSAL AND FOR COLLECTION OF RECYCLABLE MATERIALS WITH MID VALLEY DISPOSAL AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AMENDMENT TO AGREEMENT.

Motion to approve Res. No. 18-21 by Council Member Valdez, second by Council Member Lopez; motion pass by unanimous 5-0 vote.

4. **RESOLUTION NO. 18-22 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH SUPPORTING AB1012 A STATE LAW TO SECURE THE EFFICIENCY OF TRANSPORTATION FUNDING AND IMPLEMENTING TIMELY USE OF THE FEDERAL/STATE FUNDING UNDER THE FEDERAL SURFACE TRANSPORTATION ACT FOR THE FOLLOWING PROJECTS; POSO CANAL PEDESTRIAN BRIDGE & MALDONADO PARK ENTRANCE PROJECT AND 8TH STREET PEDESTRIAN REHABILITATION PROJECT.**

Motion to approve Res. No. 18-22 by Council Member Lopez, second by Council Member Sablan; motion pass by unanimous 5-0 vote.

5. **THE CITY COUNCIL OF THE CITY OF FIREBAUGH APPROVING THE PURCHASE OF TYPE 1 FIRE APPARATUS AND AUTHORIZING THE CITY MANAGER FOR EXECUTE FINANCING DOCUMENTATION.**

City Attorney Boranian, suggested this item be approved by resolution. City Manager Gallegos wanted to place this item to get Council's approval before seeking financing to purchase.

Motion to authorize City Manager to research financial funding and City Attorney to prepare resolution for final approval by Council Member Valdez, second by Council Member Sablan; motion pass by unanimous 4-1 vote. Lopez – no.

6. **PRELIMINARY BUDGET PRESENTATION FOR FY 2018/19 – GENERAL FUND.**

Finance Director Martin provided a presentation on general fund accounts and advised amendments can still be made before final approval. Special Events Fund mainly receives its revenue from sales of the Harvest Festival, but a portion of the income is used to fund the Electric Parade. Community Center has been showing a decline in revenue, although the facility has been rented out almost every weekend. Rental for the use of facility is \$12,000 for public. Public Safety Revenue is split between the Police Department and Fire Department. Law enforcement COPS Grant receives \$100,000 per year, it funds an Officer and equipment needed for the department, all funds must be spent every fiscal year-can't be carried over to new budget. General Fund projected revenue to be received is \$3,037,615 from all the mentioned funds, biggest revenue comes from the Utility Users Tax (PG&E and Phone) about \$903,000, which helps fund the Police Department that is the biggest expense for the General Fund at 86.1% (\$1,640,218 in total salaries) to operate the department. The following amendment will be made: Fire Dept. Budget - \$5,000 to purchase 10 Turnout gear outfits (current ones expired), and breathing apparatus as well as an additional \$37,000 fee every year over the next 10 years to purchase a new (used) Firetruck. Code Enforcement salary change in the PD budge, so funding for a reserve officer can continue the services after the grant is terminated. Main purchases in the budget for Police Dept. from the COPS Grant, for a new vehicle, and purchase additional vehicle estimated about \$30,000, which will equal a total of four vehicles replacing older models. Parks Dept. will purchase a new chipper \$30,000. Election Fees to the County about \$10,000. City Hall/Council Chambers to purchase 4 Flat Screen TVs (\$4,000). Council needs to inform the Finance Department of any conferences, they are planning on attending so it is included in the budget.

Informational Item Only.

STAFF REPORTS

- **Police Chief Sal Raygoza** – Code Enforcement has been issuing citations to owners of weed abatement properties, code enforcement officers will do a presentation to give an update at a future meeting.
- **Fire Chief, John Borboa** – Nothing to report.
- **Finance Director, Pio Martin** – Working on the enterprise fund budget, it will be on the presented in June.
- **City Attorney Meggin Boranian** – Provided a list of training from the League of Cities, please take a look at it. Police Chief is doing an awesome job by offering training to Officers, it helps to make sure the accident that took place in Sacramento doesn't happen here.

- **City Manager, Ben Gallegos** – Senior Center project has a delay with a PG&E issue so the completion date of May has moved to June, which caused a problem with the Election Booth that is usually held at the center, but contacted the Housing Authority to relocate to their facility and they agreed. Working with Noah and Pio on the Budget and reports. Working on a potential apartment complex project on the north side of town, hopefully to begin construction next year. School is going out to bid to sell property on the north side of town. Five trucks were filled during the Spring Clean-up event.
- **City Attorney Boranian** – Shared with Council that she will work with Ben and Fire Chief to strategize on tying up financing for the Fire Truck as quick as possible. Fire Chief added another interested party was ready to provide a cashier's check to the seller a week ago, so it is a time sensitive matter.
- Council Member Lopez – Inquired about the outcome on the facility use at the Rodeo Grounds on the last agenda. City Manager Gallegos advised a meeting was held with them and City Attorneys, including himself but the facility doesn't meet the current law and regulation requirements for the event, a new law is under consideration (AB2020). The requested renters' informed us at the meeting, if AB2020 doesn't pass, they are aware that the event will not be possible.
- **Council Member Sablan** – Had two questions, 1) if staff can remove political signs (candidates) from city property. 2) Update on joint meeting with the School Board regarding CAP Funding.
- **Council Member Valdez** – Asked City Attorney and staff to mainstream all items, not just this current Fire truck purchase matter.
- **Council Member Perez** – Asked staff to address the parking situation at the Catholic Church, angle or parallel.

PUBLIC COMMENT

PUBLIC COMMENT ON CLOSED SESSION ITEM ONLY

Motion to enter closed session at 7:21 p.m. by Council Member Valdez, second by Council Member Sablan; motion pass by unanimous 5-0 vote.

CLOSED SESSION

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

Re: APN # 008-071-04

Designative Rep. City Negotiator Ben Gallegos

Motion to enter open session at 7:39 p.m. by unanimous 5-0 vote.

ANNOUNCEMENT AFTER CLOSED SESSION

No Action Taken

ADJOURNMENT

Motion adjourn by Council Member Valdez, second by Council Member Jenkins; motion passes by unanimous 5-0 vote at 7:40 p.m.



REPORT TO CITY COUNCIL
— MEMORANDUM —

AGENDA ITEM NO: _____

COUNCIL MEETING DATE: May 21, 2018

SUBJECT: Warrant Register Dated: April 1, 2018 – April 30, 2018

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:

APRIL 01, 2018 – APRIL 30, 2018

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	# 36517 – #36630	\$ 492,236.53
PAYROLL WARRANTS.....	# 69453 – #69549	\$ 215,907.25

TOTAL WARRANTS..... \$ 708,143.78

CITY OF FIREBAUGH ACCOUNTS PAYABLE
WARRANTS APRIL 1, 2018 - APRIL 30, 2018

<u>Check</u> <u>Number</u>	<u>Check</u> <u>Date</u>	<u>Name</u>	<u>Net</u> <u>Amount</u>	<u>Description</u>
69449	4/13/2018	CALPERS SUPPL. INCOME 457	\$ (105.08)	Ck# 069449 Reversed
Cash Account Total:			\$ (105.08)	
36517	4/3/2018	CITY OF FIREBAUGH	\$ 37,519.63	UNITED SEC BANK-P/R
36518	4/5/2018	AG & INDUSTRIAL SUPPLY	\$ 3.40	FINANCE CHARGES
			\$ 58.13	SITE #1/#2-WIPES
			\$ 28.67	CAPSCREW/CLAMP/JB QUICK
			\$ 140.03	PW#15-BUSHING/CASTER
			\$ 10.65	MOWER-HUB CUP
			\$ 8.53	PARKERS PARK-BLADE
			\$ 33.34	WIPES-SERVICE TRUCK/SITE
			\$ 6.41	BATTERY SINGLE
			\$ 4.15	GENERATOR
Check Total:			\$ 293.31	
36519	4/5/2018	ANTHONY'S SHOP	\$ 211.50	PD#8-EXCHANGE MITSUBSHI
36520	4/5/2018	RICHARD A. BLAK	\$ 375.00	OFFICER FITNESS FOR DUTY-
36521	4/5/2018	FERNANDO CAMPA	\$ 150.00	DUNKLE PARK CANOPY DEPOSIT
36522	4/5/2018	COLLINS & SCHOETTLER	\$ 1,126.25	PLANNING CONSULTING FEB2018
			\$ 1,232.50	PLANNING CONSULTING MARCH
Check Total:			\$ 2,358.75	
36523	4/5/2018	COOK'S COMMUNICATIONS	\$ 72.34	PD-KENWOOD RAPID RATE
36524	4/5/2018	CVR & ASSOCIATES, INC.	\$ 2,943.39	BLDG & INSPEC INSPECTION
36525	4/5/2018	FIREBAUGH AUTO REPAIR	\$ 41.75	FD-SMOG TEST
			\$ 76.75	FD-SMOG TEST
Check Total:			\$ 118.50	
36526	4/5/2018	FIREBAUGH HARDWARE COMF	\$ 7.56	MALDONADO PARK-KEY
			\$ 49.59	COMMUNITY CENTER-RECEPTION
Check Total:			\$ 57.15	
36527	4/5/2018	IAPE	\$ 50.00	2018 IAPE MEMBERSHIP
36528	4/5/2018	TRACY KREIGHBAUM	\$ 150.00	PENCLOSED AREA CLEANING DE
36529	4/5/2018	RODDY A. LAKE	\$ 313.75	POLICE HEALTH INS
36530	4/5/2018	LEAGUE OF CA CITIES SSJVD	\$ 50.00	SOUTH SAN JOAQUIN VALLEY

CITY OF FIREBAUGH ACCOUNTS PAYABLE
WARRANTS APRIL 1, 2018 - APRIL 30, 2018

<u>Check</u> <u>Number</u>	<u>Check</u> <u>Date</u>	<u>Name</u>	<u>Net</u> <u>Amount</u>	<u>Description</u>
36531	4/5/2018	LG ELECTRIC	\$ 7,170.00	BASKETBALL COURT LIGHTS
36532	4/5/2018	MEGGIN BORANIAN	\$ 6,000.00	MONTHLY RETAINER APRIL 2018
			\$ 491.50	PD SPECIAL SERVICES-LITIGATION
		Check Total:	\$ 6,491.50	
36533	4/5/2018	MID-VALLEY DISPOSAL	\$ 63.98	1800 HELM CANAL RD
			\$ 27,431.50	DISPOSAL SERVICES PERFORM
		Check Total:	\$ 27,495.48	
36534	4/5/2018	MOORE TWINING ASSOCIATES	\$ 1,480.00	PROFESSIONAL SERVICES 2/1-2/28,18
36535	4/5/2018	NAPA AUTO PARTS	\$ 28.44	PW#10-AIR/OIL FILTER
			\$ 65.57	PW#5-AIR/OIL FILTER
			\$ 19.41	VAC TRUCK-2.5 DEF
			\$ 9.12	SHOP SUPPLIES
			\$ 6.34	PD-OIL FILTER
			\$ 8.10	NAPA 10W30 QT
			\$ 6.37	PW-PARTS
			\$ 28.78	PW#39-OIL/AIR FILTER
			\$ 46.21	SHOP HOSE-AIR HOSE
			\$ 2.14	PW#3-BULB/LAMP
			\$ 138.02	AIT/OIL FILTER-BACKHOE
		Check Total:	\$ 358.50	
36536	4/5/2018	PACIFIC TENT & AWNING	\$ 2,146.96	VANGUARD SERIES FLAG POLE
36537	4/5/2018	CALIF PUBLIC EMPLOYEES RE	\$ 7,569.51	ANNUAL UNFUNDED ACCRUED
			\$ 12,442.11	ANNUAL UNFUNDED ACCRUED
			\$ 0.51	ANNUAL UNFUNDED ACCRUED
		Check Total:	\$ 20,012.13	
36538	4/5/2018	PEREZ SMOG & LUBE	\$ 50.00	PW#38-SMOG
			\$ 50.00	PW#37-SMOG
			\$ 50.00	PW#9-SMOG
			\$ 150.00	PW#7-SMOG TEST
			\$ 50.00	PW#10-SMOG TEST
		Check Total:	\$ 350.00	
36539	4/5/2018	CSG CONSULTANTS, INC.	\$ 1,020.00	BLDG & INSPEC 1/27/18-2/2
36540	4/5/2018	QUILL CORPORATION	\$ 23.73	OFFICE SUPPLIES-PRINTWRITE
36541	4/5/2018	DIANA MALDONADO RODRIGU	\$ 150.00	ENCLOSED AREA CLEANING DEP

CITY OF FIREBAUGH ACCOUNTS PAYABLE
WARRANTS APRIL 1, 2018 - APRIL 30, 2018

<u>Check</u> <u>Number</u>	<u>Check</u> <u>Date</u>	<u>Name</u>	<u>Net</u> <u>Amount</u>	<u>Description</u>
36542	4/5/2018	RON'S AUTO REPAIR	\$ 340.27	PD-UNIT #10-REPAIR
36543	4/5/2018	SAN JOAQUIN VALLEY	\$ 38.00	18/19 ANNUAL PERMITS OPERATE
			\$ 129.00	18/19 ANNUAL PERMITS OPERATE
		Check Total:	\$ 167.00	
36544	4/5/2018	STATE WATER RESOURCES CO	\$ 110.00	WWTP OPERATOR CERTIFICATE
			\$ 110.00	WWTP OPERATOR CERTIFICATE
		Check Total:	\$ 220.00	
36545	4/5/2018	TECH MASTER MANAGEMENT	\$ 40.00	PD-PEST CONTROL
36546	4/5/2018	THOMASON TRACTOR COMPAN	\$ 14.03	PARK-SPOOL
36547	4/5/2018	U.S. POSTMASTER	\$ 790.54	UTILITY BILLING APRIL 2018
36548	4/5/2018	WEST STAR ENVIRONMENTAL	\$ 290.00	ANNUAL APCD TEST CONDUCTED
36549	4/5/2018	LEONORA HUTCHISON	\$ 18.91	MQ CUSTOMER REFUND
36550	4/5/2018	RENO RENTALS	\$ 73.29	MQ CUSTOMER REFUND
36551	4/10/2018	CITY OF FIREBAUGH	\$ 91,422.19	UNITED SEC BANK-PAYROLL
36552	4/12/2018	ADAMS ASHBY GROUP, LLC	\$ 5,350.00	GENERAL ADMIN-15-CDBG-105
36553	4/12/2018	AGRI-VALLEY IRRIGATION LL	\$ 11.46	#37-GLOVES/CEMENT GRAY
			\$ (17.69)	CREDIT
			\$ 18.45	ENCLOSED AREA-VALVE
			\$ 1.43	ENCLOSED AREA-PVC ADAPTER
			\$ 15.00	1091 N ST-ELBOW/TEFLON TA
			\$ 12.64	PVC-CEMENT GRAY/PRIMER PU
			\$ 1.31	PARKERS PARK-GASKET FULL
			\$ 85.54	SENIOR CENTER-PIPE PVC/AD
		Check Total:	\$ 128.14	
36554	4/12/2018	AMERIPRIDE SERVICES INC.	\$ 75.00	PD-MAT
36555	4/12/2018	ALFREDO ARAMBULA	\$ 500.00	RODEO GROUNDS CLEANING DEP
36556	4/12/2018	AT&T MOBILITY	\$ 417.60	POLICE DEPT #287249191200
36557	4/12/2018	AT&T	\$ 260.51	ALL DEPT TELEPHONE
			\$ 502.47	PD INTERNET #9391012020
		Check Total:	\$ 762.98	

CITY OF FIREBAUGH ACCOUNTS PAYABLE
WARRANTS APRIL 1, 2018 - APRIL 30, 2018

<u>Check Number</u>	<u>Check Date</u>	<u>Name</u>	<u>Net Amount</u>	<u>Description</u>
36558	4/12/2018	AUTOZONE COMMERCIAL (137	\$ 129.48	PW#7-BATTERY
			\$ (50.25)	PW#7-BATTERY
			\$ 141.44	DURALAST REMAN STARTER
			\$ (141.44)	DURALAST REMAN STARTER
			\$ 139.28	PW#7-DURALAST STARTER
			\$ 35.18	CAT TRACTOR-ANTIFREEZE
			\$ 63.69	PW#37-NEUTRAL SAFETY SWITCH
			\$ 3.33	RADAR TRAILER-GLASS FUSES
			\$ (63.69)	DURALAST NEUTRAL SAFETY
			\$ 21.58	PW#10-LOCKNUT SOCKET
			\$ (21.58)	PW#10-LOCKNUT SOCKET
			\$ 13.91	PD#5-SANDPAPER/HEADLIGHT
			\$ 6.36	SHOP-TURTLE WAX
			\$ 31.08	SHOP-GEAR OIL
			\$ 3.23	TRANSMISSION FUNNEL
			\$ 15.00	UNIT#5-FLOOR MATS
			\$ 17.59	PW#39-ANTIFREEZE/COOLANT
			\$ 21.33	SHOP-GRAIN PAN/PLASTIC
			\$ 241.98	PD#8-PLUG/INTAKE MANIFOLD
			\$ 14.11	PD#8-BATTERY/CABLES
			\$ 6.47	PW#9-BATTERY
			\$ 29.10	FD-ARMOR ALL
Check Total:			\$ 657.18	
36559	4/12/2018	BOGIE'S PUMP SYSTEMS	\$ 755.83	ZOELLER N6282 115V
36560	4/12/2018	COOK'S COMMUNICATIONS	\$ 857.32	PD-RADIO HSI GRANT
36561	4/12/2018	CORELOGIC SOLUTIONS, LLC.	\$ 200.00	REALQUEST MARCH 2018
36562	4/12/2018	CRANE TEC ENTERPRISES, IN	\$ 4,402.82	CRANE-REPAIR AND LABOR FEE
36563	4/12/2018	DEPARTMENT OF JUSTICE	\$ 162.00	PD-FINGERPRINT MARCH 2018
			\$ 210.00	PD-BLOOD ALCOHOL ANALYSIS
Check Total:			\$ 372.00	
36564	4/12/2018	EMERGENCY VEHICLE INSTAL	\$ 6,385.28	2018 DODGE CHARGER EMERGENCY
36565	4/12/2018	FIREBAUGH AUTO REPAIR	\$ 41.75	PD#14-SMOG TEST
			\$ 41.75	PD#5-SMOG TEST INSPECTION
Check Total:			\$ 83.50	
36566	4/12/2018	FRESNO COUNTY TREASURER	\$ 164.04	ACCESS FEES MARCH 2018

CITY OF FIREBAUGH ACCOUNTS PAYABLE
WARRANTS APRIL 1, 2018 - APRIL 30, 2018

<u>Check</u> Number	<u>Check</u> Date	<u>Name</u>	<u>Net</u> Amount	<u>Description</u>
36567	4/12/2018	FRESNO OXYGEN	\$ 52.22	SHOP-PARTS
36568	4/12/2018	GALLS, LLC	\$ 1,122.41	PD-SAFETY EQUIPMENT
36569	4/12/2018	G&K SERVICES, INC.	\$ 20.54	CITY HALL
			\$ 89.28	CITY SHOP
			\$ 27.71	COMMUNITY CTR
			\$ 13.85	WASTEWATER FACILITY
			\$ 20.54	CITY HALL
			\$ 89.28	CITY SHOP
			\$ 20.23	COMMUNITY CTR
			\$ 12.97	WASTEWATER FACILITY
			\$ 20.54	CITY HALL
			\$ 89.28	CITY SHOP
			\$ 20.23	COMMUNITY CTR
			\$ 12.97	WASTEWATER FCILITY
			\$ 20.54	CITY HALL
			\$ 89.28	CITY SHOP
			\$ 20.23	COMMUNITY CENTER
			\$ 12.97	WASTEWATER FACILITY
Check Total:			\$ 580.44	
36570	4/12/2018	GOUVEIA ENGINEERING, INC.	\$ 50.00	720.01 PLANNING GENERAL
			\$ 763.88	725.01 PUBLIC WORKS GENERATOR
			\$ 1,572.38	745.01 STREETS GENERAL
			\$ 548.63	745.21C RIVERLANE/CARDELLA
			\$ 2,240.44	785.22 "N" STREET APARTMENT
			\$ 992.25	795.14 SMALL COMMUNITIES
			\$ 482.50	795.15 HUD TANK SRF
Check Total:			\$ 6,650.08	
36571	4/12/2018	GUTHRIE PETROLEUM, INC.	\$ 1,331.63	UNLEADED GASOLINE
			\$ 1,234.05	UNLEADED GASOLINE
			\$ 1,371.16	UNLEADED GASOLINE
			\$ 1,126.59	UNLEADED GASOLINE
Check Total:			\$ 5,063.43	
36572	4/12/2018	HOME DEPOT CREDIT SERVICE	\$ 310.09	PURCHASE FOR SENIOR CTR/S
36573	4/12/2018	HUB INTERNATIONAL	\$ 128.04	SPECIAL EVENT INSURANCE
			\$ 128.04	SPECIAL EVENT INSURANCE
			\$ 128.04	SPECIAL EVENT INSURANCE
			\$ 128.04	SPECIAL EVENT INSURANCE
Check Total:			\$ 512.16	
36574	4/12/2018	KER WEST, INC. DBA	\$ 230.00	LEGAL NOTICE-PROPOSED

CITY OF FIREBAUGH ACCOUNTS PAYABLE
WARRANTS APRIL 1, 2018 - APRIL 30, 2018

<u>Check Number</u>	<u>Check Date</u>	<u>Name</u>	<u>Net Amount</u>	<u>Description</u>
36575	4/12/2018	KTS SERVICES OF NORTHERN	\$ 2,595.75	NEW SHORTEL CONECT PRODUCT
36576	4/12/2018	MANUEL'S SMALL ENGINE REP	\$ 88.30	BLOWER-CHECK & REPAIR
36577	4/12/2018	MANUELS TIRE SERVICE, INC	\$ 16.26	PW#37-RADIAL PATCH
			\$ 16.26	PD-RADIAL PATCH
			\$ 16.26	PD-RADIAL PATCH
		Check Total:	\$ 48.78	
36578	4/12/2018	NORTHSTAR CHEMICAL	\$ 2,016.31	SODIUM HYPOCHLORITE
36579	4/12/2018	ALEJANDRO PEREZ	\$ 150.00	A/F HALL CLEANING DEPOSIT
36580	4/12/2018	PINNACLE PUBLIC FINANCE,	\$ 60,973.78	WATER REVENUE REFUNDING
36581	4/12/2018	QUILL CORPORATION	\$ 32.38	FRONT DESK-WIRELESS MOUSE
			\$ 106.86	ALL DEPTS-STEEL DROP BOX
		Check Total:	\$ 139.24	
36582	4/12/2018	RSG, INC.	\$ 8,607.50	RSG1506-2017-18 SUCCESSOR
36583	4/12/2018	SPARKLETTS	\$ 94.91	POLICE DEPT
			\$ 111.11	SENIOR CENTER/CITY HALL
		Check Total:	\$ 206.02	
36584	4/12/2018	TPX COMMUNICATIONS	\$ 1,572.94	ALL DEPTS INTERNET & TELEPHONE
36585	4/12/2018	THARP'S FARM SUPPLY	\$ 3.56	TRAIL LIGHTS BOX-SWIVEL
			\$ 5.02	LIFT STATIONS-STEEL BOLTS
			\$ 7.50	SHOP SUPPLIES-ADHESIVE
			\$ 35.62	PARKS-GOPHER TRAPS
			\$ 9.03	BOLTS/FLAT WASHER/LOCK NUT
			\$ 41.08	LIFT STATION-FLANGENUT
			\$ 33.47	GREY TRAILER-HEX NUT
			\$ 18.12	TRUCK #10-TAPE
			\$ 0.67	WHITE DUPL RECPT
			\$ 1.62	PD-CURTIS KEYS
			\$ 32.33	ELBOW/PRIMER
			\$ 3.24	DOG TRUCK-CURTIS KEYS
			\$ 42.43	1591 O ST-MALE ADAPTER
			\$ 156.43	PD TRAILER REPAIR
			\$ 16.88	RAMIRO'S HOUSE-FLEX COUP-
			\$ 1.62	PD-CURTIS KEYS
			\$ 61.49	CAT TRACTOR-BELTS

CITY OF FIREBAUGH ACCOUNTS PAYABLE
WARRANTS APRIL 1, 2018 - APRIL 30, 2018

<u>Check</u> Number	<u>Check</u> Date	<u>Name</u>	<u>Net</u> Amount	<u>Description</u>
36585	4/12/2018	THARP'S FARM SUPPLY	\$ 7.39	RAMIRO'S HOUSE-CITY REPAIR
			\$ 1.99	WESTHILLS-FEMALE ADAPTOR
			\$ 1.51	SERVICE TRUCK #10-FLATWASH
			\$ 82.31	PD TRAILER-HANGER KIT AXLE
			\$ 2.57	1515 O ST-FEMALE/MALE ADAPTOR
			\$ 19.98	BLADE
			\$ 23.67	RESTROOMS-PINESOL/CLEANER
			\$ 19.13	NYLON COUPLER
			\$ 10.93	STUD ANCHORS
			\$ 32.39	SHOP-DECALS
			\$ 9.56	SHRINK TUBE
			\$ 27.58	WWTP-WYP-ALLS IN BOX
			\$ 4.86	SHOP LIGHT-BULB
			\$ 2.14	PUMP VASQUEZ-EYEBOLT
			\$ 6.44	WATERSITES-AAA BATTERIES
			\$ 36.63	SITE#1-VALVE/NUT/SLEEVE
			\$ 28.13	SHOP SUPPLIES-HEAT SHRINK
			\$ 34.72	WATER SITE #2-SEAL
			\$ 18.58	SHOP AIR HOSE-PLUG
			\$ 10.13	COMMUNITY CTR-GRAY COVER
			\$ 16.07	RODEO GROUNDS-SECURITY
			\$ 150.20	SPRAY RIG-VALVE
Check Total:			\$ 1,017.02	
36586	4/12/2018	U.S. BANK EQUIPMENT FINAN	\$ 140.39	RNT/LEASE EQUIP 3/20/18-
36587	4/12/2018	VERIZON WIRELESS	\$ 678.43	ALL DEPT CELL PHONES
36588	4/12/2018	WESTERN LIGHTSOURCE	\$ 3,383.07	STREET LIGHT-REPLACEMENT
36589	4/12/2018	ZEE MEDICAL SERVICE CO.	\$ 154.22	PUBLIC WORKS MEDICAL SUPPLY
			\$ 87.11	CITY HALL MEDICAL SUPPLIE
Check Total:			\$ 241.33	
36590	4/12/2018	GOLDEN ONE CREDIT UNION	\$ 1,666.66	JOHN BORBOA MONTHLY SALARY
36591	4/12/2018	NICHOLS CONSULTING	\$ 750.00	STATE MANDATED COST
36592	4/17/2018	ALERT-O-LITE, INC.	\$ 214.19	ASPHALT PATCH
36593	4/17/2018	CALIFORNIA STATE FIREFIGH	\$ 77.50	FIRE DUES/FEES
36594	4/17/2018	DEPT. OF TRANSPORTATION	\$ 969.53	SIGNALS AND LIGHTING BILL
36595	4/17/2018	GOODALL TRUCKING, INC.	\$ 691.04	BASE ROCK MATERIAL

CITY OF FIREBAUGH ACCOUNTS PAYABLE
WARRANTS APRIL 1, 2018 - APRIL 30, 2018

<u>Check</u> <u>Number</u>	<u>Check</u> <u>Date</u>	<u>Name</u>	<u>Net</u> <u>Amount</u>	<u>Description</u>
36596	4/17/2018	LOZANO SMITH, LLP	\$ 4,255.00	PROFESSIONAL SERVICES RENDER
36597	4/17/2018	NOAH MARQUEZ	\$ 476.00	MEAL PER DIEM TRAINING
36598	4/17/2018	PACIFIC GAS & ELECTRIC	\$ 36,289.82	ALL DEPTS #7355932148-1
36599	4/17/2018	QUILL CORPORATION	\$ 291.25	TOILET PAPER/BLEACH
			\$ 19.96	CODE ENFORCEMENT-CORD
			\$ 321.75	CODE ENFORCEMENT- CAMERA
		Check Total:	\$ 632.96	
36600	4/17/2018	RESOURCES RECYCLING & REC	\$ 5,000.00	UNSPENT FUNDS CCPP FY14-1
36601	4/17/2018	RSG, INC.	\$ 9,893.75	RSG1506-2017-18 SUCCESSOR
36602	4/17/2018	JOSE SANDOVAL	\$ 150.00	ENCLOSED AREA CLEANING DEP
36603	4/24/2018	CITY OF FIREBAUGH	\$ 87,113.11	UNITED SEC BANK-P/R A/C -
36604	4/27/2018	AMERIPRIDE SERVICES INC.	\$ 75.00	PD-MAT
36605	4/27/2018	BSK & ASSOCIATES, INC.	\$ 37.50	LAB ANALYSIS
			\$ 300.00	LAB ANALYSIS
			\$ 50.00	LAB ANALYSIS
			\$ 70.00	LAB ANALYSIS
			\$ 37.50	LAB ANALYSIS
			\$ 45.00	LAB ANALYSIS
			\$ 295.00	LAB ANALYSIS
			\$ 125.00	LAB ANALYSIS
			\$ 67.50	LAB ANALYSIS
			\$ 55.00	LAB ANALYSIS
			\$ 87.50	LAB ANALYSIS
			\$ 45.00	LAB ANALYSIS
			\$ 37.50	LAB ANALYSIS
			\$ 68.76	LAB ANALYSIS
			\$ 187.53	LAB ANALYSIS
			\$ 37.50	LAB ANALYSIS
			\$ 67.50	LAB ANALYSIS
			\$ 68.76	LAB ANALYSIS
			\$ 218.78	LAB ANALYSIS
			\$ 37.50	LAB ANALYSIS
		Check Total:	\$ 1,938.83	
36606	4/27/2018	CALIFORNIA BUILDING STAND	\$ 31.50	BUILDING STANDARDS ADMIN

CITY OF FIREBAUGH ACCOUNTS PAYABLE
WARRANTS APRIL 1, 2018 - APRIL 30, 2018

<u>Check</u> <u>Number</u>	<u>Check</u> <u>Date</u>	<u>Name</u>	<u>Net</u> <u>Amount</u>	<u>Description</u>
36607	4/27/2018	CNA SURETY	\$ 3,214.30	WESTERN SURETY CO-CA POSI
36608	4/27/2018	CORBIN WILLITS SYSTEMS	\$ 1,020.18	ADMINISTRATION C/W SERVIC
36609	4/27/2018	DEPT. OF CONSERVATION	\$ 59.42	BLDG & INSPEC 1/1/18-3/21
36610	4/27/2018	DISH	\$ 53.30	SENIOR CENTER CABLE
36611	4/27/2018	FIREBAUGH AUTO REPAIR	\$ 125.00	PD#10-BATTERY
			\$ 75.00	PD#8-PRESSURE SWITCH
			\$ 41.75	PD FORD 2009-SMOG
			\$ 70.00	PD 2006 FORD-BRAKE
		Check Total:	\$ 311.75	
36612	4/27/2018	FIRST BANKCARD	\$ 8.49	FD-AMAZON FLASHLIGHT LENS
			\$ 8.04	PD-FINANCE CHARGE
			\$ 99.99	PD-MICROSOFT OFFICE
			\$ 345.00	BEN-CALIFORNIA WATER ENVIRON
			\$ 104.39	BEN-BRADY APPLE PENCIL IP
			\$ 23.50	FD-AMAZON GLASS BREAKER
			\$ 18.33	FD-AMAZON FLASHLIGHT REPLACE
			\$ 16.67	PD-SETTLEMENTONE SCREENING
			\$ 54.86	PD-RAZZARI FORD REPAIR
			\$ 43.22	PD-FB RESTAURANT MEETING
			\$ 40.34	PIO-GODADDY.COM SERVICE
			\$ 99.99	PIO-MICROSOFT OFFICE
			\$ 179.88	BEN-ADOBE SYSTEMS
			\$ 84.75	BEN-DON PEPE TAQUERIA MEETING
			\$ 28.15	BEN-DICKS SPORTING GOOD-PARK
			\$ 200.00	BEN-CA NEVADA-REGISTRATION
			\$ 39.52	BEN-PW#29 CABLE SHIFT
			\$ 33.47	BEN-CARLS JR ICSC CONFERENCE
			\$ 5.00	BEN-PORTOLA HOTEL & SPA I
			\$ 18.15	BEN-STARBUCKS ICSC CONFERENCE
			\$ 39.99	PIO-MCAFEE
			\$ 53.52	BEN-BATTERIES/BULBS-METER
		Check Total:	\$ 1,545.25	
36613	4/27/2018	FIREBAUGH TOWING	\$ 250.00	PD-EXPLORER TOWING-M. MAR
36614	4/27/2018	FRESNO CITY COLLEGE	\$ 132.00	PD-REGISTRATION B. MILLER
36615	4/27/2018	BRADY JENKINS	\$ 300.00	MONTHLY SALARY FOR MEETING
36616	4/27/2018	KER WEST, INC. DBA	\$ 470.00	LEGAL NOTICE-RDS & STREET

CITY OF FIREBAUGH ACCOUNTS PAYABLE
WARRANTS APRIL 1, 2018 - APRIL 30, 2018

<u>Check</u> <u>Number</u>	<u>Check</u> <u>Date</u>	<u>Name</u>	<u>Net</u> <u>Amount</u>	<u>Description</u>
36617	4/27/2018	MID-VALLEY DISPOSAL	\$ 209.75	WATER TREATMENT PLANT
36618	4/27/2018	NASCO	\$ 155.49	ANIMAL CONTROL-TRAP
36619	4/27/2018	OCCUPATIONAL HEALTH CNTI	\$ 119.00	PD-PHYSICAL C. REYNOSO
			\$ 228.00	PD-PHYSICAL EMETERIO CUEVAS
		Check Total:	\$ 347.00	
36620	4/27/2018	FELIPE PEREZ	\$ 300.00	MONTHLY SALARY FOR MEETING
36621	4/27/2018	PITNEY BOWES #8000-9090-	\$ 520.99	POSTAGE REFILL 4/5/18
36622	4/27/2018	CSG CONSULTANTS, INC.	\$ 1,191.94	CONSTRUCTION NEW 1354 SQ
36623	4/27/2018	QUILL CORPORATION	\$ (23.73)	CREDIT PRINTWRITE EXPERIENCE
			\$ (19.96)	CREDIT-INTERFACE CABLE
			\$ 40.05	FOUR-TIER BRCHURE HOLDER
			\$ 256.36	PD/COMM CTR-WEBSTER LINER
			\$ 48.90	CODE ENFORCEMENT-MEMORY
			\$ 7.33	OFFICE-HYGIENIC SORTKWIK
			\$ 281.20	PD/CITY HALL-PAPER/CITY HALL
		Check Total:	\$ 590.15	
36624	4/27/2018	RAIN FOR RENT	\$ 8,419.98	STORM DRAIN-REPAIR/LABOR
			\$ (2,432.22)	STORM DRAIN-CREDIT
		Check Total:	\$ 5,987.76	
36625	4/27/2018	RON'S AUTO REPAIR	\$ 2,044.00	PD UNIT#3-LABOR/REPAIR
36626	4/27/2018	MARCIA SABLAN	\$ 150.00	MONTHLY SALARY FOR MEETING
36627	4/27/2018	CLAUDIA SOLIS-ALCALA	\$ 150.00	FACEBOOK FOR MONTH OF MAR18
			\$ 180.00	FACEBOOK FOR MONTH OF FEB18
		Check Total:	\$ 330.00	
36628	4/27/2018	SPARKLETTS	\$ 93.12	CITY HALL/SENIOR CENTER
36629	4/27/2018	TIFCO INDUSTRIES	\$ 206.01	PW-PLATED LOCK WASHER/CLAP
36630	4/27/2018	ALFRED VALDEZ	\$ 300.00	MONTHLY SALARY FOR MEETING



STAFF REPORT

TO: City Council
FROM: Ben Gallegos, City Manager
DATE: May 21, 2018
SUBJECT: Introduction of Ordinance No. 18-02 - An Ordinance Of The City Council Of The City Of Firebaugh (i) Amending Municipal Code Section 25-29.2 To Clarify Commercial Cannabis Activities In The M-2 Zones; (2) Amending Municipal Code Section 25-41.13 To Establish A New "Cannabis Control Ordinance," Including A Regulatory Framework For Commercial Cannabis Operations And Personal Use Cultivation (Medical And Recreational/Adult Use); and (3) Amending Municipal Code Section 25-67.3 "Definitions" To Delete And Move Cannabis-Related Definitions To Municipal Code Section 25-41.13

HISTORY:

On November 20, 2017, following extensive debate and workshops before the Planning Commission and Council, the City Council for the City of Firebaugh adopted Ordinance No. 17-03 establishing provisions within the City's Municipal Code to implement the Adult Use of Marijuana Act (AMUA), including allowing commercial cannabis operations in the M-2 (Heavy Industrial) Zone, subject to a Conditional Use Permit (CUP), and establishing development standards for such operations (the "Marijuana Ordinance").

The Marijuana Ordinance included the following requirements:

- Adding Marijuana cultivation, manufacturing, testing, transportation, and distribution as a permitted land use subject to a CUP in the M-2 (Heavy Industrial) zone.
- Providing additional operating regulations in the "Special Uses" chapter (Chapter 41) of the Zoning Ordinance. These requirements include background checks, and no signage advertising the on-site activity.
- Prohibiting retail marijuana dispensaries and delivery within the City.
- Noticing of hearings related to the marijuana uses through the CUP process.
- Prohibiting marijuana or alcohol consumption on-site.
- Prohibiting minors from the site.
- That marijuana operation must be at least 600 feet from any school.
- That marijuana operation must comply with all building, health and environmental codes.
- That cultivation and processing must occur indoors with appropriate odor devices.
- That buildings be secure with fencing, electronic entry gates with card systems and monitoring alarm systems approved by the Police Department.
- Owner/Operator permits requiring a Police Department background check and setting forth the basis for denying permit, including past permit revocation.
- Employee permits requiring a Police Department background check.
- Suspension and revocation procedures for permits.
- That marijuana operations may be deemed abandoned after ceasing operations for a 90 day period.
- City fees, including regulatory fees (covering actual cost of services), business license fees, and a revenue tax.
- Record keeping, inspection and access to marijuana operational records.
- Indemnification of City against any legal challenges and proof of insurance
- Enforcement provisions.
- Definitions

On January 1, 2018, the State of California began licensing commercial cannabis businesses for both medicinal and recreational/adult marijuana use throughout the State.

This newly licensed commercial cannabis industry is evolving quickly and the State is changing its regulation of the industry as quickly, including the passage of Senate Bill 94 in 2017, also known as the "Medicinal and Adult Use Cannabis Regulation and Safety Act" or "MAUCRSA," which revised references to "marijuana" and "medical cannabis" in existing law to instead refer to "cannabis" or "medicinal cannabis," respectively.

The Marijuana Ordinance has a number of provisions that create potential legal and practical issues, these include:

- The Ordinance does not regulate personal or medical use cultivation of cannabis or medical and recreational/adult use as now allowed under State law.
- The Ordinance does not have a revenue raising feature absent a tax adopted by the Firebaugh residents.
- The Ordinance is deemed void in the event a tax is not adopted in Firebaugh. This could expose the city to claims from approved cannabis operations that subsequently have their uses invalidated.

The Lozano Smith law firm is recommending that amendment and modification of some of the City of Firebaugh's provisions regulating the operation of commercial cannabis businesses is necessary. We recommend:

- Enhancing the Ordinance to include regulations for personal and medical uses allowed under state law (Firebaugh Municipal Code sections 25-41.13(2) and 25-41.13(3)).
- Clarifying that the Regulatory Application is actually a permit that may be granted/revoked by the Council consistent with the cannabis operation requirements (Firebaugh Municipal Code section 25-41.13.6(d)).
- Adding a development agreement requirement for all commercial cannabis uses to contractually ensure on-site physical requirements and a revenue stream to address some of the adverse secondary impacts of these uses (Firebaugh Municipal Code section 25-41.13.6(b)(4)).
- Eliminating language that voids the Ordinance if a tax is not passed.

Except for the Council approval of the Regulatory Permit, these amendments will retain the procedural and operational requirements of the current Marijuana Ordinance but address all recent State law changes and enhance the City authority to require a reasonable revenue stream from these cannabis uses.

RECOMMENDATION:

Introduce Ordinance No. 18-02.

FISCAL IMPACT:

Costs of the regulatory oversight are borne by the applicant/operators. Additional annual revenue will come to the City General Fund from revenues related to the cannabis uses approved by the City.

ORDINANCE NO. 18-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH (1) AMENDING MUNICIPAL CODE SECTION 25-29.2 TO CLARIFY COMMERCIAL CANNABIS ACTIVITIES IN THE M-2 ZONES; (2) AMENDING MUNICIPAL CODE SECTION 25-41.13 TO ESTABLISH A NEW “CANNABIS CONTROL ORDINANCE,” INCLUDING A REGULATORY FRAMEWORK FOR COMMERCIAL CANNABIS OPERATIONS AND PERSONAL USE CULTIVATION (MEDICAL AND RECREATIONAL/ADULT USE); AND (3) AMENDING MUNICIPAL CODE SECTION 25-67.3 “DEFINITIONS” TO DELETE AND MOVE CANNABIS-RELATED DEFINITIONS TO MUNICIPAL CODE SECTION 25-41.13

WHEREAS, on November 20, 2017, the City Council for the City of Firebaugh did adopt Ordinance 17-03 establishing provisions within the City’s Municipal Code to implement the Adult Use of Marijuana Act, including allowing commercial cannabis operations in the M-2 (Heavy Industrial) Zone, subject to a Conditional Use Permit, and establishing development standards for such operations (the “Marijuana Ordinance”);

WHEREAS, the Marijuana Ordinance did not regulate personal or medical use cultivation of cannabis in the home or medical and recreational/adult use as allowed under State law;

WHEREAS, on January 1, 2018, the State of California began licensing commercial cannabis businesses for both medicinal and adult marijuana use throughout the State;

WHEREAS, this newly licensed commercial cannabis industry is evolving quickly and the State is changing its regulation of the industry as quickly, including the passage of Senate Bill 94 in 2017, also known as the “Medicinal and Adult Use Cannabis Regulation and Safety Act” or “MAUCRSA,” which revised references to “marijuana” and “medical cannabis” in existing law to instead refer to “cannabis” or “medicinal cannabis,” respectively;

WHEREAS, the City Council has determined that amendment and modification of some of the City of Firebaugh’s provisions regulating the operation of commercial cannabis businesses, and repeal and replacement of the Marijuana Ordinance, is necessary to conform the City of Firebaugh Municipal Code to recent State law changes, to clarify the City’s regulatory intent, to provide adequate notice and due process to any cannabis-related business that wishes to operate in the City, and to address fully the adverse secondary impacts, including but not limited to, nuisance impacts, and criminal impacts of cannabis-related businesses within the City’s jurisdiction; and

WHEREAS, the City Council has determined that amendment, repeal and replacement of the Marijuana Ordinance is necessary to also address the cultivation and use of recreational and medical cannabis in the City of Firebaugh.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FIREBAUGH DOES ORDAIN AS FOLLOWS:

Section 1. Section 25-29.2 (Industrial Zones: Permitted Uses) of the Firebaugh Municipal Code is hereby amended (additions are shown in bold; deletions are stricken through):

Use	Zone	
	M-1 Zone	M-2 zone
1. Assembling, cleaning, manufacturing, processing repairing or testing of products, conducted within an enclosed structure, or within a screened outdoor storage area, except for the following uses listed under 1(a) through 1(k), which are permitted only in the M-2 zone by Conditional Use Permit	P	P
a. Drop forges	-	CUP
b. Fertilizer manufacturing	-	CUP
c. Animal processing, including slaughterhouses, reduction, rendering and glue manufacturing	-	CUP
d. Petroleum products manufacturing, processing- and storage, including oils, gasoline, natural gas, paints and tar	-	CUP
e. Incinerators	-	CUP
f. Metal industries (ores, reduction, refining, smelting and alloying)	-	CUP
g. Paper and paper product manufacturing	-	CUP
h. Textile mills	-	CUP
i. Chemical manufacturing	-	CUP
j. Rubber manufacturing	-	CUP
2. Assembling, cleaning, manufacturing, processing, repairing or testing of products not listed under 1(a) through 1(b) that are conducted primarily outdoors.	CUP	CUP
3. Agricultural services and industries, including the following:		
a. Food and dairy processing	P	P
b. Cannabis cultivation, manufacturing, processing, extraction, testing, transportation and distribution (<i>All Cannabis activities</i>)	-	CUP, subject to standards contained in Chapter 25-41.13
b.c. Canneries	P	P
e.d. Cold storage facilities	P	P
d.e. Crop cultivation	P	P
e.f. Grain storage and processing	P	P
f. Marijuana cultivation, manufacturing, testing, transportation and distribution	-	CUP, subject to standards contained in Section 25-41.13
g. Nurseries	P	P
h. Packing houses	P	P
i. Veterinary services, livestock and large animals, including animal boarding	P	P
j. Animal sales yards	CUP	P
k. Agricultural exhibits, including sales, displays, large assembly of people and livestock	P	P

4. Automobile-oriented uses, including auto repair, tire shops, painting, upholstery, etc.	P	P
5. Concrete batch plants, processing of minerals, and aggregate and related materials, sand and gravel storage	CUP	P
6. Dwelling for a caretaker or security guard on the site of an approved use.	CUP	CUP
7. Fuel dealer and service stations	CUP	P
8. Airports, heliports/helipads	CUP	CUP
9. Farm supply stores	P	P
10. Lumber yards	P	P
11. Kennels	P	P
12. Mini storage facilities and storage buildings	P	P
13. Offices	P	P
14. Retail uses conducted as part of, and incidental to an established manufacturing operation (such as a candy store on the site of a candy manufacturing operation)	P	P
15. Research and development operations, including laboratories.	P	P
16. Recycling collection and processing facilities.	P	P
17. Salvage and wrecking facilities and junk yards		CUP
18. Towing services	P	P
19. Trucking, Transportation and distribution	P	P
20. Truck stops	CUP	CUP
21. Upholstery shops	P	P
22. Vehicle storage	P	P
23. Warehousing and wholesaling	P	P
24. Equipment rental and sales yards including farm equipment rental and sales	P	P
25. Building contractor offices and yards	P	P
26. Miscellaneous uses, including:		
a. Accessory uses on the site of a permitted use or conditionally-permitted use	P	P
b. Parking facilities on separate lots	P	P
c. Communications equipment buildings and structures (including wireless telecommunications facilities), public utility service yards, gas regulator stations, pumping stations, storm drainage reservoirs, public water wells, electric distribution substations and transmission line structures	CUP	CUP
d. Private fueling stations located on-site with a permitted or conditionally permitted use	P	P
e. Other uses determined to be similar in nature and intensity to those permitted in that particular zone, as determined by the city planner	P	P
f. Other uses determined to be similar in nature and intensity to those conditionally permitted in that particular zone, as determined by the city planner	CUP	CUP

Section 2. Section 25-41.13 of the Firebaugh Municipal Code is hereby amended to read as follows:

Chapter 25-41.13 – CANNABIS CONTROL ORDINANCE

25-41.13.1 – GENERAL PROVISIONS.

25-41.13.1.1 - Findings and purpose.

It is the purpose and intent of this chapter to promote the health, safety, morals, and general welfare of the residents and businesses within the City by regulating the cultivation, processing, extraction, manufacturing, testing, distribution, transportation, sale, and consumption of cannabis, whether for medical purposes or recreational or adult use as currently allowed under State law.

25-41.13.1.2 - Definitions.

For purposes of this chapter, these words and phrases shall be defined as follows:

“Act” means the Medicinal and Adult Use Cannabis Regulation and Safety Act (“MAUCRSA”), including implementing regulations, as the Act and implementing regulations may be amended from time to time. Definitions in this section referencing provisions of the Act shall also include amendments to the Act.

“Applicant” means a person who is required to file an application for a permit under this chapter.

“Business Owner” means the owner(s) of the Cannabis Operations. “Owner” means any of the following:

- a. A person with an aggregate ownership interest of 20 percent or more in the person applying for a license or a licensee, unless the interest is solely a security, lien, or encumbrance.
- b. The chief executive officer, president, and vice president of a nonprofit or other corporate entity.
- c. A member of the board of directors of a nonprofit.
- d. An individual who will be participating in the direction, control, or management of the entity or person applying for a license.

“Cannabis” shall have the meaning set forth in California Business and Professions Code section 26001, subdivision (f). “Cannabis” and “marijuana” may be used interchangeably, but shall have the same meaning.

“Cannabis dispensary” or “dispensary” means any facility or location, whether fixed or mobile, and any building or structure, where cannabis is made available to, distributed by, or distributed to more than two persons for sale or barter.

“Cannabis products” means cannabis that has undergone a process whereby the plant material has been transformed into a concentrate, including, but not limited to, concentrated cannabis, cannabidiol (CBD), or an edible or topical product containing cannabis or concentrated cannabis and other ingredients.

“City” means the City of Firebaugh.

“Collective or cooperative cultivation” means an association within California of qualified patients, persons with valid identification cards, and designated primary caregivers to cultivate cannabis for medical purposes as may have been allowed under the Compassionate Use Act of 1996, the “Medical Marijuana Program Act,” or the California “Medical Cannabis Regulation and Safety Act” adopted on October 9, 2015 through legislative bills AB 243, AB 266, and SB 643.

“Commercial Cannabis Operation” means any commercial cannabis activity, and all facilities and equipment that support that activity, as set forth in California Business and Professions Code section 26001, subdivision (k) and allowed under the Act, and as the Act and implementing regulations may be amended from time to time.

“Commercial Cannabis Regulatory Permit” or “Regulatory Permit” means the permit required under this chapter to operate a Commercial Cannabis Operation.

“Cultivate” or “cultivation” shall have the meaning set forth in California Business and Professions Code section 26001, subdivision (l) and shall also include the storage of one or more cannabis plants or any part thereof in any location.

“Delivery” shall have the meaning set forth in California Business and Professions Code section 26001, subdivision (p) and shall also include any technological platform that enables persons to arrange or facilitate the transfer of cannabis.

“Employee Permit” means the permit required under this chapter for every employee or independent contractor working at a Commercial Cannabis Operation or involved in transportation/Delivery-related services for a Commercial Cannabis Operation, other than solely as a vender or a certificated common carrier.

“Medicinal Cannabis” or “medical cannabis use” means the use of cannabis for the purposes set forth in California Health and Safety Code sections 11362.5 and 11362.7, *et seq.*

“Operator” means the Business Owner and any other person designated by the Business Owner as responsible for the day-to-day Commercial Cannabis Operation.

“Ordinance” means the ordinance enacting this chapter, and including the terms of this and related sections, which may be commonly referred to as the City’s “Cannabis Control Ordinance.”

“Police Chief” means the Police Chief of the City of Firebaugh or his or her designee.

“Premises” or “Site” means the designated structure or structures and land specified in the application that is owned, leased, or otherwise held under the control of the Applicant or permittee where the Commercial Cannabis Operation will be or is conducted. The Premises shall be a contiguous area and shall only be occupied by one permittee.

“Premises Owner” means the fee owner(s) of the Premises where Commercial Cannabis Operations are occurring.

“Primary caregiver” shall have the same definition as set forth in California Health and Safety Code sections 11362.5 and 11362.7, *et seq.*

“Property owner” is the title holder of real property within the City of Firebaugh.

“Qualified patient” shall have the same definition as set forth in California Health and Safety Code sections 11362.5 and 11362.7, *et seq.*

“Recreational cannabis,” “recreational cannabis use,” or “adult use cannabis” means all uses of cannabis not included within the definition of medicinal cannabis use.

“Responsible Party” shall mean the Business Owner, Operator, manager(s), and any employee having significant control over the Commercial Cannabis Operations.

25-41.13.2 - Regulations applicable to the cultivation of Medicinal Cannabis.

To the extent that the City is required to allow the cultivation of medical marijuana under State law and, except as provided for in this Ordinance, the rules set forth herein shall apply.

a. *Personal-use cultivation.* An individual qualified patient or person with an identification card shall be allowed to cultivate Medicinal Cannabis indoors within his/her private residence, or an attached garage. For owner-occupied residences, cultivation shall be allowed in an accessory building on the same property. A primary caregiver shall only cultivate Medicinal Cannabis at the residence of a qualified patient or person with an identification card for whom he/she is the primary caregiver. Medicinal Cannabis cultivation for personal use shall be subject to the following requirements:

1. *Area.* The medical marijuana cultivation area shall not exceed thirty-two (32) square feet measured by the canopy and not exceed ten feet (10') in height per residence. This limit applies regardless of the number of qualified patients or persons with an identification card residing in the residence. The cultivation area shall be a single, contiguous designated area.
2. *Lighting.* Medicinal Cannabis cultivation lighting shall not exceed a total of 1200 watts.
3. *Building Code Requirements.* Any alterations or additions to the residence, including garages and accessory buildings, shall be subject to applicable building and fire codes, including plumbing and electrical, and all applicable zoning codes, including lot coverage, set back, height requirements, and parking requirements.
4. *Gas products or flammable or volatile chemicals.* The use of gas products (carbon dioxide, butane, etc.) or flammable or volatile chemicals for Medicinal Cannabis cultivation or processing is prohibited.
5. *Evidence of cultivation.* No evidence of Medicinal Cannabis cultivation shall be visible from a public right-of-way or from adjacent property.
6. *Residence.* The qualified patient or person with an identification card shall reside in the residence where the Medicinal Cannabis cultivation occurs.
7. *Incidental use.* The residence shall maintain kitchen, bathrooms, and at least one bedroom for their intended uses. Such rooms shall not be used primarily for cannabis cultivation.
8. *Ventilation.* The Medicinal Cannabis cultivation area shall include a ventilation and filtration system designed to ensure that odors from the cultivation are not detectable beyond the residence, or beyond the property line for detached single-family residences, and designed to prevent mold and moisture and otherwise protect the health and safety of persons residing in the residence. This shall include, at a minimum, a system meeting the requirements of the current, adopted edition of the California Building Code § 1203.4 Natural Ventilation, or § 402.3 Mechanical Ventilation, or its equivalent(s).
9. *Storage of chemicals.* Any chemicals used for Medicinal Cannabis cultivation shall be stored outside of the habitable areas of the residence and outside of public view from neighboring properties and public rights-of-way.
10. *Nuisance.* The Medicinal Cannabis cultivation area shall not adversely affect the health or safety of the nearby residents by creating dust, glare, heat, noise, noxious gasses, odor, smoke, traffic, vibration, or other impacts, nor shall it be hazardous due to the use or storage of materials, processes, products or wastes, or from other actions related to the cultivation.

11. *Property owner authorization.* For rental properties, the lessee shall obtain written authorization from the property owner or property-management Company to cultivate personal-use or medical marijuana. Such written authorization shall be maintained on the premises at all times and presented at the request of the City.
12. *Additional requirements for garages and accessory buildings.* The following additional requirements shall apply for personal-use cultivation that occurs in a garage or accessory building: (A) The garage or accessory building shall be secure, locked, and fully enclosed, with a ceiling, roof or top, and entirely opaque; (B) the garage or building shall include a burglar alarm monitored by an alarm company or private security company; (C) the garage or building, including all walls, doors, and the roof, shall be constructed with a firewall assembly of green board meeting the minimum building code requirements for residential structures and include material strong enough to prevent entry except through an open door; and (D) extension cords or other make-shift equipment on the exterior of a building used to supply power for cannabis cultivation is prohibited.
13. *Posting of physician recommendation or identification card; posting of owner permission.* A copy of a qualified patient physician recommendation or identification card shall be posted in a conspicuous place in the cultivation area for each patient residing in the residence who is cultivating Medicinal Cannabis. For rental properties, a copy of the owner's written authorization to cultivate Medicinal Cannabis shall be posted in the same manner.

b. *Collective or cooperative cultivation.* The collective or cooperative cultivation of Medicinal Cannabis is prohibited in the City of Firebaugh.

25-41.13.3 - Regulations applicable to the cultivation of recreational or adult use cannabis.

To the extent that the City is required to allow the cultivation of recreational or adult use cannabis under State law, and except as provided for in Section 25-41.13.6, the rules set forth herein shall apply.

- a. *State law limits.* The cultivation of recreational or adult use cannabis shall be subject to the limits set forth in any applicable State law. At the time of adoption of this chapter, applicable State law limits the cultivation of recreational or adult use cannabis to six (6) plants per residence.
- b. *Compliance with medicinal cannabis personal-use cultivation rules.* All persons lawfully allowed to cultivate recreational or adult use cannabis under State law shall be subject to the same rules, requirements, and limitations applicable to the personal-use cultivation of medical marijuana set forth in Section 25-41.13.2(a).

25-41.13.4 - Regulations applicable to Commercial Cannabis Operations, Dispensaries, and Deliveries.

- a. *Commercial Cannabis Operations.* Except as provided for in Sections 25-41.13.5 and 25-41.13.6, Commercial Cannabis Operations as defined in section 25-41.13.2 are prohibited within the City of Firebaugh.
- b. *Dispensaries.* Cannabis Dispensaries as defined in Section 25-41.13.2 are prohibited within the City of Firebaugh.
- c. *Deliveries.* The Delivery of cannabis as defined in Section 25-41.13.2, except as among permitted Commercial Cannabis Operations, is prohibited within the City of Firebaugh, regardless of whether the Delivery is initiated within or outside of the City of Firebaugh, and regardless of whether a technology platform is used for Delivery by the Commercial Cannabis Operation.

25-41.13.5 – Exceptions to Dispensary ban for certain healthcare facilities.

The following facilities providing Medicinal Cannabis to patients are not subject to the provisions of Section 25-41.13.4, provided they are in strict compliance with Health and Safety Code sections 11362.5 and 11362.7, *et seq.*, and all other State and local laws pertaining the uses, including zoning, permitting, and licensing requirements:

- A clinic licensed pursuant to Chapter 1 (commencing with Section 1200) of Division 2 of the Health and Safety Code.
- A healthcare facility licensed pursuant to Chapter 2 (commencing with Section 1250) of Division 2 of the Health and Safety Code.
- A residential-care facility for persons with chronic life-threatening illnesses licensed pursuant to Chapter 3.01 (commencing with Section 1568.01) of Division 2 of the Health and Safety Code.
- A residential-care facility for the elderly licensed pursuant to Chapter 3.2 (commencing with Section 1569) of Division 2 of the Health and Safety Code.
- A residential hospice, or a home-health agency licensed pursuant to Chapter 8 (commencing with Section 1725) of Division 2 of the Health and Safety Code.

25-41.13.6 – Limited Commercial Cannabis Operations pursuant to Regulatory Permit.

Notwithstanding the prohibition on Commercial Cannabis Operations set forth in Section 25-41.13.4, and the limitations upon the cultivation of cannabis set forth in Sections 25-41.13.3 and 25-41.13.4, Commercial Cannabis Operations may be allowed as set forth in this Section.

a. *Purpose.* The purpose of this Section is to allow limited Commercial Cannabis Operations in the City of Firebaugh as may be permitted under the Medicinal and Adult Use Cannabis Regulation and Safety Act (“MAUCRSA” or “Act”) and to adopt local regulations applicable to those operations.

b. *Permitted Uses.* Business Owners meeting the requirements of this section shall be eligible to apply for a Regulatory Permit to conduct the following Commercial Cannabis Operations, as may be approved by the City Council at its discretion:

- Cultivation.
 - Processing.
 - Extraction.
 - Manufacturing.
 - Testing.
 - Distribution.
 - Transportation.
1. The Regulatory Permit issued pursuant to this Section shall specify whether the Commercial Cannabis Operation shall be limited to Medicinal Cannabis.
 2. The Regulatory Permit issued pursuant to this Section shall specify the precise Commercial Cannabis Operation, by clear description and, when appropriate, shall reference the license type specified in the Act for which a State license is being sought.
 3. The Commercial Cannabis Operation shall at all times be in compliance with this Section as it may be amended from time to time or repealed and replaced by another section governing Commercial Cannabis Operations.

4. No Regulatory Permit shall issue unless or until the Business Owner and the Property Owner enter into a Project Development Agreement with the City.
5. Dispensaries are expressly prohibited as set forth in Section 25-41.13.4.
6. The City Council retains the discretion to deny a Regulatory Permit or limit a Regulatory Permit to specified Commercial Cannabis Operations.

c. *Minimum Operational Requirements and Restrictions.* The following operational requirements and restrictions shall apply to all Commercial Cannabis Operations:

1. *The Act and Other State Laws.* The Commercial Cannabis Operations shall at all times be in compliance with the Act and the implementing regulations, as they may be amended from time to time, as well as all State license(s) required under the Act, and any other applicable State law. The Operator shall obtain all licenses required under the Act prior to opening for business.
2. *Register of Employees.* The Operator shall maintain a current register of the names of persons required to have Employee Permits. The register shall be made available to the Police Chief at all times immediately upon request.
3. *Signage.* There shall be no signage or markings on the Premises or off-site that in any way evidences that Commercial Cannabis Operations are occurring on the property. Interior building signage is permissible provided the signage is not visible outside of the building.
4. *Cannabis Consumption.* No cannabis or cannabis product shall be smoked, ingested or otherwise consumed on the Premises. Prominent signage of this prohibition shall be displayed throughout the facility.
5. *Alcoholic Beverages.* No Commercial Cannabis Operation shall hold or maintain a retail license from the State Department of Alcohol Beverage Control to sell alcoholic beverages, or operate a business that sells alcoholic beverages. In addition, alcohol for personal consumption shall not be provided, stored, kept, located, sold, dispensed, or used on the Premises.
6. *Transportation.* Transportation shall only be conducted as permitted by State law.
7. *Deliveries.* There shall be no deliveries of cannabis or cannabis-containing products from the Premises, except to another State or local licensed or permitted cannabis business.
8. *Non-Commercial Cannabis Activity.* No non-commercial or Recreational Cannabis activity shall occur on the Premises.
9. *Retail Sales.* The retail sale of cannabis is expressly prohibited.
10. *Public Access.* There shall be no public access to the Premises.
11. *Minors.* It shall be unlawful for any Operator to employ any person who is not at least twenty-one (21) years of age.
12. *Distance Separation from Schools, Daycare Centers and Youth Centers.* A Commercial Cannabis Operation shall not be located within 600 feet from any existing school, daycare center or youth center as defined by State law, nor from a proposed school site as identified in the General Plan. Measurements shall be from property boundary to property boundary. For purposes of this section, "school" means any public or private school providing instruction in kindergarten or grades 1-12, inclusive, but does not include any private school in which education is primarily conducted in private homes.
13. *Hours of Operation.* Commercial Cannabis Operations shall be allowed to operate per the requirements of the underlying zone district and subject to the City's noise and nuisance ordinances.

14. *Building and Related Codes.* The Cannabis Operation shall be subject to the following requirements:
- (A) The Premises in which the Commercial Cannabis Operations occur shall comply with all applicable local, State, and federal laws, rules, and regulations including, but not limited to, building codes and the Americans with Disabilities Act, as certified by the Building Official of the City. The Operator shall obtain all required building permits and comply with all applicable City standards.
 - (B) The Responsible Party shall ensure that the Premises have sufficient electrical load for the Commercial Cannabis Operations.
 - (C) To the extent permitted by the Act, butane and other flammable materials are permitted to be used for extraction and processing provided the Operator complies with all applicable fire and building codes, and any other laws and regulations relating to the use of those products, to ensure the safety of that operation. The Firebaugh Fire Department, or other qualified agency retained by the City, shall inspect and approve the Premises for use of the products prior to City's issuance of a certificate of occupancy, or otherwise prior to opening for business, to ensure compliance with this requirement. Such inspection shall be at the Business Owner's expense.
 - (D) The Operator shall comply with all laws and regulations pertaining to use of commercial kitchen facilities for the Commercial Cannabis Operations.
 - (E) The Operator shall comply with all environmental laws and regulations pertaining to the Commercial Cannabis Operations, including the storage, use and disposal of water and pesticides, and shall otherwise use best practices to avoid environmental harm.
15. *Odor control.* Business Owner shall provide an odor-absorbing ventilation and exhaust system, so that odor generated inside the facility that is distinctive to its Commercial Cannabis Operations is not detected outside the Premises, outside the building housing the Commercial Cannabis Operations, or anywhere on adjacent property or public rights-of-way. Accordingly, Business Owner must install and maintain the following equipment or any other equipment which the City's Building Official determines has the same or better effectiveness:
- (A) An exhaust air filtration system with odor control that prevents internal odors and pollen from being emitted externally; or
 - (B) An air system that creates negative air pressure between the cannabis facilities's interior and exterior so that the odors generated inside the cannabis facility are not detectable outside the cannabis facility.
16. *Consumable Products.* Commercial Cannabis Operations that manufacture products in the form of food or other comestibles shall obtain and maintain all appropriate approvals from the State and County Departments of Public Health for the provision of food or other comestibles, unless otherwise governed by the Act and licensed by the State.
17. *Secure Building.* All Commercial Cannabis Operations shall occur entirely inside of a building that shall be secure, locked, and fully enclosed, with a ceiling, roof or top, and entirely opaque. Notwithstanding the foregoing, the roof may be of solid non-opaque material, provided other security measures exist to ensure that the Commercial Cannabis Operation cannot be seen, heard or smelled beyond the property line. The building shall include a burglar alarm monitored by an alarm company or private security company. The building, including all walls, doors, and the roof, shall be of solid construction meeting the minimum building code requirements for industrial structures (including, without limitation, commercial greenhouse structures). The precise building construction parameters and materials to be used shall be identified and provided with the application to the City prior to construction.

18. *Premises Security.* The following security conditions shall apply:

- (A) Alarm System (including perimeter, fire and panic).
- (B) Remote monitoring of alarm systems.
- (C) Perimeter lighting systems (motion sensor) for after-hours security.
- (D) Perimeter security and lighting as approved by the Police Chief.
- (E) Use of drive gates with card key access or similar to access the facility.
- (F) Entrance areas to be locked at all times, and under the control of a designated Responsible Party.
- (G) Use of access-control systems to limit access to grow and processing areas.
- (H) Exterior and interior camera systems approved by the Police Chief. The camera systems shall meet the minimum requirements of the Act, include interior monitoring of all access points to the site from the interior, and be of a minimum five (5) mega-pixel resolution.
- (I) All security systems at the site are attached to an uninterruptable power supply providing 24-hour power.
- (J) 24-hour security patrols by a recognized security company licensed by the California Department of Consumer Affairs or otherwise acceptable to the Police Chief. All current contact information regarding the security company shall be provided to the Police Chief.
- (K) Firebaugh Police Department or Department designee shall have access to all security systems.
- (L) Internet Protocol ("IP") access for remote monitoring of security cameras by the Firebaugh Police Department or a department designee upon request.
- (M) Any and all video or audio tape recordings made for security purposes shall be marked with the date and time made and shall be kept, in an unaltered state, for a period of at least thirty (30) days and must be made available to the Firebaugh Police Department or Department designee for duplication upon demand. In addition, upon request by the Firebaugh Police Department, the Responsible Party shall duplicate the records for the Firebaugh Police Department or the Department designee.
- (N) Hardened bullet-resistant windows for exterior windows as part of any new or existing construction.
- (O) Accounting software systems need to be in place to provide audit trails of both product and cash, where applicable.
- (P) Electronic track-and-trace systems for cannabis products as required by the Act and State regulations.
- (Q) The City may inspect the Premises and audit the records of the Commercial Cannabis Operations for compliance on a quarterly basis.
- (R) Security protocols and equipment need to be in place to protect computer information.
- (S) The foregoing Premises security requirements shall be approved by the Police Chief prior to commencing operations. The Police Chief may supplement these security requirements once operations begin, subject to review by the City Council if requested by the Business Owner.

19. *Deliveries of Supplies and Transportation of Product.* The following rules apply to the Deliveries and transportation:

- (A) Deliveries of supplies to the Premises shall only occur as provided for in diagram and floor plans on file with the City as part of the application process. Delivery vehicles shall not have any markings indicating that deliveries are being made to a Cannabis Operation.
- (B) The transportation of cannabis samples and/or products to and from the Premises shall be in unmarked vehicles with no indication that the vehicles are transporting cannabis samples and/or products. The Responsible Party shall stagger transportation times, vary routes from the facility, and take other security measures as requested by the Police Chief.

20. *Premises Maintenance.* The Business Owner, Operator, and all Responsible Parties shall continually maintain the Premises and its infrastructure so that it is visually attractive and not dangerous to the health, safety, and general welfare of employees, patrons, surrounding properties, and the general public. The Premises or Commercial Cannabis Operation shall not be maintained in a manner that causes a public or private nuisance.

21. *Location of Uses.* The Commercial Cannabis Operation permitted by this section shall only be allowed in the locations designated on the diagram and floor plans of the Premises submitted with the application for a Regulatory Permit. The Commercial Cannabis Operation shall not operate at any location other than as stated in the Regulatory Permit.

d. *Commercial Cannabis Operation Regulatory Permit.* No person or entity shall operate a Commercial Cannabis Operation within the City of Firebaugh without first obtaining a Commercial Cannabis Regulatory Permit from the City. The Regulatory Permit shall be site-specific and shall specifically identify the commercial cannabis activity that will be allowed at that site. No commercial cannabis activity will be allowed unless specifically identified in the Regulatory Permit. The issuance of a Regulatory Permit shall be at the discretion of the City Council.

e. *Applications for Regulatory Permits and Responsible Party Designation.*

Application. Applicants for Regulatory Permits shall file their applications with the Police Chief and shall include the information set forth herein. The Police Chief may request such additional information he or she deems necessary to determine who the Applicant is and what activity may be permitted. The Applicant shall certify under penalty of perjury that all of the information contained in the application is true and correct. The application shall contain the following items for the Business Owner, Operator, all Responsible Parties known at the time (if different than the Business Owner), and any other party designated below:

- (A) The full name, present address, and telephone number.
- (B) Date of birth.
- (C) Tax identification number.
- (D) The address to which notices relating to the application are to be mailed.
- (E) Previous addresses for the five (5) years immediately preceding the submission of the application.
- (F) His or her height, weight, and color of eyes and hair.
- (G) Photographs for identification purposes (photographs shall be taken by the Police Department).

- (H) All business, occupation, or employment for the five (5) years immediately preceding the submission of the application.
 - (I) The Commercial Cannabis Operation business history, including whether the Business Owner and Responsible Parties, while previously operating in this or another city, county or state, has had a cannabis-related license revoked or suspended, the reason therefore, and the business, activity or occupation subsequent to such suspension or revocation.
 - (J) Complete property ownership and lease details, where applicable. If the Business Owner is not the Premises Owner, the application must be accompanied with a notarized acknowledgment from the Premises Owner that Commercial Cannabis Operations are authorized to occur on the Premises.
 - (K) A descriptive business plan for the Commercial Cannabis Operation, including a detailed list of all Commercial Cannabis Operations proposed to occur on the Premises.
 - (L) A diagram and floor plan of the entire Premises, denoting all the use of areas proposed for Commercial Cannabis Operations, including, but not limited to, cultivation, processing, manufacturing, testing, transportation, deliveries, and storage. The diagram and floor plan need not be professionally prepared, but must be drawn to a designated scale or drawn with marked dimensions of the interior of the Premises to an accuracy of plus or minus six (6) inches.
 - (M) The name or names of the Operator. The Operator shall designate one or more Responsible Parties, one of which shall at all times be available as a point of contact for the City, 24 hours per day. The contact information of the Operator and Responsible Parties shall be provided to the Police Chief and updated within twenty-four (24) hours of any changes.
 - (N) The proposed security arrangements for ensuring the safety of persons and to protect the Premises from theft.
 - (O) An accurate straight-line drawing prepared within thirty (30) days prior to the application depicting the building and the portion thereof to be occupied by the Cannabis Operation and the property line of any school as set forth in the Operational Requirements.
 - (P) Authorization for the City and its agents and employees to seek verification of the information submitted.
1. *Improper or Incomplete Application.* If the applicant has completed the application improperly, or if the application is incomplete, the Police Chief shall, within thirty (30) days of receipt of the original application, notify the applicant of such fact.
 2. *Changes in Information.* Except as otherwise provided, the information required by this subsection (e) shall be updated with the Police Chief upon any change within ten (10) calendar days.
 3. *Other Permits or Licenses.* The fact that an Applicant possesses other types of State or City permits or licenses does not exempt the Applicant from the requirement of obtaining a Regulatory Permit.

f. *Employee Permits.*

1. *Permit Required.* Every employee or independent contractor working at a Commercial Cannabis Operation or involved in transportation/Delivery related services for a Commercial Cannabis Operation, except for vendors and certificated common carriers, shall obtain an Employee Permit. It shall be the duty of the Operator to ensure that Employee Permits are obtained from the Police Department prior to the employee or independent contractor commencing work. Persons who are listed as a Business Owner on a Regulatory Permit shall not be required to obtain an Employee Permit, if such person also serves as an employee or contractor. All Responsible Parties, except the Business Owner, shall be required to obtain an Employee Permit.

2. *Application.* Each employee and independent contractor shall be required to provide the following information under penalty of perjury, so the Police Department can perform a background check:
 - (A) Name, current residence address, and telephone number.
 - (B) Date of birth.
 - (C) Tax identification number.
 - (D) His or her height, weight, and color of eyes and hair.
 - (E) Photographs for identification purposes (photographs shall be taken by the Police Department).
 - (F) Fingerprinted by the Police Department.
 - (G) Such other identification and information as deemed necessary by the Police Chief and pertinent to the Employee Permit.
 - (H) Authorization for the City and its agents and employees to seek verification of the information contained within the application.
 - (I) The name of the Business Owner holding the Regulatory Permit and the Operator for which such person is proposed to work.

g. *Application Fees.*

Every application for a Regulatory Permit, Employee Permit, or Employee Permit renewal shall be accompanied by a nonrefundable fee, as established by resolution of the City Council. This fee shall be in addition to any other business license fee or permit fee imposed by this Code or other governmental agencies. The fee shall include an amount to cover the costs of fingerprinting, photographing, background checks, and the general review and processing of the application. As an alternative to the Regulatory Permit fee, the City and Applicant may enter into a specific Project Processing Costs Agreement.

h. *Investigation and Action on Application.*

1. Upon the filing of a properly-completed application and the payment of the fee, the Police Chief shall conduct an investigation of the application, including a background check of the Applicant and all employees and independent contractors. All Applicants for a Regulatory Permit and Employee Permit shall be required to submit to a fingerprint-based criminal history records check conducted by the Firebaugh Police Department.
2. For Regulatory Permits, after the background checks and investigation are complete, and in no case later than one hundred twenty (120) days after receipt of a properly completed application, the Police Chief shall issue a recommendation that the City Council approve or deny a Regulatory Permit in accordance with the provisions of this section. The recommendation for approval shall include conditions the Police Chief deems reasonable under the circumstances to protect the public health, safety, and welfare of the community. The recommendation shall be forwarded to the City Council for action following any required noticing and public hearings, and may be processed concurrently with any other development application(s) necessary for the Commercial Cannabis Operation.
3. For Employee Permits, after the background checks and investigation are complete, and in no case later than thirty (30) days after receipt of a properly-completed application, the Police Chief shall either approve or deny an Employee Permit. At the discretion of the Police Chief, Employee Permits may be conditionally approved pending the background investigation.

i. *Term of Permits and Renewals.*

Employee Permits issued under this Section shall expire one (1) year following the date of issuance. Applications for renewal shall be made at least forty-five (45) days prior to the expiration date of the permit and shall be accompanied by the nonrefundable fee referenced in this section. When made less than forty-five (45) days before the expiration date, the expiration of the permit will not be stayed.

j. *Grounds for Denial of Regulatory Permit.*

The City Council may in its sole discretion deny a Regulatory Permit or limit a Regulatory Permit to specified uses. When considering whether to deny or limit a Regulatory Permit, the Council shall consider the following:

1. Whether the business or conduct of the business at a particular location is prohibited by any local or State law, statute, rule, or regulation.
 2. Whether the Business Owner or Operator has been issued a local or State permit related to Commercial Cannabis Operations at any other location in California, or another state; whether that permit was suspended or revoked; and whether the Business Owner or Operator has had disciplinary action relating to the permit.
 3. Whether the Business Owner or Operator has knowingly made a false statement of material fact or has knowingly omitted a material fact in the application.
 4. Whether the Business Owner or Operator, or any Responsible Person, has been:
 - (A) Convicted of a violent felony, as specified in subdivision (c) of Section 667.5 of the Penal Code;
 - (B) Convicted of a serious felony, as specified in subdivision (c) of Section 1192.7 of the Penal Code;
 - (C) Convicted of a felony involving fraud, deceit, or embezzlement.
 - (D) Convicted of a felony for hiring, employing, or using a minor in transporting, carrying, selling, giving away, preparing for sale, or peddling, any controlled substance to a minor; or selling, offering to sell, furnishing, offering to furnish, administering, or giving any controlled substance to a minor;
 - (E) Convicted of a felony for drug trafficking with enhancements pursuant to Section 11370.4 or 11379.8 of the Health and Safety Code;
 - (F) Subject to fines, penalties, or otherwise sanctioned for cultivation or production of a controlled substance on public or private lands pursuant to Section 12025 or 12025.1 of the Fish and Game Code;
 - (G) Sanctioned by a licensing authority or a city, county, or city and county for unauthorized commercial cannabis activities, has had a license suspended or revoked under this division in the three (3) years immediately preceding the date the application is filed with the City.
- A conviction for any controlled substance felony subsequent to permitting shall be grounds for revocation of a Regulatory Permit or denial of the renewal of a Regulatory Permit. A "conviction" within the meaning of this subsection means a plea or verdict of guilty or a conviction following a plea of nolo contendere.
5. Whether the Business Owner or Operator has engaged in unlawful, fraudulent, unfair, or deceptive business acts or practices.

6. Whether the Business Owner or Operator is under twenty-one (21) years of age, or any older other age set by the State.
7. Whether the Cannabis Operation complies with the zoning ordinance or development standards of the City of Firebaugh.
8. Whether the required business license fee, annual regulatory fee, Revenue Raising Fee, or other City fees and/or taxes have been paid.
9. Such other grounds the Council determines are reasonable.

k. *Grounds for Denial of Employee Permit.* The grounds for denial of an Employee Permit shall be one or more of the following:

The Applicant has been issued a local or State permit related to Commercial Cannabis Operations at any other location in California, or another state, and that permit was suspended or revoked, or the Applicant has had disciplinary action relating to the permit.

1. The Applicant has been:
 - (A) Convicted of a violent felony, as specified in subdivision (c) of Section 667.5 of the Penal Code;
 - (B) Convicted of a serious felony, as specified in subdivision (c) of Section 1192.7 of the Penal Code;
 - (C) Convicted of a felony involving fraud, deceit, or embezzlement.
 - (D) Convicted of a felony for hiring, employing, or using a minor in transporting, carrying, selling, giving away, preparing for sale, or peddling, any controlled substance to a minor; or selling, offering to sell, furnishing, offering to furnish, administering, or giving any controlled substance to a minor;
 - (E) Convicted of a felony for drug trafficking with enhancements pursuant to Section 11370.4 or 11379.8 of the Health and Safety Code;
 - (F) Subject to fines, penalties, or otherwise sanctioned for cultivation or production of a controlled substance on public or private lands pursuant to Section 12025 or 12025.1 of the Fish and Game Code;
 - (G) Sanctioned by a licensing authority or a city, county, or city and county for unauthorized commercial cannabis activities, has had a license suspended or revoked under this division in the three (3) years immediately preceding the date the application is filed with the City.
2. The Applicant has engaged in unlawful, fraudulent, unfair, or deceptive business acts or practices.
3. The Applicant has committed any act, which, if done by a permittee, would be grounds for suspension or revocation of a permit.
4. An Applicant is under twenty-one (21) years of age, or any older age set by the State.

l. *Notice of Decision and Final Action.*

1. *Regulatory Permit.* Action on the Regulatory Permit shall be as follows:

(A) The Police Chief shall cause a written notice of his or her recommendation on the issuance or denial of a Regulatory Permit, and the date and time when the City Council will consider action on the Regulatory Permit, to be personally delivered or mailed to the Applicant by certified U.S. mail, postage prepaid.

(B) Following a public hearing, the Council may grant the Regulatory Permit, limit the Regulatory Permit to specified uses, or deny the issuance of the Regulatory Permit for any of the grounds specified in this Section. In granting a Regulatory Permit, the Council may impose such conditions as it deems reasonable under the circumstances to protect the public health, safety, and welfare of the community. The decision of the Council shall be final, subject to judicial review below.

2. *Employee Permit.* Action on the Employee Permit shall be as follows: The Police Chief shall cause a written notice of his or her determination on the issuance or denial of an Employee Permit to be personally delivered or mailed to the Applicant by certified U.S. mail, postage prepaid. The Police Chief's decision on an Employee permit shall be final.

m. *Suspension and Revocation of Regulatory Permit or Employee Permit.*

1. *Regulatory Permit.* The City Council may suspend or revoke the Regulatory Permit of a Commercial Cannabis Operation when any of the following occur:

(A) The Commercial Cannabis Operation is conducted in violation of any provision of this Section, the Act, or any other applicable law.

(B) The Commercial Cannabis Operation is conducted in such a manner as to create a risk of danger to the public health or safety.

(C) A failure to pay the Regulatory Fee, the Revenue Raising Fee, or all City taxes as required.

(D) A failure to take reasonable measures to control patron conduct, where applicable, resulting in disturbances, vandalism, or crowd control problems occurring inside of or outside the Premises, traffic control problems, or obstruction of the operation of another business.

(E) A failure to comply with the terms and conditions of the Regulatory Permit or any conditional use permit issued in connection therewith.

(F) Any act which would be considered grounds for denial of the Regulatory Permit in the first instance.

2. *Employee Permit.* The Police Chief may suspend or revoke an Employee Permit when the permittee or the employee has committed any one or more of the following acts:

(A) Any act which would be considered a ground for denial of the permit in the first instance.

(B) Violates any provision of this Section, the Act, or any other applicable law relating to the Commercial Cannabis Operation.

(C) Violates or fails to comply with the terms and conditions of the Employee Permit.

3. *Procedures for Revoking Regulatory Permits.* For Regulatory Permits, the procedures for revoking conditional use permits shall be utilized, except that the matter shall be heard by the City Council in the first instance.

4. *Procedures for Revoking Employee Permits.* Prior to suspension or revocation of an Employee Permit, the Police Chief shall conduct a hearing. Written notice of the time and place of such hearing shall be served upon the permittee at least five (5) calendar days prior to the date set for such hearing. The notice shall contain a brief statement of the grounds to be relied upon for revoking or suspending the permit. Notice may be given either by personal delivery or by certified U.S. mail, postage prepaid to the last known address. Any permittee aggrieved by the decision of the Police Chief to suspend or revoke an Employee Permit shall have no appeal rights and the Police Chief's decision shall be final, subject to judicial review as set forth in this section.
5. *Immediate Suspension.* The Police Chief may immediately suspend or revoke a Regulatory Permit or an Employee Permit without notice or a hearing, subject to the appeal rights set forth herein, under the following circumstances:
 - (A) The Business Owner, Operator or Responsible Party is convicted of a public offense in any court for the violation of any law which relates to the Cannabis Operation, or in the case of an Employee Permit, the employee is convicted of a public offense in any court for the violation of any law which relates to the permit.
 - (B) The Police Chief determines that immediate suspension is necessary to protect the public health, safety, and welfare of the community. The Police Chief shall articulate the grounds for the immediate suspension in writing and the suspension shall only be for as long as necessary to address the circumstances which led to the immediate suspension.

n. *Effect of Denial or Revocation.* When the City Council shall have denied or revoked a Regulatory Permit, or the Police Chief shall have denied or revoked an Employee Permit, no new application for a Regulatory Permit or an Employee Permit shall be accepted and no Regulatory Permit or Employee Permit shall be issued to such person or to any corporation in which he or she shall have any beneficial interest for a period of one (1) year after the action denying or revoking the Regulatory Permit or Employee Permit.

o. *Abandonment.* A Regulatory Permit shall be deemed abandoned if Commercial Cannabis Operations cease for a period of more than ninety (90) consecutive days. Before restarting operations, a new Regulatory Permit shall be secured. The 90-day period shall be tolled during periods of force majeure, which shall be defined as follows: war; insurrection; strikes; lock-outs; riots; floods; earthquakes; fires; casualties; supernatural causes; acts of the "public enemy"; epidemics; quarantine restrictions; freight embargoes; lack of transportation; unusually severe weather; inability to secure necessary labor, materials or tools; delays of any contractor, subcontractor or supplier; or any other causes beyond the reasonable control of the permittee.

p. *Fees and Taxes.* All Commercial Cannabis Operations shall pay applicable fees and taxes, which may include one or more of the following.

1. *Business License Fee.* The Business Owner shall at all times maintain a current and valid business certificate and pay all business taxes required by Title 5, Chapter 5.04, of the Firebaugh Municipal Code pertaining to Business Licensing.
2. *Regulatory License Fee.* The Business Owner shall pay an annual regulatory license fee ("Regulatory Fee") to cover the costs of services, including but not limited to, anticipated enforcement relating to the Commercial Cannabis Operation. The amount of the fee shall be set by Resolution of the City Council and be supported by the estimated additional service costs associated with the Commercial Cannabis Operation. The Regulatory Fee shall be due and payable prior to opening for business and thereafter on or before the anniversary date. The Regulatory Fee may be amended from time to time based upon actual costs.

3. *Revenue Raising Fee.* An annual revenue raising fee ("Revenue Raising Fee") shall be applied for the privilege of having the right to operate in the City and provided as a condition of the development agreement.

(A) *Revenue Raising Fee Finding.* The City Council specifically finds that it is approving this Ordinance allowing Commercial Cannabis Operations to operate in the City with the express understanding that the business will pay the Revenue Raising Fee to the City as set forth herein, and that without the Revenue Raising Fee, the City Council would not have adopted this Ordinance allowing Commercial Cannabis Operations to operate in the City. By opening a Commercial Cannabis Operation in the City, the Premises Owner, Business Owner, Operator, and all Responsible Parties agree that, if the Revenue Raising Fee is challenged by any one of them or a third party and set aside, the business must cease operation.

(B) *Amount of Fee and Terms of Payment.* The Revenue Raising Fee shall be an annual fee of twenty-five dollars (\$25.00) per square foot for the first 3,000 square feet, which shall be the minimum annual fee for all Commercial Cannabis Operations, and ten dollars (\$10.00) per square foot for the remaining space utilized in connection with each Commercial Cannabis Operation. The square footage calculation shall be determined by including all portions of the Premises under the control of the Business Owner and deducting therefrom driveways, sidewalks, landscaping, vacant unused space, areas used exclusively for office space, employee break rooms, restrooms, and storage space unrelated to the Commercial Cannabis Operation (such as a janitorial closet). The total under-canopy square footage shall be included in the square footage calculation.

(C) If more than one Commercial Cannabis Operation operates on the Premises, whether within a single building or multiple buildings, each Regulatory Permit holder shall be responsible for paying the Revenue Raising Fee. The Revenue Raising Fee shall be payable in advance, in not less than quarterly installments, with the first quarterly payment due prior to issuance of a certificate of occupancy. The first payment shall not be prorated, and in no event shall the first payment be less than the equivalent of one full quarterly payment. All quarterly payments shall be received by the City before the end of the quarter.

(D) *Alternative Voter-Approved Tax.* If the voters of the City approve a tax on Commercial Cannabis Operations, the Business Owner shall pay that tax in lieu of the Revenue Raising Fee, once the City begins to collect the tax revenue.

q. *Recordkeeping.* The Responsible Party shall make and maintain complete, accurate, and legible records of the permitted Commercial Cannabis Operations evidencing compliance with the requirements of this section. Those records shall be maintained for a minimum of five (5) years.

r. *Inspection.* Commercial Cannabis Operations shall be open for inspection by any City law enforcement officer, City code enforcement officer, or City financial auditor or their designees at any time the Commercial Cannabis Operation is operating, at any other time upon responding to a call for service related to the property where the Commercial Cannabis Operations is occurring, or otherwise upon reasonable notice. Recordings made by security cameras at any Commercial Cannabis Operation shall be made immediately available to the Police Chief upon verbal request. No search warrant or subpoena shall be needed to view the recorded materials.

s. *Indemnification.* In authorizing Commercial Cannabis Operations under this section, the City makes no guarantees or promises as to the lawfulness of the approved activity under State or federal law, and the Business Owner, Operator and all Responsible Parties are obligated to comply with all applicable laws and regulations. To the fullest extent permitted by law, the City shall not assume any liability whatsoever with respect to the adoption of this Ordinance or the operation of any Commercial Cannabis Operation approved pursuant to this Ordinance, or under State or federal law. The Business Owner, Operator and all Responsible Parties shall defend, hold harmless, release, and indemnify the City, its agents, officers, and employees, from any liability associated with the approved

use or adverse determinations made by the State or federal government. An adverse determination could include cessation of operations.

The Business Owner agrees to reimburse the City for any court costs and attorney fees that the City may be required to pay as a result of any legal challenge related to Commercial Cannabis Operations operating under the authority of this Ordinance. The City may, at its sole discretion, participate at its own expense in the defense of any such action, but such participation shall not relieve the permittee of its obligation hereunder.

If requested by the City Attorney, the Business Owner shall execute an agreement memorializing the requirements of this subsection.

25-41.13.7 - Regulations Applicable to the Consumption of Cannabis.

No person shall smoke, ingest, or otherwise consume cannabis or cannabis products, whether recreational or medical, in the City of Firebaugh, unless such smoking, ingesting or consumption occurs entirely within a private residence. "Within a private residence" shall mean inside habitable areas and shall not include garages, whether attached or detached, and other accessory buildings, unless those buildings are at all times fully enclosed during the consumption.

Medicinal cannabis may also be consumed within a clinic, healthcare facility, residential care facility, or residential hospice licensed pursuant to applicable provisions of the California Health and Safety Code.

All consumption shall be done in a manner so as to not cause a nuisance to nearby residents with noxious odors or other adverse health and safety impacts.

25-41.13.8 - Penalties and Enforcement.

The following remedies shall apply for violations of this Chapter:

a. Violations for conduct that is not otherwise considered lawful under State law, shall be considered misdemeanors and are punishable in accordance with Chapter 1-5.1 of the Municipal Code. Each and every day, or portion thereof, that a violation exists is a separate offense. Persons found in violation of the six-plant limit set forth in Section 25-41.13.3(a) will be subject to prosecution for a misdemeanor violation, punishable by a one-thousand dollar (\$1000) per plant for each plant over the limit and forfeiture of all plants in excess of the six-plant limit.

Should a court of competent jurisdiction subsequently determine that the criminal penalty provision renders this Chapter unlawful, the City intends that the misdemeanor provision be severable from the remaining penalty provisions and the City will only pursue non-criminal remedies for violations of this Chapter.

b. The City may also pursue all applicable civil and administrative remedies, including but not limited to injunctive relief and administrative citations.

1. Any use or condition caused or permitted to exist in violation of any of the provisions of this Chapter shall be and is hereby declared a public nuisance and may be summarily abated by the City pursuant to the City of Firebaugh Municipal Code.
2. The violation of any provision of this Chapter shall be and is hereby declared to be contrary to the public interest and shall, at the discretion of City, create a cause of action for injunctive relief.

c. Any person who violates the provisions of this Chapter may be subject to an administrative fine of up to one thousand dollars (\$1000.00) for each violation and for each day the violation continues to persist.

d. All remedies set forth in this section are not exclusive and the exercise of any remedy does not preclude the exercise of any other remedy that may now or subsequently exist in law or in equity or by statute or otherwise.

25-41.13.9 - Severability.

The provisions of this Chapter are hereby declared to be severable. If any provision, clause, word, sentence, or paragraph of this Chapter, or of the Regulatory Permit issued pursuant to this Chapter, or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions of this Chapter or of any Regulatory Permit issued pursuant hereto.

25-41.13.10 - Judicial Review.

Judicial review of a decision made under this Chapter may be had by filing a petition for a writ of mandate with the Superior Court in accordance with the provisions of the California Code of Civil Procedure Section 1094.5. Any such petition shall be filed within ninety (90) days after the day the decision becomes final, as provided in California Code of Civil Procedure Section 1994.6, which shall apply for such actions.

Section 3. Section 26-67.3 of the Firebaugh Municipal Code is hereby amended to delete the following definitions:

25-67.3 Definitions

~~"Applicant" shall mean a person who is required to file an application for a permit under this section.~~

~~"Commercial Marijuana Cannabis Operation" or "Marijuana Operation" shall mean any commercial marijuana activity allowed under the "Adult Use of Marijuana Act" (AUMA) and the implementing regulations, as AUMA and the implementing regulations may be amended from time to time, and all uses permitted under any subsequently enacted State law pertaining to the same or similar uses for recreational cannabis.~~

~~"Commercial Marijuana Permit" shall mean the blanket permit to operate deemed to have been granted upon completion of Registration.~~

~~"Employee Permit" shall mean the permit required under this section for every employee or independent contractor working at a Commercial Marijuana Operation or involved in transportation/Delivery related services for a Commercial Marijuana Operation.~~

~~"Non-Commercial and Recreational Marijuana Activity" shall mean all uses not included within the definitions of Commercial Marijuana Operation, including the personal use, cultivation, or consumption of marijuana, whether medical or recreational.~~

~~"Marijuana Business Operator" shall mean the Commercial Marijuana Operation Business Owner and any other person designated by the Marijuana Operation Business Owner as responsible for the day-to-day Marijuana Operations.~~

~~"Marijuana Operation Business Owner" shall mean the owner(s) of the Marijuana Operation. For corporations and limited liability companies, Business Owner means the President, Vice President, and any shareholder owning a ten percent (10%) or greater share of the corporation or company. For partnerships, Marijuana Operation Business Owner means all general partners and managing partners.~~

~~"Marijuana Ordinance" shall mean the ordinance adopting this section, and including the terms of this section, which may be commonly referred to as the City's "Commercial Marijuana Ordinance".~~

~~"Marijuana Premises" or "Site" shall mean the actual building(s), and/or designated units/suites, as well as any accessory structures, parking areas, or other immediate surroundings, and includes the entire parcel of property.~~

~~"Marijuana Premises Owner" shall mean all owners of the Premises where Marijuana Operations are occurring.~~

~~"Police Chief" shall mean the Police Chief of the City of Firebaugh or his or her designee.~~

~~"Registration" shall mean completion of the requirements of this section to open a Commercial Marijuana Operation in the City.~~

~~"Responsible Party" shall mean the Marijuana Operation Business Owner, Operator, manager(s), and any employee having significant control over the Marijuana Operations.~~

Section 4: This ordinance shall take effect thirty (30) days after its adoption.

Section 5: The City Clerk is authorized and directed to cause this ordinance to be codified after its adoption.

Section 6: The City Clerk is further authorized and directed to cause this ordinance, or a summary of this ordinance, to be published once in a newspaper of general circulation published and circulated in the City of Firebaugh within fifteen (15) days after its adoption. If a summary of this ordinance is published, then the City Clerk also shall cause a summary of the proposed ordinance to be published and a certified copy of the full text of the proposed ordinance to be posted in the Office of the City Clerk at least five (5) days prior to the Council's meeting at which the ordinance is to be adopted and again after the meeting at which the ordinance is adopted. The City Attorney shall approve the summary.

The foregoing Ordinance No. 18-02 was introduced at a regular meeting of the City Council of the City of Firebaugh on the 21st day of May, 2018, and was passed and adopted at a regular meeting of the City Council on the 4th day of June, 2018, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED:

ATTEST:

Felipe Perez, Mayor
City of Firebaugh

Rita Lozano, Deputy City Clerk
City of Firebaugh

CITY OF FIREBAUGH



FRESNO COUNTY, CALIFORNIA

1133 "P" STREET
FIREBAUGH, CALIFORNIA 93622-2547
(559) 659-2043
FAX (559) 659-3412

FACILITIES RENTAL AGREEMENT RODEO GROUNDS

In order to pursue with your request, it is important that you read and fill out this form completely.
Failure to do so may result in a delay on your request.

NAME OF APPLICANT (nombre): <i>420 College</i>		ADDRESS (dirección):	
HOME PHONE (teléfono):	WORK PHONE (trabajo):	RENTAL PURPOSE? (actividad): <i>Festival</i>	
DATE OF RENTAL (fecha): <i>10/16/18</i>		HOURS THAT FACILITY WILL BE RENTED? (horas de renta): From: <input type="checkbox"/> am / <input type="checkbox"/> pm To: <input type="checkbox"/> am / <input type="checkbox"/> pm	
HOW MANY PEOPLE WILL BE ATTENDING? (cantidad de gente): <i>5,000</i>		PERSON IN CHARGE, INCLUDE TELEPHONE: <i>George Boyadjan</i>	
WILL ALCOHOL BE SERVED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		TIMES THAT ALCOHOL WILL BE SERVED (horas de alcohol): <input type="checkbox"/> N/A	
IS AN "ABC" LICENSE REQUIRED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		From: <input type="checkbox"/> am / <input type="checkbox"/> pm To: <input type="checkbox"/> am / <input type="checkbox"/> pm	
NUMBER OF OFFICERS TO BE DETERMINED BY POLICE DEPARTMENT (\$32.60 PER HOUR/PER OFFICER)			

☐ \$1,000 PER EVENT ☐ \$250.00 Local Non-Profit ☐ \$500.00 Venue Control Fee ☐ \$100.00 Fire Hydrant Watering Fee

A. WILL YOU HAVE MUSIC?

☒ YES☐ NO

B. SPECIFY TYPE OF MUSIC:

☐ LIVE BAND☒ DISC JOCKY (DJ)☒ CONCERT

ALL CITY PARKS CLOSE AT 10:00 P.M.

UNLESS PRIOR ARRANGEMENTS ARE MADE

Applicant agrees and understands that the City is not an insurer and that the insurance concerning personal injury (including death,) and real or personal property loss or damage in, about or on the premises shall be obtained by the applicant. That the amounts charged by the City are not sufficient to warrant or guarantee that no loss, damage, claim or liability will occur or that increased loss, damage, claims or liability will not occur. Applicant does hereby for him/herself and all parties claiming under him/her/it release and discharge the City of Firebaugh from and against all said losses, damages, claims or liability.

1. Agreed upon Rental and deposits Fee as listed above in accordance with Regulations.
2. Due to insurance requirements. NO City Employee will be allowed to donate time to supervise Activities.
3. Staff will inspect facilities after clean-up and deposits will be returned with the next scheduled Bills Payable approval (30-45 days.)
4. \$1,000,000.00 Insurance Required for City Facilities. The certificate of insurance must be accompanied by the additional insured and/or waiver of subrogation endorsements. The Additional Insured should read: "The City of Firebaugh, its officers, officials, employees, agents and volunteers."
5. Smoking is NOT permitted on any City property.
6. Cancellation: Renter shall notify City no later than thirty (30) days before its scheduled use of the Rodeo Grounds, of its intent to cancel such use, except as provided herein. If RENTER fails to provide such notice, City shall retain RENTER'S fee for use of the Rodeo Grounds. City shall return RENTER'S deposit for use of the Rodeo Grounds in the event of cancellation. **Please initial** _____
7. All activities must shut down one half (1/2) hour early, as per the time listed above in hours of rental. **Please initial** _____

FAC01	APPLICATION PROCESSING FEE NON-REFUNDABLE	\$	\$ 25.00
FAC03	CLEANING DEPOSIT - REFUNDABLE	\$	\$500.00
FAC01	CABLE CORD (\$50.00)	\$	
FAC01	FIRE HYDRANT WATERING FEE (\$100.00)	\$	
FAC01	RENTAL FEE IS NON REFUNDABLE	\$	
PD002 5% / PD003	SECURITY REQUIRED _____ X \$32.60 per hour	\$	
	TOTAL DUE	\$	
	TOTAL PAID	\$	

APPLICANT'S SIGNATURE: *[Signature]*DATE: *4/10/18*

CITY OF FIREBAUGH



FRESNO COUNTY, CALIFORNIA

1133 "P" STREET
FIREBAUGH, CALIFORNIA 93622-2547
(559) 659-2043
FAX (559) 659-3412

REQUEST FOR POLICE SERVICE

Name 420 College Phone # _____
Address _____ City/St/Zip FRESNO, CA 93728
Email Address: _____
Date of Event 10/6/18 Time of Reception _____ Time of Dance _____
☒ A/F Hall ☐ VFW ☒ Rodeo Grounds Event Type: ☐ Wedding ☐ Quinceanera ☒ Other Festival
Invitation only-Yes X No (Open to Public) _____ How many people attending 5,000
If applicable, Organization holding the event 420 College
Will alcohol be provided? Yes _____ No X if selling- Please provide copy of ABC license
Who will be selling or serving alcohol? N/A
Name of person liable for damages/emergency response GEORGE BOYADJIAN

The above information is true to the best of my knowledge; I understand that I can be held liable for falsifying the above information. If event should to be cancelled, you are responsible to notify 30 days in advance in order to receive refund.

[Signature]
Signature

4/10/18
Date

For Office Use Only

Approved By: _____

Police Hourly Rate: \$32.60

Number of Officers: _____

Total Police hours: _____

Hours of service: _____

Total Price: _____

Amount Due: _____

Emailed to: _____ Date: _____ Name: _____

RESOLUTION NO. 18-23

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH
AUTHORIZING THE CITY MANAGER TO EXECUTE A
MOTOR VEHICLE BILL OF SALE FOR THE PURCHASE OF A FIRETRUCK FROM
MOUNT SHASTA FIRE PROTECTION DISTRICT**

WHEREAS, the City of Firebaugh has a need for a firetruck; and

WHEREAS, the City of Firebaugh has received a Motor Vehicle Bill of Sale from Mount Shasta Fire Protection District, which is attached and incorporated herein by this reference; and

WHEREAS, the City Council does hereby accept and agrees with the terms and conditions set forth in the Motor Vehicle Bill of Sale; and

WHEREAS, the City Council wishes to appoint the City Manager as the designated City representative to execute and administer said Bill of Sale and any financing documents, if required, to purchase said firetruck.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Firebaugh that it does hereby authorize the City Manager, Benjamin Gallegos, to execute and administer said Bill of Sale and any financing documents, if required, to purchase said firetruck in behalf of the City of Firebaugh, in an amount not to exceed \$300,000.00, which includes the purchase price and all related costs.

The foregoing Resolution was approved and adopted at special meeting of the City Council of the City of Firebaugh held on the 21st day of May, 2018, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED:

ATTEST:

Felipe Perez, Mayor

Rita Lozano, Deputy City Clerk

I hereby certify that the foregoing is a full, correct and true copy of a resolution passed by the City Council of the City of Firebaugh, a Municipal Corporation of the County of Fresno, State of California, at a special meeting held on the 16th day of May, 2018, and I further certify that said resolution is in full force and effect and has never been rescinded or modified.

DATED: _____

Rita Lozano, Deputy City Clerk of the City of Firebaugh



Mount Shasta Fire Protection District

600 Michelle Drive

Mount Shasta, Ca 96067

(530)926-0702

(530)926-0317 fax

Motor Vehicle Bill of Sale

BE IT KNOWN, that for payment in the sum of \$250,000.00 the full receipt of which is acknowledged, the undersigned MT SHASTA FIRE PROTECTION DISTRICT (Seller) hereby sells and transfers to City of Firebaugh (Buyer), the following described motor vehicle:

Make: Ferrara *Model or series: Igniter

Year: 2009 Color: RED

VIN #: 1F94544259H140634

Odometer reading: 23657 Lic #: 1304352

The sale is subject to the following conditions and representations:

Seller certifies to the best of the Seller's knowledge that the odometer reading listed in the vehicle description above reflects the actual mileage of the Vehicle. The Vehicle's odometer was not altered, set back, or disconnected while in the Seller's possession, and the Seller has no knowledge of anyone doing so.

Seller warrants to Buyer that Seller has good and marketable title to said property, full authority to sell and transfer said property, and that said property is sold free of all liens, encumbrances, liabilities, and adverse claims of every nature and description whatsoever.

Seller has no knowledge of any hidden defects in and to the Vehicle, and believes to the best of the Seller's knowledge that the Vehicle being sold is in good operating condition. Said Vehicle is otherwise sold in *as is* condition and where currently located.

Date signed: May 7, 2018

City of Firebaugh

Seller: Chief Rick Joyce

Buyer:

Mount Shasta Fire Protection District

SB 3 (Beall) Veterans and Affordable Housing Bond Act of 2018.
Chapter 365, Statutes of 2017

This measure places a \$4 billion general obligation bond on the November 2018 ballot to fund affordable housing programs and the veterans homeownership program (CalVet). If approved by voters, SB 3 would fund the following existing programs:

- Multifamily Housing Program: \$1.5 billion, administered by HCD, to assist the new construction, rehabilitation and preservation of permanent and transitional rental housing for lower-income households through loans to local public entities and nonprofit and for-profit developers;
- Transit-Oriented Development Implementation Program: \$150 million, administered by HCD, to provide low-interest loans for higher-density rental housing developments close to transit stations that include affordable units and as mortgage assistance for homeownership. Grants are also available to cities, counties and transit agencies for infrastructure improvements necessary for the development;
- Infill Incentive Grant Program: \$300 million, administered by HCD, to promote infill housing developments by providing financial assistance for infill infrastructure that serves new construction and rehabilitates existing infrastructure to support greater housing density;
- Joe Serna, Jr. Farmworker Housing Grant Fund: \$300 million, administered by HCD, to help finance the new construction, rehabilitation and acquisition of owner-occupied and rental housing units for agricultural workers;
- Local Housing Trust Fund Matching Grant Program: \$300 million, administered by HCD, to help finance affordable housing by providing matching grants, dollar for dollar, to local housing trusts;
- CalHome Program: \$300 million, administered by HCD, to help low- and very low-income households become or remain homeowners by providing grants to local public agencies and nonprofit developers to assist individual first-time homebuyers. It also provides direct loan forgiveness for development projects that include multiple ownership units and provides loans for property acquisition for mutual housing and cooperative developments;
- Self-Help Housing Fund: \$150 million – Administered by HCD, this program assist low and moderate income families with grants to build their homes with their own labor; and
- CalVet Home Loan Program: \$1 billion, administered by the California Department of Veterans Affairs, provides loans to eligible veterans at below-market interest rates with few or no down payment requirements.



1400 K Street, Suite 400 • Sacramento, California 95814
Phone: (916) 658-8200 Fax: (916) 658-8240
www.cacities.org

March 5, 2018

Contact: Eva Spiegel, (916) 658-8228
Cell: (530) 400-9068

League of California Cities Supports the Affordable Housing Bond

FOR IMMEDIATE RELEASE

Sacramento — The League of California Cities® has announced its support for the Veterans and Affordable Housing Bond that is slated for the November 2018 statewide ballot. The bond will generate \$4 billion for affordable housing programs, infill infrastructure projects and the veterans' homeownership program. The Legislature placed the bond on the ballot through the passage of League-supported [SB 3 \(Beall\)](#) last September.

"The November 2018 Housing Bond is designed to spur investments in local communities, improve neighborhoods and the quality of life for California city residents by providing much-needed funding to increase affordable housing development. California is in the midst of a major housing affordability crisis, and this bond will help create more housing for those who need it most including our veterans, very-low and low-income individuals and families and farmworkers. The League's support reflects our commitment to policies that begin to address this crisis," said League President and South San Francisco Council Member Rich Garbarino.

"California has a 3.5 million housing unit shortage for the lowest-income households. We cannot allow the housing crisis to divide Californians into two extreme camps — the advantaged and the disadvantaged," said Sen. Jim Beall, author of SB 3, the measure that placed the bond on the ballot. "This bond measure will trigger the construction and rehabilitation of thousands of homes and units. Funds will be invested in existing state housing programs that have proven track records of generating housing for vets, seniors, the homeless, and people with low incomes".

SB 3 was part of the League's Blueprint for More Housing, which comprised several 2017 bills designed to jump start the development of more affordable housing units through streamlined regulations and new funding sources. These also include SB 2 (Atkins), which is projected to generate millions of dollars annually for affordable housing, emergency shelters and other housing needs and League-sponsored SB 540 (Roth), which streamlines the housing approval process in Workforce Housing Opportunity Zones. Gov. Jerry Brown signed those bills on Sept. 27, 2017 as part of a 15 bill housing package approved by the Legislature.

If approved by voters in November, the Veterans and Affordable Housing Bond will fund [a number of programs](#) and breathe new life into existing housing programs that have proven, over the years, to be effective. California cities are eager to access much needed affordable housing funding to jumpstart construction.

To help cities navigate the new housing laws that went into effect on Jan. 1, the League prepared a comprehensive compendium that is available at www.cacities.org/2018HousingLaws.

Founded in 1898, the League of California Cities® is an association of California city officials who work together to enhance their knowledge and skills, exchange information, and combine resources so that they may influence policy decisions that affect cities. The League's mission is to restore and protect local control for cities through education and advocacy to enhance the quality of life for all Californians.

###



AFFORDABLE HOUSING NOW

AFFORDABLE HOUSING NOW

WHO WE ARE

We are a broad coalition of affordable housing advocates, business leaders, labor, veterans and environmental groups working to bring affordable housing to California communities by passing the \$4 billion **Veterans and Affordable Housing Bond Act (SB 3)** that will go before voters in November 2018.

WHAT THE BOND DOES FOR CALIFORNIA VETERANS, STRUGGLING FAMILIES AND PEOPLE WITH DISABILITIES

- 🏠 Dedicates funding to help military veterans have a safe place to call home.
- 🏠 Provides stable housing for struggling families, people experiencing homelessness and individuals with disabilities.
- 🏠 Builds affordable homes for hardworking people like grocery clerks, nurse aides and teaching assistants. This helps people live in the communities where they work and serve, while still having money for basics like groceries, gas and child care.
- 🏠 Tackles top priorities for Californians – building homes, creating jobs and boosting the economy. It's expected to create 137,000 jobs and pump \$23.4 billion into California's economy.



WHY CALIFORNIANS NEED THIS AFFORDABLE HOUSING BOND NOW

- 🏠 The housing crisis is crushing the 1 in 3 Californians who can't afford their rents.
- 🏠 Many people are spending more than 30% of their incomes and some as much as 50% of their incomes on housing.
- 🏠 The growing gap between what Californians earn and the cost of rent has grown so wide that families are separated by excruciating commutes because they can't afford to live in the cities where they work.
- 🏠 We don't have to look far to see the human devastation of the housing crisis. Homelessness and its harsh toll is taking hold in more Californians' lives. California has the largest population of unsheltered veterans in the nation. Families pushed to the brink live in their cars or double and even triple up in overcrowded housing as they try to maintain their jobs and ensure their children go to school.



HOW YOU CAN JOIN OUR COALITION & SUPPORT THE BOND

- 🏠 Help spread the word among family, friends, neighbors and colleagues that we all can do something about the housing crisis – **Vote YES on the Veterans and Affordable Housing Bond Act this November.**

CONTACT

David Koenig (DavidJKoenig@gmail.com) for information on how you and your organization can formally endorse the bond, participate in outreach opportunities and contribute to the campaign to build affordable housing in California.

Paid for by Affordable Housing Now, a coalition of Housing California, California Housing Consortium, State Building and Construction Trades Council of California and Silicon Valley Leadership Group. Committee ID# 1401697



YES! I ENDORSE THE 2018 VETERANS AND AFFORDABLE HOUSING BOND

The housing crisis is crushing the 1 in 3 Californians who can't afford their rents. Homelessness is hitting veterans. Struggling families are doubling up in overcrowded housing and making excruciating commutes because they can't afford to live in the cities where they work.

Join a broad coalition of affordable housing advocates, business leaders, labor, veterans and environmental groups working to pass the bond that dedicates \$4 billion to helping military veterans have a safe place to call home and builds safe, stable housing for struggling families, people experiencing homelessness and individuals with disabilities.

Californians Need the Veterans and Affordable Housing Bond Now

Please complete the following: *(Items with * are required)*

Company/Organization or Employer's Name* *(If none, write N/A)*

First Name*

Last Name*

Title/Occupation

This endorsement is on behalf of: *(Circle one or both)*

My Organization / Company Myself (as an individual)

Mailing Address

City

State

Zip*

E-mail*

Signature*

Date

Note: Title and organization is for identification purposes only.

I am willing to:

- ☐ Promote the campaign in my organization's printed materials, website and social media.
- ☐ Participate in local coalition building and outreach efforts.
- ☐ Participate in press events and/or write letters to the editor.
- ☐ Make a donation to the campaign.

Please email this completed form to: DavidJKoenig@gmail.com

By completing this form, you agree to be listed as a supporter in campaign materials. You will be signed up to receive e-mail updates from the SB 3 Affordable Housing Now campaign and can unsubscribe anytime.

Paid for by Affordable Housing Now, a coalition of Housing California, California Housing Consortium, State Building and Construction Trades Council of California and Silicon Valley Leadership Group. Committee ID# 1401697

Executive Committee

California Housing Consortium
Housing California
Silicon Valley Leadership Group
State Building and Construction Trades Council of California



VETERANS & AFFORDABLE HOUSING ACT

Steering Committee

Senate President pro Tem Toni Atkins
Senator Jim Beall
Assemblymember David Chiu
Jennifer LeSar
California League of Cities
Dignity Health
California Association of Veterans Services Agencies

JOIN OUR BROAD COALITION OF ENDORSERS

Cities, Counties and Local Electeds

City of Arcata
City of Ceres
City of Cloverdale
City of Colton
City of Lakewood
City of Livermore
City of Mountain View
City of San Jose
City of Ukiah
City of Willits
Mayor Libby Schaaf, City of Oakland
Mayor Carol Dutra-Vernaci, Union City
Mayor Chris Vierra, City of Ceres
Mayor Deborah Penros, City of Halfmoon Bay
Mayor Jim Reed, City of Scotts Valley
Mayor John Marchand, City of Livermore
Mayor Joseph Palla, City of Cloverdale
Mayor Kevin Doble, City of Ukiah, City Council
Mayor Lenny Siegel, City of Mountain View
Mayor Lily Mei, City of Fremont
Mayor Newell Arnerich, City of Danville
Mayor Madge Strong, City of Willits, City Council
Mayor Newell Arnerich, Town of Danville
Mayor Pro Tem Daniel Parra, City of Fowler
Mayor Rob Rennie, City of Los Gatos
President, Board of Supervisors Dave Pine, San Mateo County
Supervisor Don Saylor, Yolo County
Supervisor Ryan Coonerty, Santa Cruz County
Councilmember Colin Parent, City of La Mesa
Councilmember Cynthia Mathews, City of Santa Cruz
Councilmember Deborah Ruddock, City of Half Moon Bay
Councilmember Gustav Larsson, City of Sunnyvale
Councilmember Ken Lane, City of Ceres
Trustee Alex Randolph, City College of San Francisco

Environment and Transportation

California League of Conservation Voters (CLCV)
Climate Plan
Transform

Labor

United Farm Workers (UFW)
Boilermakers
CA State Association of Electrical Workers
District Council of Iron Workers
Los Angeles/Orange Counties Building and Construction
Trades Council

Labor (cont.)

Northeastern California Building & Construction Trades Council
San Diego Building & Construction Trade Council
San Francisco Building and Construction Trades Council
IBEW Local 6
IBEW Local 11
IBEW Local 47
IBEW Local 234
IBEW Local 302
IBEW Local 332
IBEW Local 428
IBEW Local 441
IBEW Local 551
IBEW Local 595
IBEW Local 617
Ironworkers Local 155
Ironworkers Local 229
Plumbers & Steamfitters Local 398
S.M.A.R.T Local Union No. 104
S.M.A.R.T Local Union No. 105

Veterans

New Directions for Veterans
Swords to Plowshares
Veterans Village of San Diego
Veterans Housing Development Corp
Veterans Resource Centers of America

Businesses, Statewide Organizations & Community Groups

Abode Communities
Affirmed Housing
Affordable Housing Now (Santa Cruz County)
AIA Los Angeles
Akraya
Alameda County Housing Authority
Bay Area Community Services
BBI Construction
Berkeley Food and Housing Project
Bill Wilson Center
Bonnewit Development Services
Bridge Housing
Building Industry Association of Tulare/Kings Counties
Burbank Housing
California Coalition for Rural Housing
California Community Economic Development Association
California Housing Partnership
Californians for Disability Rights, Inc. (CDR)

Businesses, Statewide Organizations & Community Groups (cont.)

California YIMBY
Center for Sustainable Neighborhoods
Charities Housing
Christian Churches Homes
CityTeam
Clifford Beers Housing
Community Corporation of Santa Monica
Community Cycles of California
Community Economics
Community Housing Partnership
Community HousingWorks
Congress of California Seniors
Corporation for Supportive Housing
Council of Community Housing Organizations
Cypress Group
Deaf Seniors of Riverside (DSR)
Downtown Women's Center
EAH Housing
East Bay Housing Organization
Eden Housing
Ella Baker Center
Ensuring Opportunity Campaign to End Poverty in
Contra Costa County
Enterprise Community Partners - Northern California
Enterprise Community Partners - Southern California
First Community Housing
FSY Architects, Inc
Greenbelt Alliance
Habitat for Humanity East Bay/Silicon Valley
Habitat for Humanity of Greater Sacramento
Healthright360.org
Housing Authority of the City of Santa Barbara
Housing Leadership Council of San Mateo County
Housing on Merit
Housing Rights Committee of San Francisco
JAG Interiors Inc
Jewish Community Relations Council Silicon Valley
Key Community Housing
Koreatown Immigrant Workers Alliance
Laurin Associates
LifeSTEPS
Linc Housing
Long Beach Residents Empowered
LTSC Community Development Corp.
LULAC-California
Lutheran Office of Public Policy-CA
Many Mansions
Marin Environmental Housing Collaborative
Matt Huerta Consulting LLC
Mercy Housing
Middle Class Taxpayers Association
MidPen Housing Corporation
Mission Housing Development Corporation

Move LA
Nancy Lewis Associates, Inc.
National Community Renaissance
NeighborWorks Orange County
New Capital
Non-Profit Housing Association of Northern California
Novin Development
Nuquest Ventures LLC
One Treasure Island
Oyster Point Development, LLC
Palo Alto Housing
Paschal/Roth
PICO-California
R4 Capital
Rad Urban
RCD Housing
Redding/Shasta, Lassen, Plumas, Sierra, Siskiyou,
Del Norte, Modoc Counties Continuum of Care
Related Companies
Rural Community Assistance Corporation
Sacramento Housing Alliance
Sadlon and Associates, Inc
SAHA Homes
San Diego Housing Federation
San Francisco Building and Construction Trades Council
San Francisco Community Land Trust
San Francisco Housing Development Corp.
San Francisco Information Clearinghouse
Sares-Regis Group
SCANPH
Self-Help Enterprises
Siliconsage Homes
Silicon Valley @ Home
Silicon Valley Community Foundation
Skid Row Housing Trust
Sunnyvale Community Services
Tenderloin Housing Clinic
The California Council for Affordable Housing (CCAHA)
The Ingram Politic
The John Stewart Company
The Magnolia @ 9th Senior Apartments
The Public Interest Law Project
Townpeople
TRUST South LA
Unitarian Universalist Church of Berkeley
Venice Community Housing
Venture Gained Legal
Women's Council of Realtors
WSH Management, Inc.

Democratic Party Organizations

Peninsula Democratic Coalition
San Fernando Valley Young Democrats
Santa Monica Democratic Club

Paid for by Affordable Housing Now, a coalition of Housing California, California Housing Consortium, State Building and Construction Trades Council of California and Silicon Valley Leadership Group. Committee ID# 1401697 Committee major funding from Members' Voice of the State Building and Construction Trades Council of California, Eden Housing, Inc. and Mercy Housing, Inc.

RESOLUTION NO. 18-24

**A RESOLUTION OF THE CITY OF COUNCIL OF THE CITY OF FIREBAUGH
TO SUPPORT SENATE BILL NO. 3 (SB 3, BEALL)
VETERANS AND AFFORDABLE HOUSING BOND ACT 2018**

WHEREAS, housing affordability is an urgent issue facing many communities in California, where a majority of renters (3 million households) pay more than 30 percent of their income toward rent and nearly one-third (over 1.5 million households) spend more than 50 percent of their income on rent; and

WHEREAS, the housing crisis is a contributing factor to homelessness in our communities; and

WHEREAS, California's homeownership rates are at the lowest point since the 1940's; and

WHEREAS, recent housing production levels are about half of pre-recession levels (roughly 200,000 per year) and are far short of the state's projected housing need for 180,000 new homes per year; and

WHEREAS, the proceeds from the 2006 housing bond that helped create and preserve affordable apartments, urban infill infrastructure, and single-family homes have been expended; and

WHEREAS, even though federal funding for affordable housing comprises a significant portion of California's resources to support affordable housing, federal spending has been on the decline in recent years; and

WHEREAS, between 2003 and 2015, Community Development Block Grant (CDBG) and HOME funds allocated to California by the U.S. Department of Housing and Urban Development (HUD) to produce affordable housing units have declined by 51 percent and 66 percent respectively; and

WHEREAS, last year the Legislature passed and Governor Brown signed SB 3 (Beall), which placed the \$4 billion Veterans and Affordable Housing Bond Act on the November 6, 2018 general election ballot; and

WHEREAS, the Veterans and Affordable Housing Bond Act will provide funding to support multifamily housing, higher density housing near transit, infill infrastructure, farmworker housing, first-time home buyer assistance, and veteran home loans; and

THEREFORE BE IT RESOLVED that the City Council of the City of Firebaugh hereby supports the Veterans and Affordable Housing Bond Act on the November 6, 2018 ballot to infuse much needed funding to support important affordable housing projects and spur housing construction statewide; and

THEREFORE BE IT FURTHER RESOLVED that the City of Firebaugh supports and can be listed as a member of the Affordable Housing Now coalition.

The foregoing Resolution was approved and adopted at special meeting of the City Council of the City of Firebaugh held on the 21st day of May, 2018, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED:

ATTEST:

Felipe Perez, Mayor

Rita Lozano, Deputy City Clerk

We direct staff to email a copy of this adopted resolution to the League of California Cities at cityletters@cacities.org



TO: Mayor Felipe Perez and Council Members
FROM: Pio Martin, Finance Director
DATE: May 21, 2018
SUBJECT: Enterprise Fund Preliminary Budgets

<u>Fund</u>	<u>Revenue</u>	<u>Salaries</u>	<u>Operation Expense</u>	<u>Net Revenue</u>	<u>Debt Service</u>	<u>Debt Service %</u>
016 Airport Operation	35,120	8,015	19,717	7,389		
036 Water Operation	1,962,300	536,498	1,013,300	412,502	323,560	127.49%
037 Water Capital Operation	0.00	0.00	30,000	(30,000)		
040 Sewer Operation	1,606,650	537,475	714,980	354,195	178,563	198.36%
041 Sewer Capital Operation	0.00	0.00	0.00	0.00		
043 Light and Landscape	49,160	28,752	7,020	13,388		
080 Solid Waste Service	435,150	62,423	362,020	12,257		
Totals	4,089,930	1,173,163	2,147,037	769,731	502,123	

- Purchases and projects schedule for enterprise funds:
 - Water Operations
 - Line 4012-3012 Upgrade to booster pump Site 2
 - Line 4012-3013 Site 2 – Painting of Site #1
 - Line 4012-3513 Water Rate Study
 - Water Capital Operations
 - HUD Tank Environmental Study
 - Sewer Operations
 - Line 4013-3012 Repair of Flow Meter, Pumps, and Check Values
 - Line 4013-3513 Wastewater Rate Study
 - Line 4013-5035 New truck to replace truck #32
 - Connect Sewer with City Hall for internet and phone connection
 - Sewer Capital Operations
 - No projects

REVENUE	DESCRIPTION	3YR AVERAGE		FY18-B		FY18-A		FY-19
3006	AIRPORT PROPERTY TAXES	\$	3,457.41	\$	4,000	\$	-	\$ 4,000
3301	INTEREST INCOME	\$	8,063.88	\$	5,250	\$	9,188	\$ 11,060
3504	AIRPORT HANGER LEASE	\$	4,366.67	\$	4,320	\$	3,600	\$ 4,320
3505	AIRPORT USE OF RUNWAY	\$	16,950.00	\$	17,000	\$	14,000	\$ 16,800
3506	TIE DOWN FEES	\$	506.67	\$	-	\$	-	\$ -
3520	PENALTIES/LATE FEES'	\$	40,452.69	\$	47,500	\$	29,800	\$ 36,650
3542	LEASE OF CITY PROPERTY	\$	194.33	\$	500	\$	750	\$ 250
3546	MISCELLANEOUS REVENUE	\$	9,242.84	\$	5,500	\$	6,896	\$ 6,650
3547	WATER SERVICE REVENUE	\$	1,625,847.26	\$	1,850,000	\$	1,424,583	\$ 1,752,250
3548	CONNECTION FEES	\$	2,012.47	\$	-	\$	4,000	\$ -
3550	WATER TURN ON FEE	\$	5,236.10	\$	6,500	\$	5,144	\$ 6,300
3551	TOMA-TEK SERVICE/REPAIR REIMB.	\$	124,086.24	\$	75,000	\$	92,954	\$ 98,000
3552	SEWER SERVICE REVENUE	\$	1,434,412.31	\$	1,450,000	\$	1,201,943	\$ 1,500,000
3553	WASTE DISCHARGE FEES	\$	3,629.22	\$	4,500	\$	2,866	\$ 3,500
3554	BACK FLOW PREVENTION PROGRAM.	\$	2,117.29	\$	1,600	\$	-	\$ 1,600
3555	SOLID WASTE SERVICE REVENUE	\$	388,772.93	\$	390,000	\$	324,330	\$ 400,000
3575	STREET SWEEPING FEE	\$	31,077.03	\$	34,000	\$	29,477	\$ 35,550
3576	Water Service - Fire Hydrant	\$	5,540.70	\$	928	\$	3,116	\$ 4,000
3604	RATE STABILIZATION	\$	83,333.33	\$	-	\$	-	\$ 150,000
3803	ASSESSMENTS RECEIVED	\$	45,434.59	\$	47,000	\$	23,510	\$ 49,000
3850	STATE AID FOR AVIATION	\$	10,000.00	\$	10,000	\$	20,000	\$ 10,000
Total Revenue		\$	<u>3,844,734.33</u>		<u>3,953,598</u>		<u>3,196,158</u>	<u>4,089,930</u>
Percentage Increase / (Decrease)			0.00%		3.58%			3.33%
Dollar Amount Increase / (Decrease)		\$	-	\$	136,673		\$	136,332

EXPENSE	DESCRIPTION	3 YR AVERAGE		FY18-B		FY18-A		FY19
1000	SALARIES & WAGES	\$	596,037	\$	646,108	\$	412,303	\$ 614,962
1002	WAGES/MECHANIC, JANITOR	\$	20,669	\$	31,595	\$	22,831	\$ 35,994
1005	OVERTIME	\$	13,442	\$	10,600	\$	7,632	\$ 20,000
1010	FICA	\$	47,744	\$	52,655	\$	33,484	\$ 52,388
1011	HEALTH INSURANCE	\$	156,756	\$	148,234	\$	104,693	\$ 167,373
1013	PERS RETIREMENT	\$	113,258	\$	107,656	\$	63,630	\$ 97,094
1014	STATE UNEMPLOYMENT INS	\$	5,356	\$	16,700	\$	3,916	\$ 10,060
1015	WORKERS COMPENSATION	\$	53,526	\$	89,349	\$	57,169	\$ 92,612
1016	UNIFORM EXPENSE	\$	4,718	\$	5,700	\$	4,510	\$ 8,000
1021	WAGES CHARGEABLE BACK TO TOMA-TEK	\$	11,119	\$	11,000	\$	10,969	\$ 9,000
1022	UNFUNDED LIABILITY CALPERS	\$	41,126	\$	38,044	\$	39,769	\$ 65,680
Total Salaries		\$	1,063,750	\$	1,157,641	\$	760,906	\$ 1,173,163
Percentage Increase / (Decrease)			1.51%		0.00%			1.32%
Dollar Amount Increase / (Decrease)			15,852		51,700			15,522
2001	OFFICE SUPPLIES	\$	9,956	\$	6,500	\$	4,762	\$ 5,900
2004	PRINTING & BINDING	\$	123	\$	300	\$	-	\$ 300
2005	POSTAGE & SHIPPING	\$	12,653	\$	13,000	\$	12,790	\$ 15,750
2008	JANITORIAL SUPPLIES	\$	2,557	\$	3,600	\$	2,721	\$ 3,375
2009	OPERATIONAL	\$	10,057	\$	1,500	\$	4,146	\$ 5,850
2011	PROTECTIVE CLOTHING	\$	1,463	\$	1,500	\$	1,857	\$ 2,300
2013	GASOLINE, OIL & LUBRICANTS	\$	19,478	\$	18,000	\$	12,397	\$ 15,300
2014	TIRES, BATTERIES & ACCESSORIES	\$	7,202	\$	6,200	\$	4,849	\$ 6,000
2015	TRAFFIC SIGNS, SIGNALS & ACCESSORIES	\$	-	\$	125	\$	-	\$ 150
2016	SAFETY EQUIPMENT	\$	286	\$	300	\$	201	\$ 750
2017	CHEMICALS	\$	53,266	\$	59,500	\$	38,622	\$ 47,700
2501	ADVERTISEMENT	\$	1,338	\$	2,000	\$	810	\$ 1,900
2502	INSURANCE & SURETY BONDS	\$	49,514	\$	51,871	\$	51,746	\$ 58,200
2503	DUES/FEES	\$	59,014	\$	55,500	\$	60,192	\$ 63,255
2504	REGISTRATION & TUITION	\$	1,527	\$	1,500	\$	548	\$ 1,300
2505	TRANSPORTATION & TRAVEL	\$	1,108	\$	600	\$	260	\$ 450
2506	MEETING EXPENSE	\$	613	\$	400	\$	-	\$ 300
2519	MADERA CO. PROPERTY TAXES ON WELLS	\$	1,887	\$	2,000	\$	1,975	\$ 2,000
2523	TELEPHONE	\$	15,571	\$	14,220	\$	8,539	\$ 10,907
2526	ELECTRICITY & GAS	\$	417,032	\$	486,850	\$	338,563	\$ 421,000
2533	PROPERTY TAXES ON LEASED EQUIPMENT	\$	526	\$	620	\$	513	\$ 630

EXPENSE	DESCRIPTION	3 YR AVERAGE		FY18-B		FY18-A		FY19
2536	ENVIRONMENTAL MANDATES	\$	1,867	\$	2,300	\$	1,811	\$ 2,250
2539	INTERNET ACCESS	\$	10,164	\$	11,575	\$	5,043	\$ 6,095
2561	OFFICE FURNITURE	\$	-	\$	6,000	\$	3,519	\$ 2,000
3001	SMALL TOOLS	\$	4,483	\$	4,500	\$	840	\$ 3,000
3002	RENT/LEASE/EQUIPMENT	\$	5,216	\$	5,600	\$	3,871	\$ 4,800
3007	INSTALLATION OF WATER METERS	\$	18,071	\$	15,000	\$	21,941	\$ 15,000
3010	REPAIR & MAINTENANCE RUNWAY	\$	2,506	\$	1,000	\$	3,226	\$ 3,970
3011	REPAIR & MAINTENANCE VEHICLE	\$	6,785	\$	10,500	\$	6,186	\$ 8,300
3012	REPAIR EQUIPMENT	\$	88,175	\$	87,000	\$	41,207	\$ 67,400
3013	REPAIR FACILITIES	\$	93,963	\$	63,000	\$	7,633	\$ 20,890
3014	FACILITY MAINTENANCE	\$	157	\$	186	\$	3	\$ -
3015	TOMA-TEK SYSTEM REPAIRS	\$	63,653	\$	50,000	\$	66,620	\$ 82,000
3020	WATER LINE REPAIRS	\$	17,776	\$	11,000	\$	15,139	\$ 10,000
3022	STREETS & ROAD REPAIR	\$	-	\$	-	\$	1,285	\$ -
3027	SEWER LINE REPAIR	\$	3,074	\$	2,000	\$	899	\$ 1,100
3501	AUDIT FEES	\$	20,174	\$	21,340	\$	18,000	\$ 25,500
3502	ATTORNEY FEE'S	\$	36,606	\$	54,600	\$	38,519	\$ 52,150
3504	CORBIN/WILLITS SERVICE FEE	\$	9,300	\$	9,930	\$	7,216	\$ 9,820
3506	ENGINEERING	\$	23,628	\$	30,000	\$	63,903	\$ 54,800
3511	LAB ANALYSIS	\$	27,732	\$	32,000	\$	20,298	\$ 27,000
3513	OTHER PROFESSIONAL SERVICES	\$	338,644	\$	348,000	\$	257,251	\$ 388,400
3514	SERVICE AGREEMENTS	\$	8,505	\$	3,400	\$	1,108	\$ -
3515	COMPUTER SERVICE AGREEMENT	\$	16,415	\$	10,050	\$	7,216	\$ 8,815
3518	PEST CONTROL	\$	266	\$	275	\$	774	\$ 300
3521	TRUSTEE FEE	\$	-	\$	600	\$	3,990	\$ 4,800
3559	CREDIT CARD FEE	\$	-	\$	-	\$	376	\$ -
5002	EQUIPMENT PURCHASE	\$	56,270	\$	62,000	\$	35,049	\$ 2,000
5003	EQUIPMENT PURCHASE	\$	1,185	\$	100,000	\$	78,679	\$ -
5005	COMPUTER	\$	29,841	\$	3,000	\$	-	\$ -
5035	VEHICLE/EQUIPMENT REPLACEMENT	\$	725	\$	-	\$	677	\$ 35,000
5305	STREET IMPROVEMENTS	\$	-	\$	-	\$	68,780	\$ -
5329	SEWER LINE REPAIRS	\$	5,625	\$	110,000	\$	277,675	\$ 17,500
5999	DEPRECIATION EQUIPMENT	\$	599,303	\$	650,000	\$	622,941	\$ 630,000
Total Expenses		\$	2,319,945	\$	2,430,942	\$	2,227,165	\$ 2,146,207
Percentage Increase / (Decrease)			-23.23%		-23.88%			-13.27%

EXPENSE DESCRIPTION	3 YR AVERAGE	FY18-B	FY18-A	FY19
<i>Dollar Amount Increase / (Decrease)</i>	\$ (702,096)	\$ (762,438)	\$ (284,735)	
<i>Total Salaries and Expenses</i>	\$ 3,383,696	\$ 3,588,583	\$ 2,988,071	\$ 3,319,369
<i>Percentage Increase / (Decrease)</i>	-16.86%	-16.53%		-8.11%
<i>Dollar Amount Increase / (Decrease)</i>	\$ (686,245)	\$ (710,738)	\$ (269,214)	
<i>Total Net</i>	\$ 461,039	\$ 365,015	\$ 208,086	\$ 770,561
<i>Percentage Increase / (Decrease)</i>	-304.72%	-175.67%		52.63%
<i>Dollar Amount Increase / (Decrease)</i>	\$ 686,245	\$ 847,411	\$ 405,546	

<u>REVENUE</u>	<u>DESCRIPTION</u>	<u>3YR AVERAGE</u>		<u>FY18-B</u>		<u>FY18-A</u>		<u>FY19</u>
3006	AIRPORT PROPERTY TAXES	\$	3,457	\$	4,000	\$	-	\$ 4,000
3504	AIRPORT HANGER LEASE	\$	4,367	\$	4,320	\$	3,600	\$ 4,320
3505	AIRPORT USE OF RUNWAY	\$	16,950	\$	17,000	\$	14,000	\$ 16,800
3506	TIE DOWN FEES	\$	507	\$	-	\$	-	\$ -
3850	STATE AID FOR AVIATION	\$	10,000	\$	10,000	\$	20,000	\$ 10,000
Total Revenue		\$	<u>35,281</u>	\$	<u>35,320</u>	\$	<u>37,600</u>	\$ <u>35,120</u>
Percentage Increase / (Decrease)			200.00%		6.73%			0.00%
Dollar Amount Increase / (Decrease)		\$	22,063	\$	2,226		\$	(35,320)

EXPENSE	DESCRIPTION	3 YR AVERAGE	FY18-B	FY18-A	FY19
1000	SALARIES & WAGES	\$ 4,683	\$ 12,600	\$ 3,915	\$ 5,095
1005	OVERTIME	\$ 7	\$ 4	\$ -	
1010	FICA	\$ 336	\$ 964	\$ 284	\$ 390
1011	HEALTH INSURANCE	\$ 1,175	\$ 875	\$ 674	\$ 938
1013	PERS RETIREMENT	\$ 950	\$ 2,300	\$ 722	\$ 647
1014	STATE UNEMPLOYMENT INS	\$ 746	\$ 47	\$ 60	
1015	WORKERS COMPENSATION	\$ 382	\$ 1,560	\$ 1,115	\$ 433
1022	UNFUNDED LIABILITY CALPERS	\$ 277	\$ 960	\$ 271	\$ 452
Total Salaries		\$ 8,555	\$ 19,259	\$ 7,032	\$ 8,015
Percentage Increase / (Decrease)		7.40%	0.00%	-140.30%	
Dollar Amount Increase / (Decrease)		\$ 589	\$ 11,373	\$ (11,244)	
2017	CHEMICALS	\$ 354	\$ 400	\$ -	\$ -
2502	INSURANCE & SURETY BONDS	\$ 5,365	\$ 4,500	\$ 8,201	\$ 10,000
2503	DUES/FEES	\$ 20	\$ -	\$ 18	\$ 25
2523	TELEPHONE	\$ 443	\$ 400	\$ 388	\$ 477
2526	ELECTRICITY & GAS	\$ 2,546	\$ 3,100	\$ 2,267	\$ 2,800
2533	PROPERTY TAXES ON LEASED EQUIPMENT	\$ 127	\$ 150	\$ 135	\$ 165
2539	INTERNET ACCESS	\$ 205	\$ 325	\$ 116	\$ 145
3010	REPAIR & MAINTENANCE RUNWAY	\$ 2,506	\$ 1,000	\$ 3,226	\$ 3,970
3502	ATTORNEY FEE'S	\$ 7,289	\$ 1,000	\$ 777	\$ 950
3504	CORBIN/WILLITS SERVICE FEE	\$ 337	\$ 330	\$ 260	\$ 320
3506	ENGINEERING	\$ 1,762	\$ 2,500	\$ 202	\$ 250
3515	COMPUTER SERVICE AGREEMENT	\$ 359	\$ 650	\$ 497	\$ 615
Total Expenses		\$ 24,072	\$ 15,355	\$ 16,089	\$ 19,717
Percentage Increase / (Decrease)		11.13%	-24.43%	22.12%	
Dollar Amount Increase / (Decrease)		2,411	(4,963)	4,362	
Total Salaries and Expenses		\$ 32,627	\$ 34,614	\$ 23,121	\$ 27,731
Percentage Increase / (Decrease)		10.13%	22.73%	-24.82%	
Dollar Amount Increase / (Decrease)		\$ 3,000	\$ 6,410	\$ (6,883)	
Total Net		\$ 2,654	\$ 706	\$ 14,479	\$ 7,389

<i>Percentage Increase / (Decrease)</i>	<i>-53.06%</i>	<i>-85.56%</i>	<i>90.44%</i>
<i>Dollar Amount Increase / (Decrease) \$</i>	<i>(3,000)</i>	<i>\$ (4,184)</i>	<i>\$ 6,683</i>
	0%	0%	0%

REVENUE	DESCRIPTION	3YR AVERAGE		FY18-B		FY18-A		FY19
3301	INTEREST INCOME	\$	3,037	\$	2,700	\$	4,478	\$ 5,500
3520	PENALTIES/LATE FEES'	\$	40,453	\$	47,500	\$	29,800	\$ 36,650
3546	MISCELLANEOUS REVENUE	\$	8,689	\$	5,000	\$	6,857	\$ 6,000
3547	WATER SERVICE REVENUE	\$	1,625,847	\$	1,850,000	\$	1,424,583	\$ 1,752,250
3550	WATER TURN ON FEE	\$	5,236	\$	6,500	\$	5,144	\$ 6,300
3554	BACK FLOW PREVENTION PROGRAM.	\$	2,117	\$	1,600	\$	-	\$ 1,600
3576	Water Service - Fire Hydrant	\$	5,541	\$	928	\$	3,116	\$ 4,000
3604	RATE STABILIZATION	\$	250,000	\$	-	\$	-	\$ 150,000
Total Revenue		\$	1,940,920	\$	1,914,228	\$	1,473,978	\$ 1,962,300
Percentage Increase / (Decrease)			9.39%		7.39%			2.45%
Dollar Amount Increase / (Decrease)		\$	166,654	\$	131,713		\$	48,072

EXPENSE	DESCRIPTION	3 YR AVERAGE		FY18-B		FY18-A		FY19
1000	SALARIES & WAGES	\$	277,105	\$	290,800	\$	156,514	\$ 282,758
1002	WAGES/MECHANIC, JANITOR	\$	10,357	\$	15,800	\$	9,516	\$ 17,997
1005	OVERTIME	\$	4,803	\$	4,500	\$	4,082	\$ 10,000
1010	FICA	\$	22,628	\$	23,799	\$	13,189	\$ 23,970
1011	HEALTH INSURANCE	\$	74,128	\$	71,350	\$	40,633	\$ 76,275
1013	PERS RETIREMENT	\$	53,279	\$	50,110	\$	24,337	\$ 42,992
1014	STATE UNEMPLOYMENT INS	\$	1,600	\$	8,000	\$	1,585	\$ 5,000
1015	WORKERS COMPENSATION	\$	25,043	\$	40,875	\$	22,536	\$ 42,919
1016	UNIFORM EXPENSE	\$	2,393	\$	2,700	\$	2,065	\$ 4,000
1022	UNFUNDED LIABILITY CALPERS	\$	19,293	\$	14,300	\$	16,395	\$ 30,587
Total Salaries		\$	490,629	\$	522,234	\$	290,852	\$ 536,498
Percentage Increase / (Decrease)			1.44%		0.00%			2.66%
Dollar Amount Increase / (Decrease)		\$	6,964	\$	13,651	\$		14,264
2001	OFFICE SUPPLIES	\$	3,269	\$	2,500	\$	1,648	\$ 2,000
2004	PRINTING & BINDING	\$	123	\$	300	\$	-	\$ 300
2005	POSTAGE & SHIPPING	\$	4,799	\$	5,000	\$	4,622	\$ 5,700
2008	JANITORIAL SUPPLIES	\$	1,060	\$	1,300	\$	888	\$ 1,100
2009	OPERATIONAL	\$	6,790	\$	500	\$	3,054	\$ 4,500
2011	PROTECTIVE CLOTHING	\$	344	\$	500	\$	301	\$ 400
2013	GASOLINE, OIL & LUBRICANTS	\$	9,696	\$	8,500	\$	5,808	\$ 7,200
2014	TIRES, BATTERIES & ACCESSORIES	\$	2,152	\$	2,700	\$	1,702	\$ 2,100
2015	TRAFFIC SIGNS, SIGNALS & ACCESSORIES	\$	-	\$	125	\$	-	\$ 150
2016	SAFETY EQUIPMENT	\$	137	\$	150	\$	-	\$ 500
2017	CHEMICALS	\$	35,124	\$	38,500	\$	25,897	\$ 32,000
2501	ADVERTISEMENT	\$	950	\$	1,000	\$	744	\$ 900
2502	INSURANCE & SURETY BONDS	\$	20,728	\$	21,147	\$	17,067	\$ 21,000
2503	DUES/FEES	\$	25,154	\$	20,500	\$	26,818	\$ 27,500
2504	REGISTRATION & TUITION	\$	1,223	\$	1,000	\$	240	\$ 1,000
2505	TRANSPORTATION & TRAVEL	\$	920	\$	500	\$	130	\$ 250
2506	MEETING EXPENSE	\$	306	\$	200	\$	-	\$ 200
2519	MADERA CO. PROPERTY TAXES ON WELLS	\$	1,887	\$	2,000	\$	1,975	\$ 2,000
2523	TELEPHONE	\$	8,588	\$	8,000	\$	4,047	\$ 5,000
2526	ELECTRICITY & GAS	\$	267,592	\$	325,000	\$	234,186	\$ 289,000
2533	PROPERTY TAXES ON LEASED EQUIPMENT	\$	109	\$	155	\$	116	\$ 150

EXPENSE	DESCRIPTION	3 YR AVERAGE		FY18-B		FY18-A		FY19
2536	ENVIRONMENTAL MANDATES	\$	1,084	\$	1,300	\$	1,050	\$ 1,300
2539	INTERNET ACCESS	\$	5,103	\$	6,000	\$	1,993	\$ 2,500
2561	OFFICE FURNITURE	\$	-	\$	3,000	\$	1,760	\$ 1,000
3001	SMALL TOOLS	\$	2,941	\$	2,500	\$	744	\$ 1,500
3002	RENT/LEASE/EQUIPMENT	\$	1,890	\$	1,800	\$	1,176	\$ 1,500
3007	INSTALLATION OF WATER METERS	\$	18,071	\$	15,000	\$	21,941	\$ 15,000
3011	REPAIR & MAINTENANCE VEHICLE	\$	3,380	\$	2,500	\$	3,477	\$ 4,300
3012	REPAIR EQUIPMENT	\$	53,768	\$	55,000	\$	12,969	\$ 35,000
3013	REPAIR FACILITIES	\$	59,116	\$	30,000	\$	2,129	\$ 20,000
3014	FACILITY MAINTENANCE	\$	157	\$	186	\$	3	\$ -
3020	WATER LINE REPAIRS	\$	17,776	\$	11,000	\$	13,156	\$ 10,000
3022	STREETS & ROAD REPAIR	\$	-	\$	-	\$	1,285	\$ -
3501	AUDIT FEES	\$	9,927	\$	10,670	\$	8,166	\$ 12,750
3502	ATTORNEY FEE'S	\$	13,299	\$	25,700	\$	16,039	\$ 25,700
3504	CORBIN/WILLIT'S SERVICE FEE	\$	3,571	\$	3,200	\$	1,981	\$ 3,250
3506	ENGINEERING	\$	15,481	\$	15,000	\$	4,501	\$ 10,000
3511	LAB ANALYSIS	\$	11,645	\$	12,000	\$	6,726	\$ 10,000
3513	OTHER PROFESSIONAL SERVICES	\$	8,890	\$	5,000	\$	6,670	\$ 25,450
3514	SERVICE AGREEMENTS	\$	7,015	\$	2,500	\$	554	\$ -
3515	COMPUTER SERVICE AGREEMENT	\$	5,503	\$	3,200	\$	1,976	\$ 2,400
3518	PEST CONTROL	\$	177	\$	150	\$	210	\$ 300
3521	TRUSTEE FEE	\$	-	\$	600	\$	1,995	\$ 2,400
3559	CREDIT CARD FEE	\$	-	\$	-	\$	376	\$ -
5002	EQUIPMENT PURCHASE	\$	13,953	\$	18,000	\$	11,680	\$ 1,000
5005	COMPUTER	\$	14,317	\$	1,500	\$	-	\$ -
5999	DEPRECIATION EQUIPMENT	\$	389,648	\$	400,000	\$	420,296	\$ 425,000
Total Expenses		\$	1,212,922	\$	1,065,383	\$	872,097	\$ 1,013,300
Percentage Increase / (Decrease)			-0.04%		-0.84%			-5.14%
Dollar Amount Increase / (Decrease)		\$	(466)	\$	(9,001)		\$	(52,083)
Total Salaries and Expenses		\$	1,703,551	\$	1,587,617	\$	1,162,949	\$ 1,549,798
Percentage Increase / (Decrease)			0.38%		0.29%			-2.44%
Dollar Amount Increase / (Decrease)		\$	6,498	\$	4,650		\$	(37,819)
Total Net		\$	237,369	\$	326,611	\$	311,029	\$ 412,502
Percentage Increase / (Decrease)			207.42%		63.68%			20.82%

EXPENSE	DESCRIPTION	3 YR AVERAGE		FY18-B		FY18-A	FY19
	<i>Dollar Amount Increase / (Decrease)</i>	\$	160,156	\$	127,063	\$	85,891
6031	PRINCIPAL WATER REVENUE SERIES 2013	\$	-	\$	72,761	\$	72,685
6032	INTEREST WATER REVENUE SERIES 2013	\$	-	\$	49,887	\$	47,087
6040	16A WATER REVENUE REFUNDING INTEREST	\$	-	\$	125,288	\$	123,788
6041	16A WATER REVENUE REFUNDING PRINCIPAL	\$	-	\$	75,000	\$	80,000
	Total Debt Service	\$	-	\$	322,935	\$	323,560
	Debt Ratio Coverage 125%		0.00%		101.14%		127.49%

<u>REVENUE</u>	<u>DESCRIPTION</u>	<u>3YR AVERAGE</u>	<u>FY18-B</u>	<u>FY18-A</u>	<u>FY19</u>
3301	INTEREST INCOME	925	-	-	-
3548	CONNECTION FEES	1,000	-	2,000	-
Total Revenue		\$ 1,925	\$ -	\$ 2,000	\$ -
Percentage Increase / (Decrease)		0.00%	-100.00%		0.00%
Dollar Amount Increase / (Decrease)		\$ -	\$ (4,842)		\$ -

EXPENSE	DESCRIPTION	3 YR AVERAGE		FY18-B	FY18-A	FY-19
3020	WATER LINE REPAIRS	\$	177,866	\$ -	\$ 1,983	\$ -
3506	ENGINEERING	\$	10,487	\$ -	\$ 47,207	\$ 30,000
5305	STREET IMPROVEMENTS	\$	-	\$ -	\$ 34,390	\$ -
Total Expenses		\$	188,353	\$ -	\$ 83,581	\$ 30,000
Percentage Increase / (Decrease)			-17.76%	-100.00%		100.00%
Dollar Amount Increase / (Decrease)		\$	(40,683)	\$ (300,330)		\$ 30,000
Total Net		\$	(186,429)	\$ -	\$ (81,581)	\$ (30,000)
Percentage Increase / (Decrease)			-17.91%	-100.00%		100.00%
Dollar Amount Increase / (Decrease)		\$	40,683	\$ 295,488		\$ (30,000)

REVENUE	DESCRIPTION	3YR AVERAGE		FY18-B		FY18-A		FY19
3301	INTEREST INCOME	\$	2,560	\$	2,000	\$	3,585	\$ 4,400
3542	LEASE OF CITY PROPERTY	\$	194	\$	500	\$	750	\$ 250
3546	MISCELLANEOUS REVENUE	\$	398	\$	500	\$	(86)	\$ 500
3551	TOMA-TEK SERVICE/REPAIR REIMB.	\$	124,086	\$	75,000	\$	92,954	\$ 98,000
3552	SEWER SERVICE REVENUE	\$	1,434,412	\$	1,450,000	\$	1,201,943	\$ 1,500,000
3553	WASTE DISCHARGE FEES	\$	3,629	\$	4,500	\$	2,866	\$ 3,500
Total Revenue		\$	1,565,280	\$	1,532,500	\$	1,302,011	\$ 1,606,650
Percentage Increase / (Decrease)			0.00%		0.66%			4.62%
Dollar Amount Increase / (Decrease)		\$	0.00	\$	10,057		\$	74,150

EXPENSE	DESCRIPTION	3 YR AVERAGE		FY18-B		FY18-A		FY19
1000	SALARIES & WAGES	\$	269,469	\$	298,092	\$	213,584	\$ 275,455
1002	WAGES/MECHANIC, JANITOR	\$	10,312	\$	15,795	\$	13,315	\$ 17,997
1005	OVERTIME	\$	8,262	\$	6,000	\$	3,409	\$ 10,000
1010	FICA	\$	21,996	\$	24,471	\$	17,722	\$ 24,077
1011	HEALTH INSURANCE	\$	71,761	\$	68,686	\$	57,613	\$ 74,651
1013	PERS RETIREMENT	\$	51,626	\$	49,012	\$	32,807	\$ 43,169
1014	STATE UNEMPLOYMENT INS	\$	1,600	\$	8,000	\$	1,585	\$ 5,000
1015	WORKERS COMPENSATION	\$	24,514	\$	41,491	\$	29,645	\$ 43,566
1016	UNIFORM EXPENSE	\$	2,325	\$	3,000	\$	2,446	\$ 4,000
1021	WAGES CHARGEABLE BACK TO TOMA-TEK	\$	11,119	\$	11,000	\$	10,969	\$ 9,000
1022	UNFUNDED LIABILITY CALPERS	\$	18,817	\$	20,214	\$	19,954	\$ 30,560
Total Salaries		\$	491,800	\$	545,761	\$	403,047	\$ 537,475
Percentage Increase / (Decrease)			1.40%		0.00%			-1.54%
Dollar Amount Increase / (Decrease)		\$	6,806	\$	27,637	\$		(8,286)
2001	OFFICE SUPPLIES	\$	3,388	\$	2,500	\$	1,931	\$ 2,400
2005	POSTAGE & SHIPPING	\$	4,902	\$	5,000	\$	4,509	\$ 5,550
2008	JANITORIAL SUPPLIES	\$	1,127	\$	1,800	\$	1,283	\$ 1,600
2009	OPERATIONAL	\$	3,267	\$	1,000	\$	1,092	\$ 1,350
2011	PROTECTIVE CLOTHING	\$	1,113	\$	1,000	\$	1,556	\$ 1,900
2013	GASOLINE, OIL & LUBRICANTS	\$	9,782	\$	8,500	\$	6,588	\$ 8,100
2014	TIRES, BATTERIES & ACCESSORIES	\$	5,050	\$	3,500	\$	3,147	\$ 3,900
2016	SAFETY EQUIPMENT	\$	149	\$	150	\$	201	\$ 250
2017	CHEMICALS	\$	17,271	\$	20,000	\$	11,552	\$ 14,200
2501	ADVERTISEMENT	\$	388	\$	1,000	\$	33	\$ 1,000
2502	INSURANCE & SURETY BONDS	\$	21,446	\$	24,122	\$	24,442	\$ 25,000
2503	DUES/FEES	\$	33,724	\$	35,000	\$	33,171	\$ 35,500
2504	REGISTRATION & TUITION	\$	303	\$	500	\$	238	\$ 300
2505	TRANSPORTATION & TRAVEL	\$	188	\$	100	\$	130	\$ 200
2506	MEETING EXPENSE	\$	307	\$	200	\$	-	\$ 100
2523	TELEPHONE	\$	5,780	\$	5,000	\$	3,685	\$ 5,000
2526	ELECTRICITY & GAS	\$	140,488	\$	155,000	\$	99,420	\$ 125,000
2533	PROPERTY TAXES ON LEASED EQUIPMENT	\$	279	\$	300	\$	251	\$ 300
2536	ENVIRONMENTAL MANDATES	\$	782	\$	1,000	\$	761	\$ 950
2539	INTERNET ACCESS	\$	4,045	\$	4,400	\$	2,492	\$ 3,000
2561	OFFICE FURNITURE	\$	-	\$	3,000	\$	1,760	\$ 1,000

EXPENSE	DESCRIPTION	3 YR AVERAGE		FY18-B		FY18-A		FY19
3001	SMALL TOOLS	\$	1,543	\$	2,000	\$	96	\$ 1,500
3002	RENT/LEASE/EQUIPMENT	\$	2,370	\$	1,800	\$	1,347	\$ 1,700
3011	REPAIR & MAINTENANCE VEHICLE	\$	3,405	\$	8,000	\$	2,709	\$ 4,000
3012	REPAIR EQUIPMENT	\$	34,408	\$	32,000	\$	27,898	\$ 32,000
3013	REPAIR FACILITIES	\$	33,806	\$	30,000	\$	4,783	\$ -
3015	TOMA-TEK SYSTEM REPAIRS	\$	63,653	\$	50,000	\$	66,620	\$ 82,000
3027	SEWER LINE REPAIR	\$	3,074	\$	2,000	\$	899	\$ 1,100
3501	AUDIT FEES	\$	10,247	\$	10,670	\$	9,833	\$ 12,750
3502	ATTORNEY FEE'S	\$	16,018	\$	25,700	\$	19,992	\$ 23,400
3504	CORBIN/WILLITS SERVICE FEE	\$	3,550	\$	3,200	\$	2,487	\$ 3,250
3506	ENGINEERING	\$	4,213	\$	10,000	\$	11,400	\$ 14,000
3511	LAB ANALYSIS	\$	16,087	\$	20,000	\$	13,571	\$ 17,000
3513	OTHER PROFESSIONAL SERVICES	\$	13,046	\$	13,000	\$	3,020	\$ 20,950
3514	SERVICE AGREEMENTS	\$	1,145	\$	500	\$	554	\$ -
3515	COMPUTER SERVICE AGREEMENT	\$	6,385	\$	3,200	\$	2,448	\$ 3,000
3518	PEST CONTROL	\$	89	\$	125	\$	564	\$ -
3521	TRUSTEE FEE	\$	-	\$		\$	1,995	\$ 2,400
5002	EQUIPMENT PURCHASE	\$	42,317	\$	44,000	\$	23,369	\$ 1,000
5003	EQUIPMENT PURCHASE	\$	592	\$	-	\$	78,679	\$ -
5005	COMPUTER	\$	12,773	\$	1,500	\$	-	\$ -
5035	VEHICLE/EQUIPMENT REPLACEMENT	\$	725	\$	-	\$	677	\$ 35,000
5329	SEWER LINE REPAIRS	\$	5,625	\$	-	\$	14,173	\$ 17,500
5999	DEPRECIATION EQUIPMENT	\$	209,655	\$	250,000	\$	202,645	\$ 205,000
Total Expenses		\$	738,507	\$	780,767	\$	688,001	\$ 714,150
Percentage Increase / (Decrease)			-13.59%		-1.46%			-9.33%
Dollar Amount Increase / (Decrease)		\$	(116,166)	\$	(11,566)	\$		(66,617)
Total Salaries and Expenses		\$	1,230,307	\$	1,326,528	\$	1,091,048	\$ 1,251,625
Percentage Increase / (Decrease)			-8.16%		1.23%			-5.98%
Dollar Amount Increase / (Decrease)		\$	(109,360)	\$	16,071	\$		(74,903)
Total Net		\$	334,973	\$	205,972	\$	210,963	\$ 355,025
Percentage Increase / (Decrease)			48.47%		-2.84%			41.98%
Dollar Amount Increase / (Decrease)		\$	109,360	\$	(6,014)	\$		149,053
6042	16A SEWER REVENUE REFUNDING INTEREST	\$	-	\$	-	\$	110,213	\$ 108,563
6043	16A SEWER REVENUE REFUNDING PRINCIPAL	\$	-	\$	-	\$	95,000	\$ 70,000
Total Debt Service		\$	-	\$	-	\$	205,213	\$ 178,563

EXPENSE	DESCRIPTION	3 YR AVERAGE	FY18-B	FY18-A	FY19
	<i>Debt Ratio Coverage 125%</i>	<i>0.00%</i>	<i>0.00%</i>	<i>102.80%</i>	<i>198.82%</i>

<u>REVENUE</u>	<u>DESCRIPTION</u>	<u>3YR AVEAGE</u>	<u>FY18-B</u>	<u>FY18-A</u>	<u>FY19</u>
3301	INTEREST INCOME	779	-	-	-
3548	CONNECTION FEES	\$ 1,000	\$ -	\$ 2,000	\$ -
Total Revenue		\$ 1,779	\$ -	\$ 2,000	\$ -
Percentage Increase / (Decrease)		0.00%	-100.00%		0.00%
Dollar Amount Increase / (Decrease)		\$ (0)	\$ (3,798)		\$ -

EXPENSE	DESCRIPTION	3 YR AVERAGE		FY18-B		FY18-A		FY19
3506	ENGINEERING	\$	637	\$	-	\$	145	\$ -
5003	EQUIPMENT PURCHASE	\$	334,408	\$	100,000	\$	-	\$ -
5305	STREET IMPROVEMENTS	\$	-	\$	-	\$	34,390	\$ -
5329	SEWER LINE REPAIRS	\$	107,614	\$	110,000	\$	263,502	\$ -
Total Expenses		\$	442,658	\$	210,000	\$	298,037	\$ -
Percentage Increase / (Decrease)			25.40%				-52.06%	0.00%
Dollar Amount Increase / (Decrease)		\$	89,651			\$	(323,668)	\$ (298,037)
Total Net		\$	(440,879)	\$	(210,000)	\$	(296,037)	\$ -
Percentage Increase / (Decrease)			25.53%				-52.09%	0.00%
Dollar Amount Increase / (Decrease)		\$	(89,651)			\$	321,870	\$ 296,037

REVENUE	DESCRIPTION	3YR AVEAGE	FY18-B	FY18-A	FY19
3301	INTEREST INCOME	82 \$	50 \$	132 \$	160
3803	ASSESSMENTS RECEIVED	\$ 45,435	\$ 47,000	\$ 23,510	\$ 49,000
<i>Total Revenue</i>		<u>\$ 45,517</u>	<u>\$ 47,050</u>	<u>\$ 23,643</u>	<u>\$ 49,160</u>
<i>Percentage Increase / (Decrease)</i>		0.00%	1.45%		4.29%
<i>Dollar Amount Increase / (Decrease)</i>		\$ 0	\$ 671	\$	2,110

EXPENSE	DESCRIPTION	3 YR AVERAGE	FY18-B	FY18-A	FY19
1000	SALARIES & WAGES	\$ 19,104	\$ 16,166	\$ 10,809	\$ 15,130
1005	OVERTIME	\$ 123	\$ 0	\$ -	
1010	FICA	\$ 824	\$ 1,237	\$ 223	\$ 1,157
1011	HEALTH INSURANCE	\$ 2,295	\$ 493	\$ 414	\$ 7,025
1013	PERS RETIREMENT	\$ 2,424	\$ 704	\$ 560	\$ 2,853
1014	STATE UNEMPLOYMENT INS	\$ 665	\$ 200	\$ -	
1015	WORKERS COMPENSATION	\$ 1,603	\$ 1,663	\$ 1,188	\$ 1,746
1022	UNFUNDED LIABILITY CALPERS	\$ 952	\$ 290	\$ 938	\$ 841
Total Salaries		\$ 27,989	\$ 20,753	\$ 14,133	\$ 28,752
Percentage Increase / (Decrease)		1.45%	0.00%		27.82%
Dollar Amount Increase / (Decrease)		\$ 399	\$ 4,736		\$ 7,999
2013	GASOLINE, OIL & LUBRICANTS	\$ -	\$ 1,000	\$ -	\$ -
2017	CHEMICALS	\$ 516	\$ 600	\$ 1,173	\$ 1,500
2502	INSURANCE & SURETY BONDS	\$ 871	\$ 590	\$ 572	\$ 700
2523	TELEPHONE	\$ 71	\$ 70	\$ 65	\$ 80
2526	ELECTRICITY & GAS	\$ 4,651	\$ 250	\$ 200	\$ 1,200
3013	REPAIR FACILITIES	\$ 1,041	\$ 2,000	\$ 721	\$ 890
3502	ATTORNEY FEE'S	\$ -	\$ 2,200	\$ 1,711	\$ 2,100
3506	ENGINEERING	\$ 2,171	\$ 2,500	\$ 449	\$ 550
Total Expenses		\$ 9,321.01	\$ 9,210.00	\$ 4,891.47	\$ 7,020.00
Percentage Increase / (Decrease)		-9.49%	81.95%		-31.20%
Dollar Amount Increase / (Decrease)		\$ (977.68)	\$ 4,148.21		\$ (2,190.00)
Total Salaries and Expenses		\$ 37,310.23	\$ 29,963.00	\$ 19,023.98	\$ 35,772.00
Percentage Increase / (Decrease)		-1.53%	42.15%		16.24%
Dollar Amount Increase / (Decrease)		\$ (578.38)	\$ 8,884.51		\$ 5,809.00
Total Net		\$ 8,206.54	\$ 17,087.00	\$ 4,618.68	\$ 13,388.00
Percentage Increase / (Decrease)		7.58%	-32.46%		-27.63%
Dollar Amount Increase / (Decrease)		\$ 578.38	\$ (8,213.70)		\$ (3,699.00)

REVENUE	DESCRIPTION	FY15	FY16	FY17	3YR AVERAGE	FY18-B	FY18-A	FY19
3301	INTEREST INCOME	\$ 361	\$ 583	\$ 1,099	681	\$ 500	\$ 993	\$ 1,000
3546	MISCELLANEOUS REVENUE	\$ -	\$ 468	\$ -	156	\$ -	\$ 126	\$ 150
3555	SOLID WASTE SERVICE REVENUE	\$ 388,879.19	\$ 388,732.93	\$ 388,706.67	388,773	\$ 390,000.00	\$ 324,330.23	\$ 400,000
3575	STREET SWEEPING FEE	\$ 26,612.58	\$ 32,570.14	\$ 34,048.38	31,077	\$ 34,000.00	\$ 29,477.48	\$ 35,550
Total Revenue		415,853	422,354	423,854	420,687	424,500	354,926	436,700
Percentage Increase / (Decrease)			1.56%	0.36%	0.00%	0.15%		2.79%
Dollar Amount Increase / (Decrease)			6,501	1,500	-	646		12,200

EXPENSE	DESCRIPTION	3 YR AVERAGE		FY18-B		FY18-A		FY19
1000	SALARIES & WAGES	\$	25,676	\$	28,450	\$	27,481	\$ 36,524
1005	OVERTIME	\$	247	\$	100	\$	138	\$ -
1010	FICA	\$	1,960	\$	2,184	\$	2,065	\$ 2,794
1011	HEALTH INSURANCE	\$	7,398	\$	6,830	\$	5,360	\$ 8,484
1013	PERS RETIREMENT	\$	4,980	\$	5,530	\$	5,205	\$ 7,433
1014	STATE UNEMPLOYMENT INS	\$	746	\$	500	\$	699	\$ -
1015	WORKERS COMPENSATION	\$	1,985	\$	3,760	\$	2,686	\$ 3,948
1022	UNFUNDED LIABILITY CALPERS	\$	1,788	\$	2,280	\$	2,210	\$ 3,240
Total Salaries		\$	44,778	\$	49,634	\$	45,843	\$ 62,423
Percentage Increase / (Decrease)			2.50%		0.00%			20.49%
Dollar Amount Increase / (Decrease)		\$	1,093	\$	(5,697)		\$	12,789
2001	OFFICE SUPPLIES	\$	3,299	\$	1,500	\$	1,183	\$ 1,500
2005	POSTAGE & SHIPPING	\$	2,952	\$	3,000	\$	3,659	\$ 4,500
2008	JANITORIAL SUPPLIES		369	\$	500	\$	551	\$ 675
2501	ADVERTISEMENT	\$	-	\$	-	\$	33	\$ -
2502	INSURANCE & SURETY BONDS		1,103	\$	1,512	\$	1,465	\$ 1,500
2503	DUES/FEES	\$	117	\$	-	\$	185	\$ 230
2504	REGISTRATION & TUITION		-	\$	-	\$	67	\$ -
2523	TELEPHONE	\$	689	\$	750	\$	354	\$ 350
2526	ELECTRICITY & GAS	\$	1,755	\$	3,500	\$	2,490	\$ 3,000
2533	PROPERTY TAXES ON LEASED EQUIPMENT		11	\$	15	\$	11	\$ 15
2539	INTERNET ACCESS		812	\$	850	\$	441	\$ 450
3002	RENT/LEASE/EQUIPMENT		955	\$	2,000	\$	1,347	\$ 1,600
3012	REPAIR EQUIPMENT	\$	-	\$	-	\$	340	\$ 400
3504	CORBIN/WILLITS SERVICE FEE		1,841	\$	3,200	\$	2,488	\$ 3,000
3513	OTHER PROFESSIONAL SERVICES	\$	316,708	\$	330,000	\$	247,561	\$ 342,000
3514	SERVICE AGREEMENTS		344	\$	400	\$	-	\$ -
3515	COMPUTER SERVICE AGREEMENT	\$	4,168	\$	3,000	\$	2,295	\$ 2,800
Total Expenses		\$	335,123	\$	350,227	\$	264,469	\$ 362,020
Percentage Increase / (Decrease)			-1.43%		-7.65%			3.26%
Dollar Amount Increase / (Decrease)		\$	(4,853)	\$	(29,022)		\$	11,793
Total Salaries and Expenses		\$	379,901	\$	399,861	\$	310,312	\$ 424,443
Percentage Increase / (Decrease)			-0.98%		-7.99%			5.79%

<i>Dollar Amount Increase / (Decrease)</i>	\$	(3,760)	\$	(34,719)	\$	24,582		
<i>Total Net</i>	<u>\$</u>	<u>40,786</u>	<u>\$</u>	<u>24,639</u>	<u>\$</u>	<u>44,614</u>	<u>\$</u>	<u>12,257</u>
<i>Percentage Increase / (Decrease)</i>		10.16%		-329.71%		-101.02%		
<i>Dollar Amount Increase / (Decrease)</i>	\$	3,760	\$	35,365	\$	(12,382)		



FIREBAUGH POLICE DEPARTMENT

Memo

To: Honorable Mayor Felipe Perez and Council Members
From: Salvador Raygoza, Police Chief
cc: Ben Gallegos, City Manager
Date: 05/15/2018
Re: Staff Report

MONTHLY CRIME ANALYSIS:

Officers continue to work hard as shown on stats page trying to keep the crime rate down and Firebaugh a safe place to live and raise a family. Violent crime is slightly up, but I have noticed a slight decrease in property crimes.

Officers continue finding and contacting known career criminals from other communities coming into our city to commit crimes. Officers are finding and identifying gang members from Fresno, Dos Palos and other cities in the central valley.

We continue trying to locate and identify the subjects stealing cars in Firebaugh and other communities. We been having two cars stolen from our city per month. There has been a big increase in auto theft on the west side communities. Our stolen vehicle numbers are low compared to some of our surrounding communities. I credit the low numbers due to our officer's efforts in locating stolen vehicles and identifying possible suspects.

I noticed an increase in DUI and narcotic arrests the last four months compared to last year. Officers recovered three guns during narcotics arrests during the month of April. I have noticed that we're arresting more people for possession of methamphetamines and cocaine. Officers continue to investigate narcotic case for possible search warrants going after the dealers.

During the month of April a total of 97 police reports, which can be classified as crime reports, incident reports, and traffic accidents. The majority of reports taken by this department are incident reports and non-criminal. Officers issued 112 traffic citations and investigated 2 traffic accidents during the month.

The month of April our dispatch center was busy with 241 phone calls requesting police services in our city and dispatchers were also busy on the radio with 945 self-initiated calls by officers. The busy days for our dispatch center during the last two months were Fridays and Sundays. The stats are just for the City of Firebaugh and does not include all the telephone calls and radio traffic for the City of Mendota.

SIGNIFICANT CASES:

On 2/24/2018, Officer Martinez and Officer Molina responded to 3000 block of Cardella in regards to a suspicious vehicle with two occupants possibly looking into vehicles. Officer Molina arrived he contacted the driver who false identified himself. Subjects were identified as known burglars from the City of Dos Palos. It was determined the subjects were going through the neighborhood looking for unlocked vehicles. Subject was arrested and booked into Fresno County Jail.

On 4/11/2018, Officer Moreno and Martinez responded to an out control juvenile on the 1700 block of Corregidor throwing items at passing cars and flipping people off. Officers located subject who started shouting at officers to shoot him and kill him. Subject has history of violence and mental health issues. Subject threw items at Officer Martinez hitting Officer Martinez on his left ear causing a 2 inch laceration. Subject was arrested and booked into juvenile hall.

Saturday April 14, 2018 at approximately 0137 hours Officer Monay conducted stopped a grey GMC Yukon. Driver was found to be in possession of 0.91 grams of methamphetamine. Passenger was found to be in possession of a loaded Colt 45 Auto handgun and 0.59 grams of methamphetamine.

On 4/15/2018, Officers responded to the 400 block of P Street regarding a male subject Trying to open car doors in the area. Officer Moreno and Officer Zaragoza located subject and arrested him a Sureno Gang member from Orange County.

Saturday April 21, Officer Monay conducted a vehicle stop on a yellow Ford pickup. Vehicle search revealed a loaded stolen handgun, scale, methamphetamines, switchblade and hidden compartment on vehicle. Driver was arrested and booked into Fresno County Jail.

Officer Zazueta was dispatched to 700 block of N Street in regards to a male wearing a black Raider's Jersey who was being violent with store clerk. The suspect a known gang member from Orange County told store clerk he had a gun and demanded money. Subject was located and arrested for attempted robbery. Subject resisted arrest and caused over \$600 dollars in damage to one of patrol cars window and frame.

PERSONNEL:

The department's personnel strength stands at 23, including 11 sworn officers, 4 full time dispatchers and 8 reserve officers.

We are currently accepting applications for part-time dispatcher. We will be possibly hiring a part-time dispatcher from applications received, if she passes all background checks.



Firebaugh PD Monthly Stats



	Jan	Feb	Mar	April	May	Jun	Jul	Aug	Sept
<u>VIOLENT CRIME</u>									
Murder	0	0	0	0					
Robbery	1	0	0	1					
Rape	0	0	0	0					
Other Sex Crimes	0	0	2	0					
Aggravated Assault	3	0	1	4					
Simple Assault	4	2	3	6					
<u>PROPERTY CRIMES</u>									
Commercial Burglary	0	1	1	0					
Residential Burglary	0	0	0	1					
Vehicle Burglary	0	3	0	0					
Auto Theft	2	2	2	2					
Grand Theft	1	0	1	1					
Petty Theft	3	2	5	4					
All Other Larceny	1	1	1	1					
Vandalism	5	2	5	5					
<u>ARRESTS</u>									
Narcotics Arrests	3	7	12	6					
DUI Arrests	4	5	7	9					
Warrant Arrests	13	15	17	8					
Misdemeanor Arrests	8	7	13	16					
Felony Arrests	3	2	4	8					
<u>MISCELLANEOUS REPORTS</u>									
Runaway Reports	1	3	0	1					
Mental Health Reports	2	0	1	0					
Incident Reports	19	22	28	30					
<u>TRAFFIC</u>									
Hit &Run Reports	0	2	2	2					
Traffic Accidents	0	3	7	1					
FMC Citations	32	10	13	7					
Traffic Citations	109	62	116	112					
<u>SERVICE CALLS</u>									
Public initiated Calls	399	497	539	241					
Officer Initiated Calls	713	589	681	945					