

## MEETING MINUTES

The City Council/Successor Agency of the City of Firebaugh  
Vol. No. 14/04-06

**Location of Meeting:** Andrew Firebaugh Community Center  
1655 13<sup>th</sup> Street, Firebaugh, CA 93622  
**Date/Time:** April 6, 2015/6:00 p.m.

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

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

**OTHERS:** City Attorney Gary Bell; City Manager, Kenneth McDonald; Police Chief Sal Raygoza; Finance Director, Pio Martin; Public Works Director, Ben Gallegos; Deputy City Clerk, Rita Lozano; Fire Chief John Borboa and others.

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

**PROCLAMATION:** In Support of California Safe Digging Month

### **PUBLIC COMMENT:**

David Van Pelt stated the city website needs to be updated with the recent agendas. Carla Delgado reported the Outdoor Market is scheduled to begin Thursday, April 30<sup>th</sup> and there will be Circus at the Maldonado Park on May 5, 2015. Brad Borboa reported fire hazards on empty lots due to the dry brush/weeds. Fire Chief Borboa replied that one the lot reported is mandated by the State because of the location (Mobile Park).

### **CONSENT CALENDAR**

1. **APPROVAL OF MINUTES – The City Council meeting on March 16, 2015.**

*Motion to approve consent calendar by Council Member Jenkins, seconded by Council Member Sablan; motion passes by 4-0 vote.*

### **NEW BUSINESS**

2. **RESOLUTION NO. 15-08 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AUTHORIZING ACCEPTANCE OF THE 16<sup>TH</sup> STREET, O STREET, AND Q STREET REHABILITATION FEDERAL PROJECT NO. STPL-5224(020), AUTHORIZING THE CITY CLERK TO RECORD A NOTICE OF COMPLETION WITH FRESNO COUNTY AND AUTHORIZING THE CITY MANAGER TO RELEASE PAYMENT AND PERFORMANCE BONDS AND TO MAKE FINAL PAYMENT OF RETENTION MONIES TO DON BERRY CONSTRUCTION, INC.**

*Motion to approve Res. No. 15-08 by Council Member Sablan, seconded by Council Member Jenkins; motion passes by 4-0 vote.*

### **3. PROPOSAL TO FUND A HISTORY/WELCOME CENTER AT 1468 11<sup>TH</sup> STREET.**

John Baltierra requested the use of funding from the sales of the centennial magazines for overhead expenses to start the Historical/Welcoming Center. Mayor Knight inquired if Mr. Baltierra would be willing to start the center with the knowledge that the building at 1468 11<sup>th</sup> Street may be torn down. Mr. Baltierra replied yes and asked that Wi-Fi service be provided at the facility. City Manager McDonald stated that operation of this facility and expense is not currently budgeted for, staff's estimated expenses to operate the center is about \$6,800 per year, not including internet service; adding that it will a difficult year to fund with the drought effects to the city. John Borboa advised that if the building is going to become a public access building, it does not meet the ADA access/requirements but neither does a lot of other city building.

*Motion to direct the City Manager to work with John Baltierra and his committee. The committee must present a fixed plan on how it would operate and under whose guidance. The City Manager and Mr. Baltierra will work together and provide an update every month on their progress. Council Member Valdez asked to amend the motion to have the committee provide a fiscal plan before council actually moves forward with the project by Council Member Sablan, second by Council Member Valdez; motion passes by 4-0 vote.*

### **4. UPDATE ON BUDGET SCHEDULE DATES AND CITY GRANTS.**

Tentative Budget Schedule dates: General Funds – April 20, 2015, Enterprise Funds – May 18, 2015, Street and Grant Funds – June 1, 2015, Final Approval – June 18, 2015. Other budget items: City Grants: 1) Poso Canal / Pedestrian Bike Route (Fund 065 – CMAQ) – No new updates from previous month. 2) 16<sup>th</sup> Street, O Street, & Q Street Rehabilitation (Fund 104 – STPL 5224-020) – Job has been completed. Will work with staff to request reimbursement to City. 3) Las Deltas Water Grant (Fund 107) – No new updates from previous month. 4) Water Well 17 and Code Enforcement Grant (Fund 122) – Project is moving along with the construction work, performed by Steve Dovali Construction Inc. for Well #17. Code enforcement, Reserve Officer Fernando Moreno will be assigned 16 to 24 hours a week to perform code enforcement duties until September 30, 2015, at the time this grant will expire.

*Proposed Plan changes may occur if needed, Informational item only.*

## **SUCCESSOR AGENCY MATTERS**

### **5. RESOLUTION NO. 15-09 - A RESOLUTION OF THE SUCCESSOR AGENCY TO CITY OF FIREBAUGH REDEVELOPMENT AGENCY APPROVING THE CONTRACT FOR EXCLUSIVE RIGHT TO REPRESENT OWNER FOR SALE OF REAL PROPERTY FOR DISPOSITION OF SUCCESSOR AGENCY PROPERTIES.**

City Manager McDonald provided a draft of the listing agreement with the realtor for the N Street Properties, the realtor, Colliers Tingey International, Inc. dba Colliers International would also list other RDA properties. The city manager has also order appraisals on the other RDA properties to be completed by Robert Rowe Brad Borboa advised that he will do everything in his power to stop the sale of the property through legal counsel. Council Member Sablan inquired on what control the Council would have on the final sale. City Manager responded that the realtor will handle the sale and negotiations of the sale of the properties, and the city will only have input after the sale through the Planning department if the business type would change from its current type of business.

*Motion to approve Res. No. 15-09 by Council Member Valdez, seconded by Council Member Jenkins; motion passes by 3-1 vote, Sablan - no.*

## **STAFF REPORTS**

- **Mayor Knight** – announced that Sal Raygoza is the new Police Chief for the City of Firebaugh.

- **Council Member Sablan** – Reported she received complaints that individuals were driving under the bridge on the pathway. Police Chief Raygoza stated the issue was addressed, the Police department also received complaints and Officers responded to the calls and approached those individuals to relocate their vehicles or receive a citation.
- **John Borboa** - On March 21<sup>st</sup> & 22<sup>nd</sup>, nine volunteers from the Fire Department attended training in Chowchilla.
- **Pio Martin** – Asked Council to contact him with any questions or concerns on the budget prior to presenting it at the council meeting.
- **Council Member Jenkins** – Asked the City to present something to the Family of Don Norton during this difficult time of his passing as a former employee of the City of Firebaugh.

*\*Motion to enter into closed session by Council Member Jenkins, seconded by Council Member Sablan motion passes by 4-0 vote at 6:30 p.m.*

**CLOSED SESSION**

**6. GOVERNMENT CODE SECTION 54956.9**

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant Exposure to Litigation Pursuant to Paragraph (2) or (3) of Subdivision (d) of Section 54956.9

One Case: Letter Dated March 16, 2015 Regarding Purchase and Sale of Real Properties Located at 1284 and 1320 “N” Street in the City of Firebaugh

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 54956.9 (Deciding Whether to Initiate Litigation): - One Case

*\* Motion to enter into open session by Council Member Valdez, seconded by Council Member Jenkins; motion passes by 4-0 vote at 6:49 p.m.*

**ANNOUNCEMENT AFTER CLOSED SESSION:**            *No Action taken.*

Chris DeFrancesco provide information regarding the issues of the drought and the effects of the State Water Resources Control Board independent ruling, there is a 30% chance that the pumps will be turn down. Once the ruling is made, Mr. DeFrancesco will notify the city of the findings, the decision should be made this week sometime between Wednesdays thru Friday, and then the surrounding areas will have 10 to 14 days to respond and request that the pumps be turned.

**ADJOURNMENT - *Motion to adjourn by Council Member Knight, seconded by Council Member Jenkins; motion passes by 4-0 vote at 6:57 p.m.***