MEETING AGENDA
The City Council/Successor Agency of the City of Firebaugh
Vol. No.18/10-01

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

Date/Time: October 1, 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) 659-2041. 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

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 special meeting on September 17, 2018.

PUBLIC HEARING

2. ORDINANCE NO. 18-03 - AN ORDINANCE OF THE CITY OF FIREBAUGH, COUNTY OF FRESNO, STATE OF CALIFORNIA, AMENDING ORDINANCE NO. 359, OF THE CITY OF FIREBAUGH, RELATING TO THE CLASSIFICATION OF THE ZONE OF PARTICULAR PARCELS OF REAL PROPERTY – SECOND READING.

Recommended Action: Council receives public comment & approves Ord. 18-03.

NEW BUSINESS

3. RESOLUTION NO. 18-52 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH APPROVING AMENDMENT #1 TO ADAMS ASHBY GROUP CONSULTANT SERVICES CONTRACT FOR LABOR COMPLIANCE SERVICES.

Recommended Action: Council receives public comment & approves Res. No. 18-52.
4. RESOLUTION NO. 18-53 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH APPROVING AMENDMENT #1 TO ADAMS ASHY GROUP CONSULTANT SERVICES CONTRACT FOR GRANT ADMINISTRATIVE SERVICES.

Recommended Action:  Council receives public comment & approves Res. No. 18-53.

5. THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO DISCUSS AND CONSIDER A COMPANY TO ENTER INTO AN AGREEMENT FOR A PROPOSED SOLAR PROJECT.

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

STAFF REPORTS

PUBLIC COMMENT ON CLOSED SESSION ITEM ONLY

CLOSED SESSION

6. Government Code Section 54957

PUBLIC EMPLOYEE EMPLOYMENT: City Attorney.

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, September 27, 2018 at 5:00 p.m. by Risa Lozano Deputy City Clerk.
MEETING MINUTES

The City Council/Successor Agency of the City of Firebaugh
Vol. No. 18/09-17

Location of Meeting: Andrew Firebaugh Community Center
1655 13th Street, Firebaugh, CA 93622
Date/Time: September 17, 2018/6:00 p.m.

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

ROLL CALL  PRESENT:
Mayor Pro Tem Marcia Sablan
Council Member Elsa Lopez
Council Member Freddy Valdez
Council Member Brady Jenkin

ABSENT:
Mayor Felipe Pérez

OTHERS:
City Attorney 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, Fabiana Frias, John Anderson, Chris Olague, Gracie Olague, Wanda Breshears & others.

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

- Motion to amend agenda (per Government Code 54956.5, determined by a two-thirds vote of the legislative body present at the meeting that a need for immediate action & need for action came to the attention after the agenda being posted), a new item Resolution No. 18-51 will be added as item #5 by Council Member Valdez, second by Council Member Lopez; motion passed by 4-0 vote.

PUBLIC COMMENT:

Mr. John Anderson working with Senator A. Cannella who will be terming out, Mr. Anderson wanted to thank everyone for working them and expressed how important it is to have a local representative serve as the 12th district in California. If another candidate that is not from the Valley is may be more difficult to have support for valley issues at the State. Mr. Anderson introduced our local candidate Mr. Rob Poythress. Mr. Poythress introduce himself, a local business owner, has served as a Madera Councilmember from 2004 to 2012 when he became the first elected Mayor and served 3 terms, but is currently a Madera County Supervisor. Mr. Poythress Thanked the City of Firebaugh for the services provided to Eastside Acres (Madera County), and advised if the city should need to discuss any issues or concerns please feel free to reach out.

- Police Chief Raygoza, introduced Anthony Frias a Reserve Officer that was Sworn-in as a Full-time Police Officer.

PRESENTATION

Solar Companies Johnson Controls and Engie Company, each provided a 15 minute presentations on their analysis from various city sites & recommended which facilities and energy saving modifications could be completed to save the City money.

CONSENT CALENDAR:

1. APPROVAL OF MINUTES – The City Council special meeting on September 5, 2018.

2. WARRANT REGISTER – Period starting August 1, and ending on August 31, 2018.

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

3. ORDINANCE NO. 18-03 - AN ORDINANCE OF THE CITY OF FIREBAUGH, COUNTY OF FRESNO, STATE OF CALIFORNIA, AMENDING ORDINANCE NO. 359, OF THE CITY OF FIREBAUGH, RELATING TO THE CLASSIFICATION OF THE ZONE OF PARTICULAR PARCELS OF REAL PROPERTY – FIRST READING.

Public Hearing Opened at 6:58 pm – Nick Kirby of WW Enterprise spoke about the project and offered to answer any questions the Council may have. City Manager provided a summary of the project and stated the only complaint received at the planning was from a resident stating concern about parking in the area, but the duplex provides more than enough parking. Mr. Kirby added it is more of a code enforcement issue regarding other neighbors. – Public Hearing Closed at 7:01pm.

Motion to waive first reading of Ord. 18-03 by Council Member Lopez, second by Council Member Jenkins; motion pass by unanimous 4-0 vote.

NEW BUSINESS

4. RESOLUTION NO. 18-50 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH ACCEPTING BID AND AWARDING CONTRACT TO AJ EXCAVATION, INC. FOR Q STREET ROADWAY IMPROVEMENTS.

Motion to accept Res. No. 18-50 by Council Member Valdez, second by Council Member Jenkins; motion pass by unanimous 4-0 vote.

5. RESOLUTION NO. 18-51 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH APPROVING AN AGREEMENT TO PURCHASE REAL ESTATE FROM THE WHITEHURST FAMILY AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT.

Motion to accept Res. No. 18-51 by Council Member Jenkins, second by Council Member Valdez; motion pass by unanimous 4-0 vote.

STAFF REPORTS

- Police Chief Sal Raygoza – Staff is doing a good job, crime is low. Officer Frias starts September 22, 2018, two dispatchers are in training, will have an Officer go to training to ride the motorcycle, applying for a grant to purchase a new electric vehicle which will replace the truck. Received positive comments regarding the officer at the school, will apply for grant to pay for the officer to continue the services and to enforce juvenile smoke prevention, if a juvenile is caught they may be cited. Code Enforcement is making a difference, community looks safer. Council Member Valdez inquired what are we doing as far as educating the youth and preventing them from smoking instead of citing them and have them get a record.

- Finance Director, Pio Martin – Auditor started the audit today, they will be in & out of the office. Learned a little bit at the Conference I attended, some of the disappointing information is City really can’t change contracts, among other things and will have to look at other ways to fund CalPERS. There will be some changes is the office in the future.

- Deputy City Clerk, Rita Lozano – Working of Workers Comp claim, Liability Claim, Assisted consultants with various items and issues. Worked on agenda for Council meeting, Planning meeting agenda, minutes for both, published public hearing notices and notified residents within three hundred feet of each project. Worked on grants and review RFP’s, working on DMV records, we still receive records on employees that have retired, left or even been deceased, so trying to clean-up the records. Worked on HR items for new employees, responded to Public Records Act request. We were short staff this past week so helped cover the finance department with the front desk duties, payments, calls, as well as assist Public Works Department with reports on water bills for customers inquiring about their water usage. Any Council Members, who plan on attending the Fresno Fair, the City of Firebaugh’s Day of the Race is Sunday, October 7, 2018 I must RSVP by September 26 with names and titles of the staff member that are attending, post time is 1:15 pm, so report by 12:30 p.m. I have been researching easements, it's a difficult task and will take time to find records, and I will research how to re-name the airport per council’s request.
• **Council Member Sablan** – look at Ethics training dates, it may be expiring soon. We are pretty much doing everything that we should be doing, City of LA just passed a tax on cannabis.

• **City Attorney Meggin Boranian** – working on purchase/sales agreement for the courthouse, asked Deputy Clerk to research and report date of last training.

• **City Manager Ben Gallegos** – City Manager added the County inquired about the courthouse agreement. The 15-CDBG grant is to be terminated on the 30th of September so the Senior Center must be completed. Paul Ashby is working with the contractor to meet the deadline. Purchased 150 recycling containers from Lowe’s, some will go to the school. Thursday, September 10th will be a press conference regarding Friant Da. Council Member Sablan asked City Manager to give an update on the lobby meeting at the conference. Lobby services were offered for a cost of $4,500, by the services are not needed. Goal is to be on the award given at conference next year.

• **Council Member Valdez** – Echoed the same, City Council and staff have been doing the services ourselves. Other training at League of Cities were positive in the social media and will contact Claudia to discuss, cannabis, bargaining negotiations, improving outreach to all groups in our community and I would like to implement some things.

• **Council Member Lopez** – Some of the sidewalks are being obstructed but trees and bushes in several areas throughout town and blocking view of traffic, can staff cut them back to clear those areas.

• **Council Member Jenkins** – Keep the roads painted, can we paint in front of the schools or add crosswalks? City Manager replied City just can’t paint a crosswalk, it would also require a curb and ADA ramp to be installed at each crosswalk. Police Chief has place an Officer at the Bailey site and it helps but parents revert back to their bad habits if no officer is present.

- **Motion to enter closed session at 7:30 pm. by Council Member Valdez, second by Council Member Jenkins; motion pass by unanimous 4-0 vote.**

PUBLIC COMMENT ON CLOSED SESSION ITEM ONLY

CLOSED SESSION

6. **Government Code Section 54957**

   **PUBLIC EMPLOYEE EMPLOYMENT:** City Attorney.

   • **Motion to enter open session at 8:55 pm. by Council Member Valdez, second by Council Member Jenkins; motion pass by unanimous 4-0 vote.**

ANNOUNCEMENT

   No action to report

ADJOURNMENT

   Motion adjourn by Council Member Valdez, second by Council Member Jenkins; motion pass by unanimous 4-0 vote at 8:56 p.m.
ORDINANCE NO. 18-03

AN ORDINANCE OF THE CITY OF FIREBAUGH, COUNTY OF FRESNO, STATE OF CALIFORNIA, AMENDING ORDINANCE NO. 359, OF THE CITY OF FIREBAUGH, RELATING TO THE CLASSIFICATION OF THE ZONE OF PARTICULAR PARCELS OF REAL PROPERTY

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

SECTION 1. Section 25-2.1 of the Municipal Code of the City of Firebaugh is amended by changing the Zoning Map to redesignate one existing parcel currently zoned R-1 (Single Family Residential) to R-2 (Low Density Multiple Family Residential) as shown on Map 1. The subject parcel is situated on the northwest corner of 15th Street and Q Street.

SECTION 2. Severability. If any part of this Ordinance is held to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance, and the City Council hereby declares that it would have passed the remainder of this Ordinance, as if such invalid portion thereof had been deleted.

SECTION 3. This ordinance shall take effect thirty (30) days after its passage.

SECTION 4. The City Clerk is hereby ordered and directed to certify the passage of this Ordinance and to cause the same to be published once in a newspaper of general circulation, published in the County of Fresno.

I hereby certify that the foregoing Ordinance was introduced at a regular meeting of the City Council of the City of Firebaugh held on the 17th day of September, 2018, and passed and adopted at a regular meeting of the City Council held on the 1st day of October, 2018, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

APPROVED: ATTEST:

Felipe Perez, Mayor Rita Lozano, Deputy City Clerk
City of Firebaugh City of Firebaugh
Map 1: Proposed Zoning

Proposed Zoning: “R-2”
RESOLUTION NO. 18-52

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH
APPROVING AMENDMENT #1 TO ADAMS ASHBY GROUP CONSULTANT SERVICES
CONTRACT FOR LABOR COMPLIANCE SERVICES.

WHEREAS, the CITY OF FIREBAUGH (CITY) and the ADAMS ASHBY GROUP
(CONSULTANT) entered into an agreement on the 1st day of April 2016 which would expire on the 30th day
of March 2019; and

WHEREAS, the CITY is in receipt of a new CDBG contract for a sewer line replacement project
and rehabilitation of the existing VFW Facility, which will be funded under state contract 17-CDBG-12016;
and

WHEREAS, the Housing and Community Development Department now allows such
administrative contracts to be 5-year term;

WHEREAS, CONSULTANT has requested that its Consultant Services Contract for Labor
Compliance Services be extended for 2 years (24 months) with a new expiration date of March 30, 2021 and
has proposed the attached Amendment #1 to such contract; and

WHEREAS, the CITY requires continued labor compliance services for the implementation and
grant management under the Community Development Block Grant Program.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Firebaugh that the
attached Amendment #1 to the Adams Ashby Group Consultant Services Contract for Labor Compliance
Services is approved and that the City Manager, Ben Gallegos, is authorized to execute such amendment on
behalf of the City. All other components of the original contract between CITY and CONSULTANT shall
remain unchanged.

The foregoing Resolution was approved and adopted at a regular meeting of the City Council of the City of
Firebaugh held on 1st day of October, 2018, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED: ATTEST:

Felipe Perez, Mayor Rita Lozano, Deputy City Clerk
RESOLUTION NO. 18-53

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH
APPROVING AMENDMENT #1 TO ADAMS ASHBY GROUP CONSULTANT SERVICES
CONTRACT FOR GRANT ADMINISTRATIVE SERVICES.

WHEREAS, the CITY OF FIREBAUGH (CITY) and the ADAMS ASHBY GROUP (CONSULTANT) entered into an agreement on the 1st day of April 2016 which would expire on the 30th day of March 2019; and

WHEREAS, the CITY is in receipt of a new CDBG contract for a sewer line replacement project and rehabilitation of the existing VFW Facility, which will be funded under state contract 17-CDBG-12016; and

WHEREAS, the Housing and Community Development Department now allows such administrative contracts to be 5-year term;

WHEREAS, CONSULTANT has requested that its Consultant Services Contract for Grant Administrative Services be extended for 2 years (24 months) with a new expiration date of March 30, 2021 and has proposed the attached Amendment #1 to such contract; and

WHEREAS, the CITY requires continued administrative subcontracting services for the implementation and grant management under the Community Development Block Grant Program.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Firebaugh that the attached Amendment #1 to the Adams Ashby Group Consultant Services Contract for Grant Administrative Services is approved and that the City Manager, Ben Gallegos is authorized to execute such amendment on behalf of the City. All other components of the original contract between CITY and CONSULTANT shall remain unchanged.

The foregoing Resolution was approved and adopted at a regular meeting of the City Council of the City of Firebaugh held on 1st day of October, 2018, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED: 

ATTEST: 

Felipe Perez, Mayor 

Rita Lozano, Deputy City Clerk
MEMO

To: Honorable Mayor Felipe Perez and Council Members
From: Salvador Raygoza, Police Chief
cc: Ben Gallegos, City Manager
Date: 09/26/2018
Re: Staff Report

MONTHLY CRIME ANALYSIS:

Officers and Dispatchers continue to work hard as shown on stats page trying to keep the crime rate down.

I have noticed an increase in vehicle accidents, narcotic arrests and driving under the influence of alcohol arrest over the last few months. Officers are finding more people in possession of methamphetamines and cocaine during contacts. Officers continue to investigate and follow-up on narcotic case for possible search warrants going after the drug dealers.

Officers have been investigating more hit and run accidents over the last few months compared to a year ago. I noticed that half of our vehicle accidents involve someone being arrested for being under the influence of alcohol. I suspect that some of hit and run accidents involve alcohol or unlicensed driver. I am looking at assigning an officer on certain days to work on DUI saturation and hopefully decrease some of vehicle accidents and hit and run accidents we been having.

Our violent crime and property crimes rate is stable with no major increase or decrease. I credit the low crime rate in this areas, due to the hard work of every member of the Firebaugh Police Department and citizens in our community reporting all suspicious activity.

During the month of August 2018 a total of 102 police reports were written, 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 56 traffic citations and investigated 9 traffic accidents during the month.

The month of August our dispatch center was busy with 272 phone calls requesting police services in our city and dispatchers were also busy on the radio with 869 self-initiated calls by officers. The busy days for our dispatch center during the last three months were Wednesday and Thursday. 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 August 12, 2018, Officers stopped a blue Dodge Charger for tinted windows. The driver was arrested for driving on a suspended license and a large amount of Methamphetamines, Heroin and Cocaine. Subject who is out of Fowler was booked for possession of narcotics with intent to sale.

On August 16, 2018, Officers responded to a traffic accident where a vehicle had crashed and landed in a Canal on the 2000 block of N Street. Officers located a vehicle to be flipped over on its roof and near the canal bank and saw two (2) adult men walking away from the wreckage. The subjects were detained and driver was identified. Driver was arrested for the wreck and DUI.

On August 26, 2018, Officers were dispatched to Big G’s towing yard in regards to a reports that someone was stealing a car from their lot. Officers found white Mitsubishi Galant pushing a black Mercedes off of the property. As officers arrived the white Mitsubishi drove off and a pursuit was initiated. The pursuit was on HWY 33, through the city of Dos Palos and onto HWY 152 where CHP was able to spike the vehicle and get the vehicle to come to a complete stop near HWY152 and Road 10 in Madera County. Two subjects from the city of Fresno were arrested for the pursuit and auto theft.

On August 31, 2018, Officers served a search warrant for narcotics on the 1400 block of “R” Street. Lead investigator Officer Monay recovered a small amount of methamphetamines. During the search of the home, officers discovered 40 dogs living inside the house in extremely dirty conditions and some the dogs appeared sick. The home owner was also charged with felony animal cruelty. All the dogs were confiscated and put up for adoption. All the dogs were picked up by shelters from Fresno to San Francisco.

On September 13, 2018, Officer responded to report of female trying to get into homes on the 1500 block of 8th Street. The female was located and determined to be having some psychological issues. Female was transported to hospital and referred to Fresno Mental Health.

On September 17, 2018, Officers responded to report of subject who fell into canal while fishing. Officers located subjects at Delta Mendota Canal and Nees. Officers pulled subject out of water and performed CPR, subject later passed away at hospital. Cased was turned over to Fresno Sheriff since it happened within their jurisdiction.

On September 25, 2018, Officers responded to a motorcycle accident at Washoe and Nees. Officers found subject in the water and went into the water to pull him out. Officers started CPR and turned it over to EMS and Fire. The case was turned over to CHP.

PERSONNEL:

The department’s personnel strength stands at 24, including 11 sworn officers, 4 full time dispatchers, 3 part-time dispatchers and 6 reserve officers.

On Monday August 17, 2018, Officer Anthony Frias took the oath office as a full-time police officer replacing Officer Fernando Moreno who left us to take a job closer to his home in Los Angeles.

TRAINING

I attended the Madera/Fresno Chiefs Workshop in Pismo the first week in September. The training was good with lots of new information on laws.

On September 12, I had our quarterly department training for all my officers and reserve officers. We received training from the filing unit at the DA’s Office, California Beverage Control and the Carmen Meza Center. I also provided staff with training on several department policies.

Officer Fernando Martinez has been attending Crisis Intervention Training at the Fresno Police Department this month. I only have three officer left and all my officers will have received 40 hours of CIT training.
Firebaugh PD Monthly Stats

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OCTOBER 2018

FACILITY RENTALS

A/F Community Building
10/13/18     Quinceanera
10/20/18     F.L.D.U.S.D Dinner
10/27/18     Wedding
Every Wednesday 5pm to 7pm Salvation Army Dinner Distribution

Council Chambers Room
Council Meeting 1\textsuperscript{st} and 3\textsuperscript{rd} Monday of Every Month at 6:00pm
Planning Meeting 2\textsuperscript{nd} Monday of Every Month at 6:00pm
Oversight Board Meeting 3\textsuperscript{rd} Thursday of Every Month at 11am

Back East Room Community Building
Temporarily Senior Center 9:30am to 1:30pm

Rodeo Grounds

Dunkle Park Enclosed Area
10/13/18     Baby Shower
10/27/18     Rotary Club depending on weather canopy area
10/28/18     Birthday Party

Dunkle Park Canopy
10/13/18     Baptism /Dunkle Park Canopy Area

Maldonado Park
12/01/17-Current     Youth Soccer Team Practice