

MEETING MINUTES

The City Council/Successor Agency of the City of Firebaugh
Vol. No. 19/02-04

Location of Meeting: Andrew Firebaugh Community Center
1655 13th Street, Firebaugh, CA 93622
Date/Time: February 4, 2019/6:00 p.m.

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

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

ABSENT:

OTHERS: City Attorney J. Sanchez; 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, City Engineer Mario Gouveia, City Planner Karl Schoettler, Wanda Breshears, & others.

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

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

PUBLIC COMMENT: None

CONSENT CALENDAR:

1. APPROVAL OF MINUTES – The City Council Special meeting on January 22, 2019.

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

PUBLIC HEARING

Public Hearing Opened at 6:14 pm – Developer Tommy Phelen stated concerns about Diaz Street requirements, it would be too costly to pave at this time because Caltrans would also require two turning lanes one to the left and a right turning lane. Does the City really see the need for Diaz Street with Lyon currently there already? City Planner Schoettler advised that Diaz Street is a collector street for future subdivision traffic and has been part of the General Plan for several years prior. Developer Phelen informed the community that if he would not be required to add turning lanes by Caltrans if City doesn't require him to install Diaz, not to mention Caltrans is also requiring the developer to donate land for his proposed project for future street widening to turn the current two lane highway to a future four lane highway, which will also include a medium aside from the two turning lanes to the left & right. – Public Hearing Closed at 6:44 pm.

2. RESOLUTION NO. 19-08 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH APPROVING GENERAL PLAN AMENDMENT 2018-01 (CEN CAL BUILDERS).

Motion to approve Res. No. 19-08 with added language:

“5. This General Plan Amendment is conditioned upon the Developer dedicating land for half of the Diaz street right of way and Highway 33 widening and deferring payment equal to construction costs for half the Diaz street improvement to a later date set by the City.” by Council Member Valdez, second by Council Member Lopez; motion pass by unanimous 5-0 vote.

3. **ORDINANCE NO. 19-01 - 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.**

Motion to waive the first reading of Ord. No. 19-01 with added language:

“SECTION 2. This Ordinance is conditioned upon Developer dedicating land for half of the Diaz street right of way and Highway 33 widening and deferring payment equal to construction costs for half the Diaz street improvement to a later date set by the City.” *by Council Member Lopez, second by Council Member Perez; motion pass by unanimous 5-0 vote.*

4. **RESOLUTION NO. 19-09 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH APPROVING TENTATIVE SUBDIVISION MAP 2018-01 (CEN CAL BUILDERS (DEL RIO PLACE)).**

Motion to approve Res. No. 19-09 with added language: Street Condition #22.

“Construct a second ingress/egress for the proposed subdivision connecting to the required Diaz Street improvements. Subdivider shall dedicate land for half of the Diaz street right of way and Highway 33 widening and defer payment equal to construction costs for half the Diaz street improvement to a later date set by the City.” *by Council Member Valdez, second by Council Member Jenkins; motion pass by unanimous 5-0 vote.*

5. **RESOLUTION NO. 19-10 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH ADOPTING A MITIGATED NEGATIVE DECLARATION FOR THE CEN CAL BUILDERS PROJECT (DEL RIO PLACE).**

Motion to approve Res. No. 19-10 with added language:

“4. Transportation/Traffic

b. The project shall dedicate land for half of the Diaz street right of way and Highway 33 widening and shall defer payment equal to construction costs for half the Diaz street improvement to a later date set by the City.” *by Council Member Lopez, second by Council Member Perez; motion pass by unanimous 5-0 vote.*

NEW BUSINESS

6. **RESOLUTION NO. 19-11 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH FOR THE ACCEPTANCE OF Q STREET ROADWAY IMPROVEMENTS, AUTHORIZING THE CITY CLERK TO RECORD A NOTICE OF COMPLETION WITH FRESNO COUNTY AND AUTHORIZING THE CITY TO MAKE FINAL PAYMENT OF RETENTION MONIES TO AJ EXCAVATION, INC.**

Motion to accept Res. No. 19-11 by Council Member Valdez, second by Council Member Perez; motion pass by unanimous 5-0 vote.

7. **THE CITY COUNCIL OF THE CITY OF FIREBAUGH TO DISCUSS AND CONSIDER CLOSURE OF THE AIRPORT ON FEBRUARY 22ND & FEBRUARY 24TH.**

All Council Members voted in favor & agreement of closing airport for the requested days by unanimous vote.

8. **RESOLUTION NO. 19-12 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH APPROVING AMENDMENT TO EMPLOYMENT AGREEMENT FOR BENJAMIN GALLEGOS TO EXTEND TERM OF EMPLOYMENT.**

Motion to accept Res. No. 19-12 with two year extension to Nov. 6, 2022, by Council Member Valdez, second by Council Member Jenkins; motion pass by unanimous 5-0 vote.

STAFF REPORTS

- **Police Chief Sal Raygoza** – Will do a walk through tomorrow of the courthouse, transferred water, PG&E and other services to the City of Firebaugh. Staffing has been hard with many staff members attending training and being sick.

- **Fire Chief, John Borboa** – Nothing to report.
- **City Manager Ben Gallegos** – Attended airport commission meeting & they stated Karl had the best report they ever read & they will support anything that Firebaugh is planning on doing. Will have a joint meeting with the School District March 11, 2019 @ 6:00 pm, City will host it at the community center. Deputy Clerk Lozano advised the Planning Commission meeting is March 11th at that time. City Planner Schoettler stated there aren't any items for a March meeting. Toma-Tek has new management and would like to meet with City Reps at Toma-Tek the 21st at 1:00 pm, will need to verify if they mean February or March? Will be meeting with the future owner of the San Joaquin Villas tomorrow to see if the project will get completed.
- **City Attorney James Sanchez** – Working on the cannabis ordinance to amend it, but an amendment will also be required to change the General Plan, so it will go before Planning Commission for approval prior to being presented to City Council.
- **Finance Director, Pio Martin** – Hopefully the audit will be presented Feb. 19th meeting, AT&T to install new lines & change service on Friday.
- **City Engineer, Mario Gouveia** – Nothing to report.
- **Deputy City Clerk, Rita Lozano** – Asked for items for joint meeting with the school board. Council provided the following: Shared Park & rec space, joint use of the greenspace, Impact fees, pesticide policy, consider holding regular joint meetings between the city and school.
- **Council Member Lopez** – Would like to discuss and consider changing the water scheduled, request a copy of Fresno's water schedule for review.
- **Council Member Sablan** – Inquired about the status of the smoking ordinance. Police Chief Raygoza is working on it and will submit to City Attorney for review.

PUBLIC COMMENT ON CLOSED SESSION ITEM ONLY

CLOSED SESSION

9. Government Code Section 54957

PUBLIC EMPLOYEE EVALUATION: City Manager.

ANNOUNCEMENT: No need for closed session.

ADJOURNMENT

Motion adjourn by Council Member Jenkins, second by Council Member Perez; motion pass by unanimous 5-0 vote at 7:17 p.m.