

MEETING MINUTES

The City Council/Successor Agency of the City of Firebaugh
Vol. No. 20/10-05

**PURSUANT TO PARAGRAPH 11 OF EXECUTIVE ORDER N-25-20,
EXECUTED BY THE GOVERNOR OF CALIFORNIA ON MARCH 12, 2020**

City Council Meeting held via teleconferencing

***Pursuant to Government Code Section 54953 (b) (2), all action taken during this teleconferenced meeting shall be by roll call vote.**

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

Date/Time: October 5, 2020/6:00 p.m.

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

ROLL CALL Mayor Elsa Lopez
Mayor Pro Tem Freddy Valdez
Council Member Marcia Sablan 6:04 pm
Council Member Brady Jenkins

ABSENT: Council Member Felipe Pérez

OTHERS: City Attorney Jim Sanchez; City Manager/Acting Public Works Director, Ben Gallegos; Deputy Clerk, Rita Lozano; Finance Director, Pio Martin; Police Chief, Sal Raygoza; Fire Chief, John Borboa.

PLEDGE OF ALLEGIANCE *Finance Director Pio Martin led pledge of Allegiance.*

APPROVAL OF THE AGENDA

Motion to approve agenda by Council Member Valdez, second by Council Member Jenkins; motion passed by 3-0 vote.

PUBLIC COMMENT: *None*

PRESENTATION: *None*

CONSENT CALENDAR

1. APPROVAL OF MINUTES – The City Council regular meeting on September 21, 2020.

Motion to approve minutes by Council Member Jenkins, second by Council Member Valdez, motion passed by 3-0 vote.

PUBLIC HEARING

2. ORDINANCE NO. 20-04 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AMENDING FIREBAUGH MUNICIPAL CODE CHAPTER 2 SECTION 2-12.3 DELEGATING AUTHORITY TO THE CITY MANAGER TO APPROVE AND EXECUTE CONTRACTS WHERE THE EXPENDITURE IS APPROVED IN THE CITY BUDGET, DOES NOT REQUIRE COMPETITIVE BIDDING, AND IS UNDER FIFTEEN THOUSAND DOLLARS (\$15,000) – SECOND READING.

**Council Member Sablan joined the meeting @ 6:04 pm. Public Hearing opened @ 6:04 pm – No Comments given - Public Hearing closed @ 6:05 pm.*

Motion to approve Ord. No. 20-04 by Council Member Valdez, second by Council Member Jenkins, motion passed by 4-0 vote.

NEW BUSINESS

3. **RESOLUTION NO. 20-41 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH APPROVING AN AGREEMENT WITH WEST HILLS COMMUNITY COLLEGE DISTRICT ("WHCC") FOR REPAIR AND MAINTENANCE OF PUBLIC UTILITIES AND RELATED IMPROVEMENTS.**

Motion to approve Res. No. 20-41, by Council Member Valdez, second by Council Member Jenkins, motion passed by 3-1 vote. Sablan – abstained.

4. **RESOLUTION NO. 20-42 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH, INITIATING PROCEEDINGS FOR THE ANNEXATION OF TRACTS 6257, 6313, AND 6314 INTO THE CITY OF FIREBAUGH LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1, STATING ITS INTENTION FOR THE LEVY AND COLLECTION OF ANNUAL ASSESSMENTS WITHIN SAID ANNEXATION, AND ORDERING THE PREPARATION AND FILING OF AN ENGINEER'S REPORT IN CONNECTION THEREWITH.**

Motion to approve Res. No. 20-42, by Council Member Valdez, second by Council Member Sablan, motion passed by 4-0 vote.

5. **RESOLUTION NO. 20-43 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AMENDING AGREEMENT BETWEEN THE CITY OF FIREBAUGH AND MADERA COUNTY FOR AUTOMATIC/MUTUAL AID – NINTH AMENDMENT TO MUTUAL AID AGREEMENT.**

Motion to approve Res. No. 20-43, by Council Member Sablan, second by Council Member Valdez, motion passed by 4-0 vote.

STAFF REPORTS

- **Fire Chief, John Borboa** – Fires incidents are down, but there's an increase in Vehicle accidents.
- **Police Chief, Sal Raygoza** – Crime rate continues to be low, 357 cases of COVID-19, with only 10 active cases, we are keeping the numbers low, so restaurant are open at 25%, Code Enforcement is doing outreach to the businesses. Mayor Lopez thanked Sal & Staff for doing a great job.
- **City Manager, Ben Gallegos** – Anita reached out to businesses to see if they need help or assistance with more canopies or barricades, they can provide the items to them, two businesses asked for help. Thank you to those that came out on Friday to the VFW, & thank you to the contractors for their help, no change orders were needed. West Hills College is behind, they asked to extend work hours, so if there are no complaints, they will continue to with extend work hours, but if we receive complaints we will reduce the hours back to normal. A transformer blew out, I heard it was a Mylar balloon that caused it, but not sure if it is true, the TLC board was damaged as a result, all of the guys are trained & can fix it but it will need to be repaired. Council Member Sablan asked what it would cost. City Manager replied, two different companies will look at it to give a quote, estimated cost is about \$3,000 to \$5,000 for parts. Fire Chief confirmed, someone released a bouquet of Mylar balloons which caused the transformer to blow out. Council Member Valdez, added that was one of his concerns, if we should ban mylar balloons in the park areas to avoid other outages. Council Member Sablan asked for an update about the Senior Center. City Manager replied, we still have Anita, FMAAA notified us that they won't renew a contract until next year. I spoke with the school, the city will need the Senior Center back during the election for a two week period. The fall clean-up will be next week. The League of Cities annual conference will be held via webinar this year.
- **Finance Director, Pio Martin** – nothing to report.
- **Deputy City Clerk, Rita Lozano** – nothing to report.
- **Council Member Valdez** – noting to report

- **Council Member Jenkins** – nothing to report
- **City Attorney James Sanchez** – update to Council on the cannabis business, they were provide a supplemental letter to address concerns, they have responded, & it will back on the agenda for review at the next meeting.
- **City Engineer, Mario Gouveia** – Sewer Project is going out to bid, pre-bid meeting is next week, will have more road closures on 8th Street.

PUBLIC COMMENT ON CLOSED SESSION ITEM ONLY

Motion to enter Close Session @ 6:36 pm; motion pass by 4-0 vote.

CLOSED SESSION

6. CONFERENCE WITH LEGAL COUNSEL – Government Code Section 54956.9(d) - Pending Litigation

Jones v. Hiller Aircraft, et al. (City of Firebaugh)
Fresno Superior Court Case No. 18CECG04044

Motion to enter Open Session @ 6:47 pm, by Council Member Valdez, second by Council Member Sablan; motion pass by 4-0 vote.

ANNOUNCEMENT AFTER CLOSED SESSION

No Action taken

ADJOURNMENT

Motion to adjourn by Council Member Valdez, second by Council Member Sablan; motion passed by 4-0 vote at 6:47 p.m.