

**City Council Workshop regarding Development Impact Fee Justification Study
February 17, 2016 – 5pm.**

Call to Order- Mayor Bruce Blayney called the workshop to order at 5:12pm

Council Members present: Council Member Ben Creighton, Council Member Staci Smith, Council Member Sherman Dix and Mayor Bruce Blayney

Council Members absent: Mayor Pro Tem Michelle Roman

City Staff present: City Manager Alex Henderson, City Attorney Michael Noland, and City Clerk Abigail Palsgaard

Nathan Perez from David Taussig & Associates, Inc. said he is responsive to City Council's concerns, with the 25% fee reduction it is still an increase, but it is in the lower 70% for commercial and lower to middle 61% for retail. He said the City hasn't updated the fees in 11 ½ years, and you will probably will not again for another 11 ½ years so the proposed fees put Kingsburg in a good position.

Council Member Creighton commented that if our incentive program isn't bringing in development, then we need to think of the cost of the city's infrastructure. City Manager Alex Henderson said staff's perspective is that our incentive program helps with negotiating with developers, it is helpful when someone is thinking of developing here and although there might not be a lot of data on paper it is well received. Nathan Perez added that big developers don't usually discuss impact fees if they are reasonable. Alex Henderson said they usually ask about alleys, parks, lot sizes and that they never ask about impact fees. Council Member Sherman Dix then said developers were more worried about a smooth permitting process than the impact fees. He said he thinks that if the fees are reasonable, it is not going to driving decision for developers to go elsewhere.

Adjourn Kingsburg City Council Workshop- Kingsburg City Council Workshop was adjourn at 5:44PM.

Invocation to be given by Grant Thiessen, followed by the Pledge of Allegiance led by Mayor Bruce Blayney.

6:00 P.M. REGULAR MEETING

Call to Order: 6:01pm

Public Comments – None

Approve Agenda – A motion was made by City Council Member Dix, seconded by City Council Member Creighton, to approve the Agenda, as published. The motion carried by unanimous voice vote.

Consent Calendar – A motion was made by City Council Member Creighton, seconded by City Council Member Dix, to approve the Consent Calendar. The motion carried by unanimous voice vote.

- 1. Approval of City Council Minutes –** Approve the minutes from the regular meeting held on February 3, 2016 as prepared by City Clerk Abigail Palsgaard.

2. **Check Register**– Ratify/approve payment of bills listed on the check register for the period January 29, 2016 through February 10, 2016 as prepared by Accounts Payable Clerk Grace Reyna.
3. **Treasurer’s Report**– Approve the Treasurer’s Report as of January 31, 2016 as prepared by Finance Director Maggie Moreno.
4. **Consideration of Documents pertaining to Industrial Disability Retirement Determinations of Local Safety Officers in the City of Kingsburg**
 - a. Adopt Resolution 2016-011 of the City Council of The City of Kingsburg delegating authority to the City Manager to make initial industrial disability retirement determinations pursuant to Government Code § 21173
 - b. Adopt Resolution 2016-012 of the City Council of the City of Kingsburg establishing procedures for industrial disability retirement determinations of local safety officer employees of the City of Kingsburg.
5. **Budget Amendment Numbers 6, 7, 8 &9** – Adopt Resolution No. 2016-013 amending the 2015-2016 Annual Budget for midyear adjustments. Resolution prepared by Finance Director Maggie Moreno.

Pulled Consent Calendar Items: None

REGULAR CALENDAR

PUBLIC HEARING –Amendment to Section 17.56.040 of Title 17 of the Kingsburg Municipal Code Regarding Regulation of Signs and Outdoor Advertising and Temporary Signage; Revision to City of Kingsburg Master Fee Schedule

Open Public Hearing 6:04pm

Planning Consultant Holly Owen said the purpose of this ordinance is to update the municipal code in regards to temporary signs. This is a result from several requests for grand openings and holiday signs. As of right now temporary signs are not allowed.

Open Council Discussion 6:07pm

Council Member Smith asked if it is only for temporary signs. As an example she asked about Trinkets and Treasures sign that is outside of the business. Planning Consultant Holly Owen said signage should be on the property and clarified that is temporary signs that are up for no more than 60 days, like seasonal and grand openings signs. Council Member Smith asked about the A frame signs. Planning Consultant Owen said they will still be allowed in the downtown area.

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City Manager Alex Henderson said right now it is prohibited completely. We have been violating our own code, we allow temporary signage right now. This will allow us to do it according to the code. Mayor Blayne said that this is a cleanup and it lets people know what the rules are so we can be fair to everyone. Council Member Smith asked to confirm that signs for flu shots, tax services etc. would still be prohibited.

Close Council Discussion 6:13pm

Open Public Comment 6:13pm

Judy Pagel, on behalf of the Housing Connection, said she would like to know if this pertains to open house signs and rental property signs on private property. The City Manager said that this wouldn't change that, there are size limits, but it wouldn't change the open houses or rental property signs on private property.

Conni Delinger spoke that sandwich boards Judy spoke of, Trinkets and Treasure's signs promote business and advertise for Kingsburg. She said she doesn't agree with blocking business' ability to promote themselves. She doesn't understand why we would charge \$50 a sign for businesses who are already struggling. She understands why for elections. She said downtown buildings have a Swedish mandatory façade with an overhang and that makes it difficult to have signage and signs out front help let people know what is there. Council Member Dix asked if it would be better if the City didn't charge a fee. He wants to balance organization with promoting business.

Denver Shoots- Conni brought up some good points, he said he is chamber member in a different city, but is a resident here. He said he is asking for transparency for the cost for the signage. He said he doesn't want the signage to get out of control and he said the City is on the right path. He said it can snowball if there is no control in place.

Close Public Comment 6:35pm

Continued Council Discussion 6:35pm

Council Member Dix asked what the process is if a business does not go through the temporary sign permit process and the City is notified. City Manager Henderson said that the city employee will take a picture and tell Mike Koch. Mike will then let the business know what the rules are. If they do not comply they will get a letter with a specific date to comply by. If they still do not comply they will be fined. He said it is the same process as any other code violation. The City Manager said the goal is compliance, not issuing fees. He said if it is a public right away the City removes the signs.

Council Member Dix said he is struggling with the fee. He said if we already have a code enforcer doing it, we will be penalizing the people following the guidelines. The City Manager said it is up to council to set the fee. Mayor Blayne asked if Council Member Dix is saying he would like to include the fee in the business license fee.

Close Public Hearing 6:47pm

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No motion to pass Resolution 2016-014.

Mayor Blayney noted he wanted to make sure the temporary sign permit application will be online.

Waive the first reading and introduce Ordinance No. 2016-001 Amending Section 17.56.040 of Title 17 of the Kingsburg Municipal Code, and pass to a second reading with the following recital constituting reading of the title of the Ordinance:

“AN ORDINANCE OF THE CITY OF KINGSBURG
AMENDING CHAPTER 17.56.040 TO TITLE 17 OF
THE KINGSBURG MUNICIPAL CODE”

A motion was made by City Council Member Creighton, seconded by City Council Member Smith, to approve Ordinance No. 2016-001. The motion carried by unanimous voice vote.

PUBLIC HEARING – Development Impact Fees Justification Study and Proposed Changes To The City of Kingsburg Capital Facilities Fees/Development Impact Fees, Amendment to Title 15 of the Kingsburg Municipal Code Pertaining To Capital Facilities Fees/Development Impact Fees-

Open Public Hearing 6:50pm

Nathan D. Perez, said this is their 3rd meeting, first was a needs list in October, second was a presentation in December and now he is presenting tonight. He said he has a lot of experience in the Central Valley. He said state law allows for DIFs that cover for upcoming costs and for operations and maintenance. Each jurisdiction must show there are reasonable costs for the DIFs. He said to arrive at the costs they use COG data, census data and previous studies. Mr. Perez said these are only fees on new developments. He said that the Council can adopt ordinance with fees, then reduce by 25%. With the deduction it is 70% percent for commercial and 61% of retail.

Open Council Discussion 7:02pm - None

Close Council Discussion 7:02pm

Open Public Comment 7:03pm – None

Close Public Comment 7:03pm

Continued Council Discussion 7:03pm

Council Member Creighton said he believes it is an outstanding proposal.

Close Public Hearing 7:04pm

Waive the first reading and introduce Ordinance No. 2016-002 Amending Title 15 of the Kingsburg Municipal Code and pass to a second reading with the following recital constituting reading of the title of the Ordinance:

“AN ORDINANCE OF THE CITY OF KINGSBURG AMENDING
Title 15, OF THE KINGSBURG MUNICIPAL CODE
PERTAINING TO CAPITAL FACILITIES
FEES/DEVELOPMENT IMPACT FEES”

A motion was made by City Council Member Creighton, seconded by City Council Member Smith, to waive the reading and approve Ordinance No. 2016-002. The motion carried by unanimous voice vote.

Crime Report – Crime Statistics Report for Month of January, 2016

Police Chief Neil Dadian said he has provided a different format for the crime report with graphs to better show trends over a 12 month period. He said it is a work in progress. Mayor Blayney asked about thefts and auto thefts. He would like to know if Chief knows who they are. Chief Dadian said it is not a certain crew. Chief Dadian said he wanted to point out that self-initiated crimes, part two crimes, should be going up. He said he wants his officers to be out there looking. Chief Dadian said auto theft is on the rise in all central valley communities. He said believe it or not victims are still not locking their vehicles. Chief Dadian said he is planning on having a monthly training day to save on OT. He said a specific schedule will help with Community Oriented Policing for specific problems in specific neighborhoods. Chief Dadian also said he is working on officer training on high risk felony stops and warrant checks. He said he wants to work on compliance checks, he doesn't want to keep it passive. He said he will be focusing on parolees, people on probation and people that have warrants once a quarter. He said he is working on policy updates, and he has signed up the police department to do Daily Training Bulletins to help reduce liability through training. Chief Dadian said he is finally on track with everything coming together for better training. After passing out a paper with lobby hour options he said they have hired reserves and there are more coming on board. He would like to introduce them in April.

Citizen Denver Shoots said he is worried about police officer time being spent visiting criminals with warrants instead of general law enforcement. Chief Dadian said his officers will do these checks during down time and while time permits.

Mid Valley 4th Quarter Newsletter

Mid Valley Representative Bella Lopez said that Mid Valley participated in Santa Lucia with a float and they were happy to attend that event. She said there was good diversion for fall clean up. She also said bad weather is effecting the recycling for commercial since the cardboard gets wet. She said all businesses are doing great. She specifically wanted to point out the outstanding job Me n Ed's, Motel 6, Swan Court Apt. and Kady's Country Kitchen is doing. Ms. Lopez said she is in discussion with the schools about AB 1826 and that the Principal at Kingsburg High School has really embraced their commitment to compost and he has even made a video the

students can relate to. Mayor Blayney said that one doesn't really know the importance of garbage disposal until there is one to dispose of your trash.

Street Sweeping Services Agreement

City Manager Alex Henderson said the City is currently contracted with Central Valley Sweeping. They presented the City with three options. One option is a month to month contract with a 10% rate increase. The second option is a 3 year contract with a 5% increase. The third option is a 5 year contract with a 0% increase. He said we are pleased with Central Valley Sweeping. The City Manager said Central Valley Sweeping is a known commodity and with no increase and given their rates, staff recommends continuing with Central Valley Sweeping.

Council Member Creighton said it is hard to beat no increase for five years. Council Member Smith said they do a great job.

A motion was made by City Council Member Creighton, seconded by City Council Member Dix, to enter into the five year contract with Central Valley Sweeping. The motion carried by unanimous voice vote.

Capital Facilities Fee/Development Impact Fee Report

City Manager Alex Henderson said this is related to the previous conversation regarding Impact Fees. He said the report will show the breakdown of the fees, revenues collected and how it is used. He said this report is state mandated.

Council Member Smith asked about the Quimby fees. City Attorney Mike Noland said they are fees for a developer to dedicate land for a park or dedicate fees in lieu of a park.

Council received, reviewed and filed the 2014-15 Developer Impact Fee Report as required by State law.

Council Reports and Staff Communications

Community Services Commission –

City Manager Alex Henderson said they will meet next Monday to talk about the pop up Skate Park for the Swedish festival, the donated trees for Dog Park and the shade structure.

Public Safety Committee –

Council Member Creighton said they had met last week and that Klass Kids has been confirmed for April 30th.

Chamber of Commerce –

Council Member Smith said Adam has hired a part time book keeper and interns to assist him.

Economic Development –

City Manager Alex Henderson said they haven't met since last meeting.

Finance Committee –

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City Manager Alex Henderson said they haven't met since last meeting.

Planning Commission –

Mayor Blayne said they have met and discussed housing authority which needs to be completed as soon as possible. He said COG covered most of the cost.

City Manager's Report –

Alex Henderson said Police and Fire are hosting a little 4 year old named Gardenia Loya who has cancer and needs a stem cell transplant. He said she really likes our police and fire and she is going to be going on a tour of the fire department and a tour of the police department. He said he is hoping the publicity will help her family pay for her medical bills. They have a go fund me account set up.

Other Business as May Properly Come Before the City Council- None.

Adjourn Kingsburg City Council Regular Meeting to Closed Session- Kingsburg City Council Regular Meeting was adjourn at 7:42pm.

CLOSED SESSION TO DISCUSS THE FOLLOWING ITEMS

- 1. Public Employee Evaluation** – Government Code Section 54957
Title: City Manager

Call to Order- Mayor Bruce Blayne called the Closed Session to order at 7:55pm

Council Members present: Council Member Ben Creighton, Council Member Staci Smith, Council Member Sherman Dix and Mayor Bruce Blayne

Council Members absent: Mayor Pro Tem Michelle Roman

City Staff present: City Manager Alex Henderson and City Attorney Michael Noland

Adjourn Kingsburg City Council Closed Session- Kingsburg City Council Closed Session was adjourn at 8:30pm.

Submitted by:

Abigail Palsgaard, City Clerk