

**KINGSBURG CITY COUNCIL  
REGULAR MEETING  
AUGUST 3, 2016**

**5:30 P.M. CLOSED SESSION**

**Call to Order:** Mayor Blayney called the Closed Session of City Council to order at 5:34pm.

**Council Members present:** Ben Creighton, Staci Smith, Michelle Roman, Sherman Dix and Mayor Bruce Blayney.

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

Items discussed:

**1. Conference with Legal Counsel--Existing Litigation**

California Government Code Section 54956.9(a)

Name of Case: City of Selma vs. City of Kingsburg, et al., Fresno County Superior Court  
Case No. 12CECG03223.

Name of Case: City of Selma vs. City of Kingsburg, et al., Fresno County Superior Court  
Case No. 13CECG02139 DJK.

Name of Case; City of Selma vs. Fresno County Local Agency Formation Commission, et al.  
Fresno County Superior Court Case No. 13CECG02651

**2. Conference with Legal Counsel—Existing Litigation**

California Government Code Section 54956.9 (a)

Name of Case: City of Kingsburg v. Dow Chemical Company, et al., San Francisco County  
Superior Court, Case No. CGC-13-534431

**3. Conference With Real Property Negotiator**

California Government Code Section 54956.8

Property: APN: 028-090-007, 028-090-011, 028-120-010, 028-210-012, 028-220-029

City Negotiator: Alexander Henderson

Closed Session was adjourned at 5:58pm.

**6:00 P.M. REGULAR MEETING**

**Call to Order:** Mayor Blayney called the Regular Meeting of City Council to order at 6:05pm.

**Council Members present:** Ben Creighton, Staci Smith, Michelle Roman, Sherman Dix and Mayor Bruce Blayney.

**City Staff present:** City Manager Alex Henderson, City Attorney Michael Noland, Police Chief Neil Dadian, City Engineer Dave Peters, Finance Director Maggie Moreno and City Clerk Abigail Palsgaard.

Invocation and Pledge of Allegiance was led by Mayor Bruce Blayney.

**Public Comments:** None.

**Approve Agenda:** A motion was made by Council Member Roman, seconded by Council Member Dix, to approve the agenda as published. The motion carried by unanimous voice vote.

**Report from Closed Session:**

City Attorney Michael Noland said City Council determination with Item 3 of the Closed Session, the City will not require the entire Note to be paid off with the sale of a portion of the Gun Club Property.

**Consent Calendar:** A motion was made by Council Member Creighton, seconded by Council Member Smith, to approve the consent as published. The motion carried by unanimous voice vote.

1. **Approval of City Council Minutes** – Approve the minutes from the joint meeting held on July 6, 2016 as prepared by City Clerk Abigail Palsgaard.
2. **Check Register**– Ratify/approve payment of bills listed on the check register for the period July 1, 2016 through July 27, 2016 as prepared by Accounts Payable Clerk Grace Reyna.
3. **Treasurer’s Report**– Approve the Treasurer’s Report for May 31, 2016 and June 30, 2016 as prepared by Finance Director Maggie Moreno.
4. **San Joaquin Valley Air Pollution Control District Grant Application Resolution**– Adopt Resolution 2016-045 allowing the City of Kingsburg and the City Manager to apply for grant funds to purchase a new alternative Fuel Vehicle for the Police Department. Resolution prepared by City Clerk Abigail Palsgaard.
5. **Award 19th Avenue Pavement Rehabilitation & Alley Improvements Project**– Staff Report prepared by Dave Peters

**b. Pulled Consent Calendar Items:**

**REGULAR CALENDAR**

**Swearing In of Full Time Police Officer Nissi Robles-Lopez**

Police Chief Neil Dadian gave a background on Officer Robles-Lopez. He said he is an Army veteran and a current member of the National Guard. Officer Robles-Lopez was born in the central valley and has been a Reserve Police Officer since April 2015. He recently graduated from college at Brandman University. He is hardworking, honest, and dedicated to his chosen profession.

City Clerk Abigail Palsgaard administered the Oath of Office and his wife pinned his badge.

**Adult Use Marijuana Act; Proposition 64**

Police Chief Neil Dadian presented on the upcoming proposition on legalizing marijuana. He said money isn't worth the hassle for law enforcement. He said the danger to teens and kids are clear. Chief Dadian said our ordinance may be challenged at some point if it is successful in the November election.

Mayor Blayney said he strongly supports the resolution against the legalization of marijuana presented in draft form. Council unanimously approved bring back the resolution as final draft.

**PUBLIC HEARING - Assessment District No. 93-01 – Consider Approval of the Engineer's ordering the annexation of territory into Kingsburg Landscape Assessment District No. 93-01, as Annexation No. 16, and the levy and collection of assessments within such annexation for Fiscal Year 2016-2017 and confirming diagrams and assessments pursuant to the provisions of Part 2 of Division 15 of the California Streets and Highways Code and as provided by Article XIII D of the California Constitution.**

Public Hearing Opened at 6:21pm.

Finance Director Moreno said we brought this to Council on June 17, 2016 with the engineering report. Please notice that the annexation Number should be 14, not 16.

City Clerk Palsgaard notified Council that a ballot was returned approving the annexation, but was not in the specific sealed ballot envelope, making it invalid. Council can approve the annexation since there is no protest.

Council Discussion Opened at 6:23pm.

Public Comment Opened at 6:23pm.

Public Comment Closed at 6:23pm.

Council Discussion Continued at 6:23pm.

Public Hearing Closed at 6:23pm.

A motion was made by Council Member Roman, seconded by Council Member Dix, to adopt Resolution No. 2016-044 approving the Engineer's Report, ordering the annexation of territory into Kingsburg Landscape Assessment District No. 93-01, as Annexation No. 16, and the levy and collection of assessments within such annexation for Fiscal Year 2016-2017 and confirming diagrams and assessments pursuant to the provisions of Part 2 of Division 15 of the California Streets and Highways Code and as provided by Article XIII D of the California Constitution. The motion carried by unanimous voice vote.

## **Council Reports and Staff Communications**

### Community Services Commission

Council Member Roman said they met last Monday and before that the subcommittee met to discuss the concerns Council had about the pop up Skate Park. She said while driving through Reno she saw a great

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small skate park and they are now looking at maybe Athwal Park. The Commission will continue to look into it. Mayor Blayney said he appreciated the Commission responding to their concerns.

Public Safety Committee

Council Member Creighton said they have not met yet. He said he is thinking about re-evaluating the membership.

Chamber of Commerce

Council Member Smith said they will meet on Tuesday. Mayor Blayney said they are open to all who would like to attend.

Economic Development

City Manager Henderson said they are meeting with larger downtown business owners regarding the City moving forward with economic developments, vacant building. In the works are the upper floor rehab for apartments or lofts. He said that Jack in the Box building has a lease in place.

Finance Committee

Mayor Blayney said they haven't met. City Manager Henderson said they will be discussing community facility district in regards to public safety. They decided to move meeting to 8/23/2016 at 6pm.

Planning Commission

Mayor Blayney said they had the Joint Meeting meet last week.

City Manager's Report

City Manager Henderson discussed the State's approval of the Adopted Housing Element and how we are now eligible for grants and funding. He said Staff will put things together for the next couple months so we can apply for funds.

City Manager Henderson discussed National Night Out. He thanked Chief Dadian, Police Admin Marnie Jones and Community Services and Senior Citizens Coordinator Ashlee Winslow-Schmal.

**Other Business as May Properly Come Before the City Council**

None.

**Adjourn Regular Kingsburg City Council Meeting**

Kingsburg City Council Regular Meeting was adjourned at 6:38pm.