

## KINGSBURG CITY COUNCIL

October 19, 2016

Regular Meeting Minutes

No Invocation or Pledge of Allegiance.

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

**Call to Order and Roll Call** – At 6:00 P. M. Mayor Pro Temp Michelle Roman called the Regular Meeting of the Kingsburg City Council to order.

**Council Members present:** Stacy Smith, Sherman Dix, and Mayor Pro Temp Michelle Roman.

**Excused Absence:** Council Member Ben Creighton and Mayor Bruce Blayney

**Staff Present:** City Manager Alex Henderson, City Attorney Michael Noland, City Clerk Abigail Palsgaard, Fire Chief Tim Ray, and Police Chief Neil Dadian.

**Public Comments – None**

**Approve Agenda** – A motion was made by Council Member Dix, seconded by Council Member Smith, to approve the Agenda, as published. The motion carried by unanimous voice vote of those Council Members present.

**Consent Calendar** – Council Member Dix asked that Consent Item No. 3 be pulled for discussion. A motion was made by Council Member Smith, seconded by Council Member Dix, to approve the items appearing on the Consent Calendar with the exception of Item No. 3. The motion carried by unanimous voice vote of those Council Members present.

1. **Approval of City Council Minutes** – Approve the minutes from the October 5, 2016 City Council Meeting as prepared by City Clerk Abigail Palsgaard.
2. **Check Register**– Ratify/approve payment of bills listed on the check register for the period September 1, 2016 through October 12, 2016 as prepared by Accounts Payable Clerk Grace Reyna.
3. **Treasurer’s Report - Pulled**
4. **Sierra Street Reconstruction, 6<sup>th</sup> Avenue Drive Rehabilitation, Sierra Street Transit Stop, 10<sup>th</sup> Avenue Crosswalk, and Sierra Street Crosswalk CWA Time Extension Request** – Approve the CWA Time Extension Request. Staff Report prepared by City Engineer Dave Peters.

**Pulled Consent Calendar Item No. 3 – Treasurer’s Report** - It was explained that interest we earn on reserve money is not at a high rate. We are looking at ideas to utilize the extra money. A motion was made by Council Member Dix, seconded by Council Member Smith, to approve the Treasurer’s Report

as of August 30, 2016 as prepared by Finance Director Maggie Moreno. The motion carried by unanimous voice vote of those Council Members present.

## **REGULAR CALENDAR**

**Crime Statistics Report for the Month of September 2016** – Prepared by Kingsburg Police Department Records Supervisor Corina Padilla and presented by Police Chief Neil Dadian.

Police Chief Neil Dadian presented the report and clarified the percentage increase for this year to date. He said that a new police officer is starting at the beginning of the next pay period and more officers are in the hiring process which gives him more options and he can be more selective.

Council Member Dix asked about Prop 57 and the definition of non-violent crime. Chief Dadian said that he doesn't know of anyone in public safety or local government that supports this proposition. He said that he expects a greater increase in crime and he can't see anything positive to come from this.

City Manager Alex Henderson stated that the City Attorney and Police Chief are working on an ordinance to address personal use marijuana which we can bring before the Council on November 2<sup>nd</sup> if they would like to take action on it.

**Public Safety Fee in the Form of a Community Facilities District (CFD)** - Presentation by City Manager Alex Henderson

City Manager Alex Henderson stated that discussion regarding public safety and funding mechanisms for personnel and capital equipment has been ongoing for several years. We would like to bring this to the public to see how they feel about it. Funds would be used for public safety alone, incorporating animal control. It would be a mail only ballot and would require 2/3rds vote for it to pass.

Mr. Henderson explained that Police is fully funded through the General Fund using 53% of that fund. Fire/Ambulance is an Enterprise Fund but the City General Fund subsidizes \$600,000, 7% of the General Fund. Together Public Safety accounts for 60% of the General Fund budget.

Mr. Henderson explained that the City gets 1% of every sale in the City limits in Sales Tax. The 10-year average is \$924,736. In the past 3 years, it has been high but there have been some one-time purchases by companies. With prudent financial planning, the City has been able to maintain at current operation levels. He mentioned changing purchasing styles. We get 1% of 1% from online sales. In 2011-12 Police and Fire Departments had laid people off. He said that insurance rates and CalPERS are going up.

It was clarified that Chief Dadian has changed the way calls for service are reported. Before walk-ins were incorrectly put in as a call for service. Numbers are now accurate. Additional officers would allow for more proactive policing.

Fire calls for service are going up, including people using the emergency room as a doctor's office. We provide service to 85 square miles.

Mr. Henderson stated that the Finance Committee and Public Safety Committee have recommended the Council examine a CFD for public safety services. He stated that we looked at a CFD instead of sales tax because it is viewed as a more stable source of income. The funds would be used for: enhanced (new) police personnel and/or equipment, EMS/ Fire personnel, and equipment and animal control services. Personnel costs- all inclusive: KPD: \$96,848 and KFD \$83, 328. It would be split 60/40 (PD/Fire).

**Process:**

Property Owner Petition or Council Resolution.  
Resolution of Intention (Min 30 day waiting period)  
Resolution of Formation and Public Hearing (Min 90 day waiting period)  
Election within CFD (2/3 vote required)  
Recordation of Special Tax Lien (Week following the election)

Nathan Perez, Managing Director of David Taussig & Associates, Inc., stated that there is a lot of information and what we are talking about is an increase of taxes. We need to be transparent and open. For time-line we work backwards. July 1<sup>st</sup> is the absolute cut-off date. There is a minimum of 3 public hearings with the community, not including town hall meetings or workshops. He said that what is nice about a CFD is that it can be tailor-made for the community, or you can have the same charge for all properties. Like any issue, turnout can be between 30-40%. Folks will have to turn in their ballots. The CFD can sunset or not sunset. With the CFD there is a great collection security for the City. It is called "Special Tax Lien" and that worries people.

Council discussed the process and the Council resolution. It was explained that we have about 30 days of leeway till we get into the summer for the vote. Input and modifications could be made to certain level. High end cost is \$70,000 depending on how many people participate. This includes the consultant's cost. It was clarified that it is 2/3rds of the votes cast. The option of election was mentioned. Sanger just did it and it's costs were up to \$150,000, so \$70,000 is a reasonable amount.

Mayor Pro Temp Roman asked if we have done any pre-polling. Council Member Dix said maybe as a public hearing before we go forward. Mr. Henderson said that you can move forward with hiring the consultant and there is a certain period within which we can stop the process. Mr. Perez said that to make the next summer deadline we need to make a decision next month. He said that polling can be a large cost and it is good to look at neighboring communities and police and fire outreach. Trends are good right now. Mayor Pro Temp Roman said that people have come forth to show their support for more police and fire. It goes to the residents to turn in their ballots.

Mr. Henderson said that a cost proposal is in the packet. We are not looking for direction to go forward tonight. We are looking for special guidance. Mayor Pro Temp Roman said that with town hall meetings we can gauge how the public would feel. Mr. Perez said that if you want more votes, reduce the tax. He also said that polling is not usually successful in these issues.

Council Member Smith asked how we are going to guarantee to the public that we will not cut back the General Fund budget. Mr. Perez said that putting the money into its own fund is important so you can track those funds specifically. You can have annual reporting and citizen's oversight committees watching the collections and how it is spent. Mr. Henderson said that ultimately funding will be approved by the City Council and it will be a separate report with a separate fund. We will have discussion on how it is being

spent. Council Member Smith said that short-term we can make a commitment of that, as long as we are on the Council. Council Member Dix said that he doesn't want it to be a swap out; I want more police officers. He said that he would be the most comfortable with the max amount because it is too hard to go back. He said that at a public meeting we should have a wish list of what the public would want.

Council discussed if it should be a sunset, escalate, or other options. Council Member Smith stated that in the process we should have a wish list to present to the public. Council Member Dix said that he would also like to get a public wish list before we go public.

### **Public Comment:**

Betsy Tunnel, resident in the sphere of influence of Kingsburg, said she loves the community and how safe it is. She said that she wants to bring to the Council's attention the Kingsburg Hospital District. She said she doesn't want to promote yes or no to Measure B but thinks the Kingsburg Hospital District and City Council should be able talk and share funds. It is being done around the state. She said she wants Council to entertain the idea and not just say no. Then the parcel tax can be lower. She thinks the public should be able to decide this.

City Manager Alex Henderson said that the City staff and District have had an informal discussion and it is up to them. We would be happy if they would want to share the money.

Council Member Dix said that he thinks it is a good point as well. He wants to make sure our safe community is maintained.

Mr. Henderson said that we could have a workshop before the next meeting.

As far as direction to Council, Council Member Dix said that he would like to start at the top with the 60/40 split.

At the conclusion of this discussion, Council thanked Police and Fire Departments for their response to the fire Saturday morning.

### **Council Reports and Staff Communications**

**Community Services Commission** – Mayor Pro Temp Roman reported that they met on Monday night and got a final design and full budget from the American Skate Park Company. Once we figure out the designs, we will put it out there. Looking into grants.

**Public Safety Committee** – City Manager Alex Henderson reported that they did not meet.

**Chamber of Commerce** – Council Member Smith reported that the Board has not met yet. Connie Hurtado has been hired as the Assistant Director to Adam Castaneda who is now the Consulting Director. The Chamber office is back to being open all day.

**Economic Development Committee** – Council Member Dix reported that they have not met. Mayor Pro Temp Roman said that Jolene Polyack is meeting with fire victims tomorrow.

**Finance Committee** –Council Member Dix reported that their next meeting is scheduled for Nov. 10<sup>th</sup>.

**Planning Commission** – Hasn't met.

**City Manager's Report** – City Manager Alex Henderson reported that there is a meeting tomorrow for the businesses in the fire, Mayor Blayney got out thank you letters for those Fire Departments that responded. We will probably never really know what started it. It started on the 2<sup>nd</sup> floor and was too dangerous to get to. It doesn't look like arson. He is not sure of the long-term plan for the building. The owner is working with the insurance company and construction companies.

Mayor Pro Temp Roman said that some businesses did not have insurance. She thought of starting a "Go Fund Me" account. Some have already found new spots to do business.

On behalf of the City Council Mayor Pro Temp Roman thanked all of the departments that responded to the fire. She said that she sent pictures to Selma Fire to thank them.

City Manager Alex Henderson said that an estimated 4 million gallons of water was put on the fire.

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

**Adjourn** – At 7:26 P. M. the Regular Kingsburg City Council Meeting was adjourned.

Submitted by:

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Abigail Palsgaard, City Clerk