

**KINGSBURG CITY COUNCIL
REGULAR MEETING MINUTES
JULY 21, 2021**

THE COUNCIL CHAMBER WAS OPEN TO THE PUBLIC AT 100% CAPACITY.

PURSUANT TO EXECUTIVE ORDER N-29-20 ISSUED BY GOVERNOR GAVIN NEWSOM, THE PUBLIC HAD THE OPTION TO CALL 1 (425) 436-6335 PASSCODE 5290024 TO PROVIDE PUBLIC COMMENT. WRITTEN COMMENTS COULD BE SUBMITTED BY MAIL OR EMAIL TO APALSGAARD@CITYOFKINGSBURG-CA.GOV., WITH THE CUT OFF FOR WRITTEN COMMENTS BEING JULY 20, 2021, at 4:30 P. M. THEY WILL NOT BE READ OUT LOUD.

Invocation was given by Pastor Brian Griffin, Kingsburg First Baptist Church, followed by the Pledge of Allegiance led by Mayor Laura North

6:00 P.M. REGULAR SESSION MEETING:

Call to Order and Roll: Mayor Laura North called the regular meeting of the Kingsburg City Council to order at 6:04 P. M.

Council Members Present: Jewel Hurtado, Brandon Pursell, Jr., Michelle Roman, and Mayor Laura North.

Council Member(s) Absent: Vince Palomar.

Staff Present: City Manager Alexander Henderson, City Attorney Michael Noland, Finance Director Alma Colado, City Engineer Dave Peters, Director of Administrative Services Christina Windover, Planning Consultant Greg Collins, and City Clerk Abigail Palsgaard.

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

PRESENTATIONS:

Fresno County Sherriff Margaret Mims Creek Fire Presentation. Sherriff Mims thanked the Kingsburg Police Department for its help during the Creek Fire. She stated that the Fresno County Sheriff's Department resources were taxed. The Kingsburg Police Department stepped up to help evacuate all the of 25,000 people who were up there. She stated that with their help there were no casualties.

All 4 Youth Presentation - Susan L. Holt, LMFT, Dept. of Behavioral Health, County of Fresno and Trina Frazier, Fresno County Superintendent of Schools, were present. Mrs. Holt stated that we wanted to bridge healthcare and education. This is the 4th year in the Program. Mrs. Frazier said that we have 7 clinicians and 2 case managers in Kingsburg. They can see students at school or in their homes and assist children aged 0-21. Council Member Roman asked how referrals come about. Mrs. Frazier said that anyone can make a referral, parents just have to consent. Council Member Hurtado asked what schools. Mrs. Frazier said all elementary schools and the high school. Council Member Hurtado asked if there always must be parent consent. Mrs. Frazier said that there are some instances where parental consent is waived, but only certain circumstances. Mayor North asked how can we get the information out to the community, so parents and students know about your services? Mrs. Frazier said that Trina in an All 4 Youth website and there are paper packets. Mayor North asked about private insurance. Mrs. Frazier said

that we do accept everyone. If the private insurance denies the claim, we can try to help the child become Medicare eligible or use funds for short term care. Mayor North asked about summer. Mrs. Frazier said that we continue to provide help. If schools are closed, we look for other confidential meeting areas. Mayor North asked if there are care providers that can be requested for LGBTQ+ friendly providers? Mrs. Frazier said yes, we try to hire diverse staff. Mayor North discussed the support system and thanked the presenters. Mrs. Frazier said that we really want to be a part of the culture of the school. Council Member Hurtado asked about when they pull out the kid from class and the potential stigma with it. Mrs. Frazier said that when we meet with a kid, it is at their best time.

Michael Brewer, resident, commented that his trans son has had their services and he is grateful for his son and the community.

Public Comments:

Carol Williams, resident, said that she is for Council Member Hurtado stepping down.

Jessica Mahoney, non-resident, thanked Council Member Hurtado for her Pride Event and said that she is not for her stepping down.

City Attorney Michael Noland advised that due to the Charter and State Law, there are no actions that Council can take regarding personal issues at this time.

Deborah Delong, resident, said that she is for Council Member Hurtado stepping down.

Liz Pena, resident, said that she is not for Council Member Hurtado stepping down.

Consent Calendar: Items considered routine in nature are to be placed on the Consent Calendar. They will be considered as one item and voted upon in one vote unless individual consideration is requested. Each vote in favor of the Consent Calendar is considered and recorded as a separate affirmative vote in favor of each action listed. Approval of the Consent Calendar items include recitals reading ordinance(s) by titles(s) only and adoption of recommended action(s) contained in Staff Reports.

Mayor North asked that Item No. 5.5 be pulled.

A motion was made by Council Member Roman, seconded by Council Member Pursell, Jr., to approve Items No. 5.1-5.4 & 5.6-5.10. The motion was seconded by Council Member Pursell, Jr. and carried by voice vote, four in favor, Council Member Palomar absent.

- 5.1 Approval of City Council Minutes:** Approve the minutes from the June 16, 2021, Regular City Council Meeting as prepared by City Clerk Abigail Palsgaard.
Sponsor: City Clerk's Office
- 5.2 Check Register:** Ratify/approve payment of bills listed on the check register for the period June 10, 2021, through July 14, 2021, as prepared by Accounts Payable Clerk Grace Reyna.
Sponsor: Finance Department
- 5.3 Approve the proposed Wage Schedule for 01/01/2021-** Staff Report prepared by Director of Administrative Services Christina Windover
Sponsor: Administrative Services

- 5.4 Adopt Resolution No. 2021-038 to submit the Local Transportation Purposes Certifications and Claim Forms to FCTA for the City of Kingsburg to collect its share of Measure “C” for fiscal year 2021-2022 and authorize the Finance Director to sign the Local Transportation Pass Through Revenue Certifications and Claim Forms.-** Staff Report prepared by Finance Director Alma Colado.
Sponsor: Finance Department
- 5.5 Pulled**
- 5.6 Adopt Resolution 2021-039- Authorizing the destruction of City Records approved by the City Attorney-** Staff Report by City Clerk Abigail Palsgaard.
Sponsor: City Clerk
- 5.7 Award of the Mehlert Street Rehabilitation Project to MAC General Engineering, Inc. in the amount of \$214,834.26.-** Staff Report prepared by City Engineer Dave Peters
Sponsor: Engineering Department
- 5.8 Accept the 2021 Street Improvement project completed by Don Berry Construction, Inc. and authorize the City Engineer to file the Notice of Completion. -** Staff Report prepared by City Engineer Dave Peters
Sponsor: Engineering Department
- 5.9 Adopt Resolution 2021-040 Updating the Master Fee Schedule for police parking violation fees and re-establishing an admin animal quarantine fee.** Staff Report Prepared by City Clerk Abigail Palsgaard.
Sponsor: City Clerk’s Office
- 5.10 Downtown Kingsburg Business Improvement District Board Member Appointment-** Affirm Mayor North’s appointment of Amanda Carrasco to the Downtown Kingsburg Business Improvement District Board to a term that is set to expire November 2021.

Pulled Consent Calendar Item No. 5.5 - Mayor North stated that she pulled this item because she wanted to thank the City Staff for their work during the pandemic. They took the ship and kept the City striving. Our community stayed afloat thanks to the City Manager and his leadership. Council Member Roman also thanked City Staff.

Consent Calendar Item No. 5.5 - Approve the proposed non-pensionable 5% Essential Worker Premium Stipend for all eligible employees - MOU Side letters - Staff Report prepared by Director of Administrative Services Christina Windover
Sponsor: Administrative Services

A motion was made by Council Member Roman, seconded by Council Member Hurtado, to approve Consent Calendar Item No. 5.5. The motion carried by voice vote, four in favor, Council Member Palomar absent.

REGULAR CALENDAR

PUBLIC HEARING TO CONSIDER KHALSA TRUCKING TERMINAL, ANNEXATION 2020-01, GENERAL PLAN AMENDMENT 2020-01, ZONING ORDINANCE AMENDMENT 2020-01, AND MITIGATED NEGATIVE DECLARATION FOR THE KHALSA TRUCK TERMINAL BY THE KINGSBURG CITY COUNCIL

Sponsor: Planning & Engineering Departments

Open Public Hearing – Mayor North opened the Public Hearing at 6:51 P. M.

Presentation by City Planner Greg Collins – Mr. Collins stated that the location is past the City Limits and in the Sphere of Influence, so we would want to annex. He stated that County rules and regulations for development do not have the same guidelines, including parking and landscaping. This is 14.65 acres at the Kamm-Bethel off-ramp of the 99. They are proposing an office building, truck repair, maintenance building, two fueling stations, parking, and onsite well for domestic use and washing. The project includes landscaping, street widening and curb and gutter. Staff is recommending Highway Commercial for Zoning. The other two property owners must agree to be annexed. They have not yet. He went over the environmental, and conditions of approval.

City Council Discussion – Council Member Hurtado asked how many jobs are anticipated? Mr. Bains said 20-30 jobs, fulltime and some part time.

Open for Public Comment – Mayor North opened for public comment at 7:08 P. M.

Janet Kelly, resident, asked what the impact is for the two existing businesses. Will they be forced to annex? Mr. Collins said that there would be no financial impact, no substantial impact. The City can provide incentives. If they say no, LAFCO may choose to annex the full the property. It will be more difficult to annex without the 2 other property owners agreeing. If not, it would move forward as a County project. Mayor North asked if they will be forced to annex. Mr. Collins said that if one other property owner agrees, then the assessed value will be over 50% and then that could force the 3rd property owner.

Close Public Comment – Being no one further wishing to comment, Mayor North closed the Public Comment period at 7:15 P. M.

Continued City Council Discussion – Council Member Hurtado asked if they would be housing the truckers. Mr. Bains said “no”.

Close Public Hearing – At 7:16 P. M. Mayor North closed the public hearing.

Actions:

Adopt Resolution 2021-041 Accepting the Kingsburg Planning Commission’s recommendation to initiate Annexation 2020-01 (Kamm-Bethel Northwest Reorganization), prezone the annexation territory of 14.59 acres from the county’s AE-20 district to Kingsburg’s CH (Highway Commercial) district and forward to the Fresno Local Agency Formation Commission.

A motion was made by Council Member Roman, seconded by Pursell, Jr., to Adopt Resolution No. 2021-041 as stated above. The motion carried by voice, four in favor, Council Member Palomar absent.

Adopt Resolution 2021-042 That the City Council pass Resolution 2021 - Accepting the Planning Commission's recommendation to approve General Plan Amendment 2020-01, "undesigned" to "highway commercial" for the properties subject to the annexation.

A motion was made by Council Member Pursell, Jr., seconded by Council Member Hurtado, to Adopt Resolution No. 2021-042 as stated above. The motion carried by voice vote, four in favor, Council Member Palomar absent.

Waive the first reading and introduce Ordinance No. 2021-001, An Ordinance of The City of Kingsburg accepting the Planning Commission's recommendation to add truck terminals and truck sales as conditional uses in the Highway Commercial Zone District and pass to a second reading on August 4, 2021, with the following recital constituting reading the title of the Ordinance:

"AN ORDINANCE OF THE CITY OF KINGSBURG AMENDING TITLE 17 - ZONING, OF THE KINGSBURG MUNICIPAL CODE, CHAPTER 17.40.040, HIGHWAY COMMERCIAL DISTRICT BY ADDING TRUCK TERMINALS AND TRUCK SALES TO THE CONDITIONAL USE LIST OF THE CH DISTRICT"

A motion was made by Council Member Hurtado, seconded by Council Member Pursell, Jr., to Waive the First Reading and Introduce Ordinance No. 2021-001 as stated above. The motion carried by voice vote, four in favor, Council Member Palomar absent.

Adopt Resolution 2021-043 Approving a Mitigated Negative Declaration and Mitigated Monitoring and Reporting Program (MMRP) for the Khalsa Truck Terminal

A motion was made by Council Member Hurtado, seconded by Council Member Roman, to adopt Resolution No. 2021-043 as stated above. The motion carried by voice vote, four in favor, Council Member Palomar absent.

PUBLIC HEARING – Community Development Block Grant Funds (CDBG) – Staff Report
prepared by City Engineer Dave Peters
Sponsor: Engineering Department

Open Public Hearing – Mayor North opened the Public Hearing at 7:19 P. M.

Presentation by City Engineer Dave Peters – Mr. Peters said that we are asking for approval of Mariposa Street 14th-18th as the designated project.

Council Discussion – Mayor North called for Council Discussion at 7:21 P. M. None

Open Public Comment – Mayor North opened for public comment at 7:21P. M. - None

Close Public Comment – Mayor North closed public comment at 7:21 P. M.

Continued Council Discussion - None

Close Public Hearing – At 7:21 P. M. Mayor North closed the Public Hearing

Adopt Resolution 2021-044 approving the Mariposa Street Reconstruction Project as the candidate project for the FY 2022-23 CDBG Program and authorizing the City Manager to sign and submit the application to the County of Fresno for consideration

A motion was made by Council Member Hurtado, seconded by Council Member Roman, to Adopt resolution 2021-044 as stated above. The motion carried by voice vote, four in favor, Council Member Palomar absent.

Economic Development Project Status and Sales Tax Collection Update - Report by Economic Development Consultant Jolene Polyack *Sponsor: Community Development Dept.*

Economic Development Consultant Jolene Polyack discussed multiple ongoing projects. Council discussed opening time for the Valley Health Team. Council Member Roman discussed the Swedish Mill property. She said that it is visual from the main way off the freeway, and it has gotten progressively worse. Council also talked about Agri-tourism.

Water Conservation and Incentive Discussion- Staff Report by City Manager Alexander Henderson. *Sponsor: City Manager's Office*

City Manager Alexander Henderson reviewed the background on ground water supply and our regional drought. He said that historically we have had reliable and sustainable water, with 7 wells. Wells are at 65 feet. We monitor monthly water usage. The last drought was 2014-2017 and the City Council adopted measures to reduce watering. He reviewed potential incentives for reducing water usage. Mayor North said that we have enough mandates and is not in favor of another one. Council Member Hurtado said that she is for incentives, the raffle entries from water conservation. We can use Dala Dollars. She would like to continue to discuss the drought in social media.

Lance Jackson, resident, said that he would like to see where we are at SKGSA. Ag wells are dropping fast. Would like the City to get this information out when the State can come and step in. He is worried about when there is no water to purchase for the SKGSA.

Danny De Ochoa, resident, stated that this drought is worse than 2015. He would like to capture water to put it back into the ground.

Julie Huckabee, resident, stated that water is a huge issue. We need dams, and not a bullet train

Crime Statistics Report for the Month of May and June 2021 and General Police Department Update- Crime Statistics Report prepared by Kingsburg Police Department Records Supervisor Corina Padilla. *Sponsor: Police Department*

Police Chief Neil Dadian highlighted the report mentioning the arrests in the shooting at Athwal Park. The victim has a positive attitude. He said that we will have an update soon on the triple shooting in April. He mentioned regional crime, truck enforcement on 18th Avenue, and reviewing a grant for body worn camera. Mayor North asked if the cameras are working for the Police Department? Chief

Dadian said yes, it is a robust system, and we will be adding more cameras. Mayor North asked about the license plate readers, is it needed? Chief said it is needed and he would like to add it as a benefit. It will be possible down the road. At this point we do not have the staff. Council Member Pursell, Jr. mentioned using the ARPA fund for hiring.

Council Reports and Staff Communications

Community Services Commission – Mayor North reported that they met on June 23rd. The Tri County Grants were all denied. Prop 68 grants - waiting to hear back. She discussed the current dog park and maybe moving to back to Erling Park. She also mentioned the dog chip.

Public Safety Committee - Haven't met.

Chamber of Commerce – Council Member Pursell, Jr. reported that they met last week. The 4th of July was successful.

Economic Development – Council Member Roman said that we had the update tonight.

Finance Committee – Council Member Pursell, Jr. reported that they haven't met.

Planning Commission – Mayor North reported that we heard part of it was tonight. They also heard a request for one year extension on a tentative tract map which they approved.

South Kings Groundwater Sustainability Agency Joint Powers Authority (SKGSA)- Council Member Hurtado reported that they haven't. Will meet in August.

Downtown Business Improvement District -Council Member Hurtado reported that they have not met.

Council of Governments (COG)- Council Member Roman reported that the Sierra and Bethel on ramps are back open. She recognized Jose Rivera for his boxing and his fight for water.

Council Member Reports – Council Member Hurtado reported that she met with Public Works Director Daniel Galvez to hear about his first year and the Public Work's needs. She also did a ride-along with Public Works and the Police Department and attended Mary Colby's retirement party. She plans to be at the Senior Center for their re-opening.

Mayor North reported that she reached out to KCAPS and the Chamber for their needs. She was on a Townhall Call with Congressman Valadao and spoke to Supervisor Mendes about school mask mandates.

Council Member Roman reported that she completed an online training and she got a look and to hear about what future store isa Bella Bridal.

City Manager's Report- City Manager Alexander Henderson reported that there is an ARPA Public Workshop next Wednesday at 6 P. M. They will be soliciting community feedback. Century Communities will start to be issued soon. The Afterschool Recreation Program is open. Registrations are being accepting right now.

Future Agenda Items:

City Manager Alexander Henderson stated that there will be a Presentation by Fresno LAFCo. Executive Director Dave Fey to hear a background about their activities.

8:41 P. M. - The Kingsburg City Council adjourns out of the Regular Calendar into Closed Session to discuss the following item(s):

**9.1 Public Employment: California Government Code Section 54957
Title: City Manager**

9:19 P. M. Council is Adjourned out of Closed Session into the Regular Kingsburg City Council Meeting and report out of Closed Session.

City Attorney Michael Noland said that there is nothing to report out.

9:19 P. M. Regular Kingsburg City Council Meeting Adjourned.

Abigail Palsgaard, City Clerk