

**KINGSBURG CITY COUNCIL  
REGULAR MEETING MINUTES  
MAY 20, 2020 – 6:00 P. M.**

**VIA TELECONFERENCE PURSUANT TO EXECUTIVE ORDER N-29-20 ISSUED BY GOVERNOR GAVIN NEWSOM. THE COUNCIL CHAMBER WAS CLOSED TO THE PUBLIC. PUBLIC WILL HAD THE OPTION TO CALL 1 (559) 207-3003 PASSCODE 5821 TO PROVIDE COMMENTS ON AGENDA ITEMS. WRITTEN COMMENTS WERE SUBMITTED BY MAIL OR EMAIL TO [APALSGAARD@CITYOFKINGSBURG-CA.GOV](mailto:APALSGAARD@CITYOFKINGSBURG-CA.GOV). THE CUT OFF FOR WRITTEN COMMENTS WAS 5/19/2020 at 4:30pm. THEY WERE NOT READ OUT LOUD.**

Invocation was given by Council Member Laura North.

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

**Call to Order and Roll Call** - At 6:00 P. M. the regular meeting of the Kingsburg City Council was called to order by Mayor Michelle Roman.

**Council Members Present via teleconference:** Vince Palomar, Jewel Hurtado, Laura North, Sherman Dix, and Mayor Michelle Roman.

**Staff Present via teleconference:** City Attorney Michael Noland and City Engineer Dave Peters.

**Staff Present in office:** City Manager Alexander Henderson, City Clerk Abigail Palsgaard, and Police Chief Neil Dadian.

**Public Comments:**

Mary Brandon, 14028 Madsen Avenue, stated that she would like Council to reconsider putting a bike trail on their property.

**Approve Agenda** - A motion was made by Council Member Hurtado, seconded by Council Member Palomar, to approve the Agenda, as published. The motion carried by unanimous roll call vote.

**Consent Calendar:** Council Member Dix asked that Item 4.7 be pulled for discussion. He then moved to approve Items 4.1 through 4.6 and Item No. 4.8. The motion was seconded by Council Member North and carried by unanimous roll call vote.

- 4.1 Approval of City Council Minutes:** Approve the minutes from the May 5, 2020 Regular City Council Meeting and the May 8, 2020 Special City Council Meeting, as prepared by City Clerk Abigail Palsgaard.
- 4.2 Check Register:** Ratify/approve payment of bills listed on the check register for the period April 30, 2020 through May 13, 2020 as prepared by Accounts Payable Clerk Grace Reyna.
- 4.3 Adopt Resolution No. 2020-028- Hash/Summerlyn Consent and Election to Annex Real Property to the Existing Community Facility District 2017-01** – Staff Report Prepared by City Clerk Abigail Palsgaard.

- 4.4 Adopt Resolution No. 2020-029- A Resolution Of The City Council Of The City Of Kingsburg, County Of Fresno, State Of California Initiating Proceedings For The Annual Levy And Collection Of Assessments For The City Assessment District No. 93-01 For Fiscal Year 2020/21 Pursuant To The Landscaping And Lighting Act Of 1972, Part 2 Of Division 15 Of The Streets And Highways Code And As Provided By Article Xiii D Of The California Constitution; And Ordering The Preparation Of An Engineer's Report In Connection Therewith-** Staff Report prepared by Finance Director Alma Colado
- 4.5 Adopt Resolution No. 2020-030- A Resolution Of The City Council Of The City Of Kingsburg, County Of Fresno, State Of California Preliminarily Approving The Report Of The Engineer In Connection With The Annual Levy Of And Collection Of Assessments For The City Assessment District No. 93-01 For Fiscal Year 2020/21, Pursuant To The Landscaping And Lighting Act Of 1972, Part 2 Of Division 15 Of The Streets And Highways Code And As Provided By Article Xiii D Of The California Constitution-** Staff Report prepared by Finance Director Alma Colado
- 4.6 Adopt Resolution No. 2020-031- A Resolution Of The City Council Of The City Of Kingsburg, County Of Fresno, State Of California Declaring Its Intention To Order The Annual Levy And Collection Of Assessment For The City Landscape Maintenance Assessment District No. 93-01 For Fiscal Year 2020/21 Pursuant To The Landscaping And Lighting Act Of 1972, Part 2 Of Division 15 Of The Streets And Highways Code And As Provided By Article Xiii D Of The California Constitution, And Appointing A Time And Place For Hearing Protests-** Staff Report prepared by Finance Director Alma Colado.
- 4.7 Pulled**
- 4.8 Partial Acceptance of Tract 6122 Improvements-** Including Partially accept infrastructure improvements related to Tract 6122, excluding pipeline and public space improvements, and authorize the City Engineer to file the Notice of Completion for the partially completed improvements. Authorize the reduction of security bonds to amounts determined by the City Engineer to be sufficient to complete unfinished public improvements. Authorize the Building Official to issue Certificates of Occupancies on completed homes in the subdivision.

**Pulled Consent Calendar Item No. 4.7 - Approve Alley Vacation Agreement as drafted by the City's legal counsel.** - Staff Report by City Manager Alexander Henderson.

Council Member Dix asked if the other property owner would get a part of the vacation and, what the regulations are. He asked if it will be blocked for vehicle but allow foot traffic? City Manager Alexander Henderson said that he would put up a fence and it would be private property.

A motion was made by Council Member Dix to approve pulled Consent Calendar Item No. 4.7. The motion was seconded by Council Member North and carried by unanimous roll call vote.

## **Regular Calendar**

### **Public Service Recognition Award Presentation – Lisa Delgado, Senior Center - Presentation by Mayor Michelle Roman**

On behalf of the City Council, Mayor Roman thanked Lisa for her service. Ms. Delgado is being recognized for her hard work she has given in keeping our vulnerable senior community fed with daily nutritious meals. Having dedicated individuals such as Ms. Delgado gives Kingsburg an invaluable asset, especially when it involves the quality of life for our residents.

She was nominated by her supervisor for several reasons, including your dedicated efforts to cook, package, and help deliver balanced meals to Kingsburg seniors in need. Thanks to her, volunteers, and staff, over 2,300 meals have been provided to local seniors since March 16, 2020. These efforts are especially notable during the COVID-19 pandemic. Not only does she help provide meals to seniors, she brightens their day with her warm and friendly attitude. Mayor Roman said the respect and love the seniors have for her is to be admired.

Lisa thanked all the food donors that make it possible and the community which makes it one team. Council Member Dix said that he would like to be able to give you this recognition in person, and thank you for all that you do. Council thanked Lisa.

### **PUBLIC HEARING TO CONSIDER VACATION OF KAMM AVENUE BETWEEN BETHEL AVENUE AND GOLDEN STATE BOULEVARD BY THE KINGSBURG CITY COUNCIL**

**Open Public Hearing** - 6:17 pm – No public wishing to be heard.

**Close Public Hearing** – 6:17 pm

A motion was made by Council Member Dix, seconded by Council Member Hurtado, to continue this item to the July 15, 2020 City Council meeting. The motion carried by unanimous roll call vote.

### **Coronavirus Disease 2019 (COVID-19) Update- Staff Report by City Manager Alexander Henderson**

City Manager Alexander Henderson reviewed his update on the Corvid 19 Pandemic. Kingsburg has 23 active cases. The Senior Center has been able to deliver over 140 meals a day. We have submitted our proposed uses for emergency CDBG funds. Fresno County has started its \$5,000 reimbursement for small businesses. Fresno County has submitted its plan for moving through Phase 2. The State made changes to the metrics which are favorable, updated benchmarks. The revised plan was submitted to the State yesterday. The State has been responsive. We are tentatively targeting June 1<sup>st</sup> for reopening of our public counters, playgrounds, and pool complex.

Council discussed when the play structures at parks will be open and if Council will have the final vote. Mr. Henderson said that it is a local decision and that he is meeting with Fresno County this Friday where he will ask to get specifics on opening playgrounds. Tentative opening is 6/1 and some soft opening next week. Staff reached out surround cities, some have much higher numbers of COVID cases. Clovis and Reedley are opening their parks and restrooms this week. Mr. Henderson said that we would prefer to hear Council input tonight and have some flexibility with guidance from the Fresno County Health Department. Council discussed how the community would like to see the parks open up and how green spaces have remained open.

Council discussed how other green spaces are opening around the Kingsburg area and that the individual should have the decision if they want to let their kids play at the park. Council discussed being concerned that we are opening the parks too soon. Staff said we can use the disinfectant defogger on play structures, but we would only be able to do it once a week. We would put up signage about how often we disinfect.

Council discussed if we need to follow the same guidelines as businesses and if we are going to put up signage when we open and what are our liabilities. City Manager Henderson said that cities are indemnified from injuries at parks. City Attorney Michael Noland said that we would need to do signage and train lifeguards at the pool. At the pool we would have the responsibility to have social distancing. He said that the City does not monitor parks so it would be up to the citizens. We have no liability at parks if we make a good faith effort to have people comply. He said that Council is looking at a resolution specifically stating you are not going to enforce. If you are looking into this issue, you must take into consideration what you are saying in the resolution.

Council discussed the business check list and directed staff to send it to all the businesses in town.

Council asked about requiring masks and hand sanitizer. City Manager Alexander Henderson stated that it is not mandatory. Council discussed how two months in people know the safety protocol of washing hands, sanitizing and wearing masks if they choose in public.

Council discussed waiting to see what the County says about high touch play structures and bathrooms.

Council discussed outdoor dining options for restaurants and reviewed what other cities are doing to assist businesses. The Economic Development Committee is going to discuss and will bring something back to Council. Council discussed allocating funds to help assist in outdoor spaces.

**Public Comment:**

Jenn Guerra, resident and business owner, stated that she thinks it would be hard to social distance in a bathroom, playground, or a pool. She thinks it is important to uphold State guidelines.

City Attorney Noland said the resolution before them is not binding if council feels that different measures need to be taken. He stated that you can issue new Executive Orders.

A motion was made by Council Member Palomar to approve City of Kingsburg Resolution No. 2020-032, a Resolution of the City Council of the City of Kingsburg clarifying the City's roles and responsibilities under the Governor's Stay At Home Order and clarifying the City's enforcement responsibilities related thereto. The motion was seconded by Council Member North and carried by unanimous roll call vote.

**Crime Statistics Report for the Month of April 2020 and General Police Department Update-**  
Report prepared by Kingsburg Police Department Records Supervisor Corina Padilla.

Police Chief Neil Dadian summarized the report stating that crime is down, and training has slowed due to COVID restrictions. He thanked the Community, Council and City Manager. Council asked to have the number of complaints for social distancing included in his monthly report. Chief Dadian said he would be happy to provide. He said that he is aware of only one other report. Council thanked Chief Dadian, stating that they are glad to hear crime is down.

## **Council Reports and Staff Communications**

**Community Services Commission-** Council Member North reported that they have not met.

**Public Safety Committee-** Council Member Palomar reported that they have not met.

**Chamber of Commerce** – Council Member Hurtado reported that they met last week. Summer Band Concerts and 4<sup>th</sup> of July Celebration have been canceled. They are hopeful that in September they will be able to have the Crawfish Festival and incorporate all the festivals that we have missed. They also discussed the proposed BID.

**Economic Development Committee** – Council Member Dix reported that it has not met.

**Finance Committee** – Council Member Dix reported that it has not met.

**Planning Commission** – City Manager Alexander Henderson reported that they approved a continuation of an already approved map.

**South Kings Groundwater Sustainability Agency Joint Powers Authority (SKGSA)-** Council Member Dix reported that it has not met.

**City Manager's Report-** Mr. Henderson reported that a grading permit has been approved for the Adventist Health project and a plan check for the Grocery Outlet. Linnea Villas is moving forward with realigning Madsen Avenue. Hotel Stone has turned in new plans and, hopefully, can start site work. Measure E Oversight Committee met last night with expenditure plans. Oversight committee certified that the funds are only used for public safety uses. Mayor Roman asked if they could move the fence at Adventist so people can see the Wayfinding sign.

### **Other Business that may come properly before the City Council**

Council Member Dix stated that he would like more information concerning Mary Brandon's public comment. He said that it is extremely impactful to their property. He would like to understand what type of outreach we did before this. He can relate to why they are upset. Council Member North said that she would like more information too. It is County not City. Council Member Dix said that he is concerned that property owners get proper outreach. The 18<sup>th</sup> Avenue project is separate and is in the City right-of-way. The Madsen is in the County. There have been ongoing communications between the Brandons and the 3<sup>rd</sup> party right-of way. If we did get right-of-way, they would be compensated by it. In the next couple weeks, we will bring it back. Nothing is set, it is a negotiation.

### **Future Agenda Items**

Council Member Hurtado brought up outdoor handwashing stations. Promote handwashing but not have to open bathrooms. She would like to bring this to Council to explore the idea and how to get funding. Council Member Dix said that it is a good idea but would depend on cost. Council Member Hurtado said that we have been talking to the Healthcare District for funding. Council gave direction to bring it forward.

**Adjourn**– At 7:36pm Mayor Roman adjourned the Regular Kingsburg City Council Meeting.

Submitted by:

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Abigail Palsgaard, City Clerk