



MINUTES OF A REGULAR MEETING OF THE SANGER CITY COUNCIL

January 23, 2019
6:00 P.M.
Council Chamber
1700 7th Street
Sanger, California 93657

A. CALL TO ORDER

The Council called their meeting to order at 6:03 PM.

B. OPENING CEREMONIES

The invocation was offered by Pastor Paul Canaday.

The flag salute was led by Mayor Gonzalez.

Roll Call

Present: Mayor Gonzalez, Council Members Eli Onitveros and Humberto Garza

Absent: Mayor Pro Tem Martinez

C. CEREMONIAL MATTERS

1. Oath of Office acknowledged to newly appointed Council Member Esmeralda Hurtado.

City Manager Tim Chapa administered the oath of office to Council Member Hurtado.

Mayor Gonzalez called for a recess at [6:07:20 PM](#).

Mayor Pro Tem Martinez arrived at approximately 6:10 PM.

D. AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

The Council by motion of Council Member Ontiveros moved item H-1 to immediately follow item D and approved the agenda as presented. The motion was seconded by Mayor Pro Tem Martinez and approved by the following vote.

AYES: GONZALEZ, MARTINEZ, ONTIVEROS, GARZA, HURTADO
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

H. PUBLIC HEARING

1. SUBJECT: TABLED - General Plan Amendment, Land use Designation, and Zoning Amendment.

The Council held a public hearing to discuss implementation of Housing Element Requirements and take action as follows: 1) adopt Resolution No. 2019-03 adopting Mitigated Negative Declaration; 2) adopt Resolution No. 2019-04 approving General Plan Amendment No. 2018-01 amending Certain Land Use Designations to Residential High Density; and 3) Introduce Ordinance No. 2019-01 amending the Official Zone Map by Reclassifying Certain Zone District Designations to Medium Density Multifamily Residential.

Mayor Gonzalez requested City Attorney Hilda Cantu Montoy to first go over the rules and procedures and then called the Public Hearing to order.

Community Development Director Tom Navarro presented on the item.

Public comment:

Vincent Wall, a member of the Planning Commission, provided comment that he voted no on the plan and feels that it is not a fair plan for the City.

Unnamed resident provided comment that the item should be tabled and taken back to the Planning Commission.

Resident Adrian Villareal requested that Council reject the Resolution and take it back to the Planning Commission.

Johnny Perez, Chairman of the apologized for closing the Public Hearing too early at the Planning Commission Meeting.

Resident Sandra Barb requested clarification on why the map she viewed online does not match what was being shown on the PowerPoint.

Tom Navarro reported that the maps provided on the PowerPoint were used in order to provide some clarity.

Resident Kevin Carter feels the problem is with the State of California.

Resident Jaime Garza reminded the Council that the residents have been requesting affordable housing for quite some time. He also provided comment on how there should be a workshop held for residents who have questions.

Unnamed resident provided comment that this is a bad plan and the lower income housing is being banished to the Southern part of the City.

Resident Kristi Shultz provided comment on the quality and timing of the map that she received in the mail.

Resident by the name of Andrew questioned why Sanger Unified is not involved so that they can help with where to place the communities because it impacts the schools.

Resident Ed Paz provided comment on the notice that was sent out to residents.

Unnamed resident provided comment that due to the lower income housing he does not want to see that type of environment in Sanger.

Resident Osvaldo Vera provided comment on the crime that may result.

Lupe Valaderaz expressed concern on the amount of jobs available if more people are being brought to Sanger due to the development of the lower income housing.

Unnamed resident questioned that if there is no fiscal impact then how is it defined. He also questioned on how it will impact the infrastructure of the City.

Resident Griselda Vallejo provided comment that she feels let down due to recently moving to Sanger and the impact the development will make on the value of her property.

Resident and business Debbie Sanders expressed her disappointment with what is going on with Circle Drive. She also provided comment that so much more needs to be done before the City addresses the affordable housing.

Resident Dave Solenta gave Mr. Ed Paz his three minutes.

Ed Paz provided comment on the environmental and fiscal impact of the plan.

The City Council by motion of tabled the item to be sent back to the Planning Commission. The motion was seconded by Council Member Martinez and approved by the following vote:

AYES:	GONZALEZ, MARTINEZ, ONTIVEROS, GARZA, HURTADO
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

E. PRESENTATIONS

1. Presentation of the new Public Works Vector truck.
2. Don Anderson gave a presentation regarding having a medical cannabis dispensary in Sanger.

Public comment:

Vincent Wall asked the City Council to consider the proposal.

Melissa, a registered nurse, provided comment on how the treatment referenced in the presentation has greatly helped her nephew.

Johnny Perez asked Mayor Gonzalez to ask the presenters if the medications benefit Veterans.

Don Anderson reported that they do have adult patients and a number of them are Veterans.

Mr. Valaderez asked if it is FDA approved and how many Doctors approve it.

Resident Donna Bailey provided comment that they should go to the East end of Fresno and how it will still be close to Sanger. She feels that Sanger would open a door that shouldn't be opened.

Unnamed audience member provided comment that the product presented is pure. She rather give that to her son than something chemically made.

Dr. Stein, a pediatrician, provided comment that he does the consultations for the patients who currently use the product. He provided comment on the successes he has seen for patients who have used medical cannabis.

Oswaldo Vera commented that this is a door that should not be open.

Unnamed audience member commented that since she has started her son on the medication, he has had a better quality of life.

Steve Warden questioned if any clinical trials have been reviewed.

Don Anderson reported that there are some clinical trials from other countries, but not from the United States.

Pat provided comment that she was referred to Dr. Stein and her daughter has been seizure free for almost a year.

Resident named Natalie urged the Council to allow the Doctors to open a clinic.

Unnamed resident asked if the agreement is going to open up to all dispensaries or just to them.

City Attorney Hilda Cantu Montoy reported that she does not believe it can be limited to just one.

Jaime Garza commended Mayor Gonzalez for bring the topic up.

Mariah commented that the medication has saved her life and also helped patients she has administered it to.

Shawn Hunt, a nurse practitioner for Don Anderson, provided comment that Sanger is a central location to help patients.

Unnamed audience member does not see the harm in the medication and there are benefits to it.

Unnamed audience member commented that her son has overcome a lot due to using the medication.

3. City Engineer Josh Rogers provided an update regarding the Capital Improvement Program.

Public comment:

Vincent Wall asked if the City can recommend that the Josh Rogers work with Senior Planner David Brletic to see how much this will increase traffic.

Ed Paz questioned the location on Bethel and if it was from Rotary Field all the way to Jensen and does that include, curb, gutter and sidewalk.

4. Development Director Tom Navarro provided an update regarding future business activity at the Kings River Technology Park.

Public comment:

Vincent Wall provided comment on breaking up the five acres and allow mix use.

F. PUBLIC FORUM

Resident Isabel Luna commented on the road condition of Annadale Ave.

G. CONSENT CALENDAR

The Council by motion of Council Member Ontiveros pulled Item G-10 and approved the following items on the Consent Calendar:

1. SUBJECT: APPROVED - Minutes of the Regular Meeting held on January 3, 2019.
2. SUBJECT: APPROVED - Warrants including Check Nos. 77758 through 77865.

3. **SUBJECT:** APPROVED - Payroll including Direct Deposit Nos. 46391 through 46509; Payroll Check Nos. 56815 through 56830; and Benefit Check Nos. 1444 through 1447.
4. **SUBJECT:** APPROVED - Final Acceptance – Reconstruction of Hume Drive, Forest Lane, and Eastwood Avenue.
The City Council accepted the work for the reconstruction of Hume Drive, Forest Lane and Eastwood Avenue in the amount of \$361,864.49; authorized recordation of the Notice of Completion with the Fresno County Recorder; and authorized payment of 5% retention in the amount of \$18,093.22 to AJ Excavation, Inc., upon expiration of the 35-day lien period.
5. **SUBJECT:** APPROVED - Acceptance of Pet Smart Grant.
The City Council: approved Resolution No. 2019-02 accepting a grant from the Pet Smart Corporation; authorized the City Manager or designee to execute all pertinent contracts/agreements; and approved a budget adjustment for receipt and expenditure of grant funds.
6. **SUBJECT:** APPROVED - Out of State Travel – Mayor Gonzalez.
The City Council authorized out of state travel for Mayor Gonzalez to attend the Fresno COG One Voice D.C. trip from May 4 – 9, 2019.
7. **SUBJECT:** APPROVED - Out of State Travel – City Clerk/Deputy Personnel Officer.
The City Council authorized out of state travel for the City Clerk/Deputy Personnel Officer to attend the National Public Employer Labor Relations Association (NPELRA) Annual Training Conference in Scottsdale, Arizona, from April 7 – 11, 2019.
8. **SUBJECT:** APPROVED - Out of State Travel – Fire Chief.
The City Council authorized out of state travel for the Fire Chief to attend the National Fire Academy in Emmitsburg, Maryland, from March 17 – 29, 2019.
9. **SUBJECT:** APPROVED - Out of State Travel – Fire Ambulance Biller and Administrative Secretary.
The City Council authorized out of state travel for the Fire Department Ambulance Biller and Administrative Secretary to attend the National Conference on Ambulance Revenue Cycle, Management and Compliance (abc360) in Las Vegas Nevada, from March 5 – 7, 2019.
11. **SUBJECT:** APPROVED - Appointment to the Citizen’s Oversight Committee– Measure S.
The City Council appointed Michael Montelongo to fill the vacancy on the Citizen’s Oversight Committee resulting from the resignation of James Miser.

10. SUBJECT: APPROVED - Measure S Compliance Examination.

The City Council by motion of Council Member Garza awarded the Measure S Compliance Examination to Harshwal & Company LLP CPAs and approve a budget amendment in the amount of \$20,140.00. The motion was seconded by Council Member Ontiveros and approved by the following vote:

AYES: GONZALEZ, MARTINEZ, ONTIVEROS, GARZA, HURTADO
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

H. PUBLIC HEARING

2. SUBJECT: CDBG Public Meeting.

The Council held a public hearing to discuss the topic of possible future CDBG funds, review potential projects identified from previous community meetings and outreach events, and receive any written or verbal comments.

Public comment:

Vincent Wall suggested a study to determine what the City can do to bring in business.

Mr. Warden suggested reaching out to Sanger Unified or Fresno State to see about getting a summer intern to help.

Mayor Gonzalez closed the Public Hearing.

I. DEPARTMENT REPORTS

The Council by motion of Council Member Garza voted to proceed with the meeting after 10:00PM and carry items I-1 and I-4 to the following City Council Meeting. The motion was seconded by Council Member Ontiveros and approved by the following vote:

AYES: GONZALEZ, MARTINEZ, ONTIVEROS, GARZA, HURTADO
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

1. SUBJECT: TABLED - Assignment of Sanger's Elected Officials to serve as Representatives on Member Boards, Committees, and Commissions.
RECOMMENDATION: That the City Council determine assignments to serve as representatives on various boards, committees and commissions.
2. SUBJECT: APPROVED - Sanger Veterans Memorial Plaza.

Public comment:

Vincent Wall suggested for the City Council to wait on installing the playground until there is money for coverings over the equipment and a water fountain.

The Council by motion of Mayor Pro Tem Martinez awarded the contract for the project to Steve Dovali Construction, Inc., 8461 E. Olive Avenue, Fresno, CA 93737, in the

amount of \$590,772.20; approved a construction contingency for change orders in the amount of \$59,077 (10%) for this project; and authorized the City Manager to execute the contract documents on behalf of the City. The motion was seconded by Council Member Garza and approved by the following vote:

AYES: GONZALEZ, MARTINEZ, ONTIVEROS, GARZA, HURTADO
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

3. SUBJECT: APPROVED - Standards of Cover and Community Risk Assessment Document.

Public comment:

Vincent Wall questioned if the study includes a comprehensive review of our fire needs and what is the most cost effective way to deliver those needs to Sanger.

The Council by motion of Council Member Garza That awarded the request for proposal from Fitch and Associates to perform consulting services for a Standards of Cover and Community Risk Assessment document in the amount of \$39,936 and authorized the City Manager to execute the necessary documents on behalf of the City. The motion was seconded by Mayor Pro Tem Martinez and approved by the following vote:

AYES: GONZALEZ, MARTINEZ, ONTIVEROS, GARZA, HURTADO
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

4. SUBJECT: TABLELD - Mid-Year Budget Review.
RECOMMENDATION: That the City Council approve Resolution No. 2019-05 amending the fiscal year 2018-19 adopted budget.

J. CITY MANAGER/STAFF COMMUNICATION

City Manager Tim Chapa did not have anything to report.

K. MATTERS INITIATED BY CITY COUNCIL MEMBERS

Mayor Pro Tem Martinez welcomed new Council Member Esmeralda Hurtado. He also wanted to share that the Air district approved a grant for Fire Trucks and it is something that the Fire Department can look into.

Mayor Pro Tem Martinez also shared that The League of Cities was a great opportunity and he was appointed to the Governance Transparency and Labor Relations Policy Committee where they learned about CalPERs.

Council Member Ontiveros requested to bring back the cannabis ordinance as an actual item and gave a notice about a utility pole near WAMS that is leaning.

Council Member Garza did not have anything to report.

Council Member Hurtado did not have anything to report.

The Council by motion of Council Member Ontiveros agreed to Mayor Gonzalez's requested to bring back the proposal to change the ordinance for restrictions on medical marijuana. The motion was seconded by Council Member Garza and approved by the following vote:

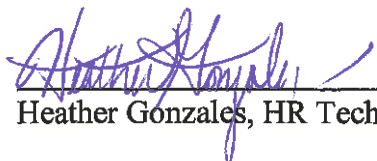
AYES: GONZALEZ, MARTINEZ, ONTIVEROS, GARZA, HURTADO
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

Mayor Gonzalez reported that it was brought up to him that there is not enough lighting at the crosswalk on Jensen near the Fire Department and would like someone to please check it out.

L. ADJOURNMENT

Being no further business the Council adjourned their meeting at [10:20:37 PM](#)

ATTEST:



Heather Gonzales, HR Technician