



AVAILABLE FOR REVIEW 72 HOURS  
PRIOR TO THE CITY COUNCIL MEETING  
AT THE SANGER LIBRARY, CITY CLERK'S  
OFFICE AND THE SANGER CITY HALL  
LOBBY.

# AGENDA

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SANGER CITY COUNCIL  
REGULAR MEETING  
COUNCIL CHAMBERS

August 20, 2009

**PLEASE NOTE: REGULAR SESSION BEGINS AT 6:00 PM**

**Prior to action by the Council on any item on this agenda, the public may comment on that item.**

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**ALL MEETING ATTENDEES ARE ADVISED THAT ALL PAGERS, CELLULAR TELEPHONES AND ANY OTHER COMMUNICATION DEVICES SHOULD BE POWERED OFF UPON ENTERING THE COUNCIL CHAMBERS, AS THESE DEVICES INTERFERE WITH OUR AUDIO EQUIPMENT.**

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**5:15 P.M.     PUBLIC FORUM**

(THIS PORTION OF THE MEETING IS RESERVED FOR PERSONS DESIRING TO ADDRESS THE COUNCIL ON AN ITEM WHICH IS TO BE CONSIDERED DURING CLOSED SESSION. SPEAKERS MUST IDENTIFY THEMSELVES. SPEAKERS SHOULD LIMIT THEIR COMMENTS TO FIVE (5) MINUTES)

**CLOSED SESSION**

1. Pursuant to Government Code Section 54957.6  
Conference with Labor Negotiator  
Agency Representative: Interim City Manager White  
Employee Organizations: Local 39, Police Association, Fire Association
2. Pursuant to Government Code Section 54956.9 (b)  
Conference with Legal Counsel - Anticipated Litigation  
1 potential case

ANY WRITINGS OR DOCUMENTS PROVIDED TO A MAJORITY OF THE CITY COUNCIL LESS THAN 72 HOURS PRIOR TO A REGULAR MEETING REGARDING ANY ITEM ON THIS AGENDA WILL BE MADE AVAILABLE FOR PUBLIC INSPECTION, DURING NORMAL BUSINESS HOURS, AT THE CITY CLERK'S OFFICE & CITY HALL LOBBY LOCATED AT 1700 7TH STREET AND SANGER LIBRARY 1812 7TH STREET, SANGER, CA 93657. THE DOCUMENTS ARE ALSO AVAILABLE ON THE CITY'S WEBSITE, WWW.CI.SANGER.CA.US.

3. Pursuant to Government Code Section 54956.9  
Conference with Legal Counsel - Existing Litigation, Builder's Capital v  
City of Sanger, Fresno County Superior Court Case No. 08 CECG04323

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

**A. OPENING CEREMONIES**

Invocation - Pastor Gary Duran of the Family Worship Center Church  
Flag Salute  
Roll Call

**B. AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS (Action)**

**C. PUBLIC FORUM**

**(THIS PORTION OF THE MEETING IS RESERVED FOR PERSONS SPECIFICALLY LISTED ON THE AGENDA DESIRING TO ADDRESS THE COUNCIL ON ANY MATTER NOT OTHERWISE ON THE AGENDA AND WITHIN THE JURISDICTION OF THE CITY COUNCIL. SPEAKERS SHALL ADDRESS ALL COMMENTS TO THE MAYOR AND THE COUNCIL AS A BODY AND NOT TO ANY PARTICULAR COUNCILMEMBER OR MEMBER OF THE STAFF. SPEAKERS SHOULD LIMIT THEIR COMMENTS TO FIVE (5) MINUTES.)**

1. Frank Franco - Central Valley Veterans Stand Down

**D. CONSENT CALENDAR**

(Matters listed under the consent calendar are considered routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, a member of the audience or a Councilmember may request an item be removed from the Consent Calendar and it will be considered separately.)

1. SUBJECT: Approval of Warrant & Payroll Registers  
RECOMMENDATION: Approve.
2. SUBJECT: Minutes for the August 6, 2009 Meeting  
RECOMMENDATION: Approve.

3. SUBJECT: Treasurer's Report  
RECOMMENDATION: That the City Council accept the Treasurer's Report for the period ending June 30, 2009.
4. SUBJECT: Annual Review of Investment Policy  
RECOMMENDATION: That the City Council approve the City of Sanger's Statement of Investment Policy.
5. SUBJECT: Acceptance of JAG Grant Award \$47,503.00  
RECOMMENDATION: That the City Council accept the JAG Grant Award check in the amount of \$47,503.00.
6. SUBJECT: Acceptance of \$500.00 from the Fresno County District Attorney's Office  
RECOMMENDATION: That the City Council accept the check in the amount of \$500.00 from the Fresno County District Attorney's Office.
7. SUBJECT: Sam's Club Foundation Community Grant  
RECOMMENDATION: That the City Council accept a \$1,000.00 community grant (donation) from the Sam's Club Foundation.

E. DEPARTMENT REPORTS

City Manager's Department

1. SUBJECT: Approve a Budget Amendment for Recreation Programs  
RECOMMENDATION: That the City Council approve Resolution No. 4164, a resolution approving a 2009-10 budget amendment providing an additional appropriation of \$12,203.42 to fund recreation programs.
2. SUBJECT: Approve Addendum No. 2 to the Memorandum of Understanding for the Sanger Firefighters Association  
RECOMMENDATION: That the City Council approve Addendum No. 2 to the Memorandum of Understanding (MOU) for the Sanger Firefighters Association and authorize the Interim City Manager to sign the MOU on behalf of the City.

Administrative Services Department

3. SUBJECT: PERS Employer Paid Member Contributions Resolution  
RECOMMENDATION: That the City Council approve Resolution No. 4165, for paying and reporting the value of employer paid member contributions.

4. SUBJECT: Measure S Ten Year Expenditure Plan for FY 2009-2010  
RECOMMENDATION: That the City Council approve the revised Ten Year Expenditure Plan for Measure S funds for the Fiscal Year 2009-2010.

Development Services Department

5. SUBJECT: Refund of Traffic Impact Fees  
RECOMMENDATION: That the City Council approve the refund of Traffic Impact Fees paid by Village Properties in association with development of the Walgreen's Pharmacy at Bethel and Jensen Avenue, and Phase II of their project to be built south of Walgreen's on Bethel Avenue.

City Engineer's Department

6. SUBJECT: Acceptance of Grant Deed - Additional Right-of-Way at Southeast Corner of Academy and Florence Avenues - Apostolic Assembly of the Faith in Christ Jesus, Inc.  
RECOMMENDATION: That the City Council accept the Grant Deed from Apostolic Assembly of the Faith in Christ Jesus, Inc. for additional right-of-way at the southeast corner of Academy and Florence Avenues.
7. SUBJECT: Approval - Amendment No. 3 to Agreement with Fresno County Transportation Authority for the Sanger Portion of the Academy Avenue Widening Project  
RECOMMENDATION: That the City Council: 1) Approve Amendment No. 3 to the agreement with Fresno County Transportation Authority regarding right-of-way acquisition for the Sanger portion of Academy Avenue Widening Project; and 2) Authorize the Mayor to sign the agreement on behalf of the City.
8. SUBJECT: Reimbursement of Development Impact Funds for Oversize Water and Storm Drainage Improvements - Corlin Commercial, LLC  
RECOMMENDATION: That the City Council: 1) Approve the reimbursement to Corlin Commercial, LLC in the amount of \$9,500 from the Water Development Impact Fee Fund for extension of water main at 2517 Jensen Avenue; 2) Approve the Reimbursement Agreement with Corlin Commercial, LLC in the amount of \$104,488.72 from the Storm Drain Development Impact Fee Fund for extension of storm drain improvements at 2517 Jensen Avenue; and 3) Authorize the Interim City Manager to sign the Storm Drain Reimbursement Agreement on behalf of the City.

Police Department

9. SUBJECT: Disposal of Surplus Property  
RECOMMENDATION: That the City Council allow the Sanger Police Department to sell a 2004 BMW motorcycle VIN #WB10499A84ZE91469 to the Reedley Police Department for \$6,000.00 as equipped; and purchase a 2009 BMW motorcycle as a replacement.

City Council

10. SUBJECT: Review and Discuss the Ad Hoc Committee's Recommended Responses to the 2008-2009 Final Grand Jury Report  
RECOMMENDATION: Adoption of the City Council's response to the 2008-2009 Final Grand Jury Report, and direct that they be transmitted to the presiding judge of the Fresno County Superior Court.

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SANGER REDEVELOPMENT AGENCY  
AGENDA

1. ROLL CALL

2. CONSENT CALENDAR

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- a. SUBJECT: Minutes for August 6, 2009 Meeting  
RECOMMENDATION: Approve.

3. DEPARTMENT REPORTS

- a. SUBJECT: Acceptance of Conveyance of Properties from Avalon Communities, LLC to the Redevelopment Agency of the City of Sanger in Settlement of the Disputed Matter  
RECOMMENDATION: That the Sanger Redevelopment Agency Board adopt Resolution No. 09-05, accepting the conveyance of real properties identified as Assessor Parcel Numbers 325-090-07 and 325-030-03 and Fifteen Thousand Dollars (\$15,000.00) from Avalon Communities, LLC, a California limited liability company ("Avalon") to the Redevelopment Agency of the City of Sanger, a Public Body, Corporate and Politic ("Agency") and the City of Sanger, a municipal corporation ("City"), in compliance with the terms of the Settlement Agreement, and authorize the City Clerk to sign the Certificate of Acceptance and authorize the Agency Board Chairman to sign the Substitution of Trustee document on behalf of the Agency.

4. ADJOURNMENT

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F. PUBLIC FORUM

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G. CITY MANAGER/STAFF COMMUNICATION

H. MATTERS INITIATED BY CITY COUNCILMEMBERS

**(THIS PORTION OF THE MEETING IS RESERVED FOR COUNCILMEMBERS TO INITIATE NEW MATTERS AND TO REQUEST UPDATES AND/OR STATUS ON EXISTING MATTERS. UNDER THIS SECTION, THE COUNCIL MAY ALSO TAKE ACTION ON ANY ITEMS SPECIFICALLY AGENDIZED.)**

Mayor Villarreal

1. SUBJECT: Update on City Manager Recruitment/Selection/Hire  
RECOMMENDATION: Discussion and direction to staff.

I. ADJOURNMENT

In compliance with the Americans with Disabilities Act (ADA), if you need special assistance to participate at this meeting, please contact Barbara Mergan, City Clerk at 559/876-6300 Ext 1350. Notification of 48 hours prior to the meeting will enable the City Clerk to make reasonable arrangements to ensure accessibility to this meeting. Pursuant to the ADA, the meeting room is accessible to the physically disabled.