MINUTES OF THE REGULAR MEETING AND SPECIAL MEETING OF THE SANGER CITY COUNCIL

January 16, 2014
6:00 P.M.
Council Chambers

A regular meeting and a special meeting of the Sanger City Council was held on Thursday, January 16, 2014 at 6:00 p.m. in the Council Chambers.

The regular meeting and special meeting were called to order at 6:02:37 PM.

Councilmembers Present: Mitchell, Nielson, Cantu, Pacheco
Councilmembers Absent: Ontiveros

A. PUBLIC FORUM

None.

B. CLOSED SESSION

The Council went into closed session:

Regular Meeting

1. Pursuant to Government Code Section 54957.6
   Conference with Labor Negotiators
   Agency Representatives: City Manager Brian Haddix, City Attorney Jenell Van Bindsbergen, Labor Negotiator Shelline Bennett, Finance Director Debby Sultan, City Clerk Becky Hernandez
   Employee Organizations: All Bargaining Groups

2. Pursuant to Government Code Section 54956.95
   Liability Claims
   Claimant: Jose Garcia
   Agency Claimed Against: City of Sanger

3. Pursuant to Government Code Section 54956.9 (d) (1)
   Conference with Legal Counsel – Existing Litigation
   Consolidated Irrigation District v. City of Sanger
   Fresno Superior Court Case No. 13CECG03007

Special Meeting

1. Pursuant to Government Code Section 54956.9
   Conference with Legal Counsel - Anticipated Litigation
   Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 54956.9
   1 Potential Case

Councilmember Ontiveros arrived at 6:30 p.m. and went into closed session.

The Council reconvened their regular meeting 7:03:13 PM.

C. OPENING CEREMONIES

The invocation was led by Pastor Don Hamilton.

The flag salute was led by Councilmember Tony Pacheco.

Roll Call:

Present: MITCHELL, NIELSON, ONTIVEROS, CANTU, PACHECO

D. CITY ATTORNEY REPORT FROM CLOSED SESSION

City Attorney Jenell Van Bindsbergen announced that the Council by motion of Councilmember Pacheco rejected the claim by Jose Garcia. The motion was seconded by Mayor Mitchell and approved by the following vote:

AYES: MITCHELL, NIELSON, ONTIVEROS, CANTU, PACHECO
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

E. AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

The Council by motion of Councilmember Ontiveros approved the agenda as presented. The motion was seconded by Councilmember Cantu and unanimously approved.

F. CEREMONIAL MATTERS

The Council recognized:

1. PG&E for providing a $2,000 grant used for Downtown landscaping.
2. Just Print! for their dedication and commitment to the Sanger community.

G. PRESENTATION FROM THE FRESNO COUNTY MENTAL HEALTH BOARD SPEAKER'S BUREAU

Anna Allen made a presentation about the stigma of mental health.

H. PUBLIC FORUM

Public comment was received from Henry Provost.

I. CONSENT CALENDAR

The Council by motion of Councilmember Ontiveros approved Items I-2 through I-6 on the consent calendar:

2. SUBJECT: APPROVED - Minutes of the Regular City Council Meeting of January 2, 2014

3. SUBJECT: REVIEWED - Financial Reports including General Fund Enterprise Funds and Measure S – November 30, 2013.

4. SUBJECT: ACCEPTED - Treasurer's Report – December 31, 2013

5. SUBJECT: APPROVED - Purchase of Personal Protective Equipment
The City Council approved the expenditure of Measure "S" funds in the amount of $48,812.71 for the purchase of twenty-one (21) sets of personal protective firefighting clothing (turnouts) from Cascade Fire Equipment.

6. SUBJECT: APPROVED - Final Acceptance – Reconstruction of Hill Avenue/3rd Street/ O Street/Church Avenue
The City Council: 1) accepted the work for Reconstruction of Hill Avenue, 3rd Street, O Street and Church Avenue in the amount of $995,662.84; 2) approved Contract Change Orders No. 1 and 2 in the amounts of $12,500.00 and $20,199.13 respectively; 3) authorized recordation of the Notice of Completion with Fresno County Recorder; and 4) authorized payment of 5% retention in the amount of $49,783.14 to R.J. Berry, Jr., Inc., upon expiration of the 35 day lien period.

The motion was seconded by Mayor Pro Tem Nielson and unanimously approved.

After separate discussion, the Council by motion of Mayor Pro Tem Nielson approved Item I-1 on the consent calendar:

1. SUBJECT: REVIEWED - Monthly Warrants

The motion was seconded by Councilmember Ontiveros and unanimously approved.

J. DEPARTMENT REPORTS

1. SUBJECT: 2014/2015 Budget Calendar
RECOMMENDATION: That the City Council approve the attached 2014/2015 budget calendar.

The Council by motion of Councilmember Ontiveros approved the 2014/2015 budget calendar as presented. The motion was seconded by Councilmember Cantu and unanimously approved.

2. SUBJECT: ASK Sanger Update
RECOMMENDATION: Informational item only.

Executive Assistant to the City Manager Kristina Chamberlin provided an update to the Council on the ASK Sanger project.

Mayor Mitchell left the dais at 7:30:40 PM

Mayor Mitchell returned to the dais at 7:33:50 PM

3. SUBJECT: Budget Amendment for the Fire Department
RECOMMENDATION: That the City Council approve the budget amendment request to accommodate the increase in revenues within the Fire Department.

The Council by motion of Mayor Pro Tem Nielson approved the budget amendment request to accommodate the increase in revenues within the Fire Department. The motion was seconded by Councilmember Ontiveros and unanimously approved.

The Council called for a recess at 7:42:42 PM.

The Council reconvened their meeting at 7:52:34 PM.

4. SUBJECT: Application for Funding – Bureau of Reclamation WaterSMART Program City of Sanger Groundwater Recharge Project
RECOMMENDATION: That the City Council: 1) authorize Staff to submit an application for funding to the Bureau of Reclamation to fund a groundwater recharge project; and 2) adopt Resolution No. 4452, which states the authority given to Staff to submit the application on behalf of the City, demonstrates the capability of the applicant to provide the required matching funds and documents the intent of the City of Sanger to work with the Bureau of Reclamation to meet established deadlines for entering into a cooperative agreement.

The Council by motion by Councilmember Cantu authorized Staff to submit an application for funding to the Bureau of Reclamation to fund a groundwater recharge project; and 2) adopted Resolution No. 4452, which states the authority given to Staff to submit the application on behalf of the City, demonstrates the capability of the applicant to provide the required matching funds and documents the intent of the City of Sanger to work with the Bureau of Reclamation to meet established deadlines for entering into a cooperative agreement. The motion was seconded by Councilmember Pacheco and unanimously approved.

5. SUBJECT: Authorize the Submission of an Application for the Land and Water Conservation Fund Program Grant for the Installation of a Play Structure
7:56:33 PM
RECOMMENDATION: That the City Council: 1) approve Resolution No. 4453 approving the application for grant funds for the Land and Water Conservation Fund Program Grant; and, 2) authorize the City Manager to sign the agreement(s) on behalf of the City.

The Council by motion of Councilmember Ontiveros approved Resolution No. 4453 approving the application for grant funds for the Land and Water Conservation Fund Program Grant; and, 2) authorized the City Manager to sign the agreement(s) on behalf of the City. The motion was seconded by Councilmember Cantu and unanimously approved.

K. CITY MANAGER/STAFF COMMUNICATION

City Manager Brian Haddix reported the following: working thru fire transition agreements; the Downtown Renovation project is making strides; attended a leadership forum with Councilmember Pacheco; met with Dr. Caldwell at Reedley college regarding the job training center which will have the motto “Hire Sanger First”; received a briefing from the Executive Officer of KRCD about the extent of the water drought; made a presentation to the Oversight Board and received unanimous approval for the construction of the health clinic; congratulated Maggie Moreno who was hired by the City of Kingsburg as their Finance Director; congratulated Keith Sanders for his promotion to Fire Lieutenant.

L. MATTERS INITIATED BY CITY COUNCILMEMBERS

Councilmember Pacheco reported the following: met with Fresno State Lt. Colonel Rios and Matt Navo of SUSD to discuss the implementation of a Sanger Leadership Academy; hopes that “Ask Sanger” has a recordkeeping component that tracks whether issues were addressed, response time, and if issues were resolved.

Councilmember Cantu reported the following: attended pinning ceremony of Fire Lieutenant Keith Sanders; attended the Downtown Association meeting where it was announced that through the efforts of the Association and the Sanger Art Hop, every month a business will be displaying a Christmas Tree to promote that Sanger really is the Nation's Christmas Tree City and suggested that City Hall participate.

Councilmember Ontiveros had nothing to report

Mayor Pro Tem Nielson reported the following: asked the City Manager about the plans for keeping the lights on the trees in Downtown Sanger, City Manager Haddix said the plan is to keep the trees lit; asked if there are plans to extend the lights north or south, City Manager Haddix said he will look into the cost; received several complaints within the last several weeks regarding street sweeping and asked the City Manager to look into whether the streets are actually being swept, City Manager Haddix said he was looking into putting up signage letting people know when streets are being cleaned.

Mayor Mitchell reported the following: invited Councilmembers to a press conference on January 23rd at 11 am with Congressman Jim Costa regarding the sponsorship of CSBG which funds the Headstart and other programs; pet carousel has sold off to large company and will officially take place on February 14, the original goal was to double the number of employees but decided that they will actually triple in the first year and will need to buy land north of the location, the starting wage is $10/hour and they offer benefits after 6 months of employment and full-time status after 2 years; will attend the COG meeting on January 24; attended the ribbon-cutting of a Sanger business, and said the priest from Reedley attended and asked the business owner why she didn't open business in Reedley, the business owner responded by saying that Sanger is where it's at; attended the CCTF meeting and appreciated the Chief being there, it was decided that all non-profit groups that attend CCTF will sit down with the DA to talk about more restorative style justice; invited Councilmembers and the City Manager to attend the next CCTF meeting.

M. ADJOURNMENT

Being no further business the Council adjourned their meeting at 8:15:30 PM.