

## MINUTES OF THE REGULAR SANGER CITY COUNCIL MEETING

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August 16, 2012  
6:00 P.M.  
Council Chamber

The regular meeting convened at 6:07 P.M.

Councilmembers Present: MITCHELL, ONTIVEROS, RUIZ, CASTELLANO, NIELSON  
Councilmembers Absent: NONE

### PUBLIC FORUM PRIOR TO CLOSED SESSION

None

### CLOSED SESSION

Council went in to Closed Session to:

Pursuant to Government Code Section 54957.6  
Conference with Labor Negotiators  
Agency Representatives: City Manager Haddix, City Attorney Jeff Kuhn, Finance Director  
Debby Sultan, Executive Assistant Hernandez  
Employee Organizations: All Bargaining Groups

Pursuant to Government Code Section 54956.9 (a)  
Conference with Legal Counsel – Existing Litigation  
City of Sanger v. Chooljian Brothers  
Fresno Superior Court Case No. 08CECG01853

Pursuant to Government Code Section 54956.9 (a)  
Conference with Legal Counsel – Existing Litigation  
SKN Properties and Tricoz, LLC v. The City of Sanger  
Fresno County Superior Court Case No. 12CEG01771

Pursuant to Government Code Section 54956.9 (a)  
Conference with Legal Counsel – Existing Litigation  
City of Sanger v. Sanger II LLC, et al;  
Fresno County Superior Court Case No. 10CECG02913

Pursuant to Government Code Section 54956.9 (c)  
Conference with Legal Counsel – Initiation of Litigation:  
One Potential Case

The Council reconvened their meeting at 7:10 P.M.

## OPENING CEREMONIES

The invocation was given by Pastor Chuck Antaramian of First Southern Baptist Church. The Flag Salute was led by Mayor Mitchell.

## ROLL CALL

Present: MITCHELL, ONTIVEROS, RUIZ, CASTELLANO, NIELSON  
Absent: NONE

## CITY ATTORNEY REPORT FROM CLOSED SESSION

City Attorney Kuhn announced no reportable action taken in closed session.

## AGENDA APPROVAL

APPROVED – The Council by motion of Councilmember Nielson approved the agenda as presented. The motion was seconded by Councilmember Ruiz and unanimously approved.

## CEREMONIAL MATTERS

The Council recognized:

- Rick & Mary Pitman, David Pitman and Ben Pitman of Pitman Family Farms for their outstanding achievement and commitment to the Sanger community
- Sanger Recreation Department's Jr. Recreation Leaders for their voluntary service to the City of Sanger

## PUBLIC FORUM

Public comment was received from: Ed Cuadros, Osvaldo Vera.

## CONSENT CALENDAR

The Council by motion of Mayor Pro Tem Ontiveros approved the following items on the Consent Calendar:

REVIEWED – Warrants No. 58017 through 58331

APPROVED – Payroll Checks No. 52848 through No. 52938; Direct Deposit No. 28340 through No. 28564; and Benefit Checks No. 774 through No. 781

APPROVED – Minutes for the meeting of July 19, 2012, Special Meeting of July 19, 2012, and Special Meeting – Closed Session of July 19, 2012

APPROVED – Treasurer's Report as of May 31, 2012.

The motion was seconded by Councilmember Ruiz and unanimously approved.

PUBLIC HEARING

ITEM I-1 – CONTINUED – Appeal of Planning Commission Decision

Public comment was received from: Laura Magdaleno of Wathen Family Builders, Hector Sandoval, Tony Pacheco, Bridgett, Osvaldo Vera, Henry Provost, Dean Mobley, Kathryn Pacheco, Doris Knowlton, Raul Cantu, Kevin Carter and Dan Sagala.

The Council by motion of Mayor Pro Tem Ontiveros continued Item I-1 Public Hearing to the City Council meeting of September 6, 2012. The motion was seconded by Councilmember Ruiz and approved by the following vote:

AYES:	MITCHELL, ONTIVEROS, RUIZ, CASTELLANO
NOES:	NIELSON
ABSTAIN:	NONE
ABSENT:	NONE

The City Council called for a recess at 8:46 p.m.

The City Council reconvened at 8:57 p.m.

DEPARTMENT REPORTS

ITEM J-1 – INFORMATION ONLY – New City Website

Assistant City Manager Steve Carrigan provided an overview of the City’s new website.

ITEM J-2 – ADOPTED – Adoption of Annual Investment Policy

The Council by motion of Mayor Pro Tem Ontiveros approved Resolution No. 4363 adopting the City of Sanger’s Investment Policy for fiscal year 2012/2013. The motion was seconded by Councilmember Nielson and unanimously approved.

ITEM J-3 – APPROVED – Authorized Signatories on Bank/Investment Accounts

The Council by motion of Mayor Pro Tem Ontiveros approved Resolution No. 4364 to authorize change in signatories on various financial bank accounts and designate certain City Officials with signatory authority. The motion was seconded by Councilmember Castellano and unanimously approved.

ITEM J-4 – INFORMATION ONLY – May Monthly Financial Review

Finance Director Debby Sultan provided a monthly financial review for May 2012.

ITEM J-5 – ACCEPTED – Grant Acceptance for \$10,000

The Council by motion of Councilmember Nielson accepted the grant from Fireman's Fund Insurance Company in the amount of \$10,000 and authorized the City Manager to complete the necessary paperwork for acceptance. The motion was seconded by Mayor Pro Tem Ontiveros and unanimously approved.

ITEM J-6 – APPROVED – Contract with Social Vocational Services

The Council by motion of Mayor Pro Tem Ontiveros authorized the agreement between Social Vocational Services and the City of Sanger for park maintenance and authorized the City Manager to sign the required documents. The motion was seconded by Councilmember Ruiz and unanimously approved.

ITEM J-7 –AWARDED – Replacement of Granular Activated Carbon at Well 2A and Well 14 Water Treatment Plants

The Council by motion of Mayor Pro Tem Ontiveros awarded a bid to Calgon Carbon, Inc. in an amount not to exceed \$155,248 plus tax to replace the granular activated carbon at Well 2A and Well 14. The motion was seconded by Councilmember Ruiz and unanimously approved.

ITEM J-8 – APPROVED – The Sanger Kings River Access Park Project

Public Comment was received from Ed Cuadros, Don Steinhauer, Karen Steinhauer.

The Council by motion of Mayor Pro Tem Ontiveros accepted the preliminary Site Plan Exhibit, authorized the City Manager to start negotiations of a Memorandum of Understanding with Kings River Conservancy and authorized the City Manager to sign grant application and related documents with the State Department of Boating and Waterways and requested that local hiring preference be utilized wherever possible with this project. The motion was seconded by Councilmember Ruiz and unanimously approved.

ITEM J-9 – AWARD OF CONTRACT– Reconstruction of Oatman and Tait Avenues from 5<sup>th</sup> Street to Hill Avenue

The Council by motion of Councilmember Ruiz awarded the contract for reconstruction of Oatman and Tait Avenues from 5<sup>th</sup> Street to Hill Avenue to R.J. Berry Jr., Inc., P.O. Box 468, Selma, CA 93662 in the amount of \$463,218.12 and authorized the City Manager to sign contract documents on behalf of the City and approved a construction contingency for change orders in the amount of \$46,300 (10%) for this project. The motion was seconded by Councilmember Castellano and unanimously approved.

ITEM J-10 – APPROVED – Budget Amendment for the Purchase and Installation of Two Banner Support Poles Across Academy Avenue North of Jensen Avenues

Public comment was received by Ed Cuadros.

The Council by motion of Mayor Pro Tem Ontiveros adopted Resolution No. 4365 approving a budget adjustment and authorizing the expenditure of General Funds, in the amount of \$30,000 for the purchase and installation of two (2) metal banner poles on Academy Avenue north of Jensen Avenue. The motion was seconded by Councilmember Ruiz and unanimously approved.

CITY MANAGER/STAFF COMMUNICATIONS

City Manager Brian Haddix commented on: the success of the National Night Out event at the Sanger Park; plans to partner with the Chamber of Commerce in securing a hospitality kiosk with the National Parks; the progress of the Strategic Plan.

MATTERS INITIATED BY CITY COUNCILMEMBERS

Councilmember Ruiz asked that staff respond to Ed Cuadros' inquiry about the well at Greenwood Avenue.

Councilmember Castellano thanked public safety staff for the successful National Night Out event and asked Chief Rodriguez if the Department needed a second K9 unit.

Councilmember Nielson commented on the National Night Out being a great event.

Mayor Pro Tem Ontiveros thanked public safety staff for the National Night Out event.

ADJOURNMENT

Being no further business, the Council adjourned their meeting at 10:17 P.M.