



**CITIZEN'S OVERSIGHT COMMITTEE (PUBLIC SAFETY)  
REGULAR MEETING MINUTES  
APRIL 3, 2018  
6:00 PM  
SANGER COUNCIL CHAMBER  
1700 7<sup>TH</sup> STREET, SANGER**

**A. CALL TO ORDER**

The Committee called the meeting to order at [6:00:29 PM](#).

**B. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Committee Member Tony Gonzales.

**C. ROLL CALL**

Present: Chair Sue Simpson, Vice Chair Joann Mares, Secretary James Miser, Committee Member Tony Gonzales, Committee Member Melissa Griggs  
Absent: None

**D. AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS**

The Committee by motion of Member Gonzales moved to approve the agenda as presented. The motion was seconded by Member Griggs and approved by the following vote:

AYES: Simpson, Mares, Miser, Gonzales, Griggs  
NOES: None  
ABSTAIN: None  
ABSENT: None

**E. PUBLIC PARTICIPATION**

Dr. Jerry Valadez expressed his disappointment that the recommendation did not get passed by the City Council as well as ideas of missed communication and erroneous information. He asked the Committee to start again and for them to ask that the motion be rescinded. He said there was confusion that was raised in the conversation with a new motion made, erroneous documentation of the motion versus what is on the audio tape. The difference is grounds for being rescinded along with other reasons. In talking to Council Members, there doesn't seem to be a clear line of communication with the non-profit reports, results the organization are getting, and other information.

**F. CONSENT CALENDAR**

1. SUBJECT: APPROVED - Minutes for the regular meeting held on March 6, 2018.

There is a correction to be made from the minutes of March 6, 2018. Under organizations, Community Service Workshop should be Community Science Workshop.

The Committee by motion of Member Griggs moved to approve the minutes as corrected. The motion was seconded by Secretary Miser and approved by the following vote:

AYES: Simpson, Mares, Miser, Gonzales, Griggs  
NOES: None  
ABSTAIN: None  
ABSENT: None

### ***G. DEPARTMENT REPORTS***

1. **SUBJECT:** Ordinance Clarifying Expenditure Language of Sanger Police, Fire, Paramedic 9-1-1 Emergency Response and Gang/Drug Prevention Special Transactions and Use Tax Ordinance (known as Measure S Ordinance).

City Attorney Hilda Cantú Montoy presented this item. She apologized for the miscommunication between herself and the City Manager, which is why the document was received the day before.

City Attorney Montoy presented on the edits made. The main focus was to edits made to Section 66-214, which is the core of how the tax proceeds may be used as approved by voters.

City Attorney Montoy, City Manager Tim Chapa and Administrative Services Director Gary Watahira answered questions and concerns addressed by the Committee, which included: issues with using baseline numbers, rather than percentages; grants that were included in a previous budget; language used within the new edits; concerns with mandatory minimums and areas that need to be addressed for further clarification.

#### **Public Comment:**

Kevin Carter addressed the concern of only getting the document for review the night before. To his understanding, agendas and supporting documents are to be posted within a certain timeframe prior to the meeting. He also feels the Committee should work with percentages used in the meeting of July 6, 2017 projected budget. There has been changes with the value of money from now compared to 2008.

Dr. Jerry Valadez requested clarification for the gang prevention and intervention programs. Grants are not designed to be supplemental to something else. He said there needs to be clarification on the language and how it's to be used.

Henry Provost advised the Committee to table the item until the investigation has been completed. In addition, the committee is dealing with words when needs to be more on intent of people.

City Attorney Montoy responded to the concerns of posting documents prior to the meeting. Per the Brown Act, the agenda is to be posted 72 hours in advance. This requirement does not apply to any supporting documents, but it is good practice to do so. She apologized again; there was miscommunication which is why the Committee did not receive the document sooner. She said she does not recommend the Committee table the item and that they move forward.

Secretary Miser motioned to table the item until the next meeting. The motion was seconded by Member Gonzales and the Committee moved into discussion.

Chair Simpson suggested that rather than tabling, the Committee instead give direction to City Attorney Montoy to make corrections. This will continue to move the item forward. If the Committee chooses to table the item, it stops.

The motion failed by the following vote:

|          |                 |
|----------|-----------------|
| AYES:    | Miser, Gonzales |
| NOES:    | Mares, Simpson  |
| ABSTAIN: | Griggs          |
| ABSENT:  | None            |

Chair Simpson moved to direct City Attorney Montoy to adjust Part D for clarification to include gang and drug programs and to include ambulance as part of fire. The motion was seconded by Vice Chair Mares and failed by the following vote:

|          |                         |
|----------|-------------------------|
| AYES:    | Simpson, Mares          |
| NOES:    | Miser, Gonzales, Griggs |
| ABSTIAN: | None                    |
| ABSENT:  | None                    |

The Committee by motion of Vice Chair Mares moved to have City Attorney Montoy draft two alternative ordinances, one to include percentage in lieu of baseline amounts and the other to include baseline amounts. The motion was seconded by Chair Simpson and approved by the following vote:

|          |                                  |
|----------|----------------------------------|
| AYES:    | Simpson, Mares, Gonzales, Griggs |
| NOES:    | Miser                            |
| ABSTAIN: | None                             |
| ABSENT:  | None                             |

2. SUBJECT: Measure S Budget, Revenue and Expenditure Reports – February 2018.

Administrative Services Director Gary Watahira presented on this item. Committee Member Griggs asked about overtime amounts for the Fire Department which has increased.

Director Watahira stated they did have a midyear adjustment to account for that overtime.

3. SUBJECT: Compliance Audit Update and Options.

Due to Brown Armstrong CPAs recommending that another audit firm conduct the compliance audit, the Citizen's Oversight Committee considered contracting with the auditing firm of Patel and Associates, LLP, from the Public Safety Audit Request for Proposals, or conduct a new request for proposal process.

Director Watahira presented on this item. Patel and Associates came in second during the first RFP process and is a firm to consider. The cost would be roughly \$15,000 to \$23,000 and would be based on some of the work already done. Another option would be to go out for a new proposal.

Secretary Miser suggested putting it out again. Also, he will not approve anything without first reviewing the contract so that the Committee knows exactly what they're voting on.

The Committee by motion of Member Griggs moved to send out a new RFP for a compliance audit of Measure S funds. The motion was seconded by Member Gonzales and approved by the following vote:

|          |   |
|----------|---|
| AYES:    | Simpson, Mares, Miser, Gonzales, Griggs |
| NOES:    | None                                    |
| ABSTAIN: | None                                    |
| ABSENT:  | None                                    |

4. SUBJECT: Police Department Update.

Police Chief Silver Rodriguez provided an update. The GREAT officer is on pace to complete all presentations to Sanger schools and should be done by mid-May or so. The feedback from faculty, parents and children has all been positive.

Chair Simpson asked if the GREAT officer is sending/referring students to other non-profits.

Chief Rodriguez responded no, but she is working as an outreach to youth whom have been referred to her by schools or teachers.

5. SUBJECT: Fire Department Update.

Fire Chief Greg Tarascou presented on this item. He said the Coffee with the Chiefs event was a success. They have been busy and there is some new stuff he will bring to the committee in May.

Member Griggs asked what the overtime is used for.

Chief Tarascou responded that it's anything above regular hours and it's not only used for fires but there are a lot of factors involved. The Department is reimbursed for fires and that money will go back to the Measure S fund.

#### ***H. STAFF COMMUNICATIONS***

Administrative Services Director Watahira received grant applications and would like to get recommendations in the May 1<sup>st</sup> meeting so that the Committee can meet soon.

Chair Simpson stated she wants two people from the Committee to serve again: herself and Member Griggs.

#### ***I. MATTERS INITIATED BY COMMITTEE MEMBERS***

Member Gonzales asked that Director Watahira send him a copy of the RFP to review and educate himself on what's going on.

Secretary Miser stated he's been trying to offer an olive branch for the past three meetings, between the City and the Committee to establish communication. Results have been silence. On March 18, 2018 he submitted a freedom of information request. He received a letter from the city clerk stating they would take care of it. Per the freedom of information act, you have ten days to respond with data; at this point the city is not in compliance with the act. He said it is not the City Clerks fault.

Member Griggs said she attended the City Council meeting. The COC request was not fully presented. She was disappointed at what was communicated as it was not the full recommendation. She would have liked to see money reallocated to the non-profits this year. There was confusion that came from one Council Member. She said they requested to show how the non-profits would have used the money. Had the other two organizations not applied, we would have seen how the other organizations would have used that money. Resolution 4361 Section 6 requests presentations be given at a joint meeting. The City Council knew when presentations are taking place and still decided not to show up. Currently, the organizations do not have enough to cover the first part of summer. She agrees with Dr. Valadez to rescind the request to have them vote again for the organizations to have the money this year, rather than next.

Chair Simpson stated it was written so the City Council would decline it. If they needed extra scope of work, they could have looked at the original request. She is disappointed our youth are not being honored a little more.

Eli Ontiveros stated he is there as a resident. In addition, he was selected to serve as the liaison between the City Council Members and the Citizen's Oversight Committee.

Secretary Miser added that in the audio recording of the meeting on January 15, 2009 there is a discussion about why the ordinance is structured the way it is and why it's important they keep it that way.

***J. NEXT SCHEDULED MEETING***

1. The next regular meeting is scheduled for Tuesday, May 1, 2018 at 6 p.m.
1. City Council meetings are held on the first and third Thursday of each month. The next regularly scheduled City Council meetings will be held April 5 and April 19, 2018.

***K. ADJOURNMENT***

Being no further business the Committee adjourned their meeting at [7:48:35 PM](#).