MINUTES OF THE REGULAR MEETING OF
THE SANGER CITY COUNCIL

November 7, 2013
6:00 P.M.
Council Chambers

The regular meeting convened at 6:13:28 PM.

Councilmembers Present: MITCHELL, NIELSON, PACHECO, CANTU
Councilmembers Absent: ONTIVEROS

Councilmember Ontiveros arrived during Closed Session.
Councilmember Cantu left the meeting during Closed Session due to a family emergency.

A. PUBLIC FORUM PRIOR TO CLOSED SESSION

None

B. CLOSED SESSION

Council went into Closed Session for:

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 54956.9
   Conference with Legal Counsel – Anticipated Litigation
   Significant Exposure to Litigation Pursuant to Paragraph (2) or (3) of Subdivision (d) of Section 54956.9
   2 Potential Cases

3. Pursuant to Government Code Section 54956.9(d)(1)
   Conference with Legal Counsel – Existing Litigation
   1. CA State University Fresno Assoc. v. County of Fresno, et al.
      Fresno Superior Court Case No. 12CECG03791
   2. Consolidated Irrigation District v. City of Sanger
      Fresno Superior Court Case No. 13CECG03007

The Council reconvened their meeting at 7:21:20 PM.

C. OPENING CEREMONIES

The invocation was given by Pastor Don Hamilton.
The flag salute was led by Mayor Mitchell.

ROLL CALL
Present: MITCHELL, NIELSON, ONTIVEROS, PACHECO
Absent: CANTU

D. CITY ATTORNEY REPORT FROM CLOSED SESSION 7:24:12 PM

City Attorney Jenell Van Bindsbergen reported no action taken, nothing to report.

E. AGENDA APPROVAL, ADDITIONS AND/OR DELETIONS

The Council by motion of Councilmember Pacheco approved the agenda as amended: pulled Item I-4; placed Item I-6 to be presented prior to Item I-5. The motion was seconded by Councilmember Ontiveros and approved by the following vote:

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

F. CEREMONIAL MATTERS 7:25:49 PM

The Council recognized the Kiwanis Club of Sanger for their years of service to the Sanger community. Kiwanis Club representative Ron Manfredi presented the City with a check in the amount of $1,500 to sponsor the Sanger Kiwanis Youth Basketball.

G. PUBLIC FORUM 7:31:20 PM

Public comment was received from Osvaldo Vera and Joseph De Los Santos.

H. CONSENT CALENDAR 7:37:31 PM

The Council by motion of Councilmember Ontiveros approved the following items:

1. Monthly Warrants Nos. 61878 through 62034
2. Approval of Payroll
3. Minutes of the Regular City Council Meeting of October 17, 2013
4. Treasurer's Report as of September 30, 2013
5. Financial Reports including General Fund, Enterprise Funds and Measure S

The motion was seconded by Mayor Pro Tem Nielson and approved by the following vote:

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

I. DEPARTMENT REPORTS

1. SUBJECT: Appointments to the Citizen's Oversight Committee – Measure S 7:38:16 PM
RECOMMENDATION: That the Council appoint committee members to fill advertised vacancies on the Citizen's Oversight Committee – Measure S.

Public comment was received from Jose Tovar Vargas, Jeanne Adams, and Mary Burnett.

The Council by motion of Councilmember Pacheco appointed Jeanne Adams and Joseph Villalobos to the Citizen's Oversight Committee Measure S. The motion was seconded by Councilmember Ontiveros and approved by the following vote:

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

2. SUBJECT: Sustainable Communities Strategy Recommendation 7:46:41 PM
RECOMMENDATION: That the City Council approve Resolution No. 4442 affirming the City's preference for COG's Sustainable Communities Strategy (SCS) Scenario B.

Public comment was received from Mike Montelongo and Steve Brandt.

The Council by motion of Mayor Pro Tem Nielson approved Resolution No. 4442 as amended endorsing Scenario "B" as the preferred growth option but if within the confines of Scenario "B" Sanger gets more regional dollars to help provide growth in Sanger then Staff has the ability to recommend such an option. The motion was seconded by Mayor Mitchell and approved by the following vote:

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

3. SUBJECT: Traffic Control Device Request Policy 8:18:56 PM
RECOMMENDATION: That the City Council: 1) adopt Resolution No. 4443 approving the Traffic Control Device Request Policy; and 2) authorize the City Manager or his designee to implement the policy on a case-by-case basis.

The Council by motion of Councilmember Ontiveros adopted Resolution No. 4443 approving the Traffic Control Device Request Policy and authorized the City Manager or his designee to implement the policy on a case-by-case basis. The motion was seconded by Mayor Pro Tem Nielson and approved by the following vote:

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

4. SUBJECT: Removal of Jenni Park Rubberized Walking Path
RECOMMENDATION: This is not an action item. For informational purposes only.

Item I-4 was pulled from the agenda.

6. SUBJECT: Pavement Management System Status Update 8:23:23 PM
RECOMMENDATION: None. This is an informational item.

City Engineer Josh Rogers presented the informational item to the Council.

The Council called for a recess at 8:35:53 PM.

The Council reconvened their meeting at 8:53:24 PM.

5. SUBJECT: Fresno Council of Governments (COG) 2013 Call for Projects – Regional Surface Transportation Program (RSTP) and Congestion Mitigation and Air Quality Improvement Program (CMAQ) 8:53:46 PM
RECOMMENDATION: That the City Council adopt Resolution No. 4444 supporting and implementing timely use of funds on Federal-Aid projects.

The Council by motion of Councilmember Ontiveros adopted Resolution No. 4444 supporting and implementing time use of funds on Federal-Aid projects. The motion was seconded by Councilmember Pacheco and approved by the following vote:

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

6. SUBJECT: Approval of Planner Position in the Community & Economic Development Department 9:10:59 PM
RECOMMENDATION: That the City Council: 1) adopt the attached job description for the Planner in the Planning Division of the Community & Economic Development Department; and 2) adopt Resolution No. 4445 establishing the funding and salary range for Planner.

The Council by motion of Councilmember Pacheco adopted the job description for the Planner position and adopted Resolution No. 4445 establishing the funding and salary range for Planner. The motion was seconded by Mayor Pro Tem Nielson and approved by the following vote:

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

7. SUBJECT: Dedicating a portion of the City Manager's time toward designing, funding and implementing three complex projects 9:17:36 PM
RECOMMENDATION: That the Council approve the City Manager's request to dedicate a portion of each day's time to solely work on three key programs: the Sanger Jobs Training Center, Downtown Revitalization, and the Urban Streams Program.

Public comment was received from Kevin Carter and Henry Provost.

The Council by motion of Mayor Pro Tem Nielson approved the City Manager's request to dedicate a portion of each day's time to solely work on three key programs: the Sanger Jobs Training Center, Downtown Revitalization and the Urban Streams Program. The motion was seconded by Councilmember Pacheco and approved by the following vote:

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

J. CITY MANAGER/STAFF COMMUNICATION

City Manager Brian Haddix reported the following: Standard & Poor's rated the water bond at A plus, the wastewater bond at A minus, the lease revenue bonds at A and commended the Council for doing a great job in watching the people's money; City Hall now has business class internet; commended Public Works Director John Mulligan for using a pilot project to test carbon filtration materials for possible replacement of GAC filters for DBCP; working with local businesses to try to keep dollars local; moving forward with the Skate Park; thanked staff who attended the District 1 meeting with Councilmember Cantu; Police Chief Rodriguez is working with the American Lung Association in a program aimed at stopping minors from purchasing tobacco; Chief Rodriguez has taken the canine dog and its handler through a training certification

program; Chief Rodriguez continues to interview individuals in the community interested in the Police Department volunteer program; a number of new businesses interested in locating in Sanger and who have asked for confidentiality at this point; one business in particular has looked at over 22 sites and is looking at prominent site in Sanger.

K. MATTERS INITIATED BY CITY COUNCILMEMBERS

Councilmember Pacheco had nothing to report.

Mayor Pro Tem Nielson reported the following: thanked staff for providing a copy of the 13/14 budget that won an award recently; congratulated City Manager Haddix and Staff for working on a balanced budget.

Councilmember Ontiveros had nothing to report.

Mayor Mitchell had nothing to report and asked City Manager Haddix to provide an informational item at a future council meeting regarding the recent trips to San Diego and Chicago.

L. ADJOURNMENT

Being no further business, the council adjourned their meeting at 9:40:04 PM.