

## MINUTES OF THE REGULAR SANGER CITY COUNCIL MEETING

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March 7, 2013  
6:00 P.M.  
Council Chamber

The regular meeting convened at 6:08 P.M.

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

### PUBLIC FORUM PRIOR TO CLOSED SESSION

None

### CLOSED SESSION

Council went into Closed Session to:

1. Pursuant to Government Code Section 54957.6  
Conference with Labor Negotiators  
Agency Representatives: City Manager Brian Haddix, City Attorney Jenell Van Bindsbergen, Finance Director Debby Sultan, City Clerk Becky Hernandez  
Employee Organizations: All Bargaining Groups
2. Pursuant to Government Code Section 54956.9 (d) (1)  
Conference with Legal Counsel – Existing Litigation  
Eugene Drinkhouse v. City of Sanger  
Fresno Superior Court Case No. 12CECG00078
3. Pursuant to Government Code Section 54956.95  
Liability Claims
  1. Claimant: Larry Sellers  
Agency Claimed Against: City of Sanger
  2. Claimant: Alfred Fausone  
Agency Claimed Against: City of Sanger

City Attorney Jenell Van Bindsbergen announced that Item 3-1 was listed on the agenda in error and will not be discussed in Closed Session.

### OPENING CEREMONIES

The invocation was given by Pastor Gary Duran.  
The Flag Salute was led by Mayor Mitchell.

ROLL CALL

Present: MITCHELL, NIELSON, ONTIVEROS, CANTU, PACHECO  
Absent: NONE

CITY ATTORNEY REPORT FROM CLOSED SESSION

City Attorney Jenell Van Bindsbergen reported the following:

Closed Session Item 3-2 – The Council by motion of Councilmember Pacheco voted to award the claim of \$100 to Alfred Fausone. The motion was seconded by Councilmember Cantu and approved by the following vote:

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

AGENDA APPROVAL

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

CEREMONIAL MATTERS

The City recognized Kathleen Mattox for her kindness and generosity in allowing the Finance Department to use her “Definitely Not to Scale” artwork as the cover for the City’s Comprehensive Annual Financial Report (CAFR).

WORKSHOP

City Attorney Jenell Van Bindsbergen and Account Clerk Daniel Galvez-Mendez made a presentation of the City’s ordinance relating to mobile vendors.

Account Executive Bryan Greenamyre and Operations Manager Bryson Barnella of Johnson Controls, Inc., made a presentation regarding the status of the Performance Contract and local hiring.

PUBLIC FORUM

None

CONSENT CALENDAR

The Council by motion of Mayor Pro Tem Nielson approved the following item on the Consent Calendar:

APPROVED – Minutes for the regular meeting of February 21, 2013

The motion was seconded by Councilmember Ontiveros and unanimously approved.

The City Council called for a recess at 7:59 p.m.

The City Council reconvened their meeting at 8:07 p.m.

DEPARTMENT REPORTS

ITEM J-1 – Streetlight Improvements Project

The Council gave Staff direction that underground utility is the preferred option for power service for the Streetlight Improvements Project and to research additional value engineering options.

ITEM J-2 – TABLED – Compensation Ranges for Executive Management Positions

The Council by motion of Councilmember Cantu voted to table Item J-2 and directed Staff to provide a copy of the survey and include the current position salaries. The motion was seconded by Mayor Pro Tem Nielson and unanimously approved.

ITEM J-3 – APPROVED RESOLUTION NO. 4383 – Waiver of Downtown Building Permit Fees

Public comment was received from Henry Provost.

The Council by motion of Mayor Pro Tem Nielson extended the Downtown Building Permit Fee Waiver Program through June 30, 2014. The motion was seconded by Councilmember Pacheco and approved by the following vote:

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

ITEM J-4 – APPROVED RESOLUTION NO. 4384 – Vacant Building Sales Tax Rebate Program

The Council by motion of Mayor Pro Tem Nielson approved Resolution No. 4384 authorizing the extension of the 50% Vacant Building Sales Tax Rebate Program through June 30, 2014. The motion was seconded by Councilmember Ontiveros and approved by the following vote:

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

ITEM J-5 – APPROVED RESOLUTION NO. 4385– Assessment District 79-1 Redemption Fund

The Council by motion of Mayor Pro Tem Nielson approved Resolution No. 4385 making findings and determinations regarding assessment District 79-1 and requesting and approving the surplus funds to the City. The motion was seconded by Councilmember Pacheco and unanimously approved.

ITEM J-6 – APPROVED RESOLUTION NO. 4386 – Discount for Senior Citizens and Disabled Veterans for disposal services

The Council by motion of Mayor Pro Tem Nielson approved Resolution No. 4386 providing a discount of \$2.50 per month to the collection and disposal rate for senior citizens and disabled veterans. The motion was seconded by Councilmember Cantu and unanimously approved.

ITEM J-7 – APPROVED – Auto Aid Agreement between Selma and Kingsburg

Public comment was received from Fresno County Cal Fire Chief Keith Larkin.

The Council by motion of Mayor Pro Tem Nielson approved and authorized the City Manager to sign the Automatic Aid Agreement for Fire Protection and Emergency Medical Services with the cities of Selma and Kingsburg. The motion was seconded by Councilmember Pacheco and unanimously approved.

The Council called for a recess at 9:41 p.m.

The Council reconvened their meeting at 9:49 p.m. Mayor Pro Tem Nielson announced that Mayor Mitchell left the dais for the evening.

ITEM J-8 – APPROVED RESOLUTION NO. 4387 – 2014 Regional Transportation Plan Projects

The Council by motion of Councilmember Cantu approved Resolution No. 4387 recommending that the list of projects attached to the Resolution be submitted to the Fresno Council of Governments for inclusion in the 2014 Regional Transportation Plan. The motion was seconded

by Councilmember Pacheco and approved by the following vote:

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

ITEM J-9 – APPROVED – Purchase of Department Firearms

The Council by motion of Councilmember Ontiveros: 1) approved the purchase of new handguns and associated equipment itemized in Attachment A from LC Action in the amount of \$43,625.77; and 2) authorized the City Manager or his designee to sign all necessary documents to complete the transaction. The motion was seconded by Councilmember Pacheco and approved by the following vote:

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

CITY MANAGER/STAFF COMMUNICATIONS

City Manager Brian Haddix commented on: City’s emergency operation plan; economic development administration grant; Blossom Days event was a success; meeting with Cheryl Senn to ask for her help with the City’s website and new domain “investinSanger.com”; downtown funding plan; 5 Cities Executive Committee meeting; 2013-14 budget process; and announced the Town Hall meeting scheduled for Thursday, March 14, 2013.

MATTERS INITIATED BY CITY COUNCILMEMBERS

Councilmember Ontiveros commented on his attendance at the Planning Commission last Thursday; information regarding mobile vendors; lighting issue at a tract.

Councilmember Pacheco commented on his attendance at the Environmental Fund Committee meeting and their discussion of the nature study development; his participation in cleaning Sam Gutierrez Park and the idea of having murals on the walls in the park; attendance at Hope Now for Youth 20<sup>th</sup> celebration with Mayor Mitchell.

ADJOURNMENT

Being no further business, the Council adjourned their meeting at 10:08 p.m.