



MINUTES OF A REGULAR MEETING OF THE SANGER CITY COUNCIL

THURSDAY, MARCH 4, 2021  
6:00 P.M.  
COUNCIL CHAMBER  
1700 7<sup>th</sup> Street, Sanger, CA 93657

This meeting was conducted via teleconference pursuant to provisions of Paragraph 11 of the Governor's Executive Order N-25-20 which suspends certain requirements of the Ralph M. Brown Act, and as a response to mitigating the spread of COVID-19.

A. CALL TO ORDER

The City Council called their meeting to order at 6:00 PM.

B. OPENING CEREMONIES

The invocation was offered by Pastor Paul Canaday.

The flag salute was led by Eli Ontiveros.

Roll Call

Present: Mayor Eli Ontiveros, Mayor Pro Tem Daniel Martinez, Councilmember Esmeralda Hurtado, Councilmember Michael Montelongo  
Absent: Councilmember Humberto Garza

C. AGENDA APPROVAL

The Council by motion of Mayor Pro Tem Martinez approved the agenda as presented. The motion was seconded by Councilmember Montelongo and approved by the following vote:

AYES: ONTIVEROS, MARTINEZ, HURTADO, MONTELONGO  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: GARZA

D. CEREMONIAL MATTERS

1. Councilmember Esmeralda Hurtado presented a Proclamation in honor of Women's History Month.

E. PRESENTATIONS

1. David Pomaville of Fresno County Department of Public Health presented an update on COVID-19 vaccinations.
2. David Fey of Local Agency Formation Commission (LAFCo) gave a presentation on the function and authority of LAFCo on municipalities.
3. Measure S Grant Recipients Quarterly Presentations.

Jerry Valadez, CEO, and Lindsay Shaver, Program Specialist, presented SAM Academy's quarterly report.

Diane Carbray presented the Boys & Girls Club quarterly report.

F. PUBLIC FORUM

Vincent Wall said he appreciated all the presentations and suggested the LAFCo presentation be made at a Planning Commission meeting.

Unidentified participant asked who has the responsibility to put street addresses on curbs.

Marina Sanchez ask the Council to consider a zoning law to prevent tobacco retailers from locating within 1,000 feet from youth sensitive areas.

Mia Geil requested an update on the issue with the burned house at Indianola and Jensen Avenues.

G. CONSENT CALENDAR

The Council by motion of Mayor Pro Tem Martinez pulled Agenda Items G-2, G-3, and G-4 and approved the following items on the Consent Calendar:

1. SUBJECT: APPROVED - Minutes of the Special and Regular Meetings held on January 21, 2021, and the Regular Meeting held on February 4, 2021.
5. SUBJECT: APPROVED - Greenwood Avenue Reconstruction – Jensen Avenue to Canal Drive Contract Award.  
The City Council: 1) awarded the contract for the project to A.J. Excavation, Inc., 9662 W. Kearney Blvd, Fresno, CA 93706, in the amount of \$589,413.00, as lowest responsive and responsible bidder; 2) approved a construction contingency for change orders in the amount of \$58,940 (10%) for this project; and 3) authorized the City Manager to execute contract documents on behalf of the City.

The motion was seconded by Councilmember Hurtado and approved by the following vote:

AYES: ONTIVEROS, MARTINEZ, HURTADO, MONTELONGO  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: GARZA

2. SUBJECT: INFO ITEM - January 2021 Financial Update.

Public comment:

Vincent Wall asked how much money was received for the Great Plates program.

3. SUBJECT: APPROVED - 2021Q2 Quarterly Allocation to Grant Recipients.

Administrative Services Director Bret Harmon presented the item. The quarterly allocation to SAM Academy is \$15,447.51 and the quarterly allocation to the Boys & Girls Club is \$12,458.25. Director Harmon reported that the Citizen's Oversight Committee – Measure S recommended the Council fund the full quarterly allocation to SAM Academy in the amount of \$15,447.51, and a portion of the quarterly allocation, May and June, to the Boys & Girls Club in the amount of \$8,305.50.

Public comment:

Vincent Wall said the City should fully fund the Boys & Girls Club.

Diane Carbray said the Boys & Girls Club needs the full funding to help ensure compliance with COVID procedures.

Jerry Valadez said he supports full funding to the Boys & Girls Club.

Mayor Ontiveros made a motion to authorize the 2021Q2 grantee allocation to SAM Academy in the amount of \$15,447.51, and to the Boys & Girls Club in the amount of \$12,458.25. The motion was seconded by Councilmember Hurtado and failed by the following vote:

AYES: ONTIVEROS, HURTADO  
NOES: MARTINEZ, MONTELONGO  
ABSTAIN: NONE  
ABSENT: GARZA

Mayor Martinez made a motion to authorize the 2021Qs grantee allocation to SAM Academy in the amount of \$15,447.51, and to the Boys & Girls Club in the amount of \$8,305.50. The motion was seconded by Councilmember Montelongo and approved by the following vote:

AYES: ONTIVEROS, MARTINEZ, HURTADO, MONTELONGO  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: GARZA

4. SUBJECT: APPROVED - Purchase of New Police Vehicles.

Public comment:

Vincent Wall provided comment regarding the sales tax.

Frank Gonzalez said there is a misconception that Sanger has the highest sales tax rate but he does not believe that to be true.

Unidentified participant asked what happens to the vehicle when a unit is retired.

City Manager Tim Chapa and Director Harmon reported that a retired City vehicle is taken to auction after Council declares it as surplus property and the funds are deposited into the home fund.

Tom Nicholson suggested Staff contact the owner of Sanger Chevrolet with regards to possibly securing the preferred model.

The City Council by motion of Councilmember Montelongo: 1) authorized the City Purchasing Agent to process the purchase of two new police vehicles for the Police Department from Fahrney Ford in Selma and make payment at a total cost of \$78,875.74 from the Measure S Fund; and 2) approved the expenditure of funds in the amount of \$38,842.82 from the Measure S Fund to Cook's Communication of Fresno to equip the vehicles with all necessary emergency equipment. The motion was seconded by Councilmember Hurtado and approved by the following vote:

AYES: ONTIVEROS, MARTINEZ, HURTADO, MONTELONGO  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: GARZA

H. DEPARTMENT REPORTS

1. SUBJECT: RECEIVED AND FILED - Measure S – Police, Fire, Paramedic 9-1-1 Response, Gang/Drug Prevention Independent Accountants' Report on Compliance for the years ended June 30, 2019 and June 30, 2020. 8:20

Public comment:

Vincent Wall asked for clarification on the two different types of audits.

Director Harmon said the first audit was the City's annual financial audit and the second audit is a compliance review of Measure S conducted by the same auditing firm.

The City Council by motion of Mayor Pro Tem Martinez received and filed the annual audit of Measure S for Fiscal Year 2019-2020 as prepared by Mann, Urrutia, Nelson, CPAs & Associates, LLP. The motion was seconded by Mayor Ontiveros and approved by the following vote:

AYES: ONTIVEROS, MARTINEZ, HURTADO, MONTELONGO  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: GARZA

Councilmember Garza joined the meeting via Zoom at approximately 8:28 PM.

2. SUBJECT: APPROVED – RESOLUTION NO. 2021-11 – Issuance of Pension Obligation Bonds.

Public comment:

Vincent Wall said the CalPERS debt will not go away and this will result in a savings of \$250,000 a year.

The City Council by motion of Mayor Pro Tem Martinez adopted Resolution No. 2021-11 Authorizing the Issuance of Bonds to Refund Certain Pension Obligations of the City, Approving the Form and Authorizing the Execution of a Trust Agreement and Purchase Contract, Authorizing Judicial Validation Proceedings Relating to the Issuance of Such Bonds, and Approving Additional Actions Related Thereto. The motion was seconded by Councilmember Montelongo and approved by the following vote:

AYES: MARTINEZ, GARZA, MONTELONGO  
NOES: ONTIVEROS, HURTADO  
ABSTAIN: NONE  
ABSENT: NONE

3. SUBJECT: APPROVED – RESOLUTION NO. 2021-12 – Honorary Street Name Overlay Designating a Section of Seventh Street to also be known as Tom Flores Boulevard.

Public comment:

Vincent Wall said this is a great idea and suggested the overlay go all the way to Greenwood

Avenue and extended to Tom Flores' house. He said the City should get input from the Downtown Revitalization Committee and perhaps the Planning Commission.

Frank Gonzalez said the City should not drag this out by trying to get more deliberation and suggested the overlay bae from 7<sup>th</sup> Street to Greenwood Avenue.

Tom Nicholson thanked the Staff, Community Development Director Tom Navarro and the Downtown Revitalization Committee.

The Council by motion of Councilmember Montelongo approved an honorary street name overlay on 7<sup>th</sup> Street between L Street and Greenwood Avenue as Tom Flores Boulevard and directed Staff to work with the Downtown Revitalization Committee in implementing the overlay. The motion was seconded by Councilmember Hurtado and approved by the following vote:

AYES: ONTIVEROS, MARTINEZ, GARZA, HURTADO, MONTELONGO  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: NONE

#### I. CONTINUED PUBLIC HEARING

1. SUBJECT: Continued Public Hearing to Consider Ordinances Relating to Code Enforcement including Public Nuisances, Abatement of Public Nuisances, Enforcement Remedies and Procedures, Cost Recovery and Penalties, and an Administrative Hearing Procedures.

The City Council held a public hearing to discuss ordinances relating to code enforcement including public nuisances, abatement of public nuisances, enforcement remedies and procedures, cost recovery and penalties, and an administrative hearing procedure.

Public comment:

Vincent Wall said the entire G section, except item 3, is completely arbitrary and the public will not know how they violated the law.

The Council closed the public hearing.

Mayor Ontiveros made a motion to continue the public hearing to the March 18, 2021 City Council meeting. The motion was seconded by Mayor Pro Tem Martinez and failed by the following vote:

AYES: ONTIVEROS, MARTINEZ  
NOES: GARZA, HURTADO, MONTELONGO  
ABSTAIN: NONE  
ABSENT: NONE

The Council by motion of Councilmember Montelongo waived the full reading and introduced the following ordinances:

- Ordinance No. 2021-01 Public Nuisance and Management of Real Property
- Ordinance No. 2021-02 General Provisions, Code Enforcement Authority and Procedures, Administrative Hearings, and Cost Recovery for Code Enforcement
- Ordinance No. 2021-03 Registration and Maintenance of Vacant Buildings

The motion was seconded by Councilmember Hurtado and approved by the following vote:

AYES: MARTINEZ, GARZA, HURTADO, MONTELONGO  
NOES: NONE  
ABSTAIN: ONTIVEROS  
ABSENT: NONE

J. CITY MANAGER/STAFF COMMUNICATION

1. COVID-19 Update – informational only.

City Manager Chapa provided an updated on COVID-19.

K. MATTERS INITIATED BY CITY COUNCILMEMBERS

1. SUBJECT: Guidelines for Street and Alley Closures.

Councilmember Garza left the Zoom meeting at approximately 10:15 PM.

Public comment:

Vincent Wall suggested the Council implement guidelines for the public on how they can go about closing an alleyway.

The Council by motion of Councilmember Hurtado tabled the item to the April 1, 2021 City Council meeting. The motion was seconded by Mayor Pro Tem Martinez and approved by the following vote:

AYES: ONTIVEROS, MARTINEZ, HURTADO, MONTELONGO  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: NONE

2. Councilmember Hurtado asked Staff to follow up on the burned house located at Jensen and Indianola.

3. Councilmember Hurtado announced March is Women’s History Month and the

deadline for nominations for Woman of the Year is March 12. She said a virtual celebration will be held on March 24 to recognize all nominees and announce the Woman of the Year award. The awardee will be recognized at the April 1 City Council meeting.

4. Councilmember Hurtado said she, representatives from the Sanger Chamber of Commerce and Police Chief Greg Garner, and Police Lieutenant Jason Boust distributed PPE to businesses in the downtown area.

5. Councilmember Hurtado thanked Fire Staff for their assistance with the SUSD vaccine event.

6. Councilmember Hurtado said the City of Fresno recently partnered with Fresno State football players to paint curbside addresses and she would like to reach out and plan a similar event.

7. Councilmember Hurtado announced she is planning a Virtual Town Hall for District 1.

8. Councilmember Hurtado said she is working with the city attorney to review and update the Council Rules of Procedure.

9. Councilmember Hurtado said she is coordinating a Downtown cleanup event and asked for resources such as dumpsters and Staff time.

10. Councilmember Hurtado asked for a consensus from the Council to schedule a presentation from LAFCo to the Planning Commission. Consensus was given.

11. Councilmember Montelongo asked for a consensus from the Council to add an item to the next agenda to proclaim March 21 at Tom Flores Day. Consensus was given.

12. Councilmember Montelongo said the businesses in his district received PPE from the Chamber and he appreciates the businesses working hard to keep people safe.

13. Councilmember Montelongo thanked the City Manager and Public Works for taking care of some items in his district.

14. Mayor Ontiveros asked the Council for a consensus to place an item on a future meeting agenda to posthumously recognize John Bart for his service to the City. Consensus was given.

L. ADJOURNMENT

Being no further business, the Council adjourned their meeting at 10:46 PM.



ATTEST:

*Rebeca P. Ramirez*

Rebeca P. Ramirez, City Clerk