

**SONORA CITY COUNCIL  
CITY OF SONORA  
May 20, 2019**

A Regular Meeting of the City Council of the City of Sonora was opened this date in the Council Chambers at City Hall, 94 North Washington Street, at 5:05 p.m. with the following Members present: Mayor, Jim Garaventa, Councilmembers Matt Hawkins, Mark Plummer, Colette Such and Connie Williams; City Administrator Tim Miller, Deputy City Attorney, Nubia Goldstein, Administrative Services Director, Chris Gorsky, Community Development Director, Rachelle Kellogg, Fire Chief, Aimee New and Police Chief Turu VanderWiel.

**REPORT ON POSTING OF THE AGENDA**

City Administrator, Tim Miller, advised the Council that at 12:00 Noon on the 17th day of May, 2019, the Agenda for the City of Sonora Council Meeting was posted outside City Hall for public view.

**APPROVAL OF THE AGENDA**

The Agenda was amended to consider item 11 prior to the Unfinished Business items.

**PRESENTATIONS**

None

**PUBLIC COMMENT (NON-AGENDA ITEMS)**

None

**CONSENT CALENDAR**

Motion by Councilmember Plummer second by Councilmember Williams, unanimously carried on a vote of 5-0, approval of the previously budgeted expenses and payroll disbursements. There was no public comment.

**Special Event Permit for the Torch Run**

Administrator Miller described the request recommending approval. Officer Pulido spoke to his request and described the teams that will participate with the Special Olympians.

Motion by Councilmember Williams second by Councilmember Hawkins, and approved on a vote of 5-0, to grant the Special Event permit for the Special Olympics Torch Run.

**UNFINISHED BUSINESS**

**1. Consideration to waive the second reading and adopt Ordinance No. 852 regarding penalties, enforcement, citations and appeals**

Director Kellogg introduced the ordinance. Councilmember Such questioned what happens for noticing if there is no a local paper. Attorney Goldstein explained the code requirements. There was no public comment. Councilmember Plummer expressed concerns with each day being a separate offense. Councilmember Hawkins shared similar concerns. City Attorney Goldstein responded to their questions noting the offense needed to be inspected and that due process needed to be followed. There was further discussion between the City staff and Council concerning the existing code, Government code requirements and proposed ordinance and applicable fines. Following further clarification Councilmembers Plummer and Hawkins concerns were addressed.

Motion by Councilmember Plummer second by Councilmember Hawkins, and approved on a vote of 5-0, to adopt Ordinance No. 852.

**2. Consideration to waive the second reading and adopt Ordinance No. 853 regarding service, notice and order, permit expiration, post disaster assessment and dangerous buildings**

Director Kellogg introduced the ordinance. There were no Council questions or public comments.

Motion by Councilmember Williams second by Councilmember Hawkins, and unanimously carried on a vote of 5-0 to adopt Ordinance No. 853.

**PUBLIC HEARINGS**

**1. Consideration to introduce and waive the first reading regarding Ordinance No. 835 regarding defensible space**

Chief New introduced the draft ordinance noting it incorporated changes discussed at the last meeting and revisions suggested by the public and responded to questions from Councilmember Such. Under public comment Karie Lew thanked the staff and Council and expressed appreciation for their work.

Motion by Councilmember Williams second by Councilmember Hawkins, and unanimously carried on a vote of 5-0, to introduce Ordinance No. 835.

**2. Consideration to introduce and waive the first reading regarding Ordinance No. 854 regarding property maintenance**

Director Kellogg introduced the draft ordinance and reviewed the changes suggested by the Council regarding improved surfaces, interior graffiti, vehicle locks, door and windows, registration and covers. Following a question by Councilmember Plummer, discussion ensued regarding the definition of debris. Attorney Goldstein provided clarification. Under public comment Karie Lew questioned the definition of vacant building and which of the two subdivisions would apply. The Council and City Attorney discussed the options of inserting "and" or "or". Public comment was again allowed and Ms. Lew suggested "or" may be more appropriate but stated either way it should be clarified. Further Council discussion ensued. The Fire Chief and City Attorney recommended the clarification be "or".

Motion by Councilmember Plummer second by Councilmember Williams, and unanimously carried on a vote of 5-0, to introduce Ordinance No. 854 with the addition of adding "or" for the subsection addressing vacant building or structure.

**NEW BUSINESS**

**1. Consideration to reappoint Kevin Anderson to the City of Sonora Planning Commission**

Director Kellogg reviewed the staff report and recommendation to appoint Mr. Anderson. There were no public comments.

Motion by Councilmember Williams second by Councilmember Hawkins, and unanimously carried on a vote of 5-0, to appoint Kevin Anderson to the Planning Commission.

**2. Consideration to adopt Resolution No. 05-20-2019-A establishing the Gann Appropriations Limit for Fiscal Year 2019/20**

Director Gorsky reviewed the Gann Limit calculations and staff recommendation. There was no public comment.

Motion by Councilmember Hawkins second by Councilmember Plummer, and unanimously carried on a vote of 5-0, to approve Resolution No. 05-20-2019-A.

**3. Discussion and possible direction regarding the findings and recommendations of the 2018-2019 Grand Jury Report on TCEDA/EPCTC Oversight**

**Administrator Miller** summarized the findings and recommendations in the report and the recommendations that required a response. The Mayor asked for public comment. Barbara Dressler recognized the Council for their efforts in bringing these issues forward and suggested that the City TCEDA Board members request the TCEDA Board place on their agenda consider to waive privilege and release the conflict of interest information.

**Councilmember Williams** reviewed her involvement with the TCEDA and the issues she raised over the two years of her term regarding the budget, conflict issues and requests to provide information on successes. **Councilmember Plummer** acknowledged Ms. Williams efforts and recognized the Grand Jury, Alex and the Union Democrat and Ken Perkins for their efforts. **Councilmember Such** expressed support for Barbara Dressler's request. **Councilmember Hawkins** noted the unfair criticism of Councilmember Williams and stated his approach has been to treat everyone fairly, that he will consider Ms. Dressler's request and noted how long it took to get answers to the issues that had come up. **Mayor Garaventa** expressed his agreement with his Councilmember's comments and his objection to the County blaming the City for the failure of the TCEDA noting the City needs to move forward with their own economic development efforts.

**Motion by Councilmember Williams second by Councilmember Plummer, and unanimously carried on a vote of 5-0, to direct the City TCEDA Board members to request that the issue of waiving privilege and releasing the conflict of interest investigation be placed on the TCEDA Board agenda for a vote.** Under public comment, Barbara Dressler expressed her support of the motion.

#### **4. Discussion and possible direction regarding Council member compensation**

**Attorney Goldstein** reviewed the applicable statutes and process for setting Council salaries. Following Council comments, staff was directed to report back with the applicable salary and allowable adjustments.

#### **MONTHLY REPORTS**

Reports were received from the Community Development, Fire, Police and Public Works departments. There were no public comments.

#### **VISION SONORA COMMITTEE REPORT**

None

**COMMUNICATIONS**

None

**COUNCILMEMBER/DEPARTMENT HEAD REPORTS**

**Director Kellogg** reported on the Old West Fest as a successful event despite the unsettled weather. **Chief New** noted the Old West Fest was a sell out for the Fire Museum. **Councilmember Williams** reported attending the Peace Officer Memorial and Visitor's Bureau Showcase, meetings of the Vison Sonora Design Committee and CSEDD, Front Porch open house and Lambert Center anniversary, Sonora Chamber film fest and the Sip and Taste event. **Councilmember Such** reported attending the SAF Senior forum, Front Porch open house, Lambert Center anniversary and Vison Sonora Design Committee meeting. **Councilmember Hawkins** reported presenting the Diamond Back with a ribbon for Best Dressed window during the Old West Fest. **Mayor Garaventa** reported attending the Peace Officer Memorial, Visitor's Bureau Showcase and Solid Waste committee meeting.

**ADJOURNMENT**

The meeting was adjourned at 7:05 p.m.

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Colette Such, City Clerk Pro-Tem

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Date