



CITY COUNCIL REGULAR MEETING

Monday, May 02, 2022 at 4:00 PM

94 N. Washington Street, Sonora, CA 95370

(209) 532-4541

AGENDA

NOTICE IS HEREBY GIVEN that the Sonora City Council will have their regular meeting on Monday, May 2, 2022 at 4:00 PM in the City of Sonora Council Chambers located at 94 N. Washington Street Sonora, CA 95370.

NOTICE: THIS MEETING WILL BE HELD IN ACCORDANCE WITH GOVERNMENT CODE SECTION 52953(E) AND THE CITY OF SONORA CITY COUNCIL RESOLUTION NO. 04-18-2022-A.

THIS MEETING IS PHYSICALLY OPEN TO THE PUBLIC AND MEMBERS OF THE PUBLIC MAY PARTICIPATE IN THE MEETING VIA VIDEO CONFERENCING AT:

Zoom Meeting Link:

<https://us06web.zoom.us/j/87460555933?pwd=UFBFZ0EyR3pjXNXZWtXVIZLQTJoQT09>

Dial: (669) 900-6833

Meeting ID: 874 6055 5933

Passcode: 7dY809

MEMBERS OF THE PUBLIC WILL BE GIVEN THE OPPORTUNITY TO PROVIDE COMMENT.

THIS MEETING WILL BE LIVE STREAMED ON THE CITY'S WEBSITE AT www.sonoraca.com.

Written comments can be submitted to be included as part of the administrative record, they will not be read during the meeting. All comments must be received by 3:00 pm on the day of the noticed meeting and can be submitted to the Deputy City Clerk at 94 N. Washington Street Sonora, CA 95370 or via email to administration@sonoraca.org.

CLOSED SESSION - 4:00 PM

CALL TO ORDER

ROLL CALL

PUBLIC COMMENTS

ADJOURN INTO CLOSED SESSION

1. CONFERENCE WITH LABOR NEGOTIATORS (Government Code 54957.6): Employee Organizations: Sonora Employees' Association (SEA); Sonora Management Employees' Association (SMEA)

RECONVENE INTO OPEN SESSION

OPEN SESSION - 5:00 PM

PLEDGE OF ALLEGIANCE

ROLL CALL

CITY CLERK'S REPORT ON AGENDA POSTING

APPROVAL OF THE AGENDA

REPORT OUT OF CLOSED SESSION

PRESENTATIONS

2. Receive an update from Tuolumne County District 1 Supervisor David Goldemberg.
3. Swearing in ceremony and introduction of two (2) Police Community Service Officers:
 1. Charles Shadle
 2. Rylan Matyshock
4. Introduction and Swearing in of Police Officer Michelle Hopper.
5. Receive the Sonora Fire Department's Firefighter of the Year for 2021.
6. Receive the Sonora Police Department's 2021 Employee Recognitions.
7. Receive the Sonora Employee's Association (SEA) Employee of the Year for 2021.
8. Receive a presentation from the Tuolumne County Alliance for Resources and Environment (TuCARE).

PUBLIC COMMENT (NON-AGENDA ITEMS)

The public may address the Council on any item of public interest not otherwise on the agenda that is within the jurisdiction of the City. No action may be taken. Matters to be addressed may be referred to City Staff or placed on a subsequent meeting Agenda. Speakers are limited to a three (3) minute presentation.

*If participating via Zoom, please raise your hand using the Raise Your Hand feature or dial *9 (*6 to unmute).*

CONSENT CALENDAR

Items on the Consent Calendar are considered routine and will be voted on in one motion unless a Council member or member of the public has a question or wishes to discuss an item. In that case, the item will be removed from the Consent Calendar and considered separately.

9. Approval of City Council Minutes for January 11, 2022, January 18, 2022, February 7, 2022, and February 22, 2022.
10. Approve an agreement between the City of Sonora and the Sonora Union High School District to lease the city owned parking lot on the south side of School Street, for a term of five (5) years, for a total annual amount of ten thousand eight hundred ninety dollars (\$10,890); and authorize the City Administrator to execute the agreement.
11. Budget Modifications:
 1. Authorize the City Administrator to sign a Purchase Orders with Pacific Displays in the amount of \$50,000 for the replacement of City Christmas Decorations destroyed in the Washington fire, and authorize the subsequent budget adjustment and accompanied budget transfer; requires 4/5th vote.
 2. Authorize the budget adjustment and accompanied budget transfer in the amount of \$25,000 from unrestricted fund balance to fund a sewer line replacement located at the public works facility; requires 4/5th vote.
12. Approval of disbursements in the amount of \$168,699.59 for payroll, inclusive of employee salaries, employer and employee taxes and retirement contributions, miscellaneous voluntary employee deductions, holiday pay, and other adjustments, including retro-pay.

NEW BUSINESS

13. Planning Commissioner Appointments:
 1. Consideration of the Mayor's recommendation to reappoint Bess Levine to serve as a City of Sonora Planning Commissioner for a four-year term, expiring on July 1, 2026.
 2. Consideration of the Mayor's recommendation to appoint Nathan Morales to serve as a City of Sonora Planning Commissioner for a three-year term, expiring on July 1, 2025.

COUNCIL MEMBER/DEPARTMENT HEAD REPORTS

ADJOURNMENT

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Administrator at City Hall (209) 532-4541, meads@sonoraca.com. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35.102-35.104 ADA Title II).

Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Administrator's Office at 94 N. Washington Street, Sonora, CA 95370 during normal business hours (8:00 am - 4:00 pm, Monday through Friday, excluding holidays). The agenda and supporting public documents are also available on our City website www.sonoraca.com listed under the agenda/minutes link on the Government page.



CITY COUNCIL AGENDA REPORT

MEETING DATE: May 2, 2022
TO: City Council Members
FROM: Melissa Eads, Interim City Administrator
SUBJECT: Supervisor David Goldemberg County Update

RECOMMENDATION

Receive an update from Tuolumne County District 1 Supervisor David Goldemberg.

DISCUSSION

District 1 Supervisor Goldemberg will present an update on County-wide issues to the City Council the first meeting of each month.

FISCAL IMPACT

No fiscal impact to the General Fund.



CITY COUNCIL AGENDA REPORT

MEETING DATE: May 2, 2022

TO: City Council Members

FROM: Turu VanderWiel, Chief of Police

SUBJECT: Swearing in ceremony and introduction of two (2) Police Community Service Officers

RECOMMENDATION

Swearing in ceremony and introduction of two (2) Police Community Service Officers:

1. Charles Shadle
2. Rylan Matyshock

DISCUSSION

Charles tested in August and Rylan tested for October of last year for their positions and each has completed all pre-employment screenings required for this position. Charles was hired on December 11, 2021, and Rylan on December 14, 2021. In addition, each of them have recently undergone field training in the various aspects of the job.

Charles "Chuck" Shadle has been associated with the United States Army for more than sixty-five years in one capacity or another. The grandson of an Army General and son of an Army Colonel, he spent his early years moving from state to state as his father was posted to various assignments. After Chuck graduated from college, he followed in his father's footsteps and joined the Army as a Second Lieutenant. He retired in 1995 as a Lt. Colonel with twenty-five years of service. He then began his second career as an IT Cybersecurity contractor for the Department of Defense, which took him to many locations within the United States as well as Iraq. Finally, after living in so many places throughout his life, Chuck happily settled in the beautiful foothills of the Sierra Nevada right here in Sonora.

Working as a Community Service Officer is his first experience with Law Enforcement. He states the learning curve is steep, but it's a challenge that is not only interesting but promises to be very rewarding. He is happy and proud to be able to contribute in a small way to the City of Sonora.

Rylan Matyshock was born in Fresno, California, and grew up in Coarsegold. He comes from a family of law enforcement professionals establishing his passion for law enforcement and public safety throughout his life. Rylan moved to Sonora with his family in 2017 and graduated from Sonora High School in 2021. He is enrolled at Columbia College and is working to acquire an Associate's degree in Social and Behavioral Sciences.

Rylan plans on continuing his education and working towards a Bachelor's degree. He also plans to use his skills and experiences as a Community Service Officer to become a police officer with the Sonora Police Department and continue to serve this great community he calls home.

FISCAL IMPACT

No fiscal impact to the General Fund as these positions were previously funded.



CITY COUNCIL AGENDA REPORT

MEETING DATE: May 2, 2022

TO: City Council Members

FROM: Turu VanderWiel, Chief of Police

SUBJECT: Introduction of Police Officer

RECOMMENDATION

Introduction and Swearing in of Police Officer Michelle Hopper.

DISCUSSION

Michele Hopper has completed all testing and initial training requirements to begin working as a sworn peace officer. In March, Michele graduated from the San Joaquin Delta Police Academy and was subsequently hired by the City on March 26, 2022. She is currently assigned to our 14-week Field Training Program to prepare her to work as a solo officer.

Michele initially started a career in public service as an EMT after graduating high school. She worked in the Oakland/Hayward area for approximately one year as an EMT, but left the industry to raise her family. She then decided to attend college, obtaining an AA in Liberal Arts, a BA in Liberal Studies, an MA in Curriculum and Instruction, and teaching credentials. Michele has been teaching in various capacities for 25 years but has been in the middle school arena for the past 17 years. Michele decided to revisit her passion for public service after all of her children graduated high school and put herself through the police academy.

Michele has lived in Angles Camp for the past 11 years, calling the foothills her home. She is excited to start her new career in Sonora, serving this beautiful community.

FISCAL IMPACT

No fiscal impact to the General Fund as this position was previously funded.



CITY COUNCIL AGENDA REPORT

MEETING DATE: May 2, 2022
TO: City Council Members
FROM: Aimee New, Fire Chief
SUBJECT: Firefighter of the Year 2021

RECOMMENDATION

Receive the Sonora Fire Department's Firefighter of the Year for 2021.

DISCUSSION

Each year, the City of Sonora recognizes outstanding employees across all Departments, giving us the opportunity to recognize and thank some of our best team members. The Fire Fighter of the Year award began in 1994, and is unique to the City, in that our recognition program is entirely peer driven. Recognition that comes from peers acknowledging each other for outstanding service is especially rewarding.

Fire Captain Brittan Gregory is the Firefighter of the Year for 2021. Some comments from his peers are as follows:

"Brittan is always willing to work, even when it is inconvenient."

"Captain Gregory, when on FMLA leave for the birth of his child, responded in during the Washington Fire to assist the City."

"Brittan goes above and beyond for the department and the community. He takes pride in fixing the station and equipment and encourages others to leave things better than they found them."

"Captain Gregory works after hours to complete projects around the station. He is very dedicated and takes pride in making the fire station a home for all of us."

FISCAL IMPACT

No fiscal impact to the General Fund.



CITY COUNCIL AGENDA REPORT

MEETING DATE: May 2, 2022

TO: City Council Members

FROM: Turu VanderWiel, Chief of Police

SUBJECT: Police Department Employee Recognitions

RECOMMENDATION

Receive the Sonora Police Department's 2021 Employee Recognitions.

DISCUSSION

Each year the Police Department recognizes exceptional performance in the following categories: Officer of the Year, Reserve Officer of the Year, Civilian Employee of the Year, the Marshall McMaster Community Service Volunteer of the Year, and the Ronald Billings II Police Explorer of the Year. These recognitions are peer-nominated, and leadership endorsed.

The following individuals were selected as the Sonora Police Department's employees of the year for 2021.

Officer of the Year, Officer Thomas Brickley – Thomas began his law enforcement career in 2017 as a Community Service Volunteer for our department. He transitioned to a Sworn Peace Officer in 2019 and quickly developed into a well-rounded Officer. His peers say he goes above and beyond what is typically expected of a Police Officer. His contributions to the department include Field Training Officer, Taser Instructor, Driver's Training Instructor, Public Information Officer, SPOA President, Narcan Instructor, and he also spends time mentoring our Junior Volunteers. Thomas is always willing to work extra shifts; he is there when you need him and is a pleasure to work with. One employee commented, "I love how his interactions with the public are genuine." Another employee stated that Thomas brings a community spirit to the department, and another said, "He's a hard worker, a go-getter, and he shares his snacks with me." As the Chief of Police, I appreciate that Thomas frequently looks for ways to help us provide a better service to the community. His moral compass is properly calibrated, and I can count on him to do the right thing.

Reserve Officer of the Year, Officer Danny Duffy – Danny has been with us since 2018. He's a retired Coastguard Officer with a great deal of service experience. His peers describe him as dependable, supportive, and a joy to work around. Our staff appreciates his extra attention to ensuring his partners are safe. One Officer stated, "I can count on him to have my back." Danny is known as always willing to step up and help out. He stays until all the work is done and never complains. Danny is a wealth of knowledge and he brings a professional demeanor and calming presence to every situation. In addition, Danny commutes to donate his time to our City. He receives a modest stipend but donates what he earns to the SPOA to support its members further. One employee commented, "Danny is a great friend and will go out of his way to brighten someone's day." As the Police Chief, I appreciate Danny's life experience and mentorship to our team.

Civilian Employee of the Year, Dispatcher Naomi Moran – Naomi has been with the department since 2009. She's worked both sides of the 911 center as a Sworn Peace Officer and a Dispatcher. Her peers cite her professional and fun demeanor, along with her extra efforts to support her coworkers. She is described as a "great Dispatcher, " but staff also note her work with creating and improving forms and filing systems, which saves our team a great deal of time. Her coworkers praise her positive attitude and willingness to help others and appreciate the personal time she gives to the SPOA. In addition, Naomi is a Communications Training Officer and puts great energy into that responsibility. As the Chief of Police, I can't say enough about Naomi's dedication to the department, her support of her peers, and her commitment to public service.

Marshall McMaster Community Service Volunteer (CSV) of the Year, Chaplain Randy Ehle – Randy was selected as a Chaplain for our agency in January of 2021. He is a member of our Community Service Volunteer unit, but comes with specific qualifications for this position of trust. You may see Randy in a reflective vest directing traffic, but his primary function is community policing relations and department members' well-being. His willingness to drop what he is doing in support of Sonora Police Department (SPD) staff and community members has earned him a great deal of appreciation from his peers. He is a significant contributor to SPD's Peer Support Program and has the forethought to check in on staff when the environment becomes unsettled. Randy rarely misses a function or event and our officers especially appreciate his willingness to be a role player during training scenarios. He is described as cheerful, enthusiastic, easy to talk to, and caring. One of our staff members stated, "Although Randy has only been with us a year, it seems like he has been a part of the department for a long time." As the Chief of Police, I appreciate his positive impact on morale. He truly cares and it shows.

Ronald Billings II Explorer of the Year, Lisa Corpus – Lisa came to our department just last year and is described as friendly and cheerful. Lisa is interested in a career in law enforcement and proves she is willing to work hard for it. In addition to attending regular training sessions and meetings, she rides out on patrol, helps at the qualification range, and assists during special events. Lisa will help out where it's needed without being asked. I have a great deal of respect for Lisa's sense of volunteerism.

FISCAL IMPACT

No fiscal impact to the General Fund.



CITY COUNCIL AGENDA REPORT

MEETING DATE: May 2, 2022

TO: City Council Members

FROM: Rachell Kellogg, Community Development Director

SUBJECT: Sonora Employee's Association Employee of the Year for 2021

RECOMMENDATION

Receive the Sonora Employee's Association (SEA) Employee of the Year for 2021.

DISCUSSION

Each year an employee is selected by their peers to be the City of Sonora Employee's Association Employee of the Year. The following individual was selected for their outstanding and dedicated work for the City.

The Public Works Supervisor Mike Lagomarsino is the Sonora Employees' Association Employee of the Year for 2021. He has been with the City for the past 17 years and some comments from his peers include:

"His work ethic is admirable, and he is always willing to lend a hand when others need it."

"Speedy, efficient, willing to take care of any issue requested with hours."

"Mike is a pleasure to work with and always goes out of his way to make it happen..."

"Pleasant, effective, donates time to the City."

FISCAL IMPACT

No fiscal impact to the General Fund.



CITY COUNCIL AGENDA REPORT

MEETING DATE: May 2, 2022

TO: City Council Members

FROM: Melissa Eads, Interim City Administrator

SUBJECT: Tuolumne County Alliance for Resources and Environment (TuCARE)
Presentation

RECOMMENDATION

Receive a presentation from the Tuolumne County Alliance for Resources and Environment (TuCARE).

DISCUSSION

TuCARE will present to the City Council at the direction of the Mayor.

FISCAL IMPACT

No fiscal impact to the General Fund.



CITY COUNCIL AGENDA REPORT

MEETING DATE: May 2, 2022

TO: City Council Members

FROM: Jackie Smith, Deputy City Clerk

SUBJECT: Meeting Minutes for January 11, 2022, January 18, 2022, February 7, 2022, and February 22, 2022.

RECOMMENDATION

Approval of City Council Minutes for January 11, 2022, January 18, 2022, February 7, 2022, and February 22, 2022.

DISCUSSION

Staff recommends that the City Council approve meeting minutes for January 11, 2022, January 18, 2022, February 7, 2022, and February 22, 2022.

FISCAL IMPACT

No fiscal impact to the General Fund.

ATTACHMENTS

- 01-11-2022 Meeting Minutes
- 01-18-2022 Meeting Minutes
- 02-07-2022 Meeting Minutes
- 02-22-2022 Meeting Minutes



CITY COUNCIL SPECIAL MEETING

Tuesday, January 11, 2022 at 3:30 PM

94 N. Washington Street, Sonora, CA 95370

(209) 532-4541

MINUTES

NOTICE IS HEREBY GIVEN that the Sonora City Council will have a special meeting on Tuesday, January 11, 2022 at 3:30 pm in the City of Sonora Council Chambers located at 94 N. Washington Street Sonora, CA 95370.

NOTICE: THIS MEETING WILL BE HELD IN ACCORDANCE WITH AB 361.

THIS MEETING IS PHYSICALLY OPEN TO THE PUBLIC AND MEMBERS OF THE PUBLIC MAY PARTICIPATE IN THE MEETING VIA VIDEO CONFERENCING AT:

Zoom Meeting Link:

<https://us06web.zoom.us/j/8530647586?pwd=NUxhMi9uR2VnT0pqTE13ckJ4RDINUT09>

Dial: (253)215-8782

Meeting ID: 853 064 7586

Passcode: 7dY809

AND WILL BE GIVEN THE OPPORTUNITY TO PROVIDE PUBLIC COMMENT.

THIS MEETING WILL BE OPEN TO THE PUBLIC AND WILL BE AVAILABLE VIA ZOOM. IT WILL ALSO BE LIVE STREAMED ON THE CITY'S WEBSITE AT www.sonoraca.com.

Written comments can be submitted to be included as part of the administrative record, they will not be read during the meeting. All comments must be received by 3:00 pm on the day of the noticed meeting and can be submitted to the City Clerk at 94 N. Washington Street Sonora, CA 95370 or via email to administration@sonoraca.org.

CALL TO ORDER -

3:30 PM

Called to order at 3:30 PM.

ROLL CALL

PRESENT

Ann Segerstrom
Colette Such
Jim Garaventa
Matt Hawkins
Mark Plummer

PUBLIC COMMENT

No public comments.

ADJOURN INTO CLOSED SESSION

1. CONFERENCE WITH LABOR NEGOTIATORS (Government Code 54957.6): Agency designated representatives: Mary Rose Rutikanga, City Administrator;

Employee Organization: Sonora Management Employees' Association.

Staff was given direction.

2. Public Employment (Government Code Section 54957)

Title: City Administrator

Staff was given direction to bring a contract to the Council to appoint **Financial Director Chris Gorsky** as the Interim City Administrator.

RECONVENE INTO OPEN SESSION

ADJOURNMENT

Meeting adjourned at 7:53 PM.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Administrator at City Hall (209) 532-4541, mrutikanga@sonoraca.com. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35.102-35.104 ADA Title II).

Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Administrator's Office at 94 N. Washington Street, Sonora, CA 95370 during normal business hours (8:00 am - 4:00 pm, Monday through Friday, excluding holidays). The agenda and supporting public documents are also available on our City website www.sonoraca.com listed under the agenda/minutes link on the Government page.



CITY COUNCIL REGULAR MEETING

Tuesday, January 18, 2022 at 5:00 PM

94 N. Washington Street, Sonora, CA 95370

(209) 532-4541

MINUTES

NOTICE IS HEREBY GIVEN that the Sonora City Council will have their regular meeting on Monday, January 18, 2022 at 4:00 pm in the City of Sonora Council Chambers located at 94 N. Washington Street Sonora, CA 95370.

NOTICE: THIS MEETING WILL BE HELD IN ACCORDANCE WITH AB 361.

THIS MEETING IS PHYSICALLY OPEN TO THE PUBLIC AND MEMBERS OF THE PUBLIC MAY PARTICIPATE IN THE MEETING VIA VIDEO CONFERENCING AT:

Zoom Meeting Link:

<https://us06web.zoom.us/j/87460555933?pwd=UFBFZ0EyR3pjXNXZWtXVIZLQTJoQT09>

Dial: (253)215-8782

Meeting ID: 874 6055 5933

Passcode: 7dY809

AND WILL BE GIVEN THE OPPORTUNITY TO PROVIDE PUBLIC COMMENT.

THIS MEETING WILL BE OPEN TO THE PUBLIC AND WILL BE AVAILABLE VIA ZOOM. IT WILL ALSO BE LIVE STREAMED ON THE CITY'S WEBSITE AT www.sonoraca.com.

Written comments can be submitted to be included as part of the administrative record, they will not be read during the meeting. All comments must be received by 3:00 pm on the day of the noticed meeting and can be submitted to the City Clerk at 94 N. Washington Street Sonora, CA 95370 or via email to administration@sonoraca.org.

OPEN SESSION - 5:00 PM

Called to order at 5:02 PM.

PLEDGE OF ALLEGIANCE

Mayor Pro Tem Plummer led the Pledge of Allegiance.

ROLL CALL**PRESENT**

Mayor Matt Hawkins

Mayor Pro Tem Mark Plummer

Council member Ann Segerstrom

Council member Colette Such

ABSENT

Council member Jim Garaventa

CITY CLERK'S REPORT ON AGENDA POSTING

The Agenda was posted on Friday, January 14, 2022, at 4:00 PM.

APPROVAL OF THE AGENDA

The Agenda was approved without change.

PUBLIC COMMENT (NON-AGENDA ITEMS)

The public may address the Council on any item of public interest not otherwise on the agenda that is within the jurisdiction of the City. No action may be taken. Matters to be addressed may be referred to City Staff or placed on a subsequent meeting Agenda. Speakers are limited to a three (3) minute presentation.

*If participating via Zoom, please raise your hand using the Raise Your Hand feature or dial *9.*

A member of the public commented in disapproval of the Social Equity Committee.

A member of the public commented in disapproval of the Sonora City Council and placed a member of the Council under citizen's arrest. No action was asked to be taken by the member of the public.

A member of the public representing the Observer Corps of the League of Voters notified the Council of their presence.

Councilmember Garaventa arrived late.

CONSENT CALENDAR

Items on the Consent Calendar are considered routine and will be voted on in one motion unless a Council member or member of the public has a question or wishes to discuss an item. In that case, the item will be removed from the Consent Calendar and considered separately.

No public comments.

**Motion made by Mayor Pro Tem Plummer, Seconded by Council member Segerstrom.
Voting Yea: Mayor Hawkins, Mayor Pro Tem Plummer, Council member Segerstrom, Council member Such, Council member Garaventa.**

1. Approve City Council Minutes for May 17, 2021; May 19, 2021; and July 19, 2021.
2. Approval of disbursements in the amount of \$177,203.01 for payroll, inclusive of employee salaries, employer and employee taxes and retirement contributions, miscellaneous voluntary employee deductions, holiday pay and other adjustments, including retro-pay.

NEW BUSINESS

3. Consideration to adopt Resolution 01-18-2022-A proclaiming and authorizing remote teleconferencing meetings of the City Council and its committees and commissions for 30 days pursuant to AB 361 Brown Act provisions.

Interim City Administrator/Police Chief Turu VanderWiel presented this item to the Council.

A member of the public commented in disapproval of adopting the Resolution.

Councilmembers discussed.

**Motion made by Mayor Pro Tem Plummer, Seconded by Council member Such.
Voting Yea: Mayor Hawkins, Mayor Pro Tem Plummer, Council member Segerstrom, Council member Such, Council member Garaventa.**

4. Consideration to approve a Letter of Support for the Sunshine Hill – Jamestown Road Shaded Fuel Break Project and authorize the Mayor to sign the letter.

Fire Chief Aimee New presented this item to the Council.

Councilmembers discussed.

A member of the public representing the Fire Safe Council commented in support of the letter.

No public comments.

**Motion made by Council member Garaventa, Seconded by Council member Such.
Voting Yea: Mayor Hawkins, Mayor Pro Tem Plummer, Council member Segerstrom, Council member Such, Council member Garaventa.**

5. Consideration to approve an Employment Agreement between the City of Sonora and Melissa Eads for the position of Interim City Administrator with a base salary amount of one hundred and forty thousand dollars (\$140,000) annually and for a term of six (6) months.

City Attorney Douglas White presented and detailed this item to the Council.

Councilmembers discussed.

A member of the public commented in disapproval of the Employment Agreement and asked questions to legal counsel.

City Attorney Douglas White provided legal counsel.

Multiple members of the public commented in approval of the Employment Agreement.

A member of the public commented in disapproval of the proposed salary.

A member of the public commented in disapproval of another member of the public.

Motion made by Council member Such, Seconded by Mayor Pro Tem Plummer.

Voting Yea: Mayor Hawkins, Mayor Pro Tem Plummer, Council member Segerstrom, Council member Such, Council member Garaventa.

MONTHLY REPORTS

6. Receive the Community Development Department Report for December 2021
7. Receive Fire Department Monthly Report – December 2021
8. Receive the Sonora Police Department monthly report for December 2021.
9. Receive the Public Works Department Report for December 2021

COUNCIL MEMBER/DEPARTMENT HEAD REPORTS

Fire Chief Aimee New updated the Council on a consulting agreement.

Interim City Administrator/Chief of Police Turu VanderWiel informed those in attendance that January is National Mentoring Month.

Community Development Director Rachelle Kellogg updated the Council on a Hidden Terrace project.

Melissa Eads thanked the Council for their consideration of her employment as Interim City Administrator.

Councilmember Segerstrom attended the YES Partnership, the Blue Zone Policy Summit, and the Ad Hoc Energy Committee, and notified those in attendance of Stalking Awareness Month at the Center for a Non-Violent Community.

Councilmember Such attended the Social Equity Committee on January 10, 2022, the City Administrator Interviews on January 11, 2022, the Tuolumne County Commission on Homelessness Outdoor Shelter Ad Hoc Committee on January 12, 2022, the California Association of Councils of Governments on January 14, 2022, and the Blue Zone Policy Summit.

Councilmember Garaventa attended the Solid Waste Committee Meeting on January 12, 2022 and notified those in attendance that the next Tuolumne County Transportation Council would not meet again until February.

Mayor Pro Tem Plummer thanked the previous City Administrator, Mary Rose Rutikanga, for her work on the Council, and thanked Melissa Eads for becoming the new Interim City Administrator.

Mayor Hawkins notified those in attendance that the Council received a post-card from Sonora's Sister City in Japan.

ADJOURNMENT

Meeting adjourned at 6:20 PM.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Administrator at City Hall (209) 532-4541, meads@sonoraca.com. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35.102-35.104 ADA Title II).

Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Administrator's Office at 94 N. Washington Street, Sonora, CA 95370 during normal business hours (8:00 am - 4:00 pm, Monday through Friday, excluding holidays). The agenda and supporting public documents are also available on our City website www.sonoraca.com listed under the agenda/minutes link on the Government page.



CITY COUNCIL REGULAR MEETING

Monday, February 07, 2022 at 5:00 PM

94 N. Washington Street, Sonora, CA 95370

(209) 532-4541

MINUTES

NOTICE IS HEREBY GIVEN that the Sonora City Council will have their regular meeting on Monday, February 7, 2022 at 5:00 pm in the City of Sonora Council Chambers located at 94 N. Washington Street Sonora, CA 95370.

NOTICE: THIS MEETING WILL BE HELD IN ACCORDANCE WITH AB 361.

THIS MEETING IS PHYSICALLY OPEN TO THE PUBLIC AND MEMBERS OF THE PUBLIC MAY PARTICIPATE IN THE MEETING VIA VIDEO CONFERENCING AT:

Zoom Meeting Link:

<https://us06web.zoom.us/j/87460555933?pwd=UFBFZ0EyR3picXNXZWtXVIZLQTJoQT09>

Dial: (253)215-8782

Meeting ID: 874 6055 5933

Passcode: 7dY809

AND WILL BE GIVEN THE OPPORTUNITY TO PROVIDE PUBLIC COMMENT.

THIS MEETING WILL BE OPEN TO THE PUBLIC AND WILL BE AVAILABLE VIA ZOOM. IT WILL ALSO BE LIVE STREAMED ON THE CITY'S WEBSITE AT www.sonoraca.com.

Written comments can be submitted to be included as part of the administrative record, they will not be read during the meeting. All comments must be received by 3:00 pm on the day of the noticed meeting and can be submitted to the City Clerk at 94 N. Washington Street Sonora, CA 95370 or via email to administration@sonoraca.org.

OPEN SESSION - 5:00 PM

Called to order at 5:02 PM.

PLEDGE OF ALLEGIANCE

Councilmember Garaventa led the Pledge of Allegiance.

ROLL CALL**PRESENT**

Mayor Matt Hawkins

Mayor Pro Tem Mark Plummer

Council member Ann Segerstrom

Council member Colette Such

Council member Jim Garaventa

CITY CLERK'S REPORT ON AGENDA POSTING

The agenda was posted on Thursday, February 3, 2022, at 3:00 PM.

APPROVAL OF THE AGENDA

Item #7 was moved to the beginning of New Business.

The agenda was approved with adjustment.

PRESENTATIONS

1. Receive a Tuolumne County update from District 1 Supervisor David Goldemberg

District 1 Supervisor David Goldemberg gave an update on recent COVID-19 statistics, the Fire Safety Advisory Committee developing a Vegetation Ordinance, and the upcoming Board of Supervisors events.

Councilmembers discussed.

PUBLIC COMMENT (NON-AGENDA ITEMS)

The public may address the Council on any item of public interest not otherwise on the agenda that is within the jurisdiction of the City. No action may be taken. Matters to be addressed may be referred to City Staff or placed on a subsequent meeting Agenda. Speakers are limited to a five (5) minute presentation.

A member of the public representing the Sonora Chamber of Commerce informed the Council on the results of a survey on the Sonora Christmas Town.

A member of the public commented in disapproval of their experience with a Public Records Act Request.

A member of the public commented suggested focusing on the history of Sonora in regards to Social Equity.

City Attorney Douglas White provided legal counsel regarding a public comment.

CONSENT CALENDAR

Items on the Consent Calendar are considered routine and will be voted on in one motion unless a Council member or member of the public has a question or wishes to discuss an item. In that case, the item will be removed from the Consent Calendar and considered separately.

Councilmembers discussed.

No public comments.

Motion made by Council member Garaventa, Seconded by Mayor Pro Tem Plummer.

Voting Yea: Mayor Hawkins, Mayor Pro Tem Plummer, Council member Segerstrom, Council member Such, Council member Garaventa.

2. Approval of disbursements in the amount of \$154,381.93 for payroll, inclusive of employee salaries, employer and employee taxes and retirement contributions, miscellaneous voluntary employee deductions, holiday pay and other adjustments, including retro-pay.
3. The Sonora Fire Department electronically submitted a Federal Emergency Management Agency (FEMA) Grant for Staffing for Adequate Fire and Emergency Response (SAFER). The City Administrator and/or Fire Chief is requesting to authorize and direct the Fire Chief to return to the City Council with the application results and to accept the awards if successful.

NEW BUSINESS

4. Consideration to adopt Resolution No. 02-07-2022-A approving the Memorandum of Understanding for the Sonora Management Employees' Association (SMEA) effective July 1, 2021 through June 30, 2025 and authorize the Mayor to sign agreement.

City Attorney Douglas White presented this item to the Council.

Councilmembers discussed.

Administrative Services Director Chris Gorsky further detailed this item.

Fire Chief Aimee New gave input on staff evaluations.

No public comments.

Resolution was approved with adjustment to grammar and language.

Motion made by Council member Garaventa, Seconded by Council member Such.

Voting Yea: Mayor Hawkins, Mayor Pro Tem Plummer, Council member Segerstrom, Council member Such, Council member Garaventa.

5. Consideration to adopt Resolution No. 02-07-2022-B approving the employee salary schedules for the Sonora Management Employees' Association as part of the 2021 Memorandum of Understanding.

City Attorney Douglas White presented this item to the Council.

Councilmembers discussed.

No public comments.

**Motion made by Council member Garaventa, Seconded by Mayor Pro Tem Plummer.
Voting Yea: Mayor Hawkins, Mayor Pro Tem Plummer, Council member Segerstrom, Council member Such, Council member Garaventa.**

6. Authorize the Sonora Fire Department to electronically submit Federal Emergency Management Agency (FEMA) Grant, authorize the City Administrator and/or Fire Chief to execute all documents relating to the grant applications, and direct the Fire Chief to return to the City Council with the application results and to accept the awards.

Fire Chief Aimee New presented and detailed this item to the Council.

A member of the public representing the County of Tuolumne commented in support of the item.

Councilmembers discussed.

**Motion made by Council member Segerstrom, Seconded by Council member Garaventa.
Voting Yea: Mayor Hawkins, Mayor Pro Tem Plummer, Council member Segerstrom, Council member Such, Council member Garaventa.**

7. Consider the assignment of the Mayor's appointment to the County-wide Homeless Taskforce.

Councilmembers discussed.

Police Chief Turu VanderWiel accepted his appointment to the County-wide Homeless Taskforce.

Multiple members of the public commented in support of the appointed member of City Staff.

A member of the public representing the County-wide Homeless Taskforce specified the representation of the appointed member.

**Motion made by Council member Garaventa, Seconded by Mayor Pro Tem Plummer.
Voting Yea: Mayor Hawkins, Mayor Pro Tem Plummer, Council member Segerstrom, Council member Such, Council member Garaventa.**

COUNCIL MEMBER/DEPARTMENT HEAD REPORTS

Fire Chief Aimee New updated the Council on the recent passing of a member of the Fire Department.

Community Development Director Rachelle Kellogg updated the Council on the City's Sign Ordinance update.

City Attorney Douglas White updated the Council on the pandemic requirements.

Interim City Administrator Melissa Eads recognized multiple staff members for their work.

Councilmember Segerstrom attended the Central Sierra Economic Development District Meeting and the National Integrated Drought Information System Climate Overview.

Councilmember Such attended the Tuolumne County Commission on Homelessness Outdoor Shelter Ad Hoc Committee, the Tuolumne County Commission on Homelessness CDBG Grant Meeting, the Tuolumne County Commission on Homelessness Navigation Center Committee, the Point-in-Time

(PIT) Count Training, the Social Equity Committee (SEC) Meeting, the Oversight Board of the Successor Agency to the Redevelopment Agency of the City of Sonora (OBSARA) Meeting, the ATCAA Internal Affairs Committee, and a Granicus Webinar on Short-Term Rentals and ADA Requirements.

ADJOURNMENT

Meeting adjourned at 6:37 PM.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Administrator at City Hall (209) 532-4541, meads@sonoraca.com. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35.102-35.104 ADA Title II).

Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Administrator's Office at 94 N. Washington Street, Sonora, CA 95370 during normal business hours (8:00 am - 4:00 pm, Monday through Friday, excluding holidays). The agenda and supporting public documents are also available on our City website www.sonoraca.com listed under the agenda/minutes link on the Government page.



CITY COUNCIL REGULAR MEETING

Tuesday, February 22, 2022 at 4:00 PM

94 N. Washington Street, Sonora, CA 95370

(209) 532-4541

MINUTES

NOTICE IS HEREBY GIVEN that the Sonora City Council will have their regular meeting on Monday, February 22, 2022 at 4:00 PM in the City of Sonora Council Chambers located at 94 N. Washington Street Sonora, CA 95370.

NOTICE: THIS MEETING WILL BE HELD IN ACCORDANCE WITH GOVERNMENT CODE SECTION 52953(E) AND THE CITY OF SONORA CITY COUNCIL RESOLUTION NO. 01-18-2022-A.

THIS MEETING IS PHYSICALLY OPEN TO THE PUBLIC AND MEMBERS OF THE PUBLIC MAY PARTICIPATE IN THE MEETING VIA VIDEO CONFERENCING AT:

Zoom Meeting Link:

<https://us06web.zoom.us/j/87460555933?pwd=UFBFZ0EyR3pjXNXZWtXVIZLQTJoQT09>

Dial: (253)215-8782

Meeting ID: 874 6055 5933

Passcode: 7dY809

AND WILL BE GIVEN THE OPPORTUNITY TO PROVIDE PUBLIC COMMENT.

THIS MEETING WILL BE OPEN TO THE PUBLIC AND WILL BE AVAILABLE VIA ZOOM. IT WILL ALSO BE LIVE STREAMED ON THE CITY'S WEBSITE AT www.sonoraca.com.

Written comments can be submitted to be included as part of the administrative record, they will not be read during the meeting. All comments must be received by 3:00 pm on the day of the noticed meeting and can be submitted to the City Clerk at 94 N. Washington Street Sonora, CA 95370 or via email to administration@sonoraca.org.

CLOSED SESSION - 4:00 PM**CALL TO ORDER**

Called to order at 4:07 PM.

ROLL CALL**PRESENT**

Mayor Matt Hawkins

Mayor Pro Tem Mark Plummer

Council member Colette Such

Council member Jim Garaventa

ABSENT

Council member Ann Segerstrom

PUBLIC COMMENTS

No public comments.

ADJOURN INTO CLOSED SESSION

1. Threat to Public Services or Facilities (Government Code 54957(a)): Consultation with City Attorney, Douglas White.

Staff was given direction.

RECONVENE INTO OPEN SESSION**OPEN SESSION** - 5:00 PM**CALL TO ORDER**

Called to order at 5:02 PM.

PLEDGE OF ALLEGIANCE

Councilmember Such led the Pledge of Allegiance.

ROLL CALL**PRESENT**

Mayor Matt Hawkins

Mayor Pro Tem Mark Plummer

Council member Ann Segerstrom

Council member Colette Such

Council member Jim Garaventa

CITY CLERK'S REPORT ON AGENDA POSTING

The Agenda was posted on Thursday, February 17, 2022, at 4:00 PM.

APPROVAL OF THE AGENDA

Item #11 was moved to the first item under New Business.

The Agenda was approved with adjustment.

PUBLIC COMMENT (NON-AGENDA ITEMS)

The public may address the Council on any item of public interest not otherwise on the agenda that is within the jurisdiction of the City. No action may be taken. Matters to be addressed may be referred to City Staff or placed on a subsequent meeting Agenda. Speakers are limited to a three (3) minute presentation.

A member of the public updated the Council on the upcoming Love Tuolumne County Day.

A member of the public updated the Council on the California Preservation Foundation.

A member of the public commented in support of recovering City property damaged by the Washington Fire.

A member of the public representing the Sonora Chamber of Commerce and Visit Tuolumne County updated the Council on a Special Use Permit and tourism analytics.

A member of the public representing TuCARE updated the Council on upcoming events.

A member of the public commented on a recent Public Records Act Request and asked questions to legal counsel.

A member of the public commented on a recent post card from Sonora's "Sister City" in Japan.

A member of the public commented in support of reopening the Sonora Hebrew Cemetery.

A member of the public commented in support of specific Councilmembers and requested Councilmembers report on meetings they attend.

CONSENT CALENDAR

Items on the Consent Calendar are considered routine and will be voted on in one motion unless a Council member or member of the public has a question or wishes to discuss an item. In that case, the item will be removed from the Consent Calendar and considered separately.

No public comments.

Councilmembers discussed.

**Motion made by Mayor Pro Tem Plummer, Seconded by Council member Segerstrom.
Voting Yea: Mayor Hawkins, Mayor Pro Tem Plummer, Council member Segerstrom, Council member Such, Council member Garaventa.**

2. Approval of disbursements in the amount of \$153,038.15 for payroll, inclusive of employee salaries, employer and employee taxes and retirement contributions, miscellaneous voluntary employee deductions, holiday pay, and other adjustments, including retro-pay.

3. Authorize the possession and consumption of beer and wine, from 8:00 PM to 10:00 PM, on June 11, July 9, August 13, September 10, and October 8, 2022 in Coffill Park during the Sonora Chamber of Commerce's Second Saturday Art Night Concert Series.
4. Authorize the closure of Bradford Street, from Washington to Green Street, and the possession and consumption of beer and wine, from 4:30 PM to 8:30 PM, during the Sonora Chamber of Commerce's 2nd Saturday Art Night March 2022 through March 2023.
5. Approval of a Letter of Support to Caltrans for the Tuolumne County Transportation Council Gold Rush Shared Use Trail Project, authorizing the Mayor to sign the letter.
6. Adopt Resolution 02-22-2022-B authorizing remote teleconferencing meetings of the City Council and its committees and commissions for 30 days pursuant to Government Code Section 52953(e) Brown Act provisions.
7. Approval of City Council Minutes for August 2, 2021, August 16, 2021, September 7, 2021, and October 18, 2021.

NEW BUSINESS

8. Reviewal of City Council approved Committee outcomes and purpose statement.

Interim City Administrator Melissa Eads presented and detailed this item to the Council.

Councilmembers discussed.

City Attorney Douglas White provided legal counsel throughout discussion.

A member of the public suggested the Committee focus efforts on the homeless population.

Multiple members of the public commented in disapproval of the Social Equity Committee.

Multiple members of the public commented in support of the Social Equity Committee.

A member of the public asked the Council multiple questions.

A member of the public suggested the City dissolve the Committee so that it may become a community committee.

The item was scheduled to be continued after public commented at the following Regular City Council Meeting on April 4, 2022.

9. Presentation and acceptance of the Fiscal Year 21-22 Mid-Year Budget Report and approval of related budget adjustments, capital assets and accompanied budget transfer; 4/5th vote required.

This item was tabled, scheduled to be brought before the Council at the following meeting on April 4, 2022.

10. Adopt Resolution No. 02-22-22-A Authorizing the City Council to enter into an agreement with the CalPERS via the California Employers' Pension Prefunding Trust (CEPPT), a Section 115 Irrevocable Trust, and delegating authority to the City Administrator and the Administrative Services Director to request disbursements.

This item was tabled, scheduled to be brought before the Council at the following meeting on April 4, 2022.

11. Authorize the loan of the Mallard's Honor Roll monument to the Tuolumne County Historical Society's Museum's World War II Exhibit for approximately six months.

Interim City Administrator Melissa Eads presented and detailed this item to the Council.

Councilmembers discussed.

Motion made by Council member Garaventa, Seconded by Council member Such.

Voting Yea: Mayor Hawkins, Mayor Pro Tem Plummer, Council member Segerstrom, Council member Such, Council member Garaventa.

MONTHLY REPORTS

12. Receive the Community Development Department Report for January 2022.
13. Receive the Public Works Department monthly report for January 2022.
14. Receive the Sonora Police Department monthly report for January 2022.
15. Receive the Sonora Fire Department monthly report for January 2022.

COUNCIL MEMBER/DEPARTMENT HEAD REPORTS

Police Chief Turu VanderWiel announced that the following Saturday would be the Special Olympics Games.

Mayor Hawkins encouraged those interested in his Councilmember activities reach out to him personally for a report.

ADJOURNMENT

Meeting adjourned at 8:27 PM.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Administrator at City Hall (209) 532-4541, meads@sonoraca.com. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35.102-35.104 ADA Title II).

Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Administrator's Office at 94 N. Washington Street, Sonora, CA 95370 during normal business hours (8:00 am - 4:00 pm, Monday through Friday, excluding holidays). The agenda and supporting public documents are also available on our City website www.sonoraca.com listed under the agenda/minutes link on the Government page.



CITY COUNCIL AGENDA REPORT

MEETING DATE: May 2, 2022

TO: City Council Members

FROM: Chris Gorsky, Administrative Services Director

SUBJECT: School Street Parking Lot Lease Agreement with the Sonora Union High School District

RECOMMENDATION

Approve an agreement between the City of Sonora and the Sonora Union High School District to lease the city owned parking lot on the south side of School Street, for a term of five (5) years, for a total annual amount of ten thousand eight hundred ninety dollars (\$10,890); and authorize the City Administrator to execute the agreement.

DISCUSSION

The lease agreement allows the Sonora Union High School District to use the lot as student, faculty, visitor parking, and any other school function. In exchange, the School District will pay the City \$10,890 annually for the five-year term of the agreement. During the term of the lease, the lessee will be responsible for all minor repairs and day to day maintenance of the lot.

FISCAL IMPACT

The annual lease revenues of \$10,890 will be deposited into the General Fund.

ATTACHMENTS

- School Street Parking Lot Lease

LEASE AGREEMENT

This Lease Agreement ("Lease") is made and entered into this 1st day of July, 2021, by and between the City of Sonora, a municipal corporation ("Lessor") and the Sonora Union High School District, a public school district ("Lessee"). Lessor and Lessee may individually be referred to as "Party" and collectively referred to as the "Parties". There are no other parties to this Agreement.

RECITALS

A. Lessor owns two and half (2.5) acres or one hundred eight thousand nine hundred (108,900) square feet of real property located on the south side of School Street adjacent to the City of Sonora Public Works Yard on the east and adjacent to Snell Street on the west which is a portion of APN 001-019-018 in the City of Sonora, California which consists of a parking lot (the "Premises").

B. Lessee would like to continue to lease the Premises from Lessor.

NOW, THEREFORE, in consideration of the mutual covenants between the Parties in this Lease, and for good and valuable consideration, the Parties hereby stipulate and mutually agree as follows:

LEASE

Section 1. Recitals. The recitals set forth above are incorporated herein by this reference and made part of this Lease. In the event of any inconsistencies between the recitals and Sections 1 through 37 of this Lease, Section 1 through 37 will prevail.

Section 2. Effective Date. This Lease, and all of its provisions, shall become effective upon the execution of this Lease by all Parties (the "Effective Date").

Section 3. Lease of Premises. Lessor hereby agrees to lease to Lessee the Premises for the terms and upon the agreements, covenants and conditions set forth in this Lease.

Section 4. Term. The term of this Lease shall be for five (5) years from July 1, 2021 and ending on June 30, 2026 ("Original Term").

Section 5. Extended Term. Lessee shall have the option and right to extend the Original Term of this Lease for one additional five (5) year term, commencing on the expiration of the Original Term ("Extended Term"). If Lessee elects to extend the term of this Lease, Lessee must give Lessor written notice of Lessee's election to extend at least sixty (60) calendar days before the expiration of the Original Term. During the extended Term of this Lease, if any, Lessor and Lessee shall be bound by all of the obligations, covenants, and terms of this Lease and/or any addendums to this Lease or an extension thereto. References throughout this Lease to "the term of this Lease" shall

include both the Original Term and the Extended Term, if any, unless otherwise indicated.

Section 6. Rent. Lessee shall be charged the amount of ten cents (\$0.10) per square foot or ten thousand eight hundred ninety dollars (\$10,890.00) annually in accordance with the payment schedule set forth in Exhibit "A" attached hereto.

Section 7. Penalty. The annual rent shall be received by the Lessor on or before September 30th during the term of this Agreement. The Lessee will be charged a penalty fee of ten dollars (\$10.00) each calendar day thereafter that the rent is not paid.

Section 8. Permitted Use of Premises. During the term of this Lease, Lessee shall use the Premises for student, faculty, visitor parking, and any other school or student related function or activity. The Parties agree that the primary purpose for this Lease is to use the Premises for student parking. Lessee shall not use or permit the Premises to be used for any other purpose not related to student, faculty, or visitor parking related to school, or another student related function or activity, without the prior written consent of the Lessor.

Section 9. Parking Attendants for the Premises. The City of Sonora's Police Explorer Program ("Explorer Program") and the Lessee's student organizations shall alternatively serve as parking lot attendants on the Premises during school-sponsored events. If there is an odd-number of events for a particular school activity (such as football), then the Explorer Program will provide parking attendant service for the extra event. A representative from the Explorer Program and from the student organization will meet in advance to determine the events for which they will respectively provide parking attendant services.

Section 10. Lessor's Incidental Use of the Premises. Lessor shall continue to be granted use of the parking lot the day after Thanksgiving of each year to stage the annual Christmas Parade event and for other special events with the prior written approval of the Lessee. During such use, Lessor shall be responsible to unlock and lock the gate at the conclusion of the activity scheduled or supervised by the Lessor. Lessor shall also repair any damages caused to the Premises during its use of the Premises.

Section 11. Nuisance or Waste. Lessee shall not maintain, commit, or permit the maintenance or commission of any nuisance as defined in section 3479 of the California Civil Code or in Chapter 8.20 of the Sonora Municipal Code on said Premises. Lessee shall also not use or permit the use of the Premises for any unlawful purpose. Lessee further agrees not to use or keep on the Premises any article which the Lessor's Risk Management Authority may deem hazardous or which would increase the rate of Lessor's insurance premiums. Any contamination and clean-up costs associated directly from Lessee's use of the Premises shall be borne by the Lessee.

Section 12. Condition. Lessee accepts the Premises in their present condition and stipulates that the Premises are in good, clean, safe, and usable condition as a parking lot as of the date of this Lease.

Lessor warrants that it is not aware of any condition on the property that would place Lessee, its students, faculty, visitors, members of the public, or any other person authorized to use the Premises at risk of injury.

Section 13. Agreed Upon Improvement to the Premises. The Lessee acknowledges that it accepts the Premises “as-is” and agrees to make no demands upon the Lessor for any alterations or improvements, unless specifically agreed to by the Lessor. The Lessee shall have the right to make alterations or improvements only upon receipt of written approval from the Lessor, which will not be unreasonably denied. All alterations or improvements made by the Lessee or Lessee’s contractor shall be in accordance with the City of Sonora’s resolutions, ordinances, and regulations, including obtaining a required business license, and shall be approved by the Lessor’s City Engineer prior to the commencement of construction.

Section 14. Maintenance or Repair. During the term of this Lease, the Lessee shall be responsible for all minor repairs and day-to-day maintenance of the Premises. Lessee shall, at its own cost and expense, maintain the parking lot on the Premises, including patching of asphalt and re-striping as necessary. Any maintenance or repairs to the parking lot, other than those specifically set forth in Exhibit B, attached hereto, and shall only be made with the express written consent of the Lessor and must be in compliance with the Sonora Municipal Code. Lessor shall not unreasonably withhold such consent. All costs of improvements during the terms of this Lease shall be borne by the Lessee.

Lessee warrants that it will keep the Premises in a clean and sanitary condition during the term of this lease.

Lessee shall prevent any accumulation of leaves, garbage, debris, abandoned or unauthorized vehicles or hazardous materials on the property.

Lessor shall be responsible for cleaning the Premises of all trash and/or debris after its incidental use of the Premises as set forth in section 10.

Section 15. Inspection by Lessor. Lessee shall permit Lessor or Lessor’s agents, representatives, or employees to enter the Premises at reasonable times for the purpose of inspecting said Premises.

Section 16. Waiver of Claims. Lessor assumes no responsibility for the guarding or safekeeping of the Premises, equipment, or improvements installed or constructed upon the Premises by Lessee or used in connection with the Premises during the term of this Lease. Lessee hereby waives all claims against Lessor and Lessor’s elected and appointed officials, directors, offices, employees, agents, and representatives, for any damages to the equipment or improvements on the premises and for injuries to any employees, agents, visitors, invitees or subcontractors of Lessee sustained in or about the Premises resulting from or related to the Lessee’s equipment or improvements.

Section 17. Surrender of Premises. On the Lessee's failure to exercise its option to extend the term of this Lease, or upon termination of this Lease for other cause as set forth herein, Lessee shall promptly surrender and deliver the Premises to Lessor in as good condition as Lessee received the Premises. If the Premises is found not to be in good condition, Lessor reserves the right to seek reimbursement from Lessee for the cost of any necessary repairs or maintenance to the Premises following the expiration of this Lease.

Section 18. Liability after Termination of Lease. Termination of this Lease for any reason whatsoever shall not release either Party from liability or obligation hereunder resulting from an event which may have occurred on the Premises before such termination.

Section 19. Indemnification. Lessee shall defend, indemnify, protect, hold harmless, and release Lessor and Lessor's elected and appointed officials, directors, officers, employees, agents, volunteers, and representatives ("Lessor's Agents") from and against any and all actions, claims, damage, injury, liability, or expenses, including attorneys' fees, in connection with the loss of life, personal injury, or damage to property arising from Lessee's use of the Premises or from the failure of Lessee to keep the Premises in good condition and repair, or arising from or out of Lessee's willful acts of negligence, wholly or in part, by any act or omission of Lessee, its agents, representatives, employees, invitees, or contractors ("Lessee's Agents"). These obligations to defend, indemnify, protect, hold harmless, and release Lessor, and Lessee's Agents, shall not apply to the extent that the liabilities are caused in whole or in part by the gross negligence or willful misconduct of Lessor, or Lessor's Agents. This section shall survive the termination or expiration of this Lease.

Lessor shall defend, indemnify, protect, hold harmless, and release Lessee, and Lessee's Agents, from and against any and all actions, claims, damage, injury, liability, or expenses, including attorneys' fees, in connection with the loss of life, personal injury, or damage to property arising from the willful acts or gross negligence of Lessor, or Lessor's Agents. These obligations to defend, indemnify, protect, hold harmless, and release Lessee, and Lessee's Agents, shall not apply to the extent that liabilities are caused in whole or in part by the gross negligence or willful misconduct of Lessee, or Lessee's Agents. In the event of a dispute as to liability between the Parties, the Parties agree that liability will be apportioned by a court of proper jurisdiction, and the Lessor shall reimburse the Lessee for the apportioned defense costs, including fees, costs, damages and disbursements. This subdivision shall survive the termination or expiration of this Lease.

Section 20. General Liability and Property Damage Insurance. During the term of this Lease, both Parties shall maintain in full force and effect general liability insurance in an amount no less than One Million Dollars (\$1,000,000) combined single limit for each occurrence, and a general aggregate limit of Two Million Dollars (\$2,000,000), covering bodily injury and property damage. Lessee shall include Lessor as an additional insured. Lessee shall provide Lessor with written proof of said insurance upon request. Lessor shall maintain general liability insurance in the same manner and at the same level as it does in connection with city-owned facilities.

If Lessee fails to maintain any of the insurance coverage required herein, then Lessor will have the option to terminate this Lease.

Section 21. Workers' Compensation Insurance. Both Parties shall, at their own cost and expense, maintain workers' compensation insurance for its employees and volunteers who use, maintain, or act as attendants to the parking lot during the term of this Lease.

Section 22. Partial Destruction. If, at any time during the term of this Lease, any portion of the Premises is rendered unusable (for reasons unconnected to the Lessee's use) for a period of time greater than thirty (30) calendar days, Lessee's rent shall be reduced proportionately until the parking lot on the Premises is once again usable for parking. Lessee may terminate the Lease if the damage to the parking lot renders fifty percent (50%) or more of the Premises unusable for parking for reasons unconnected to Lessee's use.

Section 23. Total Destruction. If at any time during the term of this Lease, the Premises is damaged, destroyed or becomes unusable as a parking lot (for reasons unconnected to Lessee's use), the Lessor agrees to use its best effort to repair the site so that the Lessee can continue to use the site for student, faculty, and visitor parking.

Section 24. Installation and Removal of Signs. During the term of this Lease, Lessee shall have the right, at Lessee's sole cost and expense, to install and affix on the Premises any signs or other items related to the operation of the Lessee, provided that any signs erected and maintained by lessee shall comply with all requirements of the Lessor. Any and all signs of the Lessee or other building, equipment or improvements on the Premises by Lessee that can be removed from the property without structural damage to the Premises shall remain the property of the Lessee and may be removed by Lessee at any time before the expiration of this Lease, provided Lessee repairs any damage caused by the removal. If Lessee's removal of signs, buildings, equipment or improvements causes damage to the Premises, the lessor may seek reimbursement for the cost of repairing said damage following the expiration of this Lease.

Section 25. Unremoved Signs or other Fixtures. Any signs or other buildings, equipment, or improvements described in this section that are not removed from the Premises by Lessee within thirty (30) days after the expiration or termination of this Lease, shall be deemed abandoned by Lessee and shall automatically become the property of the Lessor as owner of the real property to which they are affixed.

Section 26. Lessee's Agreement not to Assign or Sublet. Lessee shall not encumber, assign, or otherwise transfer this Lease, any right or interest in this Lease, or any right of interest in said Premises, or any of the improvements that may now or hereafter be constructed or installed on said Premises, without the express written consent of Lessor being obtained. Lessee shall not sublet said Premises, or any part thereof or allow any other person, other than Lessee's employees, students, faculty, or visitors to use or occupy said Premises, or any part thereof, without the prior written

consent of Lessor. Consent by Lessor to one assignment, one subletting, or one occupation of said Premises by another person shall not be deemed a consent to any subsequent assignment, subletting, or occupation of said Premises by any person. Any encumbrance, assignment, transfer, or subletting without the prior written consent of Lessor, whether it is voluntary or involuntary, by operation of the law or otherwise, is void and shall, at the option of Lessor, subject this Lease to automatic termination pursuant to section 28.

Section 27. Lessor's Agreement Not to Assign or Convey Interest in Property During Lease. Lessor agrees not to assign, convey, transfer, or sell its interest in the property during the term of this Lease or any extension thereof.

Section 28. Automatic Termination. The occurrence of any of the following shall constitute a material breach of this Lease by lessee and will result in automatic termination of this Lease:

- a) Any failure by Lessee to pay the rent or to make any other payment required to be made by Lessee under this Lease, when that failure continues for thirty (30) calendar days, or more, after written notice of the failure is given by Lessor to Lessee.
- b) A failure by Lessee to observe and perform any other provision of this Lease, when that failure continues for thirty (30) calendar days, or more, after written notice of Lessee's failure is given by Lessor to Lessee; provided, however, that if the nature of that breach is such that it cannot reasonably be cured within a thirty (30) day period, Lessee shall not be deemed to be in breach if Lessee commences to cure within that thirty (30) day period and thereafter diligently prosecutes it to completion.
- c) Lessee initiating or allowing encumbrance, assignment, transfer, or subletting of the Premises, or portion thereof, without the prior written consent of Lessor.

Section 29. Termination of Lease by Lessor and Recovery of Damages. In the event of any breach by Lessee under this Lease, in addition to any other remedies available to Lessor at law or in equity, Lessor shall have the right to terminate this Lease and all rights of Lessee hereunder by giving written notice of the termination. Lessor shall not have the right to accelerate payment of any future payments. Any act of Lessor to preclude Lessee's use of the Premises shall be construed as terminating this lease. In the event Lessor elects to terminate this Lease, Lessor may only recover from Lessee the worth at the time of award of any unpaid rent that had been earned at the time of termination of the Lease and reimbursement for costs of any maintenance or repair caused by Lessee's damage to the Premises.

Section 30. Termination of Lease by Lessee. Lessee reserves the right to terminate this Lease under the following conditions:

- a) Lessee no longer needs parking for Lessee's students; or

- b) A failure by Lessor to observe and perform any other provision of this lease, when that failure continues for thirty (30) calendar days after written notice of Lessor's failure is given by Lessee to Lessor; provided, however, that if the nature of that breach is such that it cannot reasonably be cured within a thirty (30) day period, Lessor shall not be deemed to be in breach of the Lease if Lessor commences to cure within that thirty (30) day period and thereafter diligently prosecutes it to completion.

Section 31. Notice. Except as otherwise expressly provided by law, any and all notices or other communications required or permitted by this Lease or by law to be served on or given to either Party hereto by the other Party, shall be in writing and shall be deemed duly served and given when personally delivered to the Party to whom they are directed, or in lieu of such personal service, when deposited in the United States mail, first-class, postage prepaid. Either Party may change its address for the purpose of this section by giving written notice of such change to the other Party in the manner provided in this section.

Notices will be addressed to the Parties as follows:

If to Lessor: City of Sonora
 94 N. Washington Street
 Sonora, CA 95370
 Attn: City Administrator

If to Lessee: Sonora Union High School District
 100 School Street
 Sonora, CA 95370
 Attn: Superintendent

Section 32. Partial Invalidity. Should any provision of this Lease be held by a court of competent jurisdiction to be either invalid, void, or unenforceable, the remaining provisions of this Lease shall remain in full force and effect unimpaired by the holding.

Section 33. Sole and Only Agreement. This instrument constitutes the sole and only agreement between the Lessor and Lessee respecting said Premises and the leasing of said Premises to Lessee. This Lease correctly sets forth the obligations of Lessor and Lessee to each other as of its date. Any prior written or verbal agreements or representations respecting said Premises or the leasing of said Premises not expressly set forth in this instrument are null and void.

Section 34. Agreement Non-Transferable. This Lease is non-transferable and is made for the express purpose of providing a parking lot for Lessee. Nothing herein shall be construed to create any right of a third party to enforce this Lease or to seek any benefit therefrom.

Section 35. Attorneys' Fees. The prevailing Party in any action brought to enforce the terms and conditions of this Lease, or arising out of the performance of this Lease,

may recover its reasonable costs (including claims administration) and attorney's fees expended in connection with such action.

Section 36. Counterparts. This Lease may be executed in duplicate counterparts, each of which shall be deemed to be an original and together shall constitute one and the same agreement.

Section 37. Amendment. No amendments to this Lease shall be effective unless such amendment is made in writing, signed by both Parties.

Section 38. Choice of Law and Venue. The Parties agree that this Lease is to be governed by and construed under the law of the State of California. The Parties further agree that in the event of a dispute regarding the terms of this Lease, the venue for any legal action shall be with the appropriate court in the County of Tuolumne, California.

IN WITNESS WHEREOF, this Lease has been executed by the Parties hereto as of the day and year written below.

LESSOR:

CITY OF SONORA, a California municipal
Corporation

By: _____
Melissa Eads, City Administrator

Date: _____

LESSEE:

SONORA UNION HIGH SCHOOL
DISTRICT, a public school district

By: _____
Ed Pelfrey, Superintendent

Date: _____

APPROVED AS TO FORM:

By: _____
Douglas White, City Attorney

EXHIBIT “A”**PAYMENT SCHEDULE**

Year	Period Covered	Payment Date	Amount Due
1	July 1, 2021 – June 30, 2022	September 30, 2021	\$10,890.00
2	July 1, 2022 – June 30, 2023	September 30, 2022	\$10,890.00
3	July 1, 2023 – June 30, 2024	September 30, 2023	\$10,890.00
4	July 1, 2024 – June 30, 2025	September 30, 2024	\$10,890.00
5	July 1, 2025 – June 30, 2026	September 30, 2025	\$10,890.00

EXHIBIT “B”**DISTRICT RESPONSIBILITY****PARKING LOT OVERLAY**

The Lessee will be the responsible party to administer the contract and pay for the parking lot to receive an overlay and striping pursuant to the following schedule:

- One (1) Sealcoat Overlay Project of the parking lot to be completed by June 30, 2025
- One (1) Striping Project of parking lot to be completed by June 30, 2025

EXHIBIT “C”

CITY OF SONORA RESPONSIBILITY

PARKING LOT, FENCING AND ENTRY GATE REPAIRS

The Lessor will be the responsible party to repair the “sinkhole”, and repair fencing and entry gate to enclose parking lot completely pursuant to the following schedule:

- One “sinkhole” repair to be completed by June 30, 2025 - COMPLETED
- Multiple fencing repairs to be completed by June 30, 2025 - COMPLETED
- One entry gate repair to be completed by June 30, 2025



CITY COUNCIL AGENDA REPORT

MEETING DATE: May 2, 2022

TO: City Council Members

FROM: Chris Gorsky, Administrative Services Director

SUBJECT: Budget Modifications and Associated Budget Transfer

RECOMMENDATION

1. Authorize the City Administrator to sign a Purchase Orders with Pacific Displays in the amount of \$50,000 for the replacement of City Christmas Decorations destroyed in the Washington fire, and authorize the subsequent budget adjustment and accompanied budget transfer; requires 4/5th vote.
2. Authorize the budget adjustment and accompanied budget transfer in the amount of \$25,000 from unrestricted fund balance to fund a sewer line replacement located at the public works facility; requires 4/5th vote.

BACKGROUND

City Council adopted the FY2021/22 Budget on June 7, 2021. During the budget year the Washington Fire occurred destroying the storage building on Southgate Drive and the contents, which included the City's Christmas decorations (wreaths and installation hardware). The total cost to replace the lighted wreaths and installation hardware is approximately \$50,000. Staff is seeking insurance reimbursement to cover this loss. However, time is an issue, the order will need to be placed before reimbursement is received by the City. The City received two (2) quotes from companies with capacity to supply the type of decorations to be replaced. The selected company, Pacific Displays, will provide for installation.

The sewer line, approximately 180 feet, at the Public Works facility failed and needs to be trenched and replaced. Staff has received two (2) quotes for the needed repairs. Doug Perry Excavating was the lowest responsive quote.

FISCAL IMPACT

The fiscal impact will be to approximately \$50,000 for Christmas decorations in FY21-22 with an anticipated insurance reimbursement sometime in the future and approximately \$25,000. There will be no net increase to the General Fund for this purchase as savings will be shifted from contingency (58890) and outside services (315000).

The sewer line repair will impact the General Fund and reduce the Unrestricted Fund Balance by \$25,000. There is no emergency repair reserve or capacity in facilities maintenance to cover the cost of the repair.

Attachments: Budget Transfer



CITY COUNCIL AGENDA REPORT

MEETING DATE: May 2, 2022

TO: City Council Members

FROM: Chris Gorsky, Administrative Services Director

SUBJECT: Disbursements in the amount of \$168,699.59 for payroll

RECOMMENDATION

Approval of disbursements in the amount of \$168,699.59 for payroll, inclusive of employee salaries, employer and employee taxes and retirement contributions, miscellaneous voluntary employee deductions, holiday pay, and other adjustments, including retro-pay.

DISCUSSION

This payroll was the 2nd payroll of a month, which was an expected amount.

This payroll is the 22nd payroll of 26 for FY21-22, we would have expected to expend 84.61% of the budgeted amount. In total, we have expended 81.43% of the Salaries and Wages for the FY 21/22 budget.

FISCAL IMPACT

Disbursements are part of the approved FY21-22 Budget.



CITY COUNCIL AGENDA REPORT

MEETING DATE: May 2, 2022

TO: City Council Members

FROM: Rachelle Kellogg, Community Development Director

SUBJECT: Planning Commission Appointments

RECOMMENDATION

1. Consideration of the Mayor's recommendation to reappoint Bess Levine to serve as a City of Sonora Planning Commissioner for a four-year term, expiring on July 1, 2026.
2. Consideration of the Mayor's recommendation to appoint Nathan Morales to serve as a City of Sonora Planning Commissioner for a three-year term, expiring on July 1, 2025.

DISCUSSION

Regrettably, Planning Commissioner James Grinnell has submitted his resignation from the Sonora Planning Commission. Jim was currently serving his first term as a Commissioner and his term expires on July 1, 2025. Additionally, the term for Commissioner Bess Levine will expire on July 1, 2021. Notice of the pending vacancies was published in the Union Democrat on March 8, 2022. Those interested in serving on the Planning Commission were instructed to submit their application on or before April 5, 2022. The Mayor received two applications, copies of which are included in the Agenda Packet. Those applying included Bess Levine and Nathan Morales. The Mayor is recommending the appointment of Bess and Nathan for the terms included above.

FISCAL IMPACT

No fiscal impact to the General Fund as these positions were previously funded.

ATTACHED

- Bess Levine's Application
- Nathan Morales's Application



CITY OF SONORA

PLANNING COMMISSION APPOINTMENT APPLICATION



94 North Washington Street
Sonora, CA 95370
(209) 532-3508

Applications are now being accepted for two pending vacancies on the City of Sonora Planning Commission. To be eligible for a position on the Planning Commission, applicants must be a resident and elector of the City. Applicants should have an interest in the land use planning and development activities of the City of Sonora and its sphere of influence.

One Commissioner's term will begin upon appointment by the City Council and expire on July 1, 2025 and one Commissioner's terms begin on July 1, 2022 and expire on July 1, 2026. Please check which position you are applying for:

☐ Planning Commissioner - Term Expiration July 1, 2025
☒ Planning Commissioner - Term Expiration July 1, 2026

Applicant: Bess Levine

Applicant's Residence Address: 92 N. Shepherd St.

Mailing Address: 92 N. Shepherd St.

Email: besslevine@gmail.com

Phone #: Cell [REDACTED] Home _____

Work _____

Are you a current resident of the City of Sonora? ☒ Yes ☐ No

If yes, how long have you lived within the City of Sonora? 26 yrs

Current Occupation: Student

Do you own an existing business in the City? ☐ Yes ☒ No

If yes, Business Name: _____

Address: _____

List any community organizations in which you have been or are currently involved with:

Sonora City Planning Commission

Briefly describe the qualifications you possess which you feel would be an asset to the Planning Commission: -Vast knowledge of Sonora, and

the cities general plan.

- One years experience on the planning
commission.

-Eagerness to continue learning about
and serving on the planning commission.

Briefly explain why you would like to serve on the Planning Commission: _____

I have enjoyed being on the planning
commission and would like to continue
my role.

I hereby confirm that I have sufficient time to devote to this responsibility and plan to attend the required meetings if I am appointed to this position. I understand that if I am appointed to the Planning Commission, a Statement of Economic Interests Form 700 is required by State Law or Council Policy and shall file this form within thirty (30) calendar days of assuming office. I hereby consent that this document is considered a public record and will be available to the public for review.

BesRone
Applicant's Signature

3/27/22
Date

To be considered for appointment, applications must be received on or before 4 p.m. Tuesday April 5, 2022.

Completed applications are to be signed and submitted to:

**Mayor Matt Hawkins
C/O Community Development Department
City of Sonora
94 N. Washington Street
Sonora, CA 95370**

Completed and signed applications can also be submitted via email to rkellogg@sonoraca.com. Questions regarding this position should be directed to Rachelle Kellogg, Community Development Director at (209) 532-3508 Ext. #2.



CITY OF SONORA
PLANNING COMMISSION APPOINTMENT
APPLICATION

94 North Washington Street
Sonora, CA 95370
(209) 532-3508



Applications are now being accepted for two pending vacancies on the City of Sonora Planning Commission. To be eligible for a position on the Planning Commission, applicants must be a resident and elector of the City. Applicants should have an interest in the land use planning and development activities of the City of Sonora and its sphere of influence.

One Commissioner's term will begin upon appointment by the City Council and expire on July 1, 2025 and one Commissioner's terms begin on July 1, 2022 and expire on July 1, 2026.
Please check which position you are applying for:

 Planning Commissioner - Term Expiration July 1, 2025
 Planning Commissioner - Term Expiration July 1, 2026

Applicant: Nathan Morales

Applicant's Residence Address: 4 Solinsky st. Sonoma CA

Mailing Address: _____

Email: nmar-ads75@gmail.com

Phone #: Cell 202 623 3765 Home _____

Work _____

Are you a current resident of the City of Sonora? X Yes No

If yes, how long have you lived within the City of Sonora? 3

Current Occupation: Realtor

Do you own an existing business in the City? Yes ☒ No ☐

If yes, Business Name: _____

Address:

List any community organizations in which you have been or are currently involved with:

Hilltop church Social Equity Committee
Love Tuolumne

Briefly describe the qualifications you possess which you feel would be an asset to the Planning Commission: _____

I am a local real estate agent

Briefly explain why you would like to serve on the Planning Commission: _____

*I love Sonora and live here on purpose
I want to see the city thrive*

I hereby confirm that I have sufficient time to devote to this responsibility and plan to attend the required meetings if I am appointed to this position. I understand that if I am appointed to the Planning Commission, a Statement of Economic Interests Form 700 is required by State Law or Council Policy and shall file this form within thirty (30) calendar days of assuming office. I hereby consent that this document is considered a public record and will be available to the public for review.

Applicant's Signature

Date

3-28-22

To be considered for appointment, applications must be received on or before 4 p.m. Tuesday April 5, 2022.

Completed applications are to be signed and submitted to:

**Mayor Matt Hawkins
C/O Community Development Department
City of Sonora
94 N. Washington Street
Sonora, CA 95370**

Completed and signed applications can also be submitted via email to rkelllogg@sonoraca.com. Questions regarding this position should be directed to Rachelle Kellogg, Community Development Director at (209) 532-3508 Ext. #2.