

PRESENT: Councilmembers Mendoza, Ortiz, Lopez, G. Gonzalez Jr. & Martinez
OTHERS: Lara, Marquez, Waters, Diaz & Zacarias
ABSENT:

FLAG SALUTE

PUBLIC COMMENT –

Rafael Ramirez, 320 Summit, Woodlake – Mr. Ramirez requested a copy of the oaths of office for each councilmember. City Administrator Lara asked Mr. Ramirez to come to City Hall during business hours and submit his request in writing and copies can be provided to him.

Colleen Sakaguchi, 698 N. Pepper, Woodlake – Mrs. Sakaguchi expressed her concern for revised watering hours. She stated the current hours are inconvenient and would like council to consider revising them to allow an early watering schedule. Mayor Mendoza stated City staff will review her request and issue a response.

Donna Fraser, 308 W. Kaweah, Woodlake – Mrs. Fraser stated she had the same concerns as Mrs. Sakaguchi and was attending the meeting to support her. Mayor Mendoza thanked Mrs. Fraser and told her a response would be mailed to her as well.

Erica Diaz, 248 Pomegranate, Woodlake – Ms. Diaz asked for the rules and regulations regarding the murals in the City of Woodlake. City Administrator Lara asked Ms. Diaz to come to City Hall during business hours and speak to either Jason Waters or himself and they would discuss the mural information with Ms. Diaz.

Lupe Perez, 314 Holly, Woodlake – Mr. Perez stated there is a lot of concern regarding water usage if the City allows a cannabis dispensary to conduct business in the city limits. He understands the dispensaries will not be using city water but most residents do not understand this and are receiving bad information regarding water usage. Mr. Perez asked City Staff to mail information to city residents reminding them that city water will not be affected. City Administrator Lara stated information has been mailed to the residents but City Staff will continue to do outreach and educated the residents of Woodlake.

Armida Martinez, 648 N. Acacia, Woodlake – Mrs. Martinez thanked the Police Department for their quick response to call she made regarding a suspicious person hanging around the fireworks booths.

IV. CONSENT CALENDAR –ACTION AND INFORMATION ITEMS

Request Approval of the Consent Calendar Action Items (IV. A-E)

- A. Action: Approval of Minutes of the regular meeting held on June 26, 2017 (Pages 1-4)
- B. Action: Approval of Warrants (Pages 5-29)
- C. Action: Adoption of Resolution: Approval of the June 2017 Monthly Report of Investments (Pages 30-32)
- D. Action: Adoption of Resolution: Continuation of the Proclamation of the Existence of a Local Drought Emergency for the City of Woodlake (Pages 33-37)

- E. Action: Adoption of Resolution: Reaffirm the Approval of Emergency Expenditures for the Development and Implementation of the City of Woodlake Well Project (Pages 38-41)
Councilmember Ortiz asked if the city has sufficient water supply to support the new homes that will be built in town. City Administrator Lara stated yes. There will be an addition of two new wells which will increase water capacity.

ON A MOTION BY MARTINEZ, SECOND BY LOPEZ, IT WAS VOTED TO APPROVE THE CONSENT CALENDAR. APPROVED UNANIMOUSLY.

V. ACTION/DISCUSSION ITEMS

- A. Action: Potential Sales Tax Measure in the City of Woodlake

PUBLIC HEARING

City Administrator Lara reported that for the last 2 meetings city staff has given a presentation regarding a potential sales tax measure in the City of Woodlake. He asked Mayor Mendoza to open the meeting for any questions or public comments. Mayor Mendoza opened the meeting for public comments as a continuance from the last meeting on June 26, 2017.

PUBLIC HEARING OPENED: 6:44 PM – No Comments to Report

PUBLIC HEARING EXTENDED TO NEXT SCHEDULED MEETING

- B. Information: Potential Cannabis Tax Measure in the City of Woodlake

City Employee Waters gave a presentation regarding a potential cannabis tax measure in the City of Woodlake.

PUBLIC HEARING OPENED: 7:05 PM

William Logan, 43209 Sierra Drive, Three Rivers – Mr. Logan is an attorney who has worked in the medical marijuana law and helped write Proposition 215. Mr. Logan stated anyone who wanted to have a city license must also follow state regulations but stated those regulations will not be ready or in place by January 2018. He stated there are over 100,000 marijuana growers in California and not enough personnel to inspect all current growers. The sales tax is also an issue that needs to be discussed. The idea is to do away with the black market but if you tax it according to proposition 54, that may not happen. It will not make it economically feasible. He understands city staff has already met with some potential growers. Mr. Logan would like to know how can his people also meet with city staff. Mr. Logan thanked city staff for starting this process and getting local approval. Most cities do not understand the importance of this and he believes the City of Woodlake is doing a good job. He understands there are still many issues to resolve and so he hopes city staff will take all aspects in to consideration.

Joe Bresni, 8632 Indian Run, Las Vegas Nevada – Mr. Bresni, a representative of Shango, a cannabis cultivation company, is interested in bringing the company to the City of Woodlake. Some concerns that residents usually have are jobs, security and water usage. He stated the cultivation company could create up to 200 jobs. They currently pay 1.5 million in tax revenues, permits and licensing to the state and city where they currently have your cultivation company. Security is also a big concern and he assures they have only the top of the line security for their cultivation buildings. It is literally like Fort Knox to try and get into this building. There is absolutely no public access. The other issue is water usage. Every land owner that they have spoken that is interested in opening a business owns their own well, so there will be no use of city water.

Maureen Lezama, Los Angeles – Mrs. Lezama works with a group that provides safe access to medical marijuana to medical patients. She is asking council and staff to consider all aspects and benefits for a cannabis cultivation business in the

City of Woodlake. It could prove to be very convenient and safer for those who need medical marijuana.

Juan Zisumbo, 393 W. Lakeview, Woodlake – Mr. Zisumbo asked council why would these companies such as Shango want to open their business in this town. Is it all about the money? He asked council if they have considered those residents who do not want this type of business in the City of Woodlake. Mayor Mendoza stated this is a public hearing and all comments are considered. Mr. Zisumbo asked if council considers that the residents of the City of Woodlake don't want to continue to live here if this type of business is allowed. Mayor Mendoza stated that people's opinion of both sides of the issue will be considered. Mr. Zisumbo stated that no other council member has given their comment on this issue. Do the rest of you consider our thoughts and feelings. Councilmember Ortiz stated every day. Mr. Zisumbo again asked how about the other three councilmembers. Councilmember G. Gonzalez Jr. stated every decision by council has been for the better of the community. Mr. Zisumbo stated this is going to affect our community and its surroundings. He stated that City Employee Waters commented that it didn't matter what the residents wanted, council was going to do what they wanted. Mayor Mendoza stated that City Employee Waters made the comment that, council would decide if measure went on the ballot but residents would can vote for against the measure. Mr. Zisumbo stated he against the measure and again asked council to please consider the residents of Woodlake and what they want.

PUBLIC HEARING EXTENDED TO NEXT SCHEDULED MEETING AT 7:13 PM

- C. Action: Adoption of Resolution: Approval of Measure R Expenditure Plan Amendment No. 4

Ted Smalley, a representative from TCAG reported the following: On May 15, 2017, an action was taken by the TCTA to allow for the submittal of Measure R Expenditure Plan Amendment No. 4 to its member agencies for their consideration and approval. All nine member agencies are requested to present Amendment No. 4 to their respective councils and submit copies of their resolutions to the TCTA by August 1, 2017. Approval by a majority of the cities, with a majority of the population, plus the approval of the Board of Supervisors is required to approve Amendment No. 4 of the Measure R Expenditure Plan. Request No. 2 applies directly to the City of Woodlake. It would allocate two million dollars to the City of Woodlake in the City of Woodlake transit/bike/environmental section of Measure R.

ON A MOTION BY ORTIZ, SECOND BY G. GONZALEZ JR. IT WAS VOTED TO ADOPT THE RESOLUTION AND APPROVE THE EXPENDITURE PLAN AMENDMENT NO. 4. APPROVED UNANIMOUSLY.

- D. Action: Adoption of Resolution: Approval of the City Engineer's Reports for the Assessments at the Parkwood, Gentle Hills Estates, Olive Estates, Castle Rock Park, Olive Vista and Castle Rock Park Phase II Landscape and Lighting Districts and Set July 24, 2017, for a Public Hearing to set the Rates for Each District

City Administrator Lara reported the following: annually, as part of the Landscape and Lighting Act of 1972, Council sets a public hearing date for those wishing to comment on any of the individual assessment districts in the City of Woodlake. This year that date will be set as July 24, 2017. All assessment district property owners have been notified of the public hearing date and location. Prior to any action by the City Council, the City Engineer develops an engineer's report that breaks down the costs necessary to maintain each assessment district. Reports have been developed for the following districts: Parkwood, Gentle Hills, Olive Estates, Castle Rock Park, Olive Vista and Castle Rock Park Phase II. The individual engineer's reports, for each assessment

district, break down the costs necessary to maintain each district. The costs have not changed from the previous year. The assessment allows for maintenance of grounds and lights plus incidental costs such as administration and engineering. Districts are maintained by City staff. A majority of the expenditures go towards basic maintenance. Currently, staff is revamping the sprinkler systems and will replant shrubs and trees as necessary in all the districts.

The costs for each individual property owner are as follows:

Parkwood: \$197.50

Gentle Hill Estates: \$198.40

Olive Estates: \$172.44

Castle Rock Park: \$171.00

Olive Vista: \$200.00

Castle Rock Park Phase II: \$177.50

At the July 24, 2017 City Council meeting, a public hearing will be held for all property owners of the assessment districts wishing to comment on their district.

ON A MOTION BY G. GONZALEZ JR., SECOND BY LOPEZ IT WAS VOTED TO APPROVE THE CITY ENGINEER'S REPORTS FOR THE ASSESSMENTS. APPROVED UNANIMOUSLY.

- E. Action: Adoption of Resolution: Authorize Staff to Put the Construction of the City of Woodlake North Valencia Project Out to Bid

City Administrator Lara reported the following: the City of Woodlake North Valencia Project is now ready to be put out to bid for construction. The project will be funded with Minor SHOPP, Measure R, ATP and Local Funds. The engineer's estimate for the project is nine hundred and seven thousand dollars. The project has a construction schedule of sixty working days. Councilmember Ortiz asked if both sides of Valencia will be included in the project. City Administrator stated yes. Councilmember Martinez asked if project included street lighting. City Administrator Lara stated no, not at this time.

ON A MOTION BY ORTIZ, SECOND BY MARTINEZ IT WAS VOTED TO ADOPT THE RESOLUTION AND AUTHORIZE STAFF TO PUT CONSTRUCTION OUT TO BID. APPROVED UNANIMOUSLY.

- F. Action: Adoption of Resolution: Authorize Staff to Put the Construction Management and Resident Engineer Services for the City of Woodlake North Valencia Project Out to Bid

City Administrator Lara reported the following: the City of Woodlake North Valencia Project is now ready to be put out to bid. The project will be funded with Minor SHOPP, Measure R, ATP and Local Funds. The engineer's estimate for the project is nine hundred and seven thousand dollars. The project has a construction schedule of sixty working days. The City is looking for professional services to assist the City in delivering these improvements. Specifically, this proposal will seek construction management and resident engineer services to assist the City in the construction and closeout phases of the City of Woodlake North Valencia Project since the project is on Caltrans right-of-way.

ON A MOTION BY ORTIZ, SECOND BY MARTINEZ IT WAS VOTED TO ADOPT THE RESOLUTION AND AUTHORIZE STAFF TO PUT CONSTRUCTION OUT TO BID. APPROVED UNANIMOUSLY.

VI. OTHER BUSINESS

A. Information: Items from Staff

City Administrator Lara – Reported the bid process for the community center will open on August 3rd. Auto Zone has submitted their plans for review.

City Clerk Zacarias – Reported the Summer Night Lights program was again a great success this year. There were 4 Wednesday swim nights and 5 Friday swim nights. Wednesday's were strictly swim nights from 6 pm to 9 pm. Friday swim nights included free hot dogs, chips, waters, sno cones and popcorn for everyone. Friday events were also from 6 pm to 9 pm. City staff, service groups and volunteers served over 2300 attendees. We are definitely looking forward to next year.

B. Information: Items from Council

Councilmember Lopez – Reported the July 3rd event at the park was a huge success with over 4000 attendees.

Mayor Mendoza – Reported he had attended a League of Cities conference in Monterey and it was interesting to hear everyone has the same issues regarding water, gangs and cannabis.

C. Request from Council Members for Future Agenda Items

VII. CLOSED SESSION

1. **PENDING LITIGATION** (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning:
 - Conference with legal counsel – **EXISTING LITIGATION** (Government Code § 54956.9(d)(1)).
 - Parties, case/claim no. City of Woodlake v. Garibay, Tulare County Case No. VCU263067
 - Case name unspecified because of jeopardy to settlement negotiations or service of process.
2. **PENDING LITIGATION** (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning:
 - Conference with legal counsel – **EXISTING LITIGATION** (Government Code § 54956.9(d)(1)).
 - Parties, case/claim no. City of Woodlake v. Woodlake Public Cemetery District, Tulare County Case No. VCU 267523
 - Case name unspecified because of jeopardy to settlement negotiations or service of process.
3. **PENDING LITIGATION** (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning:
 - Conference with legal counsel – **ANTICIPATED LITIGATION** (Government Code § 54956.9(d)).
 - Initiation of litigation** (Government Code § 54956.9(d)(4)).
Number of potential cases is: 1 .

MEETING MOVED TO CLOSED SESSION AT 7:30 PM

MEETING RECONVENED AT 7:45 PM

Mayor Mendoza reported no action was taken and there was nothing to report.

NOTICE TO THE PUBLIC

As provided in the Ralph M. Brown Act, Government Code sections 54950 et seq., the Governing Board may meet in closed session with members of its staff and its attorneys. These sessions are not open to the public and may not be attended by members of the public. The matters the Council will meet on in closed session are identified below or are those matters appropriately identified in open session as requiring immediate attention and arising after the posting of the agenda. Any public reports of action taken in the closed session will be made in accordance with Government Code sections 54957.1 “Documents: If distributed to the Council less than 72 hours before a regular meeting, any public records which are subject to public inspection and pertain to an open-session item on the regular meeting agenda shall be available at the following address at the time they are distributed to a majority of the Council: 350 North Valencia Boulevard, Woodlake, California 93286. Public records distributed to the Council at a public meeting will be available to the public at such meeting if they were prepared by the City. Exemptions and details in Government Code § 54957.5 (a) shall apply.”

VIII. ADJOURN

The next scheduled City Council meeting will be held on Monday, July 24, 2017 at 6:30 p.m. at City Council Chambers located at 350 North Valencia Boulevard, Woodlake, CA 93286.

City Council:

Rudy Mendoza - Mayor

Frances Ortiz - Vice Mayor

Louie Lopez - Councilmember

Greg Gonzalez Jr. - Councilmember

Jose L. Martinez - Councilmember

Meeting adjourned at 7:45 PM

Submitted by,

Irene Zacarias
City Clerk