

PRESENT: Councilmembers Mendoza, G. Gonzalez Jr., Ortiz, Lopez & Martinez

OTHERS: Lara, Marquez, Waters, Zamora, & Zacarias

ABSENT:

FLAG SALUTE

PUBLIC COMMENT

Jonathan Venus, 783 N. Acacia, Woodlake – Mr. Venus is the Pastor at the Presbyterian Church in Woodlake and he stated he was told the property across from the church was a potential site for a dispensary and believes this would not be a good idea. He stated there are various children services held at the church. He also stated AA and NA meetings are held at the church and does not want a dispensary so close to the church.

Donna Davis, 35509 Road 212, Woodlake – Miss Davis stated she attends the Presbyterian church and the focus of the church is youth and is sad to see the dispensary across from the church. Mayor Mendoza stated the property is a potential site but no definite decision has been made by council. There is a process that must be followed and it may take 2-4 weeks before a decision is made.

Al George, 21401 Avenue 332, Woodlake – Mr. George asked if the right questions would be asked regarding the approval of a dispensary in town. Are the questions only about the monetary aspect or were there surveys also taken to show statistics regarding a rise in crime and the impact on the schools. He is concerned about the negative impact this would have for the community.

Mayor Mendoza reminded everyone that the City will be accepting applications for those who are interested in serving on Citizens Oversight Committee. Applications will be accepted until December 1, 2017.

IV. CONSENT CALENDAR –ACTION AND INFORMATION ITEMS

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

- A. Action: Approval of Minutes of the regular meeting held on October 23, 2017
 - B. Action: Approval of Warrants
 - C. Action: Adoption of Resolution: Approval of the October 2017 Monthly Report of Investments
 - D. Action: Adoption of Resolution: Approval of the Agreement Between the Woodlake Public Cemetery District and the City of Woodlake
- ON A MOTION BY ORTIZ, SECOND BY LOPEZ, IT WAS VOTED TO APPROVE THE CONSENT CALENDAR. APPROVED UNANIMOUSLY.**

V. ACTION/DISCUSSION ITEMS

- A. Action: Adoption of Resolution: Receive Public Comments, Waive 1st Reading, and Set Second Reading date for amendments to Chapter 5.48 Cannabis Operations and Chapter 17.28.04 Service Commercial Conditional Uses
- City Employee Waters reported the following: the City is introducing drafts of the following ordinances:

Chapter 5.48 Cannabis Operations – Add Service Commercial (CS) to 5.48.040 Cannabis Dispensaries Permitted Uses and Zoning and allow for cannabis Testing, Distribution, and Transportation to occur in Service Commercial Zones in 5.48.020 Cannabis Production Permitted Uses and Zoning.

Chapter 17.28.04 Service Commercial Conditional Uses – Add cannabis dispensaries, cannabis distribution and cannabis testing facilities to the allowed conditional uses. The purpose of this public hearing is to give citizens an opportunity to make their comments known regarding the proposed amendments and/or additions to the ordinances listed above. The City is proposing to allow for cannabis dispensaries, distribution and testing within Service Commercial Zones. The planning commission has recommended approval to the City Council on the adoption of these two ordinances.

PUBLIC HEARING OPENED: 6:40 PM

PUBLIC HEARING CLOSED: 6:40 PM

ON A MOTION BY MARTINEZ, SECOND BY LOPEZ, IT WAS VOTED TO ADOPT THE RESOLUTION AND RECEIVE PUBLIC COMMENTS, WAIVE 1ST READING AND SET SECOND READING DATE FOR AMENDMENTS. APPROVED UNANIMOUSLY.

- B. Action: Adoption of Resolution: Receive Public Comments, Waive 2nd Reading, and Adopt Ordinances Amending Chapter 1.12 Administrative Fines and Penalties, Chapter 1.13 Administrative Appeals, Chapter 2.36 Purchasing Systems, Chapter 2.24 Planning Commission, Chapter 2.16 Elections, Chapter 5.04 Business Licenses Generally, Chapter 6.08 Animals Generally, Chapter 12.12 Curbs, Gutters and Sidewalks, Chapter 10.04 City Traffic Code, Chapter 17.54 Site Plan Review, Chapter 17.48 Conditional Use Permits of the Woodlake Municipal Code

City Employee Waters reported the following: the City is currently reviewing and updating the ADA self-evaluation and transition plan. The ADA self-evaluation and transition plan is part of a federal mandate designed to establish compliance with the Americans with Disability Act. All presented amendments aim to ensure that city ordinances support compliance with federal ADA regulations, and therefore further enhance the accessibility for person with disabilities to participate in city service, programs, and access city facilities.

The language proposed to be added to Chapter 1.12, Chapter 1.13, Chapter 5.04., Chapter 17.54., and Chapter 17.48, are all intended to provide persons with disabilities alternative formats when requested. These alternative formats can be options such as brail or audio. All of these ordinances deal with city applications and forms.

The language proposed to be added to Chapter 2.36, Chapter 2.24, Chapter 2.16, Chapter 6.08, Chapter 12.12, Chapter 10.04, Chapter 17.54, are all intended to remove physical barriers to city facilities, city equipment, future city developments, and private developments to better accommodate accessibility for persons with disabilities. The purpose of this public hearing is to give citizens an opportunity to make their comments known regarding the proposed amendments

PUBLIC HEARING OPENED 6:42 PM

PUBLIC HEARING CLOSED 6:42 PM

ON A MOTION BY MARTINEZ, SECOND BY LOPERZ, IT WAS VOTED TO ADOPT THE RESOLUTION, RECEIVE PUBLIC COMMENTS, WAIVE 2ND READING AND ADOPT ORDINANCES. APPROVED UNANIMOUSLY.

- C. Action: Adoption of Resolution: Authorize Staff to Submit a 2017 Community Development Block Grant (CDBG) Program Application

City Administrator Lara reported the following: The Notice of Funding Availability for this year's CDBG application was issued on September 1, 2017. The City is eligible for up to \$5,000,000. With the help of Citizen and Council input, staff is recommending that the City submit an application as follows:

General Administration	\$46,077
Public Facility: Public Facility Rehabilitation	\$614,362
TOTAL:	\$660,439

The Public Facility funds will be used to improve the new community center through the addition of a commercial kitchen and community center gymnasium. The City of Woodlake will request a Waiver to the CDBG 50% Expenditure Rule. The waiver request shall be compliant with the State of California Waiver Requirements specified in the 2017 CDBG NOFA. The City further acknowledges that failure to comply with the requirements may cause disencumbrance of funds for the project approved, and repayment to the State of California. The City of Woodlake has or anticipates receiving approximately \$210,000 in CDBG Program Income that must be expended prior to expending awarded grant funds. This Public Hearing qualifies as the second of two required public hearings to encourage citizen participation on possible CDBG-eligible activities. The first Public Hearing was held October 18, 2017. The application is due to the State by 5:00 PM on December 1, 2017.

PUBLIC HEARING OPENED: 6:45 PM

Donna Davis, 35509 Road 212, Woodlake – Ms. Davis asked if the design of the community center was already approved. She stated the City if Lindsay offers a physical therapy room for their senior citizens and it would be nice for Woodlake to have one to. City Administrator Lara stated the design was already approved.

PUBLIC HEARING CLOSED: 6:46 PM

ON A MOTION BY G. GONZALEZ JR., SECOND BY LOPEZ, IT WAS VOTED TO ADOPT THE RESOLUTION AND AUTHORIZE STAFF TO SUBMIT A 2017 (CDBG) PROGRAM APPLICATION. APPROVED UNANIMOUSLY.

- D. Action: Adoption of Resolution: Authorize Staff to Request Applications for the Citizens Oversight Committee(COC) as Required Per Measure R and Measure S
- City Administrator Lara reported the following: the unofficial Election Day results show a large majority of voters in the City of Woodlake approving both measures. Staff would now like to begin the process of requesting application for the Citizens Oversight Committee as Required Per Measure R and Measure S. The COC will consist of the following members as approved by Council: (1) WUSD Representative, (1) Local Business Owner, (1) Police Representative, (1) Fire Representative, (2) Residents of the City of Woodlake and (1) Community Member. Applications will be accepted until December 1, 2017 and then presented to Council for approval at the December 11, 2017 City Council meeting. Mayor Mendoza stated this is a great opportunity for the community to get involved.

ON A MOTION BY LOPEZ, SECOND BY MARTINEZ IT WAS VOTED TO ADOPT THE RESOLUTION AND AUTHORIZE STAFF TO REQUEST APPLICATIONS FOR THE CITIZENS OVERSIGHT COMMITTEE AS REQUIRED PER MEASURE R AND MEASURE S. APPROVED UNANIMOUSLY.

VI. OTHER BUSINESS

- A. Information: Items from Staff

City Administrator Lara – Reported the construction of the community center is still on schedule. Self-Help is having their ground-breaking ceremony on December 7th at 10 am and all are welcome and invited.

B. Information: Items from Council

Councilmember Martinez – Reported the annual Persall Thanksgiving lunch will be held next Thursday at Miller Brown Park. Donations of food and clothing is always welcome. Last year they served about 328 lunches and gave out 65 blankets and hope to serve more this year. City Clerk Zacarias stated donations can be dropped off at City Hall and she will contact Brenda Persall for pickup of items.

Councilmember Lopez – Reported the Christmas Parade will be held on December 9th and will begin at 7 pm. There will also be a Santa Workshop for all the kids to take a picture with Santa and get a gift.

Mayor Mendoza – Reported he attended a meeting in Sacramento and the discussions were transportation and gas taxes.

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.

MEETING MOVED TO CLOSED SESSION AT 7:11 PM

MEETING RECONVENED AT 7:47 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, November 27, 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 7:47 PM

Submitted by,

Irene Zacarias

City Clerk