

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

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

ABSENT:

FLAG SALUTE

PUBLIC COMMENT - None

IV. CONSENT CALENDAR –ACTION AND INFORMATION ITEMS

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

- A. Action: Approval of Minutes of the regular meeting held on December 11, 2017 (Pages 1-5)
- B. Action: Approval of Minutes of the regular meeting held on December 18, 2017 (Pages 6-8)
- C. Action: Approval of Warrants (Pages 9-59)
- D. Action: Adoption of Resolution: Approval of the December 2017 Monthly Report of Investments (Pages 60-62)
- E. Action: Adoption of Resolution: Continuation of the Proclamation of the Existence of a Local Drought Emergency for the City of Woodlake (Pages 63-67)
- F. Action: Adoption of Resolution: Reaffirm the Approval of Emergency Expenditures for the Development and Implementation of the City of Woodlake Well Project (Pages 68-71)
- G. Action: Adoption of Resolution: Requesting the Use of State Route 245 and/or State Route 216 for the Woodlake Unified School District, Woodlake Valley Chamber of Commerce, Kiwanis of Woodlake, Woodlake Lions Club, Woodlake Rotary and The Homegrown Project Events (Pages 72-75)
- H. Action: Adoption of Resolution: Approval to Accept Resignation of Planning Commission Seat from Joe Perez (Pages 76-78)
- I. Action: Deny Claim for Damages from Jose Renteria filed on January 10, 2018 (Pages 79-80)

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

V. ACTION/DISCUSSION ITEMS

- A. Information: EDC Presentation – Rescheduled for February 12, 2018
- B. Information: Woodlake Cannabis Tax Rate Considerations
City Employee Waters presented the attached PowerPoint
- C. Action: Adoption of Resolution: Approve Conditional Use Permit 17-010 Valley Pure (Previously CCW LLC) – Public Hearing
City Employee Waters reported the following: the applicant is proposing to operate a cannabis business within the City of Woodlake. All cannabis businesses require a Conditional Use Permit from the City. The Conditional Use Permit authorizes the cannabis business to operate on a specific property. The applicant is proposing to operate a cannabis business on 132 N. Valencia Blvd. The subject property consists of a single parcel zoned as Central Commercial (CC). The current property contains a vacant commercial building. Additional improvements will be built prior to the business beginning operations.

The applicant is requesting a conditional use permit for the following cannabis business:

1. Cannabis Retailer

Cannabis businesses within the City of Woodlake require a Conditional Use Permit, Certificate of Occupancy, Business License, and a Regulatory Permit before beginning operations.

As part of the Conditional Use Permit, the City is requesting that the business comply with the following conditions:

1. Meet all City development and State Building Code requirements prior to beginning operations.
2. Meet all State requirements, laws, and regulations for cannabis businesses in the State of California.
3. Meet all City requirements, laws, and regulations found in the City's Municipal Code, including Section 5.48, which regulates cannabis businesses.
4. Pay all fees and taxes imposed by the City of Woodlake.
5. Failure to comply with any City or State regulations will be considered a violation of the Conditional Use Permit and Regulatory Permit and may result in the revocation of the Conditional Use Permit and/or Regulatory Permit.

Public Hearing Opened: 6:48 pm

Public Hearing Closed: 6:48 pm

Mayor Mendoza asked where the owners are in the process. City Employee Waters stated they are currently working on the construction of the building, once completed, building will be inspected. Vice-Mayor Ortiz asked if they must apply for their license annually. City Employee Waters stated yes.

ON A MOTION BY MARTINEZ, SECOND BY LOPEZ IT WAS VOTED TO ADOPT THE RESOLUTION AND APPROVE CUP 17-010, VALLEY PURE. MOTION PASSES 4-1, G. GONZALEZ JR. OPPOSE.

D. Action: Adoption of Resolution: Approve Conditional Use Permit 17-011, Green Bean Pharm – Public Hearing

City Employee Waters reported the following: the applicant is proposing to operate cannabis businesses within the City of Woodlake. All cannabis businesses require a Conditional Use Permit from the City. The Conditional Use Permit authorizes the cannabis business to operate on a specific property. The applicant is proposing to operate cannabis business on 515 W. Naranjo Blvd. The subject property consists of a single parcel totaling 2.3 acres. The current property contains an existing lumber mill, but additional improvements will be built prior to the business beginning operations.

The applicant is requesting a conditional use permit for the following cannabis business:

1. Cannabis Retailer

Cannabis businesses within the City of Woodlake require a Conditional Use Permit, Certificate of Occupancy, Business License, and a Regulatory Permit before beginning operations.

As part of the Conditional Use Permit, the City is requesting that the business comply with the following conditions:

1. Meet all City development and State Building Code requirements prior to beginning operations.
2. Meet all State requirements, laws, and regulations for cannabis businesses in the State of California.

3. Meet all City requirements, laws, and regulations found in the City's Municipal Code, including Section 5.48, which regulates cannabis businesses.
4. Pay all fees and taxes imposed by the City of Woodlake.
5. Failure to comply with any City or State regulations will be considered a violation of the Conditional Use Permit and Regulatory Permit and may result in the revocation of the Conditional Use Permit and/or Regulatory Permit.

Public Hearing Opened 6:52 pm

Chris Crumly, 35686 Road 2016, Woodlake – Mr. Crumly who the owners were and if they were local. City Administrator Lara stated the owners had been mentioned during the bid process at a public meeting and Mr. Crumly is welcome to come to City Hall to obtain the information.

Public Hearing Closed 6:54 pm

ON A MOTION BY MARTINEZ, SECOND BY LOPEZ IT WAS VOTED TO ADOPT THE RESOLUTION AND APPROVE CUP 17-011, GREEN BEAN PHARM. MOTION PASSES 4-1, G. GONZALEZ JR. OPPOSE.

- E. Action: Adoption of Resolution: Approve Conditional Use Permit 17-01, 17-02 and 17-03, Green Smart – Public Hearing

City Employee Waters reported the following: the applicant is proposing to operate cannabis businesses within the City of Woodlake. All cannabis businesses require a conditional use permit from the City. The Conditional Use Permit authorizes the cannabis business to operate on a specific property. The applicant is proposing to operate a cannabis business. The subject property is located at 1049 W Ropes in a light manufacturing zone designation and 22.72 Acres.

The applicant is requesting conditional use permits for the following cannabis businesses:

1. Cannabis Manufacturing
2. Cannabis Cultivation
3. Cannabis Distribution

Cannabis businesses within the City of Woodlake require a Conditional Use Permit, Certificate of Occupancy, Business License, and a Regulatory Permit before beginning operations.

As part of the Conditional Use Permit, the City is requesting that the business comply with the following conditions:

1. Meet all City development and State Building Code requirements prior to beginning operations
2. Meet all State requirements, laws, and regulations for cannabis businesses in the State of California
3. Meet all City requirements, laws, and regulations found in the City's Municipal Code, including Section 5.48, which regulates cannabis businesses
4. Pay all fees and taxes imposed by the City of Woodlake
5. Failure to comply with any City or State regulations will be considered a violation of the Conditional Use Permit and Regulatory Permit and result in the revocation of the Regulatory Permit

Public Hearing Opened 6:58 pm

Public Hearing Closed 6:58 pm

Vice-Mayor asked who is responsible for inspecting building. City Administrator Lara stated the building will be checked by City Engineer, City Building Inspector and City Staff.

ON A MOTION BY LOPEZ, SECOND BY MARTINEZ IT WAS VOTED TO ADOPT THE RESOLUTION AND APPROVE CUP 17-01, 17-02 AND 17-03, GREEN SMART. MOTION PASSES 4-1, G. GONZALEZ JR. OPPOSE.

- F. Action: Adoption of Resolution: Approve Conditional Use Permit 17-08 and 17-09, Top Crop – Public Hearing

City Employee Waters reported the following: the applicant is proposing to operate cannabis businesses within the City of Woodlake. All cannabis businesses require a conditional use permit from the City. The Conditional Use Permit authorizes the cannabis business to operate on a specific property. The applicant is proposing to operate cannabis business. The subject property is located at 457 S Acacia in a light manufacturing zone designation with 1.24 Acres.

The applicant is requesting conditional use permits for the following cannabis businesses:

1. Cannabis Manufacturing
2. Cannabis Cultivation

Cannabis businesses within the City of Woodlake require a Conditional Use Permit, Certificate of Occupancy, Business License, and a Regulatory Permit before beginning operations.

As part of the Conditional Use Permit, the City is requesting that the business comply with the following conditions:

1. Meet all City development and State Building Code requirements prior to beginning operations.
2. Meet all State requirements, laws, and regulations for cannabis businesses in the State of California.
3. Meet all City requirements, laws, and regulations found in the City's Municipal Code, including Section 5.48, which regulates cannabis businesses.
4. Pay all fees and taxes imposed by the City of Woodlake.
5. Failure to comply with any City or State regulations will be considered a violation of the Conditional Use Permit and Regulatory Permit and result in the revocation of the Regulatory Permit.

Public Hearing Opened: 6:59 pm

Public Hearing Closed 6:59 pm

Vice-Mayor Ortiz asked if they would only sell to Woodlake residents. City Administrator Lara stated no, they could sell to anyone in the state.

ON A MOTION BY MARTINEZ, SECOND BY LOPEZ IT WAS VOTED TO ADOPT THE RESOLUTION AND APPROVE CUP 17-08 AND 17-09, TOP CROP. MOTION PASSES 4-1, G. GONZALEZ JR. OPPOSE.

- G. Action: Adoption of Resolution: Enter Into Necessary Agreements with the Department of Transportation for the City of Woodlake North Valencia ATP Project and Authorize the City of Administrator to Execute Those Agreements
- City Administrator Lara reported the following: the City of Woodlake North Valencia Project will construct curb, gutters, ramps, sidewalks and storm drain improvements on North Valencia Boulevard (SR 245) from Sierra Avenue south to Whitney Avenue. The corridor currently has none of the above-mentioned amenities which makes pedestrian and bicycle traffic unsafe. On December 18, 2017, Council awarded the construction of the North Valencia ATP Project to the lowest bidder Agee Construction. The project has a construction schedule of sixty working days. The project will be funded by \$895,000 in Active Transportation Program (ATP) funds. Those funds will be matched with \$300,000 in State SHOPP Minor Funds that were contributed from the State of

California. Mayor Mendoza recommended inviting the school MOT to the meetings when traffic control is discussed. City Administrator stated they would.

ON A MOTION BY ORTIZ, SECOND BY MARTINEZ IT WAS VOTED TO ADOPT THE RESOLUTION AND ENTER INTO NECESSARY AGREEMENTS. APPROVED UNANIMOUSLY.

H. Action: Adoption of Resolution: Award the Construction Management and Resident Engineer Services for the City of Woodlake North Valencia Project to VSCE Inc.

City Administrator Lara reported the following: the City of Woodlake North Valencia Project will construct curb, gutters, ramps, sidewalks and storm drain improvements on North Valencia Boulevard (SR 245) from Sierra Avenue south to Whitney Avenue. The corridor currently has none of the above-mentioned amenities which makes pedestrian and bicycle traffic unsafe. On July 10, 2017, Council instructed staff to request proposals for the construction management and resident engineer's services for the City of Woodlake North Valencia Project. The construction of the project was awarded by Council on December 18, 2017, to Agee Construction in the amount of seven hundred and ninety-two thousand six hundred and sixty-nine dollars and no cents (792,669.00). The project will be funded with Minor SHOPP, Measure R, ATP and Local Funds.

The City received five proposals to provide professional services to assist the City in construction management and resident engineer services in the construction and closeout phases of the City of Woodlake North Valencia Project since the project is on Caltrans right-of-way. The proposals were submitted by the following firms:

1. VSCE
2. NV5
3. 4CREEKS
4. Project Delivery Professionals
5. A&M Consulting Engineers

After a review of the proposals submitted a panel was created to evaluate the proposals and interview the potential firms. The panel consisted of Caltrans, TCAG and City staff. After evaluating the proposals and going through the interview process the panel recommends that VSCE Inc. be awarded the construction management and resident engineer services for the City of Woodlake North Valencia Project.

ON A MOTION BY LOPEZ, SECOND BY MARTINEZ IT WAS VOTED TO ADOPT THE RESOLUTION AND AWARD THE CONSTRUCTION MANAGEMENT AND RESIDENT ENGINEER SERVICES TO VSCE INC. APPROVED UNANIMOUSLY.

VI. OTHER BUSINESS

A. Information: Items from Staff

City Administrator Lara – Reported the North Valencia project should begin early February. The Community Center is on schedule with a completion date of June. The Castlerock development will have 52 homes with escrow opening soon on available lots. The homes will be single-family, 2 and 3 bedrooms. Permits have been pulled for the first 10 homes at Valencia Heights. The Citizens' Oversight Committee had their first meeting last week to discuss Measure R and Measure S. Vice-Mayor Ortiz stated she had concerns regarding water availability for the new homes. City Administrator Lara stated the city has installed two new wells and the new homes will be built to be water efficient.

City Attorney Zamora – Wished everyone a Merry Christmas and stated he appreciates working for the City of Woodlake

B. Information: Items from Council

Vice-Mayor Ortiz – Reported she attended the TCAG meeting last week.

Councilmember Martinez – Reported the alley behind the Valencia House is looking dirty and asked if staff can get it cleaned up. Also wanted to know what is the activity at Wheeling Pacific. City Administrator Lara stated he would have staff clean up that area and currently there is an interested party who may want to open a cannabis business at Wheeling Pacific.

Mayor Mendoza – Stated he would like Chief Marquez to give a monthly report regarding crime in the city. He would also like to know the names of the agencies who helped with an incident recently so that the city may recognize them thank them for all their help.

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.

City Administrator stated there is no closed session to discuss today.

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, February 12, 2018 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 7:16 PM

Submitted by,

Irene Zacarias
City Clerk