

**ACTION MINUTES OF TULARE
CITY COUNCIL, CITY OF TULARE**

September 1, 2020

A closed session of the City Council, City of Tulare was held on Tuesday, September 1, 2020, at 6:30 p.m., in the Tulare Public Library & Council Chambers, 491 North "M" Street.

COUNCIL PRESENT: Jose Sigala, Dennis A. Mederos

COUNCIL PRESENT VIA ZOOM/TELECONFERENCE: Terry Sayre

COUNCIL ABSENT: Carlton Jones, Greg Nunley

STAFF PRESENT: Rob Hunt, Josh McDonnell, Mario Zamora, Wes Hensley, Janice Avila, Darlene Thompson, Jason Bowling, Clay Roberts, Roxanne Yoder

I. CALL TO ORDER CLOSED SESSION

Mayor Sigala called the closed session to order at 6:31 p.m.

II. CITIZEN COMMENTS - Comments from the public are limited to items listed on the agenda (GC 54954.3a). Speakers will be allowed three minutes. Please begin your comments by stating and spelling your name and providing your city of residence.

There were no public comments.

III. ADJOURN TO CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION(S):

Mayor Sigala adjourned to closed session for items as noted by City Attorney Mario Zamora at 6:34 p.m.

- (a) 54956.8b Conference with Real Property Negotiators
Property: Tulare County Courthouse property APN #176-062-014, 425 East Kern Ave and an adjacent parking lot, APN # 176-063-021
Negotiators: Rob Hunt, Josh McDonnell, Mario Zamora, Darlene Thompson
[Submitted by: J. McDonnell]

IV. RECONVENE CLOSED SESSION

Mayor Sigala reconvened from closed session at 7:05 p.m.

V. CLOSED SESSION REPORT (if any)

Mayor Sigala advised there was no reportable action.

VI. ADJOURN CLOSED SESSION

Mayor Sigala adjourned closed session at 7:05 p.m.

A regular session of the City Council, City of Tulare was held on Tuesday, September 1, 2020, at 7:00 p.m., in the Tulare Public Library & Council Chambers, 491 North “M” Street.

COUNCIL PRESENT: Jose Sigala, Dennis A. Mederos

COUNCIL PRESENT VIA ZOOM/TELECONFERENCE: Terry Sayre

COUNCIL ABSENT: Carlton Jones, Greg Nunley

STAFF PRESENT: Rob Hunt, Josh McDonnell, Mario Zamora, Traci Myers, Michael Miller, Trisha Whitfield, Craig Miller, Luis Nevarez, Janice Avila, Wes Hensley, Nick Bartsch, Jason Bowling, Clay Roberts, Roxanne Yoder

VII. CALL TO ORDER REGULAR SESSION

Mayor Sigala called the regular session to order at 7:05 p.m.

VIII. PLEDGE OF ALLEGIANCE AND INVOCATION

Mayor Sigala led the Pledge of Allegiance and Council Member Sayre led the invocation.

IX. CITIZEN COMMENTS

Mayor Sigala requested those who wish to speak on matters not on the agenda within the jurisdiction of the Council, or to address or request a matter be pulled from the consent calendar to do so at this time. He further stated comments related to general business matters would be heard at the time that matter is addressed on the agenda.

Debra McAlpine addressed the Council to thank the City for their efforts on mitigating the criminal activity at their mobile home park.

Donnette Silva-Carter, Tulare Chamber CEO provided an update on their Covid-19 efforts.

X. COMMUNICATIONS

City Manager Rob Hunt provided an update to the Council on staff's progress in bringing forward for Council's consideration regarding criteria and development standards regarding transitional housing with a projected date October 6, 2020. Mr. Hunt further advised that an item will be forth coming for Council's review and discussion related to the City's Nuisance Ordinance as it relates to parking.

XI. CONSENT CALENDAR:

It was moved by Vice Mayor Mederos, seconded by Council Member Sayre, and carried 3 to 0 (Council Members Jones and Nunley absent) that the items on the Consent Calendar be approved as presented.

- (1) **Authorization to read ordinances by title only.**
- (2) **Approve minutes of August 18, 2020 special/regular meeting. [Submitted by: R. Yoder]**
- (3) **Council Member Sayre's selection of Aaron Gomes to serve as her respective appointment to the Strategic Action Ad Hoc Committee on Homelessness. [Requested by: Council Member Sayre]**
- (4) **Adopt Resolution 2020-44, an Addendum to the Mitigated Negative Declaration (MND) previously approved and certified by the Council of the City of Tulare for The Greens at Oak Creek Subdivision Project as part of Resolution 17-42 on September 19, 2017. [Submitted by: T. Myers]**
- (5) **Authorize the City Manager to execute a contract change order in the amount of \$364,619.00 with Valley Pump & Dairy Systems Inc. for Add Alternative #1 of the Storm Sewer Lift Stations Upgrades Project (Projects SD0016, SD0017, SD0018), and increase the amount the City Manager or his designee is authorized to approve for contract change orders to 10% of the revised contract amount (an additional \$36,461.90). [Submitted by: J. Funk]**
- (6) **Authorize the City Manager to complete and execute the documents necessary to declare as public right-of-way a portion of the "K" Street and Bardsley Avenue well site (Well 4-3: Project WT0040 – Pratt Water System Improvement Project), subject only to minor conforming and clarifying changes acceptable to the City Attorney and City Manager. [Submitted by: J. Funk]**
- (7) **Receive the monthly investment report for July 2020. [Submitted by: D. Thompson]**

XII. SCHEDULED CITIZEN OR GROUP PRESENTATIONS

- (1) **Proclamation presentation in recognition of Railroad Safety Month.**
Mayor Sigala presented the proclamation to City Engineer Michael Miller on behalf of the Tulare County Association of Governments who requested this item.

XIII. MAYOR'S REPORT

Mayor Sigala thanked staff for managing the business mini grants. He further commented on the Tulare County Mask-Up Program and that he would be handing

out 10 \$100 gift cards to mask wearing individuals to reward them on their continued efforts to wear masks to help slow the spread.

XIV. GENERAL BUSINESS

Comments related to General Business Items are limited to three minutes per speaker, for a maximum of 30 minutes per item, unless otherwise extended by the Council.

(1) Public Hearing:

- a. **Public Hearing to pass-to-print Ordinance No. 2020-09, an Ordinance revising Chapter 5.96 of the City of Tulare Municipal Code allowing businesses to sell non-inhalable or non-edible forms of cannabidiol (CBD) products without a cannabis license, and subject to additional restrictions on marketing and packaging. [Submitted by: M. Zamora]** City Attorney Mario Zamora provided a report for the Council's review and consideration. Mayor Sigala opened the public hearing at 7:24 p.m., receiving no public comment he closed the public hearing at 7:24 p.m. With no discussion, it was moved by Mayor Sigala, seconded by Council Member Sayre and carried 3 to 0 (Council Members Jones and Nunley absent) to pass-to-print Ordinance 2020-09, as presented.

(2) Community and Economic Development:

- a. **Council consideration and direction to staff on the request by Applicant GGH, 1, LLC, a project specific entity owned by John Roberts and Kent McNiece, for an economic development assistance grant in the sum of \$21,357 as a contribution to the installation of public improvements associated with a four acre retail development on Prosperity Avenue in the City of Tulare. [Submitted by: T. Myers]** Mayor Sigala advised that this item will be continued to September 15, 2020; however, it allowed Mike Jamaica to address the Council in support of this item.
- b. **PowerPoint Presentation Census Update. [T. Myers]** Community & Economic Development Director Traci Myers introduced the item and Librarian Mollie Roache, who provided a PowerPoint presentation on the current Census efforts. Ms. Roache noted that the deadline of October 31 was changed to September 30 by Presidential Executive Order. Council asked if the Police Department Facebook page could be used to notify the community of Census workers being in area neighborhoods and to place this item on the September 15 agenda to continue to promote the completion of the Census.

(3) City Manager:

- a. **Select Voting Delegate and alternate for League of California Cities VIRTUAL Annual Conference business session to be held Friday, October 9, 2020, authorize the City Clerk to execute the delegate form;**

and provide direction to Voting Delegate on the City's position (support, oppose, or no position) on League Resolution Packet. [Submitted by: R. Hunt] City Manager Rob Hunt provided a report for the Council's review and consideration. Following discussion, it was moved by Mayor Sigala, seconded by Vice Mayor Mederos and carried 3 to 0 (Council Members Jones and Nunley absent) to select Council Member Sayre as the City's voting delegate and Vice Mayor Mederos as the City's voting alternate, if necessary. Following discussion, it was further moved by Mayor Sigala, seconded by Vice Mayor Mederos and carried 3 to 0 (Council Members Jones and Nunley absent) to support the League Resolution as presented.

b. Update, discussion and receive direction, if necessary, regarding COVID-19, etc. [Submitted by: R. Hunt] City Manager Rob Hunt provided an update for the Council's review and consideration.

XV. COUNCIL/STAFF UPDATES, REPORTS OR ITEMS OF INTEREST – GC 54954.2(3)

XVI. ADJOURN REGULAR MEETING

Mayor Sigala adjourned the regular meeting at 8:06 p.m.

President of the Council and Ex-Officio
Mayor of the City of Tulare

ATTEST:

Chief Deputy City Clerk and Clerk of the
Council of the City of Tulare