

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

September 15, 2020

A closed session of the City Council, City of Tulare was held on Tuesday, September 15, 2020, at 6:30 p.m., in the Tulare Public Library & Council Chambers, 491 North "M" Street.

COUNCIL PRESENT: Jose Sigala, Dennis A. Mederos, Greg Nunley

COUNCIL PRESENT VIA ZOOM/TELECONFERENCE: Terry Sayre, Carlton Jones

STAFF PRESENT: Rob Hunt, Josh McDonnell, Megan Dodd, 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 6:35 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 Assistant City Attorney Megan Dodd at 6:37 p.m.

- (a) 54957.6b Conference with Labor Negotiators
Represented/Unrepresented Employee(s): Fire Unions
Negotiators: Rob Hunt, Janice Avila, Megan Dodd obo Mario Zamora [Submitted by: J. Avila; M. Zamora]

IV. RECONVENE CLOSED SESSION

Mayor Sigala reconvened from closed session at 7:03 p.m.

V. CLOSED SESSION REPORT (if any)

Assistant City Attorney Megan Dodd advised there was no reportable action.

VI. ADJOURN CLOSED SESSION

Mayor Sigala adjourned closed session at 7:03 p.m.

A regular session of the City Council, City of Tulare was held on Tuesday, September 15, 2020, at 7:00 p.m., in the Tulare Public Library & Council Chambers, 491 North "M" Street.

COUNCIL PRESENT: Jose Sigala, Dennis A. Mederos, Greg Nunley

COUNCIL PRESENT VIA ZOOM/TELECONFERENCE: Terry Sayre, Carlton Jones

STAFF PRESENT: Rob Hunt, Josh McDonnell, Megan Dodd, 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 a moment of silence.

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.

Donnette Silva-Carter addressed the Council on various activities and events.

Sonny Silva addressed the Council with concerns over a convenience store (i.e. liquor store) to be built on the southeast corner of West and Prosperity.

Jason Bender addressed the Council thanking Trisha Whitfield and Art Avila for their assistance at the blood drive.

X. COMMUNICATIONS

There were no items for this section of the agenda.

XI. CONSENT CALENDAR:

It was moved by Council Member Nunley, seconded by Vice Mayor Mederos, and unanimously carried that the items on the Consent Calendar be approved as presented.

- (1) Authorization to read ordinances by title only.
- (2) Approve minutes of September 1, 2020 special/regular meeting. [Submitted by: R. Yoder]
- (3) Approve the cancellation of Tulare City Council meeting scheduled for Tuesday, November 3, 2020, due to a lack of business and Election Night activities. [Submitted by: R. Hunt]
- (4) Adopt Ordinance 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]
- (5) Adopt Resolution 2020-45 initiating proceedings and intention to set a public hearing for Landscape Maintenance District 2020-01 for the Farrar Estates subdivision. [Submitted by: M. Miller]
- (6) Award and authorize the City Manager or designee to sign a contract with Talley Oil, Inc. of Madera, CA, for a total amount of \$211,275.60 for the turnkey supply, delivery and application of asphaltic pavement preservation rejuvenating agent; subject only to minor conforming or clarifying changes acceptable to the City Attorney; and authorize the City Manager or designee to approve contract change orders in an amount not to exceed 10% (\$21,127.56) of the contract award amount. [Submitted by: A. Bettencourt]

XII. SCHEDULED CITIZEN OR GROUP PRESENTATIONS

There were no items for this section of the agenda.

XIII. MAYOR'S REPORT

Mayor Sigala yielded some of his time to Vice Mayor Mederos who commented on the passing of long time retired City Employee Pete Chavez who passed away at the age of 96.

Mayor Sigala commented on the Mask-Up Central Valley Gift Card Program.

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) 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]** Per applicant's request this item was continued to the meeting of October 6, 2020.
- b. **Census Update PowerPoint. [Submitted by: M. Roache]** Librarian Mollie Roache provided a PowerPoint update for the Council on the recent efforts of promoting the U.S. Census.

(2) Police:

- a. **Presentation on the Tulare Police Department's Trespass Enforcement Program (TEP). [Submitted by: W. Hensley]** Police Chief Hensley introduced the item and Captain Fred Ynclan who provided a PowerPoint presentation on the Department's after hours Trespass Enforcement Program for commercial property pursuant to Penal Code 602. Questions and comments posed by Council addressed by Chief Hensley and Captain Ynclan.

(3) City Manager:

- a. **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. Comments by Council.

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

Council Member Nunley requested an update on the Economic Development Program and on the former Redevelopment properties that were sold and what the return on investment has been. It was clarified that this was not an agenda item, rather an informational report.

Council requested an item to prohibit truck parking in specified areas be reviewed by the Transportation Management Team. City Engineer Michael Miller advised that he could bring that back to Council via a Resolution. Council concurred that item is to be considered at the October 6, 2020 meeting.

Mayor Sigala requested the City Manager provide a follow up to the County's response for a request to match Cares Act Funding.

XVI. ADJOURN REGULAR MEETING

Mayor Sigala adjourned the regular meeting at 8:19 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