



**CITY COUNCIL MEETING
MINUTES**

**March 19, 2019 7:00 PM
Council Chambers
400 N. Douty St.**

5:30 PM CALL TO ORDER STUDY SESSION & CLOSED SESSION:

Mayor Sorensen called the Study Session and Closed Session to order at 5:32 p.m.

ROLL CALL:

Present: Sue Sorensen, John Draxler, Martin Devine, and Art Brieno

Late: Francisco Ramirez, arrived at 5:37 p.m.

PUBLIC COMMENT:

Comments from the public are limited to items on the agenda (GC 54954.3a). A maximum of three minutes is allowed for each speaker. Please begin your comments by stating your name and providing your city of residence.

Silvia Gonzalez-Sherer, Hanford - Spoke in support of the Carnegie Museum.

Patricia Dickerson, Hanford - Spoke in support of the Carnegie Museum.

STUDY SESSION:

A. Utilities & Engineering Reorganization

Utilities & Engineering Director, John Doyel - spoke about reorganizing the Utilities & Engineering Department. The Engineering Manager (EM) position will be vacated because the current incumbent requested to return to the Senior Engineer position. Dir. Doyel stated that recruitments for higher level engineers have been unsuccessful in the past. Dir. Doyel presented a proposed organizational chart which would convert the EM position with a City Engineer (CE) position. The CE position would be approximately an increase of \$16,000 of total compensation; the majority of these costs will be allocated to the Capital Improvement Projects and Enterprise funds and not affect the General Fund. The Council reached consensus and directed Dir. Doyel to review with the department different options for filling vacancies. Dir. Doyel will return to the Council with his findings.

CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:

Mayor Sorensen adjourned to Closed Session at 6:06 p.m.

A. CONFERENCE WITH LEGAL COUNSEL - REAL PROPERTY NEGOTIATIONS
Government Code Section 54956.8

Property: 200 Santa Fe Street, Suite D
Negotiating Party: Our Heroes Dreams
Agency Negotiators: Darrel Pyle, Darlene Mata, and Ty Mizote

Property: 109 E. 8th Street
Negotiating Party: Carnegie Museum
Agency Negotiators: Darrel Pyle, Darlene Mata, and Ty Mizote

Property: Bastille
Negotiating Party: Barrelhouse Brewery
Agency Negotiators: Darrel Pyle, Darlene Mata, John Doyel, and Ty Mizote

Property: 016-041-004, 016-041-035, 016-041-042, and 016-041-043
Agency Negotiators: Darrel Pyle, Darlene Mata, Ty Mizote

B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION Government
Code Section 54956.9(d)(1)

Medina v. City of Hanford
Kings County Case No. 18C0358

Cervantes v. City of Hanford
Eastern District Case No. 1:18-cv-00629

Sara Perez v. City of Hanford
Kings County Case No. 17C0335

SJVEDC v. City of Hanford
Kings County Case No. 17C0142

Valdez v. City of Hanford
Eastern District Case No. 1:17-cv-00430

City of Hanford v. 321-333 E. 7th Street
Kings County Case No. 18C0349

C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Government Code Section 54956.9(d)(2)

Significant Exposure to Litigation: 1 potential case.

7:00 PM CALL TO ORDER REGULAR SESSION:

Mayor Sorensen called the meeting to order at 7:02 p.m.

ROLL CALL:

Attendee Name	Title	Status	Arrived
John Draxler	Vice Mayor	Present	5:24 PM
Martin Devine	Council Member	Present	5:32 PM
Sue Sorensen	Mayor	Present	5:34 PM
Art Brieno	Council Member	Present	5:30 PM
Francisco Ramirez	Council Member	Present	5:37 PM

INVOCATION:

Invocation led by Pastor Stan Plooy.

FLAG SALUTE:**CLOSED SESSION ACTION REPORT:**

No action taken on the Real Property Negotiations.

The Council will have to return to Closed Session after the Regular Meeting to discuss litigation items.

RECOGNITIONS/PROCLAMATIONS:**STAFF COMMUNICATIONS:**

Police Chief, Parker Sever - The Department will have a new dispatcher will starting in a couple weeks.

Community Development Director, Darlene Mata - Stated that the vacancy in her department has not yet been filled.

Public Works Director, Lou Camara - The City received a rebate in the amount of \$297,000 from Southern California Edison for a street light retro-fit project. This money will go into the ACO fund.

Fire Chief, Chris Ekk - There have been some delays on Station 3; the cable, internet, and phones still need to be completed.

Finance Director, Paula Lofgren - The proposed department budgets are due soon.

Parks & Recreation Director, Craig Miller - The Kids' Fest had a great turnout. The Pros consultant will be in Hanford to present the findings of the Parks and Recreation survey.

A. Status Report for Capital Improvement Projects in Construction

PUBLIC COMMENT:

This is the time for citizens to comment on subject matters not on the agenda within the jurisdiction of the Hanford City Council. This is also the public's opportunity to request an item from the Consent Calendar be pulled for discussion purposes or to comment on any item on the agenda. Comments related to Public Hearing items will be heard at the time the item is discussed.

*A maximum of **three minutes** is allowed for each speaker. Please begin your comments by stating your name and providing your city of residence.*

Paula Massey, Hanford - She thanked the Council and Parks department for the memorial at Skate Park.

Silvia Scherer, Hanford - She spoke in support of the Carnegie Museum.

Christopher De La Rosa, Hanford - He spoke in support of the Carnegie Museum.

Michael Barker, Hanford - He spoke in support of the Carnegie Museum.

Alexander Reed, Lemoore - He spoke in support of the Carnegie Museum. He enjoys playing Pokemon there.

Adrian Hughes, Hanford - He spoke in support of the Carnegie Museum.

Ashley - She spoke in support of Hanford.

Jerry Irons, Hanford - He stated that he has been active in attempting to work on a homeless project. He said that Todd Cotta has property that he wants to sell to the City for a building for a homeless service center. He will go to the County Board of Supervisors with a proposal.

Dr. Scherer, Hanford - He spoke in support of the Carnegie Museum.

Anna Brayden, Hanford - She spoke in support of the Carnegie Museum. She also voiced support of a homeless center.

Pastor Robert Hayden, Hanford - His church will be celebrating its 100th Anniversary.

Mike Quinn, Hanford - He stated the Carnegie has been mismanaged the last couple years and he's been denied membership.

Brent Olsen, Hanford - He stated that cannabis has been here in Hanford for a while now and it's time to allow dispensaries in the City.

Skip Athey, Hanford - He inquired about the purchase of jackets for certain Council Members in the amount of \$275.

Bob Ramos, Hanford - He requested more information on Item J of the Consent Calendar. He made comments about the uses of marijuana.

Emily Burnias, Hanford - She spoke about the health benefits of cannabis drops.

Tamsin Wheatley, Hanford - She spoke about cannabis in regard to revitalization of Downtown Hanford. She feels a dispensary would bring people downtown.

Nate Odom, Hanford - He promoted his How's Hanford. Radio show on KFUN 98.5 and invited Council Members to join him. He also spoke in favor of cannabis dispensaries.

Joseph Rapozo, Hanford - He spoke in support of Hanford Multicultural Theater Company and the Carnegie Museum.

Jacob Sanchez, Hanford - He said that the Everybody's Irish Event had a great turnout and he appreciates the support the Council has shown for Main Street Hanford.

COUNCIL RESPONSE TO PUBLIC COMMENT:

City Attorney, Ty Mizote responded to Mr. Athey's inquiry about the purchase of jackets. He cited Hanford Municipal Code 2.48.050 which grants Staff authority to approve purchases up to \$20,000 or less without bringing it before the Council as long as there is money in the approved budget. Furthermore the Warrant Register on the agenda for the February 5, 2019 meeting was approved and listed on the Warrant Register was the payment made to Morrison's Silkscreen for the jackets.

CONSENT CALENDAR:

Consent Calendar items are considered routine and will be enacted in one motion. There will be no separate discussion of these matters unless a request is made and then the item will be removed from the Consent Calendar to be discussed and voted upon by a separate motion.

Item J was pulled from the Consent Calendar at the request of a member of the public. Item E was pulled by Council Member Brieno. Item L was pulled by Vice Mayor Draxler.

Motion to approve.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Francisco Ramirez, Council Member
SECONDER:	Martin Devine, Council Member
AYES:	Draxler, Devine, Sorensen, Brieno, Ramirez

A. City Clerk: Approve minutes from the City Council Meeting held on February 5, 2019.

B. City Clerk: Adopt Resolution 19-09-R supporting the 2020 United States Census.

C. City Attorney: Adoption of Ordinance 19-02, amending Hanford Municipal Code Chapter 2.12.010 to 2.12.050 to address bonding requirements for the City Clerk, City Treasurer and Director of Finance; and adoption of Resolution No. 19-07-R, approving government crime insurance policies for the purpose of bonding City Officers and employees and establishing policy limits.

- D. Utilities and Engineering: Continuance of Emergency Resolution for Treatment Project on Well No. 50
- E. Public Works: As it relates to FY 2019/20 Transportation Development Act (TDA) Funds Claim: 1) Adopt Resolution # 19-06-R regarding the public transit needs within the City of Hanford and authorize the City Manager to sign and submit claim for funds and any subsequent amended claims required; 2) Determine, based on City's financial participation in and support of the existing Kings County Area Public Transit System, that there are no areas within the City of Hanford with unmet public transit needs which could reasonably be met by the expansion of the existing system or by the establishment of a new system; 3) Approve the filing of a Notice of Exemption to certify that projects to be constructed with these funds are categorically exempt from the California Environmental Quality Act.
- F. Public Works: Purchase of one Cimline Magma M1 Pavement Cracksealer Machine from Dispensing Technologies, Inc., of Camarillo, California
- G. Public Works: Accept Avigation and Clearance Easement from Nick Champi Enterprises, Inc., in conformance with the City's Airport Layout Plan (ALP).
- H. Utilities and Engineering: Adoption of Mitigated Negative Declaration 2019-08 prepared for the 9th Avenue Sewer Trunk Line
- I. Police: Approve the purchase of five alternative fuel vehicles from the SJVAPCD grant.
- J. Finance: Warrant Register

ITEMS PULLED FROM CONSENT:

- 1. Utilities and Engineering: Approve a Notice of Completion for the FY 17/18 Bicycle and Pedestrian Facilities Improvements Project, and authorize the Mayor to execute and the City Clerk to attest and file said Notice with the Kings County Recorder's Office.

(Item E)

Council Member Brieno asked for a summary of the project. Dir. Camara provided an overview of the Bicycle and Pedestrian Improvements Project.

Motion to approve.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Art Brieno, Council Member
SECONDER:	Martin Devine, Council Member
AYES:	Draxler, Devine, Sorensen, Brieno, Ramirez

- 2. Police: Purchase of Faro Crime Scene Scanner and declaration of Total Station laser transit device as surplus.

(Item J)

Chief Sever explained the benefits and features of the Faro Crime Scene Scanner. This purchase is a part of the effort to modernized Hanford's Police Department. The Total Station Laser Transit Device would be sold to help offset the costs. Chief Sever said that Hanford would be the first law enforcement agency to have this technology.

Motion to approve.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John Draxler, Vice Mayor
SECONDER:	Martin Devine, Council Member
AYES:	Draxler, Devine, Sorensen, Brieno, Ramirez

3. FIRE: Approve out-of-state travel to Appleton, Wisconsin for three City employees to attend the mid-point inspection of the new ladder truck on dates to be determined in April, 2019.

(Item L)

Vice Mayor Draxler expressed his concern of having a three employees travel out-of-state. He is concerned about the staffing levels of the Fire Stations. Chief Ekk explained the progress of the ladder truck build and the traveling of these employees was budgeted for this expense.

Motion to approve.

RESULT:	APPROVED [4 TO 1]
MOVER:	Art Brieno, Council Member
SECONDER:	Francisco Ramirez, Council Member
AYES:	Devine, Sorensen, Brieno, Ramirez
NAYS:	Draxler

PUBLIC HEARINGS:

- A. Community Development: Introduce and waive the first reading of Ordinance 19-03, an amendment to Chapter 5.56 of the Municipal Code to allow medical and adult use of cannabis, allow dispensaries and micro-businesses, and other various amendments to be consistent with the State of California regulations. Adoption of Resolution 19-08-R approving the number of cannabis permits to be allowed in the City of Hanford.

Mayor Sorensen opened the Public Hearing at 8:05 p.m.

Dir. Mata provided the Council with the Ordinance 19-03 which outlines the possible revised and new language of the municipal code. The recommendation for the possible zoning for dispensaries was also presented to the Council. Mayor Sorensen asked what micro-businesses

were; Dir. Mata explained that micro-businesses could cultivate, process, and sell the cannabis all at the same location. Chief Sever said it was similar to how micro-breweries operate. Council Member Ramirez expressed his support of allowing cannabis dispensaries and the proposed ordinance. Vice Mayor Draxler also expressed his support. He expressed concern about limiting the zoning of where dispensaries could go and thinks it should be opened up to more retail areas. Mayor Sorensen said she agreed with Vice Mayor Draxler on not wanting the zoning to be so limited. Vice Mayor Draxler also brought up that parking could be a big issue to address. Council Member Devine said he would be in favor zoning for dispensaries in the downtown area.

Mayor Sorensen opened the floor to public comments from those IN FAVOR of the proposed ordinance.

Craig Johnson, Hanford - Supports the ordinance to allow dispensaries because it could bring a stream of customers to downtown and help with security. He said he felt safe going to the Woodlake dispensary. As a retailer, he was impressed by his experience going to Valley Pure. He said he wants the zoning to be so that a dispensary could only be Downtown.

Wes Hardin, Hanford - Commends the Council for moving forward with this ordinance. He explained that proper vetting of the cannabis businesses could benefit the downtown area. He said that Valley Pure will be throwing their hat in the ring to open a business in Hanford.

Emily Burnias, Hanford - Spoke on the medicinal benefits of cannabis products and in support of the ordinance to allow dispensaries.

Jeff Tacket, Hanford-He spoke in support of allowing dispensaries in the downtown area.

Michelle Brown, Main Street Hanford - She emailed businesses in the district and asked for their opinions on zoning for downtown dispensaries. She received approximately 30 responses and most business owners are not opposed to having dispensaries downtown.

Larry Thacker, San Juan Capistrano, San Jose - Representative from Caliva: Supports updating the ordinance and bringing dispensaries to Hanford. He said that it would bring legal business and tax dollars.

Jim Castleman, Hanford - Encouraged the Council to stay with the downtown zoning.

Evette Gomez, Hanford - She thanked Chief Sever and Dir. Mata for including the downtown business owners. She thinks a dispensary would be better downtown.

Rand Martin, Sacramento - He urged the Council to consider both storefront and non-storefront delivery dispensaries.

Tamsin Wheatley, Hanford - She said a dispensary would benefit downtown.

Nate Odom, Hanford - He spoke in favor of allowing dispensaries in Hanford for adult and medical use.

Cesar Rodriguez, Hanford - He is a property owner downtown and in favor of dispensaries and prefers storefronts.

IN OPPOSITION

Bob Ramos, Hanford - He stated he is against recreational marijuana. He doesn't think there will be much money to be made because the market is getting flooded. He thinks marijuana harms people's lives and leads to other drug use. He further stated that Council Member Francisco Ramirez should not get to vote on this issue and referred to a newspaper article that reported Ramirez being the first person to buy cannabis legally in California. Mr. Mizote stated that it is not a grounds to prove Council Member Ramirez has a conflict of interest.

REBUTTAL

Tasmin Wheatley, Hanford - She said that addiction is a complex issue and everything he said about cannabis can be said about alcohol, which is legal as well.

Emily Burnias, Hanford - Said in 2013 researchers found there is no association between cannabis and suicidal tendencies.

Jeanette Tacket, Hanford - She said any smoke shop in town provides something with CBD.

Mike Quinn, Hanford - He spoke in support of the ordinance to allow storefront dispensaries.

Mayor Sorensen closed the Public Comment portion of the Public Hearing at 9:43 p.m.

Council Member Devine stated that he sees the overwhelming support for cannabis from the people and would only be in support if there was a dedicated police presence in downtown, money allocated for education, and zoning to keep the dispensaries in downtown.

Council Member Ramirez moved to waive the first reading of Ordinance 19-03 which allows both storefront and non-storefront delivery; seconded by Vice Mayor Draxler.
Motion passed 4-1, (Brien opposed).

Council Member Ramirez moved to approve Resolution 19-08-R with the addition of non-storefront dispensaries limited to two (2); seconded by Vice Mayor Draxler.
Motion passed 4-1, (Brien opposed).

Dir. Mata stated that MX-D would be an appropriate zoning for two storefront dispensaries. Mayor Sorensen asked if the Council could consider allowing one dispensary downtown and another one in another part of the City. Vice Mayor Draxler agreed with her and suggested the Regional Commercial zone which would be near the 12th Ave/Lacey Blvd area and the Costco area. He said that they have plenty of parking available. Council Members Devine

and Ramirez stated they would only support the zoning to be downtown. Vice Mayor Draxler said that he is concerned about the Hanford Mall. Dir. Mata will take this information and present it to the Planning Commission as well.

Ordinance 19-03

RESULT:	APPROVED [4 TO 1]
MOVER:	Francisco Ramirez, Council Member
SECONDER:	John Draxler, Vice Mayor
AYES:	Draxler, Devine, Sorensen, Ramirez
NAYS:	Brieno

Resolution 19-08-R

RESULT:	APPROVED [4 TO 1]
MOVER:	Francisco Ramirez, Council Member
SECONDER:	John Draxler, Vice Mayor
AYES:	Draxler, Devine, Sorensen, Ramirez
NAYS:	Brieno

GENERAL BUSINESS:

COUNCIL REPORTS/COMMENTS:

Council Member Ramirez- He attended a conference in Yosemite. He asked if the City could ask KART to provide bus shelters for the bus stops downtown.

Council Member Devine - He stated that the LAFCO meeting hasn't taken place yet because it keeps getting cancelled.

Vice Mayor Draxler - He attended the most recent Planning meeting.

Mayor Sorensen - She said that the Parks and Recreation department did a good job on the Kids' Day event.

COUNCIL FUTURE AGENDA ITEMS:

City Manager Darrel Pyle reminded the Council that there will be a City & County Coordinating Meeting the next day at 5:45 p.m. at Tachi Palace Hotel & Casino.

RETURN TO CLOSED SESSION:

Mayor Sorensen adjourned to closed session at 10:30 p.m.

CLOSED SESSION ACTION REPORT:

No action taken.

ADJOURNMENT:

Mayor Sorensen adjourned the meeting at 10:53 p.m.

Respectfully submitted,

Sarah Martinez
City Clerk