The City of Hanford
CALIFORNIA

CITY COUNCIL MEETING
MINUTES
April 2, 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 5:34 p.m.

ROLL CALL:

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

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.*

Diane Sharp, Hanford - She asked for clarification regarding incorrect flat-rate utility bill fees noted in the auditors' report.

Director Doyel explained that flat-rate utility billing was based on lot size. The auditors' lot-size information came from the assessor's maps (public information). Director Doyel discovered that the assessor's maps were incorrect, when compared to the actual surveyed lot sizes. Because the differences were a matter of cents, and there is no more flat-rate billing, it was not necessary to make corrections. Finance Director Lofgren noted that most of the findings were in the customers' favor.

STUDY SESSION:

A. Auditor's Report Presentation

Finance Director Lofgren introduced Auditor Brian Henderson, of Hudson Henderson & Company, Inc. He reported that the Tax-Deferred Annuity (TDA) Audit Report was issued March 21, 2019, with a clean (unmodified) opinion. They completed the audit of the City on March 27, 2019. The Single Audit Report was also issued with a clean opinion. Mr. Henderson summarized adjustments and reported no major disagreements with management. He then provided a review of the findings and responded to Council Members' questions. Director Lofgren had a secondary letter regarding the audit adjustments, which she will send to the Council Members. She stated that the new Tyler software should be in place in July, and it will solve many of the problems. She is working on inventory implementation. She distributed a hard-copy sheet to the Council Members showing what funds are in each category.

Mayor Sorensen adjourned to Closed Session at 6:08 p.m.

CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:

A. CONFERENCE WITH LEGAL COUNSEL - REAL PROPERTY NEGOTIATONS (GC 54956.8)

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

Property: APN 012-086-004
Negotiating Party: Comfort Inn
Agency Negotiators: Darrel Pyle, Darlene Mata, and Ty Mizote

B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (GC 54956.9(d)(1))

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

Avalos v. City of Hanford
Kings County Case No. 19C0096

Helena v. City of Hanford
Kings County Case No. 17C0102

Tafoya v. City of Hanford
Kings County Case No. 18C0379

C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (GC 54956.9(d)(2))

1 potential case

D. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATE LITIGATION (GC 54956(d)(4))

1 potential case

7:00 PM CALL TO ORDER REGULAR SESSION:

Mayor Sorensen called the Regular Session to order at 7:04 p.m.

ROLL CALL:

Attendee Name	Title	Status	Arrived
John Draxler	Vice Mayor	Present	4:42 PM
Martin Devine	Council Member	Present	4:42 PM
Sue Sorensen	Mayor	Present	4:42 PM
Art Brieno	Council Member	Present	4:42 PM
Francisco Ramirez	Council Member	Present	4:42 PM

INVOCATION:

Led by Pastor Walter Black.

FLAG SALUTE:

CLOSED SESSION ACTION REPORT:

City Attorney Mizote reported no action taken on the two real estate items and two anticipated litigation items (Items C and D). The existing litigation items will be discussed in Closed Session following the Regular Meeting.

RECOGNITIONS/PROCLAMATIONS:

A. Parks & Recreation: Arbor Day Celebration 2019.

A proclamation will be read at the City's 24th Annual Arbor Day Celebration, Thursday, April 11, 10:30 a.m., at Centennial Park. The public is invited to attend.

STAFF COMMUNICATIONS:

Police Chief Sever - He reported that they are redoing the floors at the station. Lowe's donated supplies for the K-9 area at the National Guard Armory, and a landscaper put in new things for the K-9s. Every agency in Kings County is now training their K-9s at the National Guard Armory.

Community Development Director Mata - She announced that the opening of the Boot Barn was last week. The Building Division gave Aldi the ok to start stocking. She has received numerous phone calls regarding the cannabis discussion, and she thanked Chief Sever for fielding some of those calls while she was out for a few days.

Parks and Recreation Director Craig Miller - The Arbor Day Celebration is Thursday, April 11, at 10:30 a.m. at Centennial Park; T-Ball meets on Saturday, with 136 little ones. The Mother & Son Dinner & Dance is Friday, April 12; and the Daddy & Daughter Dinner & Dance is Saturday, April 13.

Fire Chief Chris Ekk - He stated that two new firefighters will start training on Monday. There are two more to be background checked. Fire Department beat the Police Department in the Guns 'n Hoses basketball game.

Finance Director Lofgren - She noted that she is still working on budget.

Utilities and Engineering Director Doyel - He reported that Wells 44 and 45 should be completed by the end of the month. He reminded everyone of the ramp closures [dates were previously emailed] and asked the Council Members to RSVP to City Clerk Sarah Martinez regarding the League of California Cities meeting, April 11, in Fresno. He relayed a request from City Manager Pyle that Council Members notify the City Clerk of their availability on the evenings of Thursday, May 3 and Thursday, May 10 for budget discussion. He stated that Public Works Director Camara was in San Diego, attending a League of California Cities Public Works Institute, so was not at this meeting and did not have comments to relay.

Mayor Sorensen invited helpers to bring work boots and gloves to the Arbor Day Celebration. The proclamation will be read and submitted to Tree City USA.

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.*

Nathan Odom - He thanked Fire Chief Chris Ekk for being a guest on his radio program recently. He invited any of the Council Members to be on the program to discuss the cannabis ordinance. He announced that the Youth Art Hop will take place next Tuesday. He requested that Council clear up the discussion regarding the Carnegie Museum during their scheduled response time.

Michelle Brown, Main Street Hanford Executive Director - Stated that she attended the National Main Street Conference and received many valuable ideas, such as activation of unused space in the community. She noted that food trucks are trending and suggested having food trucks at Civic Park on a regular basis, such as Friday and Saturday nights, allowing people to walk around and enjoy downtown. She stated that alleyways are also trending and could be used as a lunchtime food court for food trucks. She encouraged approval of food trucks, with regulations.

Diane Sharp - She reported that homeless people are making a mess at the dumpster enclosures. She asked the City to look at new solutions, such as a different dumpster design--perhaps using Community Development Block Grant (CDBG) or other funds.

John Zumwalt, of Zumwalt-Hansen and Associates, representing Marquez Brothers - He stated that the plant needs modernization, which would require them to move parking. They cannot do that, under the current zoning ordinance, so they will be submitting a Municipal Code Amendment (MCA) to propose allowing off-site parking.

Joey Joslin, Hanford Chamber of Commerce CEO/Executive Director - He spoke in favor of allowing food trucks in the City, with regulations.

Rick Carter, Hanford - Spoke in strong opposition to allowing cannabis dispensaries.

Bob Ramos, Hanford- Stated that he is opposed to the sale of recreational marijuana.

Joanne Doerter, Hanford Mall General Manager - She announced that Haus of Cupcakes will be opening in the mall. They would also like to sell cupcakes out of their truck in the parking lot; however, the current ordinance does not allow that for more than 10 minutes at a time. She asked Council to consider amending the ordinance, to allow a private property owner to make that decision.

Francisco Banuelos, co-owner of Haus of Cupcakes - He thanked Council for listening and Director Mata for working on the food truck ordinance, and stated that he was happy to see the discussion of food trucks on the agenda.

City Attorney Mizote presented a comment that was texted to Council Member Ramirez from Brent Olsen - Mr. Olsen stated that he would like to see food trucks allowed in the City, especially downtown. He encouraged City Council to modify regulations so that food trucks can operate.

Larry, China Alley Preservation Society Board Member - He thanked the Police and Fire Departments for their help. He reported that the homeless are using China Alley as living space. He has to clean up their waste and feels that the City has been lax in dealing with the homeless issue. He stated that he has 20 years of paperwork on the marijuana issue and offered to talk to anyone who has questions.

COUNCIL RESPONSE TO PUBLIC COMMENT:

Mayor Sorensen thanked everyone for their comments and assured them that Council does take those comments under consideration.

City Attorney Mizote responded to Mr. Odom's request for clarification of the Carnegie Museum Closed Session discussion, stating that Closed Session is considered confidential. He could not share details but did report that Council was brought up to date, in terms of a meeting that City staff held with the board and the attorney for the Carnegie. Based upon that input, the Council took no action.

Mayor Sorensen stated that she received a request from a community member regarding the paperwork that was presented by the Carnegie. City Attorney Mizote advised that the citizen can submit a public records request, either verbally or written, but that they must identify specifically what is being requested.

Director Doyel addressed the comment regarding a possible new dumpster design. He will ask our refuse superintendent to reach out to other agencies to see if here is another design that might work better in addressing the issue.

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.

Council Member Brieno requested that Item F be pulled from the Consent Calendar for separate consideration.

Motion to approve Items A-J of the Consent Calendar, with the exception of Item F.

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

A. City Clerk: Approve minutes from the City Council Meeting held on February 19, 2019.

B. Parks & Recreation: Approval of Contract for the 01-04 Silver Oaks Landscape Enhancement Project in the amount of and not to exceed $23,386.66.

C. Public Works: Raise manhole and water valve covers to finish pavement grade along portions of 10th Avenue, 11th Avenue and Fargo Avenue.

D. Utilities and Engineering: Continuance of Emergency Resolution for Treatment Project on Well No. 50.

E. Community Development: Approve the Draft Substantial Amendment to the Community Development Block Grant (CDBG) Action Plans for Fiscal Year 2018

F. Utilities and Engineering: Approve a Notice of Completion for the Grangeville Boulevard Road Failure Repair from University Avenue to BNSF R/R Tracks project, and authorize the Mayor to execute and the City Clerk to attest and file said Notice with the Kings County Recorder's Office.

G. Motion

H. Finance: Transportation Development Act Fund Audited Financial Statements For Fiscal Years Ended 2018 and 2017.

I. Finance: Accept and file the Fiscal Year 2018 audit reports and financial statements for the City of Hanford, the Single Audit Report, and the Appropriations Limit Report filed by the Public Accounting firm of Hudson, Henderson & Company, Inc., Certified Public Accountants.

J. Finance: Warrant Register

ITEMS PULLED FROM CONSENT:

Utilities and Engineering: Approve a Notice of Completion for the Grangeville Boulevard Road Failure Repair from University Avenue to BNSF R/R Tracks 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 F)

Council Member Brieno asked if they were requesting an additional $24,000. Director Doyel replied that the additional appropriations were approved at the time it was awarded. Director Doyel responded to additional brief questions from Council Member Brieno.

Motion

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

PUBLIC HEARINGS:

GENERAL BUSINESS:

A. City Attorney: Adoption of Ordinance No.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.

City Attorney Mizote presented the staff report, recommending that the City Council waive the second reading of and adopt Ordinance No. 19-02. The ordinance would permit the City to purchase five million dollars of insurance, in lieu of providing bonds, for the positions listed.

Motion to waive the second reading of and adoption of Ordinance No. 19-02.

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

B. Community Development: Waive the second 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.

Community Development Director Mata presented the staff report, and recommended that the City Council waive the second reading of Ordinance 19-03. She added that there are still steps to regarding approval of dispensaries that staff is working on getting to the Planning Commission as soon as possible.

Motion to waive the second reading of Ordinance 19-03, approving Municipal Code Amendment 2019-01.

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

C. Community Development: A discussion on a proposed ordinance to regulate mobile vendors or food trucks and sidewalk vendors.

Director Mata provided a review of existing regulations regarding "mobile vending or food truck" and "vendor" uses in the City of Hanford, as well as regulations from neighboring cities Visalia, Kingsburg, Lemoore, Fresno, and Clovis. She also presented information on Senate Bill 946 Sidewalk Vendors. She asked specific questions and requested direction from Council as to how staff should proceed, providing the following recommendations, based on their comments: Mobile vendor permit and fee; fingerprint and background; insurance requirements; location requirements (only on private property that has been improved; distance from existing restaurants/bakeries 300 feet), not on City property, unless with a special event.

Council directed Ms. Mata to submit a proposal for their review, including the following recommendations: permit fees, fingerprinting and background checks, insurance, not permitted on City-owned property (except for Civic Park), permitted in private commercial zones (with time restrictions), not on school campuses during school hours.

COUNCIL REPORTS/COMMENTS:

A. Council Comments

Council Member Devine - He attended a LAFCO meeting. They voted to send a couple members to a training seminar. He, the other Council Members, many police officers, and the City Manager went to Modesto to see the emergency homeless encampment. He noted that he was wearing blue, in honor of World Autism Awareness Day, and April is Autism Awareness Month. He announced that he is on the autism spectrum. He would like to honor Hanford icon Tommy Trader, who passed away

recently. He reminded everyone of the following coming events: 4/12, noon, Boot Barn ribbon-cutting/grand opening; 4/17, 6:00 p.m., Hanford Chamber and Kings Young Professionals mixer at Hop Forged; 4/24, 6:00-9:00 p.m., Distinguished Citizens and Business Dinner, Civic Auditorium.

Council Member Draxler - He visited the emergency homeless encampment in Modesto, which was interesting and provided insight. He also attended a Kings Waste Authority meeting. Due to the structure of the building and the old equipment, they decided to privatize some of the recycling services, to keep fees down.

Mayor Sorensen - She reported that all the Council Members attended the City-County Coordinated Meeting at the Tachi Palace. They had good conversations, met with County supervisors, and the City Manager. There were discussions regarding effects of homelessness. Tachi Palace is in discussion with the State regarding renewal of State contracts and asked the surrounding cities to support them. She attended Main Street Hanford's meeting - Hop Forged had a successful soft opening; Michelle learned that back-entrances are also eligible for facade grants; St. Patrick's Day celebration brought in $6,000 more than last year. Mayor Sorensen commented that Main Street Hanford is funded through our Business Improvement District (BID) funds, but they use those funds to benefit the downtown. She expressed appreciation to them for what they do and to the Council for their support. The Parking and Traffic Commission meeting was canceled. She noted that the City presented a proclamation honoring Tommy Trader in 2012.

Council Member Brieno - He and Council Member Ramirez attended a well conference in Los Angeles. They toured the wastewater facilities, which were very clean and modern. He stated that all the clean wastewater goes into the ocean, yet they say they need more water. He felt it would be better to recycle the clean water, instead of putting it in the ocean. He noted that the water board will be visiting several dairies in the valley. Because those visits are open to the public, he suggested that Council Members attend.

Council Member Ramirez - He commented that he found it refreshing that all the Council Members going to events, getting information, and reporting back. He attended the well conference, and he stated that there is a need to focus on retaining water in the valley. He was at the Modesto homeless encampment, and noted that coordination of services is key. Homeless services are rendered right there and are focused on mental rehabilitation. He attended the Main Street meeting and reported that they plan to replace the microphone system in courthouse square. The approximate cost will be $15,000. He also attended a KART meeting and stated that they discussed efficiency. They have been going through patterns and not picking up anyone at several of the stops. They plan to introduce an app in July, which will direct them to a location. He announced that tomorrow he will be in Sacramento, speaking to the governor on affordable housing in our community.

COUNCIL FUTURE AGENDA ITEMS:

A. Council Items

Based on discussion during General Business Item A, Council, by consensus, requested that the City Attorney present a review of bond and insurance rates and a comparison of bonds vs. insurance for $2,000,000 coverage.

RETURN TO CLOSED SESSION:

Mayor Sorensen adjourned the Regular meeting at 9:06 p.m. and returned to Closed Session.

ADJOURNMENT:

There was no action taken during Closed Session.

Mayor Sorensen adjourned the meeting at 9:31 p.m.

Respectfully submitted,

Sarah Martinez
City Clerk