



MINUTES OF MENDOTA REGULAR CITY COUNCIL MEETING

Regular Meeting

September 12, 2017

Meeting called to order by Mayor Castro at 6:00 p.m.

Roll Call

Council Members Present: Mayor Rolando Castro, Mayor Pro Tem Victor Martinez, Councilors Jesse Mendoza, Oscar Rosales, and Robert Silva.

Council Members Absent: None.

Flag salute led by Mayor Castro.

Invocation led by Pastor John Flores from Rivers of Living Waters Christian Church.

FINALIZE THE AGENDA

1. Adjustments to Agenda.
2. Adoption of final Agenda.

City Manager DiMaggio requested that item #3 of the Consent Calendar be tabled for further legal analysis.

A motion was made by Mayor Pro Tem Martinez to adopt the agenda as requested by staff, seconded by Councilor Rosales; unanimously approved (5 ayes).

CITIZENS ORAL AND WRITTEN PRESENTATIONS

Joe Gil Gomez (2033 7th Street) – commented on the Flag Salute, and stated that there was a property that had overgrown weeds and was not abated.

Kevin Romero (160 Tuft Street) – provided an update on Mendota High School Aztec Football.

APPROVAL OF MINUTES AND NOTICE OF WAIVING OF READING

1. Minutes of the regular City Council meeting of August 22, 2017 and the special City Council meeting of August 29, 2017.
2. Notice of waiving of the reading of all resolutions and/or ordinances introduced and/or adopted under this agenda.

A motion was made by Councilor Silva to approve items 1 and 2, seconded by Councilor Rosales; unanimously approved (5 ayes).

CONSENT CALENDAR

1. AUGUST 22, 2017 THROUGH SEPTEMBER 07, 2017
WARRANT LIST CHECKS NO. 042923 THRU 042993
TOTAL FOR COUNCIL APPROVAL = \$353,033.70
2. Proposed approval of **Proclamation No. 17-03**, declaring October 15-21, 2017 as “Freedom from Workplace Bullies Week”.
3. *Proposed adoption of **Resolution No. 17-53**, approving to donate the rental fee received from the circus to the Mendota Community Corporation. [Removed from the agenda]*

A motion was made by Councilor Silva to adopt items 1 and 2 of the Consent Calendar, seconded by Mayor Pro Tem Martinez; unanimously approved (5 ayes).

BUSINESS

1. Proposed adoption **Ordinance No. 17-13**, amending Title 17 of the Mendota Municipal Code creating a Commercial Marijuana Overlay District and amending Chapter 8.36 for consistency therewith.

Mayor Castro introduced the item and City Manager reported that this was the second reading of the ordinance, and stated that he would address any inquiries from the Council.

Discussion was held on who is involved in creating the development agreement with potential applicants; the role of the Council in developing the agreement; the possibility of having a sub-committee for development agreement negotiations; the fee structure included in the ordinance; how the city will receive payments; the amount of water that the developments in the overlay district will use; the possibility of selling effluent to developers; the ordinance not permitting dispensaries; the possibility of amending the

fee structure in the future; and the type of issues that can be addressed in development agreements.

Lupe Flores (615 J Street) – asked the Council to think about how they want the community to remember them; explained that the commercial cultivation of cannabis could lead to other detrimental problems; provided information on the negative impacts of marijuana usage; stated that the Council should look for other sources of revenue; and affirmed that she is against the adoption of the ordinance.

Libertad Lopez (431 Lolita Street) – spoke on the economic development that the city has made in recent years; the success of students that graduate from the Mendota Unified School District; and requested that the Council consider the negative impacts that the passage of the ordinance will have instead of the positive impacts.

John Flores (615 J Street) – stated that Councilors need to respect the community members they serve; stated that the council has the power to limit alcohol in the community through the denial of liquor licenses; and requested that the city look for other sources of revenue.

Discussion was held on the failure of both tax measures; the impact of alcoholism in the community; the impact that the failure of both measures will have on the community; and the impacts that the passage of the ordinance will have on the City.

Oscar Guevara (256 Santa Cruz Street) – asked about the financial status of the City; the negative impact that the passage of the ordinance will have; and requested that the city look for other sources of revenue.

John Flores (615 J Street) – stated that the City could have improved the results of the special election.

Jose Gutierrez (487 Perez Street) – spoke in favor of the ordinance; summarized the proposed types of regulations that these businesses will have; and stated that the additional revenue will benefit the City.

Discussion was held on the initial opinion of the Council on the issue, and the misconception of the issue.

A motion was made by Councilor Silva to adopt Ordinance No. 17-13, seconded by Councilor Mendoza; approved (3 ayes, No: Castro and Martinez).

DEPARTMENT REPORTS AND INFORMATIONAL ITEMS

1. Police Department & Code Enforcement
 - a) Monthly Report

Chief of Police Andreotti summarized the Code Enforcement report including that Code

Enforcement Officer Coronado would return to work soon; stated that 585 Stamoules had been abated; and reported on significant cases.

Discussion was held on the problem of alcoholism in the community.

Chief of Police Andreotti summarized the Police Department report including a personnel update; stated that national night out was a success; and reported on significant cases.

Discussion was held on the abatement of 585 Stamoules Street.

2. Economic Development
a) Monthly Report

Economic Development Manager Flood reported that he was speaking to individuals to bring a bank and pharmacy to the City; that he was working to bring additional housing to the City; he recently attended an economic development event; stated that a truck driving training will be held in the near future; and explained that he is working with the New Mendota Chamber of Commerce to hold the Mendota Business Summit this year.

Discussion was held on future charitable softball games, and the amount of businesses that have benefited from the Economic Incentive Zone.

3. City Attorney
a) Update

Nothing to report.

Discussion was held on the status of the Quince Street reconstruction project issues.

3. City Manager

City Manager DiMaggio reported that he received an email from the Department of Justice regarding consequences for sanctuary city declaration; provided an update on SB 54; stated that he will be providing a budget analysis at the September 26th City Council meeting; stated that he will be attending the State of the County address; and inquired on the placing an item on the September 26th agenda to form a sub-committee for the Cannabis Overlay District Development Agreement Negotiations.

Discussion was held on whether the City will face any federal consequences due to the approval of the Cannabis Overlay District; the work that the grant writers do; project updates; and why it is recommended that Council Member not apply to the Fresno County First 5 Commission.

MAYOR AND COUNCIL REPORTS AND INFORMATIONAL ITEMS

1. Council Member(s)

Councilor Silva requested that a resolution opposing DACA elimination be added to the September 26th agenda.

Mayor Pro Tem Martinez stated that it was brought to his attention that the soccer goals at the McCabe Elementary were removed and inquired on whether there was anything the City could do.

Councilor Rosales thanked the members of the public for attending the meeting.


ADJOURNMENT

With no more business to be brought before the Council, a motion for adjournment was made at 7:59 p.m. by Councilor Silva, seconded by Councilor Rosales; unanimously approved (5 ayes).



Rolando Castro, Mayor

ATTEST:



Matt Flood, City Clerk

