

# MINUTES REGULAR CITY COUNCIL MEETING

April 25, 2017

City of Watsonville  
Council Chambers  
275 Main Street, 4<sup>th</sup> Floor

**6:30 P.M.**

**1. ROLL CALL**

Mayor Rios, Mayor Pro Tempore Hurst and Council Members Bilicich, Coffman-Gomez, Dutra, Garcia, and Hernandez were present.

Staff members present were City Manager Montoya, City Attorney Smith, City Clerk Vázquez Flores, Assistant City Manager Huffaker, Public Works & Utilities Director Palmisano, Police Chief Honda, Fire Chief Barreto, Parks & Community Services Director Espinoza, Library Director Heitzig, Acting Community Development Director Merriam, Assistant Public Works & Utilities Director Rodriguez, Assistant Public Works & Utilities Director Templeton, Acting Administrative Services Director Hays, Deputy City Manager Manning, Assistant Parks & Community Services Director Blachly, Assistant Police Chief Sims, Assistant City Clerk Ortiz, Recreation Supervisor Tirado, and Interpreter Vázquez-Quintero.

**2. PLEDGE OF ALLEGIANCE**

**3. INFORMATION ITEMS—Written Report(s) Only**

- A. Report of Disbursements
- B. Council Update

**4. PRESENTATIONS & ORAL COMMUNICATIONS**

**4.A. ORAL COMMUNICATIONS FROM THE PUBLIC & CITY COUNCIL**

Jack Carroll, Chief Negotiator for Pájaro Valley Federation of Teachers, spoke about the challenges teachers were facing in negotiating their contracts with Pájaro Valley Unified 5076 School District.

Recreation Supervisor Tirado revealed the winning entry of the 2017 Watsonville Strawberry Festival Poster Contest and stated the Parks & Community Services Department was accepting applications from vendors and volunteers for the Festival.

Lisa Fowler, Teacher at Linscott Charter School, introduced herself and spoke about efforts from her students to raise funds for the SPCA and collect donations for Jacob's Heart. Several of her students spoke about their projects and asked Council to contribute to their cause (submitted flyers and donation bags to Council).

Member Hernandez spoke about several events he attended over the previous weeks and invited the public to upcoming community events.

5074

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Member Garcia spoke about her visit to Janus of Santa Cruz County and highlighted their work. She stated she invited Janus of Santa Cruz County to give an informational presentation at an upcoming Council meeting.

At Member Garcia's request, City Attorney Smith gave a report on the outcome of court case of County of Santa Clara vs. Donald J. Trump, City and County of San Francisco vs. Donald J Trump, regarding Executive Order 13768.

Member Dutra spoke about the outcome of court case of County of Santa Clara, City and County of San Francisco vs. Donald J. Trump, regarding Executive Order 13768. He thanked Linscott Charter School and its students for their community services. He spoke about events he attended over the previous weeks.

Member Coffman-Gomez spoke about the success of the Police Speed Hiring event and announced that the City recently hired new code enforcement officers. She requested that the City website calendar include community events. She spoke about events she attended over the previous weeks and spoke about the upcoming sesquicentennial celebration, Monterey Bay Community Power, and the new Watsonville High School Hall of Famers.

Member Bilicich spoke about events she attended over the previous weeks and invited the public to upcoming community events. She spoke about her conversation with the Postmaster regarding late mail and beautification of the downtown post office.

Mayor Pro Tempore Hurst spoke about events he attended over the previous weeks and invited the public to future events. He spoke about plans for the City's 150<sup>th</sup> anniversary.

Mayor Rios expressed his condolences for former Council Member Bersamin who recently lost his mother. He stated Members of the Council would be visiting the City's Sister City in El Salvador. He invited the public to the Cinco de Mayo Festivities.

Lisa Fowler, Teacher at Linscott Charter School, introduced additional members of her class, and they spoke about efforts to raise funds for SPCA and collect donations for Jacob's Heart.

Carlos Rivas listed several issues regarding the park in Arista Court. He asked Council to replace the sand with rubber mats, reduce the speed limit in the area, and install plastic bag dispensers in the area to incentivize the residents to pick up their pets' droppings.

**4.B. PRESENTATION OF WATER SERVICES PROJECTS BY PUBLIC WORKS & UTILITIES DIRECTOR PALMISANO**

5109

**5. CONSENT AGENDA**

Member Bilicich spoke favorably about the Lighting & Landscape Maintenance Assessment Districts.

**Public Input on any Consent Agenda Item** (None)

**MOTION:** It was moved by Mayor Pro Tempore Hurst, seconded by Member Coffman-Gomez and carried by the following vote to approve the Consent Agenda:

AYES: MEMBERS: Bilicich, Coffman-Gomez, Dutra, Garcia, Hernandez, Hurst,  
Rios  
NOES: MEMBERS: None  
ABSENT: MEMBERS: None

**Public Input on any Consent Agenda Item**

- 5.A. MOTION APPROVING MINUTES OF APRIL 11, 2017
  
- 5.B. RESOLUTIONS ACCEPTING ENGINEER'S REPORT & INTENTION TO ORDER IMPROVEMENTS, LEVY, & COLLECT ASSESSMENTS & SET PUBLIC HEARING FOR MAY 23, 2017, TO CONSIDER LIGHTING & LANDSCAPING MAINTENANCE ASSESSMENT DISTRICTS FOR 2017-2018 FISCAL YEAR FOR GONZALES STREET ALLEYWAY NO. PK-94-01 5099
  - 1) Report
  - 2) RESOLUTION NO. 58-17 (CM): RESOLUTION ACCEPTING ENGINEER'S REPORT 5099
  - 3) RESOLUTION NO. 59-17 (CM): RESOLUTION OF INTENTION TO ORDER IMPROVEMENTS, LEVY & COLLECT ASSESSMENTS & SET PUBLIC HEARING FOR 5/23/17 5099
  
- 5.C. RESOLUTIONS ACCEPTING ENGINEER'S REPORT & INTENTION TO ORDER IMPROVEMENTS, LEVY, & COLLECT ASSESSMENTS & SET PUBLIC HEARING FOR MAY 23, 2017, TO CONSIDER LIGHTING & LANDSCAPING MAINTENANCE ASSESSMENT DISTRICTS FOR 2017-2018 FISCAL YEAR FOR BAY BREEZE SUBDIVISION NO. PK-03-02 5714
  - 1) Report
  - 2) RESOLUTION NO. 60-17 (CM): RESOLUTION ACCEPTING ENGINEER'S REPORT 5714
  - 3) RESOLUTION NO. 61-17 (CM): RESOLUTION OF INTENTION TO ORDER IMPROVEMENTS, LEVY & COLLECT ASSESSMENTS & SET PUBLIC HEARING FOR 5/23/17 5714
  
- 5.D. RESOLUTIONS ACCEPTING ENGINEER'S REPORT & INTENTION TO ORDER IMPROVEMENTS, LEVY, & COLLECT ASSESSMENTS & SET PUBLIC HEARING FOR MAY 23, 2017, TO CONSIDER LIGHTING & LANDSCAPING MAINTENANCE ASSESSMENT DISTRICTS FOR 2017-2018 FISCAL YEAR FOR VISTA MONTAÑA SUBDIVISION NO. PK-03-03 5714
  - 1) Report

5714

- 2) **RESOLUTION NO. 62-17 (CM):  
RESOLUTION ACCEPTING ENGINEER'S REPORT**

5714

- 3) **RESOLUTION NO. 63-17 (CM):  
RESOLUTION OF INTENTION TO ORDER IMPROVEMENTS, LEVY & COLLECT  
ASSESSMENTS & SET PUBLIC HEARING FOR 5/23/17**

**6. ITEMS REMOVED FROM CONSENT AGENDA—None**

**7. PUBLIC HEARINGS, ORDINANCES, & APPEALS**

5764

**7.A. CONSIDERATION OF AN AMENDMENT TO WATSONVILLE MUNICIPAL CODE  
CHAPTER 6-5 (MEDICAL CANNABIS FACILITIES) REGARDING MEDICAL  
CANNABIS MANUFACTURING USES**

- 1) **Staff Report**

The report was given by Acting Community Development Director Merriam.

- 2) **City Council Questions**

Acting Community Development Director Merriam and City Manager Montoya answered questions from Member Dutra regarding separation requirements, zoning, and product packaging requirements that could be imposed on cannabis manufacturers.

Acting Community Development Director Merriam and City Manager Montoya answered questions from Member Garcia regarding the proposed process for approving cannabis manufacturing applications and the criteria to be used to limit square footage of manufacturing facilities.

In answering Member Bilicich, Acting Community Development Director Merriam explained the reasons staff did not recommend limits on size of cannabis manufacturing facilities. Member Bilicich stated her concerns regarding separation requirements from residential areas and the proposed amount of permits.

Acting Community Development Director Merriam and City Manager Montoya answered questions from Mayor Pro Tempore Hurst regarding definition of faith based facilities, separation requirements, and recommendation of parcel vs premise.

Acting Community Development Director Merriam answered questions from Member Coffman-Gomez regarding cannabis manufacturing application rating system, recommended amount of manufacturing permits, and separation requirements.

In answering Member Hernandez, Acting Community Development Director Merriam spoke about separation requirements and recommended amount of manufacturing permits.

- 3) **Public Hearing**

Mayor Rios opened the public hearing.

Carson Cole asked Council to include advertising restrictions in the proposed ordinance in order to prevent manufacturers from targeting youth.

Lisandro Albor Jr. and Andrea Vargas, Friday Night Live, asked Council to impose packaging restrictions on cannabis products to prevent manufacturers from targeting youth.

Andrea Camacho and Cristina Negrete asked Council to support the proposed ordinance.

Pat Malo spoke in support of the proposed ordinance but asked that the number of manufacturing permits allowed be increased.

Jorge Antonio Valenzuela spoke in support of the proposed ordinance and asked that the number of manufacturing permits allowed be increased and ensure that cannabis manufacturing workers receive appropriate wages.

Joaquin Castillo asked Council to support the ordinance and asked that Council continue to protect youth by preventing manufacturers from targeting youth through advertising.

John Chown stated his concerns regarding the strictness of the proposed ordinance and asked Council to model their ordinance to the one from Monterey County.

Dr. Paul Lessard expressed interest in applying for a cannabis manufacturing permit. He spoke about the medical benefits of marijuana and asked for clarification on the zoning requirements.

Lisa Tulner, Sensi Products, spoke in support of the proposed ordinance.

Austin Icktor spoke in support of the proposed ordinance but asked that the number of manufacturing permits allowed be increased.

David Subar spoke in support of the proposed ordinance but asked that the number of manufacturing permits allowed be increased.

Brice Berryesa spoke about consistency in setback requirements with neighboring jurisdictions, challenges in limiting size of manufacturing facilities, and protecting youth from being targeted.

Victor Marani, Pajaro Valley Community Alliance, suggested the City explore becoming a center for testing cannabis for medicinal purposes.

Seeing no one else approach the podium, Mayor Rios closed the public hearing.

#### **4) City Manager Comments**

City Manager Montoya spoke about work staff had done to improve the cannabis manufacturing ordinance.

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**5) City Council Discussion**

Member Coffman-Gomez asked that HDL Consultants be included in the cannabis manufacturing application process. City Manager Montoya and Acting Community Development Director Merriam answered questions from Member Coffman-Gomez regarding the permit application process.

Acting Community Development Director Merriam answered questions from Member Bilicich regarding applicability of the new ordinance to current cannabis cultivators.

Member Dutra stated his concerns regarding the proposed separation requirements, proposed number of manufacturing permits, separation requirements, and lack of product packaging requirements.

In answering Member Garcia, Acting Community Development Director Merriam stated the tax rate for cannabis manufacturing was 2%. Member Garcia stated she would not support staff recommendation because she preferred special use permits to administrative use permits. She also would like to see no more than six (6) allowed cannabis manufacturing permits.

Acting Community Development Director Merriam and City Manager Montoya answered questions from Member Coffman-Gomez regarding Planning Commission recommendation on the manufacturing ordinance and potential applicants for cannabis manufacturing permits.

In answering Member Garcia, City Manager Montoya explained that the cannabis manufacturing applications would be ultimately approved by Council.

Acting Community Development Director Merriam, in answering Member Garcia, explained the proposed application process for cannabis manufacturing permits.

Member Bilicich stated the ordinance should impose size limits to manufacturing facilities and the ordinance should limit permits to six (6).

Member Dutra stated he would not vote in favor of the ordinance and listed his concerns.

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**6) ORDINANCE INTRODUCTION REPEALING CHAPTER 5 (MEDICAL CANNABIS FACILITIES) OF TITLE 6 (SANITATION & HEALTH) IN ITS ENTIRETY & ADDING A NEW CHAPTER 53 (MEDICAL CANNABIS FACILITIES) OF TITLE 14 (ZONING) OF WATSONVILLE MUNICIPAL CODE FOR THE CULTIVATION & MANUFACTURING OF MEDICAL CANNABIS**

**MOTION:** The above ordinance was introduced by Member Coffman-Gomez, seconded by Mayor Rios, and carried by the following vote:

AYES:	MEMBERS:	Coffman-Gomez, Hernandez, Hurst, Rios
NOES:	MEMBERS:	Bilicich, Dutra, Garcia
ABSENT:	MEMBERS:	None

**7.B. CONSIDERATION OF RESOLUTION DECLARING EXISTENCE OF A FISCAL EMERGENCY DUE TO FAILING INFRASTRUCTURE FOR CITY FACILITIES, INCLUDING PARKS & COMMUNITY SERVICES, POLICE & FIRE DEPARTMENT BUILDINGS IN IMMEDIATE NEED OF REPAIR OF BASIC INFRASTRUCTURE TO MAINTAIN EFFICIENT & EFFECTIVE OPERATIONS; & ADOPTING "NO PROJECT" FINDING UNDER CEQA GUIDELINES 15060(C)(2) & 15378. [14 CCR 15060(C)(2), 15378]—Item Postponed to a Future Meeting**

**8. REQUESTS & SCHEDULING FUTURE AGENDA ITEMS**


Member Dutra requested a report regarding graffiti prevention efforts.

City Manager Montoya stated staff would return to Council with the Fiscal Emergency Item at a future meeting and it would include information regarding a third fire station.

**9. EMERGENCY ITEMS ADDED TO AGENDA**

**10. ADJOURNMENT**

The meeting adjourned at 10:26 P.M.

  
Oscar Rios, Mayor

ATTEST:

  
Beatriz Vázquez Flores, City Clerk

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