

Mt. Shasta City Council Regular City Council Meeting Minutes

Mt. Shasta Community Center, 629 Alder Street
Monday, February 8, 2016; 5:30 p.m.

Approved as submitted.

“Our mission is to maintain the character of our “small town” community while striking an appropriate balance between economic development and preservation of our quality of life. We help create a dynamic and vital City by providing quality, cost-effective municipal services and by forming partnerships with residents and organizations in the constant pursuit of excellence.”

Item
1. Call to Order and Flag Salute: At the hour of 5:32 p.m. Mayor Jeffrey Collings called the meeting to order and led the audience in the Pledge of Allegiance.
2. Roll call: Council Members Present: Kathy Morter, Tim Stearns, Geoff Harkness, Mayor Jeffrey Collings, and Mayor Pro Tem Mike Burns Sr.
3. Special Presentations & Announcements: None.
4. Public Comment: <u>Preston Dickinson</u> – Provided introduction to and information regarding his role with AT&T and interest in the Broadband / Fiber dialogue. <u>Raven Stevens</u> – Suggested that the City consider permitting City Council representation to include candidates outside of the City limits. Provided update about Crystal Geyser power supply generators and applications, a second well plan, and leach field use with upgrades. <u>Mayor Jeffrey Collings</u> – Question regarding well #6 and Regional Air Quality Control Board resources. <u>Afa Garrigan</u> – Provided update about local ‘Town Hall Meetings’ on every second and fourth Sunday of the month (the day before City Council Regular Meetings). The meeting location is the Silk Road Chai Shop located at 105 E Alma Street in Mt. Shasta. Indicated that attendance was good and there are efforts being made for ‘Locals Supporting Locals.’ <u>Ted Palfini</u> – Comment regarding potential positive impact and value of R1 and Airbnb. Indicated that a group of about 20 people are going to start meeting regularly to better the Mt. Shasta area. <u>John Kennedy</u> – Comment in support of Ted Palfini’s comments. Comment about concern for the next 10-20 years of Mt. Shasta due to lack of development. Indicated that the group that is going to meet wants to work with the City, and promote business. Would like to see the City be more business friendly. <u>Larry Stock</u> – Comment in support of R1. Comment about concern over marijuana ordinance. Is concerned about people being able to grow it and consume it inside of City limits. Comment about concerns relating to Crystal Geyser and available jobs. Is concerned that businesses are feeling unwelcome to the area. <u>Gina Munday</u> – Comment in support of the proposed marijuana ordinance, but has concerns regarding large scale growth. <u>Mike Brown</u> – Comment about concern for job opportunities in Mt. Shasta, and would like to see business supported. Comment about concern for school system and low numbers.

Steve Funk – Question about when public comment will officially happen in regards to the proposed marijuana ordinance.

5. Meeting Recess: None

6. Council & Staff Comments:

Paul Eckert, City Manager – Provided update about the Police Department’s efforts and activities in response to the Best Western Tree House robbery, and indicated that there will be a press meeting in the next few days. The Police Department is continuing to improve Code Enforcement efforts. The Deputy City Clerk attended training last week. The Centennial Trail is close to completion. The Website revamp should be completed next week.

Councilmember Tim Stearns – Commented that a City Council appointment outside of City limits is not possible according to State Law. Comment that City Council is interested in working with community groups to support initiatives that are pro-jobs, economic growth, and improving school and education.

Councilmember Kathy Morter – Comment echoing that City Council is interested in working with community groups to support initiatives that are pro-jobs, economic growth, and improving school and education. Comment that the homeless and transient population conversation should be consistent with the City’s strategic plan. Comment that the Strategic Plan could include benchmarks, and that there could be a Master Plan for the Landing.

Mayor Pro Tem Mike Burns Sr. – Comment about tangible ideas for economic growth.

Councilmember Geoff Harkness – Comment that community volunteers should engage in supporting economic development. Comment indicating that the Waste Water Treatment Plant conversation has been tabled, and the impact of the City losing \$3 Million dollar EDA grant. Comment indicating that the tribal consult has been encouraged to progress as efficiently and quickly as possible.

Mayor Jeffrey Collings – Comment about additional costs due to losing the \$3 million dollar EDA grant.

Councilmember Kathy Morter – Question about tribal consultation concerns about water treatment.

Mayor Pro Tem Mike Burns Sr. – Question about tribal consultation timeline requirements.

Councilmember Tim Stearns – Comment about time period for tribal consultation.

7. Consent Agenda - The City Manager recommends approval of the following Consent Agenda items. All Resolutions and Ordinances on this agenda, or added hereto, shall be introduced or adopted, as applicable, by title only, and the full reading thereof is hereby waived.

A. Approval of Minutes: January 25, 2016 City Council Regular Meeting Draft Minutes.

B. Approval of Disbursements: Accounts Payable: 1/20/16, 1/26/16, 1/27/16; Total Gross Payroll and Taxes: For Period Ending 1/20/2016 (Muriel Howarth Terrell, Finance Director)

C. Resolutions CCR-16-4 and CCR-16-5 authorizing the City Manager as the Authorized Representative for State Water Resources Control Board planning grant applications (Rod Bryan, Public Works Director)

COUNCIL ACTION: Approve agenda item number 7 A-C. All Resolutions and Ordinances on

this item were introduced or adopted, as applicable, by title only, and the full reading thereof was waived.

MOTION: Councilmember Geoff Harkness

SECOND: Councilmember Tim Stearns

AYES: All

NOES: None

ABSENT: None

ABSTAIN: None

8. Cost Sharing Agreement Between the City of Mount Shasta and the Mount Shasta Fire Protection District

COUNCIL ACTION: Approve agenda item number 8. All Resolutions and Ordinances on this item were introduced or adopted, as applicable, by title only, and the full reading thereof was waived.

MOTION: Councilmember Tim Stearns

SECOND: Mayor Pro Tem Mike Burns Sr.

AYES: All

NOES: None

ABSENT: None

ABSTAIN: None

City Staff & City Council Comments:

Paul Eckert, City Manager – Comment indicating that Fire Chief Rick Joyce and Fire Chief Matt Melo have collaborated significantly in the past. Their efforts align with the City’s strategic plan. This collaboration provides improved services and saves the City about \$11,000.

Councilmember Kathy Morter – Question regarding the two Fire Chief positions and their status in regards to eventual retirement or phasing out. Question about the ‘Joint Powers Authority.’ Indicated that she appreciates these efforts.

Councilmember Tim Stearns – Indicated that he appreciate these efforts, and recognizes that the agreement helps to provide improved services to the community.

Councilmember Geoff Harkness – Question regarding performance review process.

Indicated that he appreciates the cost sharing agreement and efforts for improving services.

Fire Chief Matt Melo – Indicated that the Mt. Shasta City Manager and Fire Protection District Board Chairman will do performance reviews. Indicated that Fire Chief retirement and phasing out plans have been considered.

Mayor Jeffrey Collings – Question regarding if seasonal firefighters will be possible again this year.

Fire Chief Matt Melo – Indicated that hiring seasonal firefighters may be possible in 2017.

Mayor Pro Tem Mike Burns Sr. - Question regarding separate funding and benefits.

Fire Chief Matt Melo – Comment about budget and benefits.

Public Comments:

Afa Garrigan – Comment suggesting that the City start a Police Department and Fire

Department appreciation day with local businesses. This suggestion was made at one the Town Meetings.

9. State Compliance changes to Marijuana Ordinance

COUNCIL ACTION: Table the discussion until November

MOTION: Councilmember Tim Stearns

SECOND: Councilmember Kathy Morter

AYES: Mayor Jeffrey Collings and Councilmember Geoff Harkness

NOES: Mayor Pro Tem Mike Burns Sr.

ABSENT: None

ABSTAIN: None

Public Comments:

Steve Funk – Comment in favor of idea behind ordinance. Is not in favor of marijuana being grown inside of City limits. Comment about concern of marijuana related crime.

Elizabeth Tabor – Comment about delivery and store front concerns being a dispensary owner in the City.

Councilmember Geoff Harkness – Question regarding delivery of marijuana.

Councilmember Kathy Morter – Question regarding definition of commercial grow.

Elizabeth Tabor – Comment providing information on commercial grow.

Kristen Maze, City Planner –

Councilmember Tim Stearns – Question regarding growing marijuana inside of City limits, and a dispensary's process for obtaining crops.

Elizabeth Tabor – Comment that farmer's cultivate marijuana and deliver the amount needed.

Mayor Pro Tem Mike Burns Sr. – Question regarding if farmers are following the law.

Elizabeth Tabor – Comment that farmers are following the law.

Councilmember Tim Stearns - Question regarding cultivation and the impact of competition.

Roslyn McCoy – Comment about prohibited versus regulated. Comment about the benefit of marijuana for patients.

Afa Garrigan – Comment regarding observations about opposition to change. Comment indicating that the situation should benefit both sides.

Ted Palfini – Comment regarding unpleasant odor of marijuana.

Staff & City Council Comments:

Councilmember Tim Stearns – Question regarding Planning Commission minutes reflecting a vote.

Kristen Maze, City Planner – Comment that the Planning Commission voted to note have an ordinance but that staff moved it forward.

Councilmember Tim Stearns – Comment requesting that the ordinance go back to the Planning Commission because of deadline in March being removed.

Councilmember Kathy Morter – Question regarding process.

Kristen Maze, City Planner – Comment that the ordinance still moves forward regardless of Planning Commission recommendation and that the Planning Commission recommendation

is to inform City Council.

Councilmember Geoff Harkness - Comment about concerns with cultivation due to location of it in proximity to homes and acknowledges the economic impact. Would like the ordinance sent back to the Planning Commission.

Mayor Pro Tem Mike Burns Sr. – Comment indicating that he disliked marijuana and he is not in favor of it. Would like to see process for strict regulation.

Mayor Jeffrey Collings – Comment about needing more time to understand information, and that the March deadline is no longer valid. Suggested a presentation on this topic to council.

Paul Eckert, City Manager – Suggested that the item is shelved until November because of competing priorities with City Staff and the Planning Commission’s time and resources.

Kristen Maze, City Planner – Comments regarding state versus other guidance on Marijuana.

Paul Eckert, City Manager – Comment clarifying prior comment.

Councilmember Geoff Harkness – Asked for clarification regarding ordinance.

Councilmember Tim Stearns – Suggested adopting ordinance and reviewing it again when more guidance is available in November. Suggested that the ordinance be amended to strike the ordinance number ‘16-2’, page 36 1C strike the first sentence ‘C’ in regards to deadline of March 1, and strike date of February 22 at bottom. Moved to motion a second reading.

Mayor Pro Tem Mike Burns Sr. – Seconded the motion.

Councilmember Geoff Harkness – Comment regarding the amendment. Suggested that it expire at the end of the year via a sunset clause so that the topic can be rehashed and if needed, delivery can be considered at that time.

Paul Eckert, City Manager – Comment encouraging caution on this topic.

Councilmember Kathy Morter – Comment indicating that she is uncomfortable with moving ordinance forward at present.

Paul Eckert, City Manager – Comment reiterating value of having City staff and the Planning Commission focus energy on this topic versus other given priorities.

Councilmember Tim Stearns – Question regarding value of tabling the ordinance.

Mayor Pro Tem Mike Burns Sr. – Question regarding if the City will lose any authority to regulate Marijuana if the ordinance is tabled.

Kristen Maze, City Planner – Comment indicating that the City will still be able to regulate Marijuana if the ordinance is tabled for now.

10. Planning Commission Size Reduction Zone Amended

Public Comment:

Roslyn McCoy – Comment in approval of reducing the number of Planning Commissioners, and having some seats located outside of the City limits with a Mt. Shasta zip code.

Staff & City Council Comments:

Councilmember Tim Stearns – Comment regarding support of 7 Planning Commissioners with 3 seats outside of the City limits with a Mt. Shasta zip code.

Councilmember Kathy Morter – Comment regarding no issues with Planning Commission quorum.

Paul Eckert, City Manager – Comment regarding City’s efforts to advertise vacancies and do

outreach to fill positions.

Mayor Pro Tem Mike Burns Sr. – Requested clarification regarding City versus outside City limits.

Councilmember Tim Stearns – Comment indicating that there would be a total of 7 Planning Commission seats, with 4 of them being inside city limits and 3 of them being outside of city limits.

COUNCIL ACTION: Move to a second reading of the Planning Commission ordinance.

MOTION: Councilmember Tim Stearns

SECOND: Councilmember Geoff Harkness

AYES: All

NOES: None

ABSENT: None

ABSTAIN: None

11. Update on the Nest

COUNCIL ACTION: Receive update.

Staff & City Council Comments:

Councilmember Kathy Morter- Comment indicating appreciation of efforts so far. Would like to see efforts continue as frustrations appear high in the community with the situation.

Mayor Jeffrey Collings – Comment indicating appreciation of efforts.

12. Council Reports on Attendance at Appointed/Outside Meetings:

Councilmember Tim Stearns – Will be attending DEAC meeting the following week

Mayor Pro Tem Mike Burns Sr. – Will be attending LTC the following day.

13. Future Agenda Items (Appearing on the agenda within 60-90 days):

- Special Meeting with Recreation Department – 2/2016
- Overview of Proposition 218 - 2/22/16
- State Mandated Waste Water Plant Project, Public Hearing – TBD
- First Reading of Panhandling in Street Ordinance - TBD
- Impact Fees Potential Changes – 3/14/2016
- Fire Prevention & Environment – 3/14/2016
- Alternatives for Capital Improvements Project – 3/14/2016
- Noise Ordinance – 3/14/2016
- Streamlining Solar Project – 3/14/2016
- Agreement for City Engineering Services – 3/14/2016
- Overview of CEQA / EIR Laws – 3/28/2016
- Expanding Downtown Business District – 4/11/2016
- Update on the Landing & Brownfields – 4/11/16
- Timber Management Plan of City Owned Properties (City Springs & Westside of The

Landing) – 4/24/2016

- Presentation Regarding Potential Forest Service Use of Treated Effluent for Fire Suppression & Dust Control – 4/24/2016

Councilmember Kathy Morter – Requested that a presentation on changes to code enforcement be added. Requested that ‘Timber Plan’ be changed to ‘land use management plan’ on the future agenda items list.

Councilmember Tim Stearns – Requested that a Strategic Planning Workshop be added to the future agenda items list.

14. Closed Session Item: None.

15. Adjourn

There being no further business, the meeting was adjourned at 8:46 p.m.