

Mt. Shasta City Council Regular City Council Meeting Minutes

City Park Upper Lodge 1315 Nixon Road, Mt. Shasta
Monday, October 9, 2017; 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.”

STANDING AGENDA ITEMS

- 1. Call to Order and Flag Salute:** At the hour of 5:33 p.m. Mayor Kathy Morter called the meeting to order and led the audience in the Pledge of Allegiance.
- 2. Roll Call:** Council Members Present: Engstrom, Stearns, Stackfleth, Morter. Wagner arrived 5:45 p.m.
Council Members Absent: None
- 3. Special Presentations & Announcements:**
 - a. Proclamation: Freedom From Workplace Bullies – Mayor Morter read the proclamation. All present held a moment of silence for the Moll family in the wake of recent tragedy.
- 4. Public Comment:**
 - Alan King – Comments regarding storm drain connections.
 - Gayin Linx – Comments in regards to workplace bullying.
 - Merav – Money, corporations. Edible marijuana business.
 - Bruce Pope, City Manager – Review of County EIR process in regards to Crystal Geyser, review of City actions.
 - Juno Dawson – Comments regarding September 25th Council meeting.
 - Betty Kreeger – Concern regarding the outcome of the September 25th Council meeting.
 - Bayla Greenspoon – Concern regarding decisions made at the September 25th City Council meeting.
 - Rose Taylor – Appeal to City Council to reverse decision made at September 25th Council meeting.
 - Daniel Axelrod – Comments regarding draft EIR, requested amendments. Concern about City response
 - Andy Fusso – Comments regarding Crystal Geyser.
 - Bruce Hillman – Comments and concerns regarding the September 25th Council agenda.
 - Frances Mangels – Comments in opposition of Crystal Geyser and the final EIR.
 - Dennis King – Questions regarding Crystal Geyser.
 - Dorian Aiello – Support for the EIR process and Crystal Geyser process.
 - Raven Stevens – Comments regarding Council decision regarding the final EIR.
 - Marilyn Lemmon – Concern regarding the outcome of the September 25th City Council meeting.
 - Peggy Risch – Comments regarding the City’s responsibilities and the Brown Act.
 - Vicki Gold – Comments regarding the September 25th Council meeting.
 - Gayin Linx – Comments regarding corporate government.
 - Marni Wroth – Concerns regarding fires and water.
 - Dory – Comments regarding resource extraction.
 - Anna Grayson – Comments in regards to protecting the water.
 - Mary St. Marie – Statement regarding truth.
 - Geneva Omann – Comments regarding the EIR.
 - Roxanne Woods – Support for Crystal Geyser.
 - Joey Madden – Opposition for Crystal Geyser.
 - Gentle Thunder – Crystal Geyser, County Planning Commission meeting.

5. Meeting Recess: 7:02 p.m. – 7:12 p.m.

6. Council and Staff Comments:

Tim Stearns, Mayor Pro Tem – Comments in response to public comment, explanation of process and clarification of City’s position regarding the EIR.

Paul Engstrom, Councilmember – Appreciation for those who spoke, comments regarding sidewalks and roads.

John Stackfleth, Councilmember – Comments denouncing statements of nefarious wrongdoings.

Barbara Wagner, Councilmember – Comments regarding Crystal Geysler, use of the leach filed, support for the City Manager.

Kathy Morter, Mayor – Offer to meet with anyone from the public, comments regarding positive energy.

Juliana Lucchesi, City Planner – Regarding public outreach and engagement in regards to the General Plan.

CITY COUNCIL BUSINESS

7. Consent Agenda:

COUNCIL ACTION: Approved 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: September 25, 2017 Regular City Council Meeting

- b. Acceptance of Brown Act Committee Minutes: Downtown Enhancement Advisory Committee August 16, 2017, Planning Commission August 15, 2017, Beautification Committee August 9, 2017, Active Transportation Committee July 21 and August 18, 2017

- c. Approval of Disbursements: Accounts Payable, 9/27/2017; Total Gross Payroll and Taxes: For Period Ending 9/24/2017. (Finance Director)

MOTION TO APPROVE: Councilmember Stackfleth

SECOND: Councilmember Engstrom

AYES: Engstrom, Stearns, Stackfleth, Wagner, Morter

NOES: None

ABSENT: None

ABSTAIN: None

8. Public Hearing: First Reading of Ordinance in Relation to Cannabis Industry and Land Use

Juliana Lucchesi, City Planner – Review of background and processes, current regulations, proposed ordinances. Clarifying questions from Council.

Public Hearing Open: 8:25 p.m.

Elizabeth Tabor – Comments regarding City zoning.

Public Hearing Closed: 8:28 p.m.

Council discussion.

Councilmember Wagner made a motion to include R3 zoning identical to R2 zoning in the ordinance, motion dies for lack of a second.

COUNCIL ACTION: Approve first reading of the ordinance amending the City of Mt. Shasta zoning code to create Chapter 18.91 “Cannabis Industry Land Use” by title only and move the ordinance to the second reading.

MOTION TO APPROVE: Mayor Pro Tem Stearns

SECOND: Councilmember Stackfleth

AYES: Engstrom, Stearns, Stackfleth, Wagner, Morter

NOES: None

ABSENT: None

ABSTAIN: None

9. Public Hearing: First Reading of Ordinance in Relation to Cannabis Retail Licenses and Standards
Juliana Lucchesi, City Planner – Review of retail licenses and standards, draft ordinance.

Clarifying questions from Council.

Public Hearing Open: 8:49 p.m.

Public Hearing Closes: 8:49 p.m.

COUNCIL ACTION: Approve first reading of the ordinance striking Chapter 18.96 “Medical Marijuana Dispensaries” and creating Chapter 5.70 “Cannabis Retail License and Standards” by title only and move the ordinance to the second reading.

MOTION TO APPROVE: Mayor Pro Tem Stearns

SECOND: Councilmember Stackfleth

AYES: Engstrom, Stearns, Stackfleth, Wagner, Morter

NOES: None

ABSENT: None

ABSTAIN: None

10. Public Hearing: First Reading of Ordinance in Relation to Cannabis Industry Licenses and Standards
Juliana Lucchesi, City Planner – Review of industry licenses and standards, draft ordinance.

Clarifying questions from Council.

Public Hearing Open: 9:03 p.m.

Meray – Questions regarding the number of permits.

Belinda Higuera, Planning Commission Chair- Comments regarding the number of permits.

Elizabeth Tabor – Comments regarding licenses.

Ali Taghavi- Comments regarding permits, economic development.

Lauren – Cannabis as medicine.

Jennifer Merritt – Cannabis industry, permits.

Gayin Linx – Permit process.

Public Hearing Closed: 9:18 p.m.

Council discussion. General consensus to allow five permits.

COUNCIL ACTION: Amend draft ordinance to allow for five permits of each type.

MOTION TO APPROVE: Councilmember Wagner

SECOND: Councilmember Engstrom

AYES: Engstrom, Stearns, Stackfleth, Wagner, Morter

NOES: None

ABSENT: None

ABSTAIN: None

COUNCIL ACTION: Approve first reading of the ordinance creating Chapter 5.80 “Cannabis Industry Licenses and Standards” by title only and move the ordinance to the second reading.

MOTION TO APPROVE: Mayor Pro Tem Stearns

SECOND: Councilmember Stackfleth

AYES: Engstrom, Stearns, Stackfleth, Wagner, Morter

NOES: None

ABSENT: None

ABSTAIN: None

11. Public Hearing: Establishing Fees for Cannabis Permits

Juliana Lucchesi, City Planner – Review of fees.

Clarifying questions from Council.

Public Hearing Open: 9:27 p.m.

Andrew Stracks – Comments regarding fees.

Elizabeth Tabor – Comments regarding fees, suggestions.

Public Hearing Closed: 9:30 p.m.

COUNCIL ACTION: Approve Resolution CCR-17-63, establishing fees for cannabis permits

MOTION TO APPROVE: Councilmember Stackfleth

SECOND: Mayor Pro Tem Stearns

AYES: Engstrom, Stearns, Stackfleth, Wagner, Morter

NOES: None

ABSENT: None

ABSTAIN: None

12. Public Hearing: Establishing Fees for Accessory Dwelling Units

Juliana Lucchesi, City Planner – Review of proposed fees.

Clarifying questions from Council.

Public Hearing Open: 9:33 p.m.

Public Hearing Closed: 9:33 p.m.

COUNCIL ACTION: Approve Resolution CCR-17-64, establishing fees for accessory dwelling units

MOTION TO APPROVE: Councilmember Wagner

SECOND: Mayor Pro Tem Stearns

AYES: Engstrom, Stearns, Stackfleth, Wagner, Morter

NOES: None

ABSENT: None

ABSTAIN: None

13. Adopting a list of projects for submittal to the California Transportation Commission to be eligible for SB1

Road Maintenance and Rehabilitation Account funds

Rod Bryan, Public Works Director – Review of SB1, project list.

Clarifying questions from Council.

Rex Scullson – Comments regarding stop signs and traffic signals.

Council discussion.

COUNCIL ACTION: Approve Resolution CCR-17-65

MOTION TO APPROVE: Mayor Pro Tem Stearns

SECOND: Councilmember Stackfleth

AYES: Engstrom, Stearns, Stackfleth, Wagner, Morter

NOES: None

ABSENT: None

ABSTAIN: None

14. Resolution to Accept USDA Funding

Muriel Howarth-Terrell – Staff report.

COUNCIL ACTION: Approve Resolution CCR-17-66

MOTION TO APPROVE: Mayor Pro Tem Stearns

SECOND: Councilmember Stackfleth

AYES: Engstrom, Stearns, Stackfleth, Wagner, Morter

NOES: None

ABSENT: None

ABSTAIN: None

15. Discussion and Possible Action: Possible Amendment to Sidewalk Repair Contract and Schedule

Bruce Pope, City Manager – Review of sidewalk replacement project, concrete and paver options.

Rod Bryan, Public Works Director – Review of options, recommendations.

Clarifying questions from Council, discussion.

COUNCIL ACTION: Direct Public Works to remove and replace trees, install pavers around new tree plots, and to replace the remaining area with concrete.

MOTION TO APPROVE: Councilmember Stackfleth

SECOND: Councilmember Engstrom
AYES: Engstrom, Stackfleth, Morter
NOES: Stearns, Wagner
ABSENT: None
ABSTAIN: None

CITY COUNCIL/STAFF REPORTING PERIOD

16. Council Reports on Attendance at Appointed/Outside Meetings:
No reports from council.

17. Future Agenda Items (Appearing on the agenda within 60-90 days):
COUNCIL ACTION: Reviewed Items a through o.

- a. Adoption of Cannabis Zoning, Retail, and Industry Proposed Ordinances– 10/23/17
- b. Discussion and Possible Action: Enhanced Infrastructure Financing District and CRIA – 10/23/17
- c. Pacific Power Presentation Regarding ‘Smart Meters’ – 10/23/17
- d. Adoption of City Goals – 10/23/17
- e. City Manager Performance Evaluation (closed session) – 10/23/17
- f. Approval of Formation of Advisory Committee to the Pacific Crest Trail Association – 11/17
- g. Mayor and Mayor Pro Tem Nominations – 11/27/17
- h. Library Building Capacity – TBD
- i. First Reading of Amendment to Chapter 2.22 of the Municipal Code, Council Member Compensation - TBD
- j. Discussion and Possible Action: How to Improve Communication Between Staff, Council, and Constituents - TBD
- k. Broadband Next Steps - TBD
- l. Sisson Museum Transaction Tax and Report on All Potential Initiatives – TBD
- m. Tax Sharing Agreement - TBD
- n. Historic Preservation Committee – TBD
- o. Crystal Geysers Industrial User Permit – TBD

18. Closed Session: None

19. Adjourn: There being no further business, the meeting was adjourned at 10:26 p.m.

Respectfully Submitted by: Kathryn M. Wilson, Administrative Assistant/Deputy City Clerk