



CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY MEETING AGENDA

**September 15, 2016
6:00 PM**

The Mission of the City of Coalinga is to provide for the preservation of the community character by delivering quality, responsive City services, in an efficient and cost-effective manner, and to develop, encourage, and promote a diversified economic base in order to ensure the future financial stability of the City for its citizens.

Notice is hereby given that the City Council will hold a Regular Meeting, on September 15, 2016 in the City Council Chambers, 155 West Durian, Coalinga, CA. Persons with disabilities who may need assistance should contact the Deputy City Clerk at least 24 hours prior to this workshop at 935-1533 x113. The Regular Meeting will begin at 6:00 p.m. and the agenda will be as follows:

1. CALL TO ORDER

1. Pledge of Allegiance
2. Changes to the Agenda

2. AWARDS, PRESENTATIONS, APPOINTMENTS AND PROCLAMATIONS

1. Proclamation - Fresno County 4-H Week
2. Presentation by The Canna Agency regarding MMRSA Project

3. CITIZEN COMMENTS

This section of the agenda allows members of the public to address the City Council on any item not otherwise on the agenda. Members of the public, when recognized by the Mayor, should come forward to the lectern, identify themselves and use the microphone. Comments are normally limited to three (3) minutes. In accordance with State Open Meeting Laws, no action will be taken by the City Council this evening and all items will be referred to staff for follow up and a report.

4. PUBLIC HEARINGS (NONE)

5. CONSENT CALENDAR

1. Approve MINUTES - September 1, 2016 (AMENDED)
2. Consideration and Approval of Resolution No. 3736 Amending the Conflict of Interest Code Regarding Designated Employees and Disclosure Categories as Required by the Political Reform Act and Approve the 2016 Local Agency Biennial Notice
3. Consideration and Approval of Resolution No. 3737 Supporting the Center for Disease Control and Prevention's Guideline for the Prescribing of Opioid Pain Medication by Primary Care Clinicians for Chronic Pain in Outpatient Settings Outside of Active Cancer Treatment, Palliative Care, and End-of-Life Care
4. Consideration and Approval of Resolution No. 3738 Rescinding Resolution No. 3712 and Re-Designating Three Public Places within the Jurisdiction of the City to Post Ordinances and Notices Pursuant to Government Code Sections 36933 and 65090
5. Monthly Police Department Report (August 2016)
6. Fire Department Monthly Report - July
7. Fire Department Monthly Report - August

6. ORDINANCE PRESENTATION, DISCUSSION AND POTENTIAL ACTION ITEMS

1. City Council adoption of Resolution No. 3735 establishing all fees necessary to regulate Commercial Medical Marijuana licensing, authorize the City Manager to enter into a professional services contract with SCI Consulting Group to provide cannabis-related compliance and monitoring support services and further authorize City Manager to fill the positions of (1) Police Officer, (1) Records Clerk, and (1) Account Clerk I and a new records management systems in order to service and regulate the Commercial Medical Marijuana Industry.

Sean Brewer, Community Development Director & Michael Salvador, Police Chief

2. Introduce and Waive the First Reading of Ordinance No. 793 Amending Title 10 of the Coalinga Municipal Code Relating to Parks and Recreation

Sean Brewer, Community Development Director

3. Introduce and Waive the First Reading of Ordinance No. 794 Amending Title 6 Chapter 6 (Animals and Fowl) and Title 9 Chapter 5 Section 104 (Animal Keeping) of the Coalinga Municipal Code Relating to Animal Raising and Keeping

Sean Brewer, Community Development Director

4. Second Reading of Ordinance No. 790 Amending Title 5, Chapter 15, Pertaining to Medical Marijuana to Amended Section 5.15.03 Regulations Applicable to the Personal Cultivation of Medical Marijuana

Michael Salvador, Chief of Police

5. Discussion and Direction regarding Ambulance Coverage in Huron

Marissa Trejo, City Manager

6. Discussion of Revenue Generation Ideas

Marissa Trejo, City Manager

7. Discussion and Direction regarding a Plan for the Animal Shelter

Marissa Trejo, City Manager

8. Discussion and Direction regarding Pet Registrations

Marissa Trejo, City Manager

7. ANNOUNCEMENTS

1. City Manager's Announcements
2. Councilmembers' Announcements/Reports
3. Mayor's Announcements

8. FUTURE AGENDA ITEMS

9. CLOSED SESSION

1. CONFERENCE WITH LABOR NEGOTIATORS – Government Code 54957.6. CITY NEGOTIATORS: City Manager, Marissa Trejo; and Assistant City Attorney, Mary Lerner. EMPLOYEE (ORGANIZATION): International Association of Firefighters
2. REAL PROPERTY NEGOTIATIONS - Government Code Section 54956.8. CONFERENCE WITH REAL PROPERTY NEGOTIATORS. PROPERTY: Juniper Ridge Industrial Park, Lot 4 (APN: 083-280-13ST) located in the City of Coalinga on Polk Street (Jayne Avenue) and Enterprise Parkway. CITY NEGOTIATORS: City Manager, Marissa Trejo; and Assistant City Attorney, Mary Lerner. NEGOTIATING PARTIES: The Canna Agency. UNDER NEGOTIATION: Price and Terms of Payment
3. REAL PROPERTY NEGOTIATIONS - Government Code Section 54956.8. CONFERENCE WITH REAL PROPERTY NEGOTIATORS. PROPERTY: Juniper Ridge Industrial Park, Lot 5 (083-280-14ST), Lot 6 (APN: 083-280-15ST), Lot 8 (APN: 083-280-18ST), Lot 9 (APN: 083-280-20ST), and Lot 10 (APN: 083-280-21ST) located in the City of Coalinga on Polk Street (Jayne Avenue) and Enterprise Parkway. CITY NEGOTIATORS: City Manager, Marissa Trejo; and Assistant City Attorney, Mary Lerner. NEGOTIATING PARTIES: Structured Hydro Enterprises of California Corp. UNDER NEGOTIATION: Price and Terms of Payment

10. ADJOURNMENT

Closed Session: A "Closed" or "Executive" Session of the City Council, Successor Agency, or Public Finance Authority may be held as required for items as follows: personnel matters; labor negotiations; security matters; providing instructions to real property negotiators; legal counsel regarding pending litigation; and protection of records exempt from public disclosure. Closed session will be held in the Administration Building at 155 W. Durian Avenue and any announcements or discussion will be held at the same location following Closed Session.

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Proclamation - Fresno County 4-H Week
Meeting Date: September 3, 2015
From: Marissa Trejo, Interim City Manager
Prepared by: Marissa Trejo, Interim City Manager

I. RECOMMENDATION:

II. BACKGROUND:

III. DISCUSSION:

IV. ALTERNATIVES:

V. FISCAL IMPACT:

ATTACHMENTS:

File Name	Description
PROCLAMATION_FINAL_4-H_Week_091116-091716_091516.pdf	Proclamation - Fresno County 4-H Week



**PROCLAMATION
BY THE
MAYOR OF THE CITY OF COALINGA**

Fresno County 4-H Week

September 11th – 17th, 2016

WHEREAS, 4-H is a youth organization that is dedicated to providing its members, ages 5-19, with skills that can be used throughout a lifetime; and

WHEREAS, 4-H offers its members the rare opportunity to make friends, not only in their community, but throughout the state, nation and other countries as well; and

WHEREAS, 4-H teaches its young people the responsibilities and privileges of good citizenship, prepares them as leaders and develops self-confidence in all areas of life; and

WHEREAS, Fresno County 4-H Week will be observed beginning September 11, 2016 to promote the 4-H program and increase membership in order that more youth in America may benefit from its existence; and

WHEREAS, the 4-H program is celebrating over 100 years of service as a community of young people who are learning leadership, citizenship and life skills.

NOW, THEREFORE, I, Ron Ramsey, Mayor of Coalinga, do hereby proclaim that Fresno County 4-H Week will be September 11th through the 17th, 2016.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the City of Coalinga to be affixed this 15th day of September, 2016.

Ron Ramsey Mayor

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Presentation by The Canna Agency regarding MMRSA Project
Meeting Date: Thursday, September 15, 2016
From: Marissa Trejo, City Manager
Prepared by: Marissa Trejo, City Manager

I. RECOMMENDATION:

II. BACKGROUND:

III. DISCUSSION:

IV. ALTERNATIVES:

V. FISCAL IMPACT:

ATTACHMENTS:

File Name

Description

No Attachments Available

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Approve MINUTES - September 1, 2016 (AMENDED)
Meeting Date: September 15, 2016
From: Marissa Trejo, City Manager
Prepared by: Wanda Earls, City Clerk

I. RECOMMENDATION:

II. BACKGROUND:

III. DISCUSSION:

IV. ALTERNATIVES:

V. FISCAL IMPACT:

ATTACHMENTS:

File Name	Description
 MINUTES_090116.pdf	Minutes - September 1, 2016 (Amended)

**Minutes
AMENDED
CITY COUNCIL/SUCCESSOR
AGENCY/PUBLIC FINANCE AUTHORITY
MEETING AGENDA
September 1, 2016**

1. CALL TO ORDER (6:00 PM)

Council Members in Attendance: Raine, Lander, Vosburg, Keough, Ramsey

Other present: City Manager Marissa Trejo, Assistant City Attorney Mary Lerner, Finance Director Mari Jimenez, Senior Administrative Analyst Mercedes Garcia, Fire Chief Dwayne Gabriel, Public Works and Utilities Director Pete Preciado, Police Lieutenant Scott Ingram, Police Lieutenant Dwaine Blevins, City Clerk Wanda Earls and members of the Fire Department

1 Pledge of Allegiance

2 Changes to the Agenda (None)

2. AWARDS, PRESENTATIONS, APPOINTMENTS AND PROCLAMATIONS

1. Swearing of Fire Chief Dwayne Gabriel

Mayor Ramsey swore-in Fire Chief Dwayne Gabriel. The Chief's wife pinned on his badge. Chief Gabriel expressed his appreciation to the Council and City for the support to him and the department.

2. West Hills College 20th Annual Athletic Hall of Fame Inductees - Certificates of Recognition

Mayor Ramsey read Proclamations honoring the 20th Annual Athletic Hall of Fame Inductees – Certificates of Recognition were read:

Class of 2016: David Lainhart – Basketball 01-02, 04-05, Gordon Dolinar – Baseball 1956-58, Bruce Hauger – Baseball, Football 1958-59, George Dyer – Head Football Coach 1967, Robert Clement – Baseball 1966-68, Assistant Football Coach 1999, Athletic Director 99-07, Bruce Hunt – Head Rodeo Coach 1983-2014, Deanna Willard-Oliveira – Rodeo 1986-88

On Saturday the 17th there is a game with Yuba City. There will be a Social Hour at 6:00 PM and Dinner at 7:00 PM at Harris Ranch where the inductees will be honored.

Their first football game is this Saturday at 1:00 PM.

3. Presentation by San Joaquin Valley Air Pollution Control District

Speaker summarized the offerings and benefits of the SJVAPCD to include:

- RAAN – Real Time Air Advisory Network
 - o EPA Air Quality Index

- o Air Alert and Air Quality
- Healthy Air Living Schools
 - o Real Time Outdoor Activity Risk (ROAR)

Many grants are available to public agencies, residents, businesses and technology. They have money to assist with issues regarding healthy air quality.

Website is www.valleyair.org.

3. CITIZEN COMMENTS

Ms. Tracy Tosta, Economic Development Specialist with Fresno County EDC.

They are advocates for small business. She has spent time with Sean Brewer and Chamber of Commerce Manager Kathy Delano.

Council Member Lander stated that Mr. Brewer should have a survey taken several years ago outlining needs for Coalinga. He would suggest you contact Sean to obtain that survey.

Mr. Greg Cody said he is repeating himself but something needs to be done about the animal problems within the City. We need to get control of this situation.

4. PUBLIC HEARINGS (NONE)

5. CONSENT CALENDAR

1. Approve Minutes - August 18, 2016
2. Check Register - July 2016
3. Monthly Treasurer's Report - July 2016
4. Approval of Agreement for Extension of Contract between SEIU Local 521 and City of Coalinga
5. Authorize City Manager to Convert One Vacant Reserve Police Officer Position to a Reserve Public Safety Dispatcher Position

*Motion by Lander, Second by Raine to Approve Consent Calendar Items 1, 2, 3, 4 and 5. Motion **Approved** by a Roll-call 5/0 Majority Vote.*

6. ORDINANCE PRESENTATION, DISCUSSION AND POTENTIAL ACTION ITEMS

- 1. Receive Report and Approve Security Upgrades for City Hall and the Public Safety Agencies Dwayne Gabriel, Fire Chief**

In November 2015 the Police Department identified a need to upgrade the security systems at City Hall, Police and Fire Departments. In March of 2016 the City lead by the PD issued a RFP to ascertain a cost to upgrade the security systems that are over 20 years old.

The PD received 3 responses to the RFP. The bidding vendors are TYCO (\$31,588.55), Sonitrol (\$46,012.96) and Tel-Tech (\$84,161.06).

City Manager Trejo explained that the three bids were not comparable and that Tel-Tech was the only complete bid accomplishing the needs of the City, Fire Department and Police Department.

Chief Gabriel explained that the Fire Department has \$41K they can use by utilizing “money swapping” to pay for their portion.

Council Member Vosburg expressed concerns that the City currently has a budget in the deficient and that the City has not received funds for the sale of the CCC nor the lots at the Industrial Park. He does not recommend full payment of this item but if the FD can do their “money swapping” for their portion, he is in favor of them expending their portion.

Motion by Raine to authorize the full amount of \$85,000 to Tel-Tech be approved. Motion died from lack of a second.

*Motion by Vosburg, Second by Keough to approve expenditure of \$38,535 to Tel-Tech since the Fire Department has the funds to purchase their portion of the security system but to phase-in the other two expenditures when funds become available. Motion **Approved** by a Roll-call 5/0 Majority Vote.*

2. Discussion and Direction of Remaining Surplus Items at Claremont Custody Center

Marissa Trejo, City Manager

On July 7, 2016 the Council declared the items at CCC as surplus. With over 500 items remaining, staff is seeking direction from the Council. There are such a large number of items existing that staff is asking should the City offer additional auctions? Council directed staff to donate items not sold to the Community Foundation.

After discussion it was determined to have one or two additional auctions. It was felt that there was not enough advertising regarding the original auction due to only 276 items sold for an aggregate amount of \$3,175.

Mr. Glenn Mitchell indicated he had requested that the Sam Browne Belts be donated to the High School. It was reported that it is thought the belts had been sold and may not be available. He is also on the Board of the Community Foundation and they would be pleased to receive any unsold items.

Consensus of the Council is to have two additional auctions, if needed, and advertise in the newspaper and other means to get the word out.

7. ANNOUNCEMENTS

City Manager Trejo indicated that Sean Brewer would like to have an ATP Workshop at the September 15th Council Meeting starting at 5:00 PM.

Mayor Pro-tem Keough suggested that a document be emailed to the Council regarding this subject rather than have a workshop.

Consensus of the Council is to start at 5:15 instead of 5:00 for the workshop.

Mayor Pro-tem Ramsey announced the upcoming high school and college games.

8. FUTURE AGENDA ITEMS

Council Member Raine would like to see something begin to happen in reference to registering animals (dogs) here in Coalinga. Perhaps, we could target certain breeds beginning with large dogs. We need a best plan. Do we go door-to-door? We have no veterinarian.

There was discussion regarding licensing dogs at Coaingafest, etc.

Council Member Lander said several years back, we had an all-day clinic where dogs were licensed. It was done on a Saturday and there was excellent turnout. There should be a separate day for this event at Keck Park or another location.

Mayor Pro-tem Keough said he had previously brought up the Animal Shelter and at one time he thought we had plans for the shelter, but now we don't.

Council Member Raine indicated he has been working on the animal situation ongoing since he has been on the Council.

Mayor Pro-tem Keough said we need to bring this back in an attempt to make good use of the Animal Shelter.

Council Member Raine said we have been trying but things just seem to fall apart.

City Manager Trejo said due to the insurance, volunteers cannot be out at the Animal Shelter.

Council Member Vosburg wants to know about the ACO and what are the duties.

City Manager Trejo said there are duties of maintaining the Animal Shelter, transporting dogs to rescue agencies, etc. This is in addition to driving around picking up dogs, cats, skunks, etc.

Her recommendation is that we actually need 2 1/2 ACO's.

9. CLOSED SESSION

1. CONFERENCE WITH LABOR NEGOTIATORS – Government Code 54957.6. CITY NEGOTIATORS: City Manager, Marissa Trejo; and Assistant City Attorney, Mary Lerner. EMPLOYEE (ORGANIZATION): International Association of Firefighters
2. CONFERENCE WITH LABOR NEGOTIATORS – Government Code 54957.6. CITY NEGOTIATORS: City Manager, Marissa Trejo; and Assistant City Attorney, Mary Lerner. EMPLOYEE (ORGANIZATION): Non-Represented Employees
3. REAL PROPERTY NEGOTIATIONS - Government Code Section 54956.8. CONFERENCE WITH REAL PROPERTY NEGOTIATORS. PROPERTY: Juniper Ridge Industrial Park, Lot 1 (083-280-10ST) located in the City of Coalinga on Polk Street (Jayne Avenue) and Enterprise Parkway. CITY NEGOTIATORS: City Manager, Marissa Trejo; and Assistant City Attorney Mary Lerner. NEGOTIATING PARTIES: Three Gents Films, LLC. UNDER NEGOTIATION: Price and Terms of Payment
4. REAL PROPERTY NEGOTIATIONS - Government Code Section 54956.8. CONFERENCE WITH REAL PROPERTY NEGOTIATORS. PROPERTY: Juniper Ridge Industrial Park, Lot 4 (083-280-13ST) located in the City of Coalinga on Polk Street (Jayne Avenue) and Enterprise Parkway. CITY NEGOTIATORS: City Manager, Marissa Trejo; and Assistant City Attorney, Mary Lerner. NEGOTIATING PARTIES: Collin Michael Hicks. UNDER NEGOTIATION: Price and Terms of Payment
5. REAL PROPERTY NEGOTIATIONS – Government Code Section 54956.8. CONFERENCE WITH REAL PROPERTY NEGOTIATORS. PROPERTY: Juniper Ridge Industrial Park, Lot

2 (APN: 083-280-11ST) and Lot 3 (APN: 083-280-12ST) located in the City of Coalinga on Polk Street (Jayne Avenue) and Enterprise Parkway. CITY NEGOTIATORS: City Manager, Marissa Trejo; and Assistant City Attorney, Mary Lerner. NEGOTIATING PARTIES: Casey Dalton-Schutt. UNDER NEGOTIATION: Price and Terms of Payment

10. ADJOURNMENT (6:37 PM)

Assistant City Attorney Mary Lerner indicated there could be an announcement out of Closed Session.

It was reported there is no announcement coming out of Closed Session this evening.

Ron Ramsey, Mayor

City Clerk/Deputy City Clerk

Date

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Consideration and Approval of Resolution No. 3736 Amending the Conflict of Interest Code Regarding Designated Employees and Disclosure Categories as Required by the Political Reform Act and Approve the 2016 Local Agency Biennial Notice

Meeting Date: September 15, 2016

From: Marissa Trejo, City Manager

Prepared by: Mary Lerner, Assistant City Attorney

I. RECOMMENDATION:

That the City Council adopt Resolution No. 3736 and the related 2016 Local Agency Biennial Notice.

II. BACKGROUND:

A conflict of interest code tells public officials, government employees, and consultants (“designated employees”) what financial interests they must disclose on their Statement of Economic Interest (Form 700). Financial interests include investments, business positions, income, loans, and gifts. The code requires different levels of disclosure (“disclosure categories”) for the designated positions. An accurate disclosure is essential to monitor whether officials, employees, and consultants have conflicts of interest and is the basis of the transparency that California’s Political Reform Act requires of public officials.

III. DISCUSSION:

The Political Reform Act requires every local government agency to adopt a conflict of interest code and review that code at least every two (2) years. Amendments are required to include new positions, revision of disclosure categories, revision to titles of existing positions, and deletion of titles of positions that have been abolished and/or positions that no longer make or participate in making governmental decisions. The current amendment reflects the revision of an existing position title as noted in *italics* on the Resolution.

IV. ALTERNATIVES:

None.

V. FISCAL IMPACT:

None.

ATTACHMENTS:

File Name	Description
☐ RESO#3736_Updating_City_s_Conflict_of_Interest_Code-2016_091516.pdf	Resolution No. 3636
☐ Ex._A._Designated_Employees_COI_Code_091516.pdf	Exhibit A - Designated Employees
☐ 2016_Local_Agency_Notice_Instructions.pdf	2016 Local Agency Biennial Notice

RESOLUTION NO. 3736

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COALINGA
AMENDING ITS CONFLICT OF INTEREST CODE REGARDING DESIGNATED EMPLOYEES AND
DISCLOSURE CATEGORIES**

WHEREAS, California Code of Regulations, Sections 18730 et seq., contain the terms of a standard conflict of interest code adopted by the Fair Political Practices Commission (FPPC); and

WHEREAS, the FPPC amends the conflict of interest code terms on a regular basis in accordance with the Political Reform Act (Government Code Sections 81000 et seq.); and

WHEREAS, on September 17, 1992, the City Council of the City of Coalinga adopted Resolution No. 2316 that incorporated, by reference, the terms of California Code of Regulations, Sections 18730 et seq., along with the designation of employees and the formulation of disclosure categories; and

WHEREAS, Government Code Section 87306 requires that a report be submitted to the City Council of the City of Coalinga identifying any changes in the conflict of interest code including, but not limited to, changes to designated employees and disclosure categories.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Coalinga as follows:

1. The conflict of interest code for the City of Coalinga is hereby amended regarding designated employees as set forth in Exhibit A (with the amendment noted in *italics*.)
2. All persons holding designated positions shall file statements of economic interests as required by law, including those designated positions listed in Government Code Section 87200.

The foregoing Resolution was introduced and adopted at a regular meeting of the City Council of the City of Coalinga held on the **15th day of September, 2016** by the following vote, to wit:

AYES:

NOES:

ABSTAIN:

ABSENT:

Ron Ramsey, Mayor

Shannon Jensen, Deputy City Clerk

EXHIBIT A – DESIGNATED EMPLOYEES

Disclosure Category 1:

City Clerk
Assistant to the City Manager / Deputy City Clerk
Police Chief
Fire Chief
Human Resources Director
Financial Services Director
Finance Manager
Senior Administrative Analyst

Disclosure Category 2:

[None]

Disclosure Category 3:

Assistant Community Development Director
Public Works *and Utilities* Director

Disclosure Category 4:

Building Official
Public Works Director
Field Services Manager
Chief Plant Operator
Community Development Director
Police Lieutenant(s)

Disclosure Category 5:

Public Works Director
Community Development Director
Assistant Community Development Director
Building Official

Disclosure Category 6:

[None]

Disclosure Category 7:

[None]

[00460333]

2016 Conflict of Interest Code Biennial Notice Instructions for Local Agencies

The Political Reform Act requires every local government agency to review its conflict of interest code biennially. A conflict of interest code tells public officials, governmental employees, and consultants what financial interests they must disclose on their Statement of Economic Interests (Form 700).

The City Council is the code reviewing body for city agencies. The County Board of Supervisors is the code reviewing body for county agencies and any other local government agency whose jurisdiction is determined to be solely within the county (e.g., school districts, including certain charter schools). The FPPC is the code reviewing body for any agency with jurisdiction in more than one county and will contact them.

July 1, 2016: The code reviewing body must notify agencies and special districts within its jurisdiction to review their conflict of interest codes.

October 3, 2016: The biennial notice must be filed with the agency's code reviewing body.

We prepared a 2016 Local Agency Biennial Notice form for local agencies to use. **The Local Agency Biennial Notice is not forwarded to the FPPC.**

If amendments to an agency's conflict of interest code are necessary, the amended code must be forwarded to the code reviewing body for approval within 90 days. An agency's amended code is not effective until it has been approved by the code reviewing body.

If you answer yes, to any of the questions below, your agency's code probably needs to be amended.

- Is the current code more than five years old?
- Have there been any substantial changes to the agency's organizational structure since the last code was approved?
- Have any positions been eliminated or re-named since the last code was approved?
- Have any new positions been added since the last code was approved?
- Have there been any substantial changes in duties or responsibilities for any positions since the last code was approved?

If you have any questions, or you are still not sure if you should amend your agency's conflict of interest code, please contact the FPPC.

Attend a Workshop or Webinar

Schedules and information about seminars and webinars are available at www.fppc.ca.gov.

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Consideration and Approval of Resolution No. 3737 Supporting the Center for Disease Control and Prevention's Guideline for the Prescribing of Opioid Pain Medication by Primary Care Clinicians for Chronic Pain in Outpatient Settings Outside of Active Cancer Treatment, Palliative Care, and End-of-Life Care

Meeting Date: September 15, 2016

From: Marissa Trejo, City Manager

Prepared by: Marissa Trejo, City Manager

I. RECOMMENDATION:

There is no staff recommendation. This item was requested as a Future Agenda Item by Councilman Raine.

II. BACKGROUND:

III. DISCUSSION:

IV. ALTERNATIVES:

V. FISCAL IMPACT:

ATTACHMENTS:

File Name	Description
❑ RESO#3737_Supporting_CDC_s_Guidelines_for_Rx_Opioids_for_Chronic_Pain_FINAL_091516.pdf	Resolution No. 3737

RESOLUTION NO. 3737

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COALINGA
SUPPORTING THE CENTER FOR DISEASE CONTROL AND PREVENTION'S GUIDELINE FOR
THE PRESCRIBING OF OPIOID PAIN MEDICATION BY PRIMARY CARE CLINICIANS FOR
CHRONIC PAIN IN OUTPATIENT SETTINGS OUTSIDE OF ACTIVE CANCER TREATMENT,
PALLIATIVE CARE, AND END-OF-LIFE CARE**

WHEREAS, the U.S. Department of Health and Human Services, Center for Disease Control and Prevention (CDC) published "CDC Guideline for Prescribing Opioids for Chronic Pain – United States, 2016" on March 15, 2016 (the "Guideline"); and

WHEREAS, opioids are defined as substances that act on opioid receptors to produce morphine-like effects and are most often used medically to relieve pain. Opioids include opiates, an older term that refers to such drugs derived from opium, including morphine. Other opioids are semi-synthetic and synthetic drugs such as hydrocodone, oxycodone and fentanyl; antagonist drugs such as naloxone and endogenous peptides such as endorphins. When an opiate travels through the bloodstream to the brain, the chemicals attach to specialized proteins, called mu opioid receptors, on the surface of brain cells. The linkage of these chemicals with the receptors triggers the same biochemical brain processes that reward people with feelings of pleasure; and

WHEREAS, opioid pain medication use presents serious risks, including overdose and opioid use disorder, also referred to as abuse or dependence and addiction, as well as fractures, myocardial infarction, endocrinologic harms, motor vehicle crash injuries and death; and

WHEREAS, the Guideline is intended to ensure that clinicians and patients consider safer and more effective treatment, improve patient outcomes such as reduced pain and improved function, and reduce the number of persons who develop opioid use disorder, overdose, or experience other adverse events related to these drugs; and

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COALINGA that we support the U.S. Department of Health and Human Services, Center for Disease Control and Prevention in its effort to discourage the prescribing of opioid pain medication by primary care clinicians for chronic pain in outpatient settings outside of active cancer treatment, palliative care, and end-of-life care.

The foregoing resolution was adopted at a regular meeting of the City Council of the City of Coalinga on this **15th day of September, 2016** by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

Mayor Ron Ramsey

ATTEST:

City Clerk/Deputy City Clerk

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Consideration and Approval of Resolution No. 3738 Rescinding Resolution No. 3712 and Re-Designating Three Public Places within the Jurisdiction of the City to Post Ordinances and Notices Pursuant to Government Code Sections 36933 and 65090

Meeting Date: September 15, 2016

From: Marissa Trejo, City Manager

Prepared by: Mary Lerner, Assistant City Attorney

I. RECOMMENDATION:

That the City Council adopt Resolution No. 3738.

II. BACKGROUND:

On June 23, 2016, the City Council previously adopted Resolution No. 3712 designating the Coalinga Post Office, the Chamber of Commerce and Coalinga City Hall as public posting locations. While these three places provide the required public access, City Staff recommends that the Council re-designate posting in three places that are more readily accessible to City Staff for posting the notices and ordinances year round.

III. DISCUSSION:

California Government Code sections 65090 and 36933 require, in certain circumstances (i.e., when a newspaper of general circulation within the jurisdiction of the City is not available), hearing notices and proposed ordinances, proposed amendments to existing ordinances, or summaries of the ordinances or proposed ordinances be posted in three public places within the jurisdiction of the City. In addition to posting the notices and ordinances at City Hall, City Staff recommends posting at the Coalinga Police Department and the Coalinga Fire Department. There are areas at these facilities where the notices and ordinances can be observed 24 hours per day.

IV. ALTERNATIVES:

That the City Council not adopt Resolution No. 3738 and direct staff to look for alternative places to post notices and ordinances.

V. FISCAL IMPACT:

None.

ATTACHMENTS:

File Name	Description
RESO#3738_Posting_Redesignation_of_Places_Rescinding_Reso#3712_091516.pdf	Resolution No. 3738

RESOLUTION NO. 3738

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COALINGA
RESCINDING RESOLUTION NO. 3712 AND RE-DESIGNATING THREE PUBLIC PLACES WITHIN THE
JURISDICTION OF THE CITY TO POST ORDINANCES AND NOTICES PURSUANT TO GOVERNMENT
CODE SECTIONS 36933 AND 65090**

WHEREAS, California Government Code section 65090 requires, in certain circumstances, hearing notices to be posted in three public places within the jurisdiction of the City;

WHEREAS, California Government Code section 36933 requires, in certain circumstances proposed ordinances, proposed amendments to existing ordinances, or summaries of the ordinances or proposed ordinances be posted in three public places within the jurisdiction of the City;

WHEREAS, on June 23, 2016, the City Council previously adopted Resolution No. 3712 designating the Coalinga Post Office, the Chamber of Commerce and Coalinga City Hall as public posting locations.

WHEREAS, in order to provide additional controls over posting locations, the City Council is rescinding Resolution No. 3712 and re-designating public posting locations.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Coalinga that any required postings will occur at the following three locations:

1. The Coaling Fire Department located at 300 W. Elm Avenue, Coalinga, CA 93210;
2. The Coalinga Police Department located at 270 N. 6th Street, Coalinga, CA 93210; and,
3. Coalinga City Hall located at 155 West Durian Avenue, Coalinga, CA 93210.

BE IT FURTHER RESOLVED, should any one of the above locations be unavailable, the alternate locations for posting shall be on the Oil Derrick located at 300 Coalinga Plaza (also known as Frame Park) and/or the Coalinga Chamber of Commerce located at 265 W. Elm Avenue, Coalinga, CA 93210.

The foregoing Resolution was introduced and adopted at a regular meeting of the City Council of the City of Coalinga held on the **15th day of September, 2016** by the following vote, to wit:

AYES:

NOES:

ABSTAIN:

ABSENT:

Ron Ramsey, Mayor

Shannon Jensen, Deputy City Clerk

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Monthly Police Department Report (August 2016)
Meeting Date: September 15th, 2016
From: Marissa Trejo, City Manager
Prepared by: Michael Salvador, Chief of Police

I. RECOMMENDATION:

Receive the monthly report from the Police Department.

II. BACKGROUND:

None

III. DISCUSSION:

None

IV. ALTERNATIVES:

None

V. FISCAL IMPACT:

None

ATTACHMENTS:

	File Name	Description
□	August_2016_Monthly_Report.docx	Monthly report



COALINGA POLICE DEPARTMENT'S
MONTHLY REPORT

August 2016

Staffing Report:

- ▶ Authorized Strength: 21 sworn/ 21 funded FY 2016-17
- ▶ # of Personnel Available: 19
- ▶ # of Personnel Modified Duty: 2
- ▶ # of Personnel in field training: 0
- ▶ # of Full Time Vacancies: 0

Our Successes:

The Department deployed the SRO to Coalinga Unified School District. Officer Jeremy Fairbanks has been assigned to the detail and is working with the administrations of school sites to put the program together. We are receiving positive feedback from the schools and we expect that we will be coming back to council in the future with some safety recommendations

The Department actively participated in assisting citizens and Cal Fire during the Mineral Fire. The department house a portion of the Incident Management Team at headquarters while their logistics caught up. Updates via social media and assistance in coordinating firefighting operations were completed. Thankfully the fire were quickly contained and the effects were minimized.

On the 16th of August there was a bank robbery at United Security bank. Quick action by our officers led to the successful arrest of a suspect Marc Jones. During the investigation, the Department recovered a majority of the money taken in the crime. Fortunately no one was injured in the attack.

In response to citizen's requests and to make an impact on traffic safety, the Department conducted a maximum traffic enforcement effort on the first day of classes at Coalinga Huron Unified Sites in Coalinga. Officers wrote 8 traffic citations for a variety of offenses during the day.

Animal Control:

The Animal Control Unit had an unfortunate incident that it handled during the month. On the 12th, an elderly lady was attacked and severely injured by a pit pull in her front yard. During the attempt to treat the lady the involved dog attempted to attack first responders. Department personnel had to shoot the dog to stop the attack. The dog was later captured by animal control, taken to the Shelter and euthanized. The victim of the attack had to be flown to Fresno where she is being treated. We pray for a full recovery.

We plan to have a booth at the Coalinga Fest on October 1st to facilitate licensing of animals in the City. The Department has placed 8 animals in rescues over the past month.

Regarding calls for service: the Department in the Month of August received and handled 117 calls for animal control service. That is a 3.77 calls for service per day average. The Department issued 38 warnings, 8 Citations, completed 11 case reports by either Animal Control officers or Police Officers. That constituted 48% of the calls for service. The other 52% of the calls received by the Department were either cancelled by the caller, the animal was unable to be located, or we were returning animals to their owners from the shelter. Other animal control statistics are as follows:

Animals Taken:

Dogs 37
Cats 10
Other 6

Animals Euthanized:

Dogs 8
Cats 0
Other 0

We continue to wait for the volunteer group that met with the Department in June to get their nonprofit status. I hope to be able to work with them to provide valuable service and funding support to the shelter in 2017. I continue to engage the SF SPCA for their guidance and support. That project is not moving as fast or as fruitful as I would have liked but I continue to be positive about the potential. I am also waiting to hear back from Luis Gonzales and the Fresno EDC on other vet options.

We are still in the process of painting and fixing the issues at the shelter. This facility needs major repairs and upgrades. We will spend the entire \$5000.00 received this summer and will need significantly more money to complete the needed items

Chief's Message:

Besides animal control the number complaint I receive as Chief of Police is speeding violations throughout town. For the month of September let's look and explain the speed laws.

Division 11 of the California Vehicle Code is where you find the speed laws starting with CVC 22348.

CVC 22348 (a) driving faster than the posted speed limit.
CVC 22348 (b) driving faster than 100 MPH
CVC 22349 (a) 65 MPH speed limit on freeways

CVC 22349 (b) 55 MPH maximum speed limit on two-lane, undivided highway is a highway with not more than one through lane of travel in each direction.

CVC 22350 Driving at a speed faster than conditions allow

CVC 22352 (a) 15 MPH in alleys, uncontrolled intersections, RR Crossings where you can't not see for 100 feet and the crossing is uncontrolled.

CVC 22352 (b) 25 MPH in residential zones, posted school zones, posted senior recreations zones as allowed by local law.

CVC 22356 (a) 70 MPH maximum limit on designated freeways

CVC 22400 (a) Impeding traffic without a safety reason.

CVC 22406 55 MPH commercial speed limit for the following types of vehicles:

- (a) A motor truck or truck tractor having three or more axles or any motor truck or truck tractor drawing any other vehicle.
- (b) A passenger vehicle or bus drawing any other vehicle.
- (c) A school bus transporting any school pupil.
- (d) A farm labor vehicle when transporting passengers.
- (e) A vehicle transporting explosives.
- (f) A trailer bus

The Department has been and will continue to deploy its speed advising trailer throughout the city and plans to acquire another one to aid residents in monitoring speed. The Department also has radar equipped police cars deployed for enforcement purposes. I have instructed my staff that speed enforcement is a priority action and we will continue aggressive enforcement of speed laws.

Other activities that the Police Department has been involved in in the month of August. The Explorer post and I along with the Highway Patrol participated in the Coalinga Blue Lives matter ribbon tying event in the downtown area. The Explorer POST also conducted a school supplies drive for underprivileged children. We are scheduling the distribution of the supplies in the near future.

The Department completed and signed the first ever MOU's with both Pleasant Valley and Avenal State Prisons to share resources, training, and facilities. The Department and I have already seen the benefits of this new collaborative project.

Finally I would like to inform the council that I have been accepted to and have begun the prestigious West Point/LAPD Leadership Academy in Los Angeles. Over the next 2 months, I will be in Los Angeles for 3 weeks taking a motivation and leadership class given to our military leaders at the US Military Academy at West Point. I will be in elite company. This program only graduates 90 students a year.

The Department will presenting its 3rd quarter 2016 crime statistics at next month's Council report.

Respectfully submitted

Michael Salvador
Chief of Police

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Fire Department Monthly Report - July
Meeting Date: Thursday, September 15, 2016
From: Marissa Trejo, City Manager
Prepared by: Dwayne Gabriel, Fire Chief

I. RECOMMENDATION:

II. BACKGROUND:

III. DISCUSSION:

STATISTICS FOR JULY

Fires		Total 7
Structure	1	
Vehicle	1	
Vegetation	4	
Rubbish	1	
Emergency Medical Service		Total 150
EMS Incidents		150
Medical Assist	0	
Standby	0	
Hazardous Condition		Total 3
Service Calls		Total 1
Good Intent		Total 13
Cancelled Calls	18	
Wrong Location/No Emergency	5	
HazMat Release Investigation w/ no Haz Mat	0	
False Alarms		Total 2
Total Responses		186

HIGHWAY 198 FIRES

On July 1st, a vegetation fire started on Highway 198 at the Curry Mountain trailhead. Personnel were called back to staff 2 additional engines since the fire was making a run to the east, and because of the drawdown of

resources in the area. This coverage was dropped down to one additional engine the next day at noon, and fully down staffed the following morning.

On July 3rd, a new brush fire started on Highway 198 near Frame Road. One ambulance was on committed standby between 7/4 and 7/7.

PREVENTION

For the month of July, we conducted three business inspections and one Fire sprinkler inspection Valle del Sol apartments.

IV. ALTERNATIVES:

V. FISCAL IMPACT:

ATTACHMENTS:

File Name

Description

No Attachments Available

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Fire Department Monthly Report - August
Meeting Date: Thursday, September 15, 2016
From: Marissa Trejo, City Manager
Prepared by: Dwayne Gabriel, Fire Chief

I. RECOMMENDATION:

II. BACKGROUND:

III. DISCUSSION:

STATISTICS FOR AUGUST

Fires		Total 1
Structure	0	
Vehicle	1	
Vegetation	0	
Rubbish	0	
Emergency Medical Service		Total 138
EMS Incidents		138
Medical Assist	0	
Standby	0	
Hazardous Condition		Total 0
Service Calls		Total 3
Good Intent		Total 14
Cancelled Calls	11	
Wrong Location/No Emergency	3	
HazMat Release Investigation w/ no Haz Mat	0	
False Alarms		Total 0
Total Responses		156

HIGHWAY 198 FIRES

On August 8th, a vegetation fire started on Coalinga Mineral Springs Road north of Highway 198. One ambulance was on committed standby for the “Mineral” on 8/9 and 8/10. .

OES ASSIGNMENT

On August 21st, we received a request for a Fireline Medic on the Cedar Fire near Lake Isabella. Paramedic Jeremy Blackshere accepted the assignment, and was committed to the incident for two weeks. He was released on September 4th.

PREVENTION

For the month of July, we conducted two business inspections and one Fire sprinkler inspection.

IV. ALTERNATIVES:

V. FISCAL IMPACT:

ATTACHMENTS:

File Name

Description

No Attachments Available

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: City Council adoption of Resolution No. 3735 establishing all fees necessary to regulate Commercial Medical Marijuana licensing, authorize the City Manager to enter into a professional services contract with SCI Consulting Group to provide cannabis-related compliance and monitoring support services and further authorize City Manager to fill the positions of (1) Police Officer, (1) Records Clerk, and (1) Account Clerk I and a new records management systems in order to service and regulate the Commercial Medical Marijuana Industry.

Meeting Date: September 15, 2016

From: Marissa Trejo, City Manager

Prepared by: Sean Brewer, Community Development Director & Michael Salvador, Police Chief

I. RECOMMENDATION:

The City Manager, Police Chief, Community Development Director and Financial Services Director recommend the City Council adopt Resolution No. 3735 establishing all fees necessary to regulate Commercial Medical Marijuana licensing, authorize the City Manager to enter into a professional services contract with SCI Consulting Group to provide cannabis-related compliance and monitoring support services and further authorize City Manager to fill the positions of (1) Police Officer, (1) Records Clerk, and (1) Account Clerk I and the purchase of a new records management systems in order to service and regulate the Commercial Medical Marijuana Industry.

II. BACKGROUND:

On July 7, 2016 the City Council adopted Ordinance No. 786 permitting and establishing regulations for Commercial Medical Marijuana Operations in the City of Coalinga. Ordinance 786 authorizes the City Council to adopt specific fees related to the taxing, licensing, and on-going monitoring of said operations.

III. DISCUSSION:

Application Fees:

The Community Development Director and Police Chief have developed a comprehensive application process for licensing commercial medical marijuana operations in the City of Coalinga. After developing the application process and estimated time involved in processing such applications (application intake, file creation, employee backgrounds, review of security plans and site plans, conducting pre-application meetings, badge creation and permit issuance), staff developed the following fees related to the application process:

Application Type	Fee
Pre Application Fee	\$300.00
Registration Application Fee	\$2,000.00
Employee Permit (per employee)	\$400.00

Employee Permit Renewal (per employee)	\$300.00
Employee Transfer	\$50.00

Annual Regulatory Licensing Fee Structure

In accordance with Ordinance No. 786, section (l)(2) states that all business owners shall pay an annual regulatory license fee to cover the costs of anticipated enforcement relating to the marijuana operations. City staff has developed a fee structure and constructed a regulatory arm to efficiently handle the new work generated.

New Position Requests and Records Management System

The proposed workload, to comply with MMSRA, collect tax revenue, and ensure that the industry complies with local regulations, is more than current city staff can handle. Staff estimates that Coalinga will be the home of no less than 10 companies with an employee base of nearly 200 employees. Licensing the companies and their employees becomes the greatest challenge. Without an automated system, tracking of the licenses becomes impossible.

The Police Department does not have software capable of accomplishing the task. Currently the Police Department rents a public safety software suite from the Fresno County Sheriff's Office. Although that software can house the police reports that the Department generates, it is not scalable enough or adaptable to handle the licensing required by the new industry.

The Police Department has been proactive in anticipation of this development and has engaged the public safety software industry. The Department believes that it has found suitable software that can properly track industry licenses along with enhancing the Police Department's ability to provide service to the community. The Police Department is requesting that it be allowed to purchase a new Computer aided Dispatch and Records Management software package to perform this vital compliance piece. Initial estimates are that this software will cost the City approximately \$270,000. The Department realizes that revenues will not be instant. The Police Department proposes that the software be leased over a (7) seven-year period to allow revenues to catch up. The industry's share of this impact is approximately \$50,000 per year in acquisition and maintenance costs. The Police Department will return to council with fee increases in animal control, records, and CCW's to recover their share of the new systems impact.

The entry of information into the various systems, processing of applications, live scans, application review, background checks, and compliance checks have been shown to be a labor intensive process. Staff estimates that both City Hall and the Police Department will need clerical support accomplish those duties. After an analysis of potential workload and time need to accomplish tasks such as live scan fingerprinting and revenue processing, staff requests the hiring of a new records clerk at the Police Department and a new account clerk attached to the Finance Department. These new positions cost \$71,000 per position fully weighted.

Compliance with City regulations and enforcement are a necessary function. No matter how good the companies are there will be instances of criminal activity related to them. Civilian staff cannot deal with and interpret the information needed in the background checks to clear the companies and employees. An enforcement arm is a necessary activity to ensure regulatory compliance and public safety. The Police Department is requesting a new sworn police officer position be allocated to handle these duties. The cost of this position is approximately \$80,400 fully weighted.

Staff believes by adding these items will allow the City of Coalinga to have a well regulated industry that balances public safety, revenue generation, and a business friendly environment. The total projected impact to City Services to establish this new city service is approximately \$272,400.

Consulting Support – SCI Consulting, Inc.

City staff has been communicating with Neil Hall and John Bliss of SCI Consulting Group since Coalinga began exploring the idea of permitting commercial medical marijuana operations in the City. Neil Hall and his team at SCI Consulting are at the forefront of the medical marijuana industry and fully understand the laws that regulate the industry and the challenges that jurisdictions are and will face to ensure commercial cannabis operations comply with state and local regulation.

SCI has developed and maintained a network of relationships with governmental agencies and cannabis related industry leaders in order to stay apprised to the ongoing changes in the laws and regulatory framework related to cannabis compliance and monitoring. SCI Consulting has reviewed the City of Coalinga's commercial marijuana ordinance and has assisted the City in developing a monitoring and compliance plan that would assist the City in areas that staff has limited expertise and experience as well as resources to ensure the future permitted medical marijuana operations locating in the city follow all of the rules and regulations of the MMRSA and the City Ordinances.

After carefully going through the City's recently adopted ordinance and the state law MMRSA staff in conjunction with SCI Consulting have put together a monitoring and compliance plan that will significantly enhance the City's ability to monitor commercial cannabis facilities in the City in a professional and efficient manner with safety and accountability as a priority.

Staff has developed a number of required monitoring and compliance tasks, in accordance with MMRSA and Ordinance 786, that are necessary to ensure that all medical marijuana operations operating in the City of Coalinga complying with all applicable laws.

Record Keeping

All licensed operators shall make and maintain complete, accurate and legible records of the permitted Marijuana Operations evidencing compliance with the requirements of MMRSA and Ordinance No. 786 which shall be subject to audit. The additional tasks related to this function will include, verifying accounting (audit) and accounting practices, verification of required insurances, permits, indemnification requirements, and investigations related to violations.

Product Tracking (Track and Trace)

Since the State has not developed and/or begun tracking and tracing the products from seed to sale, the local jurisdiction is responsible for tracking and tracing all plants and product. This is a very time intensive task which will be conducted at each commercial marijuana site on a random basis where the track and trace method, approved by the City, will be verified to ensure product is handled correctly and in compliance with the establish regulations in place. This task also includes verifying state required labeling, dosage, accounting practices and independent testing of product being produced in Coalinga and distributed to dispensaries. SCI Consulting will provide random testing of product to ensure that product being grown and manufactured in Coalinga are of the upmost quality and safe to the end user.

Employee Human Resources

Human Resources plays a significant role in confirming the employees within the Commercial Medical Marijuana Industry in Coalinga are working within the requirements of the City of Coalinga and MMRSA. These tasks include registering and re-registering each employee who plans to work in the Commercial Medical Marijuana Industry within the City, ensure training processes are to industry standards, monitor employee records, random inspection and verification of employees at each facility, and further ensure

compliance with state and local criteria.

The City Police Department will be responsible for registering the initial employees who will be working in the industry which will be inclusive of a work history report, live scan and subsequent review of said report for any offenses in direct conflict with MMRSA. The City will maintain an employee database that will be monitored and shared with SCI Consulting in order for them to conduct the annual renewal process. The City plans to set a standard Commercial Medical Marijuana Employee Badge that will be required to be issued to all employees in the industry to simplify the verification process.

Community Support

This section if the Ordinance is related to anticipated code enforcement efforts related with enforcing all of the state and local regulations related the future marijuana operations. The City of Coalinga's Code Enforcement Department and Police Department are expected to experience an impact in services due to these facilities opening from citizen, industry and possible customer complaints that will require a follow up and report. At this time staff is unsure of the expected impact but as the annual regulatory registration fee is developed, the City will take caution to ensure the City recovers its costs for enforcement.

Operational Requirements of Facility

The monitoring of the operational requirements of the commercial medical marijuana facilities plays one of the largest role in ensuring that the facilities operating in Coalinga are functioning properly and within the local and state regulatory framework. Several of the compliance measures that will be taken in this section are related to signage, prohibited activities such as consumption of marijuana and alcohol on site, presents of minors, building and fire code compliance, odor control, compliance with department of public health, security compliance, monitoring manifests for deliveries and transports, water usage, disposal, and confirming proper safeguards for type 2 manufacturing facilities (volatile).

One of the most time intensive compliance items is the ongoing video monitoring of the facilities as stated in the Coalinga ordinance language. Due to the time intensity and required equipment Neil and his team will be tasked with monitoring each facility in the City with a team of folks they have been creating to undertake these efforts for jurisdictions with limited resources.

SCI Consulting Relationship & Contract Terms

With the increasing interest of the Commercial Marijuana Industry developers to locate to Coalinga staff feels that it is crucial to enter into this relationship with SCI Consulting on an interim basis so that all of the monitoring and compliance is being conducted and confirmed to safeguard the City. This may or may not be a long term relationship as staff is increased and trained over time to undertake all of the necessary tasks related to commercial marijuana operational compliance and monitoring. The City is entering new territory and staff would like the Council to consider partnering with a group that understands the industry and all the necessary compliance measures needed to be taken.

Staff is requesting that the City Council authorize the City Manager to enter into a (1) year contract with SCI consulting with a transitional period beginning in month nine (9) which will include training of City Staff to take over the tasks initially handled by SCI Consulting. At the end of the (1) year period the City Council will consider an increase/decrease in annual licensing fees based on City staff's costs plus infrastructure needs to conduct the tasks that SCI handled during the initial (1) year period.

Below is SCI's portion of the total annual licensing fee that will provide the additional support needed to monitor the licensed facilities in the City. As the Council may see that SCI's fee has dropped significantly since August 18, 2016. SCI Consulting has reduced their hours dedicated to monitoring security cameras from 35 hours to 10

hours a month and further reduced their hours dedicated to monitoring the accounting practices of facilities.

License Category	SCI
Type 1A, 1B (Indoor/Mixed Light Cultivation)	\$17,226.00
Type 2A, 2B (Indoor/Mixed Light Cultivation)	\$21,253.00
Type 3A, 3B (Indoor/Mixed Light Cultivation)	\$25,840.00
Type 6 (Manufacturing – nonvolatile)	\$33,619.00
Type 7 (Manufacturing – volatile)	\$33,619.00
Type 8 (Testing)	\$6,605.00
Type 11 (Distribution)	\$4,829.00
Type 12 (Transportation)	\$1,900.00
Type 4 (Nursery)	\$17,226.00

Complete Fee Structure

The following comprehensive annual licensing fees will ensure that the commercial marijuana operations licensed in the City of Coalinga are held to the highest of standards and quality and further safeguarding the City and its residents. This fee structure will also ensure that the General Fund is protected from subsidizing the industry.

Below is the following fee schedule per license category which have assumed the positions of the records clerk, account clerk and police officer being filled, a new records management system along with the execution of a contract with SCI consulting for monitoring and compliance support. The annual license fee shall be payable on or before January 1st of each calendar year. The first chart is the fee structure proposed to the Council on August 18, 2016 and then below that is the current recommended fees.

Fee Structure 8/18/2016			
License Category	SCI	City of Coalinga	Total Fee
Type 1A, 1B (Indoor/Mixed Light Cultivation)	\$35,852.00	\$55,000.00	\$90,852.00
Type 2A, 2B (Indoor/Mixed Light Cultivation)	\$44,815.00	\$55,000.00	\$99,815.00
Type 3A, 3B (Indoor/Mixed Light Cultivation)	\$53,778.00	\$55,000.00	\$108,778.00
Type 6 (Manufacturing – nonvolatile)	\$62,602.00	\$55,000.00	\$117,602.00
Type 7 (Manufacturing – volatile)	\$62,602.00	\$65,000.00	\$127,602.00
Type 8 (Testing)	\$9,562.00	\$2,000.00	\$11,562.00
Type 11 (Distribution)	\$4,965.00	\$2,000.00	\$6,965.00
Type 12 (Transportation)	\$1,901.00	\$2,000.00	\$3,901.00
Type 4 (Nursery)	\$35,852.00	\$55,000.00	\$90,852.00

Proposed Fee Structure 9/15/2016			
License Category	SCI	City of Coalinga	Total Fee
Type 1A, 1B (Indoor/Mixed Light Cultivation)	\$17,226.00	\$27,240.00	\$44,466.00
Type 2A, 2B (Indoor/Mixed Light Cultivation)	\$21,253.00	\$27,240.00	\$48,493.00
Type 3A, 3B (Indoor/Mixed Light Cultivation)	\$25,840.00	\$27,240.00	\$53,080.00
Type 6 (Manufacturing – nonvolatile)	\$33,619.00	\$27,240.00	\$60,859.00
Type 7 (Manufacturing – volatile)	\$33,619.00	\$29,724.00	\$63,343.00
Type 8 (Testing)	\$6,605.00	\$2,000.00	\$8,605.00
Type 11 (Distribution)	\$4,829.00	\$2,000.00	\$6,829.00

Type 12 (Transportation)	\$1,900.00	\$2,000.00	\$3,900.00
Type 4 (Nursery)	\$17,226.00	\$27,240.00	\$44,466.00

At the last meeting the City Council discussed the idea of offering a discount if applicants wish to apply for multiple licenses. In response, staff has reviewed the MM RSA as it relates to the maximum number and combination of licenses one license holder may hold at one time. In accordance with MM RSA and the license classifications the City of Coalinga is issuing, the following combinations of multiple licenses may be held by one licensee. A percentage discount has been added to multiple license holders as listed below. The discount will only be applied to the SCI total fee as the justification for a reduced fee for multiple license holders is through the time saved in security monitoring, track and trace and other functions that contiguous facilities share.

Combined Licenses (max of 2 license categories)	Fee Reduction
Type 1A, 1B, 2A, or 2B and Type 6 or 7	10.00%
Type 1A, 1B, 2A, 2B and Type 6 or 7 and type 11 & Type 12	15.00%

Assumptions Related to City of Coalinga Fee

In order to determine the license fee per license type, City staff assumed the 3 new personnel positions and \$50,000 per year for a records management systems totaling \$272,400 per year. Staff then determined that the 3 new personnel could monitor 10 licenses (increased from 5). There was a 10% increase in the type 7 license type (manufacturing - volatile) to include cost recovery for Fire Department monitoring and compliance.

Included in the City's fee is a \$5,100 cost associated with the (3) month training program expense conducted by SCI during the transition period. The City distributed the \$5,100 training cost over 10 licenses adding \$510.00 to each cultivation and manufacturing license category.

IV. ALTERNATIVES:

Do not adopt staffs recommended fee schedule and direct staff accordingly. In order to begin accepting applications the Council must adopt some form of fees in order to avoid subsidizing the application, monitoring and compliance of commercial marijuana operations.

V. FISCAL IMPACT:

Application and annual licensing fees will be collected to offset general fund expenses related to processing licenses and the ongoing monitoring of all commercial medical marijuana operations.

ATTACHMENTS:

File Name	Description
☐ Marijuana_Annual_Fees_Resolution_3735.doc	Resolution 3735 - MM Application and Licensing Fees

RESOLUTION NO. 3735

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COALINGA ESTABLISHING (1) AN ANNUAL REGULATORY FEE; (2) A MARIJUANA REGISTRATION/LICENSE/PERMIT FEE; (3) AN EMPLOYEE PERMIT APPLICATION FEE; AND (4) AN ANNUAL EMPLOYEE PERMIT RENEWAL FEE PURSUANT TO SECTION 9-5.128 OF TITLE 9, CHAPTER 5, ARTICLE 1 OF THE CITY'S DEVELOPMENT CODE

WHEREAS, Urgency Ordinance No. 786 adds Section 9-5.128 to Title 9, Chapter 5, Article 1 of the City of Coalinga's Development Code, which adopts local regulations applicable to commercial marijuana operations as may permitted under the California Medical Marijuana Regulation and Safety Act ("MMRSA"); and

WHEREAS, the City Council introduced Urgency Ordinance No. 786 on July 7, 2016, becoming effective immediately; and

WHEREAS, Section 9-5.128 authorizes the City Council to establish an annual Regulatory Fee to cover the costs of anticipated enforcement and monitoring related to marijuana operations; and

WHEREAS, Section 9-5.128 authorizes the City Council to establish a Registration/License/Permit Fee to cover the costs of registering a commercial marijuana business and ensuring initial compliance with all regulatory requirements for opening; and

WHEREAS, Section 9-5.128 authorizes the City Council to establish Employee Permit Application and Renewal Fees to cover the cost of fingerprinting, photographing, background checks as well as general review and processing of the application; and

WHEREAS, the fees are required to recover the City's total cost of both registration/license/permit administration and registration/license/permit enforcement, including, for example, completing the registration/license/permit, administering the registration/license/permit program, education, inspection and compliance checks, documentation of violations, and prosecution of violators; and

WHEREAS, City Staff has prepared an analysis of all fees, which is set forth in staff's report; and

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Coalinga adopts the following fees as follows:

Registration Applications

Application Type	Fee
Pre Application Fee	\$300.00
Registration Application Fee	\$2,000.00
Employee Permit (per employee)	\$400.00
Employee Permit Renewal (per employee)	\$300.00
Employee Transfer	\$50.00

License Category	SCI	City of Coalinga	Total Fee
Type 1A, 1B (Indoor/Mixed Light Cultivation)	\$17,547.00	\$27,240.00	\$44,787.00
Type 2A, 2B (Indoor/Mixed Light Cultivation)	\$21,934.00	\$27,240.00	\$49,174.00
Type 3A, 3B (Indoor/Mixed Light Cultivation)	\$26,321.00	\$27,240.00	\$53,561.00
Type 6 (Manufacturing – nonvolatile)	\$33,772.00	\$27,240.00	\$61,012.00
Type 7 (Manufacturing – volatile)	\$33,772.00	\$29,724.00	\$63,496.00
Type 8 (Testing)	\$9,562.00	\$2,000.00	\$11,562.00
Type 11 (Distribution)	\$4,965.00	\$2,000.00	\$6,965.00
Type 12 (Transportation)	\$1,901.00	\$2,000.00	\$3,901.00
Type 4 (Nursery)	\$17,547.00	\$27,240.00	\$44,787.00
Combined Licenses (max of 2 license categories)			
License Combinations	Fee Reduction		
Type 1A, 1B, 2A, or 2B and Type 6 or 7	10.00%		
Type 1A, 1B, 2A, 2B and Type 6 or 7 and type 11 & Type 12	15.00%		

5. All fees shall become effective upon the adoption of this Resolution.

The foregoing resolution was approved and adopted at a regular meeting of the City Council of the City of Coalinga held on the _____ day of _____, 2016, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor of the City of Coalinga

ATTEST:

City Clerk

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Introduce and Waive the First Reading of Ordinance No. 793 Amending Title 10 of the Coalinga Municipal Code Relating to Parks and Recreation

Meeting Date: September 15, 2016

From: Marissa Trejo, City Manager

Prepared by: Sean Brewer, Community Development Director

I. RECOMMENDATION:

Introduce and waive the first reading of ordinance no. 793 as it relates to updating the City of Coalinga's parks and recreation regulations including updating the hours of operation.

II. BACKGROUND:

At their August meeting, the Council discussed amending the City's parks and recreation ordinance to update this Title 10 in its entirety to differentiate City of Coalinga parks from parks owed and maintained by the Coalinga-Huron Recreation and Parks District. This ordinance revision also included an update to the hours of operation of City parks due to public concern related to the current hours of 6:00 a.m. - Midnight. The Community Development Department took direction from the Council and has prepared a draft ordinance for the Council to consider as it relates to parks and recreation.

III. DISCUSSION:

Ordinance 793 is a comprehensive update to Title 10 (Parks and Recreation) to ensure that the City is consistent with enforcing rules and regulations on city owned and/or controlled facilities used for recreational purposes. Ordinance 793 updates the definitions, hours of operation, rules compliance, establishes prohibited acts, regulates animals within the parks, operation of vehicles, disposition of trash, rubbish and other debris, alcohol consumption, prohibitions on overnight camping and establishing parent responsibility for minors actions in violation of any provision in the ordinance.

Several of these sections were already included in the original version of the parks and recreation ordinance but have been updated to include clearer language and regulatory consistency since the last draft of this ordinance was completed in the 1960's. The City has since built 2 parks since then. A copy of Ordinance No. 793 has been attached to this report for review.

IV. ALTERNATIVES:

- The Council can choose to amend the proposed ordinance and direct staff to bring back a revised ordinance for first reading or bring the amendments, if determined to be minor, back to the council at their next meeting to waive the second reading and adopt the ordinance.
- Council can choose not to proceed with adopting Ordinance No. 793.

V. FISCAL IMPACT:

The Community Development Department in conjunction with the Finance Director feel that there will not be a fiscal impact by the adoption of this ordinance.

ATTACHMENTS:

File Name	Description
Amended_Park_Ordinance_793.doc	Ordinance No. 793 - Parks and Recreation Title 10

ORDINANCE NO. 793

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMENDING TITLE 10 OF THE COALINGA MUNICIPAL CODE RELATING TO PARKS AND RECREATION

The City Council of the City of Coalinga does ordain as follows:

Section 1. Title 10 of Coalinga Municipal Code is amended in its entirety to read as follows:

Sec. 10-1.01. - Purpose.

- (a) It is the purpose and intent of this chapter to promote the safety, comfort and convenience of the public's use and enjoyment of any park or recreational area and the use and enjoyment of any building, structure, equipment or apparatus thereon.

Sec. 10-1.02. - Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- (a) *Alcoholic beverages* means alcohol, spirits, liquor, beer, wine or other liquid which contains one-half of one percent or more of alcohol by volume.
- (b) *Amplified sound* means music, speech or sound projected and transmitted by electronic equipment including amplifiers.
- (c) *Park* means any public area owned or controlled by the City of Coalinga, and used for recreational purposes.
- (d) *Recreational area* means a playground, recreation center or any other area in the city, owned or used by the City of Coalinga and devoted to active or passive recreation.
- (e) *Vehicle* means any wheeled conveyance, whether motorpowered, drawn or self-propelled, of any size, kind or description except for baby carriages and vehicles in service to the city.

Sec. 10-1.03. - Compliance with rules.

- (a) It shall be the duty of every person to see that the provisions of this chapter are observed and to call to the attention to any police officer or other employee of the city, any violations thereof.

Sec. 10-1.04. - Hours of operation.

- (a) All parks and recreational areas under the jurisdiction of the city, either by ownership or lease-contract for use, shall be open to the public every day of the year during the designated hours of 7:00 a.m. and 10:00 p.m. and no person shall be in a park before or after the aforementioned hours. The opening and closing hours for recreational areas shall be made available for public information.

Sec. 10-1.05. - Closure for emergency, etc.

- (a) In any emergency or when the City Manager shall determine that the public interest, public health, public morals, or public safety demands such actions, any park or recreational area or portion thereof may be declared closed to the public by the City Manager at any time and for

any interval or time, either temporarily or at regular and stated intervals, daily or otherwise, and either entirely or merely to certain uses, as the City Manager finds reasonably necessary.

- (b) No person shall enter an area posted as "Closed to the Public" nor shall any person use or abet the use of any area in violation of posted notices.

Sec. 10-1.06. Prohibited acts.

No person in a park or recreational area shall:

- (a) Throw stones or other missiles.
- (b) Take into, have brought into or have in his possession, or exhibit, set off or otherwise cause to explode, discharge or burn, any fireworks or explosives, or discharge them or throw them into any such areas from land or highways adjacent thereto. This prohibition includes any substance, compound, mixture or article that, in conjunction with any other substance or compound, is capable of exploding.
- (c) Fire or carry any pellet gun, BB gun, handgun, rifle, cannon or other firearm.
- (d) Play or bet at or against any game which is played, conducted, dealt or carried on for money, chips, shell, credit, or any other representative of monetary value.
- (e) Engage in any disorderly conduct or behavior in breach of the public peace.
- (f) Practice, carry on, conduct or solicit for any trade, occupation, or profession.
- (g) Climb upon any wall, fence, shelter, seat, statue, monument, tree, structure, fixture, building, construction or erection not designated for such use.
- (h) Kindle a fire, except in facilities specifically provided for that purpose, nor leave a picnic or other area before a fire is completely extinguished.
- (i) Bring, land, or cause to descend or alight from any helicopter, airplane, or airship.
- (j) Erect, construct, install, or post any structure, wire, pipe or sign of any kind whatsoever.
- (k) No sound amplification system used for the amplification of music shall be permitted to be used in any park that will unduly disturb users of, or neighbors to, the park.
- (l) Claim exclusive use of, prevent the use by others of, nor reserve for use any park area.

Sec. 10-1.07. - Prohibited acts on park property—Defacing fixtures, etc.

No person in a park or recreational area shall:

- (a) Cut, break, injure, dig up, pull out, pluck or in any manner injure any tree, bush, shrub, flower or plant.
- (b) Remove or take away any tree, wood, bush, turf, flower, plant, grass, soil or rock, or anything of like kind.
- (c) Destroy, mutilate, deface, cut, scratch, mark upon, burn, write upon, print upon, paint upon, or otherwise mar, mutilate, deface or injure any building or structure, restroom, toilet or any wall, fence, door, post, fixture, monument, bench, table, or other equipment; or ill use or injure in any way any building, lighting unit, restroom, mechanical equipment, playground apparatus, meter or regulating and controlling device.
- (d) Make any excavation by tool, equipment, blasting or other means or agency.

- (e) Drop, throw or otherwise scatter lighted matches or any flammable materials on any ground, building, structure, fence, post, restroom, table, bench, tree, plant, bush, flower, monument, wall, door, fixture, fountain or any part thereof.

Sec. 10-1.08. - Animals.

No person shall:

- (a) Leave, drive, entice, conduct, ride or otherwise bring any horse, mule, ass, cattle, goat, sheep, swine, or other animals or fowl of any kind in any park or recreation area.
- (b) Permit, allow or suffer any domestic dog to enter upon or remain in any park or recreation area, unless such dog is fastened to and restrained by a chain or leash not more than eight feet long.
- (c) Allow a dog in his custody to defecate or to urinate on any park or recreational area. It shall be the duty of all persons having control of a dog to curb such dog in order to carry out the intent of this section. Unsighted persons, while relying on a guide dog, shall be exempt from this section. If a violation occurs, such persons shall immediately remove all feces to a proper receptacle.
- (d) Hunt, chase, shoot, trap, discharge or throw missiles at, molest, disturb, snare, catch, injure or destroy any animal, bird, fish or reptile in any park or recreational area.
- (e) Give or offer any tobacco, alcoholic beverage or other noxious substance to any fish, bird, animal or reptile in any park or recreational area.

Sec. 10-1.09. - Operation of vehicles.

No person in a park or recreational area shall:

- (a) Fail to comply with all applicable provisions of the vehicle code of the state in regard to equipment and operation of vehicles together with such regulations as are contained in this chapter and ordinances of the city regulating traffic.
- (b) Fail to obey all police officers and park employees who are hereinafter instructed to direct traffic whenever and wherever needed in accordance with the provisions of these regulations and such supplementary regulations as may be issued subsequently by the director.
- (c) Operate a vehicle in an area other than paved park roads and parking areas, nor park a vehicle in other than a designated permanent or temporary parking area.

Sec. 10-1.10. - Disposition of rubbish, trash, garbage, etc.

(a) No person in a park or recreational area shall throw, cast, place, deposit or dump or cause to be thrown, placed, cast, deposited or dumped any ashes, refuse, garbage, paper, scraps, dirt, dead animal, dead fish, dead fowl, dead bird, dead reptile, glass, crockery, bones, cans or like matter, empty box, carton, wastepaper, remains of food, newspaper, filth or rubbish of any kind except to place the same in the trash cans, bins or receptacles provided for such matter. Where receptacles are not provided or are insufficient to accommodate trash and refuse, all such trash and refuse shall be carried away from the park or recreational area by the person responsible for its presence, and properly disposed of elsewhere.

Sec. 10-1.11. - Consumption of alcoholic beverages.

- (a) It shall be unlawful for any person to sell, consume, possess, or bring alcoholic beverages in or upon any park.

Sec. 10-1.12. - Overnight camping.

- (a) No person shall camp, lodge, sleep or tarry overnight in any park or recreation area.
- (b) No person shall set up tents, shacks, or any other temporary shelter for the purpose of camping in any park or recreational area.
- (c) No person shall leave in a park or recreation area any moveable structure or special vehicle to be used or that could be used for camping, such as a house trailer, camp trailer, motor home, or the like

Sec. 10-1.13. - Parents or guardian's responsibility.

No parent, guardian or custodian of a minor shall permit or allow such minor to do any act or thing, in any park or recreational area, prohibited by the provisions of this chapter. The parent, guardian or custodian of a minor who violates any provision of this chapter shall be guilty of an infraction.

Section 3. This ordinance shall take effect thirty days after its adoption.

Section 4. The City Clerk is authorized and directed to cause this ordinance or a summary of this ordinance to be published once in a newspaper of general circulation published and circulated in the City of Coalinga, within 15 days after its adoption. If a summary of this ordinance is to be published, then the City Clerk shall cause a summary of the proposed ordinance to be published and a certified copy of the full text of the proposed ordinance to be posted in the office of the City Clerk at least five days prior to the Council meeting at which the ordinance is adopted, and also shall cause a certified copy of the full text of the adopted ordinance to be posted in the office of the City Clerk after the meeting at which the ordinance is adopted. The summaries shall be approved by the City Attorney.

* * * *

The foregoing ordinance was introduced by the City Council of the City of Coalinga, California, at a regular meeting held on September 15, 2016, and was passed and adopted by the City Council on October 6, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

Mayor

ATTEST:

City Clerk/Deputy City Clerk

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Introduce and Waive the First Reading of Ordinance No. 794 Amending Title 6 Chapter 6 (Animals and Fowl) and Title 9 Chapter 5 Section 104 (Animal Keeping) of the Coalinga Municipal Code Relating to Animal Raising and Keeping

Meeting Date: September 15, 2016

From: Marissa Trejo, City Manager

Prepared by: Sean Brewer, Community Development Director

I. RECOMMENDATION:

The City Council introduce and waive the first reading of Ordinance No. 794 related to Raising Chickens and Pot-Bellied Pigs in Residential Zones.

II. BACKGROUND:

At their August 18, 2016 meeting, the City Council asked staff to look into a possible ordinance where residents could raise and keep chickens and other livestock in residential districts. Staff reached out to several jurisdictions and has prepared a regulatory framework that may accomplish the Council's request on August 18, 2016. The Council then confirmed that they would like to move forward with an ordinance to allow chickens and consider pot-bellied pigs in residential districts.

III. DISCUSSION:

Staff has reviewed several ordinances related to the raising and keeping of chickens and other livestock and discovered that several jurisdictions allow non-commercial "urban" chickens to be raised and kept in residential districts as well as pot-bellied pigs.

After receiving input from the Council and the public, staff has prepared an ordinance that will create a regulatory framework for the permitting of raising and keeping chickens and further permitting pot-bellied pigs in residential districts. Below is a summary of the ordinance:

- Removed "chickens" from the animal control section of the municipal code related to wild, dangerous and prohibits animals.
- Established a definition for "Raising and Keeping of Chickens". The raising or keeping for educational, hobby, or non-commercial purposes domestic fowl (except for roosters and crowing fowl) on a parcel associated with single-family residential use.
- Permitted in the following zones: RE (Residential Estate), RSF (Residential Single Family), RT (Residential Traditional Neighborhood), and RMD (Residential Medium Density).
- No more than four (4) chickens shall be kept or maintained on residentially zoned property 5,000 square feet or greater and no more than two (2) additional chickens for each 1,000 square feet of area in excess of 5,000 square feet, up to a maximum of eight (8) chickens.
- Roosters or other crowing fowl are prohibited.
- Chickens shall be kept in a secure coop or pen at all times. Adequate fencing, walls or other barriers shall be installed or maintained on the premises so that chickens cannot gain access to adjacent properties. A chicken coop shall be thoroughly ventilated and designed and constructed in a manner that the chickens can be securely contained. All pens, coops, or cages, or other enclosures shall be no

closer than (5) five feet to adjacent property lines.

- Chickens shall not roam-at-large outdoors and shall not be kept in the front yard. They shall be kept in a fenced rear or side yard.
- Pens, coops or cages, including runs, shall adhere to the requirements for accessory structures in Section 9-5.101 and shall have a maximum height of 6 feet.
- The premises shall be maintained in a neat and sanitary manner.
- All necessary measures shall be taken by the owners of the animals to ensure that noise, odors, flies, vermin, and other nuisances related to the keeping of chickens does not negatively impact adjacent properties.
- If animals are not maintained in compliance with these standards, or are otherwise allowed to become a nuisance, the property may be subject to nuisance enforcement proceedings and discontinuation of the activity.

Pot-Bellied Pigs

The draft ordinance also establishes regulation for permitting pot-bellied pigs. After reviewing regulations of other jurisdictions who allow pot-bellied pigs staff is recommending residents may maintain not more than two (2) pot-bellied pigs on a residentially zoned property as pets as long as they are registered purebred miniature Vietnamese pot-bellied pigs or other similar purebred pot-bellied pigs that are registered with the North American Pot-Bellied Pig Association, they are not being kept for commercial breeding purposes; and they do not exceed one-hundred (100) pounds.

All of the provisions of the municipal code applicable for dogs concerning licensing, tags, vaccination, running at large, impoundment, and biting shall be applicable to any pot-bellied pigs maintain within the City. Staff saw that the jurisdictions that allowed pot-bellied pigs, treated them the same as dogs and other animals that are required to be licensed.

IV. ALTERNATIVES:

The City Council may make any recommended changes to the proposed ordinance and if determined not to be substantial, the Council may proceed with waiving the second reading and adopting ordinance no. 794 at their next meeting.

V. FISCAL IMPACT:

None anticipated at this time.

ATTACHMENTS:

File Name	Description
Animal_Rasing_Ordinance_794.doc	Ordinance No. 794 - Animal Raising

ORDINANCE NO. 794

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMENDING TITLE 6 CHAPTER 6 (ANIMALS AND FOWL) AND TITLE 9 CHAPTER 5 SECTION 104 (ANIMAL KEEPING) OF THE COALINGA MUNICIPAL CODE RELATING TO ANIMAL RAISING AND KEEPING

The City Council of the City of Coalinga does ordain as follows:

Section 1. Section 6-1.32(c) of Coalinga Municipal Code is amended to read as follows:

Sec. 6-1.32(c). - Wild, Dangerous and Prohibited Animals

(c) Prohibited animals. No person shall keep or maintain, or permit the keeping or maintaining of horses, cattle, sheep, mules, pigs, ~~chickens~~, ducks or geese on any parcel of less than one acre or in a manner which violates the provisions of the zoning ordinance.

Section 2. Section 9-5.104 of Coalinga Municipal Code is amended in its entirety to read as follows:

Sec. 9-5.104. - Animal keeping.

(a) Animal keeping may be allowed in compliance with the following standards:

- (1). *Lots of one acre or less in all Residential, Agriculture, and Open Space Districts.* Household pets such as domestic dogs, cats, miniature Vietnamese pot-bellied pigs not exceeding one hundred (100) pounds, birds and fish, ordinarily permitted inside of a dwelling and kept only for the company and pleasure provided to the occupants shall be permitted as an accessory use to a primary residential use. Horses, cows, goats, sheep or other equine, bovine, ovine or ruminant animals, ducks, geese, turkeys, game birds or fowl, which normally constitute an agricultural use, are not allowed. At no time shall the combined number of animals kept exceed eight (8) animals and no more than (2) total pot-bellied pigs.

a. *Exception: Raising and Keeping of Chickens.* The raising and keeping of Chickens for the means the raising or keeping for educational, hobby, or non-commercial purposes shall be permitted on a parcel associated with single-family residential use in accordance with the following regulations:

1. Permitted in the following zones: RE (Residential Estate), RSF (Residential Single Family), RT (Residential Traditional Neighborhood), and RMD (Residential Medium Density).

2. No more than four (4) chickens shall be kept or maintained on residentially zoned property 5,000 square feet or greater and no more than two (2) additional chickens for each 1,000 square feet of area in excess of 5,000 square feet, up to a maximum of eight (8) chickens.
3. Roosters or other crowing fowl are prohibited.
4. Chickens shall be kept in a secure coop or pen at all times. Adequate fencing, walls or other barriers shall be installed or maintained on the premises so that chickens cannot gain access to adjacent properties. A chicken coop shall be thoroughly ventilated and designed and constructed in a manner that the chickens can be securely contained. All pens, coops, or cages, or other enclosures shall be no closer than (5) five feet to adjacent property lines.
5. Chickens shall not roam-at-large outdoors and shall not be kept in the front yard. They shall be kept in a fenced rear or side yard.
6. Pens, coops or cages, including runs, shall adhere to the requirements for accessory structures in Section 9-5.101 and shall have a maximum height of 6 feet.
7. The premises shall be maintained in a neat and sanitary manner.
8. All necessary measures shall be taken by the owners of the animals to ensure that noise, odors, flies, vermin, and other nuisances related to the keeping of chickens does not negatively impact adjacent properties.
9. If animals are not maintained in compliance with these standards, or are otherwise allowed to become a nuisance, the property may be subject to nuisance enforcement proceedings and discontinuation of the activity.

(2). *Lots exceeding one acre in the Residential, Agriculture, and Open Space Districts.* Household pets as defined above in Section (a)(1), Lots of One Half Acre or Less in the Residential and Agriculture District, are permitted. The keeping of horses, cows, goats, sheep or other equine, bovine, ovine or ruminant animals is permitted as long as the number of animals does not exceed one per 15,000 square feet of lot area. The keeping of chickens, ducks, geese, turkeys, game birds or fowl is permitted with the total number not to exceed twelve (12) birds per gross acre. The raising of pigs is permitted in conjunction with an FFA or 4-H project for any recognized Fair, the limit being one animal per student residing on the property. All animals other than

household pets shall be housed or penned at a minimum distance of thirty-five (35) feet from property lines and fifty (50) feet from any residence. All areas and structures used in conjunction with the keeping of animals other than household pets shall be maintained and cleaned so as not to present a public hazard or nuisance.

Section 3. Section 6-1.40 is added to Chapter 2 Title 6 of the Coalinga Municipal Code is to read as follows:

Section 6-1.40. – Pot-Bellied Pigs

- (a) Notwithstanding Title 6 Chapter 1 above, a person may maintain not more than 2 pot-bellied pigs on a residentially zoned property as pets if: (a) they are registered purebred miniature Vietnamese pot-bellied pigs or other similar purebred pot-bellied pigs that are registered with the North American Pot-Bellied Pig Association; (b) they are not being kept for commercial breeding purposes; and (c) do not exceed one-hundred (100) pounds.
- (b) All of the provisions in Title 6 Chapter 1 as applicable for dogs concerning licensing, tags, vaccination, running at large, impoundment, and biting shall be applicable to any pot-bellied pigs maintain within the City.

Section 4. This ordinance shall take effect thirty days after its adoption.

Section 5. The City Clerk is authorized and directed to cause this ordinance or a summary of this ordinance to be published once in a newspaper of general circulation published and circulated in the City of Coalinga, within 15 days after its adoption. If a summary of this ordinance is to be published, then the City Clerk shall cause a summary of the proposed ordinance to be published and a certified copy of the full text of the proposed ordinance to be posted in the office of the City Clerk at least five days prior to the Council meeting at which the ordinance is adopted, and also shall cause a certified copy of the full text of the adopted ordinance to be posted in the office of the City Clerk after the meeting at which the ordinance is adopted. The summaries shall be approved by the City Attorney.

* * * *

The foregoing ordinance was introduced by the City Council of the City of Coalinga, California, at a regular meeting held on September 15, 2016, and was passed and adopted by the City Council on October 6, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

Mayor

ATTEST:

City Clerk/Deputy City Clerk

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Second Reading of Ordinance No. 790 Amending Title 5, Chapter 15, Pertaining to Medical Marijuana to Amended Section 5.15.03 Regulations Applicable to the Personal Cultivation of Medical Marijuana

Meeting Date: September 15th, 2016

From: Marissa Trejo, City Manager

Prepared by: Michael Salvador, Chief of Police

I. RECOMMENDATION:

Conduct Second reading of Ordinance No. 790, An Ordinance of the City Council of the City of Coalinga Amending Title 5, Chapter 15, Pertaining to the Restrictions on Personal Cultivation of Marijuana for Medical Purposes. The Police Chief recommends approval of the ordinance.

II. BACKGROUND:

At the August 18th council meeting, staff provided detailed changes to the Coalinga Medical Marijuana Ordinance (Title 5, Chapter 15) in regards to Restrictions on Personal Cultivation of Marijuana for Medical Purposes. The ordinance has been redrafted to meet the requirements of the City Council.

III. DISCUSSION:

The Police Department has studied the current code section, considered Council input, and drafted what it thinks is a comprehensive set of personal cannabis grow regulations that protects public safety and also allows for personal access to medical cannabis. It focuses on restricting plant count, location, and the banning of dangerous oil extraction methods. The revised ordinance is presented with the requested changes for a second read and approval of the ordinance.

IV. ALTERNATIVES:

Do not pass the revised ordinance and leave the current in place.

V. FISCAL IMPACT:

Possible revenue generation due to the fining of violators.

ATTACHMENTS:

File Name	Description
□ Sec_5_15.03.____Regulations_applicable_to_the_cultivation_of_medical_marijuana.__(1).docx	Ordinance #790

ORDINANCE NO. 790
PERSONAL CULTIVATION RESTRICTIONS ON MEDICAL
MARIJUANA

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COALINGA: (1) AMENDING TITLE 5, CHAPTER 15, PERTAINING TO MEDICAL MARIJUANA TO AMMEND SECTION 5.15.03 REGULATIONS APPLICABLE TO THE PERSONAL CULTIVATION OF MEDICAL MARIJUANA.

THE CITY COUNCIL OF THE CITY OF COALINGA DOES ORDAIN AS FOLLOWS:

Sec. 5-15.03. Regulations applicable to the Personal cultivation of Medical Marijuana.

To the extent that the City is required to allow the personal cultivation of medical marijuana under State law, the regulations set forth herein shall apply.

- A. *Secure enclosed structure.* The cultivation of medical marijuana shall at all times occur in a secure, locked, opaque and fully enclosed structure, including a ceiling, roof or top.
- B. *Patient cultivation.* For qualified patients and persons with identification cards, the following shall apply:
 - 1. Personal cultivation is limited to residentially zoned parcels. No personal cultivation is allowed in any commercially zoned area.
 - 2. Change the maximum amount of personal use cultivation from patient needs with no limit to a 6 plant limit per residential parcel or apartment unit for Coalinga residents only.
 - 3. Require that the cultivation occur in an area with a ventilation and filtration system designed to ensure that odors from the cultivation are not detectable beyond the residence/structure and designed to prevent mold and moisture.
- C. *Collective Caregiver or cooperative cultivation.* The collective, caregiver, or cooperative cultivation of marijuana is a prohibited use in all zone districts of the City.
- D. *Marijuana Extraction.* The use of volatile or flammable chemicals to extract THC/ CBD oils by individuals to satisfy personal medical needs are prohibited.
- E. If the voters of the State of California pass Proposition 64 (Adult Use of Marijuana Act) in November of 2016, the Ordinance restrictions listed in this section will be applicable to the recreational use of Marijuana as allowed by state law.
- F. Persons found in violation of this section will be subject to a misdemeanor charge punishable by a \$1000.00 fine per plant over the 6 plant limit and forfeiture of all plants in excess of the 6 plant limit.

The foregoing Ordinance was introduced by the City Council of the City of Coalinga, California, at a regularly scheduled meeting held on **August 18, 2016**, and was passed and adopted by the City Council at a regular meeting held on _____, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

Mayor
City of Coalinga

ATTEST:

City Clerk/Deputy City Clerk
City of Coalinga

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Discussion and Direction regarding Ambulance Coverage in Huron
Meeting Date: Thursday, September 15, 2016
From: Marissa Trejo, City Manager
Prepared by: Marissa Trejo, City Manager

I. RECOMMENDATION:

City Manager recommends discussing ambulance coverage in Huron again and seeks direction from the City Council.

II. BACKGROUND:

Since the previous City Council meeting when the direction of the Council was to continue discussions with the City of Huron, but not move forward until the beginning of next calendar year, the City of Huron has contacted Fresno County Emergency Medical Services as requested that they dispatch the closest unit rather than dispatching the City of Coalinga. It is expected that this will have a negative impact on ambulance revenue to the City of Coalinga.

III. DISCUSSION:

IV. ALTERNATIVES:

V. FISCAL IMPACT:

ATTACHMENTS:

File Name

Description

No Attachments Available

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Discussion of Revenue Generation Ideas
Meeting Date: Thursday, September 15, 2016
From: Marissa Trejo, City Manager
Prepared by: Marissa Trejo, City Manager

I. RECOMMENDATION:

There is no staff recommendation. This item was requested as a Future Agenda Item by Councilman Raine.

II. BACKGROUND:

III. DISCUSSION:

IV. ALTERNATIVES:

V. FISCAL IMPACT:

ATTACHMENTS:

File Name

Description

No Attachments Available

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Discussion and Direction regarding a Plan for the Animal Shelter
Meeting Date: Thursday, September 15, 2016
From: Marissa Trejo, City Manager
Prepared by: Marissa Trejo, City Manager

I. RECOMMENDATION:

There is no staff recommendation. This was requested as a Future Agenda Item by Mayor Pro Tem Keough.

II. BACKGROUND:

III. DISCUSSION:

IV. ALTERNATIVES:

V. FISCAL IMPACT:

ATTACHMENTS:

File Name

Description

No Attachments Available

STAFF REPORT - CITY COUNCIL/SUCCESSOR AGENCY/PUBLIC FINANCE AUTHORITY

Subject: Discussion and Direction regarding Pet Registrations
Meeting Date: Thursday, September 15, 2016
From: Marissa Trejo, City Manager
Prepared by: Marissa Trejo, City Manager

I. RECOMMENDATION:

There is no staff recommendation. This was requested as a Future Agenda Item by Councilman Vosburg.

II. BACKGROUND:

III. DISCUSSION:

IV. ALTERNATIVES:

V. FISCAL IMPACT:

ATTACHMENTS:

File Name

Description

No Attachments Available