

MINUTES

**TEHACHAPI CITY COUNCIL REGULAR MEETING,
 TEHACHAPI REDEVELOPMENT SUCCESSOR AGENCY REGULAR MEETING,
 TEHACHAPI PUBLIC FINANCING AUTHORITY REGULAR MEETING, AND
 TEHACHAPI CITY FINANCING CORPORATION REGULAR MEETING
 Monday, December 19, 2016 – 6:00 P.M.**

NOTE: Sm, Gr, He, Wi, Ni and Wa are abbreviations for Council Members Smith, Grimes, Hetge, Wiggins, Nixon and Wahlstrom, respectively. For example, Gr/Sm denotes Council Member Grimes made the motion and Council Member Smith seconded it. The abbreviation Ab means absent, Abd abstained, Ns noes, and NAT no action taken.

ACTION TAKEN

<u>CALL TO ORDER</u>	
<p>Meeting called to order by Mayor Wiggins at 6:00 p.m.</p>	
<u>ROLL CALL</u>	
<p>Roll call by City Clerk Tori Marsh</p> <p>Present: Mayor Wiggins, Councilmembers Grimes, Smith and Wahlstrom</p> <p>Absent: Mayor Pro Tem Nixon</p>	
<u>INVOCATION</u>	
<p>By Pastor Augusto Ramos, Tehachapi Church of the Nazarene</p>	
<u>PLEDGE TO THE FLAG</u>	
<p>Led by Councilmember Grimes</p>	
<u>CITY CLERK REPORTS</u>	
<ol style="list-style-type: none"> 1. A Resolution declaring the result of the General Municipal Election held November 8, 2016 – DEPUTY CITY CLERK ASHLEY WHITMORE GAVE STAFF REPORT; ADOPTED RESOLUTION 48-16 RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 8, 2016, DECLARING THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW 2. Swearing in of new officers and presentation of Certificates of Election by City Clerk Tori Marsh. New officers will be seated at this time – CITY CLERK TORI MARSH ADMINISTERED THE OATH OF ALLEGIANCE AND PRESENTED CERTIFICATES OF ELECTION TO COUNCILMEMBERS ED GRIMES AND KENNETH HETGE AND CITY TREASURER JENNY BURT 	<p>Adopted Resolution 48-16 Reciting The Fact Of The General Municipal Election Held On November 8, 2016, Declaring The Result And Such Other Matters As Provided By Law Gr/Sm Motion Carried Ni Ab</p>

<p>3. According to Tehachapi Municipal Code Section 2.08.040, "The presiding officer of the council shall be the Mayor, who shall be elected biannually at the first meeting of each even-numbered year, by the Council Members, from among their membership except that the outgoing Mayor may not succeed himself or herself; provided, however, that should the Mayor be subject to reelection during his or her term as the Mayor and either not seek reelection or otherwise fail to be reelected, then the Council shall elect a new Mayor following the election and, thereafter, the Mayor shall be elected biannually at the first meeting following an election of Council Members and shall be so elected by the Council Members from among their membership except that the outgoing Mayor may not succeed himself or herself" - ELECTION OF MAYOR FOR A TWO YEAR TERM CALLED BY CITY CLERK</p> <p>CITY CLERK TORI MARSH DECLARED NOMINATIONS FOR THE OFFICE OF MAYOR OPEN</p> <p>COUNCILMEMBER WIGGINS NOMINATED COUNCILMEMBER GRIMES FOR THE OFFICE OF MAYOR</p> <p>WITHOUT OBJECTION, CITY CLERK TORI MARSH DECLARED THE NOMINATIONS CLOSED AND PROCEEDED WITH THE VOTE</p> <p>COUNCIL UNANIMOUSLY ELECTED COUNCILMEMBER GRIMES TO THE OFFICE OF MAYOR</p>	<p>Opened Nominations For Mayor</p> <p>Councilmember Wiggins Nominated Grimes For Mayor</p> <p>Declared The Nominations Closed</p> <p>Elected Councilmember Grimes To The Office Of Mayor</p>
<p>4. Election of Mayor Pro-tempore called by Mayor Grimes – MAYOR GRIMES DECLARED NOMINATIONS FOR THE OFFICE OF MAYOR PRO-TEMPORE OPEN</p> <p>COUNCILMEMBER SMITH NOMINATED COUNCILMEMBER WIGGINS FOR THE OFFICE OF MAYOR PRO TEM</p> <p>COUNCILMEMBER WAHLSTROM NOMINATED COUNCILMEMBER SMITH FOR THE OFFICE OF MAYOR PRO TEM</p> <p>COUNCILMEMBER HETGE NOMINATED COUNCILMEMBER WAHLSTROM FOR THE OFFICE OF MAYOR PRO TEM</p> <p>WITHOUT OBJECTION, MAYOR DECLARED THE NOMINATIONS CLOSED AND PROCEEDED WITH THE VOTE</p> <p>MAYOR CALLED FOR VOTE IN FAVOR OF COUNCILMEMBER WIGGINS FOR THE OFFICE OF MAYOR PRO TEM</p>	<p>Opened Nominations For Mayor Pro Tempore</p> <p>Councilmember Smith Nominated Councilmember Wiggins For Mayor Pro Tem</p> <p>Councilmember Wahlstrom Nominated Councilmember Smith For Mayor Pro Tempore</p> <p>Councilmember Hetge Nominated Councilmember Wahlstrom For Mayor Pro Tempore</p> <p>Declared The Nominations Closed</p> <p>Gr/Sm/WI Ayes He/Wa Ns</p>

ACTION TAKEN

<p>MAYOR CALLED FOR VOTE IN FAVOR OF COUNCILMEMBER WAHLSTROM FOR THE OFFICE OF MAYOR PRO TEM</p>	<p>He Aye Gr/Sm/Wa/Wi Ns</p>
<p>MAYOR CALLED FOR VOTE IN FAVOR OF COUNCILMEMBER SMITH FOR THE OFFICE OF MAYOR PRO TEM</p>	<p>Wa Aye Gr/He/Sm/Wi Ns</p>
<p>COUNCIL ELECTED COUNCILMEMBER WIGGINS TO THE OFFICE AS MAYOR PRO TEM</p>	
<p><u>CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT</u></p>	
<p>Approved consent agenda</p>	<p>Approved Consent Agenda With Removal Of Item 8 Sm/Wi All Ayes</p>
<p><u>AUDIENCE ORAL AND WRITTEN COMMUNICATIONS</u></p>	
<p>5. Oath of Office and Badge Pinning Ceremony for Tehachapi Police Department officer Sean Caudillo</p>	<p>Tabled</p>
<p>6. General public comments regarding matters not listed as an agenda item</p>	
<p><u>CITY CLERK REPORTS</u></p>	
<p>*7. ALL ORDINANCES SCHEDULED FOR INTRODUCTION OR ADOPTION AT THIS MEETING SHALL BE READ BY TITLE ONLY.</p>	<p>All Ord. Read By Title Only</p>
<p>*8. Minutes for the Tehachapi City Council, Tehachapi Redevelopment Successor Agency, Tehachapi Public Financing Authority, and the Tehachapi City Financing Corporation regular meeting on November 21, 2016 - APPROVED AND FILED.</p>	<p>Approved & Filed Sm/He All Ayes</p>
<p><u>FINANCE DIRECTOR REPORTS</u></p>	
<p>*9. Disbursements, bills and claims for November 16, 2016 through December 15, 2016 – AUTHORIZED PAYMENTS</p>	<p>Authorized Payments Sm/Wi All Ayes</p>
<p>*10. City of Tehachapi Treasurer’s Report through November, 2016 – RECEIVED REPORT</p>	<p>Received Report Sm/Wi All Ayes</p>
<p>*11. With the election of the new City Treasurer, Jenny Burt, it is necessary that the Council designate a new authorized signer for certain City financial accounts – ADOPTED RESOLUTION 49-16 AUTHORIZING DESIGNATED OFFICERS TO DEPOSIT, DISBURSE, AND/OR TRANSFER FUNDS INTO AND OUT OF SAVINGS ACCOUNTS AND DEMAND DEPOSIT ACCOUNTS, AND TO DEPOSIT FUNDS AND ACCEPT CERTIFICATES OF DEPOSIT FROM ANY FEDERALLY OR CALIFORNIA STATE CHARTERED BANK LOCATED WITHIN THE STATE OF CALIFORNIA AND REPEALING RESOLUTION NO. 36-12</p>	<p>Adopted Resolution 49-16 Authorizing Designated Officers To Deposit, Disburse, And/Or Transfer Funds Into And Out Of Savings Accounts And Demand Deposit Accounts, And To Deposit Funds And Accept Certificates Of Deposit From Any Federally Or California State Chartered Bank Located Within The State Of California And Repealing Resolution No. 36-12 Sm/Wi All Ayes</p>

ACTION TAKEN

<p>*12. Local Agency Investment Fund signers update – ADOPTED RESOLUTION 50-16 AUTHORIZING THE INVESTMENT OF MONIES IN THE LOCAL AGENCY INVESTMENT FUND AND REPEALING RESOLUTION NO. 03-13</p> <p>*13. California Government Code Section 53646(a) requires council members to review and approve the Investment Policy each year. Staff has reviewed the current policy and made no adjustments – ADOPTED RESOLUTION 51-16 ADOPTING AN INVESTMENT POLICY AND REPEALING RESOLUTION NO. 02-15</p> <p>14. First reading of an ordinance amending ordinance nos. 375, 453, 494, 522, 674, and 691 and replacing Tehachapi Municipal Code Chapter 3.04 pertaining to a purchasing system – INTRODUCE BY TITLE ONLY</p> <p>15. Affordable Care Act Policy establishing a “Look Back Measurement Method Safe Harbor” which provides detailed measurement methods and guidelines to determine eligibility of coverage for unrepresented employees – FINANCE DIRECTOR HANNAH CHUNG GAVE STAFF REPORT; APPROVED THE AFFORDABLE CARE ACT POLICY</p>	<p>Adopted Resolution 50-16 Authorizing The Investment Of Monies In The Local Agency Investment Fund And Repealing Resolution No. 03-13 Sm/WI All Ayes</p> <p>Adopted Resolution 51-16 Adopting An Investment Policy And Repealing Resolution No. 02-15 Sm/WI All Ayes</p> <p>Tabled</p> <p>Approved The Affordable Care Act Policy Wi/Sm Ayes All</p>
<p><u>DEVELOPMENT SERVICES DIRECTOR REPORTS</u></p>	
<p>16. Program Supplement Agreement for the Downtown Park & Ride and Transit Facility Project – CITY ENGINEER JAY SCHLOSSER GAVE STAFF REPORT; ADOPTED RESOLUTION 52-16 AUTHORIZING THE MAYOR TO SIGN AND EXECUTE PROGRAM SUPPLEMENT AGREEMENT NO. F024 TO ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECTS, AGREEMENT NO. 09-5184F15, PROJECT NO. CML-5184 (029)</p> <p>17. Snyder Well Intertie Project Notice of Completion – CITY ENGINEER JAY SCHLOSSER GAVE STAFF REPORT; APPROVED THE NOTICE OF COMPLETION FOR THE SNYDER WELL INTERTIE PROJECT AND DIRECT STAFF TO RECORD SAME</p> <p>18. Safe Routes to School Gap Closure Project Bids – CITY ENGINEER JAY SCHLOSSER GAVE STAFF REPORT; REJECTED ALL BIDS FOR THE SAFE ROUTES TO SCHOOL GAP CLOSURE PROJECT AND DIRECTED STAFF TO REDESIGN THE PROJECT AS NEEDED TO DELIVER A PROJECT WITHIN THE AVAILABLE BUDGET</p>	<p>Adopted Resolution 52-16 Authorizing The Mayor To Sign And Execute Program Supplement Agreement No. F024 To Administering Agency-State Agreement For Federal-Aid Projects, Agreement No. 09-5184f15, Project No. Cml-5184 (029) Sm/WI Ayes All</p> <p>Approved The Notice Of Completion For The Snyder Well Intertie Project And Direct Staff To Record Same He/Sm Ayes All</p> <p>Rejected All Bids For The Safe Routes To School Gap Closure Project And Directed Staff To Redesign The Project As Needed To Deliver A Project Within The Available Budget Wa/Sm Ayes All</p>
<p><u>CITY ATTORNEY REPORTS</u></p>	
<p>19. Proposition 64 was adopted at the November 8, 2016 election which provides for use, sales, and cultivation of recreational marijuana. Private use and the private growing of up to six (6) marijuana plants is now legal. Commercial sales and commercial cultivation will require a state permit. Permits will not be issued for commercial marijuana activities in cities that have prohibited its use. Where cities have not prohibited it, they may nevertheless regulate its sales and cultivation.</p>	<p>Approved The Report And Approved An Interim Urgency Ordinance Of The City Of Tehachapi Extending The Term Of Interim Ordinance No. 16-07-737, Enacted Pursuant To Government Code Section 65858, Establishing A Moratorium On All Commercial</p>

ACTION TAKEN

The Council approved an urgency ordinance prohibiting all such activities for forty-five (45) days on November 21, 2016. Staff is still studying how best to address Proposition 64, whether by prohibition or regulation and is recommending an extension of the urgency ordinance for ten (10) months and fifteen (15) days as allowed under Government Code Section 65858. Attached to the agenda is a report describing staff's efforts to date that must accompany any extension of the urgency ordinance. – **CITY ENGINEER TOM SCHROETER GAVE STAFF REPORT; APPROVED THE REPORT AND APPROVED AN INTERIM URGENCY ORDINANCE OF THE CITY OF TEHACHAPI EXTENDING THE TERM OF INTERIM ORDINANCE NO. 16-07-737, ENACTED PURSUANT TO GOVERNMENT CODE SECTION 65858, ESTABLISHING A MORATORIUM ON ALL COMMERCIAL NON-MEDICAL MARIJUANA ACTIVITY IN THE CITY, PROHIBITING ALL OUTDOOR MARIJUANA CULTIVATION ON PRIVATE RESIDENCES AND DECLARING THE URGENCY THEREOF**

Non-Medical Marijuana Activity In The City, Prohibiting All Outdoor Marijuana Cultivation On Private Residences And Declaring The Urgency Thereof Wj/Wa Ayes All

CITY MANAGER REPORTS

20. Report to Council regarding current activities and programs – **VERBAL REPORT.**

COUNCIL MEMBER ANNOUNCEMENTS OR REPORTS

1. Councilmember Hetge thanked the Tehachapi residents for electing him to council.
2. Councilmember Smith commented on the large amount of visitors to our city recently.
3. Councilmember Wahlstrom commented that he would like to see progress on the marijuana issues in the city.
4. Mayor Grimes announced he was appointed to the League of California Cities Public Policy committee. He was also part of the National Cemetery wreath placing for the veterans.

ADJOURNMENT

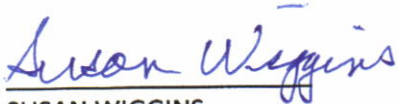
The City Council/Boards adjourned at 7:42pm to a Tehachapi City Council, Tehachapi Redevelopment Successor Agency, Tehachapi Public Financing Authority and Tehachapi City Financing Corporation Regular Meeting to be held on Tuesday, January 3, 2016, at 6:00p.m.

ACTION TAKEN



TORI MARSH
City Clerk, City of Tehachapi

Approved this 17th day
Of January, 2017.



SUSAN WIGGINS
Mayor Pro Tem, City of Tehachapi