



LINDSAY CITY COUNCIL REGULAR MEETING AGENDA MINUTES

City Hall, 251 E. Honolulu St., Lindsay, CA 93247

Notice is hereby given that the Lindsay City Council will hold a Regular Meeting on **October 24, 2023**, at **6:00 PM** in person and via webinar. The webinar address for members of the public is <https://zoom.us/j/99279557087>. Those who would like to make a public comment during the public comment portion of the agenda may do so by utilizing the raise hand feature or indicating they would like to make a comment in the chat.

Persons with disabilities who may need assistance should contact the City Clerk prior to the meeting at (559) 562-7102 ext. 8034 or via email at lindsaycityclerk@lindsay.ca.us.

1. CALL TO ORDER

2. PLEDGE

Led by Council Member SERNA.

3. ROLL CALL

Present	Mayor Cerros Mayor Pro Tem Flores Council Member Sanchez Council Member Serna ¹ Council Member Caudillo
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4. APPROVAL OF AGENDA

Motion to Approve Agenda							
1 st	2 nd	Result	SERNA	FLORES	CAUDILLO	CERROS	SANCHEZ
CAUDILLO	CERROS	(5-0)	AYE	AYE	AYE	AYE	AYE

5. PUBLIC COMMENT

The public is invited to comment on any subject under the jurisdiction of the Lindsay City Council. Please note that speakers that wish to comment on a Regular Item or Public Hearing on tonight’s agenda will have an opportunity to speak when public comment for that item is requested by the Mayor. Comments shall be

¹ Council Member Caudillo left the meeting at 7:49 PM.

limited to three (3) minutes per person, with thirty (30) minutes for the total comment period, unless otherwise indicated by the Mayor. The public may also choose to submit a comment before the meeting via email. Public comments received via email will be distributed to the Council prior to the start of the meeting and incorporated into the official minutes; however, they will not be read aloud. Under state law, matters presented under public comment cannot be acted upon by the Council at this time.

- No public comment was received in person or via teleconference.

6. COUNCIL REPORT

- Council Member SANCHEZ reported that she attended the City Water Ad-Hoc Committee meeting and received lots of information and shared that the committee is discussing options for how to financially support the water department. SANCHEZ congratulated SRO Valdovinos for her boxing match in Cathedral City, she represented the City well.
- Council Member SERNA shared that it is nice to see everyone, shared about the upcoming Food Truck Takeover, Floating Pumpkin Patch, Health Fair, and Rib Cook-off and encouraged everyone to attend and have a good time.
- Council Member CAUDILLO had no report.
- Mayor Pro Tem FLORES shared that the recent Food Truck Takeover event was really nice and will be bigger and better next year.
- Mayor CERROS attended the Public Safety Swearing In Ceremony and felt it was truly a great event, thanked the DIRECTOR OF PUBLIC SAFETY, and welcomed all new safety personnel. CERROS attended numerous events; TCRTA and TCAG Meetings, presented before the Future Business Leaders of America (FBLA) Club, attended the Food Truck Takeover event, and Breast Cancer Bingo.

7. CITY MANAGER REPORT

- CITY MANAGER shared that the Community Academy Graduation is this Thursday at 6:00 PM. CITY MANAGER reported that TCAG approved \$2M in funding for the Lindsay Transit Center.
- CITY MANAGER thanked the Lindsay Local Hospital District for approving the reallocation of funds to new projects.
- CITY MANAGER thanked local Casino for their donation for the Breast Cancer Bingo event.

8. RECOGNITION ITEMS

8.1 Proclamation in Honor of Vita-Pakt Citrus Products (p. 4)

Presented by Mayor Cerros

Presented to Roger Carender, Vita-Pakt Citrus Products General Manager of Operations & Engineering

9. PRESENTATION ITEMS

9.1 Lindsay High School Associated Student Body (ASB) Representative Update

Presented by Daisy Andrade-Lemus, Lindsay High School ASB Representative

9.2 Lindsay Unified School District Fall 2023 Update (pp. 5 – 13)

Presented by Tom Rooney, Lindsay Unified School District Superintendent

9.3 Department of Public Safety Update

Presented by Chief Rick Carrillo, Director of Public Safety

10. STUDY SESSION(S)

10.1 Lindsay City Charter (pp. 14 – 39)

Presented by Megan Dodd, City Attorney

11. CONSENT CALENDAR

Routine items approved in one motion unless an item is pulled for discussion.

11.1 Minutes from October 10, 2023 Regular Meeting (pp. 40 – 44)

11.2 Warrant List for October 02, 2023 through October 15, 2023 (pp. 45 – 51)

11.3 Consider Minute Order Acceptance of the Downtown Lindsay Demolition and Cleanup

Project as Complete and Grant City Staff Authorization to File a Notice of Completion with the County of Tulare Recorder (pp. 52 – 53)

11.4 Consider the Approval of **Resolution No. 23-41**, A Resolution of the City Council of the City of Lindsay, California Declaring the Properties at 284 East Hermosa Street (APN 205-261-014) and 116 South Elmwood Avenue (APNs 205-236-022 and 205-236-023), both in Lindsay California 93247 to be Surplus Property (pp. 54 – 59)

11.5 Consider Minute Order Authorization to Enter Into an Agreement with VL Friday Night Market for Services Regarding the Friday Night Market and Granting City Manager Authorization to Execute Any Documents Thereto (pp. 60 – 84)

Motion to Approve Consent Calendar							
1 st	2 nd	Result	SERNA	FLORES	CAUDILLO	CERROS	SANCHEZ
FLORES	CERROS	(5-0)	AYE	AYE	AYE	AYE	AYE

12. PUBLIC HEARING(S)

12.1 First Reading of **Ordinance No. 613** An Ordinance of the City Council of the City of Lindsay Approving a Development Agreement Between the City of Lindsay and NFDI LLC, a Nevada Limited Liability Company, and Alta Vista Holdings, LLC, a California Limited Liability Company (Collectively “Developer”), Governing the Planned Unit Development (PUD) No. 23-01, O’Hara’s Ranch Subdivision and Authorization to Waive Full Reading of Said Ordinance and Authorize Reading by Title Only (pp. 85 – 119)

Presented by Curtis Cannon, Planning Manager

- Mayor opened public hearing at 7:23 PM.

- Public comment from DARLENE MATA, representing the two developers for the project. MATA stated that they have reviewed the development agreement, and are in agreeance. MATA doesn't know what house prices will be, they do take interest rates and how fast homes are selling into consideration. MATA said its always possible that they may have to modify floorplans to have a marketable project. MATA stated that the City engineering is currently reviewing Phase I of plans and they are currently on the fourth and final plan check and hope to ask Council to approve the final map soon. After the second reading of this ordinance, then a subdivision agreement will follow and eventually the developers will want to begin construction.
- Mayor closed public hearing at 7:25 PM.

Motion to Approve Item 12.1							
1 st	2 nd	Result	SERNA	FLORES	CAUDILLO	CERROS	SANCHEZ
CERROS	SANCHEZ	(5-0)	AYE	AYE	AYE	AYE	AYE

13. ACTION ITEMS

13.1 Consider Approval of **Resolution No. 23-42**, A Resolution of the City Council of the City of Lindsay Approving Sole Source Provider Designation to Fire Apparatus Solutions in Accordance with the City of Lindsay Procurement Policy and Pursuant to California Government Code §10300-10334 and Authorize Expenditures for a Fully Outfitted KME Type 1 Fire Engine and Granting City Manager Authorization to Execute Any Documents Thereto (pp. 120 – 129)

Presented by Ryan Heinks, Public Safety Lieutenant

- Council Member CAUDILLO made a motion to approve Item 13.1, however not receiving a second, the motion failed.
- CITY CLERK noted for the record that Council Member CAUDILLO left the meeting at 7:49 PM.

Motion to Approve Item 13.1							
1 st	2 nd	Result	SERNA	FLORES	CAUDILLO	CERROS	SANCHEZ
SERNA	SANCHEZ	(4-0)	AYE	AYE	ABSENT	AYE	AYE

13.2 Review and Discussion of Cannabis Operations Map and Consideration of Approval of Request to Release a Request for Proposals (RFP) for a Commercial Cannabis Retail Dispensary (pp. 130 – 162)

Presented by Joseph M. Tanner, City Manager

Motion to Approve Item 13.1							
1 st	2 nd	Result	SERNA	FLORES	CAUDILLO	CERROS	SANCHEZ

FLORES	SANCHEZ	(3-1)	NAY	AYE	ABSENT	AYE	AYE
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14. EXECUTIVE (CLOSED) SESSION

14.1 Conference with Labor Negotiators Pursuant to Cal Gov. Code § 54957.6

Agency Designated Representative: Joseph M. Tanner, City of Lindsay

Employee Organization: City of Lindsay Mid-Management Group

14.2 Public Employee Performance Evaluation – City Manager

Pursuant to Cal Gov. Code § 54957(b)(1)

- No reportable action out of closed session.

15. REQUEST FOR FUTURE ITEMS

Council requests for future agenda items, can be called for by any Councilmember during the ‘Request for Future Items’ section of a regular meeting. Immediately following the request of an item, a vote will be taken on the item. If a majority of the City Council supports further study of the item, then a full staff analysis will be prepared within a reasonable time as determined by the City Manager unless otherwise directed by a majority of the City Council. Discussion shall be limited to whether an item should be added to an agenda, not the merit of the item.

- No requests for future items were made.

16. ADJOURNMENT

Lindsay City Council meetings are held in the City Council Chambers at 251 E. Honolulu Street in Lindsay, California beginning at 6:00 P.M. on the second and fourth Tuesday of every month unless otherwise noticed. Materials related to an Agenda item submitted to the legislative body after distribution of the Agenda Packet are available for public inspection in the office of the City Clerk during normal business hours. Complete agenda is available at www.lindsay.ca.us. In compliance with the Americans with Disabilities Act & Ralph M. Brown Act, if you need special assistance to participate in this meeting, or to be able to access this agenda and documents in the agenda packet, please contact the office of the City Clerk at (559) 562-7102 x 8034. Notification 48 hours prior to the meeting will enable the City to ensure accessibility to this meeting and/or provision of an alternative format of the agenda and documents in the agenda packet.

The next Regular Meeting of the Lindsay City Council is scheduled to be held on November 14, 2023.

- Mayor adjourned the meeting at 8:44 PM.