

CITY OF HOLLISTER AGENDA

for **City Council Meeting**

of **September 21, 2015, at 6:30 p.m.** in the City Council Chambers, City Hall, 375 Fifth Street, Hollister

NOTICE TO PUBLIC

Persons who wish to address the City Council must complete a Speakers Card and give it to the City Clerk prior to addressing the City Council. Those who wish to address the City Council on an agenda item will be heard when the presiding officer calls for comments from the audience. City related items not on the agenda will be heard under the Public Input Section, Section C, of the agenda. Following recognition persons desiring to speak are requested to advance to the podium and state their name and address. After hearing audience comments, the public portion of the meeting will be closed and the matter brought to the City Council for discussion and action.

Requests to make presentations to the City Council should be submitted to the City Clerk's Office at least ten days preceding the City Council meeting. It is customary for the staff members to review such matters prior to formal presentation in order that the City Council may have the benefit of all available data.

All matters listed under Consent Resolution will be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of these items unless requested by a member of the City Council, a staff member, or a citizen.

Call to Order

Roll Call: Mayor Ignacio Velazquez, City Council Members Karson Klauer, Victor Gomez, Raymond Friend, and Mickie Solorio Luna, City Manager William Avera, City Attorney Bradley Sullivan, Chief of Police David Westrick, and City Clerk Thomas A. Graves

Verification of Agenda Posting

CLOSED SESSION: 6:00 p.m.

- A. Public comment (limited to any item listed on the Closed Session agenda).
- B. A Closed Session will be held by the City Council of the City of Hollister to discuss the following matters:
 - 1. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: (1) case.

Call to Order

Pledge of Allegiance

Roll Call: Mayor Ignacio Velazquez, City Council Members Karson Klauer, Victor Gomez, Raymond Friend, and Mickie Solorio Luna, City Manager William Avera, City Attorney Bradley Sullivan, Chief of Police David Westrick, and City Clerk Thomas A. Graves.

Verification of Agenda Posting

Closed Session: Report Out

Proclamations: Constitution Week in the City of Hollister
Bi-National Health Week

A. CONSENT RESOLUTION (September 21, 2015):

All items listed under Consent Resolution will be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of these items unless requested by a member of the City Council, a Staff member, or a Citizen.

Consent Items are Numbers A1, A2, A3, A4, A5, A6, and A7.

A1. Minutes of the regular City Council meeting of September 8, 2015. #1

Approve Minutes of the regular City Council meeting of September 8, 2015.

A2. Warrant Registers. #2

The City Council will ratify and approve the following Warrant Registers for the General-Special-Enterprise-Assessment Funds dated:

- August 28, 2015, in the amount of \$ 379,011.13
- August 28, 2015, in the amount of \$ 259,524.25
- August 28, 2015, in the amount of \$ 222,628.32
- September 4, 2015, in the amount of \$ 1,947,101.00
- September 4, 2015, in the amount of \$ 134,715.77
- September 4, 2015, in the amount of \$ 57.94
- September 9, 2015, in the amount of \$ 522,587.52
- September 11, 2015, in the amount of \$ 767,675.85

- A3. Claims Against the City –Silva, Wilson. #3

The City Council should deny the claims against the City filed by Leonard Silva and Craig Wilson, and authorize staff to send the Notice of Rejection of Claim to the claimants.

- A4. Resolution No. 2015-185, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER ESTABLISHING THE MISSION STATEMENT AND PRIORITIES FOR CODE ENFORCEMENT. #4

This Resolution will establish City Council directed priorities for Code Enforcement.

- A5. Resolution No. 2015-186, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING THE POLICE DEPARTMENT TO DISPOSE OF OBSOLETE EQUIPMENT. #5

This Resolution will authorize the Police Department to dispose of obsolete radio equipment, video equipment, computers, computer parts and equipment from the IT Department and other items by destruction and/or auction.

- A6. Resolution No. 2015-187, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING THE CITY TO PROVIDE WATER SERVICE OUTSIDE OF IT'S JURISDICTIONAL BOUNDARIES AND OUTSIDE OF THE SPHERE OF INFLUENCE AND WITHIN THE URBAN SERVICE AREA WATER AND WASTEWATER MASTER PLAN TO THE PROPERTY LOCATED NORTH OF UNION ROAD, WEST OF MITCHELL ROAD AND HIGHWAY 156, APN 018-170-015, AND DIRECTING STAFF TO APPLY TO THE LOCAL AGENCY FORMATION COMMISSION (LAFCo) FOR SERVICES. #6

This Resolution establishes that the CITY would provide water service to the property north of Union Road, and west of Mitchell Road and Highway 156, further identified as San Benito County Assessor's Parcel Number 018-170-015 located outside of its jurisdictional boundaries and outside of the sphere of influence and within the boundaries of the Hollister Urban Area Water and Wastewater Master Plan upon the Local Agency Formation Commission (LAFCo) authorization.

- A7. Resolution No. 2015-188, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING THE APPROPRIATION OF \$59,824.00 FROM THE FY 14-15 SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUND GRANT FOR EXPENDITURE IN FISCAL YEAR 2015-2016. #7

This Resolution will authorize the finance department to appropriate funds not used in FY 14-15 in the Supplemental Law Enforcement Services Funds account to the current fiscal year for the purchase of policer patrol vehicles and equipment.

B. CITY OF HOLLISTER AS THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY:

None.

C. PUBLIC INPUT:

1. PUBLIC INPUT.

This is the time for anyone in the audience to speak on any item not on the agenda and within the subject matter jurisdiction of the council. When the City Clerk calls your name, please come to the podium, state your name and city for the record, and speak to the City Council. Each speaker will be limited to three (3) minutes. Please note that state law prohibits the City Council from discussing or taking action on any item not on the agenda.

D. PETITIONS, REMONSTRANCE'S, AND COMMUNICATIONS:

1. City Manager's oral report.

The City Manager will give an oral report regarding activities and/or any public comments or presentations.

2. Presentation from the Lew Edwards Group on Future Sales Tax Extension. #8

This presentation will seek to educate the council on how to move forward with a future sales tax extension.

3. Presentation on the Process and Benefits of Consolidating and Refinancing Sewer Bonds. #9

Staff will provide a brief presentation on the process and benefits of consolidating and refinancing the sewer bonds, and will discuss the next steps and schedule to implement the sale of the bonds to meet the "callable period" prior to June 30, 2016.

E. PUBLIC HEARINGS (On or After 6:30 p.m.)

1. Appeal Hearing of Planning Commission denial of a conditional use permit for a planned unit development with a tentative map to subdivide approximately 4.56 acres of land into 47 lots consisting of 43 lots for single family detached units, and 4 non-buildable parcels for roads and open space, and for the Planning Commission denial of an addendum to the Mitigated Negative Declaration in the R1 L/PZ Low Density Residential Zoning District located east of San Benito Street and north of Southside Road, further identified as assessor parcel number 057-700-002 – Conditional Use Permit for a Planned Unit Development Application No. 2015-1 and Tentative Map Application No. 2015-1. #10

Appellant UCP/Benchmark Communities has filed an appeal of the action taken by the Planning Commission at its regular meeting of August 27, 2015, to deny the approval of a conditional use permit for a planned unit development with a tentative map to subdivide approximately 4.56 acres of land into 47 lots consisting of 43 lots for single family detached units, and 4 non-buildable parcels for roads and open space, and for the denial of an addendum to the Mitigated Negative Declaration.

F. INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES:

1. Resolution No. 2015-194, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING THE PURCHASE OF AN AFFORDABLE UNIT AT 421 RUSTIC STREET AND THE SUPPLEMENTAL APPROPRIATION IN AN AMOUNT NOT TO EXCEED \$275,000. #11

The City Council will consider a Resolution authorizing the Mayor to approve the allocation to purchase an affordable house located at 421 Rustic Street in an amount not to exceed \$275,000. This would take place to protect the seller and affordability covenants should the City exercise its option to purchase the property directly from the homeowner.

G. REPORTS OF CITY COUNCIL, OFFICERS, BOARDS, AND COMMITTEES:

1. Reports from City Council Members regarding Committees on which they serve.
Receive oral reports from members regarding the activities of various Ad Hoc and Standing City Council Committees.
2. Informational Reports from City Council, City Manager, City Attorney, and Staff.
Receive informational oral reports from the City Council, City Manager Avera, City Attorney, Chief of Police Westrick, City Clerk Graves, and other Staff as applicable.

H. UNFINISHED BUSINESS:

None.

I. NEW BUSINESS:

None.

J. MISCELLANEOUS:

None.

K. CITY OF HOLLISTER AS THE SUCCESSOR HOUSING AGENCY OF THE REDEVELOPMENT AGENCY:

None.

ADJOURNMENT:

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at (831) 636-4300, extension 16. Notification of 48 hours prior to the meeting will enable the City to attempt to make reasonable arrangements to ensure accessibility to this meeting [28 CFR 35.102-35.104 ADA Title II].

Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office at City Hall, 375 Fifth Street, Hollister, Monday through Friday, 8:00 a.m. to noon, 1:00 p.m. to 5:00 p.m. (City Hall is closed between 12:00 and 1:00 p.m.)

Such documents may also be available on the City of Hollister website at www.hollister.ca.gov subject to staff's ability to post the documents before the meeting.

Notice to anyone attending any public meeting: The meeting may be broadcast live on Cable Channel 17 and/or videotaped or photographed. Recent City Council meetings may also be viewed at <http://vp.telvue.com/player?id=T01268&video=10250> and periodically on Cable Channel 17.

Next City Council Meetings scheduled for:

- Regular City Council meeting – Monday, October 5, 2015, at 6:30 p.m.
- Regular City Council meeting – Monday, October 19, 2015, at 6:30 p.m.
- Regular City Council meeting – Monday, November 2, 2015, at 6:30 p.m.
- Regular City Council meeting – Monday, November 16, 2015, at 6:30 p.m.