

CITY OF HOLLISTER AGENDA

for City Council Meeting

of **August 1, 2016**, on or after the hour of **6:00 p.m.**, for a Closed Session, and **6:30 p.m.** for a Regular Session in the City Council Chambers, City Hall, 375 Fifth Street, Hollister, CA.

NOTICE TO PUBLIC

Persons who wish to address the City Council are asked to 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 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.

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

CALL TO ORDER

Roll Call: Mayor Ignacio Velazquez, Vice Mayor Victor Gomez, City Council Members Raymond Friend, Karson Klauer, and Mickie Solorio Luna, City Manager William Avera, Management Services Director Mike Chambless, Chief of Fire Bob Martin del Campo, Administrative Services Director Brett Miller, City Attorney Bradley Sullivan, Development Services Director Bryan Swanson, Chief of Police David Westrick, and City Clerk Thomas Graves. (City Clerk)

CLOSED SESSION: 6:00 p.m.

- A. Public comment (limited to any item listed on the Closed Session agenda below as Item B).
- B. Conference with Real Property Negotiator (§ 54956.8)

Property on McCray Street. Negotiator: William B. Avera. Instruction to negotiator will concern price and terms of payment.
- C. Conference with Legal Counsel – Anticipated Litigation

Significant exposure to litigation pursuant to (§ 54956.9(b)) 1 case

REGULAR SESSION: 6:30 P.M.

Call to Order

Pledge of Allegiance

Roll Call: Mayor Ignacio Velazquez, Vice Mayor Victor Gomez, City Council Members Raymond Friend, Karson Klauer, and Mickie Solorio Luna, City Manager William Avera, Management Services Director Mike Chambless, Chief of Fire Bob Martin del Campo, Administrative Services Director Brett Miller, City Attorney Bradley Sullivan, Development Services Director Bryan Swanson, Chief of Police David Westrick, and City Clerk Thomas Graves. (City Clerk)

Verification of Agenda Posting (City Clerk)

PROCLAMATIONS (Mayor)

1. Proclaiming August, 2016 as Breastfeeding Awareness Month
2. Proclaiming August 7th to 13th, 2016 as National Health Center Week
3. Proclaiming August 11, 2016, as National Farmworker Day
4. Proclaiming Madison Kashiwagi Hometown Hero

PRESENTATION (Mayor)

1. Parker Hughes, on obtaining Eagle Scout rank

EMPLOYEE SERVICE AWARDS – 2nd Quarter, 2016 (Human Resources)

1. Raymond Perez – 20 Years (Mike Chambless, Department Head)
2. Margaret Hone – 10 Years (Brett Miller, Department Head)
3. Rosario Betanio – 15 Years (David Westrick, Department Head)
4. Gail Cole – 15 Years (David Westrick, Department Head)

A. CONSENT RESOLUTION (June 20, 2016):

All items listed under the Consent Resolution will be enacted in one motion authorizing the actions indicated for those items so designated.

Consent Items are Numbers A1, A2, A3, A4, A5, A6, A7, A8, A9, A10, A11, A12, A13, A14, A15, A16.

1. Minutes of the regular City Council meeting of June 20, 2016. (City Clerk)

Recommendation: That the City Council APPROVE the Minutes of the regular City Council meeting of June 20, 2016.

2. Minutes of the special joint City Council and Parks & Recreation Commission meeting of June 28, 2016. (City Clerk)

Recommendation: That the City Council APPROVE the Minutes of the City Council and Parks & Recreation Commission meeting of June 28, 2016.

3. Minutes of the special joint City Council and Board of Supervisors meeting of June 30, 2016. (City Clerk)

Recommendation: That the City Council APPROVE the Minutes of the special joint City Council and Board of Supervisors meeting of June 30, 2016.

4. Warrant Registers (Administrative Services)

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

June 13, 2016, of	\$ 5,082.33
June 15, 2016, of	\$ 541,239.63
June 17, 2016, of	\$ 291,482.44
June 27, 2016, of	\$ 323,779.14
June 29, 2016, of	\$ 243,898.18
June 29, 2016, of	\$ 551,342.54
June 30, 2016, of	\$ 407,938.88
July 8, 2016, of	\$ 190,650.81
July 11, 2016, of	\$ 13,628.17
July 14, 2016, of	\$ 700,047.58
July 14, 2016, of	\$ 872,400.50
July 15, 2016, of	\$ 1,501,223.92
July 15, 2016, of	\$ 398,582.92
July 15, 2016, of	\$ 500.00
July 20, 2016, of	\$ 3,381.00

5. Claims Against the City – 1. Perez, Ricardo; 2. Pearson, Milo W. & Gale S. (City Clerk)

Recommendation: That the City Council DENY the claims and authorize staff to send notices of rejection to the claimants.

6. RESOLUTION 2016-101, A RESOLUTION EXTENDING THE TERM OF THE ANIMAL SERVICES CONTRACT BETWEEN THE CITY OF HOLLISTER AND THE COUNTY OF SAN BENITO FROM THE CURRENT EXPIRATION DATE OF JUNE 30, 2016, TO A NEW EXPIRATION DATE OF DECEMBER 31, 2016. (Police)

Description: The City Council will consider a Resolution extending the term of the original Animal Services agreement to a new expiration date of December 31, 2016. The services and payment terms specified in the contract are not changed. No other terms of the original contract are modified.

Recommendation: That the City Council ADOPT Resolution No. 2016-101.

7. RESOLUTION NO. 2016 - 102, A RESOLUTION OF THE CITY COUNCIL AUTHORIZING ACCEPTANCE OF \$59,997.02 FROM THE COMMUNITY AND CORRECTIONS PARTNERSHIP FOR THE PURCHASE OF 8 PATROL CAR VIDEO SYSTEMS. (Police)

Description: This item will authorize the Police Department to purchase eight complete in-car video systems to complete the outfit of the patrol fleet. The entire purchase of these eight units will be paid for by a grant from the Community and Corrections Partnership with AB109 monies.

Recommendation: That the City Council ADOPT Resolution No. 2016-102.

8. RESOLUTION NO. 2016 - 103, A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE CITY MANAGER TO APPLY TO THE STATE AND FEDERAL SURPLUS PROPERTY PROGRAM. (Police)

Description: This item will authorize the City Manager to apply to participate in the State and Federal Surplus Property Program.

Recommendation: Adopt Resolution 2016-103, A Resolution of the City Council of the City of Hollister Authorizing the City Manager to apply for the State and Federal Surplus Property Program.

9. RESOLUTION NO. 2016-106, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING THE TEMPORARY CLOSURE OF MONTEREY STREET FOR SAN BENITO HIGH SCHOOL DANCES AND EVENTS. (City Clerk)

Description: This Resolution will authorize the temporary closure of Monterey Street for the San Benito High School Dances and events for the coming school year pursuant to the dates on the resolution.

Recommendation: Adopt Resolution No. 2016-106, A Resolution of the City Council of the City of Hollister Approving the Temporary Closure of Monterey Street for San Benito High School Dances and Events.

10. RESOLUTION NO. 2016-107, AUTHORIZING THE CITY MANAGER TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF HOLLISTER AND SAN BENITO COUNTY FOR THE CREATION OF A HOUSING PROGRAMS COORDINATOR. (Development Services)

Description: This item will authorize the City Manager to execute a memorandum of understanding between the City and County on the creation of the Housing Programs Coordinator, a permanent full-time position.

Recommendation: That the City Council ADOPT Resolution No. 2016-107, authorizing the City Manager to execute a memorandum of understanding between the City of Hollister and San Benito County for the Housing Programs Coordinator position.

11. RESOLUTION NO. 2016-109, APPOINTING THE CITY OF HOLLISTER INFORMATION SYSTEMS MANAGER AS STAFF REPRESENTATIVE TO THE COMMUNITY MEDIA ACCESS PARTNERSHIP (CMAP) BOARD OF DIRECTORS TO SERVE REMAINING TERM THROUGH OCTOBER 2020 AND APPROVE A SUPPLEMENTAL APPROPRIATION OF \$6,000 PAID ANNUALLY TO STAFF REPRESENTATIVE APPOINTED FOR SERVICE ON THE CMAP BOARD. (Information Services)

Description: This Resolution will appoint the City of Hollister Information Systems Manager as staff representative to the CMAP Board of Directors to serve remaining term through October 2020 and approve a supplemental appropriation of \$6,000 paid annually to the staff representative appointed for service on the CMAP Board.

Recommendation: That the City Council ADOPT Resolution No. 2016-109, appointing the Information Systems Manager as staff representative to the CMAP Board to serve the remaining term through October 2020 and approve a supplemental appropriation of \$6,000 paid annually to staff representative appointed for service on the CMAP Board.

12. RESOLUTION NO. 2016-110, APPROVING TEMPORARY CLOSURE OF VARIOUS STREETS FOR THE ANNUAL HIGH SCHOOL HOMECOMING PARADE TO BE HELD ON OCTOBER 6, 2016. (City Clerk)

Description: This Resolution will authorize the temporary closure of various City streets for the Annual High School Homecoming Parade to be held on October 6, 2016.

Recommendation: Adopt Resolution No. 2016-110, A Resolution of the City Council of the City of Hollister Approving Temporary Street Closures for the Annual High School Homecoming Parade.

13. RESOLUTION NO. 2016-111, DESIGNATION OF THE CHAIR OF THE YOUTH COMMISSION AS THE YOUTH COMMISSION REPRESENTATIVE TO THE CITY OF HOLLISTER PUBLIC ART REVIEW COMMITTEE. (Development Services)

Description: The City Council will consider approval of a resolution designating the Chair of the Youth Commission as the Youth Commissioner Representative on the City of Hollister Public Art Review Committee.

Recommendation: Staff recommends that the City Council receive the report and approve Resolution 2016-111.

14. RESOLUTION NO. 2016-114, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING A GROUND LEASE WITH ZEE.AERO INC. FOR A 14,000 SQUARE FOOT HANGAR, OFFICES, AIRCRAFT RAMP, AND PARKING AREA. (Airport)

Description: This item would instruct the City Manager to sign a 34 year ground lease with Zee.Aero Inc. at a rate of \$5,848.58 a month. At the conclusion of the lease, the improvements revert to City ownership.

Recommendation: Staff recommends that the City Council Approve Resolution No. 2016-114, approving a ground lease with Zee.Aero Inc.

15. RESOLUTION NO. 2016-115, RESCINDING RESOLUTION NO. 2013-188 AND AMENDING SECTIONS 2 AND 3 OF RESOLUTION NO. 83-80 REGARDING COMPOSITION, APPOINTMENT AND TERMS OF MEMBERS OF THE PARK AND RECREATION COMMISSION. (City Clerk)

Description: This Resolution rescinds Resolution No. 2013-188, which will eliminate a Youth Commissioner and amends Sections 2 and 3 of Resolution No. 83-80 regarding composition, appointment and term of office for the Park and Recreation Commission.

Recommendation: That the City Council ADOPT Resolution No. 2016-115, A Resolution of the City Council Rescinding Resolution No. 2013-188 and Amending Sections 2 and 3 of Resolution No. 83-80 Regarding Composition, Appointment and Term of Members of the Park and Recreation Commission.

16. RESOLUTION NO. 2016-118, A RESOLUTION FOR APPROVAL OF A SUPPLEMENTAL APPROPRIATION IN AN AMOUNT NOT TO EXCEED \$29,686 TO THE CITY OF HOLLISTER FIRE DEPARTMENT. (Fire)

Description: The Finance Department requires authorization to spend remaining funds of \$29,686 of Reserve Fund-268 for expenditures in Fiscal Year 2015/2016.

Recommendation: That the City Council ADOPT Resolution No. 2016-118, a Resolution of the City Council of the City of Hollister.

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

None.

C. PUBLIC INPUT:

Members of the public may address the City Council on any matter within the City Council's jurisdiction that is not on the agenda. Comments are limited to three (3) minutes per person, with a maximum of 30 minutes per subject. Speaker Cards are available in the Foyer, and are to be completed and given to the City Clerk prior to speaking. State law prohibits the City Council from discussing or taking action on any item which is not on the agenda.

Note: *Time allotted to speakers may be increased or decreased at the Presiding Officer's discretion.*

D. PETITIONS, REMONSTRANCE'S, AND COMMUNICATIONS:

31. City Manager's oral report. (City Manager)

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

E. PUBLIC HEARINGS (After the hour of 6:30 p.m.)

41. CONDUCT PUBLIC HEARING AND ADOPT RESOLUTION NO. 2016-112 OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING THE PROPOSED BOUNDARY OF THE SADDLEBROOK SUBDIVISION FOR THE ANNEXATION OF TERRITORY INTO COMMUNITY FACILITY DISTRICT NO. 4 ANNEXATION NO. 5 (PUBLIC FACILITIES SERVICES) (Engineering)

Description: Resolution No. 2016-112 confirms the Proposed Boundary of the Saddlebrook Subdivision for the Annexation of Territory into Community Facility District No. 4 Annexation No. 5 for the Maintenance of Public Infrastructure and Landscaped Areas In and Around the BMC Promise Way, LLC Development Project.

Open Public Hearing
Conduct Public Hearing
Close Public Hearing

Recommendation: Hold a Public Hearing, Receive comments, questions, and provide information. Adopt Resolution No. 2016-112, a Resolution of the City Council of the City of Hollister Approving the Proposed Boundary of the Saddlebrook Subdivision For The Annexation of Territory Into Community Facility District No. 4 Annexation No. 5 (Public Facilities Services)

42. CONDUCT PUBLIC HEARING AND ADOPT RESOLUTION NO. 2016-116, CONFIRMING THE BOUNDARY AND ASSESSMENT OF LANDSCAPE AND LIGHTING DISTRICT 93-1, AND ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2016/ 2017. (Engineering)

Description: This Resolution confirms the boundary and assessments and ordering of the levy and collection of annual assessment for Landscape and Lighting District 93-1 for fiscal year 2016/2017.

Open Public Hearing
Conduct Public Hearing
Close Public Hearing

Recommendation: Hold a Public Hearing, Receive comments, questions, and provide information. Adopt Resolution No 2016 -116, confirming the boundary and assessment of landscape and lighting district 93-1, and ordering the levy and collection of assessments for fiscal year 2016/2017.

43. INTRODUCE ORDINANCE: READ BY TITLE ONLY, WAIVE FULL READING, AND HOLD PUBLIC HEARING FOR ORDINANCE NO. 1132: Ordinance No. 1132 to be placed on the November 8, 2016 ballot to continue a one-cent Transactions and Use Tax for Twenty years: Resolution No. 2016-113 of the City Council: (1) calling and giving notice of the holding of a general municipal election to be held on Tuesday, November 8, 2016, submitting to the voters an ordinance continuing a transactions and use tax for a twenty year period; (2) finding that the ordinance does not constitute a project under CEQA; and (3) requesting the county registrar of voters to conduct the election, and requesting consolidation of the election. (City Manager)

Description: An ordinance imposing a one cent Transactions and Use Tax for Twenty years to be submitted to the voters on November 8, 2016, which must first be adopted by 2/3 vote of the City Council. A Resolution (1) Calling for the Municipal Election to be held on Tuesday, November 8, 2016, to submit to the Voters an Ordinance Continuing a Transactions and Use Tax for a Twenty Year Period; (2) Finding that the Ordinance does not Constitute a Project Under CEQA; and (3) Requesting the County Registrar of Voters to Conduct the Election, requesting the consolidation of the election, and guaranteeing payment to the County of San Benito for the costs of the election.

Open Public Hearing
Conduct Public Hearing
Close Public Hearing

Recommendation: That the City Council approve the following actions:

1. Approve by 2/3 vote of Council, Ordinance No. 1132 continuing a one cent Transactions and Use Tax for Twenty years to be submitted to the voters for approval.
2. Adopt Resolution No. 2016-113, (1) calling and giving notice of the holding of a regular municipal election to be held on Tuesday, November 8, 2016, to submit to the voters an ordinance imposing a transactions and use tax for a twenty year period; (2) finding that the ordinance does not constitute a project under CEQA; and (3) requesting the county registrar of voters to conduct the election, and requesting consolidation of the election.

44. CONDUCT PUBLIC HEARING AND ADOPT RESOLUTION 2016-120 OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING THE PROPOSED BOUNDARY OF THE SUBDIVISION FOR THE ANNEXATION OF TERRITORY INTO COMMUNITY FACILITY DISTRICT NO. 2 ANNEXATION NO. 7, 8 & 9. (Engineering)

Description: Resolution 2016-120 confirms the Proposed Boundary of The Villages, Apricot Lane and Ladd Ranch Subdivisions for the Annexation of Territory into Community Facility District No. 2 Annexation No. 7, 8 & 9 for the Fire Suppression and Police Services.

Open Public Hearing
Conduct Public Hearing
Close Public Hearing

Recommendation: Hold a Public Hearing, receive comments, questions, and provide information. Adopt Resolution No. 2016-120, Resolution of the City Council of the City of Hollister Approving the Proposed Boundary of The Villages, Apricot Lane and Ladd Ranch Subdivision For The Annexation of Territory Into Community Facility District No. 2 Annexation No. 7, 8 & 9.

F. INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES:

51. RESOLUTION 2016-104, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2016. (City Clerk)

Description: §13307 of the Elections Code of the State of California provides that the governing body of any local agency adopt regulations pertaining to materials prepared by any candidate for a municipal election, including costs of the candidates statement.

Recommendation: That the City Council shall ADOPT Resolution 2016-104, A Resolution of the City Council, and that this Resolution shall apply at the next ensuing municipal election and each municipal election after that time, and that the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

52. This number was not used.

53. SECOND READING: Read By Title Only, Waive Full Reading, for Ordinance No. 1130, An Ordinance Levying Tax For The Property Tax Year 2015-2016 and Following Tax Years Solely Within and Relating to the Community Facilities District No. 2 for the Fire Suppression and Police Services around the Villages, Bella Centro, Apricot Lane and Saddlebrook Development Projects and parcels to be annexed. (Engineering)

Description: This Ordinance will levy tax for the property tax year 2015-2016 and following tax years related to Community Facilities District No. 2 For the Fire Suppression And Police Services Around The Villages, Bella Centro, Apricot Lane and Saddlebrook Development Projects and parcels to be annexed.

Recommendation:

1. Adopt Ordinance No. 1130, read by title only.

54. RESOLUTION NO. 2016-108, A RESOLUTION OF THE CITY COUNCIL ACCEPTING THE PAVEMENT MANAGEMENT SYSTEM FINAL REPORT. (Engineering)

Description: Consider acceptance of the final Pavement Management System report and provide direction to staff on budgeting for future projects.

Recommendation: That the City Council ADOPT Resolution No. 2016 - 108 accepting the Pavement Management System final report and by separate action provide direction to staff on budgeting for future projects.

55. RESOLUTION NO. 2016-117, A RESOLUTION PROVIDING FUNDING FOR TWELVE FIREFIGHTER POSITIONS FORMERLY FUNDED UNDER THE SAFER GRANT (STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE), FOR A PERIOD OF 60 DAYS. (Fire)

Description: This Resolution will retain the current twelve Firefighter positions that were funded under the last Safer Grant which ended April 5th. 2016. Hollister Fire Department has applied for a new SAFER Grant for an additional two year grant period, and is awaiting approval notification of the award.

Recommendation: That the City Council ADOPT Resolution No. 2016-117, providing supplemental funding for the expired twelve Firefighter SAFER Grant positions, for an additional ninety day period. April 5th 2016 - July 4th. 2016.

56. RESOLUTION NO. 2016-119, A RESOLUTION RATIFYING WATER SERVICE RATES AND CHARGES. (Community Services/Utilities Division)

Description: This Resolution will ratify the City's water service rates and charges for all water meters, including construction water meters.

Recommendation: City Council Motion To Adopt Resolution 2016- 119, A Resolution Of The City Of Hollister City Council Ratifying Water Service Rates And Charges.

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

61. 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, and take additional action as appropriate.

62. Informational Reports from City Council, City Manager, City Attorney, and City Clerk.

Receive informational oral reports from the City Council, City Manager Avera, the City Attorney, Chief of Police Westrick, City Clerk Graves, and other Staff as applicable, and take action as appropriate.

63. Hollister Urban Area 2015 Urban Water Management Plan

Receive and review report. This item will return on the August 15, 2016 City Council agenda for action.

H. UNFINISHED BUSINESS:

None.

I. NEW BUSINESS:

None.

J. MISCELLANEOUS:

None.

K. CITY OF HOLLISTER AS THE HOUSING SUCCESSOR 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].

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:

Special City Council Meeting – Thursday, August 4, 2016, at 6:00 p.m., Vets Hall
Regular City Council Meeting – Monday, August 15, 2016, at 6:30 p.m.
Regular City Council Meeting – Tuesday, September 6, 2016, at 6:30 p.m.
Regular City Council Meeting – Monday, September 19, 2016, at 6:30 p.m.