

CITY OF HOLLISTER AGENDA

for City Council Meeting

of **February 21, 2017**, on or after the hour of **6:30 p.m.**, 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 before 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 before the City Council meeting. It is customary for City staff members to review such matters before the formal presentation so 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.

CLOSED SESSION 6:00 P.M.

- I. Public comment (limited to any item listed on the Closed Session agenda).
- II. A Closed Session will be held by the City Council of the City of Hollister to discuss the following matters:

Conference with Legal Counsel – Anticipated Litigation **(City Attorney)**
Initiation of litigation pursuant to § 54956.9(b): (One Case)

Conference with Legal Counsel – Existing Litigation **(City Attorney)**
Pursuant to §54956.9: (Two Cases)

REGULAR SESSION: On or after the hour of **6:30 P.M.**

Call to Order

Pledge of Allegiance

Roll Call: Mayor Ignacio Velazquez, Vice Mayor Karson Klauer (District 3), City Council Members Raymond Friend (District 1), Mickie Solorio Luna (District 2), and Roy Sims (District 4), City Manager William Avera, City Attorney Bradley Sullivan, Chief of Police David Westrick, and City Clerk Thomas Graves. **(City Clerk)**

City Attorney Closed Session Oral Report (City Attorney)

A. CONSENT CALENDAR (February 21, 2017):

All items listed on the Consent Calendar will be enacted in one motion authorizing the 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 or a staff member.

Consent Items are Numbers A.1, A.1.2, A.2, A.3, A.4, A.5, A.6, A.7, A.8, A.9, A.10, A.11, A.12, A.13, A.14, and A.15.

1. **TITLE:** Minutes of the City Council meeting of February 6, 2017. (**City Clerk**)

RECOMMENDATION: That the City Council APPROVE the Minutes of the City Council meeting of February 6, 2017.

- 1.2. **TITLE:** Minutes of the Special City Council meeting of February 13, 2017. (**City Clerk**)

RECOMMENDATION: That the City Council APPROVE the Minutes of the City Council meeting of February 13, 2017.

2. **TITLE:** Warrant Registers (**Administrative Services**)

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

2.1	January 27, 2017	344,474.29
2.2	January 27, 2017	6,031.09
2.3	January 31, 2017	22,813.39
2.4	February 2, 2017	45,516.76
2.5	February 3, 2017	249,756.00
2.6	February 8, 2017	1,501,425.89
2.7	February 9, 2017	359,788.40
2.8	February 9, 2017	226,548.36
2.9	February 10, 2017	156.00

3. **TITLE:** Claims Against the City - Five Claims **(City Clerk)**

Filed by Gloria Chavez, Miguel Zendejas, James Henry, Alexis Adel, and BMC Promise Way, LLC, Benchmark Communities.

Description: Claims against the City were filed by Gloria Chavez, Miguel Zendejas, James Henry, Alexis Adel, and BMC Promise Way, LLC, Benchmark Communities from January 30- February 10, 2017. Staff recommends denial of these claims and seeks authorization to send the notices of rejection to the claimants.

Recommendation: That the City Council make the following motion: Deny the claims against the City filed by Gloria Chavez, Miguel Zendejas, James Henry, Alexis Adel, and BMC Promise Way, LLC, Benchmark Communities and direct staff to send the Notices of Rejection of Claims to the claimants.

4. **TITLE:** RESOLUTION NO. 2017-38, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING THE PARKS AND RECREATION COMMISSION BYLAWS. **(City Clerk)**

Description: This Resolution would adopt By Laws for the Parks and Recreation Commission, approved on November 29, 2016, by the Park and Recreation Commission, which establishes the duties of the commission, composition, appointment and term of office.

Recommendation: ADOPT Resolution No. 2017-38, a Resolution of the City Council approving the Park and Recreation Commission by laws.

5. **TITLE:** RESOLUTION NO. 2017-43, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING A SUPPLEMENTAL APPROPRIATION OF \$90,000 FOR THE CONSTRUCTION OF A HEAVY EQUIPMENT MAINTENANCE BAY AT THE MUNICIPAL SERVICES YARD. **(Management Services)**

Description: This item would provide a supplemental appropriation of \$90,000 to CIP project # C1602 for the construction of a heavy equipment maintenance bay. This bay will allow staff to service heavy equipment in a safe manner.

Recommendation: Staff recommends that the City Council Approve Resolution No. 2017-43 approving the supplemental appropriation.

6. **TITLE:** RESOLUTION NO. 2017-44, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING THE DESTRUCTION OF CERTAIN RECORDS OF THE FINANCE OFFICE. **(Management Services)**

Description: This item will permit the destruction of old financial records currently being stored by the City of Hollister.

Recommendation: Staff recommends that the City Council Approve Resolution No. 2017-44 approving destruction of records.

7. **TITLE:** RESOLUTION NO. 2017-45, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING A SUPPLEMENTAL APPROPRIATION OF \$23,000 FOR THE PURCHASE OF A NEW POLARIS OFF ROAD VEHICLE. **(Management Services)**

Description: This item would provide a supplemental appropriation of \$23,000 to purchase a new Polaris off road vehicle.

Recommendation: Staff recommends that the City Council Approve Resolution No. 2017-45, approving the supplemental appropriation.

8. **TITLE:** RESOLUTION NO. 2017-46, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING THE CREATION OF AN AD-HOC COMMITTEE TO RENEGOTIATE THE ANIMAL CONTROL CONTRACT FOR SERVICES FOR THE COUNTY OF SAN BENITO. **(Police)**

Description: This Resolution will authorize the Hollister City Council to select two members of the council to participate along with two members of the San Benito County Board of Supervisors to participate in an Ad-Hoc Committee to renegotiate the existing contract for animal control services.

Recommendation: Adopt Resolution No. 2017-46 A Resolution of the City Council of the City of Hollister Authorizing the creation of an Ad-Hoc Committee to renegotiate the Animal Control Contract for services for the County of San Benito.

9. **TITLE:** RESOLUTION NO. 2017-47, A RESOLUTION APPROVING THE USE OF CITY STREETS FOR THE SANTA CLARA VALLEY MODEL "T" FORD CLUB PARADE. **(City Clerk)**

Description: This Resolution will authorize the use of various streets for the Santa Clara Valley Model "T" Ford Club Parade to be held on June 11, 2017.

Recommendation: Adopt Resolution No. 2017-47, A Resolution of the City Council of the City of Hollister Approving the use of various streets for the Santa Clara Valley Model "T" Ford Club Parade.

10. **TITLE:** RESOLUTION NO. 2017-48, A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A LEASE AGREEMENT WITH COMMUNITY SERVICES DEVELOPMENT CORPORATION (CSDC) FOR A PIECE OF UNIMPROVED LAND BETWEEN LINE STREET AND WESTSIDE BOULEVARD. **(Development Services)**

Description: This Resolution authorizes the City Manager to sign a Lease Agreement between the City of Hollister and CSDC for a .21 acre piece of City of Hollister owned unimproved real property between Line Street and Westside Boulevard.

Recommendation: Adopt Resolution No. 2017-48, a Resolution of the City Council of the City of Hollister Approving the City Manager to sign a Lease Agreement with Community Services Development Corporation (CSDC) for unimproved real property between Line Street and Westside Boulevard.

11. **TITLE:** RESOLUTION NO. 2017-49, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER ESTABLISHING THE INTERGOVERNMENTAL COMMITTEE BYLAWS. **(City Manager)**

Description: The City Council will consider a Resolution establishing the bylaws for the Intergovernmental Committee consisting of 7 members.

Recommendation: Adopt Resolution No. 2017-49 approving the Intergovernmental Committee Bylaws.

12. **TITLE:** Committee Appointments for CY 2017. **(Mayor)**

Description: The Mayor will appoint city council members to committees for CY 2017.

Recommendation: That the City Council ratify the appointments.

13. **TITLE:** SECOND READING - ADOPTION OF ORDINANCE NO. 1136 APPROVING THE COMMUNITY CHOICE AGGREGATION PROGRAM.

Description: The City Council will conduct the SECOND reading of an ordinance implementing the Community Choice Aggregation Program Ordinance.

Recommendation: Read by title only Ordinance Number 1136 approving the Community Choice Aggregation Program.

14. **TITLE:** RESOLUTION NO. 2017-41 OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING THE PROPOSED BOUNDARY CERRATO SUBDIVISION FOR THE ANNEXATION OF TERRITORY INTO COMMUNITY FACILITY DISTRICT NO. 4, ANNEXATION NO. 11 (PUBLIC FACILITIES SERVICES). **(Development Services)**

Description: Consider approval of the boundary of Cerrato Subdivision for the annexation of territory into Community Facility District No. 4 Annexation No. 11 (Public Facilities Services), and authorize execution of the agreement for the proposed boundary.

Recommendation: Adopt Resolution No. 2017-41, a Resolution of the City Council of the City of Hollister approving the proposed boundary Cerrato Subdivision for the annexation of territory into Community Facility District No. 4 Annexation No. 11 (Public Facilities Services).

15. **TITLE:** SECOND READING – ADOPTION OF ORDINANCE NO. 1135 REGARDING THE CALIFORNIA CODE OF REGULATIONS TITLE 24, 2016 EDITION OF THE CALIFORNIA BUILDING STANDARDS CODE. **(Development Services)**

Description: Second reading of Ordinance No. 1135 an ordinance amending 15.04 Building Regulations of the Hollister Municipal Code, and adopting by reference, The California Code of Regulations Title 24, 2016 Edition of the California Building Standards Code with amendments.

Recommendation: Read by Title Only, Waive Full Reading, and adopt Ordinance No. 1135 An Ordinance of the City Council of the City of Hollister Amending Chapter 15.04 to Update Hollister Building Code.

B. THE CITY OF HOLLISTER AS THE SUCCESSOR HOUSING 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 before speaking. State law prohibits the City Council from discussing or taking action on any item which is not on the agenda.

D. PETITIONS, REMONSTRANCE'S, AND COMMUNICATIONS:

31. **TITLE:** City Manager's oral report. **(City Manager)**

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

32. **TITLE:** City of Hollister Youth Committee **(City Manager)**

The Youth Committee Chair or Designee will provide a brief update on past issues and discuss goals and objectives for 2017.

33. **TITLE:** Development Services Department Oral Update. **(Development Services)**

Description: The Development Services Director will provide an oral update on development.

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

None

F. INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES:

50. **TITLE:** RESOLUTION NO. 2017- 51, A RESOLUTION APPROVING A SUPPLEMENTAL ADJUSTMENT TO THE CITY OF HOLLISTER'S OPERATING BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2017. **(Administrative Services)**

Description: This Resolution approves Supplemental Adjustments for the City of Hollister's Operating Budget for the Fiscal Year ending June 30, 2017.

Recommendation: Adopt Resolution No. 2017-51, a Resolution of the City Council of Hollister approving supplemental adjustment for the City of Hollister's Operating Budget for the Fiscal Year ending June 30, 2017.

51. **TITLE OF ITEM:** RESOLUTION NO. 2017-39, A RESOLUTION APPROVING THE ADDITION OF (3) SUPPORT SERVICES ASSISTANT I/II POSITIONS. **(Administrative Services)**

Description: The City Council will consider a Resolution authorizing the addition of (3) Support Services Assistant I/II positions to fill temporary positions in various Departments.

Recommendation: Resolution No. 2017-39, approving the addition of (3) Support Services Assistant I/II positions.

52. **TITLE OF ITEM:** RESOLUTION NO. 2017-40, A RESOLUTION OF THE CITY COUNCIL APPROVING THE CITY OF HOLLISTER ANNUAL 2016 GENERAL PLAN PROGRESS REPORT. **(Development Services)**

Description: Review and accept annual report on the status of the City of Hollister General Plan and progress on its implementation.

Recommendation: Staff recommends that the City Council do the following:

- 1) Review the Annual 2016 General Plan Progress Report and consider written or oral public comments;
- 2) Approve Resolution 2017-40 accepting the report;
- 3) Direct staff to forward the report to the Governor's Office of Planning and Research and the California Department of Housing and Community Development.

53. This number was not used.

54. **TITLE:** RESOLUTION 2017-42, ADOPTING THE CITY OF HOLLISTER SANITARY SEWER MANAGEMENT PLAN (SSMP). **(Development Services)**

Description: This item is for City Council consideration for the adoption of the SSMP.

Recommendation: Adopt Resolution 2017-42, a Resolution of the City of Hollister City Council Adopting the Sanitary Sewer Management Plan.

55. **TITLE:** RESOLUTION NO. 2017-50, COUNTYWIDE FIRE PROTECTION FEASIBILITY STUDY. **(City Manager)**

Description: Resolution No. 2017-50, The City provides fire protection services for the County of San Benito and City San Juan Bautista. Those agencies have recently adopted resolutions supporting the formation of a countywide fire district or a joint powers authority. The Council will consider cooperating in the feasibility study.

Recommendation: Staff recommends the City Council adopt Resolution No. 2017-50, authorizing the Study.

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.

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.

The next City Council Meetings are scheduled for:

Regular City Council Meeting – Monday, March 6, 2017, at 6:30 p.m.

Regular City Council Meeting – Monday, March 20, 2017, at 6:30 p.m.

Regular City Council Meeting – Monday, April 3, 2017, at 6:30 p.m.

Regular City Council Meeting – Monday, April 17, 2017, at 6:30p.m.