

CITY OF HOLLISTER AGENDA

for **City Council Meeting**

of **September 18, 2017, at 6:30 p.m.**, in the City Council Chambers, City Hall, 375 Fifth Street, Hollister, California.

NOTICE TO PUBLIC

Persons who wish to address the City Council are asked to complete a Speaker's 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.

Call to Order

Pledge of Allegiance

Roll Call: Mayor Ignacio Velazquez, Vice Mayor Karson Klauer, City Council Members, Raymond Friend, Mickie Solorio Luna and Jim Gillio, City Manager William Avera, City Attorney E. Soren Diaz, Chief of Police David Westrick, and Interim City Clerk Christine Black.

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 all or some of the following matters:
 - 1. Conference with Legal Counsel – Anticipated Litigation pursuant to Government Code section 54956.9 (4)
(*Four potential cases*) (Development Services)
 - 2. Significant exposure to litigation pursuant to Government Code section 54956.9(b):
(*One potential case*). (City Attorney, City Clerk) (Ignacio Velazquez recused.)

3. Conference with Legal Counsel-Existing litigation pursuant to Government Code section 54956.9

Name of case: Award Homes v. City of Hollister, et. al. (City Attorney)

Pledge of Allegiance

Roll Call: Mayor Ignacio Velazquez, Vice Mayor Karson Klauer, City Council Members Raymond Friend, Mickie Solorio Luna, and Jim Gillio, City Manager William Avera, City Attorney E. Soren Diaz, Chief of Police David Westrick, and Interim City Clerk Christine Black.

Verification of Agenda Posting

Closed Session: Report out.

Proclamation: Constitution Week in the City of Hollister September 17-23, 2017.

A. CONSENT RESOLUTION (September 18, 2017):

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, A7, A8, and A9.

- A1. The Minutes of the regular City Council meeting of August 21, 2017, and the special City Council meeting of August 28, 2017. (City Clerk) #1

Recommendation: That the City Council approve the Minutes of the regular City Council meeting of August 21, 2017, and the special City Council meeting of August 28, 2017.

- A2. Warrant Registers. #2

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

• June 6, 2017, in the amount of	\$	378,842.31
• August 28, 2017, in the amount of	\$	28,557.78
• August 29, 2017, in the amount of	\$	130,914.91
• August 31, 2017, in the amount of	\$	929,287.18
• August 23, 2017, in the amount of	\$	384,712.21
• September 6, 2017, in the amount of	\$	236,928.26

- A3. Claims Against the City- Emma Terreforte and Carol Blake. (City Clerk) #3
RECOMMENDATION: The City Council approves the following motion: DENY the claims and authorize staff to send the notice of rejection of the claims to the claimants.
- A4. ABC License Review – Aroma Cellars. (City Clerk) #4
Recommendation: The City Council should acknowledge receipt of the ABC license review for the Aroma Cellars and order it filed.
- A5. ABC License Review – Premiere Cinemas. (City Clerk) #5
Recommendation: The City Council should acknowledge receipt of the ABC license review for the Premiere Cinemas and order it filed.
- A6. RESOLUTION NO. 2017-229, A RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF HOLLISTER AND THE HOLLISTER FIREFIGHTS UNION, LOCAL 3395. (Administrative Services) #6
DESCRIPTION: This Resolution would approve the Memorandum Of Understanding between the City of Hollister and the Hollister Firefighters Union, Local 3395 bargaining unit for the term of September 18, 2017, through June 30, 2018.
RECOMMENDATION: The City Council approves the following motion: ADOPT Resolution No. 2017-229, Approving the Memorandum of Understanding between the City of Hollister and the Hollister Firefighters Union, Local 3395.
- A7. RESOLUTION NO. 2017-230, A RESOLUTION APPROVING TEMPORARY STREET CLOSURES FOR THE ANNUAL HIGH SCHOOL HOMECOMING PARADE. (City Clerk) #7
DESCRIPTION: This Resolution would authorize the temporary closure of various city streets for the Annual High School Homecoming Parade to be held on October 19, 2017.
RECOMMENDATION: The City Council approves the following motion: ADOPT Resolution No. 2017-230, Approving Temporary Street Closures for the Annual High School Homecoming Parade.
- A8. RESOLUTION NO. 2017-231, A RESOLUTION APPROVING TEMPORARY STREET CLOSURES FOR THE SIXTEENTH ANNUAL VETERANS DAY PARADE. (City Clerk) #8
DESCRIPTION: This Resolution would authorize the temporary closure of various streets for the Annual Veterans Day Parade to be held November 11, 2017.
RECOMMENDATION: The City Council approves the following motion: ADOPT Resolution No. 2017-231, Approving Temporary Street Closures for the Sixteenth Annual Veterans Day Parade.

- A9. RESOLUTION NO. 2017-232, A RESOLUTION APPROVING TEMPORARY STREET CLOSURES FOR THE 28TH ANNUAL RED RIBBON RUN. (City Clerk) #9

DESCRIPTION: This Resolution would authorize the temporary closure of various streets for the annual Red Ribbon Run to be held on October 21, 2017.

RECOMMENDATION: The City Council approves the following motion: ADOPT Resolution No. 2017-232, Approving Temporary Street Closures for the 28th Annual Red Ribbon Run.

- 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 with a maximum of 30 minutes per subject. Please note that state law prohibits the City Council from discussing or taking action on any item not on the agenda.

D. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS:

1. City Manager Report.

Receive report from the City Manager.

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

1. RESOLUTION NO. 2017-233, A RESOLUTION ADOPTING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE CROSS TOWN PIPELINE PROJECT. (Development Services) #10

DESCRIPTION: This Resolution would adopt a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for a new water conveyance pipeline referred to as the Cross Town Pipeline project which would begin in the vicinity of city well No. 5 on Nash Road, referred to as the Nash Well, and terminate at Sunnyslope County Water District well No. 11, located on Southside Road, near the intersection of Southside Road and Union Road.

Open Public Hearing.
Conduct Public Hearing.
Close Public Hearing.

RECOMMENDATION: City Council approves the following motion: ADOPT Resolution No. 2017-233, A Resolution of the City Council of the City of Hollister approving the Cross Town Pipeline Mitigated Negative Declaration and Monitoring and Reporting Program.

F. INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES:

1. RESOLUTION NO. 2017-234, A RESOLUTION ADOPTING A REVISION TO TRAFFIC IMPACT FEES. (Development Services) #11

DESCRIPTION: This Resolution would approve an amendment reallocating the costs of traffic impact fees from new development. The total costs and list of projects identified in the San Benito County Council of Governments 2016 Traffic Impact Fee Mitigation Program will remain the same.

RECOMMENDATION: The City Council approves the following motion: ADOPT Resolution No. 2017-234, A Resolution of the City Council of the City of Hollister Adopting a Revision to Traffic Impact Fees.

2. RESOLUTION NO. 2017-235, A RESOLUTION APPROVING AMENDMENT NO. 5 TO THE PROFESSIONAL SERVICES AGREEMENT WITH DEVELOPMENT & PUBLIC FINANCE, LLC TO ASSIST THE CITY OF HOLLISTER WITH THE FORMATION OF A COMMUNITY FACILITIES DISTRICT NO. 5 TO FUND ONGOING FIRE AND POLICE SERVICES. (Development Services) #12

DESCRIPTION: This Resolution would approve Amendment No. 5 to the Professional Services Agreement with Development & Public Finance, LLC to assist the City with the formation of a Community Facilities District ("CFD") to fund ongoing fire and police services ("Emergency Services"). This proposal will allow DPF to assist the City in preparing the Cost Analysis and form the CFD. The CFD to fund Emergency Services based on the Cost Analysis is anticipated to be CFD No. 5.

RECOMMENDATION: The City Council approves the following motion: ADOPT Resolution No. 2017-235, approving the Amendment No. 5 to the Professional Services Agreement with Development & Public Finance, LLC.

3. RESOLUTION NO. 2017-236, A RESOLUTION ACCEPTING THE CERTIFICATION OF THE CITY CLERK AS TO THE SUFFICIENCY OF THE REFERENDUM PETITION ENTITLED "A REFERENDUM AGAINST A RESOLUTION PASSED BY THE CITY COUNCIL RESOLUTION NO. 2017-139". (City Clerk) #13

DESCRIPTION: This Resolution would accept report from the City of Hollister Elections Official on the final certification of Referendum against a Resolution passed by the City Council Resolution No. 2017-139.

RECOMMENDATION: That the City Council receive Memorandum, Certifications, and motion to ADOPT Resolution No. 2017-236, accepting the Certification and provide staff further direction.

4. Read by Title Only, Waive Full Reading, and Adopt Ordinance No. 1141, AN ORDINANCE OF THE CITY OF HOLLISTER AMENDING CHAPTER 1.18 ADMINISTRATIVE CITATIONS OF THE HOLLISTER MUNICIPAL CODE. (City Attorney) #14

DESCRIPTION: This Ordinance would approve an Amendment to Municipal Code Chapter 1.18 Administrative Citation Program.

RECOMMENDATION: The City Council Read by Title Only, Waive Full Reading, and ADOPT Ordinance NO. 1141, An Ordinance of the City of Hollister Amending Chpater 1.18 Administrative Citations of the Hollister Municipal Code.

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 Diaz, Chief of Police Westrick, Interim City Clerk Black, and other Staff as applicable.
3. San Benito County Chamber of Commerce Tourism Update. (City Manager)
Receive presentation from Juli Vieira, President/CEO.

4. Update on the Sewer Fee/Connection Impact Fee Study. (City Manager) #15

DESCRIPTION: Staff will provide an update on the status of the Sewer Fee/Connection Impact Fee Study being prepared by Raftelis Financial Consultants.

RECOMMENDATION: City Council Receive report and provide direction.

5. REVIEW, DISCUSS AND PROVIDE DIRECTION ON THE 2017 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION; TAKE ACTION AS NECESSARY AND APPROPRIATE. (Development Services) #16

DESCRIPTION: The City Council will receive a report and provide direction to staff on the on the types of activities to include in the application.

RECOMMENDATION: That the City Council receives the report and directs staff via motion to prepare the 2017 CDBG Application with the defined projects and programs.

6. Ratify Annual City Council Members Appointments to the Planning Commission and discuss and ratify appointments to the Parks and Recreation Commission. (City Clerk) #17

RECOMMENDATION: That the City Council motion to ratify appointments to the Hollister Planning Commission and the Hollister Parks and Recreation Commission.

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. 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.)

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 2, 2017, at 6:30 p.m.
- Regular City Council meeting – Monday, October 16, 2017, at 6:30 p.m.
- Regular City Council meeting – Monday, November 6, 2017, at 6:30 p.m.
- Regular City Council meeting – Monday, November 20, 2017, at 6:30 p.m.