

CITY OF HOLLISTER AGENDA

for **City Council Meeting**

of **March 5, 2018, 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 Mickie Solorio Luna, City Council Members, Raymond Friend, Karson Klauer and Jim Gillio, City Manager William Avera, City Attorney E. Soren Diaz, Chief of Police David Westrick, Police Captain Carlos Reynoso, and 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. Public Employee Discipline/Dismissal/Release pursuant to Government Code section 54957: (Administrative Services Director)
 - 2. Conference with Legal Counsel-Anticipated Litigation
Significant exposure to litigation pursuant to Government Code section 54956.9
(Two potential cases) (City Manager)

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3. Conference with Real Property Negotiators pursuant to Government Code section 54956.8
Property: 420 Hill Street, Hollister, CA 95023
Property: 378 Fifth Street, Hollister, CA 95023
Agency Negotiators: City Manager, City Attorney, Development Services Director
Negotiating Parties: American Tower Asset Sub LLC.
4. Conference with Legal Counsel – Existing Litigation
Significant exposure to litigation pursuant to Government Code section 54956.9(d)
Name of case: (City of Hollister v. Don Chapin Company, Inc.)
(City Attorney, City Manager and Development Services Director)
5. Conference with Legal Counsel-Anticipated Litigation
Significant exposure to litigation pursuant to Government Code section 54956.9
(*One potential case, 400 Block Referendum*)
(City Attorney, City Clerk) (Ignacio Velazquez recused from 400 Block Referendum.)

Pledge of Allegiance

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

Verification of Agenda Posting

Closed Session: Report out.

A. CONSENT RESOLUTION (March 5, 2018):

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, A9, A10, A11, A12, and A13.

A1. The Minutes of the regular City Council Meeting of February 20, 2018. (City Clerk) #1

Recommendation: Staff recommends that the City Council approve minutes for the regular City Council meeting of February 20, 2018.

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)

- February 13, 2018, in the amount of \$ 25,427.58
- February 14, 2018, in the amount of \$ 71,305.96
- February 20, 2018, in the amount of \$ 391,677.90
- February 21, 2018, in the amount of \$ 242,584.44
- February 21, 2018, in the amount of \$ 403,928.98

- A3. ABC LICENSE REVIEW – LOS CUATES SUPERMERCADO Y TAQUERIA. #3
(City Clerk)

RECOMMENDATION: Motion to acknowledge receipt of the ABC licenses (2) review for Los Cuates Supermercado y Taqueria, and order it filed.

- A4. RESOLUTION NO. 2018-43, A RESOLUTION OF THE CITY COUNCIL OF #4
THE CITY OF HOLLISTER APPROVING TEMPORARY STREET CLOSURES
FOR THE ANNUAL 4TH OF JULY KIDDIE PARADE. (City Clerk)

DESCRIPTION: This Resolution will authorize the temporary closures of various streets for the Annual 4th of July Kiddie Parade to be held on the 4th of July.

RECOMMENDATION: That the City Council approves the following motion: ADOPT Resolution 2018-43, approving Temporary Street Closures for the Annual 4th of July Kiddie Parade.

- A5. RESOLUTION NO. 2018-44, A RESOLUTION OF THE CITY COUNCIL OF #5
THE CITY OF HOLLISTER APPROVING THE SANTA CLARA VALLEY MODEL
“T” FORD CLUB PARADE TO BE HELD ON JUNE 17, 2018. (City Clerk)

DESCRIPTION: This Resolution authorizes the use of various streets for the Santa Clara Valley Model “T” Ford Club Parade to be held on June 17, 2018.

RECOMMENDATION: That the City Council approves the following motion: ADOPT Resolution 2018-44, approving the use of various streets for the Santa Clara Valley Model “T” Ford Club Parade.

- A6. RESOLUTION NO. 2018-45, A RESOLUTION OF THE CITY COUNCIL OF #6
THE CITY OF HOLLISTER SUPPORTING THE REDUCING CRIME AND
KEEPING CALIFORNIA SAFE ACT OF 2018. (Police Department)

DESCRIPTION: This Resolution will support the California Police Chief Association’s efforts to bring the Reducing Crime and Keeping California Safe Act of 2018 to the ballot in November of 2018.

RECOMMENDATION: That the City Council approves the following motion: ADOPT Resolution 2018-45, supporting the Reducing Crime and Keeping California Safe Act of 2018.

- A7. RESOLUTION NO. 2018-46, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING THE SUBDIVISION IMPROVEMENT AGREEMENT FOR HILLCREST MEADOWS, TRACT NO. 331, AND AUTHORIZING THE EXECUTION OF THE AGREEMENT FOR THE IMPROVEMENTS WITH HILLCREST MEADOWS, LLC. (Development Services) #7

DESCRIPTION: This Resolution would approve the Subdivision Improvement Agreement for Hillcrest Meadows, a 49-lot subdivision, and authorize execution of the agreement for the improvement of associated infrastructure requirements.

RECOMMENDATION: That the City Council approves the following motion: ADOPT Resolution 2018-46, approving the subdivision improvement agreement for Hillcrest Meadows, Tract No. 331, and authorizing execution of the agreement for the improvement with Hillcrest Meadows, LLC.

- A8. RESOLUTION NO. 2018-47, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING A SUPPLEMENTAL APPROPRIATION AND AWARD A CONTRACT TO MONTEREY PENINSULA ENGINEERING FOR THE FOURTH STREET INFRASTRUCTURE PROJECT, CIP'S C1609, C1611 & C1612. (Development Services) #8

DESCRIPTION: This Resolution will accept the bids opened on February 8, 2018, and authorize a supplemental appropriation and award the contract to Monterey Peninsula Engineering.

RECOMMENDATION: That the City Council approves the following motion: ADOPT Resolution 2018-47, approving a supplemental appropriation, and awarding the contract to Monterey Peninsula Engineering for the Fourth Street Infrastructure Project.

- A9. RESOLUTION NO. 2018-48, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING STAFF TO APPLY FOR CARL MOYER PROGRAM ASSISTANCE FOR OFF ROAD DIESEL EQUIPMENT REPLACEMENT. (Management Services) #9

DESCRIPTION: This Resolution would approve and authorize staff to apply for a 65% grant for up to 2 off-road diesel equipment replacements required by state regulations due to their engine type.

RECOMMENDATION: That the City Council approves the following motion: ADOPT Resolution 2018-48, a Resolution of the City Council of the City of Hollister authorizing staff to apply for Carl Moyer program assistance for off road diesel equipment replacement.

- A10. RESOLUTION NO. 2018-49, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING THE HOLLISTER FIRE DEPARTMENT TO PURSUE A REQUEST FOR PROPOSAL FOR A ONE ½ TON CREW CAB VEHICLE FOR THE PANOCHÉ VALLEY SOLAR LLC PROJECT. (Fire Department) #10

DESCRIPTION: This Resolution will authorize the Fire Department to Request a Proposal for sealed bids to purchase a one ½ Ton Crew Cab 4X4 Pick Up.

RECOMMENDATION: That the City Council approves the following motion: ADOPT Resolution 2018-49, authorizing the Hollister Fire Department to pursue a Request for Proposal for sealed bids to purchase a one ½ Ton 4X4 Crew Cab Pick-up for the Panoche Valley Solar project.

- A11. RESOLUTION NO. 2018-50, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING THE HOLLISTER FIRE DEPARTMENT TO PURSUE A REQUEST FOR PROPOSAL FOR FOUR (4) COMMAND UTILITY VEHICLES FOR DEPARTMENT COMMAND STAFF. (Fire Department) #11

DESCRIPTION: This Resolution would authorize the Hollister Fire Department to Request a Proposal for sealed bids to purchase four (4) Command Utility Vehicles.

RECOMMENDATION: That the City Council approves the following motion: ADOPT Resolution 2018-50, authorizing the Hollister Fire Department to pursue a Request for Proposal for sealed bids to purchase four (4) 4x4 SUV Command Utility Vehicles with Code 3 outfitting equipment for emergency use.

- A12. RESOLUTION NO. 2018-51, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING THE HOLLISTER FIRE DEPARTMENT TO PURSUE A REQUEST FOR PROPOSAL FOR A ONE ½ TON CREW CAB VEHICLE FOR THE HOLLISTER FIRE DEPARTMENT PREVENTION BUREAU. (Fire Department) #12

DESCRIPTION: This Resolution will authorize the Hollister Fire Department to Request for Proposal for sealed bids to purchase a one ½ ton Crew Cab 4X4 Pick-up with Camper Shell.

RECOMMENDATION: That the City Council approves the following motion: ADOPT Resolution 2018-51, authorizing the Hollister Fire Department to pursue a Request for Proposal for sealed bids to purchase a one ½ Ton 4X4 Crew Cab Pick-up with Camper Shell and Code 3 outfitting equipment for emergency use for the Deputy Fire Marshal in the Prevention Bureau of the Hollister Fire Department.

- A13. RESOLUTION NO. 2018-52, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER CANCELLING THE 2018 MOTORCYCLE RALLY. (City Manager) #13

DESCRIPTION: This Resolution will consider a Resolution formally cancelling the 2018 Motorcycle Rally.

RECOMMENDATION: That the City Council approves the following motion: ADOPT Resolution 2018-52, cancelling the 2018 Hollister Motorcycle Rally.

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. Speaker cards are available in the lobby, and are to be completed and given to the City Clerk before speaking. 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, REMONSTRANCE'S, 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. 2018-53, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING A CANNABIS USE PERMIT/DEVELOPMENT AGREEMENT FOR CURA, CA LLC., TO OPERATE A CANNABIS MANUFACTURING FACILITY AT 1650 LANA WAY (APN 051-161-005). (Development Services) #14

DESCRIPTION: The City Council will consider conditionally approving cannabis manufacturing facility for CURA, CA LLC.

Open Public Hearing.
Conduct Public Hearing
Close Public Hearing.

RECOMMENDATION: That the City Council approves the following motion: ADOPT Resolution 2018-53, approving a Cannabis Use Permit/Development Agreement for CUP/DA 2018-2 CURA CA, LLC.

2. RESOLUTION NO. 2018-54, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING A CANNABIS USE PERMIT/DEVELOPMENT AGREEMENT FOR HOLLISTER HOLISTICS, TO OPERATE A CANNABIS DISTRIBUTION FACILITY AT 1802 SHELTON DRIVE (APN 051-120-070-000). (Development Services) #15

DESCRIPTION: The City Council will consider conditionally approving cannabis distribution facility for Hollister Holistics.

Open Public Hearing.
Conduct Public Hearing
Close Public Hearing.

RECOMMENDATION: That the City Council approves the following motion: ADOPT Resolution 2018-54, approving a Cannabis Use Permit/Development Agreement for CUP/DA 2018-4 Hollister Holistics.

F. INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES:

1. READ BY TITLE ONLY, WAIVE FULL READING, AND ADOPT, ORDINANCE NO. 1153, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HOLLISTER ADDING SECTION 5.21.090 REAUTHORIZATION OF STATE FRANCHISE HOLDER PEG FEES TO HOLLISTER MUNICIPAL CODE 5.21 STATE VIDEO SERVICE FRANCHISES. (Information Systems) #16

DESCRIPTION: This Ordinance will add Section 5.21.090 Minimum Access Requirements to Hollister Municipal Code 5.21, Reauthorizing State Franchise Holder, Public, Educational, or Governmental Access Fees.

RECOMMENDATION: Read by Title Only, Waive Full Reading, and ADOPT Ordinance No. 1153, an Ordinance Adding Section 5.21.090 Minimum Access Requirements to Chapter 5.21, Reauthorizing State Franchise Holder Public, Educational, or Governmental Access Fees.

2. READ BY TITLE ONLY, WAIVE FULL READING AND ADOPT ORDINANCE NO.1150, AN ORDINANCE 1150, AN ORDINANCE OF THE CITY OF HOLLISTER AMENDING CHAPTER 10.12 "SPEED LIMITS", OF THE HOLLISTER MUNICIPAL CODE. (Development Services) #17

DESCRIPTION: This item would approve an ordinance to amend Chapter 10.12 "Speed Limits", to establish speed limits for radar enforcement on various streets within the City Limits.

RECOMMENDATION: Staff recommends that the City Council Read by Title Only, Waive Full Reading and ADOPT Ordinance No. 1150.

3. READ BY TITLE ONLY, WAIVE FULL READING AND ADOPT, ORDINANCE NO. 1151, AN ORDINANCE AMENDING MUNICIPAL CODE CHAPTER 17.24.250 PRE-ZONING OF SPECIFICALLY DESCRIBED REAL PROPERTY (APN 020-310-009) TO OPEN SPACE/PUBLIC ON 2.54 ACRES AND TO LOW DENSITY RESIDENTIAL PERFORMANCE OVERLAY ZONE (R-1 L/PZ) ON THE REMAINING 50.81 ACRES. (DEVELOPMENT SERVICES) #18

DESCRIPTION: This Ordinance will pre-zone a 53.35 acre parcel to Open Space/Public on 2.54 acres and to Low Density Residential Performance Overlay Zone (R-1 L/PZ) on the remaining 50.81 acres for future annexation into the corporate limits of Hollister.

RECOMMENDATION: Staff recommends that the City Council Read by Title Only, Waive Full Reading and ADOPT Ordinance No. 1151.

4. RESOLUTION NO. 2018-55, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING THE SUMMARY VACATION OF A PUBLIC UTILITY EASEMENT AND A TREE PLANTING AND MAINTENANCE EASEMENT ON PROPERTY BORDERED ON THE WEST BY McCRAY STREET, ON THE NORTH BY EAST PARK STREET AND ON THE EAST BY STATE ROUTE 25. (Development Services) #19

DESCRIPTION: This Resolution approves a summary vacation of a Public Utility Easement and a Tree Planting and Maintenance Easement on property boarded on the west by McCray Street, on the North by East Park Street, and on the west by Pinnacles National Park Highway (State Route 25) to accommodate the proposed Hollister Farms commercial development.

RECOMMENDATION: That the City Council approves the following motion: ADOPT Resolution 2018-55, Approving the Summary Vacation of a Public Utility Easement and a Tree Planting and Maintenance Easement on property boarded on the west by McCray Street, on the north by East Park Street and on the east by State Route 25.

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, City Clerk Black, and other Staff as applicable.

3. Report on Caltrans 2019 Active Transportation Program application and review of potential funding requests and direction on applications. (Development Services) #20

DESCRIPTION: The City Council will receive an oral report outlining potential funding requests for the Caltrans 2019 Active Transportation Program to construct Complete Street improvements to Nash, Tres Pinos, Sunnyslope Road, McCray Street or San Benito Street or the San Benito River Trail if the pending CDBG funding request is unsuccessful and provide direction to staff by motion on an application(s) to prepare.

RECOMMENDATION: City Council will receive a report on the Caltrans 2019 Active Transportation Program Funding Cycle 4 and provide direction to staff on whether or not to prepare an application.

4. Report on placement of gateway monuments on Highways near Hollister. (Development Services) #21

DESCRIPTION: Staff will provide an oral report on Caltrans requirements for gateway monument signs with Caltrans right-of-way or near state highways.

RECOMMENDATION: City Council will receive an oral report on encroachment permit requirements for a gateway monument sign.

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 www.CMAP.com and periodically on Cable Channel 17.

Next regular City Council Meetings are scheduled as follows:

- Regular City Council meeting – Monday, March 19, 2018, at 6:30 p.m.
- Regular City Council meeting – Monday, April 2, 2018, at 6:30 p.m.
- Regular City Council meeting – Monday, April 16, 2018, at 6:30 p.m.
- Regular City Council meeting – Monday, May 7, 2018, at 6:30 p.m.