

MAYOR

Ignacio Velazquez

COUNCIL MEMBERS

Vacant, District 1

Mickie Solorio Luna, District 2

Karson Klauer, District 3

Jim Gillio, District 4

CITY MANAGER

William B. Avera

CITY ATTORNEY

Jason S. Epperson

CITY CLERK

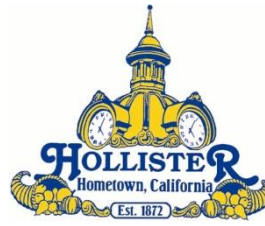
Christine Black

POLICE CHIEF

David Westrick

CITY TREASURER

Geri Johnson



CITY COUNCIL AGENDA

Regular Meeting

August 20, 2018

CITY OF HOLLISTER

CITY COUNCIL CHAMBERS, CITY HALL

375 FIFTH STREET

HOLLISTER, CA 95023

(831) 636-4300

www.hollister.ca.gov

REGULAR SESSION 6:30 PM

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

CLOSED SESSION: 6:00 P.M.

Public Comment (limited to any item listed on the Closed Session agenda)

Closed Session will be held by the City Council of the City of Hollister to discuss the following matters:

1. Conference with Legal Counsel pursuant to Government Code Section 54956.9(a) – Existing Litigation

San Benito County Superior Court Case No. CU-18-00116, E.A. Von Urff v. City of Hollister, et al.

2. Conference with Legal Council Anticipated Litigation Significant Exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9
(2 potential cases)

PLEDGE OF ALLEGIANCE

ROLL CALL

VERIFICATION OF AGENDA POSTING

CLOSED SESSION - REPORT OUT

PROCLAMATIONS

Jacob's Heart Proclamation

A. CONSENT RESOLUTION

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.

1. The minutes of the **Regular Meeting of City Council August 6, 2018**
2. **Warrant Registers (Finance)**

DESCRIPTION: Audit attached warrant register(s).

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

- July 19, 2018, in the amount of \$884,836.99
- July 19, 2019, in the amount of \$86,897.70
- July 23, 2018, in the amount of \$16,935.00
- July 26, 2018, in the amount of \$256,770.06
- July 26, 2018, in the amount of \$469,525.81
- July 26, 2018, in the amount of \$523,223.67
- July 27, 2018, in the amount of \$151,438.57
- July 30, 2018, in the amount of \$782,505.30
- July 31, 2018, in the amount of \$73,184.25

3. **Resolution No. 2018-198 a resolution of the City Council of the City of Hollister accepting the Staffing for Adequate Fire and Emergency Response (SAFER) grant award #emw2017-fh-00391 in the amount of \$2,591,108 and authorize the City Manager and Fire Chief to execute the grant agreement and all related documents (Fire)**

BRIEF DESCRIPTION: This item will approve the acceptance of award #EMW2017-FH-00391, the Staffing for Adequate Fire and Emergency Response (SAFER) Grant in the amount of \$2,591,108 awarded on August 3, 2018.

RECOMMENDATION: Staff recommends that the City Council ADOPT a Resolution accepting the Staffing for Adequate Fire & Emergency Response Grant (SAFER) award #EMW2017-FH-00391 in the amount of \$2,591,108 and authorizes the City Manager and Fire Chief to execute the Grant Agreement and all related documents.

4. Resolution No. 2018-199 a Resolution of the City of Hollister approving the itemized report of the costs of abatement of weeds and debris on designated properties in the City of Hollister and approval to file report with the office of the County Auditor County of San Benito (Fire)

BRIEF DESCRIPTION: This item is to submit the itemized report of the cost of abatement of weeds and debris in front of or on each separated parcel of land where work was completed in the City of Hollister and requests approval to submit liens and reports to the Office of the County Auditor, County of San Benito for collection.

RECOMMENDATION: Staff recommends that the City Council approves the following motion: Adopt a Resolution of the City Council of the City of Hollister approving the itemized report and submittal of a lien report to the Office of the County Auditor, County of San Benito.

5. Resolution No. 2018-200 a Resolution of the City Council of the City of Hollister approving the plans and specifications and authorizing the calling for sealed bids for the West Gateway Beautification Project, Phase 1, CIP C1801 (Development Services)

BRIEF DESCRIPTION: This item would approve plans and specifications and authorize staff to call for sealed bids for the West Gateway Beautification Project, Phase 1, CIP C1801.

RECOMMENDATION: City Council approve the following motion: Adopt a Resolution approving the plans and specifications and authorizing staff to call for sealed bids for the West Gateway Beautification Project, Phase 1, CIP C1801.

6. Resolution No. 2018-201 A Resolution of the City Council of the City of Hollister Approving the Subdivision Improvement Agreement for Los Pinars Subdivision, Tract No. 343, and Authorizing the Execution of the Agreement for the Improvements with Valles and Associates, LLC (Engineering)

BRIEF DESCRIPTION: This item would approve the Subdivision Improvement Agreement for Los Pinars subdivision, a conditionally approved residential development consisting of 15-lots for single family units, 26- lots for townhomes, 1-lot for 44 apartment units, 1-lot for road/common space area, and authorizes the execution of the agreement

for the improvement of associated infrastructure requirements.

RECOMMENDATION: City Council ADOPT a Resolution approving the subdivision improvement agreement for Los Pinar Subdivision, Tract No. 343, and authorizing execution of the agreement for the improvement with Valles and Associates, LLC.

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

C. 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, REMONSTRANCES AND COMMUNICATIONS

1. City Manager Report.

Receive report from City Manager Avera.

E. PUBLIC HEARINGS

1. Resolution No. 2018-202 A Resolution of the City Council of the City of Hollister Approving Revised User Fees for Services Provided by the City of Hollister Recreation Division (Engineering)

BRIEF DESCRIPTION: The City of Hollister Recreation Division has prepared a user fee report. The report proposes revised fees that are currently in place. By law, user fees may not exceed the reasonable cost of the service for which they are collected. The intent of user fees is to cover 100% of the costs of providing the service associated with the fee.

RECOMMENDATION: Staff recommends that the City Council ADOPT a Resolution approving revised user fees for services provided by the City of Hollister Recreation Division.

2. Resolution No. 2018-203 A Resolution of the City Council of the City of Hollister Approving New and Revised User Fees for Services Provided by the City of Hollister Police Department (Engineering)

BRIEF DESCRIPTION: The City of Hollister Fire Department has prepared a user fee report. The report calculates the estimated cost of services and proposes new and revised fees. By law, user fees may not exceed the reasonable cost of the service for which they are collected. The intent of user fees is to cover 100% of the costs of providing the service associated with the fee.

RECOMMENDATION: Staff recommends that the City Council reviews the report and adopts Resolution of the City Council of the City of Hollister approving new and revised user fees for services provided by the City of Hollister Fire Department.

3. Resolution No. 2018-204 A resolution of the City Council of the City of Hollister approving new and revised user fees for services provided by the City of Hollister Police Department (Engineering)

BRIEF DESCRIPTION: The City of Hollister Police Department has prepared a user fee report. The report calculates the estimated cost of services and proposes new and revised fees. By law, user fees may not exceed the reasonable cost of the service for which they are collected. The intent of user fees is to cover 100% of the costs of providing the service associated with the fee.

RECOMMENDATION: Staff recommends that the City Council reviews the report and adopts Resolution of the City Council of the City of Hollister approving new and revised user fees for services provided by the City of Hollister Police Department.

4. Resolution No. 2018-205 A Resolution of the City Council of the City of Hollister Approving New and Revised User Fees for Services Provided by the City of Hollister Development Services Department Engineering Division (Engineering)

BRIEF DESCRIPTION: The City of Hollister Development Services Department Engineering Division has prepared a user fee report. The report calculates the estimated cost of services and proposes new and revised fees. By law, user fees may not exceed the reasonable cost of the service for which they are collected. The intent of user fees is to cover 100% of the costs of providing the service associated with the fee.

RECOMMENDATION: Adopt Resolution of the City Council of the City of Hollister approving new and revised user fees for services provided by the City of Hollister Development Services Department Engineering Division.

5. Ordinance No. 1170 an ordinance of the City of Hollister levying a special tax for the property tax year 2018-2019 and following tax years solely within and relating to the Community Facilities District No. 5 for Police and Fire services in and around the Borelli development project (Engineering)

DESCRIPTION: On June 18, 2018, the City Council of the City of Hollister initiated proceedings for the formation of a Community Facilities District No. 5 (the "CFD"); and adopted its Resolution No. 2018-172 (the "Resolution of Intention") to finance ongoing Police and Fire services within the CFD, and setting the public hearing for August 6, 2018. On August 6, 2018, the City Council of the City of Hollister approved Resolution of Formation (ROF) and called Special Mailed-Ballot Elections within Community Facilities District No. 5. Approval of this item will complete the steps undertaken to establish a Community Facilities

RECOMMENDATION: Motion to Read by Title Only, Waive Full Reading, and INTRODUCE an Ordinance Levying a Special Tax for the Property Tax Year 2018-2019 and Following Years Solely within and Relating to the Community Facilities District No. 5 for ongoing Police and Fire Services.

6. Resolution No. 2018-206 A Resolution of the City Council of the City of Hollister, determining the result of the special mailed-ballot election held on August 6, 2018, within Community Facilities District No. 5 (Engineering)

BRIEF DESCRIPTION: On June 18, 2018, the City Council of the City of Hollister initiated proceedings for the formation of a Community Facilities District No. 5 (the "CFD"); and adopted its Resolution No. 2018-172 (the "Resolution of Intention") to finance ongoing Police and Fire services within the CFD, and setting the public hearing for August 6, 2018. On August 6, 2018, the City Council of the City of Hollister approved Resolution of Formation (ROF) and called Special Mailed-Ballot Elections within Community Facilities District No. 5. Approval of this item will complete the steps undertaken to establish a Community Facilities District.

RECOMMENDATION: City Council hold Public Hearing and ADOPT a Resolution determining the results of the Special Mailed-Ballot Election within the Communities Facilities District No. 5.

F. INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES

1. Resolution No. 2018-207 A Resolution of the City Council of the City of Hollister Adopting the City of Hollister Water Distribution System Master Plan (Engineering)

BRIEF DESCRIPTION: This item would adopt the City of Hollister's Water Distribution System Master Plan.

RECOMMENDATION: The City Council of the City of Hollister ADOPT a Resolution adopting the City of Hollister's Water Distribution System Master Plan.

2. Resolution No. 2018-208 a Resolution of the City Council of the City of Hollister authorizing staff to release applications for the establishment of the second medical cannabis dispensary within the City of Hollister (City Manager)

BRIEF DESCRIPTION: Pursuant to Ordinance 1149 the City of Hollister may permit up to two Medical Cannabis Dispensaries within the City of Hollister. Currently, there is one available to be awarded and Council will consider a procedure to select the second medical cannabis dispensary business.

RECOMMENDATION: Staff recommends City Council ADOPT a

Resolution approving round 2 of the medical cannabis dispensary application process, and direct staff to amend the City's rules and regulations for compliance.

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, City Clerk and Staff.

Receive informational reports from the City Council, City Manager Avera, City Attorney Epperson, Chief of Police Westrick, City Clerk Black, and other staff as applicable.

3. Library Sub-Committee Appointment (City Manager)

BRIEF DESCRIPTION: The City Council will consider two members to represent the City of Hollister on matters relating to the new development and or expansion of the San Benito County Library.

RECOMMENDATION: Staff recommends the City Council APPOINT two members to a Library Sub-Committee.

4. Filling Vacancy of an Elective Office City Council District 1

H. UNFINISHED BUSINESS

I. NEW BUSINESS

J. MISCELLANEOUS

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

L. 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.

The next regular City Council Meetings are scheduled as follows:

Regular City Council Meeting - Tuesday, September 4, 2018, at 6:30 p.m.

(No meeting September 3rd due to holiday)

Regular City Council Meeting - September 17, 2018, at 6:30 p.m.

Regular City Council Meeting - October 1, 2018, at 6:30 p.m.

Regular City Council Meeting - October 15, 2018, at 6:30 p.m.