

CITY OF HOLLISTER AGENDA

for **City Council Meeting**

of **June 4, 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, 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. Conference with Legal Counsel-Existing litigation pursuant to Government Code section 54956.9
Name of case: City of Hollister, et. al. v. PG&E, et al. (City Attorney)

2. 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, and City Clerk Christine Black.

Verification of Agenda Posting

Closed Session: Report out.

Proclamations: Kids at the Park 25th Anniversary

Certificate of Recognition: Special Certificate of Recognition

A. CONSENT RESOLUTION (June 4, 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, and A9.

A1. Warrant Registers.

The City Council will ratify and approve the following Warrant Registers for the General-Special-Enterprise-Assessment Funds dated: (Administrative Services) #1

- May 15, 2018, in the amount of \$ 103,832.65
- May 15, 2018, in the amount of \$ 11,830.83
- May 16, 2018, in the amount of \$ 413,662.03
- May 16, 2018, in the amount of \$ 238,986.18
- May 22, 2018, in the amount of \$ 645,079.31

A2. Claims against the City. (City Clerk) #2

Claim against the City—Filed by Ron Bonvie.

RECOMMENDATION: Staff recommends denial of this claim and seeks authorization to send the notice of rejection to the claimant.

- A3. Resolution No. 2018-134, a Resolution of the City Council of the City of Hollister approving plans and specifications and authorizing the calling for sealed bids for the Cienega Road temporary traffic calming project. (Development Services) #3

This item would approve plans and specifications and authorize staff to call for sealed bids for the Cienega Road Temporary Traffic Calming Project.

RECOMMENDATION: City Council approves the following motion: ADOPT Resolution No. 2018-134, 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 Cienega Road Temporary Traffic Calming Project.

- A4. Resolution No. 2018-135, a Resolution of the City Council of the City of Hollister Authorizing the City Manager or His Designee to Execute Agreements with the California Department of Transportation for the City of Hollister Complete Streets Plans to Remove Safety and Cultural Barriers for Transitioning Neighborhoods. (Development Services) #4

This Resolution will authorize the City Manager or his designee to execute grant agreements with the California Department of Transportation to fund the preparation of Complete Streets Plans on Buena Vista-Santa Ana Roads, Memorial Drive and Meridian Street.

RECOMMENDATION: Staff recommends that the City Council approve the following motion: ADOPT Resolution No. 2018-135, approving A Resolution of the City Council of the City of Hollister Authorizing the City Manager or His Designee to Execute Agreements with the California Department of Transportation for the City of Hollister Complete Streets Plans to Remove Safety and Cultural Barriers for Transitioning Neighborhoods.

- A5. Resolution No. 2018-136, a Resolution of the City Council of the City of Hollister Approving a Supplemental Appropriation for Engineering Assistance with Caltrans Cycle 4 Active Transportation Program Application for Nash-Tres Pinos and Sunnyslope Road; and #5

Resolution No. 2018-137, A Resolution of the City Council of the City of Hollister Approving a Submittal of a Claim to the San Benito County Council of Governments (COG) for Local Transportation Funds for Engineering Services to Assist the with Caltrans Cycle 4 Active Transportation Program Application for Nash-Tres Pinos and Sunnyslope Road. (Development Services)

These Resolutions will approve a supplemental appropriation of \$25,000 from the Traffic Impact Fee Funds and submittal of a Claim to COG for \$75,000. The funds will be used for engineering services to assist with preparation of Caltrans 2018 Cycle 4 Active Transportation Program Application for safe routes to school pedestrian and bicycle improvements to Nash, Tres Pinos and Sunnyslope Roads.

RECOMMENDATION: Staff recommends that the City Council approve the following motion: ADOPT Resolution 2018-136, approving a Supplemental Appropriation for Engineering Assistance with Caltrans Cycle 4 Active Transportation Program Application for Nash-Tres Pinos and Sunnyslope Road; and

Resolution No. 2018-137, approving a Submittal of a Claim to the San Benito County Council of Governments (COG) for Local Transportation Funds for Engineering Services to Assist the with Caltrans Cycle 4 Active Transportation Program Application for Nash-Tres Pinos and Sunnyslope Road.

- A6. Resolution No. 2018-138, a Resolution of the City Council of the City of Hollister accepting the proposals received and authorizing the City Manager to execute a professional services agreement with Prentice, Long & Epperson, PC to provide City Attorney/Legal Services for the City of Hollister. (City Manager) #6

This Resolution will accept the proposals received on January 5th, 2018 in response to the release of the Request for Proposals for City Attorney/Legal Services and authorize the City Manager to execute a Professional Services Agreement.

RECOMMENDATION: Staff recommends that the City Council approve the following motion: ADOPT Resolution No. 2018-138, A Resolution of the City Council of the City of Hollister accepting the proposals and authorizing the City Manager to execute a professional services agreement with Prentice, Long & Epperson, PC to provide City Attorney/Legal Services for the City of Hollister.

- A7. Resolution No. 2018-139, a Resolution of the City Council of the City of Hollister Authorizing the termination of the professional services contract with L+G LLP/JRG Attorneys at Law dated December 22, 2013 and authorizing the City Manager to execute a new professional services agreement with JRG Attorneys at Law to continue to provide City Attorney/Legal Services for specific ongoing cases. (City Manager) #7

This Resolution will authorize the termination of the current professional services agreement with L+G LLP/JRG Attorneys at Law, dated December 22, 2013 and authorize the City Manager to execute a new professional services agreement with JRG Attorneys at Law to continue to provide City Attorney/Legal Services for specific ongoing cases.

RECOMMENDATION: Staff recommends that the City Council approve the following motion: ADOPT Resolution No. 2018-139, A Resolution of the City Council of the City of Hollister authorizing the termination of the current professional services agreement with L+G LLP/JRG Attorneys at law dated, December 22, 2013 and authorize the City Manager to execute a new professional services agreement with JRG Attorneys at Law to continue to provide City Attorney/Legal Services for specific ongoing cases.

- A8. Resolution No. 2018-140, a Resolution of the City Council of the City of Hollister approving temporary street closure for the annual Versailles Block Party. (City Clerk) #8

This Resolution approves the temporary closure of Versailles Drive for an annual neighborhood block party to be held on June 30, 2018.

RECOMMENDATION: City Council to adopt Resolution No. 2018-140, A Resolution of the City Council of the City of Hollister approving temporary street closure of Versailles Drive.

- A9. Resolution No. 2018-141, a Resolution of the City Council of the City of Hollister approving temporary street closure for the annual Horse Show Parade. (City Clerk) #9

This Resolution approves the temporary closure of various streets for the Annual Horse Show Parade to be held on June 16, 2018.

RECOMMENDATION: Staff recommends that the City Council approve the following motion: ADOPT Resolution No. 2018-141, a Resolution of the City Council of the City of Hollister approving temporary street closures for the Annual Horse Show Parade.

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. 2018-142, a Resolution of the City Council of the City of Hollister approving a conditional cannabis use permit/development agreement for Monterey Bay Alternative Medicine, INC to operate a medical cannabis dispensary facility at 773 San Felipe Road (APN 051-100-032-000). (Cannabis) #10

The City Council will consider conditionally approving medical cannabis dispensary for Monterey Bay Alternative Medicine, Inc.

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

RECOMMENDATION: Staff recommends that Council approve the following motion: ADOPT Resolution No. 2018-142, approving a Cannabis Use Permit/Development Agreement 2018-6 for Monterey Bay Alternative Medicine, Inc.

2. Conduct Public Hearing and adopt Resolution No. 2018-143, of the City Council of the City of Hollister confirming the boundary and assessment of Landscape and Lighting District 93-1, and ordering the levy and collection of assessments for Fiscal Year 2018/19. (Engineering) #11

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 2018-19.

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

RECOMMENDATION: Hold a Public Hearing, receive comments, questions, and provide information. Adopt Resolution No. 2018-143, confirming the boundary and assessment of Landscape and Lighting District 93-1, and ordering the levy and collection of assessments for Fiscal Year 2018-19.

F. INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES:

1. Lease Agreement by and between the City of Hollister and Ann Marie Barragan Burns for the Office Space Located at 211 Fifth Street, Hollister, California. (City Manager) #12

The City Council will consider a Resolution authorizing the City Manager to execute a Lease Agreement with Ann Marie Barragan Burns.

RECOMMENDATION: Staff recommends that the City Council approve the following motion: ADOPT Resolution No. 2018-144, A Lease Agreement by and between the City of Hollister and Ann Marie Barragan Burns for the Office Space Located at 211 Fifth Street, Hollister, California.

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 the Association of Monterey Bay Area Governments (AMBAG) Energy Watch Beacon Program and the City of Hollister 2015 Community-wide Greenhouse Gas Inventory. (Development Services) #13

The City Council will receive a written report regarding the City of Hollister 2015 Community-wide Greenhouse Gas Inventory and an oral report from the Association of Monterey Bay Area Governments (AMBAG) regarding the Beacon Program honoring the City of Hollister for energy savings.

RECOMMENDATION: Staff recommends City Council receive the written and oral reports.
4. Report on the Pinnacles Gateway Partners May 17, 2018, Meeting at the San Juan Bautista Mission Education Center. (Development Services) #14

The City Council will receive a report on the Pinnacles Gateway Partners May 17, 2018 meeting.

RECOMMENDATION: Staff recommends that the City Council receives the report and direct staff to include \$2,500 in the Development Services Department Fund 4010 to assist with funding a part-time coordinator.
5. A Report requesting the City Council to reconsider placing a gateway sign at the soon to be constructed roundabout at Fourth Street and Graf Road. #15

The City Council will consider a request to place a gateway sign at planned roundabout at intersection of Fourth Street and Graf Road.

RECOMMENDATION: Staff recommends City Council receive the report and direct staff to return with a resolution authorizing preparation of Plans and Specifications for a Gateway Sign and a Supplemental Appropriation of \$25,000.

6. The City of Hollister will provide a report regarding Recreational Vehicles and Boats, pursuant to section 10.10.030 *Private Property – Parking and storage of recreational vehicles prohibited* in the Hollister Municipal Code. #16

Staff will provide an overview of the Recreational Vehicles and Boats Section 10.10.030 *Private property – Parking and storage of recreational vehicles prohibited* and take direction from the City Council as to whether staff shall work with the Planning Commission to consider permitting the storage and parking of recreational vehicles and boats outside a structure, on a paved driveway, only when space is not available in the rear yard or side yard, or the lot is not on a corner and has no reasonable access to either the side yard or rear yard.

RECOMMENDATION: Staff recommends that the City Council receives the report.

7. Platinum Peak Performance Award. (Development Services) #17

This item is regarding the City of Hollister being the recipient of the Platinum Peak Performance Award.

RECOMMENDATION: City Council receives the report.

8. Designation of Voting Delegate and Alternate(s) for League of California Cities Annual Conference. (City Clerk) #18

The League of California Cities Annual Conference will be held in Long Beach, CA from September 12-14, 2018. The City Council should designate a Voting Delegate and up to two (2) Voting Alternates if anyone is planning on attending this year.

RECOMMENDATION: Council Members will designate a Voting Delegate and up to two Voting Alternates to the 2018 League of California Cities Annual Conference to be held in Long Beach, California from September 12-14, 2018 and then direct staff to make the applicable reservations.

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.

The next regular City Council Meetings are scheduled as follows:

- Regular City Council meeting – Monday, June 18, 2018, at 6:30 p.m.
- Regular City Council meeting – Monday, August 6, 2018, at 6:30 p.m.
- Regular City Council meeting – Monday, August 20, 2018, at 6:30 p.m.
- Regular City Council meeting – Tuesday, September 4, 2018, at 6:30 p.m.