

Minutes

City of Soledad Joint
City Council/Successor Agency
Regular Meeting

May 6, 2015

CALL TO ORDER

Mayor/Chairman Fred Ledesma called the City Council/Successor Agency Meeting to order at 5:30 p.m.

PLEDGE OF ALLEGIANCE was led by Soledad Resident Norma Rianda.

PEACEBUILDERS' PLEDGE was led by Executive Assistant to the City Manager Claudia Moreno.

ROLL CALL

The Following Councilmembers/Agencymembers were present when the meeting was called to order:

Mayor/Chair	Fred J. Ledesma
Mayor Pro Tem/Vice Chair	Alejandro Chavez
Councilmember/Agencymember	Christopher Bourke
Councilmember/Agencymember	Richard Perez
Councilmember/Agencymember	Patricia Stephens

The following Councilmembers/Agencymembers were absent:

None.

ADDITIONS/MODIFICATIONS TO THE AGENDA

None.

MAYOR/COUNCIL PRESENTATIONS

- Certificate of Appreciation honoring Norma Rianda for her many years of service to students and education

Mayor Ledesma presented Ms. Norma Rianda with a Certificate of Appreciation for her many years of service to students and education.

Councilmember Stephens thanked her for many years of dedicated service to education.

Mayor Pro Tem Chavez stated that this certificate was a small token of gratitude and the recognition of fitting for the day as it is National Teachers Day. He then thanked her for her many years of service as an educator.

Councilmember Perez thanked her for many years of service to students and education.

Councilmember Bourke congratulated her on the recognition and thanked her for her service to students.

CLOSED SESSION PUBLIC COMMENT

None.

MEETING RECESS

Mayor Ledesma recessed to Closed Session at 5:35 p.m.

CLOSED SESSION

Of the three (3) items listed in the Closed Session, Item No. 1, 2, and 3 listed below were considered:

1. The City Council will recess to closed session to confer with its attorney regarding litigation pursuant to Government Code Section 54956.9(d)(2) and is hereby of the opinion that a significant exposure to litigation exists.
2. The City Council will recess to closed session to confer with its attorney regarding litigation pursuant to Government Code Section 54956.9(d)(4)- deciding to initiate litigation.
3. The City Council will recess to closed session to meet with its designated representatives regarding labor relations matters pursuant to Government Code Section 54957.6. The employee organizations are the SEIU Local 521 General Unit, and SEIU Local 521 Mid-Management Unit and unrepresented employees.

MEETING RECONVENED

Mayor Ledesma reconvened the meeting from Closed Session at 6:30 p.m.

CLOSED SESSION REPORTS

With respect to item #1, City Attorney Rodriguez reported that the City Council conferred with legal counsel and provided direction. No other reportable action taken.

With respect to item #2, City Attorney Rodriguez reported that the City Council conferred with legal counsel and provided direction. No other reportable action taken.

With respect to item #3, City Attorney Rodriguez reported that the City Council consulted with the City's negotiator and provided direction. No other reportable action taken.

PUBLIC COMMENT

Eva Bañuelos, Soledad Resident addressed the City Council and informed them that this weekend there would be a relay for life at the Salinas Rodeo Grounds. She mentioned they would be honoring Noemi Caldera at the relay.

Epifanio Rios, Soledad High School Student addressed the City Council and informed them that he had been selected to go to Australia to compete in a Cross Country Tournament. He stated he had previously attended a State competition in Fresno. He mentioned that the total cost of the trip to Australia is \$5,300 and that he is currently short \$2,800 as he has received some donations from various organizations from the community. He stated that the trip would be at the end of June and he would be gone for 10 days. He also stated that from the United States only 400 athletes are going, approximately 4 from each State.

Council Discussion:

Mayor Ledesma stated that it was an honor that he will be representing the City of Soledad. He suggested that letters be mailed to various vendors asking for donations. He also suggested that he leave his information with the City Council in case members from the City Council would like to make a personal donation.

MAYOR'S REPORT

Mayor Ledesma reported that the City of Soledad had hosted the Monterey County Mayors Association meeting on May 1st at the Soledad Visitors & Gateway Center. He mentioned that the Mayors were impressed with the Visitors Center and the work that was put into it.

He also reported that City Manager Gonzalez, Mayor Pro Tem Chavez and himself would be attending a tour in Sonoma County/Napa area to see their farm worker housing. He stated that the trip would take place May 7 & 8th.

COUNCILMEMBER ANNOUNCEMENTS AND REPORTS

Announcements and Reports on meetings attended by Councilmembers at City of Soledad expense as required by State law (AB1234).

Councilmember Bourke stated he had attended the AMBAG meeting where there were some concerns about water usage. He also stated that the other concern was about the derailment in small communities of fuel trains.

Councilmember Stephens stated she had attended the MST meeting and reported that the issue about the State holding funds was resolved today. She stated that the State of California would be releasing the \$4.3 million they had been holding on to and there would be no cuts to MST services as they had anticipated.

Mayor Pro Tem Chavez stated he had attended the TAMC meeting on April 9th, the TAMC Executive Committee meeting and the TAMC Rail Policy Committee meeting. He reported that for the first time in years, the Union Pacific Rail Company had agreed to have a discussion on the possibility of sale of some property. He mentioned that this is one of the steps needed in order to seeing a train station in Soledad some day. He also reported that the 2nd round of the ATP grant will be coming up soon.

COUNCILMEMBER PRAISES

Councilmember Bourke praised all Soledad residents that are conserving water and asked that they keep saving water.

Mayor Ledesma praised Councilmember Perez, Pauline Tomasini and Eva Bañuelos for their efforts in putting on this year's 4th of July festivities in the City of Soledad. He mentioned that there would be a firework display and hamburger cook off. He encouraged people to visit the website for the event at www.soledad4thofjuly.com for more information about the festivities taking place.

CONSENT CALENDAR

City Manager Gonzalez stated that she would like to pull Consent Item No. C-3. She informed the City Council that staff would bring the item back at the June 3rd City Council meeting.

Councilmember Perez stated he would like to pull Consent Item No. C-7 and C-9; for separate discussion.

Action: Councilmember Stephens made a motion to adopt the remaining items in the Consent Calendar. Motion was seconded by Mayor Pro Tem Chavez and carried by the following vote.

Ayes:	Ledesma, Chavez, Bourke, Perez, Stephens
Noes:	None.
Abstain:	None.
Absent:	None

C-1. Approval of Minutes

- a) City Council Emergency Meeting Minutes of February 18, 2015
- b) City Council Special Meeting Minutes of February 24, 2015

C-2. Approval of Warrants

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C-4. Resolution No. 5077, A Resolution of the City Council of the City of Soledad Accepting the 2014 Pavement Marking Maintenance Project by Safety Striping Services, Inc. as Complete and Authorizing the Release of Retention Payment

C-5. Resolution No. 5078, A Resolution of the City Council of the City of Soledad Approving a Task Order with Yamabe & Horn Engineering in the Amount of \$50,000 for Design of the City's Sidewalk/ADA Ramp Repairs and Fitness Station Project and Authorizing the City Manager to Execute said Task Order on Behalf of the City of Soledad

C-6. Resolution No. 5079, A Resolution of the City Council of the City of Soledad Approving and Authorizing the City Manager to Execute a "Direct Agreement" between the City, Foundation Windpower, LLC, Foundation HA Energy Generation, LLC, Foundation CC Fund VII Master Tenant, LLC, and Foundation CA Fund VII Owner, LLC, for the Benefit of HAT CFII OP A, LLC

C-8. Resolution No. 5080, A Resolution of the City Council of the City of Soledad Approving the Economic Development Roadmap for 2015-2017

C-10. City of Soledad Monthly Department Activity Reports

The following item was pulled by City Manager Gonzalez; item will be brought back for Council consideration at the June 3rd City Council meeting.

C-3. Resolution No. 5076, A Resolution of the City Council of the City of Soledad Approving a Consulting Services Agreement with Ford & Bonilla Effective July 1, 2015 for Public Information Officer, Social Media and other Marketing Services in an Amount not to exceed \$60,000

The following item was pulled by Councilmember Perez for separate discussion:

C-7. Consideration and Approval by Minute Motion of Fireworks 2015 Sales Permits

Community & Economic Development Director Slama presented the staff report to the City Council. He informed the City Council that he had received four (4) applications for temporary sales of fireworks. The applicants are Liberty Chapel, Soledad Lions Club, Victory Outreach and Bomberz Softball.

Council Discussion:

Councilmember Perez questioned the location of sales for the Bomberz softball team. He stated that the staff report address did not match the permit application address.

Community & Economic Development Director Slama responded that the correct location was on Monterey St.

Paul Arias from South Monterey County Youth Alliance addressed the City Council and stated he would like to be given the opportunity to submit an application for firework sales. He said he had missed the deadline.

Mayor Ledesma and the City Council informed Mr. Arias that unfortunately they could not approve his request. Mayor Ledesma stated the City Council would set precedence if he was allowed to submit the paperwork. He also stated that it would be unfair for the other group who submitted their paperwork on time.

Jonathan Bañuelos addressed the City Council and informed them that he was a representative of the Bomberz Softball Team and said it was the first time they have formed a traveling softball team. He stated he was in the process of applying for non-profit status.

Councilmember Perez asked Mr. Bañuelos if he had submitted his non-profit status application to the State of California. He stated that part of the requirement is that the organization applying for the sales permit be non-profit. He also asked Mr. Bañuelos if he had his non-profit I.D. number.

Mr. Bañuelos stated he would send in the application and come back to the City Council with their proof of non-profit status.

Amy from Victory Outreach addressed the City Council and informed them that this was their first year applying for the permit. She stated they have been part of the community for ten (10) years. She thanked the City Council for the opportunity to apply.

Councilmember Perez stated he recommended that they approve the three (3) applicants that have a non-profit status only.

City Attorney Rodriguez informed the City Council that they have a total of four (4) applications. He said out of the four (4) only three (3) are complete, one (1) does not

have a non-profit status and one (1) that is not completed at all and wants Council consideration.

Mayor Ledesma believes that in the future the City may need to do a lottery for the firework sales permits so that everyone can have an opportunity to apply.

Council Action: To approve the three (3) completed applications from Liberty Chapel, Lions Club and Victory Outreach. Bomberz Softball would need to submit proof that they are non-profit.

Motion: Moved by Councilmember Stephens, seconded by Councilmember Bourke.

Vote: Motion Carried by the following vote:
Ayes: Ledesma, Stephens, Chavez, Bourke, Perez
Noes: None.
Abstain: None.
Absent: None.

The following item was pulled by Councilmember Perez for separate discussion:

C-9. Approve by Minute Motion the Street Closure of Andalucia Drive between Ticino Street and Metz Road for 4th of July Event and Closure of the Parade Route Along North Street from Main Street School to Chester Aaroe Park

Community & Economic Development Director Slama presented the staff report to the City Council. He stated this was a yearly event and this item was just asking for the street closure.

Council Action: To approve by minute motion the street closure of Andalucia Drive and North St.

Motion: Moved by Councilmember Bourke, seconded by Mayor Pro Tem Chavez.

Vote: Motion Carried by the following vote:
Ayes: Ledesma, Stephens, Chavez, Bourke, Perez
Noes: None.
Abstain: None.
Absent: None.

BUSINESS

B-1. Resolution No. 5081, A Resolution of the City Council of the City of Soledad Approving an Agreement with the California Department of Forestry and Fire Protection for Services from July 1, 2015 to June 30, 2018 at a Not to Exceed Cost of \$3,295,039 for the Duration of the Term, and Authorizing the City Manager to Execute said Agreement on Behalf of the City of Soledad

City Manager Gonzalez presented the staff report to the City Council. She informed the City Council that this was a new contract for fire services, she mentioned the City had first entered into with Cal Fire back in 2011 with an effective date of January 1, 2015 through June 30, 2015. She stated that staff is recommending approval of the new contract.

Council Action: To adopt Resolution No. 5081.

Motion: Moved by Councilmember Bourke, seconded by Councilmember Perez.

Vote: Motion Carried by the following vote:
Ayes: Ledesma, Stephens, Chavez, Bourke, Perez
Noes: None.
Abstain: None.
Absent: None.

B-2. Resolution No. 5082, A Resolution of the City Council of the City of Soledad Approving the Consultant List to Provide On-Call Planning and Environmental Services for Anticipated Entitlement Projects

Community & Economic Development Director Slama presented the staff report to the City Council. He informed the City Council that this would be for general on-call services. He stated that there was no RFQ needed since it was not for a specific project. He also stated that the list attached to the staff report was a list of qualified firms that would be used.

Council Discussion: Councilmember Bourke asked if the firm that worked on the Turbine was on the attached list.

Community & Economic Development Director Slama confirmed that PMC was on the list of firms.

Council Action: To adopt Resolution No. 5082

Motion: Moved by Councilmember Stephens, seconded by Mayor Pro Tem Chavez.

Vote: Motion Carried by the following vote:
Ayes: Ledesma, Stephens, Chavez, Bourke, Perez
Noes: None.
Abstain: None.
Absent: None.

B-3. Resolution No. 5083, A Resolution of the City Council of the City of Soledad Approving Task Order No. 21 in the Amount of \$27,695 for Engineering Services for the Rehabilitation of Well #9 with Harris & Associates, and Authorizing the City Manager to Execute said Task Order on Behalf of the City of Soledad

Public Works Director Wilcox presented the staff report to the City Council. He stated that Well #9 was a good well and that the City had invested some money in getting it cleaned up. He stated that staff is looking at putting in a cleaning system, but it would cost a good amount of money. He informed the City Council that for now, staff would conduct a Packard test to see if it works. He mentioned that the hydrologists will cost around \$27,000.

Council Discussion: Councilmember Bourke asked how much capacity would be lost.

Public Works Director Wilcox advised that 10% of capacity would be lost.

Council Action: To adopt Resolution No. 5083

Motion: Moved by Councilmember Stephens, seconded by Mayor Pro Tem Chavez.

Vote: Motion Carried by the following vote:
Ayes: Ledesma, Stephens, Chavez, Bourke, Perez
Noes: None.
Abstain: None.
Absent: None.

B-4. Resolution No. 5084, A Resolution of the City Council of the City of Soledad Approving a Contract Change Order for Construction Services with Maggiora Brothers Drilling, Inc. in an Amount Not-to-Exceed \$19,000 for the Well #9 Rehabilitation Project and Authorizing the City Manager to Execute Said Change Order on Behalf of the City

Public Works Director Wilcox presented the staff report to the City Council. He informed the City Council that the contractor would do the drilling on Well #9 in order to find out if the Packard Test can be done.

Council Discussion: City Manager Gonzalez asked if once drilling happens, how soon after can we know if they will proceed with Packard Test.

Public Works Director Wilcox responded it could be within a week.

Council Action: To adopt Resolution No. 5084

Motion: Moved by Councilmember Stephens, seconded by Councilmember Bourke.

Vote: Motion Carried by the following vote:
Ayes: Ledesma, Stephens, Chavez, Bourke, Perez
Noes: None.
Abstain: None.
Absent: None.

B-5. Resolution No. 5085, A Resolution of the City Council of the City of Soledad Approving Task Order #19 from Harris & Associates in the Amount of \$83,880 for Engineering Services for the City's Wastewater Effluent Reuse Project – Phase II, and Authorizing the City Manager to Execute said Task Order on Behalf of the City of Soledad

Public Works Director Wilcox presented the staff report to the City Council. He stated that above was Phase II design showing the missing pieces to the City.

Council Action: To adopt Resolution No. 5085.

Motion: Moved by Councilmember Stephens, seconded by Mayor Pro Tem Chavez.

Vote: Motion Carried by the following vote:
Ayes: Ledesma, Stephens, Chavez, Bourke, Perez
Noes: None.
Abstain: None.
Absent: None.

B-6. Resolution No. 5086, A Resolution of the City Council of the City of Soledad Declaring an End to the City Public Works Emergency Threatening Life, Health and Property and Retroactively Approving Additional Expenditures in the Amount of \$17,685.24

Public Works Director Wilcox presented the staff report to the City Council. He stated that as mentioned at the previous meeting the City had to deal with two major leaks and one small one. He also stated that staff had to call Monterey Peninsula Engineering (MPE) Company to come do the repairs. He informed the Council that the smaller leak took more work than was anticipated. He stated that the water pipe near ACE Hardware had to be repaired all of the way to the back of the building. He stated that staff would like to officially declare the Emergency over.

Council Discussion: Councilmember Bourke stated that he was under the impression the City had purchased the SCADA system, yet it didn't notify staff of the leak.

Public Works Director Wilcox responded that the SCADA System had been installed for waste water but not for the water system.

Council Action: To adopt Resolution No. 5086.

Motion: Moved by Councilmember Bourke, seconded by Councilmember Perez.

Vote: Motion Carried by the following vote:
Ayes: Ledesma, Stephens, Chavez, Bourke, Perez
Noes: None.
Abstain: None.
Absent: None.

COUNCILMEMBER'S COMMITTEE REPORTS

Mayor Pro Tem Chavez reported that he had attended the Parks Committee Meeting. He stated that at the meeting the plans for the Soccer Field were reviewed. He also stated that everyone had come up with an agreement as to which days were going to be for practice and which days would be for playing games. He stated that the following was agreed upon:

Monday, Wednesday, Friday there would be no playing.
Tuesday and Thursday would be for Practice.
Saturday and Sunday would be for games.

Mayor Pro Tem Chavez also reported that fees for use were discussed and it looked like everyone was in agreement, but it would be something looked at in the future. Councilmember Stephens reported that on May 21st the Soledad Farmers Market would officially begin. She encouraged everyone to attend.

CITY MANAGER'S REPORT

City Manager Gonzalez reported that staff has received many inquiries regarding water conservation efforts. She stated she had asked Public Works Director Wilcox to provide an oral report on the subject.

Public Works Director Wilcox addressed the City Council and informed them that on April 21st Governor Brown had issued an Executive Order to start conserving water. He stated that the City of Soledad has asked residents to only water two (2) days a week. He also stated that residents are not able to use a water hose without a nozzle. He mentioned there has been some enforcement from neighbors telling on each other. He will be attending workshops at the end of the month of May and said he would come back in the month of June with more direction from the State.

COUNCILMEMBER'S ITEMS AND FUTURE AGENDA ITEMS

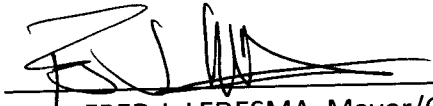
Comments from the Councilmembers on general items of concern and on matters that they wish to put on future agendas.

None.

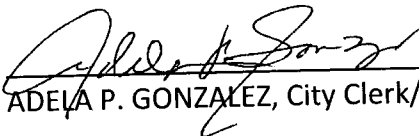
ADJOURNMENT

There being no other business to come before the Council/Agency, Mayor/Chair Ledesma adjourned the meeting at 7:40 p.m.

Approved: August 5, 2015.



FRED J. LEDESMA, Mayor/Chairman



ADELA P. GONZALEZ, City Clerk/Agency Secretary