

Minutes

City of Soledad Joint
City Council/Successor Agency
Regular Meeting

July 1, 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 Kelley Morganteen, Senior Legal Services

PEACEBUILDERS' PLEDGE was led by Mike Rodriguez.

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

City Manager Gonzalez announced that the closed session items would not be necessary.

PUBLIC COMMENT

Kelley Morganteen from Senior Legal Services addressed the council and advised that this agency has been around for 30 years. They earn money from grants, CDBG and Harden Foundation and have always had outreach in the South County. The best way to get in contact with them is to give them a call and set-up an appointment at (831)442-7700. They are at the Soledad Public Library every Thursday for probate and other legal questions.

CLOSED SESSION

None.

MAYOR'S REPORT

Mayor Ledesma reported that he had attended the Racial Equity Conference in Seattle and mentioned that it was very informative.

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 reported he had attended the AMBAG meeting on June 12th. He informed the Council that the major point of discussion was Regional Data.

Councilmember Stephens attended the Administrative Policy Committee Meeting in Sacramento where the hot topics were Governor's Budget and District Elections. She feels that votes are a little diluted when they go by Districts.

Councilmember Perez stated he attended the Salinas Valley Solid Waste Authority meeting on June 18th.

Mayor Pro Tem Chavez reported that on June 24th he attended the TAMC meeting and the main discussion was about the Highway 156 Toll Road Studies. He stated that North County folks presented opposing Multi-Model and that TAMC is moving forward with officially hiring a consultant regarding the 3/8 of a cent sales tax. He also advised that Grants were given for the CAP and Trade. In addition, MST was given the grant and the Pajaro Train Station for TAMC was denied.

COUNCILMEMBER PRAISES

Councilmember Bourke praised Don Wilcox for his Leadership Award that was given to him by Monterey Bay Area Air Pollution Control District. He also praised everyone in the community who donated for the 4th of July fireworks. Lastly, he praised Lucy Jensen for her efforts on the shoe drive.

Councilmember Perez praised all the volunteers for this year's 4th of July festivities.

Mayor Pro Tem Chavez praised Pauline and Councilmember Perez and all the folks that coordinated the 4th of July Event. He also mentioned that Lions Club Little League, Juniors Team made it to finals but not to next level. He praised the efforts of all the kids participating in these type of events, camps and/or sports

Mayor Ledesma praised Councilmember Perez for convincing Pauline to include spanish music, a carnival and parade to the 4th of July event. He also mentioned that Pinnacles National Park is adding a couple of new trails. He also praised Adela Gonzalez, City Manager, who attended the National Resource Network Conference in Miami, FL (NRN).

She advised about the upcoming AG Tech Summit. She distributed a report on the NRN meeting and presentation. The take away was that education is connected to Economic Development. As long as you have low performing schools you'll have economic development issues.

CONSENT CALENDAR

Due to a conflict of interest, Councilmember Bourkes recused himself from voting on Consent Item C-6. City Attorney Rodriguez noted that minor edit would be made on Resolution 5104 showing that the vote took place at a Regular Meeting not a Special Meeting.

Action: Councilmember Stephens made a motion to accept all of the items on the Consent Agenda, C1-C11. Motion was seconded by Councilmember Perez and carried by the following vote.

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

Councilmember Bourke did not vote on Item C-6.

C-1. Approval of Minutes

a) Joint City Council/Successor Agency Regular Meeting Minutes of April 1, 2015

C-2. Approval of Warrants

27647 - 27931

C-3. Resolution No. 5101, A Resolution of the City Council of the City of Soledad Approving Garbage Collection and Disposal Rates for Fiscal Year 2015-2016, with and Effective Date of July 1, 2015

C-4. Resolution No. 5102, A Resolution of the City Council of the City of Soledad Authorizing Award of the City's Front Street Sewer Lift Station and Wet Well

Abandonment Project to the Don Chapin Company in an Amount Not to Exceed \$42,820

- C-5. Resolution No. 5103**, A Resolution of the City Council of the City of Soledad Approving a Purchase Agreement from Mobile Modular Management Corporation to Purchase the Visitors Center Building for \$40,854
- C-6. Resolution No. 5104**, A Resolution of the City Council of the City of Soledad Certifying Compliance with State Law with Respect to the Levying of General and Special Taxes, Assessments and Property-Related Fees and Charges for Fiscal Year 2015/2016
- C-7. Resolution No. 5105** A Resolution of the City Council of the City of Soledad accepting the Vosti Park Construction Improvements Project by Perma-Green Hydroseeding, Inc as Complete and Authorizing the Release of Retention Payment
- C-8. Resolution No. 5106** A Resolution of the City Council of the City of Soledad Authorizing the City Manager to Execute an Amendment to an Agreement Between the City of Soledad and Monterey Bay Analytical Services, Inc for Laboratory Services in the amount of \$62,730.00
- C-9.** Accept the 2014 Water System Consumer Confidence Report.
- C-10.** Approve by Minute Motion Proposed Rate Change for Jarvis, Fay, Doportto & Gibson Legal Services
- C-11.** City of Soledad Monthly Department Activity Reports

PUBLIC HEARING

- PH-1.** Resolutions of the City Council of the City of Soledad Ordering the Levy and Collection of Assessments within the Diamond Ridge Benefit Assessment District No. 1 (Miravale I), the Diamond Ridge Parks and Open Space Maintenance Assessment District No. 1 (Miravale I), the Parks and Open Space Maintenance Assessment District No.1, Orchard Villas/Miravale II, the Benefit Assessment District No. 2, Orchard Villas/Miravale II, and the Rancho San Vicente Parks and Open Spaces Maintenance Assessment District (*2nd Reading and Adoption*)

Councilmember Bourke announced that he has property in the District regarding Public Hearing and recused himself from voting on Resolution 5107 and Resolution 5108.

Public Works Director Don Wilcox presented the staff report to the City Council.

Public Comment: None.

Resolution No. 5107, Ordering the Levy and Collection of Assessments within the Diamond Ridge Benefit Assessment District No. 1 (Miravale I) for Fiscal Year 2015/2016.

Council Action: To adopt Resolution No. 5107

Motion: Motion made by Councilmember Perez, seconded by Councilmember Stephens.

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

Resolution No. 5108, Ordering the Levy and Collection of Assessments within the Diamond Ridge Parks and Open Space Maintenance Assessment District No. 1 (Miravale I) for Fiscal Year 2015/2016.

Council Action: To adopt Resolution No. 5108

Motion: Motion made by Councilmember Perez, seconded by Councilmember Stephens.

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

Resolution No. 5109, Ordering the Levy and Collection of Assessments within the Parks and Open Space Maintenance Assessment District No. 1, Orchard Villas/Miravale II for Fiscal Year 2015/2016.

Council Action: To Adopt Resolution No. 5109

Motion: Motion made by Councilmember Stephens, seconded by Councilmember Perez.

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

Resolution No. 5110, Ordering the Levy and Collection of Assessments within the Benefit Assessment District No. 2, Orchard Villas/Miravale II for Fiscal Year.

Council Action: To Adopt Resolution No. 5110

Motion: Motion by councilmember Stephens, seconded by Councilmember Perez.

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

Resolution No. 5111, Ordering the Levy and Collection of Assessments within the Rancho San Vicente Parks and Open Spaces Maintenance Assessment District for Fiscal Year 2015/2016.

Council Action: To Adopt Resolution No. 5111

Motion: Motion made by Councilmember Stephens, seconded by Councilmember Perez.

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

PH-2. Ordinance No. 691, Consider Second Reading and Adoption of Ordinance 691, Adding Chapter 8.24- "Regulation of Psychoactive Bath Salts, Psychoactive Herbal Incense, and Other Synthetic Drugs" to the City of Soledad Municipal Code (*2nd Reading and Adoption*)

Chief Eric Sills presented the staff report to the City Council.

Public Comment: **Sunset Center representative** Dee Acosta addressed the City council and expressed her support for the purpose of this ordinance.

Council Discussion: None.

Council Action: To conduct the 2nd reading and adopt Ordinance No. 691.

Motion: **Motion made by** Moved by Councilmember Perez, 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. 5112, A Resolution of the City Council of the City of Soledad Approving an Agreement for Construction Services with American Pavement System, Inc in an Amount Not-to-Exceed \$616,852.50 for the 2015 Cape Seal Project and Authorizing the City Manager to Execute Said agreement on Behalf of the City

Public Works Director Don Wilcox presented the 'Great Streets' staff report to the City Council and recommend that we do a cape seal on streets. The formal bidding was completed. We will need to advertise about this project on our Website and in the Soledad Bee newspaper. Lastly, we will need to implement traffic control on streets that are being worked on.

Council Discussion: Mayor Pro Tem Chavez asked if fixing the pavement will happen all at once for all streets.

Public Works Director Don Wilcox advised that it would be done in quadrants.

Councilmember Bourke suggested that Businesses need to be notified of this project due to street closures and effects to their businesses.

Mayor Ledesma stated that it was very important for this project to be sent to our local newspaper.

Council Action: To adopt Resolution No. 5112.

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

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

B-2. **Ordinance No. 690**, Second Reading and Adoption of an Ordinance Amending Chapter 13.52 – Stormwater Quality Of Title 13 - Public Services, Amending Chapter 15.10 - Landscape of Title 15-Building Construction, and Adding New Chapter 15.11 - Water Efficient Landscape Design Requirements to Title 15 - Building Construction, All of the Soledad Municipal Code, In Order to Maintain Compliance with the State Phase II MS4 Permit (*2nd Reading and Adoption*)

Public Works Director Wilcox presented the staff report to the City Council

Council Discussion: Mayor Pro Tem Chavez asked if there will be separate checklists for developers and staff.

Public Works Director Wilcox advised that there would be two separate checklists.

Council Action: To adopt Ordinance No. 690.

Motion: Motion made 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. Consider Status Report on Marijuana Dispensary and Cultivation Ordinances

City Manager Gonzalez, informed City Council that she was hoping to have ordinance ready. There is one ordinance ready but there will actually need to be a second one. She met with

Legal Counsel and they are to provide an Emergency Ordinance that will give us some time. The ordinance will be presented at subsequent meeting.

Council Discussion:

Councilmember Perez stated that Salinas is having trouble adding "manufacturing" into the ordinance.

City Manager Adela Gonzalez advised that we will have an ordinance that will cover any type of business involving marijuana. We need to make it as comprehensive as possible.

B-4. Request to Use Former RDA Property on Nestles Road for Temporary Use Permit – Circus Event

Community & Economic Development Director Slama informed City Council that a Circus is coming into town and want to use the RDA Property. He advised "Circus Caballero" that they cannot use city parks and Circus informed they do not have exotic animals

Council Discussion:

Councilmember Bourke mentioned that he thought RDA Property belonged to the State.

Community & Economic Development Director Slama states that this is City Property and that RDA Property is still our jurisdiction at this point.

Councilmember Bourke stated that Cal Fire had concerns about water.

Councilmember Perez stated that we never had it for a profit entity.

Councilmember Bourke asked if we anticipated Police Officers need for the events.

Chief Sills stated yes there would be Police Officers needed.

Community & Economic Development Director Slama stated that this goes along as in-kind services due to contributions.

Mayor Pro Tem Chavez suggests that staff move forward requesting a fee due to Police Services. A possible fee of \$1000 or \$1200, plus deposit. We need to come up with a number for in-kind services.

City Council consensus was to approve the request with - \$1000 deposit and \$1000 rental and In-Kind Services.

COUNCILMEMBER'S COMMITTEE REPORTS

None.

CITY MANAGER'S REPORT

City Manager Gonzalez reported the following items:

Window/door Improvements for Westcott Building on Front Street will be done in a week and the temporary structure will be removed.

A concert Band from Orange County will be at Eden Valley on July 8th @ 6:15 p.m.

Lastly, Ghost Adventures will be at Los Coches Adobe, taping for their show beginning July 15th for 3 days.

COUNCILMEMBER'S ITEMS AND FUTURE AGENDA ITEMS

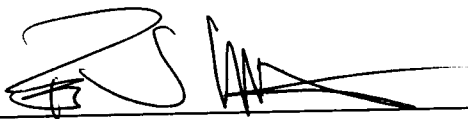
Comments from the Councilmembers on general items of concern and on matters that they wish to put on future agendas.

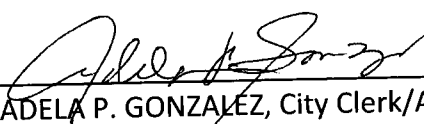
None.

ADJOURNMENT

Mayor Ledesma recessed the regular meeting at 6:39 p.m.

Approved: September 2, 2015


FRED J. LEDESMA, Mayor/Chairman


ADELA P. GONZALEZ, City Clerk/Agency Secretary