

Minutes

City of Soledad Joint
City Council/Successor Agency
Regular Meeting

February 3, 2016

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE was led by Ida Lopez Chan.

PEACEBUILDERS' PLEDGE was led by Chief Eric Sills.

ROLL CALL

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

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

ADDITIONS/MODIFICATIONS TO THE AGENDA

City Manager Gonzalez requested the following modifications to the Agenda:

- Closed Session items 1, 2 and 4 to be considered at the end of the meeting.
- Closed Session No. 3 be moved to the beginning of the meeting.

MAYOR/COUNCIL PRESENTATIONS

- None

PUBLIC COMMENT ON ITEMS NOT APPEARING ON AGENDA

- Ida Lopez Chan presented to the Council to take into consideration to Adopt the Sister-City of Palo Alto, Aguascalientes.
- Mr. Nick Huntington from Huntington Farms requested modification to Item number B-4, Exhibit A Section 2.2. Mr. Huntington submitted proposed language in writing.

MAYOR'S REPORT

- Mayor Ledesma reported that he did attend ACCAPS meetings in Sacramento.

COUNCILMEMBER ANNOUNCEMENTS AND REPORTS

Mayor Pro Tem Chavez reported he attended T.A.M.C. meeting on January 27, 2016.

Councilmember Stephens reported she did attend the Administrative Services Policy Meeting in Sacramento and gave verbal update on the MST Visioning goals and objectives.

Councilmember Perez reported he did attend the Salinas Valley Solid Waste Authority meeting on January 24, 2016 and was also appointed the Vice President of the Salinas Valley Solid Waste Authority Board.

Councilmember Burke reported that he attended the city's emergency preparedness training on January 11, 2016 and also attended an AMBAG meeting.

COUNCILMEMBER PRAISES

Councilmember Bourke praised Public Works for preparing for the rain successfully. Also praised Code Enforcement on the city looking better.

Councilmember Stephens praised Code Enforcement on animal control.

Mayor Pro Tem Chavez praised the Y.M.C.A. for the painting of the Y Building and for various youth sports. He also praised the Recreation District for re-opening the pool

CONSENT CALENDAR

City Manager Adela Gonzalez advised of a correction to Consent item C-4, Resolution No. 5151 regarding purchase of a Chevy truck. The corrected Resolution has been distributed on the dais.

Action: Councilmember Bourke made a motion to adopt items C-1 through C-8 with modification to C-4 on the consent Calendar with the changes/corrections made by City Manager Gonzalez. Motion was seconded by Councilmember Perez and carried by unanimous vote.

C-1. Approval of Minutes

- a) Joint City Council/Successor Agency Regular Meeting Minutes of February 3, 2016

C-2. Approval of Warrants

29200 - 29479

- C-3. Resolution No. 5150, A Resolution of the City of Soledad Approving Contract change Order No. 3 for Construction Services with American Pavement Systems, Inc., in the amount of \$9,036 for the City's 2015 Cape Seal Project and

Authorizing the City Manager to Execute said Change Order on behalf of the City.

- C-4. Resolution No. 5151, A Resolution of the City Council of the City of Soledad Approving the purchase of One 2016 Chevrolet Pickup Truck, in the Amount of \$32,019.45 From My Chevrolet and Authorizing The City Manager to purchase said equipment.
- C-5. Resolution No. 5152 , A Resolution of the City Council of the City of Soledad Accepting and Approving a Proposal from The Spencer Turbine Company in the amount of \$22,984.46 for Blower Modifications for the Blower Energy Reduction Project and Authorizing the City Manager to make the purchase on behalf of the city
- C-6. Successor Agency Resolution No. SA-2016-01, A Resolution of the Successor Agency of the City of Soledad Authorizing the Executive Director to Enter Into a Consulting Service Agreement With Cushman Wakefield to Provide Real Estate Services for the Disposition of Former Redevelopment Agency Properties.
- C-7 Receive and Accept the city's Fiscal Year 2015-2016 Midyear Financial Progress Report.
- C-8 Receive and Accept City of Soledad Monthly Department Activity Reports

CLOSED SESSION ITEM NO. 3

- 1. The City Council of the City of Soledad will recess to closed session pursuant to Government Code Section 54956.9(a) to confer with its attorney regarding pending litigation which has been formally initiated and to which the City is a direct or related party – HMBY v. City of Soledad, et al.

MEETING RECESS

Mayor Ledesma recessed to Closed Session at 5:47 p.m.

MEETING RECONVENED

Mayor Ledesma reconvened from Closed Session at approximately 6:05 p.m.

CLOSED SESSION REPORT

The City Attorney reported that the City Council met with Legal Counsel, provided direction. No other reportable action taken.

PUBLIC HEARING

- None

BUSINESS

B-1 Presentation by T.A.M.C. of the Draft Transportation Sales Tax Investment Plan.

Debbie Hale, Executive Director for the Transportation Agency for Monterey County, approached the Council and presented the draft plan; she stated she was here seeking feedback from the Council.

Council Action:

No action was taken

Information was received by the City Council

B-2 Appointment of Measure Y Oversight Committee Members

City Manager Adela Gonzalez presented the staff report. She stated that all of the committee members had termed out.

There are five new applicants to be considered for the 2016 through 2017 term.

Councilmember Stephens suggested the council consider staggering the Committee Members term for the future of Measure Y and modifying the Resolution.

Council Action:

By City consensus the following five applicants were appointed to the Measure Y Committee for 1 year:

Ubertino Guzman
Lucio Esteban Rios
Ida Lopez Chan
Walter R. Stewart
Sharon L. Steward

B-3 Resolution No. 5153, A Resolution of the City of Soledad Approving:

1. Task order #33 with Harris and Associates for Development and Implementation of the Phase II Storm water Permit requirements for Permit Year 3 (2015-2016) in the amount of \$77,000.
2. An Amendment to an Agreement between the City of Soledad and Save the Whales for Public Education and Outreach Services required by the Phase II Storm water Permit for Permit Year 3 (2015-2016) in the amount of \$21,025.

Don Wilcox, Public Works Director presented the staff report.

Council Action:

To adopt Resolution No. 5153

Motion:

Motion made by Councilmember Stephens seconded by Councilmember Bourke and carried by unanimous vote.

B-4 Resolution No. 5154 , A Resolution of the City Council of the City of Soledad Adopting a Memorandum of Agreement between the City of Soledad and the County of Monterey regarding Working Cooperatively on Common Planning, Growth and Development Issues.

Brent Slama, Community and Economic Development Director presented the staff report.

Mike Novo of Monterey County Planning Department and Kate McKenna from LAFCO both expressed support for the resolution and the MOA.

Council Action:

To adopt Resolution 5154

Motion:

Motion made by Councilmember Bourke, seconded by Councilmember Perez and carried by unanimous vote. The motion included the addition of four points.

1. Addition of an Amendment clause.
2. Addition of Mr. Nick Huntington's proposed language submitted this evening.
3. Addition of the County's support for connecting the Los Coches Adobe property to the city and for the modification of the property to facilitate development.
4. Add a permanent Agricultural edge along the West side of Highway 101.

B-5 Second Reading and Adoption of Ordinance No. 695 of the City Council of the City of Soledad Prohibiting Medical Marijuana Cultivation, Dispensaries and Deliveries in the City of Soledad.

Mike Rodriquez, City Attorney presented the staff report.

Council Action:

To adopt Ordinance No. 695

Motion:

Motion to move made by Councilmember Stephens, seconded by Councilmember Bourke and carried by unanimous vote.

B-6 Consider Waiver of First Reading, Introducing and Read by title only Ordinance No. 699, of the City Council of the City of Soledad Amending Chapters 9.09 – Noise and 9.12 – Outdoor Use of Sound Equipment of title 9- Public Peace, Morals and Welfare of the Soledad Municipal Code.

Council Action: To waive first reading and to introduce Ordinance No. 699

Motion:

Motion to move made by Councilmember Stephens, seconded by Councilmember Perez and carried by unanimous vote.

COUNCILMEMBER’S COMMITTEE REPORTS

- None.

CITY MANAGER’S REPORT

Receive City Manager’s written report dated February 3, 2016

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.

- Mayor Ledesma would like for staff to bring back to City Council some ideas on how to address the gambling at Vosti Park.

PUBLIC COMMENT ON CLOSED SESSION ITEM

- None

CLOSED SESSION ITEMS NO. 1, 2 and 4.

1. The City Council /Successor Agency will recess to closed Session Pursuant to Government Code Section 54956.8 to give instruction to the City’s real property negotiator concerning property located at APN No. 022-292-025, APN No. 022-292-026, APN No. 022-292-029. Instructions to the negotiator will concern price, terms of payment, and other relevant conditions. City/Successor Agency Negotiator: Adela P. Gonzalez, City Manager/ Executive Director.
2. The City Council /Successor Agency will recess to closed Session Pursuant to Government Code Section 54956.8 to give instruction to the City’s real property negotiator concerning property located at APN No. 022-201-010. Instructions to the negotiator will concern price, terms of payment, and other relevant conditions. City/Successor Agency Negotiator: Adela P. Gonzalez, City Manager/ Executive Director.

4. 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.

MEETING RECESS

Mayor Ledesma recessed to Closed Session at 7:50 p.m.

MEETING RECONVENED

Mayor Ledesma reconvened from Closed Session at approximately 8:39 p.m.

CLOSED SESSION REPORTS

The City Attorney reported that with respect to item #1, City Council conferred with legal counsel. No other reportable action was taken.

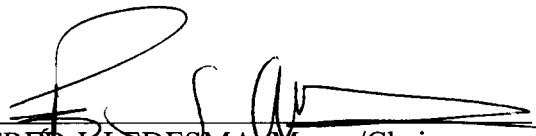
With respect to item #2, City Council conferred with legal counsel and provided direction. No other reportable action taken.

With respect to item #4, City Council received an update from staff. No other reportable action taken.

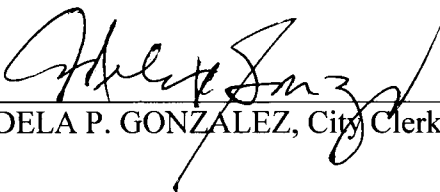
ADJOURNMENT

Mayor adjourned the meeting at 8:40 p.m.

Minutes Approved: March 2, 2016



FRED J. LEDESMA, Mayor/Chairman



ADELA P. GONZALEZ, City Clerk/Agency Secretary

