

Minutes

City of Soledad Joint
City Council/Successor Agency
Regular Meeting

August 3, 2016

CALL TO ORDER

Mayor Ledesma called the City Council/Successor Agency Meeting to order at 5:31 p.m.

PLEDGE OF ALLEGIANCE was led by Tony Virrueta

PEACEBUILDERS' PLEDGE was led by Darlene Noriega

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

1. Public Comment to follow Closed session
2. Urban Arts Collaborative Presentation to be moved until after Closed session

MAYOR/COUNCIL PRESENTATIONS

- South County Little League Four Cities For Peace Tournament Trophy was to be presented to the City Council. The South County Little League and Coaches were not able to be present, but plan to present the winning trophy at the September 7, 2016 Regular City Council Meeting.
- A Proclamation was presented by Mayor Ledesma Honoring Jacob's Heart Children's Cancer Support Services and Declaration of Childhood Cancer Awareness for the Month of September. A representative from Jacob's Heart was not able to be present to receive the Proclamation. A copy of the Proclamation will be mailed to them.

PUBLIC COMMENT ON CLOSED SESSION ITEMS

- None

PUBLIC COMMENT

1. Mark Hartunian gave update regarding the Premier Cinema Group. He said the group has now submitted their Application and Plans. They do plan on moving forward and having an opening date in March of 2017.
2. Tony Virrueta and Eliazar Rubio represented the South County Animal Rescue. Mr. Virrueta presented an informational handout to each Councilmember. He explained the process of accepting a stray or surrendered animal and asked that the Council please consider sponsorship of \$1,000 for a new website for the South County Animal Rescue which would greatly improve the process of accepting animals. He said they have applied for a 501C3 status and are 30 days into that process. They will be holding a fundraiser of a BBQ and rummage sale at the Greenfield Post on August 13th, 2016 from 11:00 am to 2:00 pm. The BBQ Plates would be sold for \$10.00 and include Ribs, salad, a roll and beans.
3. Fire Chief Owens gave update on the Soberanes Fire stating the fire was caused by an illegal campfire. There were currently about 5,500 firefighters working on the fires in three zones. The online link if someone wanted to give donation is found on the County Office of Emergency (OES) website: <http://www.co.monterey.ca.us/oes/>

MEETING RECESSED

Mayor Ledesma recessed for Closed Session at 5:51 PM

CLOSED SESSION

1. The City Council will recess to Closed Session pursuant to Government Code Section 54957 to discuss the City Manager position/Recruitment.

MEETING RECONVENED

Mayor Ledesma reconvened from Closed Session at approximately 6:36PM

CLOSED SESSION REPORTS

The City Attorney had reported that one item had been discussed

With respect to item #1, City Council discussed matter with the recruiter via telephone and provided direction. No other reportable action was taken.

MAYOR/COUNCIL PRESENTATIONS (Continued)

- City Manager, Adela Gonzalez, introduced Juan Carlos Gonzalez, Founder and Director of the Urban Arts Collaborative. Three students accompanied Mr. Gonzalez. Mr. Gonzalez presented the Art that will be painted on twelve utility boxes in Soledad. The students that were with him expressed the sense of pride they feel in the art they have created and are very excited to be getting started. Painting of the boxes is already in progress.

MAYOR'S REPORT

- Mayor Ledesma reported that he did attend the last ACCAPS meeting.
- Mayor and Mayor Pro Tem Chavez will be attending the annual ACCAPS conference on August 11, 2016 in Anaheim CA.
- He also said there will be a Mayor's meeting on Friday, August 5, 2016 that he plans to attend in Gonzales.

COUNCILMEMBER ANNOUNCEMENTS AND REPORTS

- Mayor Pro Tem Chavez attended the Rail Policy meeting on August 1, 2016
- Councilmember Bourke attended the Soledad National Night Out on August 2, 2016
- Councilmember Stephens announced that the Monterey-Salinas Transit (MST) has dedicated their new office building already, but did not have a meeting this month.

COUNCILMEMBER PRAISES

- Councilmember Perez praised the Soledad Police Department on the National Night event that took place on August 2, 2016.
- Mayor Pro Tem Chavez praised the Police Department and also the Firefighters that been fight the Soberanes Fire.
- Councilmember Bourke thanks to the Public Safety people for the National Night out. He also thanked Don Wilcox and the Public Works staff for cutting down the tree in front of City Hall that was blocking the flag pole and the citizens can see the flag and also thanked Don for working with the Healthcare District and helping them with the applications for the lights, they were able to save \$30,000 instead of paying for lighting fixtures. Mr. Bourke also thanked Mark Hartunian for taking the Health Care District applications for their bid are now able to move forward.
- Councilmember Stephens thanked Don Wilcox from Public Works Department and Public Works personnel that have been working on Front Street and keeping the Plants beautiful.

- Mayor Ledesma praised the Police Department for the National Night Out event.

CONSENT CALENDAR

Council Action:

Mayor Pro Tem Chavez asked that item C-10 be pulled from consent for separate consideration.

Motion:

Councilmember Stephens made a motion to adopt items C-1 through C-13 on the consent Calendar, with the exception of C-10. 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 July 6, 2016
- b. Joint City Council/Successor Agency Special Meeting Minutes of July 20, 2016

C-2 Approval of Warrants

030685 – 030794

C-3 Resolution No. 5206, A Resolution of the City Council of the City of Soledad Approving a Side Letter Agreement to the Current Memorandum of Understanding between the City of Soledad and the Soledad Police Officers Association Regarding Special Compensation

C-4 Resolution No. 5207, A Resolution of the City Council of the City of Soledad Approving a Side Letter Agreement to the Current Memorandum of Understanding between the City of Soledad and the Service Employees International Union – Local 521 Mid-management Unit Regarding Special Compensation

- C-5** Resolution No. 5208, A Resolution of the City Council of the City of Soledad Approving a Side Letter Agreement to the Current Memorandum of Understanding between the City of Soledad and the Service Employees International Union – Local 521 General Unit Regarding Special Compensation
- C-6** Approve, by Minute Action, a Side Letter Agreement to the Current Memorandum of Understanding between the City of Soledad and the Soledad Police Officers Association Regarding a Temporary Special Assignment
- C-7** Resolution No. 5194, A Resolution of the City Council of the City of Soledad Approving the Job Classification of Deputy Police Chief, Adopting a Job Description, and Establishing a Salary Range
- C-8** Receive and Accept the City’s Response Letter to the Civil Grand Jury’s Report Regarding the Use of Body Worn Cameras and Approve Transmittal of the Response letter
- C-9** Resolution No. 5209, A Resolution of the City Council of the City of Soledad Approving Task Order #44 from Harris & Associates in the amount of \$111,220 for Engineering Services for the City’s Wastewater Effluent Reuse Project – Phase III, and Authorizing the City Manager to Execute Said Task Order on Behalf of the City of Soledad
- C-11** Receive Memorandum from Staff Regarding need for Traffic Calming Measures on San Vicente, Orchard and Metz Rd.
- C-12** Resolution No. 5211, A Resolution of the City Council of the City of Soledad Approving Contract Change Order #2 for Construction services with Maggiora Brothers Drilling, Inc. in an Amount Not-to-Exceed \$36,417.50 for the Well #9 Rehabilitation Project and Authorizing the City Manager to Execute Said Change Order on Behalf of the City
- C-13** Receive and accept City of Soledad Monthly Department Activity Reports

Item C-10 Resolution No. 5210, A Resolution of the City Council of the City of Soledad Approving a Purchase Contract with Paladin Data Services for SMARTGOV Building Permit Tracking Software in an amount Not to Exceed \$21,740.80.

- Mayor Pro Tem Chavez pulled this item for separate discussion. He needed to know if purchasing the SMARTGOV Software would improve the Process of someone obtaining a building permit and if so, how?
- Mr. Mark Hartunian explained that the program would not in any way change the process of how someone is approved to get a building permit; that is the job of the actual Building Official, but the software would allow the public to actually go online and view the status of their permit. The software will also allow the Building Official or consultant to be able to move quicker because the information needed will be able to be viewed immediately.

Council Action:

To Approve Resolution No. 5210

Motion:

Mayor Pro Tem made a motion to adopt items C-10 on the consent Calendar. Motion was seconded by Councilmember Perez and carried by unanimous vote.

PUBLIC HEARING

- None

BUSINESS

B-1 Resolution No. 5212, a Resolution of the City Council of the City of Soledad, Ordering a General Municipal Election and to Consider Increasing the City's Transient Occupancy Tax from Nine Percent (9%) to Twelve Percent (12%), Requesting the Monterey County Elections Department to Conduct the Election, Requesting Consolidation of the Election with the Statewide General Election, Authorizing the City Manager to Enter into an Agreement with the Monterey County Registrar of Voters for related Election Services, and Rescinding Resolution No. 5202.

Adela Gonzalez presented the Staff report

Council Action: To adopt Resolution No. 5212

Motion: Motion made by Councilmember Perez, seconded by Councilmember Bourke and carried by unanimous vote.

B-2 Consideration of Appointments to the Soledad Planning Commission

Council Action:

By Council consensus the application process was extended by one month.

B-3 Successor Agency Resolution No. SA-2016-04, a Resolution of the Board of Directors of the Successor Agency of the Soledad Redevelopment Agency Approving the Form of a Preliminary Official Statement, a Bond Purchase Contract and a Continuing Disclosure Certificate in Connection with the Tax Allocation Refunding Bonds, Series 2016A, and the Taxable Tax Allocation Refunding Bonds, Series 2016B, and Authorizing Certain Other Actions in Connection Therewith

Mike Howard presented the Staff Report.

Agency Action:

To adopt Resolution No. SA-2016-04

Motion:

Motion made by Boardmember Stephens, seconded by Boardmember Bourke and carried by unanimous vote.

B-4 Resolution No. 5213, A Resolution of the City Council of the City of Soledad Authorizing the Award of Construction Services Agreement with Spiess Construction Company, Inc., for the La Cuesta #1 Reservoir Rehabilitation Project in an Amount not to Exceed \$198,650, and Authorizing the City Manager to Execute Said Agreement on Behalf of the City

Don Wilcox presented the Staff Report.

Council Action:

To adopt Resolution No. 5213

Motion:

Motion made by Mayor Pro Tem Chavez, seconded by Councilmember Stephens and carried by unanimous vote.

B-7 Discuss and provide direction regarding proposed changes to Chapter 10.04 of Soledad Municipal Code Concerning Recreational Vehicles, was discussed before Items B-5 and B-6.

Item B-7 was discussed before Items B-5 and B-6. Mr. Fernandez and Mr. Jose Gutierrez, both residents of Soledad attended the meeting to be a part of the discussion regarding Item B-7.

- Mayor Pro Tem Chavez wants to see more specific language included in the Amendment.
- Councilmember Stephens wants to compare Chavez' ideas to our current code and wants to know what is the frustration of the Code Enforcement officer following discussion.
- City Council requested a separate date be set for a Study Session for this item.

B-5 Discuss and Provide Direction for City Priority Projects for Use of the RDA Bond Proceeds

Council Action:

By Council consensus a Special Meeting/Study Session will be held on August 31, 2016 to discuss Items B-7 and B-5 further. Both Mr. Fernandez and Mr. Gutierrez will be invited to also attend the Special Meeting/Study Session.

B-6 Discuss, Consider and review relevant information concerning fireworks use and regulation and provide direction as to any proposed modifications to the City's Code or other regulatory methods the Council would like to consider.

City Attorney, Mike Rodriguez presented the Staff Report and asked Council for Direction. Points made during discussion include:

- City has strong provisions in current Ordinance but we have limited enforcement resources.
- Violations are widespread.
- Community education is necessary.
- Outright ban is not an option
- Restrict specific times when fireworks could be discharged.
- Reduce fines for misdemeanors to infractions.
- Include provision to recover costs from violators.
- Invite animal groups to make public presentations before the 4th of July.
- Required groups who sell fireworks to distribute education flyers.

Given the discussion points, staff received direction to prepare an Ordinance to Amend the City fireworks Ordinance. The Ordinance will be presented to City Council at a future meeting.

COUNCILMEMBER'S COMMITTEE REPORTS

- None

CITY MANAGER'S REPORT

- Adela Gonzalez presented a written report dated 8-3-2016

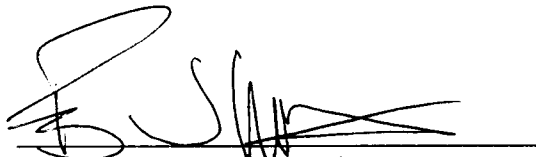
COUNCILMEMBER'S ITEMS AND FUTURE AGENDA ITEMS

- Chris Bourke would like to talk further about the cost of to bring utilities from the end of Nestles Rd to the bridge on the highway. And also he would like to further discuss property annexation for the City of Soledad. He would also like an update on what can be done about the Union Pacific graffiti-covered train cars that are parked in from of the city.

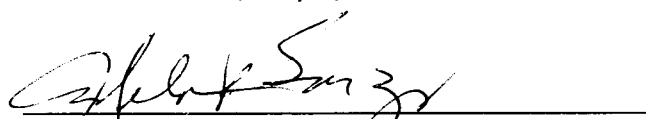
ADJOURNMENT

Mayor adjourned the meeting at 8:11PM

Minutes Approved: September 7, 2016



FRED J. LEDESMA, Mayor/Chairman



ADELA P. GONZALEZ, City Clerk/Agency Secretary

