

Minutes

City of Soledad Joint
City Council/Successor Agency
Regular Meeting

May 1, 2019

CALL TO ORDER

Mayor Pro Tem Alejandro Chavez called the City Council/Successor Agency Meeting to order at 5:33 p.m.

ROLL CALL

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

Mayor Pro Tem/Vice Chair	Alejandro Chavez
Councilmember/Agencymember	Carla Stewart
Councilmember/Agencymember	Marisela Lara

THE FOLLOWING COUNCILMEMBERS WERE ABSENT

Mayor/Chair	Fred Ledesma
Councilmember/Agencymember	Anna Velazquez

PUBLIC COMMENT ON CLOSED SESSION ITEMS

- Ms. Mary Martinez was present for the meeting and gave further explanation verbally and added documentation of her reasoning regarding the closed session no. 2 item.

MEETING RECESS FOR CLOSED SESSION

- 5:34 p.m.

MEETING RECONVENED

- 6:04 p.m.

CLOSED SESSION ITEMS

1. The City Council will recess to closed session pursuant to Government Code Section 54956.9(a)(d)(1) to confer with its attorney regarding pending litigation which has been initiated formally and to which the City is a party: Claim of Leyva

2. The City Council will recess to closed session pursuant to Government Code Section 54956.9(a)(d)(1) to confer with its attorney regarding pending litigation which has been initiated formally and to which the City is a party: Claim of Martinez

CLOSED SESSION REPORTS

1. City Attorney Michael Rodriguez reported with respect to item no. 1, the matter is not able to be considered at this time because there is a Councilmember that has a conflict and so there is no quorum for this item.
2. With respect to item no. 2, the claim is rejected, the City attorney was given direction. No other reportable action was taken.

MEETING COMMENCED

This meeting of the City Council, City of Soledad commenced in memory of former Councilmember Ted A. Barrera who passed away on Wednesday, April 10, 2019. Mayor Pro-Tem Chavez stated it was an honor to recognize Councilmember Barrera for his commitment and dedication to the Community of the City of Soledad.

PLEDGE OF ALLEGIANCE was led by Chris Barrera

PEACEBUILDERS' PLEDGE was led by Rolando Bonilla

ADDITIONS/MODIFICATIONS TO THE AGENDA

City Manager McHatten requested the following modifications to the Agenda:

- Item No. B-3 will be pulled from the agenda.

MAYOR/COUNCIL PRESENTATIONS

1. Proclamation – A Proclamation of the City Council of the City of Soledad Proclaiming Public Services Recognition Week May 5-11, 2019
 - City Manager Michael McHatten was present to receive the Public Service Recognition week proclamation.
2. Proclamation – A Proclamation of the City Council of the City of Soledad Proclaiming Recognition of National Public Works Week May 19-25, 2019
 - City Manager Michael McHatten was present to receive the National Public Work week proclamation.

3. Proclamation – A Proclamation of the City Council of the City of Soledad Proclaiming California Day of the Teacher, May 8, 2018
Soledad Unified School District Board of Trustees Jess Barreras was present to receive the California Day of the Teacher proclamation.
4. Proclamation – A Proclamation of the City Council of the City of Soledad Proclaiming Classified School Employee Week, May 19-25, 2019
Soledad Unified School District Board of Trustees Jess Barreras was present to receive the California Day of the Teacher proclamation.

PUBLIC COMMENT

- Resident of Soledad Jess Barreras is speaking out of concern for the selling of adult items at the Soledad CVS in the last aisle where people line up to pick up prescriptions. He has asked CVS twice if the items could be moved elsewhere in the store, but it seems the requests have been ignored. He is hoping that someone from the Council can request the move as well.
- Resident of Soledad and business owner at 160 Soledad Street Gustavo Perez said he is concerned about four different items;
 1. He is concerned regarding the permits needed to allow family parties to be held at his location; 0 - 50 people requires security guards and he is unsure if that means having just one or two people ...this rule is not clear.
 2. If he is just having a family party and there is any type of music, does he still need to get a permit for that, even if the party is for just 10 people, but there is music...this rule is unclear to him.
 3. He is very concerned about the taco stands located throughout the City. What is the rule for these taco trucks? Are they allowed to stay in one place, or do they need to keep moving?
 4. He is concerned about the selling of food from residential homes; there are cities that allow this, and he is hoping this will not be acceptable in Soledad because it is a problem and it is affecting the local businesses.
- Soledad Resident Christina Hernandez who lives in Nielsen's Trailer Park came to ask Council if there have been any updates regarding the trailer park.
 - Mayor Pro Tem Chavez told Ms. Hernandez that there are no new updates regarding the trailer park and looking for any possible solutions.

MAYOR'S REPORT

- None

COUNCILMEMBERS' ANNOUNCEMENTS AND REPORTS

Councilmember Stewart reported that on 03/10 she attended the Special Council meeting and was unable to attend the AMBAG meeting because that meeting was also held on 03/10. On 04/12 she attended the Crime Victims Dedication Service on behalf of Mayor Ledesma at the County courthouse.

Councilmember Lara reported that 04/18 she attended the Salinas Valley Waste Authority monthly meeting. She also attended the orientation for the H-2A workers living in the apartments on Encinal, where there are currently 20 men and 16 women living. She also announced that there will be a community meeting on 05/13 with Supervisor Lopez at City Hall in council chambers. On 05/21 there will be a First 5 Express held at the YMCA for kids from 12:00 to 4:00 p.m. Also, on 04/15 she was able to tour the Soledad Sewage Treatment Plant, it was a great experience and she encouraged the public to tour if given the chance.

Mayor Pro Tem Chavez reported that on 04/10 he attended the City Council Special meeting. On 04/24 he attended a TAMC board meeting.

COUNCILMEMBERS' PRAISE

Councilmember Stewart praised the former Public Works Director Don Wilcox for his commitment and service to the City of Soledad. She also thanked the Soledad Police Department and the Los Coches Animal Hospital for the low-cost vaccination clinic that was held on 04/27, over 200 dogs were vaccinated. She also praised the Soledad City Manager Michael McHatten for taking over the duties of Public Works Director while the City of is in search of a new Public Works Director.

Mayor Pro Tem Chavez thanked and praised the former Public Works Director Don Wilcox for his direction and work that he did in Soledad.

PRESENTATIONS

1. Introduction of Animal Control Officer Joe Escarsega
 - Chief Eric Sills introduced the new Animal Control Officer Joe Escarsega. Mr. Escarsega thanked the City of Soledad and the Soledad Police Department for the opportunity.
 - Councilmember Stewart introduced herself to Officer Escarsega and welcomed him to the community as Animal Control Officer.
2. Presentation by Gateway Pinnacles Partners
 - Ms. Karen Jernigan and Salinas Valley Tourism and Visitors Bureau Executive Director Craig Kaufman gave an update regarding the Gateway Pinnacles Partners and presented a PowerPoint presentation.

3. Presentation on the 2020 Census efforts in Monterey County by Rosemary Soto and Tory Del Favero.

- U.S. Census Bureau Partnership Specialist Tory Del Favero and Monterey County Management Analyst Rosemary Soto gave update regarding the 2020 efforts; two PowerPoint presentations were also presented.

A Soledad community member asked if the Citizenship question will be on the census?

- U.S. Census Bureau Partnership Specialist Tory Del Favero replied and said that currently the Citizenship question is on the census. The Citizen question is currently also in litigation. The Census forms will need to go to print in June of this year, 2019 so that is a deadline

4. A representative from Voler Strategic Advisors will give presentation update.

- Voler Chief Strategy Officer Rolando Bonilla gave an update regarding public information, social media efforts and marketing services accomplished in 2018 and plans for 2019.

5. A presentation by the OLS Confirmation Youth Group regarding their experience with the community cleanup efforts.

- Third Year Confirmation Teacher from Our Lady of Solitude Parish Mr. Guillermo Campos and his wife Bertha Campos thanked the Council for the opportunity to serve the City. Mrs. Campos also thanked Councilmember Velazquez for encouraging the partnership between the City and OLS parish to do a city-clean up.
- Youth from Our Lady of Solitude Church gave an update on their clean up efforts in the City of Soledad and offered suggestions to help future clean up and recycling efforts. They also presented a PowerPoint presentation.
- Mayor Pro Tem Chavez thanked the students for their efforts. He also presented a check from Tri Cities Disposal and Recycling to the youth of Our Lady of Solitude.

CONSENT CALENDAR

Motion: Councilmember Stewart made a motion to approve items C-1 through C-7. Motion was seconded by Councilmember Lara and carried by the following vote:

Action:

Ayes: Stewart, Lara and Chavez
Noes: None
Abstain: None
Absent: Velazquez and Ledesma

C-1 **Approval of Minutes**

Joint City Council/Successor Agency Regular Meeting Minutes of
April 3, 2019

C-2 Approval of Warrants

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- C-3 Resolution No. 5496, A Resolution of the City Council of the City of Soledad Approving a Final and Balancing Change Order Table and Accepting the Construction of Soledad Regional Recharge Project as Complete by Graniterock Construction Company, Inc. and Authorizing the Release of Retention Payment.
- C-4 Resolution No. 5497, A Resolution of the City Council of the City of Soledad Approving a Task Order with Harris & Associates in the Amount of \$248,830 for Design Services During Construction, Construction Management and Materials Testing for the Gabilan Storm Drain Improvements Project and Authorizing the City Manager to Execute Said Task Order on Behalf of the City of Soledad.
- C-5 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.
- C-6 Resolution No. 5498, A Resolution of the City Council of the City of Soledad Rejecting all Bids for Veterans Park Recycled Water Irrigation Retrofit Project.
- C-7 Receive and Accept City of Soledad Monthly Department Activity Reports.

PUBLIC HEARING NO. PH-1

*Ordinance No. 722 was inadvertently and erroneously designated as Ordinance No. 719 during processing and consideration by the Council. The designation has now been corrected to No. 722.

- Receive the Staff report
- Open the Public Hearing 7:24 p.m.
- Close the Public Hearing 7:26 p.m.
- Council Action

PH-1 Ordinance No. 719, An Ordinance of the City Council of the City of Soledad Amending Chapter 8.16-“Fireworks” of Title 8- Health and Safety of Soledad Municipal Code.

Attorney Mike Rodriguez presented the staff report.

- Councilmember Stewart asked if the public relations firm will be working on information regarding the educational program addressing the potential harms associated with firework use. She would also like to make this an annual item so that council is able to look at how the previous year went and talk about if any changes need to be made.

- City Manager Michael McHatten said public relations will be working on that. He said once the 30-day cure period is in place then the campaign will begin.
- Mayor Pro Tem Chavez agreed with Councilmember Stewart and asked if when this item is brought up annually, if it can be brought up in the month of March so that the second public hearing would be already be able to be done in April rather than in May so that the information can go out in May instead of June.

Motion: Councilmember Stewart made a motion to approve Ordinance 719. Motion was seconded by Councilmember Lara and carried by the following vote:

Action:

Ayes: Stewart, Lara and Chavez
Noes: None
Abstain: None
Absent: Velazquez and Ledesma

BUSINESS

- B-1 Mayor and City Council Members' Appointments to the Measure "Y" Citizens Oversight Committee and Soledad Budget Review Committee.

City Manager Michael McHatten presented the staff report.

Motion: Councilmember Stewart made a motion to continue this item to the Special City Council meeting of May 15, 2019. Motion was seconded by Councilmember Lara and carried by the following vote:

Action:

Ayes: Stewart, Lara and Chavez
Noes: None
Abstain: None
Absent: Velazquez and Ledesma

- B-2 Consideration and Approval by Minute Motion of Fireworks 2019 Sales Permits.

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

Motion: Councilmember Stewart made a motion to approve by Minute Motion of Fireworks 2019 Sales Permits. Motion was seconded by Councilmember Lara and carried by the following vote:

Action:

Ayes: Stewart, Lara and Chavez
Noes: None
Abstain: None
Absent: Velazquez and Ledesma

- B-3 Resolution No. 5494, A Resolution of the City Council of the City of Soledad to Approving an Affordable Housing Agreement Between the City of Soledad and Soledad 92, LP. And Authorizing the City Manager to Execute the Same on Behalf of the City.

***This item was removed from the agenda**

- B-4 Resolution No. 5499, A Resolution of the City Council of the City of Soledad Approving a Contract for Construction Services with Teichert Construction Company in an Amount Not-to-Exceed \$1,151,066 for the Gabilan Drive Storm Drain Improvements Project and Authorizing the City Manager to Execute Said Contract on Behalf of the City of Soledad.

Harris & Associates Project Manager Diana Garrett presented the staff report.

Motion: Councilmember Stewart made a motion to approve Resolution No. 5499. Motion was seconded by Councilmember Lara and carried by the following vote:

Action:

Ayes: Stewart, Lara and Chavez
Noes: None
Abstain: None
Absent: Velazquez and Ledesma

- B-5 Receive Presentation from Harris & Associates Regarding Findings of the Recently Completed Water Master Plan Report.

Harris & Associates Project Manager Diana Garrett presented the staff report.

Council Action:

No action was taken
Information was received by the City Council

CITY MANAGER'S REPORT

City Manager Michael McHatten reported he did send out a weekly report recently. He has been meeting with Public Works staff, Harris & Associates staff and trying to get up to speed with everything going on. He has attended the Public Works Director's normal meetings and receiving all of the emails for that department. It is also time for the budget again. He has been very busy, but he will have a presentation of how to move forward. He did sign a Task Order within his authority with Harris & Associates for assistance regarding filling the interim role. Mr. John Fare will be assisting in the role for operational issues that he may not be familiar with. Diana Garrett and Frank Lopez will continue to assist as well. He has contacted a couple of head-hunter firms that he knows of personally but has not received any calls back. The Public Works Director is a very difficult one to fill.

COUNCILMEMBER'S ITEMS AND FUTURE AGENDA ITEMS

Councilmember Stewart had no items.

Councilmember Lara had no items, but did have a question regarding updates on Nielsen's Trailer Park; She asked if the owner of the property sent Council information?

Mayor Pro Tem Chavez said that the owner of the property sent something directly to the building department, not to council.

Community and Economic Development Director Brent Slama said that the information came directly to him, not to Council. He said the department does have the plans and they are under review. There are several steps the owner needs to take before anything can move forward. There are many notifications that need to be done to the residents of the trailer park before the next step of the process which involves the plans can come before the Planning commission. Until the applicant does the requirement there will be no movement of these plans. They are currently on the administrative level. Council will know well in advance when the dates for this item will come to the Planning Commission and the City Council.

Councilmember Lara said that at the meeting there were people from the trailer park asking if Council had an update and the Council's answer was there was no update, but Mayor Ledesma and Mayor Pro Tem Chavez knew of updated information.

City Attorney Mike Rodriguez added that councilmembers will have an active role in the processing of this project as well as the Planning Commission which will include consideration of mitigations and relocation assistance. The problem is that nothing can be brought before the Council or comment about it until there is a completed application. The project components may change depending on feedback they get on the administrative level. There is a process that is followed. If the developer decides to continue with the project, it will be brought before the Planning Commission and the Council. There will be a variety of issues to address, not just the issue of the residents of the trailer park.

Mayor Pro Tem Chavez would like to look at all the current contracts. He would also like to look at the contract with Attorney Mike Rodriguez.

Councilmember Lara asked why we do not offer translation services for every meeting?

Attorney Mike Rodriguez said that Council does have translation services for meetings of when Council anticipates there would be need for it, when there are issues that would be a lot of public comment. There is a cost for translation services.

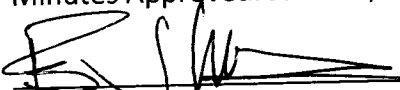
Councilmember Stewart said in lieu of having a translator at every meeting, maybe something in Spanish can be added on the front page of the agenda that states; if translation services are needed, please call the City Manager's office and arrangements can be made for those services.

Mayor Pro Tem Chavez agreed with Councilmember Stewart.

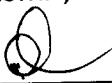
ADJOURNMENT

Mayor Pro Tem Chavez adjourned the Regular meeting at 7:49 p.m. in memory of Councilmember Ted A. Barrera who passed away on Wednesday, April 10, 2019.

Minutes Approved: June 05, 2019



FRED J. LEDESMA, Mayor/Chairman



MICHAEL MCHATTEN, City Clerk/Agency Secretary