

CITY OF HOLLISTER AGENDA

for **City Council Meeting**

of **October 4, 2010** at **6:30 p.m.** in the City Council Chambers, City Hall, 375 Fifth Street, Hollister

NOTICE TO PUBLIC

Persons who wish to address the City Council must complete a Speakers Card and give it to the City Clerk prior to addressing the City Council. Those who wish to address the City Council on an agenda item will be heard when the presiding officer calls for comments from the audience. City related items not on the agenda will be heard under the Public Input section, Section B, of the agenda. Following recognition persons desiring to speak are requested to advance to the podium and state their name and address. After hearing audience comments, the public portion of the meeting will be closed and the matter brought to the City Council for discussion and action.

Requests to make presentations to the City Council should be submitted to the City Clerk's Office at least ten days preceding the City Council meeting. It is customary for the staff members to review such matters prior to formal presentation in order that the City Council may have the benefit of all available data.

All matters listed under Consent Resolution will be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of these items unless requested by a member of the City Council, a staff member, or a citizen.

Call to Order

**** 6:00 p.m. - Closed Session -- See Attached Agenda.**

Pledge of Allegiance

Roll Call: Mayor Victor Gomez, City Council Members Douglas A. Emerson, Eugenia Sanchez, Pauline Valdivia, and Raymond Friend, City Manager Clint Quilter, City Attorney Stephanie Atigh, Chief of Police Jeff Miller, and City Clerk Geri Johnson.

Verification of Agenda Posting

Employee Service Awards for 3rd Quarter 2010

6:00 p.m. - CLOSED SESSION AGENDA:

- A. Public comment (limited to any item listed on Closed Session agenda).
- B. A Closed Session will be held by the City Council of the City of Hollister to discuss all or some of the following matters:

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1. Conference with Legal Counsel - Anticipated Litigation - Significant Exposure to Litigation pursuant to Government Code Section 54956.9(b) - (3 potential cases will be discussed)
2. Conference with Legal Counsel - Anticipated Litigation - Initiation of Litigation pursuant to Government Code Section 54956.9(c) - (1 potential case will be discussed)
3. Conference with Labor Negotiator pursuant to Government Code Section 54957.6:

Employee Organizations: Service Employees International Union, Local 521; Hollister Firefighters Union, Local 3395; Hollister Peace Officers Association; Hollister Mid-Management Association; and un-represented employees in classifications designated as Executive Management and Confidential.

A. CONSENT RESOLUTION (October 4, 2010):

All items listed under consent Resolution will be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of these items unless requested by a member of the City Council, a Staff member, or a Citizen.

Consent Items are Numbers A1, A2, A3, A4, A5, A6, A7, A8, A9, A10, A11, and A12.

A1. Minutes of the regular City Council meeting of September 20, 2010. #1

Approve Minutes of the regular City Council meeting of September 20, 2010, as submitted.

A2. Warrant Registers. #2

The City Council will ratify and approve the following Warrant Registers for the General-Special-Enterprise-Assessment Funds dated:

- September 14, 2010, in the amount of \$ 78,482.98
- September 15, 2010, in the amount of \$ 43,430.00
- September 15, 2010, in the amount of \$ 49,869.07
- September 15, 2010, in the amount of \$ 216,369.76
- September 17, 2010, in the amount of \$ 228,049.78
- September 24, 2010, in the amount of \$ 128,181.83
- September 24, 2010, in the amount of \$ 3,308.71

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- A3. Resolution No. 2010-122, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING TEMPORARY STREET CLOSURES FOR THE NINTH ANNUAL VETERANS DAY PARADE. #3

This Resolution authorizes the temporary closure of various streets for the Ninth Annual Veterans Day Parade to be held November 11.

- A4. Resolution No. 2010-123, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING THE TEMPORARY CLOSURE OF STREETS FOR THE RANCHO-MAZE MIDDLE SCHOOL BAND PRACTICE. #4

This Resolution authorizes the temporary closure of Rancho Drive and Park Streets for the Rancho-Maze marching band to practice for competition for the 2010/2011 school year.

- A5. Resolution No. 2010-124, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING EXECUTION OF AGREEMENT WITH THE COUNTY OF SAN BENITO PERTAINING TO McCARTHY STREET PARK. #5

This Resolution authorizes an agreement for the County of San Benito to install ADA-compliant playground equipment worth \$70,000 at the McCarthy Street Park with the City responsible for ongoing maintenance.

- A6. Resolution No. 2010-125, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING AMENDMENT TO AGREEMENT WITH C&S COMPANIES, INC. FOR DESIGN OF STORM WATER MASTER PLAN FOR THE HOLLISTER MUNICIPAL AIRPORT. #6

This Resolution will authorize an amendment to the contract with C&S Companies, Inc. to complete additional work to the Municipal Airport Storm Water Management Plan as required by the Federal Aviation Administration.

- A7. Resolution No. 2010-126, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING THE APPROPRIATION OF FUNDS FOR EXPENDITURE IN FISCAL YEAR 2010-2011. #7

This Resolution will authorize the Finance Department to appropriate funds held in separate Justice Assistance Grant (JAG) funds and the Supplemental Law Enforcement Services Fund (SLESF) for expenditure in Fiscal Year 2010-2011. It will also appropriate money encumbered in Fiscal Year 2009-2010 FY for the purchase of ammunition.

- A8. Resolution No. 2010-127, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AWARDING THE PURCHASE OF EIGHT (8) POLICE PATROL CARS TO SALINAS VALLEY FORD. #8

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This Resolution will authorize the Police Department to purchase up to eight (8) police patrol cars.

- A9. Resolution No. 2010-128, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AWARDED PURCHASE AND INSTALLATION OF EMERGENCY EQUIPMENT FOR EIGHT (8) POLICE PATROL CARS TO EMERGENCY VEHICLE SPECIALISTS, INC. #9

This Resolution will authorize the Police Department to purchase and install emergency equipment for eight (8) patrol cars.

- A10. Resolution No. 2010-129, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING AN APPROPRIATION OF FUND 620 FOR THE SAN FELIPE ROAD WELL #1 IMPROVEMENT FEASIBILITY STUDY, CIP 2913. #10

This Resolution will approve an appropriation from Fund 620 – Water Enterprise for the San Felipe Road Well #1 Improvement Feasibility Study, CIP No. 2913.

- A11. Resolution No. 2010-130, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING AN APPROPRIATION OF FUND 304 FOR THE NORTH STREET PROJECT (SAN BENITO STREET TO THOMPSON STREET), CIP 2910 #11

and Resolution No. 2010-131, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH AURUM CONSULTING ENGINEERS MONTEREY BAY, INC. FOR THE NORTH STREET EXTENSION PROJECT, CIP 2309.

These Resolutions approve an appropriation from Fund 304 – Traffic Impact Fees for the North Street from San Benito Street to Thompson Street Project, CIP 2910, and adopt a resolution approving an Amendment to the professional services Agreement with Aurum Consulting Engineers.

- A12. Claim Against the City – Peggy Huffstutler. #12

A claim against the City has been filed by Peggy Huffstutler. Staff recommends denial of this claim and seeks authorization to send the notice of rejection to the claimant.

B. PUBLIC INPUT:

1. PUBLIC INPUT.

This is the time for anyone in the audience to speak on any item not on the agenda and within the subject matter jurisdiction of the council. When the City Clerk calls your name, please come to the podium, state your name and city for

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the record, and speak to the City Council. Each speaker will be limited to three (3) minutes. Please note that state law prohibits the City Council from discussing or taking action on any item not on the agenda.

C. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS:

None.

D. PUBLIC HEARINGS (On or After 6:30 p.m.)

None.

E. INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES:

1. Resolution No. 2010-132, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER SUPPORTING SOLARGEN ENERGY INC.'S PROPOSAL FOR CONSTRUCTION OF A SOLAR POWER GENERATION PLANT IN SAN BENITO COUNTY. #13

The City Council at its meeting of September 7 directed staff to prepare a Resolution of Support for the Solargen Energy's proposal for construction of a solar power generation plant in San Benito County.

2. Read by Title Only, Waive Full Reading, and Introduce Ordinance No. 1066, AN ORDINANCE OF THE CITY OF HOLLISTER ADDING CHAPTER 6.20 "MANDATORY SPAY AND NEUTER PROGRAM" TO THE HOLLISTER MUNICIPAL CODE. #14

This Ordinance would require owners of pure bred and mixed breed Pit Bulls and Chihuahuas to have their pets spayed or neutered except for owners who obtain a certificate to maintain an unaltered dog.

F. REPORTS OF CITY COUNCIL, OFFICERS, BOARDS, AND COMMITTEES:

1. Reports from City Council Committees.

Receive oral reports from members regarding the activities of various Ad Hoc and Standing City Council Committees.

2. Reports from City Council, City Manager, City Attorney, and Staff.

Receive oral reports from the City Council, City Manager Quilter, City Attorney Atigh, City Clerk Johnson, Chief of Police Miller, and other Staff as applicable.

3. Travel Request regarding Hollister Airshow 2011. #15

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Staff is seeking approval to pay for transportation, room, and conference expenses for the Hollister Airshow Air Boss to attend the International Council of Airshows Conference in Las Vegas, Nevada in December 2010.

4. Staff Actions as a result of a report of a bug infestation at Calaveras School. #16

The City Council will receive an update on the report of a bug infestation problem at Calaveras School.

5. Animal Shelter Operating Hours. #17

Staff is seeking authorization to adjust the operating hours of the Animal Shelter. This is brought back to the full City Council after a tie vote at the September 20 City Council meeting.

G. UNFINISHED BUSINESS:

None.

H. NEW BUSINESS:

None.

I. MISCELLANEOUS:

None.

ADJOURNMENT:

Next regular City Council Meeting is scheduled for October 18, 2010, at 6:30 p.m.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at (831) 636-4304. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting [28 CFR 35.102-35.104 ADA Title II].

Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office at City Hall, 375 Fifth Street, Hollister, Monday through Friday, 8:00 a.m. to noon, 1:00 p.m. to 5:00 p.m. (City Hall is closed between 12:00 and 1:00 p.m.)

Such documents may also be available on the City of Hollister website at www.hollister.ca.gov subject to staff's ability to post the documents before the meeting.