

## **Joint City Council / \*Redevelopment Agency Regular Meeting**

**April 5, 2006**

### **CALL TO ORDER**

Mayor/Chairman Richard Ortiz called the Joint City Council and Redevelopment Agency Regular Meeting of the City of Soledad to order at 6:30 p.m.

### **PLEDGE OF ALLEGIANCE**

Sandy Vosti led the Pledge of Allegiance.

### **PEACEBUILDERS' PLEDGE**

Mayor/Chairman Ortiz led the Peacebuilders' Pledge.

### **ROLL CALL**

Present when the meeting was called to order were: Councilmember/Agencymember Christopher Bourke, Councilmember/Agencymember Patricia Stephens, Mayor Pro Tem/Vice-Chair Juan Saavedra and Mayor/Chairman Richard Ortiz.

Councilmember/Agencymember Stefanie De La Rosa arrived at 7:11 p.m.

### **MAYOR'S/CHAIRMAN'S REPORT**

Mayor/Chairman Ortiz stated that he has been attending the TAMC meetings with the City representative Gary Gerbrandt and they were successful in requesting that TAMC agendize a rail stop in Soledad. He stated it was on TAMC's agenda for their meeting on Monday. He thanked Mr. Gerbrandt for his input and for also pushing CalTrans to install the "no parking" signs on the northern part of Front Street. Mayor/Chairman Ortiz congratulated Angie Lopez for being honored as one of Monterey County's Outstanding Women. He said that he attended the luncheon in her honor along with the City Manager. Mayor/Chairman Ortiz said that he was in Sacramento and visited with Senator Denham's office regarding the sewer plant. He said they will be going before a committee in May regarding the issue of purchasing the property.

### **COUNCILMEMBER'S/AGENCYMEMBER'S ANNOUNCEMENTS**

Councilmember/Agencymember Stephens said that she attended the League of California Cities Policy Committee meeting in Los Angeles and that she had also provided on the dais a written report for the Council/Agency regarding the various meetings that she had attended.

Mayor/Chairman Ortiz stated that at the Statewide Supervisors meeting in Sacramento, the Chief of Police Association and law enforcement agencies were urging legislation to place \$40 million in the State budget to cover booking fees.

### **COUNCILMEMBER'S/AGENCYMEMBER'S PRAISES**

Councilmember/Agencymember Stephens praised Angie Lopez for her much deserved "Outstanding Women of Monterey County" award. She also praised Officer Aguayo and his partner for the quick response to a non-emergency call in her area.

Councilmember/Agencymember Bourke praised Angie Lopez for her award, and also praised the Soledad FFA for having three officers on the South County board, all of them nominated by their peers. He also thanked Staff for finishing up some rehab housing issues.

Mayor/Chairman Ortiz echoed the praises for Angie Lopez and the Police Officers.

**PRESENTATIONS**

**Introduction of New Employees: Associate Planner – Susan Hilinski**

Community Development Director Fleming introduced the new Associate Planner, Susan Hilinski. Mrs. Hilinski thanked the Council for the opportunity to work for the City.

**PUBLIC COMMENT**

Sandra Ann Vosti stated that her Uncle had donated Vosti Park to the City for public use. She said that there is currently a trailer on the property with a fence around it and she felt the trailer was ugly and should be removed immediately. She stated that the park was recently limited for soccer and that it should be used for baseball too. Ms. Vosti said that the City did not have the right to make it a specific park and that she would like the trailer removed as soon as possible.

Bob Bigiogni, President of B&P Packing on Nestles Road, stated that he had been trying to get his item on the Council’s agenda since late December and in a letter dated March 10<sup>th</sup> from City Staff, he was informed that his item would be on the agenda April 5, 2006. He stated he was told that day prior to the meeting that his item was not on the agenda after all. Mr. Bigiogni stated that City Staff had his plans for three months, meanwhile the price of construction was increasing. He stated that his company has been the largest private employer in the City for 40 years and all they were trying to do was build a storage building to store and chill the carrots. He said that he has not been able to get a permit for months and the actions of City Staff was costing the City business. He stated he felt he was being discriminated against in Soledad, and that the Council needs to straighten out the mess at City Hall and should be embarrassed of Staff’s actions.

Janet Bigiogni, employed at B&P packing, stated that her brother, Bob, has been struggling with City Staff for the past two years. She said she wished someone would take notice of the employees’ jobs as they are very important to them.

Mayor/Chairman Ortiz directed the City Manager to agendize the item for the next Council meeting. City Manager Chapa stated that Mr. Bigiogni came to see her regarding the fees approximately three weeks prior and was given the corrected amount.

Councilmember/Agencymember Bourke requested a timeline from Staff regarding the matter.

**CONSENT CALENDAR**

**Item #1: Approval of Minutes**

Joint City Council/Redevelopment Agency Regular Meeting Minutes March 1, 2006

**Item #2: Approval of Warrants**

#38231 - #38388

**Item #3: \*Resolution No. 280, “Consenting to and Authorizing a Joint Public Hearing on June 21, 2006 of the Soledad Redevelopment Agency and the City Council of the City of Soledad in Connection with the Proposed 2006 Amendment to the Previously Amended Redevelopment Plan for the Soledad Redevelopment Project and Directing Notification of the Same.**

**Resolution No. 3757**, “Consenting to and Authorizing a Joint Public Hearing on June 21, 2006 of the Soledad Redevelopment Agency and the City Council of the City of Soledad in Connection with the Proposed 2006 Amendment to the Previously Amended Redevelopment Plan for the Soledad Redevelopment Project and Directing Notification of the Same.

**Item #4:** \***Resolution No. 281**, “Adopting the Rules Governing Participation and Preferences by Property Owners and Business Occupants in the Soledad Redevelopment Project and the Relocation Assistance and Real Property Acquisition Guidelines in Connection with the Proposed 2006 Amendment to the Previously Amended Redevelopment Plan for the Soledad Redevelopment Project.”

**CITY MANAGER CHAPA PULLED CONSENT CALENDAR ITEM #5 FOR DISCUSSION**

**Item #5:** **Resolution No. 3752**, “Approving and Authorizing Execution of an Agreement for the Option to Enter Into a Contract for the Exchange of Interests in Real Property Between the City of Soledad and HMBY, LP.” (*Continued from March 15, 2006 meeting*)

**Item #6:** **Resolution No.3758**, “Approving a Temporary Use Permit for the Closure of Various Streets and the Use of Vosti Park for an Event by Our Lady of Solitude Catholic Church on April 14, 2006.”

**Item #7:** **Resolution No. 3759**, “Announcing Findings and Sponsorship of the ‘Soledad Fiesta Days 2006’ and Authorizing the Provision of In-Kind Support Services at an Estimated Cost of \$12,780.21.”

**Item #8:** **Resolution No. 3760**, “Authorizing the City Manager to Execute a Contract with RRM Design Group in an Amount not to Exceed \$60,250 to Prepare a Parks Master Plan for the City of Soledad.”

**Item #9:** **Resolution No. 3761**, “Authorizing the City Manager to Execute Task Order No. 40 with Mark Thomas & Company, Inc. to Provide Construction Administration, Construction Staking and Construction Observation for the Corporation Yard Paving Project in an Amount Not to Exceed \$12,020.

**Item #10:** **Resolution No. 3762**, “Authorizing Task Order #3 in an Amount Not to Exceed \$40,000 with West Coast Arborists, Inc., to Provide Citywide Tree Pruning and Maintenance.”

**Item #11:** **Resolution No. 3763**, “Authorizing the City Manager to Execute a Contract with Williams Scotsman for the Purchase of a Modular Unit for the Fire Department in the Amount of \$44,991.”

**Item #12:** **Resolution No. 3764**, “Supporting the Community Housing Trust of Monterey County’s ‘Home Purchase Assistance Program’”.

**Item #13:** **Resolution No. 3765**, “Establishing a Policy to Provide Supplemental Benefits for Employees Deployed to Military Service.”

**MOTION: The Consent Calendar (Items #1, 2, 3, 4, 6, 7, 8, 9, 10, 11, 12 and 13) were approved by a majority vote on a motion made by Mayor Pro Tem/Vice Chair Saavedra and a second by Councilmember/Agencymember Stephens. Councilmember/Agencymember De La Rosa was absent.**

**CITY MANAGER CHAPA PULLED CONSENT CALENDAR ITEM #5 FOR DISCUSSION**

**Item #5: Resolution No. 3752**, “Approving and Authorizing Execution of an Agreement for the Option to Enter Into a Contract for the Exchange of Interests in Real Property Between the City of Soledad and HMBY, LP.” *(Continued from March 15, 2006 meeting)*

City Attorney Rodriquez stated that at the previous Council meeting the item was continued to allow Mr. Agha and legal counsel adequate time to review the proposed contract. He stated he received a phone call with two proposed changes, which were to change Section 16 property to include additional acres. He stated that the other correction was the 638 acres was also to include another 285, which was referred to in the document as Section 16 property. City Attorney Rodriquez stated they also requested to add language for right of entry to City property for soil and water tests to make a determination of what the property may be suitable for. He said he asked them to provide proof of those going on to property of proper permits, etc. He said that Staff was recommending Council approve the agreement in modified form.

Gilbert Schroeder, partner to Nader Agha, added they would like one more change: paragraph 4, “interest in golf course land”. He stated that it was Mr. Agha’s understanding that it would be a joint venture between the City and himself.

Nader Agha stated that it was his understanding that the golf course would be built through financing or other options. He said he was willing to contribute ½ the costs for the construction for the golf course but not the full cost, and that the agreement needs to share the cost of the golf course and clubhouse. He said that he was exchanging land for land, but that he was not paying for the golf course.

Councilmember Bourke stated that he recalled Mr. Agha offering to exchange the property and build a golf course and that both legal counsels should meet to confer.

City Attorney Rodriquez said that the City agreed to take 50% interest in the operation and maintenance of the golf course but not construction.

**MOTION: Resolution No. 3752 (Consent Calendar Item #5) was continued by a majority vote on a motion made by Councilmember Bourke and a second by Councilmember Stephens. Councilmember De La Rosa was absent.**

**PUBLIC HEARING**

**Item #14: Resolution No. 3766**, “Approving and Certifying the Village at Soledad Mitigated Negative Declaration, Mitigation Monitoring Program, Amendment to the General Plan Land Use Map; Introduction and First Reading of **Ordinance No. 628**, Amending the Zoning Designation for Property Located Southerly of the Intersection of Nestles Road and Los Coches Drive from M Industrial to H-C Highway Commercial Zoning Designatin to Allow Development of a Commercial Shopping Center of Up to 188,000 Square Feet to Include an 83-Room Hotel, a 6 Screen Cinema, Restaurants, Shops, Offices, Parking and Landscaping, on Approximately 15 Acres APN #022-291-018.”

**Staff Presentation**

Community Development Director Don Fleming presented the staff report stating that with the adoption and first reading of the ordinance it would amend the zoning designation. He also said that the Planning Commission might wish to combine with the developer proposal.

**Open and Close of Public Hearing**

Mayor Ortiz opened the hearing to the public, and seeing there were no comments, closed the hearing.

Mayor Pro Tem Saavedra asked why the reference to the Planning Commission was not included in the Staff Report, as any comments for or against should have been included.

Community Development Director Fleming said that the Planning Commission supported the project, and most of the discussion was to hold off until the negative declaration was approved.

Councilmember Stephens stated that she was concerned about traffic conditions and wanted to make certain that the City is assured the installation of the proper traffic signals and that the issue be thoroughly reviewed. She asked Staff to take a close look at the signal issues and the money needed for the signals.

Community Development Director Fleming responded that those were specific issues that would be addressed including firefighting equipment.

Mayor Pro Tem Saavedra stated that they had once talked about blocking off Dixie Street and making it a one-way street. Councilmember Bourke stated there was a lot of traffic on Front Street, Nestles Road and the 146 off ramp.

Public Works Director Price stated that the analysis by the consultant addressed the intersection at Nestles Road and an extension of Los Coches Drive would draw traffic away from the intersection.

Bill Shaw, Shaw Development, presented an overview of his project. He reviewed with the Council the possible occupants, including a cinema.

Councilmember Bourke asked Mr. Shaw if he had experienced any trouble with City Staff processing his applications. Mr. Shaw responded that the City Staff had been great and he had experienced no difficulties.

**MOTION: Resolution No. 3766 was adopted by a unanimous vote on a motion made by Councilmember Stephens and a second by Councilmember Bourke.**

**MOTION: Ordinance No. 628 was accepted and read by title only by a unanimous vote on a motion made by Councilmember Bourke and second by Councilmember Stephens.**

**BUSINESS**

**Item #15:** \***Resolution No. 278**, “A Resolution of the Soledad Redevelopment Agency Directing the Executive Director to Prepare Loan Agreements Pertaining to the Benito Street Farm Labor Center/Affordable Housing Project and Monterey Street Project And Providing Authorization to Execute the Same Upon Satisfactory Completion.” (*Continued from March 15, 2006 meeting*)

City Attorney Rodriquez stated that at the previous Agency meeting Staff had requested a continuance. He stated with the approval of the resolution the Agency was authorizing the Executive Director to execute the loan agreements. He stated that prior to the time to take action it came to light there was an outstanding debt from the Soledad Housing Authority to the City. He said that in lieu fees had not been paid to the City since 1995, but there was history of payments prior to that for both Benito and Monterey Street Projects. City Attorney Rodriquez stated that for th Benito Street project, Staff was still recommending a compromised solution. He recommended that the Agency approve the Benito Street and hold off on the Monterey Street project so the outstanding debt could be extinguished. He said that Staff will work with both Housing Authorities to create a compromise to extinguish the debt. He said they do not want to delay the project any further, which will jeopardize financing.

Agencymember Bourke asked if the Monterey County Housing Authority was in jeopardy of losing their financing by the Agency by only approving one. City Attorney Rodriquez said that Starla Warren from the Monterey County Housing Authority felt that it was fine, and the project was planned for Benito Street first. Chairman Ortiz asked if Staff had the total amount that was due to the City. Assistant City Manager De La Rosa stated that an audit report from 2004 indicated that \$174,000 was owed from the public housing site on Monterey Street and \$63,000 from farm labor facility on Benito Street. City Attorney stated that part of the new agreement was that any debts owed to the City would be repaid before approval.

Agencymember Bourke asked for a list of options to provide the Agency at the next meeting for repayment. City Attorney Rodriquez said that Staff may not be able to have the information by the next meeting due to record keeping, but will continue to work diligently to get the information to the Agency in a timely fashion.

**MOTION: Resolution No. 278 was adopted by a unanimous vote on a motion made by Agencymember Bourke and a second by Agencymember Stephens. Staff was directed to work with both Housing Authorities to resolve the finance issues.**

Agencymember De La Rosa recommended that the record keeping be looked at so as not to have any problems in the future.

Jose Gomez, Executive Director of the Soledad Housing Authority, thanked the Agency for their consideration. He said the Soledad Housing Authority was ready to sit down and find a common ground on a dollar amount and come to an agreement, and no one wanted the project to come to a standstill.

**Item #16:** **Resolution No. 3755**, “Authorizing the Transfer of Property to the Soledad Housing Authority for the Provision of Low Income Housing at 439 Benito Street (APN 022-111-008).” (*Continued from March 15, 2006 meeting*)

Community Development Director Fleming presented the staff report stating that it was Staff's recommendation to honor the agreement, which covers approximately ½ acre of land.

**MOTION: Resolution No. 3755 was adopted by a unanimous vote on a motion made by Councilmember Stephens and a second by Mayor Pro Tem Saavedra.**

**Item #17:** Review, Discuss and Provide Direction Regarding Various Design Alternatives for 137 Soledad Street.

Community Development Director Fleming presented the staff report. Mayor Ortiz said that the Council would have final approval in the design of the building and that he had distributed possible layout for the storage area and had given them to the Soledad Historical Society to review.

Mayor Pro Tem Saavedra suggested that a consultant come in and design the whole property for the Council to consider. Councilmember Stephens requested an update on the asbestos removal. City Manager Chapa stated that it had been removed, and the next step was the demolition which would be on the agenda for approval at the next Council meeting.

Mayor Ortiz asked the Council which design they preferred. Councilmember Stephens stated whichever design was preferred by the members of the Historical Society. Councilmember De La Rosa said that the Council has many different visions for the site and that it was premature to discuss. Councilmember Bourke said that the lot had been empty for quite awhile and felt that use of the building should be allowed if it was safe. Councilmember De La Rosa said that the City had received other requests for use of the building and have not allowed it. Councilmember Bourke responded that the Council had given permission to the Soledad Historical Society for use of the building temporarily for storage. Councilmember De La Rosa suggested that the Council wait until a visioning workshop to discuss the use of the building.

Councilmember Bourke said that the City still did not have anything from the engineer saying the building was structurally sound for visitors. Mayor Ortiz said that would not be completed until the full plans of the building were completed. Councilmember De La Rosa said that she was being asked to make a decision on an option that may not be feasible based on structural integrity of the building.

Mayor Pro Tem Saavedra asked who was paying the engineering fees. Mayor Ortiz said that Nader Agha was paying \$20,000. Mayor Pro Tem Saavedra expressed concern regarding developers paying for projects of this kind. Councilmember De La Rosa commented that it was discussed at a previous Council meeting that the donation would be to the Soledad Historical Society and not the City. City Attorney Rodriguez said that if that was not the case it would need to be brought back to the Council.

**MOTION: Option Number 1 was selected by a unanimous vote on a motion made by Councilmember Bourke and a second by Councilmember Stephens.**

Mayor Ortiz stated that he had asked the engineer for a structural review of the facility so that if it was unsafe the Society would not move forward. Councilmember De La Rosa asked that it be made clear who the donation was being made to.

**Item #18:**     **Resolution No. 3767**, “Opposing the Monterey County Quality of Life, Affordable Housing and Voter Control Initiative.”

City Manager Chapa presented the Resolution, stating the Council had approved support of the item at the October Council Meeting.

**MOTION: Resolution No. 3767 was adopted by a majority vote on a motion made by Councilmember Stephens and a second by Councilmember Bourke. Mayor Pro Tem Saavedra abstained.**

**Item #19:**     Appointment of a Commissioner to the Soledad Planning Commission.

City Manager Chapa stated that Planning Commissioner John Ordunez’s term was about to expire, Staff advertised and only received one application from Mr. Ordunez. Mayor Pro Tem Saavedra asked if normal advertising requirements were followed and if previous applicants were notified. City Manager Chapa stated that advertising requirements were followed however previous applicants were not notified. Mayor Ortiz asked why there was only one position set to expire. City Manager Chapa stated she would have Staff look into it and would report back to the Council in the weekly update.

**MOTION: John Ordunez was appointed to the Planning Commission on a motion made by Mayor Ortiz and a second by Councilmember Bourke.**

**Item #20:**     **Resolution No. 3768**, “Authorizing the City Manager to Enter into a Contract with Rehak Construction in an Amount Not to Exceed \$85,910 for Construction of the Vosti Park-Wall Project with an Additional Allocation of \$32,910 from Fund Reserve.”

Public Works Director Price addressed the Council. He stated that in the Staff Report he had recommended the steel fence; however a better alternative which was alternative 1 and a bit more costly would be the pre-cast masonry wall, which would have a longer life cycle and was not as easy to break through.

Mayor Ortiz suggested that if the Council decided to use speed block he would recommend a mural which would discourage graffiti.

Mayor Pro Tem Saavedra agreed with Public Works Director Price and recommended that the Council consider the pre-cast masonry wall.

Councilmember Stephens recommended planting landscaping in front of the masonry wall to discourage graffiti.

**MOTION: Resolution No. 3768 was adopted with modifications to reflect a pre-cast masonry wall by a unanimous vote on a motion made by Councilmember Stephens and a second by Councilmember Bourke.**

**Item #21:**     **Resolution No. 3769**, “Awarding Bid for the City Hall/Police Department Completion Project Authorizing the City Manager to Enter into a Contract with Max Baggett Construction Services, Inc. for a Cost not to Exceed \$205,883.11.

City Manager Chapa stated the Council would be taking action on Item #21 after Closed Session.

**Item #22: Resolution No. 3770**, “1) Approving Task Order #43 From Mark Thomas & Company, Inc. in an Amount Not to Exceed \$78,600 to Provide Additional Construction Management and Construction Engineering and Design Services for the City of Soledad City Hall/Police Addition and Remodel Project and 2) Authorizing a Budget Amendment of \$78,600 to be Funded from the General Government Impact Fee Fund.”

City Manager Chapa stated the Council would be taking action on Item #22 after Closed Session.

### **COUNCILMEMBER’S/AGENCYMEMBER’S COMMITTEE UPDATES**

- a) **Street Naming** - None
- b) **Miravale Section 16** - None
- c) **Development Review** - None
- d) **Overall Landscape Review** - None
- e) **Revolving Loan Fund** – None
- f) **Oldtown Soledad Beautification Association** – Councilmember De La Rosa stated the meeting would be the last Wednesday of the month.
- g) **Parks** - None
- h) **Redevelopment Neighborhoods** – Councilmember De La Rosa stated she attended the meeting the previous evening. She said that Sgt. Garcia attended the meeting and had encouraged Blockbuster to oppose receiving and renting the video game “25 to Life, which encourages gamers to kill cops. Mayor Ortiz stated that he went to Blockbuster and spoke to the Manager, who removed the games from the shelves in front of him.
- i) **CAC** – None
- j) **SR146 (Roads)** – Public Works Director Price stated they would be having a kickoff meeting after the award of the contract, and that currently they were addressing some technical issues. He said Staff would have data soon and they would be bringing the results back with a recommendation.
- k) **Tree** – Community Development Director Fleming stated that at the last meeting an arborist came to speak about how to plant trees, proper soil and watering schedule. He said the next meeting will be held the 4<sup>th</sup> Tuesday of the month.
- l) **Wastewater Treatment Plant** – Mayor Pro Tem Saavedra asked how the wells were doing. Public Works Director Price stated that they are doing very well. He also said Staff was asked by the County to maintain careful watch of the WWTP due to the severe weather in the County. Mayor Ortiz stated that he had attended the Salinas River Channel Coalition Meeting and they discussed doing research to file against the NOA fisheries. He said they were looking for contributions for research and felt the City should agendize the item or put towards the next budget.
- m) **Soledad Historical Society** – Councilmember Stephens stated that they would be holding a tea and doll show on Saturday, April 29<sup>th</sup> from 1 p.m. to 4 p.m. at Soledad High School. Councilmember De La Rosa commended the Historical Society for their fundraising efforts.

### **CITY MANAGER’S/EXECUTIVE DIRECTOR’S REPORT**

- a) **Council Requests** – Status Table  
None

**COUNCILMEMBER'S/AGENCYMEMBER'S ITEMS**

Councilmember De La Rosa stated that she has seen an increase in trailers parked around the City, including flatbed trailers parked on City streets and in front of homes. Chief Cox said that his department has been issuing a record number of citations for that item and Code Enforcement has also been addressing it. Councilmember De La Rosa asked about industrial vehicles. Chief Cox said that he and the Assistant City Manager are working on a truck route and will be bringing back before the Council a parking solution.

Councilmember De La Rosa stated that she has also seen an increase of street lights that are out around town and that she had left a message for Staff.

Councilmember Stephens stated there was graffiti in the alleyway behind Walker Drive and also on new construction on the corner of Gabilan and Main. She also said the fire hydrant on Front and Main Street where the curb is painted red people are still parking. She informed the Council that PG&E and AMBAG are working to create an energy committee and that money would be available to retrofit City buildings, WWTPs, and that the grants were specifically for municipalities.

Councilmember Bourke asked that Staff look into Sandy Vosti's concerns regarding Vosti Park being designated as a soccer field. He asked Staff to send a letter to Ms. Vosti regarding the CSI trailer.

Councilmember Bourke also stated that he was concerned about Bob Bigiogni's comments regarding Staff and how long it took to address his concerns.

Mayor Ortiz said that traffic by the grammar schools was getting very bad and encouraged people to vanpool. Councilmember Stephens requested that the Police Department put up the radar sign on Metz Road. Chief Cox said that they were having problems surrounding every school, and he suggested that parents be educated on the advantages of carpooling.

Mayor Ortiz asked about developing a resolution for commercial facilities to develop sprinkler systems. Chief Casillas stated that Staff had been discussing the issue with the fire marshal consultant.

Mayor Ortiz asked about the recruitment for WWTP operators. Public Works Director Price stated that the supervisor would be introduced at the next Council meeting and another employee was promoted. He said he would be working with the supervisor to create an intern program with Hartnell College to recruit employees.

City Manager Chapa stated that Staff would be bringing back options for Dixi Street.

Finance Officer Smith informed the Council that Closed Session Item #4 no longer needed to be discussed as it had been resolved.

**CLOSED SESSION**

At 9:25 p.m. Mayor/Chairman Ortiz called for a recess to convene to Closed Session to discuss the following items:

1. The City Council will recess to closed session to meet with its designated representatives regarding labor relations matters pursuant to Government Code Section 54957.6. The employee organization is The Soledad Police Sergeants' Association.
2. The City Council will recess to closed session to meet with its designated representatives regarding labor relations matters pursuant to Government Code Section 54957.6. The employee organization is The Soledad Police Officers' Association.
3. The City Council will recess to closed session to confer with its attorney regarding litigation pursuant to Government Code Section 54956.9(c) deciding whether to initiate litigation.
4. The Agency Board will recess to closed session pursuant to Government Code Section 54956.8 to give instructions to the Agency's negotiator regarding negotiation concerning the purchase of property located at 311 Higuera (APN 022-461-037). Instructions to the negotiator will include price.

Councilmember De La Rosa left at 10:45 p.m.

**MEETING RECONVENED**

At 10:57 p.m. Mayor/Chairman Ortiz reconvened the meeting from Closed Session.

**REPORT OF ACTION TAKEN IN CLOSED SESSION**

Mayor/Chairman Ortiz made the following announcements with regard to closed session matters:

**Item #21:** Resolution No. 3769, "Awarding Bid for the City Hall/Police Department Completion Project Authorizing the City Manager to Enter into a Contract with Max Baggett Construction Services, Inc. for a Cost not to Exceed \$205,883.11.

**MOTION:** Resolution No. 3769 was adopted by a majority vote on a motion made by Councilmember Bourke and a second by Councilmember Stephens. Councilmember De La Rosa was absent.

**Item #22:** Resolution No. 3770, "1) Approving Task Order #43 From Mark Thomas & Company, Inc. in an Amount Not to Exceed \$78,600 to Provide Additional Construction Management and Construction Engineering and Design Services for the City of Soledad City Hall/Police Addition and Remodel Project and 2) Authorizing a Budget Amendment of \$78,600 to be Funded from the General Government Impact Fee Fund."

**MOTION:** Resolution No. 3770 was adopted by a majority vote on a motion made by Councilmember Stephens and a second by Mayor Pro Tem Saavedra. Councilmember De La Rosa was absent.

1. Council conferred with legal counsel. No other reportable action taken.
2. Council conferred with legal counsel. No other reportable action taken.

3. Council conferred with legal counsel. No other reportable action taken.

**ADJOURNMENT**

There being no other business to come before the Council/Agency, Mayor/ Chairman Ortiz adjourned the meeting at 11:00 p.m.

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RICHARD V. ORTIZ, Mayor/Chairman

Approved: July 19, 2006

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NOELIA F. CHAPA, City Clerk/Agency Clerk