

# Joint City Council/Redevelopment Agency Special Meeting Minutes

August 23, 2006

## CALL TO ORDER

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

## PLEDGE OF ALLEGIANCE

Councilmember/Agencymember Chris Bourke led the Pledge of Allegiance.

## ROLL CALL

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

Councilmember/Agencymember Stefanie De La Rosa was absent.

Mayor/Chairman Ortiz stated that Councilmember/Agencymember De La Rosa may be able to attend at 7:30 p.m., but that she had asked that the same courtesy be extended to her in regards to the continuation of agenda items as was done at the previous meeting for the Mayor/Chairman.

Mayor Pro Tem/Vice Chair Saavedra stated that he agreed and the items should be continued until the entire Council was present.

Councilmember/Agencymember Bourke stated that he had a problem continually continuing items, and that the items should have action at the next meeting regardless of who is there.

Mayor/Chairman Ortiz asked Staff about the trailer at the Prison. City Manager/Executive Director Chapa stated that the trailer is for CDF personnel and will remain there until the fire season is over.

## PUBLIC COMMENT

None.

## PUBLIC HEARING

**Item #1:** Resolution No. 3850, "Determining the Appropriations Limit for Fiscal Year 2006-07 Pursuant to Article XIII 'B' of the California Constitution." (*Continued from the August 16, 2006 Council/RDA meeting.*)

City Manager Chapa stated that this item went hand in hand with the budget and if the budget was continued this item should also be continued.

**MOTION:** Resolution No. 3850 was continued to the special meeting of August 30<sup>th</sup> by a majority vote on a motion made by Councilmember Bourke and a second by Councilmember Stephens.

**BUSINESS**

**Item #2:** \* Discuss and Provide Staff with Direction Regarding a Lease Agreement Between the Soledad Redevelopment Agency of the City of Soledad and Soledad Yard Services for Use of Agency Property Located at the Eastern End of Los Coches Drive. *(Continued from the August 16, 2006 Council/RDA meeting.)*

Agency Attorney Rodriguez stated that on Monday he received a phone call from Mr. Zepeda's legal counsel notifying him that she was unable to attend the meeting due to a family emergency and asked that the item be continued to August 30<sup>th</sup>. He indicated that there had been some miscommunication between Mr. Zepeda and his legal counsel.

Maria Zepeda, 1077 Palm Avenue, requested that the Agency discuss the item.

Agency Attorney Rodriguez stated that the only problem with their request was that the Agency may take action on the item and Mr. Zepeda would not have legal counsel present to confer with.

Ms. Zepeda stated that her father would like to proceed.

Agency Attorney Rodriguez advised the Agency to consider the Zepeda's request and also the request of Agencymember De La Rosa asking that the items be continued to August 30<sup>th</sup>.

Agencymember Stephens asked Ms. Zepeda if they understood that if a decision was made that evening their attorney would have no other opportunity to meet with the Agency again.

Ms. Zepeda stated that her father had requested a workshop type of meeting, which had been cancelled.

Agency Attorney Rodriguez stated that there was no way to have a meeting with the Agency Board as a whole without violating the Brown Act and added that it has to be a public noticed meeting.

Assistant Executive Director De La Rosa made a clarification that the Special Meeting was set up for Mr. Zepeda but it was cancelled because the Agency's legal counsel was out of the State.

**MOTION: Item #2 was continued to the special meeting of August 30<sup>th</sup> by a majority vote on a motion made by Agencymember Bourke and a second by Agencymember Stephens.**

Agency Attorney Rodriguez stated that he would notify Mr. Zepeda's legal counsel in writing of the meeting.

**Item #3:** \* **Resolution No. 3854/294**, "Approving and Adopting the City of Soledad/Soledad Redevelopment Agency Fiscal Year 2006-07 Budget." *(Continued from the August 16, 2006 Council/RDA meeting.)*

**MOTION: Resolution No. 3854/294 was continued to the special meeting of August 30<sup>th</sup> by a majority vote on a motion made by Councilmember/Agencymember Bourke and a second by Councilmember/Agencymember Stephens.**

**Item #4: Resolution No. 3856**, “Amending Policy # 10, #70, #120, # 311, and # 313 of the City of Soledad Personnel Policy Manual Related to Management Personnel and Approving the Performance Evaluation Criteria as part of the Pay for Performance Plan.” (*Continued from the August 16, 2006 Council/RDA meeting.*)

**MOTION: Resolution No. 3856 was continued to the special meeting of August 30<sup>th</sup> by a majority vote on a motion made by Mayor Pro Tem Saavedra and a second by Councilmember Stephens.**

**CLOSED SESSION**

1. The City Council will recess to closed session to consider personnel matters pursuant to Government Code Section 54957- Recruitment and Retention Considerations for Managerial Positions - Employment Contracts (*Continued from the August 16, 2006 Council/RDA meeting.*)

**MOTION: Closed Session Item #1 was continued to the special meeting of August 30<sup>th</sup> by a majority vote on a motion made by Mayor Pro Tem Saavedra and a second by Councilmember Stephens.**

**ADJOURNMENT**

There being no other business to come before the Council/Agency, Mayor/Chairman Ortiz adjourned the meeting at 6:47 p.m. on a motion by Councilmember/Agencymember Stephens and a second by Councilmember/Agencymember Bourke.

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RICHARD V. ORTIZ, Mayor/Chairman

Approved: September 20, 2006

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NOELIA F. CHAPA, City Clerk/Agency Clerk