



MINUTES REGULAR CITY COUNCIL MEETING

July 7, 2020

City of Watsonville
Teleconference/Remote

1:04 p.m.

1. CLOSED SESSION

(City Council Conference Room, 275 Main Street, 4th Floor)

(a) Public Comments regarding the Closed Session agenda were accepted by the City Council at that time.

(b) Closed Session Announcement

The City Council recessed the regular Council Meeting to discuss those items listed on the Closed Session Statement attached to the Agenda.

1.A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (§54956.9)

Initiation of Litigation pursuant to §54956.9(c)

One case

1.B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (§54956.9)

Pending litigation pursuant to subdivision (d)(1):

Name of case: *Juan Ortiz and Ana Casimiro v. City of Watsonville and Juan Vasquez - Santa Cruz County Superior Court (Case. No. 20 CV 01211)*

1.C. PERSONNEL MATTERS §54957

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Title: City Attorney

2:09 p.m.

2. ROLL CALL

Mayor García, Mayor Pro Tempore Coffman-Gomez and Council Members Estrada, Gonzalez, Hernandez, Hurst, and Parker were present via teleconference through Gotomeetings.

- 3. PLEDGE OF ALLEGIANCE**
- 4. INFORMATION ITEMS**
- 4.A. REPORT OF DISBURSEMENTS**
- 4.B. MISCELLANEOUS DOCUMENTS REPORT**
- 4.C. WRITTEN REPORTS BY COUNCIL MEMBERS REGARDING ACTIONS TAKEN ON THEIR REGIONAL COMMISSIONS/BOARD MEETINGS THAT MAY AFFECT THE CITY OF WATSONVILLE (None)**

- 5. PRESENTATIONS & ORAL COMMUNICATIONS**

- 5.A. ORAL COMMUNICATIONS FROM THE PUBLIC**

Elizabeth Atilano asked that the chat feature on GoToMeeting during the meeting be enabled.

Juan Hidalgo, agricultural commissioner at County of Santa Cruz, gave an update on efforts to protect and assist agricultural workers from the COVID-19 Pandemic.

Steve Trujillo spoke about illegal fireworks use during the Fourth of July and asked that fireworks be banned in Watsonville. He asked the City to implement a flag policy to allow certain flags to be displayed at City Hall flag poles.

Elizabeth Atilano asked that the chat feature on the GoToMeeting be enabled. Drew Rodgers asked Council to adopt a tree policy that protects old-growth trees and requires permits for tree removal.

- 5.B. ORAL COMMUNICATIONS FROM THE COUNCIL**

Member Estrada spoke about the recent passing of Federico Castañeda and the positive impact he had on the community. He expressed his condolences to Mr. Castañeda's friends and family.

Member Gonzalez also expressed his condolences to the family and friends of Mr. Castaneda.

Member Parker asked the public to wear face covering to prevent the spread of COVID-19. She asked the public to complete the Census and spoke about challenges the City faced because of the use of fireworks.

Member Hurst spoke about the strain COVID-19 had on residents and asked the public to take precautions to prevent its spread.

Member Hernandez, in regards to the Fourth of July, thanked Airport staff for the flyover event, thanked volunteers at Veterans of Foreign Wars (VFW) for placing flags on Freedom Boulevard, and thanked Barbie Gomez for placing flags at cemeteries. He asked the public to donate to the VFW through their GoFundMe account.

Mayor Garcia spoke about the Save our Shores' panel discussion to address climate change. She spoke about farmers' involvement in climate change and ways they could deter

climate change. She invited the public to participate in development of the Climate Action and Adaptation Plan.

- 5.C. MAYOR'S PROCLAMATION DECLARING JULY 2020 PARKS & RECREATION MONTH IN THE CITY OF WATSONVILLE & RECOGNIZING THE INVALUABLE WORK BEING DONE BY ALL THE STAFF & VOLUNTEERS IN THIS DEPARTMENT**
- 5.D. MAYOR'S PROCLAMATION RECOGNIZING CAROL HEITZIG FOR HER 35 YEARS OF DEDICATED SERVICE TO THE WATSONVILLE LIBRARY, ACKNOWLEDGING HER OUTSTANDING WORK AS DIRECTOR, & WISHING HER HEALTH AND HAPPINESS IN HER WELL-DESERVED RETIREMENT**

5.E. REPORT OUT OF CLOSED SESSION

City Attorney Smith reported that Council authorized filing of a receivership for 21 Arthur Road, Council authorized attorneys to file an answer in regards to Item 1.B., and stated no final action was taken on Item 1.C.

6. REPORTS TO COUNCIL

6.A. COMMUNITY OVERSIGHT & ENGAGEMENT REPORT BY POLICE CHIEF HONDA

1) Oral Presentation

The report was given by Police Chief Honda.

2) City Council Clarifying & Technical Questions

Police Chief Honda answered questions from Mayor Pro Tempore Coffman-Gomez regarding review of police programs & procedures, retention of successful programs/procedures, makeup of the proposed committee, timeline for the review process, and costs associated with the committee.

Member Gonzalez spoke about the importance of community involvement and consistency in participation from stakeholders.

In answering Mayor Garcia, Police Chief Honda stated there was potential for holding community forums to receive input from the community on the proposed police review committee. Member Garcia asked the Councilmembers interested in participating in the committee to contact the City Clerk.

3) Public Input

Steve Trujillo commended Police Chief Honda for his work and spoke favorably about the City's Police Department.

Citlali stated the meeting was being held earlier than usual and the public was unaware of the Police Chief's report. She asked that meetings regarding police reform not include police officers or political figures in attendance.

Elizabeth Atilano, District 7, requested that residents provide input on the makeup of the police review committee, asked that pastors not be appointed to the committee, asked that the committee be funded by Police, and asked that Police Chief Honda end the School Resource Officer program. She stated residents had expressed abuse by Watsonville Police.

Jessica Carrasco stated the meeting was held at an irregular time and the public did not have an opportunity to hear Police Chief Honda's report. She asked that meetings be held at regular times.

6.B. COVID-19 ESSENTIAL SERVICES UPDATE

1) Oral Presentation

The report was given by City Manager Huffaker.

2) City Council Clarifying & Technical Questions

In answering Member Estrada, City Manager Huffaker spoke about efforts to combat illegal fireworks use and potential for an additional Federal Stimulus Package.

City Manager Huffaker, Deputy City Manager Vides, and Assistant Public Works & Utilities Director Rodriguez answered questions from Mayor Pro Tempore Coffman-Gomez regarding Census efforts, COVID-19 case reporting, and status on the potential stop sign at Stanford Street and Madison Street.

In answering Mayor Garcia, City Manager Huffaker stated Council would receive a report from Community Action Board regarding disbursement of State funds for undocumented residents.

3) Public Input

Steve Trujillo expressed opposition to cancelling swim programs, asked that fireworks be banned, and a tree policy that protects old-growth trees be established. Additionally, he asked for an update on reopening of public libraries.

7. CONSENT AGENDA

Public Input on any Consent Agenda Item

At Member Gonzalez' request, Mayor Garcia removed Item 7.B., to be considered under Item 8.

MOTION: It was moved by Member Hurst, seconded by Member Parker and carried by the following vote to approve the Consent Agenda:

AYES: MEMBERS: Coffman-Gomez, Estrada, Gonzalez, Hernandez, Hurst, Parker, García

NOES: MEMBERS: None

ABSENT: MEMBERS: None

Community Development Director Merriam, in answering Mayor Garcia, stated she would provide Mayor Garcia clarification on the agreements for unpaid rent.

In answering Member Gonzalez, Community Development Director Merriam explained that the Miles Lane Project would be subject to a project labor agreement.

7.A. MOTION APPROVING MINUTES OF JUNE 23, 2020

7.B. ITEM REMOVED, SEE ITEM 8.

7.C. **RESOLUTION NO. 122-20 (CM):**
RESOLUTION AUTHORIZING PURCHASE ORDER WITH ELECTROSTEEL USA, LLC., IN AN AMOUNT NOT TO EXCEED \$200,000 PER YEAR FOR THREE (3) FISCAL YEARS FROM FY 20/21 THROUGH FY 22/23 FOR THE PURCHASE OF WATER INFRASTRUCTURE REPLACEMENT MATERIALS INCLUDING SPECIALIZED PIPES (FUNDED FROM WATER ENTERPRISE FUND)

7.D. **RESOLUTION NO. 123-20 (CM):**
RESOLUTION AUTHORIZING PURCHASE OF THREE CLARIFIER DRIVE UNITS FROM CLEARSTREAM ENVIRONMENTAL, INC., IN AN AMOUNT NOT TO EXCEED \$108,021.56 TO BE PAID FROM THE WASTEWATER UTILITY ENTERPRISE FUND

7.E. **RESOLUTION NO. 124-20 (CM):**
RESOLUTION ADOPTING 2020 RECORDS MANAGEMENT GUIDELINES & RETENTION SCHEDULE & AUTHORIZING DESTRUCTION OR DISPOSITION OF CERTAIN RECORDS

7.F. **RESOLUTION NO. 125-20 (CM):**
RESOLUTION AUTHORIZING & DIRECTING THE CITY MANAGER TO SIGN & EXECUTE AN AGREEMENT WITH PARTICIPATING COUNTY OF SANTA CRUZ JURISDICTIONS TO APPLY FOR & ACCEPT AN ECONOMIC ADJUSTMENT ASSISTANCE GRANT FROM THE U.S. DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) TO FUND A REVOLVING LOAN FUND FOR SANTA CRUZ COUNTY

7.G. **RESOLUTION NO. 126-20 (CM):**
RESOLUTION DECLARING ITS SUPPORT OF SENATE BILL 1410 AS INTRODUCED ON FEBRUARY 21, 2020, & AMENDED ON JUNE 19, 2020 (CABALLERO) ENTITLED COVID-19 EMERGENCY: TENANCIES; WOULD ESTABLISH A TENANT-OWNER COVID-19 EVICTION RELIEF AGREEMENT, RESTRICT RENTAL PROPERTY OWNERS FROM EVICTING TENANTS FOR UNPAID RENT ACCRUED DURING THE STATE OF EMERGENCY DUE TO COVID-19, & ALLOWS A TAX CREDIT TO OWNERS THAT DEFER RENT FOR TENANTS IN CONNECTION WITH THE COVID-19 PANDEMIC

7.H. APPROVAL OF REVISED SALARY LISTS FOR BARGAINING UNITS: CONFIDENTIAL, INTERNATIONAL ASSOCIATION OF FIREFIGHTERS LOCAL 1275 (IAFF), MANAGEMENT, MID-MANAGEMENT, SERVICE EMPLOYEES INTERNATIONAL UNION LOCAL 521 (SEIU), POLICE OFFICERS ASSOCIATION (POA) IN CONFORMANCE WITH SECTION 570.5 (REQUIREMENT FOR A PUBLICLY AVAILABLE PAY SCHEDULE) OF TITLE 2 (ADMINISTRATION) OF THE CALIFORNIA CODE OF REGULATIONS & LISTING ALL EMPLOYEE COMPENSATION LEVELS ON A PUBLICLY AVAILABLE PAY SCHEDULE

- 1) **RESOLUTION NO. 127-20 (CM):**
RESOLUTION APPROVING REVISED SALARY LIST BY BARGAINING UNIT – CONFIDENTIAL
- 2) **RESOLUTION NO. 128-20 (CM):**
RESOLUTION APPROVING REVISED SALARY LIST BY BARGAINING UNIT - INTERNATIONAL ASSOCIATION OF FIREFIGHTERS LOCAL 1272 (IAFF)

- 3) **RESOLUTION NO. 129-20 (CM):
RESOLUTION APPROVING REVISED SALARY LIST BY BARGAINING UNIT –
MANAGEMENT**
- 4) **RESOLUTION NO. 130-20 (CM):
RESOLUTION APPROVING REVISED SALARY LIST BY BARGAINING UNIT -
MID-MANAGEMENT**
- 5) **RESOLUTION NO. 131-20 (CM):
RESOLUTION APPROVING REVISED SALARY LIST BY BARGAINING UNIT -
POLICE OFFICERS ASSOCIATION (POA)**
- 6) **RESOLUTION NO. 132-20 (CM):
RESOLUTION APPROVING REVISED SALARY LIST BY BARGAINING UNIT -
SERVICE EMPLOYEES INTERNATIONAL UNION LOCAL 521 (SEIU)**

7.I. **ORDINANCE NO. 1407-20 (CM):
FINAL ADOPTION OF UNCODIFIED ORDINANCE APPROVING REZONING TO
ESTABLISH PLANNED DEVELOPMENT OVERLAY DISTRICT ON ASSESSOR'S
PARCEL NUMBERS 016-491-01, -02, & -03, & 016-111-44 NOW CLASSIFIED RM-2
MULTIPLE RESIDENTIAL DISTRICT (MEDIUM DENSITY) WITH GENERAL PLAN
DESIGNATION OF RM-2 & EM (SPECIFIC PLAN) TO RM-2/PD FOR APPLICATION NO.
PP2019-14 FILED BY MIDPEN HOUSING CORPORATION TO CONSTRUCT 72 UNIT
MULTI-FAMILY AFFORDABLE HOUSING DEVELOPMENT ON 4.7± ACRE PARCEL
LOCATED AT 139, 141, 161 MILES LANE & 201 KIMBERLY LANE, WATSONVILLE, &
DIRECTING CHANGES BE MADE ON THE ZONING MAP (REQUIRES AT LEAST 5
AFFIRMATIVE VOTES PER SECTION 14-16.2507 OF WATSONVILLE MUNICIPAL
CODE)**

8. **ITEMS REMOVED FROM CONSENT AGENDA**

7.B. **RESOLUTION NO. 133-20 (CM):
RESOLUTION AWARDING \$536,234.50 BID TO BEAR ELECTRICAL SOLUTIONS, INC.,
FOR CONSTRUCTION OF A MODIFIED WEST BEACH STREET & OHONE PARKWAY
TRAFFIC SIGNAL PROJECT NO. TR-17-01; & APPROPRIATING \$240,000 FROM
CITYWIDE TRAFFIC IMPACT FEE FUND**

MOTION (failed): It was moved by Member Gonzalez and failed for lack of second to restart the bidding process for Item 7.B.

Assistant Public Works & Utilities Director Rodriguez gave a report on Item 7.B.

In answering Mayor Pro Tempore Coffman-Gomez, Assistant Public Works & Utilities Director Rodriguez explained the items that would be removed from the traffic signal project.

In answering Member Estrada, Assistant Public Works & Utilities Director Rodriguez spoke about proposed crosswalks as part of the project.

MOTION: It was moved by Member Estrada, seconded by Member Coffman-Gomez and carried by the following vote to approve Consent Agenda Item 7.B.:

AYES: MEMBERS: Coffman-Gomez, Estrada, Hernandez, Hurst, Parker, García

NOES: MEMBERS: Gonzalez
ABSENT: MEMBERS: None

9. PUBLIC HEARINGS, ORDINANCES, & APPEALS

9.A. CONSIDERATION OF ORDINANCE INTRODUCTION TO AMEND CHAPTER 2, PENALTY PROVISIONS, OF TITLE 1, GENERAL PROVISIONS, OF THE WATSONVILLE MUNICIPAL CODE TO AUTHORIZE THE MUNICIPAL AIRPORT DIRECTOR TO ISSUE CITATIONS

1) Staff Report

The report was given by Airport Manager Williams.

2) City Council Clarifying & Technical Questions

In answering Member Parker, Airport Manager Williams spoke about the purpose of the ordinance.

Member Hurst spoke about the importance of providing for compliance at the Municipal Airport.

In answering Member Estrada, Airport Manager Williams explained challenges he faced in having certain pilots not comply with rules and regulations. He explained the appeal process for citations.

City Attorney Smith stated the proposed citation process was similar to other citation processes the City already had in place.

In answering Mayor Pro Tempore Coffman-Gomez, City Attorney Smith listed the citation amounts.

3) Public Hearing

Mayor García opened the public hearing.

After checking if anyone in the teleconference wanted to speak on the matter, hearing none, Mayor García closed the public hearing.

4) MOTION: It was moved by Member Hurst, seconded by Member Gonzalez to and carried by the following vote to introduce the ordinance listed below:

AYES: MEMBERS: Coffman-Gomez, Estrada, Gonzalez, Hernandez, Hurst
Parker, Garcia

NOES: MEMBERS: None

ABSENT: MEMBERS: None

ORDINANCE INTRODUCTION AMENDING CHAPTER 2 (PENALTY PROVISIONS) OF TITLE 1 (GENERAL PROVISIONS) OF THE WATSONVILLE MUNICIPAL CODE BY AMENDING SECTION 1-2.07 REGARDING AUTHORITY TO ISSUE CITATIONS

9.B. CONSIDERATION OF RESOLUTIONS CONFIRMING DIAGRAMS & ASSESSMENTS & LEVYING ASSESSMENTS FOR FISCAL YEAR 2020-2021 FOR: GONZALES STREET

ALLEY WAY (DISTRICT NO. PK-94-01), BAY BREEZE SUBDIVISION (DISTRICT NO. PK-03-02), & VISTA MONTAÑA SUBDIVISION (DISTRICT NO. PK-03-03)

1) Staff Report

The report was given by Assistant Parks & Community Services Director Heistein.

2) City Council Clarifying & Technical Questions

In answering Member Hernandez, Assistant Parks & Community Services Director Heistein stated the dog waste stations were not paid through Landscape and Lighting Maintenance Assessment Districts (LLMAD).

In answering Member Estrada, Assistant Parks & Community Services Director Heistein stated the City encouraged residents to volunteer in weed abatement and minor maintenance in right of ways.

Assistant Parks & Community Services Director Heistein and Assistant Public Works & Utilities Director Rodriguez answered questions from Mayor Pro Tempore Coffman-Gomez regarding budget for LLMADs, Engineer's Report findings, required disclosures to home buyers regarding LLMADs, transition of funds from a LLMAD to a Home Owners Association (HOA) if residents request change, responsibility of sewer maintenance, and outreach to homeowners about the LLMAD Public Hearing.

Member Gonzalez listed concerns regarding property maintenance at Vista Montaña.

In answering Member Gonzalez, Assistant Parks & Community Services Director Heistein, Assistant Public Works & Utilities Director Rodriguez, and City Attorney Smith explained process for dissolving an LLMAD and creating a HOA that manages property maintenance.

Assistant Parks & Community Services Director Heistein and City Attorney Smith answered questions from Member Parker regarding property maintenance efforts at Vista Montaña, expectations from homeowners, responsibility of homeowners to maintain their properties and sidewalks, education of homeowners regarding property maintenance and assessments, and potential collaboration with homeowners to maintain Vista Montaña.

3) Public Hearing

Mayor García opened the public hearing, after checking if anyone in the teleconference wanted to speak, and hearing none, Mayor García closed the public hearing.

4) MOTION (Failed): It was moved by Member Parker, seconded by Mayor Pro Tempore Coffman-Gomez to approve the following resolutions without assessment increases for calendar year 2020-2021:

- a) Resolution Confirming Diagram & Assessment & Levying Assessment for Fiscal Year 2020-2021 for Gonzales Street Alleyway Landscaping & Lighting Maintenance Assessment District No. PK-94-1
- b) Resolution Confirming Diagram & Assessment & Levying Assessment for Fiscal Year 2020-2021 for Bay Breeze Subdivision Landscaping & Lighting Maintenance Assessment District No. PK-03-02

c) Resolution Confirming Diagram & Assessment & Levying Assessment for Fiscal Year 2020-2021 for Vista Montaña Subdivision Landscaping & Lighting Maintenance Assessment District No. PK-03-03

Member Gonzalez requested that the Gonzales and Bay Breeze LLMADS be approved with assessment increases since no concerns were raised regarding the maintenance.

Member Estrada asked that decision on the LLMADS be postponed to the next meeting.

City Manager Huffaker and City Attorney Smith explained reasons Council needed to take action on the LLMADS at this meeting.

MOTION: The above motion failed by the following vote:

AYES: MEMBERS: Parker
NOES: MEMBERS: Coffman-Gomez, Estrada, Gonzalez, Hernandez, Hurst, Garcia
ABSENT: MEMBERS: None

MOTION (Failed): It was moved by Member Hurst and failed for lack of second to approve staff recommendation.

MOTION: It was moved by Member Gonzalez, seconded by Mayor Pro Tempore Coffman-Gomez and carried by the following vote to take action on each LLMAD individually:

AYES: MEMBERS: Coffman-Gomez, Estrada, Gonzalez, Hernandez, Parker, Garcia
NOES: MEMBERS: Hurst
ABSENT: MEMBERS: None

MOTION: It was moved by Member Gonzalez, seconded by Mayor Pro Tempore Coffman-Gomez and carried by the following vote to approve the following resolution regarding the Gonzales Street LLMAD:

AYES: MEMBERS: Coffman-Gomez, Estrada, Gonzalez, Hernandez, Hurst, Parker, Garcia
NOES: MEMBERS: None
ABSENT: MEMBERS: None

RESOLUTION NO.134-20 (CM):

RESOLUTION CONFIRMING DIAGRAM & ASSESSMENT & LEVYING ASSESSMENT FOR FISCAL YEAR 2020-2021 FOR GONZALES STREET ALLEYWAY LANDSCAPING & LIGHTING MAINTENANCE ASSESSMENT DISTRICT NO. PK-94-1

MOTION: It was moved by Member Estrada, seconded by Member Gonzalez and carried by the following vote to approve the following resolution regarding the Bay Breeze LLMAD:

AYES: MEMBERS: Coffman-Gomez, Estrada, Gonzalez, Hernandez, Hurst
Parker, Garcia
NOES: MEMBERS: None
ABSENT: MEMBERS: None

RESOLUTION NO.135-20 (CM):
RESOLUTION CONFIRMING DIAGRAM & ASSESSMENT & LEVYING
ASSESSMENT FOR FISCAL YEAR 2020-2021 FOR BAY BREEZE SUBDIVISION
LANDSCAPING & LIGHTING MAINTENANCE ASSESSMENT DISTRICT NO. PK-
03-02

MOTION: It was moved by Member Parker, seconded by Member Gonzalez and carried by the following vote to approve the following resolution without increasing the assessment, conduct a study on level of service, and educate the residents of Vista Montaña on maintenance efforts:

AYES: MEMBERS: Coffman-Gomez, Estrada, Gonzalez, Hernandez
Parker, Garcia
NOES: MEMBERS: Hurst
ABSENT: MEMBERS: None

RESOLUTION NO. 136-20
RESOLUTION CONFIRMING DIAGRAM & ASSESSMENT & LEVYING
ASSESSMENT FOR FISCAL YEAR 2020-2021 FOR VISTA MONTAÑA
SUBDIVISION LANDSCAPING & LIGHTING MAINTENANCE ASSESSMENT
DISTRICT NO. PK-03-03

10. EMERGENCY ITEMS ADDED TO AGENDA

11. REQUESTS & SCHEDULING FUTURE AGENDA ITEMS (None)

Member Estrada requested a policy that would allow certain flags to be displayed on public property.

Mayor Pro Tempore Coffman-Gomez asked for a fireworks study session, including fine collection, vendor revenues, tax revenues, impact on non-profit vendors, repeat offenders, and impact on the community.

Mayor Garcia requested a tree preservation ordinance.

12. ADJOURNMENT

The meeting adjourned at 5:54 p.m.

DocuSigned by:


Rebecca Garcia

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Rebecca J. García, Mayor

ATTEST:

DocuSigned by:



Beatriz Vazquez Flores, City Clerk

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