

**CITY OF SAN JUAN BAUTISTA
CITY COUNCIL REGULAR MEETING
APRIL 17, 2018
MINUTES**

1. CALL TO ORDER – Mayor Jim West called the meeting to order at 6:00 p.m.

A. PLEDGE OF ALLEGIANCE – Council Member Martorana led the pledge of allegiance.

B. ROLL CALL Present: Mayor West, Vice Mayor Freeman, Council Members Boch and Martorana.

Council Member DeVries arrived at 6:36 p.m.

Staff Present: City Manager LaForge, City Attorney Mall, Community Development Director Walgren, Sheriff Captain Taylor; Acting City Clerk Quaid arrived at 8:12 p.m.

2. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

Shawn Novack of the Water Resources Association read a proclamation declaring May as Water Awareness Month in San Juan Bautista. Rachel Ponce commented that no notice was provided in the City's water bill regarding the lifting of the nitrate warning. Jolene Cosio was concerned with emergency vehicles parked illegally on Third Street.

3. CONSENT ITEMS

A. Approve Affidavit of Posting Agenda

B. Approve Resolution 2018-XX Adopting a Code of Ethics Policy

C. Approve Resolution 2018-13 Appointing Michaele LaForge as Alternate Representative to the Public Agency Risk Sharing Authority of California (PARSAC) Board of Directors

D. Approve Resolution 2018-14 for Photocopier Lease in City Hall

E. Adopt Ordinance 2018-04 Revising the Appointment Process for Planning Commissioners

F. Approve Resolution 2018-15 Ordering Preparation of an Engineer's Report for Fiscal Year 2018-19 for Valle Vista Landscape and Lighting Maintenance Assessment District No. 1

G. Adopt 2016 California Building Codes as the Building Codes for the City of San Juan Bautista

H. Approve Resolution 2018-16 Adding City Manager Michaele LaForge to the Designated Signers on the City's Bank Accounts at Union Bank

I. Waive Reading of Ordinances and Resolutions on Tonight's Agenda Beyond Title

Council Member Freeman requested that Agenda Item 3B be removed from the Consent Items to allow comments. A motion was made by Council Member Boch and

seconded by Council Member Martorana to approve all items on the consent agenda except for Agenda Item 3B. The motion passed 4-0, with Council Member DeVries absent.

3B. Approve Resolution 2018-17 Adopting a Code of Ethics Policy

Council Member Freeman commented that the Ethics Policy was for commission and bodies of the City of San Juan Bautista. During public comment, Rachel Ponce congratulated the Council for the Ethics Policy and asked that they consider that any member not going to be present notify the chair that they will be absent; the public should know if a member is not going to be in attendance. Council Member Boch moved to approve Resolution 2018-17 Adopting a Code of Ethics Policy which was seconded by Council Member Martorana. The motion passed 4-0, with Council Member DeVries absent.

4. PRESENTATIONS, INFORMATIONAL ITEMS AND REPORTS

A. Peak Day Proclamation

Mayor West read the proclamation.

B. Treasurer's Report

Treasurer Geiger was absent. Mayor West asked for public comment; there was none.

C. Monthly Construction Progress Report

City Manager LaForge reported on the two subdivisions currently under construction. Council Member Martorana expressed that he did not want to see partially completed building left. Council Member Boch expressed concern about San Juan Hollister Road. At this time Council Member Boch moved to add the Staff Report regarding Edenbridge Developers reimbursing the cost to reconstruct a portion of San Juan Hollister Road as Item 6E to tonight's Agenda. The motion was seconded by Council Member Freeman. The motion passed 4-0, with Council Member DeVries absent.

D. Fiscal Year 2019 Budget Calendar and Capital Plan Revision 1

City Manager LaForge submitted a draft spreadsheet showing projections for capital expenditures for the next five years. Council Member Martorana requested that the spreadsheet be posted on the City's web site.

E. City Manager's Administrative Report

City Manager LaForge reviewed her report. During public comment, Jolene Cosio said not to be too positive about resolving the issues with loose dogs as she has chased the dogs in question off of her property recently.

F. Reports from City Council Appointees to Regional Organizations and Committees

Council Member Freeman reported on the AMBAG meeting he attended.

G. Strategic Plan Committee Report

There was no report; Council Member Freeman was unable to attend the last meeting.

Whereupon, Council Member Freeman made a motion to move Agenda Item 6A to the next item of business. Seconded by Council Member DeVries. The motion passed 5-0.

6. PUBLIC HEARING ITEM

A. Consider an Ordinance Adding Chapter “Cannabis Facilities Regulatory Permit” to Title 5 “Public Health, Safety and Welfare” of the San Juan Bautista Municipal Code

Victor Gomez gave a report. City Manager LaForge reported on rules and regulations, and the building code for greenhouses. Mayor West opened the public hearing. Mandisa Snodey commented on energy usage. Mayor West closed the public hearing. City Attorney Mall reported a placeholder could be inserted for a tax amount and that the City Council could have a third reading of the ordinance if they wanted. Council Member Boch made a motion to consider an ordinance adding chapter “Cannabis Facilities Regulatory Permit” to Title 5 “Public Health, Safety and Welfare” of the San Juan Bautista Municipal Code. Second by Council Member Freeman. The motion passed 5-0.

5. ACTION ITEM

A. Consider Franchise Agreement Selection Committee Recommendation to Enter into Exclusive Negotiations with Recology San Benito County for a New Franchise Agreement for Collection of Recyclables, Organics, and Solid Waste.

City Manager LaForge and Kevin McCarthy reviewed the staff report and answered questions from council members. Public Comments were received from Robert Rodriguez of RJR, Phil Couchee of Recology and Emily Finn of Greenwaste. Council Member Martorana made a motion to adopt Resolution 2018-18 approving a recommendation to enter into exclusive negotiations with Recology San Benito County for a new franchise agreement for collection of recyclables, organics and solid waste, contingent upon specified conditions, with three edits. The last paragraph on page two will read: “If the above items are not successfully negotiated between the parties by June 15, 2018, then the Selection Committee would then recommend terminating negotiations with Recology.” On page three, #3 is corrected to read: “Authorize the Mayor to sign this Resolution.” Seconded by Council Member DeVries. The motion passed 5-0.

B. Proposal to Charge for Parking at Kathleen Manning’s Lots

City Manager LaForge gave a report. There was no public comment. Council Member DeVries made a motion to authorize the City Manager to negotiate for parking lots for events. Second by Council Member Martorana. Motion passed 5-0.

C. Permission to Surplus Street Sweeper

City Manager LaForge gave a report. Public Works Employee Paul Champion reported the street sweeper had a value of \$1,500-\$2,000 if it was in running condition and \$400-\$500 as scrap. City Attorney Mall reported that the Municipal Code requires that it be sold at auction, and govdeals.com would fulfill that requirement. Council Member DeVries moved to approve surplus of the street sweeper with the addition of the comments by the City Attorney about using an online auction. Second by Council Member Martorana. The motion passed 5-0.

D. Accept Security Contract with Level One Security

City Manager LaForge gave a report. Information was also received from JT of Level One Security. During Public Comment, Rachel Ponce spoke in favor of flexible hours and felt it would be beneficial if Level One could write traffic tickets. City Attorney Mall informed the Council they could do a Minute Order to authorize the City Manager to negotiate and execute a contract with Level One Security. Council Member Martorana made a minute order verbal resolution authorizing the City Manager to negotiate and execute a contract with Level 1 Security, not to exceed \$100,000. Second by Council Member DeVries. The minute order passed 5-0.

E. Authorize reimbursement to Edenbridge Developers for one-third the width to reconstruct San Juan-Hollister road from the Alameda to the Eastern limit of the Copperleaf Subdivision. Approximately 1500 lineal feet.

City Manager LaForge provided a report and then added the project would have 12 inches of gravel and four inches of asphalt. The cost is calculated at \$6 per square foot. Council Member Freeman made a motion authorizing the City Manager to negotiate a reimbursement agreement with Edenbridge Developers for one-third of the cost of reconstruction and the inclusion of a possible bicycle lane on San Juan-Hollister Road. Second by Council Member Martorana. The motion passed 5-0.

City Clerk Quaid arrived at 8:12 p.m.

7. DISCUSSION ITEMS

A. Location of Electric Vehicle Charging Stations in the City.

This item was continued to the next City Council meeting.

8. COMMENTS

A. City Council

On April 21, 2018, there will be the ribbon cutting for the Historic Walking Trail, a kite festival, a flower sale and a compost give-a-way.

B. City Manager

No comments received.

C. City Attorney

No comments received.

9. ADJOURNMENT

Council Member DeVries made a motion to adjourn at 8:17 p.m. Second by Council Member Boch. Motion passed 5-0.