

**CITY OF SAN JUAN BAUTISTA
CITY COUNCIL REGULAR MEETING
JUNE 19, 2018
MINUTES**

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

A. PLEDGE OF ALLEGIANCE – Mayor West led the pledge of allegiance.

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

Absent: Council Member DeVries

Staff Present: City Manager LaForge, City Attorney Mall.

Absent: City Treasurer Geiger, Acting City Clerk Quaid

2. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

Enrique Arreola provided an update of the Community development Block Grant process for San Benito County. Jolene Cosio had issues with street closures. Barry Katz spoke about benefits of electric Charging stations in SJB. Matt Manning spoke about issues with a fence erected at the Rancho Vista subdivision.

3. CONSENT ITEMS

- A. Approve Affidavit of Posting Agenda**
- B. Approve Affidavit of Posting Public Hearing Notice**
- C. Approve Minutes for April 17, 2018 Meeting**
- D. Approve Resolution 2018-26 Approving Update to Personnel Policies**
- E. Adopt Ordinance 2018-05 Adding Chapter “Cannabis Facilities Regulatory Permit” to Title 5 “Public Health, Safety and Welfare” of the San Juan Bautista Municipal Code – Second Reading and Adoption**
- F. Approve Resolution 2018-27 Supporting the Proposal of the Trust for Public Land for the Acquisition of the 540 acre Nyland Ranch**
- G. Approve Resolution 2018-29 Adopting a List of Projects for Fiscal Year 2018-29 Funded by SB 1: The Road Repair and Accountability Act of 2017**
- H. Waive Reading of Ordinances and Resolutions on Tonight’s Agenda Beyond Title**
- I. Approve Resolution 2018-XX for Street Closure for Parade of Horses**
- J. Approve Resolution 2018-30 Making Certain Findings and Determinations in Compliance With Section XIIB of the California Constitution (Gann Initiative)**
- K. Recommendation of the Appoint of Ann Fritch to the Strategic Planning Committee**

A motion was made by Council Member Boch and seconded by Council Member Martorana to pull Items C, E, and I for discussion and approve all other items on the consent agenda. The motion passed 4-0-0-1 with Council Member DeVries absent.

3C. Approve Minutes for April 17, 2018 Meeting

Jolene Cosio offered corrections to the minutes. A motion was made by Council Member Martorana and seconded by Vice Mayor Freeman to approve the minutes with corrections. The motion passed 4-0-0-1 with Council Member DeVries absent.

3E. Adopt Ordinance 2018-05 Adding Chapter “Cannabis Facilities Regulatory Permit” to Title 5 “Public Health, Safety and Welfare” of the San Juan Bautista Municipal Code – Second Reading and Adoption

Rachel Ponce was concerned with disbanding of the oversight committee, feels the committee is necessary. Mandisa Snodey was concerned with area of the ordinance dealing with greenhouses. Victor Gomez clarified. Subcommittee Representative Martorana recommends to go forward and make changes later.

A motion was made by Council Member Martorana and seconded by Council Member Boch to adopt Ordinance 2018-05 adding Chapter “Cannabis Facilities Regulatory Permit” to Title 5 “Public Health, Safety and Welfare” of the San Juan Bautista Municipal Code. The motion passed 4-0-0-1 with Council Member DeVries absent.

3I. Approve Resolution 2018-28 for Street Closure for Parade of Horses

Council Member Boch commented he pulled this item off the consent agenda because a member of the public commented about street closures. There was no further discussion. A motion was made by Council Member Boch and seconded by Council Member Freeman to Approve Resolution 2018-28 authorizing a street closure for a parade of horses. The motion passed 4-0-0-1 with Council Member DeVries absent.

4. PRESENTATIONS, INFORMATIONAL ITEMS AND REPORTS

A. Recognition of Volunteer Fire Chief John Fox

Mayor West presented a plaque to John Fox for his years of service to the City as Fire Chief for the Volunteer Fire Department.

Whereupon, Mayor West requested that Item 7C be moved up in the agenda for discussion immediately.

7C. Consider Proposed Chicken Festival for September 16, 2018

City Manager LaForge provided a report. Festival organizer Naomi Medina was present to respond to questions. Council members spoke in support of a chicken festival in the City. During public comment, Rachel Ponce spoke against a chicken festival, Jolene Cosio and Linda Ginn spoke in support of a chicken festival. No action was taken.

B. Treasurer’s Report

In the absence of City Treasurer Geiger, City Manager LaForge presented the report. During public comment Jolene Cosio commented street sweeping conflicts with trash pickup on Friday, and \$48,000 payment to 4-Leaf (contractor for code enforcement,

permit processing, planning services, and building inspections) cannot continue.

C. Monthly Construction Progress Report

City Engineer Patrick Dobbins of Harris and Associates provided a report and responded to questions.

D. Community Development Report

Council received a spreadsheet for planning and building inspections activities. There was discussion. There was no public comment received.

E. Engineer Report

Council received a spreadsheet from Bracewell Engineering. There was no public comment received.

F. Public Works Report

No report was provided.

G. Wastewater Services Contract Report

Council received a spreadsheet for water and wastewater activities from Bracewell Engineering. City Engineer Dobbins commented that a construction bid would be released later this month for the pellet plant. There was no public comment received.

H. Youth Commission Annual Presentation

Council listened to a presentation by Youth Commissioners Shaylen Dornan and Joey Sahi.

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

Council Members reported on monthly committee meetings they attended.

J. Strategic Plan Committee Report

Council Member Freeman provided a report.

5. PUBLIC HEARING ITEMS

A. Valle Vista Landscape and Lighting District

i. Approve Resolution 2018-XX Confirming a Diagram and Assessment in Connection With Valle Vista Landscape and Lighting Maintenance Assessment District No. 1 for Fiscal Year 2018-19

City Manager LaForge provided a report. Mayor West opened the public hearing. No comments were received. Mayor West closed the public hearing.

A motion was made by Council Member Boch and seconded by Council Member Martorana to Approve Resolution 2018-31 Confirming a diagram and assessment in connection with Valle Vista Landscape and Lighting Maintenance Assessment District No. 1 for Fiscal Year 2018-2019. The motion passed 4-0-0-1 with Council Member DeVries absent.

ii. Approve Resolution 2018-XX Certifying Compliance With State Law With Respect to the Levying of General and Special Taxes, Assessments, and Property Related Fees and Charges

A motion was made by Council Member Martorana and seconded by Council Member Boch to approve Resolution 2018-32 Certifying Compliance with State law with respect to the levying of general and special taxes, assessments, and property related fees and charges. The motion passed 4-0-0-1 with Council Member DeVries absent.

6. ACTION ITEMS

A. Consider Resolution 2018-XX for Cannabis Ballot Measure

City Attorney Mall reported that there is an August deadline for submitting ballot measure wording to the County Elections Office, and suggested a special meeting rather than go up against the August council meeting. During public comment Mandisa Snodey commented on Monterey's tax structure. Jolene Cosio commented on the importance of a good method for tracking taxes.

This item, together with Item 6G, Presentation of the Fiscal Year 2018-2019 budget, were continued to a special meeting to be held Tuesday, June 26 at 6:00 p.m.

B. Consider Resolution 2018-33 Approving the Council of San Benito County Governments' Transportation Safety and Investment Plan (TSIP) as the Expenditure Plan for a Transportation Sales and Use Tax Ordinance in San Benito County

San Benito County COG Director Mary Gilbert provided a report. A question and answer period followed. There was no public comment received.

A motion was made by Council Member Boch and seconded by Vice Mayor Freeman to approve Resolution 2018-33 Approving the Council of San Benito County Governments' Transportation Safety and Investment Plan (TSIP) as the Expenditure plan for a transportation sales and use tax ordinance in San Benito County. The motion passed 4-0-0-1 with Council Member DeVries absent.

Whereupon, a five minute break was taken at 8:30 p.m.

C. Approve Resolution 2018-34 for Purchase of AirVac Engine Exhaust Removal System for City Fire Station

City Manager LaForge provided a report. There was no public comment.

A motion was made by Council Member Boch and seconded by Vice Mayor Freeman to approve Resolution 2018-34 approving purchase of an AirVac engine exhaust removal system for the City Fire Station. The motion passed 4-0-0-1 with Council Member DeVries absent.

D. Consider Approval of Resolution 2018-35 Approving a New Franchise Agreement with Recology San Benito County for Collection of Recyclables,

Organics, and Solid Waste and Issuance of Proposition 218 Notice for Proposed Maximum Allowable Rates

Kevin McCarthy provided a report. There was no public comment.

A motion was made by Council Member Boch and seconded by Vice Mayor Freeman to approve Resolution 2018-35 approving a new franchise agreement with Recology San Benito County for collection of Recyclables, Organics, and Solid Waste and Issuance of Proposition 218 Notice for Proposed Maximum Allowable Rates. The motion passed 4-0-0-1 with Council Member DeVries absent.

E. Approve Resolution 2018-XX for a Final Subdivision Map for Phases 5, 6, and 7 of the Rancho Vista Development

City Manager LaForge reported on the three areas of concern; the rockery wall, the north facing boundary wall, and the roundabout. There was discussion. During public comment Matthew Manning did not support the rockery wall. Kathleen Manning did not support moving ahead with Phases 5, 6 and 7 at this time. Jolene Cosio suggested a timeline be developed, and conditions of approval. City Engineer Dobbins confirmed that the parcels conform to the tentative map.

A motion was made by Council Member Martorana and seconded by Council Member Boch to move this item to a special meeting on June 26. The motion passed 3-1-0-1 with Mayor West voting against and Council Member DeVries absent.

F. Consider Plan for Dual Events for First Weekend in May 2019

Elaine Reyna presents. During public comment Mandisa Snodey, Sonne Reyna, Ramona Hill and Rachel Ponce spoke in support of the Indian Market.

It was the consensus of the Council to move the special events application for the 2019 Indian Market forward for approval.

G. Fiscal Year 2018-2019 Budget

i. Presentation of the Budget

ii. Consider Resolution 2018-XX Adopting the Fiscal Year 2018-2019 Municipal Budget

iii. Consider Resolution 2018-XX Adopting a Holiday Schedule for the Fiscal Year 2018-2019

This item was continued to the June 26 special meeting.

H. Consider a Funding Request for a Temporary Public Art Project

Strategic Plan Committee member Mandisa Snodey provided a report asking for \$1,500 in funding for a temporary public art project.

A motion was made by Council Member Martorana and seconded by Council Member Boch to approve \$1,500 for a temporary art project. The motion passed 4-0-0-1 with Council Member DeVries absent.

7. DISCUSSION ITEMS

A. Cannabis Rules and Regulations

This item was continued to another meeting.

B. Fire Contract

Council Member Martorana reported there was nothing to report from the Fire protection committee meeting.

C. Consider Proposed Chicken Festival for September 16, 2018

This item was discussed earlier in the meeting.

8. COMMENTS

A. City Council

No comments received.

B. City Manager

No comments received.

C. City Attorney

No comments received.

9. ADJOURNMENT

The meeting adjourned at 10:20 p.m.

Jim West, Mayor

ATTEST:

Trish Paetz, Deputy City Clerk