

**CITY OF SAN JUAN BAUTISTA
CITY COUNCIL REGULAR MEETING
DECEMBER 17, 2019
MINUTES**

1. CALL TO ORDER –Mayor Flores called the meeting to order at 6:01 P.M.

A. PLEDGE OF ALLEGIANCE – Council Member Freeman led the Pledge of Allegiance.

B. ROLL CALL **Present:** Mayor Flores, Vice Mayor Edge, Council Members DeVries, Freeman and Jordan.

Staff Present: City Manager Reynolds, City Attorney Mall, City Clerk Cent, Associate City Planner Kennedy, Fire Chief Bob Martin Del Campo

Mayor Flores announced Item 2.C. Honor Christmas Parade Volunteers would be moved to Item 2.A., and Item 5.A. Proclamation Honoring Luis Valdez would be moved to Item 2.B. There was no objection.

2. CEREMONIAL ITEMS

2. C. Honor Christmas Parade Volunteers

Mayor Flores read the list of people, organizations and businesses that were involved with the parade, and thanked them all.

5. A. Proclamation Honoring Luis Valdez

Mayor Flores read the proclamation honoring Luis Valdez. He requested the proclamation be amended to include the movie Zoot Suit and correct the date Mr. Valdez will receive a lifetime achievement award from January 17, 2020 to January 20, 2020. There was discussion about the process for placing a proclamation on the agenda. Vice Mayor Edge made a motion to approve the Proclamation Honoring Luis Valdez as amended and corrected. Second by Council Member DeVries. Motion passed 5-0.

A. Selection of New Mayor

Council Member Jordan nominated Vice Mayor Edge to be Mayor. Council Member DeVries nominated Council Member Freeman to be Mayor. Mayor Flores seconded Council Member Jordan's nomination of Vice Mayor Edge to be Mayor. Council Member Freeman seconded Council Member DeVries's nomination of Council Member Freeman to be Mayor. Being no further nominations, Mayor Flores closed the nominations. City Attorney Mall advised a roll call vote be taken. City Clerk Cent took a roll call vote. The nomination of Vice Mayor Edge to be Mayor passed 3-2 with Council Members DeVries and Freeman voting no. Council Member Freeman withdrew his second on Council Member DeVries's nomination of Council Member Freeman to be Mayor.

B. Selection of New Vice Mayor

Council Member DeVries nominated Council Member Freeman to be Vice Mayor. Second by Council Member Flores. Mayor Edge nominated Council Member Jordan to be Vice Mayor. Second by Council Member Jordan. City Clerk Cent took a roll call vote. The nomination of Council Member Freeman to be Vice Mayor failed 2-3 with Council Members Jordan and Flores, and Mayor Edge voting no. City Clerk Cent took a roll call vote. The nomination of Council Member Jordan to be Vice Mayor passed 3-2 with Council Members DeVries and Freeman voting against.

C. Honor Christmas Parade Volunteers

This item was presented earlier in the meeting.

3. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

There was no public comment.

4. CONSENT ITEMS

A. Approve Affidavit of Posting Agenda

B. Approve Affidavit of Posting Public Hearing Notice

C. Approve Minutes of the Regular Meeting of November 19, 2019

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

Council Member Freeman made a motion to approve all items on the Consent Agenda. Second by Council Member Flores. Motion passed 5-0.

5. PRESENTATIONS, INFORMATIONAL ITEMS AND REPORTS

A. Proclamation Honoring Luis Valdez

This item was presented earlier in the meeting.

B. Presentation of the Fiscal Year 2019 Audit – Ryan Jolley, CPA

Mr. Jolley reviewed the Fiscal Year 2019 Audit. Vice Mayor Jordan left the dais at 6:26 P.M. for water and returned at 6:28 P.M. Discussion ensued regarding the Fiscal Year 2019 Audit. There was no public comment.

C. Report by Fire Department

Hollister Fire Chief Bob Martin Del Campo reviewed his report. There was discussion about response and mutual aid. Council Member DeVries stated he wants to see strategic planning, especially for the canyon, including more evacuation routes, and Mayor Edge supported the idea. Fire Chief Del Campo described the fuel mitigation plan from the Fire Safe Council. Council Member Freeman commented on a \$4-\$5 million grant to mitigate and remove fuel, and thanked the Fire Department for their response to the recent Church Street fire. When Mayor Edge asked about the issue of weeds at the old Brewery building, City Manager Reynolds Code Enforcement has sent out a second notice regarding weed abatement. Vice Mayor Jordan thanked the Fire Department for their help with the process of donating a City fire engine to Guatemala, and asked if there were any water issues while fighting the fire on Church Street. Both City Manager Reynolds and Fire Chief Del Campo reported there were none. There was no public comment.

D. Monthly Financial Statements

City Manager Reynolds reviewed the report and responded to questions. There was no public comment.

E. City Manager's Report

City Manager Reynolds presented his report. There was discussion about the ownership of the property in the middle of Franklin Circle, where City Attorney Mall advised the City could take ownership under a "Quiet Title" action since the developer from is not available. There was no public comment.

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

Council Member Flores reported LAFCO did not meet. Council Member Freeman reported AMBAG did not meet, the Intergovernmental Committee met and discussed planning issues with Hollister Unified School District, and MBCP met and he described what MBCP does. Vice Mayor Jordan reported on the San Benito County Water District and she reminded all to turn off sprinklers. Mayor Edge reported on the Area Agency on Aging and their 40th anniversary celebration. There was no public comment.

G. Strategic Plan Committee Report

Strategic Plan Committee Chairperson Snodey reported on their 2019-2020 Work Plans, that the Committee has received its first public art request, will be working with the Youth Commission, and asked for the Council's support in recruiting new members. There was no public comment.

6. PUBLIC HEARING ITEMS

A. Consider Approval of "2nd Addendum San Juan Bautista 2015-2019 Housing Element, Mitigated Negative Declaration" in Support of Adoption of the San Juan Bautista 5th Cycle Housing Element Four-Year Update (2019-2023).

City Manager Reynolds introduced Richard James of EMC Planning Group who presented a report on Items 6 A and 6B and stated with adoption of the resolution, the City will be in full compliance with its housing element.

Mayor Edge opened the public hearing. No comments were received. Mayor Edge closed the public hearing. Council Member DeVries made a motion to approve Resolution 2019-57 Adopting a Second Addendum to the San Juan Bautista 2019-2023 Housing Element Mitigated Negative Declaration. Second by Council Member Freeman. Motion passed 5-0.

B. Consider Adopting the San Juan Bautista 5th Cycle Housing Element Four-Year Update (2019-2023).

Council Member Freeman made a motion to Approve Resolution 2019-58 Adopting the General Plan Housing Element (Four-Year Update), Consistent with Section 65580 Et Seq. of the California Government Code. Second by Vice Mayor Jordan. Motion passed 5-0.

C. Introduce an Ordinance to Rescind Cannabis Dispensary Ban Ordinance

City Manager Reynolds reviewed the staff report. Cannabis ad hoc committee member DeVries provided a history of the ordinance. City Attorney Mall reviewed her report. Mayor Edge opened the public hearing. Mandisa Snodey disagreed with a ban on a plant that has proven medicinal value and thanked the Council for overturning the prohibition. Mayor Edge closed the public hearing. Council Member Flores made a motion to Introduce an Ordinance Rescinding the Prohibition of Marijuana Dispensaries, Sales, Private Outdoor Cultivation, and Deliveries (Removing Sections 5-14.5 and 5-14.6 From the Municipal Code). Second by Council Member DeVries. Motion passed 5-0.

7. ACTION ITEMS

A. Consider Resolution 2019-59 Accepting the Fiscal Year 2019 Audit

City Manager Reynolds reported he has no concerns with the audit. There was no public comment. Council Member Flores made a motion to adopt Resolution 2019-59 Accepting the San Juan Bautista Municipal Audit for Fiscal Year 2018-2019. Second by Council Member DeVries. Motion passed 5-0.

8. DISCUSSION ITEMS

A. City Guidelines for Marijuana Growers – Victor Gomez

Mr. Gomez was unable to attend tonight's meeting. City Manager Reynolds presented the report and provided an additional handout about building foundation requirements. Vice Mayor Jordan asked questions about required concrete foundations. Council Member DeVries commented on alternatives to concrete foundations. Council Member Freeman wants the City Engineer to respond to runoff plans and SWPPP. Mayor Edge was concerned with protecting the environment. During public comment Mandisa Snodey was concerned with the Council not creating sound policy. Cynthia Orozoco spoke in support of cannabis in the City, stated the zoning makes it difficult to cultivate, and does not support a cement slab foundation.

B. Strategic Plan Committee Membership and By-Laws Review

City Manager Reynolds reviewed his report and recommended appointing an ad hoc committee to develop new by-laws. Council Member Freeman gave a history of the Strategic Plan Committee and the number of members on the Committee. Council Member Flores left the dais at 8:04 P.M. for a break and returned at 8:06 P.M. During public comment Mandisa Snodey spoke in support of the ad hoc committee and would be willing to participate.

C. No Fault Evictions

City Manager Reynolds reviewed his report. Vice Mayor Jordan left the dais at 8:10 P.M. for a break. City Attorney Mall discussed an ordinance that would prevent property owners from raising rents before the new state law goes into effect. There was discussion among the Council. Vice Mayor Jordan returned to the dais at 8:15 P.M.

D. CDBG Grant Process – City Manager Don Reynolds

City Manager Reynolds reviewed his report. Council Member Freeman commented the

Community Hall is under-used due to poor acoustics and if fixed it could be used as a youth center. Council Member DeVries wants the discussion to continue. Council Member Flores gave an example of a grant award.

9. COMMENTS

A. City Council

Council Member Flores thanked everyone for their support over the past year.

B. City Manager

City Manager Reynolds wished for good health and a happy holiday.

C. City Attorney

City Attorney Mall wished all Happy Holidays.

10. ADJOURNMENT

The meeting was adjourned at 8:24 P.M.



Mayor Mary Edge

ATTEST:



Laura Cent, City Clerk