

**CITY OF SAN JUAN BAUTISTA
REGULAR CITY COUNCIL MEETING
FEBRUARY 16, 2021
MINUTES**

1. CALL TO ORDER - Mayor Leslie Jordan called the meeting to order at 6:16 p.m.

PLEDGE OF ALLEGIANCE – Mayor Jordan lead the pledge of allegiance.

ROLL CALL Present: Mayor Jordan, Vice Mayor Flores, Council Members Edge, Freeman, and Freels.

Staff Present: City Manager Reynolds, City Attorney Mall, Deputy City Clerk Paetz

Whereupon, Mayor Jordan called for a moment of silence for COVID victims and their families.

2. PUBLIC COMMENT

Nora Crivello stated she appreciates the new sidewalk improvements on Third Street for pedestrian safety, unfortunately people parking over the sidewalk present a hazard. City Attorney Mall commented that she can call the Sheriff's office to issue a ticket. No other comments were received.

3. CONSENT ITEMS

- A. Approve Affidavit of Posting Agenda**
- B. Approve Resolution 2021-04 Authorizing a Third Amendment to the Agreement with Harris and Associates for Planning Services**
- C. Approve Minutes of the January 19, 2021 Meeting**
- D. Approve Minutes of the December 15, 2020 Regular City Council Meeting**
- E. Waive Reading of Ordinances and Resolutions on Tonight's Agenda Beyond Title**

City Manager Reynolds asked that Item B be pulled from the consent agenda for discussion.

City Manager Reynolds explained that this is an extension to the Harris contract. Whereupon, Harris and Associates Sr. Planner David Mack introduced his Alex Barton who will be working for the City at a lesser pay rate.

A motion was made by Council Member Edge and seconded by Vice Mayor Flores to approve all items on the Consent Agenda. The motion passed unanimously, 5-0, with Council Member Freels abstaining from voting on the minutes as he was not present at the meeting.

4. PRESENTATIONS, INFORMATIONAL ITEMS AND REPORTS

- A. Recognition of Outgoing City Treasurer Chuck Geiger**

City Manager Reynolds reported that former City Treasurer Geiger has

requested that this item be held over to another meeting after the re-opening, when we can all be present together.

B. Sheriff's Department Report – Captain Eric Taylor

City Manager Reynolds requested this item be held over until later in the meeting as Captain Taylor is out in the field on a case.

C. Monthly Financial Statements

City Treasurer Sabathia introduced herself and her background, and then provided a report. There was no public comment received.

D. City Manager's Report

City Manager Reynolds provided a report. There was no public comment received.

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

Council Members Edge, Freeman, Flores, Freels and Mayor Jordan reported on meetings they attended. There was no public comment received.

5. ACTION ITEMS

A. Approve Resolution 2021-05 Changing Signature Responsibility on City Bank Accounts at Union Bank

City Manager Reynolds explained that the responsibility for signing checks needs to be updated to remove former City Treasurer Geiger and add new City Treasurer Sabathia, and also reduce the number of signers down to five only. He suggested removing himself as a signer. During public comment, Jackie Morris Lopez asked whether the number of signers was dependent on the dollar amount of the check. City Manager Reynolds responded, no.

A motion was made by Council Member Freels and seconded by Council Member Freeman to approve Resolution 2021-05 Changing Signature Responsibility on City Bank Accounts at Union Bank after removing City Manager Reynolds as a signer. The motion passed unanimously, 5-0.

B. Approve Resolution 2021-06 Authorizing the Acceptance, and to Acknowledge Receipt, of a Report by the Fire Chief of the Hollister Fire Department Regarding the Inspection of Certain Occupancies Required Annually Pursuant to Sections 13146.2 And 13146.3 of the California Health and Safety Code

Fire Marshall Charlie Bedolla provided a report stating this will be an annual event. During public comment Jackie Morris Lopez asked whether ADU's are on the list, and Fire Marshall Bedolla responded, no, because they are looking at multiple housing units.

A motion was made by Council Member Edge and seconded by Council Member Freels to approve Resolution 2021-06 Authorizing the Acceptance, and to Acknowledge Receipt, of a Report by the Fire Chief of the Hollister Fire Department Regarding the Inspection of Certain Occupancies Required Annually Pursuant to Sections 13146.2 And 13146.3 of the California Health and Safety Code. The motion passed unanimously, 5-0.

Fire Marshall Bedolla announced that Fire Chief Bob Martin DelCampo is on active military duty temporarily, and he is now the Acting Fire Chief.

C. Appoint a Member of the Community to the Urban Growth Boundary Ad Hoc Committee

City Manager Reynolds reported that only one application was received, and it was received late. He suggested extending the application period until Friday, February 19.

A motion was made by Vice Mayor Flores and seconded by Council Member Edge to extend the period for receiving applications from the community for membership on the Urban Growth Boundary Ad Hoc Committee to February 19, at 1:00 p.m. The motion passed unanimously, 5-0.

D. Adopt Resolution 2021-07 Authorizing the City Manager to Execute a Consulting Services Agreement with Stantec Consulting Services, Inc. Group for Preparation of a Complete Bid Package and Provide Construction Support for the San Juan Bautista to Hollister Sanitary Sewer Force Main Project

City Manager Reynolds provided a report and asked for authorization to execute a consulting services agreement with Stantec Consulting Services, Inc. Group in the amount of \$1,066,410 to prepare a complete bid package and provide construction support for the sanitary sewer force main project to Hollister. City Engineer Julie Bezhad provided a slide presentation and answered questions. There was no public comment received.

A motion was made by Council Member Freeman and seconded by Vice Mayor Flores to Adopt Resolution 2021-07 Authorizing the City Manager to Execute a Consulting Services Agreement with Stantec Consulting Services, Inc. Group for Preparation of a Complete Bid Package and Provide Construction Support for the San Juan Bautista to Hollister Sanitary Sewer Force Main Project in the amount of \$1,066,410. The motion passed unanimously, 5-0.

E. Approve Resolution 2021-08 Authorizing the Mayor to Execute a Memorandum of Understanding with the San Benito County Water District for the Source Water Compliance Project

City Manager Reynolds provided a report. Water District General Manager Jeff Cattaneo provided a report and responded to questions. No public comment was received.

A motion was made by Vice Mayor Flores and seconded by Council Member Edge to Adopt Resolution 2021-08 Authorizing the Mayor to Execute a Memorandum of Understanding with the San Benito County Water District for the Source Water Compliance Project. The motion passed unanimously, 5-0.

Whereupon, City Manager Reynolds requested moving to Item 5G, and come back to the parklets item after 5G. Mayor Jordan agreed to the request.

G. Approve Resolution 2021-09 Preliminary Intention to Proceed With the Issuance of Series 2021 Bond Anticipation Notes to Finance the City's Sewer Compliance Project Sending the Waste Water to the Regional Plant in Hollister, and Appointing the Necessary Consultants in Connection Therewith

City Manager Reynolds provided a report and then introduced Dmitry Semenov of California Municipal Advisors who provided a slide presentation and responded to questions. No public comment was received.

A motion was made by Council Member Edge and seconded by Council Member Freels to Adopt Resolution 2021-09 Preliminary Intention to Proceed with the Issuance of Series 2021 Bond Anticipation Notes to Finance the City's Sewer Compliance Project Sending the Waste Water to the Regional Plant in Hollister, and Appointing the Necessary Consultants In Connection Therewith. The motion passed unanimously, 5-0.

F. Consider a Recommendation by the Planning Commission and Approve Resolution 2021-10 Extending the Term of the Temporary Parklets on Third Street One Hundred Eight Days or Until September 30, 2021

City Manager Reynolds provided a report requesting that during this State of Emergency, that the term of the transformation of Third Street and the parklets be extended until September 30, 2021; and ask that they direct staff to prepare the policies and procedures necessary for a public debate of a City policy that governs all matters related to parklets going forward, after the current State of Emergency has ended. During public comment, Jackie Morris Lopez asked if the public comments received via email could be read into the record. City Manager Reynolds reported the City received six written public comments on this item, and they were all in favor of extending the term of the parklets through September 2021. Fran Fitzharris and Yolanda Delgado also spoke in support of extending the parklets.

A motion was made by Vice Mayor Flores and seconded by Council Member Edge to Adopt Resolution 2021-10 Extending the Term of the Temporary Parklets on Third Street One Hundred Eight Days or Until September 30, 2021. The motion passed unanimously, 5-0.

H. Approve Settlement with Meritage Homes for Double Payment of Water Impact/Improvement Fees

City Manager Reynolds provided a report asking for authorization to execute a settlement agreement with Meritage Homes to refund the developer for double payment to the City for water impact/improvement fees.

A motion was made by Council Member Edge and seconded by Council Member Freels to the conditions of a settlement with Meritage Homes for Double payment of water impact/improvement fees. The motion passed unanimously, 5-0.

I. Approve Resolution 2021-11 Approving a Letter of Agreement, and Accepting Land Dedication from Rosa and Edmundo Loayza, Owners of the Subdivision at 957 First Street, to be Used to Construct the First Street Roundabout

City Manager Reynolds provided a report. Edmundo Loayza was present, and made comments. During public comment, Jackie Morris Lopez asks about Loayza's donation. Jim Liebold suggested a temporary detour across Loayza's land during construction. City Engineer Bezhad responded that she presented the idea to both the Loayzas and Meritage Homes and was told it would cost too much. City Manager Reynolds responded to Jackie Morris Lopez's question with a slide of the terms of the agreement as listed in a letter to the Loayza's.

Terms

By agreeing to the terms of this letter, and to expedite the construction of the Roundabout, the Loayzas agree to:

- a. Accept the 100% construction drawings dated 12/07/2020 of the roundabout as presented;*
- b. Dedicate the approximately 5,500 square feet of right-of-way to the City within 7 days of signing this letter;*
- c. To not interfere with or cause to slow down the construction of the roundabout in anyway;*
- d. Add as a condition of approval on future development plans the dedication of the sewer parcel to the City.*
- e. After credits from the City meet the value of the dedicated right-of-way, agree to pay additional processing fees required to develop their property per the fee schedule that is applicable when fees are paid, and current consulting rates when approved by City Council.*
- f. The value of the parcel being dedicated and the value of City's directly incurred expenses since the approval of Resolution 2019-14 (June 4, 2019) and anticipated fees to be paid will be determined within 60-days of the signing of this Letter.*
- g. Agree to pay for the anticipated public improvements indicated in the improvement plans not limited to but including a cul-de-sac, street lights, storm drains, sidewalks and fencing on First Street as needed, and the sewer easement from First Street making it open for public access and use.*

A motion was made by Vice Mayor Flores and seconded by Council Member Freeman to Adopt Resolution 2021-11 Approving a Letter of Agreement, and Accepting Land Dedication from Rosa and Edmundo Loayza, Owners of the Subdivision at 957 First Street, to be Used to Construct the First Street Roundabout. The motion passed unanimously, 5-0.

6. DISCUSSION ITEMS

A. Provide Update on Water and Wastewater Distribution System Enhancements and Compliance with the Environmental Protection Agency
City Manager Reynolds presents from slides. No public comments were received.

B. Traffic Calming Options on First Street
City Manager Reynolds provided a report and asked that the Council provide feedback to the staff regarding traffic calming on First Street and other parts of the City. During public comment, Michael Ponce spoke in support and suggested the Sheriff move from the VFW on Monterey to First Street and cite the speeders.

C. Update on COVID-19 and Affects to our Community and San Benito County
City Manager Reynolds provided a report. No public comment was received.

7. COMMENTS

A. City Council

Council Member Freels asked to dedicate this meeting to longtime San Juan Bautista resident Vince "Bobo" Pinuela who passed away recently. Council Member Edge commented on the LULAC taskforce meeting with Jimmy Panetta, and reported a letter of support was driven over by San Benito County Supervisor Mark Medina. She further commented, we need more COVID vaccines.

B. City Manager

Assured the Council, will work on technology.

C. City Attorney

No comments were received.

D. City Clerk

No comments were received.

8. ADJOURNMENT

The meeting adjourned at 9:03 p.m.



Leslie Q. Jordan, Mayor

ATTEST:



Trish Paetz, Deputy City Clerk