



Minutes of the Regular Meeting of the
San Juan Bautista City Council
Tuesday, June 15, 2021

1. Call to Order

Mayor Jordan called the meeting to order at 6:18 p.m.

City Manager Reynolds then explained that the Council had held a Special Closed Session Meeting at 5:00 p.m. to review the City Manager's performance and had offered to amend his contract to include health benefits, a cost-of-living increase and a \$5000 merit increase.

The Mayor described the Council's remote participation under the Governor's Executive Order to minimize the spread of the COVID 19, and explained the process of public participation.

Pledge of Allegiance

Council Member Freels led the pledge of allegiance.

Roll Call

Present: Council Member Mary Edge, Vice Mayor Cesar Flores, Council Member Scott Freels, Council Member John Freeman, Mayor Leslie Jordan.

**2. Public Comment on Items Not on the Agenda but Within the Subject Matter
Jurisdiction of the City Council**

There were no public comments on items not on the agenda.

3. Consent Items

- A. Approve Affidavit of Posting the Agenda**
- B. Approve Affidavit of Posting Public Hearing Notices**
- C. Approve Minutes of the April 20, 2021 City Council Meeting**
- D. Approve Minutes of the May 15, 2021 City Council Meeting**
- E. Adopt Resolution 2021-28 of the City Council of the City of San Juan Bautista Making Certain Findings and Determinations in Compliance with Section XIIB of the California Constitution (GANN Initiative) Setting the Appropriation Limit for Fiscal Year 2021-2022**
- F. Adopt Resolution 2021-29 of the City Council of the City of San Juan Bautista Adopting a City Holiday Schedule for Fiscal Year 2021-2022**
- G. Waive Reading of Ordinances and Resolutions on the Agenda Beyond Title**

Council Member Edge asked to amend the minutes of April 20, 2021 stating that she had not voted in favor of Item 5E.

There were no public comments.

Motion on the Consent Calendar

Motion was made by Vice Mayor Flores, seconded by Council Member Freels and carried with a unanimous vote to approve the consent calendar, with the amendment to the minutes of April 20, 2021 for the vote by Council Member Edge on Item 5E.

4. Presentations, Informational Items and Reports

A. Presentation of Measure G Transportation Safety and Investment Plan Activities and Expenditures by Mary Gilbert and Veronica Lezama of the San Benito County Council of Governments

The presentation was given by Mary Gilbert and Veronica Lezama of the San Benito County Council of Governments.

There were no public comments.

B. Presentation of San Benito County Integrated Waste Management Green Business Program by Celina Stotler

The presentation was given by Celina Stotler and Brooke Wright.

Public comment was opened.

Fran Fitzharris of Brewery 25 suggested an audit to assist the business owners in maintaining a green business.

Halina Walton of Thankful Co. thanked the City for providing the program.

Public comment was then closed.

C. Treasurer's Report and Monthly Financial Statements by City Treasurer Michelle Sabathia

The report was presented by City Treasurer Michelle Sabathia.

Public comment was opened.

Jackie Morris Lopez inquired about an expenditure.

Public comment was then closed.

D. City Manager's Report

The staff report was presented by City Manager Reynolds.

Public comment was opened.

Cara Vonk spoke on the Health Foundation project property on Muckelemi Street.
Jackie Morris Lopez inquired on the proposed Health Foundation Muckelemi Street project.
Wanda Guibert commented on the Health Foundation property on Muckelemi Street.
Iraida Pisano inquired about the expected roundabout and street repair at Rancho Vista on First Street.

Public comment was then closed.

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

Council Member Freeman reported on the Intergovernmental meeting topics of homelessness and Microenterprise Home Kitchen Operations, and AMBAG's discussions of the regional housing needs assessment (RHNA) being addressed in August.

5. Public Hearing Items

A. Valle Vista Landscape and Lighting Maintenance Assessment District No. 1

The staff report was presented by City Manager Reynolds.

The public hearing was opened.

Nicholas Martin spoke on a fallen tree branch in the landscaping district that damaged a tree on his property asking if his tree would be replaced and stated he had asked many times that the large tree be removed.

Iraida Pisano spoke on past year's mailed notification which itemized the cost increases and asked if bids were solicited from other landscaping companies.

Wanda Guibert commented that trees were not regularly trimmed, suggesting that the landscaping agreement be reviewed.

The public hearing was then closed.

Motion on the Item 5A

Motion was made by Council Member Edge, seconded by Vice Mayor Flores and carried with a 5-0 vote to adopt Resolution 2021-30 of the City Council of the City of San Juan Bautista Confirming a Diagram and Assessment for Fiscal Year 2021-2022

Second Motion on the Item 5A

Motion was made by Council Member Edge, seconded by Council Member Freeman and carried with a 5-0 vote to adopt a Resolution 2021-31 of the City Council of the City of San Juan Bautista Certifying Compliance With State Law with Respect to the Levying of General and Special Taxes, Assessments, and Property Related Fees and Charges

B. Introduction of an Ordinance Amending the San Juan Bautista Municipal Code

Chapter 10-1, to Revise Section 10-1-505 to Include an Increase in Fence Heights if Needed to Mitigate Noise or Provide Screening from Adjoining Highways or Non-Residential Use and to Prohibit Fences Closer than Three Feet from a Fire Hydrant (Exempt from CEQA) (Continued from the May 18, 2021 Regular Meeting)

The staff report was presented by City Manager Reynolds.

The public hearing was opened.

Rochelle Eagen commented on the height of the fencing and need for proper engineering and design guidelines.

Cara Vonk commented about the possibility of a sound-wall as part of the Highway156 widening project.

There being no further comments, the public hearing was then closed.

Motion on the Item 5B

Motion was made by Vice Mayor Flores, seconded by Council Member Freeman to and carried with a 5-0 vote to Introduce an Ordinance of the City Council of the City of San Juan Bautista Amending the San Juan Bautista Municipal Code Chapter 10-1, to Revise Section 10-1-505 to Include an Increase in Fence Heights if Needed to Mitigate Noise or Provide Screening from Adjoining Highways or Non-Residential Use and to Prohibit Fences Closer than Three Feet from a Fire Hydrant

6. Action Items

A. Adopt a Resolution of the City Council of the City of San Juan Bautista Designating Rehabilitating Franklin Street, North Street, Second Street, The Alameda, and Polk Street as the City's Priority Projects Under the State's Road Repair and Accountability Act of 2017 (SB1)

The staff report was presented by City Engineer Julie Behzad.

Public comment was opened.

Jackie Morris Lopez commented on addressing heavier traffic streets.

Public comment was then closed.

Motion on the Item 6A

Motion was made by Vice Mayor Flores, seconded by Council Member Freeman to and carried with a 5-0 vote to adopt Resolution 2021-32 of the City Council of the City of San Juan Bautista Designating Rehabilitating Franklin Street, North Street, Second Street, The Alameda, and Polk Street as the City's Priority Projects Under the State's Road Repair and Accountability Act of 2017 (SB1)

B. Adopt a Resolution of the City of San Juan Bautista Authorizing the City Manager to Execute a License Agreement with Etheric Networks Incorporated to Place Communication Equipment on the City's Water Tank for the Transmission of

Communication Signals Providing a New Source of Internet Access for the Community in Consideration for Free Wi-Fi on Third Street and at City Facilities

The item was presented by Council Member Freeman and Etheric Networks Incorporated staff.

Public comment was opened.

Sean Fitzharris inquired about Wi-Fi in the downtown historic district and customer support. Wayne Norton thanked the city as a member of Rotary and shared his concerns about costs. Jackie Morris Lopez commented on the location of antennas and conflicts with other ISP's. Cara Vonk inquired about antennas location sites, costs and the size of antennae. Fran Fitzharris spoke on the need for customer support for businesses during weekends.

Public comment was then closed.

Motion on the Item 6B

Motion was made by Council Member Freeman, seconded by Vice Mayor Flores and carried with a 5-0 vote to adopt Resolution 2021-33 of the City Council of the City of San Juan Bautista Authorizing the City Manager to Execute a License Agreement with Etheric Networks Incorporated to Place Communication Equipment on the City's Water Tank for the Transmission of Communication Signals Providing a New Source of Internet Access for the Community in Consideration for Free Wi-Fi on Third Street and at City Facilities

C. Adopt a Resolution of the City Council of the City of San Juan Bautista Adopting the Fiscal Year 2021-2022 Budget and Capital Improvement Plan

The staff was presented by City Manager Reynolds.

Public comment was opened.

Jackie Morris Lopez inquired about the monies budgeted for a restroom at Verutti park.

Public comment was then closed.

Motion on the Item 6C

Motion was made by Council Member Edge, seconded by Vice Mayor Flores and carried with a 5-0 vote to adopt Resolution 2021-34 of the City Council of the City of San Juan Bautista Adopting the Fiscal Year 2021-2022 Budget and Capital Improvement Plan

D. Appoint a Member of the Public (At Large) to the Safety Committee

The staff was presented by City Manager Reynolds.

There were no public comments.

Motion on the Item 6D

Motion was made by Council Member Edge, seconded by Council Member Freels and carried with a 4-1 vote to appoint Rachel Ponce as a Member of the Public (At Large) to the Safety Committee (Council Member Freeman voting no)

7. Discussion Items

A. Discussion of Microenterprise Home Kitchen Operations (MEHKO) in the City of San Juan Bautista

The staff was presented by City Manager Reynolds.

Public comment was opened.

Fran Fitzharris shared health concerns and commented on the need to follow permitting and processes.

Jackie Morris Lopez commented on health concerns and the impacts on local restaurants and eateries.

There being no further comments, public comment was then closed.

The consensus of the Council was to opt out of the program.

B. Update on Water and Wastewater Distribution System Enhancements and Compliance with the Environmental Protection Agency

The staff was presented by City Manager Reynolds.

There were no public comments.

C. Update on COVID-19 and Affects to the San Juan Community and San Benito County

The staff was presented by City Manager Reynolds.

There were no public comments.

D. Re-Opening City Public Meetings and City Facilities Discussion of Resuming In-person City Council and Planning Commission Meetings

The item was combined with item 7F and was presented by City Manager Reynolds.

Public comment was opened.

EJ Sabathia spoke in support of continuing meetings in a virtual platform.

Jackie Morris Lopez spoke on cautiously following new guidelines and the need for support for local businesses.

Fran Fitzharris spoke on revised ABC regulations that impact local businesses sharing her support for continuing virtual meetings.

Cara Vonk spoke in support of continuing virtual meetings.

Public comment was then closed.

E. Discuss the Issue of Temporary Basketball Hoops in the Public Right of Way

The staff was presented by City Manager Reynolds.

Public comment was opened.

Jackie Morris Lopez commented that select areas were a better fit for basketball hoops.

Public comment was then closed.

F. Discussion of Resuming In-person City Council and Planning Commission Meetings

The item was heard under Item 7D.

8. Comments

A. City Council

Council Member Edge commented on the length of the meeting and thanked everyone for the productive meeting.

Vice Mayor Flores suggested shortening the agenda and holding an additional meeting.

Council Member Freels thanked everyone for the productive meeting.

Council Member Freeman noted the productive meeting.

Mayor Jordan thanked everyone for the productive meeting.

B. City Manager

City Manager Reynolds announced he would be going on vacation and would return on the 22nd of June.

C. City Attorney

There were no comments.

D. City Clerk

There were no comments.

9. Adjournment

Motion to Adjourn

Motion was made by Vice Mayor Flores, seconded by Council Member Edge and carried with a unanimous vote to adjourn the meeting at 10:46 p.m.

Respectfully Submitted:

/s/ Shawna Freels, MMC
City Clerk