

**CITY OF SAN JUAN BAUTISTA
REGULAR CITY COUNCIL MEETING
SEPTEMBER 21, 2021
MINUTES**

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

PLEDGE OF ALLEGIANCE – Council Member Edge lead the pledge of allegiance.

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

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

2. PUBLIC COMMENT

Marina Gordon expressed concerned with a chicken continually locked in a car on Muckelemi Street. Nancy Carlisle expressed concerned with sections of the City's flag policy, the proclamation Council read honoring June as Pride Month in the City, and the flying of the Pride flag in June under the US flag. Sofia (no last name provided) expressed concern with the owner of the car that houses a chicken continually, that he went off on her when she approached him about the chicken. Tina (no last name provided) expressed concern, as well, with the chicken continually locked in the car on Muckelemi Street.

Whereupon, Council Member Freeman arrived at 6:20 p.m.

3. CONSENT ITEMS

- A. Approve Affidavit of Posting Agenda**
- B. Approve Affidavit of Posting Public Hearing Notice**
- C. Approve Minutes of the August 17, 2021 Regular City Council Meeting**
- D. Waive Reading of Ordinances and Resolutions on Tonight's Agenda Beyond Title**
- E. Appoint Council Members Jordan and Freeman to the San Benito County Water District "San Benito County Urban Area Water Supply Master Plan Governance Committee"**
- F. Deny a Subrogation Claim Filed by Allstate Insurance Company and Authorize Staff to Send the Notice of Rejection to the Claimant**
- G. Approve a Resolution of the City Council of the City of San Juan Bautista Accepting the Draft Water and Wastewater Master Plans**
- H. Adopt a Resolution of the City Council of the City of San Juan Bautista Extending the Third Street Parklets for Six Months, Until March 30, 2022**
- I. Adopt a Resolution of the City Council of the City of San Juan Bautista Authorizing a Street Closure for Screening of Vertigo**

A motion was made by Council Member Edge and seconded by Council Member Freels to approve all items on the Consent Agenda. The motion passed 4-0-0-1, with Council Member Freeman absent.

4. PRESENTATIONS, INFORMATIONAL ITEMS AND REPORTS

A. Jacob's Heart Proclamation Recognizing Childhood Cancer Awareness Month

Mayor Jordan read the proclamation.

B. Presentation on the Multi-Jurisdictional Local Hazard Mitigation Plan Update by San Benito County Office of Emergency Services Manager Kris Mangano

Kris Mangano introduced Julia Davatzes of Hagerty Consulting, who presented a slide presentation and update to the Hazard Mitigation Plan. There was no public comment received.

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

City Treasurer Sabathia provided a report. There was no public comment received.

D. City Manager's Report

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

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

Council Members reported on meetings they attended. There was no public comment received.

5. PUBLIC HEARING ITEMS

A. Introduction of an Ordinance Amending Section 11-29-010 to Delete Reference to Second Units; Repealing Section 11-04-050, and Adding a New Section 11-04-050 to the San Juan Bautista Municipal Code to Conform with State Regulations Relating to Accessory Dwelling Units (Exempt from CEQA)

Community Development Director Brian Foucht provided a report. Council Member Freels asked about whether ADU's were subject to mitigation fees for fire impact. Mr. Foucht responded, yes, you can make it proportionate to the size of the unit. City Attorney Mall advised putting color schemes, materials, and such in design guidelines, as HCD will not pick through our Design Guidelines. Leave it out of the ordinance, as they will pick through the ordinance. Mayor Jordan opened the public hearing. Cara Vonk was concerned with height restrictions where an ADU is on top of a garage, making it higher than 16 feet, would it then need to be heard by the Planning Commission? City Attorney Mall stated she believes it makes a difference whether it's an ADU or a JADU. Mr. Foucht clarified the ordinance does not treat attached and unattached differently. Design approval is required for ADU's that are detached. Wanda Guibert provided her experience as the owner of an ADU; they agreed to rent only to Section 8 and

would get tenants from a list with the City. Jackie Morris-Lopez was concerned that there are still many questions and inconsistencies that need to be addressed, and the ordinance needs more time and attention. Mayor Jordan closed the public hearing. Community Development Director Foucht stated he would work on the ordinance and bring it back at the next meeting.

A motion was made by Council Member Edge and seconded by Council Member Freels to introduce an ordinance Amending Section 11-29-010 to Delete Reference to Second Units; Repealing Section 11-04-050, and Adding a New Section 11-04-050 to the San Juan Bautista Municipal Code to Conform with State Regulations Relating to Accessory Dwelling Units. The motion passed unanimously, 5-0.

6. ACTION ITEMS

A. Adopt a Resolution of the City Council of the City of San Juan Bautista Approving a San Benito County Economic Development Corporation Grant in the Amount of \$5,000

Community Development Director Brian Foucht provided a report. Marc Fontes of the San Benito County Economic Development Corporation was present and stated there is \$3 billion nationwide, and a list on the EDA website of projects that are being approved.

A motion was made by Council Member Freels and seconded by Council Member Freeman to adopt resolution 2021-50 Approving a San Benito County Economic Development Corporation grant in the amount of \$5,000. The motion passed unanimously, 5-0.

B. Adopt a Resolution of the City Council of the City of San Juan Bautista Approving the Luck Park Master Plan

City Manager Reynolds introduced Ann Schmitz of RRM Design Group who provided a report. Council Members were concerned with damage the Jim Jack Cabin could receive if it were moved from its location of the past ten or more years. During public comment, Emily Renzel's written comments were read into the record. Wanda Guibert said she preferred the alternative plan that would leave the Jim Jack Cabin where it is. Jackie Morris-Lopez said that while both plans are good, she was glad for the selection by the City Council.

A motion was made by Council Member Edge and seconded by Council Member Freels to adopt Resolution 2021-51A Approving the Alternative Plan B as presented for the Luck Park Master Plan, leaving the Jim Jack Cabin in its present location. The motion passed unanimously, 5-0.

7. DISCUSSION ITEMS

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

City Manager Reynolds provided a report. No public comment was received.

B. Update on COVID-19

City Manager Reynolds reported that the City would be continuing the local emergency, as per the state and the county public health department, and there are more grants available through the end of the month. No public comment was received.

8. COMMENTS

A. City Council

Mayor Jordan comment on the need for more attention to economic development in the city, and suggested the City take a bigger part in economic development, and develop long term means of resilience.

B. City Manager

City Manager Reynolds thanked everyone.

C. City Attorney

No comments were received.

D. Deputy City Clerk

No comments were received.

9. ADJOURNMENT

The meeting adjourned at 9:39 p.m.



Trish Paetz, Deputy City Clerk