

**CITY OF SAN JUAN BAUTISTA
REGULAR CITY COUNCIL MEETING
SEPTEMBER 20, 2022, at 6:00 P.M.**

MINUTES

1. **CALL TO ORDER** – Mayor Leslie Jordan called the meeting to order at 6:03 p.m. in the City Council Chambers at 311 2nd Street, San Juan Bautista, California. This meeting was a hybrid meeting, as such, some members were in attendance at a zoom location.

PLEDGE OF ALLEGIANCE – Mayor Jordan led the Pledge of Allegiance.

ROLL CALL

Present: Mayor Jordan; Vice Mayor Flores; and Council Members Edge, Freels, and Freeman

Staff Present: City Manager Don Reynolds, General Counsel Robert Rathie, Assistant City Manager Brian Foucht, City Accountant Wendy Cummings, and RGS Clerk Advisor Lori Frontella

2. **PUBLIC COMMENT**

Mayor Jordan called for public comments.

Steve Harris mentioned a need for speed bumps and an apprenticeship program.

Andy Moore commented on the need for rubber mats to slow down speeding on Second Street.

Seeing no one further come forward, Mayor Jordan closed the public comment.

3. **CONSENT ITEMS**

Mayor Jordan requested items E and I be pulled for separate consideration.

City Attorney Rathie pulled item “C” for separate consideration.

- A. **Adopt a Resolution of the City Council of the City of San Juan Bautista Making Findings and Determinations Under Government Code §54953 for Continuing Virtual and Hybrid Meetings**
- B. **Approve the Affidavit of Posting Agenda**
- C. **Adopt an Ordinance Amending Section 3-5-155 of the San Juan Bautista Municipal Code and Increasing Water Rates (Second Reading and Adoption)**
- D. **Adopt a Resolution of the City Council of the City of San Juan Bautista Authorizing Street Closures in the City of San Juan Bautista**
- E. **Adopt a Resolution of the City Council of the City of San Juan Bautista Updating the COVID Protection Plan (“CPP”)**
- F. **Adopt a Resolution of the City Council of the City of San Juan Bautista Extending the COVID-19 Sick Leave Program Established by Resolution 2022-15 and Authorize the City Manager to Approve Up To Eighty Hours of Sick Leave for COVID-19 Related Illness Until June 30, 2023**

- G. **Approve the Minutes for the July 19, 2022 City Council Regular Meeting**
- H. **Approve the Minutes for the August 9, 2022 City Council Special Meeting**
- I. **Approve the Minutes for the August 16, 2022 City Council Regular Meeting**
- J. **Waive Reading of Ordinances and Resolutions on the Agenda Beyond Title**
- K. **Adopt a Resolution of the City Council of the City of San Juan Bautista Proclaiming and Reaffirming the Existence of a Local Emergency**

Mayor Jordan called for public comments. Seeing no one come forward, she closed the public comments.

A motion was made by Council Member Edge to approve the Consent Calendar Items A, B, D, F, G, H, J, and K. The motion was seconded by Council Member Freeman. The motion passed on a roll call vote of 5-0.

Item E: Adopt a Resolution of the City Council of the City of San Juan Bautista Updating the COVID Protection Plan ("CPP")

Mayor Jordan asked if this would be in addition to FMLA leave.

Vice Mayor Flores excused himself to rejoin the meeting in person in the Council Chambers.

A motion was made by Council Member Freeman to approve the Consent Calendar Item E. The motion was seconded by Council Member Freels. The motion passed on a roll call vote of 4 Yes-0 No-1 Absent (Flores).

Item I: Approve the Minutes for the August 16, 2022 City Council Regular Meeting

Mayor Jordan noted that the minutes will need to be corrected as follows: Use Vice Mayor when providing Vice Mayor Flores name on minutes and correct guitars.

A motion was made by Council Member Freeman to approve the Consent Calendar Item I, as amended. The motion was seconded by Council Member Freels. The motion passed on a roll call vote of 4 Yes-0 No-1 Absent (Flores).

Item C: Adopt an Ordinance Amending Section 3-5-155 of the San Juan Bautista Municipal Code and Increasing Water Rates (Second Reading and Adoption)

A motion was made by Council Member Edge to approve the Consent Calendar Item C. The motion was seconded by Council Member Freeman. The motion passed on a roll call vote of 4 Yes-0 No-1 Absent (Flores).

4. PRESENTATIONS, PROCLAMATIONS, INFORMATIONAL ITEMS AND REPORTS

Vice Mayor Flores joined the Council meeting in person at the Council Chambers at 6:25 p.m.

A. San Benito County Habitat Conservation Plan Presentation by Arielle Goodspeed, San Benito County Principal Planner

San Benito County Principal Planner Arielle Goodspeed provided a brief report, accompanied by a PowerPoint, and fielded questions from the Council.

Mayor Jordan called for public comments.

Jackie Morris-Lopez spoke on this matter.

Seeing no one further come forward, Mayor Jordan closed the public comment.

B. City Council and Staff Announcements

Mayor Jordan and Council Member Freeman shared updates on meetings they attended and announced upcoming meetings and events.

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

There were no reports provided.

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

City Accountant Wendy Cummings provided a brief summary of the staff report and fielded questions from the Council.

E. City Manager's Report

City Manager Don Reynolds provided a brief report, accompanied by a PowerPoint, regarding city activities and fielded questions from the City Council.

a. Fire Department Update

Hollister Fire Chief Bob Martin Del Campo provided a brief update regarding fire department happenings.

b. Sheriff Department Update

Sherriff's Office Lieutenant Yerena provided a brief update regarding public safety activities within the County.

Mayor Jordan called for public comments.

Steve Harris asked if there were any firework incidents during the 4th of July.

Jackie Morris-Lopez spoke on public safety needs in the community.

Rachel Ponce noted the lack of audio in the Council Chambers and the need for a full-time Deputy City Clerk.

Christina Hastings also commented on commercial trucks.

Seeing no one further come forward, Mayor Jordan closed the public comment.

5. ACTION ITEMS

Mayor Jordan moved the order of business to be heard in the order of G, H, A, B, C, D, E, F.

A. Approve a Resolution of the City Council of the City of San Juan Bautista Establishing Guiding Principles for the Community Plan Authorized by Resolution 2022-13

City Manager Don Reynolds presented the staff report and fielded questions.

A lengthy discussion ensued amongst the City Council.

Mayor Jordan called for public comments.

Jackie Morris-Lopez spoke in favor of the Plan and encouraged the Planning Commission consider the resolution first.

David Medeiros spoke in favor of the Plan and encouraged the Planning Commission consider the resolution first.

Tran Gutierrez spoke in favor of the Plan.

Seeing no one further come forward, Mayor Jordan closed the public comment.

A motion was made by Mayor Jordan to postpone the item to the October City Council Meeting. The motion was seconded by Council Member Freels. The motion passed on a roll call vote of 5 Yes-0 No.

B. Approve a Resolution Approving the First Amendment to the Reimbursement Agreement Between the City and SJB Alameda Enterprises, LLC, for Construction of a Right Turn Lane on State Route 156 at Its Intersection With The Alameda (Continued to a future meeting)

This item was continued to the October City Council meeting.

C. Approve a Resolution of the City Council of the City of San Juan Bautista Amending Rule II by Adding Section 20 to Its Personnel Policies: Teleworking Policy and Procedure

City Manager Don Reynolds presented the staff report and fielded questions.

A lengthy discussion ensued amongst the City Council.

Mayor Jordan called for public comments.

Jackie Morris-Lopez spoke on this matter.

Steve Harris spoke on this matter.

Jose Aranda spoke on this matter.

Seeing no one further come forward, Mayor Jordan closed the public comment.

A motion was made by Council Member Flores to adopt a resolution by adding Section 20 to its Personnel Policies: Teleworking Policy and Procedure. The motion was seconded by Council Member Freels. The motion passed on a roll call vote of 4 Yes-1 No (Edge).

D. Reject Bids for the 2022 Pavement Management Program Project and Re-Bid the Project with Modifications

City Manager Don Reynolds presented the staff report and fielded questions.

Mayor Jordan called for public comments.

Steve Harris commented his support of staff re-bidding the project.

Seeing no one further come forward, Mayor Jordan closed the public comment.

A motion was made by Vice Mayor Flores to reject all bids for the 2022 Pavement Management Program and Re-bid the Project. The motion was seconded by Council Member Edge. The motion passed on a roll call vote of 5 Yes-0 No.

E. Introduce an Ordinance Rescinding Section 5-1-165 (“Fireworks”) of Chapter 5.1 (“California Fire Code – 2001 Edition”) and Rescinding Chapter 5-16 (“Fireworks”), of the Municipal Code; and Adding a New Chapter 5-16 (“Fireworks”) to the Municipal Code to Prohibit the Sale, Use, Possession and Discharge of All Fireworks Within the City and Imposing Host Liability For Allowing Same

City Manager Don Reynolds and General Counsel Robert Rathie presented the staff report and fielded questions.

A lengthy discussion ensued amongst the City Council and requested a number of changes to be presented at the second reading.

Mayor Jordan called for public comments.

Jackie Morris-Lopez spoke on this matter.

Steve Harris spoke against the ordinance.

Joe Aranda spoke against the ordinance.

Seeing no one further come forward, Mayor Jordan closed the public comment.

A motion was made by Vice Mayor Flores to hear the second reading of the ordinance with suggested amendments. The motion was seconded by Council Member Edge. The motion passed on a roll call vote of 5 Yes-0 No.

F. Introduce an Ordinance to Add Sections 7-04-106 and 7-04-107 to the San Juan Bautista Municipal Code to Authorize Exceptions to Subsections (E)(1) And (F) of Section 22500 of the California Vehicle Code Regarding, Respectively, Parking in Front of Driveways and Parking on Sidewalks

City Manager Don Reynolds presented the staff report and fielded questions.

Mayor Jordan called for public comments. Seeing no one come forward, she closed public comments.

A motion was made by Council Member Freels to hear the second reading of the ordinance. The motion was seconded by Council Member Edge. The motion passed on a roll call vote of 5 Yes-0 No.

G. Consider the Status of the Urban Growth Boundary/Sphere of Influence Ad Hoc Committee.

City Council Member/Ad Hoc Committee Chair Scott Freels requested the Ad Hoc Committee be reinstated.

Mayor Jordan called for public comments.

Dany Joe commented on the importance of the decision for the city's future.

David Medeiros requested to continue to serve on the Ad Hoc Committee.

Jackie Morris-Lopez commented she supported the continued efforts of the Committee.

Seeing no one further come forward, Mayor Jordan closed the public comment.

Unanimous consent was met by the City Council to reinstate the Ad Hoc Committee.

H. Report by Planning Commissioner Selection Ad Hoc Committee

Mayor Jordan provided a brief report and introduced the two applicants, Dan DeVries and Michele Newkirk, for the seat on the Planning Commission. Council interviewed the applicants and directed staff to bring this item back at the next City Council meeting for vote and appointment.

6. DISCUSSION ITEMS

A motion was made by Mayor Jordan to postpone the remaining items to the next meeting. The motion was seconded by Council Member Edge. The motion passed on a roll call vote of 5 Yes-0 No.

- A. Establish a Golf Cart Transportation Plan in San Juan Bautista**
- B. Consider Changes to the City Sign Ordinance**
- C. Consider a Noise Ordinance**
- D. Consider a RV Trailer Parking Ordinance**
- E. Municipal Election Update (Candidates Running for Office, Process for Write In candidate period open, Measure for appointing City Clerk and City Treasurer, Forum announced)**

7. Adjournment

There being no further business, Mayor Jordan adjourned the meeting at 10:17 p.m.

Respectfully submitted,

Norma Alley
RGS Advisor