



City of San Juan Bautista

The "City of History"

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**CITY COUNCIL
REGULAR MEETING
TUESDAY, JULY 18, 2023, 5:00 P.M.**

HYBRID MEETING

**City Hall, Council Chambers
311 Second Street, San Juan Bautista, California**

AGENDA

TELECONFERENCE NOTICE

Pursuant to California Government Code Section §54953(b)(3), this City Council regular meeting will include teleconference participation by Mayor Leslie Jordan from *Hilton Garden Inn Shelton, 25 Old Stratford Road, Shelton, Connecticut 06484*. The teleconference location shall be accessible to the public for the open session portion of the meeting pursuant to California Government Code Section §54954.3

ZOOM WEBINAR PARTICIPATION

The meeting can also be accessed by the public in the following methods: Through Zoom (<https://zoom.us/join>) per the instruction stated below, and on Facebook.

Please note: if all Council Members are present in person, public participation by Zoom or viewing on Facebook is for convenience only and is not required by law. If the Zoom or Facebook feed is lost for any reason the meeting may be paused while a fix is attempted but the meeting may continue at the discretion of the presiding officer.

JOIN ZOOM WEBINAR TO PARTICIPATE LIVE

<https://us02web.zoom.us/j/88373320235>

To participate telephonically:
call 1 (669) 900-6833
Webinar ID: 883 7332 0235

1. CALL TO ORDER

- A. Pledge of Allegiance – Councilmember Sabathia
- B. Roll Call

2. CLOSED SESSION – 5:00 P.M. – 6:00 P.M.

Receive public communications from the audience on Closed session items. The City Council will recess to closed session pursuant to:

- a. **Public Employee Performance Evaluation – (California Government Code section §54957(b)(1) – the City Manager.**

3. PROCLAMATION

- A. National Health Center Week, August 6-12, 2023
- B. Agricultural Worker Health Center Day, August 8, 2023

4. CONSENT

All matters listed under the San Juan Bautista City Council Consent Agenda may be enacted by one motion unless a member of the City Council or the public requests discussion or a separate vote.

- A. Approve the Affidavit of Posting Agenda.
- B. Waive the Reading of Ordinances and Resolutions on the Agenda Beyond the Title.
- C. Approve a **RESOLUTION** Confirming the Continued Existence of Two Local Emergencies Related to Excessive Winter Storms Affecting the City of San Juan Bautista.
- D. Approve a **RESOLUTION** Making Certain Findings and Determinations in Compliance with Section XIIB of the California Constitution (Gann Initiative).
- E. Approve a **RESOLUTION** Awarding a Contract for the Community Hall Acoustical Upgrade Project to Pacific Sound Control in the amount of \$85,500; Approve a project Contingency Fund for \$8,550; Approve \$15,000 for Construction and Inspection Services; and Authorize the City Manager to Approve Potential Contract Change Orders and other Construction Contingencies within said Fund.
- F. Approve the Special Meeting Minutes of May 25, 2023.
- G. Approve the Special Community Town Hall Meeting Minutes of June 2, 2023.
- H. Approve the Special Implementation Planning Session Meeting Minutes of June 3, 2023.
- I. Approve the Special Budget Meeting Minutes of June 6, 2023.
- J. Approve the Special Meeting Minutes of June 13, 2023.

5. PUBLIC HEARING

- A. **Resolution for Approval of the Annual Levy Community Facilities District (CFD No. 2018-01 (“Copperleaf” and “Rancho Vista” Neighborhoods))**

Recommendation: Approve a **RESOLUTION** Levying the Annual Special Tax for Fiscal Year 2023/24 for Community Facilities District No. 2018-01.

6. GENERAL PUBLIC COMMENT

Public comments are generally limited to three minutes per speaker on items that are not on the agenda, and are under the City’s subject matter jurisdiction. The Mayor may further limit the time for public comments depending on the agenda schedule.

7. PRESENTATIONS

- A. Fire District Feasibility Study
Receive presentation from Fire Chief Martin Del Campo on the Request for Proposals (RFP) that was released on the Fire Study.
- B. July 4, 2023 Fireworks Compliance De-Briefing

8. INFORMATIONAL ITEMS AND REPORTS

- A. Reports from City Council Representatives to Regional Organizations and Committees
- B. City Council Announcements
This is an opportunity for the Council and staff to share the community calendar and announce upcoming dates of interest to the general public.
- C. Treasurer's Report and Monthly Financial Statements
Receive Report from City Treasurer Michelle Sabathia.
- D. City Manager's Report
 - a. Fire Department Update
 - b. Sheriff Department Update

9. ACTION ITEMS

The Recommendation indicates the staff recommendation at the time the agenda was prepared. That recommendation does not limit the City Council alternative actions on any matter before it.

A. Designate League of California Cities Voting Delegate

Recommendation: Approve a **RESOLUTION** Designating a Voting Delegate and Alternate for the League of California Cities Annual Conference and Expo, September 20-22, 2023.

B. Accept First Annual Report of the Economic Development Citizen Advisory Committee (EDCAC) - a Standing Committee of the City Council for Business Improvement, Resiliency, and Overall Community Economic Development

Recommendation: Accept the report of the EDCAC and direct staff and the committee toward preparation of an economic development strategy for San Juan Bautista

C. Approve the Amended Agreement with City of Hollister for Domestic Wastewater Treatment and Disposal

Recommendation: Approve a **RESOLUTION** Authorizing the Mayor to Execute the Amended Agreement for Domestic Wastewater Treatment and Disposal with the City of Hollister.

D. Approve the Purchase of Environmental Conservation Credits Related to the Decommissioning of the Wastewater Treatment Plant

Recommendation: Approve a **RESOLUTION** Authorizing the City Manager to Execute an Agreement for the Purchase of Conservation Credits in the amount of \$468,000 to Mitigate the Unavoidable Adverse Impacts caused by Building the Sewer Force Main to Hollister, and the Decommission of the Wastewater Treatment Plant.

E. Accept the 2022-23 Pavement Management Program Project Improvements, Which Include Streets, Curb and Gutter, Sidewalk, and ADA Compliant Ramp, and Release All Retentions and Performance Bonds to McKim Construction

Recommendation: Approve a **RESOLUTION** accepting the 2022-23 pavement management program project improvements, which include streets, curb and gutter, sidewalk, and ADA compliant ramp, and release all retentions and performance bonds to McKim Construction and close the project.

F. Appoint a City Attorney Ad-Hoc Selection Subcommittee

Recommendation: Appoint Two (2) Councilmembers to a City Attorney Ad-Hoc Selection Committee and Approve the Selection Process Outlined in the Attached Request for Qualifications (“RFQ”).

G. Planning Commission/Historic Resources Board Vacancy

Recommendation: Appoint an Ad Hoc Committee to Review Candidate Applications for Planning Commission/Historic Resources Board and make a Recommendation to the City Council.

10. DISCUSSION ITEMS

- A. Accept The San Benito County Comprehensive Economic Development Strategy (CEDS); Consider Planning Commission Additional Community And Staff Recommendations
- B. Discuss financing options for City of San Juan Bautista Sanitary Sewer Force Main To Hollister Project
- C. Revising Title 13 “Violations” by Repealing and Replacing Article 4 “Noticed Nuisance Abatement Procedure” and Article 5 “Emergency Nuisance Abatement Procedures” of Chapter 1 “Enforcement” by Adoption of an Ordinance Entitled “Alternative Public Nuisance Abatement Procedures.”
- D. Revisiting Zoning Code Section 11-04-110 Regarding Regulation of Large-Scale Retail Business, Formula Retail or Formula Restaurant Business, and Formula Visitor Accommodations.

11. ADJOURNMENT

Elizabeth Soto, Deputy City Clerk

AGENDA MATERIAL / ADDENDUM

Any addendums will be posted not later than 72-hours before regular meetings or 24-hours of special meetings, unless otherwise allowed under the Brown Act. City Council reports may be viewed at the City of San Juan Bautista City Hall at 311 Second Street San Juan Bautista, and are posted on the City website www.san-juan-bautista.ca.us subject to Staff’s ability to post the documents before the meeting, or by emailing Deputy City Clerk Elizabeth Soto at deputycityclerk@san-juan-bautista.ca.us or calling (831) 623-4661 during normal business hours.

In compliance with the Americans with Disabilities Act, and Govt. Code 54953(a), the City will make reasonable arrangements to ensure accessibility to this meeting. If you need special assistance to participate in this meeting, please contact the Deputy City Clerk, a minimum of 48 hours prior to the meeting at (831) 623-4661.

If you challenge any planning or land use decision made at this meeting in court, you may be limited to raising only those issues you or someone else raised at the public hearing held at this meeting, or in written correspondence delivered to the City Council at, or prior to, the public hearing. Please take notice that the time within which to seek judicial review of any final administrative determination reached at this meeting is governed by Section 1094.6 of the California Code of Civil Procedure.

A Closed Session may be called during this meeting pursuant to Government Code §54956.9 (d)(2) if a point has been reached where, in the opinion of the legislative body of the City on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the City.

PUBLIC COMMENT PROCEDURES

If you wish to make a general public comment and are attending in person, please fill out a speaker card. If you are attending via Zoom, join the Zoom Webinar, and use the "Raise Hand" or if joining by telephone, press *9 on your telephone keypad icon.

SUBMISSION OF PUBLIC COMMENTS

Written comments may be submitted via mail to the Deputy City Clerk at City Hall (P.O. Box 1420, San Juan Bautista, CA 95045), or emailed to deputycityclerk@san-juan-bautista.ca.us no later than 3:00 p.m. on the day of the meeting. Written comments will be read into the record provided that the reading does not exceed three (3) minutes.

PUBLIC NOTIFICATION

This agenda was posted on Friday, July 14, 2023, on the bulletin board at City Hall, 311 Second Street, the bulletin board at the City Library, 801 Second Street, the bulletin board at the entrance to the United States Post Office, 301 The Alameda, and the City's website. Meetings are streamed live at <https://www.facebook.com/cityofsanjuanbautista/>.