



City of San Juan Bautista

The "City of History"

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**REGULAR CITY COUNCIL
TUESDAY, APRIL 18, 2023, 5:30 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 Councilmember EJ Sabathia from Hilton Americas-Houston, 1600 Lamar Street, Houston, Texas 77010. 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.

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
- B. Roll call

2. CLOSED SESSION – 5:30 P.M.

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

- a. **Anticipated Litigation** – California Government Code Section 54956.9(d)(2), conference with legal counsel regarding 16 (eleven) potential cases.

3. PROCLAMATION

- A. Water Awareness Month, May 2023
- B. Fremont Peak Day, April 30, 2023
- C. National Preservation Month, May 2023

4. GENERAL PUBLIC COMMENT

Public comments generally are 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.

SUBMISSION OF PUBLIC COMMENTS 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.

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 4:00 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.

5. 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.

6. 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 the Minutes of December 20, 2022.
- D. 2023 Weed Abatement Program
Recommendation: Approve a **RESOLUTION** declaring the condition of certain properties to constitute a public nuisance, ordering the abatement of weeds thereon, and noticing a public hearing for the receipt of objections to the proposed abatement.
- E. Approve a **RESOLUTION** Authorizing Closure of Streets for Certain Special Events in 2023.
- F. Amend the Personnel Classification Plan Adding A Recreation Class, and Approving the Part-Time Recreation Assistant Job Description at a Per-Hour Rate of \$19.94-\$26.72 per Hour.
Recommendation: Approve a **RESOLUTION** amending the Personnel Classification Plan adding a recreation class, approve the part-time recreation assistant job description at a per-hour pay rate of \$19.94 – \$26.72 per hour, and authorize the recruitment of this position.

7. INFORMATIONAL ITEMS AND REPORTS

- A. **Reports from City Council Representatives to Regional Organizations and Committees**
- B. **Treasurer's Report and Monthly Financial Statements**
Receive Report from City Treasurer Michelle Sabathia.
- C. **City Manager's Report**
 - a. Fire Department Update
 - b. Sheriff Department Update

8. PUBLIC HEARING

- A. *(Second Reading)* **Adopt an ORDINANCE** to Amend Chapter 5.1 and Sections 5-1-100 and 5-1-105, Repealing Sections, 5-1-150, 5-1-160, and 5-1-170 of Article 1 of Chapter 5.1 of Title 5 “Public Health, Safety and Welfare,” of the City of San Juan Bautista Municipal Code to Adopt By Reference in its Entirety the California Building Standards Code 2022 Edition of the California Fire Code and Appendices, Title 24, Part 9, of the California Code of Regulations, with Certain Exceptions, Modifications and Additions Required by Local Climatic, Geological or Topographical Conditions, and Approving Findings to Support Local Modifications.
- B. *(Second Reading)* **Adopt an ORDINANCE** to Amend Chapter 10, Article 1-110 “Code Adoption by Reference” of Chapter 10-1 “Buildings” of Title 10 “Buildings and Subdivisions” of the City of San Juan Bautista Municipal Code to Adopt by Reference Certain of the Parts of California Code of Regulations Title 24, the California Building Standards Code 2022 Edition including: Part 1 the California Administrative Code, Part 2 the California Building Code (Vols. 1 & 2), Part 2.5 the California Residential Code, Part 3 the California Electrical Code, Part 4 the California Mechanical Code, Part 5 the California Plumbing Code, Part 6 the California Energy Code, Part 8 the California Historical Building Code, Part 10 the California Existing Building Code, Part 11 the California Green Building Standards Code (CALGreen), and Part 12 the California Reference Standard Code; repealing section 10-1-115.

9. ACTION ITEMS

A. San Juan Bautista Sanitary Sewer Force Main to Hollister Project

Recommendation: Approve a **RESOLUTION** approving Plans and Specifications for City of San Juan Bautista Sanitary Sewer Force Main to Hollister Project, and authorize issuance of the Invitation to Bidders with bids to open on May 26, 2023, at 2:00p.m.

B. End the Imposition of Water Conservation Regulations and Restrictions Due to Severe Drought Required by Municipal Code 64-116

Recommendation: Approve a **RESOLUTION** rescinding Resolution 2022-27 and end the imposition of water conservation regulations and restrictions defined in Municipal Code 6-4-116, while continuing to encourage San Juan Bautista citizens to make water conservation a way of life.

C. Consider Approval of a Resolution Rescinding the Matter of the Removal or Other Disposition of Parklets

D. Determine Specific Times and Place Consistent with Municipal Codes 5-1-166 And 5-16-100, and Authorize Non-Profit Organization Anzar High School Booster Club to Sell Safe and Sane Fireworks for the Fourth of July Holiday

Recommendation: Request the City Council consider one of the three attached possible resolutions, and determine if or when fireworks will be sold this year by the one non-profit applying to do so (Anzar High School Booster Club), and if so, under what specific times and place this Fourth of July Season.

10. DISCUSSION ITEMS

- A. Revisiting Zoning Code Section 11-04-110 Regarding Regulation of Large-Scale Retail, Formula Retail, Formula Restaurant and Formula Visitor Accommodations Businesses.

11. ADJOURNMENT

AGENDA MATERIAL / ADDENDUM

Any addendums will be posted within 72 hours of 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 deputycityclerk@san-juan-bautista.ca.us or calling the Deputy Clerk (831) 623-4661 during normal business hours.

In compliance with the Americans with Disabilities Act, and Govt. Code 54953(e)(1)(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.

PUBLIC NOTIFICATION

This agenda was posted on Saturday, April 15, 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/> and televised live on local Channel 17 on the date of the regularly scheduled meeting.