

City of San Juan Bautista

The "City of History"

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REVISED AGENDA

CITY COUNCIL SPECIAL MEETING

CITY HALL 311 Second Street San Juan Bautista, California

TUESDAY ~ JUNE 26, 2018

In compliance with the American with Disabilities Act, if you need special assistance to attend or participate in the meeting, please call the City Clerk's Office at (831) 623-4661, extension 13 at least 48 hours prior to the meeting.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at the meeting and in the City Clerk's office located at City Hall, 311 Second Street, San Juan Bautista, California during normal business hours.

1. Call to Order
Pledge of Allegiance
Roll Call

6:00 PM

- 2. Public Comment (limited to items on the agenda)
- 3. Action Items
 - A. Approve Affidavit of Posting Agenda
 - i. Possible Action: Motion to approve the affidavit of posting.
 - B. Fiscal Year 2018-2019 Budget
 - i. Presentation of the Budget
 - ii. Consider Resolution 2018-XX Adopting the Fiscal Year 2018-2019 Municipal Budget
 - Staff Report: City Manager LaForge
 - ii. Discussion
 - iii. Public Comment
 - iv. Possible Action:
 Motion to approve Resolution 2018-XX Adopting the Fiscal Year 2018-2019
 Municipal Budget
 - iii. Consider Resolution 2018-XX Adopting a Holiday Schedule for the Fiscal Year 2018-2019
 - i. Staff Report: City Manager LaForge
 - ii. Discussion
 - iii. Public Comment

iv. Possible Action: Motion to approve Resolution 2018-XX Adopting a Holiday Schedule for the Fiscal Year 2018-2019

- C. Approve Resolution 2018-XX for a Final Subdivision Map for Phases 5, 6 and 7 of the Rancho Vista Development
 - i. Staff Report: City Engineering, Harris & Associates
 - ii. Discussion
 - iii. Public Comment
 - iv. Possible Action:

Motion to approve Resolution 2018-XX approving a Final Subdivision Map for Phases 5, 6, and 7 of the Rancho Vista Development

- D. Consider Resolution 2018-XX Authorizing a Letter of Intent from the City of San Juan Bautista to the San Benito County Community Action Board to Obtain Funding for a Youth Center
 - i. Staff Report: City Manager LaForge
 - ii. Discussion
 - iii. Public Comment
 - iv. Possible Action:

Motion to approve Resolution 2018-XX Authorizing a Letter of Intent from the City of San Juan Bautista to the San Benito County Community Action Board to obtain funding for a Youth Center

- E. Consider Resolution 2018-XX to Submit to the Voters of San Juan Bautista an Ordinance Imposing a Cannabis Business Activities Tax on Cannabis Businesses in the City of San Juan Bautista and Requesting That the County of San Benito Consolidate Said Submission With the General Municipal Election and Statewide General Election on November 6, 2018; Approving the Ballot Language; Directing City Attorney to Prepare an Impartial Analysis; Requesting the County to Render Services In Connection With The Election; And Providing Direction Regarding Submission of Ballot Arguments For Or Against The Measure
 - i. Staff Report: City Attorney Mall and City Manager LaForge
 - ii. Discussion
 - iii. Public Comment
 - iv. Possible Action:

Motion to approve Resolution 2018-XX Approving the Cannabis Ballot Measure for the November General Election

- F. Consider Appeal by Jason Williams for Rib Cookoff on May 3rd 5th in 2019
 - i. Staff Report: City Manager Michaele LaForge
 - ii. Discussion
 - iii. Public Comment
 - iv. Possible Action:Motion to approve by consensus.
- 4. Adjournment

AFFIDAVIT OF POSTING

I, TRISH PAETZ, DO NOW DECLARE, UNDER THE PENALTIES OF PERJURY THAT I AM THE FINANCE & ADMINISTRATIVE OFFICE CLERK FOR THE CITY OF SAN JUAN BAUTISTA, AND THAT I POSTED THREE (3) TRUE COPIES OF THE ATTACHED CITY COUNCIL MEETING AGENDA. I FURTHER DECLARE THAT I POSTED SAID AGENDA ON THE 26TH DAY OF JUNE 2018, AND I POSTED THEM IN THE FOLLOWING LOCATIONS IN SAID CITY OF SAN JUAN BAUTISTA, COUNTY OF SAN BENITO, CALIFORNIA.

- 1. ON THE BULLETIN BOARD AT CITY HALL, 311 SECOND STREET.
- 2. ON THE BULLETIN BOARD AT THE CITY LIBRARY, 801 SECOND STREET.
- ON THE BULLETIN BOARD AT THE ENTRANCE TO THE UNITED STATES POST OFFICE, 301 THE ALAMEDA

SIGNED AT SAN JUAN BAUTISTA, COUNTY OF SAN BENITO, CALIFORNIA, ON THE 25^{TH} DAY OF JUNE 2018.

TRISH PAETZ,

DEPUTY CITY CLERK

RESOLUTION 2018-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA ADOPTING THE SAN JUAN BAUTISTA MUNICIPAL BUDGET FOR FY 2018-2019

WHEREAS, the City of San Juan Bautista is required to adopt a balanced municipal budget under the laws of the State of California, and

WHEREAS, the City Manager presented a recommended budget for FY 2018-2019 to the City Council in accordance with all State and Municipal Code requirements, and

WHEREAS, the City Council reviewed the budget at special meetings held on April 5, 2018 and June 4, 2018, and at a regular meeting held June 19, 2019, to establish an expenditure plan for various departments, utilities and service budgets of the City.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of San Juan Bautista adopts the FY 2018-2019 San Juan Bautista Municipal Budget.

PASSED AND ADOPTED by the City Council of the City of San Juan Bautista at a meeting held on the 26th day of June, 2018, by the following vote:

AYES:	
NOES:	
ABSENT:	
ABSTAIN:	
	Jim West, Mayor
ATTEST:	
Mackenzie Quaid, Acting City Clerk	

RESOLUTION 2018-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA ADOPTING A HOLIDAY SCHEDULE FOR THE FISCAL YEAR 2018-2019

WHEREAS, there are holidays to commemorate and celebrate events and lives of people who have made significant contributions to our City, County, State and Country, and

WHEREAS, the City of San Juan Bautista wishes to participate in said celebrations, and

WHEREAS, the adoption of a holiday schedule is part of the preparation of an annual municipal budget,

Independence Day

For Veterans Day

Thanksgiving Day and the Day After

Labor Day

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of San Juan Bautista adopts the following holiday schedule for the Fiscal Year 2018-2019:

Wednesday, July 4, 2018

Monday, September 3, 2018

Monday, November 12, 2017

Thursday, Friday, November 22, 23, 2018

Monday and Tuesday, December 24, 25, 201	8 Christmas Eve and Christmas Day
Tuesday, January 1, 2018	New Year's Day
Monday, January 21, 2018	Martin Luther King Jr. Day
Monday, February 18, 2018	Presidents Day
Monday, May 27, 2018	Memorial Day
Two (2) Floating Holidays	City Manager Approved
PASSED AND ADOPTED this 26th day of	June, 2018 by the following vote:
AYES:	
NOES:	
ABSENT:	
ABSTAIN:	
	Jim West, Mayor
ATTEST:	
Mackenzie Quaid, Acting City Clerk	



CITY OF SAN JUAN BAUTISTA CITY COUNCIL STAFF REPORT

AGENDA TITLE:

Approve Final Map for Phases 5, 6 and 7 of the Rancho

Vista Development

MEETING DATE:

June 26, 2018

DEPARTMENT HEAD:

City Manager

RECOMMENDED ACTION: Approve Final Map for Phases 5, 6 and 7 of the Rancho Vista Development

<u>BACKGROUND INFORMATION</u>: The Vesting Tentative Map for the Rancho Vista Development was approved by the Planning Commission at their February 3, 2015 meeting subject to conditions of approval, mitigation measures and mitigation monitoring programs. At build-out the project will consist of 86 lots.

The Final Map for Phases 1, 2, 3 and 4 consisting of 48 lots was approved at the October 18, 2016 City Council meeting. Approval of this Final Map will create the remaining 38 lots.

The Subdivision Improvement Agreement for Phases 1, 2, 3 and 4 contains the Conditions of Approval and Mitigation Monitoring requirements for the entire project so there's no need for a separate Subdivision Improvement Agreement for this Final Map. And the Performance and Payment Bonds submitted to ensure construction of the infrastructure for Phases 1, 2, 3 and 4 are sufficient for the entire project as the developer, Meritage Homes, has constructed the majority of the public improvements.

<u>FISCAL IMPACT</u>: Meritage Homes is reimbursing the city for all city staff and consultants efforts.

ATTACHMENTS:

1. Final Map for Phases 5, 6 and 7 of the Rancho Vista Development

OWNER'S STATEMENT:

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WE ALSO OFFER FOR DEDICATION TO THE PUBLIC FOR PUBLIC USE, ALL OF THE STREETS, AVENUES, ROADS, AND RAND WIDENINGS AND LOT CO. E. AND G. AND A 3D FOOT WIDE MATURAL DRAININGE SESENEIT ALL IN FEEL, AND ALT PUBLIC UTLITY ESSENEITS AS AN ESSENEIT, ALL AS SHOWN WITHIN THE EXTERIOR BOUNDARY OF THE LAND BEING SHOWN ON THIS FINAL AND.

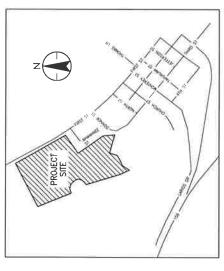
OWNER: MERITAGE HOMES OF CALIFORNIA, INC., A CALIFORNIA CORPORATION

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TRACT NO. 322 - PHASE 5, 6 & 7 RANCHO VISTA

BEING A SUBDIVISION OF PHASE 5, 6 AND 7, AS SHOWN ON THE MAP OF "YANCHO VISTA" TRACTOR, 322 FILED IN BOOK 16 OF MAPS, AT PAGE 26, SAN BENITO COUNTY RECORDS, IN THE CITY OF SAN JUAN BAUTISTA, IN THE COUNTY OF SAN BENITO, STATE OF CALIFORNIA





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COMMISSION EXPIRES:

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PRINCIPAL COUNTY OF BUSINESS:

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COMMISSION NUMBER:

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NOTARY STATEMENT

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A NOTARY PUBLIC, PERSONALLY APPEARED

STATE OF CALIFORNIA COUNTY OF

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NOTARY STATEMENT:

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERHIES ONLY THE IDENTITY OF THE INDIVIDUAL WAYS SIGNED THE ODGENORY TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULKESS, ACCURACY, OR MALDITY OF THAT DOCUMENT,

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SIGNATURE	RINCIPAL

OMITTED SIGNATURES:

PARSUANT TO SECTION 68436 OF THE CALIFORNIA SUBDIVISION MAP ACT, THE SIGNATURES OF THE FOLLOWING PARTIES HAVE BEEN OMITTED:

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JUNE 24, 2002 IN OFFICIAL RECORDS FILE NO. 2002-0010064

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KYAN VANCE, L.S. 8225 LICENSE EXPIRATION DATE: 06/30/2019



CITY SURVEYOR'S STATEMENT:

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JOHN K. FAIR, CITY ENGINEER, R.C.E. 29145 EXPIRATION DATE 03/31/2019

CITY ENGINEER'S STATEMENT:

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PATRICK DOBBINS, CITY ENGINEER, R.C.E. 48223, EXPIRATION DATE 06/30/2018

STATEMENT OF DEDICATION ACCEPTANCE:

I HERBY CERTIFY THAT THE CITY COUNCIL OF SAN JUAN BAUTISTA APPROVED THE RANCHO VISTA, TRACT NO. TASPANSES 5, 6 & 7, THIST. DAYN OF SAN TO AND ADDRESSED OF SAN SHARE STATES. RANCHO WAS SHOWN ON SALD WAY, THE RAND DEDICATION OF THISD STREET, RANCHO WAY AND TRAUSIDE COURT, THE 6' PLUE, (PUBLIC UTILLY EXSENERT), DRANMOGE AREA LOTS C, 0, E, AND G,

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COUNTY RECORDER'S STATEMENT:

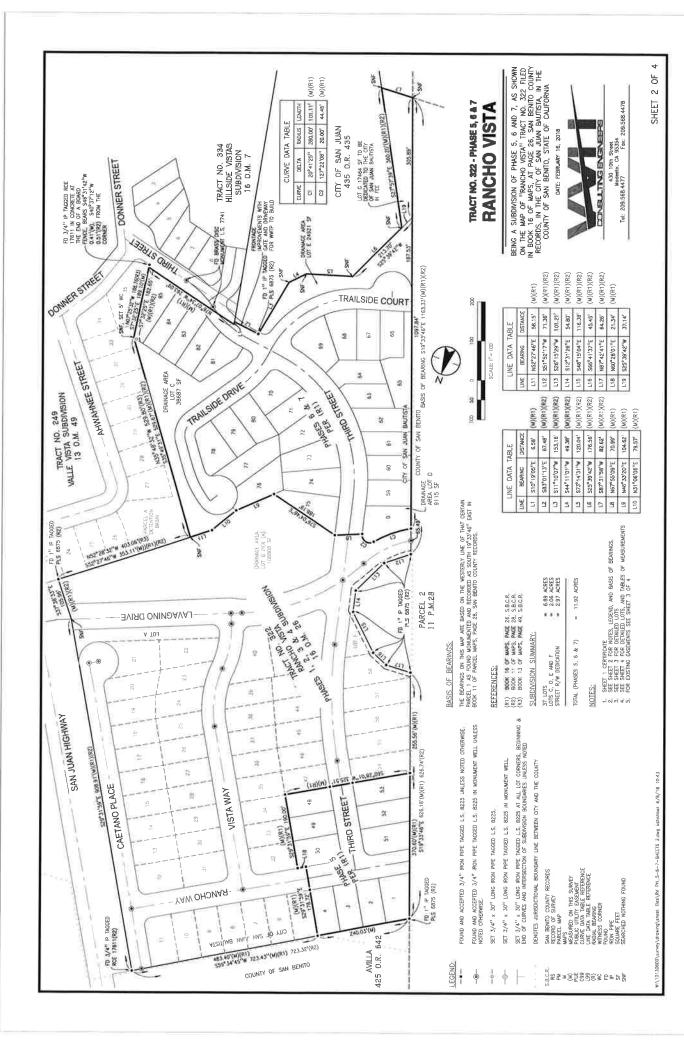
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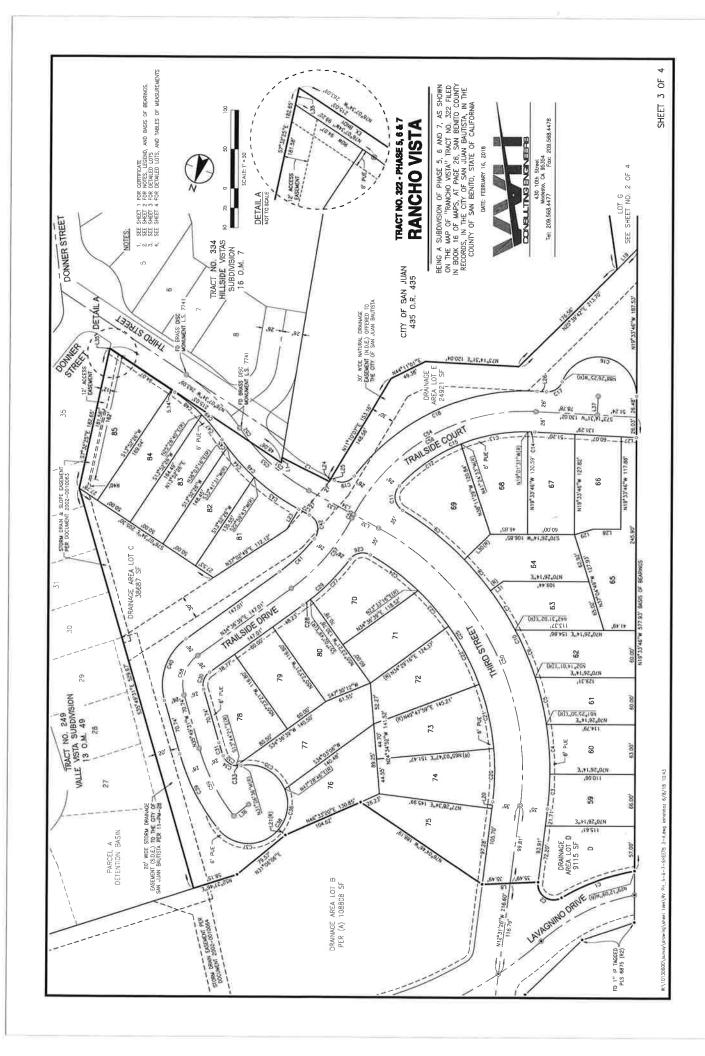
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VISTA WAY



TRACT NO. 322 - PHASE 5, 6 & 7 RANCHO VISTA

THIRD STREET 1 St. 22

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BEING A SUBDIVISION OF PHASE 5, 6 AND 7, AS SHOWN ON THE MAP OF "RANCHO VISTA" TRACT NO, 322 FILED IN BOOK 16 OF MARS, AT PAGE 26, SAM BENITO COUNTY RECORDS, IN THE CITY OF SAN JUAN BAUTISTS, IN THE COUNTY OF SAN BENITO, STATE OF CALIFORNIA



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209,568,4478 CONSULTING ENGINEERS 430 10th Street Modesto, CA 95354 Tel: 209,568,4477 Fox: 209,56

RESOLUTION 2018-xx

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA APPROVING THE FINAL MAP FOR PHASES 5, 6 AND 7 OF THE RANCHO VISTA DEVELOPMENT

WHEREAS, the Planning Commission of the City of San Juan Bautista approved the vesting tentative map for the Rancho Vista Development Project on February 3, 2016 with conditions of approval, mitigation measures and a mitigation monitoring program, and

WHEREAS, the applicant fulfilled the necessary conditions of approval by incorporating the required mitigation measures, monitoring programs and subdivision improvements to meet the provisions of the City's municipal code, and

WHEREAS, the City Engineer and City Surveyor reviewed said Final Map and find it to be substantially the same as presented on the approved Tentative Map and it is technically correct, and

NOW, THEREFORE BE IT RESOLVED, the City Council hereby approves the Final Map for Phases 5, 6 and 7 of the Rancho Vista Development Project and accepts the offer of dedication of all Public Roads, Streets, Avenues, Ways and Place as shown upon said map.

PASSED AND ADOPTED BY THE City Council of the City of San Juan Bautista on the 26th day of June 2018 by the following vote.

AYES:		
NOES:		
ABSENT:		
ABSTAIN:		
ATTEST:	Jim West, Mayor	
Mackenzie Quaid, Acting City Clerk		

Laura Cent

From: Sent: citymanager@san-juan-bautista.ca.us Wednesday, June 20, 2018 1:40 PM

To:

'Laura Cent'

Subject:

FW: County Youth Center Letter of Intent

Attachments:

City of SJB Letter of support.pdf

Respectfully,

Michaele LaForge City Manager, San Juan Bautista, CA City Hall 311 2nd Street

Mailing address and phone: P.O. Box 1420 San Juan Bautista, CA 95045 (831)623-4661 ext. 14

From: Darlene Boyd <dist2.sbc.cab@gmail.com> Sent: Wednesday, June 20, 2018 12:10 PM

To: Manager San Juan < citymanager@san-juan-bautista.ca.us>

Cc: chris@macaronimarketing.com; John Freeman <john.freeman258@gmail.com>; Monica Martinez-Guaracha

<monicaguaracha@gmail.com>

Subject: County Youth Center Letter of Intent

Dear Michaele,

Here is the letter that is needed by CAB to begin our process of applying for a CDBG grant to build a County Youth Center with the intention to do this in SJB. SJB could also pursue this on its own and not have to go through the county if they wish to do so. I would like to urge the Youth Commission to become part of this process and have presented this to them. Has the new Youth Commission Advisor been approved yet? I suggest you talk to Mr. Arreola about this opportunity since it is a part of our general plan to provide for the youth in our community. I have already arranged with the high school to do a community survey with the students at Anzar High. I might suggest that this survey also be implemented on the city website and advertised in the water bill so that we can gather more community input. It should also be posted on the city FB page with a share option so that we can get it out to the community more readily. I had Dr. McKowen help me redesign it and it is now available on survey monkey to the county offices at these sites. https://www.surveygizmo.com/s3/4373629/Youth-Survey-YC2021-SJB

Kiosk mode: https://www.surveygizmo.com/s3/4373629/Youth-Survey-YC2021-SJB? output=kiosk

They will be glad to help us compile the data.

Gratefully,

Darlene Boyd

Item #3D City Council Meeting June 26, 2018

City of San Juan Bautista P.O. Box 1420 San Juan Bautista, CA 95045

June 19th, 2018

San Benito County
Health and Human Services Agency
Community Services and Workforce Development
Community Action Board
1111 San Felipe Road
Hollister, CA 95023

Dear San Benito County Community Action Board,

The City of San Juan Bautista has recognized the on-going need to address public facilities and services to create a positive and healthy environment for the community's youth, providing high quality infrastructure and services with minimal financial burden on residents and businesses.

We would appreciate an opportunity to pursue development of a San Benito County Youth Center adjacent to our Library located at 801 2nd Street. There is approximately one half city block available for this purpose. We would like to further state our interest in working with the San Benito County Community Action Board to obtain funds for such a project through a Community Development Block Grant.

Sincerely,

Mayor, City of San Juan Bautista

CITY OF SAN JUAN BAUTISTA

CITY COUNCIL STAFF REPORT

To: The Honorable Mayor and Council Members

From: The City Attorney

RE: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA, COUNTY OF SAN BENITO, STATE OF CALIFORNIA, TO SUBMIT TO THE VOTERS OF SAN JUAN BAUTISTA AN ORDINANCE IMPOSING A CANNABIS BUSINESS ACTIVITIES TAX ON CANNABIS BUSINESSES IN THE CITY OF SAN JUAN BAUTISTA AND REQUESTING THAT THE COUNTY OF SAN BENITO CONSOLIDATE SAID SUBMISSION WITH THE GENERAL MUNICIPAL ELECTION AND STATEWIDE GENERAL ELECTION ON NOVEMBER 6, 2018; APPROVING THE BALLOT LANGUAGE; DIRECTING CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS; REQUESTING THE COUNTY TO RENDER SERVICES IN CONNECTION WITH THE ELECTION; AND PROVIDING DIRECTION REGARDING SUBMISSION OF BALLOT ARGUMENTS FOR OR AGAINST THE MEASURE

Date: June 21, 2018

REQUEST:

It is requested that the City Council:

- 1. Review and approve the attached Ordinance to tax cannabis business activities;
- 2. Approve the attached Resolution; and
- 3. Direct the City Clerk to submit the attached Resolution to the County Election Official.

BACKGROUND

The Ordinance to allow Cannabis Facility regulatory permits has passed a second reading. The Ordinance comes into effect only if a ballot measure to tax the cannabis business activities is submitted to the voters. The Sub-committee approved an Ordinance to tax cannabis businesses and directed the City Attorney to format the ordinance and prepare a Resolution to put the matter on the ballot for the November General Election. The Resolution was submitted to the County Elections Official who gave some suggestions for changes to comply with their forms and procedures. Some minor changes have been made to the Resolution, based on the direction from the City Council at the last meeting.

ENVIRONMENTAL REVIEW

The approval of this resolution this Resolution is exempt from the California Environmental Quality Act (Public Resources Code §§ 21000 et seq. ("CEQA") and 14 Cal. Code Reg. §§ 15000 et seq. ("CEQA Guidelines"), and would not be a project pursuant to 14 CCR 15378(3),(4),(5)

DISCUSSION

The Sub-committee will give the staff report and rationale associated with the imposition of taxes in the attached Ordinance.

CONCLUSION

It is my understanding that the last day to file the Resolution with the County is August 10. However, there typically are issues with content and formatting which may cause revisions. As such, the matter should be submitted as soon as possible.

RESOLUTION NO. 2018-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA, COUNTY OF SAN BENITO, STATE OF CALIFORNIA, TO SUBMIT TO THE VOTERS OF SAN JUAN BAUTISTA AN ORDINANCE IMPOSING A CANNABIS BUSINESS ACTIVITIES TAX ON CANNABIS BUSINESSES IN THE CITY OF SAN JUAN BAUTISTA AND REQUESTING THAT THE COUNTY OF SAN BENITO CONSOLIDATE SAID SUBMISSION WITH THE GENERAL MUNICIPAL ELECTION AND STATEWIDE GENERAL ELECTION ON NOVEMBER 6, 2018; APPROVING THE BALLOT LANGUAGE; DIRECTING CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS; REQUESTING THE COUNTY TO RENDER SERVICES IN CONNECTION WITH THE ELECTION; AND PROVIDING DIRECTION REGARDING SUBMISSION OF BALLOT ARGUMENTS FOR OR AGAINST THE MEASURE

WHEREAS, Section 2 of Article XIII C of the Constitution of the State of California and Government Code Section 53723 authorize the City of San Juan Bautista to impose a general tax upon approval by a majority vote of the voters voting in the election on the issue; and

WHEREAS, Section 2 of Article XIII C of the Constitution of the State of California requires said election to be consolidated with a regularly scheduled general election; and

WHEREAS, a regular municipal election is being held on November 6, 2018; and

WHEREAS, Resolution 2018-21 was passed by the City Council on May 15, 2018, calling for a regular, General Municipal Election on November 6, 2018 for the election of municipal officers and requesting consolidation with the Statewide General Election and that the County of San Benito render specified services in connection with said consolidated election; and

WHEREAS, pursuant to Elections Code Section 9222, the City Council is authorized to place measures on the ballot to be considered at a general municipal election; and

WHEREAS, pursuant to Government Code Section 53724, in order for a tax subject to the vote requirements prescribed by Section 53723 to be presented at an election, the City Council is required to, by ordinance or resolution, propose and approve the tax by 2/3 vote of all members of the City Council; and

WHEREAS, Government Code Section 53724 requires the ordinance or resolution proposing said tax to include the "type of tax and rate of tax to be levied, the method of collection, the date upon which an election shall be held on the issue . . ."; and

WHEREAS, pursuant to Government Code Section 53739, an ordinance or resolution presented for voter approval may state a range or rates or amounts and, further, may provide that the tax amounts stated in the ordinance or resolution, other than those determined by using a percentage

calculation, may be adjusted for inflation pursuant to a clearly identified formula as stated in said ordinance or resolution; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of San Juan Bautista:

- 1. The recitals set forth above are true, correct, valid, and incorporated herein.
- 2. Proposes the ordinance, entitled "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA ADDING CHAPTER 5-32 "CANNABIS BUSINESS ACTIVITIES TAX ORDINANCE OF THE CITY OF SAN JUAN BAUTISTA" TO TITLE 5 "PUBLIC HEALTH, SAFETY AND WELFARE" OF THE SAN JUAN BAUTISTA MUNICIPAL CODE attached hereto as Exhibit "A" to impose an excise tax on the privilege of cultivating, manufacturing, producing, processing, preparing, storing, providing, donating, selling, or distributing cannabis or cannabis products by a licensee operating under Division 10 (commencing with Section 26000) of the Business and Professions Code" (collectively, "cannabis business activities") for general governmental purposes. The full text of the ordinance shall be available on the City of San Juan Bautista web-site and on the web-site for the San Benito County Clerk-Auditor-Recorder-Elections web-site.
- 3. Submits the ordinance proposing the tax to the electorate for approval, calls an election for November 6, 2018 for approval of the ordinance, and requests and orders that this election be consolidated with the Statewide General Election and the Municipal Election to be held on that date.
- 4. Acknowledges that the consolidated election will be held and conducted in the manner prescribed in Elections Code Section 10403.
- 5. Acknowledges the cannabis business activities tax is a general tax imposed upon every person who engages in any cannabis business activity within the City of San Juan Bautista. If approved by a majority of the electorate voting on the measure, the ordinance will establish a cannabis business activities excise tax, collected by the City Manager, or his or her designee, as may be imposed by the City Council within the following minimum and maximum rates:

a. Cultivation (determined based on square footage):

Cannabis Business Activity Type:		
Cultivation	Minimum	Maximum
Nursery	\$3.00	\$12.00
Outdoor (specialty cottage)	\$3.00	\$12.00
Outdoor (specialty)	\$3.00	\$12.00
Outdoor (small)	\$3.00	\$12.00
Outdoor (medium)	\$3.00	\$12.00
Outdoor (large)	\$3.00	\$12.00

Indoor (specialty cottage)	\$3.00	\$12.00
Indoor (specialty)	\$3.00	\$12.00
Indoor (small)	\$3.00	\$12.00
Indoor (medium)	\$3.00	\$12.00
Indoor (large)	\$3.00	\$12.00
Mixed-Light (specialty cottage)	\$3.00	\$12.00
Mixed-Light (specialty)	\$3.00	\$12.00
Mixed-Light (small)	\$3.00	\$12.00
Mixed Light (medium)	\$3.00	\$12.00
Mixed-Light (large)	\$3.00	\$12.00

b. Distribution (determined based on gross receipts per fiscal year):

Cannabis Business Activity Type:		
Distribution	Minimum	Maximum
Distributer	2%	8%
Distributor (Transportation-Only)	0.5%	8%

c. Manufacturing (determined based on gross receipts per fiscal year):

Cannabis Business Activity Type:		
Manufacturing	Minimum	Maximum
Manufacturing (Level 1)	2%	8%
Manufacturing (Level 2)	2%	8%

d. Microbusiness (determined based on gross receipts per fiscal year):

Cannabis Business Activity Type:		
Microbusiness	Minimum	Maximum
Microbusiness (Retailer)	2%	8%
Microbusiness (Non-Retailer)	2%	8%

e. Retail(determined based on gross receipts per fiscal year):

Cannabis Business Activity Type:		
Retailer	Minimum	Maximum
Retailer (Delivery-Only)	3%	10%
Retailer	3%	10%

These taxes shall be imposed upon any cannabis business activity, regardless of whether the activity is undertaken individually, collectively, or cooperatively, and regardless of whether the activity is for compensation or gratuitous in accordance.

If rejected by the electorate voting on the measure, the proposed tax on cannabis business activities would not be imposed.

6. Acknowledges the cannabis business activities tax imposed by the ordinance is a general tax within the meaning of Government Code Section 53721 and Section 2 of Article XIII C of the Constitution of the State of California. The revenue generated by this general tax would be available for general governmental purposes.

7. Acknowledges the ballot question shall be submitted to the voters shall be submitted for a "Yes" or "No" vote in substantially the following form:

Shall an Ordinance adding Title 5,	YES
Chapter 5-32 "Cannabis Business	NO
Activities Tax Ordinance of the City of	
San Juan Bautista" to the San Juan	
Bautista Municipal Code imposing an	
indefinite tax upon cannabis business	
activities based on square footage: \$3-	
\$12 per foot., increased annually based	
on Consumer Price Index; on	
distributors: 0.5%-8%; on	
manufacturers: 2%-8%; on retailers:	
3%-10%; on testing laboratories: 1%-	
5%; and, on microbusiness: 2%-8%;	
which revenue can be spent for	
unrestricted general revenue purposes	
and may raise \$935,000 annually, be	
adopted?	

This question requires the approval of a simple majority (50% plus 1) of those voting. The referenced Ordinance is attached hereto as Exhibit 1 and incorporated in this Resolution by this reference. The question shall be submitted to the voters in the City of San Juan Bautista.

- 8. Authorizes, instructs, and directs the City Clerk to file a certified copy of this Resolution with the Board of Supervisors and County Election Department of San Benito County.
- 9. Authorizes and directs the City Attorney to prepare an impartial analysis of the measure in accordance with the provisions of Election Code Section 9280 and file the analysis with the City Clerk by the date established by the County Elections Department.
- 10. Authorizes any person or persons to file an argument either for or against the ballot measure on or before the date established by the County Elections Department. An argument for or against the measure shall not exceed 300 words in length. If more than one argument is submitted for the measure, or more than one argument against the measure, the City Clerk shall select the argument to be included with the ballot materials.

- 11. Requests that the County of San Benito consolidate said submission with the General Municipal Election and Statewide General Election on November 6, 2018 and request the County to render services in connection with the election and authorizes payment of all costs in connection therewith.
- 12. Finds the adoption of this Resolution is exempt from the California Environmental Quality Act (Public Resources Code §§ 21000 et seq. ("CEQA") and 14 Cal. Code Reg. §§ 15000 et seq. ("CEQA Guidelines"), and would not be a project pursuant to 14 CCR 15378(3),(4),(5).
- 13. Determines that this resolution shall be liberally construed to achieve its purposes and preserve its validity. If any section, subsection, sentence, clause or phrase of this resolution is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this resolution. The City Council hereby declares that it would have passed this resolution and every section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid, and, to that end, the provisions hereof are hereby declared to be severable.

THE FOREGOING RESOLUTION was City Council on the day of	is adopted at a regular meeting of the San Juan Bautista_, 2018, by the following two-thirds vote:
AYES:	
NOES:	
ABSENT:	
ABSTAIN:	
	Jim West, Mayor
ATTEST:	v .
Mackenzie Quaid, City Clerk	
APPROVED AS TO FORM:	
Deborah Mall, City Attorney	

EXHIBIT 1 PROPOSED ORDINANCE

June 25, 2018

Council,

I am respectfully requesting the opportunity to address the City Council in San Juan Bautista on Tuesday June 26th regarding their recent decision to not accept my application for the 2019 Great San Juan Bautista Rib Cook Off.

My goal will be to appeal the decision that has abruptly put an end to this long running event that I believe is not only a town favorite but a fantastic boost to the local economy as well.

After watching the video broadcast of the meeting I feel that the request to keep Rib Cook Off on the proposed date that we were granted in 2018 was not at all understood. I would like the opportunity to clarify some details in person. I feel that the issue was not given near the amount of consideration that it deserves and I want to make sure the council understand the entire scope before they make their final decision.

We moved the event for a very specific reason. The competing events in the area were negatively affecting the crowd and it showed. Proof of that being that it went from 11 cookers a couple of years ago to 8 and losing dozens of other vendors. The crowd was simply too deluted by other events happening all over the region. Specifically... The Salinas Valley Fair and Campbell's Boogie on the Ave just to name a couple. In an attempt to boost it back to where it once was, we shifted the date. It was accepted for 2018 without a problem and went gangbusters. The vendor and cooker count was still lower then years past but the crowd was amazing. The buzz in our industry after this May is incredible. We are on the verge of putting this event on the map on a national scale. The boost to the economy would be felt throughout the town if given the opportunity to keep the event in San Juan Bautista.

Though I do not understand the conflict with the Indian Market, I am willing to work with them. In my eyes it is a noncompete. They have a very cultural event and we are a foodie event. They are in the park and we are on the street. They are self described fine art and we have something for everybody. I mean no disrespect to them and have no problem with them doing their event at the same time as ours.

I am willing to add their name in some of our advertising, put up directional signs by Dona Esters on the barricades to help direct and inform the public that there is more in that direction. I am also willing to give them space in our March event if they would like to advertise their Indian Market for free to the large crowd that attends the March event as well. I can also give them stage time if they would like to perform their traditional dances and give them an agreed upon donation as payment.

There were also concerns about safety, traffic and parking that were brought up during the meeting. Unless I am mistaken. I don't believe there were any incidents during that weekend. I also would like to say that we have never had an arrest at a single San Juan Bautista event in the 30 years we've been doing them. Our crowd is not disruptive as was described in the meeting.

I have to do whats best for that event. That event alone costs over 25 thousand dollars to simply get in the air. I can not put it on a weekend that will not work. There is to much competition in May and June to place it anywhere else. That competition includes competing events within our own company. We do events every single weekend throughout May and June.

July was suggested. We have done events in San Juan Bautista in July and the date didn't work, hence why we don't still have an event there in July. In California, it is too late in the summer. With decent weather, the general public has visited numerous events by then and doesn't come out nearly enough to support the event. Plus when it gets to hot people don't want to come out and they for sure don't want to shop.

My family has a long running legacy of doing events in San Juan Bautista. That is why this letter is very difficult for me. My father did his first event there 30 years go to be specific. It would be a shame to have to find a new home for Rib Cook Off on that weekend over this situation that we can easily turn into a positive.

I am happy to elaborate further on Tuesday.

Respectfully,

Jason Williams

Special Event/Activities - Permit Application

Dear Event Organizer:

Thank you for your interest in holding a community event in San Juan Bautista. Special events can be important ways to build community and celebrate the City's diversity, heritage, and uniqueness. All events require a permit with approvals to ensure a well-planned and safe event. The City of San Juan Bautista has created a simplified process to help you determine what types of permits and approvals you will need. Simply fill out the enclosed community events application and submit it to the City at least 60 days before your event. Additionally, there will be fees associated your event. Your application fee is due when you submit this form. The fee schedule for applications is:

Non Profits ¹ : No street blockage and less than 250 people	\$50.00
Non Profits: No street blockage or blockage of side streets, up to one block., and less than 1,000 people	\$100.00
Non Profits: Street blockage of Second, Third or Fourth Streets and side streets between Franklin & Muckelemi and more than 1,000 people ²	\$150.00
Private Promoter Organizations3: No street blockage and less than 250 people	\$150.00
Private Promoter Organizations: No street blockage or blockage of side streets, up to one block., and less than 1,000 people	\$300.00
Private Promoter Organizations: Street blockage of Second, Third or Fourth Streets and side streets between Franklin & Muckelemi, and more than 1,000 people	\$600.00

Once we receive your application, one or more City representatives will contact you to let you know of any insurance, permits, approvals, or additional fees that apply. We appreciate your time and interest in planning a successful and safe event. A well-planned event translates to a successful activity that benefits everyone. If you need further assistance, call (831) 623-4661 or e-mail citymanager@san-juan-bautista.ca.us.

Please NOTE: You are required to have sanitary facilities. If you are serving or selling food you will be required to obtain a permit from the San Benito County Environment Health Department in Hollister. You are also required to coordinate all security arrangement with the San Benito County Sheriff's office.

SECTION 1: CONTACT INFORMATION
Event Title: The Great Saw Juan Bautista Rib Today's Date: 5/21/18
Applicant: Jason Williams
Organization: Williams LTD
Phone 775 324 6435 E-Mail: WILLLTD JASON @ AOL, COM
Mailing Address: 4005 Riverhaven Dr. Reno NV 89519
Fax: 775 787 0799
Event Setup Friday Date: 5/3/19 Time: 2am Event Ends Sunday Date: 5/5/19 Time: 5pm
Event Starts Tridal Date: 5/3/19 Time: NOW Dismantle Sunday Date: 5/5/19 Time: 5pm
ANTICIPATED ATTENDANCE: Total or the event; 5000?
Brd Street from Franklin to Muckelemiand cross streets Washington, Mariposa Requires proof of charitable non-profit status. All street closures and blockades require review and approval of the City Council. Additional fees for use of public facilities may apply.