



City of San Juan Bautista

The "City of History"

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**SPECIAL CITY COUNCIL MEETING
WEDNESDAY, MARCH 15, 2023, 12:00 p.m. NOON**

HYBRID MEETING

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

AGENDA

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/82194139950>

To participate telephonically:
call 1 (669) 900-6833
Webinar ID: 821 9413 9950

1. CALL TO ORDER

- A. Pledge of Allegiance
- B. Roll Call

2. PUBLIC COMMENT

Public comments are restricted to items on the special meeting agenda pursuant to California Government Code section § 54954.3(b). Public comments generally are limited to three minutes per speaker; the Mayor may further limit the time for public comments depending on the agenda schedule.

PUBLIC COMMENT PROCEDURES

If you wish to make a general public comment or comment on a specific agenda item, please join the Zoom Webinar and use the "Raise Hand" or if joining by telephone, press *9 on your telephone keypad icon.

If you are unable to join the meeting, 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 11:00 a.m. on the day of the meeting, and will be read into the record.

PUBLIC COMMENT TIME RESTRICTIONS

Public comments generally are limited to three minutes per speaker; the Mayor may further limit the time for public comments depending on the agenda schedule.

3. ACTION ITEMS

A. City Manager Declaring a State of Emergency

Recommendation: Approve a **RESOLUTION** Declaring a State of Emergency, and Resolution of the City Council of the City of San Juan Bautista, Ratifying the Proclamation of the Existence of a State of Emergency.

B. Affidavit of Posting Agenda

Recommendation: Approve the Affidavit of Posting.

ADJOURNMENT

Elizabeth Soto, Deputy City Clerk

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 Cit 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 Monday, March 13, 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.

RESOLUTION 2023-XX

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA
RATIFYING THE PROCLAMATION OF THE EXISTENCE OF A LOCAL
EMERGENCY**

WHEREAS, on March 10. 2023, San Benito County declared a state of emergency to support ongoing response its efforts to the winter storms throughout San Benito County; and

WHEREAS, the San Juan Bautista Municipal Code Section 5-33-040 empowers the City Manager to proclaim the existence or threatened existence of a local emergency when said City is affected or likely to be affected by a public calamity and the City Council is not in session, subject to ratification by the City Council within seven days; and

WHEREAS, on March 10. 2023, the City Manager acting as the Director of Emergency Services (Municipal Code 5-33-030) proclaimed a state of emergency (attached hereto as **Exhibit A** and by this reference made a part hereof) in San Juan Bautista, to facilitate the City's response to the local state of emergency caused by the excessive winter storms and flooding; and

WHEREAS, conditions of disaster or extreme peril to the safety of persons and property have arisen within the City and continue to be threatened by additional forecasts of rain, beginning March 9, 2023, continuing to the issuance of the Proclamation by the City Manager on March 10. 2023, (and into the near future to an undetermined date based on recent weather forecasts), at which time the City Council of the City of San Juan Bautista was not in session.

WHEREAS, the federal government declared a state of Emergency for California March 13, 2023, and the City anticipates California Governor Newsom to proclaim a state of emergency due to the atmospheric river that has brought (and continues to bring) excessive amounts of precipitation to the State and San Benito County, to support the ongoing response to the recent winter storms.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the City Council does hereby find that the aforesaid conditions of extreme peril did warrant and necessitate the issuance of the proclamation of the existence of a local emergency which now exists throughout the City of San Juan Bautista.

IT IS FURTHER RESOLVED AND ORDERED that during the existence of said local emergency, organization of this City shall be prescribed in the Municipal Code Chapter 5-33, by Ordinances and Resolutions of the City, and approved by the City Council.

IT IS FURTHER RESOLVED AND ORDERED that the City Council of the City of San Juan Bautista hereby ratifies the Proclamation issued by the City Manager on January 12, 2023, aid the local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of San Juan Bautista, State of California.

THE FOREGOING RESOLUTION WAS ADOPTED at a special meeting of the San Juan Bautista City Council held on the 15th day of March 2023, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Leslie Q. Jordan, Mayor

ATTEST:

Elizabeth Soto, Deputy City Clerk

Exhibit A- Proclamation of Emergency, March 10, 2023

**PROCLAMATION OF A LOCAL EMERGENCY BY THE
CITY OF SAN JUAN BAUTISTA CITY MANAGER RELATED TO WINTER STORM ACTIVITY,
HIGH WINDS, EXCESSIVE PRECIPITATION, AND URBAN FLOODING**

WHEREAS, Section 5-33.040 of Chapter 5-33 entitled "Powers and Duties of the Director of Emergency Services" of the San Juan Bautista Municipal Code empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when the City is affected or likely to be affected by the existence of conditions of disaster or of extreme peril to persons and property within the City, including, but not limited to, those caused by flooding or storm conditions, and the City Council is not in session; and

WHEREAS, section 5-33-03 of the San Juan Bautista Municipal Code designates the City Manager to be the Director of Emergency Services; and

WHEREAS, the City Manager as the Director of Emergency Services of the City of San Juan Bautista hereby finds that:

1. The severe winter storm activity, high winds and excessive precipitation throughout the State of California, the County of San Benito and the City of San Juan Bautista have created and continue to create situations of extreme peril to the safety of person and property within the City; and

2. On March 10, 2023, the San Benito County declared a state of emergency to support its ongoing response in its efforts to address the effect of winter storms throughout the County; and

3. Conditions of extreme peril to the safety of persons and property have arisen within the City caused by storm activity and excessive precipitation including high winds, wind gusts, falling debris, downed trees, power outages, and urban flooding. There presently exists a local emergency, as further addressed in Governor Newsom's Proclamation of a State of Emergency dated January 4, 2023; and

5. The efforts required to prepare for, respond to, mitigate and recover from the winter storm activity and excessive precipitation have imposed, and will continue to impose, extraordinary requirements and expenses on the City, requiring diversion of resources from day-to-day operations; and

6, In addition to the above facts, conditions or threatened conditions caused by winter storm activity and excessive precipitation, commercial, private and public property are imperiled as are the City's residents, employees, and public safety workers, and same give rise to conditions of extreme peril to the safety of persons and property within the City; and

7. These conditions are, or are likely to be, beyond the control of the services, personnel, equipment and facilities of the City of San Juan Bautista; and

8. The City Council of the City of San Juan Bautista is not in session and cannot immediately be called into session.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED, that a Local Emergency now exists throughout the City.


BE IT FURTHER PROCLAIMED AND ORDERED that during the existence of said Local Emergency, the powers, functions, and duties of the emergency organization of this City shall be those prescribed by state law, existing ordinances and resolutions, the City's Emergency Plan, as well as this resolution and any subsequent emergency orders of the City Council in order to mitigate the effects of the Local Emergency.

BE IT FURTHER PROCLAIMED AND ORDERED, pursuant to the California Government Code, during the period of this emergency the following procedures and formalities otherwise required of the City by ordinance or other local regulation shall be waived, where strict compliance would hinder or delay the mitigation effects of the emergency:

1. Entering into contracts;
2. Incurring obligations;
3. Employment of permanent and temporary workers;
4. Utilization of volunteer workers;
5. Appropriation and expenditure of public funds; and
6. Waiver of findings of a public purpose in support of the expenditure of public funds when in the public interest.

IT IS FURTHER PROCLAIMED AND ORDERED that said Local Emergency shall be deemed to continue to exist for the next seven (7) days during which period the City Council shall take action regarding ratification of this Proclamation and thereafter until its termination is proclaimed by action of the City Council of the City.

4:00PM Mond 1/16, 2023
Date and Time



Don Reynolds, City Manager and
Director of Emergency Services



City of San Juan Bautista

The "City of History"

Office of the City Manager

P.O. Box 1420, 311 Second Street

San Juan Bautista CA 95045

(831) 623-4661 x 14 **C (831) 594-6322 (New!)**

PRESS RELEASE

MARCH 10, 2023

CONTACT: DON REYNOLDS CITY MANAGER

CITY MANAGER PROCLAIMS A STATE OF EMERGENCY FOR THE CITY OF SAN JUAN BAUTISTA; MARCH 10 FLOODING EVENT

Effective March 10 at 12 noon, the City of San Juan Bautista began operating in a state of emergency in response to flooding March 10, 2023. The City has received another several inches of rain, with three more storms predicted in the next week to ten-days.

This declaration of a local state of emergency is made pursuant to City Code 5-33-040 (A) and will support the City's on-going response to the winter weather by allowing the City to quickly retain contractors to support its maintenance staff.

Thus far, due to flooding, the City has evacuated 157 residents, closed, cleaned and re-opened San Juan Highway and the Alameda at Highway 156 and managed to operate its wastewater treatment plant at full capacity for extended periods of time to equalize its treatment ponds and prevent overflows. Preparations for this weekend continues into the evening. Hotel rooms have been reserved for the evacuees in need of housing overnight.

If another larger demand for shelter services is necessary in or near San Juan Bautista, the County OES and Red Cross are poised to open a local shelter.

SAND BAGS ARE AVAILABLE AT THE CORPORATE YARD

Staff is on emergency standby this weekend. If you need help or assistance after hours, (as always), please call the 24-hour hotline at (831) 902-0887.

AFFIDAVIT OF POSTING

I, Elizabeth Soto, Do Now Declare, Under the Penalties of Perjury That I Am the Deputy City Clerk / Administrative Services Manager in The City of San Juan Bautista and That I Posted Three (3) True Copies of the attached City Council Agenda. I Further Declare That I Posted Said Agenda on the 13th day of March 2023, and 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.
3. 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 13th day of March 2023.



Elizabeth Soto
Deputy City Clerk / Administrative Services Manager