

Regular Session Meeting Minutes
SAN JUAN BAUTISTA CITY COUNCIL
Tuesday, June 17, 2008
City Hall

1. **Call to Order:** The meeting was called to order at 6:00 p.m. by Mayor George Dias.

Pledge of Allegiance: Mayor Dias led the Pledge of Allegiance.

Roll Call: Council Members Present: Mayor George Dias, Council Members Ed Laverone, Rick Edge, Priscilla Hill. Absent: Council member Robert Paradice. Upon motion made by Councilmember Hill, seconded by Mayor Dias, and unanimously carried 4-0, Councilmember Paradice's absence was excused.

City Staff and Professional Services Persons Present: City Planner Matthew Sundt; City Treasurer, Linda McIntyre; Fire Chief Scott Freels; Project Manager Mark Davis; City Attorney Thacher, City Clerk Trish Paetz; and Laura Wiener-Smolka, Minutes Clerk.

Members of the Public Signing in as Present: Cara Vonk, Jolene Cosio, Rachel Ponce, Tony Madera.

2. **Approval of the Agenda:** Attorney Thacher requested the addition of an item to the closed session agenda, pursuant to Government Code 54956.9a, to confer with legal counsel regarding City vs. Nyland. He explained that information came to his attention after posting of the agenda and requires the Council's consideration and direction to Attorney Thacher prior to the next regular City Council meeting.
3. **Closed Session:** Upon motion made by Councilmember Hill, seconded by Councilmember Laverone, and unanimously carried 4-0 (Councilmember Paradice absent), the agenda was approved with addition of the requested closed session item.

At 6:08 p.m. the Council adjourned to closed session. At 6:15 p.m. the open meeting was reconvened by Mayor Dias.

4. **Ceremonial Items**
 - A. **Introduction of Acting City Manager Stephen Julian:** Mayor Dias introduced Stephen Julian, interim acting City Manager. The Council welcomed Mr. Julian and thanked him for taking on the work of City Manager.

5. **Public Comment on Items Not on the Agenda:** Resident Jolene Cosio stated she is pleased to see progress regarding weed abatement on City owned property, replacement of some traffic signs, and mowing of lawns at the library and city hall. She stated she would like to see more time spent on the downtown areas.

6. **Presentations, Informational Items and Reports**

A. **Closed Session Report:** City Attorney George Thacher reported no actions were taken by Council in closed session.

B. **Water Infrastructure Project Report:** Project Manager Mark Davis noted that the Council amended the existing contract with Montgomery Watson to include identifying water sources available for short term and long term basis because of the uncertainty of Blue Valve (Central Valley Project, CVP) water allocations. The San Benito County Water District reported that the Bureau of Reclamation is preparing a CVP water rationing program with 25% cuts to M & I (Municipal and Industrial) deliveries.

Mr. Davis explained that the driving force for the water analysis project is to improve the City's water in the most economic and efficient way as well as meet Regional Water Quality Board effluent requirements for sodium chloride and TDS (Total Dissolved Solids). Treatment options and log records at existing well heads were analyzed. Mr. Davis commented that the City's wells are at least 12 years old and are relatively shallow; there is no indication that the wells have potential to be problematic in the short term; they will serve the City for approximately ten more years. He explained that for long term, the wells will need to be re-drilled or replaced with new wells.

During his report, Mr. Davis stated that current facilities treat 100 gallons with a recovery of 97 gallons; therefore, a 97% recovery rate, yielding water with 195 mg/liter hardness, which is considered on a consumer scale to be medium hardness. The plan is to blend RO (reverse osmosis) treated water with untreated well water to achieve a quality that water softeners are not need by consumers. He noted that water softeners are a major contributor to the high salinity of City wastewater and, ultimately percolated and increasing groundwater salinity.

Mr. Davis reported that the Regional Water Quality Control Board has agreed to postpone the City's appearance at the RWQCB's September meeting to its December meeting to allow more time for the City to solidify details for its plan to meet RWQCB requirements for effluent. He spoke about the distribution of the City's request for proposals (RFP) and noted that responses are coming in about 30% less than the engineer's estimate. Plans are to open bids on August

15 and have financing in place in order to begin construction 30-40 days following the bid award.

- C. South San Juan Specific Plan Report:** No report.
- D. Monthly Financial Statements – Treasurer’s Report noted.** Community member Jolene Cosio commented that financial statements published on line show widely varied expenditure amounts from month to month, such as \$348,000 in March, \$76,000 in April, and \$135,000 in May. She stated that the City’s monthly financial statements are difficult to understand, and suggested that they be reviewed and clarified at Council meetings.

Mayor Dias reminded Ms. Cosio that the Council has invited her to come to City Hall to review the financial statements.

- E. Code Enforcement Report:** No comments.
- F. Library Report:** No comments.
- G. Fire Chief’s Report:** No comments.
- H. Sheriff’s Report on Monthly Activity:** Sgt. Becker will be present for Community Neighborhood Watch meeting at 7:30 p.m. on June 19 at the Community Center. Flyers are posted at locations in the City.
- I. Report on Status of CLG Grant:** No report.
- J. Davidson Sphere of Influence Amendment Application to LAFCO:**
The City Planner reported that the City’s Application to LAFCO for amendment to its Sphere of Influence was submitted on May 20, 2008, and LAFCo’s initial response is due by June 30th. Mr. Sundt referred to and read aloud a letter the Council received from LAFCO official, Judi Johnson. In the letter Ms. Johnson offered to meet with the Acting City Manager to discuss additional information required for LAFCO acceptance of the City’s application.
- K. May 20 Historic District Field Trip:** City Planner Sundt reported on a staff field trip of the historic downtown area. The tour was led by historical architecture specialist Andrea Galvin. Mr. Sundt explained that the purpose was to identify substandard buildings and those with inadequate structural integrity to survive effects of a large magnitude earthquake. He reviewed observations made regarding numerous privately owned historical buildings. Mr. Sundt also spoke about plans to inform owners of the buildings about grant funding opportunities and tax credit options related to historic commercial buildings in need of rehabilitation.

L. Status Report on Municipal Services Review and Revenue Sharing Agreement: This agenda item was deferred.

M. Status Report on Upgrades to the Sewer Plant Capital Improvement Project: Mark Davis spoke about price quotes for small screen repair and the importance of maintaining a positive relationship with the State Regulatory Board.

N. Status Report on the Tertiary Water Treatment Plant Construction Project: Mark Davis stated that this project is dealing with wastewater salinity problems, which are not unique to the City, and investigating various approaches for improved efficiency.

O. Public Works Report–MCE Corporation: Mayor Dias explained that MCE was only recently informed of the Council’s expectation of public works summary reports; henceforth, MCE will provide the reports on a monthly basis.

Local resident Jolene Cosio stated that she does not remember the expense for new fencing in the maintenance yard coming before the Council. Mayor Dias responded that three fencing bids were received by the City.

P. Update on New City Bathrooms on Polk Street: It was reported that information related to costs and timeline is anticipated to be received by mid-July.

Q. Report on Cable Franchise Renewal Activities: This item was deferred.

R. Reports by Public Officials: COG, LAFCO, Water Resources Association, Revolving Loan, AMBAG, Integrated Waste Management: Councilmember Laverone reported on the most recent AMBAG meeting and plans to increase its membership dues.

S. Review and Comments on Special Events: None.

T. Committee Reports and Provide Future Direction: No report.

7. Consent Items: Upon motion made by Councilmember Laverone, seconded by Councilmember Hill, and carried 4-0 (Councilmember Paradise absent), the following consent action items were approved, with items C and D excluded and item J removed for separate consideration:

A. Approve Affidavit of Posting Agenda

B. Approve Minutes for March 18, 2008 Regular City Council Meeting

~~C. Approve Minutes for April 15, 2008 Regular City Council Meeting~~

- ~~D. Approve Minutes for May 20, 2008 Regular City Council Meeting~~
- E. Approve Fiscal Year 2009 City Holiday Schedule**
- F. Waive Reading of Ordinances and Resolutions on June 17, 2008 Agenda Beyond Title**
- G. Approve Resolution 2008-26 Authorizing Street Closures**
- H. Approve Resolution 2008-27 Extending FY2008 Budget**
- I. Approve Resolution 2008-28 Accepting Prop 1B Funding, Approving a List of Projects and Amending the 2008 Fiscal Year Budget**
- ~~J. Authorize New Check Signers on City Bank Account~~

8. Action Items

Authorize New Check Signers on City Bank Account (*Item J removed from consent*): Upon motion made by Councilmember Edge, seconded by Councilmember Hill, and unanimously carried 4-0 (Councilmember Paradise absent), the Council approved Resolution #2008-29 authorizing Wendy Becker to have access to City's account information at San Benito Bank, without signatory authorization.

A. Authorize Cleaning of Reservoir and Direction for Staff: Upon motion made by Councilmember Laverone, seconded by Councilmember Edge, and carried 4-0 (Councilmember Paradise absent), the Council authorized the acting City Manager to execute a contract for cleaning of the water reservoir up to \$4,000.

B. Approve Sewer System Management Plan: Councilmember Edge stated that the Plan needs to be updated and reviewed by MCE. He motioned to table approval of the Sewer System Management Plan. The motion was seconded by Councilmember Hill, and carried 4-0 (Councilmember Paradise absent).

9. Future Agenda Items: Mayor Dias noted additional budget cuts will need to be considered because the City sales tax measure failed by two votes. Mayor Dias reported that a meeting is being scheduled between CalTrans representatives and city and county representatives.

10. Comments

A. City Council: A special City Council meeting will be held Thursday, June 19, at 6:00 p.m., prior to the 7:30 p.m. Neighborhood Watch meeting. A special City Council meeting will be held prior to June 30 to adopt a resolution for the Preserve America grant.

B. City Manager: No report.

C. City Attorney: No report.

11. Adjournment: Upon motion made by Councilmember Laverone, seconded by Councilmember Hill, and unanimously carried 4-0 (Councilmember Paradise absent), the meeting was adjourned at 7:58 p.m.

Mayor George Dias III

ATTEST:

Trish Paetz, Acting City Clerk