

City of San Juan Bautista
SPECIAL MEETING OF THE CITY COUNCIL
AGENDA
Wednesday, April 9, 2014

City Hall

NOTICE TO THE PUBLIC

6:00 p.m.

The City Council enjoys and operates under an open meeting forum, thus encouraging citizens and members of the audience to address their individual concerns. To the extent necessary, the City Council expects meetings to be conducted in an orderly manner and this includes those individuals addressing the City Council to present their matters of concern and interest.

Individuals who engage in disorderly, loud, boisterous or disruptive conduct will not be allowed to continue their presentation before the City Council. This includes the use of threatening, profane or abusive language in the public assembly. If an individual engages in such conduct, the Mayor will call the individual to order. If such conduct continues, at the discretion of the Mayor or a majority of the City Council, the individual may be ordered to leave the City Council meeting.

A person refusing to leave the meeting upon being so ordered by the Mayor or majority of the City Council will cause the meeting to be halted and the Mayor to declare a recess. The Sheriff's Department will then be contacted and directed to remove the individual from the meeting. Refusing to leave upon direction of the Sheriff's Department can result in arrest for violation of Section 403 of the California Penal Code, which provides in part that "Every person who, without authority of law, willfully disturbs or breaks up any assembly or meeting, not unlawful in its character... is guilty of a misdemeanor." The refusal to comply with the Sheriff's deputy may result in an additional violation of Section 148 of the Penal Code, with respect to interference with a peace officer and the performance of their duty.

In compliance with the American with Disabilities Act, if you need special assistance to participate in this meeting, please contact Trish Paetz at 831-623-4661. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.102-35.104 ADA Title 11)

1. Call To Order

Pledge of Allegiance

Roll Call

2. Public Comment (limited to items on the agenda)

3. Public Hearing

A. Consider a Resolution Adopting a Negative Declaration for the General Plan Housing Element

B. Consider a Resolution Adopting the 2009-2014 General Plan Housing Element Update

C. Consider a Resolution Approving an Application for Funding and the Execution of a Grant Agreement and Any Amendments Thereto From the Community Development Allocation of the State CDBG Program

4. Closed Session

The Council will hold a closed session with legal counsel pursuant to California Government Code Section 54956.9, subsections (d) and (e). A statement threatening litigation has been made outside an open and public meeting. The statement is included in a letter dated April 4, 2014, delivered on that date, from Zachary Walton, attorney, to the City Clerk and Deputy City Clerk. A copy of the letter is available upon request to the City Manager or Deputy City Clerk at City Hall.

5. Public Hearing

A. The City Council shall consider a resolution denying an appeal of Planning Commission approval of Use Permit Application No. CUP 2014-101 and Design Review Application No. DR 2014-101, for a fuel station, convenience store, and quick serve restaurant at 404-408 The Alameda, and approving both applications. On March 18, 2014, at a Regular Meeting, the Council held a public hearing on the appeal and, having closed the hearing, then (1) approved a resolution approving a mitigated negative declaration prepared for both applications, and (2) continued consideration of the resolution described above to a special meeting on April 9, 2014.

6. Adjournment

