

**CITY OF SAN JUAN BAUTISTA
CITY COUNCIL REGULAR MEETING
FEBRUARY 21, 2012
MINUTES**

1. CALL TO ORDER – Mayor Cosio called the meeting to order at 6:00 p.m.

A. PLEDGE OF ALLEGIANCE – Mayor Cosio led the pledge of allegiance.

B. ROLL CALL **Present:** Mayor Cosio, Vice Mayor Boch, Council Members Moore and Edge

Absent: Council Member Bilich

Staff Present: Interim City Manager Grimsley, City Attorney Thacher, Deputy City Clerk Paetz

Staff Absent: City Clerk McIntyre

2. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

Mary Edge (SJB, Resident), reported on a vicious dog attack. Maria Vallejo (SJB, Resident) witness to vicious dog attack, was concerned with public safety. Tod duBois (SJB Property Owner) spoke in support of the Interim City Manager. Tom Manning (Resident, SJB) stated he has been working with the Interim City Manager on an issue with his water bill.

(Council Member Bilich arrived at 6:06 p.m.)

3. PRESENTATIONS, INFORMATIONAL ITEMS AND REPORTS

A. Rotary Proclamation

Rotary Board Member Donna Holmes was present to accept the proclamation.

B. Presentation of Fiscal Year 2011 Audit

Ryan Jolley of the Bryant Jolley, CPA firm, presented the audit and responded to Council Member's questions.

C. Monthly Financial Statements – Treasurer's Report

Council received the financial statements and Treasurer's Report in their packet. A question and answer period followed. Mayor Cosio opened for public comment. No comments were received.

D. Code Enforcement Report

Council received the Interim City Manager's Code Enforcement report in their packet. A question and answer period followed. Mayor Cosio opened for public comment. No public comments were received.

E. Library Report

Council was provided with a report in their packet. Mayor Cosio opened for public comment. No comments were received.

F. Fire Chief's Report

Council received the Fire Chief's report in their packet. Mayor Cosio opened for public comment. No public comments were received.

G. Sheriff's Report: Monthly Activity

Deputy Rich Brown was not present and there was no report in the packet.

H. Public Works Report – City Manager

Council received the Interim City Manager's Public Works report in their packet. A question and answer period followed. Vice Mayor Boch asked about options in re-roofing the Library. Interim City Manager Grimsley reported he is obtaining bids and working with the Library Auxiliary. Mayor Cosio opened for public comment. No public comments were received.

I. City Planner Activity Report:

Interim City Manager Grimsley updated his Planner Activity report and informed Council the PUD for the end of Third Street was downsized. A question and answer period followed. Mayor Cosio opened for public comment. No public comments were received.

J. Report by Interim City Manager on Infrastructure Project

The City Manager's Infrastructure Project report, provided to Council in their packet, focused solely on the pellet plant and his efforts to lower the cost of construction. A question and answer period followed. Mayor Cosio opened for public comment. No comments were received.

K. Public Meetings and Committee Reports

Council Member Bilich reported smoke in the San Lorenzo Valley is making people ill. Vice Mayor Boch reported COG applied for a grant to study the San Juan Bautista gateways, proposed roundabout, and a sound analysis at The Alameda. Additionally, he reported he is the COG representative to AMBAG. Council Member Moore reported on a Cal Fire meeting where fire protection in San Juan Bautista, Hollister and San Benito County was discussed. Mayor Cosio reported on the Intergovernmental Committee meeting and AMBAG.

4. CONSENT ITEMS

- A. Approve Affidavit of Posting Agenda**
- B. Waive Reading of Ordinances and Resolutions on Tonight's Agenda Beyond Title**
- C. Approve Minutes for December 20, 2011 Regular Meeting**
- D. Approve Resolution 2012-03 Authorizing Street Closures**
- E. Approve Ordinance 2012-01 (1) Amending Section 7-4-105 of the Municipal Code to Add a Legal On-Street Loading Area, and (2) Rescind Section 7-4-150 of Said Code to Remove a Parking Prohibition Related On-Street Loading.**
- F. Approve Resolution 2012-04 Accepting the FY2010-2011 Audit**

Council member Edge pulled Item D, resolution for street closures, for discussion.

A motion was made by Vice Mayor Boch and seconded by Council Member Edge to approve all items on the Consent Agenda except Item D, Street Closures. The motion passed unanimously.

Consent Item D – Approve Resolution Authorizing Street Closures

Council Member Edge pointed out that the street closures should be from Franklin Street and Third Street and not Pearce Street as Pearce Street is off The Alameda.

A motion was made by Council Member Edge and seconded by Council Member Bilich to approve Resolution 2012-03 Authorizing Street Closures as modified. The motion passed unanimously.

5. ACTION ITEMS

A. Introduce Amendment to Street Fairs Ordinance, Section 5-15-235

Interim City Manager Grimsley presented an ordinance to amend Section 5-15-235 of the municipal code dealing with vendor booth layout and set up at street fairs. A question and answer period followed. Mayor Cosio opened for public comment. No public comments were received.

A motion was made by Council Member Edge and seconded by Vice Mayor Boch to introduce an amendment to the Street Fairs Ordinance, Section 5-15-235. The motion passed unanimously.

B. Approve Resolution 2012-05 Authorizing the Establishment of a Supplemental Law Enforcement Services Fund (SLEF) Utilizing Funds from the Citizen's Options for Public Safety (COPS) Grant for the Fiscal Year 2011-2012

City Accountant Wendy Cumming had provided a staff report for Council in their packets. A question and answer period followed. Mayor Cosio opened for public comment. No public comments were received.

A motion was made by Council Member Edge and seconded by Vice Mayor Boch to approve Resolution 2012-05 authorizing the establishment of a Supplemental Law Enforcement Services Fund (SLEF) utilizing funds from the Citizen's Options for Public Safety (COPS) grant for the fiscal year 2011-2012. The motion passed unanimously.

6. DISCUSSION ITEMS

A. Strategic Planning

Council Member Edge stated he had contacted former Council Member Ed Laverone, who was instrumental in organizing strategic planning committee meetings in the past, for his notes and list of committee members but had not yet received the information. This item was continued to next month.

B. Pellet Plant Report

Interim City Manager Grimsley stated he had nothing further to report as this item was discussed under Item 3J. This item was continued until the Interim City Manager travels to Santa Clarita to view their system in operation.

C. Report by Ad Hoc Committee to Investigate Ways to Get City Engineer Costs Under Control

No report was provided. This item was continued to the next meeting.

D. Housing Element Update

This item was included in the Interim City Manager's Planner's Report.

E. Parking Violations: Change Ordinance to Infraction from Misdemeanor

City Manager Grimsley pointed out that Section 7-4-700 of the city's municipal code provides for infractions for parking violations. A question and answer period followed. Council Member Edge offered to contact appropriate vendors as the ticket book would need to be modified and reprinted. The ad hoc committee will meet and report back next month.

F. Urban Growth Boundaries

Interim City Manager Grimsley provided a staff report for Council in their packets. A question and answer period followed. There was discussion about the Williamson Act. Interim City Manager Grimsley explained the next steps required to expand the urban growth boundary. Mayor Cosio opened for public comment. No comments were received.

A motion was made by Council Member Bilich and seconded by Vice Mayor Boch to direct staff to complete the description of the new zoning classification for Industrial Business Park uses. The motion passed unanimously.

7. SET FUTURE AGENDA ITEMS

Nothing to add.

8. COMMENTS

A. City Council Members: Vice Mayor Boch commented he would meet with the Interim City Manager and Deputy Rich Brown regarding animal control. Council Member Bilich commented she is grateful for the street sign erected on her street. Mayor Cosio commented on the grand opening of the EVC station.

B. City Manager: Interim City Manager Grimsley commented he had received three e-mails from EV car owners.

C. City Attorney: No comment.

Whereupon, Council adjourned to closed session at 7:48 p.m.

9. Closed Session

A. The City Council will meet in closed session with legal counsel pursuant to subsection (c) of Section 54956.9 of the California Government Code, to discuss and decide whether to initiate litigation based on existing facts and circumstances. One case (Manning).

B. The City Council will meet in closed session pursuant to California Government Code Section 54957 to evaluate the City Manager.

10. Closed Session Report

City Attorney Thacher reported that Council and staff had discussed Closed Session Item A and the issue would be moved into potential litigation. Regarding Closed Session Item B, Council has requests of the Interim City Manager but the requests were not made public.

11. ADJOURNMENT

A motion was made to adjourn the meeting at 8:30 p.m.