

**CITY OF SAN JUAN BAUTISTA  
CITY COUNCIL REGULAR MEETING  
JUNE 19, 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, Bilich and Edge

**Staff Present:** City Manager Grimsley, City Attorney Thacher, City Clerk McIntyre

**Staff Absent:** City Treasurer Johnson, Fire Chief Finstad

2. **PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA**

Mary Cantu (Resident, SJB) was concerned with animal control in the City since a Rottweiler attached her dog. Robert Schmidt (Owner of 107 The Alameda), complained about condition of property and behavior of the residents at Pearce and The Alameda, one of the City's gateways.

3. **PRESENTATIONS, INFORMATIONAL ITEMS AND REPORTS**

**A. Proclamation Acknowledging the Amah Mutsun Tribe**

Council Member Bilich read and presented a proclamation to Val Lopez, representative of the Amah Mutsun Tribe. Tribal members recited a prayer.

**B. Aromas-San Juan School District Seismic Study Presentation**

Tom Duffy gave a presentation on seismic mitigation for San Juan School, which is 170 feet from the San Andreas Fault. Aromas-San Juan School Superintendent Willard McCabe was present to answer questions.

**C. Monthly Financial Statements – Treasurer's Report**

The City Treasurer was not present. A question and answer period followed. Mayor Cosio opened for public comment. No comments were received.

**D. Library Report**

Council was provided with a report in their packet. A question and answer period followed. Mayor Cosio opened for public comment. No comments were received.

**E. Fire Chief's Report**

No report was provided for Council and Fire Chief Finstad was not present. A question and answer period followed. Mayor Cosio opened for public comment. No comments were received.

**F. Sheriff's Report: Monthly Activity**

No report was provided for Council and Deputy Brown was not present. A question and answer period followed. Council Member Edge reported Deputy Brown is working on getting San Juan Bautista data from the Sheriffs Department in a few weeks. Mayor Cosio opened for public comment. No comments were received.

**G. Public Works Report – City Manager Grimsley**

Council received the City Manager's Public Works report in their packet. A question and answer period followed. Mayor Cosio was pleased with the appearance of City parks and grounds and suggested spraying small weeds in sidewalks. Mayor Cosio opened for public comment. No public comments were received.

**H. Code Enforcement Report – City Manager Grimsley**

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

**I. City Planner Activity Report – City Manager Grimsley**

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

**J. City Manager Report – City Manager Grimsley**

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

**K. Public Meetings and Committee Reports**

Mayor Cosio asked, and Council Member Bilich agreed, to report on Discussion Item 6G at this time. Whereupon Council Member Bilich reported on union protests at the MBAPCD, and San Lorenzo Valley's burning of garbage which is affecting air quality. Council Member Edge reported there was nothing involving the City discussed at the LAFCo meeting, and he and Deputy Brown are working with Hollister to improve the City's animal control problems and proposed the City work on a dangerous dog ordinance. Council Member Moore reported COG voted to allocate \$300,000 for paving in the City. Mayor Cosio reported on the Intergovernmental Committee meeting, and AMBAG's discussion and vote to approve the results of a study recommending the widening of Highways 152 and 156.

**4. CONSENT ITEMS**

**A. Approve Affidavit of Posting Agenda**

**B. Waive Reading of Ordinances and Resolutions on Tonight's Agenda Beyond Title**

- C. Approve Resolution 2012-XX for Street Closures**
- D. Approve Resolution 2012-18 to Consolidate Election with San Benito County**
- E. Approve Resolution 2012-19 Approving Holidays in FY13**
- F. Approve Minutes for April 17, 2012 Meeting**
- G. Adopt Ordinance 2012-04, (1) Repealing Article 1 (“Curfew”) of Chapter 5-18 of the Municipal Code, and (2) Adding Chapter 5-17 (“Youth Protection”)**

Mayor Cosio asked to pull Item 4C, the resolution for street closures, from the consent agenda.

A motion was made by Vice Mayor Boch and seconded by Council Member Edge to approve all items on the Consent Agenda after removing the street closure resolution. The motion passed unanimously.

#### **Approve Resolution 2012-20 for Street Closures**

Mayor Cosio was opposed to closing Third Street between Franklin and Washington, and opposed closing Washington Street as requested by the Los Padinos Car Club for a car show. She suggested making this the outline for streets closed during smaller events. Additionally, Mayor Cosio objected to allowing Jardines de San Juan to block public parking along Washington Street for weddings and other events, thereby setting precedence.

A motion was made by Council Member Boch and seconded by Council Member Edge to approve Resolution 2012-20 for Street Closures, allowing Los Padinos Car Club to block Third Street from Washington Street to Muckelemi Street, and not allow Jardines de San Juan to block public parking for events slated at the restaurant. The motion passed unanimously.

### **5. ACTION ITEMS**

#### **A. Approve Resolution 2012-21 Approving the Report Prepared in Connection with the Fiscal Year 2012-13 Levy of Assessments in Connection with Valle Vista Landscape and Lighting Maintenance Assessment District No. 1**

No public comments were received.

A motion was made by Council Member Edge and seconded by Vice Mayor Boch to approve Resolution 2012-21 approving the report prepared in connection with the Fiscal Year 2012-13 Levy of Assessments in connection with Valle Vista Landscape and Lighting Maintenance Assessment District No. 1. The motion passed unanimously.

#### **B. Approve Resolution 2012-22 Declaring its Intention to Levy and Collect Assessments Within Valle Vista Landscape and Lighting Maintenance Assessment District No. 1 for Fiscal year 2012-13 and Setting the Time and Place for a Hearing on Said Assessment**

No public comments were received.

A motion was made by Vice Mayor Boch and seconded by Council Member Bilich to approve Resolution 2012-22 declaring its intention to Levy and Collect Assessments within Valle Vista Landscape and Lighting Maintenance Assessment District No. 1 for Fiscal Year 2012-13 and setting the time and place for a hearing on said assessment as the next regular meeting of the City Council, July 17 at 6:00 p.m. in City Hall, 311 Second Street, San Juan Bautista. The motion passed unanimously.

**C. Approve Resolution 2012-23 Amending the Personnel Classification Plan**

City Manager Grimsley presented a staff report. A question and answer period followed. Mayor Cosio wanted staff to understand that the pay increase percentages effective with approval of the classification plan are higher than last year and expected higher than in subsequent years. Mayor Cosio opened for public comment. No comments were received.

A motion was made by Vice Mayor Boch and seconded by Council Member Moore to approve Resolution 2012-23 amending the Personnel Classification Plan. The motion passed unanimously

**D. Consider Resolution 2012-24 Adopting the FY 2013 Budget**

City Manager Grimsley presented the fiscal year 2012-2013 budget, stating there is an excess, "safety valve", of \$340,000. A question and answer period followed. Mayor Cosio opened for public comment. No public comments were received.

A motion was made by Vice Mayor Boch and seconded by Council Member Bilich to adopt the fiscal year 2012-2013 budget. The motion passed unanimously.

**E. Approve Resolution 2012-25 Amending the Procedure and Fees for Rental of the Public Right of Way**

Council received the City Manager's staff report in their packets. A question and answer period followed. City Attorney Thacher suggested changes to the public right of way form. Council accepted the changes the City Attorney suggested. 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 2012-25 amending the procedure, form and fees for rental of public right of way. The motion passed unanimously.

**F. Approve Resolution 2012-26 Declaring a Nuisance at 301 Seventh Street**

City Manager Grimsley presented the resolutions for declaring a nuisance at 301 Seventh Street. City Attorney Thacher explained why each resolution for three properties is different.

A motion was made by Council Member Edge and seconded by Council Member Moore to approve Resolution 2012-26 declaring a nuisance at 301 Seventh Street

and directing the city manager to post, public and mail notice of hearing to consider abatement of said public nuisance. The motion passed unanimously.

**G. Approve Resolution 2012-27 Declaring a Nuisance at 69 San Antonio Street**

A motion was made by Council Member Edge and seconded by Council Member Moore to approve resolution 2012-27 declaring a nuisance at 69 San Antonio Street and directing the city manager to post, public and mail notice of hearing to consider abatement of said public nuisance. The motion passed unanimously.

**H. Approve Resolution 2012-28 Declaring a Nuisance at 699 Fourth Street**

A motion was made by Council Member Edge and seconded by Council Member Moore to approve resolution 2012-28 declaring a nuisance at 699 Fourth Street and directing the city manager to post, public and mail notice of hearing to consider abatement of said public nuisance. The motion passed 4-0-0-1 with Vice Mayor Boch abstaining because of the proximity of his real property to 699 Fourth Street.

**6. DISCUSSION ITEMS**

**A. Issuing City Hall Keys to Council Members**

Mayor Cosio reported that an incident occurred where the Community Hall could not be locked after a town hall meeting because keys were not available to council members, and maintenance staff living in San Juan Bautista could not be reached. She suggested staff be authorized to issue City Hall keys to council members in the event they needed to access building and facility keys. A question and answer period followed. Council Member Edge suggested every council member should get a key and a code to the alarm system in City Hall.

A motion was made by Vice Mayor Boch and seconded by Council Member Edge to authorize staff to requisition City Hall keys and alarm pass codes to all council members provided the alarm system can support enough pass codes to accommodate all council members. The motion passed unanimously.

**B. Five-Year Plan**

City Manager Grimsley distributed his long range capital improvement plan and requested Council set a date for a workshop or special meeting to review and discuss the plan. A question and answer period followed. It was the consensus of Council to carry this item forward to the next meeting.

**C. Noise Ordinance**

City Manager Grimsley explained the need for a noise ordinance in the City and will provide a sample noise ordinance for council review at the next meeting.

**D. Strategic Planning**

Council Member Edge reported he received information from the original strategic planning committee members and would ask Vision of San Benito County to participate in the City's strategic planning.

**E. Report by Ad Hoc Committee for Outside Services**

Mayor Cosio suggested that staff collect the keys to the wastewater treatment plant from the septage haulers, change the locks, and have new keys “do not duplicate” as the process has gotten out of hand and is more trouble for the residents and City than it is worth. City Manager Grimsley stated he would address the situation immediately and give septage haulers 30 days notice. Whereupon, Council directed the City Manager to take the necessary action.

**F. Report by Ad Hoc Committee for Parking Within the City**

Council Member Boch reported the committee met with Deputy Brown and suggested the following changes to citations: add use of cell phone and running of unlicensed dogs, and remove citation for blocking driveways as it can be covered under the California Vehicle Code. The committee requested the City Attorney review the suggested changes and discuss with Deputy Brown as well.

**G. Report on Monterey Bay Air Pollution Control District Meeting – Council Member Bilich**

This item was discussed under Council Reports.

**7. SET FUTURE AGENDA ITEMS**

Mayor Cosio presented a recap: more abatement notices, dangerous dog ordinance, and the Five year plan will be brought back to council in July.

**8. COMMENTS**

**A. City Council Members:** Council Member Edge asked that council members not summarize the meetings they attend as City representatives, rather report only on issues relative to San Juan Bautista. Mayor Cosio commented that some of the budget surplus could be used for animal control. Mayor Cosio commented as well that she would be presenting a Mayor’s Proclamation on July 8 at the USA Proud Riders Event in San Juan Bautista, celebrating early transportation in America.

**B. City Manager:** No comment.

**C. City Attorney:** Commented that the windows in Council Chambers need cleaning.

**9. ADJOURNMENT**

A motion was made to adjourn the meeting at 9:05 p.m.