

**CITY OF SAN JUAN BAUTISTA  
CITY COUNCIL REGULAR MEETING  
AUGUST 20, 2013  
MINUTES**

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

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

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

**Absent:** Council Member Edge, Fire Chief Fox

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

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

Larry Gerbrandt (Rare Light Proprietor and SJB Resident), was concerned with the speed of the ambulance on Third Street and the absence of a seven foot parking easement on streets during the recent festival. City Manager Grimsley stated he is addressing this with the festival sponsor, the Rotary Club. No other public comments were received.

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

**A. Monthly Financial Statements – Treasurer’s Report**

Members of the Council were provided with the monthly financial statements and treasurer’s report in their packet. City Treasurer Geiger was present and reviewed the Treasurer’s Report with Council. A question and answer period followed. Mayor Boch opened for public comment. No comments were received.

**B. Library Report**

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

**C. Fire Chief’s Report**

Grimsley presented a written staff report in the packet. City of Hollister Interim Fire Chief Mike O’Connor was present and reported driver operator courses are occurring, EMT courses will follow, and half to one third of San Juan Bautista Reserves have completed their physicals. A question and answer period followed. Mayor Boch opened for public comment. No comments were received.

#### **D. Sheriff's Report: Monthly Activity**

Deputy Brown was not present but a written report was available for council in their packets. Mayor Boch opened for public comment. No comments were received.

#### **E. Public Works Report**

Council members received the City Manager's report in their packet. A question and answer period followed. Mayor Boch was concerned with the amount of reclaimed water available. Council Member Cosio was concerned with performance of our wells during summer months and dry years. Mayor Boch opened for public comment. No public comments were received.

#### **F. Code Enforcement Report**

Council members received the City Manager's report in their packet. A question and answer period followed. Mayor Boch opened for public comment. Larry Gerbrandt (SJB Resident and Proprietor) was concerned with items being removed from blue recycle bins before the bins can be picked up. City Attorney Thacher stated he would look into what cities can do legally. No other comments were received.

#### **G. City Planner Report**

Assistant Planner Matt Leal provided a report. A question and answer period followed. Council Member Cosio was concerned with fencing for safety around the Brewery project. Mayor Boch opened for public comment. No comments were received.

#### **H. City Manager Report**

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

#### **I. Public Meetings and Committee Reports**

Council Member Cosio reported on AMBAG and a Plug-In Vehicle Plan meeting she and Assistant City Planner Matt Leal attended. Vice Mayor Moore reported on a Fire Committee meeting he attended. Council Member Lund reported on an Intergovernmental Meeting he attended. Mayor Boch reported on COG and the results of the Hwy. 156 dispute, and the Neighborhood Watch listened to a presentation about gangs by Al DeVos. Additionally a LAFCo meeting for council members is scheduled for September 19 at 6:00 p.m. in the Board of Supervisors Chambers in Hollister. Mayor Boch opened for public comment. No comments were received.

### **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 May 21, 2013 Regular Meeting**

#### **D. Approve Minutes for June 18, 2013 Regular Meeting**

Council Member Cosio requested Item 4D be pulled from the consent agenda for discussion.

A motion was made by Vice Mayor Moore and seconded by Council Member Lund to approve Items 4A, B and C on the consent agenda. The motion passed 4-0-0-1 with Council Member Edge absent.

**4D. Approve Minutes for June 18, 2013 Regular Meeting**

Council Member Cosio asked that the minutes reflect that the Ordinance 2013-02 deals with rules and regulations for city water services connections ‘outside the city limits’.

A motion was made by Council Member Cosio and seconded by Vice Mayor Moore to approve the minutes for June 18, 2013 with corrections. The motion passed 4-0-0-1 with Council Member Edge absent.

**5. ACTION ITEMS**

**A. Resolution 2013-23 Approving a Settlement Agreement Between the City of San Juan Bautista and San Benito County Regarding Payment by County to City of Disputed Property Tax Administration Fees (“PTAF”)**

City Manager Grimsley explained that the City and the County of San Benito have negotiated a settlement of an ongoing dispute regarding the amount of payment due the City by the County for property tax administration fees (PTAF).

A motion was made by Council Member Lund and seconded by Council Member Cosio to approve Resolution 2013-23 approving a settlement agreement between the City and San Benito County regarding payment by the County to the City of disputed property tax administration fees (PTAF) and authorize the mayor to execute the agreement. The motion passed 4-0-0-1 with Council Member Edge absent.

**B. Consider Proposal to Increase Community Hall User Fees for Non Profits**

City Manager Grimsley provided an update. A question and answer period followed. Council Member Cosio commented that some non profits have backed out.

Mayor Boch opened for public comment. Bob Reid (Reporter for The Star) suggested that non profits partner with the City.

Mayor Boch appointed Council members Cosio and Moore to meet with the non profits to work out an agreement and report back to council next month.

**C. Consider Request by Seniors Council for Representative**

Administrative Services Manager Trish Paetz reported San Juan resident Mary Edge volunteered to represent San Juan on the Seniors Council. A question and answer period followed. Mayor Boch opened for public comment. No comments were received.

A motion was made by Council Member Cosio and seconded by Council Member Lund to appoint Mary Edge as San Juan Bautista’s representative on the Seniors Council. The motion passed 4-0-0-1 with Council Member Edge absent.

## 6. DISCUSSION ITEMS

### A. General Plan

Assistant City Planner Matt Leal provided a proposal to have California Polytechnic State University San Luis Obispo students of City and Regional Planning update the general plan as a project for second year Masters level students in a Planning course. The cost would be \$36,000. A question and answer period followed. City Manager Grimsley agreed with Mayor Boch that the cost was affordable, particularly when allowed to make installments payments. City Attorney Thacher suggested the Cal Poly professor make a presentation to council, and advised staff to get cost estimates from two or three professional planning consultants as comparables.

It was the consensus of the Council to set a Special joint meeting with the Planning Commission for September 3 at 6 p.m. and invite the Cal Poly professor to make a presentation on updating the General Plan.

### B. Consider RFP for Legal Representation

Vice Mayor Moore commented it was council's goal to go out to bid on major contracts and legal and engineering are the last contracts not reviewed. He stated he was not happy to learn that Wellington could not provide legal representation on issues surrounding the Fire Contract with Hollister because they had entered into a contract with the City of Hollister. Discussion followed. Mayor Boch opened for public comment. City Clerk Linda McIntyre (SJB, Resident) commented that all attorneys are bound by the same ethics were the city to look for another firm to represent them, and Wellington did an excellent job as contracted city attorney services for the City of Marina when she was on their council. Additionally, she commented, it could be costly to place restrictions on a legal services contract, and Wellington has institutional knowledge, and other firms are not consistent with the attorney they provide to represent while Wellington is. There were no other public comments.

It was the consensus of council to direct staff to put out an RFP for legal services in January.

### C. Consider Request by COG for Representative to Bicycle and Pedestrian Advisory Committee

Assistant Planner Leal announced COG is seeking an individual to represent San Juan Bautista on their Bicycle and Pedestrian Advisory Committee. Council directed staff to post a flier with the hopes of finding an interested individual.

## 7. COMMENTS

**A. City Council Members:** Council Member Cosio announced a meeting where Senator Sam Farr would discuss the Pinnacle Gateway will be held at the St. Francis Retreat on August 21 at 9:00 a.m.

**B. City Manager:** City Manager Grimsley stated he had been contacted by Brenda Weatherly regarding whether San Juan Bautista was interested in collaborating with the City of Hollister and the County of San Benito on a Wayfinding Signage program; and wanted to bring this item to council next month.

**C. City Attorney:** No comments received.

**8. ADJOURNMENT**

A motion was made to adjourn the meeting at 8:34 p.m.