



City of San Juan Bautista

The "City of History"

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AGENDA **REGULAR CITY COUNCIL MEETING**

TUESDAY ~ APRIL 19, 2022 ~ 6:00 P.M.

~ PUBLIC PARTICIPATION BY ZOOM ONLY ~

Join Zoom Webinar <https://zoom.us/j/89552921649>

or call 1 (669) 900-6833
Webinar ID: 895 5292 1649

THIS MEETING WILL BE CONDUCTED PURSUANT TO GOVT. CODE §54953(e)(1)(A).

In order to minimize the spread of the COVID 19 virus the City Council is conducting this meeting by Zoom webinar and will be offering alternative options for public participation. You are encouraged to watch the meeting live on Zoom or Facebook.

PUBLIC COMMENTS WILL BE TAKEN ON AGENDA ITEMS BEFORE ACTION IS TAKEN BY THE CITY COUNCIL. DURING THE MEETING: TO PROVIDE VERBAL PUBLIC COMMENTS ON AN AGENDA ITEM DURING THIS MEETING CALL THE PHONE NUMBER LISTED ABOVE OR LOG INTO ZOOM AND ENTER THE MEETING ID NUMBER AS LISTED ABOVE.

When the Mayor announces public comment is open for the item which you wish to speak, press *9 on your telephone keypad or if joining by Zoom, use the raise your hand icon. When called to speak, please limit your comments to three (3) minutes, or such other time as the Mayor may decide, consistent with the time limit for all other speakers for the particular agenda item. Comments from other platforms will not be considered during the meeting. If you would like to participate during the meeting you **MUST** use Zoom.

If you are unable to join the meeting, written comments may be mailed to the Deputy City Clerk at City Hall (P.O. Box 1420, San Juan Bautista, CA 95045), or emailed to deputycityclerk@san-juan-bautista.ca.us not later than 5:00 p.m. on April 19, 2022, and will be read into the record during public comment on the item.

In compliance with the Americans with Disabilities Act, the City will make reasonable arrangements to ensure accessibility to this meeting. If you need special assistance to participate in this meeting, please contact the Deputy City Clerk a minimum of 48 hours prior to the meeting at (831) 623-4661.

If you challenge any planning or land use decision made at this meeting in court, you may be limited to raising only those issues you or someone else raised at the public hearing held at this meeting, or in written correspondence delivered to the City Council at, or prior to, the public hearing. Please take notice that the time within which to seek judicial review of any final administrative determination reached at this meeting is governed by Section 1094.6 of the California Code of Civil Procedure.

A Closed Session may be called during this meeting pursuant to Government Code §54956.9 (d)(2) if a point has been reached where, in the opinion of the legislative body of the City on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the City.

Materials related to all items on this agenda are available in the agenda packet on the City website www.san-juan-bautista.ca.us subject to Staff's ability to post the documents before the meeting, or by emailing deputycityclerk@san-juan-bautista.ca.us or calling the Deputy Clerk (831) 623-4661 during normal business hours.

1. **Call to Order**
Pledge of Allegiance
Roll Call

2. **Closed Session**
 - A. **Report by City Attorney**

3. **Public Comment**

This portion of the meeting is reserved for persons desiring to address the Council on matters not on this agenda. The law does not permit Council action or extended discussion of any item not on the agenda except under special circumstances. If Council action is requested, the Council may place the matter on a future agenda.

4. **Consent Items**

All matters listed under the Consent Agenda may be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of these items unless requested by a member of the City Council, a staff member, or a citizen.

- A. **Approve Affidavit of Posting the Agenda**
- B. **Approve Affidavit of Posting Public Hearing Notice**
- C. **Adopt the Minutes of March 15, 2022**
- D. **Adopt the Minutes of March 8, 2022**
- E. **Adopt the Minutes of February 15, 2022**
- F. **Adopt Ordinance 2022-01 of the City of San Juan Bautista Adding Section 3-4-256 to the San Juan Bautista Municipal Code to Allow for Liens as a Remedy When Transient Occupancy Tax Is Not Remitted By An Operator**
- G. **Adopt Ordinance 2022-02 of the City of San Juan Bautista Increasing the Formal Bid Limit Requiring City Council Approval and Making Other Revisions to the Municipal Code (Chapter 2-8, Purchasing Procedures)**
- H. **Adopt a Resolution of the City Council of the City of San Juan Bautista Declaring the Condition of Certain Properties to Constitute a Public Nuisance and Ordering the Abatement of Weeds Thereon, and Noticing a Hearing for the Receipt of Objections to the Proposed Abatement**
- I. **Adopt a Resolution of the City Council of the City of San Juan Bautista Ordering Preparation of an Engineer's Report for Fiscal Year 2022-23 for Valle Vista Landscape and Lighting Maintenance Assessment District No. 1**
- J. **Adopt a Resolution of the City Council of the City of San Juan Bautista Approving a Temporary Name for the Park at Franklin Circle, "Franklin Circle Community Park," And Dedicating On A Park Bench the Succulent Garden to Glenny Farney, And Recognize On A Plaque And Granite Boulder, All Of The Community Members That Contributed To The Development Of This Park Led By Mary And Rick Morales, and Jimmy Martin**
- K. **Adopt a Resolution of the City Council of the City of San Juan Bautista Proclaiming and Reaffirming the Existence of a Local Emergency in the City**
- L. **Waive Reading of Ordinances and Resolutions on the Agenda Beyond Title**

5. **Presentations, Proclamations, Informational Items and Reports**

- A. **Proclamation Thanking LULAC for Donation of Laptops for the Library**
- B. **Proclamation for Public Works Week, May 15 – 21, 2022**
- C. **Proclamation for City Clerk's Week, May 1 – 7, 2022**
- D. **Central Coast Community Energy Annual Member Agency Presentation**
- E. **Microenterprise Home Kitchen Operations Program (MEHKO) Presentation by San Benito County Analyst Graciela Rodriguez**

- F. San Benito County Sheriff's Office Presentation by Deputy Ryan Miller
- G. Treasurer's Report and Monthly Financial Statements by City Treasurer Michelle Sabathia
- H. City Manager's Report
- I. Reports from City Council Representatives to Regional Organizations and Committees

6. Public Hearing Items

- A. Consider Appeal by Jesus Zavala of the Planning Commission's Action Denying a Conditional Use Permit for an Alcoholic Beverage Control License Type 47 License (On Sale General – Eating Place). The Appeal will be heard by the City Council regarding: 1) a Conditional Use Permit to allow the establishment of a bar on the main floor; and 2) a Conditional Use Permit to allow on-site alcohol sales/consumption. The project has been determined to be exempt from CEQA per Guidelines Sections 15303 and 15305.

Adopt a Resolution of the City Council of the City of San Juan Bautista Approving a Use Permit to Allow the Establishment of a Restaurant with Bar and Related On-Site Alcohol Sales/Consumption on the Main Floor of a Mixed-Use Building; for the Property Located at 205 The Alameda, at the Intersection of The Alameda and Pearce Street, APN: 002-460-001 and 002-460-002.

- B. Water Shortage Emergency; Pursuant to Section 350-359 of the California Water Code, the City of San Juan Bautista may declare a water shortage emergency condition to prevail within the area whenever it finds and determines that the ordinary demands and requirements of water consumers cannot be satisfied without depleting the water supply for human consumption, sanitation, and fire protection. The Declaration shall be made only after a public hearing at which consumers of such water supply shall have an opportunity to be heard to protest against the declaration.

Adopt a Resolution of the City Council of the City of San Juan Bautista Declaring a State of Emergency Due to Drought and Imposition of Water Conservation Regulations

7. Action Items

- A. Appeal by Dante Bains of Sewer Connection Fee at 507 Third Street
- B. Adopt Strategic Plan and Review Status of Fiscal Year 2022-2023 Budget
- C. Adopt a Resolution of the City Council of the City of San Juan Bautista Authorizing the San Benito County Arts Council (Arts Council) Installation of a Mural on the Luck Library
- D. Adopt a Resolution of the City Council of the City of San Juan Bautista Authorizing Closure of Mariposa Street Between Second and Third Streets to Enable a Farmers Market Every Sunday Between 9:30 AM – 2 PM
- E. Appoint City Clerk for the Period Ending December 2022

8. Discussion

- A. Microenterprise Home Kitchen Operations Program (MEHKO)
- B. COVID-19 Update
- C. Water and Wastewater Update

9. Future Agenda Items

10. Comments

- A. City Council**
- B. City Manager**
- C. City Attorney**

11. Adjournment