

**MINUTES
JOINT SAND CITY COUNCIL AND SUCCESSOR AGENCY
OF THE REDEVELOPMENT AGENCY**

Regular Meeting – February 2, 2016
5:30 P.M.
CITY COUNCIL CHAMBERS

Mayor Pendergrass opened the meeting at 5:30 p.m.

The invocation was led by Reverend Carl Kelleher.

The Pledge of Allegiance was led by Police Chief Brian Ferrante.

Present: Council Member Blackwelder
Council Member Carbone {excused absence}
Council Member Hubler
Council Member Kruper
Mayor Pendergrass

Staff: Todd Bodem, City Administrator
Jim Heisinger, City Attorney
Leon Gomez, City Engineer
Brian Ferrante, Police Chief
Charles Pooler, Associate Planner
Connie Horca, Deputy City Clerk

AGENDA ITEM 4, COMMUNICATIONS

A. There was no written communication distributed to the Council.

B. Oral

5:32 p.m. Floor opened for Public Comment.

There was no comment from the Public.

5:32 p.m. Floor closed to Public Comment.

AGENDA ITEM 5, CONSENT CALENDAR

The Consent Agenda consists of routine items for which City Council approval can be taken with a single motion and vote. A Council member may request that any item be placed on the Regular Agenda for separate consideration.

- A. There was no discussion of the January 19, 2016 Sand City Council Meeting Minutes.
- B. There was no discussion of the City/Successor Agency Monthly Financial Report, November, 2015.
- C. There was no discussion of the City **Resolution** authorizing and directing the City Administrator to Enter into a Right of Entry Permit Agreement with the State of California Department of Parks and Recreation allowing Public Access and Maintenance Over, On, and Through Those Portions of the Bay Avenue Coastal Access Project Improvements that reside on the Lands of the State of California.
- D. There was no discussion of the City **Resolution** confirming Members of the Sand City Arts Committee and New Appointment of Joseph Hubbs to the Sand City Arts Committee.
- E. There was no discussion of the City **Resolution** taking a Stand Against Human Trafficking in the Bay Area prior to the 2016 Super Bowl and Beyond.
- F. There was no discussion of the City **Resolution** adopting the 2015 Updated County of Monterey Multi-Jurisdictional Hazard Mitigation Plan as required by the Federal Emergency Management Agency (FEMA).

Council Member Hubler commented on changes to Agenda Item 5D indicating that Joseph Hubbs is not a Sand City resident and to remove that from the Resolution.

Motion to approve the Consent Calendar items 5A-C, 5E-F with changes to item 5D was made by Council Member Kruper, seconded by Council Member Blackwelder. AYES: Council Members Blackwelder, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: Council Member Carbone. ABSTAIN: None. Motion carried.

AGENDA ITEM 6, CONSIDERATION OF ITEMS PULLED FROM CONSENT CALENDAR

There were no items pulled from the Consent Calendar.

AGENDA ITEM 7, PUBLIC HEARINGS

- A. **SECOND READING: Ordinance of the City of Sand City Adopting and Adding Chapter 6.10 to the Sand City Municipal Code requiring Proper Disposal of Pet Solid Waste**

City Administrator Todd Bodem commented that the first reading of the ordinance requiring proper disposal of pet solid waste was approved and

thoroughly discussed at the January 19, 2016 Council meeting. Staff recommends the Council adopt the second reading of the attached ordinance.

5:35 p.m. Floor opened for Public Comment.

There was no comment from the Public.

5:35 p.m. Floor closed to Public Comment.

Council Member Kruper commended the Chief and Public Works department for the good selection of signage that was placed at the Independent.

Motion to approve the Second Reading of the **Ordinance** by title, of the City of Sand City adopting and adding Chapter 6.10 to the Sand City Municipal Code requiring Proper Disposal of Pet Solid Waste was made by Council Member Hubler, seconded by Council Member Blackwelder. Roll Call Vote AYES: Council Members Blackwelder, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: Council Member Carbone. ABSTAIN: None. Motion carried.

AGENDA ITEM 8, OLD BUSINESS

A. Progress report on Public Works projects, South of Tioga Redevelopment project, Coastal projects, and other Sand City community programs by City Engineer/Community Development Director/City Administrator

City Engineer Leon Gomez reported that an illicit discharge was reported by Public Works staff from a Seaside business on Olympia. The discharge originated from wastewater of spa and related equipment from Spa's by the Bay. A requisite discharge form and photos were taken. The City of Seaside responded with a letter of violation requiring a response from the business owner. A file has been created in regard to the issue.

There was Council discussion regarding the inlet at Monterey Bay Gymnastics, confirmation that it is not connected to the outfall, and where the water travels to and discharged from the street.

The right of entry (ROE) permit for the Bay Avenue coastal access area was received from State Parks indicating that the original permit had expired. The ROE requires renewal every 5 years per the permit conditions. State Parks indicated that they may waive the \$2,500 processing fee this year subject to review and approval by senior management staff. A surveyor will be conducting a street survey of Hickory and Dias for the street improvement project sometime next week. Once the survey is completed a design and layout can be planned. A meeting was held at the Cal-Am offices to receive updates with regard to the desalination plant. A list of action items was also discussed.

Mayor Pendergrass commented on the proximity of the brine discharge pipe to the wells, and his conversation with Paul Scinto of the Monterey Regional Water Pollution Control Agency regarding the desalination plants inoperability.

Mr. Gomez continued that EMC Planning Group will conduct a biological resource survey of potential locations for the wells. There is a possibility that one or two wells may be placed at the end of Bay Avenue and Sand Dunes Drive. The City Administrator added that the Tioga wells modeling is not good, in unsatisfactory shape, and the idea of working with those wells has been abandoned. An analysis indicated that the Bay Avenue wells may have a more positive outcome. Staff is looking at working with multiple approaches to future sustainable water.

In response to Mayor Pendergrass' inquiry regarding the grading at the bike path, Chief Ferrante responded that the Public Works crew had spent the last two days cleaning yards of sand. Any planting would not deter the sand from traveling over the dunes, and covering the bike path and streets. Planting would also create additional habitat for endangered species, and may obstruct the City from mitigating any sand within the area. In order to perform the grading to avoid the volume of sand coming in, it would cost approximately \$500,000 dollars to complete the work. The Mayor requested that Staff conduct further research regarding the matter.

AGENDA ITEM 9, NEW BUSINESS

A. Comments by Council Members on Meetings and Items of interest to Sand City

Council Member Hubler reported on the activities of the Sand City Arts Committee and provided sample pages of the new website. He also reported on the one day show scheduled for March 19, 2016 to be held at the Independent presenting portraits of the artist. An art sale is planning to be held in the spring, as well as a Juried Art Show that will coincide with the West End Celebration.

Council Member Kruper reported that the Monterey County Convention and Visitors Bureau (MCCVB) has now published the official visitors guide. He also commented on committee meeting minutes that should be included as part of the city council agenda packets, and provided clarification to the Council regarding sponsorship and contribution opportunities available to various organizations.

Council Member Blackwelder commended Chief Ferrante on a job well done regarding the City Hall remodel.

B. Upcoming Meetings/Events

There were no RSVP's from the Council. Mayor Pendergrass reminded

the Council of the upcoming Monterey County Business Council's upcoming gala. Sand City will be receiving an award for the West End District in the Creative Arts recipient category.

AGENDA ITEM 10, CLOSED SESSION

The City Attorney deemed that there was no need for closed session.

AGENDA ITEM 11, ADJOURNMENT

Motion to adjourn the City Council meeting was made by Council Member Blackwelder seconded by Council Member Kruper, to the next regularly scheduled Council meeting on Tuesday, February 16, 2016 at 5:30 p.m. There was consensus of the Council to adjourn the meeting at 6:10 p.m.

Connie Horca, Deputy City Clerk