

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

Regular Meeting – June 7, 2016
5:30 P.M.
CITY COUNCIL CHAMBERS

Mayor Pendergrass opened the meeting at 5:32 P.M.

The invocation was led by Reverend Ron Mason.

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

Present: Council Member Blackwelder
Council Member Carbone
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
Linda Scholink, Director Administrative Services

AGENDA ITEM 4, COMMUNICATIONS

A. Written communication distributed to the Council were proposed budgetary suggestions from Council Member Kruper and a budget for the Juried Art Show. The Mayor commended and thanked City Administrator Bodem for his informative City Administrator report.

B. Oral

5:37 P.M. Floor opened for Public Comment.

There were no comments from the Public.

5:37 P.M. Floor closed to Public Comment.

AGENDA ITEM 5, CONSENT CALENDAR

A. Conditional Use Permits (CUP) and Coastal Development Permits (CDP) are subject to annual review by the City Council and City staff. Upon review of

each of the following Use Permits, staff is recommending continued operation of the Use Permits to the City Council based on the finding that these uses are in compliance with their permits. There was no discussion regarding the following use permits.

- (1) CUP #377, Hartzel Automotive (auto), 510-A California Avenue
- (2) CUP #399, Edgewater Center, (retail/multiple sites), 915, 925 Playa & 2030 California
- (3) CUP #419, Carmel Tile/Doubleday (showroom/storage), 1725 Contra Costa
- (4) CUP #495, Alternator & Starter Exchange (assembly), 352-B Orange Avenue
- (5) CDP 97-05, Monterey Bay Restaurant Equipment (retail/wholesale), 325 Elder Avenue
- (6) CUP 563, Crema Creative Media (studio) 613-B Ortiz Avenue
- (7) CUP 583/CDP14-03, Wild Thyme (manufacture), 1 John Street
- (8) CUP 593, John Fisk (retail), 465-C Olympia Avenue

- B. There was no discussion of the May 17, 2016 Sand City Council Meeting Minutes.
- C. There was no discussion of the City **Resolution** authorizing Renewal of a Maintenance Services Agreement with HOPE Rehabilitation Services for FY 2016-2017.
- D. There was no discussion of the City **Resolution** allocating \$1 Per Capita to Help Fund Service Providers to Help Our Homeless Residents.
- E. There was no discussion of the Fort Ord Reuse Authority (FORA) Monthly Report, May 2016.
- F. There was no discussion of the City **Resolution** authorizing Submission Applications to CalRecycle regarding Payment Programs and Related Authorizations.
- G. There was no discussion of the City **Resolution** authorizing a Time Extension of the Building Inspection and Plan Check Services Agreement with the City of Monterey to June 30, 2017.
- H. There was no discussion of the City **Resolution** authorizing Award of a Three-Year Master Contract for the Inspection and Maintenance of Interceptor Tanks 1,2,3 and 4 to Occur on a Semi-Annual Basis and Additional Maintenance Once Every Three-Years for the Removal of Accumulated Sediment in Each Interceptor Tank in the City of Sand City, California to Storm Water Inspection and Maintenance Services (SWIMS).
- I. There was no discussion of the City **Resolution** authorizing a City Engineering Service Agreement with Creegan & D'Angelo.
- J. There was no discussion of the City Donations/Contributions to United Way

Monterey County Support for 211 of \$500, Arts Habitat for \$300, and the Alzheimer's Association for \$250.

Motion to approve the Consent Calendar items was made by Council Member Kruper, seconded by Council Member Blackwelder. AYES: Council Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. 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, 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 the desalination plant produced 22 acre feet for the month of May. The well was inoperable for several days due to maintenance and cleaning. The biological survey should be underway within the next week and will be conducted by EMC Planning Group. An illicit discharge was reported on Orange Avenue. Staff met with the property owner, and procedures have been implemented to remedy the issue. Delay of the Hickory Street improvement project is due to pending issues regarding the wall and communication from the property owner. The property owner needs to be engaged in the relocation of the wall as well as permission to enter the property.

A preliminary improvement plan for 700 Dias Street will be reviewed with City Staff. A scope of work for the Bike Trail Light replacement project has been received from the electrical engineer and is being reviewed by the City Administrator.

City Administrator Todd Bodem stated that the cost for the biological survey of the wells should be covered by Cal-Am and the City will need to move forward as soon as possible due to timing issues. Three energy proposals were submitted for the replacement of the LED bollard lights with no cost to the City. The Association of Monterey Bay Area Governments (AMBAG) has completed a Conservation Management Plan. Staff will be meeting to review the plan with the possibility of a future presentation to the City Council.

AGENDA ITEM 8, NEW BUSINESS

Mayor Pendergrass suggested that Agenda Item 8C be moved prior to Item 8B.

There was consensus of the Council to consider Item 8C prior to Item 8B as suggested.

A. Consideration of City RESOLUTION Adopting Amendment #2 to the City Budget for Fiscal Year 2015-2016

Linda Scholink, Director of Administrative Services inquired whether there were any questions regarding Amendment #2 to the fiscal year 2015-16 budget. There were no questions from the Council. Council Member Kruper thanked Staff for ensuring that there will be more funds in the account. City Engineer Leon Gomez provided clarification to Council Member Blackwelder that the \$50,000 under the Stormwater budget line item is allocated for the provision of the overall management of the City's Stormwater Municipal Program (ie. illicit discharge reports, monthly committee meetings, permitting requirements, and annual reports).

5:40 P.M. Floor opened for Public Comment.

There was no comment from the Public.

5:40 P.M. Floor closed to Public Comment.

Motion to approve the City **Resolution** by title, adopting Amendment #2 to the City Budget for Fiscal Year 2015-2016 was made by Council Member Blackwelder, seconded by Council Member Kruper. AYES: Council Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. Motion carried.

C. Discussion and Consideration to Hire Additional Police Officer for Fiscal Year 2016-2017

Mayor Pendergrass commented on the insufficiency of Police Department staffing, the need to have adequate coverage for the police department, and the possibility of obtaining a COPS grant. He suggested that the department diligently look into obtaining more reserve officers.

Police Chief Brian Ferrante agreed with the Mayor regarding the reserve officer program. He reported on the overtime costs which have accumulated the past few years due to the lack of available officers to cover shifts. Adding a position would provide adequate shift coverage and minimize overtime costs. The primary issue with reserve officers is that they have full-time jobs and may not always be available. Arrests have more than doubled since this time last year and the City is falling behind on mandated training due to inadequate staffing. A full-time officer would help to alleviate staffing issues, workload, and administrative responsibilities that is required by the shift Sergeants. The department is confident that a grant will be awarded to offset costs associated with the hiring of a full-time officer.

Council Member Kruper provided his concerns regarding the former Police Chiefs over involvement in community organizations, necessity of administrative staffing, and the COPS grant that only provides a police officer's salary for three years. This would leave the City carrying the financial burden the following years. Chief Ferrante added that during a normal business day, he provides coverage when no officers are available, and has spent a large part of his time with public works duties. A majority of administrative tasks are handled by Sergeants and those second in command.

Vice Mayor Carbone commented on her support of hiring an officer for fiscal year 2016-2017. Council Member Blackwelder expressed his support as recommended and further commented on the department's workload, safety of the public, and the importance of on-going officer training. Mayor Pendergrass provided his comments regarding the reserve officer program. Council Member Hubler commented on the exemplary job Police Chief Ferrante has done and confirmed his support of an additional officer.

Motion to approve the hiring of an additional police officer for fiscal year 2016-2017 was made by Council Member Kruper, seconded by Council Member Hubler. There was consensus of the Council to approve the motion.

B. Consideration of Proposed City Budget for Fiscal Year 2016-2017 and Appropriations Limit for FY 2016-2017

1) Approval of City RESOLUTION Adopting the Proposed City Budget for Fiscal Year 2016-2017

2) Approval of City RESOLUTION Establishing an Appropriations Limit for Fiscal Year 2016-2017 pursuant to Article XIII B of the California Constitution

City Administrator Todd Bodem reported that the attached memo covers the highlights of the budget and referred to page 119 that reports the revenues for 2016-2017. The budget depicts an increase in sales and use tax revenue, a decrease in the ROPS residual, and Successor Agency Administrative fee reimbursement. The recurring expenses reflects an increase in administration (due to increased workload), finance, public works (due to pending purchase of a backhoe), parks (future landscaping), and planning. A decrease is reflected in outside legal counsel, and government buildings. The overall proposed budget does reflect a negative amount of approximately \$255,000; however, unexpended monies in the contingency funds and conservative spending would allow the budget to balance out by the end of the fiscal year.

Council Member Kruper reported on several main issues such as the Carroll building and his concerns regarding expending funds towards its renovation since it may be demolished in the future. He provided his

recommendations for the Carroll Building regarding contracting out a portable restroom that would be ADA compliant, and requested additional information regarding the maintenance of a backhoe purchase. He proposed that \$10,000 be allocated from the City Hall Remodel line item towards Disaster Supplies, with the remaining amount to be allocated for plans to upgrade City Hall with solar power. Mayor Pendergrass commented on his concerns with the inadequacy of work space in each department, inadequate air circulation, and the continued allocation of those funds towards creating more work space in City Hall. Council Member Blackwelder suggested that the future expenditure for a backhoe be forwarded to the Public Safety Committee and reported on various other issues involving the Arts Committee (AC), their budget, and involvement in the West End Celebration (WEC), which was also discussed at the last Budget Committee meeting. There was Council discussion involving the WEC with the ultimate goal that the WEC would become a self-supportive annual event. Council Member Hubler confirmed that the West End Celebration is not an Art Committee event, and that the Arts Committee is not directly involved in its planning; however, the Arts Committee is still working with the WEC coordinator. The WEC is a great event and gets better every year. The AC has secured a venue for the upcoming WEC to host a Juried Art Show at the Independent. He will also be working with the City Administrator at their next AC meeting to work on an annual detailed budget.

Public Member Gail Enns reported on the Transcendental Show that was held in Sand City several years ago, attended by over 2,000 people, and it's popularity with the public.

Mayor Pendergrass confirmed that there will be no changes to the existing Fiscal Year 2016-17 budget as presented, and may be amended at a future date.

- 1) Motion to approve the City **Resolution by title**, adopting the Proposed City Budget for Fiscal Year 2016-2017 was made by Council Member Carbone, seconded by Council Member Hubler. AYES: Council Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.
- 2) Motion to approve the City **Resolution by title**, establishing an Appropriations Limit for Fiscal Year 2016-2017 pursuant to Article XIII B of the California Constitution was made by Council Member Carbone, seconded by Council Member Kruper. AYES: Council Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.

C. Consideration of City RESOLUTION Authorizing the City Administrator to Execute an Agreement for Special Services with Liebert Cassidy Whitmore

City Administrator Todd Bodem commented that the City has an exceptional and knowledgeable City Attorney. There have been conversations regarding succession planning as well as other human resources issues. Liebert Cassidy Whitmore (LCW) is a firm that specializes in human resources and legal services, and was highly recommended by John Bartel. City Attorney Jim Heisinger commented that this firm specializes in Labor Law and the City has utilized LCW in the past. The contract is an hourly, on call contract, and LCW can provide more detailed information regarding public works Labor Law and other complex issues unique to Sand City. Having this resource when quick decisions need to be made would prove beneficial to Staff.

Motion to approve the City **Resolution** authorizing the City Administrator to Execute an Agreement for Special Services with Liebert Cassidy Whitmore was made by Council Member Carbone, seconded by Council Member Kruper. AYES: Council Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.

D. Comments by Council Members on Meeting and Items of Interest to Sand City

Council Member Kruper reported that at the meeting of the Ordinance 152 Oversight board of the Monterey Peninsula Water Management District (MPWMD), discussion revolved around District rates. The proposed MPWMD fiscal year budget fulfills the Oversight Board's obligations as a citizen's group.

Vice Mayor Carbone reported that the West End Celebration Advisory Committee met to discuss several issues. Plans for the WEC are moving forward. A Fashion Show will be held, along with a Friday night concert at Carmel Stone Imports, and the MST trolley will be operable to provide transportation to and from the event location. Last year during the WEC, the Carroll building was used to display art work. This year, the building will be transformed into the 1960/1970's theme in correlation with MTV and Michael Nesbitt.

Council Member Blackwelder complemented Eric Sabolsice of Cal-Am for the work performed on the dam. Mr. Sabolsice offered a standing invitation to the City Council, should any member desire to tour the dam.

F. Upcoming Meetings/Events

City Administrator Todd Bodem confirmed the Strategic Planning Workshop for Wednesday, June 15, 2016 from 9:30 A.M. to 2:30 P.M.

AGENDA ITEM 9, CLOSED SESSION

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

AGENDA ITEM 10, ADJOURNMENT

Motion to adjourn the City Council meeting was made by Council Member Blackwelder, seconded by Council Member Hubler to the next regularly scheduled Council meeting on Tuesday, June 21, 2016 at 5:30 p.m. There was consensus of the Council to adjourn the meeting at 7:01 p.m.

Linda K. Scholink, City Clerk