

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

Regular Meeting – June 16, 2015
5:30 P.M.
CITY COUNCIL CHAMBERS

Mayor Pendergrass opened the meeting at 5:32 p.m.

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
Charles Pooler, Associate Planner
Linda Scholink, Director of Administrative Services

AGENDA ITEM 4, COMMUNICATIONS

A. Written communication distributed to the Council was the City Administrator's report.

B. Oral

5:36 P.M. Floor opened for Public Comment.

There was no comment from the Public.

5:36 P.M. Floor closed to Public Comment.

Mayor Pendergrass commented that Agenda Item 7B, the resolution awarding a contract for Street Sweeping Services will be moved to a future Council meeting. He also mentioned a letter of concern that will be mailed to Costco regarding negotiations involving a gas station. The City was featured on NBC news that provided a report on the City's desalination plant.

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 of 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, Espinoza Graphics (studio) 613-B Ortiz Avenue
 - (7) CUP 583/CDP14-03, Wild Thyme (manufacture), 1 John Street
- B. There was no discussion of the June 2, 2015 Council Meeting Minutes.
- C. There was no discussion of the Public Works Monthly Report, May 2015.
- D. There was no discussion of the Police Department Monthly Report, May 2015.
- E. There was no discussion of the City **Resolution** authorizing the Monterey County Health Department to Apply for State Block Grant Funding on behalf of Sand City towards the Countywide Used Oil Recycling Program.
- F. There was no discussion of the City **Resolution** approving a Budget Allocation of \$500 for the Senior Voucher Program for Taxi Service as offered by Monterey-Salinas Transit (MST).
- G. There was no discussion of the City **Resolution** Authorizing Renewal of a Contract with BLC Partners, LLC for Human Resources Management Services.
- H. There was no discussion of the Designation of Voting Delegate and Alternate for the 2015 League of California Cities Annual Conference
- I. There was no discussion of the City **Resolution** authorizing a Service Agreement for Auditing Services by Hayashi & Wayland for Fiscal Year 2014-15.
- J. There was no discussion of the City **Resolution** authorizing Renewal of a Service Agreement with EMC Planning Group, Inc. for Fiscal Year 2015-16 at a cost not to exceed \$60,000.
- K. 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, 2016.

- L. There was no discussion of City Representative Vice Mayor Mary Ann Carbone to serve as Sand City's representative to the Northern Salinas Valley Mosquito Abatement District.
- M. There was no discussion of the City **Resolution** approving Agreement between City of Sand City and Hinderliter de Llamas & Associates (HdL) of Diamond Bar, California, for Transactions & Use Tax Audit & Information Services.
- N. There was no discussion of the City **Resolution** authorizing Renewal of City Engineering Service Agreement with Creegan & D'Angelo.
- O. There was no discussion of the City Donation/Contribution to the 68th Annual Seaside Parade of Champions for \$500.

Motion to approve the Consent Calendar 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.

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, Successor Agency Oversight Board, South of Tioga 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 12 acre feet of water and has been inoperable for 2-3 days due to maintenance and instrumentation recalibration. Staff met with Cal-Am on June 12th to discuss the rehabilitation of Tioga well #5. Cal-Am will need to obtain the City's permission for discharge. Staff reviewed the City's stormwater permit, and it does allow for discharge of uncontaminated pump ground water. Cal-Am will need to provide documentation via an encroachment permit for the proposed work.

Chief Brian Ferrante added that Cal-Am will be running a pipe from the well being rehabilitated to Sand Dunes Drive, crossing over the bike path to end at the gutter. A 3-4 feet long ADA compliant ramp will be installed over the pipe so that it will not impede cyclist, individuals, and also accommodate a wheel chair. This ramp will be temporary while the work is being performed. The Chief provided additional information on details of the ramp, public access visibility, and its approximate location above the pipes.

Mr. Gomez further reported that the Bungalows at East Dunes project

performed pressure testing of the sewer system and it was approved by the Seaside County Sanitation District. Cal-Am's contractor will be re-submitting a revised encroachment permit application for relocation of the fire hydrant that was incorrectly installed.

The Street Sweeping RFP has been continued due to some concerns regarding performance, references, and costs for the sweeping. There was Council discussion regarding the amount of bids received, equipment being used to perform the sweeping service, and cooperation of residents while sweeping service would occur. Mayor Pendergrass commented that residents would need to be aware of the sweeping service schedule on their streets so they can remove their cars, thereby reducing complaints of why their street had not been swept.

Associate Planner Charles Pooler reported that the Public Safety Committee held a meeting that consisted of a walking tour of the City to evaluate the street trees. A professional biologist who also works with the City of Carmel provided information on the trees that were dead and in need of replacement. Staff contacted the developer regarding the Catalina Lofts project. The property owner and developer have communicated that the project is still pending responses to the engineering plan check comments and is still moving forward.

City Administrator Todd Bodem reported on the possibility of obtaining a grant called the Cycle 7 of the Highway Safety Improvement Program (HSIP), as part of a funding source from the Federal Highway Administration. The City will work with AMBAG to apply for the grant to refurbish the bike path, replace existing lights, and other applicable improvements. He also added that he is applying for a grant through Monterey County to utilize Community Development Block Grant funds that can be applied towards rehabilitation of sidewalks in order to be compliant with ADA accessibility and other applicable criteria.

B. Consideration of City RESOLUTION Awarding a Contract for Street Sweeping Services

There was consensus of the Council to continue the award for street sweeping services to a future meeting.

AGENDA ITEM 8, NEW BUSINESS

A. Consideration of Proposed Budgets for Fiscal Year 2015-2016 and Appropriations Limit for FY 2015-16

- 1) Approval City RESOLUTION Adopting the Proposed City Budget for Fiscal Year 2015-2016**
- 2) Approval of Successor Agency RESOLUTION Adopting the Proposed Successor Agency Budget for Fiscal Year 2015-2016**

3) Approval City RESOLUTION Establishing an Appropriations Limit for Fiscal Year 2015-2016 Pursuant to Article XIII B of the California Constitution

Mayor Pendergrass commented that the FY 2015-16 Budget looks promising despite the minor deficit and he expressed his appreciation to the Budget/Personnel Committee and Staff for their hard work in highlighting a few concerns.

City Administrator Todd Bodem reported that the budget depicts a deficit of approximately \$215,000; however, the City has historically made adjustments throughout the year and due to the budget amendment process, the budget does inevitably reconcile by year end. The Budget/Personnel Committee has worked meticulously on the budget to ensure that sufficient funds were allocated for each individual budget line item.

Council Member Kruper commented that with Staff's direction he has been able to understand that monies serve as placeholders, and suggested that the purchase of two vehicles be reduced to one vehicle. There was discussion regarding postponing the purchase of the second vehicle towards mid-year, and to decide whether it would still be necessary. Chief Ferrante reported on the details of the proposed vehicle purchases, purposes they would serve, and equipment they would contain. He also reported on the current status of the police department's staffing issues and involvement in other agencies.

There was further discussion of the line item regarding City Hall's design and review. The budget item would serve as a placeholder to have an architect look at the plans and costs associated with the remodeling of City Hall. Council Member Blackwelder commented that during the Chief of Police interviews, there was discussion regarding the inadequacy to perform at the level of expectancy required of a City. He also suggested that the Council consider improvements to Hickory Avenue a priority, Dias Avenue improvements to be scheduled in the near future, and to obtain the opinion of a qualified engineer regarding those suggested street improvements. Mayor Pendergrass commented on the inadequate ventilation in City Hall, the police department's current facility for conducting confidential matters, and summarized future plans for the expansion/remodel of City Hall. He further commented on the need to scan and archive City documents.

The City Attorney reported on the Brown Act, Council Members who serve on one or more committees, and the need for the City Administrator to schedule committee meetings in a timely manner so recommended funding for City projects and/or improvements can be brought before the Budget Committee for inclusion in the proposed budget.

City Administrator Todd Bodem commented that the FY 2015-16 Budget

contains a placeholder for the third year salary adjustments that were deferred for the POA and Miscellaneous Employees (new business, item 8B).

6:15 P.M. Floor opened for Public Comment.

There was no comment from the Public.

6:15 P.M. Floor closed to Public Comment.

- 1) Motion to approve the City **Resolution by title**, adopting the Proposed City Budget for Fiscal Year 2015-16 was made by Council Member Blackwelder, seconded by Council Member Carbone. AYES: Council Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.
- 2) Motion to approve the Successor Agency **Resolution by title**, adopting the Proposed Successor Agency Budget for Fiscal Year 2015-2016 was made by Agency Member Kruper, seconded by Agency Member Blackwelder. AYES: Agency Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.
- 3) Motion to approve the City **Resolution by title**, establishing an Appropriations Limit for Fiscal Year 2015-2016 Pursuant to Article XIII B of the California Constitution was made by Council Member Kruper, seconded by Council Member Carbone. AYES: Council Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.

B. Consideration of City RESOLUTION Rescinding and Replacing the Third Year of a prior Agreement with Salary Adjustments that were Deferred for the Police Officers Association, Miscellaneous Employees, and Miscellaneous Management Staff

Mayor Pendergrass commented that the Budget/Personnel Committee held a meeting with the Police Officers Association (POA) who requested that the City honor the third year agreement of the 2007 Salary Agreement. The Budget/Personnel Committee suggested that the third year's salary increase be spread out over a 3 year period, with no cost of living adjustment (COLA) for fiscal year 2015-16. The possibility of a COLA would be revisited for fiscal year 2016-17. This salary adjustment is reflected in the fiscal year 2015-16 proposed budget as previously mentioned by the City Administrator.

Motion to approve the City **Resolution by title**, Rescinding and Replacing the Third Year of a prior Agreement with Salary Adjustments that were Deferred for the Police Officers Association, Miscellaneous Employees, and Miscellaneous Management Staff was made by Council Member Blackwelder, seconded by Council Member Hubler. AYES: Council

Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.

C. Upcoming Meetings/Events

The City Clerk received RSVP's for the upcoming Monterey Peninsula Chamber of Commerce's upcoming Business Excellence Awards Dinner to be held on Thursday, July 23rd.

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 meeting was made by Council Member Blackwelder, seconded by Council Member Kruper. There was consensus of the Council to adjourn the meeting at 6:30 p.m. to the next regularly scheduled Council meeting on July 7, 2015 at 5:30 P.M.

Linda Scholink, City Clerk