

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

Regular Meeting – June 19, 2018

5:30 P.M.

CITY COUNCIL CHAMBERS

Sand City Hall, 1 Pendergrass Way, Sand City, CA 93955

Vice Mayor Blackwelder opened the meeting at 5:30 p.m.

Invocation was led by Reverend Jason Yarbrough.

The Pledge of Allegiance was led by Chief Ferrante.

Present: Mayor Mary Ann Carbone (excused absence)
Vice Mayor Blackwelder
Council Member Hawthorne
Council Member Hubler
Council Member McDaniel

Staff: Brian Ferrante, Police Chief
Charles Pooler, City Planner
Leon Gomez, City Engineer
Vibeke Norgaard, City Attorney
Todd Bodem, City Administrator
Linda Scholink, Administrative Services Director/City Clerk

AGENDA ITEM 4 ANNOUNCEMENTS BY VICE MAYOR AND CITY ADMINISTRATOR

There were no announcements by the Vice Mayor or the City Administrator.

AGENDA ITEM 5 COMMUNICATIONS

5:31 P.M. Floor opened for Public Comment

There were no public comments.

5:31 P.M. Floor closed to Public Comment.

AGENDA ITEM 6 CONSENT CALENDAR

- A. There was no discussion of Conditional Use Permits (CUP) and Coastal Development Permits (CDP):

- 1) CUP #337, Hartzel Automotive (automotive), 510 A California Avenue
- 2) CUP #419, Carmel Tile Company (showroom and storage), 1725 C Contra Costa Street
- 3) CUP #563, Crema Creative Media (studio), 613 B Ortiz Avenue
- 4) CUP #583 and CDP #14-03, Wild Thyme (manufacturing), 1 John Street
- 5) CUP #593, Fisk Paints (retail), 465 C Olympia Avenue
- 6) CUP #614, Alternator and Starter Exchange (manufacturing), 329 Olympia Avenue
- 7) CUP #615, California Premier Restoration (manufacturing), 495 B Elder Avenue
- 8) CUP #616, Aaron Valdez (manufacturing), 352 B Orange Avenue
- 9) CDP #97-05, Monterey Bay Restaurant Equipment (retail/ wholesale), 325 Elder Avenue

Item 6A-9 was pulled from the Consent Calendar.

- B. There was no discussion of Police Department Monthly Activity Report, May 2018
- C. There was no discussion of Public Works Monthly Report, May 2018
- D. There was no discussion of City **Resolution** Authorizing a Contract and/or service Agreement with Fehr Engineering Company, Inc. to Provide Electrical Engineering Design and Construction Support Services for the City of Sand City Water Supply Project Phase 1 New Intake Wells Project in an Amount not to Exceed \$24,750.
- E. There was no discussion of City **Resolution** Authorizing a Time Extension of the Building Inspection and Plan Check Services Agreement with the City of Monterey to June 30, 2019
- F. There was no discussion of 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.

Motion to approve Items 6A1-8 and Items B-F of the consent calendar items was made by Council Member Hawthorne, seconded by Council Member Hubler. AYES: Council Members Blackwelder, Hawthorne, Hubler, McDaniel. NOES: None. ABSENT: Mayor Carbone. ABSTAIN: None. Motion carried.

AGENDA ITEM 7 CONSIDERATION OF ITEMS PULLED FROM CONSENT CALENDAR

City Planner, Charles Pooler, spoke on Agenda Item 6A-9. He explained that a coastal development permit was issued to Monterey Restaurant Equipment back

in 1997, which required twenty parking spaces. Since that time, the operation has changed in scope and scale and does not use the allotted parking, except for the purpose of outside storage, which is in violation of their permit. The storage has recently been removed after the City's Code Enforcement officer addressed the issue.

There is now an application being processed for Camp Transformation at the same address in an adjacent unit. However, there are issues regarding parking and sharing parking with Monterey Bay Restaurant Equipment. Staff is currently reviewing options in addressing this issue, both with the Camp Transformation application and with Monterey Bay Restaurant Equipment's permit.

Consent calendar Item 6A-9 was continued to a future meeting.

AGENDA ITEM 8 PUBLIC HEARING

A. Consideration of City RESOLUTION Budget Amendment #1 for Fiscal Year 2017-2018

Todd Bodem, City Administrator, reviewed the proposed amended budget. The Budget Committee's recommendation for Fiscal Year 2017-2018 of \$7,191,517 less the total revenue of \$7,420,335 leaves the City with a net positive amended budget difference of \$228,818. He asked the City Council if they had any questions. There were none.

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

There were no public comments.

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

Motion to approve the Sand City **Resolution** Budget Amendment #1 for Fiscal Year 2017-2018 was made by Council Member McDaniel, seconded by Council Member Hubler. AYES: Council Members Blackwelder, Hawthorne, Hubler, McDaniel. ABSTAIN: None. NOES: None. ABSENT: Mayor Carbone. Motion carried.

B. Consideration of Proposed City Budget for Fiscal Year 2018-2019 and Appropriations Limit for Fiscal Year 2018-2019

1) Consideration of City RESOLUTION Adopting the Proposed City Budget for Fiscal Year 2018-2019

Todd Bodem, City Administrator, went over the proposed budget by department, including administration, Finance, Attorney, Planning, Public

Safety, Public Works, and Parks. He also discussed Capital Improvements and Debt Payments and Grants and Special Projects.

There was an average COLA increase of 2.5% for agencies of Monterey County. This preliminary budget proposes no COLA increases.

Council Member Hawthorne asked about the Police Department's budget.

Police Chief Ferrante discussed the Police Departments expenditures.

Staff was directed to do an in-depth analysis of the Police Department's budget.

Todd Bodem, City Administrator, mentioned that the City did not anticipate California American Water (CalAm) to finance the three desalination wells upfront. The City Engineer projects the well construction to cost an estimate of \$1.75 million. Council asked the City Administrator to seek a financing mechanism to fund the construction of the project and then to work with CalAm for a lease back payment to the City.

The total expenditure from the proposed FY 18-19 Budget of \$9,154,320, less the total revenue of \$7,794,270, leaves a shortfall of \$1,360,050.

The FY 2018-2019 Budget is recommended to the City Council for approval.

6:04 P.M. Floor opened for Public Comment

There were no public comments.

6:04 P.M. Floor closed to Public Comment.

Motion to approve the Sand City **Resolution** Adopting the Proposed City Budget for Fiscal Year 2018-2019 was made by Council Member Hawthorne, seconded by Council Member Hubler. AYES: Council Members Blackwelder, Hawthorne, Hubler, McDaniel. ABSTAIN: None. NOES: None. ABSENT: Mayor Carbone. Motion carried.

2) Approval of City RESOLUTION Establishing and Appropriations Limit for Fiscal Year 2018-2019 pursuant to Article XIII B of the California Constitution

Todd Bodem, City Administrator, recommended a Fiscal Year 2018-2019 appropriation limit of \$11,723,719 and explained the calculations to arrive at this figure.

Motion to approve the Sand City **Resolution** Establishing and Appropriations Limit for Fiscal Year 2018-2019 pursuant to Article XIII B of the California Constitution was made by Council Member McDaniel, seconded by Council Member Hawthorne. AYES: Council Members Blackwelder, Hawthorne, Hubler, McDaniel. ABSTAIN: None. NOES: None. ABSENT: Mayor Carbone. Motion carried.

AGENDA ITEM 9 OLD BUSINESS

6:10 P.M

- 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.**

Leon Gomez, City Engineer, reported on the two wells south of Bay Street, which look fairly clear of habitat. Bay Street to North of Tioga is impacted by habitat. Production through June 18, 2018 has been 13.5 acre-feet.

City staff is working on a contract with Fehr engineering for electrical services to support the Phase 1 new intake wells project. The City Engineer will be coordinating with Fehr on the electrical design for the project and to determine if any new PG&E services will be required. The City Engineer also received an updated sensitive resources map from Denise Duffy & Associates and is currently working to site the wells in collaboration with Intera.

The City Engineer's office, the City Administrator, and the City Planner met on the Proposition 1 Technical Assistance Grant and the Technical Advisory team to discuss the various project alternatives that have emerged along with a preliminary cost/benefit analysis. City staff is working to have the Technical Advisory team present this information to the City Council and the public at the July 17, 2018 City Council meeting. In addition, City staff is working to have the Technical Advisory team share a booth with EMC during the City's West End Celebration in August 2018. This is because public participation and community engagement are important factors when applying for the Phase 2 Implementation Grant.

On May 25, 2018, Sand City police reported a discharge from the rear of the Graniterock facility into Moro Street and entering storm drains on Redwood Avenue. The facility is located at 1755 Del Monte Boulevard and is a Seaside business, but the site extends into Sand City. The City of Monterey Fire Department and County of Monterey Health Department

were notified and conducted their own investigation. Based on this, the City Engineer filed an illicit discharge report. Then, on June 6, 2018, the City Engineer and Public Works Foreman met the City of Seaside to discuss measures to prevent future discharges. According to Graniterock, they have plans to make improvements to the rear of the facility to capture and prevent offsite discharges. The City Engineer has requested that Graniterock provide documentation of their cleanup measures in response to the May 26, 2018 discharge, written procedures to prevent and/or respond to future discharges, and verification of the proposed improvements at the rear of the facility and a schedule for when these improvements are to be constructed.

In reference to the Coastal Access Repair Project, the City Engineer has been working with the City Administrator and City Attorney to finalize comments on the California State Parks Right of Entry permit. Once this is executed, the Right of Entry permit will be included with the application for immaterial amendment to the Coastal Commission. In addition, City staff is coordinating with FEMA and CalOES on the status of funding for the project.

The City Engineer is currently reviewing the third submittal of the civil improvement plans and supporting documents for the Dayton Residence project. The City has received the applicant's application for a lot line adjustment and it is currently under review by the City Surveyor.

The City Engineer continues to monitor construction work on the Bogue Residence to ensure the site is maintained in an orderly and neat manner and that appropriate BMPs are in place.

The City Surveyor performed a survey of the Carroll Property on June 1, 2018. The City Engineer is awaiting the survey data in order to perform the ADA assessment for the site.

AGENDA ITEM 10 NEW BUSINESS

6:30 P.M

A. Consideration of City RESOLUTION Authorizing a Contract with Michael McCarthy for Human Resources Management Services

Todd Bodem, City Administrator, explained the need for additional Human Resources support and Mr. McCarthy has over fifteen years of experience in local government.

Motion to approve the Sand City **Resolution** Authorizing a Contract with Michael McCarthy for Human Resources Management Services was made by Council

Member Hubler, seconded by Council Member Hawthorne. AYES: Council Members Blackwelder, Hawthorne, Hubler, McDaniel. ABSTAIN: None. NOES: None. ABSENT: Mayor Carbone. Motion carried.

B. Consideration of Cancelling Future City Council meeting

PURPOSE: It is proposed that the City Council cancel the City Council meeting scheduled for July 3, 2018 to minimize conflict with the Independence Day closure of City Hall, July 4, 2018

There was City Council consensus to cancel the July 3rd meeting due to the 4th of July holiday and the schedules of City Council members.

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

There were no comments by Council Members.

D. Upcoming Meetings/Events

Responses were received for the Monterey Peninsula Chamber of Commerce's 32nd Annual Business Excellence Awards to be held on July 26th.

AGENDA ITEM 11 CLOSED SESSION

6:40 P.M

A. The City Council/Agency Board adjourned to Closed Session:

- 1) Conference with City Negotiators Gov. Code section 54957.6. Agency designated representative: Mike McCarthy; Employee Organization: Sand City Police Officers Associations (POA).
- 2) Conference with City Negotiators Gov. Code section 54957.6. Agency designated representative: Mike McCarthy; RE: Sand City Miscellaneous Employees.

7:38 P.M

B. The City Council/ Agency re-adjourned to Open Session to report any action taken at the conclusion of Closed Session in accordance with 54957.1 of the Ralph M. Brown Act

Council gave direction to Michael McCarthy to move forward with the labor negotiations.

AGENDA ITEM 12 ADJOURNMENT

Motion to adjourn the City Council meeting was made by Council Member Blackwelder, seconded by Council Member Hawthorne to the next regularly scheduled Council meeting on Tuesday, July 17, 2018 at 5:30 p.m. There was consensus of the Council to adjourn the meeting at 7:38 p.m.

Linda K. Scholink, City Clerk