

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

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Regular Meeting – March 4, 2014  
7:00 P.M.  
CITY COUNCIL CHAMBERS

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Mayor Pendergrass opened the meeting at 7:00 p.m.

The Pledge of Allegiance was led by Police Chief Michael Klein.

Present: Council Member Blackwelder  
Council Member Carbone  
Council Member Hubler  
Council Member Kruper  
Mayor Pendergrass

Staff: Steve Matarazzo, City Administrator/Community Development Director  
Jim Heisinger, City Attorney  
Leon Gomez, City Engineer {arrived at 7:10 p.m.}  
Michael Klein, Police Chief  
Linda Scholink, Administrative Services Director

**AGENDA ITEM 4, COMMUNICATIONS**

- A. Written communication distributed to the Council was a 'No conflicts' list.
- B. Oral

7:01 P.M. Floor opened for Public Comment.

There was no comment from the Public.

7:01 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 February 18, 2014 Council Meeting Minutes.

- B. There was no discussion of the City **Resolutions** honoring the Monterey Peninsula Chamber of Commerce's 2013 Awards Recipients:
- 1) Citizen of the Year – Mary Ann Leffel
  - 2) Ruth Vreeland Memorial Public Official of the Year – Honorable Nancy Kotowski, Monterey County Superintendent of Schools
  - 3) Robert C. Littlefield Award for Lifetime Achievement – Gill Campbell.
- C. There was no discussion of the City **Resolution** continuing the Appointments to Various Local and Regional Agencies and Boards, as Amended, effective March 1, 2014.
- D. There was no discussion of the Fort Ord Reuse Authority (FORA) Monthly Report, February 2014.
- E. There was no discussion of the City **Resolution** honoring Steve Matarazzo for his Long Years of Public Service to the City of Sand City and Former Sand City Redevelopment Agency.
- F. There was no discussion of the City/Successor Agency Monthly Financial Report, January 2014.
- G. There was no discussion of the City Donation/Contribution to the Commission on the Status of Women for \$150 and Startup Challenge for \$1,500.

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, PUBLIC HEARING**

- A. **SECOND READING: ORDINANCE Amending Chapter 13.05 of the Sand City Municipal Code Implementing Post-Construction Storm Water Management Requirements for Development Projects as Mandated by the State Water Resources Control Board and the Central Coast Regional Water Quality Control Board**

Mayor Pendergrass commented that this is the second reading amending Chapter 13.05 of the Municipal Code regarding Storm Water Management Requirements. There was no further update from Staff.

7:03 P.M. Floor opened for Public Comment.

There was no comment from the Public.

7:03 P.M. Floor closed to Public Comment.

Motion to approve the Second Reading of the **Ordinance** by title, amending Chapter 13.05 of the Sand City Municipal Code Implementing Post-Construction Storm Water Management Requirements for Development Projects as Mandated by the State Water Resources Control Board and the Central Coast Regional Water Quality Control Board was made by Council Member Blackwelder, seconded by Council Member Carbone. Roll Call Vote AYES: Council Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. 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.**

Mayor Pendergrass reported that in conversation with Eric Sabolcise, the desalination plant has produced over 21 acre feet of water since February. The plant has been operating successfully and recent rainfall has helped with the brine discharge levels.

City Administrator Steve Matarazzo reported that a recent Assembly Bill known as AB 471 may change the Successor Agency's Long Range Property Management Plan (LRPMP). The Oversight Board was informed of the bill at the last meeting. The Carroll Property was mentioned in the five year implementation plan and the new legislation would require the property be transferred to the City. Dependent on DOF's determination of the LRPMP, it may come back to the Successor Agency for amendment review and re-adoption with the passage of new legislation.

The City Attorney added that the Governor signed the adoption of AB 471 in mid-February following the Successor Agency and Oversight Board's adoption of the Long Range Property Management Plan.

The City Engineer Leon Gomez arrived at 7:10 p.m.

The City Administrator further reported on the Coastal Commission's (CC) meeting regarding Dr. Ghandour's project scheduled to be heard in closed session at their March meeting in San Diego. Dr. Ghandour is hopeful that the Coastal Commission will dismiss its court appeal on his project. The CC will likely postpone the hearing of the Monterey Bay Shores Coastal Resort project to their April meeting in Santa Barbara.

City Engineer Leon Gomez reported that the desalination plant produced 21.85 AF in February (a short month) and has been operating successfully. Two minor issues occurred at the plant and were corrected the same day. Creegan & D'Angelo's Staff has been working with City Staff on the Stormwater Management's post construction requirements that need to be updated on the City's web page. All municipalities are required by the State to have these updates available by March 6, 2014.

In response to Council Member Blackwelder's question whether the Public is aware of these post-construction requirements, the City Engineer responded that efforts are made with each individual permittee and also with the Storm Water Management Group's efforts that provide workshops, public outreach, and education through radio and television advertisement, as well as information on the City's website.

The Council received an update regarding the new police vehicles from Police Chief Michael Klein, and the proposed disposal of the old police vehicles. He further recommended that the City research and implement a future plan for the replacement of the new fleet once their useful life has been exhausted. Mayor Pendergrass thanked Chief Klein for the update.

## **AGENDA ITEM 9, NEW BUSINESS**

### **A. Consideration of Process for Selection of New City Administrator and Presentation by LaTonya Olivier of BLC Partners**

Mayor Pendergrass thanked City Administrator Steve Matarazzo for his service to the City and congratulated him on his forthcoming retirement. He announced that Mr. Kelly Morgan will be back in the interim. He introduced LaTonya Olivier who will be involved in the selection process of a new City Administrator.

The City Clerk distributed additional information on Agenda Item 9A.

LaTonya Olivier of BLC Partners reported that there are several ways to recruit for an open position. Referrals are normally favored since these individuals are already known and whom employees are familiar with. The recruitment process involves getting the right person and following a process that justifies that the recruitment was conducted fairly. Ms. Olivier summarized the recruitment process enclosed in the agenda packet, item 9A. Resumes received from the local advertisement will be reviewed and evaluated accordingly. Ms. Olivier referred to the handout and explained which advertisement would work for the City's website, as well the quarter page advertisement for a magazine. The Council was in consensus to place an advertisement in Western Cities Magazine.

Council Member Kruper inquired on the Selection Committee for City Administrator, and which individuals would serve on the committee. Suggestions included Jerry Edelen from Del Rey Oaks, Tom Frutchey

from Pacific Grove, and one other city manager from smaller cities. The Mayor confirmed that the Selection Committee members would consist of Interim City Administrator Kelly Morgan, Council Member Blackwelder, Administrative Services Director Linda Scholink, La Tonya Olivier of BLC Partners and another City Manager.

The Council further discussed the process of how the Selection Committee will review and assess the applications, and resumes received. Council Member Blackwelder suggested that interview questions relate specifically to the needs of the City. Ms. Olivier explained how resumes are assessed from a human resources perspective. She also suggested that the Selection Committee prepare a list of items applicants should know, such as the cost of living on the Peninsula, moving expenses for out of the area applicants, and specific criteria related to the position. Council Member Kruper suggested that the Council remain updated on the questions being presented at the time of the interview, so that the entire Council can be and remain engaged in the selection process.

City Attorney Jim Heisinger commented that the qualifications for the advertisement should reflect a candidate familiar with land use, and Coastal zone issues, and possess knowledge of governmental matters. If the Selection Committee meets prior to the next Council meeting, a representative of the committee can present an update of possible candidates for the position.

The Council discussed the interest of a local candidate. The City Attorney commented that the number of interested applicants does not dictate the quality of the applicants. If an individual meets the criteria as a qualified applicant, then they should be considered as a prospective candidate for the position. He suggested that the Selection Committee streamline the process of considering each applicant. Ms. Olivier commented that from a human resources perspective every qualified applicant for the position should undergo the same selection and interview process. The letters of interest and resumes received should be thoroughly reviewed in order to retain and not lose a qualified candidate that meets the requirements of the position.

Mayor Pendergrass requested that City Administrator Steve Matarazzo contact another City Manager to sit in during the interview process. Mr. Matarazzo suggested that Jamie Goldstein, City Manager from the City of Capitola would be a good choice. Mayor Pendergrass thanked LaTonya Olivier for tonight's presentation.

## **B. Upcoming Meetings/Events**

The City Clerk received RSVPs on upcoming events.

## AGENDA ITEM 10, CLOSED SESSION

8:20 p.m.

### A. City Council /Agency Board to adjourn to Closed Session:

1) To confer with Legal Counsel regarding pending litigation in accordance with Government Code Section 54956.9(d)(1):

- a) *Monterey Peninsula Water Management v. State Water Resources Control Board (No. M102101), and related cases*
- b) *Seaside v. Sand City (No. M120996) and related cross action*
- c) *Seaside v. Sand City (King Ventures) (No. M126354)*

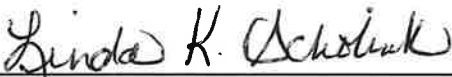
### B. Re-adjourn to Open Session to report any action taken at the conclusion of Closed Session in accordance with 54957.1 of the Ralph M. Brown Act

8:55 p.m.

The Council received a report from Legal Counsel on Item 10A 1-c, and a report from Outside Counsel on 10A1-b.

## AGENDA ITEM 11, 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, March 18, 2014 at 7:00 p.m. There was unanimous consensus of the Council to adjourn the meeting at 8:57 p.m.



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Linda K. Scholink, City Clerk