

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

---

Regular Meeting – May 6, 2014  
7:00 P.M.  
CITY COUNCIL CHAMBERS

---

Mayor Pendergrass opened the meeting at 7:01 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: Kelly Morgan, Interim City Administrator  
Jim Heisinger, City Attorney  
Leon Gomez, City Engineer  
Michael Klein, Police Chief  
Charles Pooler, Associate Planner  
Connie Horca, Deputy City Clerk

**AGENDA ITEM 4, COMMUNICATIONS**

A. Written communication distributed to the Council were a no conflicts list and a note of thanks to the Council from Tori Mount.

B. Oral

7:02 P.M. Floor opened for Public Comment.

There was no comment from the Public.

7:02 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 April 15, 2014 Council Meeting Minutes.

- B. There was no discussion of the Fort Ord Reuse Authority (FORA) Monthly Report, April 2014.
- C. There was no discussion of the City **Resolution** declaring May 2014 as Clean Air Month in the City of Sand City.
- D. The City **Resolution** approving a Contract with Wm. David Martin, AIA to provide Architectural Services for the Remodeling and Expansion of City Hall at a Cost Not to exceed \$20,000 was pulled from Consent Calendar for discussion under Agenda Item 6.
- E. There was no discussion of the City **Resolution** recognizing May 14, 2014 as California's Day of the Teacher.
- F. There was no discussion of the City **Resolution** recognizing the Week of May 18-24, 2014 as Classified School Employee Week
- G. There was no discussion of the City **Resolution** authorizing a Service Agreement with Rob Hilton to Conduct Negotiations with Green Waste Recovery for Waste Services.
- H. There was no discussion of the City **Resolution** granting the City Administrator Authorization to execute a Water Assignment Agreement and Assign 0.446 Acre-Feet of Water from the Sand City Water Entitlement to Windsong Medical Park L.P. (Property Owner) to accommodate a 'Panera Bread' Restaurant at 2080-C California Avenue (APN 011-011-038) in Sand City.
- I. There was no discussion of the City/Successor Agency Financial Report, March 2014.
- J. There was no discussion of the City/Successor Agency Treasury Report for period ending March 2014.
- K. There was no discussion of the HdL Report of Sand City Sales Tax Update, October – December 2013 and FY 2013/14 Property Tax Summary.
- L. There was no discussion of the City Donation/Contribution to the United Way Monterey County for \$500.

Council Member Blackwelder requested that Item 5D be pulled from the Consent Calendar. Motion to approve Consent Calendar Items 5A-C, and E-L 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.

## **AGENDA ITEM 6, CONSIDERATION OF ITEMS PULLED FROM CONSENT CALENDAR**

Council Member Blackwelder commented on Agenda 5D and expressed that he is against endorsing funds being expensed for City Hall improvements when the City is experiencing a deficit. Other liabilities such as attorney fees need to be considered, as well as expenses that require allocation of available funds. Mayor Pendergrass commented that it has been six years since consideration for City Hall improvements has been discussed by the Council. Mr. Martin's services would take a look at the footprint and redesign of City Hall to allow more space for the current planning, storage, and finance department needs.

Council Member Kruper agreed that City Hall does need improvement, but is in agreement with Council Member Blackwelder to wait until the City has filled the City Manager position, and has retained a full-time Police Chief so they can provide suggestions on City Hall renovations. He suggested that this item be tabled for future consideration. Council Member Hubler added that he would like to move forward with City Hall improvements, but would like to wait until a new City Manager can provide his input.

Vice Mayor Carbone conveyed that she is also in favor of the City Hall improvement project, and agreed that postponement for improvements would be feasible until a new City Manager is hired. There was consensus of the Council to table this item for a future Council meeting.

Motion to table Item 5D to a future Council meeting was made by Council Member Blackwelder, seconded by Council Member Kruper. AYES: Council Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.

## **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 25.9 AF of water for the month of April, and remained operable without incident. Cal-Am performed a 'clean and place' procedure on one reverse osmosis train, and Staff expects water production for May to meet expected levels. On May 7<sup>th</sup>, the Storm Water Management Program permittees will host individual consultations from the Central Coast Water Quality Control Board to discuss the Phase II permit monitoring and assessment requirements. The regional group has existing outfalls monitored through the Monterey Bay National Marine Sanctuary, who conduct test samples during the dry and wet seasons. The consultation will discuss the program's needs to change, augment, and expand the program within the next five years.

Mr. Gomez also reported that he and Associate Planner Pooler attended

a Post Construction Workshop held in Watsonville. The workshop was attended by a diverse group of 150 individuals from the Monterey Peninsula and Santa Cruz County. Cal-Trans District 5 provided a preliminary response regarding concerns expressed by the City on the signs along Highway One. According to Cal-Trans the signage that currently exists denoting 'Sand City' meets the requirements for freeway signage found in the Manual of Uniform Traffic Control Devices. Cal-Trans is in the process of submitting a letter of findings to Sand City for review. Staff also provided a summary of concerns along with photos regarding the undercrossing at Highway One for review. Mr. Gomez expressed his thanks to Chief Klein for providing photos and police reports in relation to the undercrossing.

Cal-Am's consultants, URS Group, Inc., has provided preliminary design drawings for the Monterey Peninsula Water Supply Project (MPWSP) – Revised Pipeline Alignments within Sand City. This pipeline alignment was proposed through the Transportation Agency of Monterey County (TAMC) right-of-way (ROW), and the California Avenue ROW. Staff will be meeting to further discuss the attached plan, alignment, and other procedural aspect of project review and approval.

Council Member Blackwelder reported on the status of the new City Administrator position. The Personnel Committee has conducted several phone interviews within the past week. The committee reviews the resumes received and graded according to experience, administrative background, and other requirements. Those resumes that receive a majority of 'yes' votes from committee members are scheduled for phone interviews. After the group of all 'yes' phone interviews have been completed, then a panel interview will be conducted. Should the Personnel Committee not find a possible candidate, then the next group that falls under the 2 to 1 yes/maybe candidates will be considered.

In response to Council Member Kruper's question regarding the Committees working relationship with the human resources consultant, Council Member Blackwelder responded that she keeps the committee focused and centered, and asks relevant questions that allow the interviewee to provide more detailed answers.

## **AGENDA ITEM 8, NEW BUSINESS**

### **A. Review of Community Issues and Discussion of Police Department Resources**

Police Chief Michael Klein reported that several businesses expressed concerns in regard to the uptick of thefts occurring within the community. This may be due to the present prisoner realignment happening throughout the State and counties, as well as unfilled police personnel positions. The Sand City community is fortunate that it has not experienced any violence such as those experienced in Seaside and

Salinas.

Council Member Blackwelder addressed the issue of inoperable street lights. Chief Klein commented that Public Works has conducted a survey throughout the City to report on those lights that are currently inoperable. Staff is coordinating with Pacific, Gas, and Electric (P.G.&E.) to request repair of those lights. Mayor Pendergrass reported that he was successful in contacting an official to replace the inoperable light at Oceanview Avenue after speaking with a representative following an incident that occurred at the location.

There was Council discussion regarding the formation of a Neighborhood Watch Program, and the installation of cameras that feed directly to the police department. Council Member Kruper requested Police Chief Klein to define the meaning of 'light duty' and the possibility of utilizing those police department employees to research, educate, and inform the businesses/residents of incidents occurring within the community. Council Member Hubler expressed his interest in being involved in developing a Neighborhood Watch Program. Mayor Pendergrass added that this issue would be addressed by the City's Public Safety Committee.

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

There were no RSVP's from the City Council.

### **AGENDA ITEM 9, CLOSED SESSION**

7:51 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)*

8:05 P.M.

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

The Council received a report from Legal Counsel, no action was taken.

### **AGENDA ITEM 10, ADJOURNMENT**

Motion to adjourn the City Council meeting was made by Council Member Kruper,

seconded by Council Member Blackwelder to the next regularly scheduled Council meeting on Tuesday, May 20, 2014 at 7:00 p.m. There was unanimous consensus of the Council to adjourn the meeting at 8:04 p.m.



Connie Horca, Deputy City Clerk