

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

Regular Meeting - May 5, 2020
5:30 P.M.

As allowed per the State of California Governor's Executive Order N-29-20, this meeting was conducted by teleconference.

Mayor Carbone opened the meeting at 5:35 P.M.

The following members of the Council and Staff attended the meeting via Zoom teleconference.

Present: Mayor Mary Ann Carbone
Vice Mayor Blackwelder
Council Member Hawthorne
Council Member Sofer
Council Member Cruz

Staff: Aaron Blair, City Manager
Vibeke Norgaard, City Attorney
Connie Horca, Acting City Clerk
Brian Ferrante, Chief of Police

Guest: Donna Williamson, Legal Counsel

AGENDA ITEM 2, ANNOUNCEMENTS BY MAYOR, CITY ATTORNEY, AND CITY STAFF

Mayor Carbone reported on the Monterey County Mayors meeting that was held on Friday May 1, 2020 where discussion took place regarding the lack of information from the Monterey County Health Department's chief executive officer relating to the coronavirus, a letter being drafted to the Governor for additional funding to procure more food, and the State meal assistance program for the elderly community that would also support local businesses. She further reported that two new Covid-19 test sites will be established in Salinas and Greenfield that will provide testing to first responders and then to the community.

City Manager Blair added that Staff meetings had been held to discuss several construction projects such as the Seaside Sanitation District sewer project, grant application for the Contra Costa stormwater project, and the Ashley Furniture tenant improvement buildout permit package. He reported on the updated Shelter in Place requirements that would allow for construction projects to continue. Staff is also working on improvements to City Hall and performing some in house cleaning.

City Attorney Norgaard commented that the Governor has announced that the State will move into Stage 2 of the Shelter in Place order with more guidance to be released on Thursday and would allow for the opening of more manufacturing and retail businesses. The County can continue more restrictive orders and have allowed some construction but still requires the social distancing requirements. The Developer for the South of Tioga has submitted their draft for the transfer of land regarding the Slivers parcels and that Staff is working with DBO's attorney to finalize the land transfer. She also reported on the positive news that the City will no longer be a defendant in the action regarding the Alexander case.

City Attorney Norgaard addressed the question posed by Council Member Sofer regarding the order related to construction that would be allowable under the new guidance to be released on Thursday.

AGENDA ITEM 3, PUBLIC COMMENT

5:49 p.m. Floor opened for Public Comment.

There were no comments from the Public in person, via writing or through telecommunications regarding items not appearing on the agenda.

5:49 p.m. Floor closed for Public Comment.

AGENDA ITEM 4, CONSENT CALENDAR

There was consensus of the Council to pull Agenda Item 4B, for consideration under New Business due to possible public official conflicts with the upcoming November 3, 2020 Elections.

- A. There was no discussion of the April 21, 2020 Sand City Council Meeting Minutes.
- B. Approval of City RESOLUTION Calling a November 3, 2020 General Municipal Election, Requesting the County Elections Department Conduct the Election, and Requesting Consolidation of the Election with the General Statewide Election. **This item was pulled from the Consent Calendar and was considered under New Business.**
- C. There was no discussion of the Sand City/Successor Agency Monthly Financial Report for February 2020.
- D. There was no discussion of the City **Resolution** of the City of Sand City Adopting a Public Art Policy.

Council Member Blackwelder experienced technical difficulties and was unavailable to vote on the Consent Calendar items.

Motion to approve the Consent Calendar items 4A, C and D was made by Council Member Hawthorne, seconded by Council Member Sofer. AYES: Council

Members Carbone, Cruz, Hawthorne, Sofer. NOES: None. ABSTAIN: Council Member Blackwelder. ABSENT: None. Motion carried.

AGENDA ITEM 5, NEW BUSINESS

A. Consideration of City RESOLUTION Adopting Amendment #2 to the City Budget for Fiscal Year 2019-2020

City Manager Blair reported that at the last meeting, he indicated that estimated projections would reflect a 10.7% drop in Measure J, and a 9.1% drop in sales and use tax revenues for the remainder of Fiscal Year 2019-2020. This amendment takes into consideration those reductions with some departments having more cuts than others. Items highlighted in yellow and green are items that were adjusted.

Council Member Cruz interjected that the calculations are also based on projected reduction in revenues due to the impact of the coronavirus.

City Manager Blair continued that the City would normally do an amendment towards the end of a fiscal year and that this second amendment to the budget reflects changes due to the coronavirus. He pointed out the 'cash outs' budget line item in both the finance and administrative departments indicating that the amount has been adjusted to reflect an additional \$4,000 in each department due to staff retirement benefits paid out. The difference in the budget is estimated at \$170,000, and Staff is confident that this is acceptable. He further clarified that this estimate reflects expenses and revenues through June 30, 2020. A budget meeting is scheduled to review the Fiscal Year 2020-21 budget. Such items as grant projects and electrical upgrades to City Hall has remained on the budget, and that \$15,000 has been allocated for Covid-19 expenses.

6:01 P.M. Council Member Blackwelder re-joined the meeting.

Mayor Carbone commented that at a meeting she attended there was discussion regarding what may or may not be a reimbursable expense for Covid related items. City Manager Blair further clarified to Council Member Blackwelder what the highlighted items indicated.

6:07 P.M. The floor was opened and seeing that there were no comments from the Public in person, via writing or through telecommunications, the floor was closed.

Motion to approve the City **Resolution** adopting Amendment #2 to the City Budget for Fiscal Year 2019-2020 was made by Council Member Blackwelder, seconded by Council Member Hawthorne. AYES: Council Members Blackwelder, Carbone, Cruz, Hawthorne, Cruz. NOES: None. ABSTAIN: None. ABSENT: None. Motion carried.

A straw vote was conducted between Carbone, Hawthorne and Cruz, and Council Members Carbone and Hawthorne recused themselves from the online room for the consideration of Agenda Item 4B.

City Attorney Norgaard clarified that the councilmembers' elected to recuse because of a possible financial conflict as the City will be considering whether to pay for candidate statements.

4B Approval of City RESOLUTION Calling a November 3, 2020 General Municipal Election, Requesting the County Elections Department Conduct the Election, and Requesting Consolidation of the Election with the General Statewide Election

Acting City Clerk Horca commented that the attached agenda item relates to the General Municipal Election to be held on November 3, 2020 General Municipal Election and is procedurally brought to the Council for ratification. Staff recommends approval of the attached resolution calling for a November 3, 2020 General Municipal Election and requesting the County Elections Department to conduct the election.

There were no questions or comments from the Council.

Motion to approve the City **Resolution** calling a November 3, 2020 General Municipal Election, Requesting the County Elections Department Conduct the Election, and Requesting Consolidation of the Election with the General Statewide Election was made by Council Member Sofer, seconded by Council Member Cruz. AYES: Council Members Blackwelder, Cruz, Sofer. NOES: None. ABSTAIN: Council Members Carbone, Hawthorne. ABSENT: None. Motion carried.

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

Council Member Sofer announced the Transportation Agency of Monterey County (TAMC) Bike meeting via Zoom.

Council Member Cruz added that a TAMC Rail meeting was held on Monday and information regarding a 3-page study that will be conducted expressing interest in the rail extension was presented. TAMC also provided aerial photographs on the rail extension in Salinas. The Mayor added that TAMC distributed a mailer regarding a timeline of projects that they will be performing throughout the County.

Council Member Blackwelder reported on the Seaside Sanitation project on Del Monte Boulevard.

Chief Ferrante updated the Council on possible beach closures due to the impending Mother's Day Holiday and extreme inland heat that could possibly bring more people to the beaches. There was discussion regarding

restricting parking and solutions to limit the use of beach areas. The police department issued 62 citations the past weekend and the beach was extremely crowded. In order to avoid problems, issues with traffic, and to maintain social distancing, the roadways will be closed again for the weekend.

In response to Council Member Hawthorne's inquiry regarding use of the beach, Chief Ferrante commented that people may park at a different location and can walk to the beach.

There was further Council discussion regarding beach access for people with disabilities, and what other agencies were doing regarding beach access. There was consensus of the Council to close the roadway access to the beach and that no parking signs will be installed at the intersection.

C. Upcoming Meetings/Events

There was no report on upcoming meetings/events.

AGENDA ITEM 6, CLOSED SESSION

6:35 p.m.

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

- 1) **Conference with labor negotiator pursuant to California Government Code Section 54957.6. Agency designated representatives: Donna Williamson/ Vibeke Norgaard, City Attorney
Employee Organization: Sand City Police Officers Association (POA)**
- 2) **Public Employee Employment pursuant to Government Code Section 54957, Position: City Manager**

7:28 p.m.

B. Re-adjourn to Open Session to report any action taken at the conclusion of Closed Session in accordance with Cal. Gov Code section 54957.1.

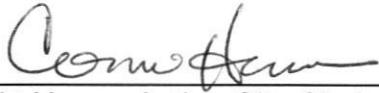
City Attorney reported out of closed session that regarding Item 6A(1) The City Council took no action but provided direction to the City's labor negotiation to place the ratified tentative agreement between the Police Officer's Association and the City, on the next City Council open session agenda.

Regarding Item 6A(2) The City Council considered the process whereby it would evaluate the City Manager's performance and gave the City Attorney direction to assist the Budget/Personnel Committee to initiate a

performance evaluation.

AGENDA ITEM 7, ADJOURNMENT

Motion to adjourn the meeting was made by Council Member Cruz, seconded by Council Member Hawthorne. There was consensus of the City Council to adjourn the meeting at 7:32 PM to the next regularly scheduled City Council meeting on Tuesday, May 19, 2020 at 5:30 p.m.



Connie Horca, Acting City Clerk