

MINUTES
JOINT SAND CITY COUNCIL AND REDEVELOPMENT AGENCY

Regular Meeting – March 4, 2008
CITY COUNCIL CHAMBERS
7:00 P.M.

Mayor Pendergrass opened the meeting at 7:05 p.m.

The Pledge of Allegiance was led by Police Chief Michael Klein

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

Absent: Council Member Morris (excused)

Staff: Kelly Morgan, City Administrator
Jim Heisinger, City Attorney
Steve Matarazzo, Community Development Director
Richard Simonitch, City Engineer
Michael Klein, Police Chief
Connie Horca, Deputy City Clerk

AGENDA ITEM 4, COMMUNICATIONS

- A. Written communications distributed to the Council were (1) a closed session agenda item 9A(2) marked confidential, (2) a letter regarding a counter proposal for the Kit Parker property (Agenda Item 8B), (3) a letter regarding the structural condition assessment of the Kit Parker building from Creegan & D'Angelo and (4) a complete appraisal report referencing the warehouse and storage yard at Ortiz Avenue, Redwood Avenue and Contra Costa Street by Hanna & Associates.

Mayor Pendergrass communicated that Agenda Item 8B will be continued to the March 18, 2008 City Council Meeting due to the lack of a voting quorum.

7:08 P.M. Floor Opened for Public Comment

There was no comment from the Public

7:09 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 19, 2008 Sand City Council Meeting Minutes.
- B. There was no discussion of the ratification of Sand City Representatives & Responsibilities; the selection of a Vice Mayor & Redevelopment Agency Vice Chair and the appointment of City Representative's to City Committees and various Agency's/Organizations.
- C. There was no discussion of the City **Resolution** approving a contract with Zander Associates at a cost not to exceed \$44,245 to conduct Pre-Construction Biological Surveys and biological work related to the Black Legless Lizard and Western Snowy Plover.
- D. There was no discussion of the contribution/donation for the 41st Annual Monterey Scottish Games and Celtic Festival 2008 - "Brigadoon" Level Sponsorship for \$500.00.

Motion to approve Consent Calendar items was made by Council Member Blackwelder, seconded by Council Member Carbone. AYES: Council Members Blackwelder, Carbone, Hubler, Pendergrass. NOES: None. ABSENT: Council Member Morris. ABSTAIN: None. Motion Carried.

AGENDA ITEM 6, CONSIDERATION OF ITEMS PULLED FROM CONSENT CALENDAR

There were no items pulled.

AGENDA ITEM 7, OLD BUSINESS

- A. City Administrator Kelly Morgan presented the City resolution approving a service agreement and budget for the 2008 West End Celebration Event. This resolution is brought before the Council to formally approve the budget, not to exceed \$40,000 for the 2008 West End Celebration. The amount includes consultant fees to coordinate and manage the event. The consultant plans to solicit sponsorship from Rabobank and other businesses to defray some of the cost associated in producing this yearly event.

7:10 P.M. Floor opened for Public Comment

Todd Kruper, a local artist/business owner, thanked the City Council and Staff for putting the resolution and contract together. Mr. Kruper has spoken with Sandy at Rabobank, and feels confident that Rabobank may offer some support. He is presently negotiating with the Monterey County Weekly to offset

some of the advertising costs. With the additional support of volunteers, City Staff and the City Council, Mr. Kruper is looking forward to a successful 2008 West End Celebration Event.

7:13 P.M. Floor closed to Public Comment.

Motion to approve City **Resolution** approving a Service Agreement and Budget for the 2008 West End Celebration Event was made by Council Member Hubler, seconded by Council Member Blackwelder. AYES: Council Members Blackwelder, Carbone, Hubler, Pendergrass. NOES: None. ABSTAIN: None. ABSENT: Council Member Morris. Motion Carried.

- B. City Engineer Richard Simonitch reported that the public works department is presently looking at restriping many of the city streets and intersections, and reconfiguring the turn lanes out of the Edgewater Center (near the Borders Store). This project is scheduled to go out to bid by the end of March. The biologist has been out to the well site for the desal project, collecting the black legless lizards, and has installed a silt fence buried into the ground. The well contractor is scheduled to begin construction on Thursday for the intake wells. The construction on the desalination plant is projected to commence on the last week of March with construction efforts moving forward.

Mayor Pendergrass suggested that Staff coordinate a small scale groundbreaking and to invite Cal-Am's representatives Kent Turner and Tom Bunosky.

Community Development Director Steve Matarazzo reported that Sand City has received the Coastal Development Permit from the Coastal Commission for the construction of the desalination plant. The attached Coastal Development Permit outlines the standard and special conditions as provided for the desalination plant potable water distribution system.

Mayor Pendergrass commented that the State Water Board has issued a "Cease and Desist" Order which could place serious constraints on the Monterey Peninsula. It is important that members of the community and concerned citizens be present to address the issue at the upcoming April 1, 2008 meeting at the Monterey Conference Center in support of their City.

AGENDA ITEM 8, NEW BUSINESS

- A. Community Development Director Steve Matarazzo reported on the formation of a "Coastal Cities Issues Group" within the League of California Cities. Mr. Matarazzo attended his first meeting on February 15, 2008 in Monterey. One of the primary purposes of the "coastal cities issues group" is to organize a discussions/issues committee with members of the Coastal Commission. Mr. Matarazzo will be attending more meetings and will continue to update the City Council on the outcome of future meetings.

- B. The consideration of Redevelopment Agency resolution approving the execution of a contract with Hanna and Associates to appraise the "Kit Parker" and "Marotta" Properties (Assessor Parcel Numbers: 011-177-029; and 011-177-016, 018, 022, respectively) has been continued to the March 18, 2008 City Council meeting due to a lack of a voting quorum.
- C. City Administrator Kelly Morgan mentioned the upcoming Monterey Peninsula Chamber of Commerce dinner to be held on Friday March 28, 2008.

AGENDA ITEM 9, CLOSED SESSION

A. 7:39 pm. City Council adjourned to Closed Session to confer with Legal Counsel:

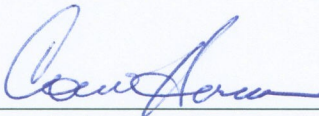
1. In accordance with Section §54956.8 of the Ralph M. Brown Act regarding real property negotiations
2. Regarding Public Employment Personnel Issues: Consideration of Employment Severance Agreement pursuant to §54957 of the Ralph M. Brown Act

7:49 p.m. City Council readjourn 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

Closed Session Item 9A(1) has been continued to the March 18, 2008 City Council meeting due to Hubler and Blackwelder having a possible conflict, resulting in a lack of a quorum. The Council agreed by consensus to accept the City Administrator's requests, Closed Session Item 9A(2).

AGENDA ITEM 10, ADJOURNMENT

Mayor Pendergrass adjourned the meeting with council approval to the next regularly scheduled City Council meeting on March 18, 2008, 7:00 p.m. There was unanimous consensus of the Council to adjourn the meeting at 7:50 p.m.



Connie Horca, Deputy City Clerk