

MINUTES
JOINT SAND CITY COUNCIL AND REDEVELOPMENT AGENCY

CITY COUNCIL CHAMBER
REGULAR MEETING FEBRUARY 1, 2005
7:00 P.M. CITY COUNCIL CHAMBERS

Mayor Pendergrass opened the meeting at 7:02 p.m.

Reverend Steve Snyder gave the invocation.

Police Chief Klein led the Pledge of Allegiance

Present: Council Member, Jerry Blackwelder
Vice Mayor, Mary Ann Carbone
Council Member, Craig Hubler
Council Member, Michael Morris
Mayor David Pendergrass

Staff: Kelly Morgan, City Administrator
Michael Klein, Police Chief
Jim Heisinger, City Attorney
Stan Kulakow, City Engineer
Charles Pooler, Associate Pooler
Linda Scholink, Interim City Clerk

AGENDA ITEM 4, COMMUNICATIONS:

- A. Additional written communications distributed to the City Council this evening included a copy of the presentation for the Waste Management District (item 7-A); the HdL Preliminary Property Tax Report for Fiscal Year 2004-2005 and a letter from MST dated January 21, 2005 reviewing transit service and costs.
- B. The floor was opened at 7:05 p.m., but there were no oral communications from the public.

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. Conditional Use Permits are subject to annual review by the City Council and City staff. Upon review of each of the following Use Permits, staff is recommending continued operation of the Use

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Permits to the City Council based on the finding that these uses are in compliance with their permit conditions.

- (1) CUP #192, Steve Wilson (Mobile Home), 7 Scott Street.
 - (2) CUP #212, Nicholas Olivio (Music Recording Studio), 1745 Hickory Street.
 - (3) CUP #241, Joe Bonano (Automotive), 475-A Olympia Avenue.
 - (4) CUP #426, Brad Harber (Open Storage), Fir Avenue.
 - (5) CUP #448, Mike Houser (Screen Print Shop), 542 Ortiz Avenue.
 - (6) CDP #93-01, Max Wholesalers (Picture Frame Supply), 325 Elder Avenue.
 - (7) CDP #98-01, James Davi (Paint Contractor), 1815-E Contra Costa Street.
 - (8) CDP #02-01, Nghia Van Nguyen/Digital Tech Display & Electronics (Sales, distribution, assembly), 1801 Catalina Street.
- B. There was no discussion on the Monthly Fort Ord Reuse Authority (FORA) Report for January.
- C. There was no discussion of the City **RESOLUTION Honoring Josh Stewart as the 2005 Recipient of the Monterey Peninsula-NAACP President's Award.**
- D. Acceptance of Waste Management letter requesting a 3% rate increase adjustment for 2005. The Mayor explained that this request was by the Waste Management Company not the Monterey Regional Waste Management District and a Resolution would be scheduled for the next Council meeting.

Motion to approve Consent Calendar was made by Councilmember Carbone, and seconded by Councilmember Morris. AYES: All Members. NOES: None. ABSENT: None. Motion carried.

AGENDA ITEM 6, CONSIDERATION OF ITEMS PULLED FROM CONSENT CALENDAR:

No items.

AGENDA ITEM 7, PRESENTATION

William Merry, the new General Manager for the Monterey Regional Waste Management District made a presentation regarding the District's proposed rate increase. He presented some background on the landfill; the site life remaining is 104 years, to the year 2109. The landfill has an area of 475 acres. Approximately 230,000 tons of waste is disposed each year, of that approximately 120,000 tons are diverted each year.

The district has a proposed rate increase that will be considered at a public hearing scheduled on February 18. This presentation is to make the community aware of the proposed rate increase, and give them plenty of time to consider the matter. The board has deliberated on this matter this past fall and considered a dozen different alternatives, types of rate increases and timing for the increase. They are proposing a rate increase of \$ 6.00 a ton for January 2005. . In comparison to the other landfill disposal fees, Monterey Regional Waste Management District currently has the lowest.

In response to Councilmember Morris, the \$6.00 a ton translates to an increase of about 70 cents per household. The \$10.00 minimum rate for small private loads will be maintained for dumping at the site.

In conclusion, the Board is recommending to continue the level of service that we have established in this community of at least 50% diversion. The district needs to have appropriate operating reserves to continue on; and to improve our financial situation we can raise our revenues and/or cut our expenses.

AGENDA ITEM 8, OLD BUSINESS

- A. Stan Kulakow presented the RESOLUTION Authorizing the award of the Bicycle Trail Lighting Contract to Giacalone Electrical Services, Inc. for the Seaside/Sand City Bicycle Path Project from Tioga Avenue in Sand City to Humboldt Street in Seaside along Sand Dunes Drive. We received bids last Thursday for this project. In a week or two we will have the pre-construction meeting. The intent is to begin in 2-3 weeks and have the project completed by April 15th. There is a performance clause in the contract, and if it is not completed by the due date there is a \$500.00 per day penalty. Stan stated that he didn't feel the construction would impact the use of the bike trail. The Chief was asked to supervise to minimize the impact on the bike trail.

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Motion to approve Resolution, by title only, was made by Councilmember Blackwelder, seconded by Councilmember Hubler. AYES: All members. NOES: None. ABSENT: None. Motion carried.

- B. City Engineer Kulakow gave an update on the City Hall sign wall and said that it was moving at a quicker pace now, and getting closer to completion.

Community Development Director reported that we have a couple days left on the potential appeal of the water supply project to the Coastal Commission .

City Administrator briefed the Council on the property tax reports provided by HdL, and the summary report that he prepared. He also brought to the Council's attention the letter received from MST. For years after the Edgewater shopping center was built we were paying MST between \$90,000 - \$100,000 per year. The City paid for the bus shelters, had them installed based on the recommendations from the MST staff. It turns out the shelters have a paint problem, they are aluminum structures and the paint is peeling off the aluminum in big strips. It will be expensive to get this fixed. The Community Development Director and City Administrator have met with MST and told them that we cannot continue to pay this kind of fee. We have no obligation to pay any money to MST. We are willing to give MST all of our (Local Transportation Funds), LTF funds which is a small amount of money (\$3,000-4,000 a year), due to our population size. We explained to them that the City may be willing to pay them up to \$25,000 this year, and up to half the cost of repainting and upgrading the existing bus shelters (approximately \$10,000). This had been discussed over a year ago with the budget committee. He did not agree with the letter dated January 21st, asking the City to pay \$50,610 this year with a 3% increase annually after that, and a one-time payment of \$19,881, toward the refurbishment of the shelters and the trash receptacles.

The City Administrator stated he was updating the Council and asking that they concur with him responding by sending a letter stating the City will not pay what they are requesting.

In response to Councilmember Carbone's question, as to what were the other Cities paying MST, the City Administrator responded that they were paying MST with their LTF funds. The Mayor agreed with the City Administrator and asked for Council to continue to have the City Administrator negotiate with MST and not accept their current offer.

AGENDA ITEM 9, NEW BUSINESS

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A. Upcoming Events/Meetings

The City Administrator explained to the Council that we would like to get photographs of the new City Council. The photo shoot was scheduled to take place before the next Council meeting.

AGENDA ITEM 10, CLOSED SESSION

Closed Session was not held.

AGENDA ITEM 11, ADJOURNMENT:

Motion to adjourn was made by Councilmember Blackwelder and seconded by Councilmember Hubler, to the next regularly scheduled City Council meeting on February 15, 2005, 7:00 p.m. There was unanimous consensus of the Council to adjourn at 7:54 p.m.



Linda Scholink, Interim City Clerk