

MINUTES
JOINT SAND CITY COUNCIL AND REDEVELOPMENT AGENCY
City Council Chambers
Regular Meeting -September 3, 2002
7:00 PM

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

There was no invocation.

Police Chief Klein led the Pledge of Allegiance.

Present: Councilmember Jerry Blackwelder
Vice-Mayor Mary Ann Kline
Councilmember Craig Hubler
Councilmember Todd Kruper
Mayor David Pendergrass

Staff: Kelly Morgan, City Administrator
Steve Matarazzo, Community Development Director
J.Michael Klein, Police Chief
James Heisinger, City Attorney
Stan Kulakow, City Engineer
Charles Pooler, Associate Planner

AGENDA ITEM 4, COMMUNICATIONS:

- A. There were no additional written communications distributed to City Council this evening.
- B. The floor was opened at 7:02 p.m. for oral communications, but there were no comments 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 Councilmember 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 Permits to the City Council based on the finding that these uses are in compliance with their permits.
 - (1) CUP #310, Sal Balboa/Bay Door & Supply Company (Retail), 755 Redwood Avenue

- (2) CUP #371, McDonald's Refrigeration (Refrigeration Service), 605 California Avenue
 - (3) CUP #385, Sally's Beauty Supply (Retail), 828 Playa Avenue
 - (4) CUP #397, Salvation Army Monterey Peninsula Corp. (Social Service), 800 Scott Street
 - (5) CDP #95-07, Giustiniani Masonry (Warehouse), 698 Ortiz Avenue
- B. There was no discussion of the August 20, 2002 Minutes.
 - C. There was no discussion of the City **RESOLUTION Declaring October 7-11, 2002 as Rideshare Week.**
 - D. There was no discussion of the City **RESOLUTION Authorizing the First Amended Resolution Establishing the Monterey Bay Area Insurance Fund.** In the future, a resolution updating the entire MBAIF bylaws will be presented to the City Council.
 - E. There was no discussion of the City **RESOLUTION Approving Contract with RRM Design Group to Prepare the Old Town (West End) Urban Design and Parking Implementation Plan** for an amount not to exceed \$76,321, which includes a net City cost of \$41,321 with the balance to be paid with PTA grant funds.
 - F. There was no discussion of the City **RESOLUTION Approving Service Agreement with Freitas + Freitas to Complete a Housing Element Update for the 2000-2007 Planning Horizon** for an amount not to exceed \$26,000.
 - G. There was no discussion of the July 3, 2002 Arts Committee Minutes.
 - H. There was no discussion of the City **RESOLUTION Honoring Ruthie Watts, 2002 Stephen E. Ross Award Recipient.**
 - I. There was no discussion of the monthly City/Redevelopment Agency Financial Report, July.
 - J. There was no discussion of the amendment to plans for the Cingular Wireless flag pole/antenna project in front of City Hall. Certain changes are being recommended for the project design by consultant David Martin, AIA. The City Engineer will make the necessary changes to the project plans.
 - K. There was no discussion of preliminary acceptance of the League of California Cities annual conference resolutions and support of proposed

actions. Mayor Pendergrass is the Sand City delegate, and Vice-Mayor Kline is the alternate delegate for the conference.

- L. There was no discussion of the City **RESOLUTION Declaring September 2002 as Blind & Visually Impaired Month in Sand City.**

Motion to approve Consent Calendar was made by Councilmember Kline, seconded by Councilmember Blackwelder. AYES: All members NOES: None. ABSENT: None. ABSTAINED: None. Motion carried.

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

No items.

AGENDA ITEM 7, PRESENTATION(S):

No presentations.

AGENDA ITEM 8, PUBLIC HEARING(S):

- A. **FIRST READING:** Ordinance Amending Appendix A to Chapter 2.20 of the Sand City Municipal Code Revising the Title of Existing Positions (conflict of interest code update). City Attorney Heisinger reported that a review of conflict of interest codes are required every two years. There are a few minor classifications to be added to the Administration and Police Department categories to update the municipal code.

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

No comments.

7:08 P.M. Floor Closed to Public Comment

Motion to approve first reading of the Ordinance was made by Councilmember Kline, seconded by Councilmember Kruper. Roll call vote - AYES: Councilmembers Blackwelder, Kline, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.

AGENDA ITEM 9, OLD BUSINESS:

- A. At the August 6, 2002 meeting, the renewal of CUP #392, SK8 Station (Recreation), 1855-B East Avenue was continued to this meeting. Staff made a request to the City Council to continue this item to the October 15th meeting to provide a more comprehensive report for the public hearing. The City Council concurred.

- B. Associate Planner Pooler presented the City **RESOLUTION Establishing and Adopting the Policy and Guidelines for a Memorial Recognition and Dedication Program**. In March of 2002, the City received a request from the Gruwell family for the placement of a memorial bench in honor of their son. The Council approved the request and directed staff to prepare guidelines for dedication benches. Staff prepared these proposed design guidelines which were reviewed by the Design Review Committee. Since then, the draft guidelines and policies for a bench dedication program was expanded to include tables, fountains, sculptures, trees, and miscellaneous items. The item being dedicated will be owned by the City in order to manage all maintenance and repairs. After discussion by the City Council and City Attorney, some minor adjustments were made to the guidelines. The Gruwell family was present, but declined to speak.

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

- C. Progress report on Public Works projects, City water project, Project Study Report (PSR) and other Sand City community programs by City Engineer/Community Development Director/City Administrator. City Engineer Kulakow mentioned that there was a meeting today with staff and design consultant David Martin to discuss improvements to City Hall. Plans will be forthcoming. Community Development Director Matarazzo reported that King Ventures submitted preliminary, but comprehensive plans for the McDonald coastal site. Staff would prefer the project broadened and with a lower profile. City Administrator Morgan discussed the existing King Ventures project in Marina. That project had to be reduced to one-third of the original project in order to get approval from the Coastal Commission. There was some discussion of whether John King and Dave Watson should seek an audience with Coastal Commissioner Dave Potter prior to submitting a formal application. After some discussion by the City Council, it was determined that a meeting will be arranged for the Coastal Committee and City staff members to meet with Mr. Potter. It was not decided if any representatives from King Ventures will attend. Mr. Matarazzo reported that the CDBG grants were approved today, allowing the Council to approve two contracts on the Consent Calendar. Last week staff met with three developers for the Robinette site; at least one candidate has been eliminated.

AGENDA ITEM 10, NEW BUSINESS:

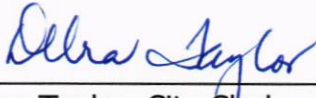
No items.

AGENDA ITEM 11, CLOSED SESSION:

- A. The City Council adjourned to Closed Session to confer with legal counsel in accordance with § 54956.9(c) of the Ralph M. Brown Act regarding possible litigation against SNG/Ghandour (one case).
- B. Readjourned 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. There was City Council consensus to give further direction to the City Attorney.

AGENDA ITEM 12, ADJOURNMENT:

- A. Motion to adjourn was made by Councilmember Blackwelder, seconded by Councilmember Kruper, to the next regularly scheduled City Council meeting on September 17, 2002, 7:00 p.m. There was unanimous consensus of the Council to adjourn at 8:00 p.m.



Debra Taylor, City Clerk