



**REGULAR MEETING**

**SAND CITY COUNCIL**

**AND**

**SUCCESSOR AGENCY OF THE FORMER  
REDEVELOPMENT AGENCY**

**AGENDA**

**SAND CITY COUNCIL CHAMBERS**

**TUESDAY, FEBRUARY 2, 2016**

**5:30 P.M.**

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

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Regular Meeting – February 2, 2016  
5:30 P.M.

CITY COUNCIL CHAMBERS  
Sand City Hall, One Sylvan Park, Sand City, CA 93955

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- 1. INVOCATION**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. COMMUNICATIONS**

Members of the public may address the City Council/Successor Agency on matters not appearing on the City Council/Successor Agency Agenda at this time for up to three minutes. In order that the City Clerk may later identify the speaker in the minutes of the meeting, it is helpful if speakers state their names. Public comments regarding items on the scheduled agenda will be heard at the time the item is being considered by the City Council/Successor Agency.

The City Council Chambers podium is equipped with a portable microphone for anyone unable to come to the podium. If you need assistance, please advise the City Clerk as to which item you would like to comment on and the microphone will be brought to you.

- A. Written
- B. Oral

**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. Approval of January 19, 2016 Sand City Council Meeting Minutes
- B. Acceptance of City/Successor Agency Monthly Financial Report, November, 2015
- C. Approval of City RESOLUTION Authorizing and Directing the City Administrator to Enter into a Right of Entry Permit Agreement with the State of California Department of Parks and Recreation allowing Public Access and Maintenance Over, On, and Through Those Portions of the Bay Avenue Coastal Access Project Improvements that reside on the Lands of the State of California

- D. Approval of City RESOLUTION Confirming Members of the Sand City Arts Committee and New Appointment of Joseph Hubbs to the Sand City Arts Committee
- E. Approval of City RESOLUTION Taking a Stand Against Human Trafficking in the Bay Area prior to the 2016 Super Bowl and Beyond
- F. Approval of City RESOLUTION Adopting the 2015 Updated County of Monterey Multi-Jurisdictional Hazard Mitigation Plan as required by the Federal Emergency Management Agency (FEMA)

**6. CONSIDERATION OF ITEMS PULLED FROM CONSENT CALENDAR**

**7. PUBLIC HEARINGS**

- A. SECOND READING: Ordinance of the City of Sand City Adopting and Adding Chapter 6.10 to the Sand City Municipal Code requiring Proper Disposal of Pet Solid Waste

**8. 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.

**9. NEW BUSINESS**

- A. Comments by Council Members on Meetings and Items of interest to Sand City
- B. Upcoming Meetings/Events

**10. CLOSED SESSION**

- A. City Council /Agency Board to adjourn to Closed Session:
  - 1) To confer with Legal Counsel regarding pending litigation in accordance with Section 54956.9(c) of the Ralph M. Brown Act,
    - 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)
- 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

**11. ADJOURNMENT**

Next Scheduled Council Meeting:  
Tuesday, February 16, 2016  
5:30 P.M.  
Sand City Council Chambers  
1 Sylvan Park, Sand City

This is intended to be a draft agenda. The City reserves the right to add or delete to this agenda as required.  
The current Sand City agenda is available in PDF format on our website at:  
[www.sandcity.org/agenda](http://www.sandcity.org/agenda)

If you have a request for a disability-related modification or accommodation, including auxiliary aids or services, which will allow you to participate in a Sand City public meeting, please call the City Clerk at (831) 394-3054 extension 20, or give your written request to the City Clerk at One Sylvan Park, Sand City, CA 93955 at least 48 hours prior to the scheduled meeting to allow the City Clerk time to arrange for the requested modification or accommodation.

**AGENDA ITEM**

**5A**

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

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Regular Meeting – January 19, 2016  
5:30 P.M.  
CITY COUNCIL CHAMBERS

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Mayor Pendergrass opened the meeting at 5:31 p.m.

The invocation was led by Reverend Robert Hellam.

The Pledge of Allegiance was led by Police Chief Brian Ferrante.

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

Staff: Todd Bodem, City Administrator  
Jim Heisinger, City Attorney  
Leon Gomez, City Engineer  
Brian Ferrante, Police Chief  
Linda Scholink, Administrative Services Director/City Clerk  
Charles Pooler, Associate Planner

**AGENDA ITEM 4, COMMUNICATIONS**

A. Written communication distributed to the Council were the TAMC presentation (agenda item 7A), Recognized Obligations Payment Schedule (ROPS 16-17) (agenda item 10C), and a letter of support for AB21 to Rob Bonta.

B. Oral

5:34 p.m. Floor opened for Public Comment.

There was no comment from the Public.

5:34 p.m. Floor closed to Public Comment.

**AGENDA ITEM 5, CONSENT CALENDAR**

- A. Conditional Use Permits (CUP) and Coastal Development Permits (CDP) 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. There was no discussion of the following use permits.
- (1) CUP #110, Solis Automotive (Auto Body), 531 Shasta Avenue
  - (2) CUP #179, Roy Hubbard (2nd Floor Residential), 542 Ortiz Avenue
  - (3) CUP #191, Lifeline Food (Food Process) 426 Orange Avenue
  - (4) CUP #238, Just Andy Auto Repair (Auto Repair), 465-A Olympia Avenue
  - (5) CUP #344, Thomas Felix (Residential Unit), 672-A Dias Avenue
  - (6) CUP #375, J&D Auto (Auto Repair), 1695 Contra Costa
  - (7) CUP#401, Kyle Racing engines (Motorcycle Engine Assembly), 801-B California Avenue
- B. There was no discussion of the January 4, 2016 SPECIAL Sand City Council Meeting Minutes.
- C. There was no discussion of the Public Works Monthly Report, December 2015.
- D. There was no discussion of the Police Department Monthly Report, December 2015 and Annual Report for 2015.
- E. There was no discussion of the Fort Ord Reuse Authority Monthly Report (FORA), January 2016.
- F. There was no discussion of the City **Resolution** adopting a Challenge Grant of up to \$334 to Match other Cities of Monterey County in Seeking a Long Term Solution to Homelessness in our Area.
- G. City **Resolution** authorizing and Directing the City Administrator to Enter into a Right of Entry Permit Agreement with the State of California Department of Parks and Recreation allowing Public Access and Maintenance Over, On, and Through Those Portions of the Bay Avenue Coastal Access Project Improvements that reside on the Lands of the State of California. *{This item was continued to the February 2, 2016 Council meeting}*

Motion to approve the Consent Calendar items 5A-F was made by Council Member Kruper, seconded by Council Member Blackwelder. 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

There were no items pulled from the consent calendar.

## AGENDA ITEM 7, PRESENTATION

### A. **Presentation by Executive Director Debbie Hale of the Transportation Agency for Monterey County (TAMC) on the Transportation Investment Plan and Proposed 3/8% Sales Tax Measure {10 minutes}**

Debbie Hale of the Transportation Agency for Monterey County (TAMC) reported that the Mayor and City Administrator have reviewed the draft Transportation Investment Plan. The plan depicts the present condition of roads with over \$1 billion of unfunded maintenance in Monterey County. The longer the wait, the more it would cost to maintain the roads. She addressed the aging population within the County, the decrease of 50% in revenues from gas tax due to the production of electric vehicles and the lower cost of gasoline. As a form of self-help, the County can implement a transportation program and decide what to do with the revenues received. This would also allow TAMC to apply for matching grant funds. The proposal is for 3/8% of a penny sales tax measure, and if approved by the voters, will be placed into a transportation fund. This would result in revenues of approximately \$20 million dollars per year. TAMC's Board prepared a plan and released for public comment a balanced transportation plan where 50% percent would be allocated towards local road repairs, and 50% towards safety and mobility needs. She explained the reasoning behind the 50/50 plan due to immediate road repair needs and regional improvements. The plan would provide Sand City an amount of \$488,000 over 30 years for street and road repairs. Ms. Hale further reported that the funds would also be allocated towards improvement at Castroville Blvd, Highway 156, an inexpensive busway for Highway 1, downtown safety and walkability funding, and safe routes to schools. The most important feature is that the State cannot take this money away.

TAMC is hoping to provide a revised plan based on the Council's input by the end of February. TAMC is hopeful that on Election Day the sales tax measure will be approved by the voters. This is a plan the County would need to assist in fixing streets and regional roads, and would be proposed for adoption by all cities in March or April this year. She encouraged the Council to review and provide input on the proposed transportation investment plan.

## AGENDA ITEM 8, PUBLIC HEARING

### A. **SECOND READING: Ordinance of the City Council of Sand City Amending Sand City Municipal Code Title 18 (Zoning Ordinance) to Amend Chapters 18.68, 18.72, and 18.92 and Sections 18.62.111 and 18.74.010, to add Section 18.74.015, and Delete Section 18.62.180**

Associate Planner Charles Pooler presented for Council's approval the second reading amending chapters and sections of Title 18 of the Sand



City Municipal Code. The Ordinance is for the updating and streamlining of the permitting process to make it more efficient especially for those projects that require a coastal development and conditional use permit. Council unanimously passed this Ordinance at the January 4 Council meeting, and is being presented for second reading and adoption by the Council tonight.

5:56 P.M. Floor opened for Public Comment.

There were no comments from the Public.

5:56 P.M. Floor closed to Public Comment.

Motion to approve the Second Reading of the **Ordinance by title**, amending Sand City Municipal Code Title 18 (Zoning Ordinance) to Amend Chapters 18.68, 18.72, and 18.92 and Sections 18.62.111 and 18.74.010, to add Section 18.74.015, and Delete Section 18.62.180 was made by Council Member Hubler, seconded by Council Member Kruper. Roll Call Vote AYES: Council Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.

**B. SECOND READING: Ordinance of the City Council of Sand City to Amend Section 18.69 of Title 18 (Zoning Ordinance) of the Sand City Municipal Code Prohibiting Medical Marijuana Dispensaries, Cultivation of Marijuana, Commercial Marijuana Deliveries, and all Commercial Medical Marijuana Activities in Sand City**

Associate Planner Charles Pooler commented that at the January 4, 2016 Council meeting, the City Council adopted for first reading, an ordinance amending Section 18.69.10 of the Sand City Municipal Code to expand the prohibited activities of medical marijuana to include cultivation and all commercial marijuana activities. The ordinance is being presented again to City Council for second reading and action. Staff recommends the City Council take action to approve the draft Ordinance for second reading.

5:59 P.M. Floor opened for Public Comment.

Public audience member David Kops commented that he would like to open a medical marijuana dispensary within the City. He personally feels that medical marijuana may cure cancer, many other diseases, and would provide the City with financial resources.

Sand City resident Michele Howard commented that she respects those who suffer from illness and their need to cope with their illness, but does not feel the need for medical marijuana in the City. She likes the City the way it is and does not want an increase in crime, or the need to hire

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5:56 P.M. Floor opened for Public Comment.

There were no comments from the Public.

5:56 P.M. Floor closed to Public Comment.

Motion to approve the Second Reading of the **Ordinance by title**, amending Sand City Municipal Code Title 18 (Zoning Ordinance) to Amend Chapters 18.68, 18.72, and 18.92 and Sections 18.62.111 and 18.74.010, to add Section 18.74.015, and Delete Section 18.62.180 was made by Council Member Hubler, seconded by Council Member Kruper. Roll Call Vote AYES: Council Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.

**B. SECOND READING: Ordinance of the City Council of Sand City to Amend Section 18.69 of Title 18 (Zoning Ordinance) of the Sand City Municipal Code Prohibiting Medical Marijuana Dispensaries, Cultivation of Marijuana, Commercial Marijuana Deliveries, and all Commercial Medical Marijuana Activities in Sand City**

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Sand City resident Michele Howard commented that she respects those who suffer from illness and their need to cope with their illness, but does not feel the need for medical marijuana in the City. She likes the City the way it is and does not want an increase in crime, or the need to hire

additional police staff. There are alternative forms of medicine to combat illness, and she adamantly expressed her opposition to having medical marijuana within the City. She would rather pay additional taxes than to benefit from additional money from these activities.

Public audience member Mary commented No, No, No.

6:09 P.M. Floor closed to Public Comment.

Council Member Kruper stated that *"the Public Safety Committee (PSC) met on January 13<sup>th</sup> and the Committee decided to wait for the State to proceed with legislation AB21 before the Committee reviewed the differences between Prop 215 and the new laws signed by the Governor. As expected there is a push by the ALCU to remove local authority to regulate medical marijuana. This would give the power and the revenue to the State. The Committee looked over the ordinances for other cities, and these cities are also looking to find a balance of the rights of the Prop 215 card holders and the desire of the Council to ban all commercial medical marijuana. Tomorrow, the State Health Committee will hear AB2, this bill might strip the local governments authority to regulate patients and primary caregivers. The consensus of the PSC is to wait for the State to make clear whom the regulatory authorities will be, then review what the ordinance would do to respect all the residences of the City."*

Council Member Hubler reiterated the importance of a City's right to regulate marijuana. He doesn't want to see a dispensary, cultivation, or the origination of a delivery service. He questioned the part of the ordinance that prohibits delivery to an individual that is physically unable to obtain medical cannabis, and expressed his disagreement with the language of how the ordinance was written.

Mayor Pendergrass commented on his opinion regarding the medical marijuana issue and believes that there is a price to pay if this ordinance is not approved.

Motion to approve the Second Reading of the **Ordinance** of the City of Sand City to Amend Section 18.69 of Title 18 (Zoning Ordinance) of the Sand City Municipal Code Prohibiting Medical Marijuana Dispensaries, Cultivation of Marijuana, Commercial Marijuana Deliveries, and all Commercial Medical Marijuana Activities in Sand City was made by Council Member Pendergrass, seconded by Council Member Carbone. Roll Call vote AYES: Council Members Blackwelder, Carbone, Hubler, Pendergrass. NOES: None. ABSTAIN: Council Member Kruper. ABSENT: None. Motion carried.

**C. Consideration of City RESOLUTION Amending the Planning Department Fee Schedule and Adopting an Application 'Reimbursement Agreement'**

Associate Planner Charles Pooler commented that EMC Planning Group and City staff reviewed the Planning Departments current permit fee schedule with the intent to update the Fee Schedule to better reflect related City expenses. This includes incorporating a 'reimbursement agreement' to recoup expenses not covered by the flat rate application fee. This was presented to the Council at the October 20<sup>th</sup> Council meeting. Based on their consensus the proposed fee reorganization and increases, and the implementation of a reimbursement agreement were generally acceptable. Staff recommends approval of the draft Resolution to amend and update the Planning Department Fee Schedule and enact the Reimbursement Agreement. If approved, these will become effective sixty (60) days following its adoption.

6:24 P.M. Floor opened for Public Comment.

There were no comments from the public.

6:24 P.M. Floor closed for Public Comment.

Motion to approve the City **Resolution by title**, amending the Planning Department Fee Schedule and Adopting an Application 'Reimbursement Agreement' was made by Council Member Kruper, seconded by Council Member Carbone. AYES: Council Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. Motion carried.

**D. Consideration of City RESOLUTION Approving Conditional Use Permit 597, Coastal Development Permit 16-01, and Site Plan 16-01 to Porsche of Monterey Authorizing a Temporary Parking Area within a Specific Segment of the Railroad Right-of-Way**

Associate Planner Charles Pooler presented an application submitted by Jim Davis representing 'Porsche of Monterey' for a coastal development and conditional use permit, and site plan approval to establish a paved parking area within the railroad right-of-way. The applicant intends to use this area for additional parking to serve his business. The project involves grading, asphalt pavement, and landscaping to accommodate additional inventory, customer, and employee parking. The parking area will be approximately 40-feet deep, and 344 feet wide. Esthetic improvements will be made in order to make the entire project move forward and beneficial to the City. A conceptual landscape plan was provided illustrating New Zealand Christmas Trees and 160 perennial grasses. Irrigation will be installed. To mitigate potential blighting influences, permit conditions should prohibit storage/parking of inoperable vehicles and/or dilapidated vehicles, tires, pallets, packaging and unscreened waste receptacle bins/dumpsters. The Transportation Agency of Monterey County (TAMC) intends to eventually reinstate commuter rail service to Monterey that

would require some or all of the railway corridor width; which could then require the applicant's parking area to be removed. Staff recommends a 5-year time limit with the potential for discretionary time extensions thereafter. The extended time of 5 years (contrary to the standard 2-year time limit for railroad uses) is recommended due to the extensive level of improvements. This project is required to implement stormwater control measures (SCM), therefore a Stormwater Control Plan (SCP) is required. The project plans identify bio-filtration retention planters within the railroad right-of-way to accept stormwater runoff. This requires an Operations and Maintenance Plan (O&M Plan) and legal agreement to be recorded on the property with the Monterey County Recorder's Office regarding the long term operation and maintenance of all installed SCM's. If the project cannot demonstrate compliance, the permits should be subject to termination. Staff recommends approval of a coastal development, site plan, and conditional use permit for the project.

6:33 P.M. Floor opened for Public Comment.

The applicant Mr. Jim Davis thanked the Council, Staff and Mayor for their time and commented that following Tesla's move in date, he was approached regarding improvement to the parking lot. He has been working on a conceptual design that would work for the City. A handout containing photographs was provided to the Council of the design for the parking area. He is proposing placing drought resistant, eco-friendly plants on the west side of the tracks that will be installed and maintained.

The Mayor thanked Mr. Davis for his cooperative nature and asked if he was in agreement with the conditions of the permit. Mr. Davis responded that he was in agreement with permit conditions.

6:41 P.M. Floor closed to Public Comment.

Motion to approve the City **Resolution** approving Conditional Use Permit 597, Coastal Development Permit 16-01, and Site Plan 16-01 to Porsche of Monterey Authorizing a Temporary Parking Area within a Specific Segment of the Railroad Right-of-Way 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.

**E. FIRST READING: Ordinance of the City of Sand City Adopting and Adding Chapter 6.10 to the Sand City Municipal Code requiring Proper Disposal of Pet Solid Waste**

City Administrator Todd Bodem commented that there had been several complaints regarding animals defecating on public and private property. At the November 10<sup>th</sup> Public Safety Committee meeting, a discussion revolved around creating an ordinance that would involve removal of pet

solid waste. This ordinance requires that pet owners remove pet waste upon defecating, and allows for enforcement should a violation occur.

6:45 P.M. Floor opened for Public Comment.

There were no comments from the Public.

6:45 P.M. Floor closed to Public Comment.

Motion to approve the First Reading of the **Ordinance** of the City of Sand City Adopting and Adding Chapter 6.10 to the Sand City Municipal Code requiring Proper Disposal of Pet Solid Waste was made by Council Member Hubler, seconded by Council Member Carbone. Roll Call Vote AYES: Council Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.

There was Council discussion regarding the possibility of placing signs around the city and where those signs would be placed. Chief Ferrante agreed that the placement of signs may be a good idea.

## **AGENDA ITEM 9, 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 water production of the desalination plant has been on hold due to high salinity at the feed water wells. Cal-Am's modeling consultant, Staff, Martin Feeney and several representatives from Cal-Am were in attendance for the meeting regarding the plant's inability to produce water.

City Administrator Todd Bodem reported that the meeting was very productive and that a list of seven action items was discussed. Derrick Williams will update the model to include the inland area near the desal plant, compile a response to Tom Luster regarding the salinity levels, and provide information relating to the Tioga wells.

City Attorney Jim Heisinger commented on the likelihood that several more wells will need to be drilled, and reported on his conversation with Rob MacLean, provided information on the current wells, and the inadequacy of the feed water and discharge line. He suggested that a discharge line may be installed that runs towards Bay Avenue. Mr. MacLean is very interested in getting the desalination plant running again.

There was Council discussion regarding salt water intrusion, and

suggestions on how to resolve the issue in relation to the permitting process and stormwater compliance.

Mr. Gomez continued to report on the stormwater permit program and conducting business inspections.

City Administrator Todd Bodem reported that Mr. Don Orosco dropped off a proposal for the purchase of the six lots at the Carroll Property.

## **AGENDA ITEM 10, NEW BUSINESS**

### **A. Consideration of EMC's Proposals for a Sand City Vibrancy Plan and Zoning Code Update**

City Administrator Todd Bodem commented that the item is not for approval, but rather for Council consideration for one of the two proposals provided in the agenda packet. A meeting was held with EMC Planning Group for development of a vibrancy plan. The cost for development of the plan is not in the current budget but Staff feels the plan should go back to the Budget/Personnel Committee for consideration. Council Member Blackwelder added that a vibrancy plan would give the City an opportunity to move forward and that the cost can be spread out over a period of 3-4 years.

Mayor Pendergrass suggested that the Budget/Personnel Committee take a look at the vibrancy plan to provide their recommendation. There was Council discussion regarding the possible reorganization of the Parking Committee to serve as a Technical Advisory Committee.

### **B. Consideration of Successor Agency RESOLUTION Approving an Administrative Budget for Fiscal Year July 2016 through June 2017**

Administrative Services Director Linda Scholink presented the proposed budget for the successor agency for July 1, 2016 through June 30, 2017. Compared to the current budget, the amount allocated for staffing was reduced. There is an amount depicted for implementation of the Long Range Property Management Plan (LRPMP), and an increase of \$25,000 for Oversight Board legal services. Ms. Scholink provided clarification to Vice Mayor Carbone regarding the legal services fee increases, stating that the amounts serve as a placeholder.

The City Attorney mentioned that he will be involved with implementation of the Long Range Property Management Plan. The budget was adjusted accordingly as discussed to include a fee for Mr. Heisinger's services. There was no change in the total amount of the administrative budget.

Motion to approve the Successor Agency **Resolution as amended**, approving an Administrative Budget for Fiscal Year July 2016 through

June 2017 was made by Agency Member Kruper, seconded by Agency Member Carbone. AYES: Agency Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.

**C. Consideration of Successor Agency RESOLUTION approving the Recognized Obligation Payment Schedule (ROPS) for July 2016 through June 2017 (ROPS 16-17A and ROPS 16-17B)**

Administrative Services Director Linda Scholink reported that for the first time in filing the Recognized Obligation Payment Schedule (ROPS) that a full year is being requested. She explained that each half of the fiscal year involves bond payments, an amount divided in half for the administrative budget, a request for SERAF, and the Seaside payment.

City Attorney Jim Heisinger explained the total amounts for the fiscal year and the corresponding budgeted line items. He provided details of the tax sharing agreement (column I) as ordered by the court in the stipulated judgment as reported in the attached document.

Motion to approve the Successor Agency **Resolution** approving the Recognized Obligation Payment Schedule (ROPS) for July 2016 through June 2017 (ROPS 16-17A and ROPS 16-17B) was made by Agency Member Hubler, seconded by Agency Member Kruper. AYES: Agency Members Blackwelder, Carbone, Hubler, Kruper, Pendergrass. NOES: None. ABSENT: None. Motion carried.

**D. Upcoming Meetings/Events**

There were no RSVP's from the Council.

**AGENDA ITEM 11, CLOSED SESSION**

The City Attorney deemed that there was no need for closed session.

**AGENDA ITEM 12, ADJOURNMENT**

Motion to adjourn the City Council meeting was made by Council Member Blackwelder, seconded by Council Member Hubler to the next regularly scheduled Council meeting on Tuesday, February 2, 2016 at 5:30 p.m. There was consensus of the Council to adjourn the meeting at 7:37 p.m.

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Linda K. Scholink, City Clerk



**AGENDA ITEM**

**5B**

**INTER**

# MEMORANDUM

**OFFICE**

**To:** City Council/Agency Board Members  
**From:** Director of Administrative Services  
**Subject:** Financial Reports  
**Date:** January 27, 2016



Attached are the financial reports for both the City of Sand City and the Sand City Successor Agency for the former Redevelopment Agency for the month of November 2015.

**A. City of Sand City Reports**

1. Balance Sheet Report for November 2015.
2. Revenue received in the month of November 2015-Total \$ 449,740.10  
(This total includes no transfers).  
Month End Cash Register Activity Report for November 2015.
3. Expenditures paid for in the month of November 2015-Total \$ 235,168.87  
Month End November 2015 Accounts Payable Report  
This shows all City Expenditures (excluding employee payroll)  
The Payroll figure listed below includes the Councils stipends.  
Payroll \$ 129,453.18  
Payroll taxes \$ 35,885.75
4. Current City Balances as of November 30, 2015  
Total \$ 4,972,785.69 - restricted & unrestricted  
(Includes, Rabobank Bank and Local Agency Investment Fund, (LAIF).
5. The City also has \$992,000 in CD's ranging from 6 months to 3 years.

**B. Sand City Successor Agency for the former Redevelopment Agency Reports**

1. Balance Sheet Report for November 2015
2. Revenue received in the month of November-Total \$81.45  
Month End Cash Register Activity Report for November 2015
3. Expenditures paid for in the month of November - \$ 75.23  
Month End Accounts Payable Activity Report for November 2015.

4. Current Successor Agency Balances November 30, 2015  
 Total \$ 1,267,990.76 - restricted and unrestricted (Includes Rabobank and Bond CD's).
- In addition to the City and Successor Agency balances, there is a total of
  - \$ 818,832.21 being held in reserve for the 2008 Tax and Tax Exempt bonds.

## **NOTES TO THE FINANCIAL REPORT**

### **Special City Notes for November 2015**

On the Month End Cash Register Activity Report - Special or Major Receipts for the Month of November 2015 are listed below.

<u>Date</u>	<u>Receipt #</u>	<u>Source</u>	<u>Amount</u>	<u>Description</u>
11/18/15	19080	County of Monterey	\$ 8,333.33	COPS Grant
11/18/15	19081	County of Monterey	\$ 14,618.25	COPS Growth allocation
11/23/15	19094	State of California	\$165,800.00	Sales tax received
11/23/15	19095	State of California	\$ 203,600.00	Transaction tax

#### **Transfers**

**(Transfers are shown on the cash register activity report; they are transfers from one bank account to another and should not be considered as a revenue or expenditure)**

<u>Date</u>	<u>Receipt #</u>	<u>Source</u>	<u>Amount</u>	<u>Description</u>
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There were no transfers this month

Month End Cash Disbursement Report - Special or Major Expenses for the Month of November 2015 are explained below.

<u>Check #</u>	<u>Paid To</u>	<u>Amount</u>	<u>Description</u>
28741	Best, Best & Krieger	\$ 8,542.50	September potential litigation
28800	Storm Water Inspection	\$ 4,400.00	October inspection services
28807	Best, Best & Krieger	\$ 40,399.25	October potential litigation
28813	Creegan & D'Angelo	\$ 22,782.00	October Engineering services
28829	Best, Best & Krieger	\$ 22,312.50	October potential litigation
28836	EMC Planning Group, Inc.	\$ 8,642.04	October housing, planning, and website design work

### **Successor Agency Notes for November 2015**

On the Month End Cash Register Activity Report - Special or Major Receipts for the Month of November 2015 are listed below. There were no special receipts this month.

<u>Date</u>	<u>Receipt #</u>	<u>Source</u>	<u>Amount</u>	<u>Description</u>
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#### **Transfers**

There were no transfers this month.

<u>Date</u>	<u>Receipt #</u>	<u>Source</u>	<u>Amount</u>	<u>Description</u>
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Month End Cash Disbursement Report-Special or Major Expense for the Month of November 2015 is explained below. There were no special or major expenses this month.

<u>Check #</u>	<u>Paid To</u>	<u>Amount</u>	<u>Description</u>
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If you have any questions or concerns regarding the above reports, please let me know before the Council meeting.



# City of Sand City

REPORT.: 12/31/15  
 RUN....: 12/31/15  
 Run By.: LINDA

City of Sand City  
 Balance Sheet Report  
 ALL FUND(S)

PAGE: 001  
 ID #: GLBS  
 CTL.: SAN

Ending Calendar Date.: November 30, 2015      Fiscal (05-16)

Assets			Acct ID
-----			
Cash Clearing Checking Account	180,694.86	99	1001
General Fund CITY- OPEB POTENTIAL FUNDING	1,141,514.45	10	1004
General Fund Tioga Beach Clean Up Fund	120,000.00	10	1007
General Fund LAIF	3,366,021.53	10	1008
General Fund Fair market value adjustments	1,012.00	10	1009
General Fund Investment CD	164,554.85	10	1020
General Fund Sallie Mae Bank CD 6 months	249,000.00	10	1080
General Fund Apple Bank CD 1 Year	248,000.00	10	1081
General Fund Compass Bank Cd -2 Year	248,000.00	10	1082
General Fund Capital One Bank CD 3 Year	247,000.00	10	1083
General Fund Cash Balance	154,293.61	10	1099
Gas Tax - 2105 Cash Balance	23,054.27	31	1099
Traffic Safety Cash Balance	3,346.86	35	1099
Cash Clearing Cash Balance	-180,694.86	99	1099
Gas Tax - 2105 Accounts Receivable	432.38	31	1101
General Fund PROPERTY TAX RECEIVABLE	3,468.69	10	1103
General Fund SERAF RECEIVABLE	685,052.00	10	1112
General Fund Sales Tax Receivable	131,267.79	10	1115
General Fund TRANSACTION TAX RECEIVABLE	16,660.12	10	1116
General Fund Due From RA/Operating Expenses	3,626,057.91	10	1130
General Fund Due From AGENCY/Costco/Seaside	4,649,999.99	10	1140
General Fund Due RA/COP reimbursement	1,454,766.42	10	1145
Gen. Fixed Asst BIKE TRAIL INTERCONNECT-TIOGA	53,556.91	60	1273
General LTD Act AMOUNT PROVIDED FOR LTD	2,525,597.21	70	1280
Gen. Fixed Asst Land	1,005,871.95	60	1290
Gen. Fixed Asst Land Improvements	454,007.19	60	1291
Gen. Fixed Asst VEHICLE FIXED ASSET	598,292.39	60	1292
Gen. Fixed Asst Furniture and Fixtures	114,513.83	60	1293
Gen. Fixed Asst Buildings	8,477,897.16	60	1295
Gen. Fixed Asst FIXED ASSETS EQUIPMENT	2,359,774.30	60	1297
Gen. Fixed Asst CITY HALL	172,866.41	60	1298
Gen. Fixed Asst INFRASTRUCTURE- streets	4,473,458.45	60	1299
Gen. Fixed Asst ACCUMULATED DEPRECIATION	-5,643,640.60	60	1300
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Total of Assets ---->	31,125,698.07		31,125,698.07
			=====

Liabilities			Acct ID
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General Fund STRONG MOTION	165.14	10	2010
General Fund SB1473-COUNTY PERMIT ASSESSMEN	26.00	10	2012
General LTD Act Compensated Absences	522,086.55	70	2020
General LTD Act NET OPEB OBLIGATION	2,934,044.00	70	2025

REPORT.: 12/31/15  
 RUN....: 12/31/15  
 Run By.: LINDA

City of Sand City  
 Balance Sheet Report  
 ALL FUND(S)

PAGE: 002  
 ID #: GLBS  
 CTL.: SAN

Ending Calendar Date.: November 30, 2015 Fiscal (05-16)

Liabilities

			Acct ID
General Fund DEFERRED REVENUE	46,929.39	10	2050
General Fund DEFERRED REVENUE RDA COP REIMB	774,766.42	10	2056
General Fund BUNGALOW'S DEPOSIT EAST DUNES	15,700.00	10	2058
General LTD Act capital lease-2 fords f350's	29,315.48	70	2070
General LTD Act STREET SWEEPER-CAPTIAL LEASE	95,381.72	70	2071
General Fund State Mandated CASP Fee	7.20	10	2115
General Fund Health Insurance	22,138.71	10	2150
General Fund Dental/Vision	279.76	10	2160
General Fund POLICE ASSOC. DUES	350.00	10	2180
General Fund PEPRA RETIREMENT %	2,022.36	10	2191
General Fund AFLAC PRE TAX	341.97	10	2195
General Fund AFLAX-AFTER TAX	-124.90	10	2196
General Fund PERS SURVIVOR BENEFIT	40.00	10	2197
----->			
Total of Liabilities	4,443,469.80		

FUND Balances

			Acct ID
General Fund Unappropriated Fund Balance	16,308,589.51	10	3400
Gas Tax - 2105 Unappropriated Fund Balance	18,259.53	31	3400
Traffic Safety Unappropriated Fund Balance	2,757.97	35	3400
Gen. Fixed Asst Unappropriated Fund Balance	-1,292,921.97	60	3400
General LTD Act Unappropriated Fund Balance	-1,055,230.54	70	3400
Gen. Fixed Asst Investment in Fixed Assets	12,904,235.50	60	3600
Gen. Fixed Asst CAPITAL LEASE	189,797.41	60	3601
Gen. Fixed Asst Donated Assets	430,000.00	60	3602
CURRENT EARNINGS	-823,259.14		
----->			
Total of FUND Balances	26,682,228.27		31,125,698.07
			=====

Reg	Period	Date	Receipt	T	Opr	ID No	Description	G/L	Posting	Amt Paid
000	11-15	11/03/15	19050	C	Mis	REIMB	REIMBURSEMENTS REIMBURSE AUGUST 2015 CELL PHONE OVERAGE Receipt Date: 11/03/15 CRAIG HUBLER Issued..: T0 (DEVON ) Nov 03 2015 10:05 am Devon Lazzarino	Db:	99 1001	50.00
			19051	C	Mis	REN01	RENTAL INCOME NOVEMBER 2015 CELL TOWER RENTAL Receipt Date: 11/03/15 Paid by: CROWN CASTLE Issued..: T0 (DEVON ) Nov 03 2015 10:05 am Devon Lazzarino	Db:	99 1001	1246.35
			19052	C	Mis	TAX10	FRNCHISE TX RF. 4040 3RD QUARTER 2015 FRANCHISE FEES Receipt Date: 11/03/15 Paid by: GREEN WASTE RECOVERY Issued..: T0 (DEVON ) Nov 03 2015 10:04 am Devon Lazzarino	Db:	99 1001	14593.77
			19054	C	Mis	TAX10	FRNCHISE TX RF. 4040 2ND QUARTER 2015 FRANCHISE FEES Receipt Date: 11/03/15 Paid by: WASTE MANAGEMENT Issued..: T0 (DEVON ) Nov 03 2015 10:06 am Devon Lazzarino	Db:	99 1001	2827.32
			19055	C	Mis	TAX10	FRNCHISE TX RF. 4040 3RD QUARTER 2015 FRANCHISE FEES Receipt Date: 11/03/15 Paid by: WASTE MANAGEMENT Issued..: T0 (DEVON ) Nov 03 2015 10:06 am Devon Lazzarino	Db:	99 1001	130.24
			19056	C	Mis	UUT	UTILITY USERS TAX SEPTEMBER 2015 UUT Receipt Date: 11/03/15 Paid by: P.G. & E. Issued..: T0 (DEVON ) Nov 03 2015 10:06 am Devon Lazzarino	Db:	99 1001	12491.11
			19057	C	Mis	BUI01	BUILDING PERMIT 4115 PERMITS/FEES FOR TARGET REMODEL Receipt Date: 11/03/15 Cr: 10 4115 05	Db:	99 1001	4166.87
				Mis	PLA01	PLAN CHECK FEE 4165 PERMITS/FEES FOR TARGET REMODEL Receipt Date: 11/03/15 Cr: 10 4165 05	Db:	99 1001	2708.47	
				Mis	STRO1	STRONG MOTION 2010 PERMITS/FEES FOR TARGET REMODEL Receipt Date: 11/03/15 Cr: 10 2010	Db:	99 1001	145.88	
				Mis	CBSC	CBSC FEE - SB1473 PERMITS/FEES FOR TARGET REMODEL Receipt Date: 11/03/15 Paid by: RSP ARCHITECTS Issued..: T0 (DEVON ) Nov 03 2015 10:11 am Devon Lazzarino	Db:	99 1001	21.00	
							Day 11/03/15 Total ---->			38381.01
	11/12/15		19063	C	Mis	PAR02	SAND CITY PARKING PARKING VIOLATION #6651 Receipt Date: 11/12/15 Paid by: JESSIE ALVAREZ Issued..: T0 (DEVON ) Nov 12 2015 01:41 pm Devon Lazzarino	Db:	99 1001	50.00
			19064	C	Mis	PAR02	SAND CITY PARKING PARKING VIOLATION #6739 Receipt Date: 11/12/15 Paid by: FECHIN MCCORMACK Issued..: T0 (DEVON ) Nov 12 2015 01:42 pm Devon Lazzarino	Db:	99 1001	40.00
			19065	C	Mis	PAR02	SAND CITY PARKING PARKING VIOLATION #6667 Receipt Date: 11/12/15 Paid by: GORDA OCEAN FRONT PROPERTIES Issued..: T0 (DEVON ) Nov 12 2015 01:41 pm Devon Lazzarino	Db:	99 1001	300.00
			19066	C	Mis	MS	A&R PLUMBING GAS LINE PERMIT - 1676 CONTRA COSTA Receipt Date: 11/12/15 Paid by: A& R PLUMBING Issued..: T0 (DEVON ) Nov 12 2015 01:42 pm Devon Lazzarino	Db:	99 1001	49.94
			19067	C	Mis	TAX05	GAS TAX 2103 OCTOBER 2015 HIGHWAY USERS TAX Receipt Date: 11/12/15 Cr: 31 4305 11	Db:	99 1001	161.54
				Mis	TAX01	GAS TAX - 2105 31 OCTOBER 2015 HIGHWAY USERS TAX Receipt Date: 11/12/15 Cr: 31 4305 11	Db:	99 1001	160.89	
				Mis	TAX02	GAS TAX - 2106 32 OCTOBER 2015 HIGHWAY USERS TAX Receipt Date: 11/12/15 Cr: 31 4305 11	Db:	99 1001	474.16	
				Mis	TAX03	GAS TAX - 2107 33 OCTOBER 2015 HIGHWAY USERS TAX Receipt Date: 11/12/15 Cr: 31 4305 11	Db:	99 1001	213.44	
			19068	C	Mis	REIMB	REIMBURSEMENTS REIMBURSE 14-15 CRIME BOND OVERPAYMENT Receipt Date: 11/12/15 Paid by: ALLIANT INSURANCE Issued..: T0 (DEVON ) Nov 12 2015 01:43 pm Devon Lazzarino	Db:	99 1001	479.00
			19069	C	Mis	WT02	BUSINESS LIC LATE CH FY 15-16 BUSINESS LICENSE LATE FEE Receipt Date: 11/12/15 Paid by: WILLIAM GOREE Issued..: T0 (DEVON ) Nov 12 2015 01:44 pm Devon Lazzarino	Db:	99 1001	347.86



Reg	Period	Date	Receipt	T	Opr	ID No	Description	G/L	Posting	Amt Paid
000	11-15	11/12/15	19070	C	Mis	CAB01	CABLE FRANCHISE 1ST QUARTER 15-16 FRANCHISE FEES Receipt Date: 11/12/15 Paid by: COMCAST	Db: 99	1001	294.76
			19071	C	Mis	CAB01	Issued..: T0 (DEVON ) Nov 12 2015 01:44 pm Devon Lazzarino CABLE FRANCHISE 1ST QUARTER 15-16 FRANCHISE FEES Receipt Date: 11/12/15 Paid by: COMCAST	Db: 99	1001	1416.99
			19072	C	Mis	MS	Issued..: T0 (DEVON ) Nov 12 2015 01:47 pm Devon Lazzarino DALE ALLEN NOVEMBER, DECEMBER & JANUARY 2016 DENTAL COBRA Receipt Date: 11/12/15 Paid by: DALE ALLEN	Db: 99	1001	207.72
			19073	C	Mis	WT01	Issued..: T0 (DEVON ) Nov 12 2015 01:47 pm Devon Lazzarino BUSINESS LICENSE NEW BUSINESS LICENSE Receipt Date: 11/12/15	Db: 99	1001	997.00
				Mis	CAS70		BUSINESS LICENSE CASP FEE 70% NEW BUSINESS LICENSE Receipt Date: 11/12/15	Db: 99	1001	.70
				Mis	CAS30		BUSINESS LICENSE CASP FEE 30% NEW BUSINESS LICENSE Receipt Date: 11/12/15	Db: 99	1001	.30
			19074	C	Mis	REIMB	Issued..: T0 (DEVON ) Nov 12 2015 01:48 pm Devon Lazzarino REIMBURSEMENTS REIMBURSE 2015 LOCC EXPENSES Receipt Date: 11/12/15 Paid by: TODD BODEM	Db: 99	1001	8.54
			19075	C	Mis	UUT	Issued..: T0 (DEVON ) Nov 12 2015 01:48 pm Devon Lazzarino UTILITY USERS TAX OCTOBER 2015 UUT Receipt Date: 11/12/15 Paid by: VISTA ENERGY	Db: 99	1001	.90
							Issued..: T0 (DEVON ) Nov 12 2015 01:48 pm Devon Lazzarino Day 11/12/15 Total ---->			5203.74
	11/18/15		19076	C	Mis	PAR02	SAND CITY PARKING PARKING VIOLATION #6637 Receipt Date: 11/18/15 Paid by: ELIZABETH AMEZCUA	Db: 99	1001	40.00
			19077	C	Mis	PAR02	Issued..: T0 (DEVON ) Nov 18 2015 12:51 pm Devon Lazzarino SAND CITY PARKING PARKING VIOLATION #6641 Receipt Date: 11/18/15 Paid by: DALE BEEBE	Db: 99	1001	40.00
			19078	C	Mis	UUT	Issued..: T0 (DEVON ) Nov 18 2015 12:52 pm Devon Lazzarino UTILITY USERS TAX OCTOBER 2015 UUT Receipt Date: 11/18/15 Paid by: TIGER NATURAL GAS	Db: 99	1001	18.92
			19079	C	Mis	BUI01	Issued..: T0 (DEVON ) Nov 18 2015 12:52 pm Devon Lazzarino BUILDING PERMIT 4115 PERMITS/FEES FOR COSTCO REFRIGERATION Receipt Date: 11/18/15	Db: 99	1001	471.56
				Mis	PLA01		PLAN CHECK FEE 4165 PERMITS/FEES FOR COSTCO REFRIGERATION Receipt Date: 11/18/15	Db: 99	1001	306.52
				Mis	STR01		STRONG MOTION 2010 PERMITS/FEES FOR COSTCO REFRIGERATION Receipt Date: 11/18/15	Db: 99	1001	6.72
				Mis	CBSC		CBSC FEE - SB1473 PERMITS/FEES FOR COSTCO REFRIGERATION Receipt Date: 11/18/15 Paid by: COLGAL DEVELOPMENT	Db: 99	1001	1.00
			19080	C	Mis	CLEEP	Issued..: T0 (DEVON ) Nov 18 2015 12:52 pm Devon Lazzarino CLEEP GRANT SEPTEMBER 2015 COPS GRANT Receipt Date: 11/18/15 Paid by: COUNTY OF MONTEREY	Db: 99	1001	8333.33
			19081	C	Mis	CLEEP	Issued..: T0 (DEVON ) Nov 18 2015 12:53 pm Devon Lazzarino CLEEP GRANT FY 14-15 COPS GRANT SPECIAL GROWTH ALLOCATION Receipt Date: 11/18/15 Paid by: COUNTY OF MONTEREY	Db: 99	1001	14618.25
			19082	C	Mis	UUT	Issued..: T0 (DEVON ) Nov 18 2015 12:53 pm Devon Lazzarino UTILITY USERS TAX OCTOBER 2015 UUT - ELECTRIC Receipt Date: 11/18/15 Paid by: NOBLE AMERICAS ENERGY	Db: 99	1001	66.95
			19083	C	Mis	UUT	Issued..: T0 (DEVON ) Nov 18 2015 12:54 pm Devon Lazzarino UTILITY USERS TAX OCTOBER 2015 UUT - GAS Receipt Date: 11/18/15 Paid by: NOBLE AMERICAS ENERGY	Db: 99	1001	12.47
							Issued..: T0 (DEVON ) Nov 18 2015 12:54 pm Devon Lazzarino			

Reg	Period	Date	Receipt	T Opr	ID No	Description	G/L Posting	Amt Paid
000	11-15	11/18/15	19084	C Mis	UUT	UTILITY USERS TAX OCTOBER 2015 UUT - GAS Receipt Date: 11/18/15 Paid by: GAS & POWER TECHNOLOGIES Issued..: T0 (DEVON ) Nov 18 2015 12:54 pm Devon	Db: 99 1001 Cr: 10 4025 00	2.86
			19085	C Mis	TRA01	COUNTY/TRAFFIC SEPTEMBER 2015 TRAFFIC Receipt Date: 11/18/15	Db: 99 1001 Cr: 35 4205 11	52.82
				Mis	RL01	COUNTY/ RED LIGHT SEPTEMBER 2015 TRAFFIC Receipt Date: 11/18/15	Db: 99 1001 Cr: 35 4205 11	15.93
				Mis	REV	HEALTH & SAFETY SEPTEMBER 2015 TRAFFIC Receipt Date: 11/18/15	Db: 99 1001 Cr: 10 4210 08	2.51
				Mis	VC	COUNTY/VC SEPTEMBER 2015 TRAFFIC Receipt Date: 11/18/15	Db: 99 1001 Cr: 35 4205 11	113.32
				Mis	VC	VC - CHP SEPTEMBER 2015 TRAFFIC Receipt Date: 11/18/15	Db: 99 1001 Cr: 35 4205 11	30.18
				Mis	VCCR	COUNTY/VC/CR SEPTEMBER 2015 TRAFFIC Receipt Date: 11/18/15	Db: 99 1001 Cr: 35 4205 11	10.63
				Mis	POC01	COUNTY/PROOF OF CORR SEPTEMBER 2015 TRAFFIC Receipt Date: 11/18/15	Db: 99 1001 Cr: 35 4205 11	10.34
				Mis	PTT01	COUNTY/PROPERTY TAX SEPTEMBER 2015 TRAFFIC Receipt Date: 11/18/15	Db: 99 1001 Cr: 10 4020 00	182.87
				Mis	HTP01	1/2 TAX POLICE/PROP 172 SEPTEMBER 2015 TRAFFIC Receipt Date: 11/18/15	Db: 99 1001 Cr: 10 4330 08	25.24
				Mis	REV	COUNTY/REV & RECOVERY SEPTEMBER 2015 TRAFFIC Receipt Date: 11/18/15 Paid by: COUNTY OF MONTEREY Issued..: T0 (DEVON ) Nov 18 2015 12:55 pm Devon	Lazzarino Day 11/18/15 Total ---->	169.63 24532.05
	11/23/15		19086	C Mis	POL01	POLICE REPORT 4560 POLICE REPORT #SG1000328 Receipt Date: 11/23/15 Paid by: CHRISTIAN ALDEN Issued..: T0 (DEVON ) Nov 23 2015 10:13 am Devon	Db: 99 1001 Cr: 10 4560 08	10.00
			19087	C Mis	PAR02	SAND CITY PARKING PARKING VIOLATION #6642 Receipt Date: 11/23/15 Paid by: KALIEHULUMAMO GRANT Issued..: T0 (DEVON ) Nov 23 2015 10:13 am Devon	Lazzarino Db: 99 1001 Cr: 10 4221 08	100.00
			19088	C Mis	PAR02	SAND CITY PARKING PARKING VIOLATION #6644 Receipt Date: 11/23/15 Paid by: ALEJANDRA BARCENAS Issued..: T0 (DEVON ) Nov 23 2015 10:14 am Devon	Lazzarino Db: 99 1001 Cr: 10 4221 08	40.00
			19089	C Mis	PAR02	SAND CITY PARKING PARKING VIOLATION #6656 Receipt Date: 11/23/15 Paid by: EAN SERVICES Issued..: T0 (DEVON ) Nov 23 2015 10:14 am Devon	Lazzarino Db: 99 1001 Cr: 10 4221 08	300.00
			19090	C Mis	PAR02	SAND CITY PARKING PARKING VIOLATION #6754 Receipt Date: 11/23/15 Paid by: DOLLAR RENT A CAR Issued..: T0 (DEVON ) Nov 23 2015 10:14 am Devon	Lazzarino Db: 99 1001 Cr: 10 4221 08	40.00
			19091	C Mis	MS	STATE OF CALIFORNIA FY 15-16 RECYCLING GRANT Receipt Date: 11/23/15 Paid by: STATE OF CALIFORNIA Issued..: T0 (DEVON ) Nov 23 2015 10:14 am Devon	Lazzarino Db: 99 1001 Cr: 10 4733 00	5000.00
			19092	C Mis	UUT	UTILITY USERS TAX OCTOBER 2015 UUT Receipt Date: 11/23/15 Paid by: PILOT POWER GROUP Issued..: T0 (DEVON ) Nov 23 2015 10:15 am Devon	Lazzarino Db: 99 1001 Cr: 10 4025 00	523.78
			19093	C Mis	SITE	SITE PERMIT SITE PLAN/CUP APPLICATION Receipt Date: 11/23/15 Paid by: MARK HYLES Issued..: T0 (DEVON ) Nov 23 2015 10:15 am Devon	Lazzarino Db: 99 1001 Cr: 10 4145 05	250.00
				Mis	CUP01	CONDITIONAL USE PERM SITE PLAN/CUP APPLICATION Receipt Date: 11/23/15 Paid by: MARK HYLES Issued..: T0 (DEVON ) Nov 23 2015 10:15 am Devon	Db: 99 1001 Cr: 10 4125 05	400.00
			19094	C Mis	STAX	SALES TAX RECEIVED SEPTEMBER 2015 IN LIEU SALES TAX Receipt Date: 11/23/15 Paid by: STATE OF CALIFORNIA Issued..: T0 (DEVON ) Nov 23 2015 10:16 am Devon	Lazzarino Db: 99 1001 Cr: 10 4030 00	165800.00

Reg	Period	Date	Receipt	T	Opr	ID No	Description	G/L Posting	Amt Paid	
000	11-15	11/23/15	19095	C	Mis	TUT01	TRANSACTION/USE TAX SEPTEMBER 2015 T/U TAX Receipt Date: 11/23/15 Paid by: STATE OF CALIFORNIA	Db: 99 1001 Cr: 10 4032 00	203600.00	
			19096	C	Mis	UUT	Issued..: T0 (DEVON ) Nov 23 2015 10:16 am Devon UTILITY USERS TAX OCTOBER 2015 UUT - GAS Receipt Date: 11/23/15 Paid by: SPARK ENERGY Issued..: T0 (DEVON ) Nov 23 2015 10:16 am Devon	Lazzarino Db: 99 1001 Cr: 10 4025 00	.85	
									Day 11/23/15 Total ---->	376064.63
	11/30/15		19097	C	Mis	POL01	POLICE REPORT 4560 VEHICLE REPOSSESSION REDEMPTION SG1500361 Receipt Date: 11/30/15 Paid by: ALEXANDER LAING	Db: 99 1001 Cr: 10 4560 08	15.00	
			19098	C	Mis	PAR02	Issued..: T0 (DEVON ) Nov 30 2015 01:46 pm Devon SAND CITY PARKING PARKING VIOLATION #6601 Receipt Date: 11/30/15 Paid by: JAMES COLLIER	Lazzarino Db: 99 1001 Cr: 10 4221 08	75.00	
			19099	C	Mis	UUT	Issued..: T0 (DEVON ) Nov 30 2015 01:46 pm Devon UTILITY USERS TAX OCTOBER 2015 UUT - GAS Receipt Date: 11/30/15 Paid by: CONSTELLATION ENERGY	Lazzarino Db: 99 1001 Cr: 10 4025 00	14.60	
			19100	C	Mis	UUT	Issued..: T0 (DEVON ) Nov 30 2015 01:46 pm Devon UTILITY USERS TAX OCTOBER 2015 UUT - ELECTRIC Receipt Date: 11/30/15 Paid by: CONSTELLATION ENERGY	Lazzarino Db: 99 1001 Cr: 10 4025 00	49.05	
			19101	C	Mis	UUT	Issued..: T0 (DEVON ) Nov 30 2015 01:47 pm Devon UTILITY USERS TAX OCTOBER 2015 UUT - ELECTRIC Receipt Date: 11/30/15 Paid by: DIRECT ENERGY	Lazzarino Db: 99 1001 Cr: 10 4025 00	817.21	
			19102	C	Mis	PAR02	Issued..: T0 (DEVON ) Nov 30 2015 01:47 pm Devon SAND CITY PARKING PARKING VIOLATION #6643 Receipt Date: 11/30/15 Paid by: BLU WHELAN	Lazzarino Db: 99 1001 Cr: 10 4221 08	100.00	
			19103	C	Mis	PAR02	Issued..: T0 (DEVON ) Nov 30 2015 01:47 pm Devon SAND CITY PARKING PARKING VIOLATION #6640 Receipt Date: 11/30/15 Paid by: JENNIFER JONES	Lazzarino Db: 99 1001 Cr: 10 4221 08	50.00	
			19104	C	Mis	WT02	Issued..: T0 (DEVON ) Nov 30 2015 01:47 pm Devon BUSINESS LIC LATE CH FY 15-16 BUSINESS LICENSE LATE FEE Receipt Date: 11/30/15 Paid by: PUBLIC STORAGE	Lazzarino Db: 99 1001 Cr: 10 4060 00	4377.72	
			19113	C	Mis	INT01	Issued..: T0 (DEVON ) Nov 30 2015 01:50 pm Devon INTEREST IN CHECKING NOVEMBER 2015 INTEREST Receipt Date: 11/30/15 Paid by: RABOBANK	Lazzarino Db: 99 1001 Cr: 10 4410 00	3.63	
			19114	C	Mis	OPEB	Issued..: T0 (DEVON ) Nov 30 2015 11:08 am Devon OPEB INTEREST NOVEMBER 2015 INTEREST Receipt Date: 11/30/15 Paid by: RABOBANK	Lazzarino Db: 10 1004 Cr: 10 4411 00	49.14	
			19116	C	Mis	CDINT	Issued..: T0 (DEVON ) Nov 30 2015 11:40 am Devon CD INTEREST NOVEMBER 2015 INTEREST Receipt Date: 11/30/15 Paid by: RABOBANK	Lazzarino Db: 10 1020 Cr: 10 4410 00	7.32	
									Day 11/30/15 Total ---->	5558.67
									Period 11-15 Total ---->	449740.10
									Register 000 Total ---->	449740.10
									Total of All Registers ---->	449740.10

Check Number	Vendor Name	Invoice Description	Check Date	Gross Check Amount
028779	AFLAC	OCTOBER 2015 AFLAC PREMIUMS	11/02/15	1053.13
0	ALLIANT INSURANCE	FY 15-16 PHYSICAL DAMAGE POLICY ENDORSEMENTS	11/02/15	355.00
028741	ASSURANT EMPLOYEE BENEFIT	NOVEMBER 2015 LTD PREMIUMS	11/02/15	610.53
028742	A.T. & T.	SEPTEMBER 2015 POLICE CLETS PHONE LINE	11/02/15	66.35
028743	BARRY'S CARPET SERVICE, INC.	OCTOBER 2015 COUNCIL CHAMBERS CARPET CLEANING	11/02/15	250.00
028744	BEST BEST & KRIEGER	SEPTEMBER 2015 POTENTIAL LITIGATION SUPPLEMENTAL	11/02/15	8542.50
028745	CANON SOLUTIONS AMERICA, INC.	SEPTEMBER 2015 COPY MACHINE USAGE	11/02/15	112.26
028746	CALIFORNIA HIGHWAY	AUGUST 2015 HIGHWAY CLEAN UP	11/02/15	295.00
028747	CALIFORNIA LAW	NOVEMBER 2015 POLICE LTD PREMIUMS	11/02/15	171.50
028748	CORBIN WILLITS SYSTEMS	NOVEMBER 2015 TECH SUPPORT - MOM	11/02/15	219.35
028749	DOMENIC ASARO	LIGHT REPAIR FOR POLICE AND MONUMENT	11/02/15	797.00
028750	DEARBORN NATIONAL LIFE INSURAN	NOVEMBER 2015 LIFE INSURANCE PREMIUMS	11/02/15	365.50
028751	GLASTONBURY	REFUND FY 15-16 BUSINESS LICENSE OVERPAYMENT	11/02/15	76.44
028752	GUARDIAN	NOVEMBER 2015 DENTAL PREMIUMS	11/02/15	3573.48
028753	CITY OF MONTEREY	SEPTEMBER 2015 INSPECTION SERVICES	11/02/15	162.00
028754	MONTEREY COUNTY	1ST QUARTER 15-16 CRIMINAL JUSTICE INFO SYSTEM	11/02/15	3687.75
028755	COUNTY OF MONTEREY	1ST QUARTER 15-16 NGEN MAINTENANCE/COST SHARE	11/02/15	3696.19
028756	MONTEREY COUNTY DISTRICT	FY 14-15 BLOOD ALCOHOL COSTS SHORTFALL	11/02/15	36.13
028757	OHIO NATIONAL LIFE	NOVEMBER 2015 LIFE INSURANCE PREMIUMS	11/02/15	105.08
028758	PACIFIC ART CORPORATION	REFUND FY 15-16 BUSINESS LICENSE OVERPAYMENT	11/02/15	53.98
028759	PITNEY BOWES	7/30/15 TO 10/30/15 POSTAGE MACHINE LEASE	11/02/15	521.85
028760	DAVID PENDERGRASS	NOVEMBER 2015 PAYROLL	11/02/15	1513.37
028761	PETTY CASH - TO BE CASHED BY	REPLENISH PETTY CASH	11/02/15	113.33
028762	PITNEY BOWES, INC	RED INK CARTRIDGES/POSTAGE TAPE FOR POSTAGE MACHIN	11/02/15	184.42
028763	PITNEY BOWES	REPLENISH POSTAGE MACHINE	11/02/15	300.00
028764	DAVID W. JANSEN	LAPTOP/CONNIE EMAIL/LINDA WORD PERFECT	11/02/15	63.00
028765	DAVID W. JANSEN	POLICE - ALL SYSTEMS SCHEDULED MAINTENANCE	11/02/15	609.00
028766	SAND CITY POLICE OFFICERS	NOVEMBER 2015 POA DUES	11/02/15	280.00
028767	SHELL OIL COMPANY	FUEL FOR POLICE VEHICLE TRANSPORT	11/02/15	18.07
028768	SHRED IT- SAN JOSE	OCTOBER 16, 2015 SHREDDING SERVICES	11/02/15	60.50
28738A	SALINAS VALLEY PRO SQUAD	UNIFORM/EQUIPMENT FOR BRANDON SEGOVIA	11/02/15	1709.17
028769	MARY ANN WEEMS	FOR NOVEMBER 2015	11/02/15	184.38
028770	ADP, INC	P/R PROCESSING CHARGES FOR PERIOD ENDING 10/31/15	11/06/15	270.31
028771	RABOBANK VISA CARD	LOCC EXPENSE/SUPPLIES	11/10/15	579.60
028772	RABOBANK VISA CARD	CHRISTMAS DECORATIONS	11/10/15	217.14
028773	RABOBANK VISA CARD	OCTOBER 2015 LATE FEE	11/10/15	41.34
028774	RABOBANK VISA CARD	2015 LOCC EXPENSES - BLACKWELDER	11/10/15	220.46
028775	RABOBANK VISA CARD	2015 LOCC EXPENSES - MARY ANN	11/10/15	182.25
028776	AMERICAN DIABETES ASSOC	FY 2015-2016 DONATION	11/10/15	300.00
028777	AUTOMOTIVE SPECIALISTS	MIRROR/HANDLE/FLASH TUBE/TURN SIGNAL KIT	11/10/15	1133.61
028778	AVAYA, INC	OCTOBER 2015 TELEPHONE LEASE	11/10/15	245.85
028779	TODD BODEM	FY 15-16 VISION EXPENSE REIMBURSEMENT	11/10/15	199.98
028780	JEFF BUSHNELL	FY 15-16 VISION EXPENSE REIMBURSEMENT	11/10/15	200.00
028781	MONTEREY COUNTY WEEKLY	OCTOBER 2015 CO-OP ADVERTISING	11/10/15	1614.00
028782	COMCAST	NOVEMBER 2015 POLICE INTERNET	11/10/15	148.97
028783	HSBC BUSINESS SOLUTIONS	OCTOBER 2015 SUPPLIES	11/10/15	501.99
028784	DEL REY OAKS CAR WASH	12 CAR WASHES FOR POLICE	11/10/15	168.00
028785	D&L DELLA MORA HEATING SHEET M	FURNACE INSPECTION FOR POLICE DEPARTMENT	11/10/15	120.00
028786	D&L DELLA MORA HEATING SHEET M	REPAIR HEATING/AC UNIT FOR CORP YARD TRAILER	11/10/15	1343.00
028787	GRANITEROCK CO # 29137	3 YARDS OF DRAIN ROCK FOR DIAS STREET	11/10/15	185.25
028788	GRANITEROCK CO # 29137	DECOMPOSED GRANITE FOR CALABRESE PARK WALKWAY	11/10/15	93.22
028789	HOME DEPOT CREDIT SERVICE	OCTOBER 2015 SUPPLIES	11/10/15	1154.16
028790	MICHAEL J. KERNER	FITNESS FOR DUTY EXAM - BUSHNELL & ESCOBAR	11/10/15	625.00
028791	LAW ENFORCEMENT	PSYCH EVALUATION FOR NEW POLICE HIRE	11/10/15	375.00
028792	MONTEREY BAY URGENT	PHYSICAL EXAM/TESTS FOR NEW POLICE HIRE	11/10/15	75.00
028793	MONTEREY COUNTY BUSINESS	11/13/15 MCBC MONTHLY LUNCHEON	11/10/15	50.00
028794	MISSION UNIFORM SERV. INC	OCTOBER 2015 LAUNDRY SERVICE	11/10/15	655.79
028795	MCGRATH RENTCORP	NOVEMBER 2015 POLICE LOCKER ROOM RENTAL	11/10/15	184.99
028796	MONTEREY TIRE SERVICE, INC	FLAT REPAIR FOR P/W TOYOTA #8103	11/10/15	20.72
028797	DAVID PENDERGRASS	REIMBURSE 2015 LOCC EXPENSES	11/10/15	16.33
028798	PETTY CASH - TO BE CASHED BY	REPLENISH PETTY CASH	11/10/15	48.68
028799	RED SHIFT INTERNET SRVCS	NOVEMBER 2015 POLICE/CITY DSL, WEB & EMAIL	11/10/15	93.89
028800	DAVID W. JANSEN	DEVON EMAIL/BROWSER ENGINEER/CONNIE-TODD PRINTING	11/10/15	441.00
028801	SALVATION ARMY	FY 2015-2016 DONATION	11/10/15	300.00
028802	STURDY OIL COMPANY	10/15/15 TO 10/31/15 FUEL COSTS	11/10/15	721.75
028803	SALINAS VALLEY PRO SQUAD	REPLACEMENT UNIFORM FOR LARRY ESCOBAR	11/10/15	125.44
028804	STORM WATER INSPECTION &	OCTOBER 2015 INTERCEPTOR INSPECTIONS	11/10/15	4400.00
028805	RABOBANK VISA CARD	BODEM CONFERENCE EXPENSES	11/10/15	216.87
028806	PERS - MEDICAL	NOVEMBER 2015 PERS HEALTH PREMIUMS	11/10/15	16229.82
028807	PUBLIC EMPLOYEES RET. SYS	OCTOBER 2015 PERS RETIREMENT CONTRIBUTIONS	11/13/15	33410.40
028808	AMERICAN LOCK & KEY	KEYS FOR NEW STREET SWEEPER	11/17/15	40.75
028809	AT & T	OCTOBER 2015 POLICE TRACNET PHONE LINE	11/17/15	106.39
028810	AT&T	OCTOBER 2015 TELEPHONE BILLS	11/17/15	1571.97
028811	A.T. & T.	SEPTEMBER 2015 POLICE CLETS PHONE LINE - BALANCE	11/17/15	2.13
028812	BAUDVILLE, INC	CERTIFICATE PAPER FOR 2015 WEST END APPRECIATION	11/17/15	75.40
028813	BEST BEST & KRIEGER	OCTOBER 2015 POTENTIAL LITIGATION SEASIDE	11/17/15	40399.25
028814	CAL-AM WATER	OCTOBER 2015 WATER BILL - 1 SYLVAN	11/17/15	101.72
028815	CAL-AM WATER	OCTOBER 2015 WATER BILL - 320 ELDER	11/17/15	25.24
028816	CALIFORNIA HIGHWAY	OCTOBER 29, 2015 HIGHWAY CLEAN UP	11/17/15	295.00
028817	CHIEF SUPPLY	FIRST AID KIT FOR CHIEF VEHICLE	11/17/15	191.08
028818	CHIEF SUPPLY	SPRAY, TRAFFIC CONES, FLARE CANNISTER	11/17/15	204.06

Check Number	Vendor Name	Invoice Description	Check Date	Gross Check Amount
028811	COMCAST	NOVEMBER 2015 PD PHONE/PW INTERNET & PHONE	11/17/15	203.38
028812	COSTCO WHOLESALE	ANNUAL MEMBERSHIP RENEWAL - 12/15 TO 12/16	11/17/15	165.00
028813	CREEGAN & D'ANGELO	OCTOBER 2015 ENGINEER SERVICES	11/17/15	22782.00
0	DYNA CLEAN SERVICES	NOVEMBER 8, 2015 OFFICE CLEANING	11/17/15	250.00
0	EDGES ELECTRICAL GROUP	20 FUSES FOR BIKE TRAIL LIGHTS	11/17/15	355.14
028816	HDL COREN & CONE	PROPERTY TAX CONTRACT SERVICES	11/17/15	1260.00
028817	HEISINGER BUCK AND MORRIS	OCTOBER 2015 ATTORNEY REIMBURSABLE COSTS	11/17/15	67.35
028818	MONTEREY COUNTY	POLICE NETWORK ACCESS FOR PERIOD ENDING 9/30/15	11/17/15	105.00
028819	MRWMD	OCTOBER 2015 REFUSE CHARGES	11/17/15	417.51
028820	OFFICE DEPOT , INC.	OCTOBER 2015 SUPPLIES	11/17/15	1113.80
028821	PUBLIC AGENCY RISK MANAGERS AS	2016 PUBLIC AGENCY RISK MANAGERS CONFERENCE	11/17/15	350.00
028822	PETTY CASH - TO BE CASHED BY	REPLENISH PETTY CASH	11/17/15	50.01
028823	PACIFIC GAS & ELECTRIC	OCTOBER 2015 UTILITY BILLS	11/17/15	2433.01
028824	DAVID W. JANSEN	POLICE - MAINTENANCE ON ALL SYSTEMS	11/17/15	714.00
028825	SMART & FINAL	OCTOBER 2015 SUPPLIES	11/17/15	24.30
028826	VERIZON WIRELESS	OCTOBER 2015 CELL PHONE BILLS	11/17/15	959.52
028827	AGA - CENTRAL COAST CHAPTER	12/17/15 GOVERNMENT TAX SEMINAR - LINDA	11/24/15	195.00
028828	BARTEL ASSOCIATES, LLC	OCTOBER 2015 OPEB VALUATION CONTRACT SERVICES	11/24/15	3300.00
028829	BEST BEST & KRIEGER	OCTOBER 2015 POTENTIAL LITIGATION - SEASIDE	11/24/15	22312.50
028830	COMCAST	NOVEMBER 2015 CITY INTERNET/COUNCIL TV	11/24/15	81.72
028831	CONSOLIDATED ELECTRICAL	CONCRETE/ELECTRIC BOX LID FOR BIKE TRAIL	11/24/15	62.67
028832	COPWARE, INC.	2016 COPWARE CALIFORNIA CODES SITE LICENSE	11/24/15	215.00
028833	CYPRESS COAST FORD	REPLACE FRONT BRAKES/ROTORS FOR POLICE UNIT 93	11/24/15	496.32
028834	D&L DELLA MORA HEATING SHEET M	FURNACE/THERMOSTAT REPAIR FOR POLICE DEPARTMENT	11/24/15	595.00
028834	D&L DELLA MORA HEATING SHEET M	TRUCK CHARGE FOR POLICE DEPT FURNACE CHECK	11/24/15	10.00
028835	DE LAGE LANDEN FINANCIAL SERVI	NOVEMBER 2015 STREET SWEEPER PAYMENT	11/24/15	1522.18
028836	EMC PLANNING GROUP, INC.	OCTOBER 2015 HOUSING ELEMENT UPDATE	11/24/15	4361.11
028836	EMC PLANNING GROUP, INC.	OCTOBER 2015 PLANNING STAFF SUPPORT	11/24/15	3681.37
028836	EMC PLANNING GROUP, INC.	OCTOBER 2015 WEBSITE DEVELOPMENT	11/24/15	8642.04
028837	HOPE SERVICES	OCTOBER 2015 CLEAN UP CREW	11/24/15	4187.15
028838	HATCH MOTT MACDONALD GROUP, IN	SPEED SURVEY CONTRACT SERVICES	11/24/15	979.00
028839	CITY OF MONTEREY	NOVEMBER 2015 STREET SWEEPING	11/24/15	2097.00
028840	PETTY CASH - TO BE CASHED BY	REPLENISH PETTY CASH	11/24/15	87.53
028841	SALVATION ARMY	FY 15-16 DONATION	11/24/15	300.00
028842	LINDA SCHOLINK	12/2/15 TO 12/4/15 CITY CLERKS CONFERENCE	11/24/15	184.20
028843	CALPERS 457 PLAN	NOVEMBER 2015 PERS 457 CONTRIBUTIONS	11/30/15	10900.00

Grn-Total:  
 Ttl-Count: 117

235168.87

# Successor Agency

REPORT.: 12/31/15  
 RUN....: 12/31/15  
 Run By.: LINDA

SUCCESSOR AGENCY  
 Balance Sheet Report  
 ALL FUND(S)

PAGE: 001  
 ID #: GLBS  
 CTL.: SUC

Ending Calendar Date.: November 30, 2015      Fiscal (05-16)

Assets			Acct ID
-----			
Debt Service Tax Increment Account	211,683.93	40	1005
Debt Service 2008 TAX EXEMPT CD #6998114883	525,491.27	40	1025
Debt Service 2008 TAX EXEMPT CD # 535671579	530,815.56	40	1026
Debt Service 2008A RESERVE ACCOUNT	4,364.03	40	1060
Debt Service Bank of Baroda- CD	200,000.00	40	1065
Debt Service Comenity Capital Bank- CD	245,000.00	40	1066
Debt Service Goldman Sachs-USA New York- CD	245,000.00	40	1067
Debt Service 2008B RESERVE ACCOUNT	4,468.25	40	1070
Debt Service 2008B Cost of Issuance	0.02	40	1071
Debt Service 2008B Debt Service Fund	-0.09	40	1072
Debt Service GE-Capital Retail Bank-CD	120,000.00	40	1075
Debt Service Land	2,525,709.76	40	1291
Debt Service FURNITURE AND FIXTURES	40,218.25	40	1293
Debt Service SIGNS AND LANDSCAPING	182,630.99	40	1297
Debt Service ACCUMULATED DEPRECIATION	-208,817.54	40	1300
	-----		
Total of Assets ---->	4,626,564.43		4,626,564.43
			=====

Liabilities			Acct ID
-----			
Debt Service REFUNDABLE FEES	1,455,000.00	40	2045
Debt Service GENERAL LT- ADVANCE COSTCO/SEA	4,650,000.00	40	2330
Debt Service LOAN PAYABLE-HOUSING	685,052.00	40	2452
Debt Service LT ADVANCES FOR OPERAT EXPENSE	3,626,057.91	40	2455
Debt Service ADVANCES COP REIMBURSEMENTS	1,454,766.42	40	2460
Debt Service SERIES A BONDS	5,540,000.00	40	2480
Debt Service SERIES B BONDS	1,405,000.00	40	2485
Debt Service ORIGINAL ISSUE DATE SERIES B	215,641.00	40	2487
	-----		
Total of Liabilities ---->	19,031,517.33		

FUND Balances			Acct ID
-----			
Debt Service Unappropriated Fund Balance	-14,720,168.19	40	3400
CURRENT EARNINGS	315,215.29		
	-----		
Total of FUND Balances ---->	-14,404,952.90		4,626,564.43
			=====

REPORT.: Dec 31 15 Thursday  
 RUN...: 12/31/15 Time: 13:51  
 Run By.: Linda Scholink

SUCCESSOR AGENCY  
 Month End Cash Register Activity Report  
 For Period: 11-15

PAGE: 001  
 ID #: CH-AC  
 CTL.: SUC

Reg	Period	Date	Receipt	T	Opr	ID	No	Description	G/L Posting	Amt Paid
000	11-15	11/30/15	00215	C	Mis	PRP01		PROPERTY TAX INCREMENT NOVEMBER 2015 INTEREST Receipt Date: 11/30/15 RABOBANK	Db: 40 1005 Cr: 40 4450 00	35.97
			00216	C	Mis	BND05		Issued..: T0 (DEVON ) Nov 30 2015 12:30 pm Devon 6 MONTH TAX EXEMPT BOND INTEREST NOVEMBER 2015 INTEREST Receipt Date: 11/30/15 Paid by: RABOBANK	Lazzarino Db: 40 1026 Cr: 40 4435 00	22.85
			00217	C	Mis	BND04		Issued..: T0 (DEVON ) Nov 30 2015 12:32 pm Devon 3 MONTH TAX EXEMPT BOND INTEREST NOVEMBER 2015 INTEREST Receipt Date: 11/30/15 Paid by: RABOBANK	Lazzarino Db: 40 1025 Cr: 40 4435 00	22.63
Issued..: T0 (DEVON ) Nov 30 2015 12:45 pm Devon Lazzarino										
Day 11/30/15 Total ---->										81.45
Period 11-15 Total ---->										81.45
Register 000 Total ---->										81.45
Total of All Registers ---->										81.45



REPORT.: Dec 31 15 Thursday  
RUN...: Dec 31 15 Time: 13:46  
Run By.: Linda Scholink

SUCCESSOR AGENCY  
Month End Cash Disbursements Report  
Report for 11-15 BANK ACCOUNT 1005

PAGE: 001  
ID #: PY-CD  
CTL.: SUC

Period	Check Number	Check Date	Vendor # (Name)	Disc. Terms	Gross Amount	Disc Amount	Net Amount	Check Description
11-15	002071	11/17/15	CAL01 (CAL AM WATER)		75.23	.00	75.23	OCTOBER 2015 WATER BILLS
-			Total for Bank Account 1005 ----->		75.23	.00	75.23	
			Grand Total of all Bank Accounts ----->		75.23	.00	75.23	

**AGENDA ITEM**

**5C**

# MEMO

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**To:** Honorable Mayor and City Council Members  
**From:** Todd Bodem, City Administrator  
**Date:** January 14, 2016  
**Subject:** A RESOLUTION authorizing and directing the City Administrator to enter into a RIGHT OF ENTRY PERMIT agreement with the State of California Department of Parks and Recreation allowing public access and maintenance over, on, and through those portions of the Bay Avenue Access area that reside on the lands of the State of California

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## **Background**

As a condition of approval for the Sand City Water Supply Project (SCWSP), the City of Sand City (the City) was required to construct certain improvements to provide for coastal access on Bay Avenue and Vista Del Mar. In 2010, the City constructed the Coastal Access Improvements Project (the Project). The Project consisted of street improvements, parking, drainage features, coastal access features including a beach access boardwalk and a separate beach access stairway, and landscaping. Portions of the beach access boardwalk and stairway were constructed within State Beach property and required the City to enter into a Right of Entry Permit (ROE Permit) with the State of California Department of Parks and Recreation (Parks and Recreation). The City entered into the ROE Permit on March 2, 2010, and allowed for the construction, operation, and maintenance of these improvements for a period of approximately 5-1/2 years.

Staff has identified that the ROE Permit expired on September 30, 2015. Due to the need for continued operation and maintenance of the Project, the City will need to renew and/or enter into a new ROE Permit with the State.

The City Engineer has met with the local Department of Parks and Recreation representative regarding the ROE Permit. It appears that the ROE Permit should only be issued for up to a one (1) year period. The original ROE Permit lasted 5-1/2 years, which was an oversight on the part of the Department. However, based on discussion with the Department representative, it appears the State will likely waive the fees associated with the ROE Permit, including fees for Department staff and processing of the Permit. The permit, if approved, will be valid for one (1) year. The City will then need to annually renew the ROE Permit and the term of the permit will be filled in by hand when the permit is executed.

## **Staff Recommendation**

The City Council adopt the attached resolution authorizing and directing the City Administrator to enter into a RIGHT OF ENTRY PERMIT agreement with the State of California Department of Parks and Recreation allowing public access and the operation

and maintenance over, on and through those portions of the Project that reside on the lands of the State of California.

Attachment: Resolution and Draft Right of Entry Permit Agreement

**CITY OF SAND CITY**  
**RESOLUTION SC \_\_\_, 2016**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAND CITY AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO ENTER INTO A RIGHT OF ENTRY PERMIT WITH THE STATE OF CALIFORNIA DEPARTMENT OF PARKS AND RECREATION ALLOWING PUBLIC ACCESS AND MAINTENANCE OVER, ON, AND THROUGH THOSE PORTIONS OF THE BAY AVENUE COASTAL ACCESS AREA THAT RESIDE ON THE LANDS OF THE STATE OF CALIFORNIA**

**WHEREAS**, the Bay Avenue Coastal Access Project was conditioned by the California Coastal Commission as part of the Sand City Water Supply Project; and

**WHEREAS**, certain portions of the project improvements encroach upon the lands of the State of California Department of Parks and Recreation; and

**WHEREAS**, the City entered into a Right of Entry Agreement with the California Department of Parks and Recreation on March 2, 2010, which expired on September 30, 2015; and

**WHEREAS**, the City must be in possession of an approved Right of Entry Permit issued by the State of California in order to maintain said improvements that exist within the lands of the State of California Department of Parks and Recreation.

**NOW, THEREFORE, BE IT RESOLVED**, that the City Administrator is authorized to execute the Right of Entry Permit Agreement issued by the State of California.

**PASSED AND ADOPTED**, at a regular meeting of the City Council of the City of Sand City, this \_\_\_ day of February, 2016 by the following votes:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

\_\_\_\_\_  
David K. Pendergrass, Mayor

ATTEST:

\_\_\_\_\_  
Linda K. Scholink, City Clerk

## RIGHT OF ENTRY PERMIT

Agency: Department of Parks and Recreation

Project: City of Sand City Coastal Access  
Improvement Project  
Bay Avenue and Vista Del Mar  
Monterey State Beach

This Right of Entry Permit (Permit) is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, between the State of California, acting by and through its Department of Parks and Recreation, hereinafter called State, and the City of Sand City, its officers, employees, agents and contractors, hereinafter called Permittee; State and Permittee may hereinafter be referred to as a Party, or collectively the Parties.

### RECITALS

- **Whereas**, the State owns, operates and maintains the State Park known as Monterey State Beach in the City of Sand City, County of Monterey, State of California; and
- **Whereas**, the Permittee constructed a coastal access improvement project near the intersection of Bay Avenue and Vista Del Mar in the City of Sand City adjacent to Monterey State Beach; and
- **Whereas**, the Permittee's coastal access improvement project was constructed as a Coastal Commission required condition of approval for the Sand City Water Supply Project, a project to construct and operate a reverse osmosis seawater desalination facility and potable water distribution system; and
- **Whereas**, no portion of the desalination facility was constructed on State Beach property; and
- **Whereas**, the Permittee constructed a beach access platform, walkway, and separate beach access stairway within the boundaries of Monterey State Beach in order to fulfill the required Coastal Commission condition of approval; and
- **Whereas**, said beach improvements are subject to periodic coastal erosion and degradation requiring periodic maintenance and repair in order to provide for continued public access; and
- **Whereas**, the Permittee has applied to the State for permission to access that portion of Monterey State Beach near the intersection of Bay Avenue and Vista Del Mar in Sand City for purposes of continual maintenance of the beach access improvements; and
- **Whereas**, the State desires to accommodate Permittee's application for permission to enter Monterey State Beach for purposes of the Project, as provided herein and as, and to the extent, such Project may be ultimately described, permitted, approved and conditioned by Permittee's project approvals, permits, and environmental approvals, and as may be conditioned by any other regulatory agency having jurisdiction, if applicable.

### TERMS AND CONDITIONS

**Now therefore**, the State by this Permit hereby grants to the Permittee permission to enter upon State's property, conditioned upon the agreement of the Parties that this Permit does not create or vest in Permittee any interest in the real property herein described or depicted, that the Permit is revocable and non-transferable, and that the Permit is further subject to the following terms and conditions:

1. **Project Description:** By this Permit, the State hereby grants to the Permittee permission to enter onto those lands depicted on the Vista Del Mar Beach Access Construction and Grading Plan dated November 2, 2009, hereby made part of this permit as "Exhibit A" (the Property), attached hereto and herein incorporated by this reference, solely for the purpose of the continued operation, maintenance, and housekeeping of these improvements. The Coastal Access Improvement Project, hereafter referred to as "Project", involved the construction of paved improvements and landscaping on Permittee's property, the construction of a beach access boardwalk and a separate beach access stairway on State Beach property.

- 2. Permit Subject to Laws and Regulatory Agency Permits:** This Permit is expressly conditioned upon Permittee's obtaining any and all regulatory permits or approvals required by the relevant regulatory agencies for the Project and Permittee's use of the Property, and upon Permittee's compliance with all applicable municipal, state and federal laws, rules and regulations, including all State Park regulations. Permittee shall, at Permittee's sole cost and expense, comply with the Project Description, and requirements and mitigations contained in the Environmental Document.

Prior to commencement of any work, Permittee shall obtain all such legally required permits or approvals and submit to the State full and complete copies of all permits and approvals, including documentation related to or referenced in such permits and approvals, along with the corresponding agency contact and telephone numbers, and related California Environmental Quality Act (CEQA) and/or National Environmental Policy Act (NEPA) documentation as applicable.

- 3. Term of Permit:** This Permit shall only be for the period beginning on \_\_\_\_\_, and ending on \_\_\_\_\_, or as may be reasonably extended by written mutual agreement of the Parties.
- 4. Consideration:** Permittee agrees to pay State the sum of Zero Dollars (\$0.00) as consideration for the rights granted by this Permit. Payment is due upon execution of this Permit.
- 5. Permit Subject to Existing Claims:** This Permit is subject to existing contracts, permits, licenses, encumbrances and claims which may affect the Property.
- 6. Waiver of Claims and Indemnity:** Permittee waives all claims against State, its officers, agents and/or employees, for loss, injury, death or damage caused by, arising out of, or in any way connected with the condition or use of the Property, the issuance, exercise, use or implementation of this Permit, and/or the rights herein granted. Permittee further agrees to protect, save, hold harmless, indemnify and defend State, its officers, agents and/or employees from any and all loss, damage, claims, demands, costs and liability which may be suffered or incurred by State, its officers, agents and/or employees from any cause whatsoever, arising out of, or in any way connected with this Permit, exercise by Permittee of the rights herein granted, Permittee's use of the Property and/or the Project for which this Permit is granted, except those arising out of the sole active negligence or willful misconduct of State. Permittee will further cause such indemnification and waiver of claims in favor of State to be inserted in each contract that Permittee executes for the provision of services in connection with the Project for which this Permit is granted.
- 7. Contractors:** Permittee shall incorporate the terms, conditions and requirements contained herein when contracting out all or any portion of the work permitted hereunder. Permittee shall be responsible for ensuring contractor/subcontractor compliance with the terms and conditions contained herein. Failure of Permittee's contractors to abide by State's terms and conditions shall constitute default by Permittee (see DEFAULT paragraph below) allowing State to terminate this Permit and seek all legal remedies.
- 8. Insurance Requirements:** As a condition of this Permit and in connection with Permittee's indemnification and waiver of claims contained herein, Permittee shall maintain, and cause its contractors to maintain, a policy or policies of insurance as follows:

**A. Commercial Permittees**

Permittee shall maintain motor vehicle liability with limits of not less than \$1,000,000 per accident. Such insurance shall cover liability arising out of a motor vehicle, including all owned, hired, and non-owned motor vehicles.

Permittee shall maintain statutory Workers' Compensation and employer's liability insurance coverage in the amount of \$1,000,000/employee/disease/each accident, for all its employees who will be engaged in the performance of work on the Property, including special extensions where applicable. Said policy shall include a waiver of subrogation in favor of State. If the permittee has no employees and/or the owner(s) have elected not to be covered by workers' compensation, Permittee shall provide State with a written confirmation that Permittee is not required to be, and/or has elected not to be, covered by Workers' Compensation.

Permittee shall procure commercial general liability insurance at least as broad as the most commonly available ISO policy form CG 0001 covering premises operations, products/completed operations, personal/advertising injury and contractual liability with limits not less than \$1,000,000 per occurrence and \$2,000,000 general aggregate. Said policy shall apply separately to each insured against whom any claim is made or suit is brought subject to the Permittee limits of liability.

**B. Private Party Permittees**

Permittee shall maintain personal auto insurance with limits of not less than \$100,000 bodily injury per person, \$300,000 bodily injury per accident, and \$50,000 property damage per accident.

Permittee shall maintain comprehensive personal liability with limits of not less than \$300,000 each occurrence.

Each policy of insurance required by this provision shall: (a) be in a form, and written by an insurer, reasonably acceptable to State; (b) be maintained at Permittee's sole expense; and (c) require at least thirty (30) days written notice to State prior to any cancellation, non-renewal or material modification of insurance coverage.

Insurance companies issuing such policies shall have a rating classification of "A-" or better and financial size category ratings of "VII" or better according to the latest edition of the A.M. Best Key Rating Guide. All Insurance companies issuing such policies shall be licensed admitted insurers or eligible surplus lines insurers authorized to do business in the State of California.

Said motor vehicle liability and commercial general liability policies shall contain an endorsement naming the CALIFORNIA DEPARTMENT OF PARKS AND RECREATION as an additional insured at no cost to State.

Permittee shall provide to State evidence that the insurance required to be carried by this Permit, including the endorsements affecting the additional insured status and waiver of subrogation, is in full force and effect and that premiums therefore have been paid. Such evidence shall, at State's discretion, be in either the form of an ACORD Form (Certificate of Insurance) or DPR Form 169A (Certificate of Insurance for Concession Contracts/Special Events), or a certified copy of the original policy, including all endorsements.

Permittee is responsible for any deductible or self-insured retention contained within the insurance program.

Should Permittee fail to keep the specified insurance in effect at all times, Permittee shall be considered to be in default of this Permit, and State may, in addition to any other remedies it has, terminate this Permit.

Permittee shall require and ensure that all contractors and subcontractors have adequate insurance meeting the coverage requirements in this provision.

Any insurance required to be carried shall be primary and not excess to any other insurance carried by State.

Coverage shall be in force for the complete term of this Permit, including any extension thereof, and for all work being done for which this Permit is required.

- 9. **Reservation of Rights:** State reserves the right to use the Property in any manner, provided such use does not unreasonably interfere with Permittee's rights herein.
- 10. **Access Limits and Conditions:** Access to the Property shall be limited to the access designated by the State and as depicted in Exhibit A.
- 11. **Notice of Work:** Any required notices to State shall be sent to the State authorities in charge of Monterey State Beach named below. At least forty-eight (48) hours prior to any entry upon the Property for any of the purposes hereinabove set forth, Permittee shall provide the State contact[s] named below with written notice of Permittee's intent to enter the Property. Permittee shall also notify the State contact[s] listed below in writing at least forty-eight (48) hours prior to any change in the Project schedule or cessation or completion of work. Should State personnel need to contact Permittee, State shall notify Permittee's contact person listed below:

**STATE:**  
 Contact: Mathew Fuzie, District Superintendent  
 District: Monterey District  
 Address: 2211 Garden Road  
 Monterey, CA 93940  
 Telephone: 831-649-2836  
 Fax: 831-647-6239

**PERMITTEE'S CONTACT:**  
 Contact: Todd Bodem, City Administrator  
 Address: 1 Sylvan Park  
 Sand City, CA 93955  
 Telephone: 831-394-3054  
 Fax: 831-394-2472

- 12. **Limits of Work:** In no event shall this Permit authorize work in excess or contrary to the terms and conditions of any regulatory agency permit or approval. Under no circumstances, whether or not



authorized by any regulatory agency, other permit or any person or entity other than State, shall work exceed that which is authorized by this Permit.

13. **Public Safety:** Permittee shall erect orange plastic temporary construction fencing and appropriate signage prior to commencement of work to prevent public access to the construction zone. Permittee shall remove such fencing within two (2) days after the completion of work. Permittee shall take, and shall cause its contractors or subcontractors to take, any and all necessary and reasonable steps to protect the public from harm in connection with the Project or implementation of this Permit.
14. **Compliance with Monitoring and Mitigation Measures:** Resource monitoring and mitigation measures, if required by the Permittee's environmental document shall be identified by the Permittee and shall be completed in accordance with and to the satisfaction of the District Superintendent or designee.

Permittee's activities conducted under this Permit shall comply with all State and Federal environmental laws, including, but not limited to, the Endangered Species Act, CEQA, and Section 5024 of the Public Resources Code.

Any of Permittee's archaeological consultants working within the boundaries of the Property shall obtain a permit from the California State Parks Archaeology, History & Museums Division prior to commencing any archaeological or cultural investigations of the Property.

Permittee shall immediately advise State's contact person if any new site conditions are found during the course of permitted work. State will advise Permittee if any new historical resources (including archaeological sites), special status species, threatened/endangered species protocols, or other resource issues are identified within the Project site. Permittee shall abide by District Superintendent or designee's instructions to protect the resource(s) during the permitted work or risk revocation of the Permit.

Permittee shall make all excavation activities on the Property available to the State Archaeologist for observation and monitoring. During excavation, the State archaeological monitor may observe and report to the State on all excavation activities. State archaeological monitor shall be empowered to stop any construction activities as necessary to protect significant cultural resources from being disturbed.

In the event that previously unknown cultural resources, including, but not limited to, dark soil containing shell, bone, flaked stone, groundstone, or deposits of historic trash are encountered during Project construction by anyone, work will be suspended at that specific location, and the Permittee's work will be redirected to other tasks, until after a State-qualified archaeologist has evaluated the find and implemented appropriate treatment measures and disposition of artifacts, as appropriate, in compliance with all applicable laws and department resource directives.

If human remains are discovered during the Project, work will be immediately suspended at that specific location and the District Superintendent or designee shall be notified by Permittee. The specific protocol, guidelines and channels of communication outlined by the California Native American Heritage Commission (NAHC), and/or contained in Health and Safety Code Section 7050.5 and Public Resources Code Sections 5097.9 et seq., will be followed. Those statutes will guide the potential Native American involvement in the event of discovery of human remains.

Permittee shall provide a written work schedule to State so that the State archaeological monitor can arrange to be on site on the necessary days. Permittee shall provide reasonable advance notice of and invite the District Superintendent or designee to any preconstruction meetings with the prime contractor or subcontractors.

15. **Restoration of Property:** Permittee shall complete the restoration, repair, and revegetation of the Property in consultation with, and to the satisfaction of, the State Environmental Scientist within one (1) year after completion of the Project or the expiration or termination of this Permit, whichever comes first. This obligation shall survive the expiration or termination of this Permit.
16. **Performance Bond:** If required by State in order to ensure that Permittee performs and completes its obligations in accordance with the terms of the Permit, Permittee shall obtain a Performance Bond in the amount of from a surety duly licensed in the State of California. Permittee shall provide State with a copy of such insurance bond.
17. **Right to Halt Work:** The State reserves the right to halt work and demand mitigation measures at any time, with or without prior notice to Permittee, in the event the State determines that any provision contained herein has been violated, or in the event that cessation of work is necessary to

prevent, avoid, mitigate or remediate any threat to the health and safety of the public or state park personnel, or to the natural or cultural resources of the state park.

- 18. Use Restrictions:** The use of the Property by Permittee, including its guests, invitees, employees, contractors and agents, shall be restricted to the daytime hours between sunrise and sunset on a day-by-day basis, unless otherwise approved in advance in writing by State. No person shall use or occupy the Property overnight.

Activities on the Property shall be conducted only in a manner which will not interfere with the orderly operation of the state park. Permittee shall not engage in any disorderly conduct and shall not maintain, possess, store or allow any contraband on the Property. Contraband includes, but is not limited to: any illegal alcoholic beverages, drugs, firearms, explosives and weapons.

Roads and trails where motorized vehicles are normally prohibited may be used for vehicle access by Permittee, its employees, agents or contractors for patrol, maintenance or repair purposes only, and only to the extent specified by State, and shall be otherwise subject to all other conditions and/or restrictions of this Permit and any applicable laws, state park regulations and state park policies.

Permittee shall not use or allow the Property to be used, either in whole or in part, for any purpose other than as set forth in this Permit, without the prior written consent of the State.

- 19. State's Right to Enter:** At all times during the term of this Permit and any extension thereof, there shall be and is hereby expressly reserved to State and to any of its agencies, contractors, agents, employees, representatives, invitees or licensees, the right at any and all times, and any and all places, to temporarily enter upon said Property to survey, inspect, or perform any other lawful State purposes.

Permittee shall not interfere with State's right to enter.

- 20. Protection of Property:** Permittee shall protect the Property, including all improvements and all natural and cultural features thereon, at all times at Permittee's sole cost and expense, and Permittee shall strictly adhere to the following restrictions:

- (a) Permittee shall not place or dump garbage, trash or refuse anywhere upon or within the Property, except in self-contained trash receptacles that are maintained to State's satisfaction by Permittee.
- (b) Permittee shall not commit or create, or suffer to be committed or created, any waste, hazardous condition or nuisance in, on, under, above or adjacent to the Property.
- (c) Permittee shall not cut, prune or remove any vegetation upon the Property, except as identified in the Project description and herein permitted or subsequently approved in writing by the District Superintendent.
- (d) Permittee shall not disturb, move or remove any rocks or boulders upon the Property, except as identified in the Project description and herein permitted or subsequently approved in writing by the District Superintendent.
- (e) Permittee shall not grade or regrade, or alter in any way, the ground surface of the Property, except as herein permitted, or subsequently approved in writing by the District Superintendent.
- (f) Permittee shall not bait, poison, trap, hunt, pursue, catch, kill or engage in any other activity which results in the taking, maiming or injury of wildlife upon the Property, except as identified in the Project description and herein permitted or subsequently approved in writing by the District Superintendent.
- (g) Permittee shall not use, create, store, possess or dispose of hazardous substances (as defined in the California Hazardous Substances Act) on the Property except as herein permitted, or subsequently approved in writing by the District Superintendent.
- (h) Permittee shall exercise due diligence to protect the Property against damage or destruction by fire, vandalism and any other causes.

- 21. Default:** In the event of a default or breach by Permittee of any of the terms or conditions set forth in this Permit, State may at any time thereafter, without limiting State in the exercise of any right of remedy at law or in equity which State may have by reason of such default or breach:

- (a) Maintain this Permit in full force and effect and recover the consideration, if any, and other monetary charges as they become due, without terminating Permittee's right to use of the Property, regardless of whether Permittee has abandoned the Property; or
- (b) Immediately terminate this Permit upon giving written notice to Permittee, whereupon Permittee shall immediately surrender possession of the Property to State and remove all of Permittee's equipment and other personal property from the Property. In such event, State shall be entitled to recover from Permittee all damages incurred or suffered by State by reason of Permittee's default, including, but not limited to, the following:
  - (i) any amount necessary to compensate State for all the detriment proximately caused by Permittee's failure to perform its obligations under this Permit, including, but not limited to, compensation for the cost of restoration, repair and revegetation of the Property, which shall be done at State's sole discretion and compensation for the detriment which in the ordinary course of events would be likely to result from the default; plus
  - (ii) at State's election, such other amounts in addition to or in lieu of the foregoing as may be permitted from time to time by applicable law.

- 22. **State's Right to Cure Permittee's Default:** At any time after Permittee is in default or in material breach of this Permit, State may, but shall not be required to, cure such default or breach at Permittee's cost. If State at any time, by reason of such default or breach, pays any sum or does any act that requires the payment of any sum, the sum paid by State shall be due immediately from Permittee to State at the time the sum is paid. The sum due from Permittee to State shall bear the maximum interest allowed by California law from the date the sum was paid by State until the date on which Permittee reimburses State.
- 23. **Revocation of Permit:** The State shall have the absolute right to revoke this Permit for any reason upon ten (10) days written notice to Permittee. Written notice to Permittee may be accomplished by electronic or facsimile transmission, and the notice period set forth in this paragraph shall begin on the date of the electronic or facsimile transmission, or, if sent by mail, on the date of delivery. If Permittee is in breach of the Permit or owes money to the State pursuant to this Permit, any prepaid monies paid by Permittee to State shall be held and applied by the State as an offset toward damages and/or amounts owed. Nothing stated herein shall limit the State's exercise of its legal and equitable remedies.
- 24. **Recovery of Legal Fees:** In any action brought to enforce or interpret any provisions of this Permit or to restrain the breach of any agreement contained herein, or for the recovery of possession of the Property, or to protect any rights given to the State against Permittee, and in any actions or proceedings under Title 11 of the United States Code, if the State shall prevail in such action on trial or appeal, the Permittee shall pay to the State such amount in attorney's fees in said action as the court shall determine to be reasonable, which shall be fixed by the court as part of the costs of said action.
- 25. **Voluntary Execution and Independence of Counsel:** By their respective signatures below, each Party hereto affirms that they have read and understood this Permit and have received independent counsel and advice from their attorneys with respect to the advisability of executing this Permit.
- 26. **Reliance on Investigations:** Permittee declares that it has made such investigation of the facts pertaining to this Permit, the Property and all the matters pertaining thereto as it deems necessary, and on that basis accepts the terms and conditions contained in this Permit. Permittee acknowledges that State has made, and makes, no representations or warranties as to the condition of the Property, and Permittee expressly agrees to accept the Property in its as-is condition for use as herein permitted.
- 27. **Entire Agreement:** The Parties further declare and represent that no inducement, promise or agreement not herein expressed has been made to them and this Permit contains the entire agreement of the Parties, and that the terms of this agreement are contractual and not a mere recital.
- 28. **Warranty of Authority:** The undersigned represents that they have the authority to, and do, bind the person or entity on whose behalf and for whom they are signing this Permit and the attendant documents provided for herein, and this Permit and said additional documents are, accordingly, binding on said person or entity.
- 29. **Assignment:** This Permit shall not be assigned, mortgaged, hypothecated, or transferred by Permittee, whether voluntarily or involuntarily or by operation of law, nor shall Permittee let, sublet or

grant any license or permit with respect to the use and occupancy of the Property or any portion thereof, without the prior written consent of State.

**30. Choice of Law:** This Permit will be governed and construed by the laws of the State of California.

**STATE OF CALIFORNIA**  
Department of Parks and Recreation

**CITY OF SAND CITY**

By: \_\_\_\_\_  
Name: Mathew Fuzie  
Title: District Superintendent  
Monterey District

By: \_\_\_\_\_  
Name: Todd Bodem  
Title: City Administrator  
Address: 1 Sylvan Park  
Sand City, CA 93955  
Phone: (831) 394-3054

# EXHIBIT A

**Bellinger  
Foster  
Steinmetz**  
Engineering Architecture Inc.  
433 Beach Street, Suite 201  
Arcadia, CA 91709  
Tel: (916) 773-1883  
www.bfi.com



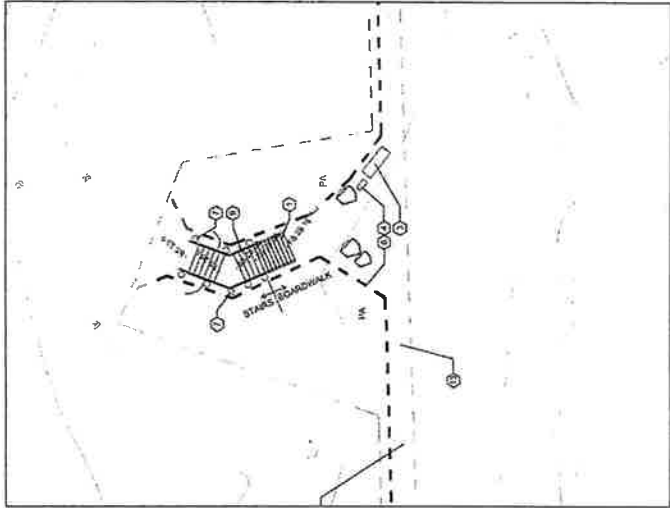
Consultants:

## LEGEND

- Existing Condition
- Proposed Construction. Call items shown next to item. Sand City shall be used for segmentation.
- Limit of Work Area
- Concrete Slabbed Mass Concrete Structure Aggregate, Dark
- Color: "Storm" Slate Spec: (11-5-10)
- Concrete Paving Medium Sandstone Porcelain Aggregate
- Dark Color "Green" Slate" Slate Spec: (11-5-10)
- Concrete Paving Light Sandstone Porcelain Aggregate, Dark
- Color: "Sandstone" Slate Spec: (11-5-10)
- Stone Module Slate Slabs
- PA Planning Area - See Planning Map
- Restrooms See Signs, See (11-5-10)

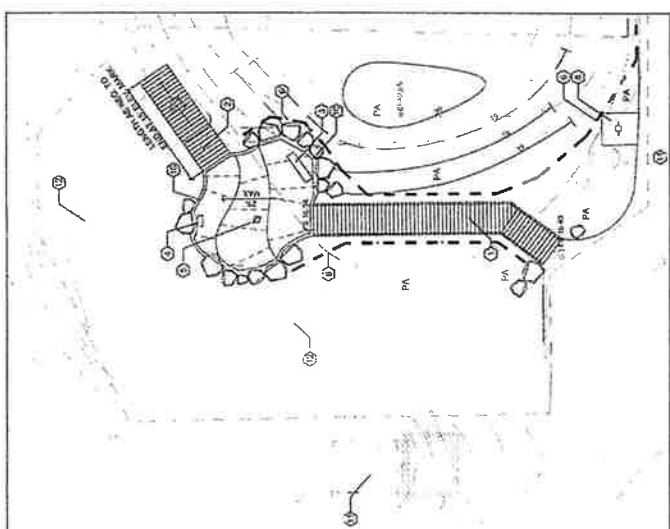
## REFERENCE NOTES

- (1) Boulevard, See (11-5-10)
- (2) Wet Up Handicap Sign (11-5-10)
- (3) Concrete Bench: See Signs, Install per manufacturer's recommendation.
- (4) Interlocking Sign See (11-5-10)
- (5) Descriptive Marking Element: See (11-5-10)
- (6) Post and Cable Barrier, See (11-5-10)
- (7) Wood Posts: See (11-5-10)
- (8) Benches: See (11-5-10)
- (9) Tables: Signs and Handicap: See (11-5-10) and (11-5-10)
- (10) Handicap Lift: Continuous around concrete paving area (6 ft x 6 ft)
- (11) (E) Concrete Decking Structure, Postures and Posts
- (12) (E) Actual "ramp and Base"
- (13) (E) Edge of Asphalt Paving
- (14) V-Gutter and Drain: See Civil Plans



1 OBSERVATION PLATFORM ACCESS

2 STAIRWAY BEACH ACCESS



1 OBSERVATION PLATFORM ACCESS

2 STAIRWAY BEACH ACCESS

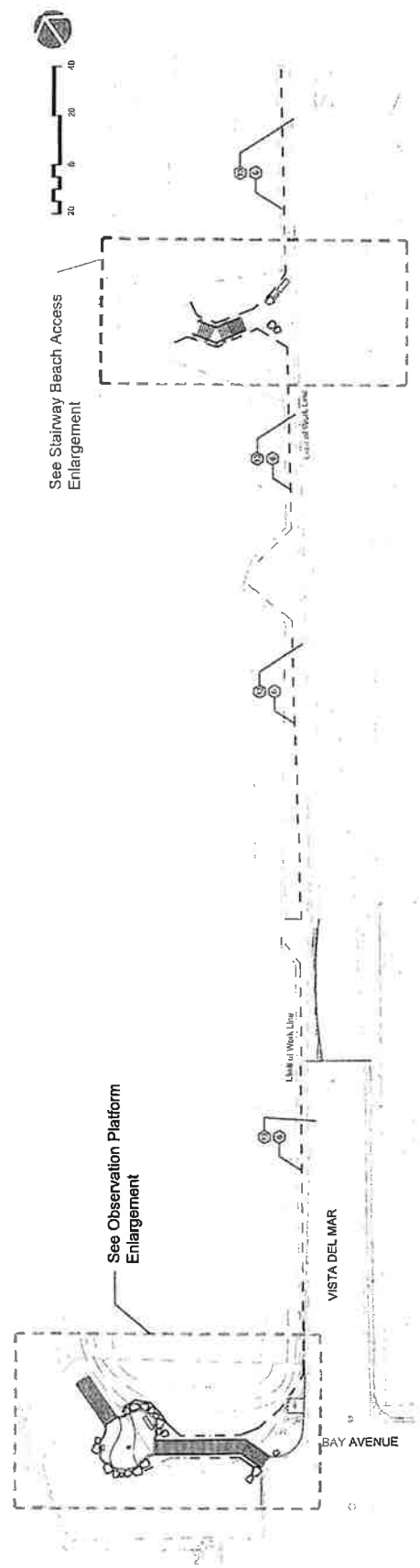
**Visa Del Mar  
Beach Access**  
Sand City, California

City of Sand City

Drawn: [blank]  
Checked: [blank]  
Project No: [blank]  
Drawing No: [blank]  
Title: [blank]  
Date: [blank]  
Author: [blank]  
Date: [blank]  
Scale: [blank]

**Construction & Grading Plan**

Sheet No. **L-2.0**



1 OBSERVATION PLATFORM ACCESS

2 STAIRWAY BEACH ACCESS

**AGENDA ITEM**

**5D**

**CITY OF SAND CITY  
RESOLUTION SC \_\_\_\_\_, 2016**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAND CITY CONFIRMING  
MEMBERS OF THE SAND CITY ARTS COMMITTEE AND NEW APPOINTMENT OF  
JOSEPH HUBBS TO THE SAND CITY ARTS COMMITTEE**

**WHEREAS**, Resolution SC 95-73 established the structure and organization of the Sand City Arts Committee; and

**WHEREAS**, the Sand City Arts Committee projects a positive image of the City; and

**WHEREAS**, the Sand City Arts Committee is a body of at least five (5) members that seek to create a cohesive alliance with the community to bring a mental vision and commitment of the arts; and

**WHEREAS**, Joseph Hubbs, a Sand City resident, has been a picture framer for over 25 years, worked as a curator for numerous art shows and large art installations, and teaches classes on basic picture framing to the Carmel Art Association and California State University Monterey Bay (CSUMB); and

**WHEREAS**, other volunteers would be considered as "Friends of the Sand City Arts Committee" and would not be subject to Brown Act regulations as the regular committee members are required to uphold.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of Sand City as follows:

1. Membership for the Sand City Arts Committee will be through January 31, 2018;
2. The Sand City Arts Committee will follow the policy and recommendations as outlined in Resolution SC 95-73;
3. The following have been recommended as the official Sand City Arts Committee members: Craig Hubler, Maya Freedman, Holly Temple, Keirstyn Berlin, and Joseph Hubbs.

**PASSED AND ADOPTED** by the Sand City Council on this \_\_\_\_ day of February, 2016, by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

APPROVED:

ATTEST:

\_\_\_\_\_  
David K. Pendergrass, Mayor

\_\_\_\_\_  
Linda K. Scholink, City Clerk

## Connie Horca

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**From:** Joseph Hubbs <theframemaster@gmail.com>  
**Sent:** Friday, January 15, 2016 5:22 PM  
**To:** Connie@sandcityca.org  
**Subject:** Joseph Hubbs/member of The Sandcity art committee

Hi Connie, I've been a member of the Sandcity art committee for almost 6 months, here's a short bio, I've been a picture framer for almost 25 years and have been curator for numerous art shows and large art installations, I've also taught classes on basic picture framing to the Carmel art association and CSUMB, I have much more I can add, I hope that was sufficient.

Joseph Hubbs



**AGENDA ITEM**

**5E**

**CITY OF SAND CITY  
RESOLUTION SC \_\_\_\_, 2016**

**RESOLUTION OF THE CITY OF SAND CITY TAKING A STAND AGAINST HUMAN  
TRAFFICKING IN THE BAY AREA PRIOR TO THE 2016 SUPER BOWL AND  
BEYOND**

**WHEREAS**, the crime of human trafficking is present in every country and every U.S. state; and

**WHEREAS**, the State of California and its constituent communities are considered to be receptor sites for trafficking due to economic conditions and proximity to international borders; and

**WHEREAS**, forced labor, commercial sexual exploitation and involuntary domestic servitude have been found to exist within local communities; and

**WHEREAS**, the FBI has identified the San Francisco Bay Area as one of the top 13 sites for child sex trafficking in the county and the National Human Trafficking Hotline receives more calls from California than from any other state; and

**WHEREAS**, the 2016 Super Bowl provides an opportunity for cities and counties in the San Francisco Bay Area to ramp up their efforts to respond to human trafficking, and while no definitive data exists linking the Super Bowl to increased human trafficking in the regions that host the game, the Super Bowl creates an occasion to reach out to industries, stakeholders, and the broader community that can play a role in combatting trafficking 365 days a year; and

**WHEREAS**, the California Transparency in Supply Chain Act requires any retail or manufacturing company doing business in California that has more than 100 million in annual gross receipts worldwide to disclose their efforts to monitor human trafficking in their supply chain; and

**WHEREAS**, by engaging our hotels, restaurants, other businesses, and the general public to take a stand against human trafficking, the San Francisco Bay Area can be a model for how we can all work together to tackle human trafficking.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Sand City that the Council and residents take a stand against human trafficking and endorses local, municipal, and statewide efforts in its prevention through training and education.

**PASSED AND ADOPTED** by the City Council of Sand City this \_\_\_\_ day of February, 2016 by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

APPROVED:

\_\_\_\_\_  
David K. Pendergrass, Mayor

ATTEST:

\_\_\_\_\_  
Linda K. Scholink, City Clerk



# No Traffick Ahead

## Local Government Resolution

### Taking a Stand Against Human Trafficking in the Bay Area Before the 2016 Super Bowl and Beyond

WHEREAS, the crime of human trafficking is present in every country and every U.S. state; and

WHEREAS, the State of California and its constituent communities are considered to be receptor sites for trafficking due to economic conditions and proximity to international borders; and

WHEREAS, forced labor, commercial sexual exploitation and involuntary domestic servitude have been found to exist within local communities; and

WHEREAS, The FBI has identified the San Francisco Bay Area as one of the top 13 sites for child sex trafficking in the country and the National Human Trafficking Hotline receives more calls from California than from any other state. Over 10% of the labor trafficking calls received by the National Human Trafficking Hotline involve restaurant or food service industries; and

WHEREAS, the 2016 Super Bowl provides an opportunity for cities and counties in the Bay Area San Francisco to ramp up their efforts to respond to human trafficking. While no definitive data exists linking the Super Bowl to increased human trafficking in the regions that host the game, the Super Bowl creates an occasion to reach out to industries, stakeholders, and the broader community that can play a role in combatting trafficking 365 days a year; and

WHEREAS, the California Transparency in Supply Chain Act requires any retail or manufacturing company doing business in California that has more than 100 million in annual gross receipts worldwide to disclose their efforts to monitor human trafficking in their supply chain; and

WHEREAS, by engaging our hotels, restaurants, other businesses, and the general public to take a stand against human trafficking, the San Francisco Bay Area can be a model for how we can all work together to tackle human trafficking;

**AGENDA ITEM**

**5F**

**CITY OF SAND CITY**

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**STAFF REPORT**

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**JANUARY 21, 2016  
(For City Council Review on February 2, 2016)**

**TO: Mayor and City Council**

**FROM: Charles Pooler, Associate Planner**

**SUBJECT: Adoption of the Multi-Jurisdictional Hazard Mitigation Plan as required by FEMA**

**BACKGROUND**

The United States Congress passed the Disaster Mitigation Act (DMA) of 2000, which amended the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Stafford Act). This amendment repealed the previous mitigation section (Section 409) of the Stafford Act and replaced it with a new mitigation planning section (Section 322). To implement DMA 2000 planning requirements, the Federal Emergency Management Agency (FEMA) established mitigation-planning requirements for states, tribes, and local communities. These mandates require local jurisdictions to prepare and adopt a Hazard Mitigation Plan.

In response, the County of Monterey and various local municipalities coordinated and pooled their resources to prepare the 2007 edition of the County of Monterey Multi-Jurisdictional Hazard Mitigation Plan, which was adopted by Sand City. Participating jurisdictions were the County of Monterey and the cities of Carmel-by-the-Sea, Del Rey Oaks, Gonzales, Greenfield, King City, Marina, Monterey, Pacific Grove, Salinas, Sand City, Seaside, and Soledad. The 2007 Hazard Mitigation Plan was mandated to be updated within five (5) years of its adoption. Representatives from the participating jurisdictions collaborated throughout 2013-14 to satisfy the new federal requirements for updating this Hazard Mitigation Plan, of which a draft was sent to FEMA last year for review. FEMA just completed its review and acceptance of the updated Monterey County Multi-Jurisdictional Hazard Mitigation Plan; however, final approval is pending the Plan's adoption by those participating local governments (see Exhibit A).

**DISCUSSION**

The 2015 updated Hazard Mitigation Plan is divided into nine sections; discussing the Planning Process, Planning Area Profile, the Hazard Analysis, Vulnerability Analysis, Capability Assessment, Mitigation Strategies, and Maintenance procedures. The updated Hazard Analysis section includes revisions to existing hazard profiles, including historical or anecdotal information for events that occurred since 2007. The updated Vulnerability

Analysis utilized data from local parcel geometry and the tax assessor to replace the less reliable Hazus data utilized in the 2007 edition of the Hazard Mitigation Plan. Furthermore, discussion was added to both these sections regarding anticipated impacts due to climate change. The Capability Assessment section was added, which discusses the technical, fiscal, political, planning, regulation, and staff/administration abilities of each participating jurisdiction. Appendix D provides information regarding the public outreach program and survey conducted by the County of Monterey and AECOM Corporation (a professional service corporation). Appendices H through U provide jurisdiction specific data and discussion. Sand City is Appendix R (see Exhibit B).

Adoption and implementation of a Hazard Mitigation Plan enables Sand City to be eligible for Federal mitigation funding, as well as pre-disaster and post-disaster Federal funding. The final step at this time is adoption by the City Council of this 2015 updated edition. The Mitigation Plan is required to be updated again within five (5) years.

### **RECOMMENDATION**

Staff recommends **APPROVAL** of the attached resolution, adopting the 2015 Updated County of Monterey Multi-Jurisdictional Hazard Mitigation Plan.

### **EXHIBITS:**

- A) Copy of Monterey County correspondence, dated January 11, 2016
- B) Sections of Hazard Mitigation Plan: Table of Contents, Executive Summary, Introduction (Section 1), and Appendix R  
(Note: A copy of the complete Hazard Mitigation Plan document (508 pages) is available for viewing with the Planning Department.)

### **ATTACHMENT:**

- 1) Draft Resolution to adopt the 2015 Updated Monterey County Multi-Jurisdictional Hazard Mitigation Plan

# MONTEREY COUNTY

## OFFICE OF EMERGENCY SERVICES

1322 Natividad Road, Salinas, CA 93906  
Phone: (831) 796-1900 • FAX: (831) 796-1911



City of Sand City  
Todd Bodem, City Manager  
1 Sylvan Park  
Sand City, CA 93955

January 11, 2016

### **Ref: Adoption of Local Hazard Mitigation Plan by jurisdiction**

The Monterey County Multi-Jurisdictional Natural Hazard Mitigation Plan must be adopted by each participating jurisdiction. The resolution documents must be received by the Monterey County Office of Emergency Services for confirmation of receipt and then our office will forward them to the U.S. Department of Homeland Security FEMA Region IX. To be considered an approved participant all jurisdictions must complete this step in order for compliance with the planning requirements of the Disaster Mitigation Act of 2000.

The plan is valid for five years from the approval date, February 9, 2016, for all approved participants. The plan must be reviewed, updated and submitted to FEMA Region IX for approval at least once every five years. We must have all of the resolutions prior to submitting to FEMA Region 9 so we are asking that cities complete their adoption no later than the first week in March 2016.

The plan in PDF format along with an executive summary, sample resolution template; and jurisdictional annexes has been sent to your mitigation planning team members. The plan can also be linked on Google Docs: <https://drive.google.com/folderview?id=0BxDbSTfr9HELZzFaWkpaa1RNdUU&usp=sharing>

Please remit your agency's adopted resolution to the Office of Emergency Services 1322 Natividad Rd. Salinas, CA 93906 attention Teresa Meister or email her at [meister@co.monterey.ca.us](mailto:meister@co.monterey.ca.us).

Thank you for your attention to this matter.

Sincerely,

Sherrie L. Collins, CEM  
Emergency Services Manager  
Office of Emergency Services  
County of Monterey

**RECEIVED**

**JAN 13 2016**

**CITY OF SAND CITY**

**EXHIBIT A**  
045

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## EXHIBIT B



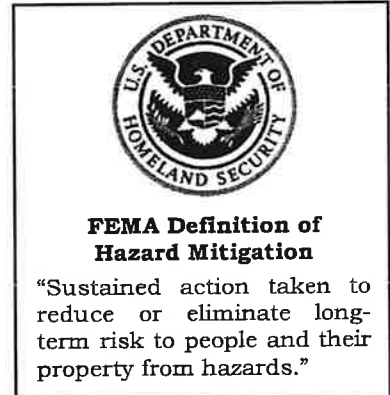
# Executive Summary

## What is Hazard Mitigation?

Monterey County is potentially vulnerable to a wide range of natural and manmade hazards. These hazards can threaten the life and safety of residents and visitors, and have the potential to damage or destroy both public and private property and disrupt the local economy and overall quality of life.

While the threats from hazard events may never be fully eliminated, there is much we can do to lessen their potential impact on our communities. By minimizing the damaging impacts of hazards upon our built environment, we can prevent such events from resulting in disasters. ***The concept and practice of reducing risks to people and property from known hazards is called hazard mitigation.***

Hazard mitigation activities include a variety of different actions. Structural related measures include activities such as strengthening or protecting buildings and infrastructure from the destructive forces of potential hazards, or in some cases, such as flood control, physically altering the natural course of the potential hazard itself to attempt to minimize the potential impact. Non-structural related measures include activities such as the adoption of sound land use or floodplain management policies and the implementation of public awareness programs.



## What is a Hazard Mitigation Plan?

One of the most effective means that a community can use to implement a comprehensive approach to hazard mitigation is to develop, adopt, and update as needed, a local hazard mitigation plan. ***A mitigation plan establishes the broad local vision and guiding principles for reducing hazard risk, and proposes specific mitigation actions to eliminate or reduce identified vulnerabilities.***

The Monterey County Multi-Jurisdictional Hazard Mitigation Plan is an effective approach to facilitate incorporation of hazard mitigation principles and practices into routine government activities and functions of the County and the 12 municipalities participating in this Plan.

### Disaster Mitigation Act of 2000

In an effort to reduce the nation's mounting natural disaster losses, the U.S. Congress passed the Disaster Mitigation Act of 2000 to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act by invoking new and revitalized approaches to hazard mitigation planning. Section 322 of the Act emphasizes the need for state and local government entities to closely coordinate on hazard mitigation planning activities, and makes the development of a hazard mitigation plan a specific eligibility requirement for any local government applying for federal mitigation grant funds. ***Communities with an adopted and federally-approved hazard mitigation plan are eligible to receive certain types of mitigation funds before and after future disaster declarations, and, in some ways, are "pre-positioned" or "pre-qualified" for this funding.***

To implement the new Stafford Act provisions, the Federal Emergency Management Agency (FEMA) published requirements and procedures for local hazard mitigation plans in the Code of Federal Regulations (CFR) at Title 44, Chapter 1, Part 201.6. These regulations specify minimum standards for developing, updating, and submitting local hazard mitigation plans for FEMA review and approval at least once every five years.

This Plan was prepared in coordination with FEMA and the California Office of Emergency Services (COES) to ensure that it meets all applicable federal and state requirements. This includes conformance with FEMA's latest *Local Mitigation Planning Handbook* (released March 2013) and *Local Mitigation Plan Review Guide* (released October 2011).

## Purpose and Mission Statement

The general purpose of this Monterey County Multi-Jurisdictional Hazard Mitigation Plan is:

- To protect life and property by reducing the potential for future damages and economic losses that result from known hazards;
- To qualify for additional grant funding, in both the pre-disaster and post-disaster environment;
- To speed recovery and redevelopment following future disaster events;
- To sustain and enhance existing governmental coordination throughout Monterey County and demonstrate a firm local commitment to hazard mitigation principles; and
- To comply with federal and state requirements for local hazard mitigation plans.

The following Mission Statement was created and agreed upon by the participants to represent the overall intended outcome of the Plan:

***Protect the public health, safety, quality of life, environment, and economy of Monterey County by reducing the long-term risk of damage and loss to known hazards through coordinated planning, partnerships, capacity building, and implementation of effective risk reduction measures.***

## Scope and Authority

The geographic scope (i.e., the "planning area") for the Plan includes all incorporated and unincorporated areas of Monterey County. This includes Monterey County and the City of Carmel-by-the-Sea, City of Del Rey Oaks, City of Gonzales, City of Greenfield, City of King City, City of Marina, City of Monterey, City of Pacific Grove, City of Salinas, City of Sand City, City of Seaside, and the City of Soledad.

The Plan addresses those hazards determined to be of primary or secondary concern to each jurisdiction, as documented in the risk assessment portion of this Plan. Other hazards that pose a low risk or are otherwise omitted from this Plan will continue to be evaluated during future plan updates, but they may not be fully addressed until they are determined to be of primary or secondary concern to Monterey County. Individual entities are still able to, and are encouraged to, continue to address and plan for those other hazards as may be appropriate within their jurisdictions.

***This Plan must be adopted by all participating jurisdictions in accordance with the authority and police powers granted to local governments under Article 11 of the California Constitution.***

This Plan was developed in accordance with current federal rules and regulations governing local hazard mitigation plans. The Plan shall be monitored and updated on a routine basis to maintain compliance with the following legislation:

- Section 322, Mitigation Planning, of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as enacted by Section 104 of the Disaster Mitigation Act of 2000 (Public Law 106-390) and by FEMA's Interim Final Rule published in the Federal Register on February 26, 2002, at 44 CFR Part 201.

## **Plan Overview**

The Plan is divided into nine (9) major sections, each of which is described briefly below. The Plan also includes numerous appendices for additional items not included in the main body of the Plan, including detailed vulnerability analyses, capability assessments, and mitigation action plans for all participating jurisdictions; copies of local adoption resolutions; public participation survey results; and a completed *Local Mitigation Plan Review Tool*.

### ***Planning Process***

Section 2 describes the planning process used to update the Plan and identifies the Planning Team members, the meetings held as part of the planning process, the consultants who supported the update, and key stakeholders within the county and surrounding region. In addition, this section documents public outreach activities and the review and incorporation of relevant plans, reports, and other appropriate information.

### ***Planning Area Profile***

Section 3 provides a general history and background of Monterey County and each participating community, including historical trends for population and the demographic and economic conditions that have shaped the area. Trends in land use and development are also discussed.

### ***Hazard Analysis***

Section 4 describes the process through which the Planning Team identified and compiled relevant data on all potential hazards that threaten the county. Information collected includes historical data on hazard events that have occurred in and around the county and how these events impacted the area and people. The descriptions of hazards that could affect the county are based on historical occurrences and best available data from agencies such as FEMA, the U.S. Geological Survey (USGS), the California Geologic Survey (CGS), and the National Weather Service (NWS). Detailed hazard profiles include information on the frequency, magnitude, location, and impact of each hazard as well as probabilities for future hazard events. Map figures are included to identify known hazard areas and locations of previous hazard occurrences.

### ***Vulnerability Analysis***

Section 5 identifies potentially vulnerable assets—people, residential dwelling units, critical facilities, infrastructure and lifelines, hazardous materials facilities, and nonresidential facilities—within the entire county. This data was compiled by assessing the potential impacts from each hazard using Geographic Information System (GIS) information. Also featured as part of the vulnerability analysis and overall risk assessment is the NOAA Digital Coast platform and associated data, tools, and resources. The resulting information identifies the full range of hazards

that the county could face and potential social impacts, damages, and economic losses that could arise.

### ***Capability Assessment***

Section 6 provides a comprehensive examination of each participating jurisdiction's capacity to implement meaningful mitigation strategies and identifies existing opportunities to increase and enhance that capacity. Specific capabilities addressed in this section include planning and regulatory capability, staff and organizational (administrative) capability, technical capability, fiscal capability, and political capability. The purpose of this assessment is to identify any existing gaps, weaknesses, or conflicts in programs or activities that may hinder mitigation efforts, and to identify those activities that should be built upon in establishing a successful and sustainable community hazard mitigation program.

### ***Mitigation Strategy***

Section 7 provides a blueprint for reducing the potential losses identified in the vulnerability analysis. For the countywide mitigation strategy, the Planning Team developed a list of mitigation goals and actions based upon the *Planning Area Profile*, *Hazard Analysis*, *Vulnerability Analysis*, and *Capability Assessment*. Based upon this background information and other criteria, the Planning Team reviewed and prioritized a comprehensive range of appropriate mitigation actions to address the risks facing the county. Such measures include local plans and regulations, structure and infrastructure projects, natural systems protection, education and awareness programs, and other activities.

### ***Plan Maintenance Procedures***

Section 8 describes the Planning Team's formal plan maintenance process to ensure that the Plan remains an active and applicable document. The process includes monitoring, evaluating, and updating the Plan; implementation through existing planning mechanisms; integration with other planning efforts; and continued public involvement.

# Section 1: Introduction

This section provides a general introduction to the Monterey County Multi-Jurisdictional Hazard Mitigation Plan. It consists of the following six subsections:

- 1.1 Background
- 1.2 Purpose and Mission Statement
- 1.3 Scope
- 1.4 Authority
- 1.5 Plan Outline
- 1.6 Summary of Plan Updates

## 1.1 Background

Natural hazards, such as floods, earthquakes, and wildland fires are a part of the world around us. Their occurrence is natural and inevitable, and there is little we can do to control their force and intensity. In today's world we must also consider manmade hazards, such as technological accidents or deliberate acts of terrorism, as legitimate and significant threats to life, safety, and property.

Monterey County is potentially vulnerable to a wide range of hazards. These hazards can threaten the life and safety of residents and visitors, and have the potential to damage or destroy both public and private property and disrupt the local economy and overall quality of life.

While the threat from hazard events may never be fully eliminated, there is much we can do to lessen their potential impact upon our communities. By minimizing the damaging impacts of natural hazards upon our built environment, we can prevent such events from resulting in disasters. The concept and practice of reducing risks to people and property from known hazards is generally referred to as *hazard mitigation*.

Hazard mitigation techniques include structural measures and non-structural measures. Structural measures include activities such as strengthening or protecting buildings and infrastructure from the destructive forces of potential hazards, or in some cases, such as flood control, physically altering the natural course of the hazard itself. Non-structural measures include activities such as the adoption of sound land use or floodplain management policies and the creation of public awareness programs. It is widely accepted that the most effective mitigation measures are implemented at the local government level, where decisions on the regulation and control of development are ultimately made. A comprehensive mitigation approach addresses hazard vulnerabilities that exist today and in the foreseeable future. Therefore it is essential that projected patterns of future development are evaluated and considered in terms of how that growth will increase or decrease a community's vulnerability to hazards over time.

One of the most effective means that a community can use to implement a comprehensive approach to hazard mitigation is to develop, adopt, and update as needed, a local *hazard mitigation plan*. A



### **FEMA Definition of Hazard Mitigation**

"Sustained action taken to reduce or eliminate long-term risk to people and their property from hazards."

mitigation plan establishes the broad local vision and guiding principles for reducing hazard risk, and further proposes specific mitigation actions to eliminate or reduce identified vulnerabilities.

The Monterey County Multi-Jurisdictional Hazard Mitigation Plan (hereinafter referred to as “MJHMP” or “Plan”) is an effective approach to facilitate incorporation of hazard mitigation principles and practices into routine government activities and functions of the County and 12 municipalities participating in this Plan. The Plan recommends specific actions that are designed to protect people and community assets from losses to those hazards that pose the greatest risk. These mitigation actions go beyond simply recommending structural solutions to reduce existing vulnerability, such as retrofitting buildings or strengthening infrastructure. Local policies on community growth and development, incentives for natural resource protection, and public awareness and outreach activities are examples of other actions considered to reduce Monterey County’s future vulnerability to identified hazards.

The Plan is designed to be a living document, with implementation and evaluation procedures included to help achieve meaningful objectives and successful outcomes over time.

### **Disaster Mitigation Act of 2000**

In an effort to reduce the nation’s mounting natural disaster losses, the U.S. Congress passed the Disaster Mitigation Act of 2000 (DMA 2000) to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act by invoking new and revitalized approaches to hazard mitigation planning. Section 322 of the Act emphasizes the need for state and local government entities to closely coordinate on hazard mitigation planning activities, and makes the development of a hazard mitigation plan a specific eligibility requirement for any local government applying for federal mitigation grant funds. Communities with an adopted and federally-approved hazard mitigation plan thereby become pre-positioned and more apt to receive available mitigation funds before and after the next declared disaster.

To implement the new Stafford Act provisions, the Federal Emergency Management Agency (FEMA) published requirements and procedures for local hazard mitigation plans in the Code of Federal Regulations (CFR) at Title 44, Chapter 1, Part 201.6. These regulations specify minimum standards for developing, updating, and submitting local hazard mitigation plans for FEMA review and approval at least once every five years.

This Plan was prepared in coordination with FEMA and the California Office of Emergency Services (Cal OES) to ensure that it meets all applicable federal and state requirements. This includes conformance with FEMA’s latest *Local Mitigation Planning Handbook* (released March 2013) and *Local Mitigation Plan Review Guide* (released October 2011). A *Local Mitigation Plan Review Tool*, found in Appendix A, provides a summary of FEMA and CalOES’s current minimum standards of acceptability and notes the location within the Plan where each planning requirement is met.

## **1.2 Purpose and Mission Statement**

The general purpose of the MJHMP is:

- To protect life and property by reducing the potential for future damages and economic losses that result from known hazards;
- To qualify for additional grant funding, in both the pre-disaster and post-disaster environment;

- To speed recovery and redevelopment following future disaster events;
- To sustain and enhance existing governmental coordination throughout Monterey County and demonstrate a firm local commitment to hazard mitigation principles; and
- To comply with federal and state requirements for local hazard mitigation plans.

A Monterey County Hazard Mitigation Planning Team was re-established to update the existing plan (details on this Planning Team can be found in Section 2: *Planning Process*). The following Mission Statement was created and agreed upon by the Planning Team to represent the overall intended outcome of the MJHMP:

***Protect the public health, safety, quality of life, environment, and economy of Monterey County by reducing the long-term risk of damage and loss to known hazards through coordinated planning, partnerships, capacity building, and implementation of effective risk reduction measures.***

### 1.3 Scope

The MJHMP will be updated and maintained to continually address those hazards determined to be of primary or secondary concern to each jurisdiction as documented in the risk assessment (see Section 5). Other hazards that pose a low risk or are otherwise omitted from this Plan will continue to be evaluated during future plan updates, but they may not be fully addressed until they are determined to be of primary or secondary concern to Monterey County. Individual entities are still able to, and encouraged to, continue to address and plan for those other hazards as may be appropriate within their jurisdictions.

The geographic scope (i.e., the “planning area”) for the Plan includes all incorporated and unincorporated areas of Monterey County. This includes Monterey County and all 12 of the following incorporated municipalities, hereinafter referred to as “participating jurisdictions.”

- City of Carmel-by-the-Sea
- City of Del Rey Oaks
- City of Gonzales
- City of Greenfield
- City of King City
- City of Marina
- City of Monterey
- City of Pacific Grove
- City of Salinas
- City of Sand City
- City of Seaside
- City of Soledad

### 1.4 Authority

This Plan has been adopted by all participating jurisdictions in accordance with the authority and police powers granted to local governments under Article 11 of the California Constitution. Copies of all local resolutions to adopt the Plan are included in Appendix B.

This Plan was developed in accordance with current federal rules and regulations governing local hazard mitigation plans. The Plan shall be monitored and updated on a routine basis to maintain compliance with the following legislation:

- Section 322, Mitigation Planning, of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as enacted by Section 104 of the Disaster Mitigation Act of 2000 (Public Law 106-390) and by FEMA's Interim Final Rule published in the Federal Register on February 26, 2002, at 44 CFR Part 201.

## 1.5 Plan Outline

The MJHMP is divided into 9 major sections, each of which is described briefly below. The Plan also includes numerous appendices for additional or supplemental items not included in the main body of the Plan, including detailed vulnerability analyses, capability assessments, and mitigation action plans for all participating jurisdictions, copies of local adoption resolutions, public participation survey results, and a completed *Local Mitigation Plan Review Tool*.

### ***Planning Process***

Section 2 describes the planning process used to update the Plan and identifies the Planning Team members, the meetings held as part of the planning process (documented as part of Appendix C), the AECOM consultants who supported the update, and key stakeholders within the county and surrounding region. In addition, this section documents public outreach activities (attached as Appendix D) and the review and incorporation of relevant plans, reports, and other appropriate information.

### ***Planning Area Profile***

Section 3 provides a general history and background of Monterey County and each participating community, including historical trends for population and the demographic and economic conditions that have shaped the area. Trends in land use and development are also discussed.

### ***Hazard Analysis***

Section 4 describes the process through which the Planning Team identified and compiled relevant data on all potential hazards that threaten the county. Information collected includes historical data on hazard events that have occurred in and around the county and how these events impacted the area and people.

The descriptions of hazards that could affect the county are based on historical occurrences and best available data from agencies such as FEMA, the U.S. Geological Survey (USGS), the California Geologic Survey (CGS), and the National Weather Service (NWS). Detailed hazard profiles include information on the frequency, magnitude, location, and impact of each hazard as well as probabilities for future hazard events. Map figures (attached as Appendix E) are included to identify known hazard areas and locations of previous hazard occurrences.

### ***Vulnerability Analysis***

Section 5 identifies potentially vulnerable assets—people, residential dwelling units, critical facilities, infrastructure and lifelines, hazardous materials facilities, and nonresidential facilities—within the entire county. These data were compiled by assessing the potential impacts from each hazard using Geographic Information System (GIS) information. Also featured as part of the vulnerability analysis and overall risk assessment is the NOAA Digital Coast platform and



associated data, tools, and resources. The resulting information identifies the full range of hazards that the county could face and potential social impacts, damages, and economic losses.

### ***Capability Assessment***

Section 6 provides a comprehensive examination of each participating jurisdiction's capacity to implement meaningful mitigation strategies and identifies existing opportunities to increase and enhance that capacity. Specific capabilities addressed in this section include planning and regulatory capability, staff and organizational (administrative) capability, technical capability, fiscal capability, and political capability. Information was obtained through the use of detailed survey questionnaires for local officials and an inventory and analysis of existing plans, ordinances, and relevant documents. The purpose of this assessment is to identify any existing gaps, weaknesses, or conflicts in programs or activities that may hinder mitigation efforts, and to identify those activities that should be built upon (such as participation in the National Flood Insurance Program and where relevant the Community Rating System) in establishing a successful and sustainable community hazard mitigation program. The *Planning Area Profile*, *Hazard Analysis*, *Vulnerability Analysis*, and *Capability Assessment* collectively serve as a basis for determining the goals for the MJHMP, each contributing to the development, adoption, and implementation of a meaningful *Mitigation Strategy* that is based on accurate background information.

### ***Mitigation Strategy***

Section 7 provides a blueprint for reducing the potential losses identified in the vulnerability analysis. For the countywide mitigation strategy, the Planning Team developed a list of mitigation goals and actions based upon the findings of the *Vulnerability Analysis*. Based upon these goals and other criteria, the Planning Team reviewed and prioritized a comprehensive range of appropriate mitigation actions to address the risks facing the county. Such measures include local plans and regulations, structure and infrastructure projects, natural systems protection, education and awareness programs, and other activities. Community-specific Mitigation Action Plans, including other locally specific information, are provided in Appendices H through U. For this version of the MJHMP, Special Districts (Appendix U) did not prepare individual mitigation actions.

### ***Plan Maintenance Procedures***

Section 8 describes the Planning Team's formal plan maintenance process to ensure that the MJHMP remains an active and applicable document. The process includes monitoring, evaluating, and updating the MJHMP; implementation through existing planning mechanisms; and continued public involvement.

### ***References***

Section 9 lists the reference materials used to prepare this MJHMP.

### ***Appendix A***

Appendix A provides the FEMA crosswalk, which documents compliance with 44 CFR.

### ***Appendix B***

Appendix B provides the adoption resolutions for Monterey County and each participating community.

### ***Appendix C***

Appendix C contains the Planning Team meeting agendas and meeting minutes. (Other meeting materials such as sign-in sheets, handouts, and presentation slides are available through Monterey County OES upon request.)

### **Appendix D**

Appendix D provides public outreach information, including the Public Outreach Strategy and Public Participation Survey.

### **Appendix E**

Appendix E includes the figures that identify known hazard areas and the locations of previous hazard occurrences.

### **Appendix F**

Appendix F contains local capability assessment surveys.

### **Appendix G**

Appendix G contains local safe growth audit surveys.

### **Appendices H through U**

Appendices H through T provide the vulnerability analyses, capability assessments, and mitigation action plans for the County of Monterey and each participating jurisdiction. Special Districts did not prepare mitigation actions for this version of the MJHMP.

## **1.5 Summary of Plan Updates**

### **2013–2014**

- Developed new *Introduction* section (Section 1) that combines content from Sections 1 and 2 of the initial Plan (*Official Record of Adoption and Plan Description*).
- Updated the *Planning Process* section (Section 2) with a complete summary description of the plan update process completed in 2013-2014.
- Developed new *Planning Area Profile* section (Section 3) based on content from Section 3 of the initial Plan (*Community Description*). The new section includes updates to all population and demographic information based on the latest data from the U.S. Census Bureau, as well as new information on employment and industry and community descriptions for each participating jurisdiction.
- Updated the *Hazard Analysis* section (Section 4) to include the results of the amended hazard identification and screening process and the addition of detailed profiles for newly identified hazards (agricultural emergencies and sea level rise). Updates also included revisions to existing hazard profiles as required to reflect new data or information deemed critical by the Planning Team. This primarily includes updated historical or anecdotal information for events that have occurred since 2007 and the incorporation of the potential or anticipated long-term effects of climate change on the frequency, intensity, duration, and impact of each identified hazard. Updates to this section also included the revision of existing text to better streamline and increase the consistency of plan content (for example, deleting information deemed extraneous for plan purposes).
- Updated the *Vulnerability Analysis* section (Section 5) to include more recent information, including the use of local parcel geometry and tax assessor data to replace the previously utilized Hazus data. Sections were also added for newly identified hazards (agricultural emergencies and sea level rise) and notations made for anticipated effects of climate

change. The maps contained in Appendix E were also updated as appropriate to reflect changes in data used.

- Created a new *Capability Assessment* section (Section 6) based on the findings of a series of surveys completed by local officials to determine planning and regulatory capability, staff and organizational (administrative) capability, technical capability, fiscal capability, and political capability.
- Updated the *Mitigation Strategy* section (Section 7) to include a new Mission Statement, a new set of countywide mitigation goals, and an updated explanation of mitigation techniques per the new *Local Mitigation Planning Handbook* (FEMA, 2013).
- Updated the *Plan Maintenance Procedures* section (Section 8).
- Updated the *References* section (Section 9).
- Updated all of the appendix sections (Appendices A-U) as appropriate, including updates to the jurisdiction-specific appendices (Appendices H-U).

**Appendix R**  
**City of Sand City**

**Table R-1**  
**City of Sand City Estimated Population and Building Inventory**

Population	Residential Buildings		Nonresidential Buildings	
	2000 Census Population Count*	Total Building Count	Total Value of Buildings** (x\$1000)	Total Building Count
261	51	6,781	156	87,711

Source: Monterey County (residential and nonresidential buildings) and U.S. Census 2000 population data.  
 \* Population count using census blocks within the city limits.  
 \*\* Tax Assessor records.  
 \*\*\* Tax Assessor records.

**Table R-2**  
**City of Sand City Critical Facilities and Infrastructure**

Category	Facility	Address	Estimated Insured Structural Value (x\$1000)
Government	City Hall	1 Sylvan Wy.	6,659
Emergency Response	Police Department	1 Sylvan Wy.	1,652
Public Utility (Government Owned)	Sand City Desalination Plant	321 Shasta Ave.	6,277
Government	Public Works Yard and Office Trailer	320 Elder Ave.	234

Source: FEMA HAZUS-MH (estimated values), City of Sand City data

**Table R-3**  
**City of Sand City Potential Hazard Vulnerability Analysis – Population and Buildings**

Hazard Type	Methodology	Population		SoVI Score	Buildings			
		Number	Value (\$) <sup>1</sup>		Residential	Nonresidential	Number	Value (\$) <sup>1</sup>
Agricultural Emergency	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Coastal Erosion	100-year erosion zone	0	N/A	N/A	0	0	2	89
Dam Failure	Inundation area	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Earthquake	Extreme	0	N/A	N/A	0	0	0	0
	High	261	N/A	N/A	57	16,530	41	89,464
Flood	Moderate	0	N/A	N/A	0	0	0	0
	100-year flood zone	0	N/A	N/A	0	0	2	76
Hazardous Materials Event	1-mile buffer transport corridor	261	N/A	-1.90	42	6,781	156	87,711
	1-mile buffer fixed site	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Landslide	High	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Moderate	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Sea Level Rise	Inundation area	0	N/A	N/A	0	0	0	0
Tsunami	Inundation area	0	N/A	-1.96	0	0	1	0
	Very high	0	N/A	N/A	0	0	0	0
Wildland Fire	High	0	N/A	N/A	0	0	0	0
	Moderate	261	N/A	-2.28	42	6,781	154	86,458
Windstorm	Prevailing wind zone	N/A	N/A	N/A	N/A	N/A	N/A	N/A

<sup>1</sup> Value = Building value based on Tax Assessor records (x1000)  
N/A = Not Applicable

Table R-4  
City of Sand City Potential Hazard Vulnerability Analysis - Critical Facilities

Hazard	Methodology	Government		Emergency Response		Lifeline Utilities		Care		Educational		Marine, Environmental, and Community		Total	
		No.	Value (\$) <sup>1</sup>	No.	Value (\$) <sup>1</sup>	No.	Value (\$) <sup>1</sup>	No.	Value (\$) <sup>1</sup>	No.	Value (\$) <sup>1</sup>	No.	Value (\$) <sup>1</sup>	No.	Value (\$) <sup>1</sup>
Agricultural Emergency	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Coastal Erosion	100-year erosion zone	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Dam Failure	Inundation area	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Earthquake	Extreme	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	High	1	6,659	1	0	0	0	0	0	0	0	0	0	2	6,659
	Moderate	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Flood	100-year flood zone	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Hazardous Materials Event	1-mile buffer transport corridor	1	6,659	1	0	0	0	0	0	0	0	0	0	2	6,659
	1-mile buffer fixed site	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Landslide	High	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Moderate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Sea Level Rise	Inundation area	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Tsunami	Inundation area	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Wildland Fire	Very high	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	High	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	Moderate	1	6,659	1	0	0	0	0	0	0	0	0	0	2	6,659
Windstorm	Prevailing wind zone	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A

<sup>1</sup> Value = Building value based on Tax Assessor records (x1000)  
N/A = Not Applicable

**Table R-5**  
**City of Sand City Potential Hazard Vulnerability Analysis - Critical Infrastructure**

Hazard	Methodology	Highways		Railroads		Bridges		Airports	
		Miles	Value (\$) <sup>1</sup>	Miles	Value (\$) <sup>1</sup>	Number	Value (\$) <sup>1</sup>	Number	Value (\$) <sup>1</sup>
Agricultural Emergency	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Coastal Erosion	100-year erosion zone	0.0	0	0.0	0	0	0		
Dam Failure	Inundation area	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Earthquake	Extreme	0.0	0	0.0	0	0	0		
	High	1.2	6,195	0.0	0	3	2,514		
	Moderate	0.0	0	0.0	0	0	0		
Flood	100-year flood zone	0.0	0	0.0	0	0	0		
Hazardous Materials Event	1-mile buffer transport corridor	2.3	TBD	1.5	TBD	5	TBD	0	0
	1-mile buffer fixed site	0.0	0	0.0	0	0	0	0	0
Landslide	High	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Moderate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Sea Level Rise	Inundation area	0.0	0	0.0	0	0	0	0	0
Tsunami	Inundation area	0.0	0	0.0	0	0	0	0	0
Wildland Fire	Very high	0.0	0	0.0	0	0	0	0	0
	High	0.0	0	0.0	0	0	0	0	0
	Moderate	1.9	TBD	1.4	TBD	5	TBD	0	0
Windstorm	Prevailing wind zone	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A

<sup>1</sup> Value = Estimated value (x1000)  
N/A = Not Applicable



## **Coastal Erosion**

The sandy dunes along the city's coastline erode at an average 2.6 feet a year. Therefore, using a 100-year projection to determine areas at risk to coastal erosion, only 2 nonresidential buildings (worth \$89,000), are located in this hazard area.

## **Earthquake**

Nearly all of Sand City is susceptible to high earthquake shaking. This includes 261 people (100 percent of the total population), 57 residential buildings (worth \$16.5 million), 41 nonresidential buildings (worth \$89.5 million), and 2 critical facilities (worth \$6.7 million). 1.2 miles of highway and 3 bridges are located in this hazard area.

## **Flood**

The SFHA in Sand City consists of wave attack from the Pacific Ocean. As such, only 1 nonresidential building (worth \$76,000), is located in the 100-year floodplain. Future hotel projects may be impacted.

## **Hazardous Materials Event**

Within the 1-mile buffer around the transportation corridors, 100 percent of Sand City's population is exposed to a hazardous material transport event. This includes 261 people, 51 residential buildings (worth \$6.8 million), 156 nonresidential buildings (worth \$87.7 million), and 2 critical facilities (worth \$6.7 million). 2.3 miles of highway, 1.5 miles of railroad, and 5 bridges are located in this hazard area. These figures are for the entirety of the transportation corridors and, therefore, overstate the exposure since single a HAZMAT event at a given point along these corridors is unlikely to affect all of the area within the 1-mile buffer.

There are no hazards associated with fixed HAZMAT sites within the city.

## **Sea Level Rise**

The potential for sea level rise is present along the entire coast of Monterey County. However, no people, buildings, critical facilities, or critical infrastructure in the City of Sand City are located in this hazard zone.

## **Tsunami**

Using the New Tsunami Inundation Map data, only 1 nonresidential building is exposed to the tsunami hazard.

## **Wildland Fire**

Using the California FRAP model, nearly the entire City of Sand City is located within a moderate wildland fire hazard area. Within this area are 261 people, 51 residential buildings (worth \$6.8 million), 154 nonresidential buildings (worth \$86.5 million), and 2 critical facilities (worth \$6.7 million). 1.9 miles of highway, 1.4 miles of railroad, and 5 bridges are located in this hazard area.

**Table R-6**  
**City of Sand City Legal and Regulatory Resources Available for Hazard Mitigation**

Regulatory Tool	Chapter or Section	Effect on Hazard Mitigation
Plans and Ordinances	General Plan Safety Element	Establishes policies that will minimize the potential of human injury and property damage to the natural hazards.
	Hazard Mitigation Plan	Presently covered under the countywide multi-jurisdictional hazard mitigation plan. This plan is currently being updated and is anticipated to be completed and re-adopted in late 2014.
	Zoning Ordinance	Includes flood damage prevention ordinance and floodplain management plan.
	Coastal Management Plan	Sand City has a Local Coastal Plan certified by the California Coastal Commission.
	Emergency Operations Plan	This is a post-event document.
	Evacuation Plan	Current evacuation planning covers tsunami response only.
	Capital Improvements Plan	
	Floodplain Ordinance	
	Zoning Ordinance	
	Subdivision Ordinance	
Programs	Site Plan Review Requirements	
	Building Code	Establishes structural requirements to mitigate potential damage.
	Fire Prevention Code	
Programs	National Flood Insurance Program (NFIP)	Makes affordable flood insurance available to homeowners, business owners, and renters in participating communities. In exchange, those communities must adopt and enforce minimum floodplain management regulations to reduce the risk of damage from future floods.
	Monterey Regional Storm Water Management Program	Reduce pollution from storm water discharge and runoff with regard to the EPA's Phase II Storm Water National Pollutant Discharge Elimination System requirements. It is a collective effort and implementation of area-wide activities designed to benefit all participating entities.

**Table R-6**  
**City of Sand City Legal and Regulatory Resources Available for Hazard Mitigation**

Regulatory Tool	Chapter or Section	Effect on Hazard Mitigation
Policies (Municipal Code)	Not Available	Not Available
Municipal Code Chapter 8.12	Hazardous Materials	Program to prevent potential contamination.

**Table R-7**  
**City of Sand City Administrative and Technical Resources for Hazard Mitigation**

<b>Staff/Personnel Resources</b>	<b>Department/Division Position</b>
Planner(s) or engineer(s) with knowledge of land development and land management practices	Community Development
Engineer(s) or professional(s) trained in construction practices related to buildings and/or infrastructure	Community Development
Building inspector	Community Development
Emergency manager	Administration
Floodplain manager	Community Development
Public information officer(s)	Mayor/City Administrator
Maintenance programs to reduce risk	Public Works
Mutual Aid Agreements	Police Department/Administration

**Table R-8**  
**City of Sand City Financial Resources for Hazard Mitigation**

Financial Resources	Effect on Hazard Mitigation
General funds	If funding is available, can be used for hazard mitigation activity.
Authority to levy taxes for specific purposes	Can be used for any hazard mitigation activity.
Incur debt through general obligation bonds	Revenue Bonds can be issued through the City without voter approval.
Incur debt through special tax and revenue bonds	Can be used for any hazard mitigation activity, but only with voter approval.
Incur debt through private activity bonds	Can be used for any hazard mitigation activity.
FEMA HMGP and PDM grants	HMGP grant funding is available to local communities after a Presidentially-declared disaster. It can be used to fund both pre- and post-disaster mitigation plans and projects. PDM funding is available on an annual basis. This grant can only be used to fund pre-disaster mitigation plans and projects only.
United States Fire Administration (USFA) Grants	The purpose of these grants is to assist state, regional, national, or local organizations to address fire prevention and safety. The primary goal is to reach high-risk target groups including children, seniors, and firefighters.

**Problem Statements** are statements of particular interest with regard to primary hazards of concern, geographic areas of concern, or vulnerable community assets. These statements were primarily derived from local community site visits and discussion with local staff and officials from each community during Individual Jurisdiction Meetings, in combination with a review of the Safety Elements of local General Plans and GIS analysis using best available data in support of updates to the vulnerability analysis for each jurisdiction. They were developed to assist in the identification and analysis of potential hazard mitigation actions for the City of Sand City.

- The city’s existing drainage system is deemed inadequate for conveying stormwater during heavy rainfall events with several known problem areas. Of primary concern is the vicinity of Redwood Avenue at John Street, one of the lowest points in the city (approximately 4 feet below sea level) which has experienced past flood events that have inundated streets and nearby commercial properties. Other areas of concern include John Street at Ortiz Avenue and near the intersection of Ortiz Avenue at Contra Costa Street.
- The City of Seaside’s 90” outfall at the end of Bay Avenue continues to get plugged by shifting sands, preventing drainage of stormwater runoff from Seaside and Sand City, and contributing regularly (multiple times per year) to stormwater flooding at John Street and Ortiz Avenue. Recent improvement projects have proven to be ineffective. The outfall is also considered as a potential source of seawater inflow to Sand City from major coastal flood or tsunami events. Removal and replacement/relocation of the outfall with backflow prevention device is deemed by the city to be the most appropriate long-term solution, coupled with diversion capabilities to a secondary outfall if needed.

- The city's new desalination plant and facilities are critical to be protected from future hazard events. Of primary concern is the pipeline under Highway 1/Sand Dunes Drive between Canyon Del Rey Boulevard and Tioga Avenue, which may be exposed to damages caused by future earthquake, tsunami or coastal erosion events. Along this same location is the Monterey Interceptor pipeline that carries raw sewage to the MRWPCA Regional Treatment Plant in Marina.
- Also of primary concern to the city are damages or disruptions to critical transportation facilities, including but not limited to the five bridges/overpasses that provide the only ingress and egress to the city, and the main arterial streets that provide for internal mobility.
- Several elevated storage tanks used for acid baths at Granite Rock (Dias Street) currently store an estimated 2,000+ gallons that may potentially be damaged or cause overflow/flood issues following an earthquake and local ground-shaking event.
- While the city's population is low, it becomes one of the most densely populated areas in Monterey County during the daytime due to its two regional commercial shopping centers (Sand Dollar and Edgewater), creating a major warning and evacuation concern for the City.
- Two proposed developments, Monterey Bay Shores Resort and The Collections Resort, will increase the city's population density in areas that may be at risk to future coastal hazard events.
- The Monterey Regional Water Pollution Control Agency (MRWPCA) operates a sewer pump station at West Bay Street in Sand City. This facility is located close to the shoreline, and is potentially susceptible to tsunami. Furthermore, there is a 36-inch force main that extends from this pump station north along the west side of Highway 1 to the treatment plant in the City of Marina. Both the pump station and this 36-inch force main are susceptible to earthquakes. Damage to one or both of these facilities would have far reaching impacts to the sewer service of the Monterey Peninsula community, in addition to potential spills and contamination. The pump station and pipelines are the property and jurisdiction of the MRWPCA, and thus maintenance and repair are that Agency's responsibility. However, during an emergency whereby the plant and/or infrastructure is damaged, the City of Sand City would be the immediate emergency responder for that infrastructure within Sand City's boundaries.

**Appendix R**  
**City Of Sand City**

**Table R-9**  
**City of Sand City Mitigation Action Plan Matrix**

Action Number	Description	Ranking / Prioritization	Administering Department	Potential Funding	Timeframe	Benefit-Costs	Status	Narrative Update/ Explanation
1	Identify hazard-prone critical facilities and carry infrastructure and relocation, out acquisition, relocation, and structural and nonstructural retrofitting measures as necessary.	Priority / High	Building and Engineering	General Funds, HMGP, and PDM Grants	0-5 Years	This action will help ensure that the community/critical facilities can operate in some capacity before, during, and after the disaster.	Partially Completed / In Progress	Problem areas are identified; however, no solutions have yet been implemented. Lack of adequate staff and funding is a problem.
2	Develop a sustained public outreach program that encourages consistent hazard mitigation content.	Priority / High	Police, Fire, and Public Works	General Funds, HMGP, and PDM Grants	0-2 Years	A mitigation outreach program will help build and support local capacity to enable the public to prepare for, respond to, and recover from disasters.	Deferred	Insufficient staff and resources to implement at this time. This will be addressed whenever staff levels sufficiently increase.
3	Develop audience-specific hazard mitigation outreach efforts. Audiences include the elderly, children, tourists, non-English speaking residents, and home and business owners.	Priority / High	Police, Fire, and Public Works	General Funds, HMGP, and PDM Grants	0-2 Years	A mitigation outreach program will help build and support local capacity to enable the public to prepare for, respond to, and recover from disasters.	Deferred	Insufficient staff and resources to implement at this time. This will be addressed whenever staff levels sufficiently increase.
4	Update hazard maps in a GIS mapping database to include all nine hazards and asset information identified in the MJHMP. Integrate information with existing City data.	Priority / High	Engineering	General Funds	Ongoing	This action will not need additional funding and will help ensure current hazard areas are identified and corresponding mitigation activities are carried out.	Deferred	The City currently does not have access to GIS or staff adequately trained to use GIS. Insufficient staff and financial resources to set up GIS and get appropriate training

**Appendix R  
City Of Sand City**

**Table R-9  
City of Sand City Mitigation Action Plan Matrix**

Action Number	Description	Ranking / Prioritization	Administering Department	Potential Funding	Timeframe	Benefit-Costs	Status	Narrative Update/ Explanation
5	Maintain records and data to accurately reflect existing utilities and critical facilities.	Priority / High	City Engineer	General Funds	0-2 Years	This action will not need additional funding and will help ensure that up-to-date critical assets are identified and corresponding mitigation activities are carried out.	Ongoing/continuous	Due to a lack of sufficient staff, some maps are not as updated as they should be regarding underground utilities. Insufficient funding in City budget available to outsource this task.
6	Explore opportunities to provide training to City personnel to use HAZUS and/or other applicable programs.	Priority / High	All	General Funds	0-2 Years	Training in HAZUS will help City staff better understand current and future risks due to hazards and therefore help City staff develop and implement appropriate mitigation measures.	Deferred	Assistance in this area is needed. City staff is currently looking into the FEMA website to learn more of available applications.
7	Continue to implement the most recent versions of the California State-adopted construction and building codes.	Priority / High	Building	General Funds	Ongoing	This action does not cost anything outside of current funding.	Completed	California Building Code 2013 edition with amendments was adopted and incorporated into municipal code in November of 2013.
8	Improve and expand the City's website to include the disbursement of hazard related information to the general	Priority / High	Administration	General Funds, HMGP, and PDM Grants	0-1 Year	A mitigation outreach program will help build and support local capacity to enable the public to prepare for,	Deferred	Insufficient staff and resources to implement at this time. This will be addressed



**Appendix R**  
**City of Sand City**

**Table R-9**  
**City of Sand City Mitigation Action Plan Matrix**

Action Number	Description	Ranking / Prioritization	Administering Department	Potential Funding	Timeframe	Benefit-Costs	Status	Narrative Update/ Explanation
9	public, inclusive of mitigation measures.  Promote information sharing among neighboring cities, utilities, Monterey County, and State and Federal agencies.	Priority / High	All	General Funds	Ongoing	Information-sharing will help build and support local capacity to enable the public to prepare for, respond to, and recover from disasters.	Ongoing/continuous	whenever staff levels sufficiently increase.  The City is a participating member of the Monterey County OES, and participates on regular meetings and tabletop exercises. Tabletop exercises include earthquake and tsunami drills. Police Department has also attended FEMA "sandbox" training courses.
10	Develop an unreinforced masonry grant program that helps correct earthquake-risk nonmasonry building problems, including chimney bracing and anchoring water heaters.	Priority / High	Building and Engineering	HMGP and PDM Grants	0-5 Years	The identification and mitigation of unreinforced nonmasonry buildings will reduce potential losses due to earthquakes.	Deferred	Sand City does not have sufficient funding to organize or promote any types of grant programs. Neither does the City involve itself in possible State CDBG programs.

**Appendix R**  
**City of Sand City**

**Table R-9**  
**City of Sand City Mitigation Action Plan Matrix**

Action Number	Description	Ranking / Prioritization	Administering Department	Potential Funding	Timeframe	Benefit-Costs	Status	Narrative Update/ Explanation
11	Explore mitigation opportunities for repetitively flooded properties and, if necessary, encourage property owners to carry-out acquisition, relocation, elevation, and flood-proofing measures to protect these properties.	Priority / High	Building and Engineering	HMGF and PDM Grants	0-5 Years	The mitigation of repetitively flooded properties is a priority for FEMA grant programs.	Deferred	There has been discussion regarding some potential problem areas; however lack of funding and staff are a hindrance to promoting solutions.
12	Ensure that new developments are designed to reduce or eliminate flood by requiring properties and right-of-ways to be designed for the approved sewer and drainage facilities, providing onsite detention facilities whenever possible.	Priority / High	Planning, Building, and Engineering	General Funds	Ongoing	This effort will reduce the risk of future flooding to new development and existing development downstream.	Ongoing/continuous	New construction must comply with applicable codes. The City implements the 2013 edition of the California Building Code, which is incorporated into the City's Municipal Code.
13	Continue to conduct current fuel management programs (weed abatement programs) and investigate and apply new and emerging fuel management techniques.	Priority / High	Fire and Public Works	HMGF and PDM Grants	Ongoing	The probability of future damage from wildland fires could be high if this mitigation action is not implemented.	Ongoing/continuous	Property owners are first notified of violations, and if necessary, City Public Works rectifies situations.
14	Explore and implement programs that will provide low-interest loans for business and homeowners	Priority / High	Redevelopment Agency	Unknown	0-3 Years	The potential cost of this mitigation action seems reasonable for the size of the problem and its likely	Deferred	The City does not have adequate funding to implement such programs at this

**Appendix R**  
**City of Sand City**

**Table R-9**  
**City of Sand City Mitigation Action Plan Matrix**

Action Number	Description	Ranking / Prioritization	Administering Department	Potential Funding	Timeframe	Benefit-Costs	Status	Narrative Update/Explanation
	to retrofit properties with fire resistant materials.					benefits.		time.
15	Replace above-ground utility lines with underground utility lines. Ensure that utility lines are installed underground for new construction.	Priority / High	Building and Engineering	General Funds	0-5 Years	This effort will reduce future losses due to windstorm events.	Ongoing/continuous	As new development projects come forth, they are required to install underground laterals from meters to street. Some projects have voluntarily undergrounded fronting overhead utility lines.
16	MRWPCA sewer pump station and force main are vulnerable to tsunami and earthquake damage. This infrastructure, though located within Sand City, is the jurisdiction of another government agency. The City can contact the MRWPCA to see if they have emergency plans in place for such disasters.	Moderate	Engineering/Planning Depts.	Negligible	0-1 years	Costs are negligible to the City for discussion with MRWPCA. Costs to MRWPCA are unknown.	New Action	New Action
17	Heavy drought conditions increase salinity factor of water extracted from aquifer for the City's desalination plant; resulting in a shutdown of the desalination plant due	Moderate	Engineering/Planning Depts.	Outside grants or other funding unknown. City contracts	Anticipated completion within 2-5 years	Costs for drilling new extraction wells further inland where saline factors are less; will provide operational redundancy and mitigate drought imposed saline	New Action	New Action

**Appendix R**  
**City Of Sand City**

**Table R-9**  
**City of Sand City Mitigation Action Plan Matrix**

Action Number	Description	Ranking / Prioritization	Administering Department	Potential Funding	Timeframe	Benefit-Costs	Status	Narrative Update/ Explanation
	to the resulting higher salinity brine that cannot be put back into the aquifer. Drilling new wells further inland are anticipated to resolve this issue during times of severe drought.			operation of plant, and maintenance expense of lessee.		intrusion of the aquifer.		
18	Determine the feasibility of a beach nourishment project as a means of widening the backshore and moving the high-water line offshore	Low	Engineering/Planning Depts.	Outside grants or other funding unknown.	5-10 years	Costs to implement beach replenishment may be returned through extended life of existing infrastructure and revenues from potential coastal recreation.	New Action	New Action

# ATTACHMENT 1

## CITY OF SAND CITY

### RESOLUTION SC \_\_\_\_\_, 2016

#### **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAND CITY ADOPTING THE 2015 UPDATED COUNTY OF MONTEREY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN AS REQUIRED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA)**

**WHEREAS**, the City of Sand City is potentially susceptible to natural and human caused hazards such as drought, flooding, severe wind, transportation accidents, wildfire, and storms, that have the potential to impose loss of property and life, economic hardship, and threats to public health and safety; and

**WHEREAS**, the County of Monterey and participating jurisdictions, which include the cities of Carmel-by-the-Sea, Del Rey Oaks, Gonzales, Greenfield, King City, Marina, Monterey, Pacific Grove, Salinas, Sand City, Seaside, and Soledad, coordinated their efforts in updating the Monterey County Multi-Jurisdictional Hazard Mitigation Plan for 2015 in accordance with the Disaster Mitigation Act 2000; and

**WHEREAS**, the 2015 update to the Monterey County Multi-Hazard Mitigation Plan was developed after gathering information, reviewing data, research assistance from AECOM Corporation (a professional service corporation), and input from the City of Sand City regarding its jurisdiction, in association and cooperation with the County of Monterey and the State of California Office of Emergency Services; and

**WHEREAS**, the Federal Emergency Management Agency (FEMA) completed their review and acceptance of the updated Monterey County Multi-Jurisdictional Hazard Mitigation Plan, with final approval pending the Plan's adoption by the aforementioned participating local jurisdictions that will ensure their eligibility for Federal mitigation funding, including grant programs and pre-disaster and post-disaster funding; and

**WHEREAS**, the updated Monterey County Multi-Jurisdictional Hazard Mitigation Plan identifies hazards, risks and vulnerability assessments, mitigation strategies, and maintenance procedures for the City of Sand City; and

**WHEREAS**, through public outreach and survey conducted by AECOM Corporation and the County of Monterey, the general public was given an opportunity to comment and provide input into the update of the Monterey County Multi-Jurisdictional Hazard Mitigation Plan; and

**WHEREAS**, the City of Sand City has reviewed the updated Monterey County Multi-Jurisdictional Hazard Mitigation Plan, and affirms that this Plan will be updated within five (5) years.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Sand City to

hereby adopt the 2015 updated County of Monterey Multi-Jurisdictional Hazard Mitigation Plan as the City's official Hazard Mitigation Plan, and further resolves that this Hazard Mitigation Plan, as it pertains to Sand City, will be implemented, monitored, and maintained for a period of five (5) years.

**PASSED AND ADOPTED** by the Sand City Council on this \_\_\_ day of February, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

\_\_\_\_\_  
Linda K. Scholink, City Clerk

\_\_\_\_\_  
David K. Pendergrass, Mayor

**AGENDA ITEM  
7A**

# MEMO

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**To:** Honorable Mayor and City Council Members  
**From:** Todd Bodem, City Administrator  
**Date:** January 25, 2016  
**Subject:** Second Reading – Draft Ordinance To Establish Requirements For The Proper Disposal Of Pet Solid Waste

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## Background

At the January 19, 2016 City Council meeting and public hearing, the Council took action to adopt, for first reading, an ordinance adding Chapter 6.10 to the Sand City Municipal Code requiring proper disposal of pet solid waste.

As a result of complaints about dogs defecating upon public and private property within the community, the Public Safety Committee met on November 10, 2015 to discuss the issue and concerns mentioned. At the meeting, staff was directed to develop an ordinance regarding the proper disposal of pet solid waste.

This ordinance was put forward as an important step towards protecting the public's health, safety, and welfare in minimizing the possible risk of infection due to pet feces and excrement. This would also help eliminate the volume of waste that imposes a serious visual detriment to the City.

This ordinance will make it unlawful for any person owning or having control of any pet to permit the animal to defecate upon public or private property within the City unless the person immediately removes the feces and properly disposes of it.

It shall be unlawful for any person to walk a pet on public property of this City or upon the private property of another without carrying at all times a suitable container or other suitable instrument for the removal and disposal of pet feces.

Any owner or keeper who requires the use of a service animal and is physically unable to properly dispose of that service animal's solid waste shall be exempt from this ordinance requiring proper disposal of the service animal's solid waste.

Violations are punishable in accordance with Chapter 1.16 (General Penalty) of the Sand City Municipal Code. Infractions are punishable by: 1) a fine not exceeding \$100 for the first violation 2) a fine not exceeding \$200 for a repeat violation within a year, and 3) a fine not exceeding \$500 for each subsequent violation within one year.

## Recommendation

Staff recommends the City Council approve the attached Ordinance, for second reading to add Chapter 6.10 to the Sand City Municipal Code requiring proper disposal of pet solid waste. The ordinance would go into effect 30-days following its second reading (2<sup>nd</sup> public hearing).



**CITY OF SAND CITY  
ORDINANCE NO \_\_\_\_\_, 2016**

**ORDINANCE OF THE CITY OF SAND CITY ADOPTING AND ADDING CHAPTER  
6.10 TO THE SAND CITY MUNICIPAL CODE REQUIRING PROPER DISPOSAL OF  
PET SOLID WASTE**

THE CITY COUNCIL OF THE CITY OF SAND CITY HEREBY ORDAINS AS  
FOLLOWS:

**SECTION 1: Chapter 6.10 is hereby added to Title 6 of the Sand City Municipal  
Code to read in its entirety as follows:**

**CHAPTER 6.10  
PET SOLID WASTE**

6.10.010. Purpose: The purpose of this Chapter is to establish requirements for the proper disposal of pet solid waste in the City of Sand City, to protect the public's health, safety and welfare.

6.10.020. Definitions. For purposes of this Chapter, the following term (s) and definitions shall apply:

- A. "Immediate" shall mean that the pet solid waste is removed at once, without delay.
- B. "Owner/Keeper" any person who shall possess, maintain, house or harbor any pet or otherwise have custody of any pet, whether or not the owner of such pet.
- C. "Person" any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- D. "Pet" a domesticated animal kept for amusement or companionship.
- E. "Pet solid waste" waste matter expelled from the bowels of the pet; excrement.
- F. "Proper disposal" placement in a designated waste receptacle, or other suitable container, and discarded in a refuse container which is regularly emptied by the municipality or some other refuse collector; or disposal into a system designed to convey domestic sewage for proper treatment and disposal.

6.10.030. Requirement for Disposal. All pet owners and keepers are required to immediately and properly dispose of their pet's solid waste deposited on any public property or property of another person.

6.10.040. Exemption. Any owner or keeper who requires the use of a service animal and is physically unable to properly dispose of that service animal's solid waste shall be exempt from the provisions of this Chapter requiring proper disposal of the service animal's solid waste.

6.10.050. Violation and Penalty. Any violation of this section shall constitute an infraction, and may be enforced pursuant to Chapter 1.16 of the Sand City Municipal Code.

**SECTION 2: California Environmental Quality Act.**

This ordinance would prohibit an activity, and is therefore exempt from the California Environmental Quality Act.

**SECTION 3: Severance.**

If any section, subsection, sentence, clause, or phrase of this Ordinance is, for any reason, held to be unconstitutional and invalid, such decision shall not affect the validity of the remaining portion of this Ordinance. The City Council hereby declares that it would have passed this ordinance and every section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clause, or phrase be declared unconstitutional or invalid.

**SECTION 4: Effective Date**

This Ordinance shall become effective thirty (30) days following its adoption.

**PASSED AND ADOTPED**, by the City Council of Sand City, this \_\_\_\_ day of February, 2016 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED:

ATTEST:

\_\_\_\_\_  
David K. Pendergrass, Mayor

\_\_\_\_\_  
Linda K. Scholink, City Clerk