

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

Regular Meeting – November 4, 2014
7:00 P.M.
CITY COUNCIL CHAMBERS

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

The invocation was led by Reverend Carl Kelleher.

The Pledge of Allegiance was led by Police Chief Michael Klein.

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

Staff: Kelly Morgan, Interim City Administrator
Todd Bodem, City Administrator
Jim Heisinger, City Attorney
Leon Gomez, City Engineer
Michael Klein, Police Chief
Connie Horca, Deputy City Clerk

AGENDA ITEM 4, COMMUNICATIONS

- A. Written communication distributed to the Council was a list of no conflicts.
- B. Oral

7:03 P.M. Floor opened for Public Comment.

There were no comments from the Public.

7:03 P.M. Floor closed to Public Comment.

AGENDA ITEM 5, CONSENT CALENDAR

The Consent Agenda consists of routine items for which City Council approval can be taken with a single motion and vote. A Council member may request that any item be placed on the Regular Agenda for separate consideration.

- A. There was no discussion of the Sand City Council Meeting Minutes,

October 21, 2014.

- B. There was no discussion of the City/Successor Agency Monthly Financial Report, August 2014.
- C. There was no discussion of the City/Successor Agency Treasury Report for the period ending September 30, 2014.
- D. There was no discussion of the City **Resolution** recognizing Police Officer Michael Mount for his Years of Service as part of the Monterey County Special Response Unit (SRU).
- E. There was no discussion of the City Donation/Contribution to Hartnell College Baseball, Tyler Lazzarino for \$100.

Motion to approve the Consent Calendar 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.

AGENDA ITEM 6, CONSIDERATION OF ITEMS PULLED FROM CONSENT CALENDAR

There were no items pulled from the Consent Calendar.

AGENDA ITEM 7, PRESENTATIONS

- A. **Presentation by Commander Felice of the City of Marina Public Safety Department Recognizing Officer Michael Mount for his Years of Service to the Monterey County Special Response Unit**

Chief Michael Klein introduced Commanders Felice and Veloz of the Special Response Unit (SRU), a tactical unit comprised of member agencies throughout the Peninsula. They thanked and presented a plaque to Officer Michael Mount in recognition of his service to the Monterey County Special Response Unit. Officer Mount was assigned as a member to the unit consisting of a regional SWAT team and crisis negotiations. Officer Mount was one of the unit's foremost operators (a member who would respond to situations at the forefront and tasked with resolving the conflict). Mr. Mount thanked the City Council for the opportunity for being a part of the Special Response Unit, Commanders Veloz and Felice for their support, and his wife Brandy for her patience while he was often called for duty.

Mayor David Pendergrass also presented a framed Resolution to Officer Michael Mount from the City Council, recognizing his service to the Monterey County Special Response Unit (SRU) as Sand City's member representative.

B. Presentation of Certificates by Stephen Vagnini to Volunteers & Supporters of the 2014 West End Celebration

West End Celebration Coordinator Stephen Vagnini extended his congratulations to Council Members Blackwelder and Hubler, and Mayor Pendergrass on their re-election to office. Mr. Vagnini reported that the West End Celebration was able to provide support to the Monterey County Chapter of Guitars not Guns, and presented certificates to Rabobank and Urban Antelier for their monetary contributions. Domini Anne and Keirstyn Berlin were recognized for their involvement in coordinating the Fashion Show. He also thanked Mike and Gay Morris who contributed their time, and for their first hand involvement in the logistics of the event. Other supporters included Council Members Kruper and Hubler, Chief Klein, the Public Works Department, and Connie Horca. He thanked those participants who were unable to attend and mentioned their names. Mr. Vagnini is looking forward to an even bigger event in 2015 and expressed his gratitude to the Council for their support and commitment to the West End Celebration.

AGENDA ITEM 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.

City Engineer Leon Gomez reported that the desalination plant produced 17.5 acre-feet of water for the month of October. City Staff held a meeting with Cal-Am on October 20th to review the proposal prepared by Hydrometrics, Inc. for the updated modeling. The City Engineers office provided comments to Cal-Am with respect to the proposal, to include additional information with respect to the modeling effort to address concerns raised in the letter issued by the California Coastal Commission. The StormWater Management program held the annual building inspectors meeting. A major point expressed was the real need for subcontractor education. The GPS mapping of the City's storm drain system was completed. Staff is expecting to receive the results within the next few weeks.

The Council discussed the issue of subcontractors and their lack of education regarding StormWater rules and regulations. Vice Mayor Carbone commented that general contractors who hire subcontractors should be responsible in the wash out of materials used during construction projects, and that they should advise subcontractors of certain protocols and regulations as it pertains to a specific project.

In response to Mayor Pendergrass's questions regarding the resolution of the reported illicit discharge, City Engineer Gomez reported that Staff followed the standard procedures under the permit requirements. The

discharge was cleaned up by Disaster Kleenup Specialist. Chief Klein confirmed that the Police Department is aware of whom the suspect is. He has been contacted and informed of the illegal activity, and no re-occurrence has been reported to date.

City Administrator Todd Bodem reported that beginning next Friday, Staff meetings will be held monthly to create focus and receive feedback from Staff. He would like to hold a goal setting session involving the Council to gain some knowledge of how the City would like to move forward. He thanked Council Members Hubler and Blackwelder for their assistance in helping him with moving his belongings into storage. Half of his family is here in California and is hopeful that the remainder of his family would be able to join him soon.

AGENDA ITEM 9, NEW BUSINESS

A. Follow up on Sand City Ballot Measure J

There was no report regarding Ballot Measure J. Election results should be available some time later this evening.

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

Vice Mayor Carbone invited the Council to Community Human Services Safe Place Open House to be held on November 21, 2014 from 1:00 -5:00 p.m. As a JPA member, Sand City is part of this program. The open house would display several programs available for homeless and runaway youth.

Council Member Kruper reported that the Monterey County Convention and Visitors Bureau (MCCVB) is requesting input from municipalities whether MCCVB should become active in the political arena such as providing support for politicians, developments, and acknowledgement for activities. He requested that the Council provide input on how they would like to support the MCCVB in this decision. The Board will place the issue for a vote next January.

Council Member Hubler reported that the Arts Committee held a meeting and desires to host Community Palette's upcoming event next year. The committee discussed the possible use of the Carroll building for the event and would like some direction. In response to the Mayor's question regarding the organization, Council Member Hubler responded that Community Palette serves as a collective of individuals from different arts, such as culinary and dance. The event would invite various artists to participate, and one would be chosen as a recipient of a grant to further their art. The Arts Committee would like to know the feasibility of using the building without incurring costs to make repairs.

City Attorney Jim Heisinger summarized the present condition of the Carroll Building. As part of the Long Range Property Management Plan (LRPMP), the Oversight Board (OB) had voted to dispose of the property. The Successor Agency had previously asked permission from the OB to use the property as parking for the West End Event. The LRPMP will need some revision, and will need to go before the OB for re-approval. At present, plans for the Carroll building are uncertain and any future use would need approval from the Oversight Board.

C. Upcoming Meetings/Events: Consideration and Confirmation of Future Dates for 2015 Sand City Events

There were no RSVP's from the Council.

AGENDA ITEM 10, CLOSED SESSION

7:42 P.M.

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)**

8:25 P.M.

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

The Council received a report on Items 10A-1(a-c). The Council authorized the City Attorney to engage outside counsel on items 10A-1(c).

AGENDA ITEM 11, ADJOURNMENT

Motion to adjourn the City Council meeting was made by Council Member Blackwelder, seconded by Council Member Carbone to the next regularly scheduled Council meeting on Tuesday, November 18, 2014 at 7:00 p.m. There was consensus of the Council to adjourn the meeting at 8:28 P.M.



Connie Horca, Deputy City Clerk