

REGULAR MEETING
Tuesday, November 2, 2021

4:30 PM

TOUR OF INSPECTION 3:30 P.M.

Prior to calling the meeting to order, the Council conducted an on-site tour of inspection of the following properties listed

Item A: 8th Avenue Right-of-Way Abandonment: North side of 8th Avenue between Junipero Avenue and Mission Street

Item B: Encroachment Permit Application: East side of San Carlos Street near the corner of 5th Avenue.

CALL TO ORDER AND ROLL CALL

Mayor Potter called the meeting to order at 4:34 P.M. All Council Members were present.

EXTRAORDINARY BUSINESS

Item A: Proclamation declaring November Family Court Awareness Month.

Tina Swithin received the proclamation for Family Court Awareness Month and thanked the Mayor and Council.

PUBLIC APPEARANCES

The following members of the public spoke:

Nancy Twomey
Beth Bowman
Eloise Shim
Richard Kreitman
Michael McWalters
Kasey Hollenbeck
Parker Logan
Anthony Camazzo

ANNOUNCEMENTS

City Administrator Chip Rerig announced the withdrawal of Item 7 from Council consideration. He thanked Beth Bowman, Executive Director of Sunset Center for reaching out to schedule a special meeting. He stated that he had complete faith and confidence in Chief Uhler and that the graffiti suspect had been caught.

City Attorney Brian Pierik announced that there were three Closed Session items that Council considered and that there was no reportable action.

Council Member Ferlito thanked Sara Davis, Friends of Carmel Forest, the Forest and Beach Commission for the Arbor Day celebration. She thanked staff for the clean-up work they did downtown and stated that they should keep up the good work.

Mayor Pro Tem Richards announced the end of Carmel High School Fall sports and congratulated the winning freshman cross country team.

Mayor Potter announced that the Halloween Parade was a great success.

Council Member Baron announced the upcoming Climate Change Committee meeting on November 18.

CONSENT AGENDA

Item 1: Consideration of Ordinance 2021-003 (Second Reading) amending Municipal Code Chapter 8.16 pertaining to Solid Waste and Materials Recovery and Chapter 12.32 pertaining to Conduct on Public Property

Item 2: Adoption of Ordinance No. 2021-004 amending Chapter 17.40 of the Carmel Municipal Code related to signs

Public Comment – None

On a motion made by Council Member Baron and seconded by Council Member Theis, the City Council moved to approve the Consent Agenda by the following vote:

AYES: BARON, FERLITO, THEIS, RICHARDS, POTTER
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

ORDERS OF BUSINESS

Item 3: Receive a budget status update on the first quarter of Fiscal Year 2021-2022 and adopt Resolution 2021-072 approving budget amendments to the Fiscal Year 2021-2022 Adopted Budget totaling \$237,500

Director of Budget and Contracts Sharon Friedrichsen provided the staff report and responded to Council questions.

Public Comment – None

Council discussion followed.

On a motion made by Council Member Baron and seconded by Mayor Pro Tem Richards, the City Council moved to adopt Resolution 2021-072 approving budget amendments to the Fiscal Year 2021-2022 Adopted Budget totaling \$237,500 by the following vote:

AYES: BARON, FERLITO, THEIS, RICHARDS, POTTER
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

Item 5: Consideration of a permanent encroachment permit application (EN 21-187, Stilwell) to install an underground grease interceptor in the public right of way between the sidewalk and the curb on the east side of San Carlos Street near the corner of 5th Avenue.

Council Member Theis announced that she owns property within 500 feet of the property under consideration and recused herself from participation in the discussion.

City Administrator Chip Rerig introduced this item. Community Planning and Building Director Brandon Swanson provided the staff report and responded to Council questions.

Property owner Mark Stillwell also spoke on this item.

The following members of the public spoke on this item:

Carolyn Hardy
Rich Pepe
Steve Dallas
Victoria Beach

Council discussion followed.

Mayor Potter and seconded by Mayor Pro Tem Richards made a motion that was subsequently withdrawn.

On a motion made by Council Member Baron and seconded by Mayor Potter, the City Council continued this item a future meeting, date uncertain, by the following vote:

AYES: BARON, FERLITO, RICHARDS, POTTER
NOES: NONE
ABSENT: NONE
ABSTAIN: THEIS

Item 4: Consideration of extending the mandatory removal date for temporary parklets and temporary outdoor seating beyond October 12th, 2021

Community Planning and Building Director Brandon Swanson provided the staff report and responded to Council questions.

The following members of the public spoke on this item:

Parker Logan
Tim Twomey
Jack Galante
David Fink
Cindy Lloyd
Richard Kreitman
Ken Spilfogel
Anthony Carnazzo
Bashar al Sneh
Sue McCloud
Dale Byrne

Community Planning and Building Director Brandon responded to questions from the Council and the public.

Council discussion followed.

On a motion made by Council member Theis and seconded by Council Member Baron, the City Council moved to extended outdoor restaurant parklets through January 20, 2022, with this item returning to Council at its January 2022 regular meeting, by the following vote:

AYES: BARON, FERLITO, THEIS, RICHARDS, POTTER
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

PUBLIC HEARINGS

Item 6: Consideration of an Appeal (APP 21-359, WWI Memorial Plaque) of Historic Resources Board Resolution 2021-10-HRB issuing a Determination of Consistency with the Secretary of the Interior's Standards for the Treatment of Historic Properties for Design Review (DR 21-207) for the installation of a bronze plaque containing names of both military and non-military individuals, on a Carmel stone base on the west side of the World War I Memorial Arch Monument located in the public right-of-way within the median of Ocean Avenue on the east side of San Carlos Street.

Senior Planner Marnie Waffle provided the staff report and responded to Council questions.

The following members of the public spoke on this item:

Sue McCloud
Ian Martin
Richard Kreitman
Linda L. Smith
Brian Anders
Gerry Paratore
Ken White

Cindy Lloyd
Brian McEldowney
Mike Brown

Council discussion followed.

On a motion made by Mayor Pro Tem Richards and seconded by Mayor Potter, the City Council moved to grant the appeal by the following vote:

AYES: BARON, THEIS, RICHARDS, POTTER
NOES: FERLITO
ABSENT: NONE
ABSTAIN: NONE

Item 7: Consideration of a request to declare Exempt Surplus Right-of-Way and Vacating 1,103.15 square feet of Public Land across two legal lots located on the north side of 8th Avenue between Junipero and Mission.

The property owner withdrew this item from consideration.

FUTURE AGENDA ITEMS

- Stillwell grease trap request
- Grease trap policy discussion

ADJOURNMENT

There being no further business Mayor Potter adjourned the meeting at 9:10 P.M.

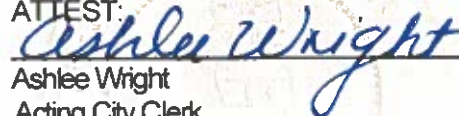
Item 8: Correspondence Received

APPROVED:



Dave Potter, Mayor

ATTEST:



Ashlee Wright
Acting City Clerk

