MINUTES
REGULAR MEETING
CARMEL-BY-THE-SEA

Tuesday, July 11, 2017

CALL TO ORDER AND ROLL CALL

Mayor Dallas called the meeting to order at 3:30 p.m.

Present: Councilmembers Hardy, Reimers, Richards, Theis and Mayor Dallas

Absent: None

Staff: Ashlee Wright, City Clerk

CLOSED SESSION

Mayor Dallas announced the Closed Session items.

Item 1: LABOR NEGOTIATIONS
Pursuant to Government Code Section 54957.6(a)
Agency Designated Representatives: Zutler
Employee Organization: Ambulance

Item 2: PUBLIC EMPLOYEE PERFORMANCE REVIEW
Government Code Section 54957
Title: City Administrator

Item 3: Public Employment - Gov't. Code Section 54957.
Title: City Attorney.

Public Comment - None

Council adjourned to Closed Session at 3:34 p.m.

OPEN SESSION

Council resumed in Open Session at 4:30 p.m.

CALL TO ORDER AND ROLL CALL

Present: Councilmembers Hardy, Reimers, Richards, Theis and Mayor Dallas

Absent: None

Staff: Ashlee Wright, City Clerk
Chip Rerig, City Administrator
Paul Tomasi, Public Safety Director
Sharon Friedrichsen, Budget and Contracts Director
Marc Weiner, Community Planning and Building Director
Maxine Gullo, Human Resources Manager
Joel Staker, IT Manager

Bob Harary, Public Works Director
Marnie Waffle, Senior Planner
Bob Conners, Attorney-at-Law

PLEDGE OF ALLEGIANCE

Joel Staker IT Manager led the pledge of allegiance.

ANNOUNCEMENTS FROM CLOSED SESSION

Item A: Announcements from Closed Session

City Administrator Chip Rerig stated that the Council provided confidential direction to their labor negotiators for Item 1 and that there were no announcement for the public.

Mayor Pro Tem Theis stated that the Council has been going through formal process to evaluate the City Administrator with Municipal Resources Group who helped them develop questionaires and an evaluation process. She stated that he was evaluated by executive team and that he had received veryhigh marks from the executive team and the Council. She stated that this evaluation tool will be used year to year and that Council will able to do an in-house review with the assistance of Human Resources. She stated that they had also developed a tool to evaluate city attorney and that she and former Councilmember Beach chose the facilitator. She stated that Council will be coming back in August with a changes to the City Administrator's contract.

Mayor Dallas stated that there was no discussion on Item 3.

EXTRAORDINARY BUSINESS

Item A: Introduction of new staff members: Public Works Director and Senior Planner

City Administrator Chip Rerig introduced Bob Harary, Public Works Director to the Council and provided information on his professional background.

Marc Weiner, Community Planning and Building Director, introduced Marnie Waffle, Senior Planner, to the Council and provided information on her professional background.

PUBLIC APPEARANCES

The following members of the public spoke:

Barbara Livingston, Chilone Payton, Kenny Spilfogel, Lauren Banner, Richard Kreitman, and Dan Heron.

---End Public Appearances---

ANNOUNCEMENTS

Item B: Announcements from City Council Members

Councilmember Richards stated that he and his girlfriend had visited Big Sur by parking at Pfeiffer Park, and hiking in a short distance where shuttles go as far as Nepenthe.

Councilmember Reimers spoke about 4th of July event. She stated that she attended the League of California Cities Leadership Conference and that her report was included in the packet. She shared the "100 Years that Created Today's Carmel" brochures created by Don Goodhue for the Planning Commission contribution to the Centennial. Also contributed on behalf of the Planning Commission and created by Don, Jan, and Keith Paterson is "Well Loved and Here to Stay! Quirky Codes of Carmel-by-the-Sea!" that will be inserted into the "100 Year" brochure. Sue McCloud assisted in editing the 'codes' and Phil Bowhay provided some humorous observations. She acknowledged the Sunset Center Board and Council representatives for the accomplishment of completing the Sunset Center lease agreements.

Councilmember Hardy state that MST is rolling out new transit app soon, so that bus riders will be able to see where buses are in real time and that there will be a sign up at the bus stop with a number you can text to find out when the next bus is coming. She stated that she attended the League of California Cities Leadership Conference and that her report was included in the packet

Mayor Dallas thanked volunteers, staff, community groups and fellow council members for the 4th of July event.

Item C: Announcements from City Administrator

City Administrator Chip Rerig thanked community groups, volunteers, and staff for the 4th of July event. He stated that the City will be conducting a post-mortem with a couple of council members and community groups. He asked community members who watched Council meetings on Comcast channel 28 to call City Hall and let staff know. He stated that staff were working on completing ops plan for Concours Week and working with MCCVB to alert visitors about driving challenges. He stated that Public Works was finishing annual sidewalk replacement and just recently started storm drain repair at Junipero and 5th.

CONSENT AGENDA

<u>**Action:**</u> Upon a motion made by Councilmember Hardy, seconded by Mayor Pro Tem Theis, Council moved to adopt the consent agenda as follows, with the exception of item 19:

Item 1: Minutes for May and June 2017. **Approved, 5:0**

Item 2: Monthly Reports for the Month of May. **Approved, 5:0**

Item 3: Check Register for the Month of May. **Approved, 5:0**

Item 4: Councilmember Reports. **Received, 5:0**

Item 5: SR 2017-093 Consideration of the adoption of a resolution authorizing the City Administrator to execute an agreement for the purchase of a License Plate Recognition (LPR) system as identified as a Capital Improvement item in the FY2017/18 Budget.
Adopted Resolution 2017-082, 5:0

Item 6: SR 2017-094 Consideration of the adoption of a resolution authorizing the City Administrator to execute an agreement for the purchase of a new police vehicle as identified in the FY 2017/18 Vehicle and Equipment Replacement Fund. **Adopted Resolution 2017-083, 5:0**

Item 7: SR 2017-095 Consideration of a resolution appointing the City's Emergency Services Director (City Administrator) as the agent representing the City for reimbursement of State and Federal disaster grant money. **Adopted Resolution 2017-084, 5:0**

Item 8: SR 2017-096 Amendment to a project condition authorizing a 9-month time extension of the planning permits for the construction of a new hotel (Carmel Sands) located in the in the Service Commercial (SC) and Multi-Family Residential (R-4) Zoning Districts (Planning application case numbers: DR 14-36 and UP 14-20). Approved, 3:0:2 **(Councilmember Reimers abstained from voting because she had voted on this project as a Planning Commissioner and Mayor Pro Tem Theis recused herself from voting because she owns property within 500 feet.)**

Item 9: SR 2017-097 Consideration of the adoption of a resolution accepting a donation for Indoor Forest Theater Flooring. Adopted Resolution 2017-069, 4:0:1 **(Councilmember Hardy abstained from voting on this item because she owns property within 500 feet.)**

Item 10: SR 2017-098 Consideration of a resolution authorizing the City Administrator to execute an agreement for the purchase of software and equipment necessary to complete the Next Generation Public Safety Radio System (NGEN) project as identified in the FY17/18 Capital Improvement Plan. **Adopted Resolution 2017-070, 5:0**

Item 11: SR 2017-099 Adopt a resolution authorizing a Sunset Center Free Theater Day for the Carmel International Film Festival on Thursday, October 19, 2017. **Adopted Resolution 2017-085, 5:0**

Item 12: SR 2017-100 Consideration of resolutions authorizing funding agreements with the Transportation Agency for Monterey County. **Adopted Resolutions 2017-071 and 2017-086, 5:0**

Item 13: SR 2017-101 Consideration of a resolution authorizing the City Administrator to enter into a contract with Digital Deployment, Inc. for a 5-year term ending June 30, 2022 and an amount not to exceed $109,450; and a resolution authorizing a budget adjustment of $30,000 for year one of contract for the one-time cost of implementation. **Adopted Resolutions 2017-081 and 2017-087, 5:0**

Item 14: SR 2017-102 Consideration of a resolution declaring the 2015 GO-4 Parking Scooter as surplus and authorizing its sale. **Adopted Resolution 2017-072, 5:0**

Item 15: SR 2017-103 Consideration of a resolution establishing the Fiscal Year 2017-2018 Appropriations Limit. **Adopted Resolution 2017-073, 5:0**

Item 16: SR 2017-104 Consideration of a resolution authorizing the City Administrator to execute professional services agreements with Fasulo Investigations and Golden State Planning and Environmental Consulting Services for a total not to exceed amount of $112,400.
Adopted Resolutions 2017-074 and 2017-075, 5:0

Item 17: SR 2017-105 Consideration of a Resolution adopting a resolution authorizing and approving the current pay rates and ranges (salary schedule) for the City of Carmel-by-the-Sea General employees union – an affiliate of the Laborers' International Union of North America, United Public Employees of California, LIUNA/UPEC, Local 792, AFL-CIO; and the City of Carmel-by-the-Sea Management Employees Union - an affiliate of the Laborers' International Union of North America, United Public Employees of California, LIUNA/UPEC, Local 792, AFL-CIO classifications as of January 1, 2017. **Adopted Resolution 2017-076, 5:0**

Item 18: SR 2017-106 Ratification of the appointment of a representative for the City of Carmel-by-the-Sea to the Community Human Services Board. **Ratified, 5:0**

The following Items were pulled from the Consent Agenda for further discussion:

Item 19: SR 2017-107 Authorization of the City Administrator to Execute a Professional Services Agreement with Burghardt+Dore Advertising, Inc. for marketing services for a term of July 1, 2017 through September 30, 2017 in an amount not to exceed $30,000.

Councilmember Richards recused himself from considering this item and stepped down from the dais to avoide any appearance of a conflict of interest.

Mayor Pro Tem Theis requested that the term of the agreement be extended six months and the not to exceed amount changed to $60,000, to allow staff more time to work on a request for proposals.

Public Comments

The following members of the public spoke on this item: Amy Herzog.

---End Public Comment---

Action: Upon a motion made by Mayor Pro Tem Theis, seconded by Councilmember Hardy, Council moved to authorize the City Administrator to enter into an agreement with Burghardt+Dore Advertising, Inc. for marketing services for a term of July 1, 2017 through December 31, 2017 in an amount not to exceed $60,000.
Adopted Resolution 2017-077, 5:0

ORDERS OF BUSINESS

Item 20: SR 2017-108 Consideration of a resolution authorizing adoption of a contract with G.R. Mozingo, Esq. APC to serve as City Attorney.

Councilmember Reimers and Councilmember Hardy provided the Council report, and spoke to the process of recruiting a City Attorney and their recommendation of Glen Mozingo to serve as City Attorney.

Public Comments

The following members of the public spoke on this item: Mark Stilwell and Gerard Rose

---End Public Comment---

Council discussion followed.

Action: Upon a motion made by Mayor Pro Tem Theis, seconded by Councilmember Richards, Council moved to adopt a resolution authoricing the adoption of a contract with G.R. Mozingo , Esq. APC to serve as City Attorney. **Adopted Resolution 2017-068, 5:0**

Item 21: SR 2017-109 Receive recommendations from the Planning Commission on the Ocean Avenue median lighting and direct staff to proceed with the project.

Marc Weiner, Community Planning and Building Director, provided the staff report.

Public Comments

The following members of the public spoke on this item: Barbara Livingston and Richard Kreitman.

---End Public Comments---

Council discussion followed

Action: Upon a motion made by Councilmember Hardy, seconded by Councilmember Reimers, Council moved receive the recommendations from the Planning Commission on the Ocean Avenue median lighting and to direct staff to proceed with the project. **Received, 5:0**

Item 22: SR 2017-110 Consideration of the adoption of a resolution rescinding Council Policy C89-41 "Acceptance of Donations and Gifts to the City"; the adoption of a resolution adopting Council Policy C17-02

"Donation and Gift Policy"; and the adoption of a resolution adopting Council Policy C17-03 "Bench Donations Guidelines Policy".

Ashlee Wright, City Clerk provided the staff report.
Public Comment - None

Action: Upon a motion made by Councilmember Hardy, seconded by Councilmember Richards, Council moved to adopt of a resolution rescinding Council Policy C89-41 "Acceptance of Donations and Gifts to the City"; the adoption of a resolution adopting Council Policy C17-02 "Donation and Gift Policy"; and the adoption of a resolution adopting Council Policy C17-03 "Bench Donations Guidelines Policy" and to amend the donations threshold for Council approval to be $2,500. **Adopted Resolutions 2017-078, 2017-079, and 2017-80, 5:0**

FUTURE AGENDA ITEMS

- North Dunes Restoration update
- Workshop for goal setting
- Workshop for update on the progress of the Mission Trail Nature Preserve
- Update on the work program

ADJOURNMENT

There being no further business Mayor Dallas adjourned the meeting at 6:04 p.m.

APPROVED:

Steve G. Dallas, Mayor

ATTEST:

Ashlee Wright

Ashlee Wright, City Clerk