

**CITY OF CARMEL-BY-THE-SEA  
SPECIAL COUNCIL MEETING**

**Monday, May 2, 2016**

**CLOSED SESSION**

The City Clerk Ashlee Wright adjourned the Closed Session due to the illness of the City Attorney Don Freeman who was to report on Closed Session Item 1.

**Item 1: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to Government Code Section 54956.9(D)(1)

Name of Case: Jennifer Da Silva, Plaintiff v. City of Carmel-by-the-Sea, Monterey County Superior Court Case No. M132929

Present: Council Member Reimers

Absent: Council Members Richards and Theis, and Mayor Dallas

Staff: Ashlee Wright, City Clerk

**OPEN SESSION**

Mayor Dallas called the Open Session of the Council Meeting to order at 5:30PM.

**ROLL CALL**

Present: Council Members Reimers, Richards, Theis, and Mayor Dallas

Absent: None

Staff: Chip Rerig, City Administrator  
Rob Mullane, Public Works Director  
Paul Tomasi, Police Commander  
Marc Wiener, Senior Planner  
Andrew Vanderford, Special Projects Manager  
Sharon Friedrichsen, Director of Budgets and Contracts  
Paul Wood, Finance Manager  
Ashlee Wright, City Clerk

Council Member Reimers led Council in the Pledge of Allegiance.

**PUBLIC APPEARANCES**

None

**CONSENT AGENDA**

**Action:** Upon a motion made by Council Member Theis, seconded by Council Member Reimers, Council unanimously approved the Consent Agenda with the exception of Items 4.b and 6 as follows:

- Item 2: Minutes for the April 4, 2016 Special Council Meeting - Tour of Inspection, April 4, 2016 Special Council Meeting, and April 5, 2016 Regular Council Meeting. **Approved, 4:0**
- Item 3: Check Register for the Month of March. **Approved, 4:0**
- Item 4: Monthly Reports for the Month of March. **Approved, 4:0** *(with the exception of 4.b)*
- a. Contracts executed within the City Administrator's Signing Authority
  - b. Community Planning and Building Department Reports
  - c. Police, Fire, Ambulance and Beach Reports
  - d. Public Records Act Request Logs – City Clerk and Police
  - e. Forester's Report
  - f. City Treasurer's Report
- Item 5: AB 1118 Consideration of a Resolution authorizing the City Administrator to Execute an Agreement with Fiesta Parade Floats for Float Construction Services in an Amount Not to Exceed \$48,000. **Adopted Resolution 2016-024, 4:0**

*The following items were pulled by members of the public or by a Council Member and taken up separately:*

- Item 4: Monthly reports for the Month of March: b. Community Planning and Building Department Reports

Sue McCloud asked a question and requested clarification on this item. City Administrator Chip Rerig responded.

Public Comments – None

**Action:** Upon a motion made by Council Member Richards, seconded by Council Member Theis, Council moved to accept Item 4.b Community Planning and Building Reports for the month of March 2016. **Received, 4:0**

- Item 6: AB 1117 Consideration of a Resolution to Award a Contract for Re-Construction of the Mountain View Avenue Entrance to Mission Trail Nature Preserve to Staples Construction Company in the amount of \$ 95,476.00 and Authorization of a Budget Transfer for an Amount Not to Exceed \$45,378.00 from Measure D funds.

Rob Mullane provided the staff report and responded to Council questions.

Public Comments – None

Council discussion followed.

**Action:** Upon a motion made by Council Member Theis, seconded by Council Member Reimers, Council moved to adopt a resolution to award a Contract for re-construction of the Mountain View Avenue Entrance to Mission Trail Nature Preserve to Staples Construction Company in the amount of \$ 95,476.00 and authorization of a budget transfer for an amount not to exceed \$45,378.00 from Measure D funds with the amendment that the pathway be 4 feet across. **Adopted Resolution 2016-026, 3:1** *(Council Member Richards opposed)*

**ORDERS**

Item 7: AB 1119 Consideration of a Resolution approving the Transportation Safety & Investment Plan to be placed before the voters on a future ballot and approve the list of examples of local road repair and safety projects anticipated to receive tax revenues, should the ballot measure be approved. (p. 70)

Todd Muck of TAMC provided a presentation on the Transportation Safety Investment Plan. City Administrator Chip Rerig provided further comments on this item.

Council Member discussion followed.

Public Comment

Lynette Zimmerman and Richard Kreitman spoke on this item.

---End Public Comment---

Council Member discussion followed.

**Action:** Upon a motion made by Council Member Theis, seconded by Council Member Reimers, Council moved to approve the Transportation Safety & Investment Plan to be placed before the voters on a future ballot and approve the list of examples of local road repair and safety projects anticipated to receive tax revenues, should the ballot measure be approved.

**Adopted Resolution 2016-025, 4:0**

Item 8: AB 1120 Fiscal Year 2016-2017 Provisional Budget.

City Administrator Chip Rerig provided the staff report.

Public Comments – None

Council questions and discussion followed. Staff responded to questions and provided clarifications.

**Action:** Report received.

**FUTURE AGENDA ITEMS - None**

There being no further business Mayor Dallas adjourned the meeting at 6:50PM.

APPROVED:

  
Steve G. Dallas, Mayor

ATTEST:

  
Ashlee Wright, City Clerk