**REGULAR MEETING**
**Tuesday, March 3, 2020**

**OPEN SESSION**
**4:30 PM**

## CALL TO ORDER AND ROLL CALL

Mayor Potter called the meeting to order at 4:30 p.m.

Present: Council Members Baron, Reimers, Theis, Mayor Pro Tem Richards, Mayor Potter

## PLEDGE OF ALLEGIANCE

Council Member Reimers

## EXTRAORDINARY BUSINESS

**Item A:** Home Match Program Presentation

**Item B:** Women's Shelter Presentation

**Item C:** American Red Cross Month Proclamation

**Item D:** New Employee Introduction: Shawn Aguirre

## PUBLIC APPEARANCES

The following members of the public spoke:

Christine Sandin
Karen Ferlito
Ellen Gannon
Neal Cruze

## ANNOUNCEMENTS

**Item A:** City Administrator Announcements
The City Administrator discussed the actions taken by the Public Safety Department with regard to the Coronavirus.

**Item B:** City Attorney Announcements/ Closed Session Oral Report in accordance with GC § 54957.1(a)
The City Attorney stated the City Council met in Closed Session on March 2, 2020 with no reportable action.

**Item C:** Councilmember Announcements

Mayor Potter stated the meeting will be adjourned in memory of Elinor Laiolo, Carolina Bayne and Lillian Hazdovac

Council Member Reimers discussed her knowledge of the three women and their contributions to the community.

Council Member Reimers discussed a recent celebration held for the retiring Executive Director for the Fort Ord Reuse Authority (FORA) and discussed actions taken at the FORA Board meeting. Council Member Reimers stated FORA will be sunsetting at the end of June.

Council Member Baron discussed the upcoming Climate Committee meeting scheduled for March 19, 2020.

Mayor Pro Tem Richards discussed the success of Carmel High School winter sports teams.

## CONSENT AGENDA

The City Clerk stated an error was located in the Minutes provided in the agenda packet and revised Minutes have been provided for the Council's approval.

On a motion by Mayor Pro Tem Richards and seconded by Council Member Theis, the City Council approved the Consent Calendar as amended, by the following vote:

| | |
|---|---|
| AYES: | BARON, REIMERS, THEIS, RICHARDS, POTTER |
| NOES: | NONE |
| ABSENT: | NONE |
| ABSTAIN: | NONE |

**Item 1:** Approve February 3, 2020 Special Meeting Minutes as presented and February 4, 2020 Meeting Minutes as amended.

**Item 2:** Monthly Reports for January: 1). City Administrator Contract Log; 2.) Community Planning and Building Department Reports; 3.) Police, Fire, and Ambulance Reports; 4.) Public Records Act Requests, and 5.) Public Works Department Report.

**Item 3:** January 2020 Check Register Summary.

**Item 4:** Adopt Resolution 2020-014, authorizing a Free Use Day of the Sunset Center Theater and Lobby for Raven Drum Foundation.

**Item 5:** Adopt Resolution 2020-015, approving the Memorandum of Understanding (MOU) between the City of Carmel-by-the-Sea and Carmel Fire Ambulance Association for the period July 1, 2019 through June 30, 2022, authorizing the City Administrator to make technical corrections as necessary and execute the Memorandum of Understanding and authorizing and approving the City of Carmel-by-the-Sea's current pay rates and ranges (salary schedule) for Carmel Fire Ambulance Association classifications as of February 1, 2020 in accordance with Municipal Code 2.52.520.

**Item 6:** Adopt Resolution 2020-016, entering into an agreement with Monterey County Free Libraries to offer Literacy Services at Harrison Memorial Library.

**Item 7:** Adopt Resolution 2020-017, authorizing the closure of certain streets, the serving of alcohol on public property, and/or the erection of tents on public property for 1.Monterey County Vintners Winemakers' Celebration, 2. Carmel Art Festival, 3.Concours on the Avenue, 4. Prancing Ponies Car Show and 5. Pebble Beach Tour d'Elegance.

**Item 8:** Adopt Resolution 2020-018, rescinding Resolution 2002-127 and authorizing the receipt and disbursement of funds within the Refundable Deposit Fund.

**Item 9:** Adopt Resolution 2020-019, accepting the completion of the Fiscal Year 2018-2019 Citywide Paving Project, World War I Monument Restoration, Police Replacement Patrol Car, Community Activities Van, and Portable Vehicle Barricades Capital Projects.

## ORDERS OF BUSINESS

**Item 10:** Review the current Mills Act policy and contract language and provide direction to staff.

Acting Director of Planning & Building, Marni Waffle provided the staff report for this item.

Discussion among staff and the City Council included discussion of the timing for issuing a Notice of Non-Renewal, the instances when the Notices can be issued and the formula used related to the contract timelines.

Addressing the City Council on this item:
Tom Yots
Mike Brown

The City Administrator discussed the Mills Act Contract process in general and the impact to property taxes for Mills Act properties.

Discussion among staff and the City Council included discussion of the history of the Mills Act process and discussion of concerns with the City being able to reduce the County's tax revenues. It was the consensus of the City Council the current process is acceptable.

Council Member Reimers stated page 144 of the agenda packet, section 5 has a typographical error.

**Item 10: continued...**
On a motion by Council Member Reimers and seconded by Mayor Pro Tem Richards, the City Council approved keeping the Mills Act policy as it is set up at this time with the contract language as presented, by the following vote:

| | |
|---|---|
| AYES: | BARON, REIMERS, THEIS, RICHARDS, POTTER |
| NOES: | NONE |
| ABSENT: | NONE |
| ABSTAIN: | NONE |

**Item 11:** Receive a report on options related to the home mail delivery services program and provide direction to staff.

Director of Budgets and Contracts, Sharon Friedrichsen provided the staff report for this item.

Addressing the City Council on this item:
Karen Ferlito
Sue McCloud

Discussion among staff and the City Council included discussion of requiring proof of disability as the criteria to establish eligibility for the program as well as potentially offering an option for those who may not be eligible based on the criteria, to pay for the service including paying the overhead for staff time involved in billing for the service.

Direction given to staff, no action needed at this time.

**Item 12:** Adopt Resolution 2020-020, approving the selection of 15-Watt, 2700-Kelvin LED lights to replace all 17 low-pressure sodium, cobra-head, safety streetlights in Carmel-by-the-Sea.

Environmental Compliance Manager, Agnes Martelet provided the staff report for this item.

Council Member Theis thanked the community for their input in this process.

On a motion by Council Member Theis and seconded by Mayor Pro Tem Richards, the City Council adopted Resolution 2020-020, approving the selection of 15-Watt, 2700-Kelvin LED lights to replace all 17 low-pressure sodium, cobra-head, safety streetlights in Carmel-by-the-Sea, by the following vote:

| | |
|---|---|
| AYES: | BARON, REIMERS, THEIS, RICHARDS, POTTER |
| NOES: | NONE |
| ABSENT: | NONE |
| ABSTAIN: | NONE |

## PUBLIC HEARINGS

**Item 13:** Adopt Ordinance 2020-001, amending Carmel Municipal Code (CMC) Title 15 (Buildings and Construction) by adopting the 2019 editions of the California Building (CBC), Residential (CRC), Energy (CEnC), Fire (CFC), Mechanical (CMC), Plumbing (CPC), Electrical (CEC), Green Building Standards (CGBSC), Historic Building (HBC), and Existing Building Codes (EBC) with local amendments which constitutes reading of the title and waiver of reading of the Ordinance.

Building Official, Dick Bower provided the staff report for this item.

Discussion among staff and the City Council included discussion of Council's request to evaluate WUI and bring back to the Council by the end of the year and discussion of not requiring wrapping of trees for certain projects.

On a motion by Mayor Pro Tem Richards and seconded by Council Member Reimers, the City Council adopted Ordinance 2020-001, amending Carmel Municipal Code (CMC) Title 15 (Buildings and Construction) by adopting the 2019 editions of the California Building (CBC), Residential (CRC), Energy (CEnC), Fire (CFC), Mechanical (CMC), Plumbing (CPC), Electrical (CEC), Green Building Standards (CGBSC), Historic Building (HBC), and Existing Building Codes (EBC) with local amendments which constitutes reading of the title and waiver of reading of the Ordinance, by the following vote:

| | |
|---|---|
| AYES: | BARON, REIMERS, THEIS, RICHARDS, POTTER |
| NOES: | NONE |
| ABSENT: | NONE |
| ABSTAIN: | NONE |

## FUTURE AGENDA ITEMS

Council Member Reimers discussed an update for the North Dunes restoration progress similar to what was provided to the Forest & Beach Commission.

## ADJOURNMENT

Mayor Potter adjourned the meeting at 6:25 p.m.

APPROVED:

Dave Potter

Dave Potter, Mayor

ATTEST:

Britt Avrit

Britt Avrit, MMC
City Clerk