

REGULAR MEETING
Tuesday, March 2, 2021
4:30

This meeting was held via teleconference due to the Shelter in Place Order issued by Monterey County and Governor Newsom's Executive Order N-29-20

CALL TO ORDER AND ROLL CALL

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

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

EXTRAORDINARY BUSINESS

Item A: American Red Cross Month Proclamation

Mayor Potter read the proclamation and Patsy Gasca, Disaster Program Manager, spoke about the work of the American Red Cross.

PUBLIC APPEARANCES

The following members of the public spoke:

Sober Grad

ANNOUNCEMENTS

Item A: City Administrator Announcements

The City Administrator announced that staff will begin testing the Zoom platform, celebrated staff employment anniversaries, and stated that the meeting would be adjourned in honor of former Council Member Barbara Livingston.

Item B: City Attorney Announcements

The City Attorney stated the City Council met in Closed Session on March 1, 2021 and discussed the matters listed on the agenda with no reportable action.

Item C: Councilmember Announcements

Mayor Pro Tem Richards thanked all of the volunteer groups who have stepped forward to help during the pandemic and stated that he is proud of our town. He thanked Leadership Carmel for their Hearts project.

Council Member Baron announced that the next Climate Change Committee would be March 18 and that the Carmel High School Environmental Club would be presenting at the meeting.

Council Member Ferlito spoke about Barbara Livingston's service to the community.

CONSENT AGENDA

Mayor Pro Tem Richards requested Item No. 4 be removed for separate discussion.

On a motion by Council Member Baron and seconded by Council Member Theis, the City Council approved the Consent Agenda with the exception of Item No. 4 by the following roll call vote:

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

Item 1: February 2, 2021 Special and Regular Meeting Minutes

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 2021 Check Register Summary

Item 5: Resolution 2021-011 approving a budget amendment to the Fiscal Year 2020-2021 adopted budget for a Monterey Peninsula Water Management District Grant to install a demonstration rain garden

Item 4: Resolution 2021-010 approving a Funding Agreement with the Transportation Agency of Monterey County (TAMC) for the Wayfinding Sign Program

The Public Works Director provided a staff report on this item and responded to questions from Mayor Pro Tem Richards and questions received from the public (Sue McCloud) via email.

Public Comment
None

On a motion by Council Member Baron and seconded by Council Member Theis, the City Council adopted Resolution 2021-010 approving a Funding Agreement with the Transportation Agency of Monterey County (TAMC) for the Wayfinding Sign Program, by the following roll call vote:

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

ORDERS OF BUSINESS

Item 6: Consider authorizing staff to issue a Request for Proposals for the leasing of the historic Forest Theater for theatrical programming and facility management

The Library and Community Activities Director provided the staff report for this item.

Public Comment

Stephen Moorer
Christine Sandin
Carrie Glen

On a motion by Mayor Pro Tem Richards and seconded by Council Member Baron, the City Council authorized staff to issue a Request for Proposals for the leasing of the historic Forest Theater for theatrical programming and facility management, by the following roll call vote:

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

Item 7: Receive an update on Special Events for 2021

The Library and Community Activities Director provided the update for this item.

Discussion among the City Council and staff included discussion challenges of organizing events with COVID protocols, cancelling the Memorial Day ceremony and 4th of July celebration and potential options for celebrating events that didn't involve gatherings.

Public Comment

Stephen Moorer

On a motion by Council Member Theis and seconded by Council Member Ferlito, the City Council received the update provided by staff, directed staff to work with event organizers to mitigate risks at events, authorized the cancellation of the Memorial Day and 4th of July events and directed staff to work with the Community Activities Commission to develop alternate ways to celebrate holidays, by the following roll call vote:

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

Item 8: Receive an update on the City's unfunded pension liability, discuss pension mitigation options, including the development of a pension funding policy, and provide direction to staff

Representative of NHA provided the report on this item.

Discussion among the City Council and staff included options to mitigate pension liability.

Break at 6:34 p.m.

Resume 6:40 p.m.

Public Comment

Dale Byrne

Further discussion among the City Council and staff included options to mitigate pension liability.

No action needed, direction provided to staff.

Item 9: Update on the Climate Committee and discussion of State requirements for climate action

The Environmental Compliance Manager provided the update for this item.

Discussion among the City Council and staff included discussion of work completed to date and further components of the Climate Action plan that remain to be completed.

Public Comment

None

No action needed, direction provided to staff/receive and file only.

Item 10: Exceptions to uniform 10pm closure time for parklets

The Director of Community Planning & Building provided the staff report for this item.

Public Comment

Kim Stemler

Parker Logan

Scott Caracciolo

Discussion among the City Council and staff included discussion of closure times for restaurants, bars and tasting rooms.

Item 10 continued:

On a motion by Mayor Pro Tem Richards and seconded by Mayor Potter, the City Council approved exceptions to the uniform 10 p.m. closure time for Sades, and offer the same option to Barnel and A.W. Shucks, by the following roll call vote:

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

On a motion by Council Member Baron and seconded by Council Member Theis, the City Council approved the 10:00 p.m. uniform closing of restaurants – last seating at 10:00 p.m., by the following roll call vote:

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

On a motion by Council Theis and seconded by Mayor Pro Tem Richards, the City Council approved the 7:00 p.m. uniform closing of tasting rooms, by the following roll call vote:

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

PUBLIC HEARINGS

Item 11: Consideration of an Appeal of the Forest and Beach Commission decision regarding fee assessment and mitigation for unauthorized tree removals at the northwest corner of Junipero Street and Thirteenth Avenue

The City Forester provided the staff report for this item. Appellant Dr. Vivian Price also presented on this item.

Discussion among the City Council and staff included discussion of the decision made by the Forest and Beach Commission regarding Pittosporum trees removed without a permit.

On a motion by Council Member Theis and seconded by Mayor Potter, the City Council moved to require the payment of \$2,500, inclusive of the cost of the Arborist Report in the amount of \$1,103.40, for two Pittosporum trees removed without a permit to be deposited in the City's Reforestation Fund.

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

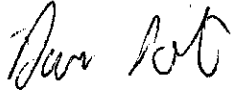
FUTURE AGENDA ITEMS
None

ADJOURNMENT

The City Council adjourned the meeting in memory of Barbara Livingston.

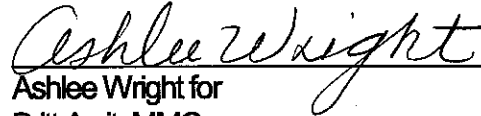
Mayor Potter adjourned the meeting at 9:09 p.m.

APPROVED:



Dave Potter, Mayor

ATTEST:



Ashlee Wright for
Britt Avrit, MMC
City Clerk