

REGULAR MEETING
Tuesday, February 1, 2022

OPEN SESSION
4:30 PM

CALL TO ORDER AND ROLL CALL

Mayor Potter called the meeting to order at 4:35 p.m.

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

EXTRAORDINARY BUSINESS

Item A: Presentation and Recognition of Carmel-by-the-Sea as a Certified Blue City by Project O

Environmental Compliance Manager Agnes Martelet introduced the presenters. Evelina Marchetti and Alisan Amrhein spoke on behalf of the Blue City Network and presented the certificate of recognition. Mayor Potter thanked them for the recognition.

PUBLIC APPEARANCES

The following members of the public spoke:

Beth Bowman
Richard Kreitman
David Fink
Nancy Twomey
Alissandra Dramov

ANNOUNCEMENTS

Item A: City Administrator Announcements

The City Administrator briefly talked about the Cal Ans system in response to a public comment. He welcomed the Interim City Clerk Yashin Abbas, and thanked Acting City Clerk/Library and Community Activities Director Ashlee Wright and Leslie Fenton for doing a wonderful job, and now they are working on reopening the library in March. He announced the City's ongoing recruitment. He reported that he and his family had gotten ill with COVID. He encouraged the public to give feedback on the beautification of the median island on Ocean Avenue and Monteverde, a pilot project in collaboration with Carmel Cares.

Item B: City Attorney Announcements

The City Attorney stated that there was no reportable action from the January 31, 2022 Closed Session agenda for Items A and B.

Item C: Council Member Announcements

Council Member Baron stated that he also had COVID and cautioned everyone to be safe. He announced that his monthly Climate Change Committee Meeting will be on February 17, 2022 and that they will conduct public outreach regarding the climate action plan. The Committee intends to reach out to the building industry for comments and industry review in March.

Council Member Richards announced that he signed up for his first median and is looking forward to working with Carmel Cares.

Mayor Potter thanked Acting City Clerk/Library and Community Activities Director Ashlee Wright and appreciates her team approach and has done a great job multi-tasking.

CONSENT AGENDA

Item 7 was pulled from the consent agenda to be brought back at the next City Council regular meeting.

Item 1: December 2021 Check Register Summary

Item 2: Monthly Reports for December 2021

Item 3: Resolution 2022-010 Accepting a Donation of \$50,000 Towards the Purchase of a New Ambulance

Item 4: Resolution 2022-011 Adopting the Fiscal Year 2022-2023 Budget Schedule

Item 5: Resolution 2022-013 Authorizing the City Administrator to Execute a Professional Services Agreement with Neill Engineers Corp. for On-Call Engineering Services for a not-to-exceed fee of \$138,200 and a term ending June 30, 2024

Item 6: Parking Enforcement Outside the City on Scenic Drive

Public Comment

- Dale Byrne

On a motion by Mayor Pro Tem Richards and seconded by Council Member Baron, the City Council approved items 1, 2, 3, 4, 5, and 6 on the Consent Agenda by the following roll call vote:

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

The following item was continued for discussion at the next City Council regular meeting:

Item 7: Resolution 2022-014 awarding a Professional Services Agreement to Winter & Company, for a not-to-exceed fee of \$83,160, to provide consultant support for the 'Design Traditions 2.0' project to update the City's Design Guidelines and Zoning Code

Public Comment

- Neal Kruse

On a motion by Council Member Baron and seconded by Council Member Theis, the City Council moved to continue this item at the March City Council regular meeting by the following roll call vote:

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

ORDERS OF BUSINESS

Item 8: Fiscal Year 2021-2022 Mid-Year Budget Report and Resolution 2022-012 Approving FY 2021-2022 Adopted Budget Amendments

Finance Manager and Acting Director of Budget & Contracts Robin Scattini provided the staff report.

Public Comment - None

Council discussion followed.

On a motion by Mayor Pro Tem Richards and seconded by Mayor Potter, the City Council adopted Resolution 2022-012 approving FY 2021-2022 adopted budget amendments, and directed staff to bring back the items at the March City Council regular meeting regarding the use of the ARPA funds and a presentation on the design and approval of funding allocation for the Police Station renovation, by the following roll call vote:

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

Item 9: Resolution 2022-015 Authorizing the Mayor to Execute a Fifth Amendment to the City Administrator At-Will Employment Agreement Effective October 1, 2021

City Attorney Brian Pierik provided the staff report.

Public Comment - None

Council discussion followed.

On a motion by Mayor Potter and seconded by Council Member Baron, the City Council adopted Resolution 2022-015 authorizing the Mayor to execute a fifth amendment to the City Administrator at-will employment agreement effective October 1, 2021 by the following roll call vote:

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

- Item 10:** Receive a Report on the Outdoor Seating Ad Hoc Committee survey results and provide direction regarding when and how the Planning Commission should begin work on a potential permanent outdoor seating program

Community Planning and Building Director Brandon Swanson provided the staff report.

The following members of the public spoke on this item:

Richard Kreitman
Janice Bradner
Tim Twomey
David Fink
Joel Jung
Jack Galante
Graeme Robertson
Bashar Al Sneed

Council discussion followed and directed staff to bring this item back next month. No formal action was taken.

- Item 11:** Resolution 2022-016 Updating the At-Will (Unrepresented) Miscellaneous and Police Management Pay Schedule/Salary Schedule

Assistant City Administrator Maxine Gullo provided the staff report.

Public Comment - None

On a motion by Council Member Baron and seconded by Council Member Theis, the City Council adopted Resolution 2022-016 updating the at-will (unrepresented) miscellaneous and police management pay schedule/salary schedule by the following vote:

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

FUTURE AGENDA ITEMS

None

CLOSED SESSION

City Attorney Brian Pierik announced the closed session item.

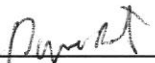
- Item A:** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION GOVERNMENT CODE SECTION 54956.9 (d)(1) - GTE MOBILENET OF CALIFORNIA LIMITED PARTNERSHIP, a California limited partnership d/b/a VERIZON WIRELESS v. CARMEL-BY-THE-SEA; United States District Court for the Northern District of California, Case No. 5:22-cv-00347-NC

Public Comment - None

ADJOURNMENT

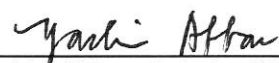
The City Council adjourned to Close Session at 6:55 PM.

APPROVED:



Dave Potter, Mayor

ATTEST:



Yashin Abbas, Interim City Clerk