



AGENDA

Tuesday, April 19, 2016

5:30 P.M. Closed Session

6:30 P.M. Open Session

**REGULAR MEETING
CITY COUNCIL, AIRPORT COMMISSION,
MARINA ABRAMS B NON-PROFIT CORPORATION, PRESTON PARK SUSTAINABLE
COMMUNITY NON-PROFIT CORPORATION AND SUCCESSOR AGENCY OF THE
FORMER MARINA REDEVELOPMENT AGENCY**

Council Chambers
211 Hillcrest Avenue
Marina, California

VISION STATEMENT

Marina will grow and mature from a small town bedroom community to a small city which is diversified, vibrant and through positive relationships with regional agencies, self-sufficient. The City will develop in a way that insulates it from the negative impacts of urban sprawl to become a desirable residential and business community in a natural setting. **(Resolution No. 2006-112 - May 2, 2006)**

MISSION STATEMENT

The City Council will provide the leadership in protecting Marina's natural setting while developing the City in a way that provides a balance of housing, jobs and business opportunities that will result in a community characterized by a desirable quality of life, including recreation and cultural opportunities, a safe environment and an economic viability that supports a high level of municipal services and infrastructure. **(Resolution No. 2006-112 - May 2, 2006)**

1. CALL TO ORDER



2. ROLL CALL & ESTABLISHMENT OF QUORUM: (City Council, Airport Commissioners, Marina Abrams B Non-Profit Corporation, and Successor Agency of the Former Redevelopment Agency Members)

Nancy Amadeo, David W. Brown, Gail Morton, Mayor Pro-Tem/Vice Chair Frank O'Connell, Mayor/Chair Bruce C. Delgado

3. CLOSED SESSION: *As permitted by Government Code Section 54956 et seq., the (City Council, Airport Commissioners, Marina Abrams B Non-Profit Corporation, and Redevelopment Agency Members) may adjourn to a Closed or Executive Session to consider specific matters dealing with litigation, certain personnel matters, property negotiations or to confer with the City's Meyers-Milias-Brown Act representative.*

- a. Conference with Legal Counsel – Anticipated Litigation – Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of CA Govt. Code Section 54956.9 – One Case; and initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9 – One Case.”

- b. Conference with Legal Counsel re matters of Existing Litigation (GC§54956.9(d)(1)) two cases – City of Marina v. Barich Business Services (16CV000979)
- c. Labor Negotiations
 - i. Marina Employee Association
 - ii. Marina Management Employees Association
 - iii. Marina Public Safety Officers Association
 - iv. Marina Public Safety Manager’s Association
 - v. Marina Professional Firefighters Association
 - vi. Department Directors
 - a. Community Development Director
 - b. Finance Director
 - c. Fire Chief
 - d. Police Chief
 - e. Recreation & Cultural Services Director

City Negotiators: Layne P. Long, City Manager and Employee Relations Officer

- d. Performance Evaluation, Unrepresented Employee – City Manager
- e. Real Property Negotiations
 - a. Property: City’s Airport Property (APN 031-111-013; -035, -036 and -037)
Negotiating Party: Ramco Enterprises LP
Property Negotiator: City Manager
Terms: All terms and conditions
 - b. Property: County Owned Property along Imjin Road between Intergarrison Road; and between 6th Avenue and Reservation Road; South of Blanco & East of Reservation Road.
Negotiating Party: Director, County of Monterey Resource Agency
Property Negotiator: City Manager
Terms: All terms and conditions

6:30 PM - RECONVENE OPEN SESSION AND REPORT ON ANY ACTIONS TAKEN IN CLOSED SESSION

- 4. **MOMENT OF SILENCE & PLEDGE OF ALLEGIANCE** (Please stand)
- 5. **SPECIAL PRESENTATIONS:**
 - a **Recreation Announcements**
 - b **Certificate of Adjournment** – Sgt. Allan MacDonald
- 6. **SPECIAL ANNOUNCEMENTS AND COMMUNICATIONS FROM THE FLOOR:** *Any member of the Public or the City Council may make an announcement of special events or meetings of interest as information to Council and Public. Any member of the public may comment on any matter within the City Council’s jurisdiction which is not on the agenda. Please state your name for the record. Action will not be taken on an item that is not on the agenda. If it requires action, it will be referred to staff and/or placed on a future agenda. City Council members or City staff may briefly respond to statements made or questions posed as permitted by Government Code Section 54954.2. In order that all interested parties have an opportunity to speak, please limit comments to a maximum of four (4) minutes. Any member of the public may comment on any matter listed on this agenda at the time the matter is being considered by the City Council.*

7. CONSENT AGENDA FOR THE SUCCESSOR AGENCY TO THE FORMER MARINA REDEVELOPMENT AGENCY: *Background information has been provided to the Successor Agency of the former Redevelopment Agency on all matters listed under the Consent Agenda, and these items are considered to be routine. All items under the Consent Agenda are normally approved by one motion. Prior to such a motion being made, any member of the public or the City Council may ask a question or make a comment about an agenda item and staff will provide a response. If discussion or a lengthy explanation is required, that item will be removed from the Consent Agenda for Successor Agency to the former Marina Redevelopment Agency and placed at the end of Other Action Items Successor Agency to the former Marina Redevelopment Agency.*

8. CONSENT AGENDA: *Background information has been provided to the City Council, Airport Commission, Marina Abrams B Non-Profit Corporation, and Redevelopment Agency on all matters listed under the Consent Agenda, and these items are considered to be routine. All items under the Consent Agenda are normally approved by one motion. Prior to such a motion being made, any member of the public or the City Council may ask a question or make a comment about an agenda item and staff will provide a response. If discussion or a lengthy explanation is required, that item will be removed from the Consent Agenda and placed at the end of Other Action Items.*
 - a. ACCOUNTS PAYABLE:
 - (1) Accounts Payable Check Numbers: 78388-78509, totaling \$328,062.38
Wire transfers totaling: \$379,656.89

 - b. MINUTES:
 - (1) March 15, 2016, Regular City Council Meeting
 - (2) March 22, 2016, Special Joint City Council and Planning Commission Meeting
 - (3) April 5, 2016, Regular City Council Meeting

 - c. CLAIMS AGAINST THE CITY: None

 - d. AWARD OF BID: None

 - e. CALL FOR BIDS: None

 - f. ADOPTION OF RESOLUTIONS:
 - (1) City Council consider adopting Resolution No. 2016-, delegating authority to the City Manager, or his designee, to “allow, compromise, or settle a claim” governed by the Tort Claims Act, California Government Code Sections 900 *et seq*, which do not exceed \$15,000.00; and, rescind that portion of Resolution No 2003-130, which allows the City Manager to settle claims not exceeding \$1,000.00.

 - (2) City Council consider adopting Resolution No. 2016-, authorizing submission of an application to State of California Department of General Services for City participation in the State and Federal Surplus Property Program, and; authorizing City Manager to execute all forms necessary for application to the State and Federal Surplus Property Program.

g. APPROVAL OF AGREEMENTS:

- (1) City Council consider adopting Resolution No. 2016-, authorizing the Mayor to execute a Maintenance Agreement from the Transportation Agency for Monterey County (TAMC) for a portion of TAMC Right of Way near Engineers Station 307+90 of the Monterey Branch Line Project in furtherance of the City of Marina's Del Monte Blvd. and Beach Rd. Improvement Project, and; authorizing City Manager to Execute an Encroachment Permit on behalf of the City of Marina Subject to final review by the City Attorney.
- (2) City Council consider adopting Resolution No. 2016-, approving a professional services agreement between City of Marina and Tartaglia Engineering, of Atascadero, California, in amount of \$103,383 for preparation of an initial study for adoption of the recently completed airport master plan, and; increasing appropriations in the FY 2015-16 Airport Operating Fund 555 in the amount of \$103,383, and; authorizing Finance Director to make necessary accounting and budgetary entries as, and; authorizing City Manager to execute agreement on behalf of the City, subject to final review and approval by City Attorney.
- (3) City Council consider adopting Resolution No. 2016-, authorizing the City Manager to execute a side letter agreement between the City of Marina and the Marina Public Safety Officers Association, and; authorizing adjustments to City Compensation Plan including adjustments to the salary schedule, medical contributions and other specified terms and conditions of employment specified in the Side Letter, and; authorizing Finance Director to make appropriate accounting and budgetary entries.

h. ACCEPTANCE OF PUBLIC IMPROVEMENTS: None

i. MAPS: None

j. REPORTS: (RECEIVE AND FILE):

- (1) City Council consider adopting Resolution No. 2016-, making available the Development Impact Fee Study in accordance with Marina Municipal Code Chapter 3.26.
- (2) City Council receiving Investment Reports for the City of Marina and City of Marina as Successor Agency to the Marina Redevelopment Agency for months ended January 31, February 28, and March 31, 2016.

k. FUNDING & BUDGET MATTERS:

- (1) City Council consider adopting Resolution No. 2016-, approving Public Works Community Center Restoration Project: authorize the Finance Director to make necessary accounting and budgetary entries.

l. APPROVE ORDINANCES (WAIVE SECOND READING): None

m. APPROVE APPOINTMENTS: None

9. PUBLIC HEARINGS:

- a. City Council open public hearing and consider adopting Resolution No. 2016-, confirming diagram, assessment and ordering levy of \$184.42 for FY 2016-17 assessment for Seabreeze Landscape Maintenance Assessment District, and; Authorize City Clerk to file certified copy of diagram and assessment with Monterey County Auditor-Controller prior to Friday, August 1, 2016.
- b. City Council open public hearing and consider adopting Resolution No. 2016-, confirming diagram, assessment and ordering levy of \$180.78 for FY 2016-17 assessment for Cypress Cove II Landscape Maintenance Assessment District, and; Authorize City Clerk to file certified copy of diagram and assessment with Monterey County Auditor-Controller prior to Friday, August 1, 2016.
- c. City Council open public hearing and consider adopting Resolution No. 2016-, confirming diagram, assessment and ordering levy of \$77.14 for FY 2016-17 assessment for Monterey Bay Estates Lighting & Landscape Maintenance Assessment District, and; authorize City Clerk to file certified copy of diagram and assessment with Monterey County Auditor-Controller prior to Friday, August 1, 2016.

10. OTHER ACTIONS ITEMS OF THE SUCCESSOR AGENCY TO THE FORMER MARINA REDEVELOPMENT AGENCY: *Action listed for each Agenda item is that which is requested by staff. The Successor Agency may, at its discretion, take action on any items. The public is invited to approach the podium to provide up to four (4) minutes of public comment.*

11. OTHER ACTION ITEMS: *Action listed for each Agenda item is that which is requested by staff. The City Council may, at its discretion, take action on any items. The public is invited to approach the podium to provide up to four (4) minutes of public comment.*

Note: No additional major projects or programs should be undertaken without review of the impacts on existing priorities (Resolution No. 2006-79 – April 4, 2006).

- a. City Council consider adopting Resolution No. 2016-, receiving information regarding Utility Users Tax for the City of Marina and to provide staff with further direction.
- b. City Council consider adopting Resolution No. 2016-, receiving Business License Tax information and provide staff with any further direction in the matter.

12. COUNCIL & STAFF INFORMATIONAL REPORTS:

- a. Monterey County Mayor’s Association [Mayor Bruce Delgado]
- b. Council and staff opportunity to ask a question for clarification or make a brief report on his or her own activities as permitted by Government Code Section 54954.2.

13. ADJOURNMENT: In memory of Sgt. Allan MacDonald

CERTIFICATION

I, Anita Sharp, Deputy City Clerk, of the City of Marina, do hereby certify that a copy of the foregoing agenda was posted at City Hall and Council Chambers Bulletin Board at 211 Hillcrest Avenue, Monterey County Library Marina Branch at 190 Seaside Circle, City Bulletin Board at the corner of Reservation Road and Del Monte Boulevard on or before 7:00 p.m., Friday, April 15, 2016.

ANITA SHARP, DEPUTY CITY CLERK

City Council, Airport Commission and Redevelopment Agency meetings are recorded on tape and available for public review and listening at the Office of the City Clerk, and kept for a period of 90 days after the formal approval of MINUTES.

City Council meetings may be viewed live on the meeting night and at 12:30 p.m. and 3:00 p.m. on Cable Channel 25 on the Sunday following the Regular City Council meeting date. In addition, Council meetings can be viewed at 6:30 p.m. every Monday, Tuesday and Wednesday. For more information about viewing the Council Meetings on Channel 25, you may contact Access Monterey Peninsula directly at 831-333-1267.

Agenda items and staff reports are public record and are available for public review on the City's website (www.ci.marina.ca.us), at the Monterey County Marina Library Branch at 190 Seaside Circle and at the Office of the City Clerk at 211 Hillcrest Avenue, Marina between the hours of 10:00 a.m. 5:00 p.m., on the Monday preceding the meeting.

Supplemental materials received after the close of the final agenda and through noon on the day of the scheduled meeting will be available for public review at the City Clerk's Office during regular office hours and in a 'Supplemental Binder' at the meeting.

Members of the public may receive the City Council, Airport Commission and Successor Agency of the Former Redevelopment Agency Agenda at a cost of \$55 per year or by providing a self-addressed, stamped envelope to the City Clerk. The Agenda is also available at no cost via email by notifying the City Clerk at marina@ci.marina.ca.us.

ALL MEETINGS ARE OPEN TO THE PUBLIC. THE CITY OF MARINA DOES NOT DISCRIMINATE AGAINST PERSONS WITH DISABILITIES. *Council Chambers are wheelchair accessible. meetings are broadcast on cable channel 25 and recordings of meetings can be provided upon request. to request assistive listening devices, sign language interpreters, readers, large print agendas or other accommodations, please call (831) 884-1278 or e-mail: marina@ci.marina.ca.us. requests must be made at least **48 hours** in advance of the meeting.*

Upcoming 2016 Meetings of the City Council, Airport Commission, Marina Abrams B Non-Profit Corporation, Preston Park Sustainable Community Nonprofit Corporation and Successor Agency of the Former Redevelopment Agency
Regular Meetings: 5:30 p.m. Closed Session;
6:30 p.m. Regular Open Sessions

Tuesday, May 3, 2016
Tuesday, May 17, 2016

****Wednesday, September 7, 2016**
Tuesday, September 20, 2016

Tuesday, June 7, 2016
Tuesday, June 21, 2016

Tuesday, October 4, 2016
Tuesday, October 18, 2016

Tuesday, March 1, 2016
Tuesday, March 15, 2016

Tuesday, November 1, 2016
Tuesday, November 15, 2016

**** Wednesday, July 6, 2016**

Tuesday, December 6, 2016

Tuesday, July 19, 2016

Tuesday, December 20, 2016

*****Wednesday, August 3, 2016**
Tuesday, August 16, 2016

** Regular Meeting rescheduled due to Monday Holiday

*** Regular Meeting rescheduled due to National Night Out Event

NOTE: Regular Meeting dates may be rescheduled by City Council only.

CITY HALL HOLIDAYS
(City Hall Closed)

Memorial Day -----Monday, May 30, 2016
Independence Day (City Offices Closed) -----Monday, July 4, 2016
Labor Day -----Monday, September 5, 2016
Veterans Day -----Friday, November 11, 2016
Thanksgiving Day -----Thursday, November 24, 2016
Thanksgiving Break -----Friday, November 25, 2016
Winter Break -----Friday, December 23, 2016 –Monday, January 2, 2017

2016 COMMISSION DATES

Upcoming 2016 Meetings of Design Review Board
3rd Wednesday of every month. Meetings are held at the Council Chambers at 6:30 P.M.
** = Change in location due to conflict with Council meeting

April 20, 2016	July 20, 2016	October 19, 2016
May 18, 2016	August 17, 2016	November 16, 2016
June 15, 2016	September 21, 2016	December 21, 2016

Upcoming 2016 Meetings of Economic Development Commission
1st Thursday of every month. Meetings are held at the Council Chambers at 6:30 P.M.

May 5, 2016	August 4, 2016	October 6, 2016
June 2, 2016	September 1, 2016	December 1, 2016

Upcoming 2016 Meetings of Planning Commission
2nd and 4th Thursday of every month. Meetings are held at the Council Chambers at 6:30 P.M.

April 28, 2016	July 14, 2016	October 13, 2016
May 12, 2016	July 28, 2016	October 27, 2016
May 26, 2016	August 11, 2016	November 10, 2016
June 9, 2016	August 25, 2016	November 24, 2016 (Cancelled)
June 23, 2016	September 8, 2016	December 8, 2016
	September 22, 2016	December 22, 2016 (Cancelled)

Upcoming 2016 Meetings of Public Works Commission
3rd Thursday of every month. Meetings are held at the Council Chambers at 6:30 P.M.

April 21, 2016
May 19, 2016
June 16, 2102

July 21, 2016
August 18, 2016
September 15, 2016

October 20, 2016
November 17, 2016
December 15, 2016

Upcoming 2016 Meetings of Recreation & Cultural Services Commission
1st Wednesday of every quarter month. Meetings are held at the Council Chambers at 6:30 P.M.

June 1, 2016

September 7, 2016

December 7, 2016