



MINUTES

Tuesday, July 26, 2016

6:30 P.M. Open Session

**SPECIAL 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

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)

MEMBERS PRESENT: Nancy Amadeo, David W. Brown, Gail Morton, Mayor Pro-Tem/Vice Chair Frank O'Connell, Mayor/Chair Bruce C. Delgado
3. MOMENT OF SILENCE & PLEDGE OF ALLEGIANCE (Please stand)
4. PUBLIC HEARINGS:
 - a. City Council open public hearing taking testimony from the public and consider adopting **Resolution No. 2016-117**, approving submittal of State Community Development Block Grant (CDBG) application for funding and execution of a grant agreement and any amendments thereto from the 2016 funding year; to solicit citizen input on project; and authorizing City Manager to execute document(s) on behalf of the City subject to final review and approval by City Attorney.

The Public Hearing (Design Phase) covered the highlights of the CDBG Program. Highlights were as follows:

Marilyn explained the Purpose of Public Hearing is to inform citizens of CDBG grant opportunities Mayor opened public hearing for public comments: City of Marina should apply under the state CDBG Program; HUD's allocation of \$27,000,000 to State of CA for CDBG Programs to non-entitlement jurisdictions; Other requirements were discussed such as the 50% Rule, need for an Updated Housing Element; and, spending down Program Income. Noted this Public Hearing is to approve submittal of application to HCD. There are three suggested locations (Vince DiMaggio Park Lower Field, Locke Paddon Park and Hillcrest Ave) for a possible senior center.

Council had questions on: If city was not selected for this grant could we reapply next year for senior center or possibly for a grant for blight removal; access to park from parking lot;

Mayor opened public hearing for public comments:

- Paula Pelot – What’s the competitive field look like in this and what are the chances in history of projects like this being funded through this grant?
- Virgil Piper – Represents some of the seniors who are not hear tonight and we do support this grant. Does not see a downside to this. Hoping that city can move forward with this application.
- Mike Owen – On the conceptual plan, is that the lower field of Vince DiMaggio?
- Wayne Ivey – is it possible to use the DiMaggio center for the seniors. The entrance on Susan Ave would allow them to enter on a flat plain. People have trouble getting into and out of their cars.
- Ruthie Krotzer – Marina is the only city besides Sand City that does not have a dedicated senior center. Hope’s council will move this project along and realize what a practical idea this is. It’s past time and definitely needed.

Mayor closed public hearing

AMADEO/BROWN: TO APPROVE RESOLUTION NO. 2016-117, APPROVING SUBMITTAL OF STATE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION FOR FUNDING AND EXECUTION OF A GRANT AGREEMENT AND ANY AMENDMENTS THERETO FROM THE 2016 FUNDING YEAR; TO SOLICIT CITIZEN INPUT ON PROJECT; AND AUTHORIZING CITY MANAGER TO EXECUTE DOCUMENT(S) ON BEHALF OF THE CITY SUBJECT TO FINAL REVIEW AND APPROVAL BY CITY ATTORNEY. 5-0-0-0 Motion Passes

5. **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. 2016-118**, submitting to the qualified electors of the City at the general municipal election to be held on Tuesday, November 8, 2016 an ordinance amending chapter 5.20 of the municipal code relating to the rates of the business license tax; and provide Staff with further direction in the matter.

City Manager Long provided council with information on the proposed tax measure structures A-C

Council Questions: What happens to businesses that are under \$100,000 gross receipts (home, other establishments); are we being asked to approve the ordinance language in the packet; what is the relationship between the rate and the breakdown of the professions; what is structure by which we came up for the breakdown that we have in this ordinance; is there a legitimate business justification for making a staged or altered rate among different professionals; research behind tax measure structure C recommendation; were the numbers in all proposed structures provided by HdL; would we have time to change the numbers if needed and make the necessary deadline; would this apply to businesses not located in our city but are operating within our city; penalties for delinquent payments or retroactive for those who done have a license; do we have to go back to the voters to reduce the rates if we feel the need; do we have to go to the voters to increase the rates; what is the threshold where you make sure you capture everybody as getting a license and they are in the system.

MORTON/O’CONNELL: TO APPROVE RESOLUTION NO. 2016-118, SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2016 AN ORDINANCE AMENDING CHAPTER 5.20 OF THE MUNICIPAL CODE RELATING TO THE RATES OF THE BUSINESS LICENSE TAX; AND SELECTING TAX RATE STRUCTURE C AS DEFINED: “MARINA BUSINESS LICENSE UPDATE MEASURE: TO PROVIDE GENERAL CITY SERVICES SUCH AS: STREET AND FACILITY MAINTENANCE AND FIRE, POLICE, YOUTH AND SENIOR SERVICES; SHALL THE CITY OF MARINA UPDATE ITS 38 YEAR OLD BUSINESS LICENSE TAX RATES TO 0.2% OF GROSS RECEIPTS, SO SMALL BUSINESSES PAY LOWER AMOUNTS THAN LARGER BUSINESSES; GENERATING APPROXIMATELY \$900,000 ANNUALLY; CONTINUING UNTIL ENDED BY VOTERS OR REDUCED BY CITY COUNCIL; AND ALL FUNDS CONTROLLED LOCALLY?”; AND DESIGNATE COUNCIL MEMBER DAVID W. BROWN TO DRAFT ARGUMENT IN FAVOR OF THE BALLOT MEASURE, NOT TO EXCEED 300 WORDS. 5-0-0-0 Motion Passes by Roll Call Vote

Public Comments:

- Mike Owen – Asked what does HdL stand for? Support motion, offered to help promote the passage of ballot measure and offered to be a signer on the Argument in Favor.
- Paula Pelot – Happy to hear that there is a compliance audit going on, thinks a lot of people that aren’t getting the license is not because they can’t afford it but can get away with it; encourage council to look at exemptions after this has passed.
- Margaret Davis – City should be aware that for a small business owner working out of the home the minimum check written out is not \$25, it’s \$65. There’s a \$25 license fee plus an additional \$40 in fees and then there is what the County tact’s on in their taxes; thinks that Marina voters tend to be protective of small business. Wise to put in a progressive step at the bottom of this to reassure voters that the little guys are suddenly going to get overwhelmed and yet the big guy is pulling his weight.

6. ADJOURNMENT: meeting adjourned at 8:05 PM

Anita Sharp, Deputy City Clerk

ATTEST:

Bruce C. Delgado, Mayor