



# AMENDED

## AGENDA

Tuesday, July 17, 2018

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, Gail Morton, Frank O'Connell, Mayor Pro-Tem/Vice Chair, David W. Brown, 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: initiation of litigation pursuant to paragraph (4) of subdivision (d) of CA Govt. Code Section 54956.9 – **Two potential cases**

- b. Labor Negotiations
  - i. Public Safety Officer Association Contract

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

**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. **Proclamations**
    - i. Junior Giants Day
    - ii. National Night Out
  - b. **Recreation Announcements**
- 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 90012-90124, totaling \$483,428.58
    - Accounts Payable Successor Agency Check Numbers 12-13, totaling \$1,940.88
  - b. **MINUTES:** None
  - c. **CLAIMS AGAINST THE CITY:** None
  - d. **AWARD OF BID:** None

e. CALL FOR BIDS:

- (1) City Council consider adopting Resolution No. 2018-, approving advertising and call for bids for the Marina Municipal Airport Drainage Control Graded Facilities Project.

f. ADOPTION OF RESOLUTIONS:

- (1) City Council consider adopting Resolution No. 2018-, confirming levy of a special tax for the City of Marina Community Facilities District No. 2007-2 for Fiscal Year 2018-2019 as authorized by Ordinance No. 2007-09, and; consider adopting Resolution No. 2018-, certifying City of Marina compliance with State law (Proposition 218) with respect to levying of special taxes for the City of Marina Community Facilities District No. 2007-2 for Fiscal Year 2018-2019 as authorized by Ordinance No. 2007-09.
- (2) City Council consider adopting Resolution No. 2018-, approving a Caltrans Active Transportation Program Grant Application for funding of the Reservation Road Cycle Track Project.
- (3) City Council consider adopting Resolution No. 2018-, confirming levy of the special tax for the City of Marina Community Facilities District No. 2015-1 (The Dunes) for Fiscal Year 2018-19 as authorized by Ordinance No. 2015-03, and; adopting Resolution No. 2018-, certifying City of Marina compliance with State law (Proposition 218) with respect to a special tax for the City of Marina Community Facilities District No. 2015-1 as authorized by Ordinance No. 2015-03 for Fiscal Year 2018-19.
- (4) City Council consider adopting Resolution No. 2018-, approving response to Monterey County Civil Grand Jury Final Report – Who’s In Charge – Homelessness – Need for Strategic Leadership.

g. APPROVAL OF AGREEMENTS: None

h. ACCEPTANCE OF PUBLIC IMPROVEMENTS: None

i. MAPS: None

j. REPORTS: (RECEIVE AND FILE):

- (1) City consider receiving Investment Reports for the City of Marina and City of Marina as Successor Agency to the Marina Redevelopment Agency for months ended April 30, May 31, and June 30.

k. FUNDING & BUDGET MATTERS: None

l. APPROVE ORDINANCES (WAIVE SECOND READING):

- (1) City Council consider reading by title only and adopting Ordinance No. 2018-, Increasing and Extending the Transactions and Use (“Sales”) Tax Requesting County Elections Officials to Conduct the Election, and Requesting Consolidation of the Election.

m. APPROVE APPOINTMENTS: None

9. PUBLIC HEARINGS:

- a. City Council open public hearing and consider adopt Resolution No. 2018-, to adopt the Negative Declaration prepared for the project; adopt Resolution No. 2018-, to approve a General Plan Amendment (GP 2016-03) to reclassify the property land use designation from “Multiple Use” to “Multi-Family Residential”; adopt Ordinance No. 2018-, amending the City of Marina Zoning Map (ZM 2016-04) rezoning the property from “C-1/Retail Business District” to “SP-Shores at Marina”; adopt Resolution No. 2018-, to approve a General Plan Code Text Amendment to delete Policy 2.63.5 to eliminate the requirement for the provision of childcare; and adopt Resolution No. 2018-, to approve a Specific Plan prepared for the project; adopt Resolution No. 2018-, to amend the Official Plan Line (OPL) to eliminate the cul-de-sac at the end of the De Forest Road extension; and adopt Resolution No. 2018-, to approve a Combined Development Permit consisting of a Condition Use Permit for a multiple-family residential development exceeding 25 units per acre and Site and Architectural Design Review (DR 2016-11) for a new five-story, fifty-eight (58) unit apartment complex, as currently sited and designed, including the two requested project incentives allowing for an increase in maximum height/stories and a reduction in required parking.
- b. City Council of the City of Marina approve the first reading of an Ordinance No. 2018-, approving the Second Amendment to the Development Agreement between the City and Cypress Marina Heights, LLC related to the Sea Haven Project; and the City Council acting on behalf of the City and as the Governing Board of the Successor Agency to the Marina Redevelopment Agency adopt Resolution No. 2018-, approving the fourth amendment to the Option Agreement by and among the City, the Successor Agency and Cypress Marina Heights, LLC; and the City Council acting on behalf of the City and as the Governing Board of the Successor Agency to the Marina Redevelopment Agency adopt Resolution No. 2018-, approving the Termination of Memorandum of Agreement by and among the City, the Successor Agency and Cypress Marina Heights, LLC related to the funding of Phase I of the Strategic Development Center.

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 request from the owner of the Marriot Springhill Suites Hotel for reconsideration of the Amendments to the Operating Covenant, Requirement to Repay Impact Fee Incentive and to pay Extension Fee. ***Continued from July 3, 2018***

- b. City Council consider adopting Resolution No. 2018-, approving the purchase of a Rosenbauer Type One Fire Engine; and, authorize the Finance Director to make necessary accounting and budgetary entries, and; authorize the City Manager to execute the purchase in an amount not to exceed \$607,000 on behalf of the City subject to final review and approval by the City Attorney.

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:

**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, July 13, 2018.

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**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](http://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](mailto: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](mailto:marina@ci.marina.ca.us). requests must be made at least **48 hours** in advance of the meeting.

Upcoming 2018 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

**\*\*\* Wednesday, August 8, 2018**  
Tuesday, August 21, 2018

Tuesday, October 2, 2018  
Tuesday, October 16, 2018

**\*\*Wednesday, September 5, 2018**  
Tuesday, September 18, 2018

**\*Wednesday, November 7, 2018**  
Tuesday, November 20, 2018

Tuesday, December 4, 2018  
Tuesday, December 18, 2018

\*\* 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.

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CITY HALL 2018 HOLIDAYS  
(City Hall Closed)

Labor Day-----Monday, September 3, 2018  
Veterans Day ----- Monday, November 12, 2018  
Thanksgiving Day ----- Thursday, November 22, 2018  
Thanksgiving Break -----Friday, November 23, 2018  
Winter Break ----- Monday, December 24, 2018 –Tuesday, January 1, 2019

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**2018 COMMISSION DATES**

**Upcoming 2018 Meetings of Design Review Board**  
**3<sup>rd</sup> 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

July 18, 2018

August 15, 2018  
September 19, 2018

October 17, 2018  
November 21, 2018  
December 19, 2018

**Upcoming 2018 Meetings of Economic Development Commission**  
**3<sup>rd</sup> Thursday of every month.** Meetings are held at the Council Chambers at 4:00 P.M.

July 19, 2018	September 20, 2018	November 15, 2018
August 16, 2018	October 18, 2018	December 20, 2018 (Cancelled)

**Upcoming 2018 Meetings of Planning Commission**  
**2<sup>nd</sup> and 4<sup>th</sup> Thursday of every month.** Meetings are held at the Council Chambers at 6:30 P.M.

July 26, 2018	September 13, 2018	November 8, 2018
August 9, 2018	September 27, 2018	November 22, 2018 (Cancelled)
August 23, 2018	October 11, 2018	December 13, 2018
	October 25, 2018	December 27, 2018 (Cancelled)

**Upcoming 2018 Meetings of Public Works Commission**  
**3<sup>rd</sup> Thursday of every month.** Meetings are held at the Council Chambers at 6:30 P.M.

July 19, 2018	September 20, 2018	November 15, 2018
August 16, 2018	October 18, 2018	December 20, 2018

**Upcoming 2018 Meetings of Recreation & Cultural Services Commission**  
**1<sup>st</sup> Wednesday of every quarter month.** Meetings are held at the Council Chambers at 6:30 P.M.

July	October, 2018
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**Upcoming 2018 Meetings of Marina Tree Committee**  
**2<sup>nd</sup> Wednesday of every quarter month as needed.** Meetings are held at the Council Chambers at 6:30 P.M.

October 10, 2018