



## AGENDA

Wednesday, August 7, 2019

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)

Lisa Berkley, Adam Urrutia, Frank O'Connell, Mayor Pro-Tem/Vice Chair, Gail Morton, 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, one case of existing litigation pursuant to paragraph (1) of subdivision (d) of CA Govt. Code Section 54956.9: (1) Marina Community Partners LLC v. Fort Ord Reuse Authority, Monterey Superior Court Case 18CV000871"

- b. Conference with legal Counsel, anticipated litigation – initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9 – two potential cases.
- c. Conference with Legal Counsel- anticipated litigation – significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Govt. Code Section 54956.9 – two potential cases
- d. Labor Negotiations
  - i. Marina Employee Association
  - ii. Marina Professional Fire Fighters Association
  - iii. Marina Public Safety Managers Association
  - iv. Marina Middle Manager Association
  - v. Directors
    - i. Community Development Director
    - ii. Finance Director
    - iii. Fire Chief
    - iv. Police Chief
    - v. Public Works Director
    - vi. Recreation & Cultural Services Director
    - vii. Assistant City Manager

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

- e. Real Property Negotiations
  - i. Property: Marina Municipal Airport – South Tarmac  
Negotiating Party: Joby Aero, Inc.  
Property Negotiator: City Manager  
Terms: Price and Terms

**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 **Pacific Gas & Electric Del Monte Blvd. Pipeline Presentation**
  - b **Monterey County’s 2020 Census Complete Count Committee Presentation**
  - c **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 92880-93057, totaling \$949,929.79  
Accounts Payable Successor Agency Check Number 36-37, totaling \$2,165.63
  
  - b. MINUTES:
    - (1) July 16, 2019, Regular City Council Meeting
    - (2) July 30, 2019, Special 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. 2019-, setting return check fees.
  
    - (2) City Council consider adopting Resolution No. 2019-, supporting Monterey County's 2020 Census Complete Count Committee.
  
    - (3) City Council consider adopting Resolution No. 2019-, approving the submittal of letters supporting SB 54 (Allen) and AB 1080 (Gonzalez) to Senator Ben Allen and Assemblywoman Lauren Gonzalez with copies to Senator Skinner and Governor Gavin Newsom.
  
    - (4) City Council consider adopting Resolution No. 2019-, accepting the 2018-2019 Monterey County Civil Grand Jury Final Report – “Rape Kit Processing in Monterey County; and directing That the Responses Be Forwarded to the Honorable, Lydia M. Villarreal, Judge of The Superior Court

g. APPROVAL OF AGREEMENTS

- (1) City Council consider adopting Resolution No. 2019-, approving a Public Improvement Agreement for Sea Haven Phase 5a between the City of Marina and the Contracting Parties of Wathen Castanos Peterson Homes, Inc., Grantor Fresno Clovis Investments, LLC, Wathen Castanos Peterson Coastal, LP, and Marina Developers, Inc, and; consider authorizing the City Manager to execute the Public Improvement Agreement on behalf of the City subject to final review and approval by the City Attorney.
- (2) City Council consider adopting resolution No. 2019-, approving Amendment No. 1 to the Agreement between City of Marina and New Image Landscape Company of Fremont, California, to extend the amended contract one year and increase the compensation payable to the Contractor by \$960.00 annually, and; authorize the City Manager to execute Amendment No. 1 on behalf of the City subject to final review and approval by City Attorney.

h. ACCEPTANCE OF PUBLIC IMPROVEMENTS: None

i. MAPS:

- (1) City Council consider adopting Resolution No. 2019-, approving the Phase 5a Final Map for the Sea Haven Development Project Subdivision (formerly Marina Heights), and authorizing the City Manager to execute the Final Map on behalf of city subject to final review and approval by the City Attorney.

j. REPORTS: (RECEIVE AND FILE):

- (1) City Council receive Monterey-Salinas Transit July 2019 Highlights
- (2) City Council consider adopting Resolution No. 2019-, receiving Marina Recreation & Cultural Services Commission 2017/2018 Annual Report and 2019 Goals.

k. FUNDING & BUDGET MATTERS: None

l. APPROVE ORDINANCES (WAIVE SECOND READING): None

m. APPROVE APPOINTMENTS: None

9. PUBLIC HEARINGS:

- a. City Council consider to open a public hearing, take any testimony from the public, and consider recommendation by the Planning Commission to introduce and read by title only Ordinance 2019- amending Chapter 17.06, General Zoning Regulations, of the Zoning Ordinance to establish a permitting process and appropriate standards for the short-term rental of a dwelling unit, for a period of 29 consecutive days or less, along with associated regulations to mitigate negative impacts, such as noise and over-parking. Exempt from CEQA per Section 15301, Class 1, Existing Facilities.

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. 2019-, receiving a presentation and provide comments and direction on the preparation of a Groundwater Sustainability Plan for a portion of the 180/400 Foot Aquifer Subbasin.
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 6:30 p.m., Friday, August 2, 2019.

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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.cityofmarina.org](http://www.cityofmarina.org)), 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@cityofmarina.org](mailto:marina@cityofmarina.org)*

*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@cityofmarina.org](mailto:marina@cityofmarina.org). requests must be made at least **48 hours** in advance of the meeting.*

Upcoming 2019 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, August 20, 2019

Tuesday, November 5, 2019  
Tuesday, November 19, 2019

**\*\*Wednesday, September 4, 2019**  
Tuesday, September 17, 2019

Tuesday, December 3, 2019  
Tuesday, December 17, 2019

Tuesday, October 1, 2019  
Tuesday, October 15, 2019

\*\* 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 2019 HOLIDAYS  
(City Hall Closed)

Labor Day-----Monday, September 2, 2019  
Veterans Day ----- Monday, November 11, 2019  
Thanksgiving Day ----- Thursday, November 28, 2019  
Thanksgiving Break -----Friday, November 29, 2019  
Winter Break ----- Tuesday, December 24, 2019 –Wednesday, January 1, 2020

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**2019 COMMISSION DATES**

**Upcoming 2019 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

August 21, 2019  
September 18, 2019

October 16, 2019  
November 20, 2019

December 17, 2019

**Upcoming 2019 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.

August 15, 2019  
September 19, 2019

October 17, 2019  
November 21, 2019

December 19, 2019 (Cancelled)

**Upcoming 2019 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.

August 8, 2019  
August 22, 2019  
September 12, 2019  
September 26, 2019

October 10, 2019  
October 24, 2019

November 14, 2019  
December 12, 2019

**Upcoming 2019 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.

August 15, 2019  
September 19, 2019

October 17, 2019  
November 21, 2019

December 19, 2019 (Cancelled)

**Upcoming 2019 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.

September 2019

December 4, 2019

**Upcoming 2019 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 9, 2019