



MINUTES

Wednesday, June 21, 2017

5:30 P.M. Closed Session


6:30 P.M. Open Session

**ADJOURNED 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

TELECONFERENCE LOCATIONS: ¹

131 Upshire,
Gaithersburg, Maryland

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, 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 - Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Govt. Code Section 54956.9 – one potential case
 - b. Conference with Legal Counsel - Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Govt. Code Section 54956.9 – two potential cases

¹ Note: Pursuant to Government Code Section 54953(b), this meeting will include teleconference participation by Council Member Frank O’Connell from the address above. This Notice and Agenda will be posted at the teleconference location

6:57 PM - RECONVENE OPEN SESSION AND REPORT ON ANY ACTIONS TAKEN IN CLOSED SESSION

Robert Rathie, Assistant City Attorney reported out Closed Session: Council met at 5:30 as indicated on the agenda with regards to the items listed having to do with litigations matters. With regard to both items, council received information, provided direction, no reportable action was taken and council will adjourn tonight’s meeting to tomorrow to continue discussion.

4. MOMENT OF SILENCE & PLEDGE OF ALLEGIANCE (Please stand)

5. SPECIAL PRESENTATIONS:

a. 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 82046-82216, totaling \$784,555.91~~

b. MINUTES:

(1) ~~May 24, 2017, Special City Council Meeting~~

(2) ~~June 6, 2017, Regular City Council Meeting~~

(3) ~~June 13, 2017, Special City Council Meeting~~

e. 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. 2017, approving increase in City parking bail schedule to compensate for increased operational costs associated with parking enforcement, institute late payment penalty fines for delinquent payment of parking citations, and; authorize Finance Director to make any necessary budgetary and accounting entries.~~

(2) ~~City Council consider adopting Resolution No. 2017, establishing appropriations limit for FY 2016-17 and FY 2017-18.~~

g. APPROVAL OF AGREEMENTS:

h. ACCEPTANCE OF PUBLIC IMPROVEMENTS: None

i. MAPS: None

j. REPORTS: (RECEIVE AND FILE):

(1) ~~City Council consider adopting Resolution No. 2017, reviewing and accepting the Economic Development Commission FY 2016-17 Annual Report.~~

k. FUNDING & BUDGET MATTERS: None

l. APPROVE ORDINANCES (WAIVE SECOND READING): None

m. APPROVE APPOINTMENTS: None

9. PUBLIC HEARINGS: None

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, Successor Agency to Marina Redevelopment Agency Board, Abrams B NPC Board, Preston Park Sustainable Community NPC Board, and Airport Commission: consider adopting **Resolution No. 2017-63, 2017-05 (S/A-MRA), 2017-02 (NPC), 2017-02 (PPSC-NPC) and 2017-02 (MAC)**, adopting Fiscal Year 2017-18 Budget, establishing procedures for amending budget, and authorizing the Finance Director to make necessary accounting and budgetary entries; ~~and consider adopting Resolution No. 2017, 2017 (S/A MRA), 2017 (NPC), 2017 (PPSC-NPC) and 2017 (MAC) authorizing Finance Director to make certain post year end accounting adjustments to FY 2016-17 and FY 2017-18 Budgets.~~

Finance Director Lai provided a recap of last night's meeting to Council Member O'Connell and Mayor Pro-Temp Brown. Presented the questions you had submitted to us and in addition we addressed the NPS Fund and whether or not we wanted to reimburse the General Fund for those direct costs and whether or not we wanted to appropriate those funds or designate the fund balance. In addition, there were some questions as to council's direction pertaining to June 2016 and whether or not we've followed through with that. Also, there were some questions you submitted Council Member O'Connell and whether or not we wanted to follow up with that.

There is also one new item. The Council asked us to look into the possible payoff of the Pension Obligation Bond, paying it off early and whether or not we would save any interest. It was a question brought up by Council Member O'Connell. We have contacted our fiscal advisor and there is a possibility we could save some interest, we're still formulating those exact dollars. There is a noticing requirement and I would suggest council give us general authority to go ahead and move forward if there is a savings that way we don't have to come back with Council authority and try to meet that 15-day requirement.

Council Questions: on the Pension Bond, what is the sum we would need to pay and where is it coming from; do we take into account any savings or the ability to bring that undesignated balance back up in future years or are we only considering what that would be for this budget year; would staff consider opportunity costs such as if we spent \$250,000 on this early payoff we would have that \$250,000 to do downtown improvements in their analysis; Briefly itemize the other issues that would be worthwhile for council to weigh in on tonight; re-designation of Undesignated Funds/Community Improvement Funds; what mechanism do we have in place to ensure the monies placed in our reserve accounts are not moved and spend on other items; have we funded in this 17-18 budget all the positions that we need to have funded in our city, are we fully funded; is this what the current budget contemplates that is staff does work on the NPS property that the City will be reimbursed;

AMADEO/BROWN: TO ADOPT RESOLUTION NO. 2017-63, 2017-05 (S/A-MRA), 2017-02 (NPC), 2017-02 (PPSC-NPC) AND 2017-02 (MAC), ADOPTING FISCAL YEAR 2017-18 BUDGET, ESTABLISHING PROCEDURES FOR AMENDING BUDGET, AND AUTHORIZING THE FINANCE DIRECTOR TO MAKE NECESSARY ACCOUNTING AND BUDGETARY ENTRIES; TO CHANGE THE NPS PORTION OF THE \$40,600 SO THAT THE GENERAL FUND IS REIMBURSED FROM THE NPS FUND; AND TO EXPLORE THE POSSIBILITY OF PAYING OFF THE PENSION BOND EARLY SHOULD IT PROVE TO BE FINANCIALLY ADVANTAGEOUS. 3-2(Morton, O'Connell)-0-0 Motion Passes
Roll Call Vote: Morton, No; O'Connell, No; Amadeo, Yes; Brown, Yes; Delgado, Yes

Substitute Motion

O'Connell/Morton: to

- (1) Staff bring back to the city council by no later than the second meeting in August the estimated expense of filling all authorized vacant city positions, whether presently funded or unfunded.
- (2) The directors of each city department provide the city council with the modifications to their respective budgets so that the authorized vacant position in their department can be filled and funded in FY 17/18.
- (3) Staff provide the city council with a list of the estimated recurring obligations that it deems are discretionary and are presently not being funded in the proposed FY 17/18 General Fund budget before the city council.
- (4) City manager provide the city council with the benefits and detriments to the FY 17/18 General Fund if a 6 month moratorium on any new projects is enacted.

- (5) Staff look into the payment on the outstanding pension bond indebtedness of approximately \$245,000.00, and proceed with payment in full if it is found to be a financial benefit to the city.
- (6) The proposed General Fund Budget for FY 17/18 be balanced as required by Resolution 2012-46.

2-3(Amadeo, Brown, Delgado)-0-0

Substitute Motion Fails by Roll Call Vote: Morton, Yes; O’Connell, Yes; Amadeo, No; Brown, No; Delgado, No.

Public Comments:

- Paula Pelot – noted that it is helpful to the list of positions with pay whether they’re funded or not, it’s important; and having a list of all unmet needs with costs estimates. These documents would be helpful to the public.

b. ~~City Council consider adopting Resolution No. 2017 , receiving business license implementation update and providing staff with further direction.~~

12. COUNCIL & STAFF INFORMATIONAL REPORTS:

a. Monterey County Mayor’s Association [Mayor Bruce Delgado]

Mayor’s Association meets next Friday but I will be attending, will be on vacation, asked Mayor Pro-Temp Brown if he could attend in his absence.

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.

Council Member Morton asked for clarification on the job classification hourly rates in the budget, are those the position that are authorized and funded or are those the totality of the positions that are authorized but some of them are unfunded?

Mayor Delgado indicated that they have started the Labor Day Cross Parade and Festival process, so if any council members or public wish to volunteer please let me know. Thanks to the Marina Police Department and the Marina Recreation Department for being big supporters. Labor Day Parade will be on Saturday, September 2, 2017.

City Manager Long provided an update on the Police Chief Recruitment. Held interviews all day today with four (4) different panels and received great feedback and great candidates. Should have an offer for a new police chief by the end of next week.

13. ADJOURNMENT: 8:15 PM - The meeting adjourned to Thursday, June 22, 2017 at 5:30 PM to continue Closed Session item only.

Anita Sharp, Deputy City Clerk

ATTEST:

Bruce C. Delgado, Mayor