Mayor Carbone opened the meeting at 5:30 p.m.

The invocation was led by Reverend Jason Yarbrough.

The Pledge of Allegiance was led by Police Chief Brian Ferrante.

Present: Mayor Mary Ann Carbone
Vice Mayor Blackwelder
Council Member Hawthorne
Council Member Sofer
Council Member Cruz

Staff: Aaron Blair, City Manager
Vibeke Norgaard, City Attorney
Brian Ferrante, Police Chief
Charles Pooler, City Planner
Connie Horca, Deputy City Clerk

AGENDA ITEM 4, ANNOUNCEMENTS BY MAYOR, CITY ATTORNEY, AND CITY STAFF

Mayor Carbone introduced the new City Manager Aaron Blair and announced that her monthly Mayor's report will be available at the next City Council meeting. She added that the California Coastal Commission will be holding a meeting on November 14, 2019 in the City of Half Moon Bay and will be discussing the application of California American Water Company for consolidated permit to construct and operate water delivery pipelines and associated infrastructure within the City of Seaside, County of Monterey to support a desalination facility.

City Attorney Vibeke Norgaard reported on her activities to include her attendance at the League of California Cities annual conference, the new American with Disabilities Act (ADA) laws, innovation of grinding old asphalt, South of Tioga Disposition and Development Agreement, and work on existing lawsuits. She further reported that the Police Officer Association (POA) negotiations will resume the third week of November.

The Mayor also reported on the results of the votes regarding the resolutions presented at the League Conference, and that several cities decided to take
action regarding the pollution within the Tijuana River. She also commented on the P.G.&E. power shut-offs and a possible grant that would allow for the acquisition of generators.

AGENDA ITEM 5, PUBLIC COMMENT

5:42 P.M. Floor opened for Public Comment.

Sand City resident Brian Clark commented on the Police Services and requested that the Council continue to look at the budget and the whole picture of what options the City may have. He requested that the City Council direct the City Manager to open dialogue with the City of Seaside for police services so that funds can be allocated towards infrastructure, a new City Hall, and street improvements.

5:45 P.M. Floor closed to Public Comment.

AGENDA ITEM 6, CONSENT CALENDAR

A. There was no discussion of the Sand City Council Meeting Minutes, October 1, 2019.

B. There was no discussion of the Sand City Council Meeting Minutes, October 15, 2019.

C. There was no discussion of the City/Successor Agency Monthly Financial Report, June 2019.

D. There was no discussion of the City Resolution authorizing the City Attorney to Amend the Contract with Meyers, Nave, Riback, Silver & Wilson, PLC.

Motion to approve the Consent Calendar items was made by Council Member Hawthorne, seconded by Council Member Blackwelder. AYES: Council Members Blackwelder, Carbone, Cruz, Hawthorne, Sofer. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.

AGENDA ITEM 7, CONSIDERATION OF ITEMS PULLED FROM CONSENT CALENDAR

There were no items pulled from the Consent Calendar.

AGENDA ITEM 7.1, PRESENTATION

A. Presentation by California State University Monterey Bay (CSUMB) on the Habitat Mitigation Survey and Conservation/Restoration Plan (10 minutes)
California State University at Monterey Bay (CSUMB) graduate students Andrew Caudillo, Michael Gennaro, Joseph Klein, Stefanie Kortman, and John Wandke presented the History, Current Conditions and Future Management Plan of the Edgewater and Sand Dollar Habitat Preserves. The students reported on the background and relevance of the coastal dune habitat, the important laws and official documents, and administrative timeline for both the Sand Dollar and Edgewater preserves, comparison of historical and current habitat conditions of perennial and vegetation cover, and the monitoring reports of these protected areas.

CSUMB student Stefanie Kortman concluded the presentation to report on the priority and strategy for the Restoration, Stewardship and Maintenance Plan of the habitat preserves as well as recommended actions based on existing site conditions and performance criteria described in the Sand Dollar Biological Resource Management Plan and Edgewater Habitat Conservation Plan. She further provided recommendations for controlling 10 species of non-native invasive plants, and the methods of removing invasive species along with specific actions needed for the Spring of 2020 to complete the status updates of the habitat preserves.

Council Members received feedback on possible removal strategies of ice plants, and organizations, or groups that would oversee the work.

6:15 P.M. Floor opened for Public Comment.

Sand City resident Brian Clark commented on the removal of invasive species by the use of torches to burn them out so that they do not photosynthesize. He also questioned why sand mining still continues at the beach.

Biologist Joey Canepa spoke to the issues of using round up to sweat the invasive species so that they can be removed. The debris also needs to be extricated so that the area can be revegetated with new plants. It would cost approximately $20,000 to commence the work with $3,000 to $5,000 for annual maintenance.

Lorelei Lincoln representing the Return of the Natives Restoration Project commented that their organization has had a great deal of success in this area. It will be a long process to secure a beautiful habitat area. They work with students as well as California State Parks, and is also willing to work with Sand City.

Public Member Susie Westry commented that she is aware of what works and what does not, and encouraged the Council to follow the recommendations described in the report.

6:30 P.M.
The Mayor directed the City Manager to follow up and continue to work on the habitat preserve issue. She thanked the student team for their recommendations, report, and plan of action, and also acknowledged City Staff Shelby Gorman for her proactive work in reaching out to the students. The City is looking forward to receiving the full report from the CSUMB student team.

AGENDA ITEM 8, NEW BUSINESS

{Council Member Hawthorne stepped down from the dais due to a possible conflict with the art donation}

A. Consideration of City RESOLUTION Accepting a Donation to the City

City Attorney Norgaard reported that Mr. Christopher Penrose would like to donate a sculpture created several years ago by Mr. Hawthorne. Mr. Penrose has moved and the sculpture of dolphins does not fit his current location and surroundings. Although the City does not have a policy on accepting donation of public art, the City is allowed by California law to accept donations of personal property should the Council choose to do so. The acceptance of the donation would be contingent upon the donor signing the attached donation form that further explains what the City can do with the sculpture.

Staff recommends that the Council discuss and determine whether to approve a resolution to accept the gift of the sculpture donated by Mr. Penrose.

Mr. Hawthorne commented that the sculpture was created for Mr. Penrose, measures 4'x6', and depicts dolphins jumping into the air. Mr. Penrose is donating the sculpture to the City with no strings attached and it is presently located at the building on Elder Avenue.

6:40 P.M. Floor opened for Public Comment.

Sand City resident Brian Clark commented that looking at the bigger picture of the City as being an artist community, the Council should explore the concept of a sculpture garden as you enter into the City at Contra Costa Avenue.

6:42 P.M. Floor closed to Public Comment.

There was Council discussion regarding the acceptance of the donation, liability, a permanent home for the sculpture, and how it will be secured against possible theft.
There was consensus of the Council to accept the donation of the sculpture and that the Mayor and City Manager seek to find a suitable location for the sculpture.

Motion to approve the City Resolution accepting a Donation to the City was made by Council Member Cruz, seconded by Council Member Sofer. AYES: Council Members Blackwelder, Carbone, Cruz, Sofer. NOES: None. ABSENT: None. ABSTAIN: Council Member Hawthorne. Motion carried.

{Council Member Hawthorne returned to the dais}

B. Consideration of City RESOLUTION Authorizing the City Manager to Enter into an Agreement with iWorQ Systems to Purchase Software Applications and Services to Support Various Department and City Functions

Mayor Carbone commented that Sand City does not have a program in place to manage any of its assets, building permits, inspections, service orders, or allows citizen engagement through the City website. While a dedicated software system to manage assets and track permits applications, and also allows citizen website access is common in other cities, Sand City relies on laborious record keeping using spreadsheets as well as inefficient, manual business process workflows to manage the Cities assets, permits and inspections. The City uses Microsoft Excel and Word to track land use, building permits and management of public works and city assets. These programs lack the ability to upload and share information within city departments or on-line, and the information provided is minimal. All current information is kept on one computer with access by one user. The iWorQ system would prove as a solution that can improve internal communication as well as increasing responsiveness to Sand City’s citizens and customers while reducing the time and effort from staff. iWorQ would do this by streamlining the current processes through their applications inside the office, out in the field, and provide additional access through their Citizen Engagement mobile app and web portal for internal staff and residents. A recommendation is provided by Staff to adopt the attached resolution authorizing the City Manager to enter into an agreement with iWorQs Systems for the Planning and Public Works departments.

There was Council discussion regarding the ease, usefulness, and Staff training of the software.

6:54 P.M. Floor opened for Public Comment, and seeing none was closed to Public Comment.

Motion to approve the City Resolution authorizing the City Manager to
Enter into an Agreement with IWowQ Systems to Purchase Software Applications and Services to Support Various Department and City Functions was made by Council Member Sofer, seconded by Council Member Hawthorne. AYES: Council Members Blackwelder, Carbone, Cruz, Hawthorne, Sofer. NOES: None. ABSENT: None. ABSTAIN: None. Motion carried.

C. Comments by Council Members on Meeting and Items of Interest to Sand City

Council Member Hawthorne commented on the parties held over Halloween and the issue of short term rentals. He suggested that Staff look into a policy and/or ordinance regarding short term rentals.

Council Member Cruz reported on her attendance at the TAMC Rail meeting that involved presentations of a Santa Cruz Branch line and report of the sea level rise of 3 feet that would occur at the Elkhorn Slough by the year 2120.

Council Member Sofer reported on the Commission on Disabilities meeting and her attendance at the annual League of California Cities conference as well as the subject of using ‘universal design’ which is geared towards people who desire to age in their own homes.

D. Upcoming Meetings/Events

The Deputy City Clerk provided dates for the upcoming Tree Lighting Ceremony to be held on Friday, December 6, 2019, and the Annual Awards Banquet to be held on Friday, December 13, 2019. The Mayor commented on next year’s Champion of the Arts Gala to be held in February 2020. The Council acknowledged and congratulated Council Member Hawthorne for being recognized as the Lifetime Achievement Award recipient.

AGENDA ITEM 9, CLOSED SESSION

7:14 p.m.  
A. City Council/Successor Agency Board adjourned to Closed Session regarding:

1) Conference with legal counsel - Existing litigation (Gov. Code Section 54956.9(d)(1). case: Gonzales, Ill et al. v. Monterey Peninsula Unified; City of Sand City and Dennis Alexander, Case No. 19CV000828

2) Conference with real property negotiator pursuant to Cal. Gov. Code section 54955.8 regarding terms of negotiations.
Property: The “Lift Station Property” - Lot 6, Block 26 on Map of Del Monte Beach Properties Map No. 3, Hot Springs Tract. Negotiators: City Attorney Vibeke Norgaard; Successor Agency Executive Director Aaron Blair Opposing party: DBO Development LLC

7:45 p.m.

B. The City Council/Successor Agency Board re-adjourned to Open Session to report any action taken at the conclusion of Closed Session in accordance with 54957.1 of the Ralph M. Brown

The City Council received confidential update on existing litigation. Item 9A(1).

The City Successor Agency provided confidential guidance to negotiators regarding the terms of negotiations. Item 9A(2).

AGENDA ITEM 10, ADJOURNMENT

There was consensus of the City Council to adjourn the meeting at 7:46 p.m. to the next regularly scheduled City Council meeting on Tuesday, November 19, 2019 at 5:30 p.m.

Connie Horca, Deputy City Clerk