



MINUTES

Tuesday, November 2, 2021

5:00 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, SUCCESSOR AGENCY OF THE FORMER
MARINA REDEVELOPMENT AGENCY AND MARINA GROUNDWATER
SUSTAINABILITY AGENCY**

Council Chambers
211 Hillcrest Avenue
Marina, California

Zoom Meeting URL: <https://zoom.us/j/730251556>

Zoom Meeting Telephone Only Participation: 1-669-900-9128 - Webinar ID: 730 251 556

In accordance with California Government Code §54953(e)(1)(A) and (C) and the Proclamation of a State of Emergency issued by Governor Newsom on March 4, 2020, under the provisions of Government Code §8625 related to the COVID-19 (coronavirus) pandemic, consistent with recommendations by State and local health officials regarding social distancing and in order to prevent an imminent risk to the health and safety of attendees as determined in Resolution 2021-104, public participation in City of Marina City Council public meetings shall be electronic only and without a physical location for public participation until the earlier of November 4, 2021, or such time as the City Council may adopt a resolution in accordance with Government Code §54953(e)(3). This meeting is being broadcast “live” on Access Media Productions (AMP) Community Television Cable 25 and on the City of Marina Channel and on the internet at <https://accessmediaproductions.org/>

1. CALL TO ORDER
2. ROLL CALL & ESTABLISHMENT OF QUORUM: (City Council, Airport Commissioners, Marina Abrams B Non-Profit Corporation, Preston Park Sustainable Communities Nonprofit Corporation, Successor Agency of the Former Redevelopment Agency Members and Marina Groundwater Sustainability Agency)

MEMBERS PRESENT: Cristina Medina Dirksen, David Burnett, Lisa Berkley (Arrived at 9:00pm), Mayor Pro-Tem/Vice Chair Kathy Biala, 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, Preston Park Sustainable Communities Nonprofit Corporation, Successor Agency of the Former Redevelopment Agency Members and Marina Groundwater Sustainability Agency) 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, three cases of existing litigation pursuant to paragraph (1) of subdivision (d) of CA Govt. Code Section 54956.9: (1) City of Marina and Marina Groundwater Sustainability Agency v. County of Monterey;

Monterey County Board of Supervisors; County of Monterey Groundwater Sustainability Agency; California Department of Water Resources (DWR); and Director Karla Nemeth in her official capacity, Monterey County Superior Court Case No. 19CV005270; (2) California-American Water Company v. All Persons Interested in the Validity of the City of Marina Groundwater Sustainability Agency's Sustainability Plan for the Marina GSA Area of the 180-/400-foot Aquifer Subbasin; City of Marina; City of Marina Groundwater Sustainability Agency and does 1-50; (3) City of Marina, et al. v. All Persons Interested in the Validity of the Monterey County Groundwater Sustainability Plan, Monterey County Superior Court Case No. 21CV000493.

- b. Conference with Legal Counsel, one case of existing litigation pursuant to paragraph (1) of Subdivision (d) of CA Govt. Code Section 54956.9: City of Marina v. A Taste of Elegance, LLC, Monterey County Superior Court Case No. 21CV001554.
- c. Real Property Negotiations
 - i. Property: The Dunes on Monterey Bay, Opportunity Phase 1A, Hotel Site
Negotiating Party: Blackridge Colorado, Petrovich S3d Partners and Cambria Hotel, Kuber Arizona, and Dadwal Management Group
Negotiator(s): City Manager
Terms: Price and Terms
 - ii. Property: Building 535, 711 Neeson Road, APN 031-112-125
Negotiating Party: Light & Motions Industries, Inc
Negotiator(s): City Manager
Terms: Price and Terms
 - iii. Property: Building 533, Suite 1, 721 Neeson Road, APN 031-12-024
Negotiating Party: Skydive Monterey Bay, Inc.
Negotiator(s): City Manager
Terms: Price and Terms
- d. Labor Negotiations
 - i. Marina Professional Fire Fighters Association
 - ii. Marina Public Safety Managers Association

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

Robert Rathie reported out Closed Session: Council met in closed session with all matters listed on the agenda except item 3a. With regard to items 3b Conference with legal counsel, existing litigation, 3c Real Property Negotiations and 3d Labor Negotiations, Council received information, gave direction for each item and no reportable action was taken.

- 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.*

- Brad Imamura – shout out to Compass Church, Marina they had a trunk and Treat, and was very successful had a lot of people from the community come. Asked if there's a reason why staff disable the participants section of the Zoom so we can see how many actual participants are participating in the meeting.
- Mike Owen – Commented on Third Avenue having no bicycle lanes but has bicycle lane signs and asked why. Why not remove them and place them where there are bicycle lanes. Third Avenue has five landmark trees designated five years ago, without any signs to indicate their special protective status why? Commented on landmark trees along Beach Road with no designated signs. Our landmark trees are part of our unique history and our legacy for the future. They deserve your protection.
- Amir – Commented on policy 1044 the grooming standards for police officers. Spoke about the Police Department annual reports and crime statistics. Spoke about the police budget and where their time and money is spent. Writing a report on detailed information on what Marina PD officers spend their time doing over the course of the year. Noted there's no Public Safety Committee.
- Peter Le – Spoke about his email to council and staff on Marina's Fire Study and wanted to add Los Arboles Middle School to the list that doesn't receive adequate fire flows. Asked to take his request seriously and respond to my questions and provide documents.
- Rachel Ru'a – Commented on Marina's Bingo ordinance 5.28.200(a) requiring signature name, address, telephone numbers of all winners of \$100, or more. Bingo players are concerned about the information being collected and feel like it's a violation of their privacy. Fourth Amendment right to where their money is going and what they're spending their money on.
- Tina Walsh – Commented that Marina's Vision Statement promotes the idea that our city desires to develop in a way that insulated from the negative impacts of urban sprawl. To become a desirable residential and business community in a natural setting, retaining healthy mature trees is one example of avoiding the negative impacts of urban sprawl. Spoke about Marina's city code allows for the designation of certain trees to be landmark trees. Spoke about the first landmark trees are those along Beach Road and Public Works Department place signs to mark them, which protected them last year. Commented on the landmark trees long Second Ave that have no signs indicating their protection. Asked why can't the city do the same for are already approved landmark trees along Second and Third Avenues on the former Fort Ord?
- Brian McCarthy – Agreed with Brad Imamura about the participant feature on virtual meetings and that it would be a great idea to continue its use on Zoom, thinks it encourages community participation. Commented on landmark trees and agree with Tina Walsh and Mike Owen about identifying these landmark trees with signage.
- Carrie Burley, Marina Youth Soccer – Spoke about the sports fields and the shape that they're in. The city does not have a space for Marina Youth Soccer. We have about 400 to 450 kids every fall between the ages of three years old, all the way to 17 years old, which we had to split between two

fields, Marina High and Los Arboles. In support of trees but asked how many trees do we have that we are honoring, and yet we have no fields for youth activities? City needs one dedicated soccer fields, so families aren't having to go all over the place. We need to invest in our youth.

- Council Member Burnett – Sent out special appreciation for this past weekend to our everyone involved with the different activities and how well they were handled. Reminded everyone as we move into the holiday season, that we are still struggling with this very stubborn pandemic and cautioned everyone not to relax and the County reinstated another mask mandate. Announced we have 49 participants this evening. 16, our counseling staff, and 33 are from the public. Asked staff, if they could bring back an item for our next council to a budget for landmark trees signage.
- Council Member Medina Dirksen – Happy Diwali to our Indian community that's starting on Thursday that is an annual festival of lights, new beginnings. Thanked our recreation department, all of the volunteers who put together some fantastic Halloween. Announced this Saturday Marina Youth Arts is having an Urban Wine Row Fundraiser 3344 Paul Davis Drive, portion of proceeds will go to a Marina Youth, Arts, who provides free arts supplemental arts education in our Marina schools. Announced that on Saturday, November 13 at 1:00 pm there's going to be a Dad's Read at the Marina Library, along with along with rabbit's walks. A year ago, today that I was elected myself and Mayor Pro Tem Kathy Biala, and it has been an incredible credible experience, each meeting is more energizing than the next and I just want to say thank you to everybody.
- Mayor Delgado – Spoke about Compass Church putting on a high-quality Halloween event on Halloween night and thanked everybody who participated. Thanked the Key Club and Citizens for sustainable Marina for coming out a regular basis to the Marina Library where there's a community garden. Special thank you to Mayor Pro Tem Kathy Biala who with her husband Harvey Biala who produced and engraved or marked a couple of hundred signs to interpret what plants are being grown that are native to Marina there at the community garden. Announced on November 6th from 10am till noon, we'll be having our monthly community cleanup on the bike paths north of Del Monte Blvd. pass the landfill but before the highway on ramps. On Saturday November 13th from 9am to 1pm will be a gardening session outside the Marina Library at the community garden.

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 98644-98720, totaling \$276,737.41
Successor Agency Accounts Payable Check Number 73-74, totaling \$874.20

b. MINUTES:

- (1) October 19, 2021, Regular City Council Meeting

c. CLAIMS AGAINST THE CITY: None

d. AWARD OF BID: None

e. CALL FOR BIDS:

- (1) ~~City Council consider adopting Resolution No. 2021, approving advertising and call for bids for Imjin Pkwy Widening Project. *Pulled by Council Member Medina Dirksen, becomes agenda item 11e*~~
- (2) ~~City Council consider adopting Resolution No. 2021, approving advertising and call for bids for the Glorya Jean Tate Park Bicycle Pump Track. *Pulled by member of the public, becomes agenda item 11d*~~

f. ADOPTION OF RESOLUTIONS:

- (1) City Council to consider adopting **Resolution No. 2021-113**, regarding the Ralph M. Brown Act (California Government Code §§54950-54963, hereinafter the “Brown Act”) making certain findings; and authorizing the City to continue to implement remote teleconferenced public meetings of the City Council and its constituent bodies for the period November 5, 2021 through December 5, 2021.

g. APPROVAL OF AGREEMENTS

- (1) ~~City Council consider adopting Resolution No. 2021, authorizing the City Manager to execute a Memorandum of Understanding between the City of Marina and the Marina Professional Fire Fighters Association (MPFFA) authorizing adjustments to the City’s Salary Schedule and Compensation Plan; and authorizing Finance Director to make appropriate accounting and budgetary entries. *Pulled by MPFFA Bargaining Unit*~~
- (2) ~~City Council consider adopting Resolution No. 2021, authorizing the City Manager to execute a Memorandum of Understanding between the City of Marina and the Marina Employees’ Association (MEA) authorizing adjustments to the City’s Salary Schedule and Compensation Plan, and authorizing Finance Director to make appropriate accounting and budgetary entries. *Pulled by MEA Bargaining Unit*~~

h. ACCEPTANCE OF PUBLIC IMPROVEMENTS: None

i. MAPS: None

j. REPORTS: (RECEIVE AND FILE):

k. FUNDING & BUDGET MATTERS: None

l. APPROVE ORDINANCES (WAIVE SECOND READING): None

m. APPROVE APPOINTMENTS: None

Brian McCarthy auctioned if 8f(1) included suspension of commission, requested to pull agenda item 8e(2).

Denise Turley asked out the dates the Mayor announced for volunteer events.

Staff pulled items 8g(1) and 8g(2) from the agenda entirely.

Council Member Medina Dirksen requested to pull agenda item 8e(1)

BIALA/ BURNETT: TO APPROVE THE CONSENT AGENDA MINUS 8e(1), 8e(2), 8g(1) and 8g(2). 4-0-1(Berkley)-0. Motion Passes by Roll Call Vote

9. **PUBLIC HEARINGS:**

- a. City Council opening a public hearing and consider introducing and reading by title only and waiving further reading Ordinance 2021-, repealing in its entirety Chapter 8.04 "Garbage Disposal" and replacing Chapter 8.04 by adding a new Chapter 8.04 "Recycling and Solid Waste Disposal."

Council Question: Explain the difference between this item, 9a and item 11b? On Pg. 3 under Fiscal Impact shows an increase of 2.88%, does that mean everyone, business, seniors who don't qualify for the CARE program will be paying the 2.88% for recycling and disposal services? Has anyone thought about the handling of the composting is going to impact us in odors as we are the closest to the regional recycling center? SB1383 came into effect November 2020, so were changing our outdated chapters for waste disposal a year after SM1383 came law, correct? Other agencies have been working on this for a year, so we're just changing our policy, correct? The odors at the landfill were attributed to organic material and methane, correct? Because people have been working on this policies for over a year these processes of how we're going to dispose of certain products now have already been rolled out by let's say green, green waste or the solid waste district have they already coach people on food scraps going into the green bin and all of that? Who is responsible for the educational component of this, is it the city or who we contract with? What are Volatile Organic Compounds (VOC)? Section 8.04.160, which just briefly mentioned is that the services provided me to be covered by the fees and the cost where are the costs and fee programs such as CARE in this ordinance? Is there other optional ways to word that or to revise that Section or do you believe that that is the best way that we can handle this issue? Part B of that section, using the PG&E alternate rates for energy program, what do we say to folks that don't qualify because they make a little bit too much money, and they're going to have a hard time with any increases in costs? Why should seniors be restricted to smaller cans? Section 8.04.210, Contract Length this contract is for a period, not to exceed 15 years is that correct? Are there any provisions in this ordinance or maybe this is going to be the next item that talks about other low income, low-income qualifiers? If not, why? Is garbage service mandated in Marina? If you are unable to pay for garbage services what happens then? Provisions for scavenging, when there is a scavenger this ordinance does not provide a remedy for scavenging, what's the fine or what's to come with that it's just says it's unlawful so, then what do I do when someone is going through my bins? Who enforces scavenging? 8.04.016 again the collection rates and charges, how many people are on this care program and is it easily accessible to our city to verify? Why is only the PG&E Care program listed and not AT&T Lifeline? Where are the size of the receptacle bins listed in this ordinance for seniors? We don't expect to have any greater issues with enforcement on this new ordinance than we have in our old outdated one, is that a good assumption or are we saying that would now because we've gotten so many more parameters to this ordinance, we're expecting a whole lot more enforcement needs? Can we put in warning rather than monetary violations? It was mentioned that seaside went through a similar process at helping low income and helping seniors, get lower discounts, would it help us since we are a sister see with similar demographics, to review their documents before we reinvented the wheel?

Mayor opened public hearing

- Elizabeth Billingsley – Commented about a letter she received from GreenWaste telling me that I have to prove that I'm a senior citizen. Was grandfathered when they took over the franchise agreement, so why would that change? Commented on container size and what she puts in them. Noted senior citizens don't have the ability to pay for increases. Hope council is not going to allow them to do that to the seniors.
- Paula Pelot – Spoke to Section, 8.04.16 ob. It also relates to the program for a senior discount and pointed out that it talks about the amount of the discount, along with the application and mentioned that it's not just the amount of the discount but it's the product it's being discounted. Many seniors who are under the PG&E Care Assistance Program out and Preston and Abrams Park they also receive only the smallest can and they were told that that is all they can receive. Thinks that there is a small amount of tweak in here perhaps that might need to be made.
- Nancy Amadeo – Asked what is edible food waste that's going in with the current yard waste, under the new ordinance? Always thought that things that were composted needed to be plant material.
- Liesbeth Visscher – Asked if the city council could use this change in the ordinance to change the start time of the collection? Learned that the waste collection is an exception in the noise, noise ordinance, and that they can start at 6am.
- Brian McCarthy – There are members of the public that are very vested in what's going on with waste removal and I think it may be a lesson learned for future ordinances that maybe instead of the standard, two readings there's, you know enough time for a reading, lots of questions and time for changes and then, you know, two required readings to make it law. Supports the broad spirit of the ordinance. Commented Section. 8.04.020 makes it unlawful to have waste in your bed for a period of over seven days. if you go on vacation and you throw something away the day before your vacation according to this ordinance, you're breaking the law. Asked if this section could be reworded. Talked about environmental justice concerns. Curious what some of the benefits of being so close to the landfill are for the city of Marina. Commented on the senior discount of the ordinance.
- Denise Turley – Noted there was a category for low-income, a category for senior but is there a category for "low-income seniors"? What define age for a senior? When can we start putting compost in with our yard waste?

DELGADO/BERKLEY: TO CONSIDER INTRODUCING AND READING BY TITLE ONLY AND WAIVING FURTHER READING ORDINANCE 2021-, REPEALING IN ITS ENTIRETY CHAPTER 8.04 "GARBAGE DISPOSAL" AND REPLACING CHAPTER 8.04 BY ADDING A NEW CHAPTER 8.04 "RECYCLING AND SOLID WASTE DISPOSAL."; AND ASKED CITY STAFF TO LOOK INTO OPTIONS FOR ADJUSTMENTS FOR LOW INCOME AND SENIOR RATEPAYERS, AND THAT WE ADD THE LANGUAGE TO THE APPROPRIATE SECTION, NOT LIMITED TO PG&E CARE AND AT&T LIFELINE PROGRAMS; AND INCORPORATE ONE STAFF REQUESTED CHANGE TO A POINT 4.04 ALL CHANGING THE 32 GALLONS TO 96 GALLONS PERTAIN TO THE SECTION ON SOLID WASTE CONTAINER SPECIFICATIONS. 5-0-0-0 Motion Passes by Roll Call Vote

943 PM

Medina Dirksen/Delgado: that we continue our discussion until at least 10:30pm tonight and regroup at that time and see if anything needed to go longer. 5-0-0-0 Motion Passes by Roll Call Vote

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 discussion on resumption of Commissions.~~ ***Continued from October 19, 2021 – Item not discussed, continued to November 16, 2021***
- b. City Council consider adopting **Resolution No. 2021-114**, approving an amendment to the franchise agreement with GreenWaste Recovery, Inc. (GWR) and authorize the City Manager to execute the attached amendment to the franchise agreement subject to review and approval by the City Attorney.

Council Questions: Will the name change from GreenWaste Recovery to something else? So green waste ran the trucks, hire the drivers furnace the containers and paid the fees necessary at the regional waste, is there any other large component of your operation that I'm, I'm skipping over? So, there is no component, large storage facilities warehouses treatment facilities, any of that stuff right, not as it pertains to your operation? Will we keep the drives we've come familiar with? Where are the size of the receptacle bins listed in this ordinance for seniors? On the fiscal impact of the staff report, first paragraph it says that they found no fiscal impact, with the exception of some minor increases in fees, when we say these minor increases in fees, is this the \$974,392 that was referred to in the slide presented by Brian? And in the reference was that all of these changes in SB1383 will only cost \$222,000 approximately, for the first six months of 2022, what kind of expectations for the future Beyond that six months of directly related to the SB1383? Request for increase relating to Covid 19, what happened in the trend in the waste industry? Is GreenWaste a union shop? Because you are a utility do you need a regulatory permission or anything, or is it just a scene as a business, acquiring another business? Can we change start times for residential areas in this agreement?

DELGADO/BIALA: THAT WE:

- (1) **ADOPT RESOLUTION NO. 2021-114, APPROVING AN AMENDMENT TO THE FRANCHISE AGREEMENT WITH GREENWASTE RECOVERY, INC. (GWR) AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE ATTACHED AMENDMENT TO THE FRANCHISE AGREEMENT SUBJECT TO REVIEW AND APPROVAL BY THE CITY ATTORNEY; AND**
- (2) **ADDING A SECTION 4.7 REGARDING PUBLIC EDUCATION AND OUTREACH AS UNDERLINED IN THE REVISED AMENDMENT, WITH THE EXCEPTION THAT THERE WAS AN AMOUNT, NO LESS THAN \$75,000 THAT'S CHANGED TO \$15,345**
- (3) **SECTION OF EXHIBIT D REPORTING REQUIREMENTS, QUARTERLY POINT CONTRACT EIGHT UPDATED INSURANCE AND PERFORMANCE BOND LANGUAGE HAS BEEN PROVIDED TO THE FRANCHISE AMENDMENT AS PRESENTED; AND**

(4) UNDER ARTICLE 12 AGREEMENTS, OF THE PARTIES THE PERSON TO ADDRESS IT TO GREEN WASTE IS TRACY ADAMS, THE CHIEF EXECUTIVE OFFICE. 5-0-0-0 Motion Passes by Roll Call Vote

Public Comments:

- Paula Pelot – Noted it was mentioned the possible use of surplus funds to help fund the proposal for lower income and cautioned not go off or go a rye with Proposition 218 because those funds were still raised from other ratepayers. Could be problematic, similar issue with Marina coast Water District. one thing that could be explored is how those surplus funds could be invested in some other fund to produce income on its own.
 - Alan Rider – Asked if Council had seen and read the letter that was sent out by GreenWaste, which is the application and recertification for the senior discount. Letter it states you must subscribe to a 32-gallon trash cart to qualify. Asked how people who were grandfathered in should handle this. Commented on how wonderful GreenWaste’s customer service department is.
 - Liesbeth Visscher – Commented on the collection start time for Marina versus other cities. Asked why GreenWaste couldn’t start collection later like other cities? Is it a money issue? Are other cities paying more for later collection times? Asked council to negotiate a better deal for Marina residents, if the start time can be changed now. Can the Dunes start time be moved to a later time? Commented on city being in violation of State law if collection is shifted during holidays.
 - Brian McCarthy – Impressed by Greenway service since they started in the city. Asked what's the status on smart trucks from a green waste perspective and from the city's perspective, is there any plan to require them in the franchise agreement? Is there any plan to bring electric trucks and the Marina? is the city considered a business customer and kind of how does that work? Is anything changing regarding the way the contractor green waste handles kind of the annual coupons for bulky waste?
 - Denise Turley – Commented on the trucks lifter arm dropping the smaller receptacle bins into the truck and how the lifter arm damages the receptacle bins Asked what is considered “senior age”.
- c. ~~City Council hold an informational and public input session regarding the Prioritization of Conservation and Development Areas to inform the development of a Mitigation Strategy for a City Wide Incidental Take Permit for Monterey Gilia.~~
Item not discussed, continued to November 16, 2021
- d. City Council consider adopting **Resolution No. 2021-115**, approving advertising and call for bids for the Glorya Jean-Tate Park Bicycle Pump Track. ***Pulled by member of the public, was agenda item 8e(2)***

Council Questions: What was staff conclusion of dirt versus asphalt? Was lighting ever a part of the proposal? Can you update us on what was in our budget that we passed regarding Glorya Jean's Tate Park if anything besides the pump track? The 1.5 is not just for the pump track, is that correct but it's also for restrooms, correct? What is safer for kids and people using the pump track, dirt or asphalt? What are the pros and cons of \$30,000? How would we ensure that the tweaking gets down, are we going to have some rides in between or some tests rides before the asphalt down?

Public Comments:

- Brian McCarthy – Commented on the 30-year requirement that this be used as a pump track and wasn’t sure if that was discussed previously. Spoke about deed restrictions, accessibility, lighting and hopes there will be more discussion on these items and on the RFP itself.

- Mike Owen – Commented on the reason the city council created Public Works commission.

DELGADO/BERKLEY: TO ADOPT RESOLUTION NO. 2021-115, APPROVING ADVERTISING AND CALL FOR BIDS FOR THE GLORYA JEAN-TATE PARK BICYCLE PUMP TRACK. 4-0-0-1(Burnett) Motion Passes by Roll Call Vote

11:30pm

Delgado/Berkley to extend meeting to completion of Imjin Parkway item. 4-1(Burnett)-0-0 Motion Passes by Roll Call Vote

- e. City Council consider adopting **Resolution No. 2021-116**, approving advertising and call for bids for Imjin Pkwy Widening Project. *Pulled by Council Member Medina Dirksen, was agenda item 8e(1)*

Council Questions: What mitigation/modifications are going to be done when we widen this? How will you let people know? Will this project be working during the nighttime? Is it possible here or is that going to add to the cost? Why was a roundabout not considered at Reservation and Imjin?

MEDINA DIRKSEN/BERKLEY: TO ADOPT RESOLUTION NO. 2021-116, APPROVING ADVERTISING AND CALL FOR BIDS FOR IMJIN PKWY WIDENING PROJECT. 5-0-0-0

Public Comments:

- Mike Owen – Noted this was reviewed by the public works commission back in 2018 and part of the public outreach that's what the public works commission played a part of. The commissioners were able to interact more with the public. Lot of council questions should have gone through the Public Works commission. This is a pressing matter
- Paula Pelot – Painful sit here and watch how these meetings go on and on and on. Many of council questions should have been asked of staff prior to the meeting and noted the Mayor used to asked people to do just that so meetings wouldn't drag on.

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:** The meeting adjourned at 11:58 PM

Anita Sharp, Deputy City Clerk

ATTEST:

Bruce C. Delgado, Mayor