



MINUTES

Tuesday, May 2, 2023

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**

THIS MEETING WILL BE HELD IN PERSON AND VIRTUALLY (HYBRID).

Council Chambers
211 Hillcrest Avenue
Marina, California

AND

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

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

PARTICIPATION

You may participate in the City Council meeting in person or in real-time by calling Zoom Meeting via the weblink and phone number provided at the top of this agenda. Instructions on how to access, view and participate in remote meetings are provided by visiting the City's home page at <https://cityofmarina.org/>. Attendees can make oral comments during the meeting by using the "Raise Your Hand" feature in the webinar or by pressing *9 on your telephone keypad if joining by phone only.

The most effective method of communication with the City Council is by sending an email to marina@cityofmarina.org. Comments will be reviewed and distributed before the meeting if received by 5:00 p.m. on the day of the meeting. All comments received will become part of the record. Council will have the option to modify their action on items based on comments received.

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: Liesbeth Visscher, Brian McCarthy, Kathy Biala, Mayor Pro-Tem/Vice Chair Cristina Medina Dirksen, Mayor/Chair Bruce C. Delgado
3. PUBLIC COMMENT ON CLOSED SESSION: None
4. CLOSED SESSION: None

5. MOMENT OF SILENCE & PLEDGE OF ALLEGIANCE (Please stand)
6. SPECIAL PRESENTATIONS:
 - a. Poppy Day Proclamation
7. COUNCIL AND STAFF ANNOUNCEMENTS:

Mayor Pro Tem Medina Dirksen – Announced on May 13, 2023 from 11:00am-2:00pm is the Pump Track Grand Opening at Gloria Jean Tate Park. Also announced on May 25th from 2:00-4:00pm is the second annual George Floyd reimagining police and Inclusion and direct symposium at the Seaside Oldemyer Center.

Council Member Visscher – Announced that MST is offering their summer passes (June-August) for youths 18yrs and under for \$38.00. More information at www.mst.org

Mayor Delgado – Thanked MSWD staff for their help at the future Hilltop Park with planting 1,450 plants. Commented about the Pony Baseball Fundraise movie (The Sandlot) that was played at the Los Arboles Sports Complex on n sports field. Commented on Kite Day at Marina Vista Elementary. Spoke about Lapis Road cleanup on Sunday at 10:00am.

8. PUBLIC COMMENT: *Any member of the public may comment on any matter within the City Council's jurisdiction that is not on the agenda. This is the appropriate place to comment on items on the Consent Agenda. Action will not be taken on items not on the agenda. Comments are limited to a maximum of three (3) minutes. General public comment may be limited to thirty (30) minutes and/or continued to the end of the agenda. 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. Whenever possible, written correspondence should be submitted to the Council in advance of the meeting, to provide adequate time for its consideration.*
 - Alyssa Rendon – Update Council and the public on the Monterey County Convention and Visitors Bureau on what's been happening over the past few months. During the storms the Hotel Evacuation Rate Program was reactivated, three Marina hotels participated in this program. Spoke about marketing campaigns currently taking place.
 - Grace Silva-Santella – Announced Friends of the Marina Library will host their Book Sales on Friday and Saturday at the Marina Library from 10:00am-5:00pm and on Sunday from 10:00-1:00pm. Also announced on May 13th is the monthly Dad Reads event from 10:00-12:00 and then later that evening is the monthly Independent Movie (The Duke) event for ages 16 and older.
9. 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 and non-controversial. 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 City Council may ask a question or make a comment about an agenda item and staff may provide a response. If discussion or a lengthy explanation is required, the Council may remove an item from the Consent Agenda for individual consideration. If an item is pulled for discussion, it will be placed at the end of Other Action Items Successor Agency to the former Marina Redevelopment Agency.*

10. CONSENT AGENDA: *These items are considered to be routine and non-controversial. All items under the Consent Agenda may be approved by one motion. Prior to such a motion being made, any member of City Council may ask a question or make a comment about an agenda item and staff may provide a response. If discussion or a lengthy explanation is required, Council may remove the item from the Consent Agenda and it will be placed at the end of Other Action Items.*

a. ACCOUNTS PAYABLE: *(Not a Project under CEQA per Article 20, Section 15378)*

- (1) Accounts Payable Check Numbers 102067-102327, totaling \$1,742,657.22.
Successor Agency Accounts Payable Check Numbers: 109-111, totaling \$2,555.76.

b. MINUTES: *(Not a Project under CEQA per Article 20, Section 15378)*

- (1) April 4, 2023, Regular City Council Meeting
(2) April 18, 2023, Regular City Council Meeting

c. CLAIMS AGAINST THE CITY: None

d. AWARD OF BID: None

e. CALL FOR BIDS: None

f. ADOPTION OF RESOLUTIONS:

- (1) Adopting **Resolution No. 2023-36**, fixing and levying a special tax for principal and interest payments and administrative costs on the city's 2015 General Obligation Refunding Library Bonds for Fiscal Year 2023-2024; and **Resolution No. 2023-37**, certifying compliance with State Law (Proposition 218) with respect to special taxes for the 2015 General Obligation Refunding Library Bonds tax levy for fiscal year 2023-2024.
- (2) ~~Adopting Resolution No. 2023, receiving the Fiscal Year 2023-24 Engineer's Report for the Cypress Cove II Landscape Maintenance Assessment District; declaring its intention to levy an assessment in fiscal year 2023-24 in that district; and calling a public hearing for May 16, 2023. **Pulled by Council Member Visscher, becomes agenda item 11b**~~
- (3) ~~Adopting Resolution No. 2023, receiving the Fiscal Year 2023-24 Engineer's Report for the Seabreeze Landscape Maintenance Assessment District; declaring its intention to levy an assessment in fiscal year 2023-24 in that district; and calling a public hearing for May 16, 2023. **Pulled by Council Member Visscher, becomes agenda item 11c**~~
- (4) ~~Adopting Resolution No. 2023, receiving the Fiscal Year 2023-24 Engineer's Report for the Monterey Bay Estates Lighting & Landscape Maintenance Assessment District; declaring its intention to levy an assessment in fiscal year 2023-24 in that district; and calling a public hearing for May 16, 2023. **Pulled by Council Member Visscher, becomes agenda item 11d**~~
- (5) Adopting **Resolution No. 2023-38**, approving the Job Description and Salary Range for the City Engineer.

- g. APPROVAL OF AGREEMENTS: None
- h. ACCEPTANCE OF PUBLIC IMPROVEMENTS: None
- i. MAPS: None
- j. REPORTS: (RECEIVE AND FILE):
 - (1) Consider receiving Investment Reports for the City of Marina, City of Marina as Successor Agency to the Marina Redevelopment Agency, and Preston Park Sustainable Community Non-Profit Corporation (PPSC-NPC) for the quarter ended March 31, 2023.
- k. FUNDING & BUDGET MATTERS: None
- l. APPROVE ORDINANCES (WAIVE SECOND READING): None
- m. APPROVE APPOINTMENTS: None

Council Member McCarthy noted there were more than three assessment district in Marina and asked why they were presented at the same time.

Council Member Visscher requested to pull agenda items 10f(2), 10f(3) and 10f(4) for questions.

Mayor Pro Tem Medina Dirksen, questions for agenda item 10f(5), Do we have the qualification for this position? Is it customary to or might it be a practice that we might consider using some equivalent experiences?

Council Member Biala, question for agenda item 10f(5), Does this position impact the general fund? Were there any barriers for us to have not hired or put out a position earlier? Was there something preventing us from having this full-time position?

MCCARTHY/BIALA: TO APPROVE THE CONSENT AGENDA MINUS 10f(2), 10f(3) AND 10f(4). 5-0-0-0 Motion Passes.

- 11. PUBLIC HEARINGS: *In the Council's discretion, the applicant/proponent of an item may be given up to ten (10) minutes to speak. All other persons may be given up to three (3) minutes to speak on the matter.*
- 12. 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. Members of the public may be given up to three (3) minutes to speak.*
- 13. 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. Members of the public may be given up to three (3) minutes to speak.*

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. Council to receive the consultant's Objective Design Standards (ODS) presentation, receive any input from the public, and provide its own feedback on the key takeaways and community feedback presented.

Council asked questions about: contacting previous developers for their input; trees and landscaping in standards, attending workshops and looking for red-flag other jurisdictions might have encountered, status or DRB, ODS process, importance of subjective standards, culturally

inclusive design, changes (redline) between past document versus current document tonight, what is the importance of objective standards, length of entitlement process for developers, Cypress Knolls objective standards and zoning, ODS on commercial properties, survey validity if statistics don't match, how were developers chosen and what questions were asked of them,

Public Comments:

- Young Soo – Spoke about downtown design and that Marina has a unique diversity of population and its' various foods that can be purchased here versus other cities. Hopes council will keep in the direction of uniqueness.
- George Powell – Spoke on behalf of the Asian community stating they don't want to be forgotten when it comes to designs. Showed a few pictures of different Asian design buildings. In favor of streamline designs.
- Maria Dungo – Would like to see Asian architecture in the upcoming community design. city history come from a very rich community, consisting of Filipinos, Japanese, Korean, Vietnamese, Indonesian, and any other culture who came here many years ago before Marina was a city.
- David Kong – Asked that Council continue to reach out to the public to get their input on designs. Indicated that most of the people who answered the survey were not Asian or other ethnics.
- Mia Nguyen – Liked the Asian inspired pictures the previous speaker showed. Believe multicultural designs are the way to go. Suggested in the future gathering of surveys that we get a larger population that can respond.
- Jeff Markham – Think it's important that we look at what problem SB330 was actually trying to address some cities and jurisdictions were using local ordinances and design standards to limit construction of much needed housing. Marina is not one of those cities. Encouraged council and staff to read the April 16th Mercury News, article titled “Why do All Apartment buildings look the same?” Think we need to incorporate SB330 into a broader design process.
- Grace Silva-Santella – Hopes the Council moves forward with this and to have language the embraces diversity of architectural design will allow for architectural firms to create some exciting projects. Spoke about the cost she incurred when renovating her home and placing too many restrictive design standards you'll have a hard time getting some infill development to happen.
- Denise Turley – Commented on having homes too close together. Would like to see design standards done with common sense, such as roofs that drain into rainwater in barrels, which is done in many cultures.

- b. Adopting **Resolution No. 2023-39**, receiving the Fiscal Year 2023-24 Engineer's Report for the Cypress Cove II Landscape Maintenance Assessment District; declaring its intention to levy an assessment in fiscal year 2023-24 in that district; and calling a public hearing for May 16, 2023.
Pulled by Council Member Visscher, was agenda item 10f(2)

Council Member Visscher – Asked the following questions for all three (3) Assessment District item (10f(2), 10f(3) and 10f(4) : Can the amounts be increased over the maximum for future use? Is enough money being reserved for future expenses? If districts get dissolved, does

that mean the city takes care of the maintenance? Why is there no budget for supervision/inspections?

DELGADO/BIALA: TO APPROVE RESOLUTION NO. 2023-39, RECEIVING THE FISCAL YEAR 2023-24 ENGINEER'S REPORT FOR THE CYPRESS COVE II LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT; DECLARING ITS INTENTION TO LEVY AN ASSESSMENT IN FISCAL YEAR 2023-24 IN THAT DISTRICT; AND CALLING A PUBLIC HEARING FOR MAY 16, 2023. 5-0-0-0 Motion Passes

Public Comments: None received.

- c. Adopting **Resolution No. 2023-40**, receiving the Fiscal Year 2023-24 Engineer's Report for the Seabreeze Landscape Maintenance Assessment District; declaring its intention to levy an assessment in fiscal year 2023-24 in that district; and calling a public hearing for May 16, 2023. ***Pulled by Council Member Visscher, was agenda item 10f(3)***

BIALA/MCCARTHY: TO APPROVE RESOLUTION NO. 2023-40, RECEIVING THE FISCAL YEAR 2023-24 ENGINEER'S REPORT FOR THE SEABREEZE LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT; DECLARING ITS INTENTION TO LEVY AN ASSESSMENT IN FISCAL YEAR 2023-24 IN THAT DISTRICT; AND CALLING A PUBLIC HEARING FOR MAY 16, 2023. 5-0-0-0 Motion Passes

Public Comments: None received.

- d. Adopting **Resolution No. 2023-41**, receiving the Fiscal Year 2023-24 Engineer's Report for the Monterey Bay Estates Lighting & Landscape Maintenance Assessment District; declaring its intention to levy an assessment in fiscal year 2023-24 in that district; and calling a public hearing for May 16, 2023. ***Pulled by Council Member Visscher, was agenda item 10f(4)***

DELGADO/MEDINA DIRKSEN: TO APPROVE RESOLUTION NO. 2023-40, RECEIVING THE FISCAL YEAR 2023-24 ENGINEER'S REPORT FOR THE SEABREEZE LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT; DECLARING ITS INTENTION TO LEVY AN ASSESSMENT IN FISCAL YEAR 2023-24 IN THAT DISTRICT; AND CALLING A PUBLIC HEARING FOR MAY 16, 2023. 5-0-0-0 Motion Passes

Public Comments: None received.

14. **COUNCIL & STAFF INFORMATIONAL REPORTS:**

- a. Monterey County Mayor's Association [Mayor Bruce Delgado]

Mayor Delgado – April's Mayor Association meeting was cancelled. May's meeting is this Friday.

- b. Council reports on meetings and conferences attended (Gov't Code Section 53232).

Mayor Pro Tem Medina Dirksen – Reported out TAMC meeting and the presentation on Measure X.

Council Member McCarthy – Reported out the Monterey County Mosquito District held a ribbon cutting for their new building on Blanco Road. Spoke about the Sand Gilia Tour

Council Member Biala – Announced that the Odor Study has been completed. Spoke about the Sand Gilia Tourn and asked TAMC’s about their Habitat Management Plan and whether or not the surf-line would impact the Sand Gilia?

City Manager Long – Announced there not be a special meeting on May 9th.

15. ADJOURNMENT: The meeting adjourned at 9:50 PM.

Anita Sharp, Deputy City Clerk

ATTEST:

Bruce C. Delgado, Mayor