



MINUTES

Monday, June 24, 2019

5:00 P.M. CLOSED SESSION

6:45 P.M. OPEN SESSION

**SPECIAL MEETING
CITY COUNCIL, AIRPORT COMMISSION,
MARINA ABRAMS B NON-PROFIT CORPORATION,
AND SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY**

Council Chambers
211 Hillcrest Avenue
Marina, California

1. CALL TO ORDER
2. ROLL CALL & ESTABLISHMENT OF QUORUM: (City Council, Airport Commissioners, Marina Abrams B Non-Profit Corporation, and Redevelopment Agency Members)

MEMBERS PRESENT: Lisa Berkley, Adam Urrutia, Mayor Pro-Tem/Vice Chair Gail Morton, Mayor/Chair Bruce C. Delgado

MEMBERS ABSENT: Frank O'Connell (Excused)
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 Section 54956.9 – one potential case.
 - d. Public Employee Performance Evaluation (CA Govt. Code §54957) – Police Commander

7:45 PM - RECONVENE OPEN SESSION AND REPORT ON ANY ACTIONS TAKEN IN CLOSED SESSION

Robert Rathie, Assistant City Attorney reported out Closed Session: Council met in Closed Session on the matters listed on the agenda under 3a; one of the matters under 3b and also under the matter of 3c. No discussion under item 3d but that is deferred until later depending on the outcome of the open session.

4. **ACTION ITEM:**

- a. City Council consider adopting **Resolution No. 2019-66**, approving a Professional Services Agreement for groundwater sustainability planning

Robert Rathie, Assistant City Attorney – this is a professional services agreement with Formation Environmental to prepare a Groundwater Sustainability Plan for the City of Marina Groundwater Sustainability Agency. Proposal contains Terms and Conditions and also a Schedule of Charges and would be an estimated budget for the Scope of Work in an amount not to exceed \$274,780.

Council Questions: None

DELGADO/MORTON: TO APPROVE RESOLUTION NO. 2019-66, APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH FORMATION ENVIRONMENTAL FOR GROUNDWATER SUSTAINABILITY PLANNING. 4-0-1(O’Connell)-0 Motion Passes

Public Comments: None received.

- b. City Council consider adopting **Resolution No. 2019-67**, Delegate the authority to approve up to 80 hours of emergency vacation payouts upon verification of an emergency and if an employee has available accrued sick leave.

Council Questions: If cashing out 80 hours an employee would lose two-weeks of vacation? Does it increase the number of weeks worked? Is this PERSable compensation? How do we keep track of PERS calculations? At this point you’re just eliminating the approval necessary by a City Council, correct? If Council wants to look at this policy in the future would that be part of employee negotiations?

MORTON/BERKLEY: TO ADOPT RESOLUTION NO. 2019-67, DELEGATE THE AUTHORITY TO APPROVE UP TO 80 HOURS OF EMERGENCY VACATION PAYOUTS UPON VERIFICATION OF AN EMERGENCY AND IF AN EMPLOYEE HAS AVAILABLE ACCRUED SICK LEAVE. 4-0-1(O’Connell)-0 Motion Passes

Public Comments: None received

5. **ADJOURNMENT:** The meeting adjourned at 7:50 PM

Anita Sharp, Deputy City Clerk

ATTEST:

Bruce C. Delgado, Mayor