

**MINUTES
CITY COUNCIL REGULAR MEETING
CARMEL-BY-THE-SEA
Tuesday, April 5, 2016**

Mayor Burnett called the meeting to order at 4:35PM.

ROLL CALL

Present: Council Members Beach, Dallas, Talmage, Theis and Mayor Burnett

Absent: None

Staff Present: Chip Rerig, City Administrator
Don Freeman, City Attorney
Mike Calhoun, Public Safety Director
Rob Mullane, Public Works Director
Marc Wiener, Senior Planner
Jacob Clifford, Police Officer
Joseph Martis, Community Services Officer
Ashlee Wright, City Clerk

EXTRAORDINARY BUSINESS

Michael Doyle, Jr. provided a progress update on the Scout House project completed by the Boys Scouts.

Mayor Burnett led the Council and community in a moment of silence to honor the passing of Erl Lagerholm.

Rob Mullane, Public Works Director introduced Domonic Marquez, Maintenance Worker. Mike Calhoun, Public Safety Director introduced Jacob Clifford, Police Officer, and Joseph Martis, Community Services Officer.

Chip Rerig, City Administrator presented a certificate of appreciation to Council Member Victoria Beach to commemorate her service on the Council. Mike Calhoun, Public Safety Director presented a certificate of appreciation for Mayor Jason Burnett to commemorate his service on the Council.

ANNOUNCEMENTS

Mayor Burnett and Council Member Beach provided clarification and reasoning for posting for a Special Meeting that was then cancelled.

Don Freeman, City Attorney announced the Closed Session items and stated that Council had received updates and provided direction. He provided an update on Short-term Rental enforcement and stated that staff was also working on addressing the issue of aggressive sales people in the public right-of-way.

Chip Rerig, City Administrator, announced that at the previous night's meeting the Council had authorized an agreement with Accela for implementation of a financial system, a major milestone in rebuilding the City's technological infrastructure.

Mayor Burnett appointed Tom Brocato to the Centennial Committee.

Sue McCloud, Tom Brocato and Barbara Livingston provided an update on Centennial Committee activities.

Council Members Theis and Beach provided an update on progress on evaluating firms to conduct facilitated management evaluations for the City Administrator and City Attorney.

Council Member Dallas recommended that community members view the historic display at the First Murphy House.

PUBLIC APPEARANCES

The following members of the public spoke during public appearances:

- Karen Ferlito
- Mayor Jerry Edelen
- Ellen Gannon
- Barbara Livingston
- Bob Profeta
- Teresa Bradford
- Judy Refuerzo
- Denise Otterson
- Carolina Bayne
- Lynette Zimmerman

---End Public Appearances---

Don Freeman, City Attorney and Mayor Burnett provided clarifications on issues and questions raised during public appearances.

ORDERS

Item 7: Presentation of a Resolution of Appreciation of Jason Burnett from Dave Stoldt of the Monterey Peninsula Water Management District.

Dave Stoldt, General Manager of the Monterey Peninsula Water Management District presented Mayor Burnett with a Resolution of appreciation of the Monterey Peninsula Water Management District.

Public Comment – None

No Council action was taken.

Item 8: AB 1115 Consideration of the approval of a Beach Fires Pilot Program and provide direction to staff to return to Council in May with a Coastal Development Permit.

Rob Mullane, Public Works Director, provided the staff report.

Council discussion followed and Rob Mullane, Public Works Director responded to Council questions.

Public Comment

Lynette Zimmerman, Roy Thomas, no name given, Robert Kessler, Margaret Eaton, Deborah Stevens Ledger, Fermin Sanchez, no name given, Skip Lloyd, Richard Kreitman, Denise Otterson, Hugo Ferlito, Judy Refuerzo, Catherine Stitz, Brandon Cassickey, Laurie Salache McPherson spoke on this item.

Mayor Burnett called for a recess at 7:40PM. The meeting was resumed at 7:50PM and public comments were resumed.

Gerald Dudley, Barbara Livingston, Jeanne McCullough, Dave Mosely, Gary Bang, Kathy Bang, Lynn Ross, Nancy Chera Garcia spoke on this item.

A brief recess was taken and the meeting was then resumed.

Karen Ferlito spoke on this item.

---End Public Comment---

Don Freeman, City Attorney, provided clarifications.

Richard Stedman, Air Pollution Control Officer for the Monterey Bay Air Resources District, provided additional comments.

Council discussion followed.

Mayor Burnett called a recess at 9:05PM and the meeting resumed at 9:10PM.

Council discussion followed.

Action: Upon a motion made by Council Member Beach, seconded by Council Member Dallas, Council moved to provide direction to staff on a revised Beach Fires Pilot Program:

- Effective this summer and lasting 3 years.
- Adaptive management evolving as program progresses.
- Phase 1 is a restoration year of user supplied propane only devices limited to areas south of 10th
- No more unlimited wood fires.
- No more wood fires on sand.
- Add initial, thorough sand sifting & cleaning from north to south boundary.
- During phase 1, workshop possible wood fire containment devices, expansion of area, other means of expanding access, or other modifications for phase 2.

- Eliminate existing moratorium on weekends and holidays.
- Eliminate city provision of individual devices & six public devices.
- Encourage the private sector to offer rental devices.
- Recommend use of devices with a UL rating.
- Reduce reports from monthly to semi-annual.
- Written legal, insurance, fire, and public safety opinions.
- Confer with Cities in southern CA that have completed similar projects.
- CEQA review.
- Include enforcement plan.
- Include communications plan.
- Explore options for monitoring access.
- Document process undertaken for the development of Carmel's Pilot Program.

There being no further business, Mayor Burnett adjourned the meeting at 9:35PM.

APPROVED:



Steve Dallas, Mayor

ATTEST:



Ashlee Wright, City Clerk