



## CITY OF CARMEL-BY-THE-SEA CITY COUNCIL AGENDA

Mayor Dave Potter, Council Members Jeff Baron,  
Karen Ferlito, Bobby Richards, and Carrie Theis  
Contact: 831.620.2000 [www.ci.carmel.ca.us](http://www.ci.carmel.ca.us)

All meetings are held in the City Council Chambers  
East Side of Monte Verde Street  
Between Ocean and 7th Avenues

### CITY COUNCIL SPECIAL MEETING Monday, December 6, 2021 4:30 PM

Governor Newsom's Executive Order N-29-20 has allowed local legislative bodies to hold public meetings via teleconference and to make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to observe and to address the local legislative body. Also, see the Order by the Monterey County Public Health Officer issued March 17, 2020. The health and well-being of our residents is the top priority for the City of Carmel-by-the-Sea. To that end, this meeting will be held via teleconference and web-streamed on the City's website ONLY.

Click the following link to attend via Zoom (or copy and paste link in your browser); <https://ci-carmel-ca-us.zoom.us/j/84895580508?>; Meeting ID: 848 9558 0508; Passcode (if needed): 647551; dial 1 253 215 8782

The public can also email comments to [cityclerk@ci.carmel.ca.us](mailto:cityclerk@ci.carmel.ca.us). Comments must be received 2 hours before the meeting in order to be provided to the legislative body. Comments received after that time and up to the beginning of the meeting will be added to the agenda and made part of the record.

### OPEN SESSION

4:30 P.M.

### CALL TO ORDER AND ROLL CALL

### EXTRAORDINARY BUSINESS

- A. Receive a presentation on the Monterey Regional Stormwater Management Program

### PUBLIC APPEARANCES

Members of the Public are invited to speak on any item that does not appear on the Agenda and that is within the subject matter jurisdiction of the City Council. The exception is a Closed Session agenda, where speakers may address the Council on those items before the Closed Session begins. Speakers are usually given three (3) minutes to speak on any item; the time limit is in the discretion of the Chair of the meeting and may be limited when appropriate. Applicants and appellants in land use matters are usually given more time to speak. If an individual wishes to submit written information, he or she may give it to the City Clerk. Speakers and any other members of the

public will not approach the dais at any time without prior consent from the Chair of the meeting.

## **CONSENT AGENDA**

Items on the consent agenda are routine in nature and do not require discussion or independent action. Members of the Council, Board or Commission or the public may ask that any items be considered individually for purposes of Council, Board or Commission discussion and/ or for public comment. Unless that is done, one motion may be used to adopt all recommended actions.

1. Resolution 2021-085 Of The City Council Of The City Of Carmel- by-the-Sea Proclaiming The Continuing Need To Meet By Teleconference Pursuant To Government Code Section 54953 (e)

## **ORDERS OF BUSINESS**

Orders of Business are agenda items that require City Council, Board or Commission discussion, debate, direction to staff, and/or action.

2. Resolution 2021-074 approving: (1) Amendment No.1 to the Franchise Agreement with GreenWaste Recovery, Inc. to comply with Senate Bill 1383, and to allow an assignment of the Franchise Agreement resulting from a change in ownership, and (2) a 3.76 percent increase to charges for the collection of solid waste, recycling and organics, effective January 1, 2022, to cover additional operational costs associated with SB 1383.
3. Resolution 2021-076 authorizing changes to the position allocation schedule within the Fiscal Year 2021-2022 Adopted Budget
4. Fire protection and ambulance/paramedicine services with the City of Monterey.
5. Receive a Presentation and Provide Direction to Staff Regarding a Proposed Grease Interceptor Policy
6. Resolution 2021-083 establishing the meeting dates of the City Council for calendar year 2022
7. Provide staff with direction regarding Board and Commission term expirations.

## **CLOSED SESSION**

**4:30 P.M.**

## **CLOSED SESSION**

- A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Government Code Section 54957 Title: City Administrator
- B. CONFERENCE WITH LABOR NEGOTIATORS – Government Code Section 54957.6 Agency designated representatives: City Attorney  
Unrepresented employee: City Administrator

## **ADJOURNMENT**

This agenda was posted at City Hall, Monte Verde Street between Ocean Avenue and 7th Avenue, outside the Park Branch Library, NE corner of Mission Street and 6th Avenue, the Carmel-by-the-Sea Post Office, 5th Avenue between Dolores Street and San Carlos Street, and the City's webpage <http://www.ci.carmel.ca.us> in accordance with applicable legal requirements.

**SUPPLEMENTAL MATERIAL RECEIVED AFTER THE POSTING OF THE AGENDA**

Any supplemental writings or documents distributed to a majority of the City Council regarding any item on this agenda, received after the posting of the agenda will be available for public review at City Hall located on Monte Verde Street between Ocean and Seventh Avenues during regular business hours.

**SPECIAL NOTICES TO PUBLIC**

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at 831-620-2000 at least 48 hours prior to the meeting to ensure that reasonable arrangements can be made to provide accessibility to the meeting (28CFR 35.102-35.104 ADA Title II).



## CITY OF CARMEL-BY-THE-SEA CITY COUNCIL AGENDA

Mayor Dave Potter, Council Members Jeff Baron,  
Karen Ferlito, Bobby Richards, and Carrie Theis  
Contact: 831.620.2000 [www.ci.carmel.ca.us](http://www.ci.carmel.ca.us)

All meetings are held in the City Council Chambers  
East Side of Monte Verde Street  
Between Ocean and 7th Avenues

### REGULAR MEETING Tuesday, December 7, 2021

**Governor Newsom's Executive Order N-29-20 has allowed local legislative bodies to hold public meetings via teleconference and to make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to observe and to address the local legislative body. Also, see the Order by the Monterey County Public Health Officer issued March 17, 2020. The health and well-being of our residents is the top priority for the City of Carmel-by-the-Sea. To that end, this meeting will be held via teleconference and web-streamed on the City's website ONLY.**

**Click the following link to attend via Zoom (or copy and paste link in your browser); <https://ci-carmel-ca-us.zoom.us/j/82728710391?>; Meeting ID: 827 2871 0391; Passcode (if needed) 731089; dial 1 253 215 8782**

**The public can also email comments to [cityclerk@ci.carmel.ca.us](mailto:cityclerk@ci.carmel.ca.us). Comments must be received 2 hours before the meeting in order to be provided to the legislative body. Comments received after that time and up to the beginning of the meeting will be added to the agenda and made part of the record.**

### TOUR

**3:00 P.M.**

### TOUR OF INSPECTION

**Prior to calling the meeting to order, the Board/Commission will conduct an on-site tour of inspection of the properties listed on the agenda and the public is welcome to join. After the tour is complete, the Board/Commission will begin the meeting in the City Council Chambers no earlier than the time noted on the agenda.**

- A. Verizon - 4 locations: Carmelo 2 SW of 8th (Residence), Carmelo 2 NE of 9th (Residence), Camino Real & 9th (La PLaya Hotel), Camino Real 3 NE of 9th (Residence)**

### OPEN SESSION

**4:30 PM**

### OPEN SESSION

### CALL TO ORDER AND ROLL CALL

## **PUBLIC APPEARANCES**

Members of the public are entitled to speak on matters of municipal concern not on the agenda during Public Appearances. Each person's comments shall be limited to 3 minutes, or as otherwise established by the Chair. Matters not appearing on the agenda will not receive action at this meeting and may be referred to staff. Persons are not required to provide their names, and it is helpful for speakers to state their names so they may be identified in the minutes of the meeting.

## **ANNOUNCEMENTS**

- A. City Administrator Announcements
- B. City Attorney Announcements
- C. Council Member Announcements

## **CONSENT AGENDA**

Items on the consent agenda are routine in nature and do not require discussion or independent action. Members of the Council, Board or Commission or the public may ask that any items be considered individually for purposes of Council, Board or Commission discussion and/ or for public comment. Unless that is done, one motion may be used to adopt all recommended actions.

1. Monthly Reports for October: 1) City Administrator Contract Log; 2) Community Planning and Building Department Reports; 3) Police, Fire, and Ambulance Reports; 4) Public Records Act Requests, and 5) Public Works Department Report
2. October 2021 Check Register Summary
3. October 4, 2021 Special Meeting, October 5, 2021 Regular Meeting, November 1, 2021 Special Meeting, and November 2, 2021 Regular Meeting
4. Resolution 2021-079 authorizing the consumption of alcohol on public property for Visit Carmel's Culinary Week kick-off event to be held Friday, January 14, 2022; and authorizing the consumption of alcohol on public property and the erection of a tent for the Carmel Art Festival event that will be held May 13 -15, 2022.
5. Resolution 2021-080 amending Policy C16-02, Records Management Program.
6. Resolution 2021-081 to designate the 2021 Holiday Closure from December 27, 2021 – December 31, 2021
7. Resolution 2021-082 authorizing a one-time payment to employees known as the COVID-19 Emergency Recognition Pay in recognition and appreciation for employees' efforts during the initial COVID-19 Emergency Shelter in Place Order.
8. Resolution 2021-085 authorizing a Free Use Day of Sunset Center to AIM Youth Mental Health for their 2nd annual Scientific Symposium.

## **ORDERS OF BUSINESS**

Orders of Business are agenda items that require City Council, Board or Commission discussion, debate, direction to staff, and/or action.

9. Resolution 2021-077 updating the At-Will (Unrepresented) Miscellaneous and Police Management Pay Schedule/Salary Schedule.
10. Consideration of a permanent encroachment permit application (EN 21-187, Stilwell)

to install an underground grease interceptor in the public right of way between the sidewalk and the curb on the east side of San Carlos Street near the corner of 5th Avenue.

## **PUBLIC HEARINGS**

11. Consideration of an appeal by Sequoia Deployment Services on behalf of Verizon Wireless (APP 21-360, Verizon Wireless-Carmelo) of the Planning Commission's denial of a Design Review, Use Permit (DR/UP 21-115, Verizon Wireless-Carmelo), and associated Coastal Development Permit for the installation and operation of a wireless telecommunications facility on a replacement utility pole, and ancillary equipment on the ground adjacent to that pole, within the public right-of-way, located in the Multi-Family Residential (R-4) District.

## **FUTURE AGENDA ITEMS**

### **ADJOURNMENT**

12. Correspondence Received

This agenda was posted at City Hall, Monte Verde Street between Ocean Avenue and 7th Avenue, outside the Park Branch Library, NE corner of Mission Street and 6th Avenue, the Carmel-by-the-Sea Post Office, 5th Avenue between Dolores Street and San Carlos Street, and the City's webpage <http://www.ci.carmel.ca.us> in accordance with applicable legal requirements.

### **SUPPLEMENTAL MATERIAL RECEIVED AFTER THE POSTING OF THE AGENDA**

Any supplemental writings or documents distributed to a majority of the City Council regarding any item on this agenda, received after the posting of the agenda will be available for public review at City Hall located on Monte Verde Street between Ocean and Seventh Avenues during regular business hours.

### **SPECIAL NOTICES TO PUBLIC**

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at 831-620-2000 at least 48 hours prior to the meeting to ensure that reasonable arrangements can be made to provide accessibility to the meeting (28CFR 35.102-35.104 ADA Title II).