



# CITY OF DEL REY OAKS

650 CANYON DEL REY RD. · DEL REY OAKS, CALIFORNIA 93940  
PHONE (831) 394-8511 · FAX (831) 394-6421

## AGENDA

### MEETING OF THE CITY OF DEL REY OAKS CITY COUNCIL TUESDAY, MARCH 26, 2013 AT 6:00 P.M. CHARLIE BENSON MEMORIAL HALL, CITY HALL

1. 6:00 P.M. - ROLL CALL – *Council Members*
2. PLEDGE OF ALLEGIANCE
3. PROCLAMATION:  
Recognition of Outstanding Public Service: Anton and Janis Prange
4. PRESENTATION:  
**Agency:** City of Seaside County Sanitation District  
**Presenters:**  
Diana Ingersoll, Deputy City Manager City of Seaside – Resource Management Services  
Tim O'Halloran, City Engineer/Public Works Services Manager City of Seaside  
**Topic:**  
Potential Expansion of the Seaside County Sanitation District within the Former Fort Ord Lands.
5. **INFORMATION:** Receive report on the options of use for the former Golf Driving Range, results of the Parks Ad Hoc Committee Meeting held on March 14, 2013.

*Vice Mayor Clark*

**6. PUBLIC COMMENTS:**

Anyone wishing to address the City Council on matters not appearing on the Agenda may do so now. The public may comment on any other matter listed on the Agenda at the time the matter is being considered. *There will be a time limit of not more than three minutes for each speaker. No action will be taken on matters brought up under this item and all comments will be referred to staff.*

**7. CONSENT AGENDA:**

*Action Items*

**A. MINUTES:**

1. February 26, 2013, City Council Meeting
2. February 13, 2013, Regular Planning Commission Meeting

**B. MONTHLY REPORTS:**

1. Claims, February 2013
2. Financials, February 2013 vs. February 2012
3. Fire Department Response Report, February 2013
4. Police Activity Report, February 2013

**8. OLD BUSINESS:      None**

**9. NEW BUSINESS:**

Consider Katrina Nawrocki's (Inquisitive Quest Learning Center) Appeal of the Planning Commission's Denial of ARC 13-05 and CUP 13-02 Regarding Signage at the Corner of Highway 218 and Rosita Rd.

**10. STAFF REPORTS:**

- A. City Manager Report

**11. MAYOR AND COUNCIL REPORTS**

**12. CORRESPONDENCE:**

- A. Monterey Regional Waste Management District, Highlights of the Board Meeting
- B. Letter from Monterey Regional Waste Management District regarding Interagency Cooperative Direction
- C. Peninsula Water Authority Redefines Itself News Blog
- D. Meals on Wheels of the Monterey Peninsula, Mayors for Meals event

- 13. CLOSED SESSION:** As permitted by Government Code Section 54956 et. seq. the Council may adjourn to a Closed Session to consider specific matters dealing with certain litigation, personnel, or labor/real property negotiations.

**PUBLIC COMMENTS:**

Anyone wishing to address the City Council on matters to be heard under closed session may do so now.

- A. Potential Litigation—Government Code section 54956.9(c), conference with legal counsel regarding potential initiation of litigation (one case)
- B. Existing litigation pursuant to Government Code Section 54956.9(a), City of Del Rey Oaks v. Federal/JER Associates, LLC et al., Monterey County Superior Court Case No. M107509.

- 14. SET NEXT MEETING DATE:** Establish **Tuesday, April 23, 2013**, at **6:00 P.M.** as the date and time of the Council's next regular meeting.

**15. ADJOURNMENT**

Information distributed to the Council at the meeting becomes part of the public record. A copy of written material, pictures, etc. must be provided to the secretary for this purpose. All enclosures and materials regarding these agenda items are available for public review at the Del Rey Oaks City Hall, 650 Canyon Del Rey Road, Del Rey Oaks.



# CITY OF DEL REY OAKS

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PHONE (831) 394-8511 • FAX (831) 394-6421

**A PROCLAMATION  
HONORING JANIS AND ANTON PRANGE  
FOR THIER DEDICATION  
TO THE CITY OF DEL REY OAKS AND TO  
THE DEL REY OAKS CITIZEN'S ACTION GROUP**



**WHEREAS**, Anton and Janis Prange have been Del Rey Oaks residents for 36 years this April; and

**WHEREAS**, Janis was a member of the DROCAG since 2004, and was a tremendous help at The Del Rey Oaks 50<sup>th</sup> Birthday party in 2003 and was the President of the DROCAG in 2006 and 2007; and

**WHEREAS**, Anton was a major contributor of the garden at Old Town Hall, as he installed all of the irrigation and with Janis assisted in the planting of the garden; and

**WHEREAS**, Anton was always by Janis' side at the DROCAG meetings and functions, and could be counted on to assist with the set up and tear down at the annual picnics; and

**WHEREAS**, Anton and Janis always showed up with a cheery attitude and rolled up their sleeves to help with events, they will be missed by the community; and

**NOW, THEREFORE, BE IT RESOLVED**, that I, Jerry Edelen, Mayor of Del Rey Oaks, the City Council and all citizens of our fair City, do hereby thank Anton and Janis Prange for their many years of positive contributions to the City of Del Rey Oaks and the Citizens Action Group.

Dated this 26th day of March, 2013

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JERRY EDELEN, Mayor

**CITY OF SEASIDE  
STAFF REPORT**

**TO:** Honorable Mayor and City Council

**FROM:** John Dunn, City Manager

**BY:** Diana Ingersoll, Deputy City Manager – Resource Management Services  
Tim O'Halloran, City Engineer/Public Works Services Manager

**DATE:** March 7, 2013

**SUBJECT: POTENTIAL EXPANSION OF THE SEASIDE COUNTY SANITATION DISTRICT WITHIN THE FORMER FORT ORD LANDS**

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**PURPOSE**

The purpose of this item is to provide the City Council with an update on the Seaside County Sanitation District's (District) potential application to the Local Agency Formation Commission (LAFCO) of Monterey County for the proposed expansion of the District's Sphere of Influence in the former Fort Ord lands for sanitary sewer service.

**RECOMMENDATION**

It is recommended that the City Council receive a presentation and provide direction to District Representative to guide the District on a potential application to LAFCO to expand the District's Sphere of Influence and possible annexation to Service Area.

**BACKGROUND**

Both the Marina Coast Water District (MCWD) and the District desire to provide sanitary sewer service to portions of the Cities of Del Rey Oaks, Seaside, and possibly Monterey that are within the former Fort Ord area. The former Fort Ord area is administered by the Fort Ord Reuse Authority (FORA). Under an agreement with FORA, the MCWD is obligated to provide water and sanitary sewer service in the former Fort Ord area. The agreement does not provide MCWD the right to service areas outside of their current sphere of influence after the possible dissolution of FORA in 2020. Therefore, it is imperative to establish which utility district would provide sewer service to those areas within the former Fort Ord outside of a service boundary recognized by LAFCO.

In a letter dated September 13, 2011 (attached), the District expressed interest to the Local Agency Formation Commission of Monterey County (LAFCO) in expanding the District's Sphere of Influence in the former Fort Ord Area. LAFCO is completing a review of the District's municipal services prior to consider revising the District's Sphere of Influence.

### **Seaside County Sanitation District Sphere of Influence**

As shown in the attached map by LAFCO, the District is a special district providing sanitary sewer services to the cities of Sand City, Del Rey Oaks and Seaside. The District has an interest in expanding its sphere of influence and service area to include areas now being served by MCWD and has been working with MCWD to facilitate the most cost effective method to serve potential future development areas in the former Fort Ord. On September 7, 2007, the District sent a letter to MCWD stating that it should not consider serving undeveloped areas within the Seaside and Del Rey Oaks near General Jim Moore Boulevard via a force main. In December 2008, the Ord Community Ad Hoc committee (OCAC) established by the MCWD recommended, among other things, that the District annex areas within former Fort Ord belonging to the cities of Monterey and Seaside (the OCAC and its recommendations are discussed further under “Marina Coast Water District Services with the Former Fort Ord,” below). On May 10, 2011, the District approved a Sewer Master Plan that demonstrated the feasibility of the District providing sewer service to undeveloped areas within the cities of Del Rey Oaks and Seaside that are within the former Fort Ord. At the request of the City of Monterey, the Sewer Master Plan also evaluated the feasibility of the District providing sewer service to areas within the City of Monterey adjacent to Del Rey Oaks and currently being served by a lift station near the intersection of Highways 68 and 218. On September 13, 2011, the District sent a letter to LAFCO (attached) stating its intent to proceed with an application to expand its sphere of influence to include all areas within the current and future boundaries of the City of Seaside and the City of Del Rey Oaks for sanitary sewer services.

### **Sanitary Sewer Service Study Areas within the Former Fort Ord**

Figure 1, “Proposed SCSD Study Areas” shows six areas labeled Regions ‘A’ through ‘F’ that represent various areas near the District that area either inside of the District’s current Sphere of Influence or that could be incorporated into the District’s service area. These areas are drawn along natural boundaries such as municipal boundaries, topographical boundaries, or development boundaries. Regions ‘A’ and ‘B’ are within the existing District Sphere of Influence<sup>1</sup>. Figure 1 also shows four potential areas labeled Regions ‘C’ through ‘F’ outside of the District’s current Sphere of Influence within the former Fort Ord that could be incorporated into the District’s service area. Region ‘C’, located in the City of Seaside, is proposed to be primarily low density residential with open space and some recreational uses. The proposed 325 acres of low density residential equates to approximately 2,600 residential units. Region ‘D’ represents an area within the City of Monterey that may be incorporated into the District’s service area at the City of Monterey’s discretion. Region ‘E’ represents an area of existing and potential future developments in City of Seaside north of “Seaside Proper” within the former Fort Ord. Region ‘F’ represents an area of existing and potential future developments in northern portion of the City of Seaside within the former Fort Ord. The following sections discuss the relative merits of expanding the Districts service area into these areas.

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<sup>1</sup> In their application to LAFCO to expand their municipal boundary, the City of Del Rey Oaks stated that the District was able to serve the area shown as Region B. In approving the expansion of the City of Del Rey Oaks municipal boundary, LAFCO include this area within the District’s Sphere of Influence.

On July 27, 2009, the District sent a letter to the MCWD stating that both the District and MCWD desire to satisfy the public trust by providing the most cost-effective design, construction, operation and maintenance of a sewer system that serves the potential developments in southern area of the former Fort Ord. MCWD staff and District staff agree that the most feasible option for the conveyance of sewage from Regions 'B' and 'C' is by a gravity flow conveyance system rather than by a pumped flow conveyance system. In the event that MCWD is selected to serve Regions 'B' and 'C', MCWD proposes to provide a gravity flow sewer service system through the District collection system.

**Regions 'B' and 'C' - Areas within the Former Fort Ord now within Cities of Del Rey Oaks and Seaside**

In the 2011 Sewer Master Plan, the District studied the potential of serving the possible future development areas shown as Regions 'B' and 'C' within the former Fort Ord now within the Cities of Del Rey Oaks and Seaside, respectively. Regions 'B' and 'C' are substantially undeveloped at this time. The District may provide sewer service to both regions via gravity flow into the District's current sewer system with minor upgrades. During the construction of the new General Jim Moore Boulevard, sewer lines were installed beneath the pavement traversing the road to serve the potential sewerage via gravity flow from Region 'C' into the District's system.

FORA completed a Base Reuse Plan, adopted June 13, 1997, which has subsequently been incorporated into the City of Del Rey Oaks and City of Seaside's General Plans. Under the FORA Reuse Plan, the developable area shown as Region 'B' is designated for business park/light industrial and visitor servicing facilities, including either a hotel or golf course.

**Region 'D' - Area within the Former Fort Ord now within City of Monterey**

Region 'D' is located at the southeast corner of the City of Monterey near the airport. Sewerage from this area flows to a lift station near the intersection of Highways 68 and 218, where it then gets pumped up Highway 68 to the City of Monterey. The District's Sewer Master Plan determine that is feasible to gravity flow sewerage from Region 'D' to the District with some additional piping between the City of Monterey and the District's system in Highway 218 and upgrades to existing District's infrastructure mostly along Highway 218. The City of Monterey is working with District to determine if it is feasible and cost effective for District to provide sewer service to Region 'D'.

**Region 'E' and 'F' - Areas within the Former Fort Ord now within City of Seaside**

The City of Seaside includes areas now being served by the MCWD shown as Regions 'E' and 'F'. Region 'E' is the approximate area of mostly new development or proposed development that flows to a lift station located on the western side of Highway 1 and north of the City of Sand City boundary. Although the District has not evaluated the feasibility nor potential costs to serving this area, it appears that the District could serve as the sewer collection agency for Region 'E'.

Region 'F' is an area of existing development and potential redevelopment spanning many land use jurisdictions, such as the US Army, the US Department of Defense, and State of California, with land-use determination rights superior to the City of Seaside. The condition of the existing infrastructure and potential overlying property rights are not well understood at this time. Although the District has not evaluated the feasibility nor potential costs to serving this area, it appears that the District could serve as the sewer collection agency for Region 'F'.

**Marina Coast Water District (MCWD) Services within the Former Fort Ord**

The Marina Coast Water District (MCWD) provides water and sanitary sewer service to the former Fort Ord under contract to the Fort Ord Reuse Authority (FORA) in accordance with the Water/Wastewater Facilities Agreement dated March 13, 1998 (the Facilities Agreement). The Facilities Agreement provides MCWD ownership of existing wastewater and water facilities previously owned by the Army. The MCWD has also constructed new facilities and modified some existing infrastructure since the inception of the Facilities Agreement.

The Facilities Agreement does not provide MCWD the right to service areas outside of their current sphere of influence after the dissolution of FORA. Therefore, annexation of these lands by a utility district for the purpose of water and wastewater conveyance is necessary to provide services to existing customers after the dissolution of FORA. Annexation would also confer representation to all of the ratepayers within the utility district and would assure the most effective operation of these utility facilities.

The MCWD formed an ad-hoc committee called the Ord Community Ad Hoc Committee, or OCAC, comprised of members from FORA, Monterey County, CSUMB, US Army, MCWD, UCMBEST, and the cities of Marina, Del Rey Oaks, Seaside, and Monterey. The OCAC was charged with reviewing and making recommendations on proposals for the annexation by MCWD of lands on the former Fort Ord. The OCAC created a report and presented their recommendations to the MCWD Board of Directors in December 2008 (attached for reference). The committee reviewed different organizational, service and governance alternatives and recommendations for governance and service structure to provide water and wastewater service on the former Fort Ord to replace the arrangement existing under MCWD's current contracts with the Fort Ord Reuse Authority (FORA) and the U.S. Army. The OCAC recommended the following regarding annexation:

- That MCWD not annex all the Ord lands.
- That MCWD annex the former fort Ord Land within the City of Marina
- That the District annex the former Fort Ord lands within the cities of Monterey and Seaside.

The OCAC also recommended that a Joint Powers Authority (JPA) be formed to be responsible for water allocation and rate review once FORA has ceased to exist. The JPA would be made up of land owning jurisdictions within the boundaries of the former Fort Ord.

The MCWD developed a draft Initial Study evaluating the impacts of their proposed Sphere of Influence Amendment and Annexation application with the Local Area Formation Commission

of Monterey County (LAFCO). The Initial Study evaluated the concept of MCWD annexing all of the Fort Ord Lands including those within the City of Seaside and Del Rey Oaks municipal boundaries. On December 13, 2011, the District sent a letter to MCWD (attached) stating several concerns with the draft Initial Study/Negative Declaration. This letter stated many concerns including the concern that the MCWD is proposing to annex areas in Del Rey Oaks within the former Fort Ord that are within the District boundary and underestimating the potential impacts of MCWD expanding its sphere of influence. MCWD has not proceeded with an application to the LAFCO, but they have been in discussions with LAFCO on the annexation issues.

### Sanitary Sewer Service Capacity Charges

The collection and treatment of sanitary sewer service is parsed into the collection of sewage by a utility district, such as the District or the MCWD, and the treatment of collected sewage by the Monterey Regional Water Pollution Control Agency (MRWPCA). Customers wishing to use the infrastructure of any of these agencies would be expected to reimburse the agency. Therefore, each agency has established guidelines and fees assessed as a capacity charge to pay for an agency's facilities in existence at the time the charge is imposed or to pay for new facilities that will be constructed in the future that are of benefit to the person or property being charged (see Government Code Section 66000 et sequential).

A significant portion of Fort Ord was officially closed on September 30, 1994, in accordance with the Defense Base Closure and Realignment Act of 1990. On October 23, 2001, the Army made an Economic Development Conveyance to FORA by a *Quitclaim Deed for Water and Wastewater Systems Former Fort Ord, County of Monterey*, which granted 2.22 million gallons per day (MGD) of the Army's 3.3 MGD prepaid wastewater capacity rights and the water/wastewater systems and associated rights to FORA. On October 24, 2001, FORA may have transferred said 2.22 MGD wastewater capacity rights and water/wastewater systems and associated rights to MCWD<sup>2</sup>. In 2005, four parties including the US Department of the Army, MRWPCA, FORA and MCWD, entered into an agreement authorizing, among other things, MCWD "the right to sell or otherwise transfer their capacity rights and other interests as a matter of right to each other or to FORA member political jurisdictions at any time in the future without the prior written review and approval by MRWPCA."<sup>3</sup> This statement appears to indicate that the MCWD holds the wastewater capacity rights, and therefore the ability to transfer or otherwise affect the wastewater capacity charges potentially due to the MRWPCA for any new development within the former Fort Ord<sup>4</sup>. Since 2001, improvements in the former Fort Ord have been able to use the pre-paid MRWPCA capacity charges. Today, these pre-paid capacity charges are valued at \$3,100 per dwelling unit by the MRWPCA and could be applied to future developments in these areas. Additional capacity charges would be applied to new or potentially redevelopment by the sewer collection agency, whether it be MCWD or the District.

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<sup>2</sup> Additional documentation substantiating the transfer of pre-paid wastewater capacity rights by FORA to MCWD is being investigated.

<sup>3</sup> See Paragraph B, Section VII, "Future Sale or Transfer of Capacity" in the *Memorandum of Agreement Among Department of the Army, Monterey Regional Water Pollution Control Agency, Fort Ord Reuse Authority, Marina Coast Water District* undated (fully executed 2 November 2005).

<sup>4</sup> The ability of MCWD to affect the obligation of payment of MRWPCA capacity charges needs to be explored further.

### NEXT STEPS

The District will retain professional planning services and legal services to guide the District through the environmental review process in support of a potential application to LAFCO to expand the District's Sphere of Influence and to annex those lands. The District will prepare environmental documents that will be used to determine the extent and feasibility of the proposed sphere of influence and service area expansion. The proposed environmental documents will consider the potential impacts of various alternatives to expand the District's Sphere of Influence and potentially annex some or all of the regions shown in Figure 1, "Proposed SCSD Study Areas," to the District's Service Area.

It is requested that the City Council provide direction to the District Representative to guide the District on a potential application to LAFCO.

A final determination of the extent of annexation will be based upon the results of the environmental review conducted by the District. Based upon direction received from the District Board, the District may submit an application to LAFCO to expand the District's Sphere of Influence and possible annexation to Service Area.

### FISCAL IMPACT

There is no direct fiscal impact associated with this item.

### ATTACHMENTS

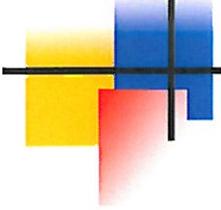
1. Letter from the District to LAFCO dated September 13, 2011
2. Map by LAFCO, "Seaside County Sanitation District "
3. Figure 1 – Proposed SCSD Study Areas
4. Letter from the District to MCWD dated September 7, 2007
5. *Report and Recommendations of the Ord Community Ad Hoc Committee to the MCWD Board of Directors*
6. Letter from the District to MCWD dated July 27, 2009
7. Letter from District to LAFCO dated September 13, 2011
8. Letter from District to MCWD dated December 13, 2011

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Reviewed for Submission to the City Council by:

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John Dunn, City Manager



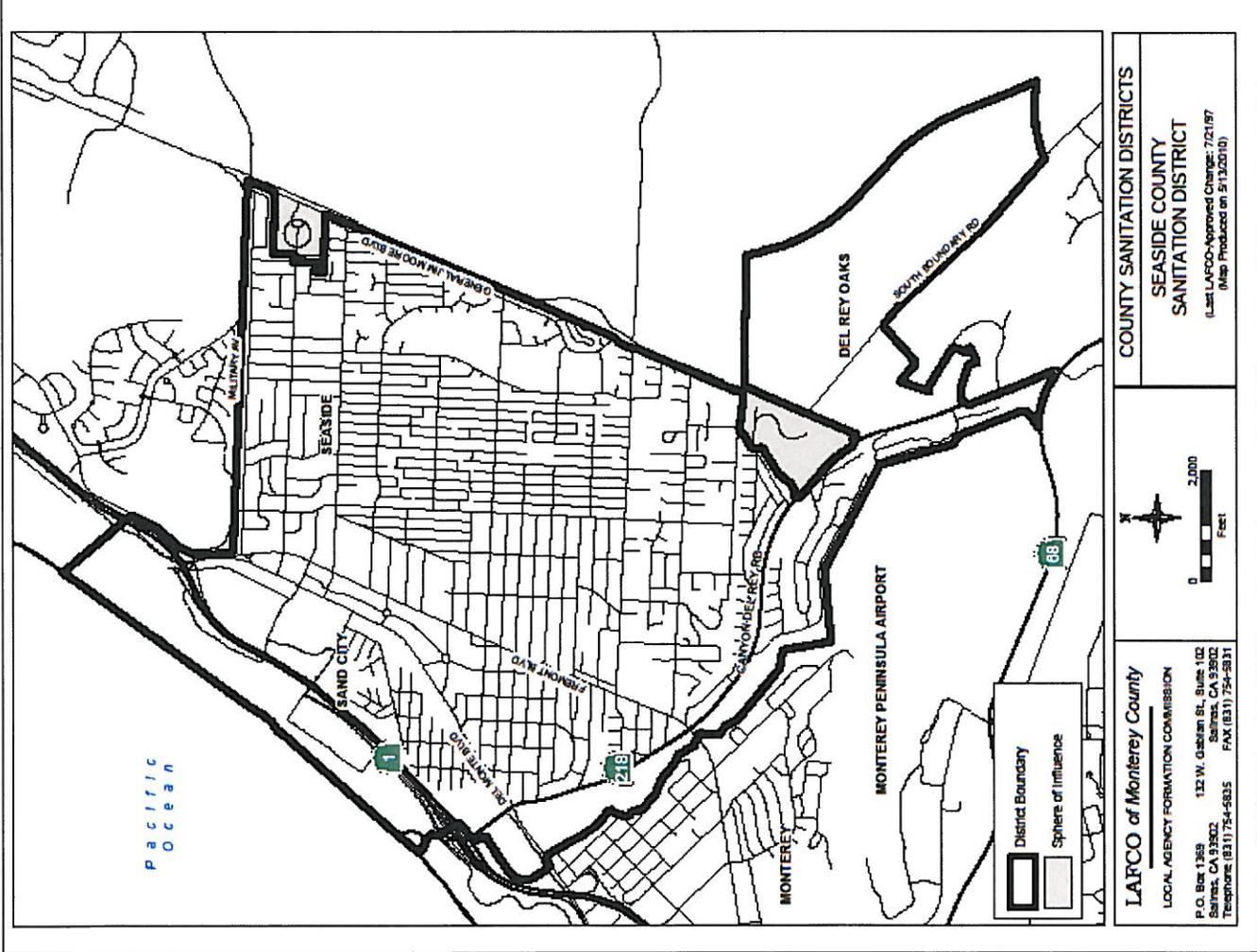
# Potential Expansion of the Seaside County Sanitation District within the Former Fort Ord Lands

City of Sand City	March 5, 2013 City Council Meeting
City of Seaside	March 7, 2013 City Council Meeting
City of Del Rey Oaks	March 26, 2013 City Council Meeting

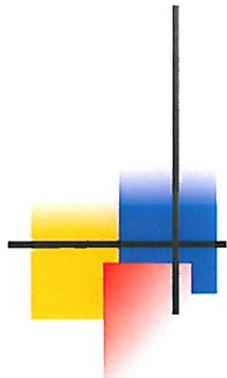


# Background

- Seaside County Sanitation District (SCSD)
  - Formed in March 1, 1950
  - Cities of Del Rey Oaks, Sand City and Seaside
  - Provides for Sanitary Sewer Services
  - Contract with the City of Seaside
    - Administration & Finance
    - Planning & Engineering
    - Maintenance & Operations
  
- Marina Coast Water District (MCWD)
  - Formed in 1960 and formally known as "Marina County Water District" until 1994 when changed to Marina Coast Water District.
  - City limits of Marina
  - Provides for Water and Sanitary Sewer Services (1970)



<b>LAFCO of Monterey County</b> LOCAL AGENCY FORMATION COMMISSION P.O. Box 1369    132 W. Gallean St., Suite 102 Salinas, CA 93902    Salinas, CA 93902 Telephone: (831) 754-5835    FAX: (831) 754-5831		<b>COUNTY SANITATION DISTRICTS</b> <b>SEASIDE COUNTY</b> <b>SANITATION DISTRICT</b> (Last LAFCO-Approved Change: 7/21/97 (Map Produced on 5/13/2010))
0    2,000 Feet		





## Sewer Services in Former Fort Ord Lands

- 1989 – MCWD annexed into MRWPCA service area. Reserves about 1,300 AFY wastewater rights.
- 1997 – Local Agency Formation Commission (LAFCO) approved annexation of former Fort Ord lands by Del Rey Oaks being served by SCSD.
- Following the 1997 FORA Board public bid selection of MCWD to operate the former Fort Ord water and sewer systems, MCWD began serving the former Fort Ord area in July 1997.
- Between July 1997 and October 2001, MCWD operated the systems under a Cooperative Agreement with the U.S. Army which defined the terms of their operations and funding.



## Sewer Services in Former Fort Ord Lands

- In 2001, MCWWD acquired ownership of the existing sewer and water systems through an Economic Development Conveyance from U.S. Army to FORA to MCWWD
- MCWWD owns and operates the existing sewer and water systems under the terms in the Water/Wastewater Facilities Agreement (the "Agreement") with FORA. This agreement also specifies that MCWWD is responsible for planning, designing, and constructing additional water and sewer facilities as FORA, in consultation with MCWWD, determines are necessary.



## Sewer Services in Former Fort Ord Lands

- In 2007, SCSD recommended that MCWD not install a force main to potentially serve the undeveloped areas in Seaside, Del Rey Oaks, and Monterey.
- In 2008, Ord Community Ad Hoc Committee recommendations to MCWD Board:
  - SCSD annex former Fort Ord within Cities of Monterey and Seaside.
  - MCWD annex former Fort Ord within City of Marina
- In 2009, MCWD, in consultation with SCSD, installed gravity sewer lines crossing under the new General Jim Moore Blvd at 3 locations.



## SCSD 2011 Sewer Master Plan

- On May 10, 2011, the SCSD Board approved a Sewer Master Plan
  - Plan demonstrated the feasibility of the District providing sewer service to undeveloped areas within the cities of Del Rey Oaks and Seaside that are within the former Fort Ord.
  - At the request of the City of Monterey, the Sewer Master Plan also evaluated the feasibility of the District providing sewer service to areas within the City of Monterey adjacent to Del Rey Oaks.
  
- Figure 1, "Proposed SCSD Study Areas"
  - Six areas labeled Regions 'A' through 'F'
  - Represent various areas near the District that are either inside of the District's current Sphere of Influence or that could be incorporated into the District's service area.
  - These areas are drawn along natural boundaries such as municipal boundaries, topographical boundaries, or development boundaries.



## SCSD 2011 Sewer Master Plan

- Regions 'A' and 'B' are within the existing SCSD District Boundary and Sphere of Influence
- Region 'C', located in the City of Seaside, zoned primarily low density residential with open space and some recreational uses
- Region 'D' in City of Monterey may be incorporated into SCSD at the City of Monterey's discretion
- Region 'E' and 'F' represents areas of existing and potential future developments in City of Seaside north of "Seaside Proper" within the former Fort Ord





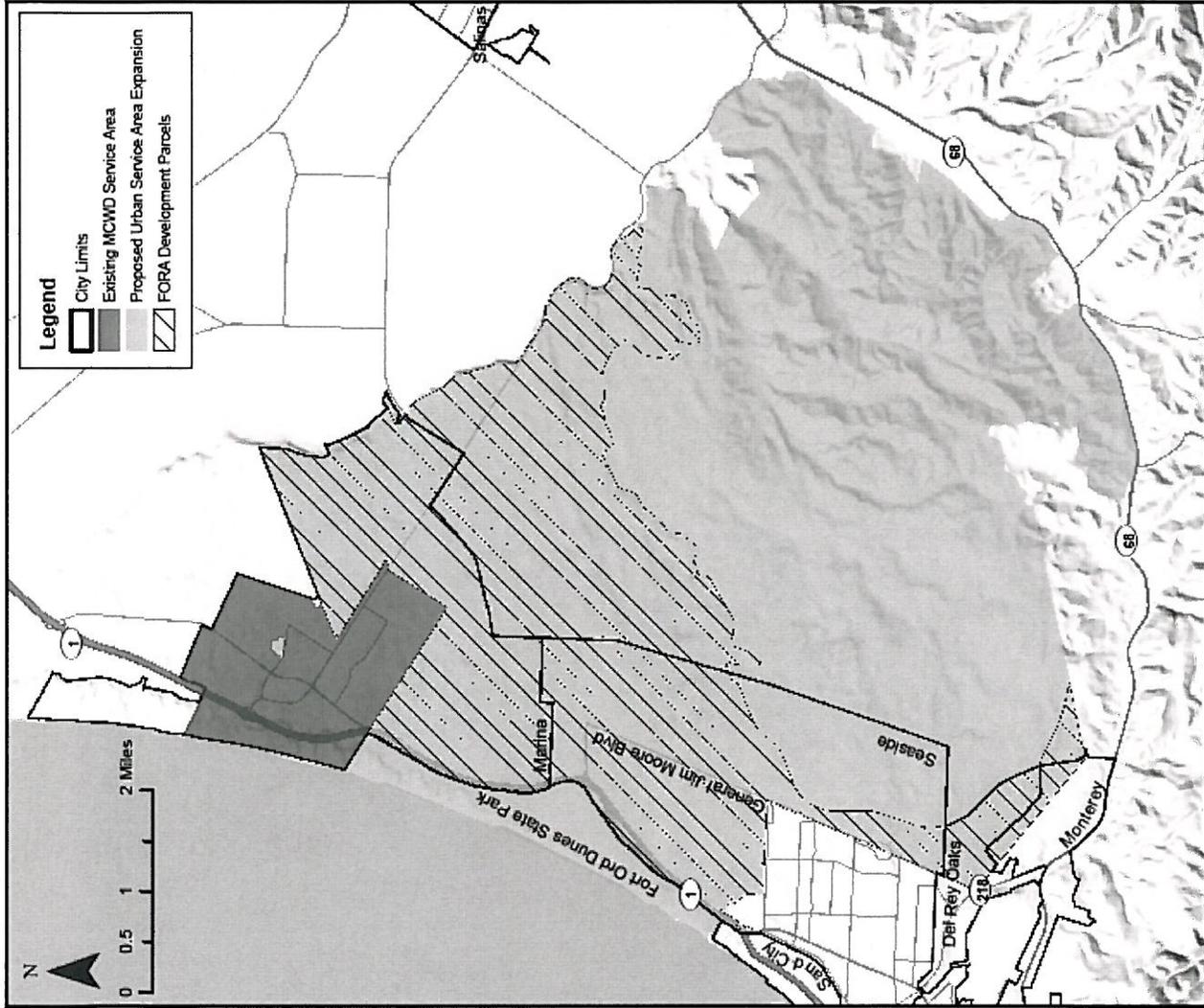
## Annexation within Former Ft. Ord Lands

- Land Use Agencies:
  - Monterey County
  - Cities of Seaside, Marina, Del Rey Oaks, and Monterey
- Water & Sewer Service Areas require annexation upon FORA's dissolution
- Annexation would confer representation to all rate payers on the Board of the Agency/District
- Annexation requires Local Agency Formation Commission of Monterey County (LAFCO) application and approval



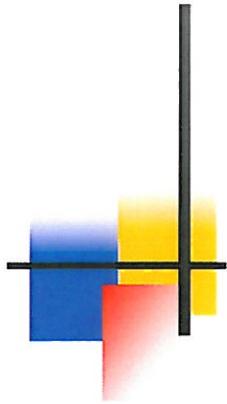
## Annexation within Former Ft. Ord Lands

- In 2011, SCSD declared to LAFCO interest in expanding its Sphere of Influence within the former Fort Ord.
- In 2011, MCWD prepared Environmental documents proposing to annex all lands within the former Fort Ord.
  - SCSD noted that the prepaid MRWPCA wastewater capacity credits are “first come first served” because of inadequate capacity for all proposed developments.
  - SCSD noted that proposed gravity sewer service would not have “no impacts” since the SCSD Sewer Master Plan defined the potential impacts for SCSD or MCWD serving the undeveloped areas in Seaside, Del Rey Oaks, and Monterey.
  - SCSD recommend considering an alternative where SCSD provides sewer services to these undeveloped areas.



	<p><b>Title</b> Proposed MCWD Urban Service Area Expansion</p>	<p><b>Date:</b> 10-17-2011 <b>Scale:</b> 1 inch = 1.24 miles <b>Project:</b> 2010-13</p>		<p><b>Monterey   San Jose</b> <b>Denise Duffy and Associates, Inc.</b> Environmental Consultants    Roadway Planners 447 Cava Road, Suite 1 Monterey, CA 94028 (408) 372-0241</p>
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Figure 2





## LAFCO Process

- Municipal Service Review
  - Being completed concurrently for SCS&D
  - Required for Sphere of Influence Amendment
  - Coordinated with FORA, MC&WD, and affected cities
- Environmental documentation
- Apply for Sphere of Influence Amendment
- Apply for Annexation of Service Area
- LAFCO Hearing on Application



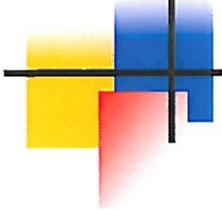
## SCSD Next Steps

- SCSD Board to retain planning and legal services to complete CEQA
- Environmental documents will guide the SCSD in determining extent of sphere of influence and annexation of service area expansion.
- SCSD Board to consider authorizing the submittal of the LAFCO Application for Sphere of Influence upon completion of CEQA



## Summary

- Presentation is to provide each City Council with representation on the SCS D Board with an update on the SCS D's potential application to the Local Agency Formation Commission (LAFCO) of Monterey County for the proposed expansion of the District's Sphere of Influence in the former Fort Ord lands for sanitary sewer service.
- It is requested that the City Council provide direction to your SCS D Board Member Representative to guide the District on their decisions on a potential application to LAFCO.
- SCS D Staff is present to receive comments and answer questions.



# COMMENTS and QUESTIONS

# SEASIDE COUNTY SANITATION DISTRICT

440 HARCOURT AVENUE \* SEASIDE, CALIFORNIA 93955

Telephone (831) 899-6825 Fax (831) 899-6211

July 27, 2009

## BOARD MEMBERS

Ralph Rubio  
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440 Harcourt Ave  
Seaside, CA 93955  
(831) 899-6700

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David Pendergrass  
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## DISTRICT STAFF

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(831) 899-6825

Patrick McGreal  
Legal Counsel  
Office of the County Counsel  
168 West Alisal Street, Third Floor  
Salinas, CA 93901  
(831) 755-5313

Mr. Howard Gustafson, President  
Marina Coast Water District  
11 Reservation Road  
Marina, CA 93933

**Subject: Sanitary Sewer Service within the former Fort Ord Area**

Dear Mr. Gustafson:

At its July 14 meeting, the Seaside County Sanitation District (SCSD) Board members discussed the proposed sanitary sewer service pipeline system within the former Ft Ord lands in the cities of Seaside and Del Rey Oaks. This letter is written to inform you that the Board has taken a policy vote supporting the following for the purposes of engineering design on the above referenced subject.

1. SCSD supports as their preferred service alternative a Sanitary Sewer Pipeline System that operates by gravity to serve the Developments in former Ft Ord portions of the Cities of Del Rey Oaks, Monterey, and Seaside. It is our belief that this would be the most cost-effective method of conveyance for future customers.

FORA is performing road work in the section of the realigned General Jim Moore Boulevard (GJMB-Phase 4) contiguous to Seaside and Del Rey Oaks, providing an opportunity for cost-effective installation of sewer pipeline. It is our understanding that MCWD will design small sections of the sewage conveyance pipeline system within the GJMB-Phase 4 project and will work with FORA to install sections of gravity sewer pipe within the roadway.

The SCSD Board believes that the unanimous policy vote taken would establish a framework of understanding for MCWD staff to proceed with the proposed design and installation of sewer conveyance systems by gravity flow within the realigned General Jim Moore Blvd.

Mr. Howard Gustafson, President  
Marina Coast Water District  
July 27, 2009  
Page 2 of 2

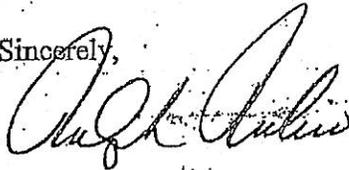
RE: Sanitary Sewer Service within the former Fort Ord Area

This formal action by the Board is intended to inform MCWD of its support to design the sewer system using gravity conveyance and to direct MCWD staff to authorize its engineering consultants to proceed with this design so that the construction of the system meets FORA's schedule of the road work on General Jim Moore Blvd.

In addition, it is the Board's desire to start the lines of communication between the two Agencies. It was proposed that you and I, along with our managers, start the dialogue. We sincerely hope that you are open to this suggestion.

Please feel free to contact Mr. Ray Corpuz, District Manager, at (831)899-6700 or Diana Ingersoll, District Engineer, at (831) 899-6825 if you have any additional questions or if you wish to schedule a meeting with us.

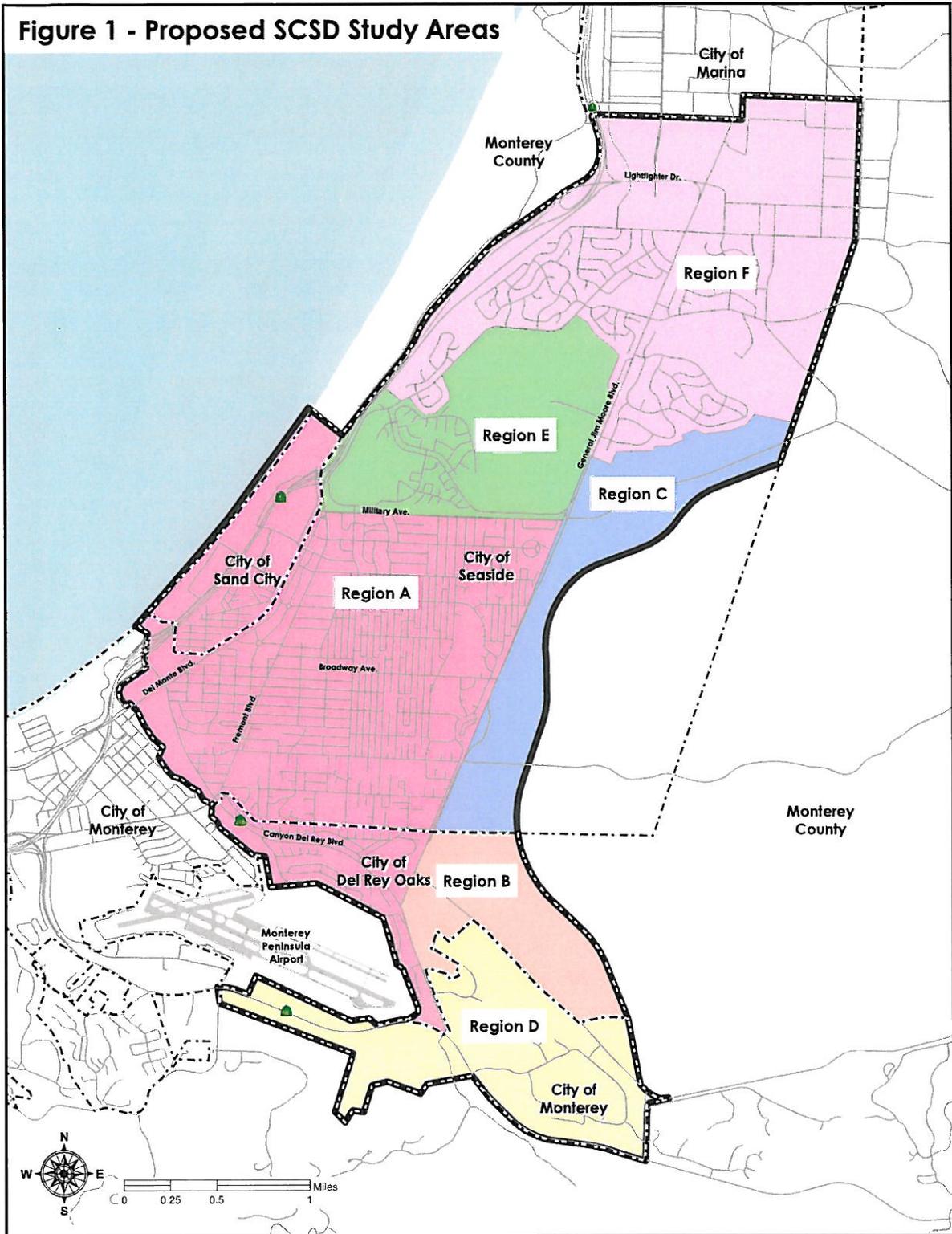
Sincerely,



Ralph Rubio, Chair  
Seaside County Sanitation District

C: SCSD Board Members  
Ray Corpuz, SCSD District Manager  
~~Jim Hezmann, MCWD General Manager~~  
Diana Ingersoll, SCSD District Engineer  
Patrick McGreal, SCSD District Legal Counsel

**Figure 1 - Proposed SCSD Study Areas**

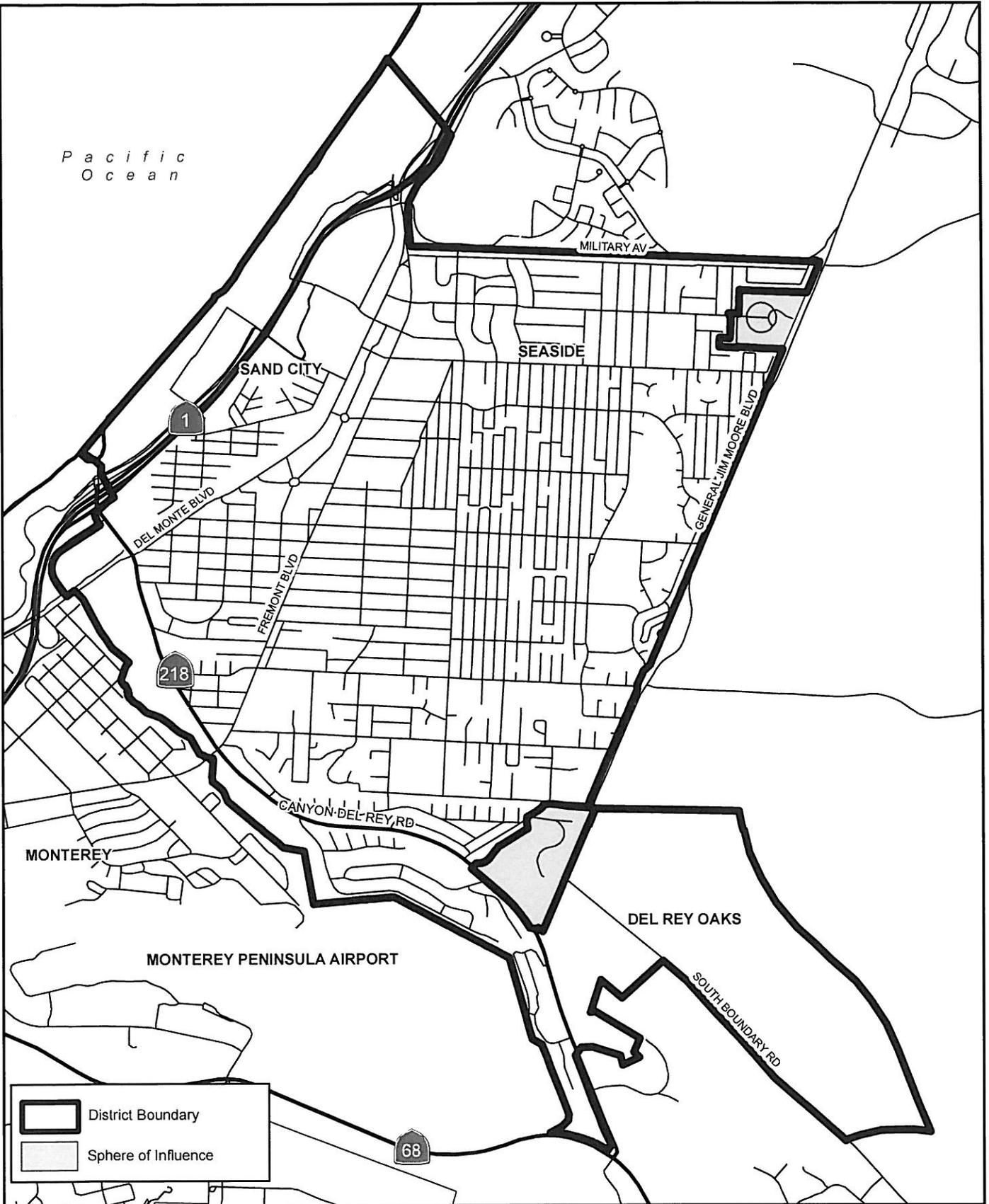


Seaside County Sanitation District: GIS 2007

Prepared 10/04/07

-  Proposed SCSD Study Area
-  Area A - Existing SCSD Service Area
-  Area B - Future Development in City of Del Rey Oaks Southeast Sector of Former Fort Ord
-  Area C - Future Development in City of Seaside East Sector of Former Fort Ord
-  Area D - City of Monterey Sewer Lift Station at Highway 68/218
-  Area E - Existing and Future Developments in City of Seaside Lower North Sector of Former Fort Ord
-  Area F - Existing and Future Developments in City of Seaside Upper North Sector of Former Fort Ord

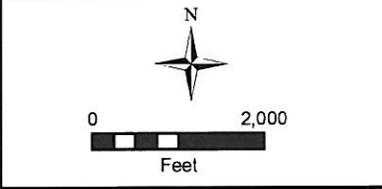
Pacific  
Ocean



 District Boundary  
 Sphere of Influence

**LAFCO of Monterey County**  
 LOCAL AGENCY FORMATION COMMISSION

P.O. Box 1369      132 W. Gabilan St., Suite 102  
 Salinas, CA 93902      Salinas, CA 93902  
 Telephone (831) 754-5835      FAX (831) 754-5831



**COUNTY SANITATION DISTRICTS**

**SEASIDE COUNTY  
 SANITATION DISTRICT**

(Last LAFCO-Approved Change: 7/21/97  
 (Map Produced on 5/13/2010))



# SEASIDE COUNTY SANITATION DISTRICT

440 HARCOURT AVENUE \* SEASIDE, CALIFORNIA 93955

Telephone (831) 899-6707 Fax (831) 899-6227

September 13, 2011

## BOARD MEMBERS

**David Pendergrass**  
*City of Sand City*  
1 Sylvan Park  
Sand City, CA 93955  
(831) 394-3054

**Felix Bachofner**  
*City of Seaside*  
440 Harcourt Ave  
Seaside, CA 93955  
(831) 899-6825

**Kristin Clark**  
*City of Del Rey Oaks*  
650 Canyon Del Rey  
Del Rey Oaks, CA 93940  
(831) 394-8511

## DISTRICT STAFF

**Ray Corpuz**  
*District Manager*  
440 Harcourt Avenue  
Seaside, CA 93955  
(831) 899-6203

**Diana Ingersoll**  
*District Engineer*  
440 Harcourt Avenue  
Seaside, CA 93955  
(831) 899-6825

**Patrick McGreal**  
*Legal Counsel*  
Office of the County Counsel  
168 West Alisal Street  
Third Floor  
Salinas, CA 93901  
(831) 755-5313

Ms. Kate McKenna, AICP Executive Officer  
Local Agency Formation Council  
of Monterey County (LAFCO)  
P. O. Box 1369  
Salinas, CA 93902

Dear Ms. McKenna:

I am writing to you on behalf of the Seaside County Sanitation District (SCSD) Board. As you are aware, the SCSD has been in discussions for the past several years regarding the annexation of the former Fort Ord lands which lie within the jurisdictions of the SCSD member entities of Seaside and Del Rey Oaks.

The SCSD Board at their September 13, 2011 meeting formally approved a recommendation to commence the environmental evaluation and review process and proceed to work with LAFCO to submit an application to expand the SCSD sphere of influence to include all areas within the current and future boundaries of the City of Seaside and the City of Del Rey Oaks.

I am writing to notify you personally and to let you know that staff will be scheduling a meeting to discuss our progress and timeline in preparing the application.

Please contact Ray Corpuz, District Manager at 831-899-6701 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "David Pendergrass".

David Pendergrass  
Chairman of the Board

TO/rs

c/ SCSD Board  
Mr. Jim Heitzman, Marina Coast Water District General Manager

**CITY OF DEL REY OAKS**

**Claims Report**

February 2013

<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
<b>AFLAC</b>				
2/21/2013	13476	AFLAC	FEB, 2013 EMPLOYEE PAID PREMIUM IN...	281.80
Total AFLAC				281.80
<b>AT&amp;T CAL NET 2</b>				
2/21/2013	13477	AT&T CAL NET 2	PHONE 12/19/12-1/18/13	671.83
Total AT&T CAL NET 2				671.83
<b>BAY SERVICE AUTOMOTIVE</b>				
2/21/2013	13478	BAY SERVICE A...		959.62
Total BAY SERVICE AUTOMOTIVE				959.62
<b>CITY OF DEL REY OAKS</b>				
2/12/2013	3	CITY OF DEL RE...	Staff time and costs	3,581.50
Total CITY OF DEL REY OAKS				3,581.50
<b>CITY OF SALINAS, ATTORNEY SERVICES</b>				
2/21/2013	13479	CITY OF SALINA...	NOV 2012 CITY ATTORNEY SERVICES-IN...	1,017.23
Total CITY OF SALINAS, ATTORNEY SERVICES				1,017.23
<b>CO-POWER</b>				
2/7/2013	13360	CO-POWER	JAN 13 DELTA DENTAL PREMIUM	2,226.16
2/21/2013	13480	CO-POWER	MAR 13 DELTA DENTAL PREMIUM INV. 3...	1,953.28
Total CO-POWER				4,179.44
<b>CREEGAN &amp; D'ANGELO</b>				
2/21/2013	13481	CREEGAN & D'A...		3,192.00
Total CREEGAN & D'ANGELO				3,192.00
<b>David Nguyen, Officer</b>				
2/28/2013	13501	David Nguyen, Of...	wellness benefit	74.50
Total David Nguyen, Officer				74.50
<b>DENISE DUFFY &amp; ASSOCIATES</b>				
2/11/2013	2	DENISE DUFFY ...		11,418.50
Total DENISE DUFFY & ASSOCIATES				11,418.50
<b>DEPARTMENT OF TOXIC SUBSTANCES CONTROL</b>				
2/7/2013	108	DEPARTMENT ...	VOID:printed in error (k.m.)DTSC-LEGAL DI...	
2/7/2013	108	DEPARTMENT ...	VOID:printed in error (k.m.)DTSC-LEGAL DI...	
Total DEPARTMENT OF TOXIC SUBSTANCES CONTROL				
<b>FIRST AMERICAN REAL ESTATE SOLUTIONS</b>				
2/21/2013	13482	FIRST AMERICA...	METRO SCAN- ADDRESS SERVICE-JAN 13	104.17
Total FIRST AMERICAN REAL ESTATE SOLUTIONS				104.17
<b>FIRST CHOICE SERVICES</b>				
2/21/2013	13483	FIRST CHOICE S...	Coffee and condiments JAN 13	75.80
Total FIRST CHOICE SERVICES				75.80
<b>GLOBALSTAR USA</b>				
2/21/2013	13484	GLOBALSTAR U...	SATELITE PHONE DEC 12 AND JAN 13	87.94
Total GLOBALSTAR USA				87.94
<b>HOME DEPOT CRC</b>				
2/21/2013	13485	HOME DEPOT C...	ACCT. # 6035 3220 0248 6219 SUPPLIES AN...	924.14
Total HOME DEPOT CRC				924.14
<b>I.M.P.A.C.GOVERNM'T SER</b>				
2/21/2013	13486	I.M.P.A.C.GOVE...	ACCT. 4246044555649924- JAN 2013	2,223.23
Total I.M.P.A.C.GOVERNM'T SER				2,223.23
<b>JAMES DE CHALK</b>				
2/21/2013	13487	JAMES DE CHALK	JAN 2013	375.00
Total JAMES DE CHALK				375.00
<b>LAVARATO &amp; DARLING, INC.</b>				

**CITY OF DEL REY OAKS**

**Claims Report**

February 2013

<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
2/21/2013	13488	LAVARATO & D...		22,651.10
Total LAVARATO & DARLING, INC.				22,651.10
<b>Monterey</b>				
2/11/2013	13474	Monterey	Property Tax Administration Fee Dispute	12.00
Total Monterey				12.00
<b>MONTEREY BAY TECHNOLOGIES</b>				
2/21/2013	13489	MONTEREY BA...	IT SERVICES RETAINER FOR DEC 2012	350.00
Total MONTEREY BAY TECHNOLOGIES				350.00
<b>MRWPCA</b>				
2/21/2013	13490	MRWPCA	SERVICE PERIOD 11/1/12-12/31/12	37.14
Total MRWPCA				37.14
<b>OFFICE DEPOT</b>				
2/21/2013	13491	OFFICE DEPOT		227.00
Total OFFICE DEPOT				227.00
<b>OFFICE EQUIPMENT FINANCE SERVICES</b>				
2/21/2013	13492	OFFICE EQUIPM...	LEASE PAYMENT FOR COPIER-INV. 22204...	234.88
Total OFFICE EQUIPMENT FINANCE SERVICES				234.88
<b>ORCHARD SUPPLY</b>				
2/21/2013	13493	ORCHARD SUPP...	SUPPLIES JAN 2013	16.19
Total ORCHARD SUPPLY				16.19
<b>P.E.R.S.-HEALTH</b>				
2/21/2013	13494	P.E.R.S.-HEALTH	HEALTH PREMIUM MAR 13	13,806.84
Total P.E.R.S.-HEALTH				13,806.84
<b>PERS</b>				
2/21/2013	13495	PERS	Payroll 7-2012-2	8,829.69
Total PERS				8,829.69
<b>PERS - 457 PLAN</b>				
2/7/2013	13500	PERS - 457 PLAN	457 pmt Dawson and Young 2013-01-1 & 2	1,900.00
Total PERS - 457 PLAN				1,900.00
<b>QuickBooks Payroll Service</b>				
2/14/2013		QuickBooks Payro...	Fee for 10 direct deposit(s) at \$1.45 each	14.50
2/14/2013		QuickBooks Payro...	Fee for 11 employee(s) paid	16.50
2/14/2013		QuickBooks Payro...	Monthly processing fee for Feb 2013	79.00
2/14/2013		QuickBooks Payro...	No state fee for CA for Feb 2013	
2/14/2013		QuickBooks Payro...	Created by Payroll Service on 02/12/2013	4,060.00
2/14/2013		QuickBooks Payro...	Created by Payroll Service on 02/12/2013	479.43
2/14/2013		QuickBooks Payro...	Created by Payroll Service on 02/12/2013	479.43
2/14/2013		QuickBooks Payro...	Created by Payroll Service on 02/12/2013	1,262.41
2/14/2013		QuickBooks Payro...	Created by Payroll Service on 02/12/2013	330.64
2/14/2013		QuickBooks Payro...	Created by Payroll Service on 02/12/2013	24,175.06
2/14/2013		QuickBooks Payro...	Fee for 1 direct deposit(s) at \$1.45 each	1.45
2/14/2013		QuickBooks Payro...	Fee for 1 employee(s) paid	1.50
2/14/2013		QuickBooks Payro...	Created by Payroll Service on 02/12/2013	128.00
2/14/2013		QuickBooks Payro...	Created by Payroll Service on 02/12/2013	35.14
2/14/2013		QuickBooks Payro...	Created by Payroll Service on 02/12/2013	35.14
2/14/2013		QuickBooks Payro...	Created by Payroll Service on 02/12/2013	24.70
2/14/2013		QuickBooks Payro...	Created by Payroll Service on 02/12/2013	24.24
2/14/2013		QuickBooks Payro...	Created by Payroll Service on 02/12/2013	2,211.13
2/27/2013		QuickBooks Payro...	Fee for 13 direct deposit(s) at \$1.45 each	18.85
2/27/2013		QuickBooks Payro...	Fee for 18 employee(s) paid	27.00
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	0.60
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	4,552.35
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	512.58
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	512.58
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	47.06
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	47.06
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	1,423.99

**CITY OF DEL REY OAKS**

**Claims Report**

February 2013

<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	353.50
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	26,202.68
2/27/2013		QuickBooks Payro...	Fee for 1 direct deposit(s) at \$1.45 each	1.45
2/27/2013		QuickBooks Payro...	Fee for 1 employee(s) paid	1.50
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	128.00
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	35.14
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	35.14
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	24.70
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	24.23
2/27/2013		QuickBooks Payro...	Created by Payroll Service on 02/26/2013	2,211.13
Total QuickBooks Payroll Service				69,517.81
<b>SANTA BARBARA BANK CHARGES</b>				
2/28/2013	EFT02282013	SANTA BARBA...	BANK FEES	127.90
Total SANTA BARBARA BANK CHARGES				127.90
<b>SHELL OIL COMPANY</b>				
2/21/2013	13496	SHELL OIL COM...	C.M. FUEL JAN. 2013	103.83
Total SHELL OIL COMPANY				103.83
<b>STAPLES</b>				
2/21/2013	13497	STAPLES	OFFICE SUPPLIES	43.28
Total STAPLES				43.28
<b>TERMINIX</b>				
2/21/2013	13498	TERMINIX	6099531	61.00
Total TERMINIX				61.00
<b>UNITED SITE SERVICES</b>				
2/21/2013	13499	UNITED SITE SE...	PORTABLE TOILET FOR GAB CREW 12/2...	117.94
Total UNITED SITE SERVICES				117.94
<b>TOTAL</b>				<b>147,203.30</b>

**CITY OF DEL REY OAKS**  
**FISCAL YEAR 2012/2013 BUDGET VS ACTUAL**  
8 Months Ended Feb 28, 2013

	Actual Total FY 2012-2013	Budget FY2012-2013	% of Amount Budget
<b>Revenue</b>			
<b>PROPERTY TAXES</b>			
P/T-SECURED	\$ 187,352.96	\$ 330,100.00	57%
P/T-UNITARY TAX	\$ 3,201.69	\$ 6,100.00	52%
P/T-UNSECURED	\$ 13,079.59	\$ 13,500.00	97%
P/T-SB813	\$ 2,409.44	\$ 4,200.00	57%
P/T-PRIOR SECURED	\$ 4,051.19	\$ 10,000.00	41%
PROPERTY TAX - VLF	\$ 55,005.50	\$ 112,000.00	49%
P/T-INT/PENAL	\$ 89.74	\$ 200.00	45%
P/T - ADMINISTRATIVE FEE	\$ -	\$ (7,145.00)	0%
<b>TOTAL PROPERTY TAXES</b>	<b>265,190.11</b>	<b>468,955.00</b>	<b>56.55 %</b>
<b>OTHER TAXES</b>			
SALES TAX	\$ 162,567.57	\$ 280,000.00	58%
SALES TAX IN LIEU - 3-FLIP	\$ 41,052.03	\$ 85,000.00	48%
Sales Tax - Add On	\$ 256,237.12	\$ 445,000.00	58%
COP MONIES	\$ 50,000.00	\$ 100,000.00	50%
PROPERTY TRANSFER TAX	\$ 4,174.50	\$ 3,500.00	119%
GAS FRANCHISES	\$ -	\$ 5,000.00	0%
ELECTRIC FRANCHISES	\$ -	\$ 17,500.00	0%
GARBAGE FRANCHISES	\$ 23,682.52	\$ 43,500.00	54%
CABLE TV FRANCHISES	\$ 18,601.10	\$ 22,000.00	85%
WATER FRANCHISES	\$ -	\$ 9,000.00	0%
SEWER IMPACT	\$ 8,297.98	\$ 9,000.00	92%
<b>TOTAL OTHER TAXES</b>	<b>564,612.82</b>	<b>1,019,500.00</b>	<b>55.38 %</b>
<b>LICENSES &amp; PERMITS</b>			
BUSINESS LICENSES	\$ 183,954.66	\$ 172,000.00	107%
BUILDING PERMITS	\$ 9,182.84	\$ 20,000.00	46%
PLAN CHECK FEES	\$ 7,013.46	\$ 7,500.00	94%
STREET OPENING PERMITS FEES	\$ 1,130.00	\$ 500.00	226%
PLUMBING PERMITS	\$ 560.00	\$ 1,000.00	56%
ELECTRICAL PERMITS	\$ 385.00	\$ 1,000.00	39%
SB 1473 STATE SURCHG ON PERMITS	\$ 23.54	\$ -	
ENVIRON ASSESS FEES/PERMIT	0.00	100.00	0.00 %
OTHER LICENSES/PERMITS	\$ 420.99	\$ 500.00	84%
<b>TOTAL LICENSES &amp; PERMITS</b>	<b>202,670.49</b>	<b>202,600.00</b>	<b>100.03 %</b>
<b>FINES &amp; FORFEITURES</b>			
VEHICLE CODE FINES	\$ 9,809.06	\$ 17,500.00	56%
<b>TOTAL FINES &amp; FOREITURES</b>	<b>9,809.06</b>	<b>17,500.00</b>	<b>56.05 %</b>
<b>INTEREST EARNED</b>			
INTEREST EARNED	\$ 99.04	\$ 800.00	12%
<b>TOTAL INTEREST EARNED</b>	<b>99.04</b>	<b>800.00</b>	<b>12.38 %</b>

**CITY OF DEL REY OAKS**  
**FISCAL YEAR 2012/2013 BUDGET VS ACTUAL**

8 Months Ended Feb 28, 2013

<b>OTHER AGENCY REVENUE</b>			
MOTOR VEHICLE LICENSE FEE(MVLF)	\$ 847.79	\$ 3,500.00	24%
VEHICLE LICENSE COLLECTION	\$ -	\$ 800.00	0%
HOPTR	344.37	1,200.00	29%
PROP 172	\$ 7,747.24	\$ 9,000.00	86%
GRANTS	\$ 13,785.67	\$ 8,000.00	172%
TRAFFIC CONGESTION RELIEF-AB438	0.00	4,500.00	0%
<b>TOTAL OTHER AGENCY REVENUE</b>	<b>22,725.07</b>	<b>27,000.00</b>	<b>84.17 %</b>
<b>CURRENT SERVICES</b>			
USE PERMITS	\$ 5,105.00	\$ 4,500.00	113%
MAPS/PUBLICATIONS	\$ -	\$ 450.00	0%
RENTAL INCOME	\$ -	\$ 45,000.00	0%
POLICE REPORTS	\$ 665.00	\$ 1,200.00	55%
PROPERTY INSPECTIONS	\$ 1,050.00	\$ 2,000.00	53%
POLICE SERVICES	\$ 9,250.00	\$ 21,000.00	44%
PUBLIC EVENTS	\$ 48,200.00	\$ 58,000.00	83%
MISCELLANEOUS SERVICES	\$ 13,967.11	\$ 12,500.00	112%
PD DONATIONS	\$ 3,944.41	\$ 5,000.00	79%
<b>TOTAL CURRENT SERVICES</b>	<b>82,181.52</b>	<b>149,650.00</b>	<b>54.92 %</b>
<b>PARKS/RECREATION</b>			
PARK RENTAL	\$ 3,089.92	\$ 5,000.00	62%
RV RENTAL PARKS	\$ 22,265.00	\$ 25,000.00	89%
<b>TOTAL PARKS &amp; RECREATION</b>	<b>25,354.92</b>	<b>30,000.00</b>	<b>84.52 %</b>
<b>OTHER</b>			
GAS TAX 2107	\$ 6,093.90	\$ 20,000.00	30%
GAS TAX 2106	\$ 4,714.59	\$ 7,000.00	67%
GAS TAX 2107.5	\$ 1,000.00	\$ 2,000.00	50%
GAS TAX 2105	\$ 4,010.50	\$ 8,000.00	50%
<b>TOTAL OTHER</b>	<b>15,818.99</b>	<b>37,000.00</b>	<b>42.75 %</b>
<b>Total Revenue</b>	<b>\$ 1,188,462.02</b>	<b>1,953,005.00</b>	<b>61%</b>

**CITY OF DEL REY OAKS**  
**FISCAL YEAR 2012/2013 BUDGET VS ACTUAL**  
8 Months Ended Feb 28, 2013

<b>Expenditures</b>					
<b>Payroll &amp; Benefits</b>					
OVERTIME	\$	13,611.05	\$	25,000.00	54%
PAYROLL	\$	476,935.70	\$	793,851.00	60%
COUNCIL MEMBER STIPEND	\$	4,000.00	\$	6,000.00	67%
RESERVES PAYROLL	\$	15,485.87	\$	25,000.00	62%
PERS	\$	114,266.41	\$	185,000.00	62%
MEDICARE	\$	8,679.68	\$	14,000.00	62%
DENTAL EXPENSE	\$	15,498.18	\$	18,000.00	86%
HEALTH INS	\$	105,075.07	\$	160,000.00	66%
VISION INS	\$	1,200.52	\$	2,500.00	48%
WORKERS COMP	\$	178,751.08	\$	175,000.00	102%
WELLNESS PROGRAM	\$	4,909.27	\$	5,500.00	89%
UNIFORM ALLOWANCE	\$	4,500.00	\$	8,000.00	56%
<b>TOTAL PAYROLL &amp; BENEFITS</b>	<b>\$</b>	<b>942,912.83</b>	<b>\$</b>	<b>1,417,851.00</b>	<b>67%</b>
<b>Payroll Expenses</b>					
Payroll Expenses	\$	1,868.36	\$	1,951.00	96%
<b>TOTAL PAYROLL EXPENSES</b>	<b>\$</b>	<b>1,868.36</b>	<b>\$</b>	<b>1,951.00</b>	<b>96%</b>
<b>Bank Service Charges</b>					
Bank Service Charges	\$	1,378.26	\$	2,000.00	69%
<b>TOTAL BANK SERVICE CHARGES</b>	<b>\$</b>	<b>1,378.26</b>	<b>\$</b>	<b>2,000.00</b>	<b>69%</b>
<b>SUPPLIES</b>					
MATERIALS/SUPPLY	\$	14,865.56	\$	21,500.00	69%
OFFICE SUPPLIES	\$	7,166.10	\$	12,000.00	60%
SPECIAL SUPPLY POLICE	\$	27,349.10	\$	32,500.00	84%
<b>TOTAL SUPPLIES</b>	<b>\$</b>	<b>49,380.76</b>	<b>\$</b>	<b>66,000.00</b>	<b>75%</b>
<b>UTILITIES &amp; SERVICES</b>					
REPAIR/MAINTENANCE	\$	25,158.99	\$	25,000.00	101%
STREET SWEEPING	\$	8,394.52	\$	6,000.00	140%
GABILAN CREW	\$	2,161.30	\$	7,500.00	29%
UTILITIES/PGE	\$	8,060.48	\$	10,000.00	81%
UTILITIES/WATER	\$	4,064.81	\$	3,500.00	116%
TELEPHONE / INTERNET	\$	7,155.98	\$	12,000.00	60%
WEBSITE DESIGN & MAINTENANCE	\$	696.25	\$	1,500.00	46%
POSTAGE / SHIPPING	\$	2,304.74	\$	3,500.00	66%
TRAVEL/CONFERENCE	\$	7,448.61	\$	9,000.00	83%
MEMBER/DUES/CONTRIBUTIONS	\$	13,066.72	\$	20,000.00	65%
AD/PROMOTION CITY CNCL	\$	1,769.00	\$	3,500.00	51%
LEGAL ADVERT NON-DEPT	\$	315.37	\$	215.00	147%
MEETING CITY CNCL	\$	528.25	\$	952.00	55%
BOOK/PERIODICAL	\$	60.51	\$	140.00	43%
<b>TOTAL UTILITIES &amp; SERVICES</b>	<b>\$</b>	<b>81,185.53</b>	<b>\$</b>	<b>102,807.00</b>	<b>79%</b>

**CITY OF DEL REY OAKS**  
**FISCAL YEAR 2012/2013 BUDGET VS ACTUAL**  
8 Months Ended Feb 28, 2013

<b>OUTSIDE SERVICES</b>			
TRAINING POLICE	\$ 2,541.54	\$ 10,000.00	25%
OTHER PERMITS PW/ENGR	\$ 4,650.00	\$ 6,500.00	72%
LIABILITY/PROP NON-DPT	\$ 3,029.68	\$ 20,000.00	15%
CONTRACTUAL AUDIT	\$ 32,740.50	\$ 25,000.00	131%
DATA PROCESSING	\$ 5,068.47	\$ 3,850.00	132%
CONTRACTUAL SVCS PLANNING	\$ 9,452.59	\$ 9,000.00	105%
CONTRACTUAL SVCS - LEGAL	\$ 14,704.00	\$ 12,000.00	123%
CONTRL RETAINER LEGAL	\$ 7,155.05	\$ 12,000.00	60%
JANITORIAL FUND	\$ 2,925.00	\$ 3,250.00	90%
RADIO DISPATCH POLICE	\$ 41,379.00	\$ 45,000.00	92%
COMM HUM SERV NON-DEPT	\$ -	\$ 3,200.00	0%
<b>TOTAL OUTSIDE SERVICES</b>	<b>\$ 123,645.83</b>	<b>\$ 149,800.00</b>	<b>83%</b>
<b>AUTO OPERATION</b>			
AUTO OPS - SUPPLIES / EQUIP	\$ 520.41	\$ 1,100.00	47%
AUTO OPS - FUEL	\$ 16,589.77	\$ 27,500.00	60%
AUTO REPAIR/MAINTENANCE	\$ 14,615.80	\$ 9,000.00	162%
AUTO LEASE PAYMENTS	\$ 8,663.52	\$ 9,200.00	94%
<b>TOTAL AUTO OPERATION</b>	<b>\$ 40,389.50</b>	<b>\$ 46,800.00</b>	<b>86%</b>
<b>POLICE AND FIRE</b>			
FUND JAIL & PRISONER	\$ 380.00	\$ 1,250.00	30%
ACJIS SYSTEM POLICE	\$ 2,470.60	\$ 5,405.00	46%
ANIMAL REGULATION FIRE	\$ 3,551.04	\$ 3,000.00	118%
FIRE SEASIDE	\$ 134,181.89	\$ 130,000.00	103%
<b>TOTAL POLICE &amp; FIRE</b>	<b>\$ 140,583.53</b>	<b>\$ 139,655.00</b>	<b>101%</b>
<b>STREETS &amp; STORM WATER</b>			
S.M.I.P.	\$ 150.91	\$ 51.00	296%
SB 1473	\$ 55.10	\$ -	
STREET LIGHTING	\$ 11,072.43	\$ 16,000.00	69%
STORM WATER PROJECT - PHASE 4	\$ 9,090.00	\$ 8,500.00	107%
<b>TOTAL STREETS &amp; STORM WATER</b>	<b>\$ 20,368.44</b>	<b>\$ 24,551.00</b>	<b>83%</b>
<b>TOTAL EXPENDITURES</b>	<b>\$ 1,401,713.04</b>	<b>\$ 1,951,415.00</b>	<b>72%</b>
<b>Total Revenue</b>	<b>\$ 1,188,462.02</b>		
<b>Total Expenditures</b>	<b>\$ 1,401,713.04</b>		
<b>Total Operating Revenue Less Expenditures this fiscal year to date</b>	<b>\$ (213,251.02)</b>		

**CITY OF DEL REY OAKS**  
**CASH FUNDS BALANCE REPORT**  
**AS OF FEBRUARY 28, 2013**

<b>CITY OF DEL REY OAKS</b>		
<b>CASH BALANCES AS OF FEBRUARY 28, 2013</b>		
	1000 · GENERAL CHECKING	\$40,753.08
	1008 · LAIF CITY - 246	\$75,050.62
	1011 · DEV - BRANDENBURG	\$51,359.71
	1012 · DEV - SLAMA	\$0.00
	<b>Total City Checking/Savings</b>	<b>\$167,163.41</b>
	<b>GRAND TOTAL CASH BALANCES</b>	<b>\$167,163.41</b>

**CITY OF DEL REY OAKS**  
**Monthly Profit & Loss Prev Year Comparison**  
**February 2013**

	Feb 13	Feb 12	\$ Change	% Change
Ordinary Income/Expense				
Income				
3200 · OTHER TAXES	24,800.00	22,800.00	2,000.00	8.8%
3205 · SALES TAX	39,300.00	34,200.00	5,100.00	14.9%
3208 · Sales Tax - Add On	907.50	324.50	583.00	179.7%
3210 · PROPERTY TRANSFER...	2,146.92	2,146.92	0.00	100.0%
3235 · GARBAGE FRANCHISES	6,337.68	6,050.68	287.00	4.7%
3240 · CABLE TV FRANCHISES				
Total 3200 · OTHER TAXES	73,492.10	63,375.18	10,116.92	16.0%
Total Income	73,492.10	63,375.18	10,116.92	16.0%
Gross Profit	73,492.10	63,375.18	10,116.92	16.0%
Net Ordinary Income	73,492.10	63,375.18	10,116.92	16.0%
Net Income	<b>73,492.10</b>	<b>63,375.18</b>	<b>10,116.92</b>	<b>16.0%</b>

**CITY OF DEL REY OAKS**  
**FISCAL YEAR 2011/2012 BUDGET VS ACTUAL**

**8 Months Ended Feb 29, 2012**

	Actual Total FY 2011-2012	Budget FY2011-2012	% of Amount Budget
<b>Revenue</b>			
<b>PROPERTY TAXES</b>			
P/T-SECURED	\$ 185,015.32	\$ 341,618.00	54%
P/T-UNITARY TAX	\$ 3,151.00	\$ 5,666.00	56%
P/T-UNSECURED	\$ 13,486.13	\$ 13,736.00	98%
P/T-SB813	\$ 2,736.62	\$ 2,850.00	96%
P/T-PRIOR SECURED	\$ 9,554.52	\$ 16,652.00	57%
PROPERTY TAX - VLF	\$ 55,461.00	\$ 115,208.00	48%
P/T-INT/PENAL	\$ 191.52	\$ 176.00	109%
P/T - ADMINISTRATIVE FEE	\$ -	\$ (7,946.00)	0%
<b>TOTAL PROPERTY TAXES</b>	<b>269,596.11</b>	<b>487,960.00</b>	<b>55.25 %</b>
<b>OTHER TAXES</b>			
SALES TAX	\$ 164,356.00	\$ 275,468.00	60%
SALES TAX IN LIEU - 3-FLIP	\$ 44,669.44	\$ 80,969.00	55%
Sales Tax - Add On	\$ 260,903.18	\$ 446,166.00	58%
COP MONIES	\$ 75,000.00	\$ 100,000.00	75%
PROPERTY TRANSFER TAX	\$ -	\$ 3,360.00	0%
GAS FRANCHISES	\$ 211.62	\$ 4,944.00	4%
ELECTRIC FRANCHISES	\$ 434.54	\$ 16,497.00	3%
GARBAGE FRANCHISES	\$ 30,962.37	\$ 40,467.00	77%
CABLE TV FRANCHISES	\$ 17,938.86	\$ 24,212.00	74%
WATER FRANCHISES	\$ -	\$ 7,873.00	0%
SEWER IMPACT	\$ -	\$ 8,615.00	0%
<b>TOTAL OTHER TAXES</b>	<b>594,476.01</b>	<b>1,008,571.00</b>	<b>58.94 %</b>
<b>LICENSES &amp; PERMITS</b>			
BUSINESS LICENSES	\$ 169,497.48	\$ 174,397.00	97%
BUILDING PERMITS	\$ 13,842.36	\$ 8,288.00	167%
PLAN CHECK FEES	\$ 4,948.85	\$ 3,715.00	133%
STREET OPENING PERMITS FEES	\$ 400.00	\$ 630.00	63%
PLUMBING PERMITS	\$ 400.00	\$ 1,764.00	23%
ELECTRICAL PERMITS	\$ 500.00	\$ 735.00	68%
SB 1473 STATE SURCHG ON PERMITS	\$ 53.50	\$ -	
OTHER LICENSES/PERMITS	\$ 149.13	\$ 500.00	30%
<b>TOTAL LICENSES &amp; PERMITS</b>	<b>189,791.32</b>	<b>190,029.00</b>	<b>99.87 %</b>
<b>FINES &amp; FORFEITURES</b>			
VEHICLE CODE FINES	\$ 11,068.98	\$ 17,073.00	65%
<b>TOTAL FINES &amp; FOREITURES</b>	<b>11,068.98</b>	<b>17,073.00</b>	<b>64.83 %</b>
<b>INTEREST EARNED</b>			
INTEREST EARNED	\$ 678.45	\$ 2,755.00	25%
<b>TOTAL INTEREST EARNED</b>	<b>678.45</b>	<b>2,755.00</b>	<b>24.63 %</b>

**CITY OF DEL REY OAKS**  
**FISCAL YEAR 2011/2012 BUDGET VS ACTUAL**  
8 Months Ended Feb 29, 2012

	Actual Total FY 2011-2012	Budget FY2011-2012	% of Amount Budget
<b>OTHER AGENCY REVENUE</b>			
MOTOR VEHICLE LICENSE FEE(MVLF)	\$ 3,487.71	\$ 5,106.00	68%
HOPTR	\$ 353.30	\$ 1,276.00	28%
PROP 172	\$ 7,090.68	\$ 6,410.00	111%
GRANTS	\$ -	\$ 8,000.00	0%
TRAFFIC CONGESTION RELIEF-AB438	\$ -	\$ 4,337.00	0%
POLICE GRANTS OTHER AGENCIES	\$ -	\$ 8,400.00	0%
<b>TOTAL OTHER AGENCY REVENUE</b>	<b>10,931.69</b>	<b>33,529.00</b>	<b>32.60 %</b>
<b>CURRENT SERVICES</b>			
USE PERMITS	\$ 3,310.00	\$ 4,436.00	75%
MAPS/PUBLICATIONS	\$ 260.00	\$ 163.00	160%
RENTAL INCOME	\$ 1,701.00	\$ 9,824.00	17%
POLICE REPORTS	\$ 1,051.00	\$ 854.00	123%
PROPERTY INSPECTIONS	\$ 900.00	\$ 1,995.00	45%
POLICE SERVICES	\$ 16,232.70	\$ 15,398.00	105%
PUBLIC EVENTS	\$ 51,350.00	\$ 47,544.00	108%
MISCELLANEOUS SERVICES	\$ 12,337.31	\$ 7,545.00	164%
PD DONATIONS	\$ 3,640.09	\$ 5,250.00	69%
<b>TOTAL CURRENT SERVICES</b>	<b>90,782.10</b>	<b>93,009.00</b>	<b>97.61 %</b>
<b>PARKS/RECREATION</b>			
PARK RENTAL	\$ 1,870.00	\$ 5,460.00	34%
RV RENTAL PARKS	\$ 19,875.00	\$ 25,846.00	77%
<b>TOTAL PARKS &amp; RECREATION</b>	<b>21,745.00</b>	<b>31,306.00</b>	<b>69.46 %</b>
<b>OTHER</b>			
GAS TAX 2107	\$ 5,653.27	\$ 18,864.00	30%
GAS TAX 2106	\$ 4,837.49	\$ 7,618.00	64%
GAS TAX 2107.5	\$ 2,001.86	\$ 1,050.00	191%
GAS TAX 2105	\$ 4,607.98	\$ 7,960.00	58%
<b>TOTAL OTHER</b>	<b>17,100.60</b>	<b>35,492.00</b>	<b>48.18 %</b>
<b>Total Revenue</b>	<b>\$ 1,206,170.26</b>	<b>1,899,724.00</b>	<b>63%</b>

**CITY OF DEL REY OAKS**  
**FISCAL YEAR 2011/2012 BUDGET VS ACTUAL**  
8 Months Ended Feb 29, 2012

	Actual Total FY 2011-2012	Budget FY2011-2012	% of Amount Budget
<b>Expenditures</b>			
<b>Payroll &amp; Benefits</b>			
OVERTIME	\$ 8,190.08	\$ 20,000.00	41%
PAYROLL	\$ 583,280.21	\$ 843,528.00	69%
COUNCIL MEMBER STIPEND	\$ 4,000.00	\$ 6,000.00	67%
RESERVES PAYROLL	\$ 16,133.44	\$ 30,000.00	54%
PERS	\$ 40,855.57	\$ 157,260.00	26%
MEDICARE	\$ 8,984.04	\$ 12,000.00	75%
DENTAL EXPENSE	\$ 16,333.87	\$ 29,019.00	56%
HEALTH INS	\$ 104,391.90	\$ 165,864.00	63%
VISION INS	\$ 1,457.24	\$ 1,581.00	92%
WORKERS COMP	\$ 128,347.16	\$ 175,000.00	73%
WELLNESS PROGRAM	\$ 3,853.94	\$ 8,000.00	48%
UNIFORM ALLOWANCE	\$ 4,500.00	\$ 5,500.00	82%
<b>TOTAL PAYROLL &amp; BENEFITS</b>	<b>\$ 920,327.45</b>	<b>\$ 1,453,752.00</b>	<b>63%</b>
<b>Payroll Expenses</b>			
Payroll Expenses	\$ 1,303.69	\$ 1,951.00	67%
<b>TOTAL PAYROLL EXPENSES</b>	<b>\$ 1,303.69</b>	<b>\$ 1,951.00</b>	<b>67%</b>
<b>Bank Service Charges</b>			
Bank Service Charges	\$ 1,902.84	\$ 1,583.00	120%
<b>TOTAL BANK SERVICE CHARGES</b>	<b>\$ 1,902.84</b>	<b>\$ 1,583.00</b>	<b>120%</b>
<b>SUPPLIES</b>			
MATERIALS/SUPPLY	\$ 10,572.62	\$ 21,500.00	49%
AMMUNITION	\$ 16,964.92	\$ 5,000.00	339%
OFFICE SUPPLIES	\$ 8,526.06	\$ 12,000.00	71%
SPECIAL SUPPLY POLICE	\$ 5,174.60	\$ 5,000.00	103%
<b>TOTAL SUPPLIES</b>	<b>\$ 41,238.20</b>	<b>\$ 43,500.00</b>	<b>95%</b>
<b>UTILITIES &amp; SERVICES</b>			
REPAIR/MAINTENANCE	\$ 18,517.93	\$ 24,315.00	76%
STREET SWEEPING	\$ 5,013.38	\$ -	
GABILAN CREW	\$ 3,367.05	\$ 2,052.00	164%
UTILITIES/PGE	\$ 7,352.67	\$ 7,252.00	101%
UTILITIES/WATER	\$ 2,674.42	\$ 2,470.00	108%
TELEPHONE / INTERNET	\$ 7,120.84	\$ 13,791.00	52%
WEBSITE DESIGN & MAINTENANCE	\$ 760.00	\$ 4,500.00	17%
POSTAGE / SHIPPING	\$ 2,609.00	\$ 1,837.00	142%
TRAVEL/CONFERENCE	\$ 7,714.55	\$ 11,298.00	68%
MEMBER/DUES/CONTRIBUTIONS	\$ 7,028.08	\$ 9,573.00	73%
AD/PROMOTION CITY CNCL	\$ 2,719.30	\$ 2,111.00	129%
LEGAL ADVERT NON-DEPT	\$ 119.00	\$ 215.00	55%
MEETING CITY CNCL	\$ 334.32	\$ 952.00	35%
BOOK/PERIODICAL	\$ 30.31	\$ 140.00	22%
<b>TOTAL UTILITIES &amp; SERVICES</b>	<b>\$ 65,360.85</b>	<b>\$ 80,506.00</b>	<b>81%</b>

**CITY OF DEL REY OAKS**  
**FISCAL YEAR 2011/2012 BUDGET VS ACTUAL**  
8 Months Ended Feb 29, 2012

	Actual Total FY 2011-2012	Budget FY2011-2012	% of Amount Budget
<b>OUTSIDE SERVICES</b>			
TRAINING POLICE	\$ 10,685.81	\$ 8,632.00	124%
OTHER PERMITS PW/ENGNR	\$ 900.00	\$ 3,735.00	24%
LIABILITY/PROP NON-DPT	\$ 6,754.40	\$ 25,000.00	27%
CONTRACTUAL AUDIT	\$ 28,684.86	\$ 25,000.00	115%
DATA PROCESSING	\$ 4,147.15	\$ 3,850.00	108%
CONTRACTUAL SVCS PLANNING	\$ 7,805.41	\$ 2,500.00	312%
CONTRACTUAL SVCS - LEGAL	\$ 4,510.75	\$ 9,992.00	45%
CONTRL RETAINER LEGAL	\$ 8,581.55	\$ 10,360.00	83%
JANITORIAL FUND	\$ 2,250.00	\$ 3,250.00	69%
RADIO DISPATCH POLICE	\$ 40,106.00	\$ 38,260.00	105%
COMM HUM SERV NON-DEPT	\$ 3,100.00	\$ 3,057.00	101%
<b>TOTAL OUTSIDE SERVICES</b>	<b>\$ 117,525.93</b>	<b>\$ 133,636.00</b>	<b>88%</b>
<b>AUTO OPERATION</b>			
AUTO OPS - SUPPLIES / EQUIP	\$ 415.16	\$ 1,160.00	36%
AUTO OPS - FUEL	\$ 21,599.90	\$ 18,393.00	117%
AUTO REPAIR/MAINTENANCE	\$ 13,277.99	\$ 9,357.00	142%
AUTO LEASE PAYMENTS	\$ 12,469.06	\$ 12,250.00	102%
<b>TOTAL AUTO OPERATION</b>	<b>\$ 47,762.11</b>	<b>\$ 41,160.00</b>	<b>116%</b>
<b>POLICE AND FIRE</b>			
FUND JAIL & PRISONER	\$ 1,031.34	\$ 1,238.00	83%
ACJIS SYSTEM POLICE	\$ 2,814.95	\$ 5,405.00	52%
ANIMAL REGULATION FIRE	\$ 2,071.44	\$ 2,724.00	76%
FIRE SEASIDE	\$ 85,501.70	\$ 116,000.00	74%
<b>TOTAL POLICE &amp; FIRE</b>	<b>\$ 91,419.43</b>	<b>\$ 125,367.00</b>	<b>73%</b>
<b>STREETS &amp; STORM WATER</b>			
S.M.I.P.	\$ 64.86	\$ 51.00	127%
SB 1473	\$ 27.90	\$ -	
STREET LIGHTING	\$ 9,955.94	\$ 14,163.00	70%
STORM WATER PROJECT - PHASE 4	\$ 9,788.00	\$ 5,480.00	178.61 %
<b>TOTAL STREETS &amp; STORM WATER</b>	<b>\$ 19,836.70</b>	<b>\$ 19,694.00</b>	<b>101%</b>
<b>TOTAL EXPENDITURES</b>	<b>\$ 1,306,677.20</b>	<b>\$ 1,901,149.00</b>	<b>69%</b>
Total Revenue	\$ 1,206,170.26		
Total Expenditures	\$ 1,306,677.20		
Total Operating Revenue Less Expenditures this fiscal year to date	\$ (100,506.94)		

**CITY OF DEL REY OAKS  
CASH FUNDS BALANCE REPORT  
AS OF FEBRUARY 29, 2012**

<b>CITY OF DEL REY OAKS</b>		
<b>CASH BALANCES AS OF FEBRUARY 29, 2012</b>		
	1000 · GENERAL CHECKING	\$59,497.64
	1008 · LAIF CITY - 246	\$134,923.80
	<b>Total City Checking/Savings</b>	<b>\$194,421.44</b>
<b>REDEVELOPMENT AGENCY</b>		
<b>CASH BALANCES AS OF FEBRUARY 29, 2012</b>		
	10-1001 · GENERAL CHECKING	\$0.00
	10-1003 · DUFFY EIR/CEQA CHECKING	\$0.00
	10-1002 · LAIF RDA ACCOUNT	\$413.61
	<b>Total RDA Checking/Savings</b>	<b>\$413.61</b>
	<b>GRAND TOTAL CASH BALANCES</b>	<b>\$194,835.05</b>

**REGULAR MEETING OF THE CITY OF DEL REY OAKS CITY COUNCIL  
CONVENED AT 6:00 P.M. ON TUESDAY, FEBRUARY 26, 2013 IN THE  
CHARLES BENSON MEMORIAL HALL, CITY HALL**

---

**Present:** Council Members Ventimiglia, Clark, Allion, Mayor Edelen

**Absent:** Council Member Cecilio

**Also present:** City Attorney Callihan, City Manager Dawson and Deputy City Clerk Carvalho  
Meeting came to order at 6:00 p.m. and roll call was taken.

**PLEDGE OF ALLEGIANCE:** Led by Council Member Clark

**PUBLIC COMMENT:** None

**CONSENT AGENDA:**

**A. Minutes**

1. January 8, 2013, Special City Council Meeting
2. January 23, 2013, Special City Council Meeting
3. January 9, 2013, Regular Planning Commission Meeting - Cancelled

**B. Monthly Reports:**

1. Claims, January 2013
2. Financials, Budget Vs. Actual January 2013/Comparison to December 2011
3. Fire Department Response Report, January 2013
4. Police Activity Report, January 2013

*Motion by to approve:* Council Member Clark

*Seconded:* Council Member Allion

*Public Comment:* None

*Motion passed:* 4-0

**OLD BUSINESS:** None

**NEW BUSINESS:**

The Council considered **ITEM 6.A.** Planning Commissioner Application Review, Presentation, Vote and Swearing in of Commissioner to Fill One Vacancy. Applicants: Scott Morgan, Alice Green, Anne Canright.

**Mayor Edelen:** Stated that there were three applicants for the one vacancy of the Planning Commission seat and invited each to speak before the Council. He called Scott Morgan who was not in attendance. He then called Alice Green.

**Alice Green:** Stated that she loves Del Rey Oaks and likes the direction the City is going and feels the opportunities are tremendously exciting. Likes the spirit and feels everyone is working well together.

**Mayor Edelen:** Called Anne Canright to speak.

**Anne Canright:** Stated that she's lived in Del Rey Oaks for over 20 years and feels the city is strong because of the good Planning Commission. Just finished a large remodel and likes the way the City is going and wants to be a part of it.

**Council Member Allion:** Nice to see people willing to serve and thanked the applicant's for applying for the Planning Commission.

**Council Member Clark:** Echoed Council Member Allion's sentiment.

**Council Member Ventimiglia:** Also echoed the previous comments.

**Mayor Edelen:** State that every member you see on the Council has spent time on the Planning Commission. You will see disputes over all kinds of things and in some ways it is more difficult than the Council stating he appreciates all three coming forward.

**Public Comment:**

**Irene Barlich:** Stated she has always had this feeling but never voiced it that if an applicant is not here to speak they should not be chosen for the position.

**George Jaksha:** Stated it is nice to see that women are applying, they think differently than men and see things men might miss. We have a nice selection of people on the Commission both professionals and non-professionals and it's about caring for the future of Del Rey Oaks.

**Mayor Edelen:** Announced that each ballot is in the packet and each Council Member needs to make their selection and pass their ballots in.

**City Manager Dawson:** Counted the votes and announced the winner was Alice A. Green.

**Mayor Edelen:** Swore in Alice A. Green as the newest Planning Commissioner. He congratulated Commissioner Green.

**Votes were tallied as follows:**

Scott Morgan:       Votes 0

Alice Green:         Votes 4

Anne Canright:      Votes 0

The Council considered **ITEM 6.B.** Consider Covenant Agreement with 830 Altura Place Retaining Wall; David and Anne Canright, Homeowners

**City Attorney Callihan:** Read the staff report and explained the covenant agreement.

**Council Member Ventimiglia:** Noted there was nothing in the agreement that said the City could take the wall if they needed.

**Council Member Allion:** Thanked them for getting the insurance certificate and asked if it was complicated or expensive because in the past the Council had been told that it was not possible to get insurance covering the City.

**David Canright:** Stated that no it was surprisingly easy and not very expensive.

**Council Member Clark:** This is a great job and the entire remodel looks beautiful!

**Motion to approve:** *Council Member Allion*

**Second:** *Council Member Clark*

**Public Comment:** *None*

**Vote:** *4-0*

The Council considered **ITEM 6.C.** Consider Amendment to the Monterey Peninsula Water Authority Contribution Rate

**Mayor Edelen:** Stated the Monterey Peninsula Water Authority of which he is the Chairman has morphed into something larger than they thought. They have been questioning some of the spending but even with cutbacks there are still expenses. We (DRO) pay the smallest portion and while \$3,316.21 is a lot for Del Rey Oaks it is a necessity to continue to be a part of this group.

**Council Member Allion:** Feels that this item needs to be deferred until the Mid-year budget review and we can review the city finances before voting on this.

**Mayor Edelen:** Concurred as did the other Council Members to defer this item until after the City Manager's Mid-Year Budget Review Report.

**Council Member Clark:** Asked how long we will be involved in this?

**Mayor Edelen:** Stated that once they have a water project going they will hand it over to the Water Management District.

*This item was tabled until after the City Manager presentation.*

The Council considered **ITEM 6.D.** Discuss Guiding Principles in Implementing Policy Options Following the FORA BRP Reassessment

**Mayor Edelen:** There are three groups, Keep Fort Ord Wild who wants no growth, the Sierra Club who wants moderate growth and the land use jurisdictions who want to be able to develop their land. For example, any plan that DRO comes up with for its' 360 acres has to go before the FORA Board to make sure it fits with the overall plan. There has been a lot of frustration because of all the lawsuits (5) that have been filed by the Keep Fort Ord Wild group so the FORA Admin committee who met not as a FORA group but as a group on individuals, came up with a list of guiding principles that would protect the land use jurisdictions. They then presented this list to the FORA Board. The problem is when the two groups came together the District Attorney found that the meeting was technically an illegal meeting. So the Principles are to be abandoned. The non-land holding jurisdictions were hurt that the land holding jurisdictions came up with a plan not taking them into consideration. It's something that they decided to take into consideration and he would like to let these principles go away. The Board of Supervisors revoked their guiding principles' and he doesn't know if we should rescind our decision or let it fade away.

**City Attorney Callihan:** Procedurally you can not rescind this since there has been a meeting between when it was approved and now.

**Council Member Ventimiglia:** Is FORA an even vote or a weighted vote?

**Mayor Edelen:** Even Vote

**Council Member Allion:** When does FORA sunset?

**Mayor Edelen:** Another 6 years and accepted comments.

The Council considered **ITEM 6.E.** Accept State Controller's Office "City of Del Rey Oaks Redevelopment Agency Asset Transfer Review Audit Report".

**City Manager Dawson:** This will from now on be known as the "Allion Report" because he was not happy that the State sent three auditors here for 5 days to find that we have no assets and that their findings were that we have no assets. He suggested accepting the report.

**Motion to approve:** *Council Member Ventimiglia*

**Second:** *Council Member Clark*

**Public Comment:** *None*

**Vote:** *4-0*

#### **STAFF REPORT:**

**City Manager Dawson:**

1. Mid-Year Budget Review

**City Manager Dawson:** Stated that this is the time when he likes to go over where we are. He also stated that everyone might notice there is a new police interceptor out there that replaced an old police car that has cost us way more than it should.

He went over the budget as follows: Revenues are 2% over budget expenses are 1% over. Where do we get our revenue: The add-on sales tax is about 23% of our income and sales tax is 19% and the rest is divided up by property tax, franchise fees, etc. The revenue timing is very different in government, from July – December we are pretty flat then we get property tax then it's pretty flat again until April which is when we get the second half of our property tax.

**Council Member Allion:** Do we get all the taxes in December from those homeowners who pay it all in December or do they send us half?

**City Manager Dawson:** They send us half which will also include any prior unpaid prop tax. A big chunk of our expenditures comes from the cost of paying for the communication center.

**Council Member Allion:** Sales tax is down stating he was surprised.

**Council Member Clark:** Is there a way to tell what portion comes from Safeway? There have been other stores that have opened in Seaside and wonders if they have had any impact.

**City Manager Dawson:** Still feels that this number will catch up and stated that business licenses are up and property taxes are up.

**Council Member Allion:** Doesn't see COPS money.

**City Manager Dawson:** It's on a separate line in the monthly reports and it was late this year. He then talked about expenses stating that of course salaries are the biggest chunk but is actually down because we are down by one maintenance person. Also the fire calls were budgeted at 5 fire calls month and last month we had 10 so that is \$23,000 more in one month than we budgeted.

**Council Member Ventimiglia:** What is the annual budget for fire calls?

**City Manager Dawson:** Budgeted \$125,000.

**Council Member Ventimiglia:** Feels we should relook at the way we do our fire contract and for example Monterey Fire does Monterey, PG and Carmel and possibly the airport and the old style

of calculating isn't being done anymore. Some of the old philosophies have gone by the wayside. So now might be a good time to relook at this.

**City Manager Dawson:** Expenses have been looked at on an aging PD fleet and some decision have been made to redistribute this by purchasing a new car instead of spending more and more on older cars. Again on Seaside Fire we are going to be over budget.

**Council Member Clark:** When we call fire and ambulance she heard that we can get reimbursed for services from insurance companies?

**City Manager Dawson:** The courts actually shot that down, charging for fee for service.

**Council Member Allion:** So the bottom line is we are over budget on Fire and Mr. Dawson and Chief Langford are looking into alternatives and there is a suggestion by Council Member Ventimiglia.

**Council Member Ventimiglia:** Also you might want to think about the service level like business inspections stating he doesn't know if we have someone who does that now, fire inspections.

**Council Member Clark:** Wants to make sure that if we do go with another agency that the fire hydrants are not frozen because when we went from Monterey Fire to Seaside Fire they found all the hydrants were frozen. She doesn't want her house to burn down because a hydrant is frozen. Wants to be sure the level of service is the same.

**Council Member Ventimiglia:** Most of that is contracted out now.

**City Manager Dawson:** Went over the property tax contribution distribution see Basically Cities receive 6 cents on every dollar of property tax. So basically you are paying \$31 a month to the city out of your property tax. Our budget divided up works out to about \$101 dollars a month to run the City. After you subtract out the businesses it costs each resident about \$48 a month. So for this \$48 a month you get 24/7 fire and police, phones staffed by real people, beautiful parks, street maintenance, street sweeping, storm water inspections, free garbage days annually, pick up wild animals from homes, etc. He did a comparison with some of the other cities, for example Carmel residents pay \$375 a month for those same services, and Monterey residents pay about \$240 a month. So our residents are getting what he considers a really good deal.

**Council Member Allion:** This is an interesting way to look at it because it shows that we don't have an expenditure problem we have a revenue problem. We have to find new revenue sources and find ways of engaging the citizen so they don't do this preemptive strike when a new idea come us. He stated that young man got shot down before he could even present it. People have passionate we denied that person his opportunity to explain to us and how he could generate revenue for us and he hopes happen again.

**Council Member Ventimiglia:** Concurs with Council Member Allion that we need to be careful that no matter what we do down there somebody has to maintain it. The City can't afford to continue to maintain it, and it doesn't matter whether its soccer or baseball it's going to increase traffic and sooner or later the Council will have to make a decision and stand by it for the sake of revenue.

**Mayor Edelen:** Appreciates the input but stated he tends to be the "Pollyanna" of the group. We have the 360 acres and there are developers interested. He thinks there can be a compromise.

**Council Member Allion:** Despite what Daniel says the credit goes to the staff and he gives Daniel some points but the credit should go to the staff, they do a great job of controlling spending from month to month. There is no evidence of anything being out of control.

**City Manager Dawson:** Audit will be heard in March and he was saving all his kudos for the staff for that because they really did do a lot of work.

**Public Comment:**

**Frank Lucido:** Has a general comment and has lived on this peninsula all his life and has lived here for 10 years and hands down this is the best place to live on this peninsula. As a planning commissioner he is excited about the 360 acres and feels we can together make this even better. Feels there should be a task force to help.

**Mayor Edelen:** Council Member Allion is the guiding force of the finance committee and appreciates all his hard work.

**Council Member Allion:** We need to take a hard look at the budget for this next year, we do not have a reserve and if something serious happens we are in serious trouble if we don't work on this.

**City Manager Dawson:** One of his concerns in building the budget for next year is we have to build a reserve. It's not IF something is going to happen it's WHEN. It's like these vehicles and the streets we can't continue doing patch jobs.

**Council Member Ventimiglia:** Don't we usually reserve 10-15%?

**City Manager Dawson:** We need \$250,000 to \$300,000 in a flexible spending account to pick up the highs and lows.

**Council Member Allion:** In his opinion \$200,000 can get wiped out in a month and some day our aging sewer system will have to be replaced. There are things people would really value like putting our power lines under ground.

**Council Member Ventimiglia:** It isn't that we don't want the reserve we have a revenue problem and if we want a reserve we have to figure out a way to get more revenue.

**Council Member Allion:** He stated that it's a revenue problem.

**City Manager Dawson:** Stated that no one would ever say we spend too much.

**Council Member Allion:** We do have liabilities that need to be paid like lawyers that have been waiting a long time.

**Council Member Clark:** Wanted to point out that it wasn't that long ago that we were in the red so we've come a long way.

The Council again considered **ITEM 6.C.** Consider Amendment to the Monterey Peninsula Water Authority Contribution Rate

*This item was postponed until after the Mid-Year Budget Report.*

**Mayor Edelen:** Feels we really need to pay this to be a part of this group. Feels it would be disasterous if we don't.

Clark: Especially with our 360 acres.

**Council Member Allion:** When will this budget come down?

**Mayor Edelen:** Next fiscal year

**Council Member Allion:** In your opinion Mayor Edelen will this [JPA] ever go away?

**Mayor Edelen:** Yes it will a City can leave the authority anytime it wants to and in the next 2.5 years if a project comes down the pike then we can say goodbye and not be part of this.

**Council Member Allion:** How is Cal-AM working with the JPA?

**Mayor Edelen:** They are currently working with Cal-Am to get as much control as we can.

**Council Member Allion:** There needs to be some central JPA kind of authority that carries on as oversight.

**Mayor Edelen:** The Water Management District and or some organization will oversee CalAm.

**Council Member Ventimiglia:** From a practical standpoint this is a partnership. For our property we have water from Marina Coast Water District.

**Mayor Edelen:** If there is a moratorium then our water pressure will be reduced and having rationing. The 360 acres is under Marina Coast Water District and the City is under Cal Am. Down the road, if Cal Am can't produce the water then the City may go under Marina Coast Water District which would help the entire peninsula. This would help the entire peninsula would gain the water that we would not be taking. The CPUC decision has to be made first. We have better options than any other city.

**Council Member Clark:** We still need more water for the 360 acres.

**Council Member Ventimiglia:** It's all about what we build.

*Motion to approve: Council Member Ventimiglia*

*Second: Council Member Clark*

*Public Comment: None*

*Passed: 4-0*

#### **COUNCIL REPORTS:**

**Council Member Allion:** Reported that Monterey Regional Waste Management District is 2 million under budget in revenue and they are looking at some options to cut costs. They are talking about reducing the dump hours and have reduced staff. They are also in the process of applying for a grant for hazardous waste collection. The one interesting thing was that Monterey tried this project and very few participated. Also went to the Monterey Regional Water Pollution Control Agency meetings and has been appointed the chair of that organization.

**Council Member Clark:** Reported that she attended MST is going into a contract with Greyhound to handle baggage and tickets for Greyhound. Announced tomorrow night is the DROCAG meeting to help plan the 60<sup>th</sup> Birthday

**Council Member Ventimiglia:** Attended AMBAG and adopted the planning document that plans the growth for the area to plan for transportation infrastructure for the County. The other thing to come out is the PG&E energy program which we took advantage of a few years ago. He wants to take it one step further and take the City Hall to photovoltaic which means that we produce our own energy. Noticed there are more and more houses in DRO that are going with photovoltaic. If the Council doesn't have any problem he'd like to contract Joseph Button about this program. He reported on Community Human Services and talked about Genesis House and

having had a lot of donations of blankets, etc and they have reinvested their money in other stocks to make money.

**Mayor Edelen:** FORA keeps moving on. Attended the CA Highway Patrol representing TAMC and the traffic fatalities have collapsed which is excellent. There has been a huge decrease in fatalities! The Prunedale bypass has helped a great deal. Also had the executive committee who has pretty much decided that Hwy 156 will have to be tolled. The funds have dried up and we are going to have to come up with our own money to help the transportation networks. Because many, many surveys have said that they love the peninsula but they hate the traffic and will not be back. We can not exempt locals from a toll.

**Council Member Ventimiglia:** With toll roads you have to bond it so it pays for the road.

**Mayor Edelen:** It is planned that a bond will be used or possibly even a private investor.

The Mayor announced the correspondence in the packet and the items to be heard in closed session.

**Erica Parker, Assembly Member Mark Stone's Field Representative** has been made Chair of Human Services and has recently been named Chair of the Select Committee on the Coastal Connection.

**Mayor Edelen:** Assembly Member Mark Stone has invited all the Mayors in to hear them and we are really going to be a team.

**Erica Parker:** The Assembly Member comes from local government so he wants to keep that feeling in Sacramento.

**7:43 p.m.:** Adjourned meeting to next scheduled meeting date.

**Next meeting:** Tuesday, March 26, 2013 at 6:00 P.M.

Approved:

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Signature \_\_\_\_\_ Date \_\_\_\_\_

**REGULAR MONTHLY MEETING DEL REY OAKS PLANNING  
COMMISSION WEDNESDAY, FEBRUARY 13, 2013 AT 6:00 P.M.  
CHARLIE BENSON MEMORIAL HALL**

**Present:** Commissioner Hayworth, Weir, Thayer, Lucido, and Chairman Jaksha

**Absent:** Commissioner Larson

**Also Present:** City Attorney Callihan and Deputy City Clerk Minami

**CONSENT AGENDA:**

The Commission considered **ITEM 3.A.**, Planning Commission Meeting Minutes, November 2012.

*Motion by Commissioner Thayer to approve, seconded by Commissioner Lucido*

*There were no public comments received*

*Motion passed 5-0*

**PUBLIC COMMENT:**

None

**BUILDING REPORT:**

The Commission accepted **ITEM 5.A.**, Building Activity Report, January 2013

**NEW BUSINESS:**

- A. **Owner's Name:** Nathaniel and Cassie Milam  
**Applicant's Name:** Same as above  
**File Number:** ARC#13-01  
**Site Location:** 1047 Portola Drive  
**Planning Area:** APN: 012-492-014  
**Environmental Status:** Categorically Exempt  
**Project Description:** Requesting Architectural Review to close up exterior kitchen door which leads to the back yard and to enlarge kitchen window at rear of the single family dwelling.

**Nathaniel Milam, Applicant:** Explains the need for the project.

**Commissioner Weir:** Thank you for doing the right thing, and going through the process.

**Commissioner Lucido:** Is there another door to exit into back yard.

**Nathaniel Milam, Applicant:** Yes, there is a sliding door that isn't visible in the picture.

**PUBLIC COMMENT:**

*None*

*Motion by Commissioner Lucido to approve ARC #13-01 as presented, seconded by Commissioner Hayworth.*

*There were no public comments received*

*Motion passed 5-0*

**Chairman Jaksha:** Item 5.B. will not be heard tonight, because the project wasn't flagged. Company was notified and they need to reapply for next month's meeting.

<b>C.</b>	<b>Owner's Name:</b>	Anne & David Canright
	<b>Applicant's Name:</b>	Bob Winkleblack
	<b>File Number:</b>	ARC#13-03
	<b>Site Location:</b>	830 Altura Place
	<b>Planning Area:</b>	APN: 012-056-027
	<b>Environmental Status:</b>	Categorically Exempt
	<b>Project Description:</b>	Requesting Architectural Review to build a retaining wall on City property, upon design approval this project will be heard at the next City Council meeting for covenant agreement with the City.

**Bob Winkleblack, Applicant:** The wall is the last of the total remodel project, will look great. Hands out to the Commission, a photo of the project with the proposed wall flagged. The Canright's understand about covenant agreement with the City.

**Commissioner Thayer:** Existing storm water issue, noticed white pipes that drain off rain water, that need to be addressed. Explains the Storm Water Ordinance, in detail.

**Bob Winkleblack, Applicant:** O.K.

**Commissioner Weir:** If approved tonight, will there be an issue with storm water.

**Karen Minami, Deputy City Clerk:** No, if there is a storm water violation it will be dealt with during plan check and building permit process.

*Motion by Commissioner Thayer to approve ARC #13-03 as presented, seconded by Commissioner Hayworth.*

*There were no public comments received*

**OLD BUSINESS:** None

**ANNOUNCEMENTS/COMMENTS:**

**Chairman Jaksha:** Since the RV Park is moving to Fort Ord, will that still be Del Rey Oaks property?

**Chris Callihan:** Yes.

**Commissioner Thayer:** Asks if the City could install speakers and/or monitors in lobby or find a larger venue for meetings that are predicted to have a lot of people. Very frustrating because no one could hear anything from the lobby. He and others are very upset!

**Commissioner Lucido:** It's a lot to think about: larger meetings in the future and what to do.

**Chairman Jaksha:** At the very least, a quick fix would be hanging a few speakers in the lobby.

**Commissioner Hayworth:** Good idea.

**Chris Callihan:** Staff will inform City Manager of the Commission's concerns.

**Chairman Jaksha:** Now he is the President of the Del Rey Oaks Citizens Action Group and the next meeting is on the 27<sup>th</sup> at 6:00 p.m.

**NEXT MEETING:** Wednesday, March 13, 13 at 6:00 p.m.

6:30 p.m. Meeting Adjourned

Approved:

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**FIRE DEPARTMENT**  
1635 Broadway Avenue  
Seaside, CA 93955

Telephone (831) 899-6790  
FAX (831) 899-6261

March 1, 2013

Chief Langford  
Del Rey Oaks City Hall  
650 Canyon Del Rey  
Del Rey Oaks, CA 93940

Dear Chief Langford:

Enclosed is a copy of the response reports for the Seaside Fire Department response to Del Rey Oaks for the period of February 1, 2013 through February 28, 2013.

The City of Del Rey Oaks will be billed for the following incident numbers:

Incident #  
13-000242  
13-000283  
13-000314  
13-000378  
13-000422

There are a total of five (5) fire calls for the month of February. If you have any questions, please contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Melissa Failauga".

Melissa Failauga  
Facility Receptionist  
CC: File

Seaside Fire Department

Incident List by Alarm Date/Time

Alarm Date Between {02/01/2013} And {02/28/2013}  
and District = "029 "

Incident-Exp#	Alm Date	Alm Time	Location	Incident Type
13-0000242-000	02/05/2013	11:34:26	46 LOS ENCINOS DR	321 EMS call, excluding vehicle
13-0000283-000	02/10/2013	09:36:01	PORTOLA DR & FREMONT BLVD	321 EMS call, excluding vehicle
<del>13-0000304-000</del>	<del>02/12/2013</del>	<del>18:17:08</del>	<del>435 CANYON DEL REY BLVD</del>	<del>321 EMS call, excluding vehicle</del>
13-0000314-000	02/14/2013	14:55:15	815 CANYON DEL REY BLVD /	321 EMS call, excluding vehicle
<del>13-0000329-000</del>	<del>02/16/2013</del>	<del>04:59:00</del>	<del>815 CANYON DEL REY BLVD /</del>	<del>571 Cover assignment, standby, m-</del>
13-0000378-000	02/22/2013	10:13:57	815 CANYON DEL REY BLVD /	321 EMS call, excluding vehicle
<del>13-0000407-000</del>	<del>02/26/2013</del>	<del>15:27:28</del>	<del>1101 ROSITA RD /Del Rey</del>	<del>735 Alarm system sounded due to</del>
13-0000422-000	02/28/2013	13:30:51	31 QUENDALE AVE /Del Rey	531 Smoke or odor removal

Total Incident Count

85 calls total



Del Rey Oaks Police Department  
 Monthly Report of Activity  
 FEB - 2013  
 Completed By: Ron Langford, COP

**ARRESTS:**

YEAR TO DATE

<i>Felony Arrests</i>	01	
<i>Misdemeanor Arrests</i>	02	
<i>Warrant Arrests (OJ)</i>	01	
<b>TOTAL ARRESTS</b>	<b>04</b>	<b>11</b>

**ASSAULTS:**

YEAR TO DATE

<i>Simple Assault</i>		
<i>Domestic Violence</i>		
<i>Weapon Involved</i>		
<b>TOTAL ASSAULTS</b>	<b>00</b>	<b>00</b>

**REPORTS FILED:**

<b>10</b>	<b>24</b>
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**TRAFFIC ACCIDENTS:**

<i>Non-Injury Accidents</i>	01	
<i>Injury Accidents</i>	<b>01</b>	
<b>TOTAL ACCIDENTS</b>	<b>02</b>	<b>04</b>

**BURGLARIES:**

<i>Residential</i>		
<i>Commercial</i>		
<i>From Locked Vehicle</i>		
<i>Other</i>		
<b>TOTAL BURGLARIES</b>	<b>00</b>	<b>00</b>

**TOWED & STORED VEHICLES:**

<b>00</b>	<b>01</b>
-----------	-----------

**GRAND & PETTY THEFTS:**

<i>Residential</i>		
<i>Commercial</i>		
<i>Shoplifting</i>		
<i>From Motor Vehicle</i>	01	
<i>Other</i>		
<b>TOTAL THEFTS</b>	<b>01</b>	<b>02</b>

**ALARMS:**

<i>Residential</i>		
<i>Commercial</i>		
<b>TOTAL ALARMS</b>	<b>00</b>	<b>00</b>

**DUI ENFORCEMENT:**

<b>01</b>	<b>01</b>

**CITATIONS ISSUED:**

<i>Traffic Citations Issued</i>	21	
<i>Parking Citations Issued</i>		
<i>Admin Citations Issued</i>		
<b>TOTAL CITATION ISSUED</b>	<b>21</b>	<b>52</b>

# STAFF REPORT

To: City Council  
From: Chris Callihan, City Attorney  
Date: March 26, 2013  
Re: Consider appeal of Planning Commission

Katrina Nawrocki, owner of Inquistive Quest Learning Center submitted an application to the Planning Commission to install additional signage to the already existing Del Rey Oaks sign at the corner of Rosita Rd. and Hwy 218. The application was denied by the Planning Commission at their regular meeting held on March 13, 2013. The Planning Commission's decision to deny the application was based on several factors including that the sign is proposed to be located on City property and the sign is proposed to be located in a "gate way" to City. The Planning Commission also found that the proposed sign is also not consistent with the City's sign ordinance.

Regarding the sign ordinance, the proposed sign is not consistent with Section 17.59.140 or Section 17.59.160. Section 17.59.140 prohibits signs on public property: "No sign may be placed in or upon any public right-of-way, the exterior of any public building, any public grounds or property thereon, and public pole or appurtenance thereof, wherever located..." Section 17.59.160 prohibits off-site advertising: "Off-site advertising signs that are designed to direct attention to a business, commodity, service or entertainment, sold or offered elsewhere than on the premises or property on which the sign is located." As this sign is proposed to be placed in the public right-of-way, the proposal is inconsistent with both of these sections of the sign ordinance.

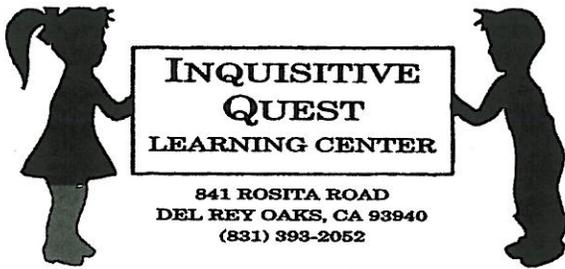
Additionally, Section 17.59.090 of the sign ordinance sets forth the City's regulations non-conforming signs. A sign currently exists at the proposed location and is considered a lawful non-conforming sign.

The proposal, in part, requests permission to add improvements to the sign related to the advertisement of a local business. Section 17.59.090 prohibits the alteration, relocation, replacement or rewording of non-conforming signs unless the sign can be made to conform to all provisions of the sign ordinance. As discussed above, because of its location in the right-of-way and because it would be used to advertise a business located on separate property, it cannot be made to otherwise conform to the sign ordinance.

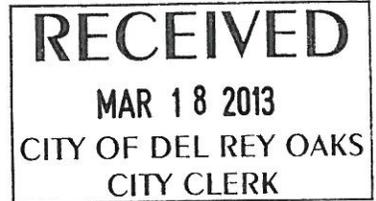
The Council should also note that in Section 17.59.250 of the sign ordinance, the City has established a policy of protecting the Highway 218 and Highway 68 corridors as "sites of special significance" and has imposed additional criteria for properties with frontage along these corridors.

Recommendation:

Staff recommends the City Council affirm the Planning Commission's decision to deny application ARC 13-05 and CUP 13-02 for the placement of a sign at Highway 218 and Rosita Road.



March 16, 2013



Dear City Clerk,

My name is Katrina Nawrocki and I am the owner of Inquisitive Quest Learning Center, a Pre-school and After-school Center for children ages 2-12 years old.

I am writing this letter to request an appeal to the denial of posting a sign on Rosita Road and Canyon Del Rey Blvd., from the Planning Commission on 3/13/13.

I have owned and operated this Childcare Center for 20 years when it was established at the Church of the Oaks in 1993. I am a licensed Childcare Center with the Department of Social Services in the state of California.

All that I am proposing to this City Counsel that you consider allowing me to add to the existing sign Del Rey Oaks sign, as the Golf Driving Range was allowed to do. I would have my sign company bring out the white coloring of the Del Rey Oaks portion of the sign to match the lettering on my sign.

The new sign would brighten up the corner of Rosita Road and be maintained by the Childcare Center!

I am requesting this proposal to over turn the Planning Commissions decision for a number of reasons:

1. It would give the City of Del Rey Oaks more recognition of a growing community which has been mentioned numerous times in order for others on the Monterey Peninsula to recognize.
2. It would show that companies doing business in Our beautiful city are there for a very long time, due to the city of Del Rey Oaks supporting us!
3. My Childcare Center is in a hidden location and difficult to find, therefore, this sign would help families find our location much easier!

If you have any questions to this appeal letter please feel free to come by the Center, or ask me any questions at the City Counsel meeting. Thank you very much in considering this letter of appeal.

Sincerely,  
*Katrina Nawrocki*  
Katrina Nawrocki

DATE: March 13, 2013  
TO: Planning Commission  
FROM: Karen Minami - Deputy City Clerk  
RE: Agenda Item 6.B.-Signage for Inquisitive Quest Learning Center

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**Project Name:** Katrina Nawrocki, Inquisitive Quest Learning Center

**File Number:** ARC#13-05/CUP#13-02

**Site Location:** Sign at Hwy 218 & Rosita Rd. (for 841 Rosita Rd.)

**Planning Area:** APN#012-551-005

**Environmental Status:** Categorically Exempt

**Project Description:** Requesting Architectural Review and Conditional Use Permit to install additional signage to the already existing Del Rey Oaks sign at the corner of Hwy 218 and Rosita Rd.

*Previously, this sign was used to advertise the Golf Driving Range, but was modified to remove "Golf Driving Range" and leave "Del Rey Oaks". Applicant is requesting to utilize the remaining portion of sign and current location. Upon design approval, this item will be heard at the next City Council Meeting.*

***See attached memo from the Chief of Police, Ronald Langford.***

**Recommended Action:** Analyze provided material, make appropriate findings and give direction to staff.



**DEL REY OAKS POLICE  
DEPARTMENT  
MEMORANDUM**

**To:** Karen Minami, Deputy City Clerk

**Cc:** Daniel Dawson, City Manager  
Del Rey Rey Oaks Planning Commission

**From:** Ron Langford, Chief of Police 

**Date:** 03/06/13

**Re:** **LOCATION OF PROPOSED SIGN FOR INQUISTIVE QUEST  
LEARNING CENTER:**

**Message:**

I checked the netting placed on the Southwest corner of SR-218 @ Rosita Rd by the owner of the Inquisitive Quest Learning Center that they placed there as the applicant to the Del Rey Oaks Planning Commission for approval to install an advertising sign for their business at that location.

First, it is my opinion that the current netting is within the Cal-Trans right of way and may need additional approval from them prior to consideration by the Planning Commission. Second, the sign could create a vision obstruction for vehicles entering westbound SR-218 from Rosita Rd.

**RECOMMENDATION:** The applicant should be authorized to use the frame work of the signs that are in place and were used to identify the Del Rey Oaks Golf Driving Range. The location(s) of these frames have been in place for years, and are not an issue with Cal-Trans, nor do they create a vision obstruction. The applicant should be required to keep their signs within the footprint of the original signage.



RECEIVED  
FEB 26 2013  
CITY OF DEL REY OAKS  
CITY CLERK

CITY OF DEL REY OAKS

APPLICATION FOR:

USE PERMIT       VARIANCE       ARCHITECTURAL REVIEW

Conditional  
 Aux. Housing  
 Signage  
 H.O.U.P.  
 Minor

Residential  
 Commercial

APPLICANT'S NAME Katrina Nawrocki

OWNER'S NAME Katrina Nawrocki

PROJECT ADDRESS 841 Rosita Road Del Rey Oaks, CA

TELEPHONE# (831) 393-2052      APN # 012 551 005

LOT# \_\_\_\_\_ BLOCK # \_\_\_\_\_ SUBDIVISION \_\_\_\_\_

INSTRUCTIONS:

- Briefly, using as much detail as possible, describe the nature of your permit request.
- For variance request, also include in writing A, B & C of section 17.44.020., along with a detailed plot plan.

I would like to have a sign placed above the Pre-School Center on the corner of Rosita Road and Hwy 218. I have been in business 20 years at the same location and could use the exposure due to the fact that we are not visible.

I have submitted three options for a sign, but would like the double-faced Free Standing Sign if possible because it gives our Center more exposure.

Check here if additional materials are attached.

Katrina Nawrocki

Applicant's Signature

I HAVE RECEIVED A COPY OF THE CITY'S FLAGGING/NETTING POLICY AND UNDERSTAND THE REQUIREMENTS THAT MUST BE MET K.N.

\*\*\*\*\*

-FOR OFFICE USE ONLY-

APPLICATION # ARC 13-05 / CUP 13-02      DATE 3/13/13 <sup>2/26/13</sup>

FEE \$ 200.00      CASH/CHECK # 5340      RECEIVED BY MManni

DATE SCHEDULED FOR CONSIDERATION 3/13/13 @ 6:00 pm

APPROVED \_\_\_\_\_ DENIED \_\_\_\_\_

BOARD OF DIRECTORS

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CHAIR

DENNIS ALLION  
VICE CHAIR

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DISTRICT ENGINEER

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ASST. GENERAL MANAGER

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SENIOR ENGINEER

ROBERT WELLINGTON  
COUNSEL

## MONTEREY REGIONAL WASTE MANAGEMENT DISTRICT

*Home of the Last Chance Mercantile*

### MEMORANDUM



DATE: February 20, 2013  
TO: Del Rey Oaks City Council  
FROM: Dennis Allion  
SUBJECT: Highlights of February 15, 2013 Regular Board Meeting

The highlights of the meeting are as follows:

- 1) Under the consent agenda, the Board authorized staff to issue a Request for Proposals for a new Forklift with rotator attachment that will be used in the Materials Recovery Facility sorting room operations. Funds for this purchase have been included in the fiscal year 2012/13 budget.
- 2) The Finance Committee Chair reported on the January 30, 2013 meeting, in which most of the discussion was held on the Mid-Year Budget review. The Committee also received a staff report on options for reducing expenses and for raising revenue. Among the options staff is considering for reducing expenses, is to reduce gate hours at the landfill from 60 hours per week to 45 or 50 hours per week, and to reduce operating hours at the household hazardous waste facility and at the Last Chance Mercantile. In the last five years, tonnages from within the District have decreased by 35%, reducing revenue; and staffing has been reduced from 140 to 102 employees.
- 3) The Mid-Year Budget was reviewed with the Board. Mid-year budget estimates for 2012/13 show a decrease in net income of \$2,040,000 from Budget due primarily to reduced tipping fees, power sales, and the cost of the Voluntary Early Retirement Program. To compensate for the reduction in net income staff has proposed to defer capital outlay by \$2,352,000.
- 4) The Board adopted Resolution 2013-01 authorizing staff to submit a Household Hazardous Waste (HHW) grant application for \$75,000, to CalRecycle. If awarded, the District proposes to utilize the grant funding to conduct a pilot door-to-door HHW collection program, by appointment, and within limits of the grant application funding.
- 5) Following recommendation from staff, the Board awarded a three-year contract to RMC Geoscience, Inc., of Petaluma, CA, in the amount of \$67,739 for groundwater monitoring and reporting services.
- 6) The Board approved a response to the November 20, 2013 letter from the Salinas Valley Solid Waste Authority Chair (copy attached).

February 15, 2013 Board Meeting Highlights

February 20, 2013

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- 7) Due to other pressing matters, staff recommended and the Board approved postponing the planned 2013 Board Strategic Planning Workshop, scheduled for May 1<sup>st</sup>, for 6 to 12 months in order to allow staff ample time to provide the Board with the most relevant information in planning for the next three to five years.
- 8) General Manager reported on the January 31, 2013 meeting of the Monterey County Integrated Waste Management Task Force.
- 9) The Board adjourned to Closed Session to conference with property negotiators regarding landfill site space/capacity. No action was taken.

If you have any questions or need more information, please call General Manager William Merry at 384-5313, or me.

---

Dennis Allion, Vice Chair  
Monterey Regional Waste Management District

Attachment

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COUNSEL

# MONTEREY REGIONAL WASTE MANAGEMENT DISTRICT

*Home of the Last Chance Mercantile*

February 15, 2013

Mr. Fernando Armenta, Board President  
Salinas Valley Solid Waste Authority  
128 Sun Street, Suite 101  
Salinas, CA 93901

RE: Interagency Cooperative Direction: Your Letter of November 20, 2012

Dear President Armenta:

This letter is in response to your November 20, 2012 request for information from our District, and the materials provided to us in connection therewith. As indicated in our letter to you dated December 28, 2012, we wanted to have our General Manager, William Merry, seek clarification on some points contained in the letter, which he now has done through conversations with Patrick Mathews, Salinas Valley Solid Waste Authority (SVSWA) General Manager.

Our Board has not yet had the opportunity to fully review and consider the decision points and comments contained in the summary of materials provided to us from your strategic planning retreat, and specifically the three paths you indicated are under consideration by SVSWA. We can say, however, relative to the issue of consolidation or merger, that we agree with your recent response to the civil grand jury on this matter, that consolidation certainly requires further review and analysis and that it is not an appropriate action at this time.

Relative to what your letter identified as "cornerstone" questions, our best-considered responses at this time are as follows:

Question No. 1: Would the MRWMD accept waste hauled from the SVSWA to the Marina Landfill in franchise packer trucks or self-haul vehicles? Or only in consolidated transfer trucks and trailers?

**District Response.** The District is willing to accept waste generated from within the boundaries of the SVSWA, under acceptable and agreed-upon terms and conditions. We believe that waste governed by the franchise agreements of the SVSWA could be delivered directly to the District in packer truck, or in transfer trailers. Self-haul vehicles, from any origin, deliver their wastes to the District by passing across the scales and paying the posted gate rate.

Question No. 2: Would the MRWMD be willing to forego a gate fee from a SVSWA directed franchise customer and instead invoice SVSWA for waste from SVSWA franchisees at a predetermined rate and provide the tonnage data for SVSWA directed tonnage to the Marina Landfill?

**District Response.** According to Mr. Mathews, this question is asking "Would the District be willing to process and invoice the SVSWA in a manner similar to, or the same as, that used to invoice for delivery of waste from other entities, by contract, from outside of the District?" Our answer to that would be "yes," by contract and in accordance with agreed-upon terms and conditions.

## News Blog



### Peninsula Water Authority Redefines Itself

By [Kera.Abraham](#)

March 6, 2013

When six Monterey Peninsula mayors hatched the idea of a new water agency in early 2012, the goal was to represent the constituents ultimately footing the nine-figure bill on a regional seawater desalination project.

What they didn't figure in: the one-third of California American Water's Monterey District ratepayers who live in the unincorporated county. The **original joint-powers agreement** specifically states that the authority's purpose is to administer water projects in a manner "directly accountable to the cities' water users."

The County Board of Supervisors voted in September to join the authority. But when an outside attorney questioned the legality of that move, County Counsel Charles McKee asked the state attorney general for advice: Would adding a county supervisor—or the heads of the Monterey Peninsula Water Management District and Monterey County Water Resources Agency—to the authority board be problematic?

Supervising Deputy Attorney General Susan Duncan Lee replied Dec. 17: "We lack sufficient information at this point to reach a firm conclusion as to your question." Which is lawyer speak for "dunno."

But, she added, the question of the county supervisor's participation can be cleared up easily if the original JPA agreement is revised, permitting it to represent both urban and rural water users. "In that case, no conflict may arise," Duncan Lee wrote.

In January, the water authority board voted to amend the JPA to let the county be a member. And on Feb. 14—yes, the mayors left their honeys alone at prime-time Valentine's Day dinner hours for this—the authority board approved the change in language.

"Because the MPRWA was formed to provide a unified voice from the jurisdictions that are directly accountable to the public that will receive water from [Cal Am], the MPRWA has deemed it appropriate to add the county as a member," the Feb. 14 staff report states.

The amendment now heads to the Peninsula cities and the Board of Supervisors for approval.

March 20, 2013

City Manager Daniel Dawson  
City of Del Rey Oaks  
650 Del Rey Road  
Del Rey Oaks, CA 93940

Dear Daniel,

It was such a pleasure for Meals on Wheels of the Monterey Peninsula, its board members, volunteer drivers and staff, to welcome you at today's Mayors for Meals event. We know that this took you way from a busy work week and we cannot thank you enough for taking time out of a your schedule to participate this year.

Thank you for taking the Meals on Wheels Pledge to end senior hunger by 2020. We hope that you enjoyed your Mayors for Meals' experience as much as we enjoyed sharing our activities with you and other local leaders. As you know, the Home Delivered Meals program offers homebound residents a measure of dignity and independence that would be unavailable to them in an institutional setting. Volunteer drivers are often the only people homebound adults see during the day. As our drivers deliver nutritious meals, they also monitor our clients' health and well being and offer a daily dose of good cheer and friendship. From past drive-alongs, I know that the visit with you was truly appreciated and clearly the highlight of our clients' day.

I look forward to greeting you at future Mayors for Meals. If there is any information that we can provide to other leaders in your community, or if any of your peers would like to do a drive along with one of our volunteers, please do not hesitate to let us know. Many thanks again for your support of the 2013 Mayors for Meals event.

I have attached copies of the photograph taken today of our Mayors for Meals gathering and our circulating "pledge" form should other individuals wish to help us end senior hunger in our Monterey Peninsula communities.

Best wishes,



Christine M. Capen-Frederick  
Development Director

## **Meals on Wheels of the Monterey Peninsula Kicks off its Spring Fundraising with Mayors for Meals Event**

Meals on Wheels of the Monterey Peninsula (MOWMP) will participate in the national Mayors for Meals event as part of its Women Who Care/Save Our Breakfast Spring Fundraising Campaign.

On March 20, 2013 local mayors and city leaders will join Meals on Wheels of the Monterey Peninsula to end senior hunger by 2020. Participants include:

- ✓ Mayor Jason Burnett, Carmel
- ✓ Mayor Bill Kampe, Pacific Grove
- ✓ Vice Mayor Mary Anne Carbone, Sand City
- ✓ Councilperson Dennis Alexander, Seaside
- ✓ Councilperson Nancy Amadeo, Marina
- ✓ Councilperson Nancy Selfridge, Monterey
- ✓ City Manager Dan Dawson, Del Rey Oaks
- ✓ Mrs. Ralph Rubio, Mayor's spouse, Seaside
- ✓ Mrs. Sandy Dunn, City Manager's spouse, Seaside

Mayors for Meals is a national campaign held during the month of March, initiated and sponsored by the Meals on Wheels Association of America (MOWAA), to raise awareness about senior hunger and to encourage action on the part of local communities. Mayors for Meals brings communities together to stand with their local Meals on Wheels organizations in support of MOWAA's mission to end senior hunger in America by the year 2020. As part of MOWMP's Spring Campaign, community members are encouraged to TAKE THE PLEDGE.

Supporters can take MOWAA's Pledge online at [mowwa.org/pledge](http://mowwa.org/pledge) – showing they refuse to tolerate senior hunger in the world's richest nation. Community members may also sign the PLEDGE circulating Spring 2013 at the Sally Griffin Active Living Center at 700 Jewell Avenue, Pacific Grove to end senior hunger in their community. Meals on Wheels will forward pledges to MOWAA. Donations to the Women Who Care / Save Our Breakfast Campaign are also welcome.

Mayors for Meals offers civic leaders an opportunity to meet senior and disabled constituents in their communities who benefit from the Meals on Wheels Home Delivered Meals program. Participation by city representatives also confirms local advocacy for nutritional programs for the homebound.

Says MOWMP Executive Director Viveca Lohr, "Peninsula clients count on us, but we need the community to help us by volunteering and donating to support the home-delivered meal programs."

According to the recent census, one in five seniors in Monterey County is living in poverty. The majority of impoverished seniors live on the Monterey Peninsula (12

of 20%) The participation of civic leaders in 2013 will help to raise awareness about the plight of homebound adults on the Peninsula. The number of poor seniors living in our communities is growing. Approximately 83% of our home delivered meals clients now self-report as low-income.

“Last year, Meals on Wheels of the Monterey Peninsula made over 58,000 deliveries of 2.5 meals per day, five days a week to 460 seniors and disabled adults. We support Meals on Wheels Association of America’s national objective to end senior hunger in America by 2020,” continued Ms. Lohr/ “We’ve seen the consequences of senior hunger first hand and hope others will join us to address this growing crisis.”

Program volunteers deliver nutritious meals to the homebound elderly across the Monterey Peninsula, helping them remain in their homes and maintain their independence. In their 41-year history, MOWMP has never had a waiting list for services, nor has a client ever been turned away due to financial hardship.

Every dollar donated to *Women Who Care*/Save our Breakfast will save one morning Meal for a homebound adult. If you would like to save a breakfast, TAKE THE PLEDGE, volunteer or know a senior who could benefit from home-delivered meals services, please contact:

Christine Capen-Frederick, Development Director  
**Meals on Wheels of the Monterey Peninsula, Inc.**  
Sally Griffin Active Living Center

700 Jewell Avenue  
Pacific Grove, CA 93950  
[Info@mowmp.org](mailto:Info@mowmp.org) or [devdir@mowmp.org](mailto:devdir@mowmp.org)  
831/375-4454 x 19  
[www.mowmp.org](http://www.mowmp.org)



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