

DRAFT

THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF DEL REY OAKS CONVENED AT 7:00 P.M. ON TUESDAY, MARCH 25, 2008 IN THE CHARLES BENSON MEMORIAL HALL, CITY HALL

Present: Council Members Clark, Edelen, Cecilio, Allion and Mayor Russell

Absent: None

Also present: City Attorney Wellington, Redevelopment Project Manager Goblirsch and Deputy City Clerk Carvalho

Meeting came to order at 7:00 p.m. and roll call was taken.

PUBLIC COMMENTS:

KATHI BUCKLEY SMITH: Not happy about the stop sign at Rosita Rd and Angelus Way. Feels no study was done and the Council should have met to discuss the stop sign before it was put in.

PAM LICHTANSKI: Airport noise has increased and there has been more noise going over there homes and it's not on the flight plan. Wants to know who to contact at the airport?

MIKE DELAY: Asking the Council to pass a resolution to stop the spraying that is to happen in June. He gave information on the Light Brown Apple Moth spray. He listed several cities that have currently passed resolutions. He stated that all the chemicals that are being sprayed are not pheromones, there are 11 chemicals that are mixed together to create this spray. He stated that he and his wife got very ill from the last spray because his wife has a respiratory problem and will have to move.

CONSENT AGENDA:

CITY ATTORNEY WELLINGTON: Corrected the grid that was talked about at the last meeting, regarding the Assistant Deputy City Clerk.

LINDA RICHARDSON misunderstood salary, thought it was to be held over to the new budget year.

KATHI BUCKLEY SMITH: Asked that Items 3.A.2. and 3.C.2. be pulled.

CITY ATTORNEY WELLINGTON: Stated that it was approved at the last meeting and that just a resolution was to be returned to this meeting for approval.

Motion by Council Member Allion to approve consent Agenda: All but items 3.A.2. and 3.C.2., seconded by Council Member Cecilio.

Minutes:

1. February 26, 2008, Regular City Council Meeting

Monthly Reports:

1. Claims, February 2008
2. Financial, February 2008
3. Fire Department Response Report, February 2008
4. Police Activity Report, February 2008

Miscellaneous:

1. Consider Resolution No. 2008-02, Amending Resolution No. 2007-11, A Resolution of the City of Del Rey Oaks Establishing Salaries for the Fiscal Year 2007-2008, to Correct Salary Grid for Assistant Deputy City Clerk Position.

KATHI BUCKLEY SMITH: 3.C.2.: Proximity of stepping down of commissioners, felt there should be more explanation in the minutes and 3.C.1.: Police website not informing citizens as stated in grand jury report.

3.A.2. March 12, 2008, Planning Commission Study Session and Regular Planning Commission Meeting

3.C.1. Consider Draft Grand Jury Report

Motion by Council Member Clark to approve remaining items, seconded by Council Member Edelen.

There were no further public comments received

Motion passed 5-0

PRESENTATION:

Sustainable Water Supply Program for Monterey County

Presenter: Lendel Melton, President, RMC Water and Environment

LENDEL MELTON: Here to talk about alternative water supply for the greater Monterey Peninsula Bay Area. Major issues: State water decision regarding Carmel River and Seaside Basin adjudication. A public dialog was started to work with the PUC to help to solve this problem. A regional plan has been developed, which is less expensive than a desalination plant at Moss Landing. It addresses gaps in the North Monterey County Water Supplies. They are building upon previous and on-going efforts, such as desalination plants, Seaside ASR, Salinas River Diversion and others. Most optimal location is near Marina. Seawater has intruded significant portions of Salinas Groundwater Basin. By using the groundwater it can recede the groundwater intrusion rate. Use of Landfill cogeneration provides sustainability and is a reliable power supply. The

regional program provides significant regional water benefits such as meeting urban water supply needs, improves agricultural water supplies, enhances protection of Salinas Groundwater Basin, utilizes 100% of available recycled water and utilizes available surface water.

COUNCIL MEMBER CLARK: Storm water runoff: is there any down side to storm water runoff being collected?

LENDEL MELTON: There are a lot of chemicals in the storm water and it needs to be treated to take out the carcinogens. The summer run off is being diverted to the pollution control agency presently.

COUNCIL MEMBER CECILIO: Feels that Cal Am should be excited about this program.

LENDEL MELTON: Cal Am is on board and they are helping to finance a lot of this study.

COUNCIL MEMBER ALLION: Each one of the potential increments is in itself independent. How were some of the numbers calculated? Why is conservation so small?

LENDEL MELTON: If one of the increments falls short then there is still potential to use others. Some of these are already in place so conservation is being done and they are at their maximum already so there isn't much room to move or ask for more.

COUNCIL MEMBER EDELEN: Other things haven't been investigated, such as the Shea Well which seems to be more political and is located in Del Rey Oaks.

MAYOR RUSSELL: Cal Am has a cease and desist order to cut back 15% of their Carmel River use. It is important that all these studies get to the PUC in a timely basis.

LENDEL MELTON: Added that the initial 15% back will increase to 50% over time and this is significant.

PUBLIC COMMENT:

KATHI BUCKLEY SMITH: Citizens are great at conserving and Cal Am is horrible and they will not come when there is a problem with their system. Also does the injected water back into the ocean have an effect on sea life?

LENDEL MELTON: There will be studies regarding this process and the goal is to have the water that is going back into the ocean will be at the level of ocean water.

LINDA RICHARDSON: By the end of this year you'd like to have the EIR to the PUC?

LENDEL MELTON: Will have a DRAFT EIR report out for comment and will have a final document out to the PUC by June of next year.

KIM RICHARDSON: Will the overall timeline meet the Carmel River pumping?

LENDEL MELTON: They have strategies to help offset the pumping with a timeline of 2010/2011. There are other institutional strategies such as the idle desalination plant in Marina.

GEORGE JAKSHA: It would be cheaper to take water from the groundwater then from the ocean? And won't it create suction into the groundwater?

LENDEL MELTON: Groundwater levels will come up, series of wells from the aquifer to pump 98% seawater. It is a combination of approaches that attract national and state funding.

MAYOR RUSSELL: If the replenishment water is used will it reduce the use of recycled water?

LENDEL MELTON: Dual use of facilities will reduce the next cost.

TEX IRWIN: Was the 30,000 acre feet potable water? And are the pipelines combined?

LENDEL MELTON: There are different pipelines for each kind of water, so potable water is not running through non-potable pipelines.

COUNCIL MEMBER CECILIO: When would this plan happen?

LENDEL MELTON: Working on the schedule starting in 2009/2010.

OLD BUSINESS: None

NEW BUSINESS:

The Council considered ITEM 6.A., A Resolution No. 2008-03, A Resolution of the City of Del Rey Oaks Approving Support for the Memorandum of Understanding for the Monterey Regional Water Planning Project.

MAYOR RUSSELL: General support for this idea

Motion by Council Member Edelen, seconded by Council Member Clark

There was no public comment received.

Motion passed 5-0

The Council considered ITEM 6.B., City of Del Rey Oaks Monument Sign

MAYOR RUSSELL: Stated that since the City Manager is not here that everyone should look at the drawings.

COUNCIL MEMBER EDELEN: This has been talked about for 14 years and this is finally happening.

PUBLIC COMMENT:

PAM LICHTANSKI: It would be great to see this finally completed.

Motion by Council Member Clark to approve the Del Rey Oaks Monument sign with the change of Granite to Carmel Stone, seconded Council Member Cecilio.

There were no further public comments received.

Motion passed 5-0

The Council considered ITEM 6.C., Approve Finalizing Contract with Consultant for Development Impact Analysis and Development Impact Fee Program.

CITY ATTORNEY WELLINGTON: Heard from Federal Development that this is a necessary program to study what the impact of streets, etc. This creates a better understanding of the fees instead of doing them at random during the EIR. Three proposals were received and MuniFinancial is the recommended contractor due to their extensive experience. This is just to award the contract to MuniFinancial, and then there will be an agreement with the Developer to pay the fee to MuniFinancial.

COUNCIL MEMBER ALLION: Being asked to consider this contingent on funding by the developer?

CITY ATTORNEY WELLINGTON: Yes to guarantee that this funding doesn't come out of the City funds.

Motion by Council Member Cecilio to approve the consultant's recommendation, seconded by Council Member Allion subsequent to the funding by the developer.

PUBLIC COMMENT:

TEX IRWIN: Will it be \$16,000 per residents?

CITY ATTORNEY WELLINGTON: It will vary based on what the study shows.

There were no further public comments received.

Passed 5-0

STAFF REPORTS: None

COUNCIL REPORTS:

Council Member Clark: Reported on MST Washington DC trip and the savings of riding public transit to families. MST was commended on their use of biodiesel. Thanked the staff for their great work on The Acorn and wanted to remind residents of the garage sale end of July.

Council Member Edelen: Report on TAMC, and also stated The Acorn was getting better and better each time.

Council Member Cecilio: Went to the conference up in Reno on the North Salinas Valley Mosquito Abatement District. Thanked the Nesai Chapter of the VFW for the great Easter Egg Hunt and thanked staff for the great Acorn.

Council Member Allion: Great Acorn and reported on AMBAG.

Mayor Russell: Reported on his attendance at the conference in Washington DC where he met with many important politicians. He stated that he also enjoyed doing the annual Mayors Meals on Wheels this year for residents in Del Rey

Oaks, reported on the Land Fill and the possibility of not using Styrofoam and using alternative products made with biodegradable products.

8:34 p.m.: Adjourned to closed session.

The Council (not including Council Members Edelen and Cecilio) came back in to open session at 8:52 p.m. The city attorney announced that the council had taken up the agenda item (relating to real property negotiations) and had received information; no action was taken.

8:53 p.m.: Adjourned to the next regular meeting.

Next meeting: April 22, 2008 at 7:00 p.m.