



CITY OF DEL REY OAKS

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

REGULAR MEETING AGENDA OF THE CITY OF DEL REY OAKS CITY COUNCIL TUESDAY, FEBRUARY 28, 2023 AT 6:00 PM

Notice is hereby given that the City Council of the City of Del Rey Oaks has called and will convene a regular meeting of the City Council at the time and location stated on this agenda. The public may **view** the meeting online or may **participate** in-person in the Council Chamber.

Join Zoom Meeting
<https://us02web.zoom.us/j/82558458359>

Meeting ID: 825 5845 8359

One tap mobile

+16694449171,,82558458359# US

+16699006833,,82558458359# US (San Jose)

- 1. ROLL CALL - Council**
- 2. PLEDGE OF ALLEGIANCE**
- 3. INVOCATION** - Reverend Robert Hellam, Church of the Oaks
- 4. PUBLIC COMMENTS: General Public Comment must deal with matters subject to the jurisdiction of the City and the Council that are not on the Agenda. 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.**
- 5. PRESENTATION:**
 - A.** Central Coast Community Energy
Swearing in Ceremony for Police Officer Juan Gomez
- 6. CONSENT AGENDA:**
 - A. MINUTES: (CEQA: as to all, not a project per Guidelines Article 20, Section 15378)**

1. January 24, 2023, Regular City Council Meeting
February 9, 2023, Special City Council Meeting
December 14, 2022, Regular Planning Commission Meeting

B. MONTHLY REPORTS: (CEQA: as to all, not a project per Guidelines Article 20, Section 15378)

2. Financials, January 2023 - January 2022
3. Fire Department Response Report, January 2023
4. Police Activity Report, January 2023

C. MISCELLANEOUS: (CEQA: as to all, not a project per Guidelines Article 20, Section 15378)

5. Appointment of Vice Mayor
6. Finalize Appointments to Regional Boards and Committee List
7. Approve Resolution 2023-01 Cal Fire Grant
8. Approve Resolution 2023-02 Termination AB 361 Requirements
9. Consider a Comment Letter to California Public Utilities Commission Regarding California-American Water and Pure Water Monterey Water Purchase Agreement - Councilmembers Shirley and Uy
10. Approve Resolution 2023-03 for Submittal of the Annual Progress Report (APR) to the Office of Planning and Research (OPR) and the Office of Housing and Community Development (HCD)

8. OLD BUSINESS: None

9. NEW BUSINESS:

- A. Consider Adoption of Policy Regarding Use of Electronic Devices During City Meetings
- B. Brown Act Overview and Update

10. COUNCIL REPORTS:

- A. Council Reports

11. CORRESPONDENCE:

- A. Police Department Recognition Letters
TAMC Highlights
MST Highlights

12. 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.

MEETING TO BE HELD VIRTUALLY ONLY PER GOVERNOR NEWSOM'S EXECUTIVE ORDERS N-29-20 AND N-33-20 REGARDING COVID-19 PROTOCOLS: The Council alone will participate in the Closed Session portion of the meeting via invitation. They will return to the open zoom link meeting listed above upon adjourning from closed session.

A. Public Comment on Closed Session Items: Anyone wishing to address the City Council on an item to be discussed in closed session may do so now. 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 public comment period.

B. Closed Session Items:

- 1. Conference with Legal Counsel – Existing Litigation (California Government Code § 54956.9 (d)(1)): California Native Plant Society v. Fort Ord Reuse Authority et al. Monterey County Superior Court Case No. 20CV001529.**

Conference with Legal Counsel - Existing Litigation (California Government Code § 54956.9 (d)(1)): Christopher Lawson v. City of Del Rey Oaks, et al. Monterey County Superior Court Case No. 22CV003395.

13. NEXT MEETING DATE: Tuesday, March 28, 2023 at 6:00pm

14. 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.



Central Coast Community Energy

Presentation to Del Rey Oaks
02.28.2023

Sophia Schwirzke
Customer Accounts Manager

Community Choice Aggregation

CCA



Purchases electricity on behalf of local communities; develops programs, rebates, and incentives

Investor-Owned Utility



Delivers electricity, maintains infrastructure, and handles billing

Customers



Benefits from local control, competitive rates, and clean energy as well as CCA programs, rebates, and incentives



Our Formation

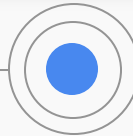
2017

MBCP founded by
Counties of Monterey,
San Benito, Santa Cruz



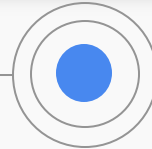
2020

Service expands to
Cities in San Luis
Obispo County



2021

CCCE service
expands to County of
Santa Barbara





34

Member Agencies in **five** counties

400,000+

Customers

\$1 billion

Investment in renewable energy
\$26 million in customer programs





94%

Enrollment in communities

5000 GWh

Electricity delivered in 2022

45,049

Customers in unincorporated Santa Barbara
County and Buellton enrolled in 2021/2022





Our Commitment

01 Local Control

02 Competitive Rates

03 Clean and Renewable Power

04 Community Reinvestment





01 Local Control



Our Governance

County of Monterey

City of Watsonville

City of Salinas

County of San Benito

County of Santa Cruz

City of Santa Cruz

County of Santa Barbara

City of Santa Maria

COASTAL CITIES

PENINSULA CITIES

SALINAS CITIES

SAN BENITO CITIES

SANTA CRUZ CITIES

Marina
Sand City, Seaside
Del Ray Oaks*

Carmel*
Monterey
Pacific Grove*

Greenfield
Gonzales*
Soledad

Hollister*
San Juan Bautista

Capitola*
Scotts Valley

SLO CITIES

SLO NORTH CITIES

SLO SOUTH CITIES

SB COUNTY CITIES

SB COUNTY CITIES

San Luis Obispo*
Morro Bay

Paso Robles*
Atascadero

Arroyo Grande
Grover Beach
Pismo Beach*

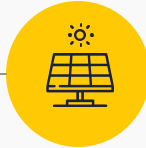
Guadalupe
Solvang*
Buellton

Goleta
Carpinteria*

Our Focus

GHG Reductions

Reduce emissions and promote reliability and local control



Electrification

Facilitate adoption of all-electric buildings and transportation

Competitive Rates

Provide affordable energy, competitive with incumbent utility



Economic Growth

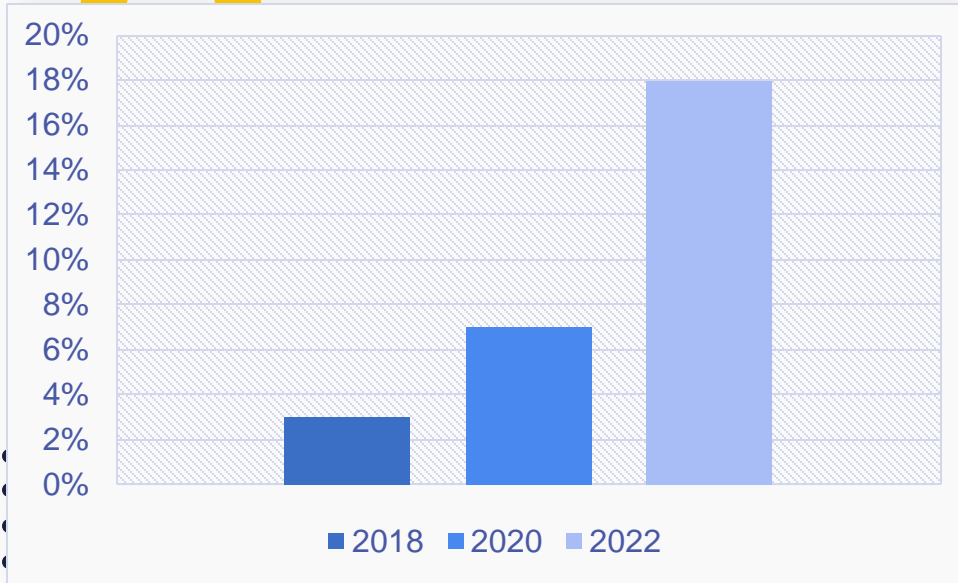
Invest in local communities and help develop workforce



02 Competitive Rates



Average Residential Savings



18%

Average approximate difference between PG&E and CCCE residential generation rates in 2022

2% to 19%

Small to medium commercial* customers savings after March 2022

*Because our IOU imposes an additional demand charge that we do not, we cannot provide a percent savings for large commercial and agriculture accounts.

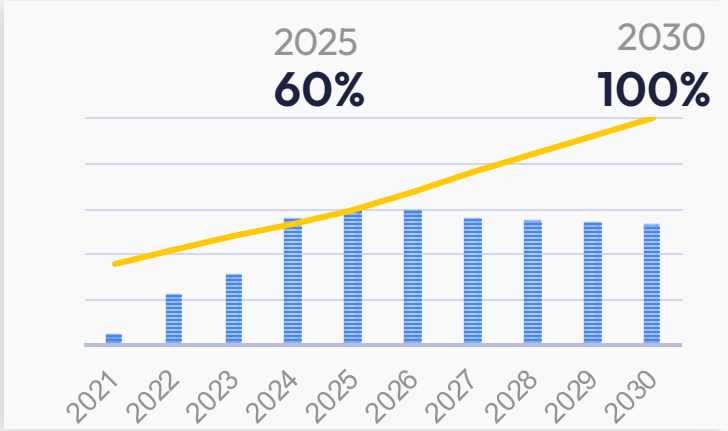
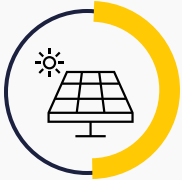


03 Clean & Renewable Power



Procurement Targets

2030 Planned Resource Mix



Procurement Mix



Solar + Storage

575 MW generation
183 MW storage
150 MW solar only

Standalone Storage

102 MW

Geothermal

98 MW

Wind

33 MW

Executed contracts for 19 renewable energy projects



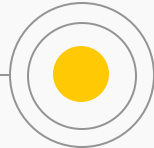
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5



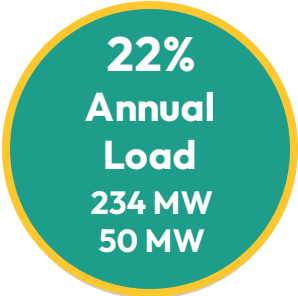
4



1

Projects Online in 2022

Coso Geothermal
66 MW Generation
11% Annual Load
January 2022



**Rabbitbrush
Solar + Storage**
60 MW Generation
12 MW Storage
3% Annual Load
October 2022

Slate Solar + Storage
68 MW Generation
34 MW Battery Storage
4% Annual Load
March 2022



Mammoth Casa Diablo IV
7 MW Generation
1% Annual Load
July 2022



Mountain View Wind
33 MW Generation
3% Annual Load
July 2022

Why electrify?



Reduce GHG Emissions

Transportation accounts for 41% of CA emissions. Gas appliances account for 12%.



Better Health Outcomes

Gas appliances impact indoor air quality and public health. Diesel exhaust is linked to multiple serious conditions.



Make an Impact

Every CCCE customer is on a pathway to carbon-free energy by 2030. Switching from gas to electric vehicles and appliances helps our region finish the job.





04 Community Reinvestment



FY 21/22: Community Reinvestment



Electric School Bus

\$1.4M awarded to schools

Est. **148 mT CO2 emissions**
avoided each year



Electrify Your Ride

\$2.4M awarded to customers

Est. **2,500 mT CO2 emissions**
avoided each year






New Construction Electrification

\$600K+ awarded to
affordable housing

Est. **170 mT CO2 emissions**
avoided each year



Residential Programs



Service	Description	Price
Electrify Your Ride	Plug-In, Battery, Motorcycles, Leased, Used, Chargers and Readiness	\$1,000-\$4,000
Electrify Your Home	HVAC, Heat Pump Water Heater, Panel Replacement	\$450-\$4,000
New Construction Electrification	Fully electric Accessory Dwelling Units	\$5,000

Member Agencies



Electrify Your Fleet

\$5,000 - \$100,000 per unit



Charge Your Fleet

Up to \$100,000; additional funds to Plan Your Fleet



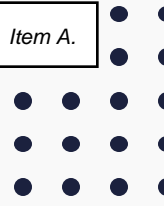
Reach Code Program

\$100,000 budgeted for third-party implementation





Item A.



Businesses



Ag Equipment

\$15,000 - \$100,000, designed to cover between 70% - 100% of project



New Construction Electrification

\$2,500 per affordable or farm worker housing unit



Electrify Your Ride

Up to \$150,000 for DCFC Level 3 Chargers



Underserved Communities



Workforce Development

Broadband initiative, support for contractors



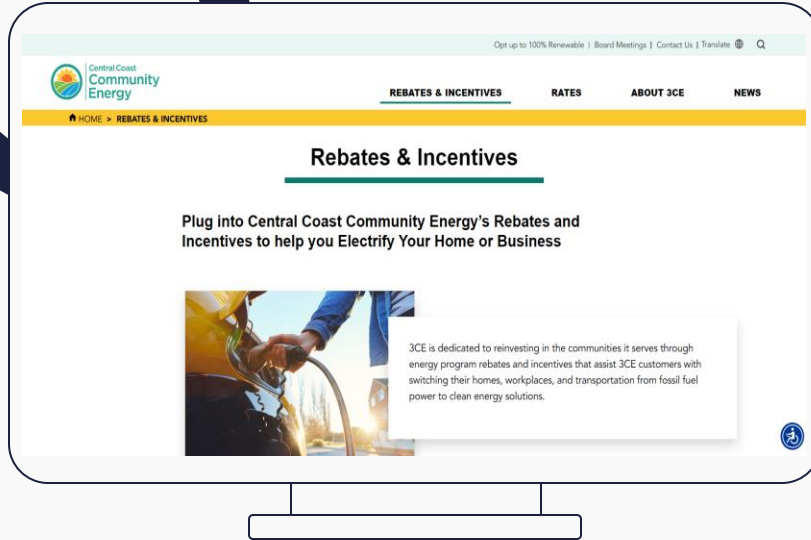
Farmworker Housing+Transportation



Additional Incentives

Income-qualified customers eligible for extra \$1,000 EYR + EYH rebates





3cenergy.org



Thanks

Do you have any questions?

3CE.org
info@3CE.org



Item A.

Power Source Map



Central
**Community
Energy**

Item A.

Long Duration Energy Storage
Monterey County, CA
Storage
Under Development

California Flats
Monterey County, CA
Storage
Online

Jasmine
Kern County, CA
Solar+Storage
Under Development

RPCA Storage 1
Santa Barbara County, CA
Storage
Under Development

Willow Rock Energy Storage Center
Kern County, CA
Storage
Under Development

Slate
Kings County, CA
Solar+Storage
Online

San Luis West
Fresno County, CA
Solar+Storage
Under Development

Casa Diablo-IV
Casa Diablo Mono County, CA
Geothermal
Online

Angela
Tulare County, CA
Solar+Storage
Under Development

COSO Geothermal
Inyo County, CA
Geothermal
Online

Yellow Pine
Clark County, NV
Solar+Storage
Under Development

Aratina
Kern County, CA
Solar+Storage
Under Development

Atlas
La Paz County, AZ
Solar
Under Development

Victory Pass
Riverside County, CA
Solar+Storage
Under Development

Rabbitbrush
Kern County, CA
Solar + Storage
Online

Big Beau
Kern County, CA
Solar + Storage
Under Development

Mountain View Wind Repowering Project
Riverside County, CA
Wind
Online



City of Del Rey Oaks

**City Hall
650 Canyon Del Rey Blvd
Del Rey Oaks, CA 93940**



Action Minutes

Thursday January 24, 2023 - 6:00 PM

City Council – Regular Meeting

Del Rey Oaks City Council

**Scott Donaldson – Mayor
Kim Shirley – Councilmember
Jeremy Hallock – Councilmember
John Uy – Councilmember**

6:00 PM – Called to Order:

The meeting was called to order by Mayor Donaldson.

Roll Call:

Present: Mayor Donaldson, Councilmember Shirley, and Councilmember Hallock and Councilmember Uy

Absent: None

Pledge of Allegiance:

Mayor Donaldson led the Pledge of Allegiance

Interview Qualified Council Vacancy Applicants, Appoint to Fill the Short-Term Council Vacant Seat, and Install the Appointed Council Member

City Manager Guertin: Explains the process and the order of the applicants was determined by the pulling names from the hat before the meeting.

Mike Burger, Applicant: Loves DRO and when folks smile and wave at each other. Been on the planning commission. Safety and sustainability is important. Wants to be available to all 24-7 (gave his phone number).

Gary Kreeger, Applicant: Enjoys Citizens Action Group and Planning Commission. Wants to expand experience and to help in the city. Served 16 years in the Navy. Wants to talk with each other respectfully. Development is concerning, why is the stone creek kitchen area still vacant.

Louise Goetzelt, Applicant: 30-year resident. Thanks all that voted for her in the election. She is open to others' opinions. Health and Safety is her first concern. Served on city council for 3 years and enjoyed it. Wants to set realistic goals.

Andy Clark, Applicant: 20-year resident. Likes the community values. Was on DROCAG and Planning Commission. Specialty is financials and fiscal responsibility is important. Utilizing staff and policies. Health and safety are a priority.

Bill Ragsdale-Cronin, Applicant: Is a centrist. Has experience and his family is like the United Nations. Transparency is perception. Wants to address the debt. It's OK to change your mind and explain why. Look at restrictions on one-time funds.

Dennis Allion, Applicant: Involved in city planning commission and council since 1993. Served 20 years in the Navy. Everyone needs to be treated as individuals. Wants to pay off debt if no restrictions on one time funds. Needs for general population as a whole, need to be met.

Public Comment:

Kathy Palazolo: Thanks all applicants. Impressed by Mike Burger. City has been torn apart; this position is important.

Joanne Davidson: No response from emails. Older folks don't use computers wants a survey mailed out to all residents.

Ballots were handed out to the Council. Handed it to Deputy City Clerk Minami and she read the tallies aloud. 2 votes for Gary Kreeger and 2 votes for Louise Goetzelt.

Mayor Donaldson: Spoke in regard to Jan. 5th motion made by Council Member Shirley, why won't she support Louise now?

Council Member Shirley: Mistaken because it was a motion about the process not direct appointment. Wants Gary because of dedication and core values.

Council Member Uy: Moved by story, open and inclusive. All strong candidates but wants Gary.

Council Member Hallock: Sees Jan 5th differently. Jan 5th motion was to offer the position to Alison Kerr and if she didn't want it, then offer it to Louise Goetzelt. Council Member Shirley backed Louise during campaign, what happened? Supports Louise Goetzelt for a balanced council.

Mayor Donaldson: Even though both are highly qualification, Louise ran in the election and backs her. Running in an election takes effort. She has shown she is willing to work with anyone and has experience. During the Jan. 5th Council Member Shirley supported her by name in the motion. Can you support Louise tonight?

Council Member Shirley: No

Council Member Uy: Rubric was downsized for the sake of compromise.

The Council was not able to come to a consensus on the appointment of the new member.

Mayor Donaldson: Asked for another vote.

Ballots were handed out again to the Council. Handed it to Deputy City Clerk Minami and she read the tallies aloud. 2 votes for Bill Ragsdale-Cronin and 2 votes for Dennis Allion.

Council Member Shirley: Voted for Bill, he is a centrist.

Council Member Hallock: Dennis has the most experience, impressed he applied.

Council Member Uy: Bills responses from the heart.

Mayor Donaldson: Both qualified, the message from January 5th meeting was the city needed experience and Denise has a depth of knowledge.

The Council was not able to come to a consensus on the appointment of the new member.

Mayor Donaldson: Asked for another vote.

Ballots were handed out again to the Council. Handed it to Deputy City Clerk Minami and she read the tallies aloud. 2 votes for Mike Burger and 1 vote for Andy Clarke. Council Member Shirley wrote in Bill Ragsdale-Cronin.

Council Member Shirley: Can't support any of the other applicants.

Council Member Hallock: Impressed with Mike Burger, appreciate his candor.

Mayor Donaldson: Council Member Uy supported Andy Clarke. We are deadlocked, any compromise.

Council Member Uy: No longer supports him, wants Bill Ragsdale-Cronin now.

A motion was made by Council Member Hallock to appoint Andrew Clarke as a City Council Member, Seconded by Mayor Donaldson.

Roll call vote taken pursuant to Government Code 54953:

Mayor Donaldson: Aye

Council Member Shirley: Nay

Council Member Hallock: Aye

Council Member Uy: Nay

The motion did not pass.

City Manager Guertin: Take action on one candidate and move forward.

Council Member Shirley: Feels strongly about Bill, and won't compromise.

Council Member Hallock: Confused because Council Member Uy originally voted for Andy

Clarke, isn't that a compromise? But now he won't vote for him.

Council Member Uy: The last round was confusing.

Mayor Donaldson: Both "sides" aren't getting what they want, so it's compromise on both sides. Both applicants are qualified. Will we leave this position unfilled.

Council Member Shirley: Will not waiver and asks Mayor to compromise since the city is in this situation because of him winning the election.

Mayor Donaldson: Is compromising with Andy Clarke.

A lengthy discussion regarding choices and compromise ensued between the Mayor and Council Members.

*The following applicants withdrew their application from the appointment process:

- Andrew Clarke
- Dennis Allion
- Gary Kreeger
- Mike Burger

City Attorney Lorca: Options can be to continue to deliberate or recommend a special election. This must be done by February 10th.

City Council Member Shirley: Louise Goetzelt has difficulty in leadership at the Oaks.

City Council Member Hallock: Sorry to see the withdrawals, doesn't want the special election.

Mayor Donaldson: Doesn't want to spend the money for election.

City Council Member Shirley: Already compromised and Mayor is not compromising.

City Council Member Uy: Wants to do better and one of the other council members to support Bill Ragsdale-Cronin.

Mayor Donaldson: Will schedule a special meeting to find a path forward, one last effort.

Recess for 10 minutes

Back in session

Public Comment:

Jim Clark: What happened to core values? The Jan 5th meeting was horrible. Reads his letter regarding Council Member Shirley's behavior to incite citizens to line up and make statements to direct appoint Former Alison Kerr.

Kathy Palazolo: Council Member Shirley and Uy's behavior during the Jan. 5th meeting was underhanded and wrong.

Mike Hayworth: Appalled by the behavior of certain Council Members, no bearing on what we are trying to accomplish.

CONSENT AGENDA:

Action Items

- A. MINUTES: (CEQA: as to all, not a project per Guidelines Article 20, Section 15378)
 - 1. December 13, 2022, Regular City Council Meeting Minutes
 - 2. January 5, 2023, Special City Council Meeting Minutes
 - 3. January 11, 2023 Special City Council Meeting Minutes
- B. MONTHLY REPORTS: (CEQA: as to all, not a project per Guidelines Article 20, Section 15378)

1. Financials, December 2022
 2. Fire Department Response Report, December 2022
 3. Police Activity Report, December 2022
- C. MISCELLANEOUS (CEQA: as to all, not a project per Guidelines Article 20, Section 15378)
1. Approve the Purchase of six (6) APX Next Radios to Support Public Safety Communications
 2. Approve Agreement Decommissioning and Returning Donated 2009 Ford Crown Victoria
 3. Approve Employment Contract for Acting Chief of Police
 4. Approve Reimbursement Agreement with DEA for Police Staff time
 5. Approve FY22/23 Cannabis Tax Fund Police Grant Program
 6. Accept Meeting Calendar for 2023

A motion was made by Council Member Hallock, seconded by Council Member Shirley to approve the Consent Agenda.

Roll call vote taken pursuant to Government Code 54953:

Mayor Donaldson: AYE
Councilmember Uy AYE
Councilmember Shirley: AYE
Councilmember Hallock: AYE

The Consent Agenda passed 4-0

NEW BUSINESS:

A. Consider City Council Boards and Committees Appointment List

Council Member Uy: Would like to give the opportunity to someone else to be on Seaside County Sanitation District.

Mayor Donaldson: Assigned Council Member Hallock as the primary for Community Human Services. **Council Member Shirley:** Wants to be primary on Seaside Groundwater Basin Watermaster.

Council Member Hallock: Also wants it.

A motion was made by Council Member Hallock, seconded by Council Member Uy to approve a partial Appointment List with changes and tabling until there is a full council for the Seaside Groundwater Basin Watermaster..

Roll call vote taken pursuant to Government Code 54953:

Mayor Donaldson: AYE
Councilmember Uy AYE
Councilmember Shirley: AYE
Councilmember Hallock: AYE

The Consent Agenda passed 4-0

Closed Session Items:

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 Comment on Closed Session Items: Anyone wishing to address the City Council on an item to be discussed in closed session may do so now. 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 public comment period.

None

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (California Government Code § 54957 (b)(1)): Title: City Manager

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (California Government Code § 54957 (b)(1)): Title: City Attorney

City Attorney Lorca: No reportable action taken.

NEXT MEETING DATE: Tuesday, February 28, 2023 at 6:00pm

ADJOURNMENT: 10:40pm

Attest:

Date:

City of Del Rey Oaks

**City Hall
650 Canyon Del Rey Blvd
Del Rey Oaks, CA 93940**



Action Minutes

Thursday February 9, 2023 - 6:00 PM

City Council – Special Meeting

Del Rey Oaks City Council

**Scott Donaldson – Mayor
Kim Shirley – Councilmember
Jeremy Hallock – Councilmember
John Uy – Councilmember**

6:00 PM – Called to Order:

The meeting was called to order by Mayor Donaldson.

Roll Call:

Present: Mayor Donaldson, Councilmember Shirley, and Councilmember Hallock and Councilmember Uy

Absent: None

Pledge of Allegiance:

Mayor Donaldson led the Pledge of Allegiance

Public Comment:

Irene Barlich: Thanks Council Member Shirley and Uy for sticking to their guns at last meeting.

New Business:

City Councilmember Vacancy: Possible Action to Make an Appointment to Fill the Vacancy for the Remaining Term and Administer the Oath of Office to the Newly Appointed Councilmember (Continued from January 24, 2023 City Council Meeting) or Call a Special Election for November 7, 2023 as per the Elections Code (§36512).

City Manager Guertin: Reviewed process

Public Comment:

Amand: Why not flip a coin.

Vicky Lucido: Voted for change of leadership. It's hypocritical not to appoint Louise.

Mary Solseng: Reads from letter regarding Bill being a centrist.

Don Gruber: Both applicants were opposed to FORTAG but either would be reasonable.

Frank Lucido: It's a fact that the city is divided and we wanted a new mayor. Do what is best for the city.

Manny: Find common ground.

Dennis Allion: Reads Jim Clarks letter regarding the last meeting. Ridiculous that this current situation in Scott's vault. Apologizes for his actions at the last meeting.

Karen Harris: Known Bill for 34 years and he is the best choice.

Patrice Viceone: Louise is not respected at the Oaks. Bill has a mind of his own and is the best choice.

Chris Foley: Bill is his mentor and has integrity.

Gary Kreeger: Alison lost the election because of her support of measure B. All four council members will have to share blame if this goes to an election.

Kathy Pallazolo: Process is flawed, the context changed. Wants a special election.

Scott Laxier: Reads letter. Louise shuts down people at the Oaks. Bill is a good listener and has empathy.

Susan: Likes the idea of flipping a coin.

Deputy City Clerk Minami reads letters from Mike O'Brien and Kristin Clark.

Public Comment is closed

Council Member Hallock: Concerned that Bill doesn't have experience. One must be holistically neutral and leave it at the door. Louise is the best choice.

Council Member Uy: Varied opinions in email. Hard decision but wants Bill on council.

Council Member Shirley: Supports Bill and many are not happy with Louise at The Oaks. We don't need to go to an election, we owe it to the residents to do good work.

Mayor Donaldson: Thanks all for calls and emails. Apologizes to applicants that withdrew. The make up of the council determines how the development is handled, how long-term debt is treated and how we retain staff. The majority wants change and wants to avoid an election. Not happy about how things have come this far. We need to do what's best for the city. To Bill, putting trust in him to be his own man and to be able to compromise in the future. Would like to entertain a motion to appoint Bill Ragsdale-Cronin.

A motion was made by Council Member Shirley to appoint Bill Ragsdale-Cronin to the vacant council seat, Seconded by Council Member Uy.

Roll call vote taken pursuant to Government Code 54953:

- Mayor Donaldson:** Aye
- Council Member Shirley:** Aye
- Council Member Hallock:** Nay
- Council Member Uy:** Aye

The motion passes 3-1

Deputy City Clerk Minami administered the Oath of Office to Bill Ragsdale-Cronin.

Closed session was not heard due to City Attorney Lorca's illness.

Next Meeting Date:

Tuesday, February 28, 2023 at 6:00pm

Adjournment: 7:15 pm

Attest:

Date:

City of Del Rey Oaks

**City Hall
650 Canyon Del Rey Blvd
Del Rey Oaks, CA 93940**



Action Minutes

Wednesday, December 14, 2022 - 6:00 PM

Planning Commission – Regular Meeting

Del Rey Oaks Planning Commission

Mike Hayworth – Chair

Bill Ragsdale-Cronin – Vice Chair

George Jaksha – Commissioner

Gary Kreeger – Commissioner

Denise Wood – Commissioner

Mike Burger – Commissioner

Louise Goetzelt - Commissioner

6:00 PM – Called to Order:

The meeting was called to order by Chair Hayworth.

Roll Call:

Present: Chair Hayworth, Vice Chair Ragsdale-Cronin, Commissioner Jaksha, Commissioner Burger, Commissioner Wood, Commissioner Kreeger, Commissioner Goetzelt

Staff Present:

City Manager Guertin, Deputy City Clerk Minami and Administrative Assistant Fitz

Planner Denise Duffy from Denise Duffy Associates

Pledge of Allegiance:

Chair Hayworth led the Pledge of Allegiance.

Consent Agenda:

A. Adopt September 14, 2022, Planning Commission Meeting Minutes

Public Comment:

Open for General Public Comment; No public comment was made.

Reports:

Building Activity Report November 2022

The Building Activity Report was accepted unanimously.

Old Business:

None

New Business:

Denise Duffy of Denise Duffy and Associates presents item 7A and states no CEQA declaration is required.

- A. CONSIDER RECOMMENDATION to the City Council of an Ordinance amending TITLE 17 of the Del Rey Oaks municipal code regarding definition of “Family and Emergency Shelters”.**

PUBLIC COMMENT: No Public Comment

A motion was made by Commissioner Goetzelt and seconded by Chairman Hayworth to approve item 7A

Roll Call Vote taken pursuant to Government Code 54953:

- Commissioner Wood AYE**
- Commissioner Burger AYE**
- Commissioner Kreeger AYE**
- Commissioner Jaksha AYE**
- Vice-Chair Ragsdale-Cronin AYE**
- Chair Hayworth AYE**
- Commissioner Goetzelt AYE**

Item 7A passed unanimously 7-0

- B. Applicant’s Name: Jack Paquin**
- Owner’s Name: Brandon & Byanca Reed**
- File Number: VAR 22-03**
- Site Location: 33 Carlton Drive**
- Planning Area: APN #012-501-053**
- CEQA Determination: Categorically Exempt pursuant to Guidelines § 15061(c) and 15301**
- Project Description: Requesting a Variance to place an approved ADU, in the side yard setback.**
- Recommended Action: Analyze provided material, make appropriate findings, impose conditions as appropriate, and give direction to staff.**

Item B pulled until January meeting due to lack of preparation on part of the applicant.

Announcements / Comments by Planning Commissioners:

Commissioner Jaksha: DROCAG event in the park was a success despite the rain

Next Meeting Date:

Wednesday, January 11, 2023

Adjournment:

6:08 pm

Attest:

Date:



Staff Report

DATE: February 28, 2023

TO: Honorable Mayor and Members of the City Council

FROM: John Guertin, City Manager

SUBJECT: Receive January 2023 Financial Reports

CEQA: This action does not constitute a “project” as defined by the California Environmental Quality Act (CEQA) guidelines section 15378 as it is an administrative activity of the City that will not result in direct or indirect physical changes in the environment.

Consideration

Receive financial reports for the month of January 2023.

Background

The City Council routinely receives financial reports for the previous month.

Summary & Discussion

Attached are the following financial statements:

- January 2023 Cash Balances – The report shows where the City’s funds are invested. The City continues to have a healthy cash balance \$12,817,520.
- January 2023 Checks Issued Register – This is a listing of all the payments issued for the month.
- January 2023 General Fund Summary – This is a one-page summary of the General Fund, the City’s main operating fund. For the month of January, the General Fund shows revenue of \$274,974 and year-to-date revenue of \$2,434,972. At 58.3% of the year (7 months) the City’s revenues are slightly lower at 56.64% and expenditures are slightly lower at 55.43%. As of 01/31/23 the General Fund shows an operating surplus of \$51,846.
- January 2023 YTD Budget v. Actual Detail – This report shows the line-item detail for all revenues and expenditures by fund and department.

Fiscal Impacts

None. This is informational only.

Recommendation

Staff recommends receiving the reports.

ATTACHMENTS:

{AJL-01144461;1}

- January 2023 Cash Balances
- January 2023 Checks Issued Register
- January 2023 General Fund Summary
- January 2023 YTD Budget v. Actual Detail

Respectfully Submitted,

John Guertin
City Manager

**City of Del Rey Oaks
CASH FUND BALANCE
As of 01/31/2023**

	<u>Current Year</u>	<u>Prior Year</u>
Accounts		
General Checking	376,288.05	2,220,796.34
LAIF	3,755,436.87	1,565,317.19
PARS	351,751.00	310,396.62
Dev - Monterey Peninsula Partne	9,062.62	9,062.62
Fidelity Title Escrow Acct - GJM/SBR Intersection	1,056,168.00	1,056,168.00
Fidelity Title Escrow Acct - SBR Construction	7,268,813.00	7,268,813.00
Total Accounts	<u>12,817,519.54</u>	<u>12,430,553.77</u>

City of Del Rey Oaks
Check/Voucher Register
From 1/1/2023 Through 1/31/2023

Check Number	Payee	Transaction Description	Check Amount
01312023-1	ADP	2022 FED-FUTA -FKT additional taxes due	455.53
	ADP	2022 FED-FUTA additional taxes	22.50
	ADP	ADP fees 01/2023	670.38
01312023-2	P.E.R.S.-HEALTH	CalPERS 1800 Health 01/2023	30,228.89
01312023-3	SHELL FLEET PLUS-WEX BANK	Fuel fees 01/2023	515.12
01312023-4	WEX BANK-CHEVRON	Fuel charges for 01/2023	2,115.43
21063	AT&T CAL NET 2	Acct#9391033790 services 11/19-12/18/22 internet	111.02
	AT&T CAL NET 2	Acct#9391033791 services 11/19-12/18/22 internet	220.22
21064	AT&T MOBILITY	Acct#287290891231 mobile services 11/2022 - 12/2022	1,889.22
	AT&T MOBILITY	Acct#287304221758 services 12/3-1/4/23	40.24
21065	CALIFORNIA-AMERICAN WATER	Acct#1015-210018796550 services 11/19-12/19/22 -water	36.84
	CALIFORNIA-AMERICAN WATER	Acct#1015-210018869991 services 11/19-12/20/22 -water	190.01
	CALIFORNIA-AMERICAN WATER	Acct#1015-210021092445 services 11/19-12/19/21 -water	36.81
	CALIFORNIA-AMERICAN WATER	Acct#1015-210021255352 services 11/19-12/2022 -water	35.03
	CALIFORNIA-AMERICAN WATER	Acct#1015-210021327653 services 11/19-12/19/22 -water	114.98
	CALIFORNIA-AMERICAN WATER	Acct#1015-210021396208 services 11/19-12/19/21 -water	36.84
	CALIFORNIA-AMERICAN WATER	Acct#1015-210021397607 services 11/19-12/19/22 -water	127.84
21066	CITY OF SEASIDE	Acct#1000 Fire Contracts Q4 July-12/31/2022	54,775.50
	CITY OF SEASIDE	Customer 1187 Street Sweeping services July thru December 2022	6,203.88
21067	CivicPlus, LLC	MuniDocs Subscriptions 12/1/22 - 11/30/23	350.00
21068	CoPower	DENTAL COVERAGE January 2023	2,179.85
21069	COASTAL PAVING & EXCAVATING	Per Plan/Bid spread & Additional Gutter and Curb	99,885.00
21070	COMCAST BUSINESS	Acct#8155100230699260 Comcast Services 12/10-01/09/23	368.14
	COMCAST BUSINESS	Acct#8155100230699260 comcast services 12/18-1/17/23	301.61
21071	CORDIO PSYCHOLOGICAL CORP.	Pre employment psych eval	400.00
21072	CORONADO DEISEL MOBILE SERVICES	Service Ford Explorer	344.18
	CORONADO DEISEL MOBILE SERVICES	Service to Dodge Durango	377.56
21073	DEPT OF CONSERVATION	SMIP Fees 10/1-12/31/2022	37.72
21074	DEPT OF JUSTICE	Fingerprint application	51.00
21075	DOWSON, THOMAS	Dowson Reimbursement Expense	64.83
21076	ECONOMIC&PLANNING SYSTEMS, INC.	October 2022 profession services -economic analysis	1,190.00
21077	FENTON & KELLER	November 2022 Special Counsel	50.00
21078	GLOBALSTAR USA	Acct#AC00115154 services 12/18-1/15/23 -wireless	135.13

City of Del Rey Oaks
Check/Voucher Register
From 1/1/2023 Through 1/31/2023

Check Number	Payee	Transaction Description	Check Amount
21079	HARO, KASUNICH AND ASSOC., INC.	Construction Consulting Professional services -parking lot	660.00
21080	I.M.P.A.C.GOVERNMT SER	ViSA City Staff Charges	7,489.21
	I.M.P.A.C.GOVERNMT SER	VISA PD Charges	995.83
21081	JAMES DE CHALK	12/2022 Janitorial services	500.00
21082	MBS BUSINESS SYSTEMS	Acct#3948511 Konica Minolta 12/18-3/17/23 services	210.65
21083	MJ Communications, Inc.	Camera displays	2,892.12
	MJ Communications, Inc.	Outdoor cameras around building	48,292.69
21084	MONTEREY BAY OFFICE PRODUCTS	Acct#500-0598993-000 Konica Minolta Copier lease	127.98
21085	Monterey County, Environmental Health	Direct Cost PER MOA for services rendered 01/01/2022 - 06/30/2022	1,618.76
21086	MONTEREY TIRE SERVICE	new tires	375.40
21087	Motorola Solutions	PO#22-004 Motorola Solutions	1,200.00
21088	M&S BUILDING SUPPLY, INC.	Supplies	94.49
21089	NEILL ENGINEERS CORP	Construction and final inspections WO#8466	1,504.00
21090	Nguyen Security Services	Unarmed patrol guard -construction 12/25/22	1,080.00
21091	ODP Business Solutions, LLC	supplies	293.31
21092	Pacific Etched Glass & Crystal	Supplies	286.75
21093	PG&E	Acct#4283033409-2 PGE services 1021-11/20/22	2,081.53
21094	PG&E-GJM&218	PGE GJM services 11-11-12/12/22	62.68
21095	Pitney Bowes Bank Inc. Purchase Power	Postage	17.35
21096	PRECISION ALARMS AND AUTOMATION	11/2022 Fire Alarm System Monitoring	158.00
	PRECISION ALARMS AND AUTOMATION	12/2022 Fire Alarm System Monitoring	170.00
21097	PROAC LEGAL DEFENSE FUND	PORAC acct#3163 Reserve legal defense	144.00
21098	REGIONAL GOVERNMENT SERIVCES	09/2022 Contract services HR	24.00
	REGIONAL GOVERNMENT SERIVCES	11/2022 Contract Services Finance	7,156.36
21099	ROGER GUZMAN	Guzman Reimbursement Expense	27.47
21100	SMITH & ENRIGHT LANDSCAPING	Supplies	165.00
21101	SOUTH BAY REGIONAL PUBLIC SAFETY TRAINING	Field Training Course -Hoyne	177.00
21102	Stericycle, Inc.	shredding services	336.92
21103	TERMINIX	Pest control	95.00
21104	US Bank Equipment Finance	Acct#500-0673430-000 Konica Minolta copier	397.84
21105	Verizon	Mobile services 11/24-12/23/22	80.02
21106	VSP	VISION PLAN January 2023	261.27
21107			0.00
21108			0.00
21109			0.00
21110			0.00
21111			0.00
21112			0.00
21113			0.00
21114			0.00
21115			0.00
21116			0.00
21117			0.00
21118	AMERICAN LOCK & KEY	Schlage Primus and Stamp	209.84

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01 Monthly-Check Register

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City of Del Rey Oaks
Check/Voucher Register
 From 1/1/2023 Through 1/31/2023

Check Number	Payee	Transaction Description	Check Amount
21119	ANDRES FLORES	Troubleshoot thermostat/Heater in Meeting Rm by Park/ new Thermostate	195.00
21120	ANGEL ARMOR	ALLY - DBL PISTAL MAG, RADIO-TASER, HANDCUFF, OC SPRAY, TOURNIQUIT	1,319.39
21121	AT&T CAL NET 2	ACCT# 9391033790 SERVICE 12/18/22 - 01/18/2023 TELEPHONE	111.45
21122	AT&T MOBIILITY	ACCT#287290891231 - MOBIL SERVICES JAN2023 - 02/2023	949.97
21123	BLUE360 MEDIA	CA PENAL CODE HDBK W/ S&S SURVIVAL GUIDE	232.05
	BLUE360 MEDIA	CA VEHICLE CODE HANDBOOK W/ EBOOK + AP	188.96
21124	CALIFORNIA POLICE CHIEFS ASSOC.	CHRIS BOURQUIN: ANNUAL TRAINING SYMPOSIUM REGISTRATION FEE	875.00
21125	COMCAST BUSINESS	8155100230699260 SERVICE 01/18/23 TO 02/17/23 INTERNET	296.46
	COMCAST BUSINESS	8155100280008479 SERVICE 01/10/23 TO 02/09/23	378.30
21126	CORELOGIC SOLUTIONS, LLC.	RQ2 FLAT FEE LIMITED PACKAGE 12/2022	150.00
21127	CORONADO DEISEL MOBILE SERVICES	FORD EXPLORER SERVICE CALL	182.18
	CORONADO DEISEL MOBILE SERVICES	SERVICE CALL TO KUBOTA TRACTOR	1,321.93
	CORONADO DEISEL MOBILE SERVICES	SERVICE TO DODGE DURANGO - COMPLETE FRONT BRAKE PADS & ROTORES	1,053.30
21128	Dog Waste Depot	DOG WASTE ROLL BAG/ SUPPLIES	218.48
21129	FENTON & KELLER	DEC 2022 - City Attorney General Services	725.00
	FENTON & KELLER	DECEMBER 2022 - 2022 HOUSING ELEMENT UPDATE	100.00
	FENTON & KELLER	DECEMBER 2022 - Christopher Lawson Claim & Investigation	50.00
	FENTON & KELLER	DECEMBER 2022 - Christopher Lawson vs City of DRO	525.00
	FENTON & KELLER	DECEMBER 2022 - PUBLIC RECORDS ACT REQUESTS	100.00
	FENTON & KELLER	December 2022 - Special Council	50.00
21130	G.P.S. SOLUTIONS	DECEMBER 2022 BUILDING PERMITS & INSPECTIONS	2,895.10
21131	JEREMY HALLOCK	JEREMY HALLOCK - JANUARY 2023 - MEALS & TRAVEL REIMBURSEMENTS	400.52
21132	MARTINS IRRIGATION SUPPLY, INC.	Supplies	45.14
21133	MONTEREY BAY OFFICE PRODUCTS	Acct #500-0598993 Konica Minolta Copier Lease	127.98
21134	MONTEREY COUNTY SHERIFF	CRIMINAL JUSTICE INFORMATION SYSTEM FOR 10/2022 TO 12/31/2022	2,269.06
21135	MONTEREY GARAGE TOWING AND STORAGE	Towing Receipt #1729	85.00
21136	M&S BUILDING SUPPLY, INC.	supplies	15.94
21137	NAVAL SURFACE WARFARE CENTER, CRANE DIVISION	AGREEMENT #N00164LE0950-22 - Period of 11/16/22 to 11/16/23	300.00
21138	PG&E	Acct#4283033409-2 PGE services 11/21/22 to 12/20/22	2,435.34

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01 Monthly-Check Register

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City of Del Rey Oaks
Check/Voucher Register
From 1/1/2023 Through 1/31/2023

Check Number	Payee	Transaction Description	Check Amount
	PG&E	PG&E GJM Services 12/13/22 to 01/11/23	57.96
21139	Peace Officers Research Association of California	PORAC #3162 - Membership Dues 01/01/2023	246.00
	Peace Officers Research Association of California	PORAC #3163 Reserve Membership Dues 01/01/2023	96.00
21140	Kai Drechsler	Supplies - ID Cards	110.00
21141	TERMINIX	Pest Control	95.00
21142	THE MAYNARD GROUP	Acct #AC3744 - Monthly Service Fee - January 2023	67.00
21143	AMERICAN LOCK & KEY	Repair/Maintenance	157.94
	AMERICAN LOCK & KEY	Supplies - Balance Due from 08/19/22 Invoice	387.50
	AMERICAN LOCK & KEY	Supplies - KBar Installed	125.00
21144	AT&T CAL NET 2	Acct #9391081967 - Mobil Service 12/15/22 to 01/14/2023	1,454.33
21145	AT&T MOBILITY	Acct #287304221758 Service Jan 03 -Feb 02, 2023	40.24
21146	CoPower	DENTAL COVERAGE FEBRUARY 2023	2,199.85
21147	DENISE DUFFY & ASSOCIATES	December 2022 - #9614 TASK #772	714.00
	DENISE DUFFY & ASSOCIATES	December 2022 - MPE Task #783	7,887.50
	DENISE DUFFY & ASSOCIATES	December 2022 - TASK #776 - GENERAL ON-CALL CONSULTING TASK #776	2,197.50
	DENISE DUFFY & ASSOCIATES	November 2022 - #9614 Task #351 - Tope/Mori Task #351	256.50
	DENISE DUFFY & ASSOCIATES	NOVEMBER 2022 - #9614 Task #772 - Former Ft Ord/Develeper Task #772	1,669.50
	DENISE DUFFY & ASSOCIATES	November 2022 - MPE TASK #783	1,509.00
	DENISE DUFFY & ASSOCIATES	November 2022 - REAP GRANT 779-B	1,732.50
	DENISE DUFFY & ASSOCIATES	NOVEMBER 2022 - TASK #776 - General On-Call Consulting Task 776	2,516.00
	DENISE DUFFY & ASSOCIATES	OCTOBER 2022 - #9614 tASK #772 #9614 - Former Fort Ord Task 772	773.50
	DENISE DUFFY & ASSOCIATES	October 2022 - MPE TASK # 783	1,404.00
	DENISE DUFFY & ASSOCIATES	OCTOBER 2022 - TASK 776 - GENERAL ON CALL CONSULTING TASK 776	1,444.00
21148	EMERGENCY VEHICLE SPECTIALISTS, INC.	2017 FIU Unit #92 Install in Car Camera system. Will not fully reboot	1,282.38
21149	GLOBALSTAR USA	Acct AC00115154 - Wireless Service 01/16 to 02/15/2023	136.95
21150	HDL COMPANIES-HINDERLITER, DE LLAMAS & ASSOC.	HDL - Q2-2022 Case #333056	62.23
21151	HOME DEPOT CRC	December 2022 Supplies	129.55
21152	I.M.P.A.C.GOVERNMT SER	VISA - 9924 - 01232023	6,571.14
21153	John Uy	January 2023 - Reimbursements, Travel Expenses	330.95
21154	Karen Minami	Karen Minami - January 2023 Reimbursments	40.33
21155	KOOL INC. ENTERTAINMENT SALES	Clerk Supplies - Gooseneck Microphone Base w/ Cable	626.09
21156	Monterey County Treasurer	DEC 2022 - Penalty Assessments	200.00
21157	REGIONAL GOVERNMENT SERIVCES	Contract Services - December 2022	13,101.36

City of Del Rey Oaks
Check/Voucher Register
From 1/1/2023 Through 1/31/2023

<u>Check Number</u>	<u>Payee</u>	<u>Transaction Description</u>	<u>Check Amount</u>
21158	Stericycle, Inc.	Shredding Services - December 2022 #8151917388	162.01
21159	VSP	VISION PLAN February 2023	261.27
PERS 01062...	PERS	PERS 3100 Contribution Retirement 12/17-12/30/22 -Plan 1364	511.22
PERS 01062...	PERS	PERS 3100 Contribution Retirement 12/17-12/30/22 -Plan 1365	3,984.07
PERS 01062...	PERS	PERS 3100 Contribution Retirement 12/17-12/30/22 -Plan 25623	2,686.79
PERS 01062...	PERS	PERS 3100 Contribution Retirement 12/17-12/30/22 -Plan 26934	1,147.47
PERS 01062...	PERS	CalPERS 1900 457 (01/06) Contribution 01/15/2023	2,400.00
PERS012023	PERS	CalPERS 1900 457 (0120) Contribution 01/32/2023	2,550.00
	PERS	PERS 3100 Contribution Retirement 12/31-1/13/23 -Plan 1364	511.72
	PERS	PERS 3100 Contribution Retirement 12/31-1/13/23 -Plan 25623	3,180.36
	PERS	PERS 3100 Contribution Retirement 12/31-1/13/23 -Plan 26934	1,699.74
	PERS	PERS 3100 Contribution Retirement 12/31-1/13/23 -Plan 1365	3,736.70
Report Total			<u>372,796.47</u>

City of Del Rey Oaks
Statement of Revenues and Expenditures-General Fund Summary
100 - General Fund

From 1/1/2023 Through 1/31/2023

	Current Month Actual	Year to Date Actual	YTD Budget - Revised	Percent Collected/Spent
Revenue				
Property Taxes	0.00	440,132.06	737,700.00	59.66%
Sales Tax	90,893.72	779,923.34	1,253,000.00	62.24%
Other Taxes	60,022.69	281,812.36	468,300.00	60.17%
Licenses and Permits	9,208.50	106,091.15	311,300.00	34.08%
Fines and Forfeitures	750.00	2,559.55	5,200.00	49.22%
Other Revenue	4,244.77	28,859.73	37,200.00	77.57%
Grants	8,333.33	143,156.59	112,500.00	127.25%
Airport Police Services	90,304.17	538,075.02	1,211,250.00	44.42%
Current Services	11,216.66	114,362.31	162,700.00	70.29%
Total Revenue	<u>274,973.84</u>	<u>2,434,972.11</u>	<u>4,299,150.00</u>	<u>56.64%</u>
Expenditures				
Council	8,495.12	15,784.80	33,600.00	46.97%
City Clerk	75,200.53	272,651.78	435,260.00	62.64%
City Manager	20,260.48	156,153.05	291,960.00	53.48%
Audit/Treasurer	20,339.95	113,228.47	227,200.00	49.83%
Legal	1,744.00	67,002.15	201,500.00	33.25%
Planning & Building Regulation	27,807.86	78,939.64	108,240.00	72.93%
Government Buildings	890.42	6,509.28	22,100.00	29.45%
Non-Departmental	54.08	26,901.25	21,540.00	124.88%
Police	146,072.63	1,360,526.09	2,435,400.00	55.86%
Fire/Animal Control	54,775.50	109,551.00	219,100.00	50.00%
Public Works/Streets	16,051.97	142,984.40	258,750.00	55.25%
Parks/Recreation	5,420.38	32,894.61	44,500.00	73.92%
Total Expenditures	<u>377,112.92</u>	<u>2,383,126.52</u>	<u>4,299,150.00</u>	<u>55.43%</u>
Net Revenues	(102,139.08)	51,845.59	0.00	0.00%
Net Revenues After Other Financing Sources and Uses	(102,139.08)	51,845.59	0.00	0.00%

**City of Del Rey Oaks
Statement of Revenues and Expenditures-YTD Budget v. Actual Detail**

100 - General Fund
From 1/1/2023 Through 1/31/2023

		Current Period Actual	Current Year Actual	YTD Budget - Revised	Percent of Budget Used
Revenue					
Non Department Specific	000				
P/T-Secured	41110	0.00	311,489.33	520,200.00	59.87%
P/T-Unsecured.	41120	0.00	24,139.60	23,000.00	104.95%
P/T-Prior Secured	41130	0.00	2,892.53	6,000.00	48.20%
Prior Unsecured	41140	0.00	0.00	100.00	0.00%
P/T-Unitary Tax	41150	0.00	5,284.58	8,600.00	61.44%
P/T-Supplemental Roll (SB813)	41160	0.00	6,423.56	12,000.00	53.52%
Property Tax - Vlf	41170	0.00	89,683.00	167,000.00	53.70%
P/T-Int/Penal	41180	0.00	219.46	800.00	27.43%
Sales Tax	42210	17,924.93	234,384.25	450,000.00	52.08%
Sales Tax - Add On	42220	72,968.79	545,539.09	803,000.00	67.93%
Cannabis Tax	42222	10,325.96	72,751.52	200,000.00	36.37%
Transient Occupancy Tax	42230	24,912.22	120,559.14	75,000.00	160.74%
Property Transfer Tax	42250	0.00	0.00	5,000.00	0.00%
Sewer Impact	42290	0.00	0.00	15,000.00	0.00%
Business Licenses	42310	436.00	56,060.92	215,000.00	26.07%
Gas Franchises	42761	0.00	0.00	5,800.00	0.00%
Electric Franchises	42762	0.00	0.00	18,500.00	0.00%
Garbage Franchises	42763	24,784.51	81,395.28	100,000.00	81.39%
Cable Tv Franchises	42764	0.00	7,106.42	26,000.00	27.33%
Water Franchises	42765	0.00	0.00	23,000.00	0.00%
Sb1186 Disability Access Fund	43311	24.00	1,466.72	1,000.00	146.67%
SB1473 Environmental Assessment Fee	43312	12.00	45.04	100.00	45.04%
Building Permits	43320	6,171.12	27,789.83	40,000.00	69.47%
Cannabis Business Permit	43325	0.00	5,000.00	30,000.00	16.66%
Plan Check Fees	43330	1,964.38	12,175.86	17,000.00	71.62%
Street Opening Permits Fees	43340	0.00	2,750.00	5,000.00	55.00%
Plumbing Permits	43350	500.00	1,500.00	1,600.00	93.75%
Electrical Permits	43360	125.00	375.00	1,600.00	23.43%
Other Licenses/Permits	43390	0.00	394.50	1,000.00	39.45%
Fines & Forfeitures	45000	0.00	35.00	200.00	17.50%
Vehicle Code Fines	45510	750.00	2,524.55	5,000.00	50.49%
Interest Earned	46100	0.00	6,246.85	10,000.00	62.46%
Rental - Garden Ctr	46815	3,000.00	21,000.00	36,000.00	58.33%
Rental - Airport RV	46816	2,900.00	20,300.00	35,000.00	58.00%
Rental - PW Bldg	46817	2,000.00	7,000.00	0.00	0.00%
HOPTR	47130	0.00	309.05	1,200.00	25.75%
Vehicle License Collection	47140	415.00	814.00	0.00	0.00%
Cop Monies	47240	8,333.33	123,604.60	100,000.00	123.60%
AMBAG REAP Grant - Housing Element	47241	0.00	3,123.50	0.00	0.00%
SB1383 Organics Recycling	47243	0.00	6,292.22	0.00	0.00%
Prop 172	47750	3,775.77	16,883.36	25,000.00	67.53%
Grants - Wellness	47760	0.00	7,500.00	7,500.00	100.00%
Police Grants Other Agencies	47780	0.00	0.00	5,000.00	0.00%
POST Reimbursements	47781	0.00	2,636.27	0.00	0.00%
Police Reports	48210	75.00	250.00	1,000.00	25.00%
Police Services	48211	25.00	27,925.00	48,000.00	58.17%
Public Events	48212	0.00	0.00	5,000.00	0.00%
Use Permits	48805	2,630.00	23,690.00	20,000.00	118.45%
Maps/Publications	48810	0.00	0.00	100.00	0.00%

**City of Del Rey Oaks
Statement of Revenues and Expenditures-YTD Budget v. Actual Detail**

100 - General Fund
From 1/1/2023 Through 1/31/2023

		Current Period Actual	Current Year Actual	YTD Budget - Revised	Percent of Budget Used
Property Inspections	48825	250.00	2,000.00	4,500.00	44.44%
Miscellaneous Revenue	48840	186.66	10,347.31	10,000.00	103.47%
Rental - Park	48910	150.00	1,850.00	3,100.00	59.67%
Miscellaneous Refunds	48930	30.00	3,139.75	0.00	0.00%
Total Non Department Specific		184,669.67	1,896,897.09	3,087,900.00	61.43%
Police	210				
Airport Police Services	48220	90,304.17	538,075.02	1,211,250.00	44.42%
Total Police		90,304.17	538,075.02	1,211,250.00	44.42%
Total Revenue		274,973.84	2,434,972.11	4,299,150.00	56.64%

Expense

Council	110				
Council Member Stipend	61115	525.00	4,275.00	9,000.00	47.50%
Medicare	61130	7.61	61.97	200.00	30.98%
Social Security	61131	32.55	265.05	0.00	0.00%
Employer FUTA	61132	25.65	48.15	0.00	0.00%
Dental Expense	61135	895.66	3,134.81	7,400.00	42.36%
Member/Dues/Contributions	64550	2,550.00	3,541.17	2,000.00	177.05%
Strategic Planning	64570	1,000.00	1,000.00	12,000.00	8.33%
Travel Expenses	64610	3,458.65	3,458.65	3,000.00	115.28%
Total Council		8,495.12	15,784.80	33,600.00	46.98%
City Clerk	111				
Payroll	61105	11,001.84	76,784.67	142,800.00	53.77%
Temp Payroll	61107	0.00	0.00	25,000.00	0.00%
Overtime	61110	736.95	3,940.72	5,000.00	78.81%
PERS UAL	61124	0.00	38,622.00	40,000.00	96.55%
PERS Retirement	61125	861.04	5,295.70	11,700.00	45.26%
Medicare	61130	167.68	1,130.73	2,100.00	53.84%
Employer FUTA	61132	136.64	178.65	0.00	0.00%
Dental Expense	61135	381.52	1,334.74	3,400.00	39.25%
Health Insurance	61140	3,702.30	22,111.63	47,200.00	46.84%
Health Insurance -Retiree	61141	0.00	0.00	1,860.00	0.00%
Vision Ins	61145	55.78	188.98	500.00	37.79%
Workers Comp	61150	0.00	5,181.00	7,900.00	65.58%
Wellness Program	61155	0.00	724.18	1,100.00	65.83%
Materials/Supply	62410	3,094.46	20,646.07	16,300.00	126.66%
Office Supplies	62430	899.80	4,760.48	11,200.00	42.50%
Repair/Maintenance	63505	857.96	2,634.89	3,000.00	87.82%
Telephone	63530	1,508.41	3,426.06	7,680.00	44.61%
Website Design & Maintenance	63535	19.99	132.42	3,800.00	3.48%
Postage / Shipping	63540	17.35	3,555.10	2,400.00	148.12%
Training	63605	200.00	717.95	5,000.00	14.35%
Liability/Prop Non-Dpt	63620	0.00	8,304.68	14,900.00	55.73%
Contract Services - IT	63635	0.00	4,518.89	5,000.00	90.37%
Contract Services - HR	63652	24.00	51.30	40,000.00	0.12%
Organic Waste Regs Services	63654	0.00	0.00	12,000.00	0.00%
Agenda Management System	64315	51,184.81	56,104.81	4,920.00	1,140.34%
Document Management System	64316	0.00	0.00	1,500.00	0.00%
Municipal Code Service	64320	350.00	3,628.34	10,000.00	36.28%
Records Retention Services	64330	0.00	0.00	5,000.00	0.00%
Member/Dues/Contributions	64550	0.00	200.00	1,000.00	20.00%
Election Cost	64588	0.00	8,477.79	0.00	0.00%

**City of Del Rey Oaks
Statement of Revenues and Expenditures-YTD Budget v. Actual Detail**

100 - General Fund
From 1/1/2023 Through 1/31/2023

		Current Period Actual	Current Year Actual	YTD Budget - Revised	Percent of Budget Used
Furniture, Equipment & Vehicles	66300	0.00	0.00	3,000.00	0.00%
Total City Clerk		75,200.53	272,651.78	435,260.00	62.64%
City Manager	120				
Payroll	61105	14,857.55	104,877.51	175,000.00	59.93%
PERS UAL	61124	0.00	893.00	900.00	99.22%
PERS Retirement	61125	742.28	6,679.60	13,100.00	50.98%
Medicare	61130	214.72	1,517.68	2,500.00	60.70%
Employer FUTA	61132	77.04	77.04	0.00	0.00%
Dental Expense	61135	386.58	1,353.03	1,700.00	79.59%
Health Insurance	61140	3,120.31	19,609.69	23,600.00	83.09%
Vision Ins	61145	59.20	236.80	200.00	118.40%
Workers Comp	61150	0.00	6,484.00	9,700.00	66.84%
Wellness Program	61155	0.00	0.00	500.00	0.00%
Deferred Compensation	61165	0.00	0.00	12,000.00	0.00%
Admin Leave	61175	0.00	0.00	7,000.00	0.00%
Auto Allowance	61180	415.38	2,907.66	5,400.00	53.84%
Office Supplies	62430	0.00	125.62	1,530.00	8.21%
Liability/Prop Non-Dpt	63620	0.00	10,454.00	18,200.00	57.43%
Member/Dues/Contributions	64550	0.00	550.00	3,500.00	15.71%
Books and Periodicals	64565	0.00	0.00	300.00	0.00%
Travel Expenses	64610	387.42	387.42	8,000.00	4.84%
Contingency	66905	0.00	0.00	8,830.00	0.00%
Total City Manager		20,260.48	156,153.05	291,960.00	53.48%
Audit/Treasurer	130				
ADP Payroll Fees	62310	0.00	200.00	7,100.00	2.81%
Bank Service Charges	62320	20.00	3,133.86	1,000.00	313.38%
Accounting Software	62431	0.00	0.00	3,600.00	0.00%
Contractual Services - Audit	63625	62.23	11,812.26	31,000.00	38.10%
Actuarial Services	63627	0.00	0.00	4,500.00	0.00%
Contract Services - Accounting	63645	20,257.72	98,082.35	180,000.00	54.49%
Total Audit/Treasurer		20,339.95	113,228.47	227,200.00	49.84%
Legal	150				
Contract Services - Legal	63650	1,744.00	66,844.65	200,000.00	33.42%
Legal Advert	64560	0.00	157.50	1,500.00	10.50%
Total Legal		1,744.00	67,002.15	201,500.00	33.25%
Planning & Building Regulation	160				
Economic Development Services	63639	1,190.00	7,655.50	30,000.00	25.51%
Contract Services - Planning	63640	23,722.76	43,859.51	40,000.00	109.64%
Building Inspections Services	63648	2,895.10	27,424.63	30,240.00	90.68%
Engineering Services	63649	0.00	0.00	5,000.00	0.00%
Travel Expenses	64610	0.00	0.00	3,000.00	0.00%
Total Planning & Building Regulation		27,807.86	78,939.64	108,240.00	72.93%
Government Buildings	180				
Repair/Maintenance	63505	390.42	3,709.28	20,000.00	18.54%
Janitorial Fund	63660	500.00	2,800.00	2,100.00	133.33%
Total Government Buildings		890.42	6,509.28	22,100.00	29.45%
Non-Departmental	190				
Materials/Supply	62410	16.36	3,023.96	6,120.00	49.41%
Telephone	63530	0.00	67.00	1,120.00	5.98%
Liability/Prop Non-Dpt	63620	0.00	12,066.49	0.00	0.00%

**City of Del Rey Oaks
Statement of Revenues and Expenditures-YTD Budget v. Actual Detail**

100 - General Fund

From 1/1/2023 Through 1/31/2023

		Current Period Actual	Current Year Actual	YTD Budget - Revised	Percent of Budget Used
Member/Dues/Contributions	64550	0.00	11,625.24	13,000.00	89.42%
Misc Expenses	64580	0.00	0.00	1,000.00	0.00%
S.M.I.P.	64930	37.72	69.16	200.00	34.58%
Sb 1473	64940	0.00	49.40	100.00	49.40%
Total Non-Departmental		54.08	26,901.25	21,540.00	124.89%
Police	210				
Payroll	61105	67,112.39	527,961.06	1,026,100.00	51.45%
Overtime	61110	9,108.71	94,451.53	120,000.00	78.70%
Reserves Payroll	61120	6,735.00	45,307.50	100,000.00	45.30%
PERS UAL - Post 06/30/18	61123	0.00	0.00	6,100.00	0.00%
PERS UAL	61124	0.00	105,353.00	102,900.00	102.38%
PERS Retirement	61125	8,281.18	61,460.56	127,500.00	48.20%
PERS 457 Expense	61126	2,550.00	18,900.00	36,000.00	52.50%
Medicare	61130	1,226.16	9,702.55	14,900.00	65.11%
Social Security	61131	93.00	1,083.00	0.00	0.00%
Employer FUTA	61132	700.95	811.65	0.00	0.00%
Dental Expense	61135	2,441.98	8,547.51	19,400.00	44.05%
Health Insurance	61140	20,855.04	136,020.48	243,000.00	55.97%
Health Insurance -Retiree	61141	151.00	983.00	700.00	140.42%
Vision Ins	61145	374.54	1,609.72	2,900.00	55.50%
Workers Comp	61150	0.00	86,697.13	212,800.00	40.74%
Wellness Program	61155	0.00	1,825.26	5,300.00	34.43%
Uniform Allowance	61160	2,000.00	4,250.00	10,000.00	42.50%
Materials/Supply	62410	5,870.70	53,792.07	45,000.00	119.53%
Ammunition	62420	0.00	4,678.90	4,000.00	116.97%
Office Supplies	62430	1,102.38	2,996.37	3,000.00	99.87%
PD Safety Equip Lease - Principal	62460	0.00	0.00	24,300.00	0.00%
PD Safety Equip Lease - Interest	62461	0.00	0.00	1,000.00	0.00%
Auto Ops - Supplies / Equip	62710	0.00	88.69	2,500.00	3.54%
Auto Ops - Fuel	62720	2,115.43	16,933.20	30,000.00	56.44%
Repair/Maintenance	63505	2,485.38	7,905.94	14,000.00	56.47%
Telephone	63530	5,149.41	13,253.71	14,000.00	94.66%
Internet	63531	0.00	473.71	2,500.00	18.94%
Records Management	63537	0.00	2,638.90	3,400.00	77.61%
Software-Annual Maintenance					
Annual Maintenance	63538	0.00	0.00	3,400.00	0.00%
Postage / Shipping	63540	89.93	293.32	500.00	58.66%
Training	63605	1,864.76	7,824.55	15,000.00	52.16%
Liability/Prop Non-Dpt	63620	0.00	54,784.79	111,800.00	49.00%
Contractual Services - Audit	63625	0.00	0.00	4,500.00	0.00%
Contract Services - IT	63635	0.00	4,750.00	6,000.00	79.16%
Contract Services - HR	63652	0.00	0.00	3,000.00	0.00%
Janitorial Fund	63660	0.00	0.00	2,000.00	0.00%
Radio Dispatch Police	63665	0.00	57,212.00	73,300.00	78.05%
Auto Repair/Maintenance	63730	2,332.62	7,619.98	14,000.00	54.42%
Animal Regulation Fire	63820	0.00	0.00	500.00	0.00%
Fund Jail & Prisoner	63830	0.00	0.00	200.00	0.00%
Acjis System Police	63840	2,269.06	5,270.32	9,000.00	58.55%
Personnel Recruit & Pre-Employment	64545	400.00	400.00	3,000.00	13.33%
Member/Dues/Contributions	64550	342.00	1,332.00	5,000.00	26.64%

City of Del Rey Oaks
Statement of Revenues and Expenditures-YTD Budget v. Actual Detail

100 - General Fund

From 1/1/2023 Through 1/31/2023

		Current Period Actual	Current Year Actual	YTD Budget - Revised	Percent of Budget Used
Books and Periodicals	64565	421.01	580.01	900.00	64.44%
Travel Expenses	64610	0.00	12,733.68	12,000.00	106.11%
Total Police		146,072.63	1,360,526.09	2,435,400.00	55.86%
Fire/Animal Control	220				
Fire Seaside	63810	54,775.50	109,551.00	219,100.00	50.00%
Total Fire/Animal Control		54,775.50	109,551.00	219,100.00	50.00%
Public Works/Streets	311				
Payroll	61105	6,172.75	43,074.71	79,700.00	54.04%
Overtime	61110	0.00	0.00	3,000.00	0.00%
PERS UAL	61124	0.00	893.00	1,000.00	89.30%
PERS Retirement	61125	457.40	3,178.93	6,000.00	52.98%
Medicare	61130	88.78	621.46	1,200.00	51.78%
Employer FUTA	61132	71.78	71.78	0.00	0.00%
Dental Expense	61135	253.96	888.86	1,700.00	52.28%
Health Insurance	61140	2,400.24	15,084.36	23,600.00	63.91%
Vision Ins	61145	33.02	132.08	300.00	44.02%
Workers Comp	61150	0.00	2,372.00	4,400.00	53.90%
Wellness Program	61155	0.00	0.00	500.00	0.00%
Materials/Supply	62410	1,501.37	17,840.37	16,500.00	108.12%
Office Supplies	62430	0.00	477.39	1,530.00	31.20%
Auto Ops - Supplies / Equip	62710	0.00	1,813.22	2,500.00	72.52%
Auto Ops - Fuel	62720	515.12	3,933.98	5,000.00	78.67%
Repair/Maintenance	63505	395.27	28,934.21	41,000.00	70.57%
Gabilan Crew	63515	0.00	0.00	5,000.00	0.00%
Utilities/Pge	63520	2,500.33	8,660.93	12,000.00	72.17%
Utilities/Water	63525	340.02	2,320.71	3,200.00	72.52%
Training	63605	0.00	0.00	5,000.00	0.00%
Liability/Prop Non-Dpt	63620	0.00	3,827.33	5,500.00	69.58%
Auto Repair/Maintenance	63730	1,321.93	1,792.08	8,300.00	21.59%
Storm Water Project - Phase 4	64920	0.00	7,067.00	23,000.00	30.72%
Contingency	66905	0.00	0.00	8,820.00	0.00%
Total Public Works/Streets		16,051.97	142,984.40	258,750.00	55.26%
Parks/Recreation	411				
Materials/Supply	62410	74.09	10,452.87	16,500.00	63.35%
Repair/Maintenance	63505	5,050.00	20,633.05	25,000.00	82.53%
Utilities/Water	63525	296.29	1,808.69	2,000.00	90.43%
Travel Expenses	64610	0.00	0.00	1,000.00	0.00%
Total Parks/Recreation		5,420.38	32,894.61	44,500.00	73.92%
Total Expense		377,112.92	2,383,126.52	4,299,150.00	55.43%
Excess(Deficit) of Revenue Over Expenditures		(102,139.08)	51,845.59	0.00	0.00%

**City of Del Rey Oaks
Statement of Revenues and Expenditures-YTD Budget v. Actual Detail**

210 - Gas Tax Fund
From 1/1/2023 Through 1/31/2023

		Current Period Actual	Current Year Actual	YTD Budget - Revised	Percent of Budget Used
Revenue					
Non Department Specific	000				
Gas Tax 2103	47010	2,114.73	8,941.71	15,000.00	59.61%
Gas Tax 2105	47020	1,541.60	6,078.84	10,400.00	58.45%
Gas Tax 2106	47030	1,467.17	6,854.99	9,100.00	75.32%
Gas Tax 2107	47040	2,117.49	7,405.21	14,200.00	52.14%
Gas Tax 2107.5	47050	0.00	1,000.00	1,000.00	100.00%
Total Non Department Specific		<u>7,240.99</u>	<u>30,280.75</u>	<u>49,700.00</u>	<u>60.93%</u>
Total Revenue		<u>7,240.99</u>	<u>30,280.75</u>	<u>49,700.00</u>	<u>60.93%</u>
Expense					
Public Works/Streets	311				
Street Sweeping	63510	6,203.88	6,203.88	10,000.00	62.03%
Street Lighting	63910	2,079.22	6,266.06	15,000.00	41.77%
Total Public Works/Streets		<u>8,283.10</u>	<u>12,469.94</u>	<u>25,000.00</u>	<u>49.88%</u>
Total Expense		<u>8,283.10</u>	<u>12,469.94</u>	<u>25,000.00</u>	<u>49.88%</u>
Excess(Deficit) of Revenue Over Expenditures		(1,042.11)	17,810.81	24,700.00	72.10%

**City of Del Rey Oaks
Statement of Revenues and Expenditures-YTD Budget v. Actual Detail**

211 - SB1 Fund
From 1/1/2023 Through 1/31/2023

		<u>Current Period Actual</u>	<u>Current Year Actual</u>	<u>YTD Budget - Revised</u>	<u>Percent of Budget Used</u>
Revenue					
Non Department Specific	000				
SB 1 Funds	47777	2,969.61	20,071.60	36,900.00	54.39%
MBASIA Contribution	48970	0.00	0.00	10,000.00	0.00%
Total Non Department Specific		<u>2,969.61</u>	<u>20,071.60</u>	<u>46,900.00</u>	<u>42.80%</u>
Total Revenue		<u>2,969.61</u>	<u>20,071.60</u>	<u>46,900.00</u>	<u>42.80%</u>
Expense					
Street Improvements	523				
Street Improvements	66410	0.00	0.00	70,000.00	0.00%
Total Street Improvements		<u>0.00</u>	<u>0.00</u>	<u>70,000.00</u>	<u>0.00%</u>
Total Expense		<u>0.00</u>	<u>0.00</u>	<u>70,000.00</u>	<u>0.00%</u>
Excess(Deficit) of Revenue Over Expenditures		2,969.61	20,071.60	(23,100.00)	(86.89)%

City of Del Rey Oaks
Statement of Revenues and Expenditures-YTD Budget v. Actual Detail

212 - Measure X Fund

From 1/1/2023 Through 1/31/2023

		<u>Current Period Actual</u>	<u>Current Year Actual</u>	<u>YTD Budget - Revised</u>	<u>Percent of Budget Used</u>
Revenue					
Non Department Specific	000				
Measure X	47775	<u>0.00</u>	<u>0.00</u>	<u>92,000.00</u>	<u>0.00%</u>
Total Non Department Specific		<u>0.00</u>	<u>0.00</u>	<u>92,000.00</u>	<u>0.00%</u>
Total Revenue		<u><u>0.00</u></u>	<u><u>0.00</u></u>	<u><u>92,000.00</u></u>	<u><u>0.00%</u></u>
Expense					
Via Verde/Los Encinos Street Repair	524				
Street Improvements	66410	<u>0.00</u>	<u>0.00</u>	<u>30,000.00</u>	<u>0.00%</u>
Total Via Verde/Los Encinos Street Repair		<u>0.00</u>	<u>0.00</u>	<u>30,000.00</u>	<u>0.00%</u>
Angelus/Rosita Storm Drain Repair (Engineering)	525				
Street Improvements	66410	<u>0.00</u>	<u>0.00</u>	<u>10,000.00</u>	<u>0.00%</u>
Total Angelus/Rosita Storm Drain Repair (Engineering)		<u>0.00</u>	<u>0.00</u>	<u>10,000.00</u>	<u>0.00%</u>
Angelus/Rosita Storm Drain Repair (Construction)	526				
Street Improvements	66410	<u>0.00</u>	<u>0.00</u>	<u>60,000.00</u>	<u>0.00%</u>
Total Angelus/Rosita Storm Drain Repair (Construction)		<u>0.00</u>	<u>0.00</u>	<u>60,000.00</u>	<u>0.00%</u>
Debt Service - Measure X	610				
Principal - Measure X Loan	65103	<u>0.00</u>	<u>0.00</u>	<u>90,000.00</u>	<u>0.00%</u>
Interest - Measure X	65203	<u>0.00</u>	<u>0.00</u>	<u>2,000.00</u>	<u>0.00%</u>
Total Debt Service - Measure X		<u>0.00</u>	<u>0.00</u>	<u>92,000.00</u>	<u>0.00%</u>
Total Expense		<u><u>0.00</u></u>	<u><u>0.00</u></u>	<u><u>192,000.00</u></u>	<u><u>0.00%</u></u>
Excess(Deficit) of Revenue Over Expenditures		<u>0.00</u>	<u>0.00</u>	<u>(100,000.00)</u>	<u>0.00%</u>

City of Del Rey Oaks
Statement of Revenues and Expenditures-YTD Budget v. Actual Detail
223 - ARPA Fund
 From 1/1/2023 Through 1/31/2023

		<u>Current Period Actual</u>	<u>Current Year Actual</u>	<u>YTD Budget - Revised</u>	<u>Percent of Budget Used</u>
Revenue					
Non Department Specific	000				
ARPA Grant	47521	0.00	197,836.00	197,870.00	99.98%
Total Non Department Specific		0.00	197,836.00	197,870.00	99.98%
Total Revenue		<u>0.00</u>	<u>197,836.00</u>	<u>197,870.00</u>	<u>99.98%</u>
Expense					
City Clerk	111				
Agenda Management System	64315	0.00	3,150.00	0.00	0.00%
Computer Server Replace	64318	0.00	0.00	12,000.00	0.00%
Total City Clerk		0.00	3,150.00	12,000.00	26.25%
City Hall Parking Lot Imp	527				
Parking Lot Improvements	66425	0.00	0.00	150,000.00	0.00%
Total City Hall Parking Lot Imp		0.00	0.00	150,000.00	0.00%
Park Parking Lot	528				
Parking Lot Improvements	66425	0.00	0.00	60,500.00	0.00%
Total Park Parking Lot		0.00	0.00	60,500.00	0.00%
Total Expense		<u>0.00</u>	<u>3,150.00</u>	<u>222,500.00</u>	<u>1.42%</u>
Excess(Deficit) of Revenue Over Expenditures		0.00	194,686.00	(24,630.00)	(790.44)%

**City of Del Rey Oaks
Statement of Revenues and Expenditures-YTD Budget v. Actual Detail**

311 - Prop 68 Grant Fund
From 1/1/2023 Through 1/31/2023

		<u>Current Period Actual</u>	<u>Current Year Actual</u>	<u>YTD Budget - Revised</u>	<u>Percent of Budget Used</u>
Revenue					
Non Department Specific	000				
Donations	48844	0.00	0.00	30,000.00	0.00%
Total Non Department Specific		0.00	0.00	30,000.00	0.00%
Total Revenue		0.00	0.00	30,000.00	0.00%
Expense					
Park Play Structure	529				
Park Improvements	66420	2,584.00	12,945.99	13,850.00	93.47%
Total Park Play Structure		2,584.00	12,945.99	13,850.00	93.47%
Basketball Court Reconstruction	530				
Park Improvements	66420	660.00	660.00	30,000.00	2.20%
Total Basketball Court Reconstruction		660.00	660.00	30,000.00	2.20%
Park Parking Lot/Accessibility Project	531				
Park Improvements	66420	95,000.00	95,000.00	59,500.00	159.66%
Total Park Parking Lot/Accessibility Project		95,000.00	95,000.00	59,500.00	159.66%
Total Expense		98,244.00	108,605.99	103,350.00	105.09%
Excess(Deficit) of Revenue Over Expenditures		(98,244.00)	(108,605.99)	(73,350.00)	148.06%



FIRE DEPARTMENT

1635 Broadway Avenue
Seaside, CA 93955

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

February 3, 2023

John Guertin, City Manager
Del Rey Oaks City Hall
650 Canyon Del Rey
Del Rey Oaks, CA 93940

Dear Mr. Guertin:

Enclosed is a copy of the response reports for the Seaside Fire Department response to Del Rey Oaks for the period of January 1, 2023 through January 31, 2023.

The Seaside Fire Department responded to the following incidents in the month of January:

Incident #

230106-SEA00054	230119-SEA00194	230127-SEA00269
230108-SEA00085	230120-SEA00198	230128-SEA00273
230109-SEA00098	230125-SEA00246	230128-SEA00274
230114-SEA00141	230126-SEA00258	230130-SEA00289
230117-SEA00169	230127-SEA00266	

There are Fourteen (14) fire calls for the month of January. If you have any questions, please contact me.

Sincerely,

Paul Blaha
Deputy Fire Chief
CC: File

**SEASIDE FIRE DEPARTMENT
City of Del Rey Oaks - Response Report**

Incident Date	Incident Number	Alarm Time	Arrival Time	Response Time (Minutes)	Incident Type Code	District	Street Or Highway Name	Priority
1/6/2023	230106-SEA00054	6:37:49 AM	6:44:23 AM	6.07	622	29	Portola	Emergent
1/8/2023	230108-SEA00085	4:02:37 PM	4:07:07 PM	4.50	321	29	Canyon Del Rey	Emergent
1/9/2023	230109-SEA00098	10:08:32 PM	10:14:25 PM	5.88	311	29	Paloma	Emergent
1/14/2023	230114-SEA00141	7:27:53 AM	7:35:46 AM	6.95	511	29	Paloma	Non-Emergent
1/17/2023	230117-SEA00169	8:34:42 AM	8:40:35 AM	5.25	321	29	Canyon Del Rey	Emergent
1/19/2023	230119-SEA00194	5:20:28 PM	5:29:15 PM	7.95	542	29	Angelus	Non-Emergent
1/20/2023	230120-SEA00198	9:00:28 AM	9:04:55 AM	3.82	322	29	GENERAL JIM MOORE	Emergent
1/25/2023	230125-SEA00246	7:02:09 AM	7:08:10 AM	6.02	321	29	Rosita	Emergent
1/26/2023	230126-SEA00258	6:47:21 PM	6:54:24 PM	6.33	311	29	Wallace	Emergent
1/27/2023	230127-SEA00266	1:11:20 PM	1:16:19 PM	4.98	321	29	Canyon Del Rey	Emergent
1/27/2023	230127-SEA00269	3:49:33 PM	3:52:55 PM	2.70	322	29	Canyon Del Rey	Emergent
1/28/2023	230128-SEA00273	9:36:13 AM	9:39:37 AM	3.40	321	29	Portola	Emergent
1/28/2023	230128-SEA00274	1:33:56 PM	1:40:06 PM	5.58	321	29	Pheasant Ridge	Emergent
1/30/2023	230130-SEA00289	12:02:05 PM	12:06:55 PM	4.83	321	29	Canyon Del Rey	Emergent

Total Calls 14

LEGEND CODE:	INCIDENT TYPE:
100-173	FIRE
200-251	OVERPRESSURE
300-381	MEDICAL RESPONSE
400-482	HAZARDOUS CONDITION
500-571	SERVICE CALL
600-672	GOOD INTENT CALL
700-751	FALSE ALARM/FALSE CALL
800-810	SEVERE WEATHER
900-911	SPECIAL/CITIZEN COMPLAINT



POLICE

DEL REY OAKS

City Council Report

Jan 2023

Chris Bourquin
Interim Chief

Case #	Date	Offense Code 1	Offense Code Description	DRO	MPAD	OJ	Residential	Commercial
23-001	01/02/2023	594(B)(1) PC	Vandalism		X			X
23-002	01/02/2023	Surrendered Property			X			X
23-003	01/03/2023	Found Property		X			X	
23-004	01/05/2023	594(A)(2) PC	Vandalism		X			X
23-005	01/05/2023	Surrendered Property			X			X
23-006	01/06/2023	20002(A)(1) VC	Non injury Hit & Run	X				X
23-007	01/08/2023	Outside Warrant/M	Arrest	X			X	
23-008	01/09/2023	Information Only		X				X
23-009	01/09/2023	14601.2(A) VC	Arrest-Suspended License	X				X
23-010	01/09/2023	14601.2(A) VC	Arrest-Suspended License	X				X
23-011	01/10/2023	Outside Warrant/M	Arrest	X				X
23-012	01/11/2023	Lost Property		X				X
23-013	01/12/2023	10851(A) VC	Vehicle Theft Unfounded		X			X
23-014	01/15/2023	Outside Warrant/M	Arrest	X				X
23-015	01/16/2023	484(A) PC	Shoplifting	X				X
23-016	01/20/2023	ACI	Injury Traffic Collision	X				X
23-017	01/22/2023	Towed Vehicle		X			X	
23-018	01/22/2023	Towed Vehicle		X			X	
23-019	01/23/2023	Void						
23-020	01/23/2023	14601.2(A) VC	Arrest-Suspended License	X				X
23-021	01/25/2023	Towed Vehicle		X				X
23-022	01/25/2023	Outside Warrant/M	Arrest	X				X
23-023	01/25/2023	487(A) PC	Stolen bike	X				X
23-024	01/26/2023	10851(A) VC	Vehicle Theft Unfounded		X			X
23-025	01/27/2023	ACI	Injury Traffic Collision	X				X
23-026	01/27/2023	Information Only		X				X
23-027	01/28/2023	245(A)(1) PC	Assault with a deadly weapon	X			X	
23-028	01/28/2023	487(A) PC	Stolen Ebike	X			X	
23-029	01/29/2023	12500(A) VC	Unlicensed driver			X		X
23-030	01/30/2023	Outside Warrant/M	Arrest	X				X
23-031	01/31/2023	Information Only		X				X
23-032	01/31/2023	14601.1(A) VC	Arrest-Suspended License	X				X
32 Cases								

Calls for Service	
Month	YTD
287	287

Case Reports	
Month	YTD
32	32

Alarms					
Residential		Commercial		MPAD	
Mo.	YTD	Mo.	YTD	Mo.	YTD
3	3	3	3	10	10

Citations					
Moving		Parking		Warning	
Mo.	YTD	Mo.	YTD	Mo.	YTD
20	20	3	3	23	23



Group A Offense Report

Printed On: 02/07/2023

Item 4.

Beginning Date: 01/01/2023

Ending Date: 01/31/2023

Page 1 of 2

Agency: All

Offense	Reported in 2023	Reported in 2022	Percent Change	Offenses Cleared	Percent Cleared	Percent Of Category	Rate Per 100,000*
Murder	0	0	NA	0	0.00%	0.00%	NA
Negligent Manslaughter	0	0	NA	0	0.00%	0.00%	NA
Justifiable Homicide	0	0	NA	0	0.00%	0.00%	NA
Non-consensual Sex Offenses:							
Rape	0	0	NA	0	0.00%	0.00%	NA
Sodomy	0	0	NA	0	0.00%	0.00%	NA
Sexual Assault with Object	0	0	NA	0	0.00%	0.00%	NA
Fondling	0	0	NA	0	0.00%	0.00%	NA
Aggravated Assault	2	0	NA	0	0.00%	100.00%	NA
Simple Assault	0	0	NA	0	0.00%	0.00%	NA
Intimidation	0	0	NA	0	0.00%	0.00%	NA
Kidnapping/Abduction	0	0	NA	0	0.00%	0.00%	NA
Consensual Sex Offenses:							
Incest	0	0	NA	0	0.00%	0.00%	NA
Statutory Rape	0	0	NA	0	0.00%	0.00%	NA
Human Trafficking, Commercial Sex Acts	0	0	NA	0	0.00%	0.00%	NA
Human Trafficking, Involuntary Servitude	0	0	NA	0	0.00%	0.00%	NA
Crimes Against Persons Total	2	0	NA	0	0.00%	22.22%	NA
Robbery	0	0	NA	0	0.00%	0.00%	NA
Burglary/Breaking & Entering	0	0	NA	0	0.00%	0.00%	NA
Larceny/Theft Offenses	5	7	-28.57%	0	0.00%	71.43%	NA
Motor Vehicle Theft	0	0	NA	0	0.00%	0.00%	NA
Arson	0	0	NA	0	0.00%	0.00%	NA
Destruction Of Property	2	0	NA	0	0.00%	28.57%	NA
Counterfeiting/Forgery	0	1	-100.00%	0	0.00%	0.00%	NA
Fraud Offense	0	1	-100.00%	0	0.00%	0.00%	NA
Embezzlement	0	0	NA	0	0.00%	0.00%	NA
Extortion/Blackmail	0	0	NA	0	0.00%	0.00%	NA
Bribery	0	0	NA	0	0.00%	0.00%	NA
Stolen Property Offenses	0	0	NA	0	0.00%	0.00%	NA
Crimes Against Property Total	7	9	-22.22%	0	0.00%	77.78%	NA
Drug/Narcotic Violations	0	0	NA	0	0.00%	0.00%	NA
Drug Equipment Violations	0	0	NA	0	0.00%	0.00%	NA
Gambling Offenses	0	0	NA	0	0.00%	0.00%	NA
Pornography/Obscene Material	0	0	NA	0	0.00%	0.00%	NA
Prostitution	0	0	NA	0	0.00%	0.00%	NA
Weapons Law Violation	0	0	NA	0	0.00%	0.00%	NA
Animal Cruelty	0	0	NA	0	0.00%	0.00%	NA
Crimes Against Society Total	0	0	NA	0	0.00%	0.00%	NA
Total Group "A" Offenses	9	9	0%	0	0.00%	100%	NA

Note: The Rate per 100,000 will be 'NA' when the Adjusted Population Base is Zero.

* Adjusted population base: 1

2023 Crime in California



Group A Offense Report

Printed On: 02/07/2023

Item 4.

Beginning Date: 01/01/2023

Ending Date: 01/31/2023

Page 2 of 2

Statewide Crime Profile



CITY OF DEL REY OAKS

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

DATE: February 28, 2023
TO: Honorable Mayor and City Council
FROM: John Guertin, City Manager
SUBJECT: Appointment of Vice Mayor for 2023

CEQA: Enactment of this action is not subject to the California Environmental Quality Act (CEQA) as it is not a project pursuant to Guidelines Section 15378 (b)(5) because it is an organizational or administrative activity of the City that will not result in direct or indirect physical changes in the environment.

Recommended Action

That the Council approve the appointment of Kim Shirley as Vice Mayor for the 2023 calendar year.

Discussion

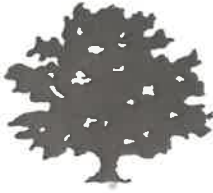
California Government Code Section 36801 requires the appointment of a mayor pro tempore or Vice Mayor. Councilmember Shirley is the most experienced member on the Council and is most qualified to serve in this capacity.

Fiscal Impacts

None.

Respectfully Submitted,

John Guertin
City Manager



CITY OF DEL REY OAKS

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

DATE: February 28, 2023

TO: Honorable Mayor and City Council

FROM: John Guertin, City Manager

SUBJECT: Finalize Approval of Appointments to Regional Boards and Commissions

CEQA: This action does not constitute a "project" as defined by the California Environmental Quality Act (CEQA) guidelines section 15378 as it is an organizational activity of the City that will not result in direct or indirect physical changes in the environment.

Discussion

On January 24, 2022, the City Council approved a partial list of appointments to regional boards and commissions. Due to the vacant council seat, some appointments were postponed. The attached Appointments List shows the approved appointments in Black and the outstanding appointments, with proposed appointees, in Red.

Fiscal Impacts

None.

Recommendation

Approve the final appointments effective immediately.

Attachments

Regional Boards and Commissions Appointments List for 2023

Respectfully submitted,

John Guertin
City Manager



2023 CITY OF DEL REY OAKS REGIONAL
AGENCIES BOARDS & COMMITTEES
REPRESENTATIVES APPOINTMENT LIST

<u>AGENCY</u>	<u>STIPEND</u>	<u>MEMBER</u> <u>Alternate</u>
<u>SPECIAL DISTRICTS</u>		
1) ReGen Monterey * 4 year term through 2024 Felipe Melchor, General Manager 14201 Del Monte Blvd., Marina 384-5313 / Website: www.mrwmd.org <i>Meeting: 3rd Friday of each month at 9:30 a.m.</i>	\$100/mtg	Shirley Ragsdale- Cronin
2) Monterey-Salinas Transit Carl Sedoryk, General Manager 19 Upper Ragsdale Dr. #200, Monterey 899-2558 / Website: www.mst.org <i>Meeting: 2nd Monday of each month at 10:00 a.m.</i>	\$100/mtg	Shirley Hallock
Mo Co Regional Taxi Authority Administered by MST <i>Meeting: Once a year</i>	\$50/mtg	
3) Northern Salinas Valley Mosquito Abatement * 2 year term through 2024 Kenneth Klemme, Manager-Biologist 342 Airport Blvd, Salinas 373-2483 / Website: www.montereycountymosquito.com <i>Meeting: 2nd Tuesday of each month at 12:00 p.m.</i>	\$100/mtg	Goetzelt
4) Seaside County Sanitation District Chair: Jerry Blackwelder 440 Harcourt Avenue, Seaside 899-6230 / Website: www.ci.seaside.ca.us <i>Meeting: 2nd Tuesday of each month at 9:30 a.m.</i>	\$100/mtg	Uy Ragsdale- Cronin
5) M. Peninsula Water Management District (MPWMD) David Stoldt, General Manager 5 Harris Court, Bldg. G, Monterey 658-5600 / Website: www.mpwmd.dst.ca.us/mpwmd.htm <i>Meeting: 3rd Monday of each month at 7:00 p.m.</i>	No compensation	Hallock (PAC) Guertin (TAC)

JOINT POWERS AUTHORITIES

- | | | |
|--|--|------------------------------------|
| 1) Association of Monterey Bay Governments
Maura F. Twomey, Executive Director
24580 Silver Cloud Ct., Monterey
883-3750 or info@ambag.org / Website: www.ambag.org
<i>Meeting: 2nd Wednesday of each month at 6:00 p.m.</i> | \$50/mtg. | Uy
Shirley |
| 2) Community Human Services
Robin McCrae, Executive Director
2560 Garden Road, Ste 201, Monterey
658-3811 or info@chservices.org / Website: www.chservices.org
<i>Meeting: 3rd Thursday of each month at 11:00 a.m.</i> | No compensation | Ragsdale-Cronin
Hallock |
| 3) Monterey One Water (MRWPCA)
Paul A. Sciuto, General Manager
5 Harris Court, Bldg. D, Monterey
372-3367 / Website: www.mrwpc.org
<i>Meeting: Last Monday of each month at 6:00 p.m.</i> | \$50/mtg
\$100 after July 1 | Donaldson
Shirley |

SPECIALY CONSTRUCTED ORGANIZATION

- | | | |
|--|-------------------|-------------------------|
| 1) Transportation Agency for Monterey County (TAMC)
Debbie Hale, Executive Director
55-B Plaza Circle, Salinas
775-0903 / Website: www.tamcmonterey.org
<i>Meeting: 4th Wednesday of each month at 9:00 a.m.</i> | \$100/mtg. | Donaldson
Uy |
|--|-------------------|-------------------------|

MISCELLANEOUS

- | | | |
|--|------------------------|----------------------------|
| 1. City Selection (Mayors)
<i>Meeting: 1st Friday of each month at 11:30
a.m.</i> | No compensation | Donaldson |
| 2. Monterey Bay Area Insurance Fund (MBAIF)
Michael Simmons, Risk Manager
100 Pine St., 11 th Floor, San Francisco
(415)403-1400 / Website: www.mbasia.org
<i>Meeting: 1st Monday of each month at 9:30 a.m.</i> | | Guertin |
| 3. Seaside Groundwater Basin Watermaster
Dewey D. Evans, Chief Executive Officer
2600 Garden Road, Suite 228, Monterey
641-0113 / Website: www.seasidebasinwatermaster.org
<i>Meeting: 1st Wednesday of each month at 2:00 p.m.</i> | No compensation | Shirley
Hallock |

Approved as to form and content at a Regular Meeting of the City Council of the City of Del Rey Oaks held on January 24, 2023.

Signed: _____ Scott Donaldson, Mayor Attest: _____ John Guertin, City Clerk

CITY COMMITTEES WITH COUNCIL MEMBERS**1) Finance Committee****Donaldson, Shirley, Ragsdale-Cronin****CITY COMMITTEES WITH RESIDENTS****2) Administrative Hearing Officer Appointments**

- | | |
|--------------------------|-----------------|
| a. Position #1 2022-2024 | Vacant |
| b. Position #2 2022-2024 | Vacant |
| c. Position #3 2021-2023 | Frederica Jones |

3) Parks & Recreation Committee - 2 year term

- | | |
|---|---------------------|
| a. Position #1 Sept 2021 - Dec 2023 | Teri Laxier |
| b. Position #2. Sept 2021 - Dec 2023 | Kiel Edson |
| c. Position #3. Sept 2021 - Dec 2023 | Brandon Stettenbenz |
| d. Youth Representative
Sept 2021 - Dec 2023 | Matthew Hickey |
| e. Council Liaison - Dec 2023 | Jeremy Hallock |
| f. Planning Committee Liaison - Dec 2023 | Denise Wood |
| g. Staff Liaison | John Guertin |

4) Planning Commission - 4 year terms

- | | |
|---------------------------------|-----------------|
| a. Position #1 June 2019 - 2023 | Mike Hayworth |
| b. Position #2 June 2019 – 2023 | Louise Goetzelt |
| c. Position #3 June 2019 - 2023 | Denise Wood |
| d. Position #4 June 2021 - 2025 | Mike Burger |
| e. Position #5 June 2021 - 2025 | Vacant |
| f. Position #6 June 2021 - 2025 | Gary Kreeger |
| g. Position #7 June 2021 - 2025 | George Jaksha |

5) Police Advisory Committee - 2 year terms-extended 6 months as per Jan. 24th meeting direction

- | | |
|---|--|
| a. Position #1 January 2021 – June 2023 | Paul Keene - Mayor Kerr's appt |
| b. Position #2 January 2021 – June 2023 | Louise Goetzelt - Vice Mayor Lintell appt |
| c. Position #3 January 2021 – June 2023 | Mark Thomas - Councilmember Donaldson appt |
| d. Position #4 January 2021 – June 2023 | Frederica Jones - Councilmember Shirley appt |
| e. Position #5 January 2021 – June 2023 | Jim Clark - Councilmember Gaglioti appt |
| f. Position #6 January 2021 – June 2023 | Jay Roland – Acting CM Hoyne - Business |
| g. Position #7 January 2021 – June 2023 | Matthew Wright – Acting CM Hoyne - stakeholder |

COUNTY COMMITTEE WITH RESIDENT**1) Veterans Issues Advisory Committee - 1 year term**

- | | |
|----------------|--------------|
| a. Position #1 | Rick Johnson |
|----------------|--------------|

RESOLUTION NO. 2023-01**A RESOLUTION OF THE DEL REY OAKS CITY COUNCIL AUTHORIZING APPLICATION FOR, AND RECEIPT OF, CALIFORNIA CLIMATE INVESTMENT FIRE PREVENTION GRANT PROGRAM FUNDS**

WHEREAS, The Governor of the State of California in cooperation with the California State Legislature has enacted State of California Climate Investment, which provides funds to the State of California and its political subdivisions for fire prevention programs; and

WHEREAS, the State Department of Forestry and Fire Protection (Cal FIRE) has been delegated the responsibility for the administration of the program within the State, setting up necessary procedures governing application by local agencies, non-profit organizations, and others under the program, and

WHEREAS, the applicant will enter into an agreement with the State of California to carry out the "**City of Del Rey Oaks - Fire Prevention Program**" project;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Del Rey Oaks:

1. Approved the filing of an application for "California Climate Investment Fire Prevention Grant Program", and
2. Certifies that said applicant has or will have sufficient funds to operate and maintain the project, and,
3. Certifies that funds under the jurisdiction of the City Council of the City of Del Rey Oaks are available to begin the project.
4. Certifies that said applicant will expend grant funds prior to March 15, 2026.
5. Appoints City Manager or a designee, to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, amendments, payment requests and so on, which may be necessary for the completion of the aforementioned project.

PASSED AND ADOPTED as a resolution of the City Council of the City of Del Rey Oaks at a meeting held on this 28th day of February, 2023.

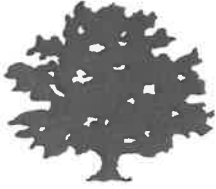
- AYES:
- NOES:
- ABSENT:
- ABSTAIN:

APPROVED:

Scott Donaldson, Mayor

ATTEST:

John Guertin, City Clerk



CITY OF DEL REY OAKS

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

DATE: February 28, 2023

TO: Honorable Mayor and City Council

FROM: John Guertin, City Manager

SUBJECT: Rescinding Resolution 2020-04 Proclaiming a Local Emergency Within the City due to COVID-19

CEQA: This action does not constitute a "project" as defined by the California Environmental Quality Act (CEQA) guidelines section 15378 as it is an organizational activity of the City that will not result in direct or indirect physical changes in the environment.

RECOMMENDATION:

Adopt a Resolution Rescinding Resolution No. 2020-04 Terminating the Proclamation of a Local Emergency within the City due to COVID-19.

SUMMARY:

On March 24, 2020, the City Council adopted Resolution 2020-04, proclaiming the existence of a local emergency due to COVID-19. As COVID-19 and its impact on the local medical system have subsided, it is no longer an immediate emergency. Therefore, the emergency declaration and related executive orders may be terminated.

It is recommended that the Council deems that the Local Emergency within the City due to COVID-19 no longer exists and adopts a resolution rescinding Resolution 2020-04 and thereby terminating the proclamation of a local emergency related to COVID-19 and certain related executive orders issued by the City Manager and ratified by the Council.

DISCUSSION:

A Novel Coronavirus (COVID-19) was first detected in Wuhan City, Province, China, in December 2019. On March 13, 2020, the State of California and the President of the United States proclaimed County/State/National emergencies due to COVID-19. By March 17, Monterey County declared a local health emergency. On March 24, 2020, the Council adopted Resolution 2020-04 proclaiming the existence of a local emergency due to COVID-19. Resolution 2020-04 specified that the termination of the declaration could be made upon a determination that the local emergency no longer exists.

On February 28, 2023, the proclaimed State of Emergency pertaining to COVID-19 will end for the State of California. Therefore, the emergency declaration and related executive orders may be terminated.

FINANCIAL IMPACT:

None

ATTACHMENTS:

1. Resolution 2023-02

Respectfully submitted,

John Guertin
City Manager

RESOLUTION NO. 2023-02**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEL REY OAKS RESCINDING RESOLUTION NO. 2020-04 AND THEREBY TERMINATING THE PROCLAMATION OF A LOCAL EMERGENCY RELATED TO COVID-19 AND CERTAIN RELATED EMERGENCY POLICIES ISSUED BY THE CITY MANAGER AND RATIFIED BY THE CITY COUNCIL**

WHEREAS, in December 2019, an outbreak of respiratory illness due to a novel coronavirus (a disease now known as COVID-19) was first identified in Wuhan City, Hubei Province, China; and

WHEREAS, COVID-19 spread outside of China, impacting the world, including the United States; and

WHEREAS, the CDC activated its Emergency Response System to provide ongoing support for the response to COVID-19 across the country; and

WHEREAS, the California Department of Public Health activated its Medical and Health Coordination Center, and the Office of Emergency Services activated the State Operations Center to provide support and guide actions to preserve public health; and

WHEREAS, on March 4, 2020, Governor Newsom proclaimed a State of Emergency for the State of California as a result of the threat of COVID-19; and

WHEREAS, on March 11, 2020, the Director-General for the World Health Organization declared that COVID-19 can be characterized as a “pandemic”; and

WHEREAS, on March 12, 2020, Governor Newsom issued Executive Order N-25-20, which followed his March 4 proclamation of a State of Emergency in California as a result of the threat of COVID-19; and

WHEREAS, on March 13, 2020, the President of the United States declared that the outbreak of COVID-19 in the United States constitutes a national emergency; and

WHEREAS, on March 17, 2020, Monterey County declared a local health emergency; and

WHEREAS, on March 24, 2020, the City Council of the City of Del Rey Oaks proclaimed the existence of a local state of emergency relating to COVID-19 throughout the City of Del Rey Oaks setting in place the City Manager to help establish local orders and to further address the health and safety of the Del Rey Oaks community and its residents; and

WHEREAS, on October 17, 2022, Governor Newsom announced that the COVID-19 State of Emergency will end for the state of California effective February 28, 2023; and

WHEREAS, since the City Council’s proclamation of a local emergency, various emergency policies have been issued by the Director of Emergency Services and ratified by the City Council; and

WHEREAS, the City of Del Rey Oaks and surrounding community were supported throughout the local emergency by Monterey County Department of Public Health through education, testing, and treatment resources related to COVID-19; and

WHEREAS, the case incidence of COVID-19 cases in the City has significantly subsided; and

WHEREAS, pursuant to Government Code Section 8630, the City Council, after reviewing the need for continuing the local emergency, has determined that conditions no longer exist to warrant continuing the local emergency beyond the timeframe identified by the state of California.

NOW, THEREFORE, the City Council of the City of Del Rey Oaks proclaims, and orders as follows:

1. The foregoing recitals are true and correct and incorporated by reference.
2. The City of Del Rey Oaks will continue to work collaboratively with the Monterey County Department of Public Health to support continued efforts to minimize and mitigate the spread of COVID-19 in our community.
3. The City Council hereby rescinds Resolution No. 2020-04 and thereby terminates the proclamation of a local emergency related to COVID-19.

Passed and Adopted by City of Del Rey Oaks, this 28th day of February, 2023 by the following vote, to wit:

AYES:
 NOES:
 ABSENT:
 ABSTAIN:

Approved:

 Scott Donaldson, Mayor

Attest:

 John Guertin, City Clerk



CITY OF DEL REY OAKS

Council Agenda Report

DATE: February 28, 2023

TO: Honorable Mayor and Members of City Council

FROM: Councilmember Shirley & Councilmember Uy

SUBJECT: Authorize submission of this comment letter, on behalf of the Del Rey Oaks City Council, to the California Public Utilities Commission (CPUC) in Support of the Monterey Peninsula Water Management District’s Petition for Modification of D.22-12-001 in proceeding A2111024. This petition if adopted by the CPUC would compel California-American Water Company (Cal-Am) to sign the Water Purchase Agreement authorized in Decision 22-12-001

CEQA: This action does not constitute a “project” as defined by the California Environmental Quality Act (CEQA) guidelines section 15378 as it will not result in direct or indirect physical changes in the environment.

Recommendation

That the City Council authorizes submission of this comment letter to the California Public Utilities Commission (CPUC) in support of the Monterey Peninsula Water Management District’s (MPWMD) Petition for Modification of D.22-12-001 requesting that the CPUC compel California-American Water to sign the Water Purchase Agreement authorized in Decision 22-12-001. CPUC comments go to the Public Advisors office at: public.advisor@cpuc.ca.gov

This comment letter would also be sent to the following representatives and agencies:

- Governor Gavin Newsom
- Secretary for CA Natural Resources Agency, Wade Crowfoot
- Senator John Laird, 17th Senate District
- Assemblymember Dawn Addis, 30th Assembly District State of California,
- Housing and Community Development Department
- Monterey County Board of Supervisors
- Maura Twomey, Association of Monterey Bay Area Governments
- State Water Resources Control Board
- Paul Sciuto, Monterey One Water
- Dave Stoldt, Monterey Peninsula Water Management District

Policy Implications

Providing a letter to the CPUC as recommended is crucial to demonstrate the unwavering dedication and fervor of the City Council towards ensuring the Monterey Peninsula has access to sustainable water sources and can move forward with affordable housing for its residents and workforce. By taking action and speaking out, the City Council can showcase its resolute commitment to these vital issues and emphasize the importance of addressing them in a timely and effective manner.

Fiscal Implications

There is no direct financial impact from submitting the letter.

Background

The following is an edited summary of the history of the Pure Water Monterey expansion project as told by Dave Stoldt, General Manager of Monterey Peninsula Water Management District.

The suggestion to consider the expansion of the Pure Water Monterey (PWM) project came from the California Public Utilities Commission (CPUC) itself five years ago. Since then, the Monterey Peninsula Water Management District (MPWMD) and Monterey One Water (M1W) have been working tirelessly to show the potential and promise of PWM expansion as a supplemental source of water, a backup plan in case of the failure of the desalination plant to move forward, or as an outright alternative.

The PWM expansion project can produce 2,250 acre-feet per year of urgently needed water in the shortest time possible (two years), supporting the needed housing, jobs, and drought protection.

The community currently faces a 1,000 acre-foot annual shortfall until PWM expansion is complete. Rain, use of reserves, and over-pumping of existing supplies must make up for this difference.

On September 22, 2021, Cal-Am, M1W, and MPWMD reached an agreement on a Water Purchase agreement (WPA) to buy water from PWM Expansion. On November 29, 2021, Cal-Am submitted the WPA for the PWM expansion and associated cost recovery to the CPUC.

On December 1, 2022, the CPUC approved the Water Purchase Agreement for PWM expansion but until Cal-Am actually signs the agreement to buy the water from the PWM expansion, construction cannot begin. On December 6, 2022, Cal-Am President Kevin Tilden informed M1W and MPWMD that Cal-Am would not sign the WPA until they had received authorization to recover more costs in rates, citing financial harm and indicating it would file for a rehearing at the CPUC. Despite having the option to sign the WPA while simultaneously applying for a rehearing, Cal-Am chose not to do so.

On December 13, 2022, Cal-Am issued a press release stating its full support for the Expansion project and adding the project's additional recycled water would bolster the region's water supplies but indicated that they need the necessary funding to support the wells, pipelines, and pumps necessary to deliver the Expansion's additional supplies to their customers on the Monterey Peninsula. There was no mention of the fact that the CPUC had already authorized Cal-Am to collect \$61.5 million for the needed Expansion infrastructure. MPWMD General Manager Dave Stoldt wrote to Cal-Am President Kevin Tilden, asking Cal-Am to reconsider its refusal, saying that Cal-Am was seeking "free dollars from ratepayers" and that it has never submitted any evidence to support the company's claim that its "actual costs were in excess."

On December 16, 2022, the MPWMD petitioned the CPUC to modify its decision, arguing that Cal-Am was obstructing the project by requesting additional funding that had already been denied by the commission. The petition stated that Cal-Am was not committed to the project and would over-pump the adjudicated Seaside Basin if water was needed in the next few years, holding the Peninsula hostage.

On December 30, 2022, Cal-Am responded by requesting a rehearing from the CPUC to collect an additional \$20 million plus from ratepayers for the PWM Expansion. The company argued that additional funding was necessary to cover the increased costs of the project and to provide the best water supply solution for the community.

Summary & Discussion

At the December 1, 2022, virtual meeting, the CPUC authorized Cal-Am to enter into the Water Purchase Agreement by issuing Decision 22-12-001 in Application 21-11-024. This approval provides a much-needed opportunity to move forward with the Pure Water Monterey (PWM) expansion project, which could provide enough water to potentially lift the Cease-and-Desist order from the State Water Resources Control Board on the Monterey Peninsula. However, the signature of California American Water on the Water Purchase Agreement is necessary to begin construction.

The lack of water availability is a major concern on the Monterey Peninsula and is preventing the implementation of Regional Housing Needs Assessment units due to the lack of an additional water supply. As a peninsula city, Del Rey Oaks is concerned about the lack of affordable housing in the region. We understand that the only way the region will be able to move forward with increased housing is if we have a new source of water. The PWM expansion project is a shovel-ready project that will provide the Peninsula with an additional 2,250 acre-feet of water, which is a crucial step towards building the affordable housing that is desperately needed.

Cal-Am has petitioned twice for recovery costs, and after an additional \$20 million was granted, they have been denied any additional money from the CPUC. They are asking for a rehearing, but the CPUC is unlikely to grant a rehearing on this matter.

These delays in signing the Water Purchase Agreement are now costing public agencies additional money in terms of administrative costs and potential increases in costs for construction and financing in the future. To date, these delays may be costing upwards of \$14 million dollars. Our ratepayers, who are our Del Rey Oaks residents, will end up paying for these additional costs.

The public agencies may also lose out on \$42 million in grant funds for this \$70 million project, which would result in ratepayers paying the increased costs on their water bills. Additionally, moving forward with the PWM expansion project will provide an opportunity to build new extraction wells, which will allow the Monterey Peninsula Water Management District to increase Aquifer Storage and Recovery production.

Given these concerns, we believe the council should request that the California Public Utilities Commission compel California American Water to sign the Water Purchase Agreement in order for the Pure Water Monterey Expansion Project to move forward. The PWM expansion project will provide the much-needed water at a cost residents can afford. We respectfully urge the Del Rey Oaks City Council to support this initiative of submitting a letter to the CPUC so that our community can move forward with this project which will save our residents from higher water costs in the future.

Respectfully Submitted,

Councilmember Shirley and Councilmember Uy

ATTACHMENT:

Letter to the CPUC

President Alice Busching Reynolds
 Commissioner Genevieve Shiroma
 Commissioner Darcie L. Houck
 Commissioner John Reynolds
 Commissioner Karen Douglas
 505 Van Ness Avenue
 San Francisco, CA 94102

Re: Application 21-11-024 – In Support of the Monterey Peninsula Water Management District’s Petition for Modification of D.22-12-001

Dear President Reynolds and Commissioners:

The Del Rey Oaks City Council would like to thank you for your unanimous approval of the amended Water Purchase Agreement at the December 1, 2022, virtual meeting by the issuance of D.22-12-001 in A. 21-11-024. This approval now provides the opportunity to move forward on the Pure Water Monterey expansion project, which will provide enough water to potentially lift the Peninsula’s Cease-and-Desist order from the State Water Resources Control Board.

The Monterey Peninsula is in desperate need of an additional water supply for new housing and drought protection. As a peninsula city, Del Rey Oaks is concerned with the lack of affordable housing in the region. We understand that the only way the region will be able to move forward with increased housing is if we have an additional source of water.

Right now, two of our public agencies—the Monterey Peninsula Water Management District (MPWMD) and Monterey One Water (M1W) are poised and ready to move forward with the Pure Water Monterey Expansion, which will provide the Peninsula with an additional 2,250 acre-feet of water. All that is required to begin construction is California American (Cal-Am) Water’s signature on the Water Purchase Agreement. At this time, Cal-Am has refused to sign the Water Purchase Agreement until the CPUC approves its request for greater cost recovery.

As a council, we believe Cal-Am’s delay has the following negative consequence for our residents and the greater Peninsula:

1. The delay in signing the Water Purchase Agreement is costing our public agencies additional money in terms of administrative costs and in the future, an increase in costs for construction and financing. A very rough estimate is that these delays may be costing upwards of \$14 million dollars. Our ratepayers will end up by paying for these additional costs.
2. If this is delayed further, our public agencies may be losing out on \$42 million in grant funds for this \$70 million project. If these grant funds, which will pay for more than half of the project, are not secured, then our ratepayers may end up paying these increased costs on their water bills.

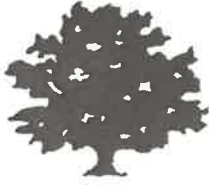
3. Moving forward with the expansion of Pure Water Monterey will also provide an opportunity to build new extraction wells which will allow the Water Management District to increase Aquifer Storage and Recovery (ASR) production. With the higher flows of the Carmel River, more water could be recovered from this source and stored within our aquifers for future use. However, without the signed Water Purchase Agreement, additional wells aren't being constructed and the community is losing out on saving this valuable water for future use.

Given these concerns, we respectfully request that the California Public Utilities Commission compel California American Water to sign the Water Purchase Agreement so that the Pure Water Monterey Expansion Project can move forward.

Thank you for your consideration on this important matter.

Respectfully,

Elected members of the Del Rey Oaks City Council



CITY OF DEL REY OAKS

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

DATE: February 28, 2023
TO: Honorable Mayor and City Council
FROM: John Guertin, City Manager
SUBJECT: Consider letter to the California Public Utilities Commission (CPUC)

CEQA: This action does not constitute a “project” as defined by the California Environmental Quality Act (CEQA) guidelines section 15378 as it will not result in direct or indirect physical changes in the environment.

Recommended Action

That the Council consider drafting and sending a letter to the California Public Utilities Commission (CPUC).

Discussion

Both the Monterey Peninsula Water Management District (MPWMD) and Monterey One Water have requested that peninsula cities consider sending a letter to the CPUC in support of the Monterey Peninsula Water Management District’s petition for modification of D.22-12-001 in proceeding A2111024. The MPWMD draft was submitted for consideration by Councilmembers Shirley and Uy (report and letter attached). The Monterey One Water draft was submitted for consideration by Mayor Donaldson.

The Council could consider:

- Approving one of the letters as drafted for submittal to the CPUC
- Modifying or drafting another letter for submittal
- Not submitting a letter to the CPUC

Fiscal Impacts

None.

Respectfully Submitted,

John Guertin
City Manager

President Alice Busching Reynolds
Commissioner Genevieve Shiroma
Commissioner Darcie L. Houck
Commissioner John Reynolds
Commissioner Karen Douglas
505 Van Ness Avenue
San Francisco, CA 94102

Re: Application 21-11-024– Request to Compel Execution of the Amended Water Purchase Agreement Authorized in D. 22-12-001

Dear President Reynolds and Commissioners:

As elected officials from the City of Del Rey Oaks on the Monterey Peninsula, we want to thank you for your unanimous approval of the amended Water Purchase Agreement at the Dec. 1, 2022, virtual meeting by the issuance of D.22-12-001 in A. 21-11-024. The approval cleared the way for the expansion of the Pure Water Monterey Project. The amount of water created from the expanded Pure Water Monterey Project would potentially lift the Cease-and-Desist Order imposed upon the area by the State Water Resources Control Board.

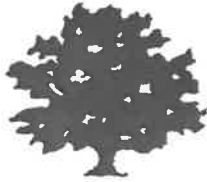
The area is in desperate need of the additional water as the Regional Housing Needs Assessment units are not being implemented because of the lack of water availability.

It is our understanding that two of the three parties -- Monterey One Water and the Monterey Peninsula Water Management District -- needed to execute the Amended Water Purchase Agreement have already signed the document. The Third party, California American Water, has not yet signed the Agreement. Once the Agreement is fully executed, the financing to construct the Project can be secured and bidding the various components of the Project can begin. The delays caused by not executing the Agreement are delaying drought proofing efforts for the residents and businesses in our communities.

As requested by the Water Management District in its December 16, 2022, Petition for Modification, we also respectfully request that the California Public Utilities Commission compel California American Water to sign the Amended Water Purchase Agreement in order for the Pure Water Monterey Expansion Project to move forward. California American Water can continue to work through the issues related to cost recovery at a later time without delaying the expansion of the Pure Water Monterey Expansion Project.

Sincerely,

Scott Donaldson	Kim Shirley	John Uy	Jeremy Hallock	Bill Ragsdale-Cronin
Mayor	Councilmember	Councilmember	Councilmember	Councilmember



CITY OF DEL REY OAKS

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

DATE: February 28, 2023
TO: Honorable Mayor and Council Members
FROM: Denise Duffy, City Planning Consultant
SUBJECT: 2022 General Plan Annual Progress Report

CEQA: This action does not constitute a "project" as defined by the California Environmental Quality Act (CEQA) guidelines section 15378 as it is an organizational activity of the City that will not result in direct or indirect physical changes in the environment.

Annual Progress Report: Government Code section 65400(a)(2)(A) requires each City and County to provide an annual progress report to the Office of Planning and Research (OPR) and Housing and Community Development department (HCD) on the status of the general plan and progress in implementation of housing policies and programs since the previous reporting year. A primary purpose of this reporting is to detail the progress each jurisdiction has made in meeting the jurisdiction's share of regional housing needs allocation (RHNA) determined pursuant to Government Code section 65584, as well as updates on local efforts to remove governmental constraints to the maintenance, improvement, and development of housing pursuant to Government Code section 65583(c)(3) (Id. at § 65400(a)(2)(B)). The general requirements to the General Plan Annual Progress Report (APR) and Housing Element APR are addressed below.

Requirements: The annual progress reports must be provided to the OPR and HCD on or before April 1st of each year. Jurisdictions report on a calendar-year basis (January 1 through December 31). There is no standardized format for the preparation of an APR for the General Plan. The form and content of the report may vary based on the circumstances, resources, and constraints of each jurisdiction.

2022 General Plan Annual Progress Report: This 2022 APR incorporates the adopted 2021, 2020 and 2019 APR; these reports provided a comprehensive review of progress made on the City General Plan. Consistent with previous reports, the attached matrix (**Attachment A**) is updated annually with comments and provides a comprehensive listing of all general plan policies, categorized by element, with a commentary on status. The assessment notes how, or if a policy was implemented during the reporting period (i.e., a description of the activities underway or completed for implementation of cited policy). The City Council and Planning Commission also provided comments on the 2021 APR during public meetings held in March 2022. This guidance included comments and updates to status of policies, as well as areas where updates or modifications to the General Plan would be desirable.

Note: The City's current General Plan was adopted in December 1998, Resolution No. 98-20; and updated in December 2019 with the adoption of the City Housing Element. The purpose of this APR is to review progress made implementing adopted City policies of the General Plan; the APR is not meant to review or revise the policies themselves.

No changes to the General Plan or amendments to policies were undertaken in 2022. Thus, the assessment and charts contained in the APR/**Attachment A** adopted by the City Council on March 22, 2022, continue to be applicable to this 2022 APR. Further, on February 8, 2023, the Planning Commission at a duly noticed public hearing considered the 2022 APR and recommended approval of the APR to the City Council. Minor amendments corrections and additions were identified by the Planning Commission which are incorporated within **Attachment A**.

2021 Housing Element Annual Progress Report: Each jurisdiction (city council or board of supervisors) must also prepare and submit an APR on the jurisdiction's status and progress in implementing its Housing Element (Government Code Section 65400.). Each jurisdiction's Housing Element APR must be submitted to HCD and the Governor's Office of Planning and Research (OPR) by April 1st of each year and it covers the previous calendar year (January 1 to December 31, 2022). The purpose of the APR is to provide information regarding local agency progress in meeting its share of RHNA and removing governmental constraints to the development of housing pursuant to Government Code section 65583(c)(3). The focus of the report is progress made since the last reporting period. The City's Housing Element policies and progress toward implementation are shown on **Attachment A**.

General Plan Annual Progress Report Attachment: The attached 2022 APR represents the current snapshot of the progress made on general plan policies in calendar year 2022, consistent with requirements for APRs.

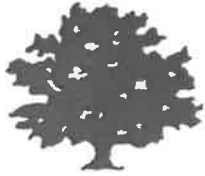
Consideration by City Council

1. Consider Draft 2022 Annual Progress Report on the Implementation of the General Plan
2. Approve attached resolution and direct submittal of APR to HCD/OPR

Respectfully submitted,

Denise Duffy

Denise Duffy



CITY OF DEL REY OAKS

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

City of Del Rey Oaks

2022 General Plan Annual Progress Report February 28, 2023

Annual Progress Report

1.0 Introduction and Summary

Government Code Section 65400 requires the City to prepare an annual report on the status of the City's General Plan (Plan) and progress in its implementation (2021 General Plan Progress Annual Report). This Annual Progress Report (APR) must be provided to the Office of Planning and Research (OPR) and the Department of Housing and Community Development (HCD). The APR supplies a means to monitor the success of implementing the General Plan and determine if changes are needed in the Plan or in the implementation of its programs. The APR also provides information on the City's progress in meeting its share of regional housing needs allocation (RHNA) and summarizes the degree to which the General Plan complies with statutory requirement pursuant to Government Code Section 65040.2.

The format and content of this Annual Progress Report was prepared in accordance with the State's submittal requirements under California Government Code Section 65400. This General Plan Annual Progress Report is a reporting document and does not create or alter policy. The content is provided for informational purposes only and is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15306. The APR is meant as a progress document, with reporting required to be completed each year on the previous calendar-year (January 1 through December 31).

The Del Rey Oaks (City) General Plan was last updated in December 2019, with the adoption of the Housing Element.¹ The original City General Plan was adopted in 1988. An update to the General Plan was approved in 1997 for lands within the former Fort Ord. This update approved land use designations and policies for the City's lands within City areas of former Fort Ord. The current General Plan is a combination of the original 1988 General Plan Policies and the 1997 General Plan Update for the former Fort Ord area. The current General Plan also includes the updated 2019 Housing Element. The General Plan has had no other updates.

¹ The next General Plan Element update will be in 2023 with the Update to the City's Housing Element.

2.0 APR Reviews

An APR is meant to address the progress the City has made towards implementing the actions of the General Plan. Although no major updates to the City General Plan have occurred over the years, the City has conducted annual comprehensive reviews of the City's policies in the past – most recently in 2019, 2020, 2021 and 2022. The Planning Commission and City Council each held several public meetings to comprehensively review the implementation progress and status of each of the City's General Plan updates prior to submittal of each APR for the City of Del Rey Oaks. During these meetings, individual policies of the General Plan were reviewed, relevant projects undertaken by the City were identified, and progress on the implementation was discussed. The last General Plan APR (the 2021 APR) was considered and approved at the March 16, 2022 City Council hearing.

3.0 General Plan Implementation Progress

The City General Plan elements were reviewed for implementation progress in multiple meetings at the Planning Commission and City Council in a series of meetings in the past, most recently in May and June of 2020 and in March 2021. Previously, the Planning Commission reviewed individual policies and conducted a series of open meetings and public hearings on each General Plan element in 2017.

There has not been any change in policies to the General Plan nor any substantial change since the 2021 APR was submitted to HCD/OPR. Thus, the 2022 APR conclusions are consistent with the 2021 APR, and outlined below:

- The City has worked to progressively implement some of the policies outlined in each element of the City's General Plan, but the General Plan document is lacking or needs updating in certain areas. The City's General Plan policies need a comprehensive update, and the City Council affirmed this need in their comments on the APR in 2021 and 2022.
- The City has consistently reviewed the policy areas during their 2020, 2021 and 2022 meetings on the APR. In these meetings, the City identified policies that need updating, and noted additional steps would be needed to effectuate the General Plan more fully, or to update policies and programs related to issues facing the City today. Specific policy areas that were identified for updating are shown below and in **Attachment A**. These address current issues related to traffic, water, and land use.
- In addition, Planning Commissioners and City Council members expressed support for adding policies related to climate change and to further consider those policies related to potential future development, particularly for housing and affordable housing availability.
- The Planning Commission expressed support for continuing review of the General Plan policies as part of future efforts to update the General Plan. This is consistent with City Council comments in 2022.
- The General Plan includes a number of overall concepts/policies that are still current and compatible with the current vision and quality of life values of the City.

- The following General Plan policies were specifically identified as outdated needing revision/updates:

General Plan Policies Needing Update or Revision Excerpted from Attachment A			
Policy Number	Policy Summary	Implementation Status ²	Discussion/Implementation Progress ³
Land Use Element			
L-2	The City shall work with the Local Agency Formation Commission (LAFCO) to define the City's Sphere of Influence and prepare a plan for providing services for the Fort Ord reuse area to facilitate annexation.	Deleted/Updated language needed	The annexation discussed in this policy is complete.
Circulation Element			
C-1	Level of Service (LOS) shall be as defined by the most recent planning method in the Highway Capacity Manual (HCM) for intersections during the weekday afternoon peak hour.	Needs Update	This policy is outdated and needs updating. See C-3 below.
C-2	All intersections on Highway 218 within the City are part of the adopted Monterey County Congestion Management Program (CMP) network. Proposed new land uses shall require mitigation measures to assure that the CMP LOS standards are met for those intersections. These measures may include, but not be limited to a fair share of the City's costs to fund the recommended regional transportation projects. The CMP LOS standards are as follows: Intersection - CMP Standard 1. Highway 218 @Highway 68 - LOS E 2. Highway 218 @ N. Fremont - LOS D	Needs Update	Senate Bill (SB) 743, signed in 2013, changes the way transportation studies are conducted in CEQA documents. See C-3 below. This policy is outdated and needs updating.
C-3	Proposed new land uses shall require mitigation measures to assure that the LOS will not degrade below LOS "C" or the current (1995) LOS – whichever is lower for all other intersections within the City.	Needs Update	Senate Bill (SB) 743, signed in 2013, changes the way transportation studies are conducted in CEQA documents. Vehicle miles traveled (VMT) replaces motorist delay and level of service (LOS) as the metric for impact determination. The City will consider adopting updated VMT thresholds and guidelines to address the shift from delay-based

² The 2022 APR identified outdated policies and/or those considered no longer relevant. These are excerpted from **Attachment A** and shown on the above summary table. Please refer to **Attachment A** for a more thorough listing of general plan policies and implementation status.

Note: the purpose of the APR is a report on progress toward implementation of policies and programs. An APR is not meant as a refinement or revision to the City's General Plan.

General Plan Policies Needing Update or Revision Excerpted from Attachment A			
Policy Number	Policy Summary	Implementation Status ²	Discussion/Implementation Progress ³
			LOS CEQA traffic analyses to VMT CEQA traffic analyses. This policy is outdated and needs updating.
C-7	The City does not support any realignment of Highway 68 which will significantly impact the intersection of Canyon Del Rey and Highway 68 and result in land use and fiscal impacts on the City due to the loss of commercial property at the east entrance to the community.	Needs Update	Re-alignment of Highway 68 and Canyon Del Rey has not been proposed; no realignment proposed or occurred for any significant portion of this area. Policy reference needs update.
C-9	The City supports the Monterey County Congestion Management Program and voluntary Trip Reduction Ordinance adopted by the Transportation Agency for Monterey County.	Needs Update	See Policy C-2 above.
C-11	<p>In order to provide or promote a safe, interconnected network of bicycle and pedestrian routes linking homes with places of work, school, recreation, shopping, transit centers and other activity centers both within the City and nearby, four Class II City Bike Routes are hereby designated and adopted:</p> <ul style="list-style-type: none"> ▪ Highway 218 within City limits ▪ North/South Road (now called General Jim Moore) from City limit to Highway 218 (requested Fort Ord annexation area) ▪ Carlton Drive from Highway 218 to the City limit. <p>South Boundary Road (requested Fort Ord annexation area)</p>	<p>Needs Update</p> <p>Note: the reference to “requested Fort Ord annexation area” is outdated and should be deleted.</p>	The City has adopted some of these bike lanes including a Class II bike lane along Highway 218 traveling west, the City supports the proposed Fort Ord Rec Trail and Greenway (FORTAG) which will provide regional bike trail connections through the cities of Monterey, Del Rey Oaks, Seaside, and Marina. The City has worked with TAMC on design for the funded FORTAG segment within the City limits. The South Boundary Road project will include a separated mixed-use path from GJM to Rancho Saucito Road in Monterey. Also, outdated information on naming and annexation should be revised when General Plan is revised/updated.
Noise Element			
N-1	<p>Strong support shall be given to:</p> <ol style="list-style-type: none"> a. Proposals for restricting the use of high noise emitting aircraft; b. State and Federal regulations to quiet jet engines; c. Reduction in flight frequency, particularly in the most noise sensitive time periods; 	Ongoing Policy Needs Update	<p>The City continues to work to protect residents from operational noise created by the airport.</p> <p>Note: Runway 6-24 has been closed for safety and noise abatement purposes and this policy is out of date.</p>

General Plan Policies Needing Update or Revision Excerpted from Attachment A			
Policy Number	Policy Summary	Implementation Status ²	Discussion/Implementation Progress ³
	d. Maintenance of restrictions on nighttime flights; e. Use of approach and departure flight paths that minimize noise over residential areas of the City; f. Use of the natural terrain, buildings and landscape buffers to shield noise emitted to residential areas; and Runway 6-24 should not be used due to noise and safety impacts of nearby residents. (<i>Outdated</i>)		

4.0 Housing Element Implementation Progress

The City Planning Commission and City Council recognized the need for a Housing Element update and completed the Housing Element Update in 2019. The City adopted the 2019 Housing Element on December 17, 2019, as required by Government Code Section 65580 et seq. The 2019 Housing Element is a multi-year housing plan for the 5th Planning Cycle, 2015-2023 planning period. **Attachment B** includes a status on Housing Element policy implementation. The City is working on the updating the 2019 Housing Element Update to meet HCD requirements. Specifically, the City’s housing element policies will be updated to include rezoning as an action/policy to meet HCD requirements for compliance. The City held workshops on the Housing Element 5th Cycle update in a joint session with Planning Commission and City Council in 2021 and March 2022.

5.0 APR 2022

After consideration of the APR at a public meeting, the Planning Commission provided a recommendation to the City Council to approve the report and submit the APR to the State.

This 2022 APR incorporates this report and the attached tables; these documents collectively represent the APR review as required for the 2022 APR.

Attachments

- A. 2022 Matrix General Plan Policies and Implementation Status
- B. 2022 Housing Element APR Policy Implementation Status

ATTACHMENT A

**City of Del Rey Oaks General Plan
List of General Plan Policies for
2022 General Plan Annual Progress Report
(APR)**

This matrix provides a policy listing with notes on progress or implementation Status as of March 16, 2022.

Note: No changes to the General Plan policies have been made since the previous APR was approved by the Planning Commission and City Council and submitted to HCD and OPR on April 1, 2022.

Minor amendments from the Planning Commission hearing on February 8, 2023 are included for clarity; these do not update or revise the report on policy progress or implementation.

City of Del Rey Oaks General Plan Annual Progress Report (APR) Implementation Status Updated February 8 and 23, 2023 from Approved APR dated March 16, 2022 by City Council			
Policy Number	Policy Summary (from City's General Plan)	Implementation Status ¹	Discussion on Policy Implementation Progress
Land Use Element			
L-1	The City of Del Rey Oaks shall work with adjoining cities, special districts, County and regional agencies on matters of zoning, land use planning, transportation planning and water shed management to assure that all development projects and actions are consistent with the goals and policies contained in the City's General Plan, and that such projects and actions shall minimize adverse community and environmental impacts.	Ongoing Policy	The City works regularly with local agencies to ensure consistency between regional development and City General Plan policies.
L-2	The City shall work with the Local Agency Formation Commission (LAFCO) to define the City's Sphere of Influence and prepare a plan for providing services for the Fort Ord reuse area to facilitate annexation.	Deletion or Update Needed	The annexation discussed in this policy is complete.
L-3	The City shall continue to work with the Monterey Peninsula Airport District to ensure land use compatibility of the airport's proposed north side development plan. The City shall work with the Airport District to ensure that the District will implement a buffer open space area that reduces the impact on the adjoining residential units in the City.	Ongoing Policy	The City works closely with the Monterey Peninsula Airport District on land use compatibility including providing comment on plans. In addition, a 100-foot buffer along the northern airport property line has been designated as Open Space to provide separation for the City to reduce impacts on the residents.
L-4	The City shall work with the Airport District to ensure that the Airport District will not compete with the City's market for future development of light industry, research, visitor serving, and office uses.	Ongoing Policy	The City communicates with the Airport District regarding development plans and provides comment during environmental review to address conflicts with the City's General Plan and planned future development.
L-5	The airport shall not expand its present aviation operation. If expansion is necessary to accommodate projected passenger demand, it should be moved away from populated areas prior to further improvement and capital investments.	Ongoing Policy	City comments on Airport's expansion plans and facilities that could affect the City including adopted Airport Master Plan approved by the District. The Airport Land Use Compatibility Plan also addresses safety areas and requirements.

¹ This matrix was considered by the City Council (March 16, 2022 and Planning Commission (February 8, 2023).

No changes to the General Plan policies have been made since the previous APR was reviewed and approved on March 16, 2022, and subsequently submitted on April 1, 2022

City of Del Rey Oaks General Plan Annual Progress Report (APR) Implementation Status			
Policy Number	Policy Summary	Implementation Status ¹	Discussion Implementation Progress
L-6	New commercial uses shall be compatible with the character of the community and not generate impacts that would create a significant adverse effect on existing uses.	Ongoing Policy	All new commercial projects are reviewed for consistency with the City's character and uses by the City Planning Commission, overseen by the City Council. One recent example includes the Stone Creek Shopping Center development in which there was continuous discussion between the developer and City about viewsheds, character of the shopping center, and impacts of uses.
L-7	Undergrounding of utilities and other forms of enhancement shall be pursued as practicable on public and private property.	Ongoing Policy	The City's Planning Commission encourages undergrounding of facilities in new development, the Stone Creek Shopping Center undergrounded utilities but there has not been a lot of major development in City recently. The City is currently accumulating money from PG&E yearly and saving those funds to be able to underground whole sections of the City.
L-8	New development along Canyon Del Rey should be reviewed from the standpoint of the "view from the road," in addition to normal site plan review criteria. Buildings should be modulated for interest and softened by trees and landscaping.	Ongoing Policy	There is limited new development along Canyon Del Rey. This policy is employed for review of site plans.
L-9	Native vegetation along Canyon Del Rey should be preserved and entrances to the City enhanced by landscaping.	Ongoing Policy	See policy L-8.
L-10	New commercial uses shall consider its' effects on glare, bright lights, or electrical interference that would affect airport operations.	Ongoing Policy	The City Council and Planning Commission take these factors into consideration for all new commercial development.
L-11	Commercially zoned areas shall include standards for: visual appearance, landscaping, screening of storage and trash, building bulk, height, exterior treatment, and relationship to Canyon Del Rey Road and Highway 68.	Ongoing Policy	The City Council and Planning Commission take these factors into consideration for all new commercial development.
L-12	New and or remodeled and expanded residential structures shall be visually attractive and compatible with the existing residential neighborhoods and their appearance.	Ongoing Policy	Multiple remodeling and residential expansion projects come before the Planning Commission every year and these policies and design factors are considered.
L-13	Efforts shall be made to control long-term parking of vehicles on streets, and boats, trailers and recreation vehicles on property where they detract from the orderly appearance of the neighborhood.	Ongoing Policy	The City has various ordinances setting standards for parking of all types of vehicles to conserve the character of the City.
L-14	The City should continue to support the Association of	Ongoing Policy	The City is a member of Association of Monterey Bay Area Governments and

City of Del Rey Oaks 2022 General Plan Annual Progress Report (APR) Implementation Status			
Policy Number	Policy Summary	Implementation Status ¹	Discussion Implementation Progress
	Monterey Bay Area Governments in its efforts to disseminate information and to develop technical assistance programs.		supports their projects and programs.
L-15	The City shall facilitate community input and feedback in various methods including the City's ACORN publication.	Ongoing Policy	A primary goal of the City is to facilitate community input and feedback; all community meetings are open to the public and advertised on their website. In addition, community input is encouraged, and public participation plays a major role in all City projects including the City's Housing Element update, sign ordinance and short-term rental ordinance.
L-16	The City should encourage volunteer participation for their citizens.	Ongoing Policy	The City encourages volunteer participation in programs such as the Citizen's Action Group, Sustainable Del Rey Oaks, various Mayor's advisory committees, and through efforts such as "Adopt an Island" where volunteers beautify public open space. The Planning Commission is made up of resident volunteers.
Circulation Element			
C-1	Level of Service (LOS) shall be as defined by the most recent planning method in the Highway Capacity Manual (HCM) for intersections during the weekday afternoon peak hour.	Needs Update	This policy is outdated and needs updating.
C-2	All intersections on Highway 218 within the City are part of the adopted Monterey County Congestion Management Program (CMP) network. Proposed new land uses shall require mitigation measures to assure that the CMP LOS standards are met for those intersections. These measures may include, but not be limited to a fair share of the City's costs to fund the recommended regional transportation projects. The CMP LOS standards are as follows: Intersection - CMP Standard 1. Highway 218 @Highway 68 - LOS E 2. Highway 218 @ N. Fremont - LOS D	Needs Update	Senate Bill (SB) 743, signed in 2013, changes the way transportation studies are conducted in CEQA documents. See C-3 below. This policy is outdated and needs updating.
C-3	Proposed new land uses shall require mitigation measures to assure that the LOS will not degrade below LOS "C" or the current (1995) LOS – whichever is lower for all other intersections within the City.	Needs Update	Senate Bill (SB) 743, signed in 2013, changes the way transportation studies are conducted in CEQA documents. Vehicle miles traveled (VMT) replaces motorist delay and level of service (LOS) as the metric for impact determination. The City will consider adopting updated VMT thresholds and guidelines to address the shift from delay-based LOS CEQA traffic analyses to VMT CEQA traffic analyses. This policy is outdated and needs updating.

**City of Del Rey Oaks
2022 General Plan Annual Progress Report (APR) Implementation Status**

Policy Number	Policy Summary	Implementation Status¹	Discussion Implementation Progress
C-4	To minimize the adverse impact of through-traffic traversing the City, widening or other actions which increase such traffic on Highway 218 west of (former) North-South Road or City streets will be discouraged or not permitted by the City. Conversely, actions which reduce or divert such traffic will be favored or implemented by the City.	No Issue	No widening has occurred on Highway 218. It is the policy of the City that if new development has the potential for an adverse impact on traffic the City would require a traffic study and environmental clearance document to determine mitigation that would minimize traffic impacts. Also, North South Road is now called General Jim Moore, this should be changed when GP is revised/updated.
C-5	Super trucks shall not be allowed off State highways within City limits.	No Issue	No issue.
C-6	For proposed new land uses, new off-street parking shall be required, adequate for the motor vehicle parking demand generated by such proposed use(s). Joint use parking is encouraged.	Ongoing Policy	New proposed land uses are reviewed for parking and traffic impacts by the City Planning Commission, overseen by the City Council.
C-7	The City does not support any realignment of Highway 68 which will significantly impact the intersection of Canyon Del Rey and Highway 68 and result in land use and fiscal impacts on the City due to the loss of commercial property at the east entrance to the community.	Needs Update	Re-alignment of Highway 68 and Canyon Del Rey has not been proposed; no realignment proposed or occurred for any significant portion of this area. Policy reference needs update.
C-8	Minimize the potential negative impact of the reopening of former North-South Road.	Complete/ Policy Needs Update	North-South Road was reopened and renamed as General Jim Moore Boulevard. Potential negative impacts of reopening of the road were minimized through traffic calming measures such as traffic lights, stop signs, raised concrete center divide, etc. Also, North/South Road is now called General Jim Moore, this should be changed when GP is revised/updated.
C-9	The City supports the Monterey County Congestion Management Program and voluntary Trip Reduction Ordinance adopted by the Transportation Agency for Monterey County.	Needs Update	See Policy C-2 above.
C-10	To reduce the need for motor vehicle trips, mixed, complementary land use will be promoted where feasible.	Ongoing Policy	The City seeks a mixed-use development on its Fort Ord property that will promote walkability. The City strongly supports the TAMC-led Fort Ord Recreational Trail and Greenway project to promote walkability through the City.
C-10a	The City will coordinate and assist with TAMC and AMBAG in providing funding for an efficient regional transportation network.	Ongoing Policy	The City works closely with TAMC and AMBAG; TAMC has development different regional fees associated with new development, therefore if new development does occur the City would be required to pay the appropriate fees.
C-10b	Support and participate in regional and state planning efforts	Ongoing Policy	The City is collaborating with, TAMC, and the City of Monterey on the South

City of Del Rey Oaks 2022 General Plan Annual Progress Report (APR) Implementation Status			
Policy Number	Policy Summary	Implementation Status ¹	Discussion Implementation Progress
	and funding programs to provide an efficient regional transportation network.		Boundary Road project to provide for a separated mixed-use path along South Boundary Road, and potential round-about at the intersection with General Jim Moore Blvd.
C-10c	Land use and circulation plans shall be integrated to create an environment that supports a multi-modal transportation system. Development shall be directed to areas with a confluence of transportation facilities (auto, buses, bicycles, pedestrian, etc.)	Ongoing	The City Council and Planning Commission take these factors into consideration for all new development. There has not been significant new development in the City.
C-11	In order to provide or promote a safe, interconnected network of bicycle and pedestrian routes linking homes with places of work, school, recreation, shopping, transit centers and other activity centers both within the City and nearby, four Class II City Bike Routes are hereby designated and adopted: <ul style="list-style-type: none"> ▪ Highway 218 within City limits; ▪ North/South Road from City limit to Highway 218 (requested Fort Ord annexation area) ▪ Carlton Drive from Highway 218 to the City limit. ▪ South Boundary Road (requested Fort Ord annexation area) 	Need Update	The City has adopted some of these bike lanes including a Class II bike lane along Highway 218 traveling west, the City supports the proposed Fort Ord Rec Trail and Greenway (FORTAG) which will provide regional bike trail connections through the cities of Monterey, Del Rey Oaks, Seaside, and Marina. The funded FORTAG segment will install a raised bike path on Carlton Drive. The South Boundary Road project will include a separated mixed-use path from GJM to Rancho Saucito Road in Monterey. (Note: the reference to "requested Fort Ord annexation area" is outdated and should be deleted. Also, North/South Road is now called General Jim Moore, this should be changed when GP is revised/updated)
C-12	Any improvement, repavement or signalization on the three designated City Bike Routes permitted by the City shall include Type II bike lanes on both sides of the affected segment of those routes.	No Issue	See C-11.
C-13	New non-residential land uses which generate significant adverse traffic impacts shall dedicate an easement or make a monetary contribution, if appropriate, toward the completion of adopted Bicycle Routes.	Ongoing Policy	All new non-residential land uses, of which there have been very few within the City, must adhere to California Environmental Quality Act standards, therefore if they do have the potential to generate adverse traffic impacts those impacts would be evaluated in a traffic study and mitigation measures to reduce those impacts would be required, these may include new bicycle routes.
C-14	For all proposed new land uses in the City, provision for bicycle circulation, sidewalks and pedestrian-friendly design will be required.	Ongoing Policy	Though there has not been much new development in the City, the Planning Commission reviews all new projects and promotes multi-modal transportation and walkability
C-15	Land use and circulation plans shall be integrated to create an environment that supports a multimodal transportation	Ongoing	See FORTAG in C-11 above. See policy C-10 above.

City of Del Rey Oaks 2022 General Plan Annual Progress Report (APR) Implementation Status			
Policy Number	Policy Summary	Implementation Status ¹	Discussion Implementation Progress
	system. Development shall be directed to areas with a confluence of transportation facilities (auto, bus, bicycle, pedestrian, etc.).		
C-16	The City will seek to continue and expand the provisions of MST or other transit services to existing and new users.	Ongoing Policy	The City works closely with MST to continue to provide service to the City and regional connections.
C-17	The City will not support the potential north side access from Highway 218 and Del Rey Gardens Drive or any airport access road through the City of Del Rey Oaks.	Ongoing Policy	The City submitted written comment during the Airport District's Master Plan EIR opposing a north side access road through the City in 2018. The Airport changed its plan to propose access through an existing road in Monterey to its north side. Current expansion plans at the Airport don't include access road.
Public Services Element			
S-1	New development shall be required to "pay its own way" and not overly burden existing City residences and services consistent with applicable laws.	Ongoing Policy	New development is required to evaluate its potential adverse effects on services and other environmental impacts under CEQA and identify potential mitigation if applicable.
S-2	The City shall encourage the appropriate agency to look into replacing deteriorated sewer and water lines.	Ongoing Actions for Implementation Underway	California American Water Company has done some water line replacement along General Jim Moore Boulevard and Carlton Drive within the City. Seaside County Sanitation District (SCSD) has improved a lift station at Rosita and Angelus.
S-3	All new development shall connect to a municipal water and sewer system.	Ongoing Policies Implemented	The City Council and Planning Commission take these factors into consideration for all new development.
S-4	Gravity flow for sewer and water service shall be employed wherever feasible and appropriate.	Ongoing Policy	The City Council and Planning Commission take these factors into consideration for all new development.
S-5	The City should work closely with the Seaside Sanitation District and the County Health Department in encouraging all homes to be connected to the sanitary sewer system.	Ongoing Policy	Some houses within the City are still on septic, but new lines on General Jim Moore Boulevard encourage and allow for more houses to connect. The City is working with SCSD to address sewer improvements to help implement this policy.
S-6	Engineered drainage plans shall be required for all development projects.	Ongoing Policy	Engineering drainage plans are required under CEQA and reviewed by the City for all new development, of which there has not been much in the City.
S-6a	The direct discharge of stormwater or other drainage from new impervious surfaces created by development of the office park (OP) parcel into the ephemeral drainage in the natural area expansion (NAE) parcel will be prohibited. No increase in the rate of flow of stormwater runoff beyond pre-development levels will be allowed. Stormwater runoff from	Ongoing	This policy is in reference to the former Fort Ord area(s). There has not been any new significant development in these areas however, new development is required to evaluate its potential adverse effects on hydrology and water quality under CEQA and identify potential mitigation if applicable.

City of Del Rey Oaks 2022 General Plan Annual Progress Report (APR) Implementation Status			
Policy Number	Policy Summary	Implementation Status ¹	Discussion Implementation Progress
	developed areas in excess of pre-development quantities shall be managed on site through the use of basins, percolation wells, pits, infiltration galleries, or any other technical or engineering methods which are appropriate to accomplish these requirements will be utilized for development on polygon 31b.		
S-7	The City shall identify public infrastructure needs to schedule improvements necessary for achieving long term land use and community development objectives.	Ongoing Actions for Implementation Underway	The City has identified public infrastructure improvements including South Boundary Road, water, sewer and power infrastructure on the former Ft Ord property to allow future development based on zoning.
S-8	The City shall develop a water allocation program identifying priority water connections.	Ongoing Actions for Implementation Underway	The Monterey Peninsula Water Management District (MPWMD) and Marina Coast Water District (MCWD) regulate the allocation of water within the Monterey Peninsula including the City's former Fort Ord area.
S-9	The City shall encourage waste minimization and source reduction of all wastes.	Ongoing Policy	This is required under state mandate.
Parks and Recreation			
PS-1	A Park Master Plan should be developed to address the maintenance and upgrade to the City's parks.	No Current Actions for Implementation Underway	There has not been a Park Master Plan developed due to lack of budget.
PS-2	New development should provide landscaping, natural areas of open space, recreation areas or amenities wherever appropriate.	Ongoing Policy	The City's review process under the Planning Commission and City Council takes this policy into account, for provision of landscaping, natural areas of open space, recreation area or amenities where appropriate.
Open Space/Conservation			
C/OS-1	The City will encourage protection of scenic resources by: <ul style="list-style-type: none"> a. Locate structures away from ridgelines, steep slopes, or in other highly visible locations unless site review and design makes it desirable; b. Utilize natural landforms and vegetation for screening structures, access roads, building foundations, and cut and fill slopes; 	Ongoing Policy	The design, location, and use of natural landforms of new development are considered by the City Council and Planning Commission.
C/OS-2	The City should actively communicate and coordinate with surrounding jurisdictions and water agencies in preventing	Ongoing Policy	The City actively coordinates with local agencies as a member of the Monterey Regional Storm Water Management Program to prevent soil erosion, pollution

City of Del Rey Oaks 2021 General Plan Annual Progress Report (APR) Implementation Status			
Policy Number	Policy Summary	Implementation Status ¹	Discussion Implementation Progress
	erosion, pollution and siltation of the Canyon Del Rey drainage system.		and siltation of the Canyon Del Rey drainage system. In addition, the California Environmental Quality Act limits/prevents impacts to geologic and water resources; therefore, any project proposed for development along Canyon Del Rey that may have an adverse impact on the drainage system would be subject to assess and mitigate for any adverse impacts under the California Environmental Quality Act.
<i>C/OS-3</i>	Wildlife habitat and wildlife corridors shall be preserved.	Ongoing Policy	The City is committed to preserving wildlife habitat and wildlife corridors. The Monterey Regional Parks District maintains the vegetation of the frog pond.
<i>C/OS-4</i>	Significant stands of riparian vegetation shall be subject to only minimal cutting and removal, and then only when proven unavoidable.	Ongoing Policy	The City is committed to maintaining native vegetation, including riparian vegetation within the City. The Monterey Regional Parks District maintains the vegetation of the frog pond with the goal of preserving the natural riparian vegetation.
<i>C/OS-5</i>	The existing system of green belts and open spaces should be preserved and maintained.	Ongoing Policy	The City is committed to maintaining green belts and open spaces and has set aside multiple parcels for this purpose.
<i>C/OS-5a</i>	Encourage the conservation and preservation of irreplaceable natural resources and open space at former Fort Ord.	Ongoing Policy	A portion of the former Fort Ord land has been preserved as open space, including the CNPS area parcel. A portion of the former Fort Ord area is limited by geographic slope and other land constraints. This may encourage some additional open space/conservation in this area.
<i>C/OS-5b</i>	The City shall use open space as a buffer between various types of land use.	Ongoing Policy	The City has several areas designated as open space with the primary purpose to act as buffers, for example the area north of the Airport District is designed as open space to buffer between the Airport and City residential areas.
<i>C/OS-5c</i>	The City shall review each development project in the former Fort Ord annexation area with regard to the need for open space buffers between land uses.	Ongoing Policy	The annexed land from former Fort Ord includes a conservation area that serves as a buffer area (CNPS area).
<i>C/OS-5d</i>	The City shall review each future development project for compatibility with adjacent open space land uses and require that suitable open space buffers are incorporated into the development plan of incompatible land uses as a condition of project approval.	Ongoing Policy	The City Planning Commission considers open space buffers and land use compatibility when reviewing new development. The City has worked with TAMC on FORTAG (Fort Ord Rec Trail and Greenway). Also, see C/OS 5b and C/OS 5d above. Work Memorial Park is also designated as open space.
<i>C/OS-5e</i>	The City shall ensure that all habitat conservation and corridor areas identified in the Fort Ord Habitat Management Plan (HMP) are protected from degradation due to development within or adjacent to these areas. This shall be accomplished by assuring that all new development in the Fort Ord Reuse Area adheres to the management	Ongoing Policy Needs updating	The City worked with the former FORA on habitat conservation and management requirements. The City was required to adopt each of the policies in the Fort Ord Reuse Area Plan as part of their General Plan update. The City agreement upon closure of FORA requires compliance with the elements of the HMP related to former Fort Ord properties.

City of Del Rey Oaks 2021 General Plan Annual Progress Report (APR) Implementation Status			
Policy Number	Policy Summary	Implementation Status ¹	Discussion Implementation Progress
	requirements of the HMP and the policies of the Fort Ord Reuse Area Plan.		
<i>C/OS-5f</i>	The City shall encourage the preservation of small pockets of habitat and populations of special status species within and around developed areas, in accordance with the recommendations of the HMP and Fort Ord Reuse Area Plan. This shall be accomplished by requiring project applicants to conduct surveys to verify sensitive species and/or habitats on the site and developing a plan for avoiding or salvaging these resources, where feasible.	Ongoing Policy	Please see Policy C/OS-5e, above.
<i>C/OS-5g</i>	The City shall provide for the protection and mitigation of impacts of wetland areas consistent with applicable state and Federal regulations.	Ongoing Policy	The City Council and Planning Commission review new projects in the City; all project must comply with applicable state and Federal regulations.
<i>C/OS-6</i>	The City will encourage the Monterey Regional Parks District to ensure water quality of the Frog Pond, develop and maintain areas of open viewsheds of the Frog Pond along Canyon Del Rey and (former) North/South Road.	Ongoing Policy	The City works closely with Monterey Regional Parks District (MRPD) to implement this policy relative to the Frog Pond and MRPD property.
<i>C/OS-7</i>	Maintain the green belt along the Canyon Del Rey drainage way.	Ongoing Policy	Consistent with C/OS-6 above. Drainage also includes areas along General Jim Moore and Highway 68 drainage and area of Frog Pond.
<i>C/OS-8</i>	Surface water quality shall be maintained, and areas of ground water recharge kept free of contamination.	Ongoing Policy	The City Council and Planning Commission review ensure these policies are implemented when new development occurs; in addition, under CEQA any potential impacts to hydrology/water quality are evaluated and mitigation is required where significant.
<i>C/OS-9</i>	The City should continue to communicate and coordinate with surrounding jurisdictions in preventing channel erosion and siltation in Del Rey Oaks due to increase water runoff from urban development in upland areas.	Ongoing Policy	The City works closely with surrounding jurisdictions to maintain safe conditions for their residents, including preventing channel erosion and siltation due to increased water runoff from urban development in upland areas such as the former Fort Ord area and the hillside upland below the Airport property. In addition, under CEQA any potential impacts to hydrology/water quality are evaluated and mitigation is required where significant.
<i>C/OS-10</i>	All lands within 50 feet of an active or potentially active fault lands of 25% slope and above, unstable soil areas and areas subject to periodic flooding should generally be kept free of development until further detailed geotechnical studies prove these lands safe to the City's satisfaction.	Ongoing Policy	The City Council and Planning Commission consider this policy when approving new development projects.

City of Del Rey Oaks 2021 General Plan Annual Progress Report (APR) Implementation Status			
Policy Number	Policy Summary	Implementation Status ¹	Discussion Implementation Progress
C/OS-11	The City shall work with the appropriate Water Management District to encourage water conservation, retrofitting, education, reclamation and reuse.	Ongoing Policy	City is a part of the Monterey Peninsula Water Management District and the MCWD; the City implements water conservation projects in collaboration with the Water Management District and MCWD.
C/OS-12	Water usage and conservation of water will be considered as part of all land use decisions.	Ongoing Policy	The City Council and Planning Commission consider this policy when approving all new development projects.
C/OS-13	The City will encourage the improvement of air quality in Del Rey Oaks and in the region by implementing the measures described in the Monterey Bay Air Quality Management Plan. Such measures include, but are not limited to, measures to reduce dependence on the automobile and encourage the use of alternate modes of transportation such as buses, bicycling and walking.	Ongoing Policy	Under each project subject to CEQA, air quality is evaluated and if needed, modeling is required. The analysis documents consistency with Air Quality Management Plans and policies.
C/OS-14	The City will study the opportunities for the preservation of the Stonehouse building located adjacent to Highway 218 and Highway 68.	Ongoing Policy	Stonehouse has been preserved as a part of Tarpy's. City may also pursue consideration of historic designation for preservation.
C/OS-15	If development of a site uncovers cultural resources, the recommendations of Appendix K, of the Guidelines for Implementation of the California Environmental Quality Act shall be followed for identification, documentation and preservation of the resource.	Ongoing Policy	Under each project subject to CEQA, cultural resources are considered, new development is subject to policies specific to Appendix K.
C/OS-16	The City shall document and record data or information relevant to prehistoric and historic cultural resources which may be impacted by proposed development. The accumulation of such data shall act as a tool to assist decision-makers in determinations of the potential development effects to prehistoric and historic resources located within the City.	Ongoing Policy	Under CEQA all new development projects are required to assess impacts to prehistoric and historic cultural resources, in addition projects are required to consult with local Native American tribes.
Noise			
N-1	Strong support shall be given to: <ul style="list-style-type: none"> a. Proposals for restricting the use of high noise emitting aircraft; b. State and Federal regulations to quiet jet engines; c. Reduction in flight frequency, particularly in the 	Ongoing Policy. Needs Update	The City works to protect residents from operational noise created by the airport. Runway 6-24 has been closed for safety and noise abatement purposes.

City of Del Rey Oaks 2021 General Plan Annual Progress Report (APR) Implementation Status			
Policy Number	Policy Summary	Implementation Status ¹	Discussion Implementation Progress
	<p>most noise sensitive time periods;</p> <p>d. Maintenance of restrictions on nighttime flights;</p> <p>e. Use of approach and departure flight paths that minimize noise over residential areas of the City;</p> <p>f. Use of the natural terrain, buildings and landscape buffers to shield noise emitted to residential areas; and</p> <p>g. Runway 6-24 should not be used due to noise and safety impacts of nearby residents.</p>		
N-2	The City shall encourage the Airport District to continue to install a noise monitoring system that will provide information for setting local noise standards and provide a means of evaluating the effectiveness of noise abatement strategies.	Ongoing Policy	The City reviews airport operations and policies; the City is investigating whether the airport has a noise monitoring system. The City will continue to work with the Airport to address citizens' concerns for noise attenuation.
N-3	Emphasis shall be placed upon the reduction of noise through administrative and physical techniques, such as cluster zoning, Building Code regulations (soundproofing, acoustical construction techniques), Health Code regulations, City Planning Commission review (acoustical architectural design, acoustical site planning, berms, and landscaping buffers) and Environmental Impact Reporting.	Ongoing Policy	Under CEQA, development projects are required to assess impacts to noise and if significant it is required to identify mitigation measures for these impacts, these mitigation measures can be those outlined in this policy.
N-4	Noise/land use compatibility shall be considered impacted if exposed to noise levels on the exterior of a building that exceeds 65 dB, and on the interior of a building exceeds 45 dB.	Ongoing Policy	Noise and land/use compatibility is considered when approving new development.
N-5	Any future improvements to Canyon Del Rey must include noise attenuation measures to ensure that resultant indoor and outdoor noise levels are within recommended acceptable levels for residential land use.	Ongoing Policy	No new development has occurred or is proposed to Canyon del Rey; however, as road improvements are planned, they would have to include attenuation measures as stated in this policy.
N-6	The City will work with the Monterey Peninsula Airport District to minimize the noise impacts of the proposed increase in airport operations and changes in different types of aircraft will not be supported by the City.	Ongoing Policy	The City works with the airport at the elected, staff and citizen levels to ensure noise attenuation measures are met. Additionally, the small size of the airport limits the size of aircraft capable of landing and taking off.

Attachment B

City of Del Rey Oaks

2022 Housing Element Annual Progress Report (HE APR)

**Policy Implementation Status provided in attached HE APR
Chart per requirements of HCD**

ANNUAL ELEMENT PROGRESS REPORT Housing Element Implementation

Jurisdiction	Del Rey Oaks		
Reporting Year	2022	(Jan. 1 - Dec. 31)	
Table D			
Program Implementation Status pursuant to GC Section 65583			
Housing Programs Progress Report			
Describe progress of all programs including local efforts to remove governmental constraints to the maintenance, improvement, and development of housing as identified in the housing element.			
1	2	3	4
Name of Program	Objective	Timeframe in H.E.	Status of Program Implementation
Program A.1 Accommodate the City's RHNA	The City shall accommodate the City's 5th Planning cycle RHNA and 4th cycle shortfall carryover.	4th quarter 2021	The City is updating the 5th Cycle (2019) Housing Element. The site inventory identifies available sites to meet the RHNA.
Program A.2 Develop written process for continued compliance with AB 2162	The City shall continue to comply with the requirements of state law AB 2162 (Chapter 753, statutes of 2018) and will develop a written process to adhere to the statutory requirements in accordance with state law.	By the end of 2022	The legislation requires a local government to approve, within statutory timelines, a supportive housing development that complies with specified criteria. The City approved an updated ordinance to address AB 2162 compliance, including State required updates to the zoning ordinance related to emergency shelters, in December 2022. The City adopted an ADU ordinance in 2021.
Program B.1 Develop Inclusionary and Affordable Housing Requirements	The City will adopt an Inclusionary and Affordable Housing Ordinance that will require new residential development or redevelopment in the City to meet the City's RHNA requirements as identified in the AMBAG RHNA.	By the end of 2021	The Inclusionary and Affordable Housing Ordinance will be considered by City and consulting planning staff as part of the upcoming 6th Cycle Housing Element update.
Program B.2 Facilitate Affordable Housing for All Income Levels	Actively seek funding opportunities to increase the supply of affordable housing for lower income households, analyze sites owned by the City to identify those that could be suitable to support affordable housing. Seek to leverage these funds with federal, state, and County HOME funds to increase the amount of affordable housing on housing strategy sites. Work with developers of housing strategy sites and non-profit developers to identify opportunities to increase the percentage of affordable housing by encouraging developers to apply for available funds and utilize other creative mechanisms.	Ongoing work with developers; report on funding annually to City Council	This program is an ongoing action; due to the City limited staffing, only minor progress has been made on this item. The City conducted an economic and marketing analysis in 2022. The City is also working to secure a developer for the former Fort Ord site.

<p>Program B.3 Utilize Section 8 Housing Choice Vouchers</p>	<p>The City, working with the Housing Authority of Monterey County (HAMC), shall provide information and incentives to property owners to encourage them to sign Section 8 agreements with the HAMC. The number of applications received will depend upon how many property owners apply for Section 8 agreements with the HAMC and City. This program could provide rental assistance to at least two or three renters per year.</p>	<p>First full active year 2022</p>	<p>The City did not have an opportunity to implement this Program in 2022.</p>
<p>Program B.4 Preferential Housing for Del Rey Oaks Residents and Workers</p>	<p>Adopt a Preferential Housing Ordinance</p>	<p>End of 2021</p>	<p>The City Housing Element policy does not state how to provide for preferential housing for below-market-rate income, moderate-income, and lower-income households. This will be discussed for 6th Cycle to address how to offer to Del Rey Oaks residents and workers on a preferential basis.</p>
<p>Program B.5 Develop a Density Bonus Ordinance Consistent with State law</p>	<p>Adopt a City Density Bonus Ordinance, consistent with Government Code and State Density Bonus Law</p>	<p>End of 2022</p>	<p>The City currently follows State requirement for Density Bonus law. After researching this issue, the City determined working under the State requirements was the appropriate approach.</p>
<p>Program B.6 Facilitate Affordable Rental Units</p>	<p>City continues to research available funds to assist in the construction of affordable units (and accessory dwelling units) to low-income and very low-income households annually.</p>	<p>Anticipated to start seeking funding opportunities beginning 2020 and running into 2021</p>	<p>The City has filed and received LEAP and REAP grants in 2020 for use in updating the Housing Element for compliance in the 5th Cycle Planning period. The City will continue to pursue available funding, including REAP 2.0 and other available funding.</p>
<p>Program C.1 Support efforts of public and private groups providing housing for the elderly and disabled, including assistance with obtaining permits and permit streamlining consistent with SB 35, or where appropriate, waiving City fees or regulatory requirements.</p>	<p>Review, and as needed, revise the City fees and, where appropriate, revise the Zoning Ordinance to meet the program objective.</p>	<p>2021-2022</p>	<p>The City facilitated the development of 5 ADUs in 2021 and 2 ADUs in 2022. The City will continue to provide assistance to permitting housing consistent with State law.</p>
<p>Program C.2 Update the Accessory Dwelling Unit Ordinance to Existing Standards</p>	<p>The City will encourage the construction of ADUs by providing incentives such as waiver or reduction of development fees and expedited permit processing for ADU applications.</p>	<p>Mid-2021</p>	<p>See above. The City adopted an ADU ordinance in 2021 and will continue to expedite permit processing for ADUs.</p>

Program C.3 Mitigating Constraints	The City will review Zoning Ordinance amendments to mitigate constraints on housing.	By the end of 2021	The City regularly reviews City Zoning Ordinance to ensure regulatory constraints do not constrain for housing development. As part of the Housing Element updates ongoing, zoning ordinance amendments and housing constraints have been reviewed.
Program C.4 Ensure the Availability of an Adequate Water Supply to Serve the Long-Term Housing Needs of the City	The City will continue to work with the MPWMD, MCWD, and other appropriate agencies through meetings and consultation to seek securement of sufficient water resources to meet the expected needs of projected housing development.	By the end of 2021	The City staff has been in discussion with MPWMD, MCWD, and AMBAG regarding Del Rey Oaks' water supply and RHNA. The City is working with the MPWMD to allow for 2.0 acre feet year of water allocated to affordable units, subject to State approval due to the existing water moratorium and State Cease and Desist Order. The City conducted a public hearing with MPWMD and MCWD on water availability for housing development.
Program D.1 Promote Fair Housing by Providing Educational and Referral Materials	Provide Fair housing education materials at City Hall in English and Spanish, post information on the City website and provide information in City newsletter annually.	Ongoing	The City is researching Fair Housing resources in English and Spanish to accommodate all the community members. The City commits to provide housing resources information in both English and Spanish.
Program D.2 Provide Opportunity for and Encourage the Development of Adequate Housing for the City's Special Needs Groups	The City will aim to update the Zoning Ordinance by the end of 2022. It will aim to identify at least one residential project by 2024 that is targeted for seniors and/or persons with mobility impairments. The City will monitor these programs through annual reports to the City Council, with the first annual report by the end of 2022.	Zoning Ordinance by 2021. Special Needs Group residential development by 2024. Annual Reporting by 2021.	The City is working on the Housing Element update. As part of this process, zoning ordinance amendments and housing opportunities are proposed to accommodate RHNA on former Fort Ord Site 1.
Program D.3 Special Needs Housing for Disabled Persons	Review zoning code and report to City Council on needed updates to address State law by end of 2021. Amendments to Zoning Code and the updated Housing Element shall be adopted by end of 2021.	By 2021	See above. The City adopted an emergency shelter ordinance in 2022, and an ADU ordinance in 2021. The City's Housing Element update is ongoing with a compliant document projected in 2023, including rezoning to accommodate RHNA.
Program D.4 Support Programs to Reduce Homelessness	Amend the City Zoning Ordinance to include provisions for emergency shelters as needed within one year of housing element adoption.	By the end of 2021	See above.
Program D.5 Develop written process for continued compliance with AB 101	The City shall continue to comply with the requirements of AB 101 and develop a written compliance process to adhere to the statutory requirements in accordance with state law.	AB 101 compliance by the end of 2022	The City complies with the requirements of AB 101. Written compliance process was not completed. This program is an ongoing action.

<p>Program E.1 Assist in Rehabilitating Housing</p>	<p>The City will investigate available low-interest loans, subsidies, and grants from federal and State agencies to provide rehabilitation funds. As funding becomes available, the City shall provide grants and/or low interest, deferred, and/or forgivable loans for building code violations, health and safety issues, essential repairs, upgrades of major component systems, and modifications to accommodate disabilities.</p>	<p>Assist two households by the end of 2023</p>	<p>Subject to federal funding the City will look to assist an average of one to two households (ranging from single-family, multi-family, and mobile homes), dependent on need. The City is continuing to investigate available low-interest loans, subsidies, and grants from federal and State agencies.</p>
<p>Program E.2 Continue Code Enforcement</p>	<p>The City will continue to perform code enforcement for areas or homes with building code violations posing life and/or safety risks to occupants and/or significant property maintenance concerns and ensure that such violations are adequately abated.</p>	<p>Ongoing</p>	<p>When code violations are cited, enforcement officers will provide a list of potential funding sources to homeowners. No timeline as this is an ongoing action.</p>
<p>Program E.3 Energy Conservation and Energy Efficient Opportunities</p>	<p>Information detailing energy conservation programs shall be provided at the City Hall and shall be included on the City's website and updated at least once per year. Energy conservation programs targeted to low-income households shall be promoted in the City newsletter at least once per year and available at the City Hall.</p>	<p>Annually by December of each year</p>	<p>The City continues to research alternative energy conservation programs targeted for all citizens.</p>
<p align="center">General Comments:</p>			
<p> </p>			

Resolution No. 2023-03

Resolution of the City Council of the City of Del Rey Oaks, California Approving the 2022 Annual Progress Report on the Implementation of the General Plan

Whereas, the State of California requires non-charter cities and counties to have adopted a General Plan to provide guidance and direction for develop activities; and,

Whereas, the City of Del Rey Oaks current General Plan was adopted in December 1998, Resolution No. 98-20; and updated in December 2019 with the adoption of the City Housing Element;

Whereas, the General Plan contains the seven State-required elements, and one additional element as follows: Land Use Element, Circulation Element, Public Services Element, Parks and Recreation Element, Open Space/Conservation Element, Noise Element, Implementation Element, and Housing Element; and,

Whereas, each element of the General Plan concludes with a set of implementation actions and programs that are intended to carry out a policy and achieve specific objectives; and,

Whereas, California Government Code Section 65400(a)(2)(A) requires the City to annually prepare a report regarding the status of the City’s general Plan and progress in its implementation (“report”); and,

Whereas, California Government Code Section 65400(a)(2)(B) requires the City to include in the report the City’s progress in meeting its share of regional housing needs; and

Whereas, California Government Code Section 65400(a)(2)(C) requires the City to include in the report an assessment of the degree to which the General Plan complies with the guidelines developed and adopted pursuant to Section 65040.2 and the date of the last revision to the General Plan; and,

Whereas, California Government Code Section 65400(a)(2) requires the City to submit the report to the Governor’s Office of Planning and Research (“OPR”) and HCD by April 1 of each year; and

Whereas, the Planning Commission conducted a public meeting on the General Plan 2020 Annual Report (“Annual Progress Report”) on February 2023; at which time all interested persons were given an opportunity to be heard; and

Whereas, the Planning Commission and City Council considered the entire administrative record, including the staff reports, the contents of the Annual Report, a copy of which is attached hereto as **Exhibit 1**, and oral and written testimony from interested persons.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DEL REY OAKS AS FOLLOWS:

SECTION 1. That the City of Del Rey Oaks has completed the 2020 Annual Report as required by California Government Code section 65400.

SECTION 2. That the 2022 Annual Report provided is found to be consistent with the suggested content by the State Guidelines and is hereby accepted.

SECTION 3. That Denise Duffy and Associates, on behalf of the City as the City’s Planning Consultant, is hereby authorized and directed to submit the 2022 Annual Progress Report to the Governor’s Office of Planning and Research (OPR) and HCD.

APPROVED AND ADOPTED by the City Council of the City of Del Rey Oaks at a regular meeting held on the 28th day of February, 2023.

Ayes: Council Members:

Noes: Council Members:

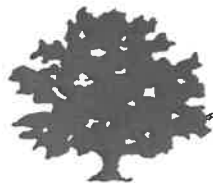
Absent: Council Members:

City of Del Rey Oaks, California

Scott Donaldson, Mayor

Attest:

John Guertin, City Clerk
City of Del Rey Oaks



CITY OF DEL REY OAKS

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

DATE: February 28, 2023

TO: Honorable Mayor and City Council

FROM: John Guertin, City Manager

SUBJECT: Consider Adoption of Council Policy Governing Use of Electronic Communications Devices During Public Meetings

CEQA: This action is not subject to the California Environmental Quality Act (CEQA) as it is not a project pursuant to Guidelines Section 15378 (b)(5) because it is an organizational or administrative activity of the City that will not result in direct or indirect physical changes in the environment.

Recommended Action

Adopt the proposed policy.

Discussion

It is not uncommon for cities to have policies regarding the use of electronic communications during public meetings by members of their legislative bodies, appointed committees, and commissions. Staff have found several examples of policies that ban, limit, or discourage the use of cell phones, computers, and tablets to communicate during meetings. After review and analysis of the various options available, staff has drafted the proposed policy based on best practices and to ensure that all public meetings are conducted in accordance with all applicable laws, rules and regulations, including, without limitation, the Ralph M. Brown Act ("Brown Act"); to ensure that all hearings and deliberations that occur during public meetings comply with due process and result in a complete administrative record; and to preserve proper decorum preventing behavior that might lead to the perception that a public official is not fully engaged..

While the Brown Act does not specifically prohibit text messaging or similar communications during meetings, use of electronic communication devices has the potential to create an appearance that officials are either not paying attention or are engaged in communications to which the public is not privy. However, such communications may lead to a Brown Act violation if/when text messages or emails among decision makers during meetings contribute to collective concurrence on a matter within the body's purview. It should also be noted that the California Supreme Court has expanded local agency public records search obligations under the Public Records Act to include public employees' and officials' personal accounts or devices, if those devices are used to communicate on items which are related to City business.

The proposed policy provides a reasonable set of limitations (see Attachment).

Fiscal Impacts

There is no fiscal impact.

Attachments:

- Draft USE OF ELECTRONIC COMMUNICATION DEVICES
IN PUBLIC MEETINGS POLICY

Respectfully Submitted,

John Guertin
City Manager

**CITY OF DEL REY OAKS
USE OF ELECTRONIC COMMUNICATION DEVICES
IN PUBLIC MEETINGS POLICY**

Special Policies for Use of Electronic Communication Devices at Public Meetings:

This provision governs the use of all types of electronic devices that are designed or may be utilized to electronically communicate, or to process, transmit or store information, such as computers, cellular telephones, smart phones, iPads, tablets or similar (“electronic communication devices”) by the city council, and all city board, committee and commission members (“city officials”) during meetings that are open to the public and subject to the Brown Act (“public meetings”). For purposes of this provision, the use of the phrase “participating in a public meeting” for city officials means that the city official is sitting at the dais and the public meeting is in session. This provision is intended to promote the proper use of electronic communications devices by city officials while participating in public meetings in order to ensure that all public meetings are conducted in accordance with all applicable laws, rules and regulations, including, without limitation, the Ralph M. Brown Act (“Brown Act”); to ensure that all hearings and deliberations that occur during public meetings comply with due process requirements and result in a complete administrative record; and to preserve proper decorum preventing behavior that might lead to the perception that a public official is not fully engaged.

1. Use of Electronic Communications Devices to Send and Receive E-Mail and Text Messages by City Officials Participating in Public Meetings:

A city official participating in a public meeting shall not use an electronic communications device to communicate with another city official participating in the same public meeting, or any other person, with respect to matters that are the subject of the public meeting. While not strictly prohibited, use of an electronic communications device by a city official while participating in a public meeting to communicate with persons other than another city official participating in the same public meeting on matters that are not the subject of the public meeting is highly discouraged, except in emergency situations. Therefore, while participating in a public meeting, a city official may: (a) send or receive e-mail and text messages to and from family members or family caregivers where absolutely necessary for the care of that family member, in the reasonable discretion of the city official; and (b) send or receive e-mail and text messages that must be sent or received to address urgent business matters of the city official, that do not involve city business, in the reasonable discretion of the city official.

2. Public Records Act:

All city records whether paper or electronic are subject to the public disclosure requirements of the California Public Records Act (“PRA”). Therefore, any

information sent or received by city officials on either city-owned or personal electronic communications devices during public meetings, that pertains to city business and otherwise qualifies as a disclosable public record under the PRA will be subject to disclosure upon request.

3. Due Process:

The federal and California constitutional guarantees of due process require that all relevant evidence considered during hearings or deliberations that take place during public meetings on matters that involve protected rights such as land use applications and permit and license grants, denials, or revocations (“hearing”), be introduced into and made part of the public record. Therefore, any information sent or received by city officials on electronic communications devices prior to or during a hearing that the public official relies on in making his or her decision (“material information”), must be disclosed and made part of the public record. Public officials shall disclose material information prior to the close of the public hearing or public comment portion of the hearing, whenever practicable, and in every event, before any action is taken on the item at the hearing.



CITY OF DEL REY OAKS

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

DATE: February 28, 2023
TO: Honorable Mayor and City Council
FROM: John Guertin, City Manager
SUBJECT: Receive and Update and Overview of the Brown Act

CEQA: This action does not constitute a “project” as defined by the California Environmental Quality Act (CEQA) guidelines section 15378 as it will not result in direct or indirect physical changes in the environment.

Recommended Action

That the Council receive information regarding updates to the Brown Act.

Discussion

This Agenda Item and presentation will provide an overview of the Brown Act including new changes adopted in 2022. These changes went into effect January 1, 2023. Staff will work closely with Council in coming months to ensure compliance with these new obligations.

Brown Act Changes:

AB 2449: Brown Act teleconference for just cause and emergency.

Starting in March 2023, cities will no longer be able to use AB 361 to hold fully remote meetings due to the State of Emergency expiring. AB 2449 will allow individual council members to participate remotely for “just cause” or due to “emergency circumstances.”

“Just cause” is defined as one of the following: (i) a childcare or caregiving need of a child, parent, grandparent, grandchild, sibling, spouse, or domestic partner that requires them to participate remotely; (ii) a contagious illness that prevents a member from attending in person; (iii) a need related to a physical or mental disability as defined by statute; or (iv) travel while on official business of the legislative body or another state or local agency. “Emergency circumstances” means a physical or family medical emergency that prevents a member from attending in person.

The following requirements apply: A quorum of the legislative body must be established in a physical location in the jurisdiction; the public must be able to participate through a call-in option, via an internet-based service option, and at the in-person location of the meeting. Members may only participate remotely under AB 2449 a maximum of three consecutive months or 20% of the regular meetings within a calendar year.

SB 1100: Open meetings: orderly conduct.

Under the Brown Act, legislative bodies may enact reasonable regulations governing public participation at open meetings, but governing bodies are forbidden from prohibiting “public criticism of the policies, procedures, programs, or services of the agency, or of the acts or omissions of the legislative body.”

This bill sets forth a process to remove individuals when they are disrupting the meeting. A governing body must warn them that their behavior is disruptive and that if they do not stop their behavior, the governing body may remove them from the meeting. If the member of the public does not promptly cease their behavior, the governing body’s presiding member or their designee may order their removal.

Fiscal Impacts

None.

Respectfully Submitted,

John Guertin
City Manager

Kim Shirley's Council Report for Tuesday, February 28, 2023

Friday, January 20th- ReGen Monterey Board Mtg- We began this meeting by recognizing resolutions for the former directors that were leaving the board and a resolution for a retiring employee. Next we heard a presentation on the biochar technology pilot study and after much discussion we agreed to have the staff move forward on an agreement for the pilot study. Next we approved the disposition of an old truck and heavy equipment that is no longer functioning and has already been replaced. Except for the truck, these items can be sold for a small amount of money. Again, similar to the presentation at the finance meeting, we heard a presentation on the new GPS system for our landfill compactors and bulldozers. This system was also approved by the board. Lastly, we approved a contract that would help with long-term intermediate cover for a portion of our landfill. This is work that normally our staff would have done, but given the rains and the work they were doing to shore up areas affected by the rains, it was necessary to bring in this help, especially so since we're due for an inspection next month and wanted to make sure we were ready.

Tuesday, January 24th- City Council Mtg- This was our regular council meeting and the main item on the agenda was interviewing our 6 candidates who applied for the vacant city council seat. Each candidate spoke for 3 minutes, and then using the council approved 4 questions, we interviewed each candidate, as they gave 1 min responses. Afterward, it went out for public comment and then it was back to the council for deliberation. In the end, 4 applicants pulled out of the running and we were left with two candidates and a split vote on the council (myself and Uy for Bill Ragsdale-Cronin and Mayor Donaldson and Hallock for Louise Goetzelt). In the end, Mayor Donaldson called for another special meeting to see if we can come to a solution at another time. Besides the consent items on the agenda, the other item was appointments to regional boards. After asking Mayor Donaldson if we could split the two important positions on the regional water boards (M1W and Seaside Basin Watermaster), he denied my request and said that the Seaside Basin Watermaster would not be filled until we have a 5th member on our council. He remains our representative on M1W. I gave up my AMBAG seat to John Uy (it's a night meeting so more conducive to his schedule) and I'm now on Monterey-Salinas Transit in addition to my Vice-Chair position on ReGen.

Monday, January 30th- M1W Board Mtg- I received an email on Friday, Jan. 27th informing me that Mayor Donaldson was not planning on attending the M1W meeting and therefore M1W was asking me to attend (I am the designated alternate). I was happy to do so. In the beginning, item 11 B. which was the first reading for an ordinance was removed, as there was some last minute responses from the Monterey Bay Aquarium that needed to be addressed. In this meeting we discussed the new Brown Act resolution regarding meetings (AB2449). It was moved that directors will attend the meetings in person, while the audience can zoom in and provide comments when necessary. Directors will also be able to zoom into the meeting (for a limited number of times) if they are unable to make it in person. The next item, which was looking at an appeal for capacity fees for the new hotel project in Sand City, was approved. Lastly, we spent some time talking about the potential expansion of the Pure Water Monterey

recycled water system. This is a shovel-ready project that has funding available, but it can't be moved forward until Cal Am agrees to purchase the new water. Meanwhile, M1W is looking at the possibility of losing state grant opportunities while they wait for Cal Am. Another discussion point was the amount of additional money this delay will cost the project. Just the time that it was delayed during the last half of last year, the rough estimate is that it would cost an additional \$14 million and if the delay continues through June, an additional \$2.7 million would be added. These delay costs include increased construction costs, increased interest rates, and administrative costs. The board agreed that something needs to be done, but the next time they discuss this topic will probably be in closed session given the nature of the potential next steps. This discussion solidified for me that as a council we should be addressing this issue, showing support for our local, public agencies which in turn supports our residents as ratepayers.

Wednesday, Feb. 1st- ReGen Monterey Finance Subcommittee Mtg- At our finance meeting, we're beginning to talk about budget planning for next year. We're specifically looking at costs for construction and demolition material that come into our facility as well as green waste. Additionally, we're looking at increased costs for labor, capital projects, and looking at a closure/post closure reserve. Our next item was supporting an extension of the litter abatement MOU that we have with the county. We also received an update on the joint feasibility study between M1W and ReGen. It's looking at energy generation from organics as well as the possibilities for a microgrid, in terms of usage from surrounding entities and other possibilities for energy generation. Lastly, we began discussion on the potential for entering into a project with M1W for co-digestion. M1W received a \$4 million dollar grant from the state but they are in need of foodwaste for that digestion. It's still unclear if we'd be able to provide this, so I'll be looking forward to the larger discussion at the board meeting. We asked the staff for pros and cons for entering into this project, so we should learn more at that time.

Thursday, Feb. 9th- DRO Special Council Meeting- This council meeting was our opportunity to discuss the two remaining candidates to fill our vacant council seat. After hearing public comments on this item, it came back to the council for discussion. With John Uy and myself still showing support for Bill Ragsdale-Cronin and Jeremy Hallock showing support for Louise Goetzelt, Mayor Donaldson was the deciding vote and graciously put his vote behind Bill Ragsdale-Cronin. This was a great demonstration which showed his commitment towards healing the division within our city. I'm grateful for his action and deeply thankful that his choice prevented us from moving to a special election. Now that we're a complete council, I look forward to all of us working together on the many important topics that will be coming before the council. Thank you again, Mayor Donaldson for your willingness to provide us with a complete city council!

Monday, Feb. 13th- Monterey Salinas Transit- Please see the meeting highlights provided by MST. The biggest discussion for the meeting was around the topic of whether the board would be accepting the new teleconferencing rules provided by AB 2449. Although the staff recommendation was to just rely on the old Brown Act rules, I believe strongly that it's important that directors have the opportunity to participate in a meeting remotely if they have childcare issues or if they get sick (without having to post an agenda and provide a place for the public,

which is how it works with the usual Brown Act rules). I look forward to continuing this discussion at the next meeting.

Monday, Feb. 13th and Saturday, Feb. 18th- Council member John Uy and myself met with Drs. Scott Waltz and Fred Watson to discuss the eastern portion of FORTAG. During our first meeting, we reviewed maps which showed the entire region, including the land owned by the Monterey Peninsula Regional Park District as well as our land and Monterey's parcel. They shared the history of agreements and discussed their reasoning for establishing their final location of the trail within Fort Ord. The Saturday meeting was an actual 5 mile hike out into Fort Ord to be able to see these locations that we discussed in our Monday meeting. I appreciated their guidance and thoroughly enjoyed getting out and walking around those beautiful areas.

Friday, Feb. 17th- ReGen Monterey Board Meeting- After the consent agenda, we began the meeting with a presentation from the Veteran's Transition Center who has been running the Last Chance Mercantile for the last couple of years. They provided a great presentation (check out the agenda packet if you're interested in seeing the slides and pictures they presented)! I'm so pleased with their work and especially like the care they're putting into the entire store while also integrating collaborative opportunities for students and artists in the region. They are also providing some very good work experience for veteran's (which will begin to include certifications for working a forklift). After the presentation, the bulk of our meeting was focused on a couple of items. The first was an update of the feasibility study between ReGen and M1Water which will evaluate whether it's financially feasible to create additional projects between the two agencies, including establishing a microgrid, looking at organics to energy, and incorporating other renewable energy (wind and solar) in combination with batteries for storage. The ad-hoc committees for both agencies met last month and will continue to meet (Mayor Donaldson is a M1W representative on that committee). We should expect to see results for this study come out in July/August this year. The second topic was tangentially related, in that it was a discussion about co-digestion and the grant that M1W has received from Cal Recycle and whether we'd like our general manager to start negotiating a feedstock agreement based on the amount of commercial foodwaste that we currently receive. Obviously, this organics to energy topic will also be covered in the feasibility study, but since there is current grant money on the line, we're moving forward to see if this is something that would work in both agencies' favor. It was clear that the board supported this negotiation, but it was also clear that we need more education on the topic.

Council Report from Councilmember John Uy

I. Council Report: Association of Monterey Bay Area Governments (AMBAG) Board of Directors Meeting - February 8, 2023

I am pleased to present the following report on the Association of Monterey Bay Area Governments (AMBAG) Board of Directors meeting held on February 8, 2023. The meeting covered several important topics, including presentations, committee reports, and consent agenda items.

PRESENTATIONS

Annual Comprehensive Financial Report (ACFR) for Fiscal Year 2021-2022 - The retired Annuitant, Diane C. Eidam, presented the Annual Comprehensive Financial Report (ACFR) for Fiscal Year 2021-2022. Autumn Rossi, CPA and Audit Principal with Clifton Larson Allen, LLP, provided a presentation on the report, and the Board received information regarding the report.

U.S. 101 Business Plan - Heather Adamson, Director of Planning, presented a report on the development of the U.S. 101 Business Plan. Matt Welker, Caltrans District 5, provided feedback, and the Board received information about the plan.

2023 BOARD AND COMMITTEE APPOINTMENTS - President Freeman recommended that the Board approve the 2023 Board and Committee Appointments, and the Board approved the recommendation.

COMMITTEE REPORTS

Executive/Finance Committee - President Freeman provided an oral report, and the Board received information about it.

Monterey Bay National Marine Sanctuary (MBNMS) Advisory Council (SAC) Meeting - Maura Twomey, Executive Director, presented a report on the December 9, 2022, SAC meeting, and the Board was directed to receive the report.

EXECUTIVE DIRECTOR'S REPORT

2023 Goals for the Executive Director - Maura Twomey, Executive Director, recommended that the Board approve the goals for the Executive Director, and the Board approved the recommendation.

CONSENT AGENDA

The Board approved the following items under the Consent Agenda:

Resolution in Accordance with AB 361 regarding the Ralph M. Brown Act and Finding of Imminent Risk to Health and Safety of In-Person Meetings as a Result of the Continuing COVID-19 Pandemic State of Emergency Declared by Governor Newsom
 Draft Minutes of the November 9, 2022 AMBAG Board of Directors Meeting
 AMBAG Regional Clearinghouse Monthly Newsletter
 AMBAG Sustainability Program Update
 Authorized Check Signers for AMBAG Bank Accounts
 Line of Credit Renewal and Extension
 Financial Update Report
 California Central Coast Sustainable Freight Study – Consultant Agreement - Paul Hierling, Senior Planner, recommended that the Executive Director be authorized to negotiate and execute an agreement with Cambridge Systematics, Inc. for consultant services for the preparation of the California Central Coast Sustainable Freight Study in an amount not to exceed \$273,000, and the Board approved the recommendation.

Amendment No. 5 to the Employment Agreement between AMBAG and Maura F. Twomey - President Freeman recommended that the Board approve Amendment No. 5 to the Employment Agreement between AMBAG and Maura F. Twomey, and the Board approved the recommendation.

Regional Early Action Planning Grants 2.0 Program Update - Heather Adamson, Director of Planning, provided an update on the Regional Early Action Program (REAP) 2.0 Program development activities for AMBAG's Regional Competitive and Local Suballocation Grant Programs.

ADJOURNMENT

The meeting was adjourned after all items on the agenda were discussed and acted upon.

I hope this report provides a helpful summary of the key topics covered during the AMBAG Board of Directors meeting.

II. Council Report: Seaside County Sanitation District Board of Directors Meeting - February 14, 2023

I am submitting this report to provide an overview of the recent Seaside County Sanitation District Board of Directors Meeting held on February 14, 2023. This report will provide a brief summary of the meeting agenda, including the discussions and decisions made by the Board.

The meeting was called to order by the Chair, Jerry Blackwelder, and attended by Ian Oglesby and John Uy, the other board members. The Board reviewed the agenda, and there were no new items added. During the public comment period, no members of the public addressed the Board on matters within the jurisdiction of the Board, but not on the agenda.

The Board considered several items on the Consent Agenda. The Board adopted a resolution making findings in accordance with AB361 and Government Code Section 54953(E) authorizing remote teleconference meetings. This resolution authorizes continued teleconference (Zoom) hybrid meetings, and the recommendation to adopt this resolution was approved.

The Board also approved the minutes from the January 10, 2023, regular meeting, and received the Seaside County Sanitation District Operations Report for January 2023. The report was presented for information purposes only.

The Board also approved the expenditure report for November and December 2022 in the amounts of \$32,961.32 and \$463,077.76, respectively, for the Seaside County Sanitation District.

Under New Business, the Board elected officers for 2023. Ian Oglesby was voted to be the Chair, Jerry Blackwelder was voted to be the First Vice-Chair, and John Uy was voted to be the Second Vice-Chair. The Board also adopted a resolution authorizing a contract amendment to the professional services agreement with Harris & Associates in an amount not to exceed \$28,800 to provide construction management support for the Fremont, Broadway, & Ortiz Sewer Main Replacement Project. The recommendation to adopt this resolution was approved.

The staff reports included items for which verbal reports and presentations were provided. The Board had the opportunity to ask questions or discuss these reports, but no action was taken other than referral to staff or setting a future agenda item.

Lastly, the Board held a closed session conference with legal counsel regarding existing litigation: Successor Agency to the Sand City Redevelopment Agency v. Joe Stephenshaw, et al.; Sacramento County Superior Court Case No. 34-2022-80004053.

The meeting was adjourned at 10:15 a.m. The next regularly scheduled meeting is set for March 14, 2023, at 9:30 a.m.

III. Council Report: Meeting with Professors Scott Waltz and Fred Watson Regarding the Proposed FORTAG Trail

I recently had the opportunity to meet with Professors Scott Waltz and Fred Watson on February 13 and 18, 2023, to discuss the proposed FORTAG Trail east of Del Rey Oaks. The purpose of these meetings was to gain insight into the proposed trail and to discuss its potential benefits and challenges.

During our meetings, we had the chance to hike the proposed trail on the Del Rey Oaks Fort Ord property, which proved to be an enlightening experience. We discussed the potential impact of the trail on the environment, wildlife, and the community. We also talked about the various factors that need to be considered when constructing and maintaining a trail in a natural setting such as this.

In conclusion, the proposed FORTAG Trail east of Del Rey Oaks has the potential to be a valuable asset to the community, promoting health and wellness while preserving the environment and wildlife. Our meetings with Professors Scott Waltz and Fred Watson provided valuable insight into the construction and maintenance of the trail, and we look forward to continued collaboration with them as we move forward with this project.

----- End of Report -----



DEL REY OAKS POLICE DEPARTMENT

650 CANYON DEL REY ROAD - DEL REY OAKS, CA 93940
PHONE: (831)-394-9333 FAX: (831)-394-1596



To: John Guertin, City Manager
From: Chris Bourquin, Interim Chief of Police
Cc: Officer Jeff Andoy / Officer Chris Salopek
Date: February 2nd, 2023
Re: Request for Assistance / Monterey PD / San Carlos School

On February 1st, 2023 at approximately 1354 hours, an unknown male called San Carlos School in Monterey and advised that he was on campus with a gun and that he was there to hurt children.

At 1450 hours, Detective Salopek and Officer Andoy responded to the school after a request for allied agencies was put out by Monterey PD. Detective Salopek helped evacuate the school, one class at a time, and reunited students with their parents. Officer Andoy assisted with traffic control when each class was walked from the campus to the unification area, which was located at 777 Pearl St in Monterey. No children were injured. The alleged gunman was not located at the scene.

Both Officer Salopek and Officer Andoy did an exceptional job representing our Department during this request for outside agency help. I commend them both for their leadership and dedication throughout this incident.

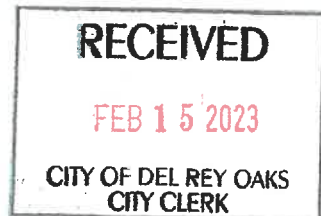

Chris Bourquin
Interim Chief of Police

Del Rey Oaks Police Department
650 Canyon Del Rey Blvd – Del Rey Oaks, California 93950 (831) 375 - 8525
Serving the City of Del Rey Oaks and the Monterey Regional Airport
Jeffrey J. Hoyne – Chief of Police



David J. Hober
Chief of Police
Monterey Police Department
351 Madison Street
Monterey, CA 93940
(831) 646-3800

MONTEREY POLICE DEPARTMENT



February 10, 2023


Del Rey Oaks Police Department
650 Canyon Del Rey Blvd.
Del Rey Oaks, CA 93940

Chief Bourquin,

I would like to thank and commend all the personnel from the Del Rey Oaks Police Department that assisted our agency during the active shooter threat that occurred at the San Carlos School on February 1, 2023. Their teamwork, tenacity and professionalism helped us tremendously during this critical incident.

The Monterey Police Department's number one priority is to keep our community safe. With the help of your department and many others, we were able to secure the school, assess the threat, set up a perimeter, and safely reunite the children with their parents.

Thank you for your continued support and inter-agency cooperation in keeping our community safe.

Sincerely

David J. Hober
Chief of Police

Great job ladies!!

(LB)

...VERY MUCH.



OFFICER ANDY,

THANK YOU FOR YOUR

PATIENCE, KINDNESS AND

HELP IN RESOLVING OUR CITY

LONG TERM PARKING ISSUE.

THE NEIGHBORS ARE VERY

HAPPY AND POSITIVE COMMENTS.

Respectfully Joe D'Nevers

great job
Yanelli!!
(CB)

OFFICER CUERAS

THANK YOU SO MUCH FOR
ALL YOUR HELP, PATIENCE,
AND KINDNESS IN RESOLVING

...VERY MUCH.



THE LONG TERM PARKING
ISSUE. THE NEIGHBORS ARE

VERY HAPPY AND MENTIONED

DURING THEIR EVENING WALK,
THE NEIGHBORHOOD IS LOOKING
AS IT SHOULD, BEAUTIFUL.

THANKS AGAIN

Joe Din



THE NATIONAL INSTITUTE FOR

PLAY

FOUNDER AND PRESIDENT

Stuart Brown, MD
February 3, 2023

To whom it may concern:

This letter is to formalize how grateful I am to Officer Jeffrey Androy for his professionalism and consideration over the Christmas Holidays. The delay in sending this in no way diminishes my gratitude to him. The story is...

I inadvertently picked up someone else's Mac laptop (that was virtually identical with mine) as I completed my TSA requirements at the Monterey airport on December 24 as I was headed for Denver to spend the holidays with family.

I did not realize the error of my ways until I received a phone message on Christmas eve in Colorado asking me to call Officer Androy at the Del Rey Oaks Police Dept. He answered my call, and reported that he had tracked me through United, obtained my cell #, and was following up as the other party was missing their laptop, and that he had discussed the mixup with others who had left my laptop with him. (Both parties were understandably upset over my pick-up error.) I informed him that I would return to Monterey on the 30th, bringing the other laptop to the airport. He was most affable and considerate, relayed this message to the other party, and assured me I could contact him and get my computer back upon my return.

He followed through with this by his considerate arrival at the airport with my computer on the 30th, (which he had me open via P-word) and I was profoundly relieved.

This narrative may sound routine, but Officer Androy's reassuring phone and personal involvements produced a happy ending for me, remain heart-warming and allowed me to more fully enjoy a 90 year old grandfather's Christmastime:

I am still very involved in worldwide activity with the non-profit National Institute for Play, and within my computer reside many irreplaceable files, pictures, etc., now safely backed up.

Stuart Brown MD

Founder, The National Institute for Play



MST HIGHLIGHTS
Board of Directors Meeting
February 13, 2023

SWEARING IN CEREMONY

The MST Board conducted a swearing-in ceremony for new board member Kim Shirley, City of Del Rey Oaks.

APPROVED REMOTE TELECONFERENCE MEETINGS

The Monterey-Salinas Transit (MST) Board approved Resolution 2023-22 authorizing teleconference meetings in accordance with the Brown Act.

RECOGNIZED FEBRUARY EMPLOYEE OF THE MONTH

The MST Board adopted Resolution 2023-23 recognizing Mago Rodriguez, Coach Operator as the February 2023 Employee of the Month for his outstanding contribution to MST and to the entire community.

APPROVED TRANSIT PLANNING WEB-BASED PLANNING PLATFORM SUBSCRIPTION

The MST Board authorized the General Manager/CEO to award a three-year agreement with Remix Technologies, LLC., for a Transit Planning Web-Based Platform subscription in an amount not to exceed \$140,000.

APPROVED PURCHASE OF THREE TOYOTA RAV4 HYBRID VEHICLES

The MST Board authorized the General Manager/CEO to purchase three (3) Toyota RAV4 Hybrid Vehicles at the lowest price/best options at the time of purchase utilizing the California Department of General Services (DGS) Contract #1-22-23-23C in an amount not to exceed \$102,000.

APPROVED RESOLUTION 2023-24 AGENCY-STATE MASTER AGREEMENTS FOR STATE AND FEDERAL AID-FUNDED PROJECTS

The MST Board approved Resolution 2023-24 authorizing the General Manager/CEO to execute master agreements, program supplemental agreements, fund exchange agreements, and/or fund transfer agreements which must be executed with the California Department of Transportation before such funds can be claimed.

RESOLUTIONS OF APPRECIATION

The MST Board adopted Resolution 2023-25 in appreciation of the Honorable Senator Dianne Feinstein for her support of Monterey-Salinas Transit District.

The MST Board adopted Resolution 2023-26 in appreciation of the Honorable Senator Alex Padilla for his support of Monterey-Salinas Transit District.

The MST Board adopted Resolution 2023-27 in appreciation of the Honorable Congressman Jimmy Panetta for his support of Monterey-Salinas Transit District. Congressman Panetta made kind remarks about MST and his support of transit for our communities as a catalyst for economic growth and prosperity for our residents and businesses.

APPOINTED MOBILITY ADVISORY COMMITTEE MEMBERS

The MST Board appointed membership of Steve Macias, Jennifer Ramirez, Bobby Merritt, and Maria Magaña to Monterey-Salinas Transit's Mobility Advisory Committee.

RECEIVED PRESENTATION ON TRANSIT-ORIENTED DEVELOPMENT PLANNING STUDY

The MST Board received a presentation on a Transit-Oriented Development (TOD) planning study currently underway to support the SURF! project.

APPROVED TERMINATION OF EMERGENCY COVID DECLARATION

The MST Board approved the termination of Resolution 2020-18 Declaration of Fiscal Emergency Response to the COVID-19 pandemic in conjunction with the termination of the State of California COVID-19 Health Emergency currently planned for February 28, 2023.

APPROVED TERMINATION OF HYBRID / IN-PERSON BOARD MEETING POLICY

The MST Board approved the termination of the hybrid/in-person board meeting policy in conjunction with the termination of the State of California COVID-19 Health Emergency currently planned for February 28, 2023.

RECEIVED SUMMARY OF AB 2449 RELATING TO THE BROWN ACT

The MST Board received a summary of AB 2449 the new Brown Act law regarding board member meeting attendance and provided direction to staff to hold meetings in accordance with the Brown Act (Gov't Code § 54953(b)) with a resolution to allow public access to meetings via teleconference and a resolution to allow partial implementation of AB 2449.

RECEIVED JANUARY 2023 WINTER STORMS AFTER ACTION REPORT

The MST Board received a report on MST's involvement in Monterey County's Emergency Operations Center's (MCEOC) response to the winter storms of January 2023.

NEXT MST BOARD MEETING

The next regular MST Board meeting is scheduled on March 13, 2023.



TRANSPORTATION AGENCY FOR MONTEREY COUNTY

www.tamcmonterey.org

HIGHLIGHTS

January 25, 2023

TAMC Board Elects New Officers & Executive Committee Members

The Board of Directors of the Transportation Agency for Monterey County elected the following members to serve as their officers and members of the Executive Committee:

- Michael LeBarre, Chair
- Chris Lopez, 1st Vice Chair
- Dave Potter, 2nd Vice Chair
- Mary Adams, Past Chair
- Wendy Root Askew, County Representative
- Chaps Poduri, City Representative

Their terms begin upon their election through the next election of officers at the beginning of the January 24, 2024, Board meeting.

20th Annual Transportation Excellence Awards

The Transportation Agency presented their 20th Annual Transportation Excellence Awards to honor community members, programs and projects that make a significant contribution to improve transportation in Monterey County. This year's awards honorees are:

Andrew Easterling, Traffic Engineer, City of Salinas, for his development and implementation of the Vision Zero Integrated into Maintenance program and dedication to safe routes to schools planning and projects. Andrew worked closely with safe routes to school program partners to develop the Salinas Safe Routes to School Plan from 2019 - 2022 and through the Vision Zero program has already been able to start to implement projects that make it safer for children and people of all ages to get around Salinas.

"Vision Zero" is a strategy to eliminate all traffic fatalities and severe injuries while increasing safe, healthy, equitable mobility for all. "Safe Routes to School" is a TAMC program which offers tools, programming, and resources to schools, guardians, and communities aimed at improving safety

and traffic around schools. The “Salinas Safe Routes to School Plan” was adopted, covering safety recommendations and educational programming for 45 schools throughout Salinas.

The City of Pacific Grove Public Works, Point Pinos Coastal Recreational Trail, completed in 2022 addressed nearly a one-mile stretch of coastline on Ocean View Boulevard generally known as Point Pinos. Prior to this project, Point Pinos lacked formalized, safe, and accessible coastal amenities for its various users, including trails, parking, and coastal access points. This stretch also represented the only gap of the California Coastal Trail between the City of Monterey and the three of four miles of PG Coastline.

The Point Pinos Trail project significantly improved safety, access parking, and stormwater capture with the construction of an ADA-compliant, 5-foot-wide trail, a boardwalk, formalized coastal parking, the installation of 10 beach access points, native plant restoration, and various stormwater improvements. All users can now more safely enjoy the Pacific Grove coastline; and have better connections to the larger trail network along the Central Coast.

Caltrans Presents their Draft US 101 Business Plan

The TAMC Board of Directors received a presentation on the Draft US 101 Business Plan from Caltrans District 5. The Plan created in collaboration with the Central Coast Coalition and regional partners throughout the district raises awareness of the US 101 Corridor within the boundaries of Caltrans District 5 as a major economic asset to the state and nation and encourages investment in the corridor. The Plan’s purpose is to provide data, strategy, and community support needed to help secure financial investment in the US 101 corridor (including \$260 million in project costs in Monterey County) with summarized potential avenues for funding the projects.

During the discussion after the presentation, Council Member Smith stated that he was excited about the plan because, “it gives us opportunities to identify emerging problems before the problems are staring us in the face.” Executive Director Muck further emphasized that the Business Plan provides TAMC and its partners in the Central Coast Corridor with the supporting document for future grant applications.

The draft Business plan will be available for public review and Caltrans staff will be collecting questions and comments until March 10, 2023. Comments can be submitted via email at matthew.welker@dot.ca.gov.

- ▢ [US 101 Business Plan Fact Sheet](#)
- ▢ [Monterey County Project Tables](#)
- ▢ [Draft US 101 Business Plan](#)



TRANSPORTATION AGENCY FOR MONTEREY COUNTY

www.tamcmonterey.org

HIGHLIGHTS

February 22, 2023

TAMC Board of Directors Hosts Unmet Transit Needs Public Hearing

The Transportation Agency Board of Directors held a public hearing to receive comments to identify unmet transit needs in Monterey County.

In its role as the Transportation Development Act fund administrator, the Agency holds this hearing annually to seek public input to identify unmet transit needs in Monterey County. The unmet needs process is associated with the Local Transportation Fund, which is one of two designated funding sources for public transit created by the California Transportation Development Act.

The Agency solicits public input on unmet transit needs and places comments into the following categories:

1. Transit service improvement requests that would improve an existing service.
2. Transit service expansion requests that extend a transit route beyond its current limits and fill a gap in service.
3. Capital improvement projects that would enhance existing public transit facilities.

In addition to public testimony provided at the hearing, the Transportation Agency accepts comments throughout the year in writing, by email, through a questionnaire posted on the Agency website and through the Monterey-Salinas Transit Mobility Advisory Committee.

The Transportation Agency's deadline for accepting public comments and questionnaires for the consideration as part of the annual unmet transit needs process

is April 30, 2023. Comments can be submitted at:
<https://www.tamcmonterey.org/unmet-transit-needs>.

Staff will present the final list of comments to the TAMC Board, prior to allocating Local Transportation Funds in June.

TAMC Board Selects Pajaro to Prunedale (G12) Project for Federal Appropriations Funding

The TAMC Board of Directors provided Agency staff direction to nominate a segment of the Pajaro to Prunedale G12 project for federal appropriations funding. The Community Project Funding program is a source of funding for public transportation projects whose recipients and purposes are specifically identified by Congress in an appropriations act, the annual process of funding transportation programs and projects. Project nominations are expected to be due in March to Senators and in April to House Representatives. The funding must be for federally eligible projects that can obligate the funding by 2027 and spend it by 2031.

The G12 corridor is 10.5 miles in length and extends south along Porter Drive and Salinas Road from the Santa Cruz County/City of Watsonville limits, then east on Elkhorn Road and Hall Road, then south again on San Miguel Canyon Road, terminating at US 101 in Prunedale. TAMC and the County of Monterey prepared a corridor study to evaluate improvements to address safety and congested traffic conditions experienced along the generally north-south travel corridor in north Monterey County. Of the six project areas evaluated in the study, TAMC staff identified segment 6, Salinas Road and Pajaro, as the best fit for this funding. The project is located adjacent to the Pajaro/Watsonville Multimodal Station project site.

MST Seeks Public Input on Transit Oriented Development Survey

Monterey-Salinas Transit announced their SURF! Transit Oriented Development Planning Survey is open for public input. Public input through the survey will help inform MST as they are studying programs, policies, and infrastructure improvements that could increase access to active and public transportation and support future development along MST's SURF! project in collaboration with local cities. Community members are encouraged to help shape the future of transportation in Monterey County by taking the 5-minute survey at this link: <https://bit.ly/SURF-TOD>



**850th REGULAR MEETING
OF THE
BOARD OF TRUSTEES
926 East Blanco Road
Salinas, CA. 93901**

February 14, 2023

~AGENDA~

12:00 P.M. Noon

926 East Blanco Road

Salinas, CA 93901

(831) 422-6438 p
(831) 422-3337 f

Office Hours:
Monday – Friday
8 a.m. – 4:30 p.m.

We strive to host inclusive, accessible meetings that enable all individuals, including individuals with disabilities, to engage fully. To request an accommodation or for inquiries about accessibility, please contact the District.

1. CALL TO ORDER:

2. ROLL CALL – ESTABLISHMENT OF QUORUM:

3. PUBLIC INPUT: (Limited to 3 minutes)

The consent calendar includes routine items than can be approved with a single motion and vote. A member of the Board of Trustees may request that any item be pulled from the Consent Calendar for separate consideration

4. CONSENT CALENDAR:

- A. APPROVAL OF THE MINUTES: January 2023**
- B. PAYROLL WARRANTS: January 2023 \$78,554.19**
- C. COMMERICAL WARRANTS: January 2023 \$56,009.07**
- D. UMPQUA BANK: December 2022 \$12,118.83**
- E. TIME DISTRIBUTION: January 2023**
- F. BALANCE SHEET: January 2023**
- G. SCHEDULE OF EXPENDITURES: January 2023**

5. BUSINESS ITEMS:

- A. Approval of the 2023 Policy Book changes from Northern Salinas Valley Mosquito Abatement District, or (NSVMAD) to Monterey County Mosquito Abatement District or (MCMAD)**
- B. Board Chair to appoint finance to committee for the 2023-2024 budget**
- C. Approval to accept quote from Versaris (attached)**

6. MONTHLY OPERATIONS REPORT: Ken Klemme, District Manager

7. TRUSTEE COMMENTS:

Adjournment to: March 14, 2022

Jeff Cecilio
Board Chair
County at Large

Don Cranford
Vice Chair
County at Large

Nancy Amadeo
Secretary
City of Marina

Jason Campbell
Trustee
City of Seaside

Ray Coopersmith
Trustee
County at Large

Mary Ann Carbone
Trustee
City of Sand City

Louise Goetzelt
Trustee
City of Del Rey Oaks

Jim Tashiro
Trustee
City of Salinas

Diane de Lorimier
Trustee
City of Monterey

**DRAFT MINUTES OF THE 849th REGULAR
MEETING OF THE BOARD OF TRUSTEES OF THE
MONTEREY COUNTY MOSQUITO ABATEMENT DISTRICT
January 10, 2023**

A meeting of the Board of Trustees of the Monterey County Mosquito Abatement District was held on January 10, 2023, at the District Office in Salinas, California.

MEMBERS PRESENT:

Jeff Cecilio, Chair, County of Monterey
Don Cranford, Vice Chair, County of Monterey
Mary Ann Carbone, City of Sand City
Ray Coopersmith, County of Monterey
Jim Tashiro, City of Salinas
Diane de Lorimier, City of Monterey
Louise Goetzelt, City of Del Rey Oaks

STAFF PRESENT:

Ken Klemme, District Manager
Mona Sloan, Administrative Assistant

MEMBERS ABSENT:

Nancy Amadeo, Secretary, City of Marina
Jason Campbell, City of Seaside

1. CALL TO ORDER:

Board Chair Jeff Cecilio called the 849th Regular Meeting to order at 12:00 PM

2. ROLL CALL:

Administrative Assistant Mona Sloan called roll; it was determined that a quorum was present

3. PUBLIC COMMENTS:

NONE

4. CONSENT CALENDAR:

- A. APPROVAL OF THE MINUTES: November 2022
- B. PAYROLL WARRANTS: November 2022 \$78,622.99
- C. PAYROLL WARRANTS: December 2022 \$78,767.46
- D. COMMERCIAL WARRANTS: November 2022 \$52,198.69
- E. COMMERCIAL WARRANTS: December 2022 \$192,541.59
- F. UMPQUA BANK: October 2022 \$7,413.49
- G. UMPQUA BANK: November 2022 \$6,065.56
- H. TIME DISTRIBUTION: November 2022
- I. TIME DISTRIBUTION: December 2022

- J. BALANCE SHEET: November 2022
- K. BALANCE SHEET: December 2022
- L. SCHEDULE OF EXPENDITURES: November 2022
- M. SCHEDULE OF EXPENDITURES: December 2022

With no further inquiries, **Trustee Tashiro moved to approve the consent calendar as presented; Trustee Goetzelt seconded; the motion passed unanimously.**

5. BUSINESS ITEMS:

A. Consideration and Approval of Subordinate Certificate for the Dunes Project

Manager Klemme received a request from the City of Marina, asking that the District agree to the issuance of RDA bonds for the Dunes project in Marina.

After Board input, **Trustee Goetzelt moved to approve the certificate as submitted; Trustee Carbone seconded; the motion passed unanimously.**

B. Discussion of Logistics for the Annual Mosquito and Vector Control Conference in Anaheim

Board members and staff attending the conference, agreed to meeting at the District office on Saturday January 28th between 10 and 10:30 am. Trustees confirmed which members would be carpooling together and who would drive on their own.

C. Discussion of Recent Rains and Pesticide Inventory

Manager Klemme informed the Board that the heavy onslaught of rain, has washed away pesticide that was recently applied. Klemme stated that in the next month, he may ask the Board to allocate additional funds to purchase necessary product.

6. MONTHLY OPERATIONS REPORT: Ken Klemme, District Manager/Biologist

Manager Klemme informed Trustees the quarterly meeting for the Special District Association (SDA) scheduled for Tuesday 1/17/23 has been cancelled. The Association is hoping to meet again in April. Klemme, again, spoke to the Board about freshly applied pesticide which, unfortunately, had washed away in the recent rains. That issue, and the fact that it hasn't been very cold, indicates mosquitos will be breeding. He also said that

because of the rains, it makes it very difficult to access certain areas due to mud, and would like to purchase a larger drone. He plans to include the cost in the 23-24 fiscal year budget. He also updated the Board in regards to the alarm system and lighting status, which is still not complete. Klemme said that he would like to dedicate the museum room in the spring, possibly at our annual open house. Trustee Carbone spoke to the Board about a project that she has been involved with where Tribal families receive work experience in different fields. She asked if the District would like to get involved in education training and Manager Klemme stated he would be interested in learning more about the project. Lastly, Manager Klemme let the Board know that one Argo is down.

7. TRUSTEE COMMENTS:

Trustee Tashiro said he wouldn't be attending the February meeting. Trustee Cranford spoke about an email issue between the District and his email server where he is unable to receive attachments. Trustee de Lorimier discussed an alternative to our annual Engineers Report consulting firm and Manager Klemme said he would look into the remaining time on the contract.

8. ADJOURNMENT:

With no further inquiries, Board Chair Cecilio adjourned the meeting at 12:27 pm. to the next regularly scheduled meeting on February 14, 2023 at noon.

Jeff Cecilio, Board Chair

ATTEST:

Nancy Amadeo, Secretary

Monterey County Veterans Issues Advisory Committee ((VIAC)

Report to the Del Rey Oaks City Council

Date of Meeting: January 26, 2023

The following is an overview of issues reported to, and considered at, the August meeting:

Veterans Transition Center (VTC)

- Currently 102 veterans are living in VTC sponsored housing.
- Lightfighter Village has a construction start date of April 15, 2023, ground breaking ceremony will be held approximately one month later. The projected finish of the project is December 2024, with an occupancy of 70 veterans and their families. This project will be restricted to veterans-only housing.
- The VTC is in final negotiations with the federal government and local VA offices for the Enhance Use Lease Project. The project is currently approved for 60 units, with plans to expand it to 120 units. Although the project is not restricted to veterans-only, veterans will have priority.

Note: The two projects investment total is about \$106 million.

- Erica Parker formerly employed by Assemblyman Mark Stone has joined the staff at VTC.

California Central Coast Veterans Cemetery (CCCVC)

Cemetery Foundation

- Plans for the Donor Wall at the Central Coast Veterans Cemetery are moving ahead. The Wall will be located directly south of the Flag Circle. The Foundation has provided environmental information, and is in the process of producing a construction support plan to the Army and to the City of Seaside. Following receipt of the construction plan, the City of Seaside will determine if a grading permit will be necessary,
The State Fire Marshall must sign-off on the Wall for safety purposes.
- A continuing priority for the Foundation is to envision and construct a structure for services that won't be affected by the weather.

Veterans Affairs and Department of Defense Clinic (VA-DoD)

- The Palo Alto VA Medical Center is providing a PACT ACT Open House at the Gorley Medical Center on the former Fort Ord to conduct toxic exposure screening, as well as other benefit explanations for the local veteran community. The intent is to invite all veterans who have been previously denied benefits, as they may now qualify under the Federal PACT ACT.

Military and Veterans Affairs Office (M&VAO)

- Assembly Bill 1623 has been introduced by Assemblyman Ramos, the former Chair of the Veterans Affairs Committee. The bill would provide tax benefits for military veterans and surviving spouses receiving retiree benefits. Note, California is the only state that does not provide any tax relief in any form for retirees.
- The Monterey County Board of Supervisors continues to support as a legislation priority locating and constructing a California Veterans Home in Monterey County.

Election of VIAC Officers

- **Ian Ogelsby was unanimously elected as the 2023 Chair of the Monterey County Veterans Issues Advisory Committee.**
- **Dan Presser was also unanimously elected as Vice-Chair of Monterey County Veterans Advisory Committee.**

As always,. Thank you to all the military veterans, their spouses and their dependents living in Del Rey Oaks. You make us a better community! If any of you have questions about possible benefits, please don't hesitate to contact me through City Hall, or email me at rlj.dro@gmail.com.

Best regards –

-Rick Johnson