

TOWN COUNCIL OF MAMMOTH LAKES

MINUTES OF RESCHEDULED REGULAR MEETING

JANUARY 23, 2013

CLOSED SESSION

At 4:04 p.m. the Mayor announced that the Council would be entering into closed session for the purposes as stated in the agenda.

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION

The Council reconvened from closed session at 4:50 p.m. and announced that there was no reportable action taken.

WORKSHOP

1. Discussion and Direction Concerning the Review of the Budget and Proposed Performance Measures for Public Works and Transportation, Including the Airport and a Contract with the Eastern Sierra Transit Authority (ESTA).

The workshop began at 5:00 p.m.

Agenda bill from Assistant Town Manager Marianna Marysheva Martinez and Public Works Director Ray Jarvis appending the breakdown of the Eastern Sierra Transit Authority (ESTA) budget.

Mr. Jarvis gave a Power Point presentation regarding the financials and proposed performance measures for public works, assessments districts, transportation, and the Airport. There was discussion among members of Council and staff.

SPEAKING FROM THE FLOOR:

Sandy Hogan said that the Town contract with ESTA was reduced by 10% this year and was granted a one-time fix this season. She asked if the one time fix had been put into future budgets.

There was discussion among members of Council and Ms. Hogan.

There was discussion among members of Council and staff.

The workshop ended at 5:45 p.m.

ROLL CALL

The Mayor called the meeting to order at 6:02 p.m. in the Council Chamber, Old Mammoth Road, Mammoth Lakes, California. The Council was present in its entirety with Councilmembers Jo Bacon, John Eastman, Michael Raimondo, Mayor Pro Tem Rick Wood, and Mayor Matthew Lehman in attendance.

PLEDGE OF ALLEGIANCE

Councilmember Eastman led the flag salute.

PUBLIC COMMENTS

John Urdi, Mammoth Lakes Tourism, gave an update regarding current marketing and tourism efforts.

There was discussion among members of Council and Mr. Urdi.

Jack Copeland announced that he was the newly elected President of the Mammoth Lakes Chamber of Commerce. He said that the Chamber was pro-development and interested in the growth of the community as long as the growth was reasonable, responsible, and sustainable. He said that Vons needed to expand, but that the expansion would hurt local businesses. He said that he wanted the Council to consider the unintended consequences of growth to the sustainability of local businesses.

There was discussion among members of Council and Mr. Copeland.

Eric Wasserman, Mobility Commission, said that originally he was appointed as the Chamber representative to the Mobility Commission. He said that he was insulted that he received an email over the holidays regarding the elimination of the Mobility Commission. He said that they had been a responsible Commission, and he thought that the decision to eliminate the Commission was wrong.

There was discussion among members of Council and Mr. Wasserman.

COUNCILMEMBER REPORTS/ADDITIONS TO THE AGENDA

Councilmember Raimondo attended the Eastern Sierra Transit Authority Board meeting and the League of California Cities convention for new Mayors and Councilmembers.

Mayor Pro Tem Wood attended the Town/County liaison meeting. He reported that Deena Kastor announced that she would compete in the L.A. Marathon on March 17th.

Councilmember Eastman thanked Councilmember Raimondo for his attendance at the ESTA meeting. He reported that the Mammoth Lakes Trails and Public Access board was working on a proposal to present to the Recreation Commission next week.

Mayor Lehman attended the League of California Cities Conference for New Mayors and Councilmembers. He announced that the Noon Rotary Club would be having a Winter Carnival on February 9th at Canyon Lodge at 6:30 p.m.

COMMISSION UPDATES

Sandy Hogan, Mobility Commission, said that they had held their transit workshop and reported on the results of that workshop.

There was discussion among members of Council and Ms. Hogan.

DEPARTMENT REPORTS/EMERGING ISSUES

Principal Planner Ellen Clark reported on the outcomes of the agenda items from today's Planning Commission meeting, and reported on agenda items for future Planning Commission meetings.

COUNCIL PRESENTATIONS

2. Fifteen year anniversary award to Police Officer Doug Hornbeck.

Police Chief Dan Watson and Mayor Lehman thanked Officer Hornbeck for his years of service and presented him with his award.

CONSENT AGENDA

ACTION:

It was moved by Councilmember Michael Raimondo, seconded by Councilmember John Eastman, and carried by a 5 - 0 roll call vote to approve the consent agenda.

3. Approve the minutes of the regular meeting of January 2, 2013.
4. Approve the minutes of the special meeting of January 10, 2013.
5. Waive the reading and adopt by title only an ordinance amending Chapter 1.24 "Town Emblem" of the Town of Mammoth Lakes Municipal Code with respect to the display of a new emblem.
6. Include the Interpretive Services Planning document as an appendix to the Mammoth Lakes Trail System Master Plan (TSMP) adopted by Town Council on October 11, 2011.
7. Accept the Register of Demands No. 13-19 in the amount of \$719,112.21.

POLICY MATTERS

8. Receive non-binding input regarding the Community Benefits/Incentive Zoning (CBIZ) proposal for the Mammoth Creek Inn Expansion Project.

Agenda bill from Associate Planner Jen Daugherty and Principal Planner Ellen Clark appending the Site Plan, Floor Plans, and Building Sections of the Mammoth Creek Inn.

Ms. Daugherty outlined the information in the staff report. There was discussion among members of Council and staff.

SPEAKING FROM THE FLOOR:

Steven Hakim, owner of the Mammoth Creek Inn, responded to Councilmember Raimondo's question regarding the use of local contractors.

There was discussion among members of Council.

Councilmember Bacon requested that the 60% occupancy rate be validated. She said that there should be a discussion regarding the selling of the rooms and its effect on TOT, since TOT was a benefit for the additional density. She said that she liked that the funds would be kept in the district, but was concerned that there was no room on that section of the street for additional transit.

Mr. Hakim responded to Councilmember Bacon's concerns.

Councilmember Eastman said that the underground parking was a good thing, and that he knew people who had stayed at the property who had positive experiences there.

There was discussion among members of Council and Mr. Hakim.

Councilmember Bacon said that she liked the plan, which made up for the current inadequate parking.

Mayor Lehman said that he was concerned about the timeline for construction, and if the owners were going to complete the project or sell it off. He said that he was concerned about the hotel condo issues, and said that the Town needed a predictable TOT benefit. He said that he needed to see more justification for the density bonus of seven units for \$6,000.

There was discussion among members of Council and staff.

ACTION:

It was moved by Councilmember John Eastman, seconded by Councilmember Michael Raimondo, and carried by a 5 - 0 roll call vote to approve the proposal as worthy of consideration prior to the formal consideration of the Planning Commission, and provide non-binding on the Mammoth Creek Inn Expansion CBIZ proposal.

9. Transient Occupancy Tax Update and Recommendations.

Agenda bill from Finance Manager Cyndi Myrold outlining the analysis and requests regarding the current Transient Occupancy Tax (TOT) enforcement program.

Ms. Myrold outlined the information in the staff report. There was discussion among members of Council and staff.

There was discussion among members of Council.

John Urdi, Mammoth Lakes Tourism, gave examples of comped rooms and the unknown value of those comped rooms.

There was discussion among members of Council and Mr. Urdi.

ACTION:

It was moved by Councilmember Jo Bacon, seconded by Councilmember Michael Raimondo, and carried by a 5 - 0 roll call vote to approve the extension of the educational audit amnesty approved by Town Council Resolution No. 09-32 for all remitters who signed up for that program by October 30, 2009. This will waive penalties and interest only; past due taxes will still be required to be paid. Direct staff to prepare an amendment to the Municipal Code to allow the Tax Collector to waive debts up to \$100.

Approve a one-time waiver of the TOT Certificate printing fee associated with implementation of TOT software and data collection upgrades. Direct staff to return to the Town Council with a resolution for the waiving of TOT for donations of rooms that support local events, with a specific definition for "local event."

10. Provide input regarding the Town Council Action Log.

Agenda bill from Town Manager David Wilbrecht appending the Town Council Action Log dated January 11, 2013.

Mr. Wilbrecht outlined the information in the staff report.

There was discussion among members of Council.

CONSENSUS:

Delete the first item regarding a legislative platform from the list.

Remove the completed items from the list.

11. Waive the first reading and introduce by title only an ordinance eliminating the Airport and Mobility Commissions.

Agenda bill from Town Manager David Wilbrecht appending the Town Council Agenda Bill dated January 2, 2013 regarding the elimination of the Airport and Mobility Commissions.

Mr. Wilbrecht outlined the information in the staff report.

ACTION:

It was moved by Mayor Pro Tem Rick Wood, seconded by Councilmember Jo Bacon, and carried by a 5 - 0 roll call vote to approve Option 1: Waive the first reading and introduce by title only the ordinance deleting Chapter 2.38 "Airport Commission" and Chapter 2.43 "Mobility Commission" of the Town of Mammoth Lakes Municipal Code.

ADJOURNMENT

The Council adjourned the meeting at 7:28 p.m.

Respectfully submitted,

Jamie Gray
Town Clerk