



MINUTES

PLANNING COMMISSION REGULAR MEETING VIRTUAL PLANNING COMMISSION REGULAR MEETING

TUESDAY, DECEMBER 22, 2020
7:00 P.M.

CALL TO ORDER
7:00 P.M.

1. PLEDGE OF ALLEGIANCE

2. ROLL CALL

Chair A.J. Chippero, Vice Chair Terri Denslow, Commissioner Bassam Altwal, Commissioner Frank Gavidia, and VACANT

3. PRESENTATION AND ANNOUNCEMENTS:

NONE.

4. ACCEPTANCE OF THE AGENDA: The Planning Commission will discuss the order of the agenda, may amend the order, add urgency items, note abstentions or "no" votes on Consent Calendar items, and request Consent Calendar items be removed from the Consent Calendar for discussion. The Planning Commission may also remove items from the Consent Calendar prior to that portion of the Agenda.

Consent Approval

5. PUBLIC COMMENT (Non-Agenda Items): This time has been set aside for members of the public to address the Planning Commission on items of general interest within the subject matter jurisdiction of the City. Although the Planning Commission values your comments, pursuant to the Brown Act, the Planning Commission generally cannot take any action on items not listed on the posted agenda. Three (3) minutes will be assigned to each speaker.

No Public Comment

6. CONSENT CALENDAR

The following routine matters may be acted upon by one motion. Individual items may be removed by the Planning Commission for separate discussion at this time or under Acceptance of the Agenda. The ordinance title is deemed to be read in its entirety and further reading waived on any ordinance listed on the Consent Calendar.

NONE

Commissioner Altwal

- Used to seeing minutes at next meeting
- If having to wait for minutes, lose the corrections that are needed
- Why there are no minutes

Director Feske

- I ran out of time to get minutes into the agenda packet

7. PUBLIC HEARINGS

A. CONTINUED - PUBLIC HEARING TO REVIEW AND CONSIDER THE SIX-LOT RESIDENTIAL PLANNED DEVELOPMENT PROJECT INITIAL STUDY/MITIGATED NEGATIVE DECLARATION ENV-02-16; GENERAL PLAN MAP AMENDMENT GPA-02-18; SPECIFIC PLAN MAP AMENDMENT SPA-01-18; ZONING MAP AMENDMENT ZOA-01-18; VESTING TENTATIVE RESIDENTIAL SUBDIVISION MAP MAP-01-16; DEVELOPMENT PLAN PERMIT DP-01-19; AND TREE REMOVAL PERMIT TRP-31-19. RECOMMENDATION:

Call for conflict

Commissioner Altwal

- Lives in neighboring neighborhood
 - o Lives within 500' of project site
 - o Looked up and declared no conflict
- Questioned if Commissioner Gavidia can recuse himself from Planning Commission procedure
- Asked Director to repeat the continuation
- Asked if the public cannot speak
- Feel the public should be able to speak
 - o Take a vote on it
- There are important people that I want to hear from
- Disagree with the speaker only once
 - o The project information is changing
 - o If repeat then yes
 - o Information is changing and could cause new comments
 - o Public should be able to speak
 - o Information changed and I have changed comments
- Allow the public to speak
- Echoed Vice Chair and Chair about the revised plans
- Plans need to reflect what is being working on
 - o 48 foot right-of-way
- Don't want to vote on plans that are not accurate
- 48 foot changes a lot
- Letters received recently
 - o Did not receive the letter timely
- Letter by Moita
 - o Brings a lot valid good points... a lot of good points
- Wants to see letters prior
- As a previous Architect plans were submitted with revisions
 - o Revisions are not conditions

- The plans need to be revised
- Director Feske – Condition #4
 - Discussion about what you approve and what you do not
 - Sound Wall is significant enough and not left to the Director to review
 - I thought this was to be corrected and it is not
- I have a lot for this project and see a clean set
- Public deserves see what is approved
- I will not approve anything that is not clear regardless of effort
- I will not approve anything based on promises that we have no chance to directly follow on by us

Commissioner Gavidia

- Declared recusal
 - Family owns property in the area and oversee the finances
 - Given that my family owns property nearby and target on back, the Pioneer editor and some Council see conflict of interest
 - Spoke to a specific Councilperson and feels he cannot be impartial
- Added conversations with Council puts him in a conflict position and family owns property in that area.
- Perception is everything
- Commissioner Gavidia decided to exit the meeting

Vice Chair Denslow

- Asked Director if the public speaks this time, then they cannot speak at the continued date.
- Did the speaking only once happen with a previous project that carried over
- Is allowing the public to speak at Planning Commission discretion
- Echoed request for revised plans to reflect the right-of-way and setback

Chair Chipperro

- Asked Director if Commissioner Gavidia needs to leave the meeting or what the next step is
- Asked Director about recusal
 - Echoed Commissioner Gavidia financial interest – family interest – in the property nearby
- Granted Commissioner Gavidia recusal
- Is the public going to speak?
- See neighbor is in attendance
- Stated that is what Planning Commission had started this and keep the consistency
- Yes, different from the previous project
 - Speakers spoke multiple times and got a lot of repeats
- Echoed Commissioner Altwal that the information is changing and that what we see today might different than what we see the next time
- Yes, allowing public to speak at discretion of Planning Commission
- Called for public comment and closed public comment
- Request revised plans with the new information

Director Feske

- Conflict of Interest is direct financial interes that is obvious
- Commissioners can recuse themselves if they feel there is a conflict real or perceived
- Option to move Commissioner Gavidia to attendee
- Request for continuation to a date uncertain and a notice will be sent out with the Planning Commission meeting date.
 - New notice to make sure public is aware of this item

- Requesting no public comment
- Repeated request – clarified this a request but it is up to the Planning Commission
- Restated, this is request, it is at the discretion of the Planning Commission
- Applicant is not present tonight
- Clarify that the public comments is closed, not the public hearing

Motion and vote 3-0-1-1 (Gavidia, vacant) to continue to a date uncertain with a notice to be sent out.

Vice Chair Denslow

- Should a new Planning Commissioner come on board, can they participate

Director Feske

- If there is a new Planning Commissioner, they can participate. However, it would be their responsibility to come up to speed and decide if they are able to can participate

8. ACTION ITEMS

None

9. PLANNING COMMISSION REQUESTS AND UPCOMING AGENDA DEVELOPMENT

Vice Chair Denslow

- Videos November 10th and December 8th not posted
- and minutes posting
- Request for Housing Accountability Act (HAA) discussion on future agenda

Chair Chippero

- Request that any Commissioner that has an issue with another Commissioner to address that with the City Council.
- Requested that the City post the agenda on the City Facebook and Nextdoor
- Requested that the Commissioners consider a rotation to report to the City Council
 - To be discussed at next meeting with all the Commissioners present

Director Feske

- No excuse, some technical difficulties on the uploading the video. Try for the following day.

10. ADJOURNMENT

Meeting adjourned at 7:36PM