

**CITY OF CARMEL-BY-THE-SEA
CITY COUNCIL**

RESOLUTION NO. 2020-078

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA
ACCEPTING TREE MITIGATION AND DONATION FROM LAURA OVERETT AND
APPROVING A BUDGET AMENDMENT TO THE FISCAL YEAR 2020/21 ADOPTED BUDGET
FOR THE NORTH DUNES HABITAT RESTORATION PROJECT**

WHEREAS, on July 2, 2019, the City Council authorized removal of 27 eucalyptus trees on a parcel owned by Laura Overett at San Antonio, one and two Northwest of Fourth Avenue, conditioned on mitigation measures including planting 15 trees and an in-lieu fee of \$9,750; and

WHEREAS, on March 12, 2020, Ms. Overett submitted an application for removal of the second grove of 17 eucalyptus trees which abuts the North Dunes Habitat Restoration site; and

WHEREAS, for decades, these eucalyptus trees have dropped a considerable amount of seeds onto the North Dunes site which has introduced damaging, non-native seedlings and sprouts and degraded the North Dunes habitat; and

WHEREAS, Ms. Overett recognizes the adverse impacts these eucalyptus trees had on the North Dunes and offered a generous donation to support the North Dunes Restoration Project; and

WHEREAS, at their August 20, 2020 Special Meeting, the Forest and Beach Commission approved the removal of the 17 additional trees, conditioned on various mitigation measures, including additional tree plantings and payment to the City of a 2 to 1 in-lieu fee of \$8,500; and

WHEREAS, Ms. Overett offered to donate a total of \$21,250 for the second eucalyptus grove, representing a 5 to 1 in lieu fee, with the understanding that the donation would be applied to the North Dunes Habitat Restoration Project; and

WHEREAS, the North Dunes Habitat Restoration is a multi-year project, and the most recent phase of the Project was included within the Fiscal Year 2019-2020 Capital Improvement Plan and Operating Budget; and

WHEREAS, in accordance with City financial policies, capital projects not encumbered or completed during the fiscal year may be budgeted to the next fiscal year with Council approval; and

WHEREAS, although the phase of the project is not completed, due to the economic hardship caused by the COVID-19 pandemic, the City was unable to re-budget funding for the North Dunes Project this fiscal year and the proposed mitigation fees and donation will fund the continuation of the planned work.

NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA DOES HEREBY:

Accept the tree mitigation and generous donation of \$21,250 from Ms. Laura Overett.

Authorize the carryover of the Fiscal Year 2019-2020 North Dunes Habitat Restoration Project.

Approve a budget amendment to the Fiscal Year 2020/21 Adopted Budget to allocate \$21,250 to the North Dunes Habitat Restoration Project as shown in the attached Exhibit A.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA this 3rd day of November, 2020, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

ATTEST:

Dave Potter
Mayor

Britt Avrit, MMC
City Clerk

EXHIBIT A

General Ledger Account	Account Name	Purpose	FY 2020-21 Adopted-Amended Budget/Fund Balance	Adjustment Amount	FY 2020-21 Amended Budget/Fund Balance
601-000-00-22008	Urban Forest Restoration	North Dunes Habitat Restoration	\$156,181.64	-\$21,250	\$134,931.64
301-311-00-43008	Construction in Progress	North Dunes Habitat Restoration	\$0	\$21,250	\$21,250