NOTICE OF MEETING

CITY OF PACIFIC GROVE

CITY COUNCIL

SPECIAL MEETING AGENDA

Wednesday, January 21, 2015, 5:00 P.M.

Council Chamber – City Hall – 300 Forest Avenue, Pacific Grove, CA

CALL TO ORDER

CLOSED SESSION

PUBLIC COMMENT ON CLOSED SESSION MATTERS

Comments from the public will not receive Council action. Comments must deal with matters on the Closed Session agenda and will be limited to three minutes.

A. Conference with Legal Counsel – Existing Litigation (Gov. Code §54956.9(1)(d))

1. Application to SWRCB to Modify the Cal-Am Cease & Desist Order, Case No. SWRCB WR 2009-060

2. Thomas Johnson, WCAB Claim No. CPON – 549578

3. *Rose Marie Coleman v. City of Pacific Grove; Terri Schaeffer; John Kuehl, et al.*(Monterey County Superior Court Case No. 15CV000330

B. Conference with Legal Counsel - Threatened Litigation, (Gov. Code § 54956.9(d))

1. One Case

ADJOURNMENT

NOTICE OF MEETING

CITY OF PACIFIC GROVE

CITY COUNCIL

REGULAR MEETING AGENDA

Wednesday, November 18, 2015, 6:00 P.M.

Council Chamber – City Hall – 300 Forest Avenue, Pacific Grove, CA

The Council will not begin consideration of any item on this agenda later than 10:00 p.m. unless such consideration is approved. Any items on this agenda not considered this evening will be continued to a future meeting.

Copies of the agenda packet are available for review at the Pacific Grove Library located at 550 Central Avenue; the main counter in City Hall at 300 Forest Avenue, Pacific Grove; and on the internet at www.cityofpacificgrove.org/agendas. The most effective way of communicating your thoughts to the Council on public matters is by submitting your comments in writing to the City Clerk, preferably no later than 8:00 a.m., Friday of the week prior to the council meeting in order for your communication to be reproduced for the agenda packets. Materials submitted after distribution of the agenda packet will also be made available for public inspection at the main counter in City Hall. Emails can be directed to the City Clerk's Office at cityclerk@cityofpacificgrove.org

MEETING AGENDA
REGULAR MEETING AGENDA

CALL TO ORDER

PLEDGE OF ALLEGIANCE

1. APPROVAL OF AGENDA

2. PRESENTATIONS

A. Employee Service Award: Shawn Stewart
B. Employee of the Quarter: Shawn Stewart

3. COUNCIL AND STAFF ANNOUNCEMENTS (City-Related Items Only)

A. Report on Closed Session by City Attorney
B. Other

4. GENERAL PUBLIC COMMENT

General Public Comment must deal with matters subject to the jurisdiction of the City and the Council that are not on the Regular Agenda. This is the appropriate place to comment as to items on the Consent Agenda, only if you do not wish to have the item pulled for individual consideration by the Council. Comments from the public will be limited to three minutes and will not receive Council action. Comments from the public will be limited to three minutes and will not receive Council action. Comments regarding items on the Regular Agenda shall be heard prior to Council's consideration of such items at the time such items are called. Whenever possible, written correspondence should be submitted to the Council in advance of the meeting, to provide adequate time for its consideration.

CONSENT AGENDA

The Consent Agenda deals with routine and non-controversial matters, and may include action on resolutions, ordinances, or other public hearings for which testimony is not anticipated. The vote on the Consent Agenda shall apply to each item that has not been removed. Any member of Council, staff, or the public may remove an item from the Consent Agenda for individual consideration. When items are pulled for discussion, they will be automatically placed at the end of their respective section within the Regular Agenda. One motion shall be made to adopt all non-removed items on the Consent Agenda.

5. APPROVAL OF CITY COUNCIL MEETING MINUTES

Items pulled from this section will be placed under 12. Unfinished and Ongoing Business

A. Minutes of the November 4, 2015 City Council Special and Regular Meetings
Reference: Sandra Kandell, Deputy City Clerk
Recommended Action: Approve Minutes

6. RESOLUTIONS

Items pulled from this section will be placed under 12. Unfinished and Ongoing Business or 13. New Business

A. Agreement with Anderson Pacific Engineering Construction Inc. for Storm Drain and Sanitary Sewer Improvements
Reference: Daniel Gho, Public Works Director
Recommended Action: Approve a resolution authorizing the City Manager to execute an agreement with Anderson Pacific Engineering Construction Inc. for the Storm Drain and Sanitary Sewer Improvements on 14th Street, Sinex Avenue, and Junipero Avenue, including a Greenwood Park CDS unit, for $1,323,752 plus a 15% contingency, and authorize the City Manager to make minor improvements to the agreement if issues arise of which the City was not aware when the agreement was negotiated.

7. ORDINANCES

Items pulled from this section will be placed under 11. Public Hearings

A. Second reading of an ordinance amending the classification schedule for the Human Resources Manager position
Reference: Thomas Frutchey, City Manager
Recommended Action: Hold second reading and adopt an ordinance to amend the classification schedule for the Human Resources Manager position.

B. Second reading of an Ordinance Amending the FY 2015-16 Budget
Reference: Patty Maitland, Finance Director
Recommended Action: Hold second reading and adopt an ordinance amending the Fiscal Year 2015-16 Budget

C. Second Reading Ordinance Amending the Fiscal Year 2015-16 Budget and Establishing an Enterprise Fund and Budget for the Local Water Project
Reference: Patty Maitland, Finance Director
Recommended Action: Hold second reading and adopt an ordinance amending the Fiscal Year 2015-16 Budget and establishing an enterprise fund and budget for the Local Water Project.

8. REPORTS – INFORMATION ONLY

Items pulled from this section will be placed under 12. Unfinished and Ongoing Business or 13. New Business

A. Museum Board forwarding of Museum Annual Reports
Reference: Tama Olver
Recommended Action: Receive reports.

B. Housing Monitoring Report
Reference: Terri C. Schaeffer, Housing Program Coordinator/Code Compliance Officer
Recommended Action: Receive the Housing Monitoring Report.

9. REPORTS – REQUIRING ACTION

Items pulled from this section will be placed under 12. Unfinished and Ongoing Business or 13. New Business

A. Resolution to Amend the City's Current Harassment, Discrimination And Retaliation Policy.
Reference: Heidi A. Quinn, Assistant City Attorney
Recommended Action: Approve a resolution to amend the City's current harassment policy and complaint procedure, repeal it from the City's Council Policy Manual, and adopt it as part of the City's Administrative Policy and Procedures Manual (APPM).

B. Approve Nominations to Recreation Board; HPO Ad Hoc Committee
Reference: Mayor Bill Kampe
Recommended Action: Approve appointments and terms as follows: (1) Recreation Board: Joe Amelio (11/18/2015 to 01/31/2017); and(2) HPO Ad Hoc Committee: Rudy Munoz (11/18/2015 to expiration of committee)

10. MEETING MINUTES OF COMMISSIONS, BOARDS, AND COMMITTEES

Items pulled from this section will be placed under 13. New Business

A. Architectural Review Board Meeting Minutes: September 8, 2015 and October 13, 2015

B. Golf Links Advisory Commission Meeting Minutes: May 27, 2015

C. Historic Resources Committee Meeting Minutes: September 30, 2015 and October 28, 2015

D. Planning Commission Meeting Minutes: October 22, 2015 and November 5, 2015

REGULAR AGENDA

11. PUBLIC HEARINGS

For public hearings involving a quasi-judicial determination by the Council, the proponent of an item may be given 10 minutes to speak and others in support of the proponent's position may be given three minutes each. A designated spokesperson for opposition to the item may be given 10 minutes to speak and all others in opposition may be given three minutes each. Very brief rebuttal and surrebuttal may be allowed in the sole discretion of the Council. In public hearings not involving a quasi-judicial determination by the Council, all persons may be given three minutes to speak on the matter. Public hearings on non-controversial matters or for which testimony is not anticipated may be placed on the Consent Agenda, but shall be removed if any person requests a staff presentation or wishes to be heard on the matter.

A. Cardboard Collection for Commercial Businesses
Reference: Jessica Kahn, Environmental Programs Manager
Recommended Action: Direct staff to facilitate rental, placement, and use of one or more cardboard compactors by commercial business use through GreenWaste Recovery.

12. UNFINISHED AND ONGOING BUSINESS

A. Local Water Project Funding and Entitlement Update
Reference: Thomas Frutchey, City Manager
Recommended Action: Receive reports on (1) the November 17 consideration by

the State Water Resources Control Board of state funding for the Local Water Project and (2) consideration by the Water Management District Board of Directors currently scheduled for December of an ordinance granting entitlement to the City for some of the potable water freed by the local water project, and provide desired direction.

B. City Financial Contribution to the Museum of Natural History Partnership
Reference: Thomas Frutchey, City Manager
Recommended Action: Make no change at this time to City financial support of the Museum of Natural History, but remain open to reconsider that commitment in the future, if City finances warrant, applying criteria consistent with those applied to other City programs supported, at least in part, by General Fund dollars.

C. Amendment to the Agreements with Albert Weisfuss for Professional Arborist Services
Reference: Daniel Gho, Public Works Director
Recommended Action: Approve a resolution authorizing the City Manager to enter into an amendment to the agreement with Albert Weisfuss for Professional Arborist Services for the City of Pacific Grove, in an amount of $20,000, in order to receive additional hours of service.

13. NEW BUSINESS

A. Annual Financial Audit Report for the Fiscal Year Ended June 30, 2015
Reference: Patty Maitland, Finance Director
Recommended Action:
1. Receive the Annual Financial Audit Report and Auditor's Opinion on the City's financial statements, from the City's independent financial auditor, Chavan & Associates, LLP.
2. Receive a status report on improvements implementing the auditor's recommendations, and provide direction.

14. FULL PRESENTATIONS

None.

15. REPORTS OF COUNCIL MEMBERS AND OTHER CITY REPRESENTATIVES

None.

ADJOURNMENT

NOTICE OF ADA COMPLIANCE: Pursuant to Title II of the Americans with Disabilities Act (Codified At 42 United States Code Section 12101 and 28 Code of Federal Regulations Part 35), and Section 504 of the Rehabilitation Act of 1973, the City of Pacific Grove does not discriminate on the basis of race, color, religion, national origin, ancestry, sex, disability, age or sexual orientation in the provision of any services, programs, or activities. The City of Pacific Grove does not discriminate against persons with disabilities. City Hall is an accessible facility. A limited number of assisted listening devices will be available at this meeting. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting or provide the requested agenda format