NOTICE OF MEETING

CITY OF PACIFIC GROVE

CITY COUNCIL

SPECIAL MEETING AGENDA

Wednesday, May 20, 2015

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

5:30 P.M.

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. Public Employment, Title: City Attorney Contract (Gov. Code § 54957)

B. Conference with Labor Negotiators: City Representatives: Thomas Frutchey, City Manager; Patty Maitland, Finance Director (Gov. Code Section 54957.6)
   1. Police Officers Association

ADJOURNMENT

NOTICE OF MEETING

CITY OF PACIFIC GROVE

CITY COUNCIL

REGULAR MEETING AGENDA

Wednesday, May 20, 2015, 6:00 P.M.

Council Chambers – 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/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
None.

3. COUNCIL AND STAFF ANNOUNCEMENTS (City-Related Items Only)
A. Report on Closed Session by City Attorney

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 on items on the Consent Agenda. 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 May 6, 2015 City Council Regular Meeting
Reference: Sandra Kandell
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. Amendment No. 2 to the MuniServices, LLC Agreement Extending the Term to Provide Business License Services
Reference: Patty Maitland, Finance Director
Recommended Action: Approve a resolution amending the current agreement with MuniServices, LLC, extending the term by four months, through October 2015.

7. ORDINANCES

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

None.

8. REPORTS – INFORMATION ONLY

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

None.

9. REPORTS – REQUIRING ACTION

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

A. Approve Nomination to Pacific Grove Library Board
Reference: Mayor Bill Kampe
Recommended Action: Approve the appointment of Nancy Enterline to the Library Board for the term of 05/21/2015 to 1/31/2019

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: May 12, 2015

B. Economic Development Commission Meeting Minutes: April 9, 2015

C. Planning Commission Meeting Minutes: May 7, 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. Appeal of Parcel Map PM 14-602 to subdivide one lot into two at 542 Lighthouse Ave (Holman Building site)
Reference: Mark Brodeur, Director, Community and Economic Development Department
Recommended Action:
Approve the parcel map with the following additional conditions:

Plan Revision: Within 30 days of approval, Applicant shall submit revised plans that include the following corrections: 1) Move the property line 5 feet north, thereby increasing the size of Parcel 1 and decreasing the size of Parcel 2; 2) Increase the width of the easement on Parcel 2 from 20 feet to 25 feet; and (3) Show 14 parking spaces located on Parcel 2 to be reserved for the exclusive benefit of Parcel 1, which location on Parcel 2 shall be immediately adjacent to Parcel 1.

Water Credit Assignment: Assignment of water credits shall be made an explicit condition of approval of the parcel map.

B. Recommended FY 2015-6 Operating and Capital Improvement Budget, All Funds
Reference: Thomas Frutchey, City Manager; Patty Maitland, Finance Director
Recommended Action: Introduce and hold first reading of an ordinance adopting the FY 2014-15 Operating and Capital Projects Budget; authorize publication of a summary, approved by the City Attorney, in lieu of the full ordinance.

C. Ordinance to Amend the Zoning Code Regarding Incompatible Uses and the Concentration of benefit/resale/consignment stores in the Downtown
Reference: Mark Brodeur, Director, Community and Economic Development Department
Recommended Action: Introduce and hold first reading of Zoning Code amendments to prohibit incompatible uses from the Downtown Commercial (C-D) zoning district and to limit the total number of benefit/resale/consignment stores allowed in the C-D district to 12 (with a maximum of 2 on Lighthouse Avenue).

D. FY 2015/16 Hospitality Improvement District (HID) program
Reference: Catherine Krysyna, Assistant Finance Officer
Recommended Action:

1. Determine whether written protests to the proposed assessment are received (and not withdrawn) from district businesses owners who pay 50 percent or more of proposed assessments.
2. If a majority protest is not determined, adopt a resolution that
    a. Approves the annual report;
    b. Levies the annual assessment for the district;
    c. Approves the recommended program for FY 2015/16;
    d. Appoints the HID Advisory Board for 2015/16
    e. Authorizes the City Manager to execute an agreement with the Pacific Grove Chamber of Commerce to administer the approved HID budget.

E. Resolution of Intention to Levy the Annual Assessment for the Downtown Business Improvement District (BID)
Reference: Catherine Krysyna, Assistant Finance Officer
Recommended Action:
1. Approve the attached Resolution of Intention to Levy an Assessment for the Downtown Business Improvement District for FY 2015/16.
2. Direct staff to notice a public hearing to be held on June 17, 2015 for the purpose of hearing any protests and determining whether to levy the assessment

12. UNFINISHED AND ONGOING BUSINESS

A. The Pacific Grove Optical Fiber Network
Reference: Thomas Frutchey, City Manager
Recommended Action: Conceptually approve the principles of agreement and direct the City Manager to continue to negotiate with SiFi Networks, completing the full set of agreements necessary for the installation of optical fiber cable to the curb for every parcel in the City.

B. Design and Build Agreement of the Pacific Grove Local Water Project
Reference: Daniel Gho, Public Works Superintendent
Recommended Action: Direct the City Manager to enter into negotiations with one or more of the firms that submitted proposals to design and build the Pacific Grove Local Water Project. The negotiated contract will be brought back to the Council for approval, with a budget amendment, upon availability of the state revolving fund loan and grant.

13. NEW BUSINESS
None.

14. FULL PRESENTATIONS
None.

15. REPORTS OF COUNCIL MEMBERS
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