



NOTICE OF SPECIAL MEETING

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CITY OF PACIFIC GROVE  
CITY COUNCIL  
SPECIAL MEETING

Wednesday, February 3, 2016, 6:00 P.M.  
Council Chamber – City Hall – 300 Forest Avenue, Pacific Grove, CA

**CALL TO ORDER**

**OPEN SESSION**

1. Ballot Argument Authorizations **This item was consolidated with the Regular Meeting Agenda, as Agenda Item 12A.**  
Reference: David C. Laredo, City Attorney  
Recommended Action: Authorize the Mayor, Mayor Pro Tem or any other Councilmember to participate as signatories to the ballot arguments for Measure X.



## MEETING MINUTES

# CITY OF PACIFIC GROVE

# CITY COUNCIL

## REGULAR MEETING

Wednesday, February 3, 2016, 6:00 P.M.  
Council Chamber – City Hall – 300 Forest Avenue, Pacific Grove, CA

### **CALL TO ORDER**

Mayor Kampe called the meeting to order at 6:00 p.m. Present: Mayor Kampe, Mayor Pro Tem Huitt, Councilmembers Cuneo, Fischer, Lucius, Miller, and Peake.

### **PLEDGE OF ALLEGIANCE**

Mayor Kampe led the pledge of allegiance.

#### **1. APPROVAL OF AGENDA**

City Manager Ben Harvey recommended the Council fold the Special Meeting Agenda item regarding the Ballot Argument Authorizations into the Regular Meeting Agenda under Ongoing / Unfinished Business, as Item 12A.

Councilmember Huitt notes Agenda Item 11C references to sidewalk encroachments be omitted is not included in the Agenda Report. City Manager Ben Harvey reported staff concurred with that recommendation.

Upon motion by Councilmember Cuneo, the City Council voted 6-1, Councilmember Miller dissenting, to approve the agenda as amended.

#### **2. PRESENTATIONS**

A. TAMC Transportation Investment Plan

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

Council and staff made general announcements.

#### **4. GENERAL PUBLIC COMMENT**

Public comment was received from Dan Presser, Ray Magsalay, Alvin Siekert, Jocelyn Francis, Sally Moore, Luke Coletti, and Moe Ammar.

### **CONSENT AGENDA**

Action: Consent Agenda Item 6A was pulled and considered as Agenda Item 13D; Consent Agenda Item No. 6B was pulled and considered as Agenda Item 13E; Consent Agenda Item No. 7A was pulled and considered as Agenda Item 11D;

As to Consent Item Agenda 9B, City Manager reported an appeal had been filed and therefore Council would only be receiving a report on the status of the City's water reserves and allocation of 0.020 AF for the 223 Grand Avenue location; Consent Item

Agenda 9B was pulled and considered as Agenda Item 12B;  
Action: Upon motion of Councilmember Cuneo, the Council voted 7-0 to approve the remainder of the Consent Agenda.

5. **APPROVAL OF CITY COUNCIL MEETING MINUTES**

A. None.

6. **RESOLUTIONS**

A. Approve a service Agreement with Fall Creek Engineering, Inc., to prepare the updated Pacific Grove Area of Special Biological Significance (ASBS) Compliance Plan **This item was pulled and considered as Agenda Item 13D.**

Reference: Jessica Kahn, Environmental Programs Manager

Recommended Action: Approve a resolution authorizing the City Manager to enter into an agreement with Fall Creek Engineering, Inc. to prepare the updated Pacific Grove ASBS Compliance Plan, in an amount not to exceed \$80,915, approve an agreement with the City of Monterey for the reimbursement of \$30,915 towards the Plan, and authorize the City Manager to make minor improvements to the agreement as issues arise of which the City was not aware of when the agreement was negotiated.

B. Professional Planning Services Agreement Amendment with EMC Planning Group for Local Coastal Plan & Reimbursement Agreement **This item was pulled and considered as Agenda Item 13E.**

Reference: Mark Brodeur, Community and Economic Development Director

Recommended Action: Approve a resolution authorizing the City Manager to execute agreement amendment #4 until December 31, 2016 with EMC Planning Services, to provide professional planning services for the Local Coastal Program, in an amount not-to-exceed \$31,163 for a total project amount of \$268,529.

7. **ORDINANCES**

A. Fiscal Year 2015-16 Budget Modifications and Second Reading of an Ordinance Amending the FY 2015-16 Budget **This item was pulled and considered as Agenda No. 11D.**

Reference: Patty Maitland, Finance Director

Recommended Action: Hold a second reading of an ordinance amending the Fiscal Year 2015-16 (FY 2015-16).

8. **REPORTS – INFORMATION ONLY**

A. Treasurer's Quarterly Report  
Action: Received the report.

B. Quarterly Budget Report – 2nd Quarter Fiscal Year 2015-16  
Action: Received the report.

C. Workers' Compensation Report – 2nd Quarter FY 2015-16  
Action: Received the report.

- D. Museum Board transmittal of *2014-2015 Financial Statements with Independent Auditors' Report, June 30 2015 and 2014*  
Action: Received the report.

**9. REPORTS – REQUIRING ACTION**

- A. Point Pinos Lighthouse Interpretive Plan  
Action: Approved attached Point Pinos Lighthouse Interpretive Plan and its implementation.
- B. Status of the City's MPWMD Water Allocation and allocation of water from the Commercial Reserve **This item pulled and considered as Agenda Item No. 12B.**  
Reference: Anastazia Aziz, AICP, Sr. Planner  
Recommended Action: Receive a report on the status of the City's water reserves per the October 2015 Monterey Peninsula Water Management District (MPWMD) monthly allocation report and:  
1. Allocate the remaining 0.320 AF in the Commercial Category for three new motel units located at 1100 Lighthouse Ave, Seabreeze Inn and allocate 0.020 AF for the restaurant use located at 223 Grand Ave. and retain the balance requested 0.526AF on the water wait list.
- C. Approve Nomination to Historic Resources Committee  
Action: Approved the appointment of Joanna Turner to the Historic Resources Committee for the term of 2/1/2016 to 1/31/2017.

**10. MEETING MINUTES OF COMMISSIONS, BOARDS, AND COMMITTEES**

- A. Historic Resources Committee Meeting Minutes: January 27, 2016  
Action: Received Minutes.
- B. Recreation Board Meeting Minutes: December 8, 2015  
Action: Received Minutes.

**REGULAR AGENDA**

**11. PUBLIC HEARINGS**

- A. Polling and Outreach Services Report  
Public comment was received from Carmelita Garcia, Michael Bekker, Luke Coletti, Sally Moore, and Jim Fuqua.  
Action: Council received a report from the Lew Edwards Group on Polling and Outreach Services for a General Tax Revenue Ballot Measure and provided feedback and direction to staff.
- B. Introduction of an Ordinance Establishing Speed Limits on Specific Streets  
Public comment was received from Carmelita Garcia and Jim Colbert.  
Action: Upon motion by Councilmember Huitt, the Council voted 7-0 to introduce an ordinance establishing speed limits on specific streets for enforcement by the

use of radar or other electronic devices, and direct publication as approved by the City Attorney.

- C. Amend Municipal Code Chapter 15.16.045 - Sidewalk Seating and Sidewalk Dining  
Public comment was received from Carmelita Garcia, Sally Moore, and Luke Coletti.  
Action: Upon motion by Councilmember Fischer, the Council voted 6-1, Councilmember Miller dissenting, to hold first reading and Amend Municipal Code Chapter 15.16.045 - Sidewalk Seating and Sidewalk Dining with recommended revisions.
- D. Fiscal Year 2015-16 Budget Modifications and Second Reading of an Ordinance Amending the FY 2015-16 Budget **This item was pulled from the Consent Agenda.**  
Action: Upon motion by Councilmember Fischer, the Council voted 7-0 to hold a second reading of Ordinance No. 16-002 amending the Fiscal Year 2015-16 (FY 2015-16).

## 12. UNFINISHED AND ONGOING BUSINESS

- A. Ballot Argument Authorizations  
Public comment was received from Luke Coletti, Sally Moore, and Michael Crall.  
Action: Upon motion by Councilmember Lucius, the Council voted 6-1, Councilmember Miller dissenting, to authorize the Mayor, Mayor Pro Tem or any other Councilmember to participate as signatories to the ballot arguments for Measure X.
- B. Status of the City's MPWMD Water Allocation and allocation of water from the Commercial Reserve **This item pulled from the Consent Agenda.**  
No public comment was received.  
Action: Council received a report on the status of the City's water reserves per the October 2015 Monterey Peninsula Water Management District (MPWMD) monthly allocation report.

Upon motion by Mayor Kampe, the Council voted to 6-1, Councilmember Huitt dissenting, to continue past 10:00 p.m. as to Agenda Item 13B only. All other pending items were continued to a future City Council Meeting.

## 13. NEW BUSINESS

- A. Recreation Department Program Review **Due to time constraints, the item was continued.**  
Reference: Daniel Gho, Public Works Director  
Recommended Action: Receive report on the City Recreation Department youth programs, adult programs and facility rentals. Provide guidance on cost recovery, which may include fee increases to be implemented next fiscal year.

- B. Meeting the City of Monterey Homelessness Challenge  
Public comment was received from Monterey Councilmember Timothy Barrett, Dr. Tia Sukin, and Sam Rashkin.  
Action: Upon motion by Councilmember Cuneo, the Council voted 7-0 to appropriate funds in the amount of \$15,295 to match the City of Monterey Homeless Challenge.
- C. Utility Bill Assistance **Due to time constraints, the item was continued.**  
Reference: Patty Maitland, Finance Director  
Recommended Action: Provide feedback and direction to Staff on utility bill assistance.
- D. Approve a service Agreement with Fall Creek Engineering, Inc., to prepare the updated Pacific Grove Area of Special Biological Significance (ASBS) Compliance Plan **This item was pulled and considered as Agenda Item 13D. Due to time constraints, the item was continued.**  
Reference: Jessica Kahn, Environmental Programs Manager  
Recommended Action: Approve a resolution authorizing the City Manager to enter into an agreement with Fall Creek Engineering, Inc. to prepare the updated Pacific Grove ASBS Compliance Plan, in an amount not to exceed \$80,915, approve an agreement with the City of Monterey for the reimbursement of \$30,915 towards the Plan, and authorize the City Manager to make minor improvements to the agreement as issues arise of which the City was not aware of when the agreement was negotiated.
- E. Professional Planning Services Agreement Amendment with EMC Planning Group for Local Coastal Plan & Reimbursement Agreement **This item was pulled and considered as Agenda Item 13E. Due to time constraints, the item was continued.**  
Reference: Mark Brodeur, Community and Economic Development Director  
Recommended Action: Approve a resolution authorizing the City Manager to execute agreement amendment #4 until December 31, 2016 with EMC Planning Services, to provide professional planning services for the Local Coastal Program, in an amount not-to-exceed \$31,163 for a total project amount of \$268,529.

**14. FULL PRESENTATIONS**

None.

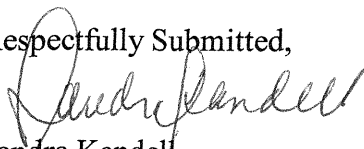
**15. REPORTS OF COUNCIL MEMBERS AND OTHER CITY REPRESENTATIVES**

- A. Monterey County Regional Taxi Authority Agenda  
Action: Received report.
- B. Preventing Alcohol Related Traumas on the Peninsula  
Action: Received report.

**ADJOURNMENT**

Council adjourned the regular meeting at 10:35 p.m.

Respectfully Submitted,

  
Sandra Kandell  
Deputy City Clerk

Approved by Mayor: Bill Kampe Date 2/23/16

Attest by City Manager: Be H Date 2/18/16

