



NOTICE OF MEETING

CITY OF PACIFIC GROVE

CITY COUNCIL

SPECIAL MEETING AGENDA

Wednesday, May 18, 2016, 5:00 P.M.

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

AGENDA

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 - Anticipated Litigation, (Gov. Code § 54956.9(b))
One Case

ADJOURNMENT



NOTICE OF MEETING

CITY OF PACIFIC GROVE

CITY COUNCIL

REGULAR MEETING AGENDA

Wednesday, May 18, 2016, 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 method of communication with the City Council is by sending an email to citycouncil@cityofpacificgrove.org. In order to allow the City Council adequate time to review communication related to an agenda item, and in order to allow for the communication to be photocopied and placed within the Reading File, it is recommended that the communication be sent no later than 9:00 AM on the day prior to the City Council 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
- 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 May 4, 2016 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. [Approve a Resolution Declaring Results of the April 19, 2016 Special Municipal Election](#)

Reference: Sandra Kandell, Deputy City Clerk

Recommended Action: Approve a resolution declaring the results of the April 19, 2016 Special Municipal Election.

B. [Resolution establishing the Appropriations Limit for FY 2016-17](#)

Reference: Patricia Maitland, Finance Director

Recommended Action: Hold a public hearing and approve a resolution establishing the Appropriations Limit as \$34,245,501 for Fiscal Year (FY) 2016-17.

C. [Approve an agreement with Environmental Systems Design \(ESD\) Waste2Water, Inc. for the installation of an Above Ground Wash Rack](#)

Reference: Daniel Gho, Public Works Director

Recommended Action: Approve a resolution authorizing the City Manager to enter into an agreement with ESD Waste2Water for the purchase and installation of an above ground wash rack for a price not to exceed \$63,750.00 plus a 10% contingency.

D. [Authorize the City Manager to Enter into an Agreement with VSS International for Crack and Type II Slurry Sealing of Various Streets Throughout the City](#)

Reference: Daniel Gho, Public Works Director

Recommended Action: Approve a resolution authorizing the City Manager to enter into an agreement with VSS International for the 2016 Crack Seal & Slurry Seal Project, in an amount not to exceed \$150,000 plus a 20% contingency fee.

E. [Professional Planning Services Agreement Amendment No. 5 with EMC Planning Group for Local Coastal Program](#)

Reference: Mark Brodeur, Community and Economic Development Director

Recommended Action: Approve a resolution authorizing the City Manager to execute Amendment #5 valid through December 31, 2016 with EMC Planning Services, in order to provide professional planning services for the Local Coastal Program, for a total amount not-to-exceed \$58,418 including a \$9,680 contingency fee.

7. ORDINANCES

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

A. [Second Reading of an Ordinance to Enact a Safe Sleeping Program](#)

Reference: Jocelyn Francis, Administrative Services Manager

Recommended Action: Hold the second reading and pass an Ordinance amending Pacific Grove Municipal Code Chapter 18.36 to enact a Safe Sleeping Program.

- B. [Second reading of an ordinance that levies a tax on assessed value of property in Pacific Grove for the Butterfly Habitat Bonds.](#)

Reference: Patricia Maitland, Finance Director

Recommended Action: Hold a second hearing and adopt an ordinance that levies a tax rate of 0.035% on the assessed value of property in Pacific Grove, to pay the annual debt service on the 2003 General Obligation Refunding Butterfly Habitat Bonds.

8. REPORTS – INFORMATION ONLY

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

- A. [Public Art Project at Berwick Park](#)

Reference: Daniel Gho, Public Works Director

Recommended Action: Authorize the City Manager to proceed with all necessary actions to initiate a public art project at Berwick Park.

- B. [The League Health Benefits Marketplace](#)

Reference: Leticia Livian, Human Resources Manager and Bill Peake, Council Member

Recommended Action: Receive report.

9. REPORTS – REQUIRING ACTION

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

- A. [Designate a Director and Alternate Director to represent the City on the PARSAC Board of Directors](#)

Reference: Ben Harvey, City Manager

Recommended Action: Approve a resolution appointing Ben Harvey, as Director and Catherine Krysyna, as Alternate Director on the PARSAC Board of Directors.

- B. [Appoint Mayor Bill Kampe and Councilmember Bill Peake as Director and Alternate Director respectively to the Monterey Peninsula Regional Water Authority](#)

Reference: Bill Kampe, Mayor

Recommended Action: Approve a resolution appointing Mayor Bill Kampe and Councilmember Bill Peake as Director and Alternate Director to the Monterey Peninsula Regional Water Authority.

10. MEETING MINUTES OF COMMISSIONS, BOARDS, AND COMMITTEES

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

- A. [Golf Links Advisory Commission Meeting Minutes: January 27, 2016](#)

- B. [Museum Board Meeting Minutes: October 28, 2016](#)

- C. [Traffic Safety Commission Meeting Minutes: April 12, 2016](#)

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. [Fiscal Year 2016-17 Recommended Operating and Capital Improvement Budget](#)
Reference: Ben Harvey, City Manager and Patricia Maitland, Finance Director
Recommended Action: Introduce and hold first reading of an ordinance adopting the Fiscal Year (FY) 2016-17 Operating and Capital Improvement Budget; authorize publication of a summary, approved by the City Attorney, in lieu of the full ordinance.

12. UNFINISHED AND ONGOING BUSINESS

- A. [CTC Analysis Report of the SiFi proposal](#)
Reference: Ben Harvey, City Manager
Recommended Action: Receive the report and the response to the report.
- B. [Potential Revenue Opportunities](#)
Reference: Ben Harvey, City Manager
Recommended Action: Continue discussion regarding potential revenue opportunities and provide direction to staff. Provide general direction to staff related to a proposed ballot measure for the November 2016 General Election no later than June 2016.
- C. [Authorize the City Manager to enter into an agreement to perform a ball trajectory study as it relates to the Use Permit Appeal 16-093 for Golf Course Netting at 77 Asilomar](#)
Reference: Daniel Gho, Public Works Director and Ben Harvey, City Manager
Recommended Action: Authorize the City Manager to enter into an agreement with Tanner Consulting Group to conduct a Golf Ball Trajectory Study and prepare construction drawings as it relates to Use Permit 16-093, installation of Golf Course Netting, at 77 Asilomar.
- D. [SUPPLEMENTAL REPORT - Adopt the 2015 Monterey County Multi-Jurisdictional Hazard Mitigation Plan \(Continued from May 4, 2016\)](#)
Reference: Jocelyn Francis, Administrative Services Manager
Anastazia Aziz, AICP, Senior Planning, Community and Economic Development
Recommended Action: Approve a resolution adopting the 2015 Monterey County Multi-Jurisdictional Hazard Mitigation Plan (Plan) with amended language.

13. NEW BUSINESS

- A. [Solid Waste Rate Adjustment](#)
Reference: Jessica Kahn, Environmental Programs Manager

Action: Approve a Resolution to utilize a sector-specific uniform percentage adjustment in lieu of the Multi-index Rate Adjustment for the 16/17 fiscal year and amend the rate adjustment calculation methodology of the Franchise Agreement with GreenWaste Recovery (GWR) at a later date.

- B. [Local Coastal Program Update - Land Use Plan and Implementation Plan](#)
Reference: Anastazia Aziz, AICP, Senior Planner and Mark Brodeur, Community and Economic Development Director
Recommended Action: Receive as information.
- C. [Proposed Mills Act pilot program of tax relief for selected historical properties \(Continued from May 4, 2016\)](#)
Reference: Rudy Fischer, Council Member
Recommended Action: Discuss and consider establishing a proposed Mills Act historic property tax incentive pilot program for selected historical properties listed on the Historic Resources Inventory of the City of Pacific grove (City).

14. FULL PRESENTATIONS

- A. None.

15. REPORTS OF COUNCIL MEMBERS AND OTHER CITY REPRESENTATIVES

- A. [Regional Meeting Participation Report](#)
Reference: Bill Kampe, Mayor

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.