



DRAFT MEETING MINUTES

CITY OF PACIFIC GROVE

CITY COUNCIL

SPECIAL MEETING

Wednesday, April 20, 2016, 5:00 P.M.
Council Chamber – City Hall – 300 Forest Avenue, Pacific Grove, CA

VIA TELEPHONIC APPEARANCE BY COUNCILMEMBER FISCHER

831-236-3431
Stow Lodge
The Square
Stow-on-the-Wold
Cheltenham GL54 1AB
Great Britain

CALL TO ORDER

Mayor Kampe called the meeting to order at 5:00 p.m. Present: Mayor Kampe, Mayor Pro Tem Huitt, Councilmembers Cuneo, Lucius, and Peake. Councilmember Miller arrived at approximately 5:20 p.m. Absent for Closed Session: Councilmember Fischer.

CLOSED SESSION

PUBLIC COMMENT ON CLOSED SESSION MATTERS

No public comment was received.

- A. Conference with Labor Negotiators: City Representatives: Ben Harvey, Interim City Manager; Donna M. Williamson, Liebert Cassidy Whitmore (Gov. Code Section 54957.6)
 - 1. Employee Organization: Police Officers Association
- B. Liability Claims (Gov. Code Section 54956.95)
 - Claimant: Alberta Jones
 - Agency: City of Pacific Grove



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REGULAR MEETING

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AGENDA

CALL TO ORDER

Mayor Kampe called the meeting to order at 6:00 p.m. Present: Mayor Kampe, Mayor Pro Tem Huitt, Councilmembers Cuneo, Lucius, Miller, and Peake. Councilmember Fischer joined the Regular Meeting telephonically at approximately 6:58 p.m.

PLEDGE OF ALLEGIANCE

Mayor Kampe led the pledge of allegiance.

1. APPROVAL OF AGENDA

Upon motion by Councilmember Huitt, the City Council voted 6-1, Councilmember Fischer absent, to approve the agenda.

2. PRESENTATIONS

- A. Presentation of Officer Justin Hanks
- B. Volunteer Proclamation/Presentation of Volunteer of the Year: Maureen Mason

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

A. Report on Closed Session by City Attorney
City Attorney Dave Laredo reported Council met in Closed Session at 5:00 p.m. on the noticed two Closed Session Agenda Items. Regarding the Alberta Jones liability claim, Council voted 5-0, Councilmembers Fischer and Miller absent, to reject the claim. Regarding Police Officers Association negotiations with Donna Williams, Mr. Laredo reported Council received an update, provided negotiators general guidance and direction, but stated no specific reportable action was taken.

Mr. Harvey read the following new agenda language which will be displayed on all future City Council 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.”

Council and Staff made general announcements.

4. GENERAL PUBLIC COMMENT

Public comment was received from the following: Patrick Whitehurst, Moe Ammar, Cynthia Garfield, Barbara Meister, Vince Tuminello, and Lita Messina.

CONSENT AGENDA

Action: Consent Agenda Item No. 6.A. was pulled and considered as Agenda Item 12A. Upon motion by Councilmember Cuneo, the Council voted 6-0, Councilmember Fischer absent, to approve the remainder of the Consent Agenda.

5. APPROVAL OF CITY COUNCIL MEETING MINUTES

- A. Minutes of the April 6, 2016 City Council Special and Regular Meetings
Action: Approved minutes.

6. RESOLUTIONS

- A. Approval of Transportation Agency For Monterey County’s Transportation Safety & Investment Plan and Requesting its Placement on a Future Ballot **This item was pulled and considered under Unfinished and Ongoing Business as Agenda Item 12A.**

Reference: Dan Gho, Public Works Director

Recommended Action: That the Council adopt a resolution approving the Transportation Safety & Investment Plan, request it be placed before the voters on a future ballot, and approve the list of examples of local road repair and safety projects anticipated to receive tax revenues.

7. ORDINANCES

None.

8. REPORTS – INFORMATION ONLY

- A. Quarterly Budget Report – 3rd Quarter Fiscal Year 2015-16
Action: Received the report.
- B. Workers’ Compensation Report – 3rd Quarter FY 2015-16
Action: Received the report.
- C. Treasurer’s Quarterly Report
Action: Received the report.

9. REPORTS – REQUIRING ACTION

- A. Approve Nomination to Administrative Hearing Panel
Action: Approved the following appointment to the Administrative Hearing Panel:
Jane Haines, 4/20/2016 to 1/31/2018.

10. MEETING MINUTES OF COMMISSIONS, BOARDS, AND COMMITTEES

- A. Historic Resources Commission Meeting Minutes: March 23, 2016
Action: Received minutes.
- B. Recreation Board Meeting Minutes: January 19, 2016, March 8, 2016, and April 5, 2016
Action: Received minutes.

REGULAR AGENDA

11. PUBLIC HEARINGS

- A. The Hospitality Improvement District (HID) program approval for Fiscal Year 2016-17
Public comment was received from Rick Heur and Moe Ammar.
Action: Upon motion by Councilmember Cuneo, the Council voted 5-1, Councilmember Miller dissenting, Councilmember Fischer absent, to hold a public hearing to determine whether written protests to levying the proposed annual district assessment are received from the owners of businesses in the district that would be required to pay 50 percent or more of the assessments proposed to be levied or, if a majority protest is received, whether sufficient protests are withdrawn so as to reduce the protests to less than 50 percent. With no majority protests, Council adopted Resolution No. 16-024 that approved the annual report; levied the annual assessment for the district; approved the recommended program for Fiscal Year 2016-17; appointed the HID Advisory Board for Fiscal Year 2016-17 and authorized the City Manager to execute an agreement with the Pacific Grove Chamber of Commerce to administer the approved HID budget.

Councilmember Fischer joined the Regular Meeting telephonically at this time. Council voted with roll-call vote.

- B. Approval of the Downtown Business Improvement District (BID) program for Fiscal Year 2016-17
No public comment was received.
Action: Upon motion by Councilmember Cuneo, the Council voted 6-0-1 to hold a public hearing to determine whether written protests to levying the proposed annual district assessment are received from the owners of businesses in the district that would be required to pay 50 percent or more of the assessments proposed to be levied or, if a majority protest is received, whether sufficient protests are withdrawn so as to reduce the protests to less than 50 percent. With no majority protests, Council adopted Resolution No. 16-025 that approved the annual report; levied the annual assessment for the district; approved the recommended program for Fiscal

Year 2016-17; appointed the BID Advisory Board for Fiscal Year 2016-17 and authorized the City Manager to execute an agreement with the Pacific Grove Chamber of Commerce to administer the approved BID budget. Motion carried with the following roll-call vote:

YES: Mayor Kampe, Councilmembers Cuneo, Huitt, Lucius, Miller and Peake.
NOES: None.
ABSTAIN: Councilmember Fischer.

Upon motion by Councilmember Lucius, the Council voted 5-2 to move Public Hearing Agenda Item 11C to Unfinished and Ongoing Business Agenda 12B. Motion carried with the following roll-call vote:

YES: Councilmembers Cuneo, Fischer, Huitt, Lucius and Peake.
NOES: Mayor Kampe and Councilmember Miller.
ABSENT: None.

- C. Fiscal Year 2016-17 Preliminary Budget and Capital Improvement Plan **This item was moved and considered as Unfinished and Ongoing Business Agenda Item 12B.**

Reference: Patty Maitland, Finance Director; Daniel Gho, Director of Public Works

Recommended Action:

1. Receive FY 2016-17 Preliminary Budget and Capital Improvement Plan Information
2. Provide any desired direction or requests for additional information

12. UNFINISHED AND ONGOING BUSINESS

- A. Approval of Transportation Agency For Monterey County's Transportation Safety & Investment Plan and Requesting its Placement on a Future Ballot **This item was pulled from the Consent Agenda.**

Action: Upon motion by Councilmember Huitt, the Council voted 6-1, to adopt Resolution No. 16-023 approving the Transportation Safety & Investment Plan, requested it be placed before the voters on a future ballot, and approved the list of examples of local road repair and safety projects anticipated to receive tax revenues. Motion carried with the following roll-call vote:

YES: Mayor Kampe, Councilmembers Cuneo, Huitt, Lucius, Miller and Peake.
NOES: Councilmember Fischer
ABSENT: None.

- B. Fiscal Year 2016-17 Preliminary Budget and Capital Improvement Plan **This item was moved from Public Hearings.**

Action: Council received FY 2016-17 Preliminary Budget and Capital Improvement Plan Information and provided direction.

13. NEW BUSINESS

- A. Approve Employment Agreement with Ben Harvey for role of City Manager
Action: Upon motion by Councilmember Cuneo, the Council 7-0 to approve an employment agreement with Benjamin Harvey to serve as the Pacific Grove City Manager, and authorize the Mayor to sign such agreement on behalf of the City.
Motion carried with the following roll-call vote:

YES: Mayor Kampe, Councilmembers Cuneo, Fischer, Huitt, Lucius, Miller and Peake.

NOES: None.

ABSENT: None.

14. FULL PRESENTATIONS

None.

15. REPORTS OF COUNCIL MEMBERS AND OTHER CITY REPRESENTATIVES

- A. Monterey-Salinas Transit Meeting of April 11, 2016
Action: Received report.
- B. Regional Meeting Participation Report: MPRWA, AMBAG, CPUC, MCMA, ALUC
Action: Received report.

ADJOURNMENT

Council adjourned the regular meeting at 9:24 p.m.

Respectfully Submitted,

Sandra Kandell
Deputy City Clerk

Approved by Mayor: _____ Date _____

Attest by City Manager: _____ Date _____