



NOTICE OF MEETING

CITY OF PACIFIC GROVE CITY COUNCIL

SPECIAL MEETING AGENDA

Wednesday, September 7, 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 –Existing Litigation (Government Code §54956.9)
Justin Gill v. Monterey County District Attorney's Office, City of Pacific Grove Police Department, and Does 1-100, United States District Court, Northern District of California, Case No. 5:13-cv-05178 HRL

ADJOURNMENT



NOTICE OF MEETING

CITY OF PACIFIC GROVE CITY COUNCIL

REGULAR MEETING AGENDA

Wednesday, September 7, 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

- A. Mayor's Proclamation: Jacob's Heart
Reference: Bill Kampe, Mayor
- B. Recognition of Chief Belcher / Introduction of Chief Christey
Reference: Ben Harvey, City Manager and Jocelyn Francis, Police Administrative Services Manager
- C. CalAm Water Presentation
Reference: CalAM Engineering Manager Ian Crooks

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 August 17, 2016 City Council Regular Meeting](#)

Reference: Sandra Kandell, 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. [Adopt a Resolution Amending Council Policies 000-2 Meeting and Travel Expense Reimbursement and 400-6 Budget and Financial Management](#)

Reference: Patty Maitland, Finance Director

Recommended Action: Adopt a Resolution Amending Council Policies 000-2 Meeting and Travel Expense Reimbursement and 400-6 Budget and Financial Management.

7. ORDINANCES

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

A. [Amend Municipal Code Chapter 11.96 to Enact Construction Noise Time Limits](#)

Reference: Bill Peake and Robert Huitt, Council Members

Recommended Action: Hold second reading and adopt an ordinance addressing construction noise time limits.

8. REPORTS – INFORMATION ONLY

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

A. [Local Coastal Program Update – Land Use Plan and Implementation Plan](#)

Reference: Anastazia Aziz, AICP, Senior Planner and Mark Brodeur, Director of Community and Economic Development

Recommended Action: Receive as information.

9. REPORTS – REQUIRING ACTION

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

A. [Status of the City's MPWMD Water Allocation](#)

Reference: Reference: Anastazia Aziz, AICP, Sr. Planner, Community and Economic Development Department

Recommended Action: Receive a report on the status of the City's water reserves per the July 2016 Monterey Peninsula Water Management District (MPWMD) monthly allocation report and:

- 1) Assign 0.011 water allocation credit from MPWMD to the Commercial Reserve, for a total of 0.031 acre feet in the Commercial Reserve.

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: August 9, 2016](#)
- B. [Planning Commission Meeting Minutes: July 28, 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. [An ordinance to amend the City of Pacific Grove's Conflict of Interest Code](#)
Reference: Sandra Kandell, City Clerk
Recommended Action: Introduce and hold first reading of an ordinance to amend Pacific Grove Municipal Code Chapter 2.40, Conflict of Interest, to account for the addition, deletion, and modification of positions listed as "designated employees; determine that, for the purposes of the City's Conflict Code, the City is the "agency;" approve the updated Conflict Code; and direct that a summary of a proposed ordinance be published as approved by the City Attorney.

12. UNFINISHED AND ONGOING BUSINESS

None.

13. NEW BUSINESS

- A. [Code Compliance Priorities](#)
Reference: Ben Harvey, City Manager
Recommended Action: Direct the City Manager to implement updated Code Compliance priorities as part of the revised Code Compliance Standard Operating Procedure.

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