



## MEETING MINUTES

# CITY OF PACIFIC GROVE CITY COUNCIL REGULAR MEETING

Wednesday, January 10, 2018, 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, Garfield, Peake, and Smith.

### **PLEDGE OF ALLEGIANCE**

Councilmember Smith led the pledge of allegiance.

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

City Manager Ben Harvey recommended item 8A be moved and heard under the Regular Agenda as Item 12A. Upon motion by Councilmember Cuneo and seconded by Councilmember Fischer, the City Council voted 7-0 to approve the agenda as amended.

#### **2. PRESENTATIONS**

None.

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

- A. City Clerk Sandra Kandell announced upcoming appointments and reminded current members with terms ending 2018 to re-apply.
- B. Council and staff made general announcements.

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

Public comment was received from John Kruse, James Ogle, Karin Locke, and Lisa Ciani.

### **CONSENT AGENDA**

Action: Mayor made note that Consent Agenda Item No. 8A was pulled during the Approval of the Agenda and will be considered as Agenda Item 12A.

Upon motion by Councilmember Huitt and seconded by Councilmember Cuneo, the Council voted 7-0 to approve the Consent Calendar, noting change with 8A and amendments via Errata to 5A Minutes.

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

- A. Minutes of the December 20, 2017 City Council Special and Regular Meetings  
Action: Approved minutes as amended.

**CEQA:** *This action does not constitute a "project" as defined by the California*

*Environmental Quality Act (CEQA) §15378.*

**6. RESOLUTIONS**

- A. Resolution to Authorize Recordation of a Lien at 1115 David Avenue  
Action: Approved Resolution 18-001 allowing the City Manager to record a lien at 1115 David Avenue.  
*CEQA: This action does not constitute a “project” as defined by the California Environmental Quality Act (CEQA) §15378.*

**7. ORDINANCES**

None.

**8. REPORTS – INFORMATION ONLY**

- A. Report on Commission on Accreditation for Law Enforcement Agencies (CALEA)  
**This item was pulled and considered as Agenda Item 12A.**  
Reference: Shea Johnson, CALEA Project Manager  
Recommended Action: It is recommended that the City Council receive the report.  
*CEQA: This action does not constitute a “project” as defined by the California Environmental Quality Act (CEQA) §15378.*

- B. Community Human Services  
Action: Received report.  
*CEQA: This action does not constitute a “project” as defined by the California Environmental Quality Act (CEQA) §15378.*

**9. REPORTS – REQUIRING ACTION**

- A. Designation of Official City Newspapers  
Action: Approved Resolution 18-002 authorizing the City Manager to award the designation of 2018-2019 Official Newspaper to the Monterey Herald, the Monterey County Weekly, and the Cedar Street Times.  
*CEQA: This action does not constitute a “project” as defined by the California Environmental Quality Act (CEQA) §15378.*

- B. Consider Contract Amendment with Alvarez Technology Group for Information Technology Support and Receive Update on Information Technology Contract Costs  
Action: Approved a contract amendment with the Alvarez Technology Group for information technology support.  
*CEQA: This action does not constitute a “project” as defined by the California Environmental Quality Act (CEQA) §15378.*

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

None.

**REGULAR AGENDA**

**11. PUBLIC HEARINGS**

- A. Appeal of the Beautification and Natural Resource Commission decision concerning Tree Permit #17-0111, 120 Caledonia  
Mr. Joe Bileci presented on behalf of the Appellant. Submitted into evidence were the following: Agenda Report (Agenda Packet pages 41-86), PowerPoint Presentation by Staff, Appellant's Exhibits 1-6.  
Public comment was received from Don Wilkerson, Jean Anton, Kim Akeman, Lynn Mason with statement from Cosmo Bua, and Lisa Ciani.  
Action: Upon motion by Councilmember Huitt and seconded by Councilmember Fischer, the Council voted 7-0, held a de novo public hearing on an application for a tree removal permit at 120 Caledonia; upheld the decision of the City Arborist for Tree Permit #17-0111 to deny the tree removal and upheld the decision by the Beautification and Natural Resource Commission (BNRC) to deny the appeal; and adopted the following amended findings:
1. Soil type is Baywood sand as described by Soil Web; An Online Soil Survey Browser. Allowing for deeper root penetration and resisting saturation.
  2. An informal retainer wall is unlikely to present any significant barrier to roots.
  3. Tree roots that were severed constitute a small percentage of the entire root system of the tree
  4. The tree appears to be in excellent health with good color and density.
  5. Vertical foliage distribution illustrates most wind resistance will be applied low on the trunk creating less load on the base of the tree and enhancing tree stability.
  6. There is no clear evidence that the tree has tilted recently, and current available historical street view photographs indicate that no movement has occurred since 2011.
  7. There is no evidence of girdling roots.
  8. It is likely that "significant bleeding" as stated in Mr. Bileci's report, is more likely the sap flow caused from bark fracturing caused by simple growth of the trunk.
  9. Failure of the eucalyptus tree across the street and removal of failing trees in the park have no bearing on the stability of the subject tree Norfolk Island pine.
  10. The McNeil report provides a reasonable plan for further investigation of the root system and tree canopy and monitoring of the tree's vertical attitude.

***CEQA: This project is EXEMPT under CEQA Guidelines Class 4, 15304 Minor Alterations to Land.***

- B. Amend PGMC Chapter 11.64 regarding Newsrack(s)  
No public comment received.  
Action: Upon motion by Councilmember Smith and seconded by Councilmember Fischer, the Council voted 7-0 to introduce and hold first reading of an Ordinance

to amend Pacific Grove Municipal Code Chapter 11.64 regarding Newsracks; and direct a summary of the measure be published as approved by the City Attorney.  
**CEQA: This action does not constitute a "project" as defined by the California Environmental Quality Act (CEQA) §15378.**

- C. Amend the City Salary Classification Schedule for Senior Librarian  
No public comment received.

Action: Upon motion by Councilmember Fischer and seconded by Councilmember Smith, the Council voted 7-0 to introduce and hold first reading of an ordinance to amend the salary classification schedule; establish a salary range for a new classification, Senior Librarian; and direct a summary of a proposed ordinance be published as approved by the City Attorney.

**CEQA: This action does not constitute a "project" as defined by the California Environmental Quality Act (CEQA) §15378.**

**12. UNFINISHED AND ONGOING BUSINESS**

- A. Report on Commission on Accreditation for Law Enforcement Agencies (CALEA) **This item was pulled from the Consent Agenda.**  
No public comment received.

Action: City Council received the report.

**CEQA: This action does not constitute a "project" as defined by the California Environmental Quality Act (CEQA) §15378.**

**13. NEW BUSINESS**

None.

**14. FULL PRESENTATIONS**

- A. Cannabis Survey Results

Action: City Council received the report. \*

**CEQA: This action does not constitute a "project" as defined by the California Environmental Quality Act (CEQA) §15378.**

**ADJOURNMENT**

Council adjourned the regular meeting at 8:45p.m.

Respectfully Submitted,



Sandra Kandell  
City Clerk

Approved by Mayor: Bill Kamyse Date 2/1/18

Attest by City Manager: Be H Date 2/5/18