



DRAFT MEETING MINUTES
CITY OF PACIFIC GROVE
CITY COUNCIL
REGULAR MEETING

Wednesday, August 1, 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 Cuneo led the pledge of allegiance.

1. APPROVAL OF AGENDA

Upon motion by Councilmember Cuneo and seconded by Councilmember Fischer, the City Council voted 7-0 to approve the agenda.

2. PRESENTATIONS

- A. Ohlone-Costanoan Esselen Nation (OCEN) 2018 Tribal Gathering Event
- B. Service Awards: Orlando Perez, Police Department and Khoa Nguyen, Public Works
- C. Sandy the Whale

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

- A. Council and staff made general announcements.

4. GENERAL PUBLIC COMMENT

Public comment was received from Lisa Ciani, John Fletcher, Toula Hubbard, Dana Jones, Joy Colangelo, Barbara Thomas, Genevieve Humenik, Steve Thomas, and Sally Aberg.

CONSENT AGENDA

Action: Upon motion of Councilmember Huitt, and seconded by Councilmember Garfield, the Council voted 7-0 to approve the remainder of the Consent Agenda.

5. APPROVAL OF CITY COUNCIL MEETING MINUTES

- A. Minutes of the July 18, 2018 City Council Special and Regular Meetings
Action: Approved minutes as amended by Errata.

CEQA: Does not constitute a "Project" as defined by CEQA Guidelines Section 15378.

6. RESOLUTIONS

- A. Amending Resolution 18-025 to Add a Ballot Measure to Increase the Uniform Transient Occupancy Tax (TOT) on November 6, 2018
Action: Adopted Amended Resolution 18-025 to add one ballot measure to increase the Uniform Transient Occupancy Tax at the Municipal Election, which was consolidated with the General Election, set for November 6, 2018.
CEQA: Exempt from the California Environmental Quality Act (CEQA), Public Resources Code section 21000 et seq., as it can be seen with certainty that there is no possibility that the activity authorized may have a significant effect on the environment.

7. ORDINANCES

None.

8. REPORTS – INFORMATION ONLY

- A. Sidewalk Development Policy Maps
Action: Received report on Sidewalk Development Policy Maps.
CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines Section 15378 (a)
- B. Treasurer’s Quarterly Report – Fourth Quarter Fiscal Year 2017-18
Action: Received the report.
CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines Section 15378 (b)
- C. Workers Compensation Report – Fourth Quarter Fiscal Year 2017-18
Action: Received the report.
CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines Section 15378 (b)
- D. Periodic Regional Update
Action: Received the update.
CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines Section 15378 (b)
- E. Community Human Services
Action: Received minutes.
CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines Section 15378 (b)

9. REPORTS – REQUIRING ACTION

- A. Approve Appointments to Library Board, Museum Board
Action: Approved the appointments of:
Pat Davis to Library Board - 08/01/18 to 01/31/2022
Matt Crawford to Museum Board - 08/01/18 to 01/31/2020
CEQA: Does not constitute a “Project” under California Environmental Quality

Act (CEQA) Guidelines Section 15378 (b)

- B. Consider a contract with 3D Datacom for the Structured Cabling System Project
Action: Authorized the City Manager to enter into an agreement with 3D Datacom for the Structured Cabling System: City Hall, Police Department and Corp. Yard Project for a cost of \$151,330
CEQA: Category 1 Exemption under the California Environmental Quality Act (CEQA) §15301, Existing Facilities

10. MEETING MINUTES OF COMMISSIONS, BOARDS, AND COMMITTEES

- A. Historic Resources Commission Meeting Minutes: June 27, 2018
Action: Received minutes.
CEQA: Does not constitute a "Project" as defined by CEQA Guidelines Section 15378.

REGULAR AGENDA

11. PUBLIC HEARINGS

- A. Appeal of Planning Commission's approval of Architectural Permit (AP) and Use Permit (UP) #18-364 to demolish the existing 3,472 square foot building and to build a new 37,056 square foot mixed-use three-story structure consisting of ten (10) residential units on the upper floors, commercial uses on the first floor, and an underground parking structure.

CEDD Director Mark Brodeur presented staff report.

Architect/Applicant Phillip Johnson was provided fifteen (15) minutes for his presentation with Robert Bacigal assisting with 3D model.

Appellants Anthony Ciani and Jane Haines were provided fifteen (15) minutes for their presentation.

Mayor Kampe opened the Public Hearing.

Public comment was received from Lynn Mason, Janet Cohen, Jill Kleiss, Vicki Pearse, Lisa Ciani, Robert Fisher, Elizabeth Fisher, Barbara Thomas, Rafael Hernandez, Robin Aeschliman, and Hector Chavez.

A break was taken for approximately 10-12 minutes.

Further public comment was received from Tom McMahon, Peter Mounteer, Michael Krokower, Eri Fonferek, Tasha Stevens, William Harber, Alan Cohen, Matt Bosworth, Victoria H. Arroyo, Michael Bekker, Rick Steres, Anthony Foux, Karin Locke, Moe Ammar, and Steve Thomas.

Appellant Anthony Ciani was provided five (5) minutes for rebuttal.

Architect Phillip Johnson was provided five (5) minutes for rebuttal.

The Mayor closed the public hearing.

City Attorney Laredo explained the role of Council referencing Attachment K and the findings and facts, including CEQA for Council consideration.

Council dialogue began.

Action: Upon motion by Councilmember Huitt to separate the combined use permits for purposes of voting on them separately, the motion failed for lack of a second.

Action: Upon motion by Councilmember Fischer and seconded by Councilmember Cuneo, the Council voted 6-1, Councilmember Huitt dissenting, to conduct a de novo hearing and (1) adopt the CEQA Notice of Exemption (NOE) and (2) approve the architectural/use permit and findings included as Attachment K, page 118 of the packet, that affirms the Planning Commission's approval and conditions for Architectural Permit & Use Permit #18-364 pursuant to Pacific Grove Municipal Code (PGMC) §§ 23.70.060(c)(1) and 23.70.080(a)(2), with the amendment to Finding #11, page 119, replacing commission with Council.

CEQA: Categorical Exemption, California Environmental Quality Act (CEQA) Guidelines Section 15332, Class 32, In-Fill Development Projects

Upon motion by Councilmember Huitt and seconded by Councilmember Fischer, the Council voted 6-1, Councilmember Smith dissenting, to continue past 10:00 p.m. to complete the remaining items on the Agenda.

12. UNFINISHED AND ONGOING BUSINESS

- A. Short-Term Rental License Waiting List
No public comment was received.

Action: Council received the report regarding the establishment of a short-term rental license waiting list.

CEQA: Does Not Constitute a "Project" per California Environmental Quality Act (CEQA) Guidelines

- B. Consider and Approve Response to 2018 Monterey County Civil Grand Jury Final Report
Public comment was received from Jane Haines, Anthony Ciani, Donald Murphy, and Mark Chakwin.

Action: Upon motion by Councilmember Fischer and seconded by Councilmember Smith, the Council voted 6-1, Councilmember Peake dissenting, to approve the response, authorize the Mayor to sign the cover letter on behalf of the City Council,

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and direct the City Attorney to forward it to the Presiding Judge of the Superior Court as the City's response to the Final Report of the 2018 Monterey County Civil Grand Jury.

CEQA: Does not constitute a "Project" under CEQA Guidelines

13. NEW BUSINESS

None.

14. FULL PRESENTATIONS

None.

ADJOURNMENT

Council adjourned the regular meeting at 11:37 p.m.

Respectfully Submitted,

Sandra Kandell
City Clerk

Approved by Mayor: _____ Date _____

Attest by City Manager: _____ Date _____