



## NOTICE OF MEETING

# CITY OF PACIFIC GROVE CITY COUNCIL

## REGULAR MEETING AGENDA

Wednesday, September 5, 2018, 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](http://www.cityofpacificgrove.org/agendas). The most effective method of communication with the City Council is by sending an email to [citycouncil@cityofpacificgrove.org](mailto: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: Mayor Kampe

#### 1. APPROVAL OF AGENDA

#### 2. PRESENTATIONS

None.

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

A. 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 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 15, 2018 City Council Special and Regular Meetings](#)

Reference: Sandra Kandell, City Clerk

Recommended Action: Approve minutes.

***CEQA: Does not constitute a “Project” as defined by CEQA Guidelines Section 15378.***

**6. RESOLUTIONS**

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

A. [Acknowledge Court Judgment for Poet’s Perch](#)

Reference: Heidi Quinn, Assistant City Attorney and Scott Bauer, Library Director  
Recommended Action: Receive Entry of Judgment in Case No. 17CV004589, City of Pacific Grove v. Whitney Latham-Lechich 1996 Revocable Trust, and acknowledge the Judgment allows the City to lease the Property at market rate, provided the City dedicate net rental proceeds to the City’s Poetry Promotion Fund and allocate these funds to the City’s Public Library Poetry Program.

***CEQA: This action is exempt under California Environmental Quality Act Guideline Section 15301, Existing Facilities***

B. [Amended Resolution for Hotel Durell](#)

Reference: Mark Brodeur, Community and Economic Development Director  
Recommended Action: Ratify revisions to the Approved Resolution for Hotel Durell.

***CEQA: Does Not Constitute a “Project” under the California Environmental Quality Act (CEQA) Guidelines Section 15378***

**7. ORDINANCES**

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

A. [Second Reading of an Ordinance to Amend the Truck Routes listed in the Pacific Grove Municipal Code](#)

Reference: William J. Silva, P.E., Traffic Engineer and Daniel Gho, Public Works Director

Recommended Action: Hold a second reading and adopt an Ordinance amending the Truck Routes listed in Pacific Grove Municipal Code Section 16.56.100, to conform to the routes as posted throughout the City of Pacific Grove (City) and connecting to the designated truck routes in the City of Monterey.

***CEQA: Class I Exemption under the California Environmental Quality Act (CEQA) Guidelines Section 15301, Existing Facilities***

**8. REPORTS – INFORMATION ONLY**

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

A. [Periodic Regional Update](#)

Reference: Cynthia Garfield, Council Member

Recommended Action: Receive update.

***CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines Section 15378***

- B. [Transportation Agency for Monterey County – Highlights of August 22, 2018](#)  
Reference: Robert Huitt, Mayor Pro Tem  
Recommended Action: Receive highlights.  
*CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines Section 15378*
- C. [Report on Attendance at Regional Meetings – August 2018](#)  
Reference: Rudy Fischer, Council Member  
Recommended Action: Receive report.  
*CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines Section 15378*
- D. [Community Human Services Minutes of Regular Meeting July 19, 2018](#)  
Reference: Alan Cohen  
Recommended Action: Receive minutes.  
*CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines Section 15378*

**9. REPORTS – REQUIRING ACTION**

*Items pulled from this section will be placed under 12. Unfinished and Ongoing Business or 13. New Business*  
None.

**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: June 26, 2018](#)  
*CEQA: Does not constitute a “Project” as defined by CEQA Guidelines Section 15378.*
- B. [Economic Development Commission Meeting Minutes: July 12, 2018](#)  
*CEQA: Does not constitute a “Project” as defined by CEQA Guidelines Section 15378.*
- C. [Historic Review Commission Meeting Minutes: July 25, 2018](#)  
*CEQA: Does not constitute a “Project” as defined by CEQA Guidelines Section 15378.*
- D. [Library Board Meeting Minutes: June 19, 2018](#)  
*CEQA: Does not constitute a “Project” as defined by CEQA Guidelines Section 15378.*
- E. [Museum Board Meeting Minutes: May 8, 2018](#)  
*CEQA: Does not constitute a “Project” as defined by CEQA Guidelines Section 15378.*
- F. [Recreation Board Meeting Minutes: March 22, 2018 and June 28, 2018](#)  
*CEQA: Does not constitute a “Project” as defined by CEQA Guidelines Section*

15378.

## **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. [Appeal of Planning Commission's approval of Use Permit #17-1111 to allow a new pole with a small-cell antenna and associated wireless telecommunications facility equipment, including a meter pedestal, along the public right-of-way of the 700 block of Forest Lodge Road](#)

Reference: Wendy Lao, AICP, Associate Planner

Recommended Action: Uphold Planning Commission's approval of Use Permit #17-1111 to allow a new pole with a small-cell antenna and associated wireless telecommunications facility equipment, including a meter pedestal, along the public right-of-way of the 700 block of Forest Lodge Road.

***CEQA: Categorical Exemption, Section 15303, Class 3, Construction or Conversion of Small Structures***

### **12. UNFINISHED AND ONGOING BUSINESS**

- A. [Quarterly Budget Report – Fourth Quarter Fiscal Year 2017-18](#)

Reference: Tori Hannah, Administrative Services Director

Recommended Action: Receive report.

***CEQA: Does not constitute a "Project" under California Environmental Quality Act (CEQA) Guidelines***

- B. [Resolution Amending City Council Policy 400-4 Regarding Fees, Charges, and Cost Recovery; and Recommendations Regarding Public Works, Community and Economic Development, Police and Library Departments' Fee Schedules](#)

Reference: Tori Hannah, Administrative Services Director

Recommended Action: Approve a resolution amending City Council Policy 400-4 Regarding Fees, Charges, and Cost Recovery; and receive updated recommendations regarding the Public Works, Community and Economic Development Department, Police and the Library Departments' Fee Schedules.

***CEQA: Does not constitute a "Project" under California Environmental Quality Act (CEQA) Guidelines***

### **13. NEW BUSINESS**

None.

### **14. FULL PRESENTATIONS**

- A. [Update on Code Enforcement Efforts](#)

Reference: Terri C. Schaeffer, Program Manager

Recommended Action: Receive an update report regarding the enforcement of

Pacific Grove Municipal Code.

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

**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.