



NOTICE OF MEETING

CITY OF PACIFIC GROVE CITY COUNCIL

SPECIAL MEETING AGENDA

Wednesday, February 6, 2019, 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 Real Property Negotiators (Government Code § 54956.8)
Property: Esplanade
City Negotiator: Ben Harvey, Dan Gho, Tori Hannah
Under negotiation: *Price and terms of payment*

- B. Conference with Real Property Negotiators (Government Code § 54956.8)
Property: 125 Ocean View Boulevard/Sloat Avenue and Eardley Avenue
City Negotiator: Ben Harvey
Under negotiation: *Price and terms of payment*

- C. Conference with Real Property Negotiators (Government Code § 54956.8)
Property: 600 Pine Avenue
City Negotiator: Ben Harvey
Under negotiation: *Price and terms of payment*

ADJOURNMENT



NOTICE OF MEETING

CITY OF PACIFIC GROVE

CITY COUNCIL

REGULAR MEETING AGENDA

Wednesday, February 6, 2019, 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: Councilmember McAdams

1. APPROVAL OF AGENDA

2. PRESENTATIONS

- A. Certificates of Appreciation: Outgoing Boards, Commissions, and Committee Members
Reference: Bill Peake, Mayor

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 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 January 9, 2019 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
None.

7. ORDINANCES

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

A. [An Ordinance Governing Encroachment Permits in City Owned Public Rights-of-Way](#)

Reference: Mark Brodeur, Community and Economic Development Director

Recommended Action: Hold second reading of an ordinance to amend the Pacific Grove Municipal Code (PGMC) to add a Chapter 15.30, Utility Encroachments in Public Rights-of-Way.

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

8. REPORTS – INFORMATION ONLY

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

A. [Workers Compensation Report - Second Quarter Fiscal Year 2018-19](#)

Reference: Stephen Green, Administrative Services Manager

Recommended Action: Receive report.

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

B. [Quarterly Budget Report – Second Quarter, Fiscal Year 2018-19](#)

Reference: Tori Hannah, Administrative Services Director

Recommended Action: Receive report.

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

C. [Treasurer’s Quarterly Report – Second Quarter Fiscal Year 2018-19](#)

Reference: Stephen Green, Administrative Services Manager

Recommended Action: Receive report.

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

D. [League of California Cities, New Mayors and Council Members Academy](#)

Reference: Jenny McAdams, Joe Amelio, Amy Tomlinson, Council Members

Recommended Action: Receive report.
CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines

- E. [Community Human Services Board of Directors Meeting 11-15-19](#)
Reference: Alan Cohen
Recommended Action: Receive minutes.
CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines
- F. [Monterey Salinas Transit Highlights January 2019](#)
Reference: Joe Amelio, Council Member
Recommended Action: Receive highlights.
CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines
- G. [Transportation Agency for the Monterey County Highlights January 24, 2019](#)
Reference: Robert Huitt, Mayor Pro Tem
Recommended Action: Receive Highlights
CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines
- H. [Recent Regional Meetings](#)
Reference: Bill Peake, Mayor
Recommended Action: Receive report.
CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines

9. REPORTS – REQUIRING ACTION

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

- A. [Appointments to City Boards, Committees and Commissions](#)
Reference: Bill Peake, Mayor
Recommended Action: Approve terms of office for previous appointments to City Boards, Committees and Commissions as per the attachment.
CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines
- B. [New Appointments to City Boards, Committees and Commissions](#)
Reference: Bill Peake, Mayor
Recommended Action:
 - 1. Approve the appointment of Sarah Fontecchio to the Economic Development Commission for a term ending January 31, 2021.
 - 2. Approve the appointment of Todd Wessing to the Golf Links Advisory Commission for a term ending January 31, 2021.***CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines***

- C. [Stormwater Low Impact Development Projects](#)
Reference: Milas Smith, Environmental Programs Manager
Recommended Action: Authorize the City Manager to enter into an agreement with AES Landscaping Inc. for the installation of Stormwater Low Impact Development Projects for a cost not to exceed \$101,739 plus a 10% contingency.
CEQA: The project is categorically exempt as defined under the California Environmental Quality Act (CEQA) under Class 1, Article 19, Section 15304(b), Minor Alterations to Land.

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: November 27, 2018](#)
CEQA: Does not constitute a “Project” as defined by CEQA Guidelines Section 15378.
- B. [Economic Development Commission Meeting Minutes: 12-13-18](#)
CEQA: Does not constitute a “Project” as defined by CEQA Guidelines Section 15378.
- C. [Historic Resources Commission Meeting Minutes: 12-19-19](#)
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. [First reading of an ordinance to amend the City Salary Classification Schedule](#)
Reference: Leticia Livian, Human Resources Manager
Recommended Action: Introduce and hold first reading of an ordinance to amend the salary classification schedule to establish a salary range for new classifications Community Development Director, Senior Program Manager, and Cashier; approve the amendment; and direct that a summary of a proposed ordinance be published as approved by the City Attorney.
CEQA: Does not constitute a “Project” under California Environmental Quality Act (CEQA) Guidelines Section 15378
- B. [Appeal of the Zoning Administrator’s Denial of a Certificate of Compliance \(File No. COC 18-0404\)](#)
Reference: Terri C. Schaeffer, Program Manager
Recommended Action: Convene the Appeal of the Zoning Administrator’s Denial of a Certificate of Compliance (File No. COC 18-0404) as a quasi-judicial hearing, receive evidence, close the record, and render its decision based upon approved

findings of fact and conclusions of law. Staff recommends the City Council uphold the Zoning Administrator's September 13, 2018, denial of the referenced Certificate of Compliance and advise the applicant as to his proper path for appeal delineated in Pacific Grove Municipal Code (PGMC) Section 1.20.010 and Section 1094.6 of the California Code of Civil Procedure (CCP).

CEQA: The appeal of an administrative act does not constitute a "Project" under CEQA pursuant to Section 15378(b)(5) of the CEQA Guidelines

C. [Fiscal Year 2018-19 Mid-Year Budget Modifications and First Reading of an Ordinance Amending the Fiscal Year 2018-19 Budget](#)

Reference: Tori Hannah, Administrative Services Director

Recommended Action: Hold a first reading of an ordinance amending the Fiscal Year 2018-19 Budget and direct that a summary of the proposed ordinance be published as approved by the City Attorney.

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

12. UNFINISHED AND ONGOING BUSINESS

A. [Long-Term Forecast and Financial Planning](#)

Reference: Tori Hannah, Administrative Services Director

Recommended Action:

1. Receive report regarding Long-term Forecast and Financial Planning
2. Appoint a City Council Subcommittee to provide recommendations to support long-term fiscal sustainability

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

B. [Pavement Management Program Report](#)

Reference: Daniel Gho, Public Works Director and Joyce Halabi, Program Manager

Recommended Action: Receive report on the City of Pacific Grove Pavement Management Program.

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

C. [Memorandum Of Understanding to join the Regional Water Management Group for the Monterey Peninsula, Carmel Bay, and South Monterey Bay Region](#)

Reference: Milas Smith, Environmental Programs Manager

Recommended Action: Adopt a resolution authorizing the City Manager to execute a Memorandum Of Understanding to join the Regional Water Management Group for the Monterey Peninsula, Carmel Bay, and South Monterey Bay Region.

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

D. [Agreement with Monterey Peninsula Engineering for the Lovers Point Coastal Access Project](#)

Reference: Daniel Gho, Public Works Director

Recommended Action: Authorize the City Manager to enter into an agreement with Monterey Peninsula Engineering for the construction of the Lovers Point Coastal Access Project in an amount not to exceed \$466,712 plus a 10% contingency.

CEQA: The project is categorically exempt as defined under the California Environmental Quality Act (CEQA) under Class 1, Article 19, Section 15301(c), Existing facilities

13. NEW BUSINESS

None.

14. FULL PRESENTATIONS

A. Commission on Accreditation for Law Enforcement Agencies Informational Update

Reference: Shea Johnson, Pacific Grove Police Department

Recommended Action: Receive presentation.

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.