



City Council Agenda

Regular Meeting
Monterey City Council
October 16, 2007

City Council

Chuck Della Sala, Mayor
Libby Downey, Councilmember
Jeff Haferman, Councilmember
Nancy Selfridge, Councilmember
Frank Sollecito, Councilmember

City Manager

Fred Meurer

Council Chamber
Few Memorial Hall of Records
Monterey, California

4:00 – 5:30 p.m.

7:00 – 11:00 p.m.

***** Afternoon Session Agenda *****
4:00 – 5:30 p.m.

CALL TO ORDER

CONSENT ITEMS

CONSENT AGENDA consists of those items which are routine and for which a staff recommendation has been prepared. A member of the public or a Councilmember may request that an item be placed on the regular agenda for further discussion.

Approval of Minutes

- C1. September 26, 2007 (City Clerk 701-09 - [see Staff Report](#))
- C2. October 2, 2007 (City Clerk 701-09 - [see Staff Report](#))

Ordinances

ORDINANCES are "legislative acts" by the Council; are the most permanent and binding type of Council action, and may be replaced only by a subsequent ordinance. An ordinance requires two readings at separate Council meetings, is "passed to print" for legal advertisement when introduced, and is "passed and adopted" when given final approval.

- C3. Second Reading – Amend Ordinance 1087 C.S. Regarding Authorized Investments for the Scholze Park Trust Funds (Finance 407-07 - [see Staff Report](#))
- C4. Second Reading – Rezoning a Portion of McAbee Beach from C-R (Cannery Row Commercial) to Parks, Recreation and Open Space (Community Development 203-04 - [see Staff Report](#))
- C5. Second Reading – Rezoning of California State Parks Property Located Adjacent to the Ocean Harbor House (125 Surf Way) and the Monterey Beach Resort Hotel (2600 Sand Dunes Drive); R-3-20-S (Residential Medium Density Multi Family Dwelling District, 20,000 Minimum Lot Size Special Setbacks) to O (Open Space) (Community Development 203-02 - [see Staff Report](#))
- C6. Second Reading – Ordinance Modifying Zoning Ordinance, Chapter 38, Article 4, Section 38-15 – Open Space Zoning Ordinance (Community Development 203-07 - [see Staff Report](#))

Resolutions

RESOLUTIONS are passed to express the policy of the Council on certain items or programs, or are passed to direct certain types of administrative action. A resolution may be changed by adoption of a subsequent resolution. Resolutions only require one reading and are approved when "passed and adopted."

- C7. Approving Memorandum of Agreement Among FORA , Monterey County, Cities of Seaside, Monterey, Del Rey Oaks and Marina, the Educational Facilities of California State Monterey Bay, University of California Santa Cruz, Monterey Peninsula College and the Department of Toxic Substances Control Concerning Monitoring and Reporting on Environmental Restrictions on the Former Ft. Ord, Monterey County, California (Public Works 204-06 - [see Staff Report](#))
- C8. Amending On-Call Housing and Property Management Services (Community Development 501-04 - [see Staff Report](#))
- C9. Approving the Final Map and Condominium Plan for the 585 Laine Street Condominium Project (Public Works 203-06 - [see Staff Report](#))
- C10. Appropriation of Grant Funds from the Regional Surface Transportation Program and the Congestion Mitigation & Air Quality Program to Pacific Street Fund and Street Resurfacing Fund FY 2007/08 (Public Works 406-04 - [see Staff Report](#))
- C11. Resolution Authorizing the Transfer of Funds for the New Monterey Curb Ramps PH.III - Hawthorne/Drake (New Monterey) ***NIP*** (Public Works 406-04 - [see Staff Report](#))
- C12. Resolution Authorizing the Deferred Compensation Committee to Make Necessary Changes to the Investment Options Offered to City Employees in the VALIC Deferred Compensation Plan (Human Resources 504-13 - [see Staff Report](#))

Other

- C13. Accepting Planning Commission Report that After One Year the Zoning Ordinance Limitation on Construction Hours is Working Well and There is No Need to Modify or Revise the Established Hours (Community Development 203-07 - [see Staff Report](#))

*****End of Consent Agenda*****

PUBLIC COMMENTS

PUBLIC COMMENTS allows you, the public, to speak for a maximum of three minutes on any subject which is not on the agenda. Any person or group desiring to bring an item to the attention of the City Council may do so by addressing the Council during Public Comments or by addressing a letter of explanation to: City Clerk, City Hall, Monterey CA 93940. The appropriate staff person will contact the sender concerning the details.

NOTE: Public Comments are taken during the afternoon session and continued at the evening session. Individuals may choose to speak once for up to three minutes at either session, but not both.

CLOSED SESSION

Part or all of a meeting may be closed to the public under special conditions. Council can consider only matters covered in the agenda descriptions.

1. Conference with Labor Negotiator Pursuant to Government Code Section 54957.6 – Agency Negotiators: Fred Cohn, Ralph Bailey, Mike McCarthy, Debbie Jones– Employee Organizations: General Employees of Monterey (GEM) (City Manager/Human Resources 507-02)
2. Conference with Labor Negotiator Pursuant to Government Code Section 54957.6 – Agency Negotiators: Fred Cohn, Ralph Bailey, Mike McCarthy – Employee Organizations: Management Employee Association (MEA) (City Manager/Human Resources 507-03)
3. Public Employee Annual Performance Evaluation - Pursuant to Government Code Section 54957 - Title: City Attorney (Council 501-02) ***Continued from October 2, 2007***
4. Public Employee Annual Performance Evaluation - Pursuant to Government Code Section 54957 - Title: City Manager (Council 501-02) ***Continued from October 2, 2007***

RECESS 5:30 p.m.

<p>RECONVENE ***Evening Session Agenda*** 7:00 – 11:00 p.m.</p>
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ANNOUNCEMENTS FROM CLOSED SESSION

<p>CONTINUED* PUBLIC COMMENTS</p> <p>PUBLIC COMMENTS allows you, the public, to speak for a maximum of three minutes on any subject which is not on the agenda. Any person or group desiring to bring an item to the attention of the City Council may do so by addressing the Council during Public Comments or by addressing a letter of explanation to: City Clerk, City Hall, Monterey CA 93940. The appropriate staff person will contact the sender concerning the details.</p> <p>*NOTE: Public Comments are taken during the afternoon session and continued at the evening session. Individuals may choose to speak once for up to three minutes at either session, but not both.</p>
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<p>PUBLIC HEARINGS</p> <p>PUBLIC HEARINGS are held to receive public comment on certain items pending Council action. You are welcome to offer your comments after being recognized by the Mayor. The Council may limit the time allocated to each speaker.</p>
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5. Planning Commission Recommendation to Approve Amendments to the Zoning Ordinance (Off-Street Parking and Loading Regulations), the Cannery Row Local Coastal Program Land Use Plan and Lighthouse Area Plan Appendix C Regarding Parking Adjustment Guidelines; Negative Declaration Filed (Community Development 203-07 - [see Staff Report 5a](#), [see Staff Report 5b](#)).

<p>CITY MANAGER REPORTS</p> <p>The City Manager may make a brief report on his activities or a brief announcement. He may also ask for clarification or direction regarding scheduling of Council meetings and study sessions.</p>

ADJOURNMENT

Members of the public have the right to address the City Council on any item on the Agenda, before or during its consideration [G.C. §54954.3(a)]. The Mayor will formally open the floor for public comment on items such as "Public Appearance" and "Public Hearings." If you wish to speak to items in any other categories, for example "Consent Agenda," please advise the City Clerk or the Mayor prior to the Council's action on that item, and you will be recognized. Notification as much in advance as possible is appreciated.

The City Council meeting packet may be reviewed by the public in the Library or the City Clerk's Office.

Information distributed to the Council at the Council meeting becomes part of the public record. A copy of written material, pictures, etc. should be provided for this purpose.

City Council Meetings are cable cast live and videotaped for replay on Monterey's Government Access Channel 25 by Access Monterey Peninsula (AMP).

CITY OF MONTEREY'S 24-HOUR SUGGESTION HOTLINES:

Voicemail: 646-3799
FAX: 646-3793
Email: suggest@ci.monterey.ca.us
WebPage: <http://www.monterey.org>



The City of Monterey is committed to include the disabled in all of its services, programs and activities. Telecommunications Device for the Deaf (831)646-3721. Please speak to the City Clerk prior to the meeting if you require a hearing amplification device. For more agenda information, call 646-3935.

UPCOMING MEETINGS AT CITY HALL

Oct 17 Architectural Review Committee, Council Chamber - 4:00 - 11:00 p.m.

Oct 18 Parks and Recreation Commission, Council Chamber - 7:00 – 10:00 p.m.

Oct 22 Cultural Arts Commission, Council Chamber - 4:00 - 6:00 p.m.

Oct 23 Planning Commission, Council Chamber - 4:00 - 11:00 p.m.

Oct 23 Library Board, Library Community Room - 5:00 p.m.

Oct 24 Council Study Session, Council Chamber - 4:00 - 6:00 p.m.

Oct 31 Council Study Session, Council Chamber - 4:00 - 6:00 p.m. (Alt)

Oct 31 Architectural Review Committee, Council Chamber - 4:00 - 11:00 p.m.

Nov 6 City Council Meeting, Council Chamber - 4:00 - 11:00 p.m.

Nov 7 Architectural Review Committee, Council Chamber - 4:00 - 11:00 p.m.

Nov 8 Historic Preservation Commission, Council Chamber - 4:00 - 7:00 p.m.

Nov 12 Holiday - City Offices Closed

Nov 13 Planning Commission, Council Chamber - 4:00 - 11:00 p.m.

Nov 15 Parks and Recreation Commission, Council Chamber - 7:00 – 10:00 p.m.

Nov 20 City Council Meeting, Council Chamber - 4:00 - 11:00 p.m.

Nov 21 Architectural Review Committee, Council Chamber - 4:00 - 11:00 p.m.

Nov 22 Holiday - City Offices Closed

Nov 23 Holiday - City Offices Closed

MORE INFORMATION IS AVAILABLE BY CALLING 646-3935