



**City Council Agenda  
Regular Meeting  
Monterey City Council  
February 19, 2008**

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

Council Chamber  
Few Memorial Hall of Records  
Monterey, California

4:00 – 5:30 p.m.  
7:00 – 11:00 p.m.

City Manager  
Fred Meurer

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

**CALL TO ORDER**

**PRESENTATIONS**

- §P1. Recognition of Leadership Academy Class (City Manager 701-17 - [see Staff Report](#))  
§P2. DLI Quarterly Soldiers Award (City Manager 701-17 - [see Staff Report](#))

**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. January 23, 2008 (City Clerk 701-09 - [see Staff Report](#))  
**Staff recommends continuance to March 4, 2008 Meeting**  
C2. February 5, 2008 (City Clerk 701-09 - [see Staff Report](#))

**Award of Contracts**

The AWARDING OF CONTRACTS to perform services or supply materials to the City

- C3. Award of Contract for the Monterey Sports Center Natatorium and Locker Rooms Renovation Project (Public Works 405-04 - [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.

- C4. First Reading - An Ordinance of the City of Monterey Adding an Article 3 to Chapter 34 of the Monterey City Code, which Implements the Provisions of the Digital Infrastructure and Video Competition Act of 2006 (City Manager 107-02 - [see Staff Report](#)) **Continued from February 5, 2008**

**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."

- C5. Award of Professional Services Contract - Wharf 1 Structural Inspection and Design to Halcrow, Inc. (Public Works 405-04 - [see Staff Report](#))
- C6. Transfer of Funds for Davis Lane/Cass Street Sidewalk In-fill **\*\*\*NIP\*\*\*** (Public Works 406-04 [see Staff Report](#))
- C7. Rescission of Resolution No. 85-142 C.S. Resolution Adopting Colton Hall Museum Acquisition and Deaccession Policy and approval of Museum and Cultural Arts Division Collection Policy (Library 407-06 - [see Staff Report](#))
- C8. Rescinding Resolution #07-209 "Authorizing the Appropriation of Funds for the Pacific Street Intersection Improvements Project" and Authorizing a Transfer of Funds from the Construction Truck Impact Fee to the Pacific Street Intersection Improvements Project (Public Works 406-04 [see Staff Report](#))
- C9. Amending Resolution #07-007 for Harris and Associates Contract for Program Management Services - Authorizing Funding of Previously Approved Scope of Work Construction Management and Inspection Services for the Monterey Sports Center (MSC) Natatorium and Locker Rooms Renovation Project**\*\*\*NIP & CIP\*\*\***(Public Works 704-05 [see Staff Report](#))
- C10. Authorizing the Appropriation of Traffic Impact Fee Funds for The Holman Hwy 68/Chomp Mitigation Project **\*\*\*CIP\*\*\***(Public Works 406-04 [see Staff Report](#))

**Other**

- C11. Authorizing Closed Session Conference Pursuant to Government Code Section 54956.8 with City Real Property Negotiators Bill Reichmuth, Rick Marvin, Don Rhoads, Carl Anderson, and Fred Cohn Regarding the Potential Lease or Purchase of Property Located at 417 Alvarado Street (Assessor's Parcel No. 001-573-006) (Community Development 206-03 [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 Real Property Negotiator Pursuant to Government Code Section 54956.8 – Property Located at 417 Alvarado Street – Agency Negotiators: Bill Reichmuth, Rick Marvin, Don Rhoads, Carl Anderson, Fred Cohn – Under Negotiation: Instructions to Negotiators Regarding Potential Lease or Purchase of Property (Authorized in Open Session February 19, 2008) (City Manager 206-03)

**RECESS 5:30 p.m.**

**RECONVENE**

**\*\*\*Evening Session Agenda\*\*\***

**7:00 – 11:00 p.m.**

**ANNOUNCEMENTS FROM CLOSED SESSION**

**CONTINUED\* PUBLIC COMMENTS**

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**PUBLIC APPEARANCE**

PUBLIC APPEARANCE items are reports on non-routine issues that might stimulate public discussion, but that do not require formal noticing as public hearings. You are welcome to offer your comments after being recognized by the Mayor. The Council may limit the time each speaker is allocated.

2. Receive a Presentation on the Monterey Regional Water Supply Program from Lyndel Melton of RMC Consulting (Community Development 804-05 - [see Staff Report](#))
3. Consider Supporting a Memorandum of Understanding for the Monterey Regional Water Planning Project (Community Development 804-05 - [see Staff Report](#))

**COUNCIL COMMENTS**

Councilmembers may ask a question for clarification, make a brief announcement or make a brief report on his or her activities. In addition, Council may provide a referral to staff or other resources for factual information, request staff to report back to the body at a subsequent meeting concerning any City matter, or direct staff to place a request to agendaize a matter of business on a future agenda (G.C. 54954.2)

**CITY MANAGER REPORTS**

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.

**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.

4. Conference with Legal Counsel – Existing Litigation – Pursuant to Government Code Section 54956.9(a) McMahon v. City of Monterey - Case Numbers M85941 and HO31708
  
5. Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation Pursuant to Government Code §54956.9(b) – One (1) Case; and Potential Initiation of Litigation Pursuant to Government Code §54956.9(c) One (1) Case (City Attorney - 703-06)

**ANNOUNCEMENTS FROM CLOSED SESSION**

**ADJOURNMENT**

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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. Any writings or documents pertaining to an open session item provided to a majority of the City Council less than 72 hours prior to the meeting, shall be made available for public inspection at the front counter at the City Clerk's Office, Room 6 at City Hall, Madison & Pacific Streets, Monterey, California 93940 during normal business hours.


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](mailto:suggest@ci.monterey.ca.us)  
WebPage: <http://www.monterey.org>



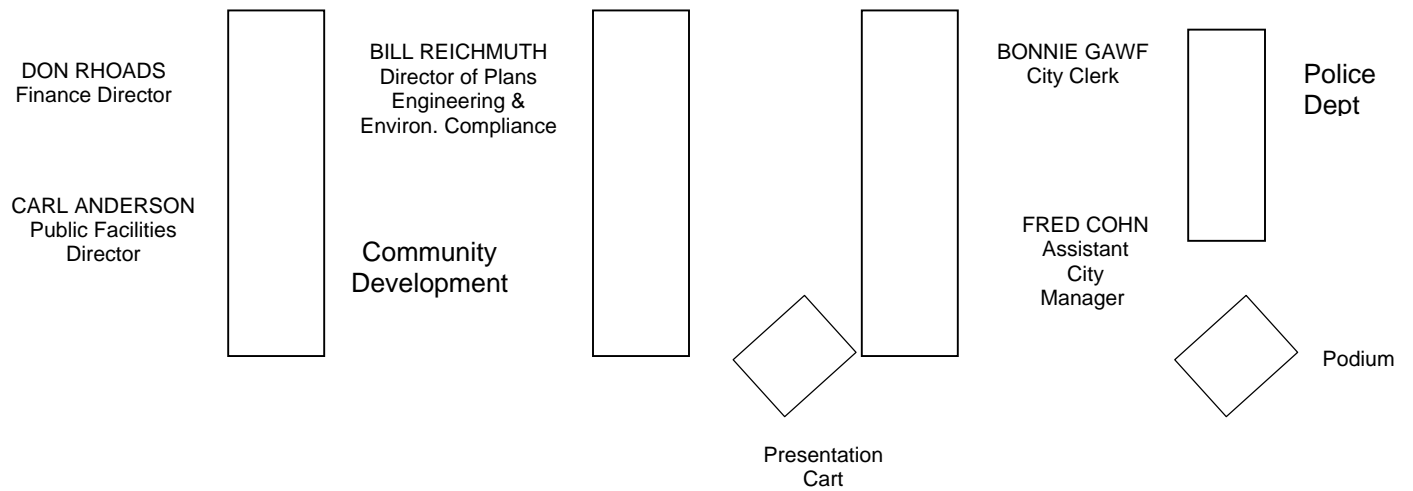
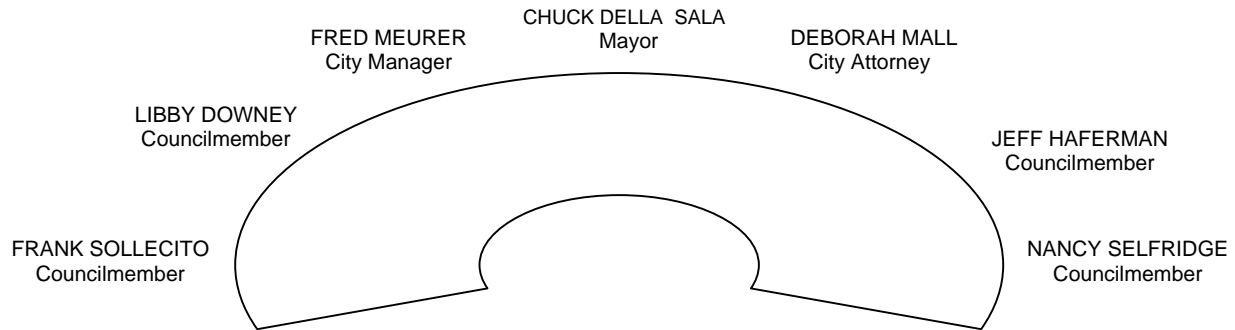
 The City of Monterey is committed to include the disabled in all of its services, programs and activities. Telecommunications Device for the Deaf (831)646-3721. Please speak to the City Clerk prior to the meeting if you require a hearing amplification device. For more agenda information, call 646-3935.

**UPCOMING MEETINGS AT CITY HALL**

February 21	Parks and Recreation Commission, Council Chamber - 7:00 – 10:00 p.m.
February 26	Planning Commission, Council Chamber - 4:00 - 11:00 p.m.
February 27	Council Special Meeting, Council Chamber - 4:00 - 7:00 p.m.
March 4	City Council Meeting, Council Chamber - 4:00 - 11:00 p.m.
March 5	Architectural Review Committee, Council Chamber - 4:00 - 11:00 p.m.
March 11	Planning Commission, Council Chamber - 4:00 - 11:00 p.m.
March 13	Historic Preservation Commission, Council Chamber - 4:00 - 7:00 p.m.
March 18	City Council Meeting, Council Chamber - 4:00 - 11:00 p.m.
March 19	Architectural Review Committee, Council Chamber - 4:00 - 11:00 p.m.
March 20	Parks and Recreation Commission, Council Chamber - 7:00 – 10:00 p.m.
March 20	Parks and Recreation Commission, Council Chamber - 7:00 – 10:00 p.m.
March 25	Planning Commission, Council Chamber - 4:00 - 11:00 p.m.
March 26	Council Study Session, Council Chamber - 4:00 - 6:00 p.m.

**MORE INFORMATION IS AVAILABLE BY CALLING 646-3935**

# **MONTEREY CITY COUNCIL SEATING ARRANGEMENT**



Note: Please address the Council from the Podium only, stating your name first.