



**City Council Agenda
Regular Meeting
Monterey City Council
May 19, 2009**

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

Afternoon Only
4:00 – 6:00 p.m.

City Manager
Fred Meurer

CALL TO ORDER

PRESENTATIONS

- §P1. Recognition of Defense Language Institute Quarterly Joint Service Awards (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. April 21, 2009 (City Clerk 701-09 - [see Staff Report](#))
C2. April 22, 2009 (City Clerk 701-09 - [see Staff Report](#))
C3. May 5, 2009 (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.

- C4. Second Reading - Amend City Code Sections 27-4, 27-5, 27-6, 27-7 and 27-9 to Conform with State Law Related to Disposing Found Property Stored by the Police Department (Police 608-01 - [see Staff Report](#))
C5. Second Reading - Amending Monterey City Code Section 1-7 to Include Possession of an Open Container of an Alcoholic Beverage in Public as a Violation to be Charged as an Infraction, and Amending Monterey City Code Section 22-1 to Define Open Container and to Exempt Possession of an Empty Alcoholic Beverage Container for Purposes of Recycling (Police 607-03 - [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."

- C6. Adopting the Annual Reports and Approving Resolutions to Set a Public Hearing Date to Levy the Annual Assessment (Plans & Public Works 407-08 - [see Staff Report](#))
 - a. Cannery Row BID
 - b. New Monterey BID
 - c. North Fremont BID
 - d. Old Monterey BID
- C7. Resolution Awarding the Contract for Purchase and Installation of Parking Pay Stations for the Marina Parking Lots and Municipal Wharf II (Public Facilities 405-04 - [see Staff Report](#))
- C8. Award of Contract for Actuarial Valuation Services for Retiree Medical Benefit Program (Finance 405-04 - [see Staff Report](#))
- C9. Authorizing the Transfer of Funds for Fire Station #2 and Hilltop Center Water Storage Tanks. ***NIP*** (Plans and Public Works 406-05 - [see Staff Report](#))
- C10. Award of Contract to Seifel Consulting, Inc. for the Five Year Housing Implementation Plan Update (Plans and Public Works 405-04 - [see Staff Report](#))
- C11. Award of Professional Services Contract - Real Estate Services for the Marketing and Sale of Ocean Harbor House Units that are to be Converted from Deed Restricted Inclusionary Units to Market Rate Units and the Potential Purchase of Replacement Multifamily Residential Units (Plans and Public Works 405-04 - [see Staff Report](#))

Other

- C12. Request from Cannery Row Business Association for a Subsidized Local Parking Program in the Cannery Row Garage (Public Facilities 901-06 - [see Staff Report](#))
- C13. Settlement of Workers' Compensation Claim - M. Akins (Human Resources 402-04 - [see Staff Report](#))

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

Adjourn to Ocean View Community Services District Meeting

Ocean View Community Services District - Consent

This Agency is a separate legal body of the City that oversees the operations of the Ocean View Community Services District desalinization plant. 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.

- OV1. Ocean View Community Services District Quarterly Report (City Attorney 701-03 - [see Staff Report](#))

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

Adjourn to City Council Meeting

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.

PUBLIC HEARINGS

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.

1. Consider Planning Commission Recommendation to Repeal Resolution 07-183 and Adopt Resolution Amending the Del Monte Beach Land Use Plan to Remove Tent Camping as an Allowed Use. (Exempt from CEQA Requirements) (Plans and Public Works 809-05 - [see Staff Report](#))
2. Recommendation from the Planning Commission to the City Council to Approve Fiscal Year 2009/10 Annual Action Plan for Community Development Block Grant (CDBG) Funds and Adoption of the Fiscal Year 2009/10 Housing and CDBG Program Budget. Exempt from CEQA. (Plans and Public Works 201-09 - [see Staff Report](#))

Adjourn to Redevelopment Agency Meeting

Redevelopment Agency – Public Hearing

This Agency is a separate legal body of the City, comprised of the members of the City Council, with the Mayor serving as Chairperson. The Agency oversees redevelopment in three designated areas: Cannery Row, Greater Downtown and CustomHouse.

- RDA1. Recommendation from the Planning Commission to the Monterey Redevelopment Agency to Approve Fiscal Year 2009/10 Annual Action Plan for Community Development Block Grant (CDBG) Funds and Adoption of the Fiscal Year 2009/10 Housing and CDBG Program Budget. Exempt from CEQA. (Plans and Public Works 406-05 - [see Staff Report](#))

Adjourn to City Council Meeting

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.

3. Budget Update (City Manager 406-01 - [see Staff Report](#))
 - a. Resolution Amending Position Control List Eliminating or Reducing 20 Positions Effective July 31, 2009 (Human Resources 502-03 - [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 agendize 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 Labor Negotiator Pursuant to Government Code Section 54957.6 – Agency Negotiators: Fred Cohn, Ralph Bailey, Mike McCarthy, Kim Bui-Burton, Tim Shelby - Employee Organizations: GEM, MEA, MPA, PLMA (Human Resources 507-01)
5. Conference with Labor Negotiator Pursuant to Government Code Section 54957.6 – Agency Negotiators: Fred Cohn, Ralph Bailey, Mike McCarthy, Jim Thomson - Employee Organization: GEM (Human Resources 507-02)
6. Conference with Real Property Negotiators Pursuant to Government Code Section 54956.8 - City-Owned Property at 595 Munras Avenue - Negotiations Previously Authorized in Open Session - City Negotiators are Don Rhoads, Bill Reichmuth, Rick Marvin, Carl Anderson, Hans Uslar, Michael McCarthy, and Chip Rerig (Plans and Public Works 206-03)

ANNOUNCEMENTS FROM CLOSED SESSION

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. 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
WebPage: <http://www.monterey.org>



The City of Monterey is committed to include the disabled in all of its services, programs and activities. For disabled access to the City, dial 711 to use the California Relay Service (CRS) to speak to

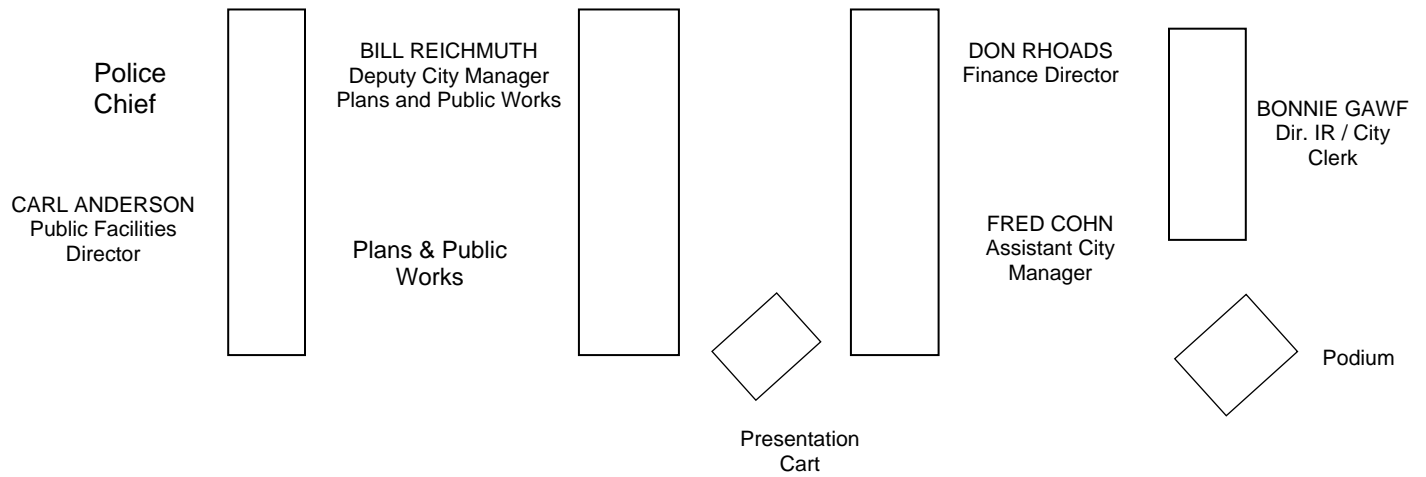
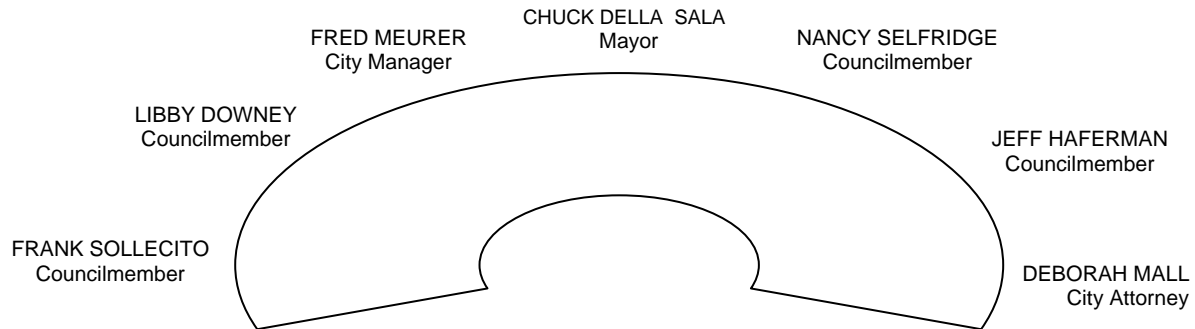
City offices. CRS offers free text-to-speech, speech-to-speech, and Spanish-language services 24 hours a day, 7 days a week. If you require a hearing amplification device to attend a meeting, dial 711 to use CRS to talk to the City Clerk's Office at (831) 646-3935 to coordinate use of a device or for information on an agenda.

UPCOMING MEETINGS AT CITY HALL

May 18	Colton Hall Museum & Cultural Arts Commission, Council Chamber – 4:00 p.m.
May 20	Architectural Review Committee, Council Chamber – 4:00 – 11:00 p.m.
May 21	Parks and Recreation Commission, Council Chamber – 7:00 – 10:00 p.m.
May 25	Holiday – City Offices Closed
May 26	Planning Commission, Council Chamber – 4:00 – 11:00 p.m.
May 26	Library Board, Police Emergency Operations Center – 5:30 p.m.
May 27	Council Study Session, Council Chamber – 4:00 – 6:00 p.m.
June 2	City Council Meeting, Council Chamber – 4:00 – 11:00 p.m.
June 3	Architectural Review Committee, Council Chamber – 4:00 – 11:00 p.m.
June 9	Planning Commission, Council Chamber – 4:00 – 11:00 p.m.
June 11	Historic Preservation Commission, Council Chamber – 4:00 – 7:00 p.m.
June 11	Zoning Administrator, Library Community Room – 4:00 – 6:30 p.m.
June 16	City Council Meeting, Council Chamber – 4:00 – 11:00 p.m.
June 17	Architectural Review Committee, Council Chamber – 4:00 – 11:00 p.m.
June 18	Parks and Recreation Commission, Council Chamber – 7:00 – 10:00 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.