



Council Chamber
Few Memorial Hall of Records
Monterey, California

City Council Agenda
Regular Meeting

Monterey City Council
Tuesday, October 20, 2009

4:00 - 5:30 p.m.
7:00 - 11:00 p.m.

City Council

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

City Manager

Fred Meurer

*****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

1. October 6, 2007 (Information Resources - 701-09 [see Staff Report](#))

Award of Contracts

Awarding of CONTRACTS for construction contracts.

2. Awarding Contract to BCI Builder's Inc. for the Replace Deteriorating and Leaking Water Lines Servicing DLI Classrooms American Recovery and Reinvestment Act (ARRA) Project. ***PMSA*** (Plans and Public Works - 704-05 [see Staff Report](#))
3. Awarding Contract to BCI Builder's Inc. for Replace Failing Water Laterals Supporting Classrooms Buildings 209-218 American Recovery and Reinvestment Act (ARRA) Project. ***PMSA*** (Plans and Public Works - 704-05 [see Staff Report](#))
4. Awarding Contract to Val's Plumbing and Heating Inc. for Repair Natural Gas System American Recovery and Reinvestment Act (ARRA) Project. ***PMSA*** (Plans and Public Works - 704-05 [see Staff Report](#))
5. Awarding Contract for Replace Barracks Failing HVAC 647, 650, and 651 American Recovery and Reinvestment Act (ARRA) Project. ***PMSA*** (Plans and Public Works - 704-05 [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.

6. First Reading - An Ordinance Repealing and Reenacting Monterey City Code Section 22-31 Regulating Massage Business and Massage Technicians - Continued from the October 6, 2009 Meeting (Police 607-09 [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."

7. Adoption of a Resolution Supporting Funding of a Study of the Condition of the Eastern Pacific ("California") Gray Whale (Public Facilities - 706-03 [see Staff Report](#))
8. Authorizing the Appropriation of Funds for the Presidio of Monterey Public Works Authority Fund for Unscheduled Maintenance of American Recovery and Reinvestment (ARRA) Projects. ***PMSA*** (Plans and Public Works - 406-04 [see Staff Report](#))
9. Authorizing the Appropriation of Funds for the Presidio of Monterey Public Works Authority Fund for the Presidio of Monterey and the Defense Manpower Data Center (DMDC) Base Operations and Maintenance Contract. ***PMSA*** (Plans and Public Works - 406-04 [see Staff Report](#))
10. Awarding Contract to Superior Auto Detail for City of Monterey Power Washing Service Contract. (Plans and Public Works - 704-05 [see Staff Report](#))
11. Resolution Amending the 2009-2010 Position Control List Adding One Harbor Security Worker Overfill Position to the Public Facilities Department through June 30, 2010 (Public Facilities - 502-03 [see Staff Report](#))
12. Awarding Contract to Otis Elevator for Elevator, Escalator, Wheelchair Lift, and Dumbwaiter Maintenance Service Contract. (Plans and Public Works - 704-05 [see Staff Report](#))
13. Awarding Contract for Municipal Maintenance Equipment to Purchase Three Go-4 Parking Enforcement Vehicles (Plans and Public Works - 812-02 [see Staff Report](#))
14. Appropriating Funds for the Del Monte Avenue/Figueroa Traffic Signal Improvements American Recovery and Reinvestment Act (ARRA) Project (Plans and Public Works - 1001-01 [see Staff Report](#))
15. Authorizing Purchase of the AutoVu Sharp- License Plate Recognition System for the Parking Division (Public Facilities – 901-07 [see Staff Report](#))

Other

16. Appointment of Representative to the Water Master Committee (Information Resources - 702-04 [see Staff Report](#))
17. Reward for Information Leading to Arrest of Vandals of Historic Monument (City Manager - 209-08 [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.

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.

18. Budget Update - Review of 2008-09 4th Quarter Financial Report (Finance - 406-03 [see Staff Report](#))

RECESS 5:30 p.m.

RECONVENE

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

7:00 - 11:00 p.m.

CONTINUED PUBLIC COMMENTS

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PRESENTATIONS

19. Presentation by Dr. Marilyn K. Shepherd, Superintendent, Monterey Peninsula Unified School District (City Manager - 706-03 [see Staff Report](#))

CONTINUED PUBLIC HEARING

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.

20. Consider Planning Commission Recommendation to Adopt Resolution Adopting Negative Declaration; and Adopt Ordinance Amending Monterey City Code (Continued from the October 6, 2009 Meeting): (Plans and Public Works - 701-11 [see Staff Report. continued](#))
- a. Section 33-9 (Residential Condominium Subdivisions) to Clarify Permitting Procedures and to Add a Process for Resolving Disagreements Between Developer and Tenant
 - b. Section 38-26 (Supplemental Regulations Applicable in R Districts) to Incorporate Standards for Condominium Projects from Resolution 13,273
 - c. Section 38-115 (Off Street Parking and Loading Spaces Required) to Add Specific Parking Requirements for Condominium Conversions
 - d. Section 38-161 (Required Findings) to Add Special Finding for Approval of Condominiums
 - e. Section 38-163 (Planned Unit Development Approval) to Clarify Submittal Requirements for Planned Unit Developments Consistent with Recent Ordinance Amendments
 - f. Sections 38-28B, 38-29B, 38-30B, 38-31B (C1, C2, C3, and CO District Land Use Regulations) to Reference Condominium and Mixed Use Ordinance Sections
 - g. Section 38-33G2 (Mixed Use Projects – Principally Permitted Uses, Conditional Uses, and Accessory Uses) to reference other ordinance sections for open space and parking requirements

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- 21. Consideration of Reduction in Size of Membership and Number of the City's Boards and Commissions - Continued from the September 1, 2009 Meeting (Della Sala - 701-07 [see Staff Report](#))
- 22. Consider Requesting that the Transportation Agency of Monterey County (TAMC) Conduct Equal Levels of Environmental Analysis on Both Light Rail Transit (LRT) and Bus Rapid Transit (BRT) Alternatives for the Proposed Monterey Branch Line Corridor. (Plans and Public Works - 1001-03 [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 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.

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

Oct 22	Zoning Administrator, Council Chamber - 4:00 pm
Oct 26	Colton Hall Museum Cultural Arts Commission, Council Chamber - 4:00 pm
Oct 27	Planning Commission, Council Chamber - 4:00 pm
Oct 28	Council Study Session, Council Chamber - 4:00 PM
Oct 28	Library Board, Library Community Room - 5:00 PM
Nov 3	Council Regular Meeting, Council Chamber - 4:00 PM
Nov 4	Architectural Review Committee, Council Chamber - 4:00 pm
Nov 12	Historic Preservation Commission, Council Chamber - 4:00 pm
Nov 17	Council Regular Meeting, Council Chamber - 4:00 PM
Nov 19	Parks and Recreation Commission, Council Chamber - 7:00 PM
Nov 23	Colton Hall Museum Cultural Arts Commission, Council Chamber - 4:00 pm
Nov 25	Library Board, Library Community Room - 5:00 PM

MORE INFORMATION IS AVAILABLE BY CALLING 646-3935

[See Council Chamber seating chart online.](#)