

**MINUTES**  
**REGULAR MEETING OF THE CITY COUNCIL**  
**CITY OF MONTEREY**  
**TUESDAY, December 2, 2008**  
**4:00 – 5:30 and 7:00 – 11:00 P.M.**  
**COUNCIL CHAMBER, FEW MEMORIAL HALL**  
**MONTEREY, CALIFORNIA**

**CALL TO ORDER:**

Mayor Della Sala called the meeting to order at 4:00 p.m.

**Council Members**

**Present:** Councilmembers Downey, Haferman, Selfridge, Sollecito, Mayor Della Sala  
**Absent:** None

**City Staff:**

**Present:** City Manager, City Attorney, Information Resources Director/City Clerk, Assistant City Manager, Fire Chief, Police Chief, Deputy City Manager Plans & Public Works, Finance Director, Public Facilities Director, Recreation and Community Services Director, Human Resources Director, Library Director

**Council Installation**

**CERTIFICATION OF ELECTION RESULTS**

1. Resolution Declaring Canvass of Returns and Results – Consolidated General Municipal Election November 4, 2008 (City Clerk 702-03 )  
**Action: Tabled, pending receipt of Certificate of Canvass**

Mayor Della Sala explained that the Registrar of Voters had not yet supplied the Certification of the election, but since the results are clear, there would be a swearing in ceremony.

On a motion by Councilmember Sollecito, seconded by Councilmember Downey, and carried by the following vote, the City Council tabled the item, pending receipt of the Registrar's Certificate:

AYES:	5	COUNCILMEMBERS:	Downey, Haferman, Selfridge, Sollecito, Della Sala
NOES:	0	COUNCILMEMBERS:	None
ABSENT:	0	COUNCILMEMBERS:	None

2. Installation of 2008-2010 Monterey City Council (City Clerk 701-01 )  
**Oaths of office administered to Councilmembers Elect and Mayor Elect**

Information resources Director/City Clerk Gawf conducted the swearing in ceremony for Councilmembers Elect Downey and Haferman and Mayor Elect Della Sala, and each of them made brief comments.

3. Appointment of 2009 Vice Mayor (City Clerk 701-01 )  
**Action: Appointed Nancy Selfridge as Vice Mayor for 2009**

Mayor Della Sala moved to appoint Nancy Selfridge as the Vice Mayor beginning January 1, 2009, and Councilmember Sollecito seconded the motion, which carried by the following vote:

AYES:	5	COUNCILMEMBERS:	Downey, Haferman, Selfridge, Sollecito, Della Sala
NOES:	0	COUNCILMEMBERS:	None
ABSENT:	0	COUNCILMEMBERS:	None

## ROLL CALL (2008-2010 City Council)

### Council Members

**Present:** Councilmembers Downey, Haferman, Selfridge, Sollecito, Mayor Della Sala

**Absent:** None

### PRESENTATIONS

§P1. Presentation of Outstanding Urban Forestry Project of the Year Award by the California Urban Forests Council's (CaUFC) (Plans and Public Works 701-09)

**Action: Presentation made**

Forester Robert Reid gave a brief report, and Mayor Della Sala made the presentation.

### CONSENT ITEMS

Councilmember Haferman stated that he would abstain from voting on Item C1 because he was not present at that meeting. Mayor Della Sala noted his abstention from Item C11, due to a potential conflict of interest.

On a motion by Councilmember Haferman, seconded by Councilmember Downey, and carried by the following vote, except Item C1, from which Councilmember Haferman abstained, and Item C11, from which Mayor Della Sala abstained, the City Council approved the Consent Agenda:

AYES:	5	COUNCILMEMBERS:	Downey, Haferman, Selfridge, Sollecito, Della Sala
NOES:	0	COUNCILMEMBERS:	None
ABSENT:	0	COUNCILMEMBERS:	None

### Approval of Minutes

C1. November 18, 2007 (City Clerk 701-09)  
**Action: Approved (4-0-1; Haferman abstaining)**

### Award of Contracts

C2. Award of Contract for Marina Electrical Survey & Maintenance (Plans and Public Works 405-04 )  
**Action: Adopted Resolution No. 08-182 CS**

### Ordinances

C3. Second Reading - Ordinance Amending MCC Section 23-12, Permits Required for Group and Other Activities, Adding Prohibited Activities (Plans and Public Works 809-08 )  
**Action: Adopted Ordinance No. 3418**

C4. Second Reading - Ordinance Rezoning the Property at 449 Alvarado Street From C-2-H-1 To C-2 (Plans and Public Works 203-02 )  
**Action: Adopted Ordinance No. 3419**

### Resolutions

C5. Parks and Recreation Commission Recommendation to Approve Selection of Tennis Center Manager for Monterey Tennis Center (Recreation 301-03 )

**Action: Adopted Resolution No. 08-183 CS**

- C6. Authorizing Contract to Provide Interim Fire Administration and Emergency Incident Management Services to City of Carmel (Fire 601-05 )  
**Action: Adopted Resolution No. 08-184 CS**
- C7. Authorizing a Ninety (90) day License Agreement with Monterey City Disposal Service for Temporary Storage of Drop Box Containers and Vehicles on the Gravel Surface Parking Lot That is Located on Ryan Ranch Park Land Directly Adjacent to the Materials Recovery Facility (Exempt from CEQA Requirements) (Plans and Public Works 802-06 )  
**Action: Adopted Resolution No. 08-185 CS**
- C8. Resolution Amending the City of Monterey's Full-time Salary Schedule by Establishing the Salary for the Classification of HCD Coordinator - Housing Programs (Plans and Public Works 502-03 )  
**Action: Adopted Resolution No. 08-186 CS**
- C9. Resolution Amending Resolution 08-101 Changing the Position Control List by Deleting One Code Enforcement Officer Position and Adding One Code Compliance Coordinator Position to The Planning, Engineering, and Environmental Compliance Division of the Plans and Public Works Department and Establishing the Associated Salary (Plans and Public Works 502-03 )  
**Action: Adopted Resolution No. 08-187 CS**
- C10. Resolution Amending Resolution 08-101 Changing the Position Control List by Deleting One Administrative Analyst Position and Adding One Administrative Analyst - Real Estate Position to The Planning, Engineering, and Environmental Compliance Division of the Plans and Public Works Department and Establishing the Associated Salary (Plans and Public Works 502-03 )  
**Action: Adopted Resolution No. 08-188 CS**
- C11. Authorizing Change of Members of City Real Property Negotiating Team - City-Owned Property at 595 Munras Avenue - Negotiations Originally Authorized in Open Session on February 6, 2007 - City Negotiators are Bob Humel, Don Rhoads, Bill Reichmuth, Chip Rerig, Rick Marvin (Plans and Public Works 206-03 )  
**Action: Adopted Resolution No. 08-189 CS (4-0-1; Della Sala abstaining)**

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

**PUBLIC COMMENTS**

Mayor Della Sala opened the floor for Public Comments on items not on the agenda. Nelson Vega submitted pictures of a roof that is being replaced, saying that the building is owned by Monterey and operated by CHISPA. He said that the roof did not need to be replaced and given the taxes he pays, he was offended. He asked for more supervision. Having no further requests to speak, Mayor Della Sala closed Public Comments. Deputy City Manager Reichmuth said that the building belongs to CHISPA, not the City, and said that he would prepare a follow up report. Mayor Della Sala stated that the Council is watching nickels and dimes, and that is the reason there is no reception tonight.

Mayor Della Sala recused himself from the next two items due to a potential conflict of interest, handed the gavel to Vice Mayor Downey, and left the Chamber.

**PUBLIC HEARINGS**

4. Request to Continue to Levy Assessments on Lodging Businesses within the Monterey County Tourism Improvement District (MCTID) (Finance 407-08 )  
**Action: Held Public Hearing; adopted Resolution No. 08-190 CS (4-0-1; Della Sala not participating)**

? presented the staff report..... Mayor Della Sala opened the floor to the applicant....

On a motion by Councilmember ?, seconded by Councilmember ?, and carried by the following vote, the City Council ? staff recommendation:

AYES:	4	COUNCILMEMBERS:	Downey, Haferman, Selfridge, Sollecito
NOES:	0	COUNCILMEMBERS:	None
ABSENT:	0	COUNCILMEMBERS:	None
ABSTAIN:	1	COUNCILMEMBERS:	Della Sala

Mayor Della Sala adjourned the meeting to a closed session at 4:45 p.m.

### CLOSED SESSION

5. Conference With Real Property Negotiators Pursuant to Government Code Section 54956.8 - Update with Members of City Real Property Negotiating Team - City-Owned Property at 595 Munras Avenue - Negotiations Authorized in Open Session February 6, 2007- City Negotiators are Negotiators are Bob Humel, Don Rhoads, Bill Reichmuth, Chip Rerig, Rick Marvin (Plans and Public Works 206-03)  
**Action: Received and discussed report (Della Sala not participating)**

### ANNOUNCEMENTS FROM CLOSED SESSION

Information Resources Director/City Clerk Gawf made the announcements as noted above.

### CONTINUED PUBLIC COMMENTS

Mayor Della Sala opened the floor for Public Comments on items not on the agenda. Demetrius Kastros, Skyline Ridge Estates Property Owners Association President, advised Council to review the personnel costs with regard to budget reductions. He suggested that no one be laid off, rather reduce the number of personnel through attrition and paying fair and equitable salaries. Nelson Vega apologized for being abrupt during his comments earlier today. Marijo Giardina, Ocean Harbor House resident, asked Council to consider adding the value of the most recent \$10,402 assessment to the owners' equity of the affordable units in that development.

Lorna Moffett commented on the City's integrated pest management program, reviewing City records of the number of pesticide applications. Mayor Della Sala said that a recent report showed a significant reduction in the amounts of pesticides being used. Joseph Aiello, Monterey resident, asked the City to make Columbus Day a legal City holiday. He voiced concerns regarding the condition of the Spanish plaza and asked to rename it after Christopher Columbus. Seeing no further requests to speak, Mayor Della Sala closed Public Comment.

### PUBLIC APPEARANCE

6. Review of 1st Quarter Financial Report (Finance 406-03 )  
**Action: Received and discussed report; adopted nine budget policy measures as recommended by staff; and directed staff to implement the policy measures**

? presented the staff report..... Mayor Della Sala opened the floor to the applicant....

On a motion by Councilmember ?, seconded by Councilmember ?, and carried by the following vote, the City Council ? staff recommendation:

AYES:	5	COUNCILMEMBERS:	Downey, Haferman, Selfridge, Sollecito, Della Sala
NOES:	0	COUNCILMEMBERS:	None
ABSENT:	0	COUNCILMEMBERS:	None

### CONTINUED PUBLIC HEARINGS

7. Appeal of Staff's Decision Denying a Six Foot (6') Fence within the Public Right-of-Way at 12 Castro Road (Plans and Public Works 201-12) *Continued from November 4, 2008 Meeting*

**Action: Held Public Hearing; Upheld the decision of the staff and denied the appeal**

? presented the staff report..... Mayor Della Sala opened the floor to the applicant....

On a motion by Councilmember ?, seconded by Councilmember ?, and carried by the following vote, the City Council ? staff recommendation:

AYES:	5	COUNCILMEMBERS:	Downey, Haferman, Selfridge, Sollecito, Della Sala
NOES:	0	COUNCILMEMBERS:	None
ABSENT:	0	COUNCILMEMBERS:	None

### COUNCIL COMMENTS

Councilmember Downey said that she hopes everyone on the Council reads the Council Resource Guide. She said that she has received several calls from people who are opposed to the Traffic calming project. She said that Fishermans Wharf has done a great thing by hosting the ice skating rink this year. She reported that Pirate's Cove has opened and is a good addition to the Wharf. Ms. Downey asked to agendize an item to only allow political signs on private property. She asked to agendize an item to direct staff to look at neighborhood association charters and make recommendations concerning neighborhood projects. She clarified that she believes that Council should view the bylaws, and Mayor Della Sala agreed that Council could review them. Councilmember Downey reported that the City supports adult soccer, and has two areas where it is legal. She asked when the field trip to Hilltop Park would take place, and staff said that would be scheduled in January. Ms. Downey reported that Japanese students would be at Casa Serrano on December 12, and she encouraged Councilmembers to come by.

Councilmember Haferman asked if it would be easy to have citizens send e-mails to [suggest@monterey.org](mailto:suggest@monterey.org), and staff explained that would take some network configuration, so is not easy, but would be placed on a list of projects. Councilmember Haferman congratulated his colleagues who were reelected. He noted that many people have commented that they watch the meeting on television. He said that he knows the Council will work well together.

Councilmember Selfridge thanked the Fisherman's Wharf Association for the ice rink.

Mayor Della Sala encouraged everyone to stop by the second annual Green Building Expo tomorrow from 3:00 – 7:00 p.m. He reported that the Tree Lighting Ceremony would be held Friday, December 5 in front of Colton Hall. He said that Council is off to a new start, and he welcomed Councilmember Selfridge to the Vice Mayor's seat.

**CITY MANAGER REPORTS**

Assistant City Manager Cohn reminded Council that the Supervisor's Academy graduation would be held tomorrow at 1:00 p.m. at the Community Foundation Offices on Garden Road.

**ADJOURNMENT**

There being no further business to come before the City Council, Mayor Della Sala adjourned the meeting at 10:18 p.m.

Respectfully Submitted,

Approved,

\_\_\_\_\_/s/\_\_\_\_\_  
Bonnie Gawf  
Information Resources Director/City Clerk

\_\_\_\_\_/s/\_\_\_\_\_  
Chuck Della Sala  
Mayor