



**MEETING MINUTES
OF THE
CITY COUNCIL OF THE CITY OF PACIFIC GROVE**

**November 1, 2006 – 6:00 p.m.
CITY HALL – COUNCIL CHAMBERS
300 FOREST AVENUE, PACIFIC GROVE, CA**

Mayor Daniel Cort called the meeting to order at 5:59 p.m. Members present included Cort, Mayor Pro Tempore Lisa Bennett, Council Member Daniel Davis, Council Member Susan Goldbeck, Council Member Scott Miller, Council Member Susan Nilmeier and Council Member Ron Schenk.

PRESENTATIONS

Mayor Cort presented the Employee of the Quarter Award to Assistant Fire Chief David Brown.

APPROVAL OF AGENDA

On motion of Schenk, seconded by Bennett, Council unanimously **approved the agenda.**

COUNCIL AND STAFF ANNOUNCEMENTS

- Mayor Pro Tempore Bennett indicated that she had received anonymous letters pertaining to the election; an action she felt was uncourageous. Bennett invited all to attend the Friday, November 17th performance of “Celtic Winters Eve” at 7:30 p.m. at the Pacific Grove Middle School Performing Arts Center. Finally, Bennett invited all to attend a Holiday Open House at Pacific Grove Florist Saturday and Sunday from 10:00 a.m. until 4:00 p.m.
- Council Member Miller encouraged the public to inform themselves regarding the candidates and measures and vote on Election Day, Tuesday, November 7th.
- Mayor Cort congratulated Council Member Miller, Chamber of Commerce President Ammar and Director of Management and Budget Becklenberg on their running of the Big Sur Half Marathon.
- Mayor Cort noted that he had reminded citizens Robert Huitt, and Anthony Davi, as well as Council Members Davis and Miller of the establishment of the Charter Review Committee. Council Member Miller indicated that the Committee would begin meeting following the election with the goal of brining a revision forward for the 2008 election.
- Mayor Cort recognized local Marine Chase Neely on his appointment to guard the Tomb of the Unknown Soldier.
- City Manager Colangelo thanked the Public Works Department for repairing the lights on the plaza which were not working after the October 18th City Council meeting; and introduced newly appointed Police Chief Darius Engles.
- Museum Director Finnegan announced the Thursday, November 2nd tagging of the monarch butterfly in the Monarch Sanctuary by the Ventana Wildlife Society which will be taped by the BBC.

ORAL COMMUNICATIONS

- Denyse Frischmuth of Sustainable Pacific Grove presented the City of Pacific Grove with the “Cool City Award” which is given to those cities who have signed the United States Mayors Climate Protection Agreement; and invited all to attend a November 9th presentation on bio fuel by Sustainable Monterey County.
- Peter Aline expressed his disappointment at the departure of City Arborist Ron Blecha and thanked former Police Chief Miller for posting signs protecting the trees from defecation.
- David Dilworth in light of the upcoming election, urged the next Council to focus on open government and accountability, public participation, and environmental and historic protection. Dilworth further asked that Council meetings be broadcast live, allowing disabled residents to call in and participate and finally encouraged Neighborhood Improvement Programs (NIPs)
- Snick Farkas presented the Colossus of Gold.

CONSENT AGENDA

Citizen David Dilworth removed item 2A to the Regular Agenda. Council Member Schenk amended item 3A to note Administrative Assistant Kirchhofer as the Staff Reference. On motion of Miller, seconded by Schenk, Council unanimously **approved the consent agenda as follows:**

1A. Approved the Minutes of the July 5, 2006 Regular Meeting, **with Council Member Davis Abstaining as he was not a seated Council Member for the July 5th meeting.**

1A. Approved the Minutes of the October 18, 2006 Regular Meeting.

1A. Approved the Minutes of the October 18, 2006 Special Meeting.

3A. Denied and Referred to Staff Claim for Damages No. L2006-20, T. Johnson.

4A-H. Received meeting reports from the following Boards, Commissions and Committees:

Americans with Disabilities Act	
Compliance Advisory Committee	September 27, 2006
Architectural Review Board Site Review	October 24, 2006
Architectural Review Board	October 24, 2006
Historic Resources Committee	October 11, 2006
Housing Committee	October 12, 2006
Library Board	September 12, 2006
Planning Commission	October 19, 2006
Traffic Commission	August 8, 2006

ITEMS REMOVED FROM CONSENT

3A. Mayor Cort introduced Acting Library Director Pastore who reviewed her staff report on wireless internet access at the library. There were no comments from the public. On motion of Goldbeck, seconded by Bennett, the Council unanimously **approved Resolution No. 6-024, amending Council Policy No. 200-6[J], Internet Use, to govern wireless internet access at the Pacific Grove Public Library.**

REGULAR AGENDA

5A. Mayor Cort introduced Carmelita Garcia, Chair of the Americans with Disabilities Act Compliance Advisory Committee who indicated that a no-cost telephone system is available to assist the disabled. Garcia further reminded those addressing the Council at the podium to speak into the microphone for the benefit of those who are deaf and hard of hearing.

6A. Mayor Cort introduced Golf Course Director Leach who reviewed his staff report on the electric golf cart fleet bid award, and answered questions from Council. At the request of City Attorney Laredo, consideration of the item was postponed to following item 6B to allow time to determine whether or not the bid would need to be awarded by resolution.

6B. Mayor Cort introduced Community Development Director Biggs who reviewed his staff report on the moratorium on tree removal permits related to applications which would be considered by the Planning Commission or the Architectural Review Board, and answered questions from Council. David Dilworth, John Fischer and Bill Camp spoke to the issue. On motion of Davis, seconded by Bennett, Council unanimously **lifted the moratorium for those tree removal permits considered through the discretionary permit process with the requirement that the trees proposed for removal be reviewed by a certified arborist hired by the City.**

6A. Mayor Cort introduced City Attorney Laredo who indicated that the contract for the electric golf cart fleet could not be approved without a resolution. Consideration of the bid award for the electric golf cart fleet was continued to the November 15, 2006 City Council meeting.

6C. Council Member Davis and Council Member Schenk recused themselves due to conflict of interest and left the room. Mayor Cort introduced City Manager Colangelo who reviewed the City Attorney's opinion of the General Plan and Zoning Designations related to the Golf Course Clubhouse, and answered questions from Council. John Fischer, Golf Course Director Leach, David Dilworth, Sue Renz and Point Pinos Grill Owner Chris D'Amelio spoke to the issue. On motion of Bennett, seconded by Miller, Council unanimously **directed staff to proceed with developing a lighting plan at a cost not to exceed \$15,000.**

At 7:37 p.m., Council took an 8 minute break, returning at 7:45 p.m.

7A. Mayor Cort introduced Jan Roehl, PhD who reviewed the Pacific Grove Police Department Mid-Decade Report on Public Safety, and answered questions from Council. David Dilworth spoke to the issue. On motion of Davis, seconded by Bennett, Council unanimously

received the **Pacific Gove Police Department Mid-Decade Report on Public Safety, Department Activities, and Resources for Citizens.**

7B. Council Member Bennett excused herself due to conflict of interest and left the room. Mayor Cort introduced Public Works Director Leiker who read his staff report on the proposed trimming and removal of three trees in the Monarch Sanctuary, and answered questions from Council. John Fischer and David Dilworth spoke to the issue. On motion of Davis, seconded by Schenk, Council unanimously **found that immediate removal/trimming of trees in, and adjacent to, the Monarch Sanctuary is necessary to preserve public health, safety and welfare in accord with Section 12.16.240 of the Pacific Grove Municipal Code; and directed staff to remove three trees and trim two trees.**

7C. On motion of Davis, seconded by Schenk, Council unanimously **continued consideration of a request for authorization to execute a contract with West Coast Arborists, Inc. relative to the maintenance of urban forest trees to a special Council meeting to be held within the upcoming week.**

7A. Council gave the following reports:

- TAMC – Council Member Schenk: free bicycle racks and locks have been offered to the City in an effort to encourage biking to reduce congestion and smog.

CLOSED SESSION

8A. and 8B. At 8:37 p.m., City Attorney Laredo announced that, pursuant to California Government Code Section 54957(b)(1) Council would meet in closed session to consider the performance of the City Manager and the City Attorney.

ADJOURNMENT

There being no further business, Council adjourned at 9:58 p.m.

Respectfully Submitted,

Jean-Marie McLaren
Assistant City Clerk

APPROVED BY MAYOR:

ATTEST BY ASSISTANT CITY CLERK:
