NOTICE OF MEETING

CITY OF PACIFIC GROVE

CITY COUNCIL

REGULAR MEETING AGENDA

Wednesday, December 7, 2022, 6:00 P.M.

Council Chamber – City Hall – 300 Forest Avenue, Pacific Grove, CA

The Council will not begin consideration of any item on this agenda later than 10:00 p.m. unless such consideration is approved. Any items on this agenda not considered this evening will be continued to a future meeting.

Copies of the agenda packet are available for review at the Pacific Grove Library, in the Finance Department, and electronically at www.cityofpacificgrove.org/agendas. The most effective method of communication with the City Council is by sending an email to citycouncil@cityofpacificgrove.org. In order to allow the City Council adequate time to review communication related to an agenda item, it is recommended that the communication be sent no later than 9:00 AM on the day prior to the City Council meeting.

THIS MEETING WILL BE HELD IN PERSON AND VIRTUALLY (HYBRID).

CHAMBER CAPACITY SEATING IS LIMITED AND PROVIDED ON A FIRST COME, FIRST SERVED BASIS.

THE VIRTUAL MEETING IS COMPLIANT WITH THE GOVERNOR'S EXECUTIVE ORDERS ALLOWING FOR A DEVIATION OF TELECONFERENCE RULES REQUIRED BY THE BROWN ACT.

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MEETING INSTRUCTIONS

The public may also view the meeting on the Peninsula Channel 25.

AGENDA

CALL TO ORDER

A. Remote Teleconference - AB 361 **PG 9**

Reference: Sandra Kandell, City Clerk

Recommended Action: Ratify Resolution No. 21-029 Emergency Teleconferencing authorizing remote teleconference meetings of all City legislative bodies for the following 30 days in accord with the Ralph M. Brown Act.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Amelio

1. **APPROVAL OF AGENDA**

2. **CERTIFICATION OF RESULTS / OATHS OF OFFICE / PRESENTATIONS**

A. Declaring Results of the November 8, 2022 General Election **PG 15**

Reference: Kerry Lindstrom, Deputy City Clerk

Recommended Action: Approve a resolution declaring the results of the November 8, 2022, General Election.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

B. Oaths of Office for Elected Officials **PG 45**

Reference: Kerry Lindstrom, Deputy City Clerk

Recommended Action: No Council action is required. Oaths will be administered by the Deputy City Clerk to our elected Mayor and Council Members.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

C. Certificates of Appreciation **PG 50**

Reference: Ben Harvey, City Manager

Recommended Action: Outgoing Council Members McAdams and Tomlinson will receive certificates.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

3. **ADDITIONAL COMMENTS / PUBLIC PARTICIPATION / COUNCIL AND STAFF ANNOUNCEMENTS (City-Related Items Only)**

4. **GENERAL PUBLIC COMMENT**

General Public Comment must deal with matters subject to the jurisdiction of the City and the Council that are not on the Regular Agenda. This is the appropriate place to comment as to items on the Consent Agenda, only if you do not wish to have the item pulled for individual consideration by the Council. Comments from the public will be limited to three minutes and will not receive Council action. Comments regarding items on the Regular Agenda shall be heard prior to Council's consideration of such items at the time such items are called. Whenever possible, written correspondence should be submitted to the Council in advance of the meeting, to provide adequate time for its consideration.

A. Public Comment

Reference: Sandra Kandell, City Clerk

Recommended Action: Receive public comment, if applicable.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

CONSENT AGENDA

The Consent Agenda deals with routine and non-controversial matters, and may include action on resolutions, ordinances, or other public hearings for which testimony is not anticipated. The vote on the Consent Agenda shall apply to each item that has not been removed. Any member of Council, staff, or the public may remove an item from the Consent Agenda for individual consideration. When items are pulled for discussion, they will be automatically placed at the end of their respective section within the Regular Agenda. One motion shall be made to adopt all non-removed items on the Consent Agenda.

5. **APPROVAL OF CITY COUNCIL MEETING MINUTES**

Items pulled from this section will be placed under 12. Unfinished and Ongoing Business

A. Minutes of the November 16, 2022 City Council Special and Regular Meetings **PG 59**

Reference: Sandra Kandell, City Clerk

Recommended Action: Approve minutes.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

6. **RESOLUTIONS**

Items pulled from this section will be placed under 12. Unfinished and Ongoing Business or 13. New Business

A. A Resolution of the City Council of the City of Pacific Grove Supporting the Blue Zones Project Monterey County **PG 67**

Reference: Chaps Poduri, Council Member

Recommended Action: Adopt a Resolution supporting the Blue Zones Project Monterey County.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

B. A Resolution of the City Council of the City of Pacific Grove in Support of Net Energy Metering **PG 71**

Reference: Chaps Poduri, Council Member

Recommended Action: Adopt a Resolution in support of Net Energy Metering and transmit copies to Governor Gavin Newsom, State Senator Nancy Skinner, Assemblymember Buffy Wicks, and members of the California Public Utilities Commission Board (CPUC).

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

7. **ORDINANCES**

Items pulled from this section will be placed under 11. Public Hearings

A. Second Reading of an Ordinance to Amend the Salary Schedule (Minimum Wage) **PG 77**

Reference: Leticia Livian, Human Resources Director

Recommended Action: Hold second reading and adopt an ordinance amending the salary classification schedule, modifying the salary range for Cashier, Intern, Lighthouse Docent Coordinator, Recreation Assistant I, Recreation Assistant II and Recreation Supervisor; and approving the amendment.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

B. Second Reading of an Ordinance Amending the Fiscal Year 2022-23 Operating and Capital Improvement Budget **PG 83**

Reference: Jennifer Pope, Management Analyst and Tori Hannah, Administrative Services Director/Assistant City Manager

Recommended Action: Hold second reading and adopt an Ordinance Amending the Fiscal Year 2022-23 Operating and Capital Improvement Budget

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

8. **REPORTS – INFORMATION ONLY**

Items pulled from this section will be placed under 12. Unfinished and Ongoing Business or 13. New Business

A. Governor Newsom's Executive Order N-16-22 **PG 95**

Reference: Sandra Kandell, City Clerk/DEI Coordinator

Recommended Action: Receive the DEI November 8, 2022 Agenda Report with Governor Newsom's Executive Order N-16-22 Attachment

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

B. Monterey-Salinas Transmit Meeting Minutes of October 17, 2022 **PG 105**

Reference: Joe Amelio, Mayor Pro Tem

Recommended Action: Receive minutes.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

9. **REPORTS – REQUIRING ACTION**

Items pulled from this section will be placed under 12. Unfinished and Ongoing Business or 13. New Business

A. Ratification of New Local Emergency Actions **PG 113**

Reference: Ben Harvey, City Manager

Recommended Action: Receive report of emergency directives/modifications.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

B. Proposed Schedule of City Council Meetings for 2023 and 2024 **PG 115**

Reference: Sandra Kandell, City Clerk

Recommended Action: Adopt the proposed schedule of City Council Meetings for 2023 and 2024.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

C. Pacific Grove Museum of Natural History Roof Repair Project **PG 119**

Reference: Joyce Halabi, Deputy Public Works Director

Recommended Action: Authorize an agreement with Scudder Roofing for the Pacific Grove Museum of Natural History Roof Repair Project in an amount not to exceed $49,285 plus a 20% contingency.

CEQA: Categorical Exemption, CEQA Guidelines Section 15301, Class I, Existing Facilities

D. Appointments to Regional Agencies and Liaisons **PG 121**

Reference: Bill Peake, Mayor

Recommended Action: Approve appointments to regional boards and endorse liaisons effective immediately.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

10. **MEETING MINUTES OF COMMISSIONS, BOARDS, AND COMMITTEES**

Items pulled from this section will be placed under 13. New Business

A. Beautification and Natural Resources Commission Minutes: August 16, 2022 and September 20, 2022 **PG 123**
Reference: Daniel Gho, Public Works Director / Deputy City Manager
Recommended Action: Receive minutes.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

B. Traffic Safety Commission Meeting Minutes: November, 22 2022 **PG 133**
Reference: Cathy Madalone, Chief of Police
Recommended Action: Receive minutes.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

REGULAR AGENDA

11. **PUBLIC HEARINGS**
For public hearings involving a quasi-judicial determination by the Council, the proponent of an item may be given 10 minutes to speak and others in support of the proponent's position may be given three minutes each. A designated spokesperson for opposition to the item may be given 10 minutes to speak and all others in opposition may be given three minutes each. Very brief rebuttal and surrebuttal may be allowed in the sole discretion of the Council. In public hearings not involving a quasi-judicial determination by the Council, all persons may be given three minutes to speak on the matter. Public hearings on non-controversial matters or for which testimony is not anticipated may be placed on the Consent Agenda, but shall be removed if any person requests a staff presentation or wishes to be heard on the matter.

12. **UNFINISHED AND ONGOING BUSINESS**

13. **NEW BUSINESS**

A. Mayor Pro Tempore **151**
Reference: Bill Peake, Mayor
Recommended Action: Select a Mayor Pro Tempore in accordance with the Charter through nominations from City Council.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

B. Mayor Pro Tempore Role and Appointment **PG 153**
Reference: Luke Coletti, Councilmember
Recommended Action: Direct the City Attorney to return with a draft ordinance to amend Chapter 2.05 of the Pacific Grove Municipal Code codifying the role and appointment of the Mayor pro tempore.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

C. Presentation of the Council Goals and Tactics Section of the City's New Transparency Software **PG 159**
Reference: Tori Hannah, Administrative Services Director / Assistant City Manager
Recommended Action: Receive the presentation.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

D. Council Goals 2023-2024 **PG 161**
Reference: Bill Peake, Mayor
Recommended Action: Appoint members to 2 subcommittees to draft Council goals for 2023-2024.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

E. Small Business Recovery Action Plan **PG 163**
Reference: Ben Harvey, City Manager
Recommended Action: Receive the report, and provide the Economic Development Commission with feedback regarding the report's recommendations.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

F. Cannabis Retail License **PG 193**
Reference: Bill Peake, Mayor
Recommended Action: Direct the City Manager and City Attorney to create a cannabis license program to authorize one cannabis retail license under the following conditions:

1. Location may be determined following award of license and subject to restrictions described in Nov. 8 general election Measure M.
2. Objective license conditions.
3. License awarded by random draw.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

14. FULL PRESENTATIONS

15. CLOSED SESSION

A. Public Employment, (Government Code § 54957)
Title: City Manager Performance Evaluation
Reference: Bill Peake, Mayor
Recommended Action: Receive report and report out, if any, during regular meeting.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

ADJOURNMENT

NOTICE OF ADA COMPLIANCE: Pursuant to Title II of the Americans with Disabilities Act (Codified At 42 United States Code Section 12101 and 28 Code of Federal Regulations Part 35), and Section 504 of the Rehabilitation Act of 1973, the City of Pacific Grove does not discriminate on the basis of race, color, religion, national origin, ancestry, sex, disability, age or sexual orientation in the provision of any services, programs, or activities. The City of Pacific Grove does not discriminate against persons with disabilities. City Hall is an accessible facility. A limited number of assisted listening devices will be available at this meeting. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting or provide the requested agenda format.

CITY OF PACIFIC GROVE
300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

FROM: Sandra Kandell, City Clerk

MEETING DATE: December 7, 2022

SUBJECT: Remote Teleconference - AB 361 ***Action required by 11/2/2022***

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Ratify Resolution No. 21-029 Emergency Teleconferencing authorizing remote teleconference meetings of all City legislative bodies for the following 30 days in accord with the Ralph M. Brown Act.

DISCUSSION

Governor Newsom signed AB 361 into law on September 16, 2021 to become effective on October 1, 2021. AB 361 extends the provisions of the Governor's Executive Order N-29-20 and Executive Order N-35-20 and is effective until January 1, 2024. AB 361 amends sections of the Brown Act to allow legislative bodies to continue to hold teleconference meetings during a state of emergency if the legislative body finds that as a result of the proclaimed state of emergency, meeting in person would present imminent risks to the health or safety of attendees.

Assembly Bill 361 requires the City within 30 days of holding a virtual meeting for the first time, and every 30 days thereafter, to make findings ratifying the state of emergency.

The exact language of the Bill is as follows:

If a state of emergency remains active, or state or local officials have imposed or recommended measures to promote social distancing, in order to continue to teleconference without compliance with paragraph (3) of subdivision (b), the legislative body shall, not later than 30 days after teleconferencing for the first time pursuant to subparagraph (A), (B), or (C) of paragraph (1), and every 30 days thereafter, make the following findings by majority vote:

(A) The legislative body has reconsidered the circumstances of the state of emergency.

(B) Any of the following circumstances exist:

(i) The state of emergency continues to directly impact the ability of the members to meet safely in person.

(ii) State or local officials continue to impose or recommend measures to promote social distancing.

At its October 6, 2021 meeting, Council approved Resolution No. 21-029 Proclaiming a Local Emergency, Ratifying the State of Emergency Proclaimed on March 4, 2020, and Authorizing Remote

Teleconference Meetings of All City Legislative Bodies for the Following 30 days in Accord wth the Ralph M. Brown Act. Resolution No. 21-029 has effect for only 30 days. The Council has ratified that resolution each month since and must now renew the effect of the resolution by ratifying it again or adopting another.

This item will be added to the Council's first meeting of the month as the first item of business.

OPTIONS

Take no action and resume in person meetings.

FINANCIAL IMPACT:

There is no fiscal impact.

GOAL ALIGNMENT: Transparency, Accountability and Communication: Implement programs, processes, revisions, and training to improve and advance the City's efforts.

Attachments

Reso 21-029

DocuSign Envelope ID: 8F875A48-8FB2-4F57-8F21-7F649254EB77

RESOLUTION NO. 21-029

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE PROCLAIMING A LOCAL EMERGENCY, RATIFYING THE STATE OF EMERGENCY PROCLAIMED ON MARCH 4, 2020, AND AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF ALL CITY LEGISLATIVE BODIES FOR THE FOLLOWING 30 DAYS IN ACCORD WITH THE RALPH M. BROWN ACT

FACTS

1. The City of Pacific Grove (City) is a charter city and public entity established under the laws of the State of California.

2. The City is committed to preserving and nurturing public access and participation in meetings of the City Council and all its Boards and Commissions; and

3. All meetings of City legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and observe City legislative bodies conduct business; and

4. The Brown Act, Government Code section 54953(e), enables remote teleconferencing participation in meetings by members of a legislative body, without strict compliance with requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

5. One required condition is that a state of emergency has been declared by the Governor of the State of California pursuant to Government Code section 8625, proclaiming existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

6. A proclamation is made that there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the City's jurisdiction, caused by natural, technological, or human-caused disasters; and

7. State or local officials have imposed or recommended measures to promote social distancing, or that having the legislative body meet in person would present imminent risks to the health and safety of attendees; and

8. The City Council affirms these conditions now exist in the City. Specifically, on March 4, 2020, the Governor proclaimed a State of Emergency to exist as a result of the threat of COVID-19. That Proclamation has not been terminated by either the Governor or the Legislature pursuant to Government Code section 8629; and

9. Despite sustained efforts to remedy this circumstance, the City determines that meeting in person poses an imminent risk to health and safety of attendees due to the COVID-19 virus and its variants; and

10. The City Council finds the emergency created by the COVID-19 virus and its variants has caused, and will continue to cause, conditions of peril to the safety of persons within the City that are likely to be beyond the control of services, personnel, equipment, and facilities of the City, and desires to proclaim a local emergency and ratify the proclamation of state of emergency by the Governor and similar local health orders that require social distancing; and

11. As a consequence of the local emergency, the City Council determines that all legislative bodies of the City of Pacific Grove are required to conduct their meetings without full compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that those City legislative bodies shall comply with the requirements to provide public access to the meetings as prescribed in paragraph (2) of subdivision (e) of section 54953; and

12. Each City legislative body shall continue to conduct meetings with public access available via call-in or internet-based service options and the public shall be allowed to address the legislative body directly in real time; and

13. This Resolution shall authorize the City Manager to establish and maintain platforms necessary for each City legislative body to hold teleconference meetings and provide an avenue for real-time public comments for such meetings; and

14. The City Council finds the introduction and adoption of this resolution is not subject to the California Environmental Quality Act (CEQA) as the activity is not a project as defined in Section 15378) of the CEQA Guidelines.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE:

SECTION 1. RECITALS. The foregoing Findings are true and correct and are adopted by the City Council as though set forth in full.

SECTION 2. PROCLAMATION OF LOCAL EMERGENCY. The Council hereby proclaims that a local emergency now exists throughout the City, and meeting in person would present imminent risk as a result of the COVID-19 virus and its variants.

SECTION 3. RATIFICATION OF PROCLAMATION OF A STATE OF EMERGENCY. The Council hereby ratifies the Governor of the State of California's Proclamation of State of Emergency, effective as of its issuance date of March 4, 2020.

SECTION 4. REMOTE TELECONFERENCE MEETINGS. The City Manager and legislative bodies of City of Pacific Grove are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

SECTION 5. EFFECTIVE DATE OF RESOLUTION. This Resolution shall take effect immediately upon its adoption and shall be remain in effect for a period of 30 days, or until such time the City Council adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which City legislative bodies may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE this 6th day of October 2021, by the following vote:

AYES: Mayor Peake, Mayor Pro Tem Smith, Councilmembers Amelio, Coletti, McAdams, Poduri, and Tomlinson.

NOES: None.

ABSENT: None.

APPROVED:

DocuSigned by:
Bill Peake
2E6E9DE48137414...
BILL PEAKE, Mayor

ATTEST:
DATED: 10/25/2021

DocuSigned by:
Sandra Kandell
4E11A61C650B4E1...
SANDRA KANDELL, City Clerk

APPROVED AS TO FORM:

DocuSigned by:
David C. Laredo
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DAVID C. LAREDO, City Attorney

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CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO:	Honorable Mayor and Members of the City Council
FROM:	Kerry Lindstrom, Deputy City Clerk
MEETING DATE:	December 7, 2022
SUBJECT:	Declaring Results of the November 8, 2022 General Election
CEQA:	Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Approve a resolution declaring the results of the November 8, 2022, General Election.

DISCUSSION

City Charter Article 9 requires that the results of Municipal Elections be declared by action of the Council at its first public meeting after certification of the election results. California Elections Code §10263 also requires that the Council declare elected the persons for whom the highest number of votes were cast for each office.

Council's adoption of the attached resolution will accomplish this declaration for the Mayoral race, the three Council seats, and the measures approved and disapproved by the voters of the City of Pacific Grove. The Council's declaration follows the receipt of the Statement of Votes Cast, produced by the Monterey County Elections Department and hereby attached to the resolution.

OPTIONS

N/A

FINANCIAL IMPACT:

While the City Council makes policy that can have a financial impact, the recommendation does not have an immediate fiscal effect.

GOAL ALIGNMENT: Not Applicable.

Attachments

Proposed Reso

Clerk Certificates

RESOLUTION NO. 22-XXX

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE DECLARING THE RESULTS OF THE GENERAL MUNICIPAL ELECTION HELD IN THE CITY OF PACIFIC GROVE ON TUESDAY, NOVEMBER 8, 2022

WHEREAS, on July 6, 2022, the City Council adopted Resolution No. 22-033 duly for the election of a Mayor for the full term of two years, three council members for the full term of four years; and

WHEREAS, on July 20, 2022, the City Council adopted Resolution No. 20-037 duly for the submission to the electors an advisory measure to amend the City's Municipal Code to allow sale of cannabis products and cannabis businesses to operate within the City of Pacific Grove; and

WHEREAS, on July 20, 2022, the City Council adopted Resolution No. 22-038 duly for the submission to the electors a measure adding Chapter 7.14 to the Pacific Grove Municipal Code providing for an excise tax on defined cannabis businesses, and

WHEREAS, on July 27, 2022, the City Council adopted Resolution No. 22-039 duly for the submission to the electors a measure to amend the Charter of the City of Pacific Grove to reduce the number of City Councilmembers and other articles of the charter to be consistent with the reduced size of the City Council; and

WHEREAS, the candidacies for these respective offices, and the measures were submitted to the qualified electors of the City for the November 8, 2022 general municipal election; and

WHEREAS, the returns from all of the consolidated election precincts regularly established for holding said election have been duly received by this Council in the form of a document entitled "Certification of Statement of Votes Cast at the Municipal Election Held Throughout the County of Monterey, November 8, 2022," attached hereto, marked Exhibit A, and incorporated herein by this reference; and

WHEREAS, this Council, pursuant to law and the City Charter has met on this 7th day of December, 2022, to canvass the returns and to declare the results of the election; and

WHEREAS, this Council then and there, in public, proceeded to and did canvass the returns of the election, according to law and the City Charter; and

WHEREAS, it appearing to this Council that all vote by mail ballots have been received and returned and accounted for, and the Council, as the canvassing board of the City, having canvassed the returns from all voting precincts, including the vote by mail ballots, has determined the results of the general municipal election;

WHEREAS, this action does not constitute a "Project" under California Environmental Quality Act (CEQA) Guidelines Section 15378.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF PACIFIC GROVE DOES RESOLVE AS FOLLOWS:

SECTION 1. The City Council determines that each Finding set forth above is true and correct, and by this reference incorporates those Findings as an integral part of this Resolution.

SECTION 2. The City Clerk hereby is authorized and directed to enter upon the records of this Council a statement of the results of the November 8, 2022 general municipal election, which are hereby declared to be as follows: the total number of votes cast at the general municipal election in each of said voting precincts, and in all of said City; the total number of vote by mail ballots cast at the election; the total number of votes cast at the election; the names of the persons voted for; the offices to fill for which each person was voted; and the passing by majority vote by the people of the City of Pacific Grove for Measure M *Cannabis Business Advisory Measure,* and Measure N *Cannabis Business Tax*; as is set forth in Exhibit A.

SECTION 3. Bill Peake, a duly qualified person, having received the highest number of votes cast at said election for Mayor, is hereby declared elected Mayor of the City of Pacific Grove for the full term of two years.

SECTION 4. Joe Amelio, Debby Beck, and Lori McDonnell duly qualified persons, having received the highest numbers of votes cast at said election for three full, four-year Council terms, are hereby declared elected Council Members of the City of Pacific Grove.

SECTION 5. Measure M *Cannabis Business Advisory Measure* is hereby approved by a majority vote by the people of the City of Pacific Grove.

SECTON 6. Measure N *Cannabis Business Tax* is hereby approved by a majority vote by the people of the City of Pacific Grove.

SECTION 7. Measure O is hereby disapproved for lack of majority vote by the people of the City of Pacific Grove.

SECTION 8. This resolution shall take effect immediately following passage and adoption.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE this 7th day of December, 2022, by the following vote:

AYES:

NOES:

ABSENT:

APPROVED:

_____
BILL PEAKE, Mayor

ATTEST:
DATED:_____

_____
SANDRA KANDELL, City Clerk

APPROVED AS TO FORM:

_____
BRIAN A. PIERIK, City Attorney

ATTACHMENT A
(CERTIFICATION)

MONTEREY COUNTY ELECTIONS

1441 Schilling Place-North Building
Salinas, CA 93901

PO Box 4400
Salinas, CA 93912

831-796-1499 Phone
831-755-5485 Fax

www.MontereyCountyElections.us

elections@co.monterey.ca.us

Gina Martinez
Registrar of Voters

Jessica Cedillo
Assistant Registrar of Voters

November 30, 2022

City of Pacific Grove
Attention: Sandra Kandell, City Clerk
300 Forest Avenue
Pacific Grove, CA 93950

Subject: Certificate of the Registrar of Voters for the November 8, 2022 General Election

Attached hereto is the Certificate of the Registrar of Voters in connection with the November 8, 2022 General Election.

Sincerely,

Gina Martinez
Registrar of Voters

Enclosures

CERTIFICATE OF REGISTRAR OF VOTERS

In the Matter of the CANVASS OF THE VOTES CAST
at the **General Election**
held on November 8, 2022
} ss

I, **Gina Martinez**, Registrar of Voters of the County of Monterey, State of California hereby certify;

THAT an election was held within the boundaries of the **City of Pacific Grove** on November 8, 2022 for the purpose of electing **(1) Mayor** to the **City of Pacific Grove**, and; I caused to have processed and recorded the votes from the canvass of all ballots cast at said election within the boundaries of the **City of Pacific Grove**.

I HEREBY FURTHER CERTIFY that the record of votes cast at said election is set forth in Exhibit "A" attached hereto and incorporated herein by reference as though fully set forth at length.

IN WITNESS WHEREOF, I have hereunto affixed my hand and official seal this Wednesday, November 30, 2022 and filed this date with the **City of Pacific Grove**.

Gina Martinez
Registrar of Voters

MONTEREY COUNTY OFFICIAL SEAL REGISTRAR OF VOTERS

Certificate of Election and Oath of Office

STATE OF CALIFORNIA
COUNTY OF MONTEREY } ss

I, Gina Martinez, Registrar of Voters, in and for the County of Monterey, do hereby certify that at the **General Election** held in and for the **City of Pacific Grove**, on **November 8, 2022**, **Bill Peake** was elected to the office of **Mayor** for a term of **2** years as appears by the official returns of said election, and the Official Statement of Votes Cast now on file in my office.



In Witness Whereof, I have hereunto affixed my hand and official seal on **November 30, 2022**.

Gina Martinez,
Monterey County Registrar of Voters

By _____

STATE OF CALIFORNIA
COUNTY OF MONTEREY } ss

I, **Bill Peake**, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California, that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

_____
(Signature)

Subscribed and sworn to before me, this ___ day of _____, 20___.

_____
(Signature of Person Administering Oath)

_____
(Title)

EXHIBIT A

City of Pacific Grove, Mayor (Vote for 1)

**** - *Insufficient Turnout to Protect Voter Privacy*

District	Turnout	Registered Voters	BILL PEAKE		MIKE WACHS		Total Votes
Countywide							
Electionwide							
Vote by Mail (VBM)	6,964	10,488	4,191	65.38%	2,219	34.62%	6,410
Early Voting (EV)	10	10,488	5	71.43%	2	28.57%	7
Polling Place (PP)	360	10,488	178	59.33%	122	40.67%	300
Electionwide - Total	7,334	10,488	4,374	65.12%	2,343	34.88%	6,717
Congressional							
19th Congressional District							
Vote by Mail (VBM)	6,964	10,488	4,191	65.38%	2,219	34.62%	6,410
Early Voting (EV)	10	10,488	5	71.43%	2	28.57%	7
Polling Place (PP)	360	10,488	178	59.33%	122	40.67%	300
19th Congressional District - Total	7,334	10,488	4,374	65.12%	2,343	34.88%	6,717
Senatorial Districts							
17th State Senatorial District							
Vote by Mail (VBM)	6,964	10,488	4,191	65.38%	2,219	34.62%	6,410
Early Voting (EV)	10	10,488	5	71.43%	2	28.57%	7
Polling Place (PP)	360	10,488	178	59.33%	122	40.67%	300
17th State Senatorial District - Total	7,334	10,488	4,374	65.12%	2,343	34.88%	6,717
Assembly Districts							
30th State Assembly District							
Vote by Mail (VBM)	6,964	10,488	4,191	65.38%	2,219	34.62%	6,410
Early Voting (EV)	10	10,488	5	71.43%	2	28.57%	7
Polling Place (PP)	360	10,488	178	59.33%	122	40.67%	300
30th State Assembly District - Total	7,334	10,488	4,374	65.12%	2,343	34.88%	6,717
Supervisorial Districts							
5th Supervisorial District							
Vote by Mail (VBM)	6,964	10,488	4,191	65.38%	2,219	34.62%	6,410
Early Voting (EV)	10	10,488	5	71.43%	2	28.57%	7
Polling Place (PP)	360	10,488	178	59.33%	122	40.67%	300
5th Supervisorial District - Total	7,334	10,488	4,374	65.12%	2,343	34.88%	6,717
City Districts							
City of Pacific Grove							
Vote by Mail (VBM)	6,964	10,488	4,191	65.38%	2,219	34.62%	6,410
Early Voting (EV)	10	10,488	5	71.43%	2	28.57%	7
Polling Place (PP)	360	10,488	178	59.33%	122	40.67%	300
City of Pacific Grove - Total	7,334	10,488	4,374	65.12%	2,343	34.88%	6,717
City Districts sub-district							
Unincorporated Area							

EXHIBIT A

City of Pacific Grove, Mayor (Vote for 1)

***** - *Insufficient Turnout to Protect Voter Privacy*

Precinct	Turnout	Registered Voters	BILL PEAKE		MIKE WACHS		Total Votes
Countywide							
Electionwide							
5111							
Vote by Mail (VBM)	1,041	1,571	657	68.37%	304	31.63%	961
Early Voting (EV)	3	1,571	****	****	****	****	****
Polling Place (PP)	54	1,571	29	65.91%	15	34.09%	44
Total	1,098	1,571	686	68.19%	320	31.81%	1,006
5112							
Vote by Mail (VBM)	1,105	1,616	700	68.23%	326	31.77%	1,026
Early Voting (EV)	1	1,616	****	****	****	****	****
Polling Place (PP)	48	1,616	22	57.89%	16	42.11%	38
Total	1,154	1,616	723	67.89%	342	32.11%	1,065
5113							
Vote by Mail (VBM)	1,028	1,522	628	65.90%	325	34.10%	953
Early Voting (EV)	1	1,522	****	****	****	****	****
Polling Place (PP)	55	1,522	26	61.90%	16	38.10%	42
Total	1,084	1,522	654	65.66%	342	34.34%	996
5114							
Vote by Mail (VBM)	922	1,388	529	62.09%	323	37.91%	852
Early Voting (EV)	0	1,388	0		0		0
Polling Place (PP)	48	1,388	20	46.51%	23	53.49%	43
Total	970	1,388	549	61.34%	346	38.66%	895
5115							
Vote by Mail (VBM)	979	1,403	573	64.17%	320	35.83%	893
Early Voting (EV)	0	1,403	0		0		0
Polling Place (PP)	73	1,403	39	60.00%	26	40.00%	65
Total	1,052	1,403	612	63.88%	346	36.12%	958
5116							
Vote by Mail (VBM)	1,010	1,605	581	63.50%	334	36.50%	915
Early Voting (EV)	0	1,605	0		0		0
Polling Place (PP)	43	1,605	20	57.14%	15	42.86%	35
Total	1,053	1,605	601	63.26%	349	36.74%	950
5117							
Vote by Mail (VBM)	879	1,383	523	64.57%	287	35.43%	810
Early Voting (EV)	5	1,383	****	****	****	****	****
Polling Place (PP)	39	1,383	22	66.67%	11	33.33%	33
Total	923	1,383	549	64.82%	298	35.18%	847
Electionwide - Total	7,334	10,488	4,374	65.12%	2,343	34.88%	6,717

MONTEREY COUNTY ELECTIONS

1441 Schilling Place-North Building
Salinas, CA 93901

PO Box 4400
Salinas, CA 93912

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www.MontereyCountyElections.us

elections@co.monterey.ca.us

Gina Martinez
Registrar of Voters

Jessica Cedillo
Assistant Registrar of Voters

November 30, 2022

City of Pacific Grove
Attention: Sandra Kandell, City Clerk
300 Forest Avenue
Pacific Grove, CA 93950

Subject: Certificate of the Registrar of Voters for the November 8, 2022 General Election

Attached hereto is the Certificate of the Registrar of Voters in connection with the November 8, 2022 General Election.

Sincerely,

Gina Martinez
Registrar of Voters

Enclosures

CERTIFICATE OF REGISTRAR OF VOTERS

In the Matter of the CANVASS OF THE VOTES CAST
at the **General Election**
held on November 8, 2022
} ss

I, **Gina Martinez**, Registrar of Voters of the County of Monterey, State of California hereby certify;

THAT an election was held within the boundaries of the **City of Pacific Grove** on November 8, 2022 for the purpose of electing **(3) Member(s), City Council** to the **City of Pacific Grove**, and; I caused to have processed and recorded the votes from the canvass of all ballots cast at said election within the boundaries of the **City of Pacific Grove**.

I HEREBY FURTHER CERTIFY that the record of votes cast at said election is set forth in Exhibit "A" attached hereto and incorporated herein by reference as though fully set forth at length.

IN WITNESS WHEREOF, I have hereunto affixed my hand and official seal this Wednesday, November 30, 2022 and filed this date with the **City of Pacific Grove**.

Gina Martinez
Registrar of Voters

MONTEREY COUNTY OFFICIAL SEAL REGISTRAR OF VOTERS

Certificate of Election and Oath of Office

STATE OF CALIFORNIA
COUNTY OF MONTEREY } ss

I, Gina Martinez, Registrar of Voters, in and for the County of Monterey, do hereby certify that at the **General Election** held in and for the **City of Pacific Grove**, on **November 8, 2022**, **Joe Amelio** was elected to the office of **Member, City Council** for a term of **4** years as appears by the official returns of said election, and the Official Statement of Votes Cast now on file in my office.

MONTEREY COUNTY OFFICIAL SEAL REGISTRAR OF VOTERS

In Witness Whereof, I have hereunto affixed my hand and official seal on **November 30, 2022**.

Gina Martinez,
Monterey County Registrar of Voters

By _____

STATE OF CALIFORNIA
COUNTY OF MONTEREY } ss

I, **Joe Amelio**, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California, that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

_____
(Signature)

Subscribed and sworn to before me, this ___ day of _____, 20___.

_____
(Signature of Person Administering Oath)

_____
(Title)

Certificate of Election and Oath of Office

STATE OF CALIFORNIA
COUNTY OF MONTEREY } ss

I, Gina Martinez, Registrar of Voters, in and for the County of Monterey, do hereby certify that at the **General Election** held in and for the **City of Pacific Grove**, on **November 8, 2022**, **Lori McDonnell** was elected to the office of **Member, City Council** for a term of **4** years as appears by the official returns of said election, and the Official Statement of Votes Cast now on file in my office.



In Witness Whereof, I have hereunto affixed my hand and official seal on **November 30, 2022**.

Gina Martinez,
Monterey County Registrar of Voters

By _____

STATE OF CALIFORNIA
COUNTY OF MONTEREY } ss

I, **Lori McDonnell**, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California, that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

_____
(Signature)

Subscribed and sworn to before me, this ___ day of _____, 20___.

_____
(Signature of Person Administering Oath)

_____
(Title)

Certificate of Election and Oath of Office

STATE OF CALIFORNIA
COUNTY OF MONTEREY } ss

I, Gina Martinez, Registrar of Voters, in and for the County of Monterey, do hereby certify that at the **General Election** held in and for the **City of Pacific Grove**, on **November 8, 2022**, **Debby Beck** was elected to the office of **Member, City Council** for a term of **4** years as appears by the official returns of said election, and the Official Statement of Votes Cast now on file in my office.



In Witness Whereof, I have hereunto affixed my hand and official seal on **November 30, 2022**.

Gina Martinez,
Monterey County Registrar of Voters

By _____

STATE OF CALIFORNIA
COUNTY OF MONTEREY } ss

I, **Debby Beck**, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California, that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

_____
(Signature)

Subscribed and sworn to before me, this ___ day of _____, 20___.

_____
(Signature of Person Administering Oath)

_____
(Title)

EXHIBIT A

City of Pacific Grove, Member, City Council (Vote for 3)

**** - *Insufficient Turnout to Protect Voter Privacy*

District	Turnout	Registered Voters	JOE AMELIO		DEBBY BECK		TINA RAU		DARLA VINING		MARK BRICE CHAKWIN		LORI MCDONNELL		Total Votes
Countywide															
Electionwide															
Vote by Mail (VBM)	6,964	10,488	3,758	22.57%	2,836	17.03%	2,827	16.98%	1,180	7.09%	2,420	14.53%	3,630	21.80%	16,651
Early Voting (EV)	10	10,488	1	5.56%	4	22.22%	3	16.67%	2	11.11%	4	22.22%	4	22.22%	18
Polling Place (PP)	360	10,488	145	19.65%	148	20.05%	106	14.36%	76	10.30%	117	15.85%	146	19.78%	738
Electionwide - Total	7,334	10,488	3,904	22.43%	2,988	17.17%	2,936	16.87%	1,258	7.23%	2,541	14.60%	3,780	21.72%	17,407
Congressional															
19th Congressional District															
Vote by Mail (VBM)	6,964	10,488	3,758	22.57%	2,836	17.03%	2,827	16.98%	1,180	7.09%	2,420	14.53%	3,630	21.80%	16,651
Early Voting (EV)	10	10,488	1	5.56%	4	22.22%	3	16.67%	2	11.11%	4	22.22%	4	22.22%	18
Polling Place (PP)	360	10,488	145	19.65%	148	20.05%	106	14.36%	76	10.30%	117	15.85%	146	19.78%	738
19th Congressional District - Total	7,334	10,488	3,904	22.43%	2,988	17.17%	2,936	16.87%	1,258	7.23%	2,541	14.60%	3,780	21.72%	17,407
Senatorial Districts															
17th State Senatorial District															
Vote by Mail (VBM)	6,964	10,488	3,758	22.57%	2,836	17.03%	2,827	16.98%	1,180	7.09%	2,420	14.53%	3,630	21.80%	16,651
Early Voting (EV)	10	10,488	1	5.56%	4	22.22%	3	16.67%	2	11.11%	4	22.22%	4	22.22%	18
Polling Place (PP)	360	10,488	145	19.65%	148	20.05%	106	14.36%	76	10.30%	117	15.85%	146	19.78%	738
17th State Senatorial District - Total	7,334	10,488	3,904	22.43%	2,988	17.17%	2,936	16.87%	1,258	7.23%	2,541	14.60%	3,780	21.72%	17,407
Assembly Districts															
30th State Assembly District															
Vote by Mail (VBM)	6,964	10,488	3,758	22.57%	2,836	17.03%	2,827	16.98%	1,180	7.09%	2,420	14.53%	3,630	21.80%	16,651
Early Voting (EV)	10	10,488	1	5.56%	4	22.22%	3	16.67%	2	11.11%	4	22.22%	4	22.22%	18
Polling Place (PP)	360	10,488	145	19.65%	148	20.05%	106	14.36%	76	10.30%	117	15.85%	146	19.78%	738
30th State Assembly District - Total	7,334	10,488	3,904	22.43%	2,988	17.17%	2,936	16.87%	1,258	7.23%	2,541	14.60%	3,780	21.72%	17,407
Supervisorial Districts															
5th Supervisorial District															
Vote by Mail (VBM)	6,964	10,488	3,758	22.57%	2,836	17.03%	2,827	16.98%	1,180	7.09%	2,420	14.53%	3,630	21.80%	16,651
Early Voting (EV)	10	10,488	1	5.56%	4	22.22%	3	16.67%	2	11.11%	4	22.22%	4	22.22%	18
Polling Place (PP)	360	10,488	145	19.65%	148	20.05%	106	14.36%	76	10.30%	117	15.85%	146	19.78%	738
5th Supervisorial District - Total	7,334	10,488	3,904	22.43%	2,988	17.17%	2,936	16.87%	1,258	7.23%	2,541	14.60%	3,780	21.72%	17,407
City Districts															
City of Pacific Grove															
Vote by Mail (VBM)	6,964	10,488	3,758	22.57%	2,836	17.03%	2,827	16.98%	1,180	7.09%	2,420	14.53%	3,630	21.80%	16,651
Early Voting (EV)	10	10,488	1	5.56%	4	22.22%	3	16.67%	2	11.11%	4	22.22%	4	22.22%	18
Polling Place (PP)	360	10,488	145	19.65%	148	20.05%	106	14.36%	76	10.30%	117	15.85%	146	19.78%	738
City of Pacific Grove - Total	7,334	10,488	3,904	22.43%	2,988	17.17%	2,936	16.87%	1,258	7.23%	2,541	14.60%	3,780	21.72%	17,407
City Districts sub-district															
Unincorporated Area															

EXHIBIT A

City of Pacific Grove, Member, City Council (Vote for 3)

**** - *Insufficient Turnout to Protect Voter Privacy*

Precinct	Turnout	Registered Voters	JOE AMELIO		DEBBY BECK		TINA RAU		DARLA VINING		MARK BRICE CHAKWIN		LORI MCDONNELL		Total Votes
Countywide															
Electionwide															
5111															
Vote by Mail (VBM)	1,041	1,571	518	20.84%	432	17.38%	421	16.93%	168	6.76%	353	14.20%	594	23.89%	2,486
Early Voting (EV)	3	1,571	****	****	****	****	****	****	****	****	****	****	****	****	****
Polling Place (PP)	54	1,571	21	19.81%	22	20.75%	15	14.15%	9	8.49%	17	16.04%	22	20.75%	106
Total	1,098	1,571	539	20.79%	454	17.51%	436	16.81%	177	6.83%	370	14.27%	617	23.79%	2,593
5112															
Vote by Mail (VBM)	1,105	1,616	601	22.65%	463	17.45%	417	15.71%	175	6.59%	436	16.43%	562	21.18%	2,654
Early Voting (EV)	1	1,616	****	****	****	****	****	****	****	****	****	****	****	****	****
Polling Place (PP)	48	1,616	24	22.02%	23	21.10%	12	11.01%	13	11.93%	17	15.60%	20	18.35%	109
Total	1,154	1,616	625	22.60%	486	17.58%	430	15.55%	188	6.80%	453	16.38%	583	21.08%	2,765
5113															
Vote by Mail (VBM)	1,028	1,522	510	20.41%	455	18.21%	410	16.41%	184	7.36%	352	14.09%	588	23.53%	2,499
Early Voting (EV)	1	1,522	****	****	****	****	****	****	****	****	****	****	****	****	****
Polling Place (PP)	55	1,522	11	10.38%	24	22.64%	13	12.26%	14	13.21%	20	18.87%	24	22.64%	106
Total	1,084	1,522	521	19.98%	480	18.41%	423	16.23%	198	7.59%	373	14.31%	612	23.48%	2,607
5114															
Vote by Mail (VBM)	922	1,388	444	20.26%	381	17.38%	383	17.47%	170	7.76%	318	14.51%	496	22.63%	2,192
Early Voting (EV)	0	1,388	0		0		0		0		0		0		0
Polling Place (PP)	48	1,388	12	12.12%	22	22.22%	19	19.19%	12	12.12%	14	14.14%	20	20.20%	99
Total	970	1,388	456	19.90%	403	17.59%	402	17.55%	182	7.94%	332	14.49%	516	22.52%	2,291
5115															
Vote by Mail (VBM)	979	1,403	550	23.55%	381	16.32%	423	18.12%	159	6.81%	307	13.15%	515	22.06%	2,335
Early Voting (EV)	0	1,403	0		0		0		0		0		0		0
Polling Place (PP)	73	1,403	39	25.49%	22	14.38%	25	16.34%	16	10.46%	24	15.69%	27	17.65%	153
Total	1,052	1,403	589	23.67%	403	16.20%	448	18.01%	175	7.03%	331	13.30%	542	21.78%	2,488
5116															
Vote by Mail (VBM)	1,010	1,605	583	24.54%	418	17.59%	374	15.74%	191	8.04%	357	15.03%	453	19.07%	2,376
Early Voting (EV)	0	1,605	0		0		0		0		0		0		0
Polling Place (PP)	43	1,605	16	17.78%	21	23.33%	13	14.44%	10	11.11%	12	13.33%	18	20.00%	90
Total	1,053	1,605	599	24.29%	439	17.80%	387	15.69%	201	8.15%	369	14.96%	471	19.10%	2,466
5117															
Vote by Mail (VBM)	879	1,383	552	26.17%	306	14.51%	399	18.92%	133	6.31%	297	14.08%	422	20.01%	2,109
Early Voting (EV)	5	1,383	****	****	****	****	****	****	****	****	****	****	****	****	****
Polling Place (PP)	39	1,383	22	29.33%	14	18.67%	9	12.00%	2	2.67%	13	17.33%	15	20.00%	75
Total	923	1,383	575	26.17%	323	14.70%	410	18.66%	137	6.24%	313	14.25%	439	19.98%	2,197
Electionwide - Total	7,334	10,488	3,904	22.43%	2,988	17.17%	2,936	16.87%	1,258	7.23%	2,541	14.60%	3,780	21.72%	17,407

MONTEREY COUNTY ELECTIONS

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Gina Martinez
Registrar of Voters

Jessica Cedillo
Assistant Registrar of Voters

November 30, 2022

City of Pacific Grove
Attention: Sandra Kandell, City Clerk
300 Forest Avenue
Pacific Grove, CA 93950
Subject: Certificate of the Registrar of Voters for the November 8, 2022 General Election.

Attached hereto is the Certificate of the Registrar of Voters in connection with the November 8, 2022 General Election.

Sincerely,

Gina Martinez
Registrar of Voters

Enclosures

CERTIFICATE OF REGISTRAR OF VOTERS

In the Matter of the CANVASS OF THE VOTES CAST
at the **City of Pacific Grove**
held on November 8, 2022

} ss

I, **Gina Martinez**, Registrar of Voters of the County of Monterey, State of California hereby certify;

THAT an election was held within the boundaries of the **City of Pacific Grove** on November 8, 2022 for the purpose of submitting **MEASURE M, MEASURE N, & MEASURE O** to the qualified electors and; I caused to have processed and recorded the votes from the canvass of all ballots cast at said election within the boundaries of the **City of Pacific Grove**.

I HEREBY FURTHER CERTIFY that the record of votes cast at said election is set forth in Exhibit "A" attached hereto and incorporated herein by reference as though fully set forth at length.

IN WITNESS WHEREOF, I have hereunto affixed my hand and official seal this Wednesday, November 30, 2022 and filed this date with the **City of Pacific Grove**.

Gina Martinez
Registrar of Voters

MONTEREY COUNTY OFFICIAL SEAL REGISTRAR OF VOTERS

EXHIBIT A

Measure M - City of Pacific Grove (Vote for 1)

**** - *Insufficient Turnout to Protect Voter Privacy*

District	Turnout	Registered Voters	YES		NO		Total Votes
Countywide							
Electionwide							
Vote by Mail (VBM)	6,963	10,488	4,161	61.86%	2,565	38.14%	6,726
Early Voting (EV)	10	10,488	5	50.00%	5	50.00%	10
Polling Place (PP)	359	10,488	181	52.92%	161	47.08%	342
Electionwide - Total	7,332	10,488	4,347	61.42%	2,731	38.58%	7,078
Congressional							
19th Congressional District							
Vote by Mail (VBM)	6,963	10,488	4,161	61.86%	2,565	38.14%	6,726
Early Voting (EV)	10	10,488	5	50.00%	5	50.00%	10
Polling Place (PP)	359	10,488	181	52.92%	161	47.08%	342
19th Congressional District - Total	7,332	10,488	4,347	61.42%	2,731	38.58%	7,078
Senatorial Districts							
17th State Senatorial District							
Vote by Mail (VBM)	6,963	10,488	4,161	61.86%	2,565	38.14%	6,726
Early Voting (EV)	10	10,488	5	50.00%	5	50.00%	10
Polling Place (PP)	359	10,488	181	52.92%	161	47.08%	342
17th State Senatorial District - Total	7,332	10,488	4,347	61.42%	2,731	38.58%	7,078
Assembly Districts							
30th State Assembly District							
Vote by Mail (VBM)	6,963	10,488	4,161	61.86%	2,565	38.14%	6,726
Early Voting (EV)	10	10,488	5	50.00%	5	50.00%	10
Polling Place (PP)	359	10,488	181	52.92%	161	47.08%	342
30th State Assembly District - Total	7,332	10,488	4,347	61.42%	2,731	38.58%	7,078
Supervisorial Districts							
5th Supervisorial District							
Vote by Mail (VBM)	6,963	10,488	4,161	61.86%	2,565	38.14%	6,726
Early Voting (EV)	10	10,488	5	50.00%	5	50.00%	10
Polling Place (PP)	359	10,488	181	52.92%	161	47.08%	342
5th Supervisorial District - Total	7,332	10,488	4,347	61.42%	2,731	38.58%	7,078
City Districts							
City of Pacific Grove							
Vote by Mail (VBM)	6,963	10,488	4,161	61.86%	2,565	38.14%	6,726
Early Voting (EV)	10	10,488	5	50.00%	5	50.00%	10
Polling Place (PP)	359	10,488	181	52.92%	161	47.08%	342
City of Pacific Grove - Total	7,332	10,488	4,347	61.42%	2,731	38.58%	7,078
City Districts sub-district							
Unincorporated Area							

EXHIBIT A

Measure M - City of Pacific Grove (Vote for 1)

**** - *Insufficient Turnout to Protect Voter Privacy*

Precinct	Turnout	Registered Voters	YES		NO		Total Votes
Countywide							
Electionwide							
5111							
Vote by Mail (VBM)	1,039	1,571	615	61.19%	390	38.81%	1,005
Early Voting (EV)	3	1,571	****	****	****	****	****
Polling Place (PP)	54	1,571	22	44.00%	28	56.00%	50
Total	1,096	1,571	639	60.40%	419	39.60%	1,058
5112							
Vote by Mail (VBM)	1,106	1,616	630	58.71%	443	41.29%	1,073
Early Voting (EV)	1	1,616	****	****	****	****	****
Polling Place (PP)	48	1,616	21	43.75%	27	56.25%	48
Total	1,155	1,616	652	58.11%	470	41.89%	1,122
5113							
Vote by Mail (VBM)	1,027	1,522	589	59.20%	406	40.80%	995
Early Voting (EV)	1	1,522	****	****	****	****	****
Polling Place (PP)	54	1,522	22	46.81%	25	53.19%	47
Total	1,082	1,522	611	58.58%	432	41.42%	1,043
5114							
Vote by Mail (VBM)	923	1,388	572	63.41%	330	36.59%	902
Early Voting (EV)	0	1,388	0		0		0
Polling Place (PP)	48	1,388	26	55.32%	21	44.68%	47
Total	971	1,388	598	63.01%	351	36.99%	949
5115							
Vote by Mail (VBM)	981	1,403	594	63.67%	339	36.33%	933
Early Voting (EV)	0	1,403	0		0		0
Polling Place (PP)	73	1,403	43	58.90%	30	41.10%	73
Total	1,054	1,403	637	63.32%	369	36.68%	1,006
5116							
Vote by Mail (VBM)	1,008	1,605	591	60.87%	380	39.13%	971
Early Voting (EV)	0	1,605	0		0		0
Polling Place (PP)	43	1,605	27	62.79%	16	37.21%	43
Total	1,051	1,605	618	60.95%	396	39.05%	1,014
5117							
Vote by Mail (VBM)	879	1,383	570	67.30%	277	32.70%	847
Early Voting (EV)	5	1,383	****	****	****	****	****
Polling Place (PP)	39	1,383	20	58.82%	14	41.18%	34
Total	923	1,383	592	66.82%	294	33.18%	886
Electionwide - Total	7,332	10,488	4,347	61.42%	2,731	38.58%	7,078

EXHIBIT A

Measure N - City of Pacific Grove (Vote for 1)

**** - *Insufficient Turnout to Protect Voter Privacy*

District	Turnout	Registered Voters	YES		NO		Total Votes
Countywide							
Electionwide							
Vote by Mail (VBM)	6,963	10,488	4,725	71.49%	1,884	28.51%	6,609
Early Voting (EV)	10	10,488	4	44.44%	5	55.56%	9
Polling Place (PP)	359	10,488	197	58.46%	140	41.54%	337
Electionwide - Total	7,332	10,488	4,926	70.83%	2,029	29.17%	6,955
Congressional							
19th Congressional District							
Vote by Mail (VBM)	6,963	10,488	4,725	71.49%	1,884	28.51%	6,609
Early Voting (EV)	10	10,488	4	44.44%	5	55.56%	9
Polling Place (PP)	359	10,488	197	58.46%	140	41.54%	337
19th Congressional District - Total	7,332	10,488	4,926	70.83%	2,029	29.17%	6,955
Senatorial Districts							
17th State Senatorial District							
Vote by Mail (VBM)	6,963	10,488	4,725	71.49%	1,884	28.51%	6,609
Early Voting (EV)	10	10,488	4	44.44%	5	55.56%	9
Polling Place (PP)	359	10,488	197	58.46%	140	41.54%	337
17th State Senatorial District - Total	7,332	10,488	4,926	70.83%	2,029	29.17%	6,955
Assembly Districts							
30th State Assembly District							
Vote by Mail (VBM)	6,963	10,488	4,725	71.49%	1,884	28.51%	6,609
Early Voting (EV)	10	10,488	4	44.44%	5	55.56%	9
Polling Place (PP)	359	10,488	197	58.46%	140	41.54%	337
30th State Assembly District - Total	7,332	10,488	4,926	70.83%	2,029	29.17%	6,955
Supervisorial Districts							
5th Supervisorial District							
Vote by Mail (VBM)	6,963	10,488	4,725	71.49%	1,884	28.51%	6,609
Early Voting (EV)	10	10,488	4	44.44%	5	55.56%	9
Polling Place (PP)	359	10,488	197	58.46%	140	41.54%	337
5th Supervisorial District - Total	7,332	10,488	4,926	70.83%	2,029	29.17%	6,955
City Districts							
City of Pacific Grove							
Vote by Mail (VBM)	6,963	10,488	4,725	71.49%	1,884	28.51%	6,609
Early Voting (EV)	10	10,488	4	44.44%	5	55.56%	9
Polling Place (PP)	359	10,488	197	58.46%	140	41.54%	337
City of Pacific Grove - Total	7,332	10,488	4,926	70.83%	2,029	29.17%	6,955
City Districts sub-district							
Unincorporated Area							

EXHIBIT A

Measure N - City of Pacific Grove (Vote for 1)

**** - *Insufficient Turnout to Protect Voter Privacy*

Precinct	Turnout	Registered Voters	YES		NO		Total Votes
Countywide							
Electionwide							
5111							
Vote by Mail (VBM)	1,039	1,571	709	71.76%	279	28.24%	988
Early Voting (EV)	3	1,571	****	****	****	****	****
Polling Place (PP)	54	1,571	29	56.86%	22	43.14%	51
Total	1,096	1,571	738	70.89%	303	29.11%	1,041
5112							
Vote by Mail (VBM)	1,106	1,616	746	70.05%	319	29.95%	1,065
Early Voting (EV)	1	1,616	****	****	****	****	****
Polling Place (PP)	48	1,616	28	60.87%	18	39.13%	46
Total	1,155	1,616	775	69.69%	337	30.31%	1,112
5113							
Vote by Mail (VBM)	1,027	1,522	682	70.09%	291	29.91%	973
Early Voting (EV)	1	1,522	****	****	****	****	****
Polling Place (PP)	54	1,522	30	63.83%	17	36.17%	47
Total	1,082	1,522	713	69.83%	308	30.17%	1,021
5114							
Vote by Mail (VBM)	923	1,388	626	71.22%	253	28.78%	879
Early Voting (EV)	0	1,388	0		0		0
Polling Place (PP)	48	1,388	22	47.83%	24	52.17%	46
Total	971	1,388	648	70.05%	277	29.95%	925
5115							
Vote by Mail (VBM)	981	1,403	668	73.01%	247	26.99%	915
Early Voting (EV)	0	1,403	0		0		0
Polling Place (PP)	73	1,403	43	60.56%	28	39.44%	71
Total	1,054	1,403	711	72.11%	275	27.89%	986
5116							
Vote by Mail (VBM)	1,008	1,605	678	71.29%	273	28.71%	951
Early Voting (EV)	0	1,605	0		0		0
Polling Place (PP)	43	1,605	27	65.85%	14	34.15%	41
Total	1,051	1,605	705	71.07%	287	28.93%	992
5117							
Vote by Mail (VBM)	879	1,383	616	73.51%	222	26.49%	838
Early Voting (EV)	5	1,383	****	****	****	****	****
Polling Place (PP)	39	1,383	18	51.43%	17	48.57%	35
Total	923	1,383	636	72.44%	242	27.56%	878
Electionwide - Total	7,332	10,488	4,926	70.83%	2,029	29.17%	6,955

EXHIBIT A

Measure O - City of Pacific Grove (Vote for 1)

**** - *Insufficient Turnout to Protect Voter Privacy*

District	Turnout	Registered Voters	YES		NO		Total Votes
Countywide							
Electionwide							
Vote by Mail (VBM)	6,963	10,488	3,286	50.43%	3,230	49.57%	6,516
Early Voting (EV)	10	10,488	3	33.33%	6	66.67%	9
Polling Place (PP)	359	10,488	132	40.00%	198	60.00%	330
Electionwide - Total	7,332	10,488	3,421	49.91%	3,434	50.09%	6,855
Congressional							
19th Congressional District							
Vote by Mail (VBM)	6,963	10,488	3,286	50.43%	3,230	49.57%	6,516
Early Voting (EV)	10	10,488	3	33.33%	6	66.67%	9
Polling Place (PP)	359	10,488	132	40.00%	198	60.00%	330
19th Congressional District - Total	7,332	10,488	3,421	49.91%	3,434	50.09%	6,855
Senatorial Districts							
17th State Senatorial District							
Vote by Mail (VBM)	6,963	10,488	3,286	50.43%	3,230	49.57%	6,516
Early Voting (EV)	10	10,488	3	33.33%	6	66.67%	9
Polling Place (PP)	359	10,488	132	40.00%	198	60.00%	330
17th State Senatorial District - Total	7,332	10,488	3,421	49.91%	3,434	50.09%	6,855
Assembly Districts							
30th State Assembly District							
Vote by Mail (VBM)	6,963	10,488	3,286	50.43%	3,230	49.57%	6,516
Early Voting (EV)	10	10,488	3	33.33%	6	66.67%	9
Polling Place (PP)	359	10,488	132	40.00%	198	60.00%	330
30th State Assembly District - Total	7,332	10,488	3,421	49.91%	3,434	50.09%	6,855
Supervisorial Districts							
5th Supervisorial District							
Vote by Mail (VBM)	6,963	10,488	3,286	50.43%	3,230	49.57%	6,516
Early Voting (EV)	10	10,488	3	33.33%	6	66.67%	9
Polling Place (PP)	359	10,488	132	40.00%	198	60.00%	330
5th Supervisorial District - Total	7,332	10,488	3,421	49.91%	3,434	50.09%	6,855
City Districts							
City of Pacific Grove							
Vote by Mail (VBM)	6,963	10,488	3,286	50.43%	3,230	49.57%	6,516
Early Voting (EV)	10	10,488	3	33.33%	6	66.67%	9
Polling Place (PP)	359	10,488	132	40.00%	198	60.00%	330
City of Pacific Grove - Total	7,332	10,488	3,421	49.91%	3,434	50.09%	6,855
City Districts sub-district							
Unincorporated Area							

EXHIBIT A

Measure O - City of Pacific Grove (Vote for 1)

**** - *Insufficient Turnout to Protect Voter Privacy*

Precinct	Turnout	Registered Voters	YES		NO		Total Votes
Countywide							
Electionwide							
5111							
Vote by Mail (VBM)	1,039	1,571	489	50.21%	485	49.79%	974
Early Voting (EV)	3	1,571	****	****	****	****	****
Polling Place (PP)	54	1,571	18	36.73%	31	63.27%	49
Total	1,096	1,571	507	49.46%	518	50.54%	1,025
5112							
Vote by Mail (VBM)	1,106	1,616	558	53.35%	488	46.65%	1,046
Early Voting (EV)	1	1,616	****	****	****	****	****
Polling Place (PP)	48	1,616	22	46.81%	25	53.19%	47
Total	1,155	1,616	580	53.02%	514	46.98%	1,094
5113							
Vote by Mail (VBM)	1,027	1,522	501	52.19%	459	47.81%	960
Early Voting (EV)	1	1,522	****	****	****	****	****
Polling Place (PP)	54	1,522	23	48.94%	24	51.06%	47
Total	1,082	1,522	524	51.98%	484	48.02%	1,008
5114							
Vote by Mail (VBM)	923	1,388	436	50.58%	426	49.42%	862
Early Voting (EV)	0	1,388	0		0		0
Polling Place (PP)	48	1,388	13	29.55%	31	70.45%	44
Total	971	1,388	449	49.56%	457	50.44%	906
5115							
Vote by Mail (VBM)	981	1,403	445	49.06%	462	50.94%	907
Early Voting (EV)	0	1,403	0		0		0
Polling Place (PP)	73	1,403	31	44.93%	38	55.07%	69
Total	1,054	1,403	476	48.77%	500	51.23%	976
5116							
Vote by Mail (VBM)	1,008	1,605	475	49.79%	479	50.21%	954
Early Voting (EV)	0	1,605	0		0		0
Polling Place (PP)	43	1,605	16	40.00%	24	60.00%	40
Total	1,051	1,605	491	49.40%	503	50.60%	994
5117							
Vote by Mail (VBM)	879	1,383	382	46.99%	431	53.01%	813
Early Voting (EV)	5	1,383	****	****	****	****	****
Polling Place (PP)	39	1,383	9	26.47%	25	73.53%	34
Total	923	1,383	394	46.24%	458	53.76%	852
Electionwide - Total	7,332	10,488	3,421	49.91%	3,434	50.09%	6,855

CERTIFICATE OF ELECTION

I, Kerry Lindstrom, Deputy City Clerk of the City of Pacific Grove, State of California, certify that, on December 7, 2022, Pacific Grove City Council accepted the Monterey County Registrar of Voters' certification of the November 8, 2022 election and declared the election of the following candidate to office for a two-year term:

Bill Peake
City of Pacific Grove
Mayor

To which certification I affix my hand and official seal thereto on this 7th day of December 2022.

_____

Kerry Lindstrom
Pacific Grove Deputy City Clerk

CERTIFICATE OF ELECTION

I, Kerry Lindstrom, Deputy City Clerk of the City of Pacific Grove, State of California, certify that, on December 7, 2022, Pacific Grove City Council accepted the Monterey County Registrar of Voters' certification of the November 8, 2022 election and declared the election of the following candidate to office for a four-year term:

Joe Amelio
City of Pacific Grove
Councilmember

To which certification I affix my hand and official seal thereto on this 7th day of December 2022.

_____

Kerry Lindstrom
Pacific Grove Deputy City Clerk

CERTIFICATE OF ELECTION

I, Kerry Lindstrom, Deputy City Clerk of the City of Pacific Grove, State of California, certify that, on December 7, 2022, Pacific Grove City Council accepted the Monterey County Registrar of Voters' certification of the November 8, 2022 election and declared the election of the following candidate to office for a four-year term:

Debby Beck
City of Pacific Grove
Councilmember

To which certification I affix my hand and official seal thereto on this 7th day of December 2022.

_____

Kerry Lindstrom
Pacific Grove Deputy City Clerk

CERTIFICATE OF ELECTION

I, Kerry Lindstrom, Deputy City Clerk of the City of Pacific Grove, State of California, certify that, on December 7, 2022, Pacific Grove City Council accepted the Monterey County Registrar of Voters' certification of the November 8, 2022 election and declared the election of the following candidate to office for a four-year term:

Lori McDonnell
City of Pacific Grove
Councilmember

To which certification I affix my hand and official seal thereto on this 7th day of December 2022.

_____

Kerry Lindstrom,
Pacific Grove Deputy City Clerk

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CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

FROM: Kerry Lindstrom, Deputy City Clerk

MEETING DATE: December 7, 2022

SUBJECT: Oaths of Office for Elected Officials

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

No Council action is required. Oaths will be administered by the Deputy City Clerk to our elected Mayor and Council Members.

DISCUSSION

Article 10 of the City Charter requires every officer take and subscribe to the Oath of Office as provided in the Constitution of the State before entering upon the performance of official duties. Elected Mayor Peake and elected Councilmembers Amelio, Beck, and McDonnell will be asked to orally swear (or affirm) the following oath:

> "I solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic, that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California, that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter."

OPTIONS

N/A

FINANCIAL IMPACT:

While the City Council makes policy that can have a financial impact, the recommendation does not have an immediate fiscal effect.

GOAL ALIGNMENT: Not Applicable.

Attachments

Oaths

OATH OF OFFICE

For Public Officers and Employees
(State Constitution, Art. XX, Sec. 3 as amended)

STATE OF CALIFORNIA)
)
COUNTY OF MONTEREY)

I, Bill Peake, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic, that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California, and I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

_____
Signature

Subscribed and Sworn to before me this 7th day of December 2022.

_____
Kerry Lindstrom, Deputy City Clerk

OATH OF OFFICE

For Public Officers and Employees
(State Constitution, Art. XX, Sec. 3 as amended)

STATE OF CALIFORNIA)
)
COUNTY OF MONTEREY)

I, Joe Amelio, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic, that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California, and I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

_____
Signature

Subscribed and Sworn to before me this 7th day of December 2022.

_____
Kerry Lindstrom, City Clerk

OATH OF OFFICE

For Public Officers and Employees
(State Constitution, Art. XX, Sec. 3 as amended)

STATE OF CALIFORNIA)
)
COUNTY OF MONTEREY)

I, Debby Beck, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic, that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California, and I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

_____
Signature

Subscribed and Sworn to before me this 7th day of December 2022.

_____
Kerry Lindstrom, Deputy City Clerk

OATH OF OFFICE

For Public Officers and Employees
(State Constitution, Art. XX, Sec. 3 as amended)

STATE OF CALIFORNIA)
)
COUNTY OF MONTEREY)

I, Lori McDonnell, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic, that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California, and I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

_____
Signature

Subscribed and Sworn to before me this 7th of December 2022.

_____
Kerry Lindstrom, City Clerk

CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

FROM: Ben Harvey, City Manager

MEETING DATE: December 7, 2022

SUBJECT: Certificates of Appreciation

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Outgoing Council Members McAdams and Tomlinson will receive certificates.

Attachments

City Certificates

Adams Certificates

Panetta Certificates

CERTIFICATE OF APPRECIATION

This certificate is awarded to

JENNY McADAMS

for outstanding performance and lasting contributions to

CITY OF PACIFIC GROVE

December 7, 2022

Ben Harvey, City Manager

CERTIFICATE OF APPRECIATION

This certificate is awarded to

AMY TOMLINSON

for outstanding performance and lasting contributions to

CITY OF PACIFIC GROVE

December 7, 2022

Ben Harvey, City Manager

Monterey County
Certificate of Recognition

Presented to

~ Jenny McAdams ~

Outgoing Council Member, City of Pacific Grove

With sincere appreciation for your service to the Pacific Grove community.

Presented this 7th day of December 2022

Mary L. Adams, Supervisor
District Five, Monterey County Board of Supervisors

Monterey County
Certificate of Recognition

Presented to

~ Amy Tomlinson ~

Outgoing Council Member, City of Pacific Grove

With sincere appreciation for your service to the Pacific Grove community.

Presented this 7th day of December 2022

Mary L. Adams, Supervisor
District Five, Monterey County Board of Supervisors

Certificate of Special Congressional Recognition

Presented to

Jenny McAdams

Pacific Grove City Council 2018 - 2022

in recognition of outstanding and invaluable service to the community.

December 7, 2022

DATE

MEMBER OF CONGRESS

Certificate of Special Congressional Recognition

Presented to

Amy Tomlinson

Pacific Grove City Council 2018 - 2022

in recognition of outstanding and invaluable service to the community.

December 7, 2022

DATE

MEMBER OF CONGRESS

CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

FROM: Sandra Kandell, City Clerk/DEI Coordinator

MEETING DATE: December 7, 2022

SUBJECT: Public Comment

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Receive public comment, if applicable.

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CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

FROM: Sandra Kandell, City Clerk/DEI Coordinator

MEETING DATE: December 7, 2022

SUBJECT: Minutes of the November 16, 2022 City Council Special and Regular Meetings

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Approve minutes.

Attachments

Draft Minutes

DRAFT MEETING MINUTES

CITY OF PACIFIC GROVE

CITY COUNCIL

CLOSED SESSION MEETING

Wednesday, November 16, 2022, 4:30 P.M.
Council Chamber – City Hall – 300 Forest Avenue, Pacific Grove, CA

THIS MEETING WILL BE HELD IN PERSON AND VIRTUALLY (HYBRID).
CHAMBER CAPACITY SEATING IS LIMITED AND PROVIDED ON A FIRST COME, FIRST SERVED BASIS.
THE VIRTUAL MEETING IS COMPLIANT WITH THE GOVERNOR'S EXECUTIVE ORDERS ALLOWING FOR A DEVIATION OF TELECONFERENCE RULES REQUIRED BY THE BROWN ACT.

Join the Zoom Meeting to participate live at: https://us02web.zoom.us/j/692219855

DRAFT

CALL TO ORDER
Mayor Peake called the meeting to order at 4:30 p.m. City Clerk Kandell conducted roll call with the following Council present in Chamber: Mayor Peake, Councilmembers, Coletti, Poduri, and Smith. Absent: Mayor Pro Tem Amelio, Councilmembers McAdams and Tomlinson. Mayor Pro Tem Amelio arrived at the meeting at approximately 4:33 p.m.

APPROVAL OF AGENDA

Action: Upon motion by Councilmember Smith and seconded by Councilmember Coletti, Council voted to approve the agenda.

Motion carried 5-0-2, by the following roll call vote:

AYES:	Mayor Peake, Mayor Pro Tem Amelio, Councilmembers Coletti, Poduri, and Smith.
NOES:	None.
ABSENT:	Councilmembers McAdams and Tomlinson.

CLOSED SESSION

PUBLIC COMMENT ON CLOSED SESSION MATTERS
No public comment was received.

A. Public Employment, (Government Code § 54957)
Title: City Manager Performance Evaluation
Action: Received report and will report out, if any, during regular meeting.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

DRAFT MEETING MINUTES

CITY OF PACIFIC GROVE

CITY COUNCIL

REGULAR MEETING

Wednesday, November 16, 2022, 6:00 P.M.
Council Chamber – City Hall – 300 Forest Avenue, Pacific Grove, CA

THIS MEETING WILL BE HELD IN PERSON AND VIRTUALLY (HYBRID).
CHAMBER CAPACITY SEATING IS LIMITED AND PROVIDED ON A FIRST COME, FIRST SERVED BASIS.
THE VIRTUAL MEETING IS COMPLIANT WITH THE GOVERNOR'S EXECUTIVE ORDERS ALLOWING FOR A DEVIATION OF TELECONFERENCE RULES REQUIRED BY THE BROWN ACT.

JOIN THE ZOOM WEBINAR TO PARTICIPATE LIVE AT:
https://us02web.zoom.us/j/209579290

DRAFT

CALL TO ORDER
Mayor Peake called the meeting to order at 6:00 p.m. City Clerk Kandell conducted roll call with the following Council present in Chamber: Mayor Peake, Mayor Pro Tem Amelio, Councilmembers Coletti, Poduri and Smith. Absent: Councilmembers McAdams and Tomlinson.

PLEDGE OF ALLEGIANCE:
Mayor Peake led the pledge of allegiance.

1. **APPROVAL OF AGENDA**
Action: Upon motion by Councilmember Coletti and seconded by Councilmember Smith, the Council voted to approve the agenda.

Motion carried 5-0-2, by the following roll call vote:

AYES:	Mayor Peake, Mayor Pro Tem Amelio, Councilmembers Coletti, Poduri, and Smith.
NOES:	None.
ABSENT:	Councilmembers McAdams and Tomlinson.

2. **PRESENTATIONS**
   A. PickPG.org Economic Development Website - AN EDC and Pacific Grove Chamber of Commerce Collaboration

3. **COUNCIL AND STAFF ANNOUNCEMENTS (City-Related Items Only)**
   A. Report on Closed Session by City Attorney

Public Employment, (Government Code § 54957)
Title: City Manager Performance Evaluation

City Attorney Brian Pierik had nothing to report.

B. Council and staff made general announcements.

4. **GENERAL PUBLIC COMMENT**
Public comment was received from Mike Gibbs, Vince Tuminello, Inge Lorentzen Daumer, Kim Akeman, Darla Vining and Richard McCapp.

A. General Public Comment Emails
Action: Council received general public comment emails, if applicable.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

CONSENT AGENDA

Action: Consent Agenda item 8F was moved and heard as Regular Agenda item 12B. Consent Agenda item 8A was moved and heard as Regular Agenda item 12C.

Action: Upon motion by Councilmember Smith and seconded by Mayor Pro Tem Amelio, Council voted to approve the Consent Agenda, as amended.

Motion carried 5-0-2, by the following roll call vote:

AYES:	Mayor Peake, Mayor Pro Tem Amelio, Councilmembers Coletti, Poduri, and Smith.
NOES:	None.
ABSENT:	Councilmembers McAdams and Tomlinson.

5. **APPROVAL OF CITY COUNCIL MEETING MINUTES**
A. Minutes of the November 2, 2022 City Council Special and Regular Meetings
Action: Approved minutes.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

6. **RESOLUTIONS**

7. **ORDINANCES**
A. Second Reading of an Ordinance Amending PGMC Sections 18.04.010 and 18.32.010 Regarding the 2022 Edition of the California Building Standards
Action required by November 16, 2022.
Action: Held second reading and adopted Ordinance No. 22-019 adopting the 2022 Edition of the California Building Standards Codes, with amendments.
CEQA: Categorical Exemption, CEQA Guidelines Section 15061(b)(3)

8. **REPORTS – INFORMATION ONLY**
A. Check register report - October 2022 ***This item was pulled and considered as Regular***

DRAFT

Agenda item 12C.
Reference: Audrey Cray, Finance and Risk Manager
Recommended Action: Receive the report.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

B. Core Revenue Report for October 2022
Action: Received the Core Revenue Report for October 2022.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

C. First Quarter Purchase Order Report
Action: Received the First Quarter Purchase Order Report.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

D. First Quarter Capital Project Budget Report
Action: Received the report.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

E. First Quarter Budget Report
Action: Received the report.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

F. First Quarter 22/23 Workers' Compensation Report ***This item was pulled and considered as Regular Agenda item 12B.***
Reference: Audrey Cray, Finance and Risk Manager.
Action: Received the report.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

9. **REPORTS – REQUIRING ACTION**

A. Ratification of New Local Emergency Actions
Action: Received report of emergency directives/modifications.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

10. **MEETING MINUTES OF COMMISSIONS, BOARDS, AND COMMITTEES**

A. Diversity, Equity, and Inclusion Task Force Minutes: October 10, 2022
Action: Received minutes.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

DRAFT

REGULAR AGENDA

11. **PUBLIC HEARINGS**

A. Ordinance to Amend the Salary Schedule (Minimum Wage)
No public comment was received.

Action: Upon motion by Councilmember Smith and seconded by Mayor Pro Tem Amelio, Council voted to

1. Request the City Attorney read the title of the ordinance;
2. Motion to waive further reading of the ordinance;
3. Introduce and hold first reading of an ordinance to amend the salary classification schedule modifying salary ranges for Cashier, Intern, Lighthouse Docent Coordinator, Recreation Assistant I, Recreation Assistant II and Recreation Supervisor; striking language on the ordinance title that follows "…Minimum Wage;" and
4. Direct a summary of a proposed ordinance be published as approved by the City Attorney.

Motion carried 5-0-2, by the following roll call vote:

AYES:	Mayor Peake, Mayor Pro Tem Amelio, Councilmembers Coletti, Poduri, and Smith.
NOES:	None.
ABSENT:	Councilmembers McAdams and Tomlinson.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

B. Ordinance to Approve an Amendment to the Fiscal Year 2022-23 Operating and Capital Improvement Budget
No public comment was received.

Action: Upon motion by Councilmember Smith and seconded by Mayor Peake, Council voted to

1. Approve an amendment to the Fiscal Year 22/23 Operating and Capital Improvement Budget; and
2. Request the City Attorney read the title of the ordinance;

Motion carried 5-0-2, by the following roll call vote:

AYES:	Mayor Peake, Mayor Pro Tem Amelio, Councilmembers Coletti, Poduri, and Smith.
NOES:	None.
ABSENT:	Councilmembers McAdams and Tomlinson.

Action: Upon motion by Councilmember Smith and seconded by Mayor Peake, Council voted to

3. Motion to waive further reading of the ordinance;
4. Introduce and hold first reading of an ordinance amending the FY22/23 Budget; and

DRAFT

5. Direct that publication of the ordinance will be satisfied by publication of a summary approved by the City Attorney.

Motion carried 5-0-2, by the following roll call vote:

AYES:	Mayor Peake, Mayor Pro Tem Amelio, Councilmembers Coletti, Poduri, and Smith.
NOES:	None.
ABSENT:	Councilmembers McAdams and Tomlinson.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

C. Permanent Local Housing Allocation (PLHA)
Public comment was received from Daniel Miller.

Action: Upon motion by Councilmember Smith and seconded by Mayor Pro Tem Amelio, Council voted to approve Resolution No. 22-051 authorizing an application to the State Housing and Community Development (HCD) for Permanent Local Housing Allocation grant funds and approve the amendment to the 5-year plan.

Motion carried 5-0-2, by the following roll call vote:

AYES:	Mayor Peake, Mayor Pro Tem Amelio, Councilmembers Coletti, Poduri, and Smith.
NOES:	None.
ABSENT:	Councilmembers McAdams and Tomlinson.

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

12. **UNFINISHED AND ONGOING BUSINESS**

A. Receive the Fourth Quarter Budget Report and a Preliminary Fiscal Year 21/22 Financial Update
No public comment was received.

Action: Council received the report.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

B. First Quarter 22/23 Workers' Compensation Report ***This item was pulled from the Consent Agenda.***
No public comment was received.

Action: Council received the report.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

DRAFT

C. Check register report - October 2022 ***This item was pulled from the Consent Agenda.***
No public comment was received.

Action: Council received the report.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

13. **NEW BUSINESS**

A. General Plan Update RFP Evaluation Committee Appointments
No public comment was received.

Action: Councilmember Coletti and Mayor Pro Tem Amelio volunteered for the General Plan Update RFP Evaluation Committee.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

B. 2022 Community Survey Results
Public comment was received from Andrew Kubica, Lisa Ciani, and Inge Lorentzen Daumer.

Action: Council received the 2022 Community Survey Results Report.
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

14. **FULL PRESENTATIONS**

15. **CLOSED SESSION**

ADJOURNMENT
Council adjourned the regular meeting at 8:16 p.m.

Respectfully Submitted,

Sandra Kandell
City Clerk

Approved by Mayor: _____Date_____

Attest by City Manager: _____Date_____

DRAFT

CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO:	Honorable Mayor and Members of the City Council
FROM:	Chaps Poduri, Council Member
MEETING DATE:	December 7, 2022
SUBJECT:	A Resolution of the City Council of the City of Pacific Grove Supporting the Blue Zones Project Monterey County
CEQA:	Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Adopt a Resolution supporting the Blue Zones Project Monterey County.

DISCUSSION

At the August 17, 2022 Regular City Council meeting, a presentation was received regarding the Blues Zones Project Monterey County. Blue Zones Project encourages community changes that lead to healthier options. Worksites, schools, restaurants and grocery store participation can lead to small changes that may contribute to huge benefits, including lowered healthcare costs, improved productivity, and ultimately, a higher quality of life. Adopting a resolution supporting Blue Zones Project Monterey County creates a partnership between the City of Pacific Grove and Blue Zones Monterey County, and will allow for program implementation within the community.

OPTIONS

1. Take no action.
2. Provide alternate direction.

FINANCIAL IMPACT:

There is no financial impact in adopting a resolution.

GOAL ALIGNMENT: Not Applicable.

Attachments

Blue Zones Resolution

RESOLUTION NO. 22-XXX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE SUPPORTING THE BLUE ZONES PROJECT MONTEREY COUNTY

WHEREAS, The Blue Zones project is the outcome of a study and New York Times bestseller by National Geographic Fellow Dan Buettner of locations in the world with the highest life longevity, referred to as "Blue Zones."; and

WHEREAS, the study identified common characteristics of those areas and attempts to replicate them in other communities around the country to create new Blue Zones; and

WHEREAS, Blue Zones are communities that have been identified as having populations that live measurably longer, happier lives with lower rates of chronic diseases and a higher quality of life than the average; and

WHEREAS, the Blue Zones Project began as and has evolved into a global movement that is now inspiring Monterey County to make changes so residents live longer, healthier and happier lives; and

WHEREAS, the Blue Zones Project seeks to improve the well-being of communities by applying best practices to make the healthy choice the easy choice through built environment, food, and tobacco policy change; environmental changes within worksites, schools, restaurants, grocery stores, and faith/civic organizations; and engagement activities that promote social support for healthy behaviors, volunteering, and purpose; and

WHEREAS, the City of Pacific Grove has been chosen for the Blue Zone Project Monterey County; and

WHEREAS, health and happiness is a primary factor in improving quality of life, which is the focus of the City's efforts to better serve and improve the community, and

WHEREAS, the City of Pacific Grove has committed to supporting Centers for Disease Control and Prevention's Active People Healthy Nation ^{SM} initiatives, and

WHEREAS, the City of Pacific Grove recognizes that through a partnership with Blue Zones Monterey County, the City can support its residents even more to make healthier choices and strive towards achieving Blue Zones Community certification.

NOW, THEREFORE, BE IT RESOLVED that the City of Pacific Grove proudly supports the Blue Zones Project Monterey County, expresses its commitment to implementation of the program in Pacific Grove, and urges all businesses, organizations, and residents to participate in order to help everyone in the community to live a longer, healthier and happier life.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE this 7th day of December 2022 by the following vote:

AYES:

NOES:

ABSENT:

APPROVED:

_____
BILL PEAKE, Mayor

ATTEST:
DATED:_____

_____
SANDRA KANDELL, City Clerk

APPROVED AS TO FORM:

_____
BRIAN PIERIK, City Attorney

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CITY OF PACIFIC GROVE
300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO:	Honorable Mayor and Members of the City Council
FROM:	Chaps Poduri, Council Member
MEETING DATE:	December 7, 2022
SUBJECT:	A Resolution of the City Council of the City of Pacific Grove in Support of Net Energy Metering
CEQA:	Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Adopt a Resolution in support of Net Energy Metering and transmit copies to Governor Gavin Newsom, State Senator Nancy Skinner, Assemblymember Buffy Wicks, and members of the California Public Utilities Commission Board (CPUC).

DISCUSSION

Customers who install small solar, wind, biogas, and fuel cell generation facilities to serve all or a portion of onsite electricity needs are eligible for the state's Net Energy Metering (NEM) program. NEM allows customers who generate their own energy to serve their energy needs directly onsite and to receive a financial credit on their electric bills for any surplus energy fed back to their utility. The current NEM program was adopted by the California Public Utilities Commission (CPUC) in Decision 16-01-044 on January 28, 2016. The program provides customer-generators rate credits for energy exported to the grid and requires them to pay charges that align NEM customer costs more closely with non-NEM customer costs. NEM is designed to support the installation of customer-sited renewable energy generation.

In 2020 the CPUC launched a formal proceeding to update the current NEM structure. The new rulemaking is referred to as NEM 3.0 because this is the third iteration of the NEM program. Over 17 proposals were submitted to the CPUC for consideration, including joint proposal from the state's big three investor-owned utilities (IOUs), Pacific Gas & Electric, Southern California Edison and San Diego Gas & Electric. Opponents of the big three IOUs' joint proposal claim that it would hinder the state's highly successful rooftop solar market which is a key strategy in the state reaching its lofty clean energy and environmental goals.

On November 10, 2022, the CPUC released the latest NEM 3.0 Proposed Decision (PD) [1]. While, unlike a previous iteration of the proposal, this PD does not propose a tax solar and solar-plus-storage consumer that intend to use NEM, the following aspects of the PD are still too extreme:

- Most residential NEM solar consumers after April 2023 will see an average 75% reduction in the credit they receive for sharing their extra energy with the grid – from an average of $.30/kilowatt-hours (kWh) to about $.08/kWh.
- Churches, schools, or businesses who go solar after April 2023 will see an even bigger reduction in the solar credit [2].

As such, this PD – while an improvement over its predecessor issued in December 2021[3] - is problematic. The succeeding NEM tariff should be protecting and expanding rooftop solar, and expanding clean energy access by making it easier, not harder, for people to adopt rooftop solar and energy storage in order to meet California's ambitious clean energy targets. Solar should be deployed in all communities and households, particularly those struggling to pay for electricity.

In addition to the above, the CPUC should be urged to:

- Strengthen NEM to expand access to all households, particularly of low-and-moderate income;
- Expand access to other clean energy technologies that pair with solar, such as batteries;
- Ensure that the solar installations continue to grow in order to meet State and City climate goals; and
- Exclude provisions set forth in the IOU Proposal such has high monthly fixed fees and reducing or eliminating credits for sharing electricity with the power grid.

A consensus has emerged among stakeholders that a fair and effective rooftop solar policy must share its benefits with low-income and disadvantaged communities that have previously been left out. As such, the latest PD is still too extreme, particularly through its proposal to dramatically slash net energy compensation over a period of just six months from its issuance – the steepest such cut proposed at any time, anywhere in the nation.

1. https://docs.cpuc.ca.gov/PublishedDocs/Efile/G000/M498/K526/498526033.PDF
2. https://solarrights.org/update-state-officials-release-new-rooftop-solar-proposal/
3. https://www.cpuc.ca.gov/-/media/cpuc-website/divisions/energy-division/documents/net-energy-metering-nem/nemrevisit/430903088.pdf

OPTIONS

1. Take no action.
2. Provide alternate direction.

FINANCIAL IMPACT:

There is no financial impact in adopting a resolution.

GOAL ALIGNMENT: Environmental Stewardship: Adopt and develop policies and ordinances that preserve and protect the environment.

Attachments

NEM Reso

RESOLUTION NO. 22-XXX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE IN SUPPORT OF NET ENERGY METERING

WHEREAS, Net Energy Metering (NEM) is designed to support the installation of customer-sited renewable energy generation; and

WHEREAS, NEM allows customers to receive bill credits for power generated by their solar system and shared with the power grid and ultimately save money on their utility bills; and

WHEREAS, NEM is what has allowed solar to become increasingly accessible to low and moderate income households; and

WHEREAS, in 2020 the California Public Utilities Commission (CPUC) launched a formal proceeding to update the current NEM structure as NEM 3.0 and a number of parties have submitted their proposal for what they believe NEM 3.0 should look like; and

WHEREAS, the California Investor-Owned Utilities (IOUs), Pacific Gas and Electric, San Diego Gas & Electric and Southern California Edison, have submitted a joint proposal (the "IOU Proposal") that calls for drastic changes to NEM that would make customer-sited renewable energy more expensive, increase the amount of time it takes for customers to pay off their systems, and ground to a halt the installation of distributed solar in California; and

WHEREAS, the IOU Proposal would make it impossible for customer-sited renewables to continue to grow sustainably as mandated by law as a result of high monthly fixed fees for all solar installations, and slashing credits customers receive for sharing their excess electricity with the power grid; and

WHEREAS, proposals submitted to the CPUC by Protect Our Communities Foundation, California Solar & Storage Association, Vote Solar, GRID Alternatives, Solar Energy Industries Association, and others not only would encourage new solar adoption but also include additional subsidies for low-income customers; and

WHEREAS, On November 10, 2022, the CPUC released the latest NEM 3.0 proposed decision which includes the following features:

- Most residential NEM solar consumers after April 2023 will see an average 75% reduction in credit that they receive for sharing their extra energy with the grid – from an average of $.30/kilowatt-hours (kWh) to about $.08/kWh.

- Churches, schools, or businesses who go solar after April 2023 will see an even bigger reduction in the solar credit.

WHEREAS, California cannot meet its clean energy targets in time with utility scale solar alone and needs to triple the amount of rooftop solar, as reported by the California Energy Commission 2021 SB 100 Joint Agency Report Summary; and

WHEREAS, protecting rooftop solar and expanding access to rooftop solar in communities of concern will help California as well as our own city to move toward 100 percent clean energy, lessen the impacts of the climate crisis, and reduce climate injustices from dirty energy; and

WHEREAS, we are in a climate crisis and need to make the transition to clean energy more accessible.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Pacific Grove that it supports protecting and expanding rooftop solar via a strong succeeding NEM tariff and expanding clean energy access by making it easier, not harder, for people to adopt rooftop solar and energy storage in order to meet California's ambitious clean energy targets and deploy solar in all communities and households, particularly those struggling to pay for electricity;

BE IT FURTHER RESOLVED that the Pacific Grove City Council declares that the NEM 3.0 proposed decision issued by the CPUC on November 10, 2022, while an improvement over its predecessor, is still too extreme;

BE IT FURTHER RESOLVED that the Pacific Grove City Council urges the CPUC to

- strengthen NEM to expand access to all households, particularly of low-and-moderate income;
- expand access to other clean energy technologies that pair with solar, such as batteries;
- ensure that the solar installations continue to grow in order to meet State and City climate goals; and
- continue to exclude provisions set forth in the IOU Proposal such as high monthly fixed fees; and
- reverse the proposed dramatic slashing of credits for sharing electricity with the power grid.

BE IT FURTHER RESOLVED that that copies of this Resolution shall be sent to Governor Gavin Newsom, State Senator Nancy Skinner, Assemblymember Buffy Wicks, and members of the California Public Utilities Commission Board.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE this 7th day of December 2022 by the following vote:

AYES:

NOES:

ABSENT:

APPROVED:

_____
BILL PEAKE, Mayor

ATTEST:
DATED:_____

_____
SANDRA KANDELL, City Clerk

APPROVED AS TO FORM:

_____
BRIAN PIERIK, City Attorney

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CITY OF PACIFIC GROVE
300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO:	Honorable Mayor and Members of the City Council
FROM:	Leticia Livian, Human Resources Director
MEETING DATE:	December 7, 2022
SUBJECT:	Second Reading of an Ordinance to Amend the Salary Schedule (Minimum Wage)
CEQA:	Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Hold second reading and adopt an ordinance amending the salary classification schedule, modifying the salary range for Cashier, Intern, Lighthouse Docent Coordinator, Recreation Assistant I, Recreation Assistant II and Recreation Supervisor; and approving the amendment.

DISCUSSION

There have been no changes since the first reading on November 16, 2022. The City Clerk caused a summary of the ordinance to be published on November 24, 2022.

The City salary classification schedule identifies the job classifications approved by Council (e.g., Office Assistant) and the hourly rates of pay for each classification at each step authorized by the Personnel Rules. Pursuant to Charter Article 25 and Pacific Grove Municipal Code (PGMC) Section 4.20.280, approval and amendment to the classification schedule must be adopted by the Council.

Increase to State Minimum Wage

Staff is proposing changes to the salary schedule to comply with an increase to California State Minimum Wage. The Director of the Department of Finance certified that based on the annual inflation rate from 7/1/21-6/30/22, under Labor Code section 1182.12(c)(3)(A), the state hourly minimum wage must be increased, effective January 1, 2023, from $15.00 to $15.50 an hour (regardless of the number of workers employed by an employer).

The salary ranges in the following classifications need to be adjusted to meet the State's minimum wage requirements:

- Cashier
- Intern
- Lighthouse Docent Coordinator
- Recreation Assistant I

The recommended approach is to increase the range of the entire classifications, which preserves the City's ability to hire personnel in the future at the lowest step, while complying with the new minimum wage law.

Additionally, to avoid salary compaction issues within the effected classification series, Recreation Assistant I, Recreation Assistant II and Recreation Supervisor, it is also recommended that Recreation Assistant II and Recreation Program Supervisor salary ranges be adjusted accordingly. Salary compaction is the situation that occurs when there is only a small difference in pay between classifications regardless of their skills, experience and responsibilities levels.

Current Salary Ranges:

Classifications	Step 1A	Step 2B	Step 3C	Step 4D	Step 5E
Cashier	15.45	16.22	17.03	17.89	18.78
Intern	15.45	16.22	17.03	17.89	18.78
Lighthouse Docent Coordinator	15.45	16.22	17.03	17.89	18.78
Recreation Assistant I	15.45	16.22	17.03	17.89	18.78
Recreation Assistant II	16.82	17.66	18.54	19.47	20.45
Recreation Program Supervisor	22.08	23.19	24.35	25.56	26.84

Proposed New Salary Ranges:

Classifications	Step 1A	Step 2B	Step 3C	Step 4D	Step 5E
Cashier	15.50	16.28	17.09	17.94	18.84
Intern	15.50	16.28	17.09	17.94	18.84
Lighthouse Docent Coordinator	15.50	16.28	17.09	17.94	18.84
Recreation Assistant I	15.50	16.28	17.09	17.94	18.84
Recreation Assistant II	18.17	19.07	20.03	21.03	22.08
Recreation Program Supervisor	23.85	25.04	26.29	27.61	28.99

The requested change to the salary classification schedule will only impact the classifications listed in this agenda report. All other classification hourly salary ranges will remain the same. To view the entire salary schedule, please refer to the City's website, http://www.cityofpacificgrove.org/about-city/human-resources/salaries-benefits-and-mous.

OPTIONS

Provide alternative direction to staff.

FINANCIAL IMPACT:

There is minimal impact to the budget since the lowest hourly rate on the City's salary schedule is $15.45 for positions recommended for a salary change in this report.

GOAL ALIGNMENT: Not Applicable.

Attachments

Ordinance

ORDINANCE NO. 22-0XX

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE AMENDING THE SALARY CLASSIFICATION SCHEDULE TO COMPLY WITH CALIFORNIA MINIMUM WAGE

Findings

1. The State of California has increased minimum wage to $15.50 per hour effective January 1, 2023; and

2. Cashier, Intern, Lighthouse Docent Coordinator, and Recreation Assistant I, falls below the $15.50 per hour minimum requirement at the first step; and

3. Amending the salary schedule will meet the State requirements; and

4. Amending the salary schedule by adjusting the range preserves the City's full flexibility for future hiring decisions and observes the intent of the state requirements; and

5. Amending the salary schedule for Recreation II and Recreation Program Supervisor in the classification job family avoids salary compaction issues; and

6. Amending the salary schedule will allow for the new salary rates to take effect; and

7. Amendment to the salary schedule classification plan must be adopted by the City Council pursuant to Pacific Grove Municipal Code (PGMC) Section 4.20.280; and

8. In the enactment of this ordinance, the City followed the guidelines adopted by the State of California and published in the California Code of Regulations, Title 14, Section 15000, et seq. Enactment of this ordinance action does not constitute a "project" as defined by California Environmental Quality Act (CEQA) because it is an organizational or administrative activity that will not result in direct or indirect physical changes in the environment pursuant Section 15378.

Ordinance

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE:

SECTION 1. The foregoing findings of the City Council are incorporated into this Ordinance as if set forth in full.

SECTION 2. The position classification plan approved and adopted by the City Council pursuant to PGMC § 4.20.280 is amended for Cashier, Crossing, Intern, Lighthouse Docent Coordinator, Recreation Assistant I, Recreation Assistant II, and Recreation Program Supervisor classifications with the following salary schedule:

Classifications	Step 1A	Step 2B	Step 3C	Step 4C	Step 5E
Cashier	15.50	16.28	17.09	17.94	18.84
Intern	15.50	16.28	17.09	17.94	18.84
Lighthouse Docent Coordinator	15.50	16.28	17.09	17.94	18.84
Recreation Assistant I	15.50	16.28	17.09	17.94	18.84
Recreation Assistant II	18.17	19.07	20.03	21.03	22.08
Recreation Program Supervisor	23.85	25.04	26.29	27.61	28.99

SECTION 3. The City Manager is directed to execute all documents and to perform all other necessary City acts to implement this Ordinance.

SECTION 4. Upon approval at second reading, this ordinance shall be given an effective date of 01/01/2023.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE this 7th day of December 2022, by the following vote:

AYES:

NOES:

ABSENT:

APPROVED:

_____
BILL PEAKE, Mayor

ATTEST:

DATED: _____

_____
SANDRA KANDELL, City Clerk

APPROVED AS TO FORM:

_____
BRIAN PIERNIK, City Attorney

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CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO:	Honorable Mayor and Members of the City Council
FROM:	Jennifer Pope, Management Analyst & Tori Hannah, Administrative Services Director/Assistant City Manager
MEETING DATE:	December 7, 2022
SUBJECT:	Second Reading of an Ordinance Amending the Fiscal Year 2022-23 Operating and Capital Improvement Budget
CEQA:	Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Hold second reading and adopt an Ordinance Amending the Fiscal Year 2022-23 Operating and Capital Improvement Budget

DISCUSSION

The first reading of the ordinance took place on November 16, 2022. No substantive changes have been made between the first and second reads. The City Clerk caused a summary of the ordinance to be published on November 24, 2022.

During the first quarter of Fiscal Year 2022-2023, staff identified the following budget adjustments that are recommended to assist with programs, projects, and grant management.

Purchase Order Carry-Forward

Purchase orders were issued in Fiscal Year 2021-2022; however, there were some contract services that were not completed or goods that did not arrive until Fiscal Year 2022-2023. These services were originally budgeted for Fiscal Year 2021-2022, and they were not included in the Fiscal Year 2022-2023 budget. To provide sufficient funds in Fiscal Year 2022-2023, the remaining purchase order funds will need to be brought forward into this fiscal year. A Budget Amendment in the amount of $389,671 is needed to move the funding from Fiscal Year 2021-2022 to Fiscal Year 2022-2023. A list of the purchase orders is included in Attachment 1.

Project Carry-Forward Expenses:

Select projects were budgeted in Fiscal Year 2021-2022; however, they were not completed within the fiscal year. Similar to the purchase order carry-forwards, staff is requesting to amend the budget in the amount of $2,714,359 to move the appropriation for the project balance listed in Attachment 1 from Fiscal Year 2021-2022 to Fiscal Year 2022-2023.

Capital Outlay Carry-Forward

Similar to the projects, Capital Outlay items were budgeted for Fiscal Year 2021-2022; however,

the purchases were not made within the year. Staff is requesting amending the budget in the amount of $217,546 to move the appropriation for the capital outlay listed in Attachment 1 from Fiscal Year 2021-2022 to Fiscal Year 2022-2023.

Revenues:
The City was planning to receive insurance reimbursements and grant funding for Capital Improvement Projects for Fiscal Year 2021-2022; however, the funds were not received in Fiscal Year 2021-2022. A Budget Amendment in the amount of $1,841,419 is needed to move the funding from Fiscal Year 2021-2022 to Fiscal Year 2022-2023. A list of the project revenues is included in Attachment 1.

Additional Purchases:
The Pacific Grove Museum Roof Repair Project, which is included as a carry forward, is estimated to be an additional $19,142. Staff is requesting that the overage be included in this budget amendment.

During the first quarter of the fiscal year, the City Council entered into two legal agreements, during closed session, that were not included in the FY 22/23 budget. Staff is requesting an additional $100,000 be included via this budget amendment.

On October 5th, the City Council approved the purchase of a new fire engine to replace a fire engine that is over 15 years old and starting to have significant maintenance costs. The new Pierce Enforcer 1500 GPM Pumper will cost the City approximately $882,000. The increase in expenditures is included in this amendment.

During the first quarter of the fiscal year, the City received a donation in the amount of $15,000 from the Laws Family. The donation will be used for new display cases at the Library. The donation, along with the increase in expenses, is included in this amendment.

OPTIONS

1. Take no action.
2. Provide alternate direction to staff.

FINANCIAL IMPACT:
The net impact to the General Fund is approximately $1,281,260; however, $299,612 is funded through the budget amendment to carry-forward funds from the prior fiscal year.

All purchase orders, prior year projects, and capital outlay items will also be funded through amounts allocated in the prior year to support these purchases or services.

GOAL ALIGNMENT: Financial Stability: Develop a strategic plan to better address current and future City expenditure and revenue needs.

Attachments

Budget Amendment Detail
Ordinance
Public Comment
PPP

FUND		PROJECT CODE	PROJECT NAME / PURPOSE	DIVISION	ACCOUNT	CARRYFORWARD AMOUNT
Expenditures						
Purchase Orders						
01	General Fund		Compensation Study for City Classifications	121	5237	9,527
01	General Fund		Management Representation for Employee Disciplinary Action Appeal	121	5205	4,122
01	General Fund		GASB 75 Actuarial Valuation	131	5202	4,313
01	General Fund		GASB 68 Actuarial Information for CalPERS	131	5202	2,000
01	General Fund		Consulting and Project Management	131	5201	11,829
01	General Fund		2022 GASB 68 Actuarial Information for Cost-Sharing	131	5201	1,850
01	General Fund		Assistance with the Implementation of GASB 87	131	5201	8,000
01	General Fund		AUDIT, ACFR, AND GANN Review	131	5201	47,000
01	General Fund		Fiscal Transparency Software	131	5201	8,750
01	General Fund		GIS Implementation Services	133	5229	23,950
01	General Fund		ARCGIS Software	133	5229	17,550
01	General Fund		Street Light Replacement	505	5226	8,577
01	General Fund		Light Fixtures Downtown	505	5226	6,373
01	General Fund		Building Department Services	201	5201	100,000
01	General Fund		Document Management System	133	5201	39,000
18	Gas Tax Fund		Street Supplies - Paint	508	5331	6,075
43	Supplemental Law Enforcement (SLESF)		Training and Go-Live	304	5201	30,760
43	Supplemental Law Enforcement (SLESF)		Additional Migration Services	304	5201	38,900
43	Supplemental Law Enforcement (SLESF)		Move Reports from Trac-Net	304	5201	6,292
76	Sewer Operations Fund		Archeological and Tribal Monitoring	611	5201	14,804
Total Purchase Orders for Carryforward						**389,671**
Projects						
08	Museum Improvement Fund	CIP22-04	PG Museum Window Replacement & Lead Abatement	412	6021	39,075
08	Museum Improvement Fund	CIP22-06	PG Museum Roof Repair	412	6021	40,000
17	Measure X Fund	CIP22-01	FY21/22 Street Rehabilitation	515	6041	123,513
17	Measure X Fund	CIP22-02	FY21/22 Crack and Slurry Seal	515	6041	91,144
25	Recreation Donation	CIP20-14	Heater - Youth Center	422	6051	8,500
41	Yount Income Fund	CIP22-09	George Washington Park Mgmt Plan	510	6031	12,929
47	Street Recon (RMRA)	CIP22-01	FY21/22 Street Rehabilitation	471	6041	310,428
63	Capital Improvement Fund	CIP18-46	Tide Pool & Point Pinos Trail	631	6031	336,245
63	Capital Improvement Fund	CIP22-01	FY21/22 Street Rehabilitation	631	6041	5,690
63	Capital Improvement Fund	TRC21-02	PW Fire and Reconstruction	631	6021	805,998
76	Sewer Operations Fund	CIP20-13	Main Sewer Line Imp (Ocean View w/Phase 4 Urban Diversion)	612	6051	130,020
76	Sewer Operations Fund	CIP22-01	FY21/22 Street Rehabilitation	612	6051	363,758
76	Sewer Operations Fund	CIP22-03	Phase 9 Sewer Improvements	612	6051	195,106
77	Golf Course Fund	CIP22-11	HVAC Replacement Golf Course Clubhouse	622	6021	25,000
84	American Resuce Plan Act (ARPA)	CIP22-12	Del Monte Stormwater Improvements	841		132,351
84	American Resuce Plan Act (ARPA)	CIP22-17	Caledonia Park Children's Picnic Area	841		6,173
84	American Resuce Plan Act (ARPA)	CIP22-21	George Washington Park Playground & ADA Compliant Playground	841		25,000
93	Koo Estate Donation Fund	CIP22-10	Lover's Point Pier Repair	931	6031	63,429
Total Projects for Carryforward						**2,714,359**
Capital Outlay						
01	General Fund		Teledata Closet - Library Portion[1]	133	6001	21,721
07	Library Building & Equipment Fund	GRT22-01	Global Electric Vehicle	402	6001	96,825
84	American Resuce Plan Act (ARPA)		George Washington Park Ball Field Bleachers	841	6001	6,000
84	American Resuce Plan Act (ARPA)		George Washington Park Picnic Tables	841	6001	24,000
84	American Resuce Plan Act (ARPA)		Arnett Park Picnic Tables	841	6001	14,000
84	American Resuce Plan Act (ARPA)		El Marie Dyke & Arnett Park Decomposed Granite	841	6001	5,000
84	American Resuce Plan Act (ARPA)		Animal Control Vehicle Replacement	841	6001	50,000
Total Capital Outlay for Carryforward						**217,546**
Revenues						
01	General Fund		Street Light Replacement			8,577
01	General Fund		Light Fixtures Downtown			6,373
07	Library Building & Equipment Fund	GRT22-01	Library Foundation Donation			96,825
18	Gas Tax Fund		Street Supplies - Paint			6,075

	FUND		PROJECT CODE		PROJECT NAME / PURPOSE	DIVISION	ACCOUNT	CARRYFORWARD AMOUNT
	63	General Fund - CIP	TRC21-02		PW Fire and Reconstruction			815,627
	63	General Fund - CIP	CIP18-46		Tide Pool & Point Pinos Trail			907,942
Total Revenue for Carry Forward								**1,841,419**
Additional Appropriations								
	08	Museum Improvement Fund	CIP22-06		PG Museum Roof Repair	412	6021	(19,142)
	01	General Fund			Legal Services Agreement - Advise Council on CVRA	101	5205	(50,000)
	01	General Fund			City Attorney Contracted Services	111	5205	(50,000)
	01	General Fund			Pierce Enforcer 1500 GPM Pumper	705	6001	(881,648)
	43	Supplemental Law Enforcement (SLESF)			School Resource Officer			86,000
	07	Library Building and Equipment Fund			Laws Family Donation - Library Display Cases			15,000
	07	Library Building and Equipment Fund			Laws Family Donation - Library Display Cases	402	6001	(15,000)
	63	Capital Improvement Fund			Transfer to Koo Estate Fund - Supplemental Funding	631	6031	(1,859)
	93	Koo Estate Donation Fund			Transfer from the CIP Fund - Supplemental Funding			1,859
(1) Included in the budget but removed last year.								

ORDINANCE NO. 22-XXX

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE AMENDING THE APPROVED BUDGET FOR THE FISCAL YEAR (FY) 2022-23

FACTS

1. The City Council approved the Fiscal Year 2022-23 Budget on June 15, 2022.

2. It is customary to amend the budget to adjust revenues and expenditures to reflect updated information since the adoption of the Fiscal Year 2022-23 Budget.

3. The City Manager is recommending amendments to the FY 2022-23 Budget to reflect the City Council's goals for the fiscal year budget.

4. Pursuant to Charter Article 15, an amendment of the budget must be approved by ordinance,

5. A summary of the Ordinance, approved by the City Attorney, was published on November 24, 2022.

6. In the enactment of this ordinance, the City followed the guidelines adopted by the State of California and published in the California Code of Regulations, Title 14, Section 15000, et seq.

7. Enactment of this ordinance action does not constitute a "project" as defined by California Environmental Quality Act (CEQA) Guidelines Section 15378 because it is an organizational or administrative activity that will not result in direct or indirect physical changes in the environment.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF PACIFIC GROVE DOES ORDAIN AS FOLLOWS:

SECTION 1. The foregoing Facts are adopted as findings of the City Council as set forth fully within the body of this ordinance.

SECTION 2. The revenue and expenditure budget for the following funds is amended, as stated herein, which by this reference are incorporated as set forth in its entirety.

Revenues		Increase/Decrease
01	General Fund	14,950
07	Library Building and Equipment	111,825
18	Gas Tax Fund	6,075
43	SLESF	86,000
63	Capital Improvement Fund	1,723,570
93	Koo Estate Fund	1,858

Expenditures		Increase/Decrease
01	General Fund	1,296,210
07	Library Building & Equipment	111,825
08	Museum Improvement Fund	98,217
17	Local Streets & Roads	214,656
18	Gas Tax Fund	6,075
25	Recreation Donation Fund	8,500
41	Yount Income Fund	12,929
43	SLESF Fund	75,952
47	Road Maintenance and Rehab (SB1)	310,428
63	General Fund - CIP	1,149,792
76	Sewer Fund	703,688
77	Golf Course Fund	25,000
84	America Rescue Plan Act (ARPA)	262,524
93	Koo Estate	63,429

SECTION 3. The Fiscal Year 22/23 estimated fund balances are based on preliminary information; and adjusted for this amendment, are referenced herein:

Fiscal Year 22/23 Estimated Ending Fund Balance, After Proposed Budget Amendments

		Unaudited Preliminary Beginning Fund Balance FY 22/23	Revenue FY 22/23	Expenditures FY 22/23	Preliminary Estimated Ending Fund Balance FY 22/23
01	General Fund	12,010,279	30,395,069	31,860,948	10,544,400
07	Library Building and Equipment Fund	88,303	170,025	149,825	108,503
08	Museum Improvement Fund	414,069	3,000	213,217	203,852
17	Local Streets and Roads Fund	955,564	774,992	1,110,960	619,596
18	Gas Tax Fund	172,309	447,875	462,614	157,570
25	Recreation Donation Fund	32,512	1,300	8,500	25,312
41	Yount Income Fund	4,875	8,300	11,224	1,951
43	SLESF Fund	115,890	248,000	304,793	59,097
47	Road Maintenance and Rehab (SB1)	476,538	355,638	664,566	167,610
63	Capital Improvement Fund	(21,195)	2,875,234	2,550,245	303,794
76	Sewer Fund	21,575,089	4,313,135	4,348,574	21,539,650
77	Golf Course Fund	3,180,321	386,500	332,097	3,234,724
84	American Rescue Plan Act (ARPA)	293,369	1,849,559	2,111,524	31,404
93	Koo Estate Donation Fund	67,670	2,760	70,429	1

SECTION 4. In accordance with Article 15 of the City Charter, this ordinance shall become effective upon adoption hereof.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE This 7th day of December 2022, by the following vote:

AYES:

NOES:

ABSENT:

APPROVED:

_____
BILL PEAKE, Mayor

ATTEST:

_____
SANDRA KANDELL, City Clerk

APPROVED AS TO FORM:

_____
BRIAN A. PIERIK, City Attorney

Items 8D, 11B, 12A

Andrew Kubica <andrewkubica@outlook.com>

Wed 11/16/2022 11:06 AM

To: **City Council Members <citycouncil@cityofpacificgrove.org>**

[**NOTICE:** This message originated outside of the City of Pacific Grove email system -- **DO NOT CLICK** on **links** or open **attachments** unless you are sure the content is safe.]

Mayor and City Council,

There seems to be some issue with the city staff completing CIP's and other items such as work orders in a timely manner. This is evidenced by the accomplishment of only 59.5 % of the CIP's for FY21/22. It appears that some of the items have been rolled over into FY22/23. Now the first quarter summary sheet shows that only 5.4% of the items are completed for the first quarter of FY22/23. There have been several times at various City Commissions that Staff has stated to Commissioners that work was not completed because of actual shortage of staff/employees. I understand that the City Council is not involved in personnel issues and personnel issues are the job of the City Manager. I am concerned that needed work is not being accomplished and prices for contracts and work are increasing daily. Being a city of homes, with no major industrial revenue or stores such as Costco, Target, auto dealerships, or other high-volume business. Thus, there is a limited source of new revenue. We have already enacted an "emergency" sales tax increase. The main revenue source is real estate taxes, TOT, and sales tax.

Please manage our city wisely and prudently. Maybe the city needs more people at the working level rather than a city manager, an assistant city manager, and a deputy city manager at high salaries. What we have today, does not appear to be working as evidenced by the performance.

An example of needed improvement, is the city survey, where the residents wanted better roads and sidewalk. The city has been funding these items at the level of approximately $1.2-1.6 million dollars when the consultants the city hired recommended and average of $2.8 Million dollars

Thank You for your time reading this

Andrew Kubica

Consider an Ordinance to Amend the Fiscal Year 22/23 Operating and Capital Improvement Budget

City Council
City of Pacific Grove

November 16, 2022

Jennifer Pope, jpope@cityofpacificgrove.org

Overview

- **Purchase Orders**
  - In Fiscal Year 18/19, the City implemented purchase orders and encumbrance accounting, which places a hold on funds for City contracts.
  - Some Fiscal Year 21/22 contracts were not completed at year-end and funds need to be carried forward.
    - Equipment purchases: ordered but not delivered
    - Services that are in progress
    - Technology projects/software: in progress.
- **Capital Projects**
  - Projects in progress
- **Capital Outlay**
  - Outlay purchases in progress

Proposed Amendments

- **Combined Purchase Order, Project and Outlay Carry-Forwards**
  - Expenditures: $3.3 million
  - Grant and Insurance Reimbursement Revenue: $1.8 million
- **Additional Amendments**
  - New items
    - Additional Funding for Museum Roof Repair Project
    - Legal Services Agreements
    - Fire Engine
    - Library Display Cases

Questions

City Council
City of Pacific Grove

CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

FROM: Sandra Kandell, City Clerk/DEI Coordinator

MEETING DATE: December 7, 2022

SUBJECT: Governor Newsom's Executive Order N-16-22

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Receive the DEI November 8, 2022 Agenda Report with Governor Newsom's Executive Order N-16-22 Attachment

Attachments

Executive Order N-16-22

CITY OF PACIFIC GROVE
300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Chair and Members of the Diversity, Equity, and Inclusion Task Force
FROM: Nadja Mark, Member
MEETING DATE: 11/14/2022
SUBJECT: Governor Newsom's Executive Order N-16-22

RECOMMENDATION
Provide Executive Order N-16-22 to City Council.

DISCUSSION
California Governor Gavin Newsom, recently signed an executive order directing State agencies and departments to advance equity via their strategic plans, operations, data tools, community engagement practices, policies, and programs. The executive order serves as an all-of-government directive for the State to address and reduce inequities in access and outcomes for people of color and other historically underserved communities throughout California, including women, LGBTQ+, immigrants, and disabled people.

The executive order also establishes the State's first **Racial Equity Commission** under the Governor's Office of Planning and Research. The Commission is tasked with producing a Racial Equity Framework, which will be coupled with tools, methodologies, and opportunities to advance racial equity across State government, in consultation with private and public partners. The Commission will also be available to provide direct assistance to State agencies in reviewing and updating policies and practices upon request. This Commission is the result of a collaborative effort among Senator Dr. Richard Pan and organizations that advocated for Senate Bill 17 to create a Racial Equity Commission.

Governor Newsom's executive order will be an important vehicle to advance racial equity and increase equitable access to opportunities for California's diverse and historically underserved and marginalized communities.

Attachments
Governor Newsom Order

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

EXECUTIVE ORDER N-16-22

WHEREAS California is the largest and most diverse state in the nation, shaped by the contributions of all its residents, including California Native Americans, communities of color, immigrants, and descendants of immigrants who call our golden state home, and welcomes all people to pursue bold dreams and renews the California dream for every new generation; and

WHEREAS California has a strong history of fighting for freedom and civil rights for all people; and

WHEREAS California leads the nation in confronting the climate crisis and building community resilience through equity and opportunity, including supporting communities that experience the greatest social and health inequities from climate change; and

WHEREAS California continues to march towards equality and to address our nation's and our State's historical wrongs, including through recognition of gay marriage in San Francisco; placing a moratorium on the death penalty in California; advancing immigrant equity and inclusion; protecting access to reproductive health care; compensating survivors of state-sponsored sterilization; ending sub-minimum wage employment; and recently forming the Truth and Healing Council and the Reparations Task Force; and

WHEREAS California has also demonstrated a fundamental commitment to prosperity and opportunity for all, including, but not limited to, advancing policies around health care for all; historic financial investments to advance educational equity; age-friendly communities; actions to further gender equity with the leadership of the First Partner; and the creation of a State Chief Equity Officer to provide statewide leadership and consultation on diversity, equity, inclusion, and accessibility regarding state operations, procurement, information technology, and human resources; and

WHEREAS the State has invested to improve language access across the spectrum of health and human services programs, and to increase participation of Californians who are non-English or limited-English speakers in California's public hearings and meetings, and will continue to work with agencies and departments to improve the delivery of language access and accessibility; and

WHEREAS despite this progress, continued work remains to attain our shared goals of providing equal opportunity for all and addressing persistent disparities in outcomes; and

WHEREAS state government can take additional concrete steps to address existing disparities in opportunities and outcomes and advance equity by designing and delivering state services and programs, consistent with federal and state constitutional requirements, to address unequal starting points and drive equal outcomes so all Californians may reach their full potential and lead healthy and rewarding lives; and

WHEREAS agencies and departments within my Administration can and should take additional actions to embed explicit analysis of equity considerations in policies and practices, including by analyzing demographic

and geographic gaps in outcomes and access to funding and services, developing and consistently utilizing data analysis tools and practices to understand gaps in access to services and programs or outcomes from state programs, and reviewing community engagement strategies with a focus on Californians who reside in communities that have historically been underserved and marginalized; and

WHEREAS the Department of Finance is the State's chief advisor on fiscal policy and leads the annual budget process; and at my direction, the Department is requiring an analysis of equity considerations in budget change proposals through which all agencies and departments must obtain approval for changes in the level of service, and changes in funding sources for authorized activities or to propose new program activities not currently authorized, to improve the evaluation of any proposal's impact on Californians; and

WHEREAS a state workforce that reflects the diversity of the people of California is integral to our State's success in serving and responding to the needs of a diverse California population, and recent investments to ensure that positions in state government are attractive and available to Californians from all backgrounds will advance this goal; and

WHEREAS the Infrastructure Investment and Jobs Act, passed by Congress and signed into law in 2021, provides an opportunity for partnership with California small businesses, disadvantaged business enterprises, Tribal governments, community-based organizations, and nonprofit organizations to support more investment in economically and socially disadvantaged communities from this federal funding to modernize crucial infrastructure and accelerate our clean transportation progress; and

WHEREAS the State can improve outcomes and deliver better services by making its procurement policies simpler, faster, and more human-centered for buyers and vendor partners; and

WHEREAS the Targeted Area Contract Preference Act (TACPA) is a tool designed to stimulate economic growth and opportunities in disadvantaged zones throughout the State, and raising awareness of its benefits will increase opportunities for California-based companies to operate eligible worksites in these disadvantaged zones and employ Californians experiencing high unemployment or poverty; and

WHEREAS California's Civil Rights Department is the state agency charged with enforcing the Fair Employment and Housing Act; Unruh Civil Rights Act; Disabled Persons Act; Ralph Civil Rights Act, and other civil rights laws; adopting regulations to implement civil rights laws; providing dispute resolution services to people who believe they are the victim of discrimination; and providing community conflict resolution around discriminatory practices; and

WHEREAS California has advanced critical investments to respond to increased hate violence including establishing the Commission on the State of Hate in the Civil Rights Department to study hate in California, develop anti-hate resources for law enforcement and others, and make recommendations to better protect civil rights; to fund the "California versus Hate Resource Line and Network" to support survivors of hate incidents and crimes with culturally competent resources and services; and to improve the State's ability to understand and act to address economic and health impacts of hate, including through community engagement and sharing of anti-hate resources; and

WHEREAS California's Civil Rights Department is charged with publishing an annual report of pay data provided by private employers of 100 or more employees with at least one employee in California, to encourage employers to self-assess and voluntarily address pay disparities among demographic groups and to allow the Department to effectively enforce equal pay and anti-discrimination laws; and

WHEREAS the Office of Data and Innovation was recently reorganized to empower all state agencies and departments to drive better services, decisions, and outcomes through the use of data, user-centered design, and technology; and

WHEREAS data-driven goals and indicators are vital for state agencies and departments to measure opportunities and outcomes for all communities and to support public engagement and accountability in an efficient, effective, secure, and responsible manner; and

WHEREAS accelerating these actions and investments, including many achieved in partnership with the Legislature, and ensuring that agencies and departments explicitly consider equity and adoption of inclusive practices when developing strategic plans will strengthen the State's service to Californians and further collective efforts to improve opportunity by addressing disparities for underserved and marginalized communities; and

WHEREAS state agencies and departments and other governmental entities can benefit from having access to expertise, data tools, methodologies, and practices as they review programs and practices to further racial equity and achieve more equitable outcomes.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes of the State of California do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

1. All agencies and departments subject to my authority shall, for any strategic plans applicable during the 2023-24, 2024-25, and/or 2025-26 fiscal years:
    a. develop or update the strategic plan to reflect the use of data analysis and inclusive practices to more effectively advance equity and to respond to identified disparities with changes to the organization's mission, vision, goals, data tools, policies, programs, operations, community engagement, tribal consultation policies and practices, and other actions as necessary to serve all Californians; and
    b. as part of the development or updating of the strategic plans, engage and gather input from California communities that have been historically disadvantaged and underserved within the scope of policies or programs administered or implemented by the agency or department, and make the plans publicly available.

2. The Department of Human Resources (CalHR) shall undertake the following actions:

    a. by July 1, 2023, report and analyze existing detailed state employee data and collect new data including race/ethnicity, gender identity, sexual orientation, age, and number of employees with a disability; and

b. by December 31, 2023, design, develop, test, and maintain an anonymous hiring system in the Examination and Certification Online System (ECOS) for job applicants; and
c. by December 31, 2023, collect hiring and vacancy data from agencies and departments subject to my authority, to identify critical hard-to-fill positions, and create new pathways and/or apprenticeship opportunities for new and existing employees to qualify for these positions.

3. By November 15, 2022, all agencies and departments subject to my authority shall, to the extent that they apply for federal Infrastructure Investment and Jobs Act (IIJA):
   a. develop and submit to the State's Infrastructure Coordinator action plans to increase access to the grant or contract selection process for small business and disadvantaged business enterprises for all federal IIJA funded contracts; and
   b. develop and submit to the State's Infrastructure Coordinator action plans to meaningfully engage with tribal governments, nonprofits, and other community organizations to increase access to IIJA funding opportunities.

4. With respect to the Target Area Contract Preference Act (TACPA):
   a. by September 30, 2022, the Department of General Services shall develop a training module for all agencies, departments, boards, and offices on the effective implementation of TACPA; and
   b. by December 31, 2022, relevant contracting and programmatic staff at all agencies and departments subject to my authority shall complete the training described in subparagraph a.

5. By September 30, 2023, the California Health and Human Services Agency and the Government Operations Agency shall develop recommendations to improve language and communications access to state government services and programs.

6. The Civil Rights Department shall:
   a. by September 1, 2023, increase utilization of dispute resolution services by 20% and analyze available data of complaints making use of dispute resolution services; and
   b. by January 1, 2023, implement a robust anti-hate strategy by:
      i. launching community conflict resolution services funded by the 2022-2023 Budget Act; and
      ii. establishing the CA v. Hate Resource Line and Network; and
      iii. launching the Commission on the State of Hate; and
   c. by February 1, 2023, review existing regulations implementing non-discrimination protections in state programs and activities and initiate rulemaking as appropriate based on that review; and
   d. by June 1, 2023, expand upon its existing efforts to collect, analyze, disseminate, and enforce pay data reporting requirements by providing employers, when feasible, a graphical report of their pay data to facilitate self-assessment and correction of unjustified pay disparities, and conducting new analyses of collected pay data to identify disparities by job category, region, and industry.

7. By June 30, 2023, the Office of Data and Innovation, in consultation with agencies subject to my authority, shall develop a set of statewide data and service standards and practices to support agencies and departments to identify and address disparities in government operations and services, including but not limited to, standards for collecting and managing race and

ethnicity data, metrics for measuring and tracking equity in state services and programs, and service delivery standards to support equity. This will include best practices to address sensitivities around data collection.

8. The Governor's Office of Planning and Research (OPR) shall create a Racial Equity Commission (commission), as follows:
    a. The commission shall consist of eleven members who are California residents. My Administration shall appoint seven of the commission members. Additionally, OPR shall request that the Senate Committee on Rules appoint two members and that the Speaker of the Assembly appoint two members; and
    b. Members will be appointed for a term of two years. Vacancies shall be filled in the same manner that provided for the original appointment; and
    c. My Administration shall appoint, and the other appointing authorities are requested to appoint, individuals who have demonstrated expertise and meet criteria in at least one of the following areas:
        i. analyzing, implementing, or developing public policies that impact racial equity as it relates to at least one of the following areas: broadband, climate change, disability rights, education, food insecurity, housing, immigration, land use, employment, environment, economic security, public health, health care, wealth, policing, criminal justice, transportation, youth leadership, agriculture, the wealth gap, entrepreneurship, arts and culture, voting rights, and public safety that may have an impact on racial equity or racial disparities; and
        ii. developing or using data or budget equity assessment tools; and
        iii. providing technical assistance in developing and implementing strategies for racial equity, including, but not limited to, guidance on employee training and support, development of racial equity programming, and assistance to organizations and departments on changing policies and practices to improve racial equity outcomes; and/or
        iv. being a member of or representing an equity-focused organization that works with an impacted community whose lived experience will inform the work of the commission, including, but not limited to, members of the disability, immigrant, women's, and LGBTQ communities; and
    d. My Administration also shall consider, and the other appointing authorities are also requested to consider, the expertise of the other members of the commission and make appointments that reflect the cultural, ethnic, racial, linguistic, sexual orientation, gender identity, immigrant experience, socioeconomic, age, disability, and geographical diversity of California; and
    e. Commission members shall serve without compensation, but they may be reimbursed for necessary, pre-approved expenses incurred in connection with their duties, consistent with Government Code section 11009; and
    f. The commission shall be staffed by OPR; and
    g. The commission shall have the authority to:
        i. hold hearings and perform acts that may be necessary to carry out the commission's duties; and
        ii. engage with advisers or advisory committees when the commission determines that the experience or expertise of advisers or advisory committees is needed for commission work; and

h. Relying upon publicly available information and data, the commission shall develop resources, best practices, and tools for advancing racial equity as follows:
    i. in consultation with private and public stakeholders, as appropriate, develop a statewide Racial Equity Framework. The Racial Equity Framework shall be approved by the commission, submitted to the Governor and the Legislature on or after December 1, 2024, but no later than April 1, 2025, and posted to the commission's internet website. The Racial Equity Framework shall set forth the following:
        1. methodologies and tools that can be employed in California to advance racial equity and address structural racism; and
        2. budget methodologies, including equity assessment tools, that entities can use to analyze how budget allocations benefit or burden communities of color; and
        3. processes for collecting and analyzing data effectively and safely, as appropriate and practicable, including disaggregation by race, ethnicity, sexual orientation and gender identity, disability, income, veteran status, or other key demographic variables and the use of proxies; and
        4. summaries of input and feedback from stakeholder engagements; and
    ii. upon request by a state agency, provide technical assistance on implementing strategies for racial equity consistent with the Racial Equity Framework; and
    iii. engage stakeholders and community members, including by holding quarterly stakeholder meetings, to seek input on the commission's work, as described; and
    iv. engage, collaborate, and consult with policy experts to conduct analyses and develop tools, including by building on and collaborating with existing bodies, as appropriate; and
    v. promote the ongoing, equitable delivery of benefits and opportunities by:
        1. providing technical assistance to local government entities engaging in racial equity programming, upon request from the local government; and
        2. encouraging the formation and implementation of racial equity initiatives by local government entities, including cities and counties; and
i. The commission shall prepare an annual report that summarizes feedback from public engagement with communities of color, provides data on racial inequities and disparities in the State, and recommends best practices on tools, methodologies, and opportunities to advance racial equity. The report shall be submitted to the Governor and the Legislature and shall be posted publicly on the commission's internet website. The first annual report shall be completed on or after December 1, 2025, but no later than April 1, 2026, and annually thereafter.

IT IS FURTHER ORDERED that, as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 13th day of September 2022.

GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY N. WEBER, PH.D.
Secretary of State

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CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

FROM: Joe Amelio, Mayor Pro Tem

MEETING DATE: December 7, 2022

SUBJECT: Monterey-Salinas Transmit Meeting Minutes of October 17, 2022

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Receive minutes.

Attachments

MST Minutes

MEETING OF THE MST BOARD OF DIRECTORS

MEETING MINUTES

October 17, 2022
10:00 am (Pacific)

Present:	Anna Velazquez (Chair)	City of Soledad
	Jeff Baron	City of Carmel-by-the-Sea
	John Gaglioti	City of Del Rey Oaks
	Lorraine Worthy	City of Gonzales
	Yanely Martinez	City of Greenfield
	Mike LeBarre	City of King
	David Burnett	City of Marina
	Dan Albert	City of Monterey
	Tony Barrera	City of Salinas
	Dave Pacheco	City of Seaside
	Luis Alejo	County of Monterey
Late Arrival:	Mary Ann Carbone (Vice Chair)	City of Sand City
Absent:	Joe Amelio	City of Pacific Grove
Counsel:	David C. Laredo	De Lay & Laredo
	Michael D. Laredo	De Lay & Laredo
Staff:	Carl Sedoryk	General Manager/CEO
	Lisa Rheinheimer	Assistant General Manager
	Norman Tuitavuki	Chief Operating Officer
	Michael Kohlman	Chief Information Officer
	Kelly Halcon	Director of HR & Risk Management
	Michelle Overmeyer	Director of Planning & Innovation
	Jeanette Alegar-Rocha	Deputy Secretary
	Andrea Williams	General Accounting & Budget Manager
	Beronica Carriedo	Community Relations Coordinator
	Daniel Bruno	Scheduling Assistant
	David Bielsker	Transit Scheduler
	Deanna Smith	Civil Rights Officer
	Elena Grigorichina	Operations Analyst
	Emma Patel	Associate Planner
	Ikuyo Yoneda-Lopez	Marketing & Customer Service Manager
	Jaime Molina	Communications Systems Specialist
	Kevin Allshouse	Contract Services Manager

	Lisa Cox	Risk and Safety Manager
	Marzette Henderson	Transportation Manager
	Matthew Deal	Grants Analyst
	Paul Lopez	Facilities Manager
	Scott Taylor	IT Manager
	Sonjé Dayries	Compliance Officer
	Sonia Wills	Customer Service Supervisor
	Steven Bruno	Purchasing Agent
Public:	Sloan Campi	Cal. State Monterey Bay
	Tate Baugh	Member of the Public

1. CALL TO ORDER

1-1. Roll Call.

1-2. Pledge of Allegiance.

Chair Velazquez called the meeting to order at 10:02 a.m. Roll call was taken and a quorum was established. Director Baron led the pledge of allegiance.

1-3. Review Highlights of the Agenda. (Carl Sedoryk)

2. PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA

There were no public comments.

3. CONSENT AGENDA

These items will be approved by a single motion. Anyone may request that an item be discussed and considered separately.

3-1. Approve Resolution 2023-07 Authorizing Remote Teleconference Meetings. (Carl Sedoryk)

3-2. Adopt Resolution 2023-08 Recognizing Bill Casey, Coach Operator as Employee of the Month for October 2022. (Norman Tuitavuki)

3-3. Approve Minutes of the MST Board Meeting on September 13, 2022. (Jeanette Alegar-Rocha)

3-4. Receive Minutes of the MST Board Administrative Performance Committee Meeting on September 12, 2022. (Jeanette Alegar-Rocha)

3-5. Financial Reports – August 2022. (Lori Lee)

a) Accept reports of August 2022 Cash Flow
b) Approve August 2022 Disbursements
c) Accept Report of August 2022 Treasury Transactions

3-6. Receive Report on Lost and Found Items Left on MST Property for the Month of June 2022. (Sonia Wills) (Page 29)

3-7. Reject Claim by the Claimant Anita Avina. (Lisa Cox)

End of Consent Agenda

There were no public comments on the consent agenda items.

On a motion by Director Alejo, seconded by Director Albert and carried by the following vote, which was conducted by roll call, the Board approved items 3-1 through 3-7 on the Consent Agenda:

AYES:	**11**	**Albert, Alejo, Baron, Barrera, Burnett, Campbell, Gaglioti, LeBarre, Martinez, Velazquez, and Worthy**
NOES:	**0**	
ABSENT:	**2**	**Amelio and Carbone**
ABSTAIN:	**0**	

4. RECOGNITIONS AND SPECIAL PRESENTATIONS

4-1. October 2022 Employee of the Month – William “Bill” Casey, Coach Operator. (Norman Tuitavuki)

4-2. Receive Staff Report on Activities Related to the COVID-19 Pandemic Incident Response and Recovery Planning to Date and Provide Direction, If Needed. (Carl Sedoryk)

Director LeBarre asked if the new AB 2449 legislation supersedes the Brown Act State of Emergency currently in place through 2024. He further inquired if the new rules within AB 2449 affect public participation as it relates to meeting reliability. Director LeBarre asked if the new law affects Board member meeting participation policy.

General Counsel David Laredo confirmed that AB2449 supersedes the Brown Act State of Emergency, effective January 1, 2023. The new law allows MST to decide whether the public participates by phone or in person and the current MST board meeting participation policy can be refined before the effective date of January 1, 2023.

4-3 Presentation on MST 50th Anniversary Celebratory Events. (Ikuyo Yoneda-Lopez)

Director Carbone joined the meeting at 10:43 a.m.

5. PUBLIC HEARINGS

None

6. ACTION ITEMS

6-1 Authorize the General Manager/CEO to Distribute a 3.0% FY 2022 Incentive Pay to Eligible Monterey-Salinas Transit Employee Association (MSTEA) and Confidential Unit Employees (Excluding the General Manager/CEO). (Carl Sedoryk)

There were no public comments.

On a motion by Director Barrera, seconded by Director Worthy and carried by the following vote, which was conducted by roll call, the Board approved a 3.0% FY 2022 Incentive Pay to eligible Monterey-Salinas Transit Employee Association (MSTEA) and Confidential Unit Employees (excluding the General Manager/CEO):

AYES:	**12**	**Albert, Alejo, Baron, Barrera, Burnett, Campbell, Carbone, Gaglioti, LeBarre, Martinez, Velazquez and Worthy**
NOES:	**0**	
ABSENT:	**1**	**Amelio**
ABSTAIN:	**0**	

6-2 Ratify the Collective Bargaining Agreement (CBA) between Amalgamated Transit Union Local 1225 (ATU) employees and Monterey-Salinas Transit District (MST). (Kelly Halcon)

There were no public comments.

On a motion by Director Albert, seconded by Director LeBarre and carried by the following vote, which was conducted by roll call, the Board approved the Collective Bargaining Agreement (CBA) between Amalgamated Transit Union Local 1225 (ATU) employees and Monterey-Salinas Transit District (MST):

AYES:	**12**	**Albert, Alejo, Baron, Barrera, Burnett, Campbell, Carbone , Gaglioti, LeBarre, Martinez, Velazquez, and Worthy**
NOES:	**0**	
ABSENT:	**1**	**Amelio**
ABSTAIN:	**0**	

General Counsel David Laredo left the meeting at 11:00 a.m. (Pacific)

Director Alejo left the meeting at 11:00 a.m.

6-3 Authorize General Manager/CEO to Enter into Contract with Shaw Yoder Antwin Schmelzer & Lange for Legislative Advocacy Services in an Amount not to Exceed $72,000/Year for the 2023-2024 Legislative Session with an Option to Extend an Additional Two (2) Years at $78,000/Year. (Lisa Rheinheimer)

There were no public comments.

On a motion by Director Albert, seconded by Director Carbone and carried by the following vote, which was conducted by roll call, the Board approved entering into a contract with Shaw Yoder Antwih Schmelzer & Lange for legislative advocacy services in an amount not to exceed $72,000 per year for the 2023-2024 legislative session with an option to extend an additional two (2) years at $78,000 per year:

AYES:	**11**	**Albert, Baron, Barrera, Burnett, Campbell, Carbone , Gaglioti, LeBarre, Martinez, Velazquez, and Worthy**
NOES:	**0**	
ABSENT:	**2**	**Alejo and Amelio**
ABSTAIN:	**0**	

7. REPORTS & INFORMATION ITEMS

The Board will receive and file these reports, which do not require action by the Board.

7-1 General Manager/CEO Report

7-2 Federal Legislative Advocacy Report

7-3 State Legislative Advocacy Update

7-4 Staff Trip Reports

7-5 Correspondence

8. BOARD REPORTS, COMMENTS, AND REFERRALS

8-1 Reports on Meetings Attended by Board Members at MST Expense. (AB 1234)

8-2 Board Member Comments and Announcements.

8-3 Board Member Referrals for Future Agendas.

9. CLOSED SESSION

There were no public comments on the closed-session items.

9-1 Review General Manager/CEO Performance Evaluation Gov. Code § 54957. (Anna Velazquez) Conference With Labor Negotiators (§54957.6) Agency Designated Representatives: (Kelly Halcon, Michael Laredo)(No Enclosure)

Assistant Counsel Michael Laredo reported that information was received but no reportable action was made by the Board.

9-2 Conference with Labor Negotiators, Gov. Code § 54957.6: MSTEA and MST. (Kelly Halcon) (No enclosure)

Counsel Michael Laredo reported that information from both parties was received but no reportable action was made by the Board.

10. ATTACHMENTS

10-1 The Detailed Monthly Performance Statistics and Disbursement Journal for July and August 2022 can be viewed online within the GM Report at http://mst.org/about-mst/board-of-directors/board-meetings/

11. ADJOURN

With no further business to discuss, Chair Velazquez adjourned the meeting at 11:31 a.m. (Pacific) in memory of Doug Thomson, General Manager, Monterey Division, MV Transportation.

Prepared by:_____ Jeanette Alegar-Rocha

Reviewed by:_____ Carl G. Sedoryk

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CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO:	Honorable Mayor and Members of the City Council
FROM:	Ben Harvey, City Manager
MEETING DATE:	December 7, 2022
SUBJECT:	Ratification of New Local Emergency Actions
CEQA:	Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Receive report of emergency directives/modifications.

DISCUSSION

The City Manager during this Local Emergency is authorized to directly mitigate effects of the Local Emergency to protect life or property.

This report apprises the City Council of emergency directives taken under the continuing local emergency proclaimed by Resolution 20-007. This report fulfills the City Council's review obligation under that Resolution and Government Code 8630. This agenda item also enables ratification of select actions taken since the City Council's last review.

City expenditures for legal services related to COVID-19 issues (specifically to related to COVID 19-COM (Communications); COVID 19-TRN (Training); COVID 19-LAW (Legal Support); and COVID-19 (Other)) are eligible for State and Federal Emergency Service reimbursement, including but not limited to FEMA or other emergency grant funding.

Actions not subject to Ratification. Since the time of the revised Monterey County Shelter in Place Order issued Friday, April 3, 2020, the City Manager has taken the following new or modified actions pursuant to the Emergency Proclamation:

- None to report at this time.

No action is necessary with respect to the above new or modified measures, as each is responsive to requirements of the revised Monterey County Shelter in Place Order falling within the regular management discretion of the City Manager.

Actions subject to Ratification. Certain mitigation measures that have been enacted by the City Manager in response to the Monterey County Shelter in Place Order issued Friday, May 8, 2020, and in accord with Council's Local Emergency under Article 19, subparagraph l, of the Pacific Grove City Charter, and Chapter 3.20 of the Pacific Grove Municipal Code (PGMC), are subject to ratification. Any mitigation measures that qualify are subject to ratification as required by Government Code 8630

and City Council Resolution 20-007, and are listed below:

1. None to report at this time.

Discussion of Circumstances Needing Emergency Response. The discussion part of this item allows comment on circumstances which may benefit from further or different emergency responses. Matters identified will be referred to the City Manager for appropriate consideration in accord with the Emergency Management System protocols set by PGMC Chapter 3.20. These delegate exclusive emergency management response authority to the City Manager.

CEQA Exemption. Actions taken to prevent or mitigate an emergency are exempt from CEQA pursuant to section 15260 of the CEQA Guidelines.

OPTIONS

Actions not subject to ratification are reported for information only.

FINANCIAL IMPACT:

There is no financial impact in receiving the report.

GOAL ALIGNMENT: Not Applicable.

CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

FROM: Sandra Kandell, City Clerk

MEETING DATE: December 7, 2022

SUBJECT: Proposed Schedule of City Council Meetings for 2023 and 2024

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Adopt the proposed schedule of City Council Meetings for 2023 and 2024.

DISCUSSION

The attached proposed schedule provides for City Council meetings on the first and third Wednesdays of the month, as provided by City Charter 13 – Meetings of the Council.

Additionally, Article 13 of the Charter authorizes Council to cancel one of the regularly scheduled meetings, if needed, by five (5) affirmative votes, as well as set additional special meetings with appropriate notice as required by law.

In keeping with past practice due to holidays, only one meeting is scheduled in January 2023 and January 2024.

OPTIONS

Approve an alternate regular Council meeting schedule.

FINANCIAL IMPACT:

There is no fiscal impact associated with the adoption of the regular Council meeting schedule.

GOAL ALIGNMENT: Transparency, Accountability and Communication: Implement programs, processes, revisions, and training to improve and advance the City's efforts.

Attachments

2023-24 CC Meeting Schedule

CITY COUNCIL

ADOPTED 2023 REGULAR MEETING SCHEDULE

1ST Wednesday	3rd Wednesday
**	January 18
February 1	February 15
March 1	March 15
April 5	April 19
May 3	May 17
June 7	June 21
July 5	July 19
August 2	August 16
September 6	September 20
October 4	October 18
November 1	November 15
December 6	December 20

****Holiday – one meeting scheduled**.

CITY COUNCIL

ADOPTED 2024 REGULAR MEETING SCHEDULE

1ST Wednesday	3rd Wednesday
**	January 17
February 7	February 21
March 6	March 20
April 3	April 17
May 1	May 15
June 5	June 19
July 3	July 17
August 7	August 21
September 4	September 18
October 2	October 16
November 6	November 20
December 4	December 18

****Holiday – one meeting scheduled**.

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CITY OF PACIFIC GROVE
300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

FROM: Joyce Halabi, Deputy Public Works Director

MEETING DATE: December 7, 2022

SUBJECT: Pacific Grove Museum of Natural History Roof Repair Project

CEQA: Categorical Exemption, CEQA Guidelines Section 15301, Class I, Existing Facilities

RECOMMENDATION

Authorize an agreement with Scudder Roofing for the Pacific Grove Museum of Natural History Roof Repair Project in an amount not to exceed $49,285 plus a 20% contingency.

DISCUSSION

As part of the FY21/22 Capital Improvement Plan (CIP), City Council approved a project to allow for a roof repair at the Pacific Grove Museum of Natural History, a facility owned and maintained by the City. The intent of the project was to make spot repairs to address known leaks in areas of the roof above the Bird Room.

Throughout the year, as rain events occurred, several additional leaks in the roof above the Bird Room were identified. This expanded the scope of the project and required the city to explore a full repair of the Central Avenue side of the roof, instead of a spot repairing the already identified leaks.

On July 25, 2022, a Request for Proposals (RFP) was issued soliciting proposals for qualified firms to remove and replace the Central Avenue facing segment of the clay tile roof above the Bird Room. On August 18, 2022, the RFP period closed. A total of 2 bids were received:

Contractor	Price
Scudder Roofing	$49,285
Bellock General Contracting, Inc DBA Essential Roofing	$154,450

The scope of work includes:

- Remove the existing clay tile roof (~2,784 SF)
- Salvage tiles for re-use
- Install a waterproof membrane over the entire roof deck
- Reinstall clay tiles

Scudder roofing has performed several roofing projects for the city in the past and is well qualified to perform this work.

OPTIONS

1. Authorize the agreement
2. Do not authorize the agreement. Failure to authorize the agreement will result in continued degradation of the existing roof infrastructure. Continued failure of the roof infrastructure could impact museum operations and potentially result in water damage to collection items, owned by the City, located in the Bird Room.

FINANCIAL IMPACT:

As part of the FY21/22 CIP, $40,000 was allocated from the Museum Fund for this project. Because pricing came in higher than the allocated budget following the competitive bid process, staff requested an additional $19,285 from the Museum Fund to allow this vital project to proceed.

The request for additional funding was made via a budget amendment ordinance, brought forth to the City Council at their November 16, 2022 meeting, at which a first reading was approved. The second read of the ordinance is on tonight's agenda for consideration.

GOAL ALIGNMENT: Facilitate Local Business Recovery: Review and revise existing policies and programs and develop a strategic plan to better serve existing businesses.

CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO:	Honorable Mayor and Members of the City Council
FROM:	Bill Peake, Mayor
MEETING DATE:	December 7, 2022
SUBJECT:	Appointments to Regional Agencies and Liaisons
CEQA:	Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Approve appointments to regional boards and endorse liaisons effective immediately.

DISCUSSION

The City is a member of several regional agencies and a self-insurance pool which jointly provide us with vital planning and services. Our participation requires designation of a representative to their respective board of directors. The following appointments require Council approval. They become effective immeditely upon approval.

1. Association of Monterey Bay Area Governments (AMBAG) – Smith, alternate Coletti
2. California Joint Powers Insurance Authority (CJPIA) – Beck
3. Central Coast Community Energy (3CE) – Beck
4. Community Human Services (CHS) – McDonnell, alternate Cohen
5. Monterey One Water (M1W) – Smith, alternate Coletti
6. Monterey Regional Waste Management District (ReGen) – Peake
7. Monterey-Salinas Transit (MST) – Amelio, alternate Poduri
8. Transportation Agency of Monterey County (TAMC) – Poduri

Council liaisons are designated for each of our city boards, committees, commissions, and task force. The liaison role is described in the Boards, Committees and Commissions Handbook. Council is asked to endorse the following liaisons which become effective immediately.

1. Architectural Review Board (ARB) - Beck
2. Beautification and Natural Resources Commission (BNRC) – Coletti
3. Diversity, Equity, and Inclusion Task Force (DEI) - Poduri
4. Economic Development Commission (EDC) - Poduri
5. Historic Resources Committee (HRC) – Peake
6. Library Board - McDonnell
7. Museum Board - Amelio
8. Planning Commission - Coletti
9. Recreation Board - Smith
10. Traffic Safety Commission – Amelio

OPTIONS
None.

FINANCIAL IMPACT:
There is no fiscal impact.

GOAL ALIGNMENT: Not Applicable.

CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO:	Honorable Mayor and Members of the City Council
FROM:	Daniel Gho, Public Works Director/Deputy City Manager
MEETING DATE:	December 7, 2022
SUBJECT:	Beautification and Natural Resources Commission Minutes: August 16, 2022 and September 20, 2022
CEQA:	Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Receive minutes.

Attachments

August Minutes

September Minutes

BNRC Meeting August 16, 2022 Minutes

1. **MEETING CALLED TO ORDER AT 4:00PM**
   Wooten, Green, Myers, McKenna, Pineda Tibbs, Vierneisel present. Ingram absent.
2. **APPROVAL OF AGENDA**
   McKenna moved to approve agenda; Green seconded; approved 6-0
3. **COMMISSION AND STAFF ANNOUNCEMENTS**
   a. Environmental Manager Fuerst announced:
      i. The Monarch Sanctuary walk thru on Friday August 26 at 11:00. Public is invited. City staff and Stu Weiss of Creekside Science will be in attendance.
      ii. The Regional Management Plan for Monarchs is coming up for funding. The CA Wildlife Conservation Board will vote on Nov 17, 2022 whether to approve funds for a regional Monarch Management Plan through the CA Association of Regional Conservation districts (RCG). The amount requested for the Habitat Restoration project was $19M, of which $150-$200K is ear marked for PG, and Pacific Grove will match the grant with $25,000 previously designated for the project.
   b. Joyce Halabi announced:
      i. The comprehensive update to Title 12 in conjunction with the city arborist will be potentially available at the November 15th BNRC meeting.
      ii. The George Washington Park Management Plan is now available for public review on the City website and will be brought to the BNRC in September. Following BNRC review the Plan will be brought to City Council.
   c. EV Manager Fuerst: The Monarch Sanctuary nectar bed plan from the horticulturist will be available soon; per Chair Wooten's request, the Sanctuary microclimate wind data submitted by Dominic Sinicropi was provided recently to Stu Weiss, the horticulturist and to the Pacific Grove Natural History Museum.
   d. Commissioner Wooten announced the art application form for the Lovers Point Beautification Project from Colleen Ingram (SPG) and

resident Knight has been received and will be forwarded to Sandra Kandell to be added to consent agenda for City Council approval.

e. Commissioner McKenna announced the art subcommittee met regarding the Chinese Pavilion request and this topic will appear on next month's agenda.

f. Commissioner McKenna suggested future agendas have subcommittee announcements as a permanent agenda item. Chair Wooten agreed to have BNRC Goals and Subcommittee updates on the agenda monthly.

4. **COUNCIL LIASON ANNOUNCEMENTS:**

a. Councilman Coletti announced tomorrow's council meeting will address city road work restriction (Item 13B) in connection with Harbor Seal pupping season. Council received over 50 emails from residents regarding this matter.

b. Councilman Coletti also announced the establishment of a Wildlife Protection Commission will be discussed during the September 21st City Council meeting.

5. GENERAL PUBLIC COMMENT - None

6. APPROVAL OF THE MINUTES

Greene moved to approve the minutes, Meyers seconded, motion carried 6-0

7. **REGULAR AGENDA**

A. Tree Planting, Private Property

Chair Wooten brought the question forward: does the BNR Commission feel it's reasonable to encourage homeowners to plant a tree on their property to help encourage tree canopy throughout the city.

Public Comment:

Kim Akeman agrees with this idea. Akeman has grown Monterey pines, cypress and oak trees and she is willing to donate them to any city resident.

Lisa Ciani liked the idea of engaging residents and wondered if the fees paid in lieu of when they did not replant trees that were removed could be used to subsidize trees on private property. She said Mr. Ciani suggested a property owner plant a tree elsewhere, if unable to do so on their property. There are a lot of streets where street trees could be planted.

Commissioner Discussion:

Commissioner Myers noted that this is not a mandate but simply encouraging residents to contribute to overall tree canopy. The City could provide

information on tree planting and maintenance. This endeavor is what the BNRC is all about.

Commissioner Pineda Tibbs agree it is feasible but suggested caution as to the type of trees to plant as some trees may not be suitable in certain areas. She also mentioned tree planting could tie into Climate Action Plan. Adding more trees encourages wildlife and bird habitat and the canopy makes it cooler and impacts beauty.

Commissioner McKenna agreed connection to climate action, and suggested a multi prong outreach including talking to neighbors; asking local schools to add this tree planting idea to their school newsletters and perhaps commissioners can be neighborhood ambassadors for this cause.

Chair Wooten said the tree subcommittee will move forward bringing a proposal to the Commission for approval.

B. Hybrid Meetings

Public Comment:
Ciani is in favor of hybrid meetings or virtual but not in-person only as some residents do not want to attend closed room meetings.
Commissioner Discussion:

Commissioners McKenna, Green, Myers, Vierneisel and Wooten all agreed with holding hybrid meetings in the future.

Fuerst clarified that the decision today is between hybrid meetings or 100% virtual. In January there will be new orders from the governor. Also, the hybrid meeting requires at least 1 Commission member attend the meeting at city hall in person.
Myers moved to approve future hybrid meetings; McKenna seconded; motion carried 6-0

C. Pacific Grove Policy 24

Public Comment: none

Commissioner Discussion:

Chair Wooten said Commissioner Ingram attended a city meeting and noticed plastic water bottles were handed out at the meeting, as well as at the recent Night Out event. Ingram submitted comments to the city council regarding the inattention to Policy 24.

Chair Wooten pointed out that the Policy requires the Finance Department to provide analytical reports to the Council referencing cost savings.

Commissioner Pineda Tibbs clarified that we are not asking for policy change, we merely want to bring this to council's attention and that the Environmental

Manager is also required to provide information on the effect of the policy actions.

Commissioner McKenna clarified that we are asking that the policy be elevated, and the reporting be made to the City council.

Joyce Halabi noted that the policy has been brought to all department's attention

Commissioner Myers moved to provide a copy of Policy 24 to City Council asking them to elevate the policy and to advise departments to follow it, request the reports from the Finance Department and the Environmental Programs Manager and provide the BNRC with updates; Greene seconded; motion carried 6-0

8. **NEXT BNRC MEETING IS SEPTEMBER 20, 2022 IN PERSON OR ON ZOOM**
9. **ADJOURNMENT: 4:40pm**

   McKenna moved to adjourn; Green seconded; motion carried 6-0

Subject: BNRC Minutes *September 20, 2022*
RECOMMENDATION
Approve the meeting minutes

1) **CALL TO ORDER (7) at 4:00p**
   Wooten, McKenna, Vierneisel, Pineda Tibbs, Green, Myers, Ingram
2) **APPROVAL OF AGENDA**
   Ingram moved to switch items 7a and 7b for flow of topics. Myers motion to accept the agenda as amended, 2nd Vierneisel, vote approved 7-0
3) **COMMISSION AND STAFF ANNOUNCEMENTS (City-Related Items Only)**
   -McKenna- Art subcommittee received Art Acceptance Form from Mr. Cha. It was a continuation from the submittal for the Chinese pavilion. We will be reviewing on the November agenda.
   -Ingram- International Ocean Cleanup Day was Saturday 9/17. Save our Shores hosted events all over the county, on Sunday scout Pack 126 hosted their event that was partnered with Sustainable PG and met at Jewell Park, over 50 youth cleaned up our parks and recreation trails. Monterey County's watering days are Wednesday and Saturday and it applies to watering yards and gardens as well as car washing. It's a great time to ask your neighbors about their water catchment systems if you don't have one.
4) **COUNCIL LIASON ANNOUNCEMENTS (15 emails sent to BNRC)**
   -Coletti: 2 council actions for the Oct 5th meeting. First is the ordinance for restricting road work during pupping season will come forward for the first read Oct 5th. Second is the Wildlife Protection subcommittee will be bringing forward a framework for establishing a wildlife commission – there will be discussion on it at least. Also saw his first monarch of the season and a dozen birders enjoying George Washington Park this afternoon.
5) **GENERAL PUBLIC COMMENT**

Public-

- **P. Choi-** Against skatepark at GWP, it would be better near the school, keep GWP natural
- **L Ciani-** Appreciate postponing GWP Plan, not clear if the BNRC will be reading public comments submitted through PW, the full plan wasn't available during comment phase, additions were made unannounced, can't find the plan on the website. Still a need for CEQUA review. Does not acknowledge the original plan of 2000. Zone 1 is not part of the new plan and should be considered. The plan doesn't consider the ecosystem, and vegetation removal is during nesting season.
- **J. Gorman –** wanted to bring attention to the mismanagement of GWP now also the preferred site location for skatepark and reasons why it should not be permitted.
- **Colleen** (owns a health store in town). States she lives on 10acres with 5 untouched and shared the wildlife that lives there. A skatepark would be tragic.
- **P Walkingstick-** Pacific Grove is timeless, we share responsibility to the community but as Pagrovians we also have responsibilities unique to our town. The GWP plan and the proposed skatepark both seem to indicate that the protection of the monarch is a non-

issue. The monarch is now classified as endangered, etc. When discussing city business and especially when we talk of GWP and the Monarch Sanctuary that we make the monarch preservation our priority.

- **G. Stevins –** resident of PG across from GWP for 14 years directly across from where the proposed skatepark will be. A skatepark will require the removal of healthy trees, paving that will hurt roots, nothing environmentally friendly about this project. Just because there is already bathrooms, a ballfield and playground does not mean it's a good place for the skatepark, etc. Please look elsewhere for this, not in GWP.
- **K Akeman –** Echoing the previous concerns but the big proposed GWP management plan is coming up and its extremely important and hopes that all commissioners be present when discussing this plan. Ask that each commissioner be present to add their expertise to the discussion.

Written-28

- **About Forest Management Plan (16):** G Stebbins, E Catbagan, K Akeman, N Rappahahn, P Walkingstick, C Saari, A Downs, P Brown, B Gorman, L Wilsey, J Gorman, A Preece (Autobon), M Wright, T Akeman, R Lee, L Ciani
- **About Skatepark (13):** S O'Bier, K Sells, C Thomas, V Hutchins, K Pfeifer, J Stiles, G Hein, A Downs, K Haulsee, M Schonbrun, M Mason, E Catbagan, V Anderson

6) APPROVAL OF THE LAST MONTH'S MINUTES

Moved to accept the agenda McKenna, 2nd Green, vote approved 7-0

7) REGULAR AGENDA

a) Including Balloons and Confetti in the Reduction of Single-Use Plastics Ordinance and Revision of Recreation Events Permits

Reference: Colleen Ingram (Recycling and Litter Reduction Subcommittee)

Recommended Action: 1-Include prohibition of balloons and all types of confetti in the Ordinance 2-Amend all Use/Event permits to clearly include the prohibition and communicate the restrictions more visibly on the permit application and website 3- Enforce collection of cleaning deposit and consider increasing the amount of the deposit.

Public Comments

- **L Ciani-** Excellent recommendations, it is a big problem and it needs to be addressed, any current prohibition is invisible. Thank you

Commissioner Comments

- **Wooten –** States this is a good idea, the impact to the environment is significant, many cities are banning balloons and confetti of all sorts in public places.

ACTION: Wooten Motion for BNRC to recommend to council that this be added to our single-use plastics ordinance. Myers moved, Vierneisel 2nd, vote 7-0 approved.

b) Single-Use Plastics

Reference: Recycling and Litter Reduction Subcommittee

Recommended Action: Suggest amendments to Chapters 11.98 and 11.99 of the municipal code regarding prohibitions on single-use plastics and food packaging to the City Council for consideration

Public Comments

- **none**

Commissioner Comments

- **McKenna –** do we include something in this ordinance to speaks to additional state laws that have to be adhered to as well? Is that common? **Myers** -if the state passes a law Pacific Grove has to follow it. It's not clear how to introduce that. **Ingram-** it's a matter of choice, some cities will include state laws in their ordinances to make it cleaner while others say these are state laws, these are our city laws.
- **Wooten –** wanted to discuss the change in cost of paper bags: is that all retail or specifically grocery? **Myers** .030 pertains to all retailers.
- **Wooten –** Under .035 we are requiring food service providers charge a fee for takeout up to $1? **Ingram –** yes, because when you make it voluntary, it puts them in a competitive struggle. It's better to make it a requirement so they aren't the bad guys.
- **Wooten –** Asked if right now there is no charge for cups? **Myers** correct. **Wooten-**What are other cities doing in Monterey County? **Ingram** Monterey isn't doing it, Seaside isn't but they are doing other restrictive things. It's done in SFO and is very successful.
- **Pineda Tibbs-c**urrently in Pacific Grove some places are giving a credit of .25.
- **McKenna**-There isn't a clear alternative for to-go containers, there is not a clear alternative as there is for a reusable cup.
- **Ingram-** Stated it was discussed, and that this sets up for motivating reusable systems and encouraging people to eat at the restaurants or order there and bring your own containers so they can use them. It's not a perfect system but it sets up an alternative.
- **Myers –** In discussion, we felt that not exclude containers from a fee seemed more arbitrary when they pose the same problems as any container.
- **Pineda Tibbs-** Added that AB619 passed July 2019, that allows reusable containers to be filled by food service providers and this sets up support for that over "compostable" PLA, these products have proven to be problematic in the composting process and renders the compost unusable for agriculture. Moving to reusable option is a more sustainable alternative for our community and larger county.
- **Green -** Stated that this penalizes delivery and adds an extra fee on top of delivery, correct? **Ingram-**Correct, it will be an additional fee for delivery, but it will be setting up reusables as an option. It's not a perfect system.

ACTION: Motion- McKenna moved to send this to council as suggested. Myers 2nd, vote 7-0 approval

c) Trees on private property

Reference: Cathy Wooten, BNRC Chair

Recommended Action: The subcommittee recommends the BNRC pursue development of a program to encourage planting of trees on private property

Public Comments

- **V Tuminello**- commented about free trees given away at events like Good Old Days that kids planted, many trees were planted around town and off 17th St.
- **A Preece-** thanks to commissioners, this is creative. Would recommend the list of trees species be native, and offered assistance for planting info, Monterey cutting day offers trees, etc.

- **K Akeman** -Asked if there was a way that condos and other development that shows trees in the architectural renderings but do not plant them. It would be nice to have trees with the benches that are out in the hot sun.

Commissioner Comments

- **McKenna-** Stated that the City has lists and would like there to be consistency. In addition, watering will be an issue and access to the reclaimed water would be helpful.
- **Vierneisel-** Commented that the tree list is focused on native trees and that it's almost mandatory that they be native as there could be issues with exotic requests.
- **Wooten-** Concerned with the size of native trees for those yards that are small. Natives can be made a priority because of water requirements.
- **Ingram –** questioned considering putting native bush/trees? **Wooten-** That is why arbutus was mentioned, because they are smaller.
- **Public Outreach Discussion:**
    - Mentioned events like Arbor Day Good Old Days, Butterfly Days, additionally an ambassador program to talk with neighbors, or school newsletters, city managers report, city social media, city Instagram. Fall is best time to plant so this is a time to inform the public. Check with arborist for timeframe. Weekends should be included in giveaways so that students and weekday workers can contribute. Center community and community resources like the library for a pickup place. Museum could be a partner in this too.

ACTION: Motion

d) City Planted Tree List

Reference: Daniel Gho, Public Works Director/ Deputy City Manager

Recommended Action: Receive Report

Public Comments

- **T Akeman -** Clarified that name is misspelled, the GWP tree plantings came from 50 people with cooperation by PW staff, attribute this to BNRC tree subcommittee
- **L Ciani –** Thanked GWP subcommittee, great to see the tree list, would like more Monterey Cypress west of town, thank you.

Commissioner Comments

- **Wooten –** Would like to make sure that we give the Akemans thanks for the work that they have done.
- **Green-** Would also like to know how many trees are still there from the list. **Gho** responded that memorial trees are replaced when they die, but we could look at the others in the future
- **Vierneisel –** Thanked Gho for the list, drove around to see several and didn't see any dead trees yet.

Wooten stated that time will warrant moving discussion of goals to be moved to another meeting until November meeting.

Public Comment from J Haines- Objected to continuation of the goals and wanted to speak the minutes. Addressing the Monarch Sanctuary subcommittee, the council has not heard anything about Dr. Sinicropi's concerns about the management of the sanctuary, he has also recommended an independent comparison of Weiss' and his research.

e) BNRC Goals (moved to November)

Reference: Cathy Wooten, BNRC Chair

Recommended Action: Receive Report

Public Comments

- **Comments Written (4):** General- J Haines, Climate Action- Councilmember Coletti (2), Monarch Sanctuary- J Haines

8) NEXT MEETING: ***Special Meeting on Wednesday, October 12th, 4pm***

9) ADJOURNMENT at 5:23pm:

McKenna Motion, Vierneisel 2nd, Approval 7-0

Submitted by Colleen Ingram, Secretary

CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

FROM: Vincent Garcia, Administrative Technician

MEETING DATE: December 7, 2022

SUBJECT: Traffic Safety Commission Meeting Minutes: November, 22 2022

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Receive minutes.

Attachments

TSC Minutes

CITY OF PACIFIC GROVE

300 FOREST AVENUE
PACIFIC GROVE, CALIFORNIA 93950
TELEPHONE (831) 648-3100 • FAX (831) 375-9863

October 25, 2022 Traffic Safety Commission Minutes

TRAFFIC SAFETY COMMISSION

DATE & TIME: October 25, 2022: 4:00 p.m.

LOCATION:
THIS MEETING WILL BE HELD VIRTUALLY AND IS COMPLIANT WITH THE GOVERNOR'S EXECUTIVE ORDERS ALLOWING FOR A DEVIATION OF TELECONFERENCE RULES REQUIRED BY THE BROWN ACT.

MEETING AGENDA

CALL TO ORDER AND ROLL CALL In attendance were Commissioners Kubica, Prock, Munoz-Flores, Greening, Murray, Brown, and Kim. Also in attendance were
PG City and Public Works Director Gho, Police Commander Santos, Police Administrative Technician Vincent Garcia, Council Liaison Joe Amelio

1. **APPROVAL OF THE AGENDA**

   Recommended Action: Approved Unanimous

2. **APPROVAL OF MINUTES** Approved Unanimous

   A. Approval of Minutes of Prior Meetings
   Minutes of the Traffic Safety Commission Meeting of August 23, 2022. The minutes were prepared by Kari Murray Traffic Safety Commission Secretary
   Recommended Action: Approve Minute

3. **PUBLIC COMMENT**
   A. Written Communications

Email from:

- Mary Draper- Subject is parking near post office and vehicles in center diagonal parking area of Lighthouse Avenue
- Brian Roth- Speeding on Sinex Avenue, west of 17 Mile Drive
- Doug Philbrick-Speeding on Dennett Street
- Heather Lazare-Speed bumps or crosswalk on Junipero between 14th and Fountain Avenue
- (It is noted that an additional ten emails were received after the Agenda was generated that will be included as part of the following months Agenda)

B. Oral Communications *(Comments must deal with matters subject to the jurisdiction of the Traffic Commission and will be limited to three minutes. Comments from the audience will not receive Traffic Safety Commission action at this meeting. Whenever possible, letters should be submitted to the Commission in advance of the meeting.)*

- Daniel Gho commented that he spoken with the Traffic Engineer about the school issue on Junipero and will be brought to the commission at the meeting next month.
- Commander Santos commented that his patrol will monitor the school for traffic enforcement during their patrol time.
- Doug Philbrock commented about speeding on Dennett Street.
- Brian Roth commented about his concern about speeding vehicles on Sinex Avenue.

4. COMMISSIONER AND STAFF ANNOUNCEMENTS (City Related Items Only

A. Announcements

- Minutes for this meeting are scheduled to be prepared by Al Munoz - Flores for Kari Murray Traffic Safety Commission Secretary.

B. Staff and Commissioner's meeting attendance and items of interest to this Commission

- Council Liaison Mr. Amelio updated the Commission on recent actions by the City Council.

- TAMC Bike and Pedestrian committee member, Katie Stern reported recent updates about actions including Salinas Safe Route to Schools, and other items of interest to the Traffic Safety Commission.

- Public Works Director Daniel Gho updated the Commission on "CIP Projects Related to Traffic" in a PowerPoint presentation (PowerPoint to be posted on the City Website and included as an attachment to these Minutes). The areas that were explained and updated are as follows:

Update on status of Wig-Wag lights at Sunset and 19th street

Update on CIP23-16: Wig-Wag Lights at Robert Down School

Update on CIP23-03: Cedar, Sunset & Congress Intersection Improvements

Update on CIP23-04: David Avenue Street rehabilitation

Update on CIP23-09: City Street Sign upgrades

Update on CIP23-21: David Avenue Sidewalk

Update on CIP23-01: FY 22/23 Street Rehabilitation

Update on CIP23-02: FY22/23 Crack and Slurry Seal

Update on Crosswalk painting in downtown

Update on Ocean View Blvd construction

6. REGULAR AGENDA:

A. PUBLIC HEARINGS:

1. None.

B. UNFINISHED BUSINESS:

1. Speeding on 17 Mile Drive from Lighthouse to Jewell. Receive report, discuss, and make recommendations as appropriate.

- Commander Santos reported about the results of their Radar Trailer vehicle count as well as some limitations of the current device. He reported that the vast majority of the vehicles counted were within the posted speed range. The Police Department is exploring either upgrading their Trailer, or purchasing a new one with enhanced data collection capabilities to more appropriately be able to deploy their patrol resources.
- The Commission asked Commander Santos to research opportunities for updating the Speed Trailer and his findings will be included in next month's Agenda for discussion.

C. NEW BUSINESS:

1. None

D. REPORTS FROM SUB-COMMITTEES:

1. None

7. **ADJOURNMENT** Next Meeting November 22, 2022

This meeting is open to the public and all interested persons are welcome to attend. The City of Pacific Grove does not discriminate against individuals with disabilities and meetings are held in accessible facilities

Respectfully Submitted: *Albert J. Munoz-Flores, Psy.D., Traffic Safety Commission*

Andrew Kubica
Andrew Kubica (Nov 28, 2022 12:07 PST)

Approved by Commission on November 22, 2023

Andrew Kubica - Chairman

Date: Nov 28, 2022

Chief Cathy Madalone - City Staff

Updates
CIP Projects Related To Traffic

- **A capital improvement or asset as buildings, machinery, or equipment, with an original cost in excess of $5,000 and a useful life of three years or more**

•Project Development Phase

•RFP/Bid Phase

•Contract Phase

•Construction/Work in Progress



Traffic Commission
City of Pacific Grove

November 28, 2022

dgho@cityofpacificgrove.org

Approved CIP Projects FY 22/23

- Wig-Wag lights at Sunset and 19th street
- Wig-Wag Lights at Robert Down School
- Cedar, Sunset & Congress Intersection Improvements
- David Avenue Street rehabilitation
- City Street Sign upgrades
- David Avenue Sidewalk
- FY 22/23 Street Rehabilitation
- FY22/23 Crack and Slurry Seal
  Two additional updates
- Update on Crosswalk painting in downtown
- Update on Ocean View Blvd construction

Wig-Wag lights at Sunset and 19th street

Quotes received and going to request funding as part of Mid-Year Budget

This was not a CIP but project to large for PW

Permit approved by Cal Trans



Wig-Wag Lights at Robert Down School

Reviewing existing equipment to find wig wag lights that are compatible



dgho@cityofpacificgrove.org

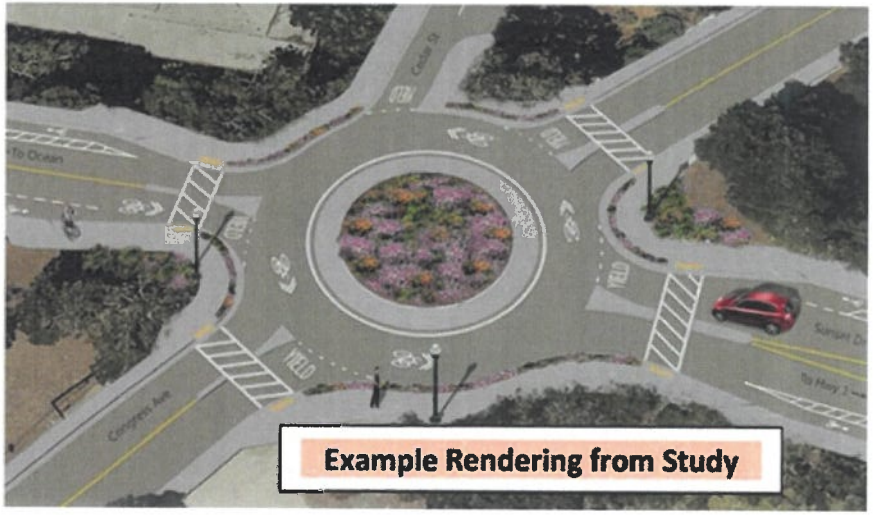
Cedar, Sunset & Congress Intersection Improvements

Design, permitting, environmental review, and construction of safety and multi-modal improvements at the 5-way intersection

Funding Agreement with TAMC approved October 19th

Community Meeting to take place November 9th and 10th





David Avenue Street Rehabilitation

David Ave from Divisadero to Forest

Currently in "poor " condition, rated a 48 in PMP

Engineering Occurring



City Street Sign upgrades

City will replace existing wood signs with compliant reflective signs

Working on a quadrant system





David Avenue Sidewalk

Both sides being evaluated; concept design to be created between Patterson Lane and Montecito Ave

South side; driveways, parking, retaining walls

Northside; trees, stormwater



FY 22/23 Street Rehabilitation

Street Rehabilitation project will address the following four (4) road segments:
1. 13th St, from Lighthouse Ave to Central Ave (PCI 16)
2. 15th St, from Ocean View Blvd (OVB) to Lighthouse Ave (PCI 9)
3. 16th St, from OVB to Central Ave (PCI 46)
4. 16th St, from Pine Ave to Junipero Ave (PCI 47)

Project being engineered



FY22/23 Crack and Slurry Seal

Crack and Slurry sealing is a vital maintenance activity that helps preserve the City's roads against rapid deterioration and potholes due to inclement weather

Roadways being evaluated by staff per the PMP





Additional Updates

Crosswalks Downtown; Paint has been ordered and delivered. Downtown will be scheduled

Oceanview paving; Paving completed Monday 9/26. Project substantially completed



Questions?

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CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

FROM: Bill Peake, Mayor

MEETING DATE: December 7, 2022

SUBJECT: Mayor Pro Tempore

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Select a Mayor Pro Tempore in accordance with the Charter through

DISCUSSION

Article 11 of the Charter of the City of Pacific Grove states: "The Council shall choose one of its members to serve as Mayor pro tempore during the absence of the Mayor.

By precedent a process of open nominations occurs. Nominations do not require a second. After nominations are made, a motion is made to close nominations. Thereafter, a roll call vote (requiring 4 affirmative votes) is used to select the Mayor Pro Tempore.

OPTIONS

None.

FINANCIAL IMPACT:

There is no fiscal impact.

GOAL ALIGNMENT: Not Applicable.

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CITY OF PACIFIC GROVE
300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO:	Honorable Mayor and Members of the City Council
FROM:	Luke Coletti, Councilmember
MEETING DATE:	December 7, 2022
SUBJECT:	Mayor Pro Tempore Role and Appointment
CEQA:	Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION
Direct the City Attorney to return with a draft ordinance to amend Chapter 2.05 of the Pacific Grove Municipal Code codifying the role and appointment of the Mayor pro tempore.

DISCUSSION
The Pacific Grove Charter, in Article 11, currently provides, in part: "The Council shall choose one of its members to serve as Mayor pro tempore during the absence of the Mayor."

Charter Article 11 does not compel the selection of a Mayor pro tempore until such time as the Mayor is absent. However, there will always be interest in holding the honorific, even when the Mayor is present and able.

No specific implementation regarding the role and appointment of the Mayor pro tempore is currently provided in the Pacific Grove Charter, the Municipal Code, or in Council Policies.

Codifying the role and appointment of the Mayor pro tempore supports compliance with Charter Article 11, and better defines Council's organizational structure.

The proposed ordinance does not constitute a Project as that term is defined by Section 15378 of the California Environmental Quality Act (CEQA) as it is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

OPTIONS
Provide alternate direction.

FINANCIAL IMPACT:
There is no fiscal impact related to enactment of the Ordinance.

GOAL ALIGNMENT: Transparency, Accountability and Communication: Implement programs, processes, revisions, and training to improve and advance the City's efforts.

Attachments

Proposed Ordinance
Proposed Council Policy

ORDINANCE NO. 2023 -

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE AMENDING CHAPTER 2.05 OF THE PACIFIC GROVE MUNICIPAL CODE CODIFYING THE MAYOR PRO TEMPORE'S ROLE AND APPOINTMENT

FACTS

1. The City of Pacific Grove became a Charter City on April 22, 1927.

2. The Pacific Grove Charter, in Article 11, currently provides, in part: "The Council shall choose one of its members to serve as Mayor pro tempore during the absence of the Mayor."

3. No specific implementation regarding the role and appointment of the Mayor pro tempore is currently provided in the Pacific Grove Charter, the Municipal Code, or in Council Policies.

4. Codifying the role and appointment of the Mayor pro tempore supports compliance with Charter Article 11, and better defines Council's organizational structure.

5. The Pacific Grove Municipal Code (PGMC) sets forth rules regarding Administration and City Government in Title 2. Chapter 2.05 sets forth processes related to the Mayor.

6. This ordinance does not constitute a Project as that term is defined by Section 15378 of the California Environmental Quality Act (CEQA) as it is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE DOES ORDAIN AS FOLLOWS:

SECTION 1. Facts.

The facts set forth above are true and correct and are adopted as findings of the City Council as though set forth fully within the body of this ordinance.

SECTION 2. Amendment of Pacific Grove Municipal Code to Add Section 2.05.050

Section 2.05.050 Mayor pro tempore role and appointment

(a) Pursuant to Article 11 of the city charter the Council shall choose one of its members to serve as Mayor pro tempore during the absence of the Mayor.

PROPOSED

(b) The Mayor pro tempore shall act as Mayor during the absence or disability of the Mayor and shall possess the powers and discharge the duties of the Mayor during such absence or disability only; provided, however, that the Mayor pro tempore shall have no authority to appoint persons to serve on any City Board, Committee, or Commission.

(c) At the meeting at which the declaration of the election results for a general municipal election is made, the City Council shall by election appoint one of its members as Mayor pro tempore, who shall serve in such capacity at the pleasure of the City Council. The procedure for nominating the Mayor pro tempore shall be prescribed by City Council Policy.

(d) If the Mayor and the Mayor pro tempore are absent from a meeting, the City Council shall elect an attending member to preside over such meeting.

SECTION 3. Interpretation.

This Ordinance shall be liberally construed to implement its purposes.

SECTION 4. Severability.

If any provision, section, paragraph, sentence, clause or phrase of this ordinance, or any part thereof, or the application thereof to any person or circumstance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance, or any part thereof, or its application to other persons or circumstances. The City Council hereby declares that it would have passed and adopted each provision, section, paragraph, subparagraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, paragraphs, subparagraphs, sentences, clauses or phrases, or the application thereof to any person or circumstance, be declared invalid or unconstitutional.

SECTION 5. Effective Date.

In accord with Article 15 of the City Charter, this ordinance shall take effect thirty (30) days following adoption on second reading by the City Council.

SECTION 6. No Sunset Date.

This ordinance shall have continuing effect and shall not expire.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE THIS ____ day of _____, 2023, by the following vote:

AYES:

NOES:

PROPOSED

ABSENT:

APPROVED:

_____

BILL PEAKE, Mayor

ATTEST:

_____

SANDRA KANDELL, City Clerk

APPROVED AS TO FORM:

_____

BRIAN PIERIK, City Attorney

U:\GENERAL (NEW)\City of Pacific Grove\Ordinances\Mayor Signature Ord\Contract Signature Ordinance - (draft).doc

PROPOSED

City of Pacific Grove, California
City Council Policy

Policy Governing	Policy No.	Effective Date	Page
Nomination of the Mayor Pro Tempore	000-28		1 of 1

PURPOSE:

This policy establishes the nomination procedure for appointing the Mayor pro tempore.

POLICY & PROCEDURE:

1. Nomination of the Mayor pro tempore

Pursuant to PGMC Section 2.05.050(c) The procedure for nominating the Mayor pro tempore shall be prescribed by City Council Policy.

2. Nomination Procedure

- The choice of Mayor pro tempore must be by four (4) affirmative votes.
- Any single Councilmember can nominate another member, including themself, to be chosen as Mayor pro tempore.
- Multiple nominations can be made, until a motion to close nominations is made, and seconded, and receives a majority vote.
- Upon the close of nominations, Councilmembers – by roll call – are asked to cast a single vote by the name of a candidate.
- If one nominee receives four (4) affirmative votes, that person is deemed chosen as Mayor pro tempore.
- If no single candidate receives four (4) affirmative votes, a new round of nominations is made, and the process is repeated until one candidate receives four (4) affirmative votes.

Adopted _____ - Minute Motion
Amended _____ – Minute Motion

PROPOSED

CITY OF PACIFIC GROVE
300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO:	Honorable Mayor and Members of the City Council
FROM:	Tori Hannah, Administrative Services Director / Assistant City Manager
MEETING DATE:	December 7, 2022
SUBJECT:	Presentation of the Council Goals and Tactics Section of the City's New Transparency Software
CEQA:	Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION
Receive the presentation.

DISCUSSION
One of the City Council's Goals and Tactics, included establishing a Council Subcommittee to review financial reporting options, determine the best location to publish or access documents; and identify any changes to the City's existing financial transparency site. On October 20, 2021, Mayor Peake and Council Member Poduri were selected to work with staff to achieve this objective.

At the Council Meeting on February 16, 2022, the Subcommittee provided a summary of meeting dates, results from an online survey, and recommendations. This included a recommendation to transition from the City's current financial transparency site to a new provider, ClearGov. This software package is intended to provide the public with information in an easier to understand and more accessible format.

In addition to providing budgetary and actual financial data, the ClearGov software includes the following features:

- Check register with the ability to search by vendor and date; and the capability to download the selected data
- Information and status updates on capital projects
- Dashboard for tracking the status of Council Goals and Tactics

A brief overview of the Council Goals and Tactics section of the ClearGov dashboard will be provided at this Council Meeting.

The new transparency site is anticipated to "go-live" on January 2, 2023. A brief presentation of all the software features will be provided at a future Council Meeting, as well as an announcement on the City's website. In addition, if there is sufficient interest, staff can host a brief Zoom tutorial on the use of the transparency site.

OPTIONS

Provide alternate direction

FINANCIAL IMPACT:

There is no fiscal impact associate with receiving this report.

GOAL ALIGNMENT: Financial Stability: Develop a strategic plan to better address current and future City expenditure and revenue needs.

CITY OF PACIFIC GROVE
300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council
FROM: Bill Peake, Mayor
MEETING DATE: December 7, 2022
SUBJECT: Council Goals 2023-2024
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION
Appoint members to 2 subcommittees to draft Council goals for 2023-2024.

DISCUSSION
As per Council Goals Policy 000-26 following a general election the newly elected Council will prepare a set of Council goals and accompanying strategies during the first quarter, i.e. January 1 – March 31. Council goals provide direction to City staff for creation of a work plan. Goals also form the basis for priorities within the City's spending plan - the adopted annual fiscal year budget.

It is anticipated that Council will have an initial goal setting meeting during January-February. Subcommittees can bring draft goals to a meeting of the full Council and make that meeting more productive.

OPTIONS
None.

FINANCIAL IMPACT:
There is no fiscal impact.

GOAL ALIGNMENT: Not Applicable.

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CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

FROM: Ben Harvey, City Manager

MEETING DATE: December 7, 2022

SUBJECT: Small Business Recovery Action Plan

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Receive the report, and provide the Economic Development Commission with feedback regarding the report's recommendations.

DISCUSSION

At their meeting of November 10, 2022, the Economic Development Commission (EDC) received the City of Pacific Grove Small Business Recovery Action Plan (attached), presented by Barry Foster and Kirstin Hinds of HdL ECONSolutions, the City's economic development consultants. The report contains an analysis of the health of the local business economy in the wake of the Covid-19 global pandemic, data regarding Pacific Grove sales tax revenue, and recommendations for local small business recovery. The EDC recommended that HdL ECONSolutions present the report to the City Council at its December 7, 2022 meeting, so that the City Council may provide the EDC with any feedback regarding the report's recommended goals (see pages 8-10 of the attached report).

OPTIONS

Receive the report, but decline to provide the Economic Development Commission with any feedback regarding the report's recommendations.

FINANCIAL IMPACT:

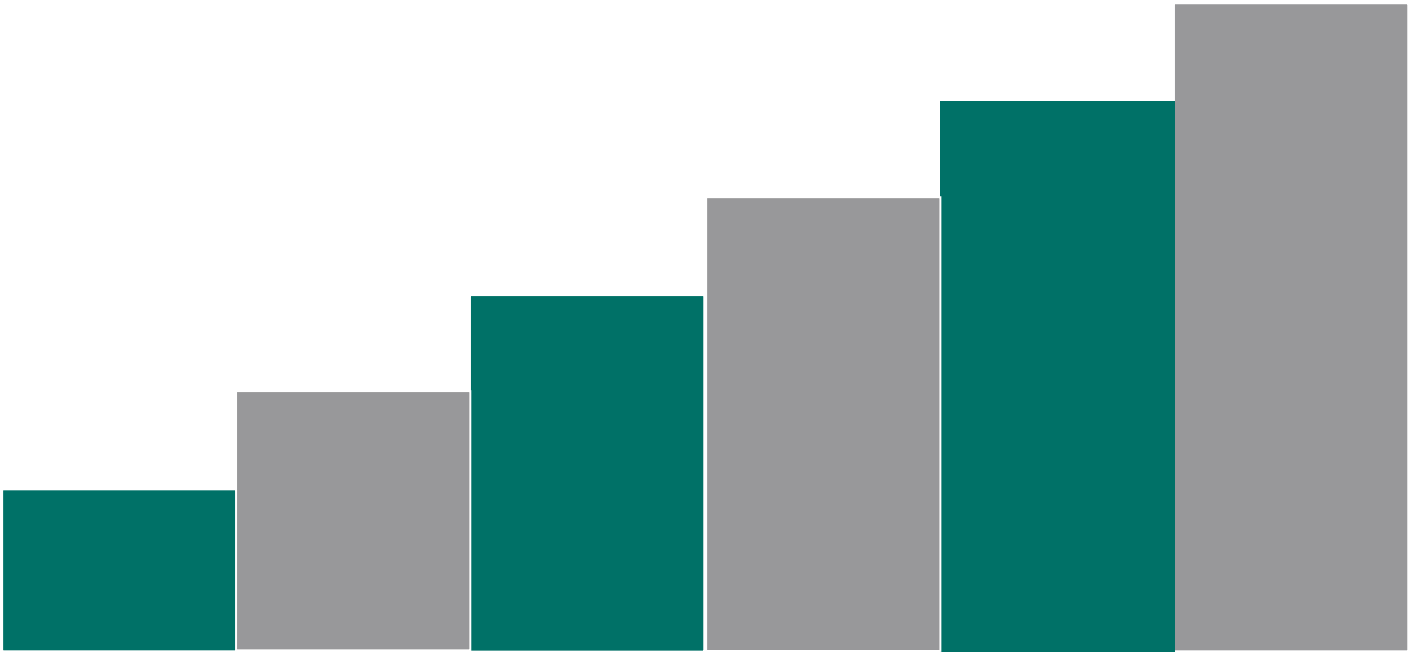
There is no financial impact in receiving the report.

GOAL ALIGNMENT: Facilitate Local Business Recovery: Review and revise existing policies and programs and develop a strategic plan to better serve existing businesses.

Attachments

Small Business Recovery Action Plan

PPT



Development Driven by Data

City of Pacific Grove, CA
Small Business Recovery Action Plan

ECONSolutions by HdL
120 S. State College Blvd., Ste 200
Brea, CA 92821
www.hdlcompanies.com
www.ECONSolutionsbyHdL.com

HdL ECONSolutions

OBECTIVE

HdL Companies prepared this Small Business Recovery Action Plan (SBRAP) to provide an understanding of how the COVID-19 Pandemic impacted Pacific Grove's local businesses, and how Pacific Grove can assist and guide local small businesses in their recovery. In 2020, the HdL ECONSolutions Division of HdL Companies drafted an Economic Recovery Action Plan (ERAP) in response to the COVID-19 Pandemic, which provided recommendations to help the local economy near the start of the Pandemic. Since the preparation of the 2020 ERAP, there have been several different strands of COVID-19, vaccines were made available to most of the public, and cities have been attempting to adapt to a "new normal." Because of these changes over the last few years, the SBRAP examines data from pre-pandemic through current day, Pacific Grove's fiscal year 2022, ending June 30, 2022, and it gives an overview of the impacts that Pacific Grove and the Monterey County region have experienced during this time period. HdL also recommends a variety of realistic and achievable action items to help Pacific Grove's small businesses recover from short and long-term impacts experienced from the COVID-19 Pandemic.

CITY OF PACIFIC GROVE

The City of Pacific Grove's population is 15,256, which makes up 3.5% of the total population of Monterey County. Pacific Grove has a lower daytime population than nighttime, at 13,535, indicating that a portion of residents work outside of the city limits. There are 7,155 households, with an average household income of $121,517. Pacific Grove's average household income is 18% higher than the Monterey County household income. The average age of Pacific Grove residents is 46.1, and about 56% of residents have a college degree or above.

Pacific Grove's Business Community

In addition to understanding local demographics and market analytics, the existing makeup of a local business community can help identify opportunities and challenges present in a community. The City of Pacific Grove hosts a diverse business community with small, locally owned retail stores, markets, and restaurants, as well as professional services such as real estate, legal/attorneys, accountants, and management consulting. There are also a number of well-known retail employers, such as Lucky, Subway, Trader Joe's, Safeway, Rite Aid and Domino's Pizza.

Sources: datausa, city-data.com, census.gov, City of Pacific Grove, scag.ca.gov, Zillow.com, redfin.com INSIGHT Market Analytics

Pacific Grove has a few popular and successful shopping areas including a wide variety of retailers and restaurants in Downtown Pacific Grove (located on Lighthouse Avenue) and Fairway Shopping Center (located on Forest Avenue). These centers provide a nice variety of retailers that are authentic to the city, allowing for consumers to obtain exclusive goods and exceptional services.

Another successful and prominent business feature within Pacific Grove is the many bed and breakfast inns that are available to individuals who wish to vacation within the beautiful community. Considering many of these establishments are historic Victorian Style Homes, with many within walking distance of both the Downtown and Ocean View Avenue, customers are receiving an unforgettable lodging experience.



Downtown Pacific Grove



American Tin Cannery

The American Tin Cannery was once a lively shopping center with a variety of retail stores for residents and visitors to see, though many of the stores have closed over the last several years. In 2021, a developer proposed a significant redevelopment project, referred to as the American Tin Cannery hotel project. This proposed project would redevelop the nearly 6-acre American Tin Cannery shopping center into a 225-room, two-wing, four-star hotel. The space would include 20,000 square feet of retail, a restaurant, and lounge and meeting spaces. In January 2022, the project was approved by the Pacific Grove City Council with a 6-1 vote, however, the California Coastal Commission halted the project due to an appeal by two of the commissioners. As of September 2022, there has not been a date released for the consideration of the appeal of the American Tin Cannery hotel project, and therefore the timeline for the project is unknown at this time.



Fairway Shopping Center

THE COVID-19 PANDEMIC

The COVID-19 Pandemic will have broad and long-lasting impacts, as it accelerated and amplified many existing trends and conditions. On March 11, 2020, the World Health Organization declared COVID-19 a Pandemic. California State Governor Gavin Newsom's Executive Order N-33-20 (Stay-at-Home Order) was issued about a week later on March 19, 2020, requiring all Californians to stay home or at their place of residence, except for certain workers who were deemed essential. COVID-19 has caused significant and direct impact to nearly every aspect of people's lives, including the physical, social, and economic well-being of California cities, residents, and especially businesses. During most of 2020 and throughout 2021, impacts of the Pandemic and the necessary shelter in place orders included severely limited economic and social activities, surging unemployment claims, declines in revenue from sales tax, transit occupancy (hotel) tax, and other local government revenues. Between the COVID-19 Pandemic and the aforementioned actions taken by local, state, and federal officials to protect health and promote safety, there has been dramatic shifts in social and lifestyle perspectives.

As of late September 2022, 11.23 million COVID-19 cases have been confirmed and reported in the State of California with a death toll of over 95,000. Monterey County had over 114,000 confirmed cases and 783 fatalities. As of Spring 2021, COVID-19 vaccinations were made available. By September 2022, nearly 85% of California residents have received at least one vaccine shot, and 74% have been fully vaccinated and many have received booster shots. The vaccinations are said to significantly decrease adverse reactions to COVID-19, yet almost 26% of California residents have yet to be fully vaccinated. To analyze the impact that COVID-19 has had on the local Pacific Grove economy, the following examines unemployment rate and job losses, housing stock and prices, as well as changes in general consumer activities. *Source: https://covid19.ca.gov/*

Unemployment Rate, Housing Prices, and Consumer Price Index

There are approximately 4,300 jobs situated in the City of Pacific Grove. As of August 2022, the Pacific Grove unemployment was at 4.9%, which is nearly one-third the rate in August 2021 (7.1%) and almost half of the rate in August 2020 (9.4), indicating that employment rates are doing much better than the first two years of the COVID-19 Pandemic. The home index values rose 19% from July 2021 to July 2022, and the average median home price listing from January to August 2022 is around $1.4 million. The Pacific Division (Alaska, California, Hawaii, Oregon, and Washington) Consumer Price Index (CPI) increased by 7.6% from August 2021 to August 2022. The CPI is a measure of the average change in prices over time in a fixed market basket of goods and services, and an increase reflects price inflation.

Sources: scag.ca.gov, Zillow.com, redfin.com INSIGHT Market Analytics

Business Impacts

Due to a variety of reasons, many businesses experienced continued or periodic closures into 2022 after the necessary 2020-2021 closures for health and safety. Businesses throughout California saw a drop in sales of products and services that may have lasting impacts. Sales tax revenues have mostly gone back up to pre-pandemic numbers in 2022 throughout California, but that is not a clear indicator of how well small businesses are recovering.

Common economic influences across tax generating groups, outside of the necessary stay at home orders, include the shift to online-shopping, supply chain disruptions, manufacturing slowdowns and employment/labor shortages. Additionally, local businesses have been impacted by higher labor and raw material costs along with inflationary pressures that drive taxable goods prices upward. Small, locally owned businesses were some of the hardest hit businesses, particularly restaurants and retailers, by the aforementioned economic influences. A large number of small, independently owned businesses are not back to pre-pandemic cash flow and required revenue margins.

SALES TAX REVENUE

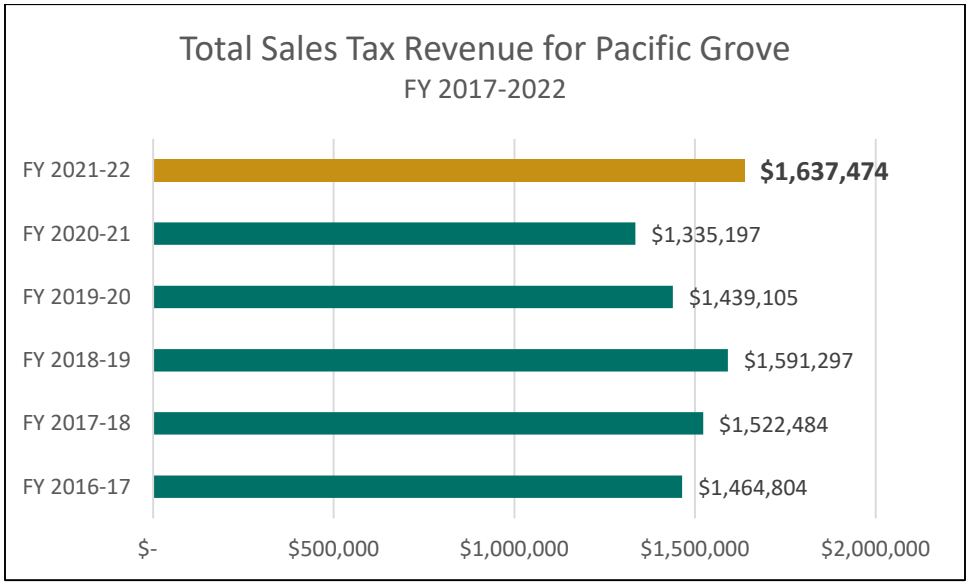
HdL is a leading sales tax consultant in the State of California (including for Pacific Grove), and we are continually tracking trends that will affect sales tax revenue for the nearly 400 local governments that we serve. In January 2022, HdL Companies released their 2021 Consensus Forecast for California Sales Tax Trends and Economic Drivers, examining sales tax for seven major industry groups. The change in consumer activity and the “new normal” that were exacerbated by COVID-19 had a negative impact on sales tax revenue for California cities in 2020 and 2021. However, by the end of early 2022, there was an increase in sales tax throughout the State of California.

In June 2022, HdL released a consensus forecast using quarter 1-2022 sales tax data. Notably, taxable sales continue to expand in 2022, despite high inflation, rising interest rates, and lower consumer sentiment. High percentage increases also continue to reflect the rebound effect as the State of California recovers from the COVID-19 Pandemic. Statewide, ongoing COVID-19 Pandemic impacts such as supply chain disruptions, manufacturing slowdowns and employment shortages had, and continue to have, a significant effect on sales tax revenue. Consumer trends have also impacted sales tax revenue due to the aforementioned COVID-19 impacts, a shift in lifestyle perspectives, and growing opportunity for online merchandise.

City of Pacific Grove Sales Tax Revenues

The City of Pacific Grove's Fiscal Year (FY) 2021-22 Sales Tax Revenue increased 22.6% from FY 2020-21 ($1.6 and $1.3 million, respectively). Pacific Grove did experience decreases in sales tax revenues during the Pandemic, with a 7.2% decrease in sales tax revenue for FY 2020-21 compared to 2019-20, and a nearly 10% decrease in sales tax revenues from FY 2018-19 to 2019-20.

The decreases experienced during the COVID-19 Pandemic were likely due to the impacts of the temporary and permanent business closures and lack of business and leisure travel that occurred in 2020 and 2021, along with supply chain and manufacturing disruptions and employment/labor shortages. The FY 2021-22 total sales tax revenues were 3% higher than pre-pandemic revenues in FY 2018-19. Overall, there was a 12% increase in sales tax revenues from FYs 2017 to 2022.



Major Sales Tax Producing Industry Groups

The total sales tax revenue for FY 2021-22 (excluding State and County Pools) was $1.6 million. The top five of seven major sales tax producing industry groups in Pacific Grove include:

1. Restaurants and Hotels: $565,807
2. Building and Construction: $393,504
3. Food and Drug: $253,702
4. General Consumer Goods: $198,231
5. Fuel and Service Station: $161,580

1. Restaurants & Hotels: $565,807

Restaurants & Hotels make up the biggest percentage of Pacific Grove's sales tax revenue, at 34.6%. For this category, Pacific Grove experienced a 50% increase in sales tax revenues by the end of FY 2022, after seeing a 23% decrease from 2020 to 2021. Some restaurants saw an increase in revenues from 2020 to 2021 ranging from 5% to over 50%, while others continued to see a decrease. Higher rates of business and tourist travel will keep the growth rate high for 2021-2022.

Quick service and casual dining establishments are the dominant tax-producing segments within the general restaurant industry, which likely won't change in the near future. In Pacific Grove, casual dining, fine dining, and quick service restaurants, and fast-casual restaurant locations make up 31.8% of all sales tax revenues. Of the top 25 sales tax producing businesses listed below, 11 fall within a restaurant business type category.

2. Building & Construction: $393,504

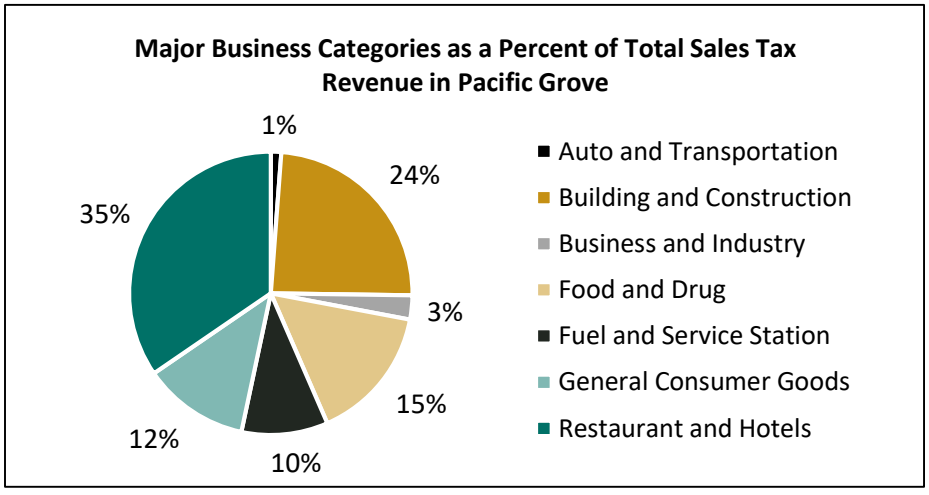
Building & Construction is the second largest sales tax producer in Pacific Grove, making up 24% of total sales tax revenues. By end of 2022, Building & Construction sales tax revenues increased by 16% from 2021. Sales tax revenue from Building & Construction was seemingly only slightly affected by the COVID-19 Pandemic as there was just a 2% decrease from 2019 to 2020 and then sales tax revenues for the industry category increased by 10% from FY 2020 to 2021. This could likely be related to several larger construction projects, such as the condo building at 520-522 Lighthouse Ave. Building & Construction tax revenues are forecasted to flatten across the State in in in late 2022 followed by moderate growth thereafter.

3. Food & Drug: $253,702

The Food & Drug industry makes up 16% of Pacific Grove's sales tax revenue; revenues for Pacific Grove have stayed relatively consistent in Pacific Grove, though the 2022 revenues were only a few $100 greater than revenues in 2021. Statewide, the Food & Drug category has shown modest improvement since 2020, around a 1% increase. Consumers are moving towards shopping for groceries and medicine with apps, changing the way that sales tax is distributed. This trend is projected to continue, thus investment in digitized solutions, low cost delivery options, and inventory optimization could help merchants maintain the bottom line and offset price pressures.

4. General Consumer Goods: $198,231

Retailers were negatively impacted during 2020, leading to a decrease in General Consumer Goods sales tax revenue. Pacific Grove experienced a 6.8% decrease in revenue from general consumer goods from 2020 to 2021. HdL estimates a nearly 12% increase in revenues in FY 2022 as tax revenues showed an increase in late 2021. However, as consumer behavior and technology shift more to e-commerce, the outlook for place of sale transactions Statewide should be subdued. The cost of taxable goods is expected to rise faster than sales, and tax receipts could revert to the conventional growth rate of 1-2%.



5. Fuel & Service Stations: $161,580

Fuel & Service Station sales tax revenues increased by 30% from 2021 to 2022, as prices and demand for fuel has significantly increased with an increase in business and leisure travel. California gas prices reached a high $6.30 in June 2022, though prices have since gone down statewide by about $1. Pacific Grove's Fuel & Service Station revenues decreased by less than 1% in FY 2021. Short-term gains are projected as more people are travelling for work and pleasure. This is anticipated to be followed by long-term annual escalations of 2%.

6&7. Business & Industry and Auto & Transportation

The Business & Industry and Auto & Transportation groups make up only a small portion of the total sales tax revenue for Pacific Grove. The Business & Industry makes up only 2.7% of overall sales tax revenue for Pacific Grove, and Auto & Transportation makes up 1.2%. There was a 48% increase from FY 2021 to 2022 for Business & Industry, but only a 1.3% increase for Auto & Transportation. Auto & Transportation tax revenues do not greatly impact Pacific Grove as this category makes up a small percentage of total tax revenues. The Business & Industry category in Pacific Grove had the largest decrease in sales tax revenue of 27.4% for FY 2021 versus 2020 as the state was, and continues to, struggle with Pandemic-related challenges like raw material and qualified worker shortages. Fulfillment centers heavily influenced growth through online sales and the continued shift of taxes from countywide pools to agencies with these in-state facilities.

Top 25 Sales Tax Producing Businesses
(listed in alphabetical order)

- Ace Hardware
- Asilomar Conference Center
- Beach House at Lovers Point
- Fandango
- Fishwife
- Forest Hill Shell
- Grill at Point Pinos
- Hayward Lumber
- Home Lighter
- Il Vecchio
- International Cuisine
- Julia's Vegan & Vegetarian Restaurant
- Lucky
- Mum's Place
- One Stop Chevron Gas & Food Mart
- P G 89 Smog & Auto Repair
- Pacific Grove Shell
- Passionfish
- Peppers Mexicali Café
- Rite Aid
- Safeway
- Trader Joe's
- Visions Design Center
- Vivolos Chowder House
- Wild Fish Restaurant

The FY 2022 top 100 sales tax producers in Pacific Grove, representing 94.36% of all sales tax producers, increased by 26% from FY 2020-21. The following businesses make up the top 25 sales tax producing businesses in Pacific Grove, which represents about 62% of total sales tax revenues. The top 25 businesses fall into the top five major sales tax producing industry groups, including:

- Restaurant & Hotels (12): Casual dining, fine dining, food delivery/catering
- Building & Construction (3): Building materials, plumbing/electrical supplies, contractors
- Food & Drug (5): Grocery stores, drug stores
- General Consumer Goods (1): Home furnishings
- Fuel & Service Station (4): Service stations

PACIFIC GROVE LOCAL RECAP

Pacific Grove City staff and Chamber of Commerce representatives have spoken with a variety of businesses over the past 2 ½ years and many have echoed the sentiments heard throughout the State of California regarding challenges and opportunities experienced as a consequence of the COVID-19 Pandemic. Business owners in Pacific Grove are seeing the effects of supply chain disruption through delays of shipping goods; timeframes of delivery are not back to normal, causing disruptions to local businesses' abilities to operate as they normally would. Additionally, costs have risen exponentially for products. While sales tax numbers are getting back to pre-pandemic levels, the high cost of doing work is hurting businesses. Some local businesses are continuing to experience staffing issues. For example, some are experiencing a lack of good staffing. Some are having issues with staff shortages; scheduling staff is unpredictable and if one staff person calls in, it is challenging to cover shifts effectively. Additionally, it has been a challenge to recruit and fill qualified management positions. Specifically, candidates chosen for management positions from outside of the area decide not to take a job due to housing prices and availability, making recruitment difficult. There were several local attempts to hold virtual job fairs, but there was little attendance and participation.

While businesses are certainly experiencing hardships, there were a few actions that the City and the Chamber of Commerce took in the last year or so that were helpful to local businesses. The City implemented a Façade Improvement Grant Program in which businesses could apply for up to a $5,000 reimbursement to make improvements to their storefront. There were two phases of the program and funds were drained rapidly as businesses jumped at the opportunity for financial assistance to make improvements to their buildings. The city also streamlined a parklet program during the Pandemic in order to help restaurants expand their outdoor dining. Lastly, now that the COVID-19 Economic Injury Disaster Loan (EIDL) and Paycheck Protection Program (PPP) loans are finished, Employee Retention Tax Credits (ERTC) are stepping up to help businesses financially. The Chamber is working with their partners at the Monterey County Business Council (MCBC) on identifying Pacific Grove businesses that would be good candidates for these funds.

RECOMMENDATIONS FOR SMALL BUSINESS RECOVERY

Cities must proactively work with their small businesses to successfully assist local businesses to recover from the significant challenges they have encountered as a consequence of the COVID-19 Pandemic. The following are realistic and achievable recommendations for Pacific Grove to consider in helping their business communities to recover in the short and long-term.

1. **Establish a 1-day/week Economic Development Coordinator.** This has already been completed within the FY 2022-23 budget. The City Planner has been designated as the Economic Development Coordinator and began holding "Business Wednesdays" each week in August 2022. This position will focus their time on "all things business" that day and reserve the planning functions for the other days of the week. To gauge effectiveness of the 1-day/week Economic Development Coordinator, we recommend tracking time spent on the economic development related projects and at the end of the first year evaluating if more time is needed or the 1-day is still sufficient.
2. **Launch a dedicated Economic Development webpage** (URL: PickPG.org), in partnership with the Pacific Grove Chamber, and with input from the Economic Development Commission, to launch by end of 2022. The website should be continuously monitored and updated with relevant information to help existing businesses thrive and to seamlessly invite potential businesses into the community.

3. **Continue the City's Façade Improvement Program.** The Economic Development Commission should budget money for the Façade Improvement Program annually and continue to monitor the program guidelines to keep it as successful as it has been and more.

4. **Continue the City's successful Parklet Program.** The city streamlined permits for the Parklet Program due to the need to allow for additional outdoor seating at restaurants. It's recommended that city staff bring updated standards to the City Council for approval by end of 2022.

5. **Create a music series event for 2023** in partnership with the Chamber of Commerce. Some of the more successful downtowns in the State of California host events, such as music, that bring residents and visitors into the community. This works especially well when local businesses can be involved in the planning to maximize the visibility for businesses.

6. **Create a restaurant event series for 2023** in partnership with the Chamber of Commerce and local restaurants. This could be in the form of two or three seasonal restaurant week events, or a wine or beer walk. There was an active Pacific Grove Restaurant Week website and Facebook Page, but neither have been updated since 2019 and 2021, respectively. It appears that the last restaurant week was in 2019, more than a year before the Pandemic. Now that restaurants are able to stay open, and many Pacific Grove restaurants have expanded outdoor dining options, this would be a low-effort way to support and promote local restaurants in Pacific Grove.

7. **Create a Shop Local program, including a Digital Gift Card program with Yiftee** to assist small independently owned local businesses. Yiftee worked with more than 100 of California local governments to build a Digital Gift Card program to encourage people to shop at small, locally owned businesses. Many local governments are using American Rescue Plan Act funds to add bonus programs. This has proven to be extremely successful, though not required to create the program.

8. **Design Shop Pacific Grove banners to be installed in Downtown Pacific Grove and the Fairway Shopping Center** on Forest Avenue. This is a popular and effective placemaking effort that helps create a sense of place in a city or a specific commercial district. The moderate California climate helps with the longevity of the banners, as well, making it so they only need to be changed out every few years or so.

9. **Initiate a Business Visitation Program** to have the City Manager, Economic Development Coordinate/City Planner, and Chamber of Commerce CEO and Chairperson of the Economic Development Commission visit two businesses a month to discuss business challenges and opportunities. A Business Visitation Program would help the City stay up to date on challenges and opportunities that local businesses are actually facing. Ideally this would be a meeting at the various businesses throughout the City, however one positive that came out of the COVID-19 Pandemic is the ease of virtual meetings to encourage the continuation of the monthly meetings with business owners and managers.







10. **Hold regular Broker Luncheons** for City Staff, the Chamber of Commerce, and an Economic Development Commission representative to meet quarterly with local commercial real estate brokers and property owners. Similar to the goal of the Business Visitation Program, a quarterly Broker Luncheon would help the city and Chamber of Commerce stay up to date on challenges and opportunities that local brokers, property owners and managers, and real estate professionals are dealing with. These meetings also serve as a unique opportunity for city staff and Chamber representatives to update the groups on projects and programs that may be related to their work.

11. **Continue to explore vacant storefront activation programs**, including the creation of a Makers Space or Craftsman Collective in a vacant storefront in Downtown Pacific Grove. Use the information gathered from the *Request for Information from Small Businesses, Artists, Makers, Entrepreneurs & Commercial Property Owners/Leaseholders Interested in a "Makers Space" or "Craftsman Collective"* released in August 2022 to help inform the process. However, since there were limited responses mainly coming from potential small businesses, we recommend doing additional outreach to private leaseholders/developers to gauge interest in type of program.



TRANSFORMING NEXT STEPS INTO ACTION ITEMS

Businesses throughout the State of California have been greatly impacted by the COVID-19 Pandemic, and the City of Pacific Grove's business community is no exception. While sales tax revenues are rising above pre-pandemic revenues, that is not the only indicator of a healthy local economy. The recommendations above are meant to be realistic and achievable, with proper planning and implementation, in helping the small, locally owned business community recover from the effects of the COVID-19 Pandemic. While all of the recommendations should be considered, the list should be prioritized to identify steps that the City can take in transforming some of the recommendations into action items within the near to short term (6-months to 1-year).

Timeline	Recommended Action Items
November 2022	• Launch dedicated Economic Development webpage (URL: PickPG.org)
December 2022	• Staff to bring Parklet Program standards to City Council for review and consideration • Plan and prepare for 2023 quarterly Broker Luncheon events
January 2023	• Draft and submit plan for a Music and Restaurant Event series in 2023 or 2024 • Budget and design the installation of banners in Downtown PG and Fairway Shopping Center
February 2023	• Establish a schedule for Business Visitation Program to be started immediately
March 2023	• Host Quarter-1 2023 Broker Luncheon event
June 2023	• Host Quarter-2 2023 Broker Luncheon event
July 2023	• Begin evaluation of 1-day/week Economic Development Coordinator position, including time spent on economic development projects, to determine if more time is needed
September 2023	• Host Quarter-3 2023 Broker Luncheon event
December 2023	• Host Quarter-4 2023 Broker Luncheon event • Evaluate programs and consider expanding in 2024



Small Business Recovery Action Plan

City of Pacific Grove

October 2022

HdL ECONSolutions

Small Business Recovery Action Plan Objective

- Examine pre-pandemic through current day sales tax and market data in Pacific Grove and the impacts that Pacific Grove and the Monterey County region have experienced during this time period.
- Recommend realistic and achievable action items to help Pacific Grove's small businesses recover from short and long-term impacts experienced from the COVID-19 Pandemic

Pacific Grove's Business Community

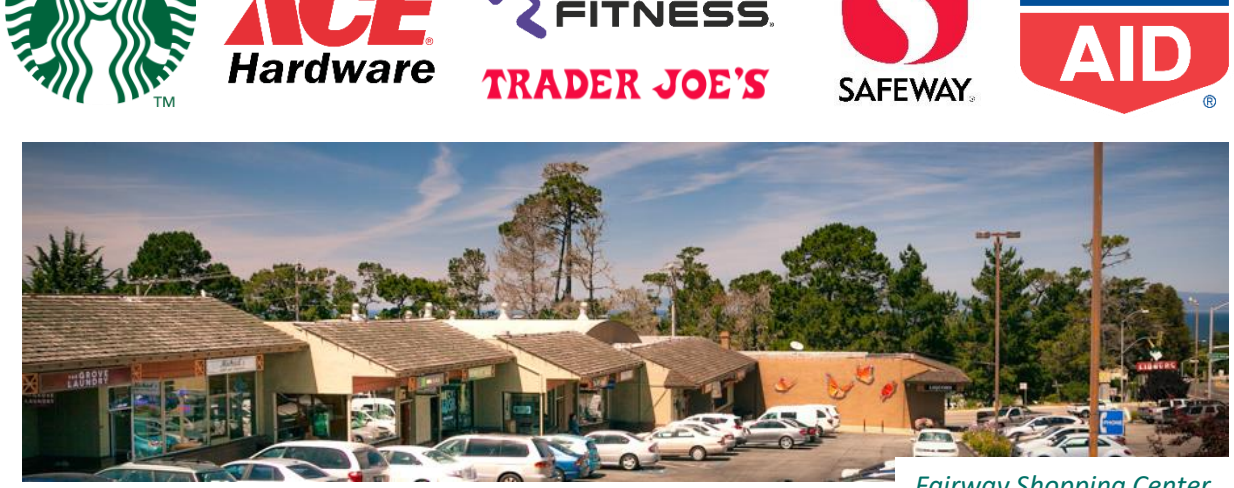
- Diverse mix of retail, restaurants, markets, and professional services
- Popular shopping areas (Downtown and Fairway Shopping Center)
- Successful and unique, historic bed and breakfast inns for tourists
- Approximately 4,300 jobs in Pacific Grove



American Tin Cannery



Downtown Pacific Grove



Fairway Shopping Center

The COVID-19 Pandemic

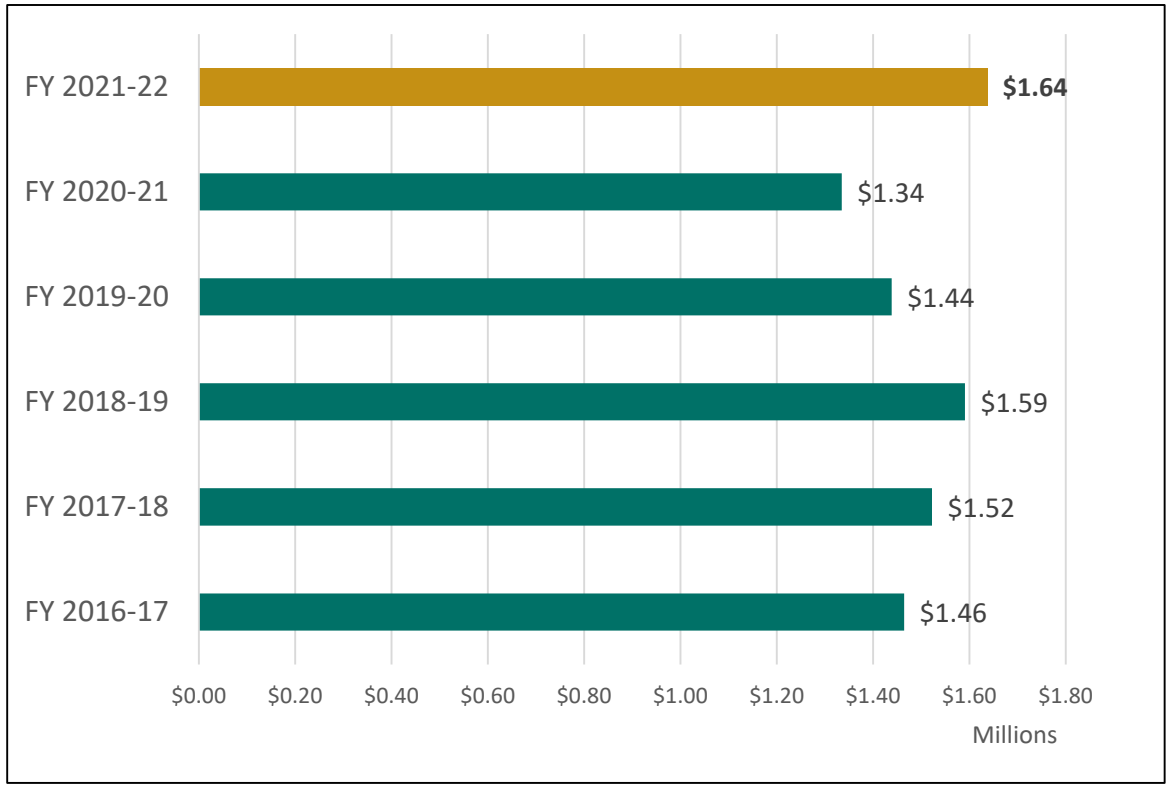
The COVID-19 Pandemic will have broad and long-lasting impacts, as it accelerated and amplified many existing trends and conditions

Business Impacts

- Necessary shelter-in-place orders in 2020 & 2021 caused periodic business closures & drop in sale of products and services throughout California
- Other common economic influences across tax generating groups…
  - Shift to online-shopping
  - Supply chain disruptions
  - Manufacturing slowdowns
  - Employment/labor shortages.
  - Higher labor and raw material costs
- Small, locally owned businesses were hardest hit, particularly restaurants, retailers, and personal service providers by the above economic influences
- Sales tax revenues are mostly back to pre-pandemic numbers in 2022, but many small, independently owned businesses are not back to pre-pandemic cash flow and required revenue margins

City of Pacific Grove Sales Tax Revenues

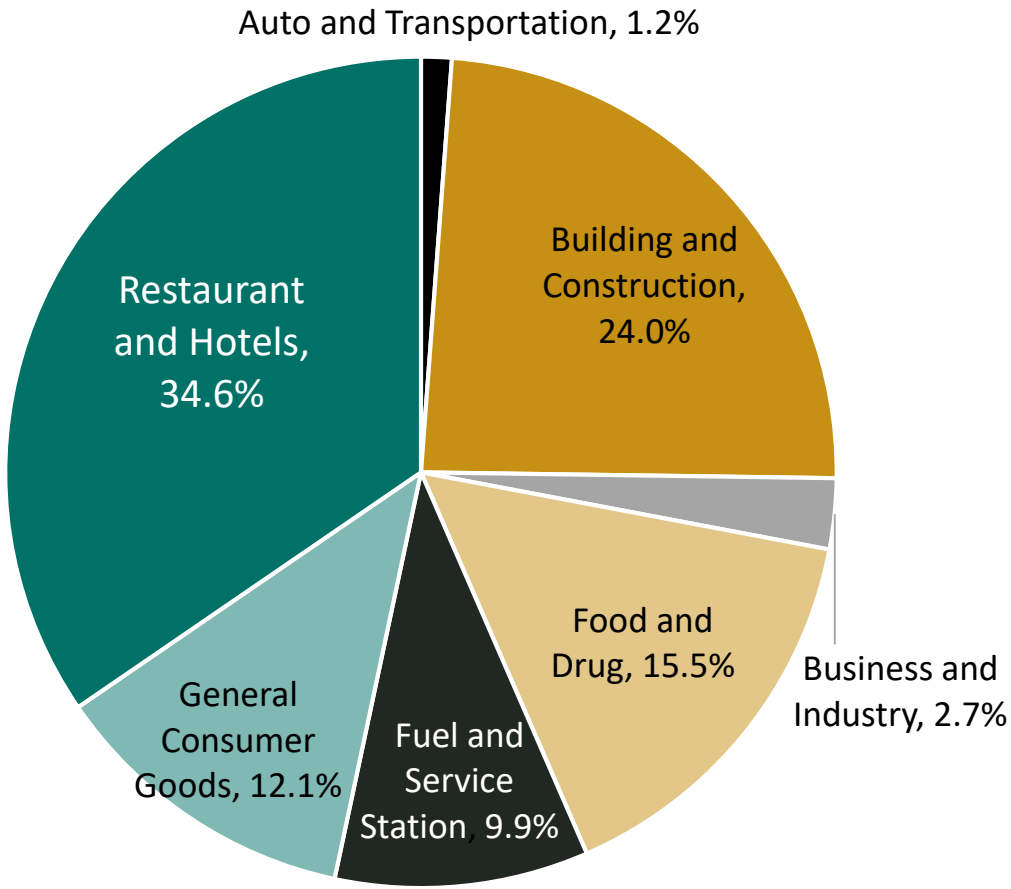
Total Sales Tax Revenue for Pacific Grove FY 2017-2022



- 3% increase from pre-pandemic FY18-19 total sales tax revenues to FY 21-22 revenues were 3% higher
- 12% increase in sales tax revenues from FY 2017 to 2022
- 22.6% Increase from Fiscal Year 21-22 from FY 20-21
- 7.2% decrease in sales tax revenue for FY 20-21 compared to 19-20, and a nearly 10% decrease in sales tax revenues from FY 18-19 to 19-20
- Causes of sales revenue decreases likely included the temporary and permanent business closures, lack of business and leisure travel that occurred in 2020 and 2021, supply chain and manufacturing disruptions and employment/labor shortages

Major Sales Tax Producing Businesses

- Restaurants and Hotels: $565,807
- Building and Construction: $393,504
- Food and Drug: $253,702
- General Consumer Goods: $198,231
- Fuel and Service Station: $161,580
- Business & Industry: $45,025
- Auto & Transportation: $18,473



Top 25 Sales Tax Producing Businesses in PG

(listed in alphabetical order)

- Ace Hardware
- Asilomar Conference Center
- Beach House at Lovers Point
- Fandango
- Fishwife
- Forest Hill Shell
- Grill at Point Pinos
- Hayward Lumber
- Home Lighter
- Il Vecchio
- International Cuisine
- Julia's Vegan & Vegetarian Restaurant
- Lucky
- Mum's Place
- One Stop Chevron Gas & Food Mart
- P G 89 Smog & Auto Repair
- Pacific Grove Shell
- Passionfish
- Peppers Mexicali Café
- Rite Aid
- Safeway
- Trader Joes
- Visions Design Center
- Vivolos Chowder House
- Wild Fish Restaurant

Recommendations for Small Business Recovery

Establish a 1-day/week Economic Development Coordinator

- The City Planner was designated as the Economic Development Coordinator, and weekly "Business Wednesdays" began in August 2022 (approved for the FY 22-23 budget)
- ED Coordinator will focus their time on "all things business" 1-day/week and reserve the planning functions for the other days of the week
- Track time spent on the economic development related projects and at the end of the first year evaluating if more time is needed or the 1-day is still sufficient

Launch a dedicated Economic Development webpage

- Develop in partnership with the Pacific Grove Chamber, and with input from the Economic Development Commission, to launch by end of 2022
- The website should be continuously monitored and updated with relevant information to help existing businesses thrive and to seamlessly invite potential businesses into the community
- URL: PickPG.org

Recommendations for Small Business Recovery

Continue the City's Façade Improvement Program.

- The Economic Development Commission should budget money for the Façade Improvement Program annually and continue to monitor the program guidelines to keep it as successful as it has been and more



Continue the City's successful Parklet Program.

- Continue to streamline permits for the Parklet Program due to accommodate outdoor dining
- Prepare updated standards for approval by end of 2022



Recommendations for Small Business Recovery

Create a Music & Restaurant Event Series for 2023

- Partner with the Chamber of Commerce to develop the music series & involve local businesses in the planning
- Some of the more successful downtowns in the State of California host events, such as music, that bring residents and visitors into the community
- Restaurant series could be in the form of two or three seasonal restaurant week events, or a wine or beer walk
- Both low-effort ways to support and promote local businesses and restaurants in Pacific Grove







Recommendations for Small Business Recovery

Create a Shop Local program, including a Digital Gift Card program with Yiftee

- Assists small, independently owned local businesses.
- Yiftee has worked with more than 100 of California local governments to build a Digital Gift Card program to encourage people to shop at small, locally owned businesses.
- Many local governments are successfully using American Rescue Plan Act (ARPA) funds to add a bonus gift card component



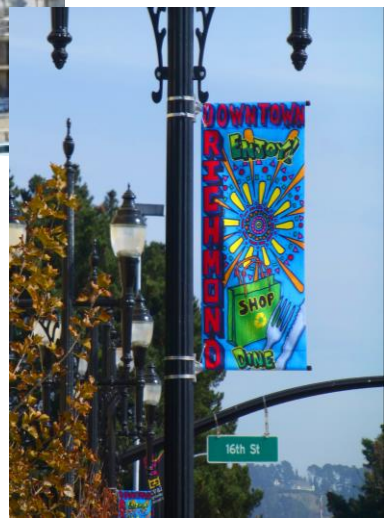
Recommendations for Small Business Recovery

Design Shop Pacific Grove banners

- Install in Downtown Pacific Grove and the Fairway Shopping Center on Forest Avenue.
- A popular and effective placemaking effort that helps create a sense of place in a city or a specific commercial district.
- The moderate California climate helps with the longevity of the banners, as well, making it so they only need to be changed out every few years or so.







Recommendations for Small Business Recovery

Initiate a Business Visitation Program

- Coordination of two business visitations a month by City Manager, Economic Development Coordinator/City Planner, Chamber of Commerce CEO, and Chairperson of the Economic Development Commission
- A Business Visitation Program would help the City stay up to date on challenges and opportunities that local businesses are actually facing









Recommendations for Small Business Recovery

Hold regular Broker Luncheons

- City Staff, the Chamber of Commerce, and an Economic Development Commission representative to meet quarterly with local commercial real estate brokers and property owners
- A quarterly Broker Luncheon would help the city and Chamber of Commerce stay up to date on challenges and opportunities that local brokers, property owners and managers, and real estate professionals are dealing with
- The meetings serve as a unique opportunity for city staff and Chamber representatives to update the groups on projects and programs that may be related to their work



Recommendations for Small Business Recovery

Continue to explore vacant storefront activation programs

- Use the information gathered from the *Request for Information from Small Businesses, Artists, Makers, Entrepreneurs & Commercial Property Owners/Leaseholders Interested in a "Makers Space" or "Craftsman Collective"*
- Prepare additional outreach to private leaseholders/developers to gauge interest in type of program



Timeline	Recommended Action Items
November 2022	• Launch dedicated Economic Development webpage (URL: PickPG.org)
December 2022	• Staff to bring Parklet Program standards to City Council for review and consideration • Plan and prepare for 2023 quarterly Broker Luncheon events
January 2023	• Draft and submit plan for a Music and Restaurant Event series in 2023 or 2024 • Budget and design the installation of banners in Downtown PG and Fairway Shopping Center
February 2023	• Establish a schedule for Business Visitation Program to be started immediately
March 2023	• Host Quarter-1 2023 Broker Luncheon event
June 2023	• Host Quarter-2 2023 Broker Luncheon event
July 2023	• Begin evaluation of 1-day/week Economic Development Coordinator position, including time spent on economic development projects, to determine if more time is needed
September 2023	• Host Quarter-3 2023 Broker Luncheon event
December 2023	• Host Quarter-4 2023 Broker Luncheon event • Evaluate programs and consider expanding in 2024

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CITY OF PACIFIC GROVE
300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council
FROM: Bill Peake, Mayor
MEETING DATE: December 7, 2022
SUBJECT: Cannabis Retail License
CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Direct the City Manager and City Attorney to create a cannabis license program to authorize one cannabis retail license under the following conditions:

1. Location may be determined following award of license and subject to restrictions described in Nov. 8 general election Measure M.
2. Objective license conditions.
3. License awarded by random draw.

DISCUSSION

The recommended action implements the will of Pacific Grove voters as demonstrated by majority approval of cannabis business advisory ballot Measure M in the November 8, 2022, general election. Measure M is "Should the Pacific Grove City Council be authorized to amend the Municipal Code to allow retail sales of medical or recreational cannabis, limited to one single location within the City, at a location no closer than 1000 feet from any existing licensed Daycare/Preschools, Youth Center, and Schools, to engage in commercial cannabis activities?" The Measure M map of cannabis buffer zones is attached.

Condition 1 eliminates the need for a commercial lease accompanying the license application thus avoiding unnecessary expense by applicants that do not subsequently obtain a license. Any license awarded would be conditional on an acceptable location. Condition 1 also implements the buffer zone excluding cannabis retail locations within 1000 ft. of youth-oriented facilities.

Condition 2 abolishes subjective application requirements to ensure transparency in the application process.

Condition 3 ensures personal bias is not a factor in the award of a license.

Background:

1. November 9, 2016 - California Proposition 64 legalizes the use, sale, and cultivation of recreational cannabis

2. October 25, 2017 - Council directs staff to amend PGMC Chapter 11.100 to continue the prohibition of commercial cannabis
3. September 16, 2020 - Council approves Ordinance No. 20-22 to authorize one cannabis retail license
4. December 16, 2022 - Council rescinds the cannabis retail license process and directs staff to place commercial cannabis on a ballot at the next general election '
5. November 8, 2022 – General election includes cannabis business advisory Measure M

OPTIONS

Provide alternate direction.

FINANCIAL IMPACT:

Estimated annual revenue up to $300,000. Administrative costs unknown.

GOAL ALIGNMENT: Not Applicable.

CITY OF PACIFIC GROVE

300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: Honorable Mayor and Members of the City Council

FROM: Bill Peake, Mayor

MEETING DATE: December 7, 2022

SUBJECT: Public Employment, (Government Code § 54957)
Title: City Manager Performance Evaluation

CEQA: Does not constitute a "Project" per California Environmental Quality Act Guidelines Section 15378

RECOMMENDATION

Receive report and report out, if any, during regular meeting.