

**MINUTES
CITY COUNCIL MEETING
MONDAY, MARCH 21, 2016**

CALL TO ORDER Mayor Shoals called the meeting to order at 6:30 p.m. in the City Hall Council Chambers, 154 South Eighth Street, Grover Beach, California.

MOMENT OF SILENCE

FLAG SALUTE The flag salute was led by Jake Anderson, a 10-year-old, 5th grade student at Fairgrove Elementary School.

ROLL CALL

City Council: Council Members Karen Bright, Barbara Nicolls, Mariam Shah, Mayor Pro Tem Jeff Lee, and Mayor John Shoals were present.

City Staff: Interim City Manager James Copsey, City Attorney Martin Koczanowicz, City Clerk Donna McMahon, Police Chief John Peters, Administrative Services Director Gayla Chapman, Community Development Director Bruce Buckingham, Public Works Director/City Engineer Greg Ray, and Parks & Recreation Program Director Kathy Petker were also present.

CLOSED SESSION ANNOUNCEMENTS

None at this time.

AGENDA REVIEW

Action: Upon unanimous consensus, the Council adopted the agenda as presented.

CEREMONIAL CALENDAR

None at this time.

PRESENTATION

1. Presentation on a Proposed National Marine Sanctuary on the West Coast.

Dave Kirk, President, Port San Luis Obispo Harbor Commission, spoke in opposition to designating a national marine sanctuary along the San Luis Obispo County coastal area and expressed concerns regarding the loss of local control if further federal regulations were placed on the local fishing industry. He also distributed information regarding the proposed national marine sanctuary with letters opposing the proposal.

Butch Powers, President, Port San Luis Commercial Fishermen's Association, spoke in opposition to the designation of a national marine sanctuary along the Central Coast and described government regulations currently placed on commercial fishermen.

PUBLIC COMMUNICATIONS The Mayor opened the floor to any member of the public for comment on items of interest which were within the jurisdiction of the City Council, but were not listed on the agenda.

- A. John Wysong, Grover Beach resident, described the loss of water utility service to his home during the Thanksgiving holiday weekend, as well as recent discussions with the City's claims administrator regarding this incident. He also requested installation of pedestrian safety measures on Oak Park Boulevard.
- B. Judith Bean, President/CEO, Arroyo Grande & Grover Beach Chamber of Commerce, announced the headline entertainment scheduled for the next Stone Soup Music Festival and Street Faire in late August, and noted there was no charge to attend the two-day event.

PUBLIC HEARING

None at this time.

CONSENT AGENDA

Prior to consideration of the Consent Agenda, Item No. 9 was pulled pursuant to the request of Mayor Shoals. Upon request from the Council, staff responded to questions or provided clarification regarding Consent Agenda Item Nos. 5, 6, 8, and 10. It was moved by Council Member Bright and seconded by Council Member Nicolls to approve Consent Agenda Item Nos. 2, 3, 4, 5, 6, 7, 8, 10, 11, and 12, as recommended. The motion carried on the following roll call vote:

AYES: Council Members Bright, Nicolls, Shah, Mayor Pro Tem Lee, and Mayor Shoals.
NOES: Council Members - None.
ABSENT: Council Members - None.
ABSTAIN: Council Members - None.

2. **Treasurer's Report for the Period March 1, 2016 through March 15, 2016.**
Action: Approved the Treasurer's Report as submitted.
3. **Treasurer's Report for the Streets Bond Account (Measure K-14: Grover Beach Street Rehabilitation; Safety Improvement Bond Measure) for the Period March 1, 2016 through March 15, 2016.**
Action: Approved the Treasurer's Report as submitted.
4. **Minutes of the City Council Meeting on January 19, 2016.**
Action: Approved the minutes as submitted.
5. **Amendment to the FY 16 Budget** - Amending the FY 16 Budget for projects in the Capital Improvement Program (CIP) regarding Meter Replacement (CIP 390) and Water Reservoir Maintenance (CIP 391) to be included in the next fiscal year.
Action: Adopted Resolution No. 16-19 amending the FY 16 Budget.

Resolution No. 16-19: A Resolution of the City Council of the City of Grover Beach, California, Adopting the 15th Amendment to the Annual Appropriation Resolution No. 15-26 to Amend the FY 16 Budget.
6. **Authorization to Proceed with a Utility Rate Study** - Authorizing the City to enter into a consultant services agreement to conduct a Utility Rate Study. (Continued from the City Council meeting of March 7, 2016.)
Action: 1) Adopted Resolution No. 16-20 authorizing the City to enter into a contract with Willdan Financial Services and amending the Annual Appropriation Resolution to provide additional funding for the rate study; and 2) authorized the Mayor to execute the contract on behalf of the City.

Resolution No. 16-20: A Resolution of the City Council of the City of Grover Beach, California, Adopting the 15th Amendment to the Annual Appropriation Resolution No. 15-26 to Provide Additional Funding for a Utility Rate Study.
7. **North Oak Park Boulevard Rehabilitation Project: Amendment to the Annual Appropriation Resolution** - Amending the FY 16 Budget to fund street construction on North Oak Park Boulevard from West Grand Avenue to the northern city limit.
Action: Adopted Resolution No. 16-21 amending the Annual Appropriation Resolution to appropriate Water Funds in the amount of \$48,986 to the North Oak Park Boulevard Rehabilitation Project, CIP 276.

Resolution No. 16-21: A Resolution of the City Council of the City of Grover Beach, California, Adopting the 16th Amendment to the Annual Appropriation Resolution No. 15-26 by Providing Funding for the North Oak Park Boulevard Rehabilitation Project, CIP 276.
8. **North Oak Park Boulevard Rehabilitation Project: Award of Construction Management** - Authorizing the City to enter into an agreement for construction management services for the North Oak Park Boulevard Rehabilitation Project, CIP 276.

Action: 1) Adopted Resolution No. 16-22 authorizing the City to enter into a professional services agreement with Cannon in the amount of \$212,848 for construction management, inspection, and materials testing associated with the North Oak Park Boulevard Rehabilitation Project; and 2) authorized the Mayor to execute the agreement on behalf of the City.

Resolution No. 16-22: A Resolution of the City Council of the City of Grover Beach, California, Authorizing the City to Enter into a Professional Services Agreement with Cannon to Provide Construction Management Services Associated with the Construction of the North Oak Park Boulevard Rehabilitation Project.

10. **Authorization to Establish the Job Classification of a Capital Improvement Program (CIP) Project Manager and Affirming the Salary Range** - Establishing the job class and salary range of Capital Improvement Project Manager to assist with capital improvement projects related to street construction projects and public infrastructure improvements in relation to the Grover Beach Lodge Project.

Action: 1) Adopted Resolution No. 16-23 amending the Classification and Compensation Plan authorizing a full-time Capital Improvement Project Manager job classification, 2) adopted Resolution No. 16-24 amending the number of positions authorized; 3) authorized staff to proceed with the recruitment process for a Capital Improvement Project Manager.

Resolution No. 16-23: A Resolution of the City Council of the City of Grover Beach, California, Amending Resolution No. 02-73 Establishing the Classification of Capital Improvement Project Manager and Adding a Salary Range for the Job Class of Capital Improvement Project Manager.

Resolution No. 16-24: A Resolution of the City Council of the City of Grover Beach, Amending the Position Authorization Resolution No. 15-27 to Authorize a Full-time Capital Improvement Project Manager Position.

11. **Authorization to Enter into a Contract to Prepare an Economic Development Strategy Update** - Authorizing a contract for consultant services to update the City's economic development strategy to incorporate recent economic development-related issues and activities within the city and to outline a strategy for its implementation.

Action: Adopted Resolution No. 16-26 authorizing the City Manager to enter into an agreement with BAE Urban Economics for professional services to prepare an Economic Development Strategy Update.

Resolution No. 16-26: Resolution of the City Council of the City of Grover Beach Authorizing the City to Enter into a Professional Services Agreement with BAE Urban Economics to Prepare an Economic Development Strategy.

12. **Consideration of a Letter of Support to Senator Cannella for Senate Bill 1197 - Intercity Rail Corridor Extensions** - Sending a letter in support of SB 1197 which would provide for the extension of affected rail corridors to extend intercity rail service beyond the defined boundaries of the corridor.

Action: Authorized the Mayor to sign a letter on behalf of the City to the Honorable Anthony Cannella in support of SB 1197.

ORDER OF THE DAY: At this time, the Order of the Day was amended to consider Pulled Consent Agenda Item No. 9 prior to the Regular Business items.

PULLED CONSENT AGENDA ITEMS

9. **Contract Amendment - Engineering Project Manager.**

Public Works Director/City Engineer Ray briefly described the proposed amendment to the contract with Hollenbeck Consulting regarding consulting project management services for street rehabilitation and repair projects funded with Measure K-14 bond funds, as well as street construction on North Oak Park Boulevard from West Grand Avenue to the northern city limits. He then responded to questions from the Council.

Brief discussion was held regarding the consulting services provided by Hollenbeck Consulting, project management costs, and the anticipated assistance that a full-time Capital Improvement Project Manager will be able to provide once the recruitment process to fill that position was completed.

Action: It was moved by Mayor Pro Tem Lee and seconded by Council Member Shah to: 1) adopt Resolution No. 16-27 amending the contract with Hollenbeck Consulting for Engineering Project Manager services related to CIP 295: Street Rehabilitation and Repair Program and CIP 276: North Oak Park Boulevard Rehabilitation Project; and 2) authorize the City Manager to execute the contract amendment on behalf of the City. The motion carried on the following roll call vote:

AYES: Council Members Bright, Nicolls, Shah, Mayor Pro Tem Lee, and Mayor Shoals.
NOES: Council Members - None.
ABSENT: Council Members - None.
ABSTAIN: Council Members - None.

Resolution No. 16-27: Resolution of the City Council of the City of Grover Beach, California, Amending the Contract for Project Management Services Related to the Street Rehabilitation and Repair Project, CIP 295 and the North Oak Park Rehabilitation Project, CIP 276.

ORDER OF THE DAY: At this time, the Order of the Day resumed to the agenda as posted.

REGULAR BUSINESS

13. Consideration of a Resolution Revising City Council Committee Assignments for Calendar Year 2016.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. Interim City Manager Copsey reviewed the request for the City Council to consider appointing a representative and an alternate to attend meetings regarding the Pismo Beach Regional Groundwater Sustainability Project (PBRGSP), a regional recycled water project.

Mayor Shoals invited comments from those in the audience who wished to be heard on this matter. No public comments were received at this time.

Council Members commented with regard to their individual availability to attend the meetings. Mayor Shoals volunteered to serve as the Council's representative. Mayor Pro Tem Lee volunteered to serve as the alternate representative.

Action: It was moved by Mayor Pro Tem Lee and seconded by Council Member Bright to: 1) appoint Mayor John Shoals as the Council's representative and Mayor Pro Tem Jeff Lee as the alternate representative to the PBRGSP; and 2) adopt Resolution No. 16-28 revising City Council appointments for the remainder of the calendar year. The motion carried on the following roll call vote:

AYES: Council Members Bright, Nicolls, Shah, Mayor Pro Tem Lee, and Mayor Shoals.
NOES: Council Members - None.
ABSENT: Council Members - None.
ABSTAIN: Council Members - None.

Resolution No. 16-28: A Resolution of the City Council of the City of Grover Beach, California, Revising City Council Committee Assignments for Calendar Year 2016.

14. 2015 Annual Report on the Status of the General Plan.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. Community Development Director Buckingham briefly reviewed the annual report regarding the status of the General Plan and progress made towards implementing its goals and

policies. He then responded to questions from the Council regarding the information contained in the report.

Discussion was held regarding updating or combining some of the older Elements of the General Plan document, and addressing this matter during the Council's review of the Goals and Work Program for the next fiscal year.

Action: 1) The report was received and filed; and 2) staff was provided with direction to submit the report to the State in accordance with statutory requirements.

15. Discussion Regarding the Setting of City Goals and Work Program for FY 17.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. Interim City Manager Copsey provided an overview of the upcoming fiscal year with regard to projected revenues, and expenditures, and the significant amount of work activity anticipated due to the schedule of capital improvement projects. He also noted concerns regarding the Water Enterprise Fund due to the successful water conservation efforts by the City's water customers, which correspondingly resulted in a significant drop in water sales revenues. He then presented a draft of the Goals and proposed Work Program for FY 17 and responded to questions from the Council.

Discussion ensued regarding amendments to the proposed Work Program for the coming fiscal year, with staff responding to questions from the Council.

Action: Upon consensus of the City Council, the primary Goals for FY 17 would remain as presented, and direction was provided to staff on amendments to the Work Program in preparation for the development and finalization of the FY 17 Budget.

PULLED CONSENT AGENDA ITEMS

Consent Agenda Item No. 9 was discussed earlier in the meeting.

COUNCIL COMMITTEE REPORTS

Council Member Bright stated that she had no committee reports at this time.

Council Member Shah reported on meetings of the Homeless Services Oversight Council and the Housing Trust Fund. She also commented on recent efforts by the City of Paso Robles to clean up a homeless encampment in the north San Luis Obispo County area.

Council Member Nicolls reported on the meeting of the Community Action Partnership of San Luis Obispo County; described a site visit to the Head Start Program in Nipomo, praising the program's success; and stated that the meeting for South County Transit had been postponed.

Mayor Pro Tem Lee reported on meetings of the Integrated Waste Management Authority, the San Luis Coastal Regional Sediment Management Plan Steering Committee, and the Zone Three Advisory Committee. He also noted that the next meeting of the Economic Vitality Corporation was scheduled for later that same week.

Mayor Shoals reported on meetings of the South San Luis Obispo County Sanitation District; the San Luis Obispo Council of Governments, describing the proposal for a countywide half-cent sales tax for transportation improvements; and the San Luis Obispo Regional Transit Authority. He then announced that the next regularly scheduled meeting of the Five Cities Fire Authority had been cancelled.

COUNCIL COMMUNICATIONS

- A. Council Member Shah described efforts currently underway by local non-profit organizations to secure a site for a temporary warming shelter for the following winter months and announced details regarding the group's next meeting.
- B. Council Member Bright noted an increase in commercial trucks traveling on Brighton Avenue, even though the street was not an authorized truck route. She then requested

installation of a speed limit sign on Brighton Avenue. In response to citizen requests for a pedestrian crosswalk on Oak Park Boulevard and Brighton Avenue, she commented that the issue had been reviewed several times by the City as to why a crosswalk or a controlled intersection was not recommended at that intersection.

Interim City Manager Copsey encouraged residents to contact the Police Department if they observe commercial trucks frequently traveling residential streets, noting that the Police Department could notify and inform the business owner of the designated truck routes for commercial truck drivers to observe when traveling through Grover Beach.

- C. Mayor Pro Tem Lee inquired and received confirmation that staff was aware of an upcoming special event being planned this October on Pismo State Beach called "The Race of Gentlemen" or "TROG", and that staff was working with the Chamber of Commerce to prepare for the anticipated large volume of race participants and visitors.
- D. Mayor Shoals announced, commented or requested information on the following items:
- *Channel Counties Division dinner meeting*: to be held in Atascadero on April 15, 2016;
 - *Letter to Senator Monning and Assembly Member Achadjian regarding the California Youth Authority facility* - Mayors in San Luis Obispo County had all agreed to sign a letter in support of allowing the site of the former California Youth Authority facility near Paso Robles to be modified for use as an emergency shelter and transitional housing;
 - *Homeless Encampment near Meadow Creek and North 4th Street* - Police Chief Peters confirmed that the City was working with State Parks, the City of Pismo Beach, and the 5Cities Homeless Coalition in preparation for a clean up effort of the homeless encampment along Meadow Creek and North 4th Street to be conducted sometime in April. Chief Peters described notification efforts already conducted with the campers and noted that State Parks was the lead agency in this effort as the encampment was located primarily on property owned by the State;
 - *Medical Marijuana* - Mayor Shoals stated that he'd been contacted by citizens interested in establishing a local medical marijuana business and would forward the information to the Interim City Manager. Police Chief Peters commented that he'd also met with interested business owners and had recently attended a symposium regarding issues being addressed by law enforcement agencies in Colorado as a result of legalized medical marijuana;
 - *"Breakfast with the Mayor" event sponsored by the Chamber of Commerce* - Positive feedback had been received from local residents and businesses owners who had attended the event. Mayor Shoals commended his Council colleagues, City staff, and the community on working collaboratively to achieve many of the positive improvements in Grover Beach; and
 - *Special City Council Workshop on Tuesday, April 12, 2016* - regarding streets.

CITY MANAGER'S REPORTS AND COMMENTS

Interim City Manager Copsey announced details of two upcoming City Council workshops on:

- *Tuesday, April 12, 2016 at 6:00 p.m., City Hall Council Chambers* - to discuss future rehabilitation and traffic calming improvements specifically regarding Long Branch Avenue and Newport Avenue; and
- *Tuesday, April 26, 2016 at 5:30 p.m. at the Ramona Garden Park Center* - to discuss homeless and transient population issues impacting local businesses. He noted that the workshop would also include a presentation from the Chamber of Commerce.

CITY ATTORNEY'S REPORTS AND COMMENTS

None at this time.

CLOSED SESSION

At 9:37 p.m., the Council met in Closed Session regarding the following items:

1. **Public Employment**
Pursuant to Government Code Section 54957
Title: City Manager

2. **Conference with Legal Counsel – Existing Litigation**
Pursuant to Government Code Section 54956.9(d)(1)
Santa Maria Valley Water Conservation District v. City of Santa Maria, etc., et al,
and Related Cross-Actions: Santa Clara Superior Court Case No. CV 770214

Closed Session Announcements: At 10:31 p.m., Mayor Shoals reconvened the meeting in open session with all Council Members present, and announced there were no reportable actions taken during Closed Session.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Shoals adjourned the meeting at 10:32 p.m.

/s/ JOHN P. SHOALS, MAYOR

Attest:

/s/ DONNA L. McMAHON, CITY CLERK
(Approved at CC Mtg 04/18/2016)