

**MINUTES
CITY COUNCIL MEETING
MONDAY, JANUARY 8, 2018**

CALL TO ORDER Mayor Shoals called the meeting to order at 6:00 p.m. in the City Hall Council Chamber, 154 South Eighth Street, Grover Beach, California.

MOMENT OF SILENCE

FLAG SALUTE The flag salute was led by Mayor Shoals.

ROLL CALL

City Council: Council Members Jeff Lee, Barbara Nicolls, Mayor Pro Tem Mariam Shah, and Mayor John Shoals were present. Council Member Debbie Peterson was absent.

City Staff: City Manager Matthew Bronson, City Attorney David Hale, City Clerk Donna McMahon, Police Chief John Peters, Community Development Director Bruce Buckingham, Public Works Director/City Engineer Greg Ray, Parks & Recreation Program Director Kathy Petker, Capital Improvement Program Manager Erin Wiggin, and Management Analyst-Human Resources Karla Mattocks were also present.

Also present were Fire Chief Steve Lieberman and Battalion Chief Riki Heath, Five Cities Fire Authority; and Parks, Recreation & Beautification Commissioner Maalaea Quirk.

CLOSED SESSION ANNOUNCEMENTS

None at this time.

AGENDA REVIEW Mayor Shoals requested the Council consider Agenda Item No. 3 prior to the other Ceremonial Items given the employee being recognized this evening was also on duty time.

Action: Upon consensus (Council Member Peterson absent), the Council adopted the agenda as modified.

CEREMONIAL CALENDAR

ORDER OF THE DAY: Pursuant to Council consensus during Agenda Review, Agenda Item No. 3 was considered at this time.

3. Introduction of the Employee of the Year - Sergeant Celis Rabena.

City Manager Bronson described the City's Annual Employee Recognition Program and introduced the 2017 Employee of the Year award recipient, Sergeant Celis Rabena. Police Chief Peters announced that Sergeant Rabena had also been selected by his peers for recognition as the Police Officer of the Year. The Council thanked Sergeant Rabena for his hard work and dedicated service to the community.

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

1. Certificates of Appreciation - Holiday of Lights Award Winners.

Parks and Recreation Program Director Petker described the annual program to recognize holiday displays at residences and businesses. The City Council, Parks, Recreation & Beautification Commissioner Quirk, and Parks & Recreation Program Director Petker presented Certificates of Appreciation to the following Holiday of Lights award recipients/representatives or announced the names for the award winners who were not present:

Business Categories

- Best Business:

1st Place: Proud Pooch, 1183 W. Grand Avenue
2nd Place: Animal Kingdom, 1675 W. Grand Avenue

- Best Use of Lights:

Tie for 1st Place: Velocity Tint, 1351 W. Grand Avenue, and
Shell Beach Floral, 260 W. Grand Avenue
2nd Place: Spoon Trade, 260 W. Grand Avenue

- Best Window Painting:

Tie for 1st Place: Farmers Insurance, 901 W. Grand Avenue, and
Beacon Clinic of Chiropractic, 902 W. Grand Avenue

Tie for 2nd Place: SLOCO Printing, 1635 #A, W. Grand Avenue, and
The Best Pizza, 1301 W. Grand Avenue

- **Best Classic Display:**
1st Place: Home Instead, 171 N. 9th Street
2nd Place: Chevron, 1284 W. Grand Avenue

Residence Categories

- **Mayors Award – Best Overall in Originality:**
1st Place: 1654 Seabright Avenue
Tie for 2nd Place: 600 Manhattan Avenue and 1965 Carmel Court
- **City Council Award – Best Original Use of Animation:**
1st Place: 952 Margarita Avenue
2nd Place: 1205 San Sorrento Court
- **Commissioner’s Award – Best Use of Lights:**
Tie for 1st Place: 1416 Mentone Avenue and 844 Seabright Avenue
2nd Place: 30 Jalama Court
- **Best Theme – Best Use of a Consistent Theme:**
1st Place: 634 Manhattan Avenue
2nd Place: 1190 Margarita Avenue
- **Simple Elegance Award – Best Display Demonstrating Simplicity and Grace:**
1st Place: 1158 Monaco Court
2nd Place: 1425 Long Branch Avenue

2. Proclamation Declaring January 2018 as “Women’s March San Luis Obispo Month”.

The Mayor read the proclamation into the record.

Action: It was moved by Council Member Lee and seconded by Mayor Pro Tem Shah to approve the Proclamation declaring January 2018 as, “Women’s March San Luis Obispo Month”. The motion carried on the following roll call vote:

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

Mayor Shoals and members of the City Council presented the proclamation to Pat Harris and Andrea Chmelakova from the organization Women’s March SLO.

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. No public comments were received at this time.

CONSENT AGENDA

Prior to consideration of the Consent Agenda, staff responded to a question on a payment description in Consent Agenda Item No. 4. It was then moved by Council Member Lee and seconded by Mayor Pro Tem Shah to approve Consent Agenda Item Nos. 4, 5, 6, 7, 8, 9 and 10 as recommended. The motion carried on the following roll call vote:

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

4. Treasurer’s Report for the Period November 30, 2017 to January 4, 2018.

Action: Approved the Treasurer’s Report as submitted.

5. Treasurer’s Report for the 2016 Streets Bond Account - \$8,000,000 (Measure K-14: Grover Beach Street Rehabilitation; Safety Improvement Bond Measure) for the Period November 30, 2017 to January 4, 2018.

Action: Approved the Treasurer’s Report as submitted.

6. **Treasurer's Report for the 2017 Streets Bond Account - \$15,000,000 (Measure K-14: Grover Beach Street Rehabilitation; Safety Improvement Bond Measure) for the Period November 30, 2017 to January 4, 2018.**

Action: Approved the Treasurer's Report as submitted.

7. **Minutes of the Special City Council Meeting on Monday, September 25, 2017.**

Action: Approved the minutes as submitted.

8. **Second Reading and Adoption of Ordinance Nos. 17-09 and 17-10 Amending Articles IX and III of the Grover Beach Municipal Code and Approval of a Local Coastal Program Amendment Regarding the Establishment, Operation, and Regulation of Commercial Medical Cannabis Uses.**

Action:

- 1) Adopted Ordinance No. 17-09 amending Article IX of the Grover Beach Municipal Code to increase the maximum number of medical cannabis retail uses to four and make revisions consistent with state law;
- 2) Adopted Ordinance No. 17-10 amending Article III of the Grover Beach Municipal Code to revise definitions and make revisions consistent with state law; and
- 3) Adopted Resolution No. 18-01 approving a Local Coastal Program Amendment.

Ordinance No. 17-09: An Ordinance of the City Council of the City of Grover Beach Repealing and Replacing Subsection A of Section 4/10/045 of Chapter 4, of Article IX and Amending Subsection D and F and Subdivision 1 of Subsection G of Section 4.10.045 of Chapter 4, of Article IX and Section 9.10.020 of Chapter 9, of Article IX to Increase the Number of Retail Uses to Up to Four and Make Revisions Consistent with Recent State Law Changes. (Second Reading)

Ordinance No. 17-10: An Ordinance of the City Council of the City of Grover Beach Amending Chapter 18, Article II of the Grover Beach Municipal Code Amending Subsection (A) of Section 4000.10, Section 4000.20, Subdivision (4) of Subsection (A) of Section 4000.50, Section 4000.160, Section 4000.170, Section 4000.190, Subsection (D) of Section 4000.210, Subsection (C) of Section 4000.220, Subsections (A) and (B) of Section 4000.230 and Section 4000.240 to Revise Definitions and Make Revisions Consistent with Recent State Law Changes. (Second Reading)

Resolution 18-01: A Resolution of the City Council of the City of Grover Beach Authorizing and Directing the Community Development Director to Submit the Local Coastal Implementation Amendment Associated with Ordinance No. 17-09 to the California Coastal Commission for Final Certification.

9. **Authorization to Amend the Compensation Plan for Janitor (P/T), Recreation Coordinator (P/T), and Staff Assistant Classifications.**

Action: Adopted Resolution No. 18-02 amending the salary range for certain job classifications and eliminating certain job classifications.

Resolution No. 18-02: A Resolution of the City Council of the City of Grover Beach, California, Amending the Salary Range for the Job Classification of Janitor (P/T) and Removing Classifications of Staff Assistant and Recreation Coordinator (P/T).

10. **Authorization to Amend the Classification and Compensation Plan for the Classification of Public Works Supervisor (Exempt).**

Action: Adopted Resolution No. 18-03 amending the salary range for the job classification of Public Works Supervisor (Exempt).

Resolution No. 18-03: A Resolution of the City Council of the City of Grover Beach, California, Amending Resolution No. 02-73 Increasing the Salary Range for Public Works Supervisor Job Classification (Exempt).

PUBLIC HEARING

11. **Introduction and First Reading of an Ordinance to Regulate the Use of Expanded Polystyrene Products.**

Mayor Shoals read the title to the foregoing item, declared the Public Hearing open, and deferred to staff for a report. City Manager Bronson provided an overview of the staff report and proposed ordinance to regulate the use of expanded polystyrene (EPS) products. He noted the proposed ordinance was prepared to be consistent with similar regulations established by other cities within San Luis Obispo County and, following previous Council deliberation on the matter, staff incorporated a change removing the cost threshold for a hardship exemption.

Mayor Shoals invited comments from those in the audience who wished to be heard on this matter.

The following individuals spoke in support of the proposed Ordinance:

- Cynthia Repogle, San Luis Obispo County Chapter of Surfrider Foundation, requested also requiring straws and plastic utensils be provided only upon request; and
- Janine Rands, SLO Foam Free, commented that she anticipated the County would also take action to regulate the use of EPS products.

There were no further public comments received at this time and the Mayor closed the Public Hearing.

Brief Council discussion was held on the proposed ordinance, outreach efforts conducted by the Chamber of Commerce, and businesses that would be impacted by the new regulations.

Council Member Lee suggested replacing the term “police power” with the term “authority” in the first “Whereas” paragraph of the draft ordinance.

Action: It was moved by Council Member Lee and seconded by Council Member Nicolls to amend the first paragraph of the ordinance to delete the term “~~police powers~~” and replace it with the term “authority” (deleted text denoted with ~~strikeout~~ font, added text denoted with double underline font), introduce Ordinance No. 18-01, as amended, and schedule second reading and adoption of the Ordinance at the next regularly scheduled City Council meeting. The motion carried on the following roll call vote:

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

Ordinance No. 18-01: An Ordinance of the City Council of the City of Grover Beach, California, Adding Chapter 7 to Article V of the Grover Beach Municipal Code to Regulate Expanded Polystyrene Products. (First Reading only)

REGULAR BUSINESS

12. Appointments to the Planning Commission.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. Community Development Director Buckingham provided an overview of the Advisory Body Screening Committee’s recommendations for appointments to the Planning Commission.

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 Member Nicolls noted that the Screening Committee was unanimous in its recommendations to the Council.

Action: It was moved by Council Member Nicolls and seconded by Mayor Pro Tem Shah to accept the Screening Committee’s recommendations and adopt Resolution No. 18-04 to:

- re-appoint Ron Rodman to fill the remainder of the four-year term of office, scheduled to expire on May 31, 2020;
- appoint David Halverson to fill the remainder of the four-year term of office, scheduled to expire on May 31, 2021; and

- in the event of an unscheduled vacancy on the Planning Commission during calendar year 2018, schedule Council consideration of appointing Karen Bright to fill the remainder of the Commission term.

The motion carried on the following roll call vote:

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

Resolution No. 18-04: Resolution of the City Council of the City of Grover Beach, California, Authorizing the Appointment of Ron Rodman and David Halverson to the Grover Beach Planning Commission.

At this time, Planning Commissioners Rodman and Halverson were introduced to the Council and members of the audience.

13. Ramona Garden Park Improvements.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. Capital Improvement Project Manager Wiggins provided an overview of current park and facility conditions at Ramona Garden Park. She outlined basic maintenance needs, proposed service enhancements and optional facility improvements, and described additional technology and architectural enhancements that could improve the quality of the Ramona Garden Park Center. Staff then responded to questions from the Council.

Discussion was held on the proposed improvements, estimated costs, and reaching out to local service groups to determine interest in sponsoring one or more of the improvements. Additional discussion was held on the proposal for a public kiosk and monument sign.

Action: Upon consensus of the Council (Council Member Peterson absent), direction was provided for staff to schedule future Council discussion on the topic of City signage and establishing uniform signage standards.

Mayor Shoals invited comments from those in the audience who wished to be heard on this matter.

Wayne Embrey, Grover Beach resident, objected to spending City resources on improvements to Ramona Garden Park, citing years of deferred maintenance at 16th Street Park.

There were no further public comments received at this time.

Discussion was held on conducting a needs assessment of all City facilities, establishing a strategy for systematically approaching facility improvements, the Council goal-setting session scheduled to be held in February and a discussion on Capital Improvement Projects to be held in March. It was noted that the City had received grant funds specifically designated for improvements at Ramona Garden Park, which prompted discussions on this particular park. Additional discussion was held on surveying local businesses and past user groups to ascertain specific needs and amenity requirements to stimulate use of the facility. Discussion continued with the Council commenting on the proposed improvements.

Action: Upon consensus, (Council Member Peterson absent), direction was provided as follows:

- Ramona Garden Park improvements to consist of (as described in the staff report)
Level 1: Park Restrooms and Community Center Building Exterior Improvements,
Level 2: Community Center Building Interior Improvements, and
Level 3: Park Restrooms, Community Center Building Interior and Exterior Improvements, with the exception of the public information kiosk and installation of a monument sign, which would not be included at this time;
- for staff to provide the Council with more information on proposed technology upgrades; and
- for staff to coordinate with the Chamber of Commerce on surveying businesses and past user groups regarding technology needs/preferences at the Ramona Garden Park Center.

Recess: Upon consensus, the City Council meeting recessed at 7:38 p.m.

Reconvene: At 7:50 p.m., the City Council meeting reconvened with all Council Members present, except for Council Member Peterson who was absent from this meeting.

14. Measure K-14 Street Repair Update.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. City Engineer/Public Works Director Ray provided an update on the progress of street repair projects that were completed as well as currently underway, the associated utility upgrades, and infill sidewalks and enhanced crosswalks. He then described outreach to residents along a two-block area on Long Branch Avenue regarding proposed parking changes. He continued his presentation by outlining plans for repairing Long Branch Avenue between South 3rd and South 10th Streets, noting the higher estimated costs per block due to construction of infill sidewalks, relocation of driveways, and new parkways. In conclusion, he described plans for the next street repair project comprised of 10 blocks in the northwest corner of the city. He then responded to questions from the Council.

Discussion ensued on various options for narrowing Long Branch Avenue and the revised construction schedule if the project were to be delayed due to a re-design and re-bid.

Mayor Shoals invited comments from those in the audience who wished to be heard on this matter.

Wayne Embrey, Grover Beach resident, suggested installing a striped turn lane down the middle of Long Branch Avenue rather than a median, and installing a right-turn only lane on southbound Oak Park Boulevard at West Grand Avenue.

A female speaker who did not provide her name, expressed concerns regarding high vehicle speeds observed near Mentone Basin Park.

Todd Mitchell, Grover Beach resident, requested prioritizing Manhattan Avenue from 9th to 10th Streets for street rehabilitation.

There were no further public comments received at this time.

Council discussion continued on whether to re-design the Long Branch Avenue project and previous public engagement efforts through community workshops and Council meetings.

Action: Upon consensus of the Council (Council Member Peterson absent), the following direction was provided to staff:

- *Long Branch Avenue Street Repair Project:*
Proceed with the project as designed; consider alternate funding sources, whenever possible, to enhance planned street improvements; conduct a community workshop/neighborhood meeting within the project area to discuss: the option of providing a slurry seal, parking and median options, and traffic safety concerns for the area of Oak Park Boulevard and West Grand Avenue;
- *Traffic Safety Improvements:*
Schedule Council discussion in February or March regarding potential improvements for pedestrian and traffic safety improvements for the following areas: South 16th Street, 4th Street, Oak Park Boulevard, West Grand Avenue, and Long Branch Avenue; and
- *Community Outreach:*
Conduct additional outreach to property owners during the design phase for projects that go beyond the scope of standard street re-paving.

15. Appointment of Mayor Pro Tem for Calendar Year 2018.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. City Attorney Hale described the annual process for the directly-elected Mayor to appoint a Mayor Pro Tem.

Mayor Shoals thanked Council Member Shah for her service as Mayor Pro Tem over the past year, noted two Council Members had expressed an interest in serving as Mayor Pro Tem for the coming year, and that he was interested in rotating the appointment. He then announced the appointment of Council Member Jeff Lee as Mayor Pro Tem from this point forward.

Mayor Pro Tem Lee thanked Mayor Shoals for the appointment.

COUNCIL COMMITTEE REPORTS

Council Member Nicolls noted that she had missed the South County Transit meeting due to illness and had also missed the recent Arroyo Grande & Grover Beach Chamber of Commerce meeting when the new President/Chief Executive Officer was introduced.

Council Member Shah reported on the meeting of Visit SLO CAL.

Mayor Pro Tem Lee stated that he had no committee meeting reports at this time.

Mayor Shoals reported on meetings of the San Luis Obispo Council of Governments and the San Luis Obispo Regional Transit Authority. He noted that he had missed the South San Luis Obispo County Sanitation District meeting due to illness. He then reported on the meeting of the Five Cities Fire Authority which included a discussion on the Reserve Firefighter Program, staffing needs, labor costs, and additional funding needs from partner agencies. He also noted the recent development of a five-year strategic plan to address fire service needs and deferred to Fire Chief Lieberman to provide further details and respond to questions.

Fire Chief Lieberman briefed the Council on critical staffing needs and factors that demonstrated the Reserve Firefighter Program was no longer sustainable. He then responded to questions regarding plans to transition from part-time Reserve Firefighters to full-time Firefighter positions.

Brief discussion was held on potential fiscal impacts to Grover Beach, and upcoming scheduled Council discussions on the City's mid-year budget, which would also include a presentation on the City's 10-year fiscal forecast.

Council Member Peterson was absent from this meeting.

COUNCIL COMMUNICATIONS

- A. Council Member Shah described a recent citizen concern regarding seagulls observed in the public restrooms near the parking lot and entrance to Pismo State Beach, which she thought was under the authority of the nearby golf course and restaurant concessionaire.

Action: Upon consensus of the Council (Council Member Peterson absent), Mayor Shoals confirmed that he would work with staff on preparing a letter to State Parks and the concessionaire, Fin's Seafood Restaurant, regarding maintenance concerns of the State Parks-owned public restrooms.

- B. Mayor Pro Tem Lee announced the schedule for the City's contracted waste hauler to provide curbside pick up of Christmas trees. He then described weather conditions that prompt the opening of the Warming Center and noted that volunteers could sign up online to provide assistance by visiting the website for the 5Cities Homeless Coalition.

- C. Mayor Shoals provided a progress update on the Grover Beach Train Station expansion project. He then commented on recent correspondence the Council received regarding a dispute between neighbors involving chickens being maintained at one of the properties. Brief discussion was held on referring this matter to the Code Compliance Officer.

City Manager Bronson confirmed that he would follow-up on the matter and provide an update to the Council on whether the property owner was in compliance with the City's regulations.

CITY MANAGER'S REPORTS AND COMMENTS

City Manager Bronson announced that the Parks & Recreation Department completed its relocation to the Grover Beach Community Center on Trouville Avenue and that part of the department's former City Hall office space was now being utilized by the City's new Code Compliance Officer.

CITY ATTORNEY'S REPORTS AND COMMENTS

In reference to an earlier Council comment, City Attorney Hale noted that chickens could be considered a public nuisance and that City staff would look into the matter. He then commented on a recent letter issued from the United States Attorney General's Office and noted that any

conflicts between state and federal law regarding cannabis would be addressed by the California Attorney General's Office.

CLOSED SESSION

None at this time.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Shoals adjourned the meeting at 9:41 p.m.

/s/ JOHN P. SHOALS, MAYOR

Attest:

/s/ DONNA L. McMAHON, CITY CLERK
(Approved at CC Mtg 3/19/2018)