

**MINUTES
CITY COUNCIL MEETING
MONDAY, DECEMBER 3, 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 Gilberto Reynoso Sandoval is a 12 year old, 6th grade student from Grover Beach Elementary School.

ROLL CALL

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

City Staff: City Manager Matthew Bronson, City Attorney David Hale, Acting City Clerk Wendi Sims, 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

City Attorney Hale read the following announcement:

On Monday, November 19, 2018 after meeting in Closed Session regarding:

1. **Conference with Labor Negotiators**
Pursuant to Government Code Section 54957.6.
Agency Negotiator: Special Counsel Che Johnson, City Manager Matthew Bronson, Admin. Services Director Gayla Chapman, Asst. Administrative Services Director Eve Byrd, Management Analyst/Human Resources Karla Mattocks, and Accountant Heidi Stockert (May include all or some of the above)
Represented Employee Group: General Employees - (SEIU) Service Employees International Union, Local 620
2. **Conference with Legal Counsel - Anticipated Litigation**
Based on existing facts and circumstances, the legislative body of the local agency has decided to initiate or is deciding whether to initiate litigation
Pursuant to Government Code Section 54956.9(d)(4): One (1) potential case
3. **Public Employee Performance Evaluation**
Pursuant to Government Code Section 54957
Employee: City Attorney
4. **Conference with Labor Negotiators**
Pursuant to Government Code Section 54957.6.
Agency Negotiator: City Council
Unrepresented Employee: City Attorney

the City Council reconvened into open session and announced that direction was given to staff to proceed with litigation.

AGENDA REVIEW

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

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, Resident, made comments regarding water issues

CONSENT AGENDA

Prior to consideration of the Consent Agenda, Item Nos. 3, 6, and 7 were pulled pursuant to the requests of Mayor Pro Tem Lee and Mayor Shoals, respectively.

It was moved by Mayor Pro Tem Lee and seconded by Council Member Nicolls to approve Consent Agenda Item Nos. 1, 2, 4, 5 and 8 as recommended. The motion carried on the following roll call vote:

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

1. Treasurer's Report for the Period November 13 to November 28, 2018.

Action: Approved the Treasurer's Report as submitted.

2. 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 13 to November 28, 2018.

Action: Approved the Treasurer's Report as submitted.

4. Second Reading and Adoption of Ordinance 18-08 to Repeal and Add a new Section 3.50, of Chapter 3 of Article IX of the Grover Beach Municipal Code, Parking Regulations, and Related Sections and Approve a Local Coastal Program Amendment (Development Application 18-46) –. The City Council conduct a second reading of Ordinance No. 18-08, by title only, and adopt Resolution No. 18-100 to approve the LCP Amendment.

Action: 1. Conducted a second reading, by title only, and adopt Ordinance No. 18-08 amending Article IX of the Grover Beach Municipal Code to amend the City's parking regulations; and 2. Adopted Resolution No. 18-104 approving a Local Coastal Program Amendment.)

Ordinance No. 18-08: An Ordinance of the City Council of the City of Grover Beach, California, Deleting and Adding Section 3.50 of Chapter 3 of Article IX Development Code, and Amending, Sections 3.30.030, 3.30.050, of Chapter 3, Sections 4.10.040, 4.10.060, 4.10.070, 4.10.090, 4.10.120, 4.10.150, 4.10.170, 4.10.190, 4.10.200, 4.30.040 of Chapter 4, and Section 9.10.020 of Chapter 9, of Article IX, Development Code, of the Grover Beach Municipal Code

Resolution No. 18-104: A Resolution of the City Council of the City of Grover Beach, California, Authorizing and Directing the Community Development Director to Submit the Local Coastal Implementation Amendment Associated with Ordinance No. 18-08 to the California Coastal Commission for Final Certification

5. Professional Services Agreement for City Attorney Services –The City Council considered a Second Amendment to the City Attorney's Professional Services Agreement to increase his hourly rates.

Action: Approved the attached Amendment to the City Attorney's Professional Services Agreement.

8. Service Employees International Union Memorandum of Understanding for 2018-2019 – The City Council considered adopting the Resolution amending the compensation structure of the Service Employees International Union Memorandum of Understanding for a one year term of 2018-2019.

Action: Adopted Resolution No. 18-103 amending the compensation structure of the Service Employees International Union Memorandum of Understanding for a one year term of 2018-2019.

Resolution No. 18-103: A Resolution of the City Council of the City of Grover Beach, California, Ratifying a Memorandum of Understanding with Service Employees International Union, Local 620 (SEIU) from December 3, 2018 to June 30, 2019.

PULLED CONSENT AGENDA ITEMS

3. Minutes of the City Council Meeting(s) on Monday, November 19, 2018.

Mayor Pro Tem Lee noted that the reportable action from the closed session announcement for the November 19, 2018 meeting was overlooked and wanted to make sure that the minutes were corrected.

Action: Motioned by Mayor Pro Tem Lee and seconded by Council Member Peterson to approve the minutes as revised. Motion was carried on unanimous voice vote.

6. Award of Construction Contract, CIP 3393 Ramona Square Parking Lot (South Lot) and CIP 3000 Community Center Parking Lot Maintenance –

Mayor Shoals read the foregoing title and referred to Public Works Director/Engineer Ray for a brief explanation on the contract on the award of construction contract for construction for the Ramona Garden Square Parking Lot and Community Center Parking lot.

Action: It was moved by Mayor Pro Tem Lee and seconded by Council Member Peterson to adopt Resolution No. 18-101 awarding the contract for construction of CIP 3393 Ramona Square Parking Lot (South Lot) and CIP 3000 Community Center Parking Lot Maintenance to RDZ Contractors, Inc., in the amount of \$78,870.75; authorize the City Manager to sign and affirm construction change orders up to an aggregate of \$15,775.00; and authorize the Mayor to execute the contract on behalf of the City). The motion carried on the following roll call vote:

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

Resolution No. 18-101: A Resolution of the City Council of the City of Grover Beach, California, CIP 3393 Ramona Square Parking Lot (South Lot) and CIP 3000 Community Center Parking Lot Maintenance Awarding the Construction Contract to RDZ Contractors, Inc.

7. Farroll Road and South 16th Street All-Way Stop Control

Mayor Shoals read the foregoing title and referred to Public Works Director/Engineer Ray for a brief staff report regarding the All-Way Stop Control at Farroll road and South 16th Street. Public Works Director/Engineer Ray gave reference to the JHD Consultants analysis on the traffic control. A number of thresholds were considered, and all way stop control is warranted.

Mayor Shoals invited public comments on this item.

Wayne Embree, Grover Beach resident, made comments regarding a new striping method used for better visibility.

Action: The motion was made by Council Member Peterson and seconded by Council Member Shah to adopt Resolution No. 18-102 authorizing installation of all-way stop control at the intersection of Farroll Road and South 16th Street and installation of a new high visibility crosswalk with additional safety enhancements.) The motion carried on the following roll call vote:

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

Resolution No. 18-102: A Resolution of the City Council of the City Of Grover Beach, California, Approving the Installation of All-Way Stop Control at the Intersection of South 16th Street and Farroll Road.

City Council discussed and agreed that a notice should be sent to the public regarding the improvements. City Manager reported that a news release and social media notice will be distributed. Greg Ray also confirmed that the newer method of black border around crosswalk striping can be added later if the City chooses.

PUBLIC HEARINGS

9. 2nd Reading and Adoption of Transient Occupancy Tax Ordinance

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 a brief summary of the Ordinance and its majority passing by the voters, explaining that this is a formality in the process.

Mayor Shoals invited public comment on this matter. No public comments were received at this time and the mayor closed the Public Hearing.

Action: It was moved by Council Member Nicolls and seconded by Mayor Pro Tem Lee to conduct a second reading, by title only, and adopt Ordinance No. 18-06 amending Section 10602 of Chapter 6, Article X of the Grover Beach Municipal Code relating to increasing the Transient Occupancy Tax. The motion carried on the following roll call vote:

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

Ordinance No. 18-06: An Ordinance of the City Council of the City of Grover Beach, California, Amending Section 10602 of Chapter 6, Article X of the Grover Beach Municipal Code Relating to Increasing the Transient Occupancy Tax

10. 2nd Reading and Adoption of the Business Tax Certificate Ordinance –

Mayor Shoals read the title to the foregoing item, and deferred to staff for a report. City Manager Bronson provided a brief summary of the Ordinance and its purpose. This Ordinance was also approved by voters.

Mayor Shoals invited public comment on this matter. No public comments were received at this time and the mayor closed the Public Hearing.

Action: It was moved by Council Member Mayor Pro Tem Lee and seconded by Council Member Shah to conduct second reading, by title only, and adopt Ordinance No. 18-07 a new Chapter 2, Article X of the Grover Beach Municipal Code relating to Business Tax Certificates with language change removing reference to gross sales tax and also adding language in the cover page after 6th Whereas. The motion carried on the following roll call vote:

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

Ordinance No. 18-07: An Ordinance of the City Council of the City of Grover Beach, California, Repealing Chapter 2, Article X of the Grover Beach Municipal Code and Adopting a New Chapter 2, Article X Relating to Business Tax Certificate

REGULAR BUSINESS

11. Advancement of Public Art in Grover Beach

Mayor Shoals read the title to the foregoing item, and deferred to staff for a report. Parks and Recreation Director Petker provided presentation of outreach and research to-date regarding an implementation of a public arts program/policy in Grover Beach.

Discussions were held on how to create the policies, if committees would be necessary, and how soon we could get the policy together to move this project forward.

- A. Krista Jeffries, Grover Beach resident, made comments in support of a public art program
- B. Wayne Embree, Grover Beach resident, made comments about being concerned with public art on private homes with no policies.
- C. Deborah Guerra, Grover Beach resident, made comments in support of public art

Action: Upon unanimous consensus of the City Council, direction was provided for staff to bring back 3 to 5 ideas on the type of public art to be brought in front of the Council, as well as the framework for the public art policy.

COUNCIL COMMITTEE REPORTS

Council Member Shah reported on the Homeless Services Oversight Council informed the group that discussions included the grants coming from the state.

Council Member Shah reported that the SLO County Board of Supervisors would be discussing inclusionary housing at its next meeting. She reported that there is support from home builders and the community as well.

Mayor Pro Tem Lee reported on the Zone Three Advisory Committee. The committee will be recommending cloud seeding program to the Board of Supervisors due to current and expected the precipitation level at Lopez Lake.

COUNCIL COMMUNICATIONS

Council Member Peterson mentioned the Beachfront Holiday Stroll on December 8th from 3 to 4:30 p.m.

Council Member Peterson requested an update on the issue of traffic concerns which was brought up during public comments at the previous council meeting by citizens from the Oak Park area. Mayor Shoals agreed that a follow up report is needed regarding this incident.

Mayor Pro Tem Lee commented on the upcoming expected rain and that the Warming Shelter will be open on both December 4th and 5th for those who need shelter. He also reported on a successful fundraiser held at Fin's Restaurant on November 27th on behalf of the Five Cities Homeless Coalition.

CITY MANAGER'S REPORTS AND COMMENTS

City Manager Bronson commented and/or provided updates on the following:

- *Regarding the traffic issue on Brighton/Oak Park which was mentioned at the previous council meeting on November 19, 2018. There is ongoing research regarding the activity as well another speed survey which will result in a report at the beginning of 2019.*
- *The median on South Oak Park is now completed with some drought resistant planting gave recognition to Public Works for a job well done.*
- *The Beach Front Holiday Stroll is Saturday, December 8th from 3:30 to 4:30 pm, start at the Spoon Trade to pick up your passport for the event.*
- *The launch of the broadband fiber network, announcing the new public/private partnership with Digital West will be Friday, December 7th at 11:30 am.*

CITY ATTORNEY'S REPORTS AND COMMENTS

None at this time.

CLOSED SESSION

None at this time.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Shoals adjourned the meeting at 7:41 p.m.

/s/
JOHN P. SHOALS, MAYOR

Attest:

/s/
WENDI SIMS, ACTING CITY CLERK
(Approved at CC Mtg. 01/07/19)