

AGENDA
GROVER BEACH CITY COUNCIL
GROVER BEACH CITY HALL - COUNCIL CHAMBERS
154 SOUTH EIGHTH STREET
GROVER BEACH, CALIFORNIA
MONDAY, JANUARY 4, 2010, 6:30 PM

*Next Resolution No. 10-01
Next Ordinance No. 10-01*

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a City meeting, please contact the City Clerk's Office (473-4567) at least 48 hours prior to the meeting to ensure that reasonable arrangements can be made to provide accessibility to the meeting.

**PLEASE SUBMIT ALL CORRESPONDENCE FOR CITY COUNCIL PRIOR
TO THE MEETING WITH A COPY TO THE CITY CLERK**

*This meeting will be broadcast live on Charter Cable Television's Government Access Channel 20.
Re-broadcasts are daily at 1:00 a.m., 9:00 a.m., and 6:00 p.m. the week of the meeting,
and Thursdays and Sundays at 1:00 a.m., 9:00 a.m., and 6:00 p.m. the week following the meeting.*

CALL TO ORDER

MOMENT OF SILENCE

FLAG SALUTE

ROLL CALL Council Members Bright, Mires, Peterson, Mayor Pro Tem Nicolls, and Mayor Shoals.

AGENDA REVIEW

At this time the City Council will review the order of business to be conducted and receive requests for, or make announcements regarding, any change(s) in the order of the day. The Council should by motion adopt the agenda as presented or as revised.

CEREMONIAL CALENDAR

1. **Drawing to Select Monthly Winners of the Local Economic Stimulus Program Shop Local, Shop Loyal Campaign - "Shop & Dine Grover Beach"** - Administrative Services Director Chapman.
2. **Proclamations of Appreciation - Holiday of Lights Participants** - Parks and Recreation Director Petker and Recreation Coordinator O'Donnell.
 - City Council Award - "The Sullivan Family" (Frank & Sherri Sullivan and family)
 - Commissioners Award - "The Turner Family" (Kristi & Jeff Turner and family)
 - Mayor's Award - Henry & Donna Cantu
 - Window Painting Award - "Rudy & Angie's Mexican Food"
 - Business Award - "The Proud Pooch" (Natalie Early & Helen Leonard)
 - Religious Award - Michael, Cynthia & Katie Price
 - Simple Elegance Award - "The Sheller Family"(Mary Moore & Steve Sheller and family)

- 3. Introduction of New Police Department Employees - Police Officers Bradley Carey and Nelida Aceves, and Communications/Records Technician Heather Montgomery - Police Chief Copsey.**

PRESENTATIONS

- 4. Planning Commission Quarterly Report - Third/Fourth Quarters 2009 - Planning Commission Chair Coleman.**

Recommended Action: Receive and file the report.

- 5. A Discussion Regarding the Designation of a Trauma Center in San Luis Obispo County - Mr. Rick Castro, President and CEO for Arroyo Grande Community Hospital will provide the hospital's perspective on the need for a Trauma Center in San Luis Obispo County.**

PUBLIC COMMUNICATIONS

Any member of the public may address the Council for a period not to exceed three minutes total on any item of interest within the jurisdiction of this Council. The Council will listen to all communications; however, in compliance with the Brown Act, the Council cannot act on items not on the agenda.

PUBLIC HEARINGS

- 6. Consideration of Introduction and First Reading of an Ordinance Amending the Grover Beach Municipal Code to Include Mobilehome Park Conversion Regulations - City Attorney Koczanowicz. The City Council will conduct a public hearing, introduction and first reading of an Ordinance which would amend the Grover Beach Municipal Code to add to Article XI, Zoning Regulation, a Part 51 Mobilehome Park Conversion Process. The amendment would create a section that would follow state law in establishing a process for any potential conversion of a mobilehome park to another use. The process would include full notification to all affected parties, a preparation of an impact report, as well as appointment of a relocation specialist to assist affected mobilehome owners during a relocation process. (Continued Public Hearing from City Council Meeting - October 5, 2009.)**

Recommended Action: Receive and consider the Staff Report, along with any public input, introduce the Ordinance by title only, conduct the first reading, and schedule the second reading and adoption for the February 1, 2010 Regular City Council meeting.

ROLL CALL VOTE

- 7. Review of the AB 811 Legislation and Consideration of Participation in the CaliforniaFIRST Program - City Manager Perrault. The City Council will consider participating in a program that will allow property owners an opportunity to finance renewable energy, energy efficiency, and water efficient improvements on their properties.**

Recommended Action: Open the public hearing and invite any interested members of the public to provide testimony regarding the CaliforniaFIRST Program and proposed action. After closing the public hearing, if the Council wishes to become a participating agency in this program, adopt the Resolution authorizing the City of Grover Beach to join the CaliforniaFIRST Program contingent upon the City's receipt of its portion of the State Energy Program (SEP) grant, and authorize the City Clerk to send a certified copy of the Resolution and other appropriate documents to California Communities.

ROLL CALL VOTE

CONSENT AGENDA

The following routine items listed below are scheduled for consideration as a group. The recommendations for each item are noted in parentheses. Members of the audience may speak on any item(s) listed on the Consent Agenda. Any Council Member, the City Attorney, or the City Manager may request that an item be withdrawn from the Consent Agenda to allow for full discussion. Items withdrawn from the Consent Agenda will be placed and heard at the end of the items previously scheduled on the Regular Business schedule.

8 . Treasurer's Report for the Period November 30 - December 30, 2009.

(Recommended Action: Approve as submitted.)

VOICE VOTE

9. Minutes of the Following City Council Meetings:

**- Special Joint City Council/Planning Commission Meeting of Sat, August 1, 2009; and
- Regular City Council Meeting of Monday, August 3, 2009.**

(Recommended Action: Approve the minutes as submitted or revised.)

VOICE VOTE

10. West Grand Avenue Enhancement Project - American Recovery and Reinvestment Act

(ARRA) Funds - Economic Development Specialist Buckingham. The City Council will consider a Resolution officially designating a City official authorized to execute the agreement with the State of California Department of Transportation (Caltrans) for this project. **(Recommended Action:** Adopt the Resolution authorizing the City Manager to sign the agreements and future associated documents.)

ROLL CALL VOTE

REGULAR BUSINESS

11. Authorization to Submit Projects to the San Luis Obispo Council of Governments (SLOCOG) for Consideration – City Manager Perrault. The City Council is being asked to

authorize the submission of a portion of the West Grand Avenue Downtown Project and the Longbranch Demonstration Project for the Transportation Enhancement Act Funding 2010 funding cycle.

Recommended Action: Authorize the City Manager to submit the Downtown Project from 10th Street to 11th Street and the Longbranch Avenue Project from 12th Street to 14th Street to SLOCOG in priority order and commit to the 11.47% match where necessary

VOICE VOTE

12. Consideration of Adoption of a Local Water Efficient Landscape Ordinance - City

Attorney Koczanowicz. The City Council will consider whether to rely on new state law regulating water efficient landscaping standards or to initiate a Code amendment process to adopt a local Ordinance that regulates landscaping plans in excess of 2,500 square feet.

Recommended Action: Direct the initiation of a code amendment through an Ordinance that would adopt a local Water Efficient Landscaping program better suited to our City's development patterns, soils, and climate. In the interim, State law requirements would be applicable should any project be submitted that falls under the new regulations.

VOICE VOTE

- 13. Updates on Water Conservation Programs and Approval of Amendments to the “Cash for Grass” Water Conservation Rebate Program in Support of the Grover Beach Local Stimulus Initiative** - Interim Community Development Director Beck and Building/Planning Technician Mesa. The City Council will consider amending one of the existing Water Conservation Rebate Programs to increase the rebate amount to encourage participation.

Recommended Action: Adopt the Resolution approving the amendments to the Cash for “Grass Rebate Program”, subject to any Council recommended conditions.

ROLL CALL VOTE

PULLED CONSENT AGENDA ITEMS

Items withdrawn from the Consent portion of the agenda for discussion will be heard at this point in the meeting.

COUNCIL COMMITTEE REPORTS

This item gives the Mayor and Council Members the opportunity to present reports to the other members regarding committees, commissions, boards, or special projects on which they may be participating.

Air Pollution Control District (ACD)	Karen Bright (Alt: N/A)
Audit Committee	Karen Bright (Alt: Debbie Peterson)
International Council for Local Environmental Initiatives (ICLEI)	Karen Bright (Alt: N/A)
SLO County Economic Vitality Corporation (EVC)	Karen Bright (Alt: Debbie Peterson)
Integrated Waste Management Authority (IWMA)	Robert Mires (Alt: Bill Nicolls)
SLO County Water Resources Advisory Board (WRAC)	Robert Mires (Alt: Debbie Peterson)
Zone Three Advisory Committee	Robert Mires (Alt: Debbie Peterson)
South SLO County Sanitation District	Bill Nicolls (Alt: Robert Mires)
SLO Countywide 10-Year Plan to End Chronic Homelessness	Bill Nicolls
Housing Trust Fund	Debbie Peterson (Alt: N/A)
SLO County Visitors & Conference Bureau (VCB)	Debbie Peterson
SLO Council of Governments & SLO Regional Transit Authority (SLOCOG / SLORTA)	John Shoals (Alt: Bill Nicolls)
South County Area Transit (SCAT)	John Shoals (Alt: Bill Nicolls)
Fire and Emergency Services Oversight Committee	John Shoals (Alt: Bill Nicolls)

CITY COUNCIL MEMBER ITEMS

None at this time.

COUNCIL COMMUNICATIONS

CITY MANAGER’S REPORTS AND COMMENTS

CITY ATTORNEY’S REPORTS AND COMMENTS

CLOSED SESSION

None at this time.

ADJOURNMENT

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Per Resolution No. 03-53, the public portion of City Council meetings will be scheduled to start at 6:30 p.m. and conclude no later than 11:00 p.m. Any open session items remaining on the agenda at 11:00 p.m. that have not been discussed or considered by the City Council will be continued to an adjourned meeting of the City Council (scheduled before the next regular meeting). However, the City Council may choose to continue the meeting past 11:00 p.m. upon a proper motion and a 4/5^{ths} vote in favor of such an action.

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Staff reports or other written materials relating to each item of business referred to on this agenda are available from the City website www.grover.org and on file in the City Clerk's Office. A public counter copy is available for public inspection and reproduction during normal business hours at City Hall, 154 South 8th Street, Grover Beach, CA. Related materials submitted after distribution of the agenda packet are available in the City Clerk's Office during normal business hours. If you have questions regarding any agenda item, please contact the appropriate City Department.

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Note: This agenda was prepared and posted pursuant to Government Code Section 54954.2. This agenda is subject to amendment up to 72 hours prior to the date and time set for the meeting. Please refer to the agenda posted at City Hall for any revisions or call the City Clerk's Office at (805) 473-4567 for more information.

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The agenda and staff reports are also available on the City's website: www.grover.org

AGENDA
CITY COUNCIL / IMPROVEMENT AGENCY
GROVER BEACH CITY HALL - COUNCIL CHAMBERS
154 SOUTH EIGHTH STREET, GROVER BEACH, CALIFORNIA
MONDAY, JANUARY 4, 2010

*(Meeting begins immediately following the
Regular City Council Meeting scheduled at 6:30 p.m. on this date.)*

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CALL TO ORDER

ROLL CALL Council/Board Members Bright, Mires, Peterson, Mayor Pro Tem/ Vice Chair Nicolls, and Mayor/Chair Shoals.

PUBLIC COMMUNICATIONS

Any member of the public may address the City Council/Improvement Agency for a period not to exceed three minutes total on any item of interest within the jurisdiction of this Council/Agency. The City Council/Improvement Agency will listen to all communications; however, in compliance with the Brown Act, the Council/Agency cannot act on items not on the agenda.

CITY COUNCIL / IMPROVEMENT AGENCY - CONSENT AGENDA

CC/IA-1. Minutes of the Joint City Council / Improvement Agency Meeting of Monday, August 3, 2009. (Recommended Actions: Approve the minutes as submitted or amended.)
VOICE VOTE

CITY COUNCIL / IMPROVEMENT AGENCY- BUSINESS

CC/IA-2. Appointment of Council/Board Members to Various Boards, Commissions, and Committees - City Manager/Executive Director Perrault. The City Council/Agency will consider appointing representatives to those regional boards, commissions, and committees with Council/Agency representation.

Recommended Actions:

City Council:

- 1) Adopt the Resolution confirming certain Council appointments, and
- 2) Adopt the Resolution confirming appointments to the South San Luis Obispo County Sanitation District;
- 3) Adopt the Resolution confirming appointments to the San Luis Obispo Council of Governments (SLOCOG), San Luis Obispo Regional Transit Authority (SLORTA), and the South County Area Transit (SCAT).

ROLL CALL VOTE

Improvement Agency: Adopt the Resolution confirming certain Agency appointments.

ROLL CALL VOTE

ADJOURNMENT

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CITY OF GROVER BEACH
POLICIES AND PROCEDURES FOR CONDUCT AND DECORUM AT COUNCIL MEETINGS
(Pursuant to Resolution No. 07-44, adopted 04-16-07)

1.0 DECORUM AND ORDER – COUNCIL MEMBERS

Council Members shall accord the utmost courtesy to each other, to administrative staff and to the public appearing before the City Council and shall refrain at all times from rude, abusive, and/or derogatory remarks or those that reflect upon a person's integrity, motives or personality.

2.0 DECORUM AND ORDER – STAFF

2.1 City Manager Responsibilities

The City Manager is responsible for ensuring that members of the administrative staff observe the rules of decorum and order set forth in this Policy.

2.2 Addressing the City Council

Any administrative staff member desiring to address the City Council or members of the public shall first be recognized by the Mayor/Presiding Officer. All remarks shall be addressed to the Mayor/Presiding Officer and not to any individual Council Member or member of the public. Administrative staff members shall accord the utmost courtesy to the City Council, other administrative staff members and the public.

3.0 DECORUM AND ORDER – MEMBERS OF THE PUBLIC

3.1 Addressing the City Council

Any member of the public desiring to address the City Council or members of the public shall first be recognized by the Mayor/Presiding Officer at the appropriate place on the agenda. All remarks shall be addressed to the Mayor/Presiding Officer and not to any individual Council Member, member of the administrative staff or member of the public.

3.2 Time limitation for addressing the City Council

Public comment when addressing the City Council shall be generally limited to three (3) minutes per speaker. Depending on the extent of the agenda and the number of persons desiring to speak on an issue, the Mayor/Presiding Officer may, at the beginning of the hearing, set a different time limit for each speaker. Any person may speak for a longer period of time upon approval from the Mayor/Presiding Officer, when deemed necessary, for instance when a person is speaking on behalf of a group, or has a graphic or slide presentation requiring more time.

3.3 Removal

Any member of the public making personal, impertinent, and slanderous or profane remarks or who becomes boisterous while addressing the City Council, staff or general public or while attending the City Council meeting and refuses to come to order at the direction of the Mayor/Presiding Officer, shall be removed from the Council Chambers by the sergeant-at-arms and may be barred from further attendance before the Council during that meeting. Unauthorized remarks from the audience, stamping of feet, whistles, yells, and similar demonstrations shall not be permitted by the Mayor/Presiding Officer. The Mayor/Presiding Officer may direct the sergeant-at-arms to remove such offenders from the room.¹

3.4 Prosecution

Aggravated cases shall be prosecuted on appropriate complaint signed by the Mayor/Presiding Officer.

4.0 ENFORCEMENT OF DECORUM

In extreme cases, such as when a meeting is willfully interrupted by a group or groups of persons so as to render the orderly conduct of such meeting unfeasible and order cannot be restored by the removal of individuals as provided for in this Policy, the Mayor/Presiding Officer may order the meeting room cleared and continue in session. Only matters appearing on the agenda may be considered in such a session. Duly accredited representatives of the press or other news media, except those participating in the disturbance, shall be allowed to attend any session held pursuant to this Section. Nothing in this Section shall prohibit the City Council from establishing a procedure for readmitting an individual or individuals not responsible for willfully disturbing the orderly conduct of the meeting.

¹ Govt. Code § §36813, 54957.9 (Council may establish rules of conduct; removal of disorderly persons from public meetings)