

**AGENDA**  
**GROVER BEACH CITY COUNCIL**  
**GROVER BEACH CITY HALL - COUNCIL CHAMBERS**  
**154 SOUTH EIGHTH STREET**  
**GROVER BEACH, CALIFORNIA**  
**MONDAY, FEBRUARY 1, 2010, 6:30 PM**

*Next Resolution No. 10-07  
Next Ordinance No. 10-02*

*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. **Proclamation Declaring the City's Commitment to Partnering with the U.S. Census Bureau to Ensure a Full and Accurate Count in 2010.**
3. **Proclamation Declaring February 2010 as "Grand Jury Awareness Month".**

## **PRESENTATIONS**

- 4. Presentation by the California Space Authority Regarding the California Space Center to be Built Adjacent to Vandenberg Air Force Base** - The Honorable Andrea Seastrand.

## **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**

- 5. Request for Waiver of Underground Utilities Requirement for Development Permit Application No. 06-005 Based on Financial Hardship** - Interim Community Development Director Beck and Planner II Reese. The City Council will consider a request for waiver of the underground utilities requirement to underground overhead utility lines along the property boundary line. Applicant: Paul Bischoff Project Location: 1547 Brighton Avenue (APN 060-175-047)

**Recommended Action**: Open the public hearing, receive testimony, and continue the item to the February 16, 2010 City Council meeting.

VOICE 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.

- 6. Treasurer's Report for the Period January 14-28, 2010.**  
**(Recommended Action)**: Approve as submitted.)  
VOICE VOTE
- 7. Second Reading and Adoption of an Ordinance Adding Section 51 to the Grover Beach Municipal Code Establishing a Process for a Conversion of Mobile Home Parks to Another Use** - City Attorney Koczanowicz. The City Council will consider adopting an Ordinance amending the Grover Beach Municipal Code to 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. **(Recommended Action)**: Conduct second reading, by title only, and adopt Ordinance No. 10-01.)  
ROLL CALL VOTE
- 8. Annual Review for Residency Requirements for Penal Code 290 Registrants Pursuant to Grover Beach Ordinance No. 07-01** - Police Chief Copsey. The City Council will conduct an annual review of protected locations within the City frequented by children pursuant to Grover Beach Municipal Code Section 3999(B)(2). **(Recommended Action)**: Adopt the Resolution as presented.)  
ROLL CALL VOTE

## **REGULAR BUSINESS**

- 9. Request to Appoint a Council Member to Serve on the Klaproad Initiative Task Team -** City Manager Perrault. The City Council will consider making an appointment to the San Luis Obispo County Community Foundation's Klaproad Initiative Task Team to assist in the development of an Action Plan for the use of the Klaproad bequest. The Klaproad bequest will provide services to the homeless population of the South County.

**Recommended Action:** Appoint a member of the City Council to serve on the Community Foundation's Task Team for the Klaproad bequest.  
VOICE 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 (APCD)	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**

It is the intention of the City Council to meet in Closed Session concerning the following item:

1. **PUBLIC EMPLOYEE APPOINTMENT**  
Pursuant to Government Code Section 54957  
Title: Community Development Director

Closed Session announcement(s): Please note, announcement(s) of any reportable action(s) taken in Closed Session will be made in open session, and repeated at the beginning of the next Regular City Council meeting as this portion of the meeting is not recorded or videotaped.

**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<sup>ths</sup> 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](http://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 8<sup>th</sup> 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](http://www.grover.org)

**AGENDA  
CITY OF GROVER BEACH  
CITY COUNCIL / IMPROVEMENT AGENCY  
GROVER BEACH CITY HALL - COUNCIL CHAMBERS  
154 SOUTH EIGHTH STREET, GROVER BEACH, CALIFORNIA  
MONDAY, FEBRUARY 1, 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** City 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.

**JOINT CITY COUNCIL / IMPROVEMENT AGENCY - CONSENT AGENDA**

**CC/IA-1. Minutes of the Joint City Council / Improvement Agency Meeting of August 17, 2009. (Recommended Action: Approve as submitted or revised.)**  
VOICE VOTE

**JOINT CITY COUNCIL / IMPROVEMENT AGENCY - BUSINESS**

**CC/IA-2. FY 10 Mid-year Budget Review** - City Manager/Executive Director Perrault and Administrative Services Director/Finance Officer Chapman. The City Council/Agency will consider mid-course corrections to meet the City/Agency's goals and work program.

**Recommended Actions:**

City Council: Adopt the Resolution amending the Annual Appropriation Resolution.  
ROLL CALL VOTE

Agency: No formal action required at this time.

**CC/IA-3. Authorization to Proceed with the Sale of City-owned Property Identified as a Portion of APN 060-581-032 to the Improvement Agency for an Affordable Housing Project** - City Manager/Executive Director Perrault. The City Council/Agency will consider selling a portion of City-owned property as identified in the FY 10 Budget.

**Recommended Action:** It is recommended that the Council / Agency Board direct the City Manager / Executive Director to initiate the sale of a portion of APN 062-581-032 for an Affordable Housing Project.

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.<sup>1</sup>

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.

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