

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

*Next Resolution No. **10-13**  
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.

**CLOSED SESSION ANNOUNCEMENTS**

On Tuesday, February 16, 2010 after meeting in Closed Session regarding:

1. PUBLIC EMPLOYEE APPOINTMENT  
Pursuant to Government Code Section 54957  
Title: Public Works Director

the City Council reconvened into open session, and announced there were no reportable actions taken.

**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.

## **PRESENTATIONS**

2. **Parks & Recreation Commission 2<sup>nd</sup> Quarter Report of Activities.**
3. **Presentation by Ms. Stacey White on Behalf of the U.S. Green Building Council.**
4. **2010 Regional Transportation Plan (RTP) Update with an Overview of the Preliminary Sustainable Communities Strategy (PSCS).**

## **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** - Community Development Director Buckingham and Planner II Reese. The City Council will continue its deliberations regarding 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)  
*(Continued Public Hearing from February 1 and February 16, 2010.)*

**Recommended Action:** Open the public hearing, receive testimony, and adopt the Resolution denying the waiver, but granting a deferral of the underground utilities requirement secured by a deed or an agreement recorded on the title.

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.

6. **Treasurer's Report for the Period February 10 - 23, 2010.**  
**(Recommended Action:** Approve as submitted.)  
VOICE VOTE
7. **Minutes of the City Council Meetings of September 21, 2009 and October 5, 2009.**  
**(Recommended Action:** Approve the minutes as submitted or revised.)  
VOICE VOTE

## **REGULAR BUSINESS**

8. **Resolution in Support of the Local Taxpayer, Public Safety and Transportation Protection Act of 2010** - City Manager Perrault. The City Council will consider supporting a proposed statewide ballot initiative to prevent the State from seizing, diverting, shifting, borrowing, transferring, suspending or otherwise taking or interfering with tax revenues dedicated to funding local government services.

**Recommended Action:** Adopt the Resolution in support of the Local Taxpayer, Public Safety and Transportation Act of 2010.

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 (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
Klaproad Initiative Task Team	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**

9. **Proposed Schedule for Preparation of the FY 11- FY 12 Budget** - City Manager Perrault. The City Council will consider a schedule of meeting dates in preparation of the upcoming two-year budget cycle.

**Recommended Action:** It is recommended that the Council adopt the proposed schedule for preparation of the FY 11 – FY 12 Budget as presented.  
VOICE VOTE

**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 4/5ths 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 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](http://www.grover.org)

**AGENDA**  
**JOINT CITY COUNCIL / IMPROVEMENT AGENCY**  
**GROVER BEACH CITY HALL - COUNCIL CHAMBERS**  
**154 SOUTH EIGHTH STREET, GROVER BEACH, CALIFORNIA**  
**MONDAY, MARCH 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** 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 Meetings of September 21, 2009 and October 5, 2009.**

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

VOICE VOTE

**CC/IA-2. Authorization to Enter into an Agreement for Professional Services for City Branding and Signage Program -** City Manager/Executive Director Perrault and Community Development Director/Deputy Director Buckingham. The City Council / Improvement Agency will consider awarding a contract for professional consultant services to prepare a branding and signage program that will create a unique identifying brand for the City and provide a common theme for all City signage. The Council/Agency will also receive information on appointees to a stakeholder group who will provide initial feedback to the consultant.

**Recommended Action:**

City Council: No formal action is required by the Council at this time.

**Agency:** Adopt the Resolution authorizing the Executive Director to enter into an agreement with Graphic Solutions for professional services to prepare a City Branding and Signage Program.

ROLL CALL VOTE

**CC/IA-3. Resolution Supporting the Use of Redevelopment Funds for the Construction of a Regional Center to Serve the Homeless of the South County** - City Manager / Executive Director Perrault. The Board is being asked to consider a resolution supporting a change in state law that would enable the Agency to use Redevelopment Housing Set Aside Funds for the construction of a regional City center to serve the homeless population located outside the corporate limits of the City.

**Recommended Action:**

City Council: No formal action is required by the Council at this time.

Agency: Adopt the Resolution supporting a change in state law, enabling the Agency to use Housing Set Aside Funds for a regional homeless services center.

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

None at this time.

**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)