

AGENDA
GROVER BEACH CITY COUNCIL
GROVER BEACH CITY HALL - COUNCIL CHAMBERS
154 SOUTH EIGHTH STREET
GROVER BEACH, CALIFORNIA
MONDAY, JUNE 21, 2010, 6:30 PM

Next Resolution No. 10-34
Next Ordinance No. 10-05

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 Monday, June 7, 2010 after meeting in Closed Session regarding:

1. Conference with Legal Counsel - Existing Litigation
Pursuant to Government Code Section 54956.9(a)
Scoville v. City of Grover Beach CV 100139

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

None at this time.

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

- 1. Proposed Adjustments in Water Service Rates** - Administrative Services Director Chapman. The City Council will consider amending the Master Fee Schedule to increase water service rates for 2011 and 2012 with future adjustments at a rate equal to the Consumer Price Index for Los Angeles/Riverside County.

Recommended Action: 1) Conduct the protest hearing and determine the official number of written protests received; and 2) if the number of valid protest votes is below 50%, adopt the Resolution amending the Master Fee Schedule for water rates per the recommendation in the Water Rate Study.

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.

- 2. Treasurer's Report for the Period June 2 - June 16, 2010.**
(Recommended Action: Approve as submitted.)
VOICE VOTE
- 3. Second Reading of Ordinance No. 10-04 to Amend the Zoning Regulations to Eliminate the Requirement for General Development Plans in Certain Zoning Districts and Revise the Commercial Use Table - Zoning Code Amendment 10-001** - Community Development Director Buckingham. The City Council will consider amending the Zoning Code to eliminate the requirement for General Development Plans in the Coastal Planned Single Family Residential (C-P-R-1), Mixed Use Development (M-U), Planned Commercial (P-C), Coastal Planned Commercial (C-P-C), and Planned Community Development (P-D) Zoning Districts, and revise the Commercial Use Table to streamline the application process for certain types of uses. The proposed amendments would expedite the development review process and are consistent with the goals of the City's Economic Development Strategy.
(Recommended Action: 1) Conduct second reading, by title only, and adopt Ordinance No. 10-04; and 2) adopt the Resolution authorizing submittal of the amendment to the Coastal Commission.)
ROLL CALL VOTE
- 4. Proposed Appropriation of Bicycle Master Plan Expenses** - Parks and Recreation Director Petker. The City Council will consider appropriating funds to complete a Bicycle Master Plan that will promote bicycling as a viable transportation choice and enable the City to apply for certain grants to be used towards creating improved bicycle facilities.
(Recommended Action: Adopt the Resolution amending the Annual Appropriation Resolution to appropriate \$11,520 to complete the Bicycle Master Plan.)
ROLL CALL VOTE

5. **Consideration of Resolution Authorizing Application for Grant Funds from the Per Capita Grant Program Under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 Project** - Parks and Recreation Director Petker. The City Council will consider applying for a State grant to fund construction of a new restroom structure at Grover Heights Park. The grant is 100% reimbursable and was approved by voters with the passage of the 2002 Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act. (**Recommended Action:** Adopt the Resolution for the Grover Heights Park Restroom Replacement Project.)
ROLL CALL VOTE

REGULAR BUSINESS

6. **Repeated Second Reading and Adoption of Ordinance to Amend PERS Formula for Sworn Members of the Grover Beach Police Officers' Association; Adoption of Resolution Amending the City's Classification and Compensation Plan (CCP)** - Human Resources Coordinator Barrett. The City Council will again consider second reading and adoption of an Ordinance to amend the contract with CalPERS to provide enhanced retirement benefits (Local Safety 3% @ Age 55 Modified Formula) to sworn members of the Grover Beach Police Officers' Association as negotiated for in the 2007-2010 Memorandum of Understanding. This second reading is due to CalPERS rules prohibiting the second reading and adoption of the Ordinance on the consent agenda. The amendment to the Classification and Compensation Plan will therefore be revised from an effective date of June 14, 2010 to July 26, 2010.

Recommended Action: 1) Conduct second reading, by title only, and adopt Ordinance No. 10-02; and 2) adopt the Resolution changing the effective date for the amendment to the Classification and Compensation Plan.

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)
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)
South County Area Transit (SCAT)
Fire and Emergency Services Oversight Committee

John Shoals (Alt: Bill Nicolls)
John Shoals (Alt: Bill Nicolls)
John Shoals (Alt: Bill Nicolls)

CITY COUNCIL MEMBER ITEMS

COUNCIL COMMUNICATIONS

CITY MANAGER'S REPORTS AND COMMENTS

7. **Status Report on West Grand Avenue Enhancement Project** - City Manager Perrault.

CITY ATTORNEY'S REPORTS AND COMMENTS

8. **Discussion Regarding Placing the Mayor's Term of Office on the Ballot and the Effective Date of the Amendment** - City Attorney Koczanowicz. The City Council will continue the discussion of placing a measure on the November 2, 2010 ballot to amend the term of office for directly-elected Mayor from two years to four years.

Recommended Action: Provide direction to staff as to the wording of the ballot to be placed before the voters in the November election regarding the effective date of the proposed new mayoral term.

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 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
JOINT CITY COUNCIL / IMPROVEMENT AGENCY
GROVER BEACH CITY HALL - COUNCIL CHAMBERS
154 SOUTH EIGHTH STREET, GROVER BEACH, CALIFORNIA
MONDAY, JUNE 21, 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.

CONSENT AGENDA

None at this time.

JOINT CITY COUNCIL / IMPROVEMENT AGENCY - PUBLIC HEARING

CC/IA.1. Proposed Sale of Property to the Improvement Agency for an Affordable Housing Project - City Manager / Executive Director Perrault. The Council will consider selling an undeveloped parcel currently owned by the City of Grover Beach to the Improvement Agency for purposes of developing another affordable housing project.
(Location: 1541 Hillcrest Drive, APN 060-581-032)

Recommended Actions:

City Council:

Council adopt the Resolution approving the sale of the property.
ROLL CALL VOTE

Improvement Agency:

Agency adopt the Resolution approving the purchase of the property.
ROLL CALL VOTE

JOINT CITY COUNCIL / IMPROVEMENT AGENCY - BUSINESS

CC/IA-2. Local Economic Stimulus Programs - City Manager/Executive Director Perrault and Administrative Services Director/Finance Officer Chapman. The Council/Agency will consider extending the Local Economic Stimulus Programs into the new budget year, including the Shop and Dine Local Program, the Home Repair Program, and Water-efficient Washing Machine Rebate Program, and the Cash for Grass landscape conversion program.

Recommended Action: Authorize staff to continue with the Economic Stimulus Programs through FY 11.

IMPROVEMENT AGENCY - BUSINESS

IA-1. Request for Event Sponsorship From the San Luis Obispo County Visitors & Conference Bureau “Savor the Central Coast Event” and Request to Support the California Space Center - Executive Director Perrault. The Agency will consider partnering with the San Luis Obispo Visitors & Conference Bureau to be a sponsor of the four-day *Sunset Magazine* food and wine event to be held this fall in various venues throughout the County, and consider being a sponsor of the California Space Center Project.

Recommended Action: By motion authorize becoming a sponsor for the “Savor the Central Coast” event and the California Space Center.
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)