

**AGENDA**  
**GROVER BEACH CITY COUNCIL**  
**GROVER BEACH CITY HALL - COUNCIL CHAMBERS**  
**154 SOUTH EIGHTH STREET**  
**GROVER BEACH, CALIFORNIA**  
**MONDAY, JULY 19, 2010, 6:30 PM**

*Next Resolution No. 10-49  
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 Tuesday, July 6, 2010 after meeting in Closed Session regarding:

1. Conference with Labor Negotiators  
Pursuant to Government Code Section 54957.6.  
Agency Negotiator(s): City Manager, Administrative Services Director,  
Assistant Administrative Services Director, and Human Resources Coordinator.  
Represented Employee Group: General Employees - (SEIU) Service Employees  
International Union, Local 620
  
2. Conference with Labor Negotiators  
Pursuant to Government Code Section 54957.6.  
Agency Negotiator(s): City Manager, Administrative Services Director,  
Assistant Administrative Services Director, Human Resources Coordinator, Police  
Lieutenant, and Police Chief.  
Represented Employee Group: Grover Beach Police Officers' Association (GBPOA)

3. Conference with Labor Negotiators  
Pursuant to Government Code Section 54957.6.  
Agency Negotiator(s): City Manager and Administrative Services Director  
Unrepresented Employee Groups: Management & Confidential Employees
4. Conference with Labor Negotiators  
Pursuant to Government Code Section 54957.6.  
Agency Negotiator(s): City Manager  
Unrepresented Employee Groups: Executive Management

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. **Award of Merit from the California Association of Environmental Professionals (AEP) to the City of Grover Beach for the General Plan Environmental Impact Report Prepared by the Morro Group.**

### **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**

None at this time.

### **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 30, 2010 - July 14, 2010.**  
**(Recommended Action:** Approve as submitted.)  
VOICE VOTE
3. **Minutes of the City Council Meeting of Tuesday, January 19, 2010.**  
**(Recommended Action:** Approve the minutes as submitted or revised.)  
VOICE VOTE
4. **Consideration of a Letter Responding to the Grand Jury Report on Leaf Blower Hazards in San Luis Obispo County - City Manager Perrault.** The City has received a report from the Grand Jury entitled "Leaf Blower Hazards in San Luis Obispo County". Staff

has drafted a letter responding to the report. (**Recommended Action:** By motion authorize sending the prepared letter of response to the Grand Jury.)  
VOICE VOTE

5. **Consideration of an Agreement with the Five Cities Fire Authority to Provide Services** - City Manager Perrault. The City Council will consider authorizing the City to enter into an agreement to provide legal, vehicle maintenance, and personnel services to the Five Cities Fire Authority. (**Recommended Action:** 1) Adopt the Resolution authorizing the City to enter into an agreement to provide services to the Five Cities Fire Authority; and 2) authorize the City Manager to execute the agreement on behalf of the City.)

ROLL CALL VOTE

6. **Award of Bid for Safe Routes to School Infrastructure Project - Grover Heights Elementary School and Adjacent Areas** - Public Works Director/City Engineer Ray and City Engineer Garing. The City Council will consider bids received on June 30, 2010 to construct improvements in and around Grover Heights Elementary School, including sidewalk improvements on Ritchie Road, bike lanes on Atlantic City Avenue, and a lighted pedestrian crossing on North 4<sup>th</sup> Street at Atlantic City Avenue.

(**Recommended Action:** It is recommended that the City Council: 1) adopt the Resolution to award the construction of the Safe Routes to Schools Infrastructure Project, Grover Heights Elementary School and Adjacent Areas, to the lowest responsive bidder, Souza Construction, Inc.; 2) authorize the City Manager to sign and affirm change orders to the project in amounts up to \$21,594, to be deducted from project contingency funds; and 3) authorize the Mayor to execute the contract on behalf of the City.

ROLL CALL VOTE

7. **Contract with the County for Animal Care and Control Services for FY 11 - FY 13** - Police Chief Copey. The City of Grover Beach currently has an agreement for animal care and control services with the County of San Luis Obispo. The Council will consider continuing those services for a three-year contract period.

(**Recommended Action:** 1) Adopt the Resolution approving the three-year contract with the County of San Luis Obispo for the continued provision of Animal Care and Control Services from July 1, 2010 - June 30, 2013 in the amount of \$81,539 for the first year, with annual CPI adjustments thereafter; and 2) authorize the Mayor to execute the contract on behalf of the City.)

ROLL CALL VOTE

## **REGULAR BUSINESS**

8. **Appointments to the Planning Commission** - Community Development Director Buckingham. The City Council will consider recommendations from the Advisory Body Screening Committee from interviews conducted on Tuesday, June 29, 2010 for appointments to three vacancies on the Planning Commission.

**Recommended Action:** 1) Accept the Screening Committee's recommendations; 2) adopt the Resolution re-appointing Karl Blum and Dr. Jan Roberson to four-year terms on the Planning Commission, and appoint John Laferriere to a four-year term on the Planning Commission; and 3) upon appointment, reintroduce Planning Commissioners Blum and Roberson, and introduce Planning Commissioner Laferriere to the City Council and members of the audience.

ROLL CALL VOTE

- 9. Water Shortage Contingency Plan Stage of Action** - City Engineer Garing (Water and Sewer). The City Council will receive information regarding rainfall data for the period July 1, 2009 - June 30, 2010, and determine the appropriate Water Shortage Stage of Action to invoke for the current rainfall year.

**Recommended Action:** Choose to downgrade the current Stage II declaration to a Stage I Water Shortage (Minor-Voluntary) and direct staff to continue to enact the Water Shortage Stages of Action and Consumption Reduction Methods.

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)
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)
Five Cities Fire Authority	John Shoals (Alt: Bill Nicolls)

### **CITY COUNCIL MEMBER ITEMS**

- 10. Request to Agendize a Discussion Regarding Increasing the Number of Card Tables Allowed at a Permitted Location** - Mayor Shoals.

### **COUNCIL COMMUNICATIONS**

**CITY MANAGER'S REPORTS AND COMMENTS**

11. **Request to Alter Meeting Schedule for the Months of August and September** - City Manager Perrault. The City Council will consider cancelling two regularly scheduled meetings, which will result in cost savings to the City.

**Recommended Action:** By motion authorize the cancellation of City Council meetings regularly scheduled for Monday, August 16, 2010 and Tuesday, September 7, 2010.

**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(s):

1. **Conference with Labor Negotiators**

Pursuant to Government Code Section 54957.6.

Agency Negotiator: City Manager, Administrative Services Director, Assistant Administrative Services Director, and Human Resources Coordinator.

Represented Employee Group: General Employees - (SEIU) Service Employees International Union, Local 620

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 4/5ths 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**  
**GROVER BEACH IMPROVEMENT AGENCY**  
**GROVER BEACH CITY HALL - COUNCIL CHAMBERS**  
**154 SOUTH EIGHTH STREET, GROVER BEACH, CALIFORNIA**

**MONDAY, JULY 19, 2010**

*(Meeting begins immediately following the  
Regular City Council Meeting scheduled at 6:30 p.m. on this date  
ONLY if there are items scheduled for discussion.)*

*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.*

**CALL TO ORDER**

**ROLL CALL** Board Members Bright, Mires, Peterson, Vice Chair Nicolls, and Chair Shoals.

**PUBLIC COMMUNICATIONS**

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

**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)