

**MINUTES
CITY COUNCIL MEETING
MONDAY, APRIL 19, 2010**

CALL TO ORDER Mayor Shoals called the meeting to order at 6:30 p.m. in the City Hall Council Chambers, 154 South Eighth Street, Grover Beach, California.

MOMENT OF SILENCE

FLAG SALUTE The flag salute was led by Nathan Magaña, an 11-year-old, 5th grade student at Grover Heights Elementary School.

ROLL CALL

City Council: Council Members Bright, Mires, Peterson, Mayor Pro Tem Nicolls, and Mayor Shoals were present.

City Staff: City Manager Perrault, City Attorney Koczanowicz, City Clerk McMahon, Community Development Director Buckingham, Public Works Director/City Engineer Ray, Police Chief Copsey, Parks and Recreation Director Petker, and Battalion Chief Heath were also present.

Also present were City Engineer (Sewer/Water) Garing; Parks, Recreation & Beautification Commission Vice Chair Jeff Lee; and Parks, Recreation & Beautification Commissioner Arnie Dowdy.

AGENDA REVIEW

Action: Upon unanimous consensus, the Council adopted the agenda as presented.

CEREMONIAL CALENDAR

1. Proclamation Declaring May 2010 as “Bike Month” and May 17 - 21, 2010 as “Bike to Work and School Week”.

Mayor Shoals read and presented the Proclamation to Jim DeCecco, who received it on behalf of San Luis Obispo Regional Rideshare and announced upcoming events to be held in May.

2. Beautification Awards Presented to the Property Owners and Businesses Located at 359 W. Grand Avenue - Mongo’s Saloon and Coffee Bar and Central Coast Casino.

Parks and Recreation Director Petker described the Beautification Award Program and presented the Proclamation to Tom Rehder, owner of Mongo’s Saloon and Coffee Bar. She also announced the names of property owners Dave and Linda Hughes and David Stearns, owner of Central Coast Casino.

3. Proclamation Declaring May 1st as “Silver Star Service Banner Day”.

Mayor Pro Tem Nicolls stated that the Proclamation recipients were not present. He then read aloud a “pledge to the wounded and sick of the armed forces” provided by the organization’s representatives, as well as the Proclamation.

PUBLIC COMMUNICATIONS The Mayor opened the floor to any member of the public for comment on items of interest which were within the jurisdiction of the City Council, but were not listed on the agenda.

A. Leticia Soria, Grover Beach, owner of Monarca Ice Cream, 278 W. Grand Avenue, expressed concerns regarding street construction negatively affecting her business.

B. Arnie Dowdy, Parks, Recreation & Beautification Commissioner, announced the schedule of upcoming Parks and Recreation events for the months of May - June 2010.

- C. Mike Bergantz, property owner of the Beach Front Plaza, 201 - 295 West Grand Avenue, expressed concerns regarding street construction on West Grand Avenue negatively affecting businesses. He requested the elimination of a proposed median for the West Grand Avenue Enhancement Project and also requested information regarding the selection of street trees and tree grates for the project.

Upon request by the City Council, City Manager Perrault stated that staff had met in February with business owners regarding the West Grand Avenue Enhancement Project and had then later notified them regarding the street tree species selected in response to their concerns, a Washingtonian Palm rather than a broad leaf tree. He stated that no final decision had yet been made regarding tree grates. He also noted that representatives from Rick Engineering, as well as the Public Works Director/City Engineer, were on the project site each day and that either the Public Works Director/City Engineer or he could also be contacted at City Hall regarding specific concerns.

PUBLIC HEARINGS

None at this time.

CONSENT AGENDA

It was m/s by Mayor Pro Tem Nicolls/Council Member Bright to approve Consent Agenda Item Nos. 4, 5, and 6 as recommended. The motion carried on the following roll call vote:

AYES: Council Members Bright, Mires, Peterson, Mayor Pro Tem Nicolls,
and Mayor Shoals.
NOES: Council Members - None.
ABSENT: Council Members - None.
ABSTAIN: Council Members - None.

4. Treasurer's Report for the Period March 30 - April 14, 2010.

Action: Approved as submitted.

5. Records Destruction Authorization - Authorizing the destruction of certain records in accordance with the City's adopted records retention schedule.

Action: Adopted Resolution No. 10-21.

Resolution No. 10-21: A Resolution of the City Council of the City of Grover Beach Approving the Destruction of Police Department Records Identified in Exhibit "A".

6. Fourth Quarter 2009 and First Quarter 2010 Business Tax Certificate Report - Business Tax Certificates issued for the periods October 1 - December 31, 2009 and January 1 - March 31, 2010.

Action: Received and filed.

REGULAR BUSINESS

7. 2010 Weed Abatement Program.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. For the information of those present, Battalion Chief Heath provided an overview of the Weed Abatement Program. He also reviewed the process for notifying property owners prior to abatement proceedings, as well as the associated program costs. Staff then responded to questions from the Council regarding costs and fees.

Action: It was m/s by Council Members Peterson/Mires to adopt Resolution No. 10-22. The motion carried on the following roll call vote:

AYES: Council Members Bright, Mires, Peterson, Mayor Pro Tem Nicolls,
and Mayor Shoals.
NOES: Council Members - None.
ABSENT: Council Members - None.
ABSTAIN: Council Members - None.

Resolution No. 10-22: A Resolution of the City Council of the City of Grover Beach Declaring Weeds to be a Nuisance and Providing for Weed Abatement Pursuant to Government Code Sections 39560 through 39588, Article 2 - Alternative Procedures for Weed and Rubbish Abatement.

8. Discussion of Guest Parking Requirements for Planned Unit Developments/ Condominiums.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. For the information of those present, Community Development Director Buckingham reviewed the request received from Jennifer Mouzis and considered by the Council in July 2009 to modify guest parking requirements for residential projects, specifically areas zoned for multi-unit or Planned Unit Developments (PUDs). The matter was referred to the Planning Commission. In January 2010, the Planning Commission discussed this issue, but did not reach a consensus regarding whether to support a reduction in guest parking.

Community Development Director Buckingham then reviewed the City's requirements regarding parking. He described the property owned by Ms. Mouzis, which included two separate residences and could not accommodate the requirement for two guest parking spaces when she pursued subdividing the lot. He outlined the potential benefits to be gained if the City reduced the guest parking requirement, as well as the potential negative impacts to on-street parking. It was noted that the City's guest parking requirements for PUDs exceeded those of neighboring jurisdictions. Staff then responded to questions from the Council and displayed examples of various parking scenarios for multi-unit developments.

Mayor Shoals invited public comments on this matter. There was no response received and he closed the public comment period for this item.

Brief discussion was held regarding the volume of on-street parking in R-3 zoning districts; whether projects could be reviewed on a case-by-case basis or through application for a variance; whether landscaped or screened side yards could qualify for parking spaces; and having staff conduct further research to develop parking option scenarios for each zoning district.

Action: Upon unanimous consensus, the matter was continued to the City Council meeting scheduled for May 17, 2010, with the request that staff provide the Council with further options for residential parking requirements in various zoning districts.

PULLED CONSENT AGENDA ITEMS

None at this time.

COUNCIL COMMITTEE REPORTS

Upon consensus, the Council deferred Council Committee Reports to the next regular meeting.

CITY COUNCIL MEMBER ITEMS

None at this time.

COUNCIL COMMUNICATIONS

A. Mayor Pro Tem Nicolls commented that restaurants located on West Grand Avenue between 4th Street and Highway 1 appeared to have increased the level of business activity in that area. He suggested reviewing potential options for additional parking.

Action: Upon unanimous consensus, staff was requested to review potential options for increasing the number of parking spaces on West Grand Avenue between Highway 1 and 4th Street.

Mayor Pro Tem Nicolls then suggested the Council consider placing a measure on the ballot to change the term for directly-elected Mayor from two years to four and described the potential benefits from such a change.

City Attorney Koczanowicz advised, if there was consensus from the Council, this matter could be scheduled for consideration at a future meeting.

- B. Council Member Bright commended the Police Department for providing excellent and efficient service regarding a recent incident in her neighborhood. She also commented regarding a recent encounter with two elderly female visitors from Palm Springs who were visiting the Central Coast specifically to ride horses on the beach. She encouraged protecting and promoting this recreational activity.

Recess: Upon consensus of the City Council, the meeting recessed at 7:49 p.m. to the Joint City Council/Improvement Agency meeting, which was also scheduled for this same evening.

Reconvene: At 8:38 p.m., the meeting reconvened with all Council Members present.

COUNCIL COMMUNICATIONS (continued)

- C. Mayor Shoals requested and received status updates regarding the City's website redesign project, which would include new marketing design elements prepared by Whizbang; technology upgrades to accommodate credit card payments; and documents being drafted for review by the Fire Oversight Committee to further efforts towards consolidation of fire services by July 2010. He then requested that the Council receive updates at the next meeting regarding the affordable housing project to be constructed on South 10th Street and Farroll Road, the Train Station Expansion Project, and the Oak Park Boulevard Undergrounding Project. He then suggested, in reference to the Beach Cities Trail Feasibility Study and Master Bike Plan, either scheduling a discussion of adding bike lanes on Atlantic City Avenue or including it as part of the next budget cycle discussion.

Action: Upon unanimous consensus, discussion regarding the installation of bike lanes on Atlantic City Avenue would be scheduled for discussion at a future meeting.

CITY ATTORNEY'S REPORTS AND COMMENTS

None at this time.

CLOSED SESSION

At 8:43 p.m., the Council met in Closed Session regarding the following item(s):

1. **Conference with Legal Counsel – Existing Litigation**
Pursuant to Government Code Section 54956.9(a)
Santa Maria Valley Water Conservation District v. City of Santa Maria, etc., et al,
and Related Cross-Actions: Santa Clara Superior Court Case No. CV 770214.

Closed Session Announcements: At 9:05 p.m., Mayor Shoals convened the meeting in open session with all Council Members present, and announced there were no reportable actions taken during Closed Session.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Shoals adjourned the meeting at 9:05 p.m.

/s/JOHN P. SHOALS, MAYOR

Attest:
/s/DONNA L. McMAHON, CITY CLERK
(Approved at CC Mtg 10/18/2010)