

**MINUTES
CITY COUNCIL MEETING
TUESDAY, FEBRUARY 22, 2011**

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 Mariah Peck, an 8-year-old, 3rd grade student at Fairgrove Elementary School.

ROLL CALL

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

City Staff: City Manager Perrault, City Attorney Koczanowicz, City Clerk McMahon, Administrative Services Director Chapman, Community Development Director Buckingham, Public Works Director/City Engineer Ray, and Police Chief Copsey were also present.

Also present was Fire Chief Hubert of the Five Cities Fire Authority.

IMPROVEMENT AGENCY - CLOSED SESSION ANNOUNCEMENT:

City Attorney Koczanowicz read the following announcement:

On Monday, February 7, 2011 after meeting in Closed Session regarding:

1. Conference with Real Property Negotiators
Pursuant to Government Code Section 54956.8
Property: APN 060-211-005, 013
Agency negotiator: Executive Director and General Counsel
Negotiating party: Randy Michael Aispuro, Cheryl Lynn Aispuro, and
Bradford Charles Peterson
Under negotiation: Purchase or lease of property

the Improvement Agency reconvened into open session and announced there were no reportable actions taken.

AGENDA REVIEW

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

CEREMONIAL CALENDAR

1. **Proclamation Declaring February 2011 as “Grand Jury Awareness Month”.**

Mayor Pro Tem Nicolls read and presented the Proclamation to both former Grand Jury Member and former Council Member Robert Mires and current Grand Jury Member Paul Provence.

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. Jennifer Jozwiak, Nipomo, San Luis Obispo Surfrider Foundation, expressed concerns regarding ocean water quality and incidents of high bacteria levels at local beaches. She requested the City make improvements to the wastewater treatment facility.
- B. Brad Snook, Arroyo Grande, Volunteer Coordinator for the San Luis Obispo Surfrider Foundation, expressed concerns regarding operations and management of the wastewater treatment facility.

- C. Jeff Pienack, Oceano, San Luis Obispo Surfrider Foundation, expressed concerns regarding the quality of water being discharged from the wastewater treatment facility and suggested alternatives for protecting water resources.
- D. John Wallace, District Administrator, South San Luis Obispo County Sanitation District, responded to comments regarding operations at the wastewater treatment facility. He invited members of the Surfrider Foundation to meet with District staff, tour the facility, and participate in a task force to discuss potential improvements. He also noted that, other than the spill that occurred during severe storm events in December 2010, the plant had no record of a spill in its previous 25-year history.
- E. John Wysong, Grover Beach, objected to City efforts to develop a hotel near the beach during an economic downturn.
- F. Greg Noe, Grover Beach, commended the Council for its role in consolidation of fire services in the South County and requested that the City pursue consolidation of police services as well.

PUBLIC HEARINGS

None at this time.

CONSENT AGENDA

Prior to consideration of the Consent Agenda, Item No. 6 was pulled pursuant to the requests of both Mayor Shoals and Council Member Peterson.

It was m/s by Council Members Bright/Molnar to approve Consent Agenda Item Nos. 2, 3, 4, and 5 as recommended. The motion carried on the following roll call vote:

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

- 2. **Treasurer's Report for the Period February 3 - 16, 2011.**
Action: Approved as submitted.
- 3. **Minutes of the Following City Council Meetings:**
- **Special Joint City Council / Planning Commission Meeting of December 6, 2010; and**
- **Special Joint City Council / Planning Commission Meeting of December 14, 2010.**
Action: Approved the minutes as submitted.
- 4. **Second Reading and Adoption of Zoning Ordinance Amendments to Bring the Zoning Map into Conformance with the Land Use Element** - Consideration of adopting an Ordinance to amend Zoning Ordinance Section 9102.3 Zoning Map, deleting Parts 26 Planned Manufacturing District (P-M) and 36 Agricultural Combining District (AG), and creating Parts 26 Urban Reserve District (U-R) and 36 Parks and Recreation District (P-R).
Action: Adopted Ordinance No.11-01.

Ordinance No. 11-01: An Ordinance of the City Council of the City of Grover Beach, California, Amending Article IX, Planning and Zoning Regulations, Chapter 1 Zoning Regulations of the Grover Beach Municipal Code Amending the Zoning Map to Bring it Into Conformance with the Land Use Element, Deleting the Planned Manufacturing and Agriculture Combining Zoning Districts and Creating the Urban Reserve and Parks and Recreation Zoning Districts.
- 5. **Authorization by the City Council for the City Manager to Act as the Authorizing Agent for the Purpose of Obtaining State and Federal Disaster Relief Funds** - Consideration of adopting a Resolution pursuant to requirements of the California Emergency

Management Agency (CalEMA) in order to receive state or federal disaster relief assistance for any open and future claims.

Action: Adopted Resolution No. 11-16.

Resolution No. 11-16: Resolution of the City Council of the City of Grover Beach, California, Designating the City Manager as the Applicant's Agent for Disaster Relief and Emergency Assistance.

REGULAR BUSINESS

7. Report and Recommendations Regarding Alternatives for Dispatch Services.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. City Manager Perrault provided a brief overview of options for the consolidation of police and fire dispatch services. He outlined estimated costs, projected cost savings, and basic service parameters associated with: 1) contracting for services with the City of San Luis Obispo; 2) consolidating police and fire dispatch services at either the Grover Beach or Arroyo Grande facilities; or 3) consolidating fire dispatch services only at either the Grover Beach or Arroyo Grande facilities. He noted that the option of full law enforcement consolidation, including dispatch services, had been previously discussed by staff and the Council, but that option was beyond the scope of this report and would need to be examined closely by the respective communities. He concluded by stating that staff recommended the full consolidation of police and fire dispatch services be provided in Grover Beach or, in the alternative, that fire dispatch be consolidated in Grover Beach. He then responded to questions from the Council.

Mayor Shoals invited comments from those in the audience who wished to be heard on this matter.

Steve Lieberman, former Grover Beach Mayor, requested a more in-depth analysis be conducted regarding all options before a decision was made regarding dispatch services. He spoke in support of providing a dedicated and fully trained center to dispatch calls regarding fire, emergency medical, and hazardous materials. He also expressed concern that the City had not first received a recommendation from the Five Cities Fire Authority Board prior to Council deliberating the matter.

P.J. Ferguson, Captain, Five Cities Fire Authority, and President of the International Association of Local Fire Fighters (IAFF) 4403, requested further research be conducted that addressed the needs of both police and fire services before making a determination regarding a public safety dispatch center. He also spoke in support of a single location for dispatching fire services.

John Bewick, Police Lieutenant, Grover Beach Police Department, spoke in opposition to consolidating fire dispatch services only, and spoke in support of pursuing the option of consolidating law enforcement, as well as dispatch services, with the City of Arroyo Grande as the most cost-effective and efficient alternative.

Tim Miller, Sergeant, Grover Beach Police Department, and President of the Grover Beach Police Officers' Association, spoke in support of further research into the option of full consolidation of law enforcement and dispatch services.

There were no further public comments received.

Mayor Shoals confirmed that the Five Cities Fire Authority Board had discussed alternatives regarding dispatch services and that Fire Authority staff would be providing the Board with additional information regarding the options outlined before a recommendation was made to the respective agencies. He acknowledged previous discussions held at the City Council level regarding the full consolidation of police services, but stated that the current focus was only regarding improving dispatch services.

Brief Council discussion was held to defer a determination regarding dispatch services until further research was completed, and conducting an analysis of the best location and facility for a single dispatch center that addressed operational and technical concerns for both police and fire services.

At this time City Manager Perrault requested a brief recess so that he could consult with staff regarding an estimated time frame to complete further research on this matter.

Recess: Upon consensus of the City Council, the meeting recessed at 7:40 p.m.

Reconvene: At 7:47 p.m., the meeting reconvened with all Council Members present.

City Manager Perrault stated that staff would conduct further research regarding the alternatives presented and, with participation from City of Arroyo Grande staff, a more in-depth analysis was estimated to take approximately 30-45 days.

Action: Upon unanimous consensus, staff was directed to: 1) complete a more in-depth analysis regarding the full consolidation of police and fire dispatch services with input from the City of Arroyo Grande City Manager and Police Chief; 2) request input from the Five Cities Fire Authority Fire Chief; and 3) present that information to the City Council at the first regular City Council meeting in April.

At this time, Council Member Peterson stated that she would be absent from the first City Council meeting in April.

8. Appointment of Alternate to the Air Pollution Control District Board.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. City Manager Perrault reviewed the process conducted in early January 2011 for appointing members of the City Council to represent the City at various boards and committees. At that time, Council Member Karen Bright was appointed as the City's representative to the Air Pollution Control District (APCD). Subsequent to that action, the City was notified that an amendment to state law now gave cities the option of appointing an alternate representative to the APCD.

Brief discussion was held regarding meetings of the APCD, as well as interest by individual Council Members in serving as an alternate representative.

Action: It was m/s by Council Member Bright/Mayor Shoals to appoint Council Member Peterson to serve as the alternate representative to the Air Pollution Control District and adopt Resolution No. 11-17 amending Council Committee assignments for the remainder of 2011. The motion carried on the following roll call vote:

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

Resolution No. 11-17: A Resolution of the City Council of the City of Grover Beach, California, Amending Resolution No. 11-05 Regarding City Council Committee Assignments and Appointing an Alternate Representative to the Air Pollution Control District (APCD).

PULLED CONSENT AGENDA ITEMS

6. CIP 283 - Local Street Rehabilitation Project: Authorization to Award Contract for West Grand Avenue Street Repairs.

Upon request, Public Works Director / City Engineer Ray described contract language added to address concerns previously raised during construction of the West Grand Avenue Enhancement Project regarding public convenience, access to businesses, and cleanliness of work areas. Staff then responded to questions regarding the engineer's estimate, funds budgeted for this rehabilitation project, the process for approving contract change orders, and the estimated time frame for project completion.

Brief discussion was held regarding changing the contract language for future street rehabilitation projects to allow extending the project area in the event a project was likely to be completed under budget. Additional discussion was held requesting that staff ensure that

this particular contractor was responsive to concerns raised by impacted businesses during the construction period.

Actions: Upon unanimous consensus, the Council authorized staff to investigate opportunities to extend the area for the West Grand Avenue Street Repairs Project with any remaining budgeted project funds.

It was then m/s by Mayor Pro Tem Nicolls/Council Member Bright to: 1) adopt Resolution No. 11-18 awarding the construction contract for CIP 283 to Souza Construction in the amount of \$174,878; 2) authorize staff to approve change orders for additional street repairs up to the amount of allocated funding, less contingencies and project management costs; and 3) authorize the Mayor to execute the contract on behalf of the City. The motion carried on the following roll call vote:

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

Resolution No. 11-18: Resolution of the City Council of the City of Grover Beach, California, Awarding CIP 283, the Local Street Rehabilitation Project, West Grand Avenue Repairs.

Recess: Upon consensus of the City Council, the meeting recessed at 8:13 p.m. to the Joint City Council / Improvement Agency meeting, which was also scheduled for this same evening.

Reconvene: At 9:34 p.m., the meeting reconvened with all Council Members present.

COUNCIL COMMITTEE REPORTS

Council Member Molnar stated that she had nothing to report.

Council Member Peterson deferred her committee reports at this time, stating that she would provide a report regarding the San Luis Obispo County Visitors & Conference Bureau (VCB) at the next Council meeting.

Mayor Pro Tem Nicolls reported on the meeting of the South San Luis Obispo County Sanitation District. Mayor Shoals requested that more information be provided to the Council at a future meeting by Sanitation District Administrator John Wallace regarding citizen concerns raised during the Public Comment period.

Council Member Bright reported on meetings of the Air Pollution Control District (APCD) and the San Luis Obispo County Economic Vitality Corporation (EVC).

Mayor Shoals reported on the meeting of the Five Cities Fire Joint Powers Authority.

CITY COUNCIL MEMBER ITEMS

None at this time.

COUNCIL COMMUNICATIONS

- A. Council Member Peterson suggested, in reference to the municipal fiber network and consultant services to be provided by Digital West and MuniServices that was discussed earlier during the Joint City Council / Improvement Agency meeting, that a list of businesses, media contacts, and publications be developed to assist targeted marketing efforts.

Action: Upon Council consensus, a list of businesses, media contacts, and publications would be developed to assist targeted marketing efforts regarding development of the municipal fiber network.

- B. Council Member Molnar announced that she would be attending a presentation hosted by the Integrated Waste Management Authority and Waste Connections regarding the proposed anaerobic digestion system to be installed at the landfill.

Upon request, City Manager Perrault responded to questions regarding the use of consultant services, rather than in-house staff, to prepare zoning changes associated with implementing the West Grand Avenue Master Plan.

- C. Mayor Shoals suggested that Digital West provide a presentation to the San Luis Obispo County Economic Vitality Corporation (EVC) regarding the City's Master Technology Plan. Council Member Peterson agreed to make that suggestion at the next EVC meeting.

CITY MANAGER'S REPORTS AND COMMENTS

City Manager Perrault reminded the Council that he might be called to go out of town regarding a family matter for approximately one week, and noted that Police Chief Copsey would serve as the Acting City Manager in the event of his absence.

CITY ATTORNEY'S REPORTS AND COMMENTS

None at this time.

CLOSED SESSION

None at this time.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Shoals adjourned the meeting at 9:54 p.m.

/s/ JOHN P. SHOALS, MAYOR

Attest:

/s/ DONNA L. McMAHON, CITY CLERK
(Approved at CC Mtg 04/18/2011)