

**MINUTES
CITY COUNCIL MEETING
MONDAY, JUNE 20, 2011**

CALL TO ORDER Mayor Pro Tem Nicolls 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 Dave Ekbohm, former Mayor of Grover Beach.

ROLL CALL

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

City Staff: City Manager Perrault, City Attorney Koczanowicz, City Clerk McMahon, Acting Administrative Services Director Byrd, Community Development Director Buckingham, Public Works Director/City Engineer Ray, Police Chief Copsey, Parks & Recreation Director Petker, and Recreation Coordinator O'Donnell were also present.

Also present were Parks, Recreation & Beautification Commission Vice Chair Dee Santos; Parks, Recreation & Beautification Commissioners Leah Greeley and Arnie Dowdy; Financial Advisor Albert Peché, A.M. Peché & Associates, LLC; Bond and Disclosure Counsel Jeff Stava, Nossaman LLP; and Underwriter Todd Smith, Southwest Securities, Inc.

CLOSED SESSION ANNOUNCEMENTS City Attorney Koczanowicz read the following announcement:

On Monday, June 6, 2011 after meeting in Closed Session regarding:

1. Conference with Labor Negotiators
Pursuant to Government Code Section 54957.6.
Agency Negotiator(s): City Manager, City Attorney, Administrative Services Director, Assistant Administrative Services Director, Human Resources Coordinator, Police Lieutenant, and Police Chief.
Employee Group(s): All employee groups (represented and unrepresented).

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

CEREMONIAL CALENDAR

1. Certificates of Appreciation to 2011 Spring Garden Tour Participants.

Mayor Pro Tem Nicolls, Parks, Recreation & Beautification Director Petker and Recreation Coordinator O'Donnell were joined by Parks, Recreation & Beautification Commission Vice Chair Santos and Commissioners Greeley and Dowdy in presenting certificates to the following participants:

- Scott & Nina Seelos - 1056 Atlantic City Avenue;
- Tom & Janine Carter - 571 Newport Avenue;
- Sean Sousa - 571 Newport Avenue;
- The Hernandez Family - 175 South 5th Street ;
- John Pasquini - 1256 Mentone Avenue;
- The Sarabia Family - 1155 Refugio Court;
- Dennis Nulman - 1220 San Sorrento Court;
- Dorothy Shahinian - 1770 Baden Avenue; and
- Dee Santos - 850 Atlantic City Avenue (Plant Exchange).

The following individuals were not present at the meeting, but were acknowledged and thanked for participating in the program:

- Karen Rennick - 333 North 14th Street;
- Jacqueline Ginsberg - 1480 Atlantic City Avenue; and
- Walter & Lisa French - 1042 Atlantic City Avenue.

2. Certificate of Appreciation to the Five Cities Men's Club for Gazebo Renovation and Fence Construction at the Ramona Garden Park Gazebo.

Mayor Pro Tem Nicolls read and presented the proclamation to Five Cities Men's Club members Dave Ekbohm, Bill Tappan, Minas Kaloosian, and Allan Buck.

3. American Planning Association Award for the West Grand Avenue Master Plan.

Lisa Wise of Lisa Wise Consulting, Inc., presented the City with the American Planning Association's Award of Merit for Outstanding Planning: Best Practices for the West Grand Avenue Master Plan.

4. Proclamation Recognizing the 100th Anniversary of Incorporation of the City of Arroyo Grande and Commemorating the City's Centennial Celebration.

It was announced that Mayor Shoals would personally present the proclamation at an upcoming Arroyo Grande City Council meeting.

AGENDA REVIEW

Action: Upon consensus (Mayor Shoals absent), the Council adopted the agenda as presented.

PUBLIC COMMUNICATIONS The Mayor Pro Tem 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. Bob Hays, Grover Beach, expressed concerns regarding operations at the South San Luis Obispo County Sanitation District. He also presented a letter regarding Agenda Item No. 8, objecting to any plans to consolidate law enforcement services with the City of Arroyo Grande.
- B. Jeff Pienack, Chair, Surfrider Foundation, expressed concerns regarding operations at the South San Luis Obispo County Sanitation District.
- C. Brad Snook, Volunteer Coordinator, Surfrider Foundation, expressed concerns regarding operations at the South San Luis Obispo County Sanitation District.

PUBLIC HEARINGS

5. 2010 Urban Water Management Plan Update.

Mayor Pro Tem Nicolls read the title to the foregoing item, declared the Public Hearing open, and deferred to staff for a report. For the information of those present, Public Works Director/City Engineer Ray provided an overview of the State's requirements to prepare, file, and update an Urban Water Management Plan (UWMP), including a Water Shortage Contingency Plan outlining the steps to be taken in the event of a prolonged water shortage. He described historical and projected water demands from 1995 to 2030, and outlined the changes to update the UWMP as follows:

- updated population and water demand projections to the year 2030;
- incorporated potential effects of legislation under Senate Bill 7 (SB 7), the 20 x 2020 Water Conservation Plan;
- updated information regarding Lopez Lake and groundwater conditions, and the results of on-going conservation measures;
- incorporated the 2005 Santa Maria groundwater settlement and stipulation;
- referenced recent studies regarding desalination and reclaimed water use in the Northern Cities Management Area; and
- revised the rainfall period to determine the appropriate stage of action for the Water Shortage Contingency Plan.

Public Works Director/City Engineer Ray then responded to questions from the Council.

Brief Council discussion was held regarding continuing efforts to seek additional sources of water; continuing water conservation efforts; and scheduling future Council discussion regarding the use of greywater, recycled water, and encouraging the planting of drought-tolerant and native plant species.

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

Action: It was m/s by Council Members Peterson/Bright to adopt Resolution No. 11-39. The motion carried on the following roll call vote:

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

Resolution No. 11-39: A Resolution of the City Council of the City of Grover Beach, California, Formalizing the Adoption of the 2010 Urban Water Management Plan Update and Water Shortage Contingency Plan.

CONSENT AGENDA

Upon consensus (Mayor Shoals absent), the Council approved Consent Agenda Item Nos. 6 and 7, as recommended.

6. Treasurer's Report for the Period June 1, 2011 - June 16, 2011.

Action: Approved as submitted.

7. Minutes of the City Council Meeting of May 16, 2011.

Action: Approved the minutes as submitted.

REGULAR BUSINESS

8. Letter from the City of Arroyo Grande Requesting a Joint Meeting on the Consolidation of Law Enforcement Services.

Mayor Pro Tem Nicolls read the title to the foregoing item and deferred to staff for a report. City Manager Perrault described the request from the City of Arroyo Grande for a joint meeting to discuss the consolidation of law enforcement services. He recommended that this item be continued until all Council Members were present to discuss the request, and then determine whether there was Council consensus to discuss the matter at a joint meeting with the City of Arroyo Grande, as well as potential meeting dates.

Action: Upon consensus (Mayor Shoals absent), the Council postponed this item to the next regular City Council meeting on Tuesday, July 5, 2011.

Recess: Upon consensus of the City Council (Mayor Shoals absent), the meeting recessed at 7:28 p.m. to the Joint City Council / Improvement Agency / Financing Authority meeting, which was also scheduled for this same evening.

Reconvene: At 8:17 p.m., the meeting reconvened with all Council Members present, except for Mayor Shoals who was absent from this meeting.

PULLED CONSENT AGENDA ITEMS

None at this time.

COUNCIL COMMITTEE REPORTS

Council Member Bright stated that, as the representative to the Air Pollution Control District, she would be attending an upcoming meeting of the South Central Coast Basinwide Control Council.

Council Member Molnar stated that she had nothing to report.

Council Member Peterson reported on the meeting of the San Luis Obispo County Visitors and Conference Bureau, as well as promotional efforts for this year's Savor the Central Coast event.

Mayor Pro Tem Nicolls reported on the meeting of the South San Luis Obispo County Sanitation District and noted that the District was in the process of preparing a response to the Grand Jury Report.

CITY COUNCIL MEMBER ITEMS

None at this time.

COUNCIL COMMUNICATIONS

None at this time.

CITY MANAGER'S REPORTS AND COMMENTS

City Manager Perrault thanked the Council for their work and attention regarding the proposed tax allocation bonds, which was discussed during the Joint City Council / Improvement Agency / Financing Authority meeting held previously on this same evening.

CITY ATTORNEY'S REPORTS AND COMMENTS

None at this time.

CLOSED SESSION

At 8:19 p.m., the Council met in Closed Session regarding the following items:

1. **Conference with Labor Negotiators**
Pursuant to Government Code Section 54957.6.
Agency Negotiator(s): City Manager, City Attorney, Administrative Services Director, Assistant Administrative Services Director, Human Resources Coordinator, Police Lieutenant, and Police Chief.
Employee Group(s): All employee groups (represented and unrepresented)
2. **Conference with Legal Counsel - Existing Litigation**
Pursuant to Government Code Section 54956.9(a)
City of Grover Beach v. Listyo et al CV 110015

Closed Session Announcements: At 9:04 p.m., Mayor Pro Tem Nicolls reconvened the meeting to open session with all Council Members present, except for Council Member Peterson (who left before the Closed Session concluded) and Mayor Shoals (who was absent from this meeting). He then announced the following: In reference to Closed Session Item No. 1 - there was no reportable action taken; in reference to Closed Session Item No. 2 - the City Council approved the settlement in principle (3-0-2, Council Member Peterson and Mayor Shoals absent).

ADJOURNMENT

There being no further business to come before the City Council, Mayor Pro Tem Nicolls adjourned the meeting at 9:04 p.m.

/s/ WILLIAM L. NICOLLS, MAYOR PRO TEM

Attest:

/s/ DONNA L. McMAHON, CITY CLERK
(Approved at CC Mtg 07/18/11)