

**MINUTES
CITY COUNCIL MEETING
MONDAY, FEBRUARY 1, 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 Adam Hill, 3rd District Supervisor, San Luis Obispo County, and Grover Beach resident.

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, Administrative Services Director Chapman, Police Chief Copsey, and Economic Development Specialist Buckingham were also present.

Also present were City Engineer Garing and representatives of the California Space Authority, the Honorable Andrea Seastrand, Executive Director, and Nick Pelster, Chief Technical Director.

AGENDA REVIEW

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

CEREMONIAL CALENDAR

1. Drawing to Select Monthly Winners of the Local Economic Stimulus Program Shop Local, Shop Loyal Campaign - "Shop & Dine Grover Beach".

Administrative Services Director Chapman briefly described the "Shop & Dine Grover Beach" Program and encouraged residents to support local businesses. A random drawing was held and the names of the following Shop & Dine Grover Beach winners were announced: Dave Crawford, Cheryl Gilbride, Barry Hauge (two separate cards were drawn with the same name), Linda Lanier, Candee Mar, Richard Peterson, Judy Puma (two separate cards were drawn with the same name), and Roger Scandel.

2. Proclamation Declaring the City's Commitment to Partnering with the U.S. Census Bureau to Ensure a Full and Accurate Count in 2010.

Mayor Shoals and Council Member Bright read and presented the proclamation to Priscilla Handley, Partnership Specialist for the San Luis Obispo County Census Bureau.

3. Proclamation Declaring February 2010 as "Grand Jury Awareness Month".

Mayor Shoals and Mayor Pro Tem Nicolls read and presented the Proclamation to former Grand Jury Member Val McClure.

PRESENTATIONS

4. Presentation by the California Space Authority Regarding the California Space Center to be Built Near Vandenberg Air Force Base.

The Honorable Andrea Seastrand, Grover Beach resident and Executive Director of the California Space Authority, provided an overview of the California Space Authority, a statewide nonprofit corporation. She described the anticipated local economic benefits from the development of a 71-acre Space Center located along Highway 1 near Vandenberg Air Force Base, and stated that the design was modeled on the visitor's complex at the Kennedy Space Center in Florida. She then reviewed plans for a phased approach for construction to occur over a ten-year period.

Nick Pelster, Chief Technical Director of the California Space Authority, outlined plans for public access to the proposed Space Center, which included Amtrak rail service. He then

reviewed the status of the project's environmental review and described the upcoming process for development of the Space Center.

Executive Director Seastrand described the project's funding plan; commented that it was receiving widespread public, private, and political support; and distributed informational materials to the City Council. She and Mr. Pelster then responded to Council questions.

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. Adam Hill, 3rd District Supervisor, San Luis Obispo County, stated that he, as well as Executive Director Ed King of the San Luis Obispo Regional Transit Authority, Planning Manager Steve Devencenzi of the San Luis Obispo Council of Governments, and 5th District Supervisor James Patterson, had come to publicly honor Mayor Shoals for his leadership while serving an unprecedented two-year term as President of the San Luis Obispo Council of Governments. Mr. Devencenzi, Mr. King, and Supervisor Patterson each praised Mayor Shoals for his contributions to the community. Together they presented him with a plaque of appreciation from the San Luis Obispo Council of Governments (SLOCOG) and the San Luis Obispo Regional Transit Authority (SLORTA).
- B. James Patterson, 5th District Supervisor, San Luis Obispo County, representing the Strategic Energy Alliance for Change (SEA Change), announced that an educational public forum regarding renewable energy and energy efficiency would be held on February 5, 2010, beginning at 8:30 a.m. at the South County Regional Center.
- C. Leah Greeley, Chair of the Parks, Recreation & Beautification Commission, invited the Council and local residents to attend the Volunteer Recognition Night scheduled for February 6, 2010 at the Ramona Garden Center.
- D. Michael Teixeira, candidate for San Luis Obispo County Sheriff, introduced himself to the City Council and members of the public.

PUBLIC HEARINGS

- 5. **Request for Waiver of Underground Utilities Requirement for Development Permit Application No. 06-005 Based on Financial Hardship.** Applicant: Paul Bischoff; Project Location: 1547 Brighton Avenue (APN 060-175-047)

Mayor Shoals read the title to the foregoing item, declared the Public Hearing open, and deferred to staff for a report. City Manager Perrault stated that staff recommended this item be continued to the next regularly scheduled meeting of February 16, 2010. He stated additional time was needed for staff to meet with the applicant to clarify his request and resolve issues regarding requirements to underground utilities and pay in-lieu fees.

City Attorney Koczanowicz briefly reviewed the Council's options regarding receiving public testimony at this time.

Paul Bischoff, applicant, stated that he had no objection to continuing this matter to the next regularly scheduled City Council meeting.

Mayor Shoals invited comments from those in the audience who wished to be heard on this matter. There was no response received from the public at this time.

Action: Upon unanimous consensus, the Council continued this matter to the next regularly scheduled City Council meeting on Tuesday, February 16, 2010.

CONSENT AGENDA

Prior to consideration of the Consent Agenda, Council Member Bright requested pulling Consent Agenda Item No. 8 for discussion.

Mayor Shoals announced that, in reference to Agenda Item No. 9, he had received correspondence in support of the proposed Ordinance from Dick Giles, resident of the Le Sage Mobilehome Park, who was unable to attend the meeting.

It was m/s by Council Member Bright/Mayor Pro Tem Nicolls to approve Consent Agenda Item Nos. 6 and 7, 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.

6. Treasurer's Report for the Period January 14-28, 2010.

Action: Approved as submitted.

7. Second Reading and Adoption of an Ordinance Adding Section 51 to the Grover Beach Municipal Code Establishing a Process for a Conversion of Mobile Home Parks to Another Use - Consideration of adopting Ordinance No. 10-01 amending the Grover Beach Municipal Code to follow state law in establishing a process for any potential conversion of a mobilehome park to another use. The process would include full notification to all affected parties and preparation of an impact report, as well as appointment of a relocation specialist to assist affected mobilehome owners during a relocation process.

Action: Conducted second reading, by title only, and adopted Ordinance No. 10-01.

Ordinance No. 10-01: An Ordinance of the City Council of the City of Grover Beach, California, Amending Grover Beach Municipal Code Article IX, to Add Section 51, Mobile Home Park Conversion Process Establishing Requirements for a Change of Use of an Existing Mobile Home Park. (Second Reading)

REGULAR BUSINESS

9. Request to Appoint a Council Member to Serve on the Klaproad Initiative Task Team.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. City Manager Perrault provided an overview of the public forum conducted in February 2008 that focused on developing solutions for serving the needs of the homeless population in the South County. The Five Cities Homeless Coalition, a local non-profit organization, was organized shortly thereafter to implement solutions identified during the forum. He stated that the San Luis Obispo County Community Foundation had recently undertaken the administration of a bequest from the Klaproad Fund. The bequest specified that \$1.5 million be used towards providing services for the homeless population in the South County area. The Foundation was organizing a Task Team comprised of members of the Coalition, as well as community leaders and government representatives from the South County area, to develop an Action Plan regarding use of these funds. The intent of the Task Team would be to complement, but not duplicate, the progress made by the Five Cities Homeless Coalition.

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

Betsy Ehrler, Grover Beach resident, Secretary of the Five Cities Homeless Coalition and President of the South County People's Kitchen, spoke in support of a collaborative approach to address the needs of the homeless and appointing local government representatives to serve on the Task Team.

There were no further public comments received.

Council Member Mires and Mayor Pro Tem Nicolls both expressed an interest in serving on the Task Team. It was noted that Mayor Pro Tem Nicolls was the City's representative on the San Luis Obispo Countywide 10-Year Plan to End Chronic Homelessness. Brief discussion was held regarding whether it was necessary to appoint an alternate representative.

Action: Upon unanimous consensus, Mayor Pro Tem Nicolls was appointed to serve as the City's representative on the Community Foundation's Task Team for the Klaproad bequest.

Betsy Ehrler stated that there would be additional opportunities at a later date for Council Member Mires, as well as other interested members of the public, to participate in implementing the Klaproad bequest. She then announced that the Five Cities Homeless Coalition was hosting a fundraiser on Saturday, March 13, 2010 at Huckleberry's Restaurant in Pismo Beach and invited members of the City Council to participate as celebrity wait staff.

PULLED CONSENT AGENDA ITEMS

8. **Annual Review for Residency Requirements for Penal Code 290 Registrants Pursuant to Grover Beach Ordinance No. 07-01** - Annual review of protected locations within the City frequented by children, pursuant to Grover Beach Municipal Code Section 3999(B)(2).

Council Member Bright inquired how the Ordinance, once adopted, impacted residents who were already residing within the protected locations. Police Chief Copsey responded that those individuals were allowed to remain at their places of residence. He then described how the protected areas were determined for parks, schools, and state-licensed daycare facilities. He and City Attorney Koczanowicz further described how the Community Center on Trouville Avenue, although not the site of a state-licensed daycare facility, fell within the protected areas of other qualified locations. It was noted that undeveloped land could not be included in the list of protected areas, such as the future park development referred to as "Cleaver Park" on South 13th Street. Chief Copsey also pointed out that the City's Ordinance augmented rules established by Jessica's Law.

Action: It was m/s by Council Members Bright/Mires to adopt Resolution No. 10-07 as presented. 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. 10-07: Resolution of the City Council of the City of Grover Beach, California Identifying Protected Facilities for Residency Requirements For Penal Code 290 Registrants Pursuant to City of Grover Beach Ordinance No. 07-01.

Recess: Upon consensus of the City Council, the meeting recessed at 7:54 p.m. to the Joint City Council / Improvement Agency meeting, which was also scheduled for this same evening.

Reconvene: At 9:10 p.m., the meeting reconvened with all Council Members present.

COUNCIL COMMITTEE REPORTS

Council Member Mires reported on the meeting of the Zone Three Advisory Committee.

Council Member Bright deferred her reports until the next Council meeting.

Council Member Peterson reported on the meeting of the San Luis Obispo County Visitors & Conference Bureau (VCB) and the upcoming *Sunset* magazine event scheduled for fall 2010.

Mayor Pro Tem Nicolls stated that he had nothing to report.

Mayor Shoals deferred his reports until the next Council meeting.

CITY COUNCIL MEMBER ITEMS

None at this time.

COUNCIL COMMUNICATIONS

- A. Mayor Pro Tem Nicolls spoke in support of the City becoming a sponsor of the California Space Center and suggested scheduling the matter for consideration at a future meeting.

- B. Council Member Peterson spoke in support of the City becoming a sponsor of the *Sunset* magazine event "Savor the Central Coast" and suggested scheduling the matter for consideration at a future meeting. She stated a \$5,000 sponsorship would fund a train ride scheduled to transport visitors at Santa Margarita Ranch, the primary event venue.
- C. Mayor Shoals reminded all those present of the Parks and Recreation Department's Volunteer Recognition Dinner to be held on Saturday, February 6, 2010. He then repeated the announcement made earlier in the evening by Betsy Ehrler of the Five Cities Homeless Coalition that a fundraiser dinner was scheduled for Saturday, March 13, 2010 at Huckleberry's Restaurant in Pismo Beach, with local officials volunteering to serve as celebrity wait staff.

In reference to the two Council-requested items regarding City sponsorship of the California Space Center and "Savor the Central Coast" event, City Manager Perrault recommended including both of the requests with the upcoming FY 11 - FY 12 Budget discussions.

CITY MANAGER'S REPORTS AND COMMENTS

None at this time.

CITY ATTORNEY'S REPORTS AND COMMENTS

None at this time.

CLOSED SESSION

At 9:28 p.m., the Council met in Closed Session regarding the following item:

- 1. **PUBLIC EMPLOYEE APPOINTMENT**
Pursuant to Government Code Section 54957
Title: Community Development Director

Closed Session Announcements: At 9:55 p.m., Mayor Shoals reconvened 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 9:55 p.m.

/s/JOHN P. SHOALS, MAYOR

Attest:

/s/DONNA L. McMAHON, CITY CLERK
(Approved at the Special CC Mtg 08/09/10)