

**MINUTES
CITY COUNCIL MEETING
MONDAY, DECEMBER 17, 2012**

CALL TO ORDER Mayor Peterson 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 Mayor Pro Tem Bright.

ROLL CALL

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

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

Also present was Fire Chief Joel Aranaz of the Five Cities Fire Authority.

CLOSED SESSION ANNOUNCEMENTS

None at this time.

AGENDA REVIEW

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

CEREMONIAL CALENDAR

1. Presentations to Andrew Zilke, Oceano Dunes District Superintendent (Retired) and the California State Department of Parks and Recreation.

City Manager Perrault briefly described the 39-year career of Andrew Zilke with the California State Department of Parks and Recreation, who recently retired as District Superintendent of the Oceano Dunes District. He then described the State's operation of State Parks facilities and the extensive amenities that directly benefit residents and visitors of Grover Beach.

Mayor Peterson read and presented the proclamation to retired Oceano Dunes District Superintendent Andrew Zilke.

Mayor Peterson then presented the Mayor's Commendation to Acting Oceano Dunes District Superintendent Brent Marshall, who was joined by approximately a dozen State Parks staff members in receiving the commendation.

At this time Mayor Peterson invited comments from the public.

Peter Keith, former Mayor, thanked and praised Mr. Zilke for his services and presented him with a citizen's award.

Bob and Ann Cordona, representatives of the Santa Maria 4-Wheelers, thanked and praised Mr. Zilke for his services and presented him with tokens of appreciation from the Santa Maria 4-Wheelers and Friends of Oceano Dunes.

2. Proclamation Designating December 20, 2012, as "Homeless Persons' Memorial Day".

Council Member Molnar read and presented the proclamation to Laurel Weir, Homeless Services Coordinator for the San Luis Obispo County Department of Social Services and representative of the Homeless Services Oversight Committee.

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. Anthony Wayne Embrey, Grover Beach, expressed concerns regarding maintenance of the Mentone Drainage Basin and surrounding sidewalk areas, and objected to its use by a local soccer group.
- B. Dee Santos, Parks, Recreation and Beautification Commissioner and former Mayor, expressed congratulations to the newly elected Mayor and Council Members.

PUBLIC HEARINGS

None at this time.

CONSENT AGENDA

It was m/s by Mayor Pro Tem Bright/Council Member Nicolls to approve Consent Agenda Item Nos. 3 and 4, as recommended. The motion carried on the following roll call vote:

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

- 3. **Treasurer's Report for the Period November 14, 2012 - December 12, 2012.**
Action: Approved as submitted.
- 4. **Resolution Authorizing the City's Participation in the San Luis Obispo County Integrated Regional Water Management Program Memorandum of Understanding -** Authorization to participate in a Countywide water management program in order for the City to be eligible for state grant funding.
Action: Adopted Resolution No. 12-81.

Resolution No. 12-81: A Resolution of the City Council of the City of Grover Beach, California Authorizing Participation in the San Luis Obispo County Integrated Regional Water Management Program Memorandum of Understanding.

REGULAR BUSINESS

- 5. **Appointment to Parks, Recreation & Beautification Commission.**

Mayor Peterson read the title to the foregoing item and deferred to staff for a report. For the information of those present, City Manager Perrault provided an overview of the Council's previous action that identified Harold Grogg as the next appointee to the Parks, Recreation & Beautification Commission in the event of an unscheduled vacancy. He noted that such an event had occurred when Parks, Recreation & Beautification Commission Chair Jeff Lee was recently elected to the four-year term of Council Member, at which time Mr. Grogg was contacted and confirmed his continued interest in being considered for appointment to the Commission.

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

The following persons spoke in support of Mr. Grogg's appointment to the Commission:
- Dee Santos, Parks, Recreation & Beautification Commissioner; and
- Harold Grogg, Grover Beach resident.

Members of the Council thanked Mr. Grogg for his interest in serving on the Commission.

Action: It was m/s by Council Member Lee/Mayor Pro Tem Bright to adopt Resolution No. 12-82 appointing Harold Grogg to fill the *unexpired* term on the Parks, Recreation & Beautification Commission, scheduled to expire on May 31, 2015. The motion carried on the following roll call vote:

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

Resolution No. 12-82: A Resolution of the City Council of the City of Grover Beach, California, Appointing Harold Grogg to Serve on the Parks, Recreation & Beautification Commission to Fill the Remainder of the Term that Resulted from an Unscheduled Vacancy.

At this time Commissioner Grogg was introduced to the City Council and members of the audience.

6. Letter Requesting the Council Place an Item on the Agenda to Consider Modifications to the City's Card Table Ordinance.

Mayor Peterson read the title to the foregoing item and deferred to staff for a report. For the information of those present, City Manager Perrault briefly described the request from David Stearns, owner of Central Coast Casino, to place an item on an upcoming agenda regarding modifying the City's card table regulations.

Mayor Peterson invited comments from the public regarding this item. No public comments were received.

Brief Council discussion was held regarding whether to schedule the matter for discussion.

Action: Upon unanimous consensus, the Council authorized staff to schedule a discussion regarding the request to modify the City's Card Table Ordinance on a future City Council agenda.

PULLED CONSENT AGENDA ITEMS

None at this time.

COUNCIL COMMITTEE REPORTS

Council Member Nicolls reported on meetings of the Water Resources Advisory Committee, Homeless Services Oversight Committee, and the South San Luis Obispo County Sanitation District.

Council Member Lee reported on meetings of the Arroyo Grande & Grover Beach Chamber of Commerce and the San Luis Obispo County Visitors & Conference Bureau, and noted that the previous meeting of the Integrated Waste Management Authority had been cancelled and the next meeting would be held in March.

Mayor Peterson reported on meetings of the San Luis Obispo County Visitors & Conference Bureau regarding the Savor the Central Coast event, the Economic Vitality Corporation, and the recent Arroyo Grande & Grover Beach Chamber of Commerce luncheon.

CITY COUNCIL MEMBER ITEMS

None at this time.

COUNCIL COMMUNICATIONS

A. Council Member Lee thanked members of City staff and the Five Cities Fire Authority for the recent New Council Member orientation meetings and noted additional meetings with staff were scheduled for later in the week.

- B. Council Member Molnar, in follow-up to comments received earlier in the meeting under Public Communications, requested information regarding use of the Mentone Drainage Basin by a local soccer team. She then requested the Council receive information in advance of the normal schedule for agenda packet distribution, specifically a list of items tentatively scheduled for upcoming Council meetings.

City Manager Perrault confirmed that he would follow-up with staff regarding concerns raised involving the maintenance and use of the Mentone Drainage Basin. He then stated that he would provide the Council with information regarding items tentatively scheduled for upcoming Council meetings, noting that the list would be subject to change.

- C. Mayor Pro Tem Bright thanked and praised the City Manager, City Attorney, and all the volunteers who assisted with the recent employee recognition and holiday dinner.

CITY MANAGER'S REPORTS AND COMMENTS

7. Discussion Regarding City Council Meeting Schedule in January 2013.

City Manager Perrault briefly described the Council-authorized closure of City offices for the winter holiday period from December 24, 2012 through January 1, 2013, as well as the cancellation of the regularly scheduled City Council meeting on January 7, 2013, and the special meeting scheduled to be held on January 14, 2013. He then briefly described other events scheduled during the month of January.

Action: Upon unanimous consensus, the Council authorized: 1) cancellation of the regular City Council meeting on Tuesday, January 22, 2013; and 2) holding only one City Council meeting during the month of January 2013 - the Special City Council meeting scheduled on Monday, January 14, 2013.

CITY ATTORNEY'S REPORTS AND COMMENTS

None at this time.

CLOSED SESSION

At 7:25 p.m., the Council met in Closed Session regarding the following items:

1. **Conference with Legal Counsel - Existing Litigation**
Pursuant to Government Code Section 54956.9(a)
Lopez v. City of Grover Beach, et al CV 120210
2. **Conference with Legal Counsel - Pending Litigation**
Pursuant to Government Code Section 54956.9(c)
Initiation of Litigation: One (1) potential case

Closed Session Announcements: At 7:55 p.m., Mayor Peterson 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 Peterson adjourned the meeting at 7:55 p.m.

/s/ DEBBIE PETERSON, MAYOR

Attest:

/s/ DONNA L. McMAHON, CITY CLERK
(Approved at CC Mtg 02/19/2013)