

**MINUTES
CITY COUNCIL MEETING
MONDAY, JUNE 3, 2013**

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 A moment of silence was held extending caring thoughts to a Grover Beach family whose 8-year-old child continues to battle a serious medical condition.

FLAG SALUTE The flag salute was led by Council Member Marshall.

ROLL CALL

City Council: Council Members Lee, Marshall, 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, Community Development Director Buckingham, Public Works Director/City Engineer Ray, Police Chief Copsey, and Parks & Recreation Program Director Petker were also present.

Also present was Battalion Chief Heath, Five Cities Fire Authority.

CLOSED SESSION ANNOUNCEMENTS

City Attorney Koczanowicz read the following announcement:

On Monday, May 20, 2013 after meeting in Closed Session regarding:

1. Conference with Labor Negotiators
Pursuant to Government Code Section 54957.6.
Agency Negotiator(s): City Manager, Administrative Services Director, Assistant Administrative Services Director, Human Resources Coordinator, Police Chief and/or Commander (may include some or all of the above)
Employee Group: All employee groups (represented and unrepresented)
2. Conference with Real Property Negotiators
Pursuant to Government Code Section 54956.8
Property: Hillcrest cell tower site (APN 060-581-041)
Agency negotiator: City Manager and City Attorney
Negotiating party: Crown Castle, Inc.
Under negotiation: Terms of extension of the lease or potential sale.

the City Council 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 June 3 & 4, 2013 as "Special Olympics - Law Enforcement Torch Run Days".**

Mayor Peterson read and presented the proclamation to Police Chief Copsey.

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. Edie Hatton, Grover Beach, described downtown beautification and promotion efforts by a group of local residents and businesses.

PUBLIC HEARINGS

2. 2013 Weed Abatement Protest Hearing.

Mayor Peterson 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, Battalion Chief Heath provided an overview of the Annual Weed Abatement Program and the required protest hearing to provide property owners with an opportunity to protest assessments for abatement on their parcels.

Brief discussion was held regarding specific parcels that were listed for abatement and the costs for abatement.

Mayor Peterson invited comments from those in the audience who wished to be heard on this matter. No public comments were received at this time and the Mayor closed the Public Hearing for this item.

Action: It was m/s by Council Members Nicolls/Marshall to: 1) approve the provided list of properties found in violation of the Weed Abatement Program and Fire Code, and 2) direct the Fire Chief of the Five Cities Fire Authority to proceed with the program as outlined in the staff report. The motion carried on the following roll call vote:

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

3. Consideration of Formal Adoption of the FY 14 Budget.

Mayor Peterson 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, City Manager Perrault provided an overview of various sections comprising the FY 14 Budget document and outlined significant factors that were yet to be determined regarding the General Fund, labor negotiations, the Affordable Care Act, the City's Community Development Block Grant application, and Workers' Compensation costs. He also reviewed the adopted policy regarding General Fund Reserves and described funding requests from outside agencies.

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

The following agency representatives spoke in support of their respective agency requests for funding and responded to questions from the Council:

- Hollie Wogan, Member & Sales Director, Arroyo Grande & Grover Beach Chamber of Commerce;
- Jerry Rioux, Executive Director, San Luis Obispo County Housing Trust Fund; and
- Paul Sloan, Director of Sales and Marketing, and Faith Wells, Event Director, for Visit SLO County (formerly the San Luis Obispo County Visitors and Conference Bureau), who also provided a PowerPoint presentation regarding major projects and marketing efforts.

Edie Hatton, Grover Beach, spoke in support of funding Visit SLO County.

There were no further public comments received and the Mayor closed the Public Hearing.

Brief Council discussion was held with staff providing further clarification regarding various items in the proposed budget. A typographical correction was also noted amending page 3 of the draft Resolution regarding authorized positions for various departments as follows: "5 Maintenance Worker II positions authorized; only 3 filled at this time due to frozen positions." (Added text indicated with double underline.)

Actions:

It was m/s by Council Members Lee/Nicolls to adopt Resolution No. 13-21 setting the FY 14 appropriations limit from tax proceeds. The motion carried on the following roll call vote:

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

Resolution No. 13-21: A Resolution of the City Council of the City of Grover Beach, California, Setting the FY 14 Appropriations Limit from Tax Proceeds.

It was m/s by Council Members Lee/Nicolls to adopt Resolution No. 13-22 adopting the FY 14 Budget. The motion carried on the following roll call vote:

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

Resolution No. 13-22: A Resolution of the City Council of the City of Grover Beach, California Appropriating the FY 14 Budget.

It was m/s by Council Members Lee/Nicolls to adopt Resolution No. 13-23, as amended, establishing the number of authorized positions for various departments. The motion carried on the following roll call vote:

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

Resolution No. 13-23: A Resolution of the City Council of the City of Grover Beach, California Establishing the Number of Authorized Positions in the Various Departments of the City for the FY 14 Budget.

CONSENT AGENDA

Prior to consideration of the Consent Agenda, Mayor Pro Tem Bright expressed her appreciation that the sidewalk improvement project (listed under Consent Agenda Item No. 6) was substantially completed within the contract time and under budget. It was m/s by Mayor Pro Tem Bright/Council Member Marshall to approve Consent Agenda Item Nos. 4, 5, 6, and 7 as recommended. The motion carried on the following roll call vote:

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

4. Treasurer's Report for the Period May 14, 2013 - May 28, 2013.

Action: Approved as submitted.

5. Minutes of the City Council Meeting of May 20, 2013.

Action: Approved the minutes as submitted.

6. Notice of Completion for the South 13th Street Sidewalk Improvement Project, CIP #273 - Accepting infrastructure improvements performed by CalPortland Construction on the South 13th Street Sidewalk Improvement Project and authorizing the issuance of a Notice of Completion.

Action: Adopted Resolution No. 13-24.

Resolution No. 13-24: A Resolution of the City Council of the City of Grover Beach, California, Formally Accepting the South 13th Street Sidewalk Improvement Project, CIP #273.

7. **Letter of Opposition to SB 311 (Padilla) - Local Elections, Charter and Charter Proposals** - Letter opposing proposed legislation that would require cities to submit city charter amendments, as well as proposed charters, to voters at an established statewide general election, and eliminating the flexibility to place these items before the voters at a regularly scheduled municipal election or statewide primary.
Action: Authorized the Mayor to execute the letter in opposition to SB 311 on behalf of the City.

REGULAR BUSINESS

8. **Request to Alter Meeting Schedule for the Month of July.**

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 to cancel the first regular City Council meeting in July and limit the number of items for discussion at the second regularly scheduled meeting during that same month. He then responded to questions from the Council.

Mayor Peterson invited comments from those in the audience who wished to be heard on this matter. No public comments were received at this time.

Action: Upon unanimous consensus, the Council authorized cancelling the regularly scheduled City Council meeting of Monday, July 1, 2013.

PULLED CONSENT AGENDA ITEMS

None at this time.

COUNCIL COMMITTEE REPORTS

Mayor Pro Tem Bright stated that she had nothing to report at this time.

Council Member Lee stated that he had nothing to report at this time.

Council Member Marshall stated that he had nothing to report at this time.

Council Member Nicolls stated that he had nothing to report at this time.

Mayor Peterson briefly described meetings she attended as the City's representative to the Economic Vitality Corporation and the Air Pollution Control District, commenting that she had distributed a summary of key points from the meeting of the Air Pollution Control District and related information. Mayor Peterson also described meetings with representatives from Visit SLO County and the Arroyo Grande & Grover Beach Chamber of Commerce, and announced information regarding a car-free travel incentive program for local businesses and Amtrak passengers.

CITY COUNCIL MEMBER ITEMS

None at this time.

COUNCIL COMMUNICATIONS

- A. Mayor Pro Tem Bright praised the following events she recently attended: Tip-a-Cop fundraiser for Special Olympics, and the City's Spring Garden Tour, first concert of the Summer Concert series, and Farmers' Market.
- B. Council Member Lee commented on a letter published in a local newspaper regarding street repairs, and described a recent meeting with the People's Kitchen program representative. He also inquired about a recent Grand Jury report regarding Grover Beach.

City Manager Perrault confirmed the Grand Jury's report would be scheduled for an upcoming City Council meeting with information for the City's response.

Mayor Peterson noted the Grand Jury report was scheduled for discussion at the next Mayors meeting.

CITY MANAGER'S REPORTS AND COMMENTS

9. Discussion Regarding Potential Dates for Conducting a Workshop on Open Meeting Law (Ralph M. Brown Act).

City Manager Perrault briefly described potential dates for scheduling a workshop regarding the Brown Act, noting that members of the City's advisory bodies would also be invited to attend.

Brief Council discussion was held regarding potential meeting dates and the availability of individual Council Members to attend the workshop.

Action: Upon unanimous consensus, the City Council authorized scheduling the workshop on Wednesday, June 26, 2013 at 6:30 p.m.

CITY ATTORNEY'S REPORTS AND COMMENTS

None at this time.

CLOSED SESSION

At 7:58 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, Administrative Services Director, Assistant Administrative Services Director, Human Resources Coordinator, Police Chief and/or Commander (may include some or all of the above)
Employee Group: All employee groups (represented and unrepresented)
2. **Conference with Real Property Negotiators**
Pursuant to Government Code Section 54956.8
Property: Hillcrest cell tower site (APN 060-581-041)
Agency negotiator: City Manager and City Attorney
Negotiating party: Crown Castle, Inc.
Under negotiation: Terms of extension of the lease or potential sale.
3. **Conference with Real Property Negotiators**
Pursuant to Government Code Section 54956.8
Property: Various City Rights-of-Way (ROW)
Agency negotiator: City Manager and City Attorney
Negotiating party: Digital West Networks, Inc.
Under negotiation: Potential Terms of Lease Agreement

Closed Session Announcements: At 8:58 p.m., Mayor Peterson reconvened the meeting in open session with all Council Members present. City Attorney Koczanowicz 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 8:59 p.m.

/s/ DEBBIE PETERSON, MAYOR

Attest:

/s/ DONNA L. McMAHON, CITY CLERK
(Approved at CC Mtg 06/17/2013)