

**MINUTES
CITY COUNCIL MEETING
MONDAY, NOVEMBER 4, 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

FLAG SALUTE The flag salute was led by Mariah Peck, an 11-year-old, 6th grade student at Grover Beach Elementary School.

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, and Police Chief /Assistant City Manager Copsey were also present.

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

CLOSED SESSION ANNOUNCEMENTS

City Attorney Koczanowicz read the following announcements:

On Monday, October 21, 2013 after meeting in Closed Session regarding:

1. Conference with Legal Counsel - Pending Litigation
Pursuant to Government Code Section 54956.9(c)
Initiation of Litigation: One (1) potential case
2. Conference with Real Property Negotiators
Pursuant to Government Code Section 54956.8
Property: APN 060-381-010, 011
Agency negotiator: City Manager and City Attorney
Negotiating party: Pacifica Companies
Under negotiation: Terms of Potential Lease

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

None at this time.

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. Dave Ekbohm, former Mayor, expressed concerns regarding recent discussions for a proposed benefit assessment for fire services.
- B. Simon Lowrie, Grover Beach business owner, announced the recent relocation of his performing arts studio from Arroyo Grande to downtown Grover Beach.

City Manager Perrault and Mayor Peterson briefly described how members of the public could review information regarding the proposed benefit assessment and the process to be conducted by the Five Cities Fire Authority for receiving public input regarding the proposed assessment.

PUBLIC HEARING

1. Introduction and First Reading of Ordinance Amending the Building Code Regulations.

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, Community Development Director Buckingham presented an overview regarding proposed amendments to the Grover Beach Municipal Code in compliance with state mandates that building and construction codes be updated every three years. He described additional recommended local amendments to the California Fire Code to: 1) require residential driveways over 40 feet in length be designated as fire lanes, 2) require the installation of fire sprinklers in all building types with a 50% increase of existing square footage or change of occupancy to a more hazardous use, and 3) prohibit the use of sky lanterns, except under certain circumstances. He also outlined the most significant changes impacting local development, particularly noting new requirements to reduce energy use for certain building types. 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.

Additional Council discussion was held regarding the proposed amendments.

Upon request from the Council, Grover Beach resident and electrical contractor Robert Robert, who was seated in the audience, provided clarification regarding a specific electrical term.

Action: It was m/s by Council Member Lee/Mayor Pro Tem Bright to conduct first reading, by title only, of Ordinance No. 13-03, and schedule second reading and adoption at the regular City Council meeting on Monday, December 2, 2013. 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.

Ordinance No. 13-03: An Ordinance of the City Council of the City of Grover Beach Amending Article VIII of the Grover Beach Municipal Code Adopting by Reference the 2013 California Building Standards Administrative Code, 2013 California Building Code, 2013 California Residential Building Code, 2013 California Electrical Code, 2013 California Mechanical Code, 2013 California Plumbing Code, 2013 California Energy Code, 2013 California Historical Building Code, 2013 California Fire Code, 2013 California Existing Building Code, 2013 California Green Building Standards Code, California Reference Standards Code and the 2012 International Property Maintenance Code. (First Reading only)

CONSENT AGENDA

It was m/s by Mayor Pro Tem Bright/Council Member Marshall 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 Lee, Marshall, Nicolls, Mayor Pro Tem Bright, and Mayor Peterson.
NOES: Council Members - None.
ABSENT: Council Members - None.
ABSTAIN: Council Members - None.

2. Treasurer's Report for the Period October 15, 2013 - October 29, 2013.

Action: Approved the Treasurer's Report as submitted.

3. **Minutes of the City Council Meetings of October 7, 2013 and October 21, 2013.**
Action: Approved the minutes of October 7, 2013 as revised (pursuant to corrected supplemental information distributed to the Council) and October 21, 2013 as submitted.

4. **Final Acceptance of the West Grand Avenue Enhancement Project, Phase 2 -**
Accepting the improvements constructed for Phase 2 of the West Grand Avenue Enhancement Project located between 8th and 11th Streets.
Action: Adopted Resolution No. 13-46.

Resolution No. 13-46: A Resolution of the City Council of the City of Grover Beach, California, Formally Accepting the West Grand Avenue Enhancement Project, Phase 2 Improvements.

5. **Request from Eco Rotary to be Exempt from Certain Solid Waste Charges Associated with Recycling Activities.**
Action: Authorized the City Manager to send a letter to South County Sanitary Service, Inc., exempting Five Cities-Eco Rotary from charges associated with the recycling of food waste at community events.

REGULAR BUSINESS

6. First Quarter Report and Revisions to the FY 14 Budget.

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 report and recommended budget revisions. Administrative Services Director Chapman provided an overview regarding the first quarter of the fiscal year. Staff 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.

City Manager Perrault provided an update regarding major projects in the Work Program and Capital Improvement Program. Staff then responded to questions from the Council.

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

Discussion ensued regarding various capital improvement projects and specific items in the Work Program. Minor clerical corrections were noted for the amended draft document entitled "Goals and Work Program - FY 14". Discussion was also held regarding conducting a City Council workshop on the topic of street rehabilitation and issuing a press release prior to that workshop to increase public awareness and encourage participation. It was noted that additional public workshops might be necessary.

Action: It was m/s by Council Members Nicolls/Lee to adopt Resolution No. 13-47. The motion carried on the following roll call vote:

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| 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. 13-47: A Resolution of the City Council of the City of Grover Beach, California Amending the FY 14 Budget.

PULLED CONSENT AGENDA ITEMS

None at this time.

COUNCIL COMMITTEE REPORTS

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

Council Member Lee stated that he had nothing to report.

Council Member Marshall stated that he had nothing to report.

Council Member Nicolls stated that he had nothing to report.

Mayor Peterson stated that she had no committee reports. However, she announced that Colonel Chris Conlin, Deputy Director of the Off-Highway Motor Vehicle Division for State Parks, was scheduled to be the guest speaker at the next Chamber luncheon.

COUNCIL COMMUNICATIONS

- A. Council Member Lee inquired whether a specific date had been selected for the City Council workshop to discuss street rehabilitation.

Brief discussion was held regarding potential meeting dates.

Action: Upon unanimous consensus, the Council authorized scheduling a special workshop to discuss street rehabilitation on Monday, December 9, 2013 at 6:30 p.m.

- B. Mayor Pro Tem Bright commented on having attended a recent memorial service for former Parks and Recreation Commissioner Sue Hartman. She inquired whether there was a program to install a memorial plaque at the Ramona Garden Park Gazebo to honor a member of the community who had made significant civic contributions to the community.

Brief discussion was held.

Action: Upon consensus, the suggestion regarding placement of memorial plaques at City parks or facilities to honor members of the community for significant civic contributions would be forwarded to the Parks, Recreation & Beautification Commission for the Commission's input and comments, with a report to be brought back to the Council within four months thereafter.

Mayor Pro Tem Bright raised a question regarding the City's bidding procedures and offered to provide information from the school district.

City Manager Perrault noted that recent discussions regarding a proposed City Charter would also be addressing bidding procedures, and that staff would be reviewing the City's purchasing and bidding procedures.

- D. Mayor Peterson described information discussed at the recent Mayors meeting regarding the "Arroyo Grande in Bloom" program that she had forwarded on to staff and the Parks, Recreation & Beautification Commission Chair, and recent discussions by the League of California Cities Policy Committee regarding impacts as a result of Senate Bill 7.

City Manager Perrault noted that he was scheduled to participate later in the week in a League of California Cities webinar regarding legislative updates and would forward that information on to the Council.

CITY MANAGER'S REPORTS AND COMMENTS

7. **Discussion Regarding Cancellation of the Regular City Council Meetings of November 18, 2013 and January 6, 2014.**

City Manager Perrault requested the Council consider cancelling the regularly scheduled City Council meeting of November 18, 2013, as there were no significant Council items scheduled for that meeting date. He noted the Coastal Development Permit regarding the Grover Beach Lodge and Conference Center Project was originally scheduled for that meeting date; however, that item was recently rescheduled to the first meeting in December. He also suggested cancelling the regularly scheduled City Council meeting of January 6, 2014, due to scheduled office closures in late December for the winter holidays and mandatory employee furloughs.

Mayor Peterson noted that she had recently signed a letter of response to the Grand Jury regarding email accessibility to the City Council that indicated implementation of a revised email process would occur within 30 days. She expressed concern that if the meeting of November 18th was cancelled, the Council would not have an opportunity to discuss the matter prior to its implementation.

City Manager Perrault responded that, in the event the November 18th meeting was cancelled, he could provide the Grand Jury with amended information. He also noted that a general Council discussion regarding email accessibility and implementation of a revised process could be scheduled for the City Council meeting on December 2, 2013.

Mayor Peterson concurred with the suggestion and requested the City Manager send a letter to the Grand Jury with the amended information.

Action: Upon unanimous consensus, the Council authorized cancelling the regular City Council meetings of Monday, November 18, 2013 and Monday, January 6, 2014.

CITY ATTORNEY'S REPORTS AND COMMENTS

None at this time.

CLOSED SESSION

At 8:11 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(d)(1)
Lopez v. City of Grover Beach, et al CV 120210
2. **Conference with Legal Counsel - Existing Litigation**
Pursuant to Government Code Section 54956.9(d)(1)
Regional Water Quality Control Board v. City of Grover Beach,
Complaint No. R3-2013-0039

Closed Session Announcements: At 8:27 p.m., Mayor Peterson reconvened the meeting in open session with all Council Members present. It was announced that 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 8:28 p.m.

/s/ DEBBIE PETERSON, MAYOR

Attest:

/s/ DONNA L. McMAHON, CITY CLERK
(Approved at CC Mtg 12/02/2013)