

**MINUTES
CITY COUNCIL MEETING
MONDAY, AUGUST 4, 2014**

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 Lucas Castellino of Boy Scout Troop 489.

ROLL CALL

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

City Staff: City Manager Perrault, City Attorney Koczanowicz, City Clerk McMahon, and Police Chief/Assistant City Manager Copsey were also present.

CLOSED SESSION ANNOUNCEMENTS

City Attorney Koczanowicz read the following announcement:

On Monday, July 21, 2014 after meeting in Closed Session regarding:

1. Conference with Labor Negotiators
Pursuant to Government Code Section 54957.6.
Agency Negotiator: City Manager Robert Perrault, Police Chief/Assistant City Manager James Copsey, Administrative Services Director Gayla Chapman, Assistant Administrative Services Director Eve Byrd, Human Resources Coordinator Channelle Hubbard, and Commander John Peters or Commander Tim Miller (may include some or all of the above)
Represented Employee Group: Grover Beach Police Officers' Association (GBPOA)
2. Conference with Labor Negotiators
Pursuant to Government Code Section 54957.6.
Agency Negotiator: City Manager Robert Perrault, Police Chief/Assistant City Manager James Copsey, and Administrative Services Director Gayla Chapman
Represented Employee Groups: Grover Beach Police Management and Confidential Employees Association (GBPM&CEA)
3. Conference with Labor Negotiators
Pursuant to Government Code Section 54957.6.
Agency Negotiator: City Manager Robert Perrault, Police Chief/Assistant City Manager James Copsey, and Administrative Services Director Gayla Chapman
Unrepresented Employee Groups: Management & Confidential Employees
4. 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.

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. Lucas Castellino, Grover Beach resident, Boy Scout Troop 489, announced the completion of his Eagle Scout Project – a box permanently located at the American Legion Post in Arroyo Grande where citizens could bring United States and state flags to be respectfully retired when they were no longer in suitable condition to be displayed.

- B. Stephen Lieberman, former Mayor and Grover Beach resident, introduced his wife, Nancy Allison, and son, Evan Lieberman, and together they thanked the Council for placing a bond measure on the November 2014 ballot regarding street improvements and announced the formation of a citizen committee to support the measure.
- C. Jeffrey McMorro, Grover Beach resident, spoke in support of the bond measure and in support of Mayor Peterson's bid for re-election.
- D. John Wysong, Grover Beach resident, spoke in support of declaring a moratorium on new building development.
- E. Paul Mancini, Grover Beach resident, described an incident involving the Grover Beach Police Department and referenced a pending lawsuit.

Upon request, City Manager Perrault described the prohibited use of potable water for construction purposes during a declared Stage III Water Shortage and outlined conditions at Lopez Lake that had led to the Council's Stage III declaration.

City Attorney Koczanowicz stated that the City was not aware of the pending lawsuit referenced by a citizen during the public comment period.

PUBLIC HEARINGS

None at this time.

CONSENT AGENDA

It was moved by Council Member Bright and seconded by Council Member Marshall to approve Consent Agenda Item Nos. 1, 2, 3, and 4 as recommended. The motion carried on the following roll call vote:

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

- 1. **Treasurer's Report for the Period July 15, 2014 - July 30, 2014.**
Action: Approved the Treasurer's Report as submitted.
- 2. **Minutes of the City Council Meeting of June 2, 2014.**
Action: Approved the minutes as submitted.
- 3. **Consideration of Contract for Water Law Attorney Services** - Retaining the law firm of Lewis Brisbois Bisgaard & Smith as special counsel regarding Santa Maria Valley Water Conservation District v. City of Santa Maria, etc., et al, and Related Cross-Actions: Santa Clara Superior Court Case No. CV 770214.
Action: Approved the Legal Services Agreement with Lewis Brisbois Bisgaard & Smith and authorized the Mayor to execute the agreement on behalf of the City.
- 4. **Adoption of Federal Equitable Sharing Agreement** - Agreement allowing the City to receive federally-forfeited assets from adjudicated narcotics cases, pursuant to the Federal Equitable Sharing program.
Action: Adopted Resolution No. 14-54.

Resolution No. 14-54: Resolution of the City Council of the City of Grover Beach Authorizing the Mayor and the Chief of Police to Sign a Federal Equitable Sharing Agreement.

REGULAR BUSINESS

5. Discussion Regarding Future Operation and Maintenance of Parking Assessment Districts at the Ramona Business Square.

Mayor Peterson read the title to the foregoing item and deferred to staff for a report. Police Chief/Assistant City Manager Copsey provided an overview regarding ownership of properties surrounding the Ramona Business Square and noted that staff was in the process of gathering information regarding the repairs needed for the two parking areas that served the adjacent businesses. He stated that no funds had been collected from the two parking assessment districts since 1997, nor had any funds been collected from the property owners to pay for maintenance or repairs of the parking lots. Further, no City funds had been budgeted for repairing the parking lots and it was doubtful whether the existing assessment districts could legally continue. He stated that, with property owner approval, the assessment districts could be formed again. 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 report was received and filed.

6. Recommended Argument in Favor of Measure K-14, the General Obligation Bond Issue.

Mayor Peterson read the title to the foregoing item and deferred to staff for a report. City Manager Perrault reviewed a draft argument in support of the City measure that, if approved by the voters, would authorize the City to incrementally issue tax-exempt bonds for the rehabilitation of local streets.

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

John Wysong, Grover Beach, objected to property owners being obligated to pay for the bond measure, citing the number of renters and tenant-owned vehicles near his residence.

There were no further public comments received.

Brief discussion was held regarding the estimated costs to property owners for the long-term rehabilitation of streets; that property owners with lower assessed property values would have lower payment amounts; and that other funding mechanisms had been analyzed but determined inadequate in providing the funds necessary to rehabilitate City streets. Additional discussion was held regarding street maintenance versus street rehabilitation costs. Discussion was then held regarding the Council's proposed Argument.

Action: Upon unanimous consensus, the City Council: 1) authorized specific revisions to the Argument in Favor of Measure K-14, and 2) confirmed that each member of the City Council would sign the Argument.

7. Review of Resolution to be Considered at the Annual League of California Cities Conference.

Mayor Peterson read the title to the foregoing item and deferred to staff for a report. City Manager Perrault briefly reviewed the one item scheduled for consideration by the General Assembly at the League of California Cities Annual Conference to be held on Friday, September 5, 2014.

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.

Brief discussion was held regarding the resolution to be considered by League Policy Committees and the General Assembly, with staff responding to questions from the Council.

Action: Upon consensus, the Council authorized its voting delegate to support the resolution, unless the discussions scheduled to be held at Policy Committee meetings and the General Assembly indicated otherwise.

COUNCIL COMMITTEE REPORTS

Council Member Bright stated that she had no committee reports at this time.

Mayor Pro Tem Lee stated that he had no committee reports at this time.

Council Member Marshall stated that he had no committee reports at this time.

Council Member Nicolls reported on the meetings of the Five Cities Fire Joint Powers Authority and South County Transit.

Mayor Peterson stated that she had no committee reports at this time.

COUNCIL COMMUNICATIONS

- A. Mayor Pro Tem Lee described a recent meeting of the Five Cities Homeless Coalition and upcoming fund raising events for the organization.
- B. Mayor Peterson described her meeting with local business and tourism representatives in preparation for the Huckfest event; announced the upcoming Stone Soup & Music Faire and Dune Run Run event; and stated that she would forward copies to the City Manager of the weekly reports she received from the Governor's Office regarding drought conditions for distribution to the rest of the Council.

CITY MANAGER'S REPORTS AND COMMENTS

8. Discussion Regarding Cancelling the Regular City Council Meeting of Tuesday, September 2, 2014.

City Manager Perrault briefly reviewed the request to cancel the regularly scheduled City Council meeting on Tuesday, September 2, 2014, noting that the Mayor and a majority of the Council were registered to attend the Annual League of California Cities Conference scheduled to begin in Los Angeles on September 3, 2014.

Action: Upon unanimous consensus, the Council approved cancelling the regular City Council meeting scheduled for Tuesday, September 2, 2014.

CITY ATTORNEY'S REPORTS AND COMMENTS

None at this time.

CLOSED SESSION

At 7:53 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: City Manager Robert Perrault, Police Chief/Assistant City Manager James Copsey, Administrative Services Director Gayla Chapman, Assistant Administrative Services Director Eve Byrd, Human Resources Coordinator Channelle Hubbard, and Commander John Peters or Commander Tim Miller (may include some or all of the above)
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3. Conference with Labor Negotiators
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Manager James Copsey, and Administrative Services Director Gayla Chapman
Unrepresented Employee Groups: Management & Confidential Employees

Closed Session Announcements: At 8:24 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 8:25 p.m.

/s/ DEBBIE PETERSON, MAYOR

Attest:

/s/ DONNA L. McMAHON, CITY CLERK
(Approved at CC Mtg 10/20/2014)