

**MINUTES
CITY COUNCIL MEETING
MONDAY, DECEMBER 1, 2008**

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 A moment of silence was held in memory of the victims of recent terrorist attacks in the country of India.

FLAG SALUTE The flag salute was led by Evan Lieberman, a 13-year-old, 7th grade independent-studies student, and Casey Lieberman, an 8-year-old, 3rd grade student at Grover Heights Elementary School.

ROLL CALL

City Council: Council Members Ashton, Bright, Lieberman, Mayor Pro Tem Nicolls, and Mayor Shoals were present.

City Staff: City Manager Perrault, City Attorney Koczanowicz, City Clerk McMahon, Interim Community Development Director Beck, Police Chief Copsey, Fire Chief Hubert, Parks and Recreation Director Petker, Public Works Superintendent Ford, Battalion Chief Heath, and Human Resources Coordinator Barrett were also present.

CLOSED SESSION ANNOUNCEMENTS: City Attorney Koczanowicz read the following announcement:

On Monday, November 17, 2008 after meeting in Closed Session regarding:

1. Conference with Legal Counsel - Anticipated Litigation
Significant exposure to litigation pursuant to subdivision (b) of
Section 54956.9: One (1) potential case

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.

GENERAL MUNICIPAL ELECTION MATTERS

1. **Resolution Reciting the Facts of the General Municipal Election Held on November 4, 2008, Declaring the Results and Such Other Matters as Provided by Law.**

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. For the information of those present, City Clerk McMahon provided an overview of the November 4, 2008 General Municipal Election, stating that official results indicated that John Shoals was elected to a two-year term of office as the City's first directly-elected Mayor and Karen Bright and Debbie Peterson were each elected to serve four-year terms of office on the City Council.

There was no Council discussion held and no public comments received at this time.

Action: It was m/s by Mayor Pro Tem Nicolls/Council Member Lieberman to adopt Resolution No. 08-89 reciting the facts and declaring the results of the November 4, 2008 General Municipal Election. The motion carried on the following roll call vote:

AYES: Council Members Ashton, Bright, Lieberman, Mayor Pro Tem Nicolls, and Mayor Shoals.
NOES: Council Members - None.
ABSENT: Council Members - None.
ABSTAIN: Council Members - None.

Resolution No. 08-89: A Resolution of the City Council of the City of Grover Beach, California, Reciting the Facts of the General Municipal Election held on November 4, 2008, Declaring the Results and Such Other Matters as Provided by Law.

2. Swearing-in Ceremony and Seating of Directly-elected Mayor and New Council Members.

City Clerk McMahon administered Oaths of Office to directly-elected Mayor John Shoals and then to newly elected City Council Members Karen Bright and Debbie Peterson. Each of them was then presented with a Certificate of Election.

3. Presentations to Former Council Members Chuck Ashton and Stephen C. Lieberman.

Mayor Shoals presented outgoing Council Members Ashton and Lieberman with engraved desk clocks as tokens of appreciation for their dedicated service to the community as members of the City Council. City Manager Perrault presented bouquets of flowers as tokens of the City's appreciation to the spouses of Council Members Ashton (Betty Ashton) and Lieberman (Nancy Allison).

Former Council Member Ashton thanked the people of Grover Beach for the opportunity to serve the community.

Former Council Member Lieberman highlighted some of the significant projects and programs achieved in the City over the past eight years, thanked the other members of the City Council, City Manager Perrault, staff, and members of the community, and specifically acknowledged and thanked his wife, Nancy, and both his children for their support. He expressed confidence that the Council and staff would continue to move Grover Beach in a positive direction.

4. Comments from Newly Elected Council Members and Mayor.

Mayor Shoals thanked the community for electing him as the City's first directly-elected Mayor, thanked his family for their support and introduced those who were seated in the audience - sisters, nieces, his oldest daughter Ashley, and his parents, and stated that his wife was out of town on a business trip. He praised staff, reviewed some of the significant projects recently completed or underway, and expressed his commitment to continue conducting City business in a collaborative, professional and courteous manner.

Council Member Peterson stated that she was pleased to see the Council Chambers filled with members of the public and hoped the community would continue attending Council meetings in the future. She stated that she looked forward to working with the public, dedicated City staff, and a pro-active Council.

Council Member Bright thanked family, friends, and Grover Beach voters for their support. She stated she thought it was an honor to work with Mayor Shoals and the other members of the City Council, praised City staff, and said she was proud to represent the City of Grover Beach.

5. Selection of Mayor Pro Tem.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. City Attorney Koczanowicz reviewed regulations pursuant to Resolution No. 08-18 regarding the process for the Mayor to select a Mayor Pro Tem to serve for a one-year period, from December 2008 to December 2009.

Mayor Shoals selected Council Member Bill Nicolls to serve as Mayor Pro Tem.

Mayor Pro Tem Nicolls accepted the appointment, praised Mayor Shoals and stated that he looked forward to seeing many more accomplishments in the City in the coming year.

Recess Upon consensus of the City Council, at 7:13 p.m., the meeting recessed for a brief reception in the Council Chambers.

Reconvene At 7:25 p.m., the City Council reconvened with all Council Members present.

ROLL CALL

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

CEREMONIAL CALENDAR

None at this time.

PRESENTATIONS

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. No one responded and the Mayor closed the Public Communications segment for this portion of the meeting.

PUBLIC HEARINGS

None at this time.

CONSENT AGENDA

Upon consensus, the Council approved Consent Agenda Item Nos. 6 and 7, as recommended.

6. Treasurer's Report for the Period November 13 - 26, 2008.

Action: Approved as submitted.

7. Minutes of the Regular City Council Meeting of June 2, 2008; and Joint City Council / Improvement Agency Meeting of June 2, 2008.

Action: Approved the minutes as submitted.

REGULAR BUSINESS

8. Consideration of Options for Filling Vacancy on the City Council Created by the Election of Mayor Shoals.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. City Attorney Koczanowicz stated that, with the election of Council Member Shoals to the directly-elected position of Mayor, a vacancy was created on the City Council. He reviewed the method pursuant to state law by which a Council vacancy could be filled, by appointment or call for a special election, and stated that Council action would be required within thirty (30) days of the vacancy. He reviewed estimated costs for conducting a special election and suggested some possible methods for an appointment process.

Brief discussion was held regarding the options presented.

Action: Upon consensus, the Council determined that: 1) eligible residents would be invited to submit letters of interest and resumes to individual members of the City Council not later than December 10, 2008; 2) members of the City Council would bring forth nominations based on the letters received; 3) letters and nominations would then be reviewed by the City Council at the meeting of Monday, December 15, 2008; and 4) nominated candidates would be interviewed at that meeting.

PULLED CONSENT AGENDA ITEMS

None at this time.

COUNCIL COMMITTEE REPORTS

All Council Committee reports were deferred to the next regularly scheduled Council meeting.

CITY COUNCIL MEMBER ITEMS

None at this time.

COUNCIL COMMUNICATIONS

None at this time.

CITY MANAGER'S REPORTS AND COMMENTS

None at this time.

CITY ATTORNEY'S REPORTS AND COMMENTS

None at this time.

CLOSED SESSION

None at this time.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Shoals adjourned the meeting at 7:37 p.m.

/s/JOHN P. SHOALS, MAYOR

Attest:

/s/DONNA L. McMAHON, CITY CLERK
(Approved at CC Mtg 3/16/09)