CALL TO ORDER Mayor Lee called the meeting to order at 6:00 p.m. in the City Hall Council Chamber, 154 South Eighth Street, Grover Beach, California.

MOMENT OF SILENCE

FLAG SALUTE The flag salute was led by Police Chief Peters.

ROLL CALL

City Council: Council Members Desi Lance, Barbara Nicolls, Mayor Pro Tem Mariam Shah, and Mayor Jeff Lee were present. Council Member Karen Bright was absent.

City Staff: City Manager Matthew Bronson, City Attorney David Hale, City Clerk Wendi Sims, Police Chief John Peters, Administrative Services Director Deanne Purcell, Community Development Director Bruce Buckingham, Public Works Director/City Engineer Greg Ray, and Parks & Recreation Program Director Kathy Petker were also present.

As well as, Fire Chief Steve Lieberman, Five Cities Fire Authority was in attendance.

CLOSED SESSION ANNOUNCEMENTS

City Attorney Hale read the following announcement:

On Monday, June 3, 2019 after meeting in Closed Session regarding:

1. Conference with Legal Counsel – Existing Litigation
   (Paragraph (1) of subdivision (d) of Section 54956.9)
   City of Grover Beach v. Casey Johnston Construction, a California Corporation; Casey Johnston, an individual, Leanne Johnston, an Individual;

2. Conference with Legal Counsel – Anticipated Litigation
   Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraph (2) of subdivision (e) of Section 54956.9
   (Two potential cases)

3. Public Employee Performance Evaluation
   Consistent with Government Code Section 54957 (b)(1)
   Title: (City Manager)

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. New Police Department members were introduced and sworn in by Police Chief Peters.

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. The following made public comments:

A. Liz Douka
B. Bob Kerwin
C. Joe Whitacker
D. Marcia Alter
E. John Wysong
CONSENT AGENDA

After comments by Mayor Pro Tem Shah regarding Item #6, Mayor Lee invited public comments for items within the Consent Agenda. The following made comments:

A. Pam Overcamp
B. Jennifer Breeden
C. Anthony Cerino
D. Debbie Peterson
E. Alana Reynolds
F. Penny Bennett

Prior to consideration of the Consent Agenda, Item No #7 was pulled pursuant to the requests of Mayor Lee.

It was motioned by Mayor Pro Tem Shah and seconded by Council Member Lance to approve Consent Agenda Item Nos. 2, 3, 4, 5, 6, 8, and 9 as recommended. The motion carried on the following roll call vote:

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

   Action: Approved the Treasurer's Report as submitted.

3. Treasurer's Report for the 2017 Streets Bond Account - $15,000,000 (Measure K-14: Grover Beach Street Rehabilitation; Safety Improvement Bond Measure) for the Period May 13 to June 10, 2019.
   Action: Approved the Treasurer's Report as submitted.

   Action: Approved the minutes as submitted or revised.

5. Adoption of FY 2019-20 Budget and FY 2019-23 Capital Improvement Program – City Council considered the 2019-20 budget and FY 2019-23 Capital Improvement Programs presented.

Resolution No 19-20: A Resolution of the City Council of the City of Grover Beach, California Appropriating the FY 2019-20 Budget

Resolution No 19-21: A Resolution of the City Council of the City of Grover Beach, California, Setting the FY 2019-20 Appropriations Limit from Tax Proceeds

Resolution No 19-22: 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 2019-20 Budget and Establish the 2019-20 Salary Schedule

6. Major Street Maintenance Project (CIP 2283): Award of Professional Design Engineering Services – City Council considered awarding the contract for design engineering service for CIP 2283, Major Street Maintenance Project to GHD, Inc.
   Action: Awarded a contract for design engineering services to GHD Inc., for design and construction phase engineering associated with CIP 2283, Major Street Maintenance Project, and authorized the Mayor to execute the contract on behalf of the City.

8. Contract with San Luis Obispo County for Animal Care and Control Services for FY 20-22 – Council considered the proposed contract provided for the provision of Animal Care and Control services to the City for three years, from July 1, 2019 through June 30, 2022.
Action: Approved adoption of Resolution authorizing the three-year contract with the County of San Luis Obispo for the continued provision of Animal Care and Control Services from July 1, 2019 to June 30, 2022.

Resolution No 19-24: A Resolution of the City Council of the City of Grover Beach, California Approving the Contract for Animal Care and Control Services with the County of San Luis Obispo

9. Five Cities Fire Authority Joint Powers Authority Agreement Revised Second Amendment – Council considered approval of the Resolution approving the revised Second Amendment.
Action: Adopted Resolution approving the revised Second Amendment.

Resolution No 19-25: A Resolution of the City Council of the City of Grover Beach, California Approving a Revised Second Amendment to the Five Cities Fire Authority Joint Exercise of Powers Agreement

ORDER OF THE DAY: Upon consensus of the City Council the Order of the Day was amended under the Consent Agenda to Pull Agenda Item No. 7 for further discussion.

7. Second Reading and Adoption of Ordinance No. 19-04 to Amend Municipal Code Article IX (Development Code) and Approve a Local Coastal Program Amendment to Regulate Short-Term Rentals (Development Application 19-07) –

Discussion was held among the Council regarding issues raised during public comment on this item. Community Development Director Buckingham responded to public comments on this item.

Action: It was motion by Mayor Pro Tern Shah and seconded by Council Member Nicolls to 1) Conducted second reading, by title only, and adopted Ordinance No. 19-04 amending Article IX of the Grover Beach Municipal Code to regulate short-term rentals; and 2) Adopted the Resolution approving a Local Coastal Program Amendment. The motion carried on the following roll call vote:

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

Ordinance No 19-04: An Ordinance of the City Council of the City of Grover Beach Adding Sections 4.10.185, 6.20.075, 9.10.050, Deleting Section 4.10.040, and Amending Sections 2.20.030, 2.30.030, 3.50.040, 6.10.020, 6.30.080, and 9.10.020 of The Grover Beach Municipal Code Article IX to Regulate Short-Term Rentals

Resolution No 19-23: A Resolution of the City Council of the City of Grover Beach, California Authorizing and Directing the Community Development Director to Submit the Local Coastal Implementation Amendment Associated with Ordinance No. 19-04 to the California Coastal Commission for Final Certification

ORDER OF THE DAY: At this time, the Order of the Day resumed to the agenda as posted.

Recess: Upon consensus of the City Council, the meeting recessed at 7:14 p.m.
Reconvened: At 7:24 p.m. the meeting reconvened with all members of the City Council present with the exception of Council Member Bright who was absent.

PUBLIC HEARING

10. Proposed South County Sanitary Service Rate Increases – Mayor Lee read the title to the foregoing item, declared the Public Hearing open, and deferred to City Manager Bronson who provided the staff report regarding Proposition 218 public hearing for the request by South County Sanitary Service for rate increases of solid waste collection and disposal services.
He then introduced Jeff Smith, District Manager of Waste Connections who provided a presentation on the current status of the South County Sanitary Service. Bill Statler, Consultant, then provided a presentation report regarding the proposed increase.

Mayor Lee invited public comment on this matter. The following made comments:

A. Pastor Kevin Gotchal

There being no further public comments received, the Mayor closed the public comment.

City Manager Bronson provided a response to public comment. City Attorney Hale reported out that there were 14 protests received; the requirement of 2,000+ protests were required to move to a protest hearing. He then informed the council that they were able to move forward with a vote.

**Action:** It was motioned by Mayor Pro Tem Shah and seconded by Council Member Nicolls to conduct the Proposition 218 Public Hearing and determine the number of valid protests which was below 50% of the number of property owners or customers authorized to vote, adopt the Resolution approving the request by South County Sanitary Service for rate increases for solid waste collection and disposal services pursuant to the City’s Franchise Agreement effective July 1, 2019, January 1, 2020 and January 1, 2021. The motion carried on the following roll call vote:

**AYES:** Council Members – Lance, Nicolls, Mayor Pro Tem Shah, and Mayor Lee.
**NOES:** Council Members – None
**ABSENT:** Council Members – Bright
**ABSTAIN:** Council Members – None

**Resolution 19-26:** A Resolution of the City Council of the City of Grover Beach, California, Adopting Integrated Solid Waste Rates for July 1, 2019, January 1, 2020, and January 1, 2021


Mayor Lee read the title to the foregoing item, declared the Public Hearing open, and deferred to Public Works Director/City Engineer Ray for a staff report.

Mayor Lee invited public comment on this matter. No public comments were received at this time and the mayor closed the public comment.

Brief discussion was held by Council.

**Action:** It was motioned by Mayor Pro Tem Shah and seconded by Council Member Nicolls to conduct a public hearing to hear all persons interested in the proposed vacation and adopt the Resolution approving the vacation of the northernmost seven feet (7’) portion of right-of-way on Highland Way along the property frontage of 1053 Highland Way and authorize the City Clerk to file the Grant Deed with the County Clerk Recorder. The motion carried on the following roll call vote:

**AYES:** Council Members – Nicolls, Mayor Pro Tem Shah, and Mayor Lee.
**NOES:** Council Members – None
**ABSENT:** Council Members – Bright
**ABSTAIN:** Council Members – Lance

**Resolution No. 19-27:** A Resolution of the City Council of the City of Grover Beach, California to Vacate a Portion of Right-of-Way along Highland Way Pursuant to Section 8320 of the California Streets and Highways Code (1053 Highland Way)
REGULAR BUSINESS

12. Proposed Revised Public Nuisance Ordinance –

Mayor Lee read the title to the foregoing item and deferred to City Manager Bronson and Attorney Hale for a staff report requesting Council’s consideration of revisions to the Public Nuisance Ordinance.

Attorney Hale reported on the revisions necessary to this ordinance. Mayor Lee invited public comment on this matter. No public comments were received at this time and the Mayor closed public comment.

Council had brief questions and comments.

Action: Council directed staff to proceed with the process to schedule the Introduction and First Reading of Ordinance of the City Council of the City of Grover Beach Repealing Chapter 5 (Abatement of Nuisances) of Article I (General Provisions) and Adding a New Chapter 5 (Abatement of Public Nuisances) of Article I for the July 1, 2019 Council Meeting.

COUNCIL COMMITTEE REPORTS

A. Council Member Nicolls announced that Five Cities Fire Authority (FCFA) is in the process of recruiting 3 new firefighters.

B. Council Member Lance reported on Water Resources Advisory Committee.

C. Mayor Lee reported on SLOCOG and South County Sanitation District.

League of California Cities

A. Mayor Pro Tern Shah reported on her Community Policies Committee meeting and decisions that were made in support of two programs. She also reported on some presentations at the meeting.

B. City Manager Bronson reported that he attended Governance Transparency and Labor Relations Committee (GTLR) and matters discussed. He reported that both Mayor Pro Tem and he attended a budget meeting as well and provided a summary.

C. Mayor Lee was not able to attend the Transportation Communication and Public Works Policy Committee, but did report on items that were discussed based the agenda, Community Choice Energy was one of those items.

COUNCIL COMMUNICATIONS

A. Mayor Pro Tern Shah reminded everyone that the skate park is open with a formal opening celebration to be held soon.

B. Mayor Lee mentioned the upcoming community outreach events planned for July. He also reported on the recent letter sent to residents by PG&E regarding possible power outages for safety precautions pertaining to wildfires.

CITY MANAGER’S REPORTS AND COMMENTS

A. City Manager Bronson reported on the skate park and its operations including the special upcoming event at the facility.

B. He reported on the community outreach programs, one is planned for 7/12 and the other 7/19 which will including potlucks for those events.

CITY ATTORNEY’S REPORTS AND COMMENTS

None

CLOSED SESSION

At 8:47 p.m., the Council met in Closed Session regarding the following item(s):

1. Conference with Legal Counsel – Anticipated Litigation

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraph (2) of subdivision € of Section 54956.9 (528 W. Grand Avenue)
Closed Session Announcements: At 9:18 p.m., Mayor Lee 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 Lee adjourned the meeting at 9:20 p.m.

Attest

WE NDI SIMS, CITY CLERK
(Approved at CC Mtg 7/1/19)