

## **NOTICE OF SPECIAL MEETING OF THE GROVER BEACH CITY COUNCIL**

A Special Meeting of the City Council of the City of Grover Beach is hereby called for **Monday, July 23, 2018 at 6:00 p.m.** at the City Hall, Council Chamber, 154 South 8<sup>th</sup> Street, Grover Beach, California to consider the matters set forth in the attached Special Meeting Agenda.

/s/  
JOHN P. SHOALS, MAYOR

**SPECIAL MEETING AGENDA  
GROVER BEACH CITY COUNCIL  
GROVER BEACH CITY HALL - COUNCIL CHAMBER  
154 SOUTH EIGHTH STREET  
GROVER BEACH, CALIFORNIA  
MONDAY, JULY 23, 2018 at 6:00 PM**

Next Resolution No. **18-74**  
Next Ordinance No. **18-06**

*In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a City meeting, please contact the City Clerk's Office (473-4567) at least 48 hours prior to the meeting to ensure that reasonable arrangements can be made to provide accessibility to the meeting.*

**PLEASE SUBMIT ALL CORRESPONDENCE FOR CITY COUNCIL PRIOR  
TO THE MEETING WITH A COPY TO THE CITY CLERK**

City Council meetings are webcast live on the City website at [www.groverbeach.org](http://www.groverbeach.org) and broadcast live on Charter Cable Television's Government Access Channel 20.  
Re-broadcasts are daily at 1:00 a.m., 9:00 a.m., and 6:00 p.m. the week of the meeting, and Thursdays and Sundays at 1:00 a.m., 9:00 a.m., and 6:00 p.m. the week following the meeting.

### **CALL TO ORDER**

### **MOMENT OF SILENCE**

### **FLAG SALUTE**

**ROLL CALL** Council Members Barbara Nicolls, Debbie Peterson, and Mariam Shah, Mayor Pro Tem Jeff Lee, and Mayor John Shoals.

### **CLOSED SESSION ANNOUNCEMENTS**

None at this time.

### **AGENDA REVIEW**

At this time the City Council will review the order of business to be conducted and receive requests for, or make announcements regarding, any change(s) in the order of the day. The Council should by motion adopt the agenda as presented or as revised.

### **CEREMONIAL CALENDAR**

None at this time.

## **PUBLIC COMMUNICATIONS**

Any member of the public may address the Council for a period not to exceed three minutes total on any item of interest within the jurisdiction of this Council. The Council will listen to all communications; however, in compliance with the Brown Act, the Council cannot act on items not on the agenda.

## **CONSENT AGENDA**

The following routine items listed below are scheduled for consideration as a group. Recommendations for each item are noted in parentheses. Members of the audience may speak on any item(s) listed on the Consent Agenda. Any Council Member, the City Attorney, or the City Manager may request that an item be withdrawn from the Consent Agenda to allow for full discussion. Items withdrawn from the Consent Agenda will be heard after the rest of the Consent Agenda is approved.

1. **Treasurer's Report for the Period June 29, 2018 - July 13, 2018.**  
**(Recommended Action:** Approve the Treasurer's Report as submitted.)  
VOICE VOTE
2. **Treasurer's Report for the 2016 Streets Bond Account - \$8,000,000 (Measure K-14: Grover Beach Street Rehabilitation; Safety Improvement Bond Measure) for the Period June 29, 2018 - July 13, 2018.**  
**(Recommended Action:** Approve the Treasurer's Report as submitted.)  
VOICE VOTE
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 June 29, 2018 - July 13, 2018.**  
**Recommended Action:** Approve the Treasurer's Report as submitted.  
VOICE VOTE
4. **Federal Equitable Sharing Agreement – Police Chief Peters.** The City Council will consider entering into an agreement that will provide the opportunity to receive forfeited funds from the seizure of assets determined to be proceeds of illegal drug transactions.  
**(Recommended Action:** Adopt the Resolution authorizing the Mayor and the Chief of Police to sign a Federal Equitable Sharing Agreement that will allow the City to receive federally forfeited assets from adjudicated narcotics cases, pursuant to the Federal Equitable Sharing Program.)  
ROLL CALL VOTE
5. **Acquisition of Three New Police Patrol Vehicles and Equipment – Police Chief Peters.** The City Council will consider entering into a municipal lease-purchase agreement to finance vehicle fleet needs for the Police Department.  
**(Recommended Action:** Adopt the Resolution authorizing the City Manager to enter into an agreement with Government Capital Corporation to finance the purchase of three new patrol vehicles, emergency equipment, and vehicle computers/video cameras.)  
ROLL CALL VOTE
6. **Professional Services Agreement for City Attorney Services – City Attorney Hale.** The City Council will consider appointing an Assistant City Attorney.  
**(Recommended Action:** Approve the Amendment to the City Attorney's Professional Services Agreement.)  
VOICE VOTE

7. **Amendment #1 to Memorandum of Agreement for Countywide Animal Services Shelter** – City Manager Bronson. The City Council will consider an amendment to the Memorandum of Agreement (MOA) between the County of San Luis Obispo and all seven incorporated cities in the County to share in the cost of a new animal shelter.  
**(Recommended Action:** Authorize the City Manager to execute Amendment #1 to the Memorandum of Agreement for Allocation of Construction and Financing Costs for a Countywide Animal Services Shelter.)  
ROLL CALL VOTE
8. **Grover Beach Police Officers' Association Memorandum of Understanding for 2018-2021** - Administrative Services Director Chapman and Management Analyst/ Human Resources Mattocks. The City Council will consider entering into an amended Memorandum of Understanding with the Grover Beach Police Officers' Association.  
**(Recommended Action:** Adopt the Resolution amending the compensation structure of the Grover Beach Police Officers' Association Memorandum of Understanding (MOU) for a three-year term of 2018-2021 and authorize the City Manager to work with the bargaining group to finalize non-compensation language in the MOU.)  
ROLL CALL VOTE

### **PUBLIC HEARING**

9. **Development Application 10-03 – Request to Amend the Coastal Development Permit and Use Permit and Approve a One-Year Time Extension for the Grover Beach Lodge** – Community Development Director Buckingham. The City Council will continue its discussion from the City Council meeting of June 19, 2018 on the recommendation from the Planning Commission regarding the request for an amendment to the Coastal Development Permit and Use Permit to eliminate the standalone conference center and make minor modifications to the site and building, and for a one-year time extension for the Coastal Development Permit.  
Project location: 55 West Grand Avenue, within the Coastal Zone in the Coastal Visitor Serving (CVS) Zone. Applicant: Pacifica Companies.  
**Recommended Action:** Adopt the Resolution to approve an amendment to Development Application 10-03 to amend the Coastal Development Permit and Use Permit and adopt the Resolution to approve a one-year time extension for the Grover Beach Lodge project.  
ROLL CALL VOTE

### **REGULAR BUSINESS**

10. **Placement of Transient Occupancy Tax Measure on the November 2018 Ballot** – City Manager Bronson and Administrative Services Director Chapman. The City Council will consider placing a measure on the November 2018 ballot to increase the City's Transient Occupancy Tax (TOT) rate on hotel accommodations within the city from 10% to 12%.  
**Recommended Action:**  
1) Adopt the Resolution calling for the placement of a measure to increase the transient occupancy tax on the General Municipal Election to be held on Tuesday, November 6, 2018;  
2) Adopt the Resolution setting priorities for filing a written argument regarding a City measure and directing the City Attorney to prepare an impartial analysis; and  
3) Adopt the Resolution providing for the filing of rebuttal arguments.  
ROLL CALL VOTE

- 11. Placement of Business Tax Certificate Tax Measure on the November 2018 Ballot** – City Manager Bronson and Administrative Services Director Chapman. The City Council will consider placing a measure on the November 2018 ballot that would restructure the City's Business Tax Certificate (BTC) program amending the rate from a flat \$55 fee per business to a range of \$60 to \$950 based on building square footage and a separate rate of 5% of gross receipts for licensed cannabis delivery services located outside Grover Beach.

**Recommended Action:**

- 1) Adopt the Resolution calling for the placement of a measure to restructure the Business Tax Certificate on the General Municipal Election to be held on Tuesday, November 6, 2018;
- 2) Adopt the Resolution setting priorities for filing a written argument regarding a City measure and directing the City Attorney to prepare an impartial analysis; and
- 3) Adopt the Resolution providing for the filing of rebuttal arguments.

ROLL CALL VOTE

- 12. Request for City Maintenance of Mar Brisa Subdivision Lift Station and Storm Water Basin** – Public Works Director/City Engineer Ray. The City Council will consider additional information received from the Mar Brisa Homeowners' Association to take over maintenance of a private sewer lift station and drainage basin.

**Recommended Action:** Receive additional information regarding a request from the Mar Brisa Homeowner's Association to assume maintenance of the Mar Brisa Subdivision sewer lift station, storm water basin, and sewer and storm water collection systems and provide direction to staff.

- 13. Industrial Sewer Connections Policy Direction** – Public Works Director/City Engineer Ray. The City Council will consider options intended to facilitate connection to the City sewer system for those properties located in the industrial area south of Farroll Road.

**Recommended Action:** Receive information on the status of sewer connections in the industrial area between Farroll Road and Highland Way and provide direction to staff on potential actions to encourage new and existing businesses to connect to City sewer.

- 14. Selection of Voting Delegate and Alternate(s) for the 2018 League of California Cities Annual Conference** – City Manager Bronson. The City Council is requested to appoint one of its members and up to two alternates to represent the City of Grover Beach at the annual business meeting held during the League of California Cities Annual Conference.

**Recommended Action:** Select one delegate and up to two alternates for the upcoming annual business meeting to be held at the League of California Cities Annual Conference.

**COUNCIL COMMITTEE REPORTS**

This item gives the Mayor and Council Members the opportunity to present reports to the other members regarding committees, commissions, boards, or special projects on which they may be participating.

Economic Vitality Corporation (EVC)  
Integrated Waste Management Authority (IWMA)  
Zone Three Advisory Committee

Jeff Lee (Alt: Barbara Nicolls)  
Jeff Lee (Alt: Debbie Peterson)  
Jeff Lee (Alt: Mariam Shah)

Chamber of Commerce - Arroyo Grande & Grover Beach South SLO County Sanitation District (SSLOCSD)	Barbara Nicolls (Alt: Mariam Shah) Barbara Nicolls (Alt: Mariam Shah)
Air Pollution Control District (APCD) Homeless Services Oversight Council (HSOC) Visit San Luis Obispo County	Mariam Shah (Alt: Jeff Lee) Mariam Shah (Alt: Jeff Lee) Mariam Shah (Alt: Jeff Lee)
Five Cities Fire Joint Powers Authority Regional Groundwater Sustainability Project (RGSP) SLO Council of Governments / SLO Regional Transit Authority (SLOCOG / SLORTA) South County Transit (SCT)	John Shoals (Alt: Barbara Nicolls) John Shoals (Alt: Mariam Shah) John Shoals (Alt: Mariam Shah)
SLO Coastal Regional Sediment Management Plan (CRSMP) Steering Committee	John Shoals (Alt: Barbara Nicolls) Debbie Peterson (Alt: Mariam Shah)
SLO County Water Resources Advisory Committee (WRAC)	Debbie Peterson (Alt: Jeff Lee)

**League of California Cities - Policy Committee Reports and Other League Matters**

Channel Counties Division	Mariam Shah
Transportation, Communication & Public Works Policy Committee	Jeff Lee & Debbie Peterson
Governance, Transparency & Labor Relations Policy Committee	Matthew Bronson

**COUNCIL COMMUNICATIONS**

This item gives individual Council Members the opportunity to seek consensus for scheduling a specific item on a future agenda, authorizing staff time to provide background information and prepare a staff report for a future agenda, or to comment on Council business, City operations, projects or other items of community interest.

**CITY COUNCIL MEMBER ITEMS**

**CITY MANAGER’S REPORTS AND COMMENTS**

**CITY ATTORNEY’S REPORTS AND COMMENTS**

**CLOSED SESSION**

None at this time.

**ADJOURNMENT**

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Per Resolution No. 17-21, the public portion of City Council meetings will be scheduled to start at 6:00 p.m. and conclude no later than 11:00 p.m. Any open session items remaining on the agenda at 11:00 p.m. that have not been discussed or considered by the City Council will be continued to an adjourned meeting of the City Council (scheduled before the next regular meeting). However, the City Council may choose to continue the meeting past 11:00 p.m. upon a proper motion and a 4/5ths vote in favor of such an action.

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Staff reports or other written materials relating to each item of business referred to on this agenda are available from the City website [www.groverbeach.org](http://www.groverbeach.org) and on file in the City Clerk’s Office. A public counter copy is available for public inspection and reproduction during normal business hours at City Hall, 154 South 8th Street, Grover Beach, CA. Related materials submitted after distribution of the agenda packet are available in the City Clerk’s Office during normal business hours. If you have questions regarding any agenda item, please contact the appropriate City Department. Any writings or documents regarding any item on this agenda, not exempt from public disclosure, provided to a majority of the City Council and distributed subsequent to distribution of the agenda packet will be made available for public inspection in the City Clerk’s Office during normal business hours.

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Note: This agenda was prepared and posted pursuant to Government Code Section 54954.2. This agenda is subject to amendment up to 72 hours prior to the date and time set for the meeting. Please refer to the agenda posted at City Hall for any revisions or call the City Clerk's Office at (805) 473-4567 for more information.

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The agenda and staff reports are also available on the City's website: [www.groverbeach.org](http://www.groverbeach.org)



**CITY OF GROVER BEACH**  
**POLICIES AND PROCEDURES FOR CONDUCT AND DECORUM AT COUNCIL MEETINGS**  
(Pursuant to Resolution No. 07-44, adopted 04-16-07)

**1.0 DECORUM AND ORDER – COUNCIL MEMBERS**

Council Members shall accord the utmost courtesy to each other, to administrative staff and to the public appearing before the City Council and shall refrain at all times from rude, abusive, and/or derogatory remarks or those that reflect upon a person's integrity, motives or personality.

**2.0 DECORUM AND ORDER – STAFF**

2.1 City Manager Responsibilities

The City Manager is responsible for ensuring that members of the administrative staff observe the rules of decorum and order set forth in this Policy.

2.2 Addressing the City Council

Any administrative staff member desiring to address the City Council or members of the public shall first be recognized by the Mayor/Presiding Officer. All remarks shall be addressed to the Mayor/Presiding Officer and not to any individual Council Member or member of the public. Administrative staff members shall accord the utmost courtesy to the City Council, other administrative staff members and the public.

**3.0 DECORUM AND ORDER – MEMBERS OF THE PUBLIC**

3.1 Addressing the City Council

Any member of the public desiring to address the City Council or members of the public shall first be recognized by the Mayor/Presiding Officer at the appropriate place on the agenda. All remarks shall be addressed to the Mayor/Presiding Officer and not to any individual Council Member, member of the administrative staff or member of the public.

3.2 Time limitation for addressing the City Council

Public comment when addressing the City Council shall be generally limited to three (3) minutes per speaker. Depending on the extent of the agenda and the number of persons desiring to speak on an issue, the Mayor/Presiding Officer may, at the beginning of the hearing, set a different time limit for each speaker. Any person may speak for a longer period of time upon approval from the Mayor/Presiding Officer, when deemed necessary, for instance when a person is speaking on behalf of a group, or has a graphic or slide presentation requiring more time.

3.3 Removal

Any member of the public making personal, impertinent, and slanderous or profane remarks or who becomes boisterous while addressing the City Council, staff or general public or while attending the City Council meeting and refuses to come to order at the direction of the Mayor/Presiding Officer, shall be removed from the Council Chambers by the sergeant-at-arms and may be barred from further attendance before the Council during that meeting. Unauthorized remarks from the audience, stamping of feet, whistles, yells, and similar demonstrations shall not be permitted by the Mayor/Presiding Officer. The Mayor/Presiding Officer may direct the sergeant-at-arms to remove such offenders from the room.<sup>1</sup>

3.4 Prosecution

Aggravated cases shall be prosecuted on appropriate complaint signed by the Mayor/Presiding Officer.

**4.0 ENFORCEMENT OF DECORUM**

In extreme cases, such as when a meeting is willfully interrupted by a group or groups of persons so as to render the orderly conduct of such meeting unfeasible and order cannot be restored by the removal of individuals as provided for in this Policy, the Mayor/Presiding Officer may order the meeting room cleared and continue in session. Only matters appearing on the agenda may be considered in such a session. Duly accredited representatives of the press or other news media, except those participating in the disturbance, shall be allowed to attend any session held pursuant to this Section. Nothing in this Section shall prohibit the City Council from establishing a procedure for readmitting an individual or individuals not responsible for willfully disturbing the orderly conduct of the meeting.