

**MINUTES
CITY COUNCIL MEETING
MONDAY, MARCH 19, 2007**

CALL TO ORDER Mayor Lieberman 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 remembrance of former Grover Beach resident Harold Hatley, who was fatally shot at the Denny's restaurant in Pismo Beach one year ago.

FLAG SALUTE The flag salute was led by Cile Barker, a 10-year-old, 3rd grade student from Grover Heights Elementary School.

ROLL CALL

City Council: Council Members Ashton, Nicolls, Mayor Pro Tem Shoals, and Mayor Lieberman were present. Council Member Versaw was absent.

City Staff: City Manager Perrault, City Attorney Koczanowicz, City Clerk McMahon, Administrative Services Director Chapman, Community Development Director Hansen, Police Chief Copsey, Interim Fire Chief Hamp, Fire Chief Hubert, Public Works Superintendent Ford, and Parks & Recreation Coordinator O'Donnell were also present.

Also present was City Engineer Garing and Consultant John Dunn.

CLOSED SESSION ANNOUNCEMENTS Mayor Lieberman read the following announcement:

On Monday, March 5, 2007 after meeting in Closed Session regarding:

1. Conference with Labor Negotiators
Agency Negotiator: City Manager, James K. Katen, Administrative Services Director, Assistant Administrative Services Director, Human Resources Coordinator, and Fire Chief.
Represented Employee Group: International Association of Fire Fighters (IAFF), Local 4403
2. Conference with Real Property Negotiators
Property: APN 060-271-016
Agency negotiator: City Manager and City Attorney
Negotiating party: Eric Ekdahl, property owners' negotiator
Under negotiation: Property negotiations regarding price
3. Conference with Legal Counsel - Pending Litigation
Charter Communications Properties LLC v. County of San Luis Obispo, CV07-0057

the Council reconvened into open session, and announced that there were no reportable actions taken during the Closed Session.

AGENDA REVIEW Upon consensus of the City Council (Council Member Versaw absent), the order of business was approved as presented in the agenda.

CEREMONIAL CALENDAR

1. **Presentation to the Grover Beach Police Department for Outstanding Community Service from the Marine Corps Toys for Tots Program**

Representing the Marine Corps Toys for Tots Program, Grover Beach Senior Police Officer Sonny Lopez thanked the Grover Beach Police Department for gathering the highest number of toys ever collected during the 2006 Toys for Tots Program, with over 46,000 toys, and presented Police Chief Copsey with a plaque of appreciation for the Grover Beach Police Department's outstanding community service.

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. Interim Fire Chief Hamp introduced Fire Chief Mike Hubert to the City Council and members of the audience, stating that today marked Fire Chief Hubert's first official day serving as the permanent Fire Chief for the Cities of Grover Beach and Arroyo Grande.
- B. Mina Vaughn, Parks, Recreation & Beautification Commissioner, thanked the Council for the opportunity to attend the recent California Parks and Recreation Society annual training conference, which she recently attended along with Recreation Coordinators O'Donnell and Manuele. She briefly summarized the information presented at the conference.

There were no further public comments received and the Mayor closed the Public Communications segment for this portion of the meeting.

PUBLIC HEARINGS

2. Final Allocation of Funding from the 2007 Community Development Block Grant (CDBG) Funding Cycle and Allocation of Program Income - 2007 Action Plan to the San Luis Obispo County Board of Supervisors.

Mayor Lieberman read the title to the foregoing item, declared the Public Hearing open, and deferred to staff for a report. Community Development Director Hansen gave an overview of the final funding recommendations and one-year-action plan for funding through the Urban County's 2007 Community Development Block Grant (CDBG) Program. He reported that the City's allocation had been increased from previous estimates and that staff was recommending that the additional amount of \$12,161 be allocated towards making improvements on North Oak Park Boulevard that were in compliance with federal Americans with Disabilities Act (ADA) requirements.

In addition, the City had received program income in the amount of \$4,891.60 from repayments of home improvement grants which was required to be allocated. Staff was recommending that the program income be designated for CDBG program administration. He and City Manager Perrault then responded to questions from the Council.

Mayor Lieberman invited public comments on this matter.

The following representatives spoke in support of their respective organizations' requests for funding:

- Rick Cohen, Big Brothers Big Sisters of San Luis Obispo County, presented data on the number of youth served by the program and read testimonial accounts of the program's benefits; and
- Wanda McFarlane, Caring Callers, announced that disaster kits were being prepared for distribution later in the week.

There were no further public comments received and the Mayor closed the Public Hearing.

Action: It was m/s by Mayor Pro Tem Shoals/Council Member Ashton to adopt Resolution No. 07-34: 1) allocating 2007 Community Development Block Grant (CDBG) program year funds (estimated at \$125,668) in the requested amounts from the four community-based non-profit organizations and for Americans with Disabilities Act (ADA) infrastructure improvements on North Oak Park Boulevard; and 2) allocating program income for program administration. The motion carried on the following roll call vote:

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

Resolution No. 07-34: A Resolution of the City Council of the City Grover Beach, California, Approving the 2007 Community Development Block Grant (CDBG) Program and Recommendations for Final Allocation by the San Luis Obispo County Board of Supervisors.

CONSENT AGENDA

It was m/s by Council Members Ashton/Nicolls to approve Consent Agenda Items Nos. 3 and 4 as recommended. The motion carried on the following roll call vote:

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

3. Treasurer's Report for the Period February 28 – March 13, 2007.

Action: Approved as submitted.

4. Temporary Office Assistance -Temporary office assistance in the Administrative Services Department due to unanticipated absences of two full-time employees.

Action: Adopted Resolution No. 07-35 approving the funding for temporary office assistance in the amount of \$14,600.

Resolution No. 07-35: A Resolution of the City Council of the City of Grover Beach, California Adopting the 19th Amendment to the Annual Appropriation Resolution No. 06-61 by Providing Funding in the Amount \$14,600 for Temporary Office Assistance.

REGULAR BUSINESS

5. FY 08 Goals and Priority Setting Session - Part 1.

Mayor Lieberman read the title to this agenda item and deferred to staff for a report. For the information of those present, City Manager Perrault briefly reviewed the goal setting workshop format as the basis in preparing the budget and the proposed discussion outline for each goal setting session. He then introduced consultant John Dunn.

Referencing a PowerPoint presentation, Mr. Dunn described the purpose of goal setting as a guide to the City Council in its future actions, a method to identify the community's priorities and focus its available resources, and a tool to measure the City's future performance and accomplishments. He reviewed suggested guidelines for the workshop format and recommendations to refine the list of goals and priorities so as to have fewer and more focused goals in order to concentrate the City's resources in efforts that yielded the greatest benefit to the community. Mr. Dunn requested that each Council Member review the list of consolidated goals that was included in the staff report, rate each item as a high or low priority item, and individually submit their lists to the City Clerk so that the list could be further refined, presented, and discussed with public input at the April 2, 2007 City Council meeting.

Mayor Lieberman invited public comments on this matter.

Penny Rappa, Executive Director, Habitat for Humanity, spoke in support of the identified goals on housing and in allowing non-profit agencies to build affordable housing units.

There were no further public comments received.

Upon request, City Manager Bob Perrault displayed the list of FY 06 Community Goals and verbally reported on progress achieved towards each of the identified goals.

The Council commended staff for being able to accomplish many of the goals identified, given the City's fiscal constraints and recent high staff turn-over. Brief discussion was held on the suggestion of including a progress report on the list of goals during the mid-year budget review, extending the goal setting time frame to allow more opportunities for public participation, and increasing the City's efforts to encourage public participation.

Action: Upon consensus of the City Council, 1) the goal setting process was extended for the next two regular City Council meetings of April 2, 2007 and April 16, 2007, and 2) future budget reviews at the mid-year point would include a progress report on the list of identified goals and priorities.

6. Reallocation of Funding from the 2006 HOME Investment Partnership Act Funding Cycle - 2006 Action Plan to the San Luis Obispo County Board of Supervisors.

Mayor Lieberman read the title to this agenda item and deferred to staff for a report. For the information of those present, Community Development Director Hansen gave an overview of the request to authorize staff to submit an application to the County Board of Supervisors to reallocate \$350,967 in 2006 HOME funds to assist in the City's affordable housing program on a one-to-one matching program with Improvement Agency funds. He then responded to questions.

Mayor Lieberman invited public comments on this matter.

Penny Rappa, Executive Director, Habitat for Humanity, expressed concerns regarding the time frame of the reallocation request process and the risk of potentially losing the funds.

There were no further public comments received.

Further Council discussion was held on whether the County Board of Supervisors would allow the monies to be reallocated from the originally identified project to an affordable housing program, and the risks associated with the request.

Action: Upon consensus (Council Member Versaw absent), the Council authorized staff to submit a 2006 HOME Investment Partnership Act application to reallocate the funds to assist in the City's affordable housing program.

PULLED CONSENT AGENDA ITEMS

None at this time.

COUNCIL COMMITTEE REPORTS

Council Member Ashton reported on the meeting of the Integrated Waste Management Authority (IWMA).

Council Member Nicolls reported on the Zone 3 Advisory Committee meeting.

Mayor Lieberman reported on the meeting of the South County Fire Consolidation Oversight Committee.

Mayor Pro Tem Shoals reported on the following: 1) the first meeting of the new Coast Cities Issues Group that he had attended on May 9, 2007 in El Segundo, California, with City Manager Perrault and City Attorney Koczanowicz; 2) the Legislative Action Days event scheduled for May 16-17, 2007 in Sacramento, California, during which a meeting with the Coastal Commission may be scheduled; 3) the recent San Luis Obispo Council of Governments (SLOCOG) and San Luis Obispo Regional Transit Authority (SLORTA) meetings; and 4) the South County Area Transit (SCAT) meeting and the new hybrid bus demonstration to be scheduled at Ramona Garden Park.

CITY COUNCIL AGENDA

None at this time.

COUNCIL COMMUNICATIONS

A. Council Member Ashton gave a brief overview of the recent Neighborhood Watch meeting and tour of the Fire Department. He commended Fire Captain Bart Pearson for his presentation to the attendees.

- B. Mayor Pro Tem Shoals suggested scheduling reconsideration of a property negotiations issue that had been previously discussed under a Closed Session. City Attorney Koczanowicz advised that, if appropriate, negotiations would be scheduled for a Closed Session.

Mayor Pro Tem Shoals requested that the Traffic Committee consider: 1) possibly creating a four-way stop at the intersection of Manhattan Avenue and South 9th Street due to excessive vehicle speeds in that area and close proximity to Grover Beach Elementary School; and 2) excessive vehicle speeds on Margarita Avenue.

- C. Mayor Lieberman stated that he had recently attended the Filipino Coronation Ball and praised the Filipino community for their gracious hospitality and cultural commitment.

He then reported on the recent meeting of the Oceano Dunes Task Force and issues to be discussed at the next meeting.

At this time, Mayor Lieberman distributed and read a memorandum into the record from Council Member Versaw, dated March 19, 2007, informing the City Council that Council Member Versaw would be moving out of Grover Beach and would no longer be able to serve as a member of the City Council.

City Manager Perrault pointed out that Council Member Versaw's memorandum was a notice of intent, and that a formal letter of resignation would specify the date of his resignation. He then outlined the process pursuant to state law to either appoint or call for a special election to fill a vacated Council seat. He and City Attorney Koczanowicz responded to questions from the Council.

Action: Upon consensus, staff was directed to schedule discussion of the procedures for filling a vacancy on the City Council at the next regular City Council meeting.

CITY MANAGER'S REPORTS AND COMMENTS

7. Review of Protocols for Decorum at Council Meetings.

City Manager Perrault briefly reviewed the staff report and attachments, which included a *Western Cities* magazine article on controlling disruptive public speakers at open meetings and developing protocols for decorum, and protocols for decorum from six cities that were selected from approximately 40 samples received.

Discussion was held on ensuring comments from the public, Council, and staff remain courteous, respectful, and civil to encourage community members to speak at City meetings. Further discussion was held on specific components contained in the samples provided that should be included in a draft protocol for Grover Beach.

Action: Upon consensus of the City Council (Council Member Versaw absent), staff was directed to prepare a draft document for the Council's review and further discussion based on the samples provided from the Cities of Cathedral City, Norwalk, and Buellton.

8. Status Report on the "Polin Property" Located at the Northeast Corner of West Grand Avenue and Fourth Street.

City Manager Perrault provided a brief chronology of events regarding Mark and Elizabeth Polin's development efforts on their property located at the northeast corner of West Grand Avenue and Fourth Street, commonly referred to as the "Polin Property".

Discussion was held on the request from the property owners' legal representative, Mark Manion, at the April 3, 2006 Joint City Council /Improvement Agency meeting to allow the property owners at least nine months to prepare their own development proposal for that site.

Action: The information was received and filed.

City Manager Perrault then announced that today was the one-year anniversary from the date he first interviewed with the Grover Beach City Council as a candidate for the

position of City Manager.

The Council congratulated City Manager Perrault on his one-year anniversary with the City and praised his professionalism, knowledge, and rapport with the City Council, staff, and the community.

CITY ATTORNEY'S AGENDA

None at this time.

CLOSED SESSION

None at this time.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Lieberman adjourned the meeting at 9:16 p.m.

STEPHEN C. LIEBERMAN, MAYOR

Attest:

DONNA L. McMAHON, CITY CLERK
(Approved at CC Mtg 5/7/07)