

**MINUTES
CITY COUNCIL MEETING
MONDAY, MAY 20, 2019**

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 Arroyo Grande High School Theatre Company and International Thespian Troupe #648.

ROLL CALL

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

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, Parks & Recreation Program Director Kathy Petker, and Management Analyst-Human Resources Karla Mattocks were also present.

Also present were Fire Chief Steve Lieberman, Five Cities Fire Authority,

CLOSED SESSION ANNOUNCEMENTS

City Attorney Hale read the following announcement:

The City Council met in Closed Session concerning the following item(s) on May 6, 2019:

1. **Conference with Labor Negotiators**
Pursuant to Government Code Section 54957.6.
Agency Negotiator: Special Counsel Che Johnson, City Manager Matthew Bronson, Admin. Services Director Deanne Purcell, Asst. Administrative Services Director Eve Byrd, Management Analyst/Human Resources Karla Mattocks, and Accountant Annette Munoz (May include all or some of the above)
Represented Employee Group: General Employees - Service Employees International Union, Local 620 (SEIU)

The City Council reconvened into open session and City Attorney Hale announced there were no reportable actions taken.

AGENDA REVIEW

Action: Upon unanimous consensus, the Council adopted the agenda as presented.

CEREMONIAL CALENDAR

1. **Proclamation for Public Works Appreciation Week** – was read by Mayor Pro Tem Shah and accepted by Pete Yracheta, Angel Rodriguez and Lance Henderson of Grover Beach Public Works Department.
2. **Proclamation for Hunger Awareness Day-** was read by Council Member Bright and accepted by Kevin Drabinski, CEO - SLO Food Bank.
3. **Proclamation for Arroyo Grande High School Theatre Company and International Thespian Troupe #648** – was read by Mayor Lee and accepted by Arroyo Grande High School Theatre Company.

PRESENTATIONS

None

PUBLIC COMMUNICATIONS

During this time, the Council will allow up to 15 minutes for Public Communication with additional communication, if necessary, allowed after the Regular Business Items. 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.

- A. Liz Doukas
- B. Paul Hertel
- C. Tom Girard
- D. Chris Barrett
- E. Ben Oakley
- F. Stephanie Bond
- G. Holly Lindroth
- H. Frank Lindsey
- I. John Wysong
- J. Linda McClure

CONSENT AGENDA

Mayor Lee invited public comments on the Consent Agenda. There being no public comments, the Mayor closed comments period and returned the item to Council.

It was moved by Council Member Bright seconded by Nicolls to approve Consent Agenda Item Nos. 4, 5, 6, 7, and 8 as recommended. The motion carried on the following roll call vote:

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

- 4. **Treasurer's Report for the Period April 5 – May 13, 2019.**
Action: Approved the Treasurer's Report as submitted.
- 5. **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 April 5 to May 13, 2019.**
Action: Approved the Treasurer's Report as submitted.
- 6. **Minutes of the City Council Meeting on Monday, May 6, 2019.**
Action: Approved the minutes as submitted.
- 7. **Annual Renewal of Commercial Cannabis Permit for an Adult and Medical Retailer located at 1053 Highland Way (Applicant: 805 Beach Breaks, INC.) –** The City Council considered the renewal of the commercial cannabis permit for 805 Beach Break, INC.
Action: Adopted Resolution No. 19-14 to approve a renewal of a commercial cannabis permit for 805 Beach Break, INC. to operate a commercial cannabis retailer located at 1053 Highland Way.

Resolution No. 19-14: A Resolution of the City Council of the City of Grover Beach, California Renewing a Commercial Cannabis Permit for 805 Beach Breaks, Inc. (1053 Highland Way)
- 8. **Award of Design Services for the Community Development Block Grant (CDBG) Funded Water Main Project (CIP 4267) –** They City Council considered awarding the design services contract for the CDBG Water Main Project (CIP 4267)
Action: Authorized the City to enter into a Consulting Services Agreement with MKN & Associates for design services associated with the CIP 4267 CDBG Water Main Project and authorized the Mayor to execute the agreement on behalf of the City.

Recess: Upon consensus of the City Council, the meeting recessed at 6:45 p.m.
Reconvened: At 6:51 p.m. the meeting reconvened with all members of the City Council present.

PUBLIC HEARING

9. Introduction and First Reading of an Ordinance and Adoption of a Resolution Authorizing the Implementation of a Community Choice Aggregation Program by Participating in Monterey Bay Community Power Authority's Community Choice Aggregation Program.

Mayor Lee read the title to the foregoing item, declared the Public Hearing open, and deferred to staff for a report.

City Manager Bronson provided a PowerPoint presentation regarding participating in the Monterey Bay Community Power Authority's Community Choice Aggregation Program.

J.R. Killigrew, Director of Communications & Energy Programs gave further explanation of the program and answered questions.

Mayor Lee invited public comment on this matter. There being no public comments, the Mayor closed the public comment and returned the item to council for discussion.

Action: It was moved by Mayor Pro Tem Shah and seconded by Council Member Bright to
1) Conduct first reading, by title only, and introduce Ordinance No. 19-03 authorizing the implementation of a community choice aggregation program by participating in Monterey Bay Community Power Authority's community choice aggregation program; and
2) Schedule second reading and adoption of the Ordinance at the next regularly scheduled City Council meeting; and
3) Adopt Resolution No. 19-15 requesting membership in the Monterey Bay Community Power (MBCP) joint powers authority and authorizing the Mayor to execute the joint powers authority agreement as amended with MBCP.

The motion carried on the following roll call vote:

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

Ordinance No. 19-03: An Ordinance of the City Council of the City of Grover Beach, California, Authorizing the Implementation of a Community Choice Aggregation Program by Participating in Monterey Bay Community Power's Community Choice Aggregation Program

Resolution No. 19-15: A Resolution of the City Council of the City of Grover Beach, California, Requesting Membership in the Monterey Bay Community Power Joint Powers Authority (MBCPA) and Authorizing the Mayor or City Manager to Execute the Joint Powers Authority Agreement as Amended with MBCPA.

REGULAR BUSINESS

10. Appointments to the Planning Commission –

Mayor Lee read the title to the foregoing item and deferred to staff for a report. Community Development Director Buckingham provided a brief report regarding the recommended appointments.

Mayor Lee invited public comment on this matter. No public comments were received at this time and the Mayor closed public comment and returned the item to City Council for review and discussion.

Action: It was motioned by Mayor Pro Tem Shah and seconded by Council Member Bright, to accept the Screening Committee's recommendations and adopt Resolution No. 19-16 to:

- appoint Karl Blum to a four-year term of office, scheduled to expire on May 31, 2023;
- appoint Cody McLaughlin to a four-year term of office, scheduled to expire on May 31, 2023;
- appoint Anne Holden to fill the remainder of the four-year term of office, scheduled to expire on May 31, 2022;

The motion carried on the following roll call vote:

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

Resolution No. 19-16: A Resolution of the City Council of the City of Grover Beach, California Authorizing the Appointment of Karl Blum, Cody McLaughlin, and Anne Holden to the Grover Beach Planning Commission

Mayor Lee congratulated Anne Holden and asked her if she had any comments. She thanked the Council for appointing her and was looking forward to serving on the Planning Commission. Karl Blum and Cody McLaughlin were not available to attend the meeting.

11. Measure X-06 Oversight Committee Information –

Mayor Lee read the title to the foregoing item and deferred to staff for a report. City Manager Bronson gave a brief PowerPoint presentation updating the Council on the status of Measure X-06 and requested direction on this item.

Mayor Lee invited public comment on this matter.

The following individual made comment:

Terry Wingate

No further public comments were received at this time and the Mayor closed public comment and returned the item to City Council for review and discussion.

Action: Received information about the status of the Measure X-06 half-cent sales tax oversight committee and annual report and upon consensus provide direction to staff to combine the Measure X-06 oversight committee with the Measure K-14 oversight committee.

12. Commercial Cannabis Update and Policy Issues –

Mayor Lee read the title to the foregoing item and deferred to staff for a report. City Manager Bronson gave a brief introduction and then deferred to Community Development Director Buckingham who provided a PowerPoint presentation regarding the Commercial Cannabis Update and Policy Issues.

Prior to discussion by Council, Council Member Lance requested advisement from City Attorney Hale regarding the location of her residence and if she fell under the area within the subject property rule and must recuse herself. City Attorney Hale did suggest she do so if she felt there was a conflict. Council agreed to a short break requested by Council Member Lance to quickly research her proximity.

Recess: Upon consensus of the City Council, the meeting recessed at 8:02 p.m.

Reconvened: At 8:08 p.m. the meeting reconvened with all members of the City Council present.

At this time, Council Member Lance declared a conflict of interest due to her residence being located within 500 feet of the industrial zone approved for commercial cannabis businesses. She then stepped down from the dais and left the Council Chamber.

Mayor Lee invited members of the Public to comment the above item. The following made public comments:

- A. Casey Crawford
- B. Helios Dayspring

No further public comments were received at this time and the Mayor closed public comment and returned the item to City Council for review and discussion. Council members had further discussion and asked for clarification from staff.

Action: Received an update on the implementation of the City's commercial cannabis ordinances and regulatory processes and upon consensus provided direction to staff on policy issues related to commercial cannabis.

At this time, Council Member Lance returned to the dais.

COUNCIL COMMITTEE REPORTS

Council Member Nicolls reported on the South County Chambers of Commerce Luncheon. She also reported on the Five Cities Fire Authority meeting.

Mayor Pro Tem Shah reported on Homeless Services Oversight Council (HSOC) meeting and commented on the Visit SLOCal Destination Summit that she and City Manager Bronson attended.

She also mentioned the Channel Counties dinner that was held in Paso Robles.

Mayor Lee reported on the Integrated Waste Management meeting and on the SLO Council of Governments/SLO Regional Transit Authority meeting.

He thanked Council Member Nicolls for attending the South County Sanitation District meeting on his behalf.

COUNCIL COMMUNICATIONS

Mayor Lee announced that there was a "meet and greet" for Supervisor Cunningham and Supervisor Hill at Red Bee along with members of the community.

He also recently attended the Mayor's luncheon at the Chapman House in Pismo Beach.

CITY MANAGER'S REPORTS AND COMMENTS

City Manager Bronson reported on the state of California pension costs and that Grover Beach is taking some steps to reduce the impacts of the situation.

He provided a status report of the various K-14 street repair projects.

He announced that Autumn Wycoff, Public Works Assistant Engineer, will be starting on June 3rd.

He also reported that the city is working on re-opening of the skate park with hope to have it open by mid-June.

CITY ATTORNEY'S REPORTS AND COMMENTS

None

CLOSED SESSION

At 9:31 p.m., the Council met in Closed Session regarding the following item(s):

1. **Conference with Legal Counsel**
Pursuant to Government Code Section 54957
Title: Public Employee Settlement
2. **Conference with Labor Negotiators**
Pursuant to Government Code Section 54957.6.
Agency Negotiator: Special Counsel Che Johnson, City Manager Matthew Bronson, Admin. Services Director Deanne Purcell, Asst. Administrative Services Director Eve Byrd, Management Analyst/Human Resources Karla Mattocks, and Accountant Annette Munoz (May include all or some of the above)
Represented Employee Group: General Employees - Service Employees International Union, Local 620 (SEIU)
3. **City Manager Evaluation Process**
Pursuant to Government Code Section 54957
Title: City Manager

Closed Session Announcements: At 10:13 p.m., Mayor Lee reconvened the meeting in open session with all Council Members present, and City Attorney Hale announced for Item 1. Conference with Legal Counsel that the Council agreed unanimously to accept the settlement payment of \$48,000 to resolve employment status of former employee Danny Gregory. Item 2. Conference with Labor Negotiators there were no reportable actions. Item 3. City Manager Evaluation Process the Council agreed unanimously to enter into an agreement with MRG for the facilitation of the City Manager Evaluation.

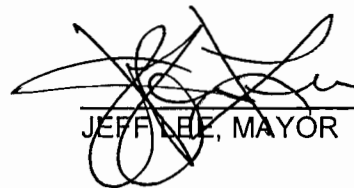
ADJOURNMENT

There being no further business to come before the City Council, Mayor Lee adjourned the meeting at 10:14 p.m.

Attest:



WENDI SIMS, CITY CLERK
(Approved at CC Mtg. 06/03/19)


JEFF LEE, MAYOR