

**MINUTES  
CITY COUNCIL MEETING  
MONDAY, JUNE 3, 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 Madelyn Gurrola, a 9 year old, 4<sup>th</sup> grader from Grover Beach Elementary.

**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.

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, May 20, 2019 after meeting in Closed Session regarding:

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

The City Council reconvened into open session and announced for Item 1. Conference with Legal Counsel 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.

**AGENDA REVIEW**

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

**CEREMONIAL CALENDAR**

1. **Proclamation Acknowledging John Laferriere** was read by Mayor Lee and presented to John Laferriere for his volunteer service to the City of Grover Beach.

**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. Rebeca Mosgofian
- B. Stephanie Bond-Watkins
- C. Suzanne McFarlane

- D. Phil Breault
- E. Dan Shannon
- F. Marsha Bolyanatz

### **CONSENT AGENDA**

It was moved by Mayor Pro Tem Shah and seconded by Council Member Nicolls to approve Consent Agenda Item Nos. 2, 3, 4 and 5 as amended. 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

2. **Minutes of the City Council Meeting on Monday, May 20, 2019.**  
**Action:** Attorney Hale made a correction to the close session item and Mayor Lee corrected the spelling of Tom Girard. Approved the minutes as revised.
3. **Second Reading and Adoption of an Ordinance Implementing a Community Choice Aggregation Program** The City Council considered the adoption of Ordinance No. 19-03 to participate in the Monterey Bay Community Power Authority's Community Choice Aggregation Program.  
**Action:** Conducted second reading, by title only, and adopted the 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.

**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.**

4. **Service Employees International Union Memorandum of Understanding for 2019-2021** – The City Council considered the adoption of the Resolution amending the compensation structure of the Service Employees International Union Memorandum of Understanding for a two year term of 2019-2021.  
**Action:** Adopted the Resolution amending the Service Employees International Union Memorandum of Understanding for a term from July 1, 2019 to June 30, 2021.

**Resolution No 19-17: A Resolution of the City Council of the City of Grover Beach, California, Ratifying a Memorandum of Understanding with Service Employees International Union, Local 620 (SEIU) From July 1, 2019 to June 30, 2021.**

5. **Five Cities Fire Authority Joint Powers Authority Agreement Second Amendment** – The City Council considered an update on the Five Cities Fire Authority (FCFA) Joint Powers Agreement (JPA) Memorandum of Agreement related to JPA amendments and funding options and adoption of the Resolution approving the Second Amendment to the FCFA Joint Exercise of Powers Agreement.  
**Action:** Adopted the Resolution approving the Second Amendment to the Five Cities Fire Authority Joint Exercise of Powers Agreement.

**Resolution No 19-18: A Resolution of the City of Grover Beach, California Approving the Second Amendment to the Five Cities Fire Authority Joint Exercise of Powers Agreement**

### **PUBLIC HEARING**

6. **Introduction and First Reading of an Ordinance to Amend Municipal Code Article IX (Development Code) and Approve a Local Coastal Program Amendment to Regulate Short-Term Rentals (Development Application 19-07)**

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

Community Development Director Buckingham provided an overview and presentation regarding the recommendations in the ordinance and the expected timeline process.

After brief questions from Council, Mayor Lee invited public comments on this matter. The following members of the public commented:

- A. Vanessa Rozo
- B. Stephen Otto
- C. Jon Shapiro
- D. Steve Green
- E. Anthony Cerino
- F. Greg Grialcu
- G. Dale Rydburg
- H. Paulette Messenheimer
- I. Jennifer Breeden
- J. Alana Reynolds
- K. Debbie Peterson
- L. Penny Bennett
- M. Ninette Bavaro-Latronica
- N. Sylvia Bohrer
- O. Krista Jefferies
- P. Sheila Genova

There being no further comments, Mayor Lee closed the Public Comments and returned the item to City Council for discussion. Community Development Director Buckingham responded to public comments as well as questions from Council Members.

**Recess:** Upon consensus of the City Council, the meeting recessed at 8:04 p.m.

**Reconvened:** At 8:13 p.m. the meeting reconvened with all members of the City Council present.

Further discussion was had amongst Council.

**Action:** It was moved by Council Member Nicolls and seconded by Mayor Pro Tem Shah to 1) Conduct first reading, by title only, and introduce the Ordinance amending Grover Beach Municipal Code, Article IX to regulate short-term rentals; and 2) Schedule second reading and adoption of the Ordinance and a Resolution approving a Local Coastal Program Amendment at the next regularly scheduled City Council meeting.

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 19-04: An Ordinance of the City of Grover Beach, California, Adding Sections 4.10.185, 6.20.075, 9.10.050 and Amending Sections 2.20.030, 2.30.030, 6.10.020, 6.30.080 and 9.10.020 of the Grover Beach Municipal Code Article IX to Regulate Short-term Rentals.**

**Recess:** Upon consensus of the City Council, the meeting recessed at 9:27 p.m.

**Reconvened:** At 9:33 p.m. the meeting reconvened with all members of the City Council present.

## **REGULAR BUSINESS**

### **7. Annual Master Fee Schedule Update**

Mayor Lee read the title to the foregoing item and deferred to staff for a report.

Accountant Munoz provided an overview of the revised Master Fee Schedule for review and adoption.

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

Brief discussion was held by Council.

**Action:** It was moved by Council Member Bright and seconded by Mayor Pro Tem Shah to Adopt the Resolution updating the Citywide Master Fee Schedule approving cost increases based on the Consumer Price Index and reflecting costs incurred by the City.

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 19-19: A Resolution of the City of Grover Beach, California Amending the Master Fee Schedule.**

**8. FY 2019-20 Proposed Budget and FY 2019-24 Capital Improvement Program –**

Mayor Lee read the title to the foregoing item and deferred to staff for a report. City Manager Bronson provided an overview and introduced Administrative Services Director Purcell who provided a PowerPoint presentation of the 2019-2020 Proposed Budget and 2019-24 Capital Improvement Program.

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

Council had a brief discussion regarding the 2019-20 Budget and upcoming Capital Improvement Program.

**Action:** Upon unanimous decision, Council provided direction to staff to finalize the budget for adoption on the June 17, 2019 Council Meeting.

**COUNCIL COMMITTEE REPORTS**

A. Mayor Pro Tem Shah reported on Air Pollution Control District.

**COUNCIL COMMUNICATIONS**

- A. Council Member Lance attended an event called, "Where's the Care," coordinated by several organizations and consisted of several speakers regarding early childhood and care and the lack of involvement to participate in the care of our children. She requested that this item be added to an agenda for discussion and how Grover Beach may possibly be able to contribute and/or take some participation in assisting its residents regarding this issue.
- B. Council Member Bright reported that Friday, June 7<sup>th</sup> is Hunger Awareness Day. There are several locations where food or funds may be donated.
- C. Mayor Pro Tem Shah commented that the last day of school is June 7<sup>th</sup> and to be careful of the kids.
- D. Mayor Lee mentioned the June 7<sup>th</sup> Business Outreach meeting at Round Table. Bronson reported this will be 5:00 to 6:30 p.m. as part of an ongoing outreach to the business community.

**CITY MANAGER'S REPORTS AND COMMENTS**

None

**CITY ATTORNEY'S REPORTS AND COMMENTS**

None

**CLOSED SESSION**

At 10:24 p.m., the Council met in Closed Session regarding the following item(s):

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

Closed Session Announcements: At 10:58 p.m., Mayor Lee reconvened the meeting in open session with all Council Members present, and announced there were no reportable actions.

**ADJOURNMENT**

There being no further business to come before the City Council, Mayor Lee adjourned the meeting at 11:00 p.m.

/S/  
JEFF LEE, MAYOR

Attest:

/S/  
WENDI SIMS, CITY CLERK  
(Approved at CC Mtg. 06/17/19)