

**MINUTES
CITY COUNCIL MEETING
MONDAY, MARCH 7, 2011**

CALL TO ORDER Mayor Shoals 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

FLAG SALUTE The flag salute was led by Jocelyn Mancillas, a 10-year-old, 5th grade student at Grover Beach Elementary School.

ROLL CALL

City Council: Council Members Bright, Molnar, Peterson, Mayor Pro Tem Nicolls, and Mayor Shoals were present.

City Staff: City Manager Perrault, City Attorney Koczanowicz, City Clerk McMahon, Community Development Director Buckingham, Public Works Director/City Engineer Ray, Police Chief Copsey, Parks and Recreation Director Petker, Police Lieutenant Bewick, and Planner II Reese were also present.

Also present were City Engineer (Sewer/Water) Garing, and Executive Director Ron DeCarli and Senior Planner James Worthley of the San Luis Obispo Council of Governments (SLOCOG).

CLOSED SESSION ANNOUNCEMENTS

None at this time.

AGENDA REVIEW

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

CEREMONIAL CALENDAR

1. Drawing to Select Monthly Winners of the Local Economic Stimulus Program Shop Local, Shop Loyal Campaign - "Shop & Dine Grover Beach".

Parks and Recreation Director Petker briefly described the "Shop & Dine Grover Beach" Program to encourage residents to shop and dine locally, and thanked all those who participated in the program. Each Council Member assisted with the random drawing and the names of the following Shop & Dine Grover Beach winners were announced: Nadia Anderson, Gracia Bello, Cheryl Gilbride, Carmen Morningstar (two separate cards were drawn with the same name), Carol Padlina, Debbie Peterson, Jay Wells, and Janet Wilson (two separate cards were drawn with the same name).

PRESENTATIONS

2. San Luis Obispo Council of Governments (SLOCOG) - Assessment of Supplemental Funding Options.

Executive Director Ron DeCarli and Senior Planner James Worthley of the San Luis Obispo Council of Governments (SLOCOG) provided a summary of the 2010 Regional Transportation Plan that was recently updated and presented to the SLOCOG Board. They identified transportation projects completed in Grover Beach, as well as future potential projects. Mr. DeCarli outlined options for pursuing supplemental funding sources and stated that the SLOCOG Board recently authorized contracting for services to conduct an opinion poll regarding transportation investment priorities, as well as to assess support for supplemental funding. Mr. DeCarli and Mr. Worthley then responded to questions from the Council.

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. Dee Santos, Parks, Recreation & Beautification Commissioner, announced upcoming Parks and Recreation events. She also commended the Council for the recently completed bike lane striping on Atlantic City Avenue.

PUBLIC HEARINGS

3. Recommendation to the San Luis Obispo County Board of Supervisors to Approve the Final Allocations for the 2011 Funding Cycle for the Community Development Block Grant (CDBG) Program.

Mayor Shoals read the title to the foregoing item, declared the Public Hearing open, and deferred to staff for a report. For the information of those present, Planner II Reese provided an overview of the Community Development Block Grant program that authorized the use of funds to eliminate blight and assist low- and moderate-income residents. She described the review process regarding draft recommendations, workshops held for receiving public comments, and the recommended allocations. It was noted that the 2011 funding level could be reduced as a result of proposed federal budget cuts.

Mayor Shoals invited comments from those in the audience who wished to be heard on this matter.

The following persons spoke in *support* of their respective organization's funding requests:

- April Bouman, Office Manager, Big Brothers Big Sisters Program of San Luis Obispo County;
- Laura Mohajer, Executive Director, Alliance for Pharmaceutical Access, Inc., thanked the Council for the opportunity to apply for CDBG funds even though her agency was not being recommended to receive funding for this grant cycle;
- Pearl Munak, Transitional Food and Shelter; and
- Grace McIntosh, Deputy Director, Community Action Partnership Programs.

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

Action: It was m/s by Council Members Peterson/Bright to adopt Resolution No. 11-20 requesting the San Luis Obispo County Board of Supervisors to adopt the final recommendations allocating the 2011 CDBG Program Year Funds (estimated at \$120,000) outlined as follows: Mission Community Women's Business Center (\$5,000), Program Administration (\$12,000), Big Brothers Big Sisters (\$3,600), Maxine Lewis Memorial Shelter (\$3,600), Senior Health Screen Program (\$3,600), Senior Nutrition (\$3,600), Transitional Food & Shelter (\$3,600), Architectural Barrier Removal at City Hall (\$80,000), and Exploration Station Exhibit Construction (\$5,000). The motion carried on the following roll call vote:

AYES: Council Members Bright, Molnar, Peterson, Mayor Pro Tem Nicolls,
and Mayor Shoals.
NOES: Council Members - None.
ABSENT: Council Members - None.
ABSTAIN: Council Members - None.

Resolution No. 11-20: A Resolution of the City Council of the City of Grover Beach, California, Approving the 2011 Community Development Block Grant (CDBG) Program and Recommendations for Allocation by the San Luis Obispo County Board of Supervisors.

CONSENT AGENDA

Prior to consideration of the Consent Agenda, Item No. 6 was pulled pursuant to the request of Mayor Pro Tem Nicolls.

Upon unanimous consensus, Consent Agenda Item Nos. 4 and 5 were approved as presented.

4. **Treasurer's Report for the Period February 16 - March 2, 2011.**
Action: Approved as submitted.
5. **Minutes of the Following City Council Meetings:**
 - Monday, January 3, 2011 Regular City Council Meeting;
 - Monday, January 3, 2011 Joint City Council / Improvement Agency Meeting.**Action:** Approved the minutes as submitted.

ORDER OF THE DAY: Upon consensus of the City Council, Consent Agenda Item No. 6 was considered at this time.

6. **Request for Acceptance of an Application for Funding from the Federal Department of Homeland Security (DHS) and Authorize the Execution of the Grant Agreement and Any Amendments Thereto with the State of California for the Purposes of this Grant.**

Mayor Pro Tem Nicolls requested staff to describe the project for the benefit of the general public.

Police Chief Copey introduced Police Lieutenant John Bewick, stating that the Lieutenant was responsible for coordinating this project. Lieutenant Bewick provided an overview of the application submitted in May 2009 for a \$199,820 grant from the Department of Homeland Security under the Buffer Zone Protection Plan (BZPP) to enhance the protection of critical infrastructure. The City had received notification in December 2010 that the application had been approved. He then outlined a list of equipment to be purchased.

Mayor Shoals invited public comments on this matter. No response was received and he closed the public comment period for this item.

Action: It was m/s by Mayor Pro Tem Nicolls/Council Member Bright to: 1) adopt Resolution No. 11-21 determining there was a need for this grant allocation and equipment purchase to help ensure the safety of citizens and first responders, and authorizing the Chief of Police to apply for the grant and sign the 2009 Grant Assurances; and 2) adopt Resolution No. 11-22 authorizing the appropriation of funds. The motion carried on the following roll call vote:

AYES: Council Members Bright, Molnar, Peterson, Mayor Pro Tem Nicolls,
and Mayor Shoals.
NOES: Council Members - None.
ABSENT: Council Members - None.
ABSTAIN: Council Members - None.

Resolution No. 11-21: Resolution of the City Council of the City of Grover Beach Accepting an Application for Funding from the Federal Department of Homeland Security (DHS) and Authorizing the Execution of a Grant Agreement and any Amendments thereto with the State of California for the Purposes of this Grant.

Resolution No. 11-22: A Resolution of the City Council of the City of Grover Beach, California, Adopting the 2nd Amendment to the Annual Appropriation Resolution No. 10-47 by Providing Funding to Purchase Equipment for the Police Department which will be Reimbursed by the Buffer Zone Protection Program Grant from the Department of Homeland Security.

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

REGULAR BUSINESS

7. **Resolution to Authorize the Application for Grant Funds from the California Bicycle Transportation Account (BTA).**

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. For the information of those present, Parks and Recreation Director Petker stated that, with the

adoption of the Bicycle Master Plan, the City was now eligible to apply for Bicycle Transportation Account (BTA) grant funds. The deadline for the coming funding cycle was March 18, 2011 and, if approved, the City would be required to commit 10% or \$8,000 from the Local Transportation Fund (LTF). She reviewed a list of eligible projects and activities to improve the safety and convenience of bicycle commuters, and outlined the top priorities if the grant funds were received. She also noted a correction to the staff report, pointing out that the only Council action required at this time was authorization to apply for grant funds. She then responded to questions from the Council.

Mayor Shoals invited comments from those in the audience who wished to be heard on this matter.

Dee Santos, Parks, Recreation & Beautification Commissioner spoke in support of submitting the grant application and read a letter also expressing support of the grant application from Parks, Recreation & Beautification Commission Vice Chair Jeff Lee.

There were no further public comments received on this item.

Brief discussion was held regarding the list of eligible bicycle transportation projects and activities, whether to increase the amount of grant funds being requested, and potential fiscal impacts from a larger grant award.

City Attorney Koczanowicz suggested amending the draft resolution to designate a maximum amount of matching City funds as follows (added text denoted with double underline, deleted text denoted with ~~strikeout~~):

4th paragraph: "...and the City agrees to fund the matching amount of 10%, ~~or \$8,000~~ not to exceed \$30,000 if the grant is awarded..."

5th paragraph: "...the City Council of the City of Grover Beach does hereby authorize the application for ~~\$80,000 in~~ grant funds from the California Bicycle Transportation Account (BTA) for striping, signage, ~~and bike~~ lockers, and racks throughout the City, and authorizes the expenditure of matching funds not to exceed \$30,000."

Action: It was m/s by Council Members Bright/Peterson to adopt Resolution No. 11-23, as amended, authorizing staff to apply for grant funds from the California Bicycle Transportation Account (BTA). The motion carried on the following roll call vote:

AYES: Council Members Bright, Molnar, Peterson, Mayor Pro Tem Nicolls,
and Mayor Shoals.
NOES: Council Members - None.
ABSENT: Council Members - None.
ABSTAIN: Council Members - None.

Resolution No. 11-23: A Resolution of the City Council of the City of Grover Beach, California, Authorizing the Application for Grant Funds from the California Transportation Account (BTA).

8. Status Report - Water Resources.

Mayor Shoals read the title to the foregoing item and deferred to staff for a report. At this time City Manager Perrault introduced City Engineer (Water/Sewer) Garing to provide the update regarding the City's water supply and demand, and to describe future water resource management activities. City Engineer (Water/Sewer) Garing stated that the City was using between 81% - 92% of its water supply allocation and would need additional water to serve the estimated buildout population of 15,000 by the year 2030. The State had also mandated a 20% reduction in per-capita water use by the year 2020. He noted that ongoing water conservation efforts and changes in landscaping trends had resulted in a moderate reduction in water demand. He then provided a detailed overview regarding water sources and the 1983 "Gentlemen's Agreement" signed by agencies in the South County to limit groundwater pumping, and described terms of a settlement agreement in the Santa Maria groundwater litigation reached in 2006 to monitor the water basin.

Options were outlined for pursuing additional reliable water supplies and he described ongoing water management efforts. City Engineer (Water/Sewer) Garing also noted that increased nitrate levels in the Nipomo Mesa area had been detected and there was some concern that it could migrate to nearby water sources. He and City Manager Perrault then responded to questions from the Council.

Brief discussion was held regarding the increased involvement among member agencies regarding the proposed Zone 3 budget, future water supply needs, extending water conservation efforts to include the use of greywater, the feasibility of purchasing State water, increased monitoring being conducted at sentry wells, and progress regarding the Habitat Conservation Plan for endangered species.

Action: Upon unanimous consensus, the report was received and filed. Additionally, the Council requested that future Council discussions regarding water resources include: 1) more information regarding the nexus between land use decisions, development, existing water usage, and water resources; and 2) the feasibility of adopting regulations to allow the use of greywater and policies to encourage the use of native plant landscaping.

PULLED CONSENT AGENDA ITEMS

Upon consensus of the City Council, Agenda Item No. 6 was considered previously on the agenda.

Recess: Upon consensus of the City Council, the meeting recessed at 8:54 p.m.

Reconvene: At 9:05 p.m., the meeting reconvened with all Council Members present.

COUNCIL COMMITTEE REPORTS

Council Member Bright presented the City with the Grover Beach Chamber of Commerce's President's Circle Award that was awarded at a recent Chamber dinner event.

Mayor Pro Tem Nicolls stated that he had nothing to report.

Council Member Molnar reported on a special presentation she had attended by the Integrated Waste Management Authority (IWMA).

Council Member Peterson reported on the meeting of the San Luis Obispo County Visitors and Conference Bureau (VCB) regarding California having the largest tourism economy in the nation, and tourism being the number one industry in the County, above that of the wine industry. She also described the County Opportunity Conference she had recently attended regarding eliminating generational poverty.

Mayor Shoals stated that he had nothing to report.

CITY COUNCIL MEMBER ITEMS

None at this time.

COUNCIL COMMUNICATIONS

- A. Council Member Bright stated that she had recently attended a steering committee meeting regarding the 100th anniversary of women's right to vote and that all cities were being asked to participate by preparing proclamations in celebration during the month of March.

Action: Upon unanimous consensus, a proclamation in honor of the 100th anniversary of women's right to vote would be presented at the City Council meeting of March 21, 2011.

Council Member Bright then requested consensus to review the State's regulations regarding smoking in public places and extending the regulations to prohibit smoking in City parks, noting her specific area of concern was the upcoming summer concert series at Ramona Garden Park.

City Attorney Koczanowicz described State regulations that prohibited smoking within 20 feet of entryways to public facilities.

Action: Upon unanimous consensus, the Council authorized a discussion regarding smoking regulations at a future Council meeting and requested that staff provide information regarding existing smoking regulations in nearby communities.

- B. Mayor Pro Tem Nicolls commented on a recent news article regarding the successful fundraising efforts by Cuesta College for development of a South County campus in Grover Beach.

CITY MANAGER'S REPORTS AND COMMENTS

None at this time.

CITY ATTORNEY'S REPORTS AND COMMENTS

None at this time.

CLOSED SESSION

None at this time.

ADJOURNMENT

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

/s/ JOHN P. SHOALS, MAYOR

Attest:

/s/ DONNA L. McMAHON, CITY CLERK
(Approved at CC Mtg 05/02/2011)