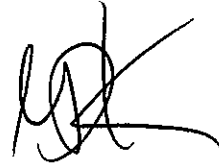


STAFF REPORT

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: MARTIN D. KOCZANOWICZ, CITY ATTORNEY
SUBJECT: SECOND READING AND ADOPTION OF ORDINANCE NO. 13-01 AMENDING GROVER BEACH MUNICIPAL CODE SECTION 2401 REDUCING THE NUMBER OF PLANNING COMMISSION MEMBERS FROM SEVEN TO FIVE



BACKGROUND

At the last Council meeting held May 6, 2013, the City Council conducted a public hearing and introduced and conducted a first reading, by title only, of an Ordinance which would amend Grover Beach Municipal Code Article II, Chapter 4, Section 2401, reducing the size of the Planning Commission to five (5) commissioners. Council unanimously approved the proposed Ordinance. Staff is requesting that the Council conduct a second reading of the Ordinance, by title only, and adopt the Ordinance.

DISCUSSION

Attached to this Staff Report is the proposed Ordinance No. 13-01 which was introduced at the May 6, 2013 Council meeting. If no further revisions to the Ordinance are desired, Council can move for the adoption of the Ordinance.

ALTERNATIVES

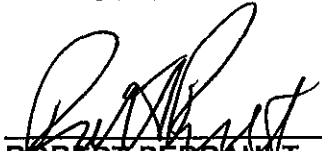
The City Council has the following alternatives to consider.

1. Conduct a second reading, by title only, and adopt Ordinance No. 13-01 amending Grover Beach Municipal Code Article II, Chapter 4, Section 2401;
2. Amend the Ordinance and schedule the amended Ordinance for introduction and first reading; or
3. Provide other direction to staff.

RECOMMENDED ACTION

It is recommended that the City Council conduct a second reading, by title only, and adopt Ordinance No. 13-01 amending Section 2401 of the Grover Beach Municipal Code.

APPROVED FOR FORWARDING


ROBERT PERRAULT
CITY MANAGER

Please Review for the Possibility of a Potential Conflict of Interest:

- | | |
|--|-----------------------------------|
| <input checked="" type="checkbox"/> None Identified by Staff | <input type="checkbox"/> Lee |
| <input type="checkbox"/> Peterson | <input type="checkbox"/> Marshall |
| <input type="checkbox"/> Bright | <input type="checkbox"/> Nicolls |

FISCAL IMPACT

The fiscal impact will be positive through the reduction in staff time and reproduction costs with the decrease in the size of the Planning Commission. Some minor costs will be incurred with updating the Municipal Code.

PUBLIC NOTIFICATION

The agenda was posted in accordance with the Brown Act.

ATTACHMENTS

1. Ordinance No. 13-01

ORDINANCE NO. 13-01

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GROVER BEACH AMENDING ARTICLE II, SECTION 2401, OF THE GROVER BEACH MUNICIPAL CODE TO REDUCE THE NUMBER OF PLANNING COMMISSION MEMBERS FROM SEVEN TO FIVE

WHEREAS, presently the Planning Commission consists of seven (7) members and the City Council has found that it has been difficult to seat a quorum for the Planning Commission meetings with seven (7) members and that costs can be reduced in preparation for meetings if the number of Commissioners is reduced to five (5); and

WHEREAS, the functions of the Planning Commission can be performed as well with only five (5) members; and

WHEREAS, the City Council conducted a Public Hearing to receive input and comments regarding this proposed amendment.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Grover Beach as follows:

PART 1.

Grover Beach Municipal Code Article II is hereby amended by deleting the existing Section 2401 and substituting it as follows:

"Sec. 2401. Members. Said Planning Commission shall consist of five (5) members who shall be qualified electors of the City, and who shall be appointed for terms of four (4) years, or for such lesser term as may be specified in the appointment."

PART 2.

If any section, subsection, subdivision, paragraph, sentence, clause, or phrase of this Ordinance or any part thereof is for any reason held to be in violation of the law, such decision shall not affect the validity of the remaining portion of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared in violation of the law.

PART 3.

This Ordinance shall become effective thirty (30) days after the date of its adoption, and within fifteen (15) days after its adoption, it shall be published once, together with the names of the Council Members voting thereon, in a newspaper of general circulation within the City.

INTRODUCED at a regular meeting of the City Council held May 6, 2013 and **PASSED, APPROVED,** and **ADOPTED** by the City Council on _____, 2013 on the following roll call, to wit:

AYES: Council Members –
NOES: Council Members –
ABSENT: Council Members –
ABSTAIN: Council Members –

DRAFT

DEBBIE PETERSON, MAYOR

ATTEST:

DONNA L. McMAHON, CITY CLERK

Approved as to form:

MARTIN C. KOCZANOWICZ, CITY ATTORNEY