

**AGENDA**  
**GROVER BEACH CITY COUNCIL**  
**GROVER BEACH CITY HALL - COUNCIL CHAMBER**  
**154 SOUTH EIGHTH STREET**  
**GROVER BEACH, CALIFORNIA**  
**MONDAY, MAY 20, 2019, 6:00 PM**

*Next Resolution No. 19-14  
Next Ordinance No. 19-03*

*In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a City meeting, please contact the City Clerk's Office (805-473-4567) at least 48 hours prior to the meeting to ensure that reasonable arrangements can be made to provide accessibility to the meeting.*

**PLEASE SUBMIT ALL CORRESPONDENCE FOR CITY COUNCIL PRIOR  
TO THE MEETING WITH A COPY TO THE CITY CLERK**

City Council meetings are webcast live on the City website at [www.groverbeach.org](http://www.groverbeach.org) and broadcast live on Charter Cable Television's Government Access Channel 20. Re-broadcasts are daily at 1:00 a.m., 9:00 a.m., and 6:00 p.m. the week of the meeting, and Thursdays and Sundays at 1:00 a.m., 9:00 a.m., and 6:00 p.m. the week following the meeting.

**CALL TO ORDER**

**MOMENT OF SILENCE**

**FLAG SALUTE**

**ROLL CALL** Council Members Karen Bright, Desi Lance, and Barbara Nicolls, Mayor Pro Tem Mariam Shah, and Mayor Lee

**CLOSED SESSION ANNOUNCEMENTS**

On Monday, May 6, 2019 after meeting in Closed Session regarding:

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 announced there were no reportable actions taken.

**AGENDA REVIEW**

At this time the City Council will review the order of business to be conducted and receive requests for, or make announcements regarding, any change(s) in the order of the day. The Council should by motion adopt the agenda as presented or as revised.

## **CEREMONIAL CALENDAR**

1. Proclamation for **Public Works Appreciation Week**
2. Proclamation for **Hunger Awareness Day**
3. Proclamation for **Arroyo Grande High School Theatre Company and International Thespian Troupe #648**

## **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.

## **CONSENT AGENDA**

The following routine items listed below are scheduled for consideration as a group. Recommendations for each item are noted in parentheses. Members of the audience may speak on any item(s) listed on the Consent Agenda. Any Council Member, the City Attorney, or the City Manager may request that an item be withdrawn from the Consent Agenda to allow for full discussion. Items withdrawn from the Consent Agenda will be heard after the rest of the Consent Agenda is approved.

4. **Treasurer's Report for the Period April 5 – May 13, 2019.**  
**(Recommended Action:** Approve the Treasurer's Report as submitted.)  
VOICE VOTE
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.**  
**(Recommended Action:** Approve the Treasurer's Report as submitted.)  
VOICE VOTE
6. **Minutes of the City Council Meeting(s) on Monday, May 6, 2019.**  
**(Recommended Action:** Approve the minutes as submitted or revised.)  
VOICE VOTE
7. **Annual Renewal of Commercial Cannabis Permit for an Adult and Medical Retailer located at 1053 Highland Way (Applicant: 805 Beach Breaks, INC.) – Community Development Director Buckingham**  
**(Recommended Action:** Adopt a Resolution 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.)  
ROLL CALL VOTE
8. **Award of Design Services for the Community Development Block Grant (CDBG) Funded Water Main Project (CIP 4267) – Public Works Director/City Engineer Ray & CIP Manager Wiggin** They City Council will consider awarding the design services contract for the CDBG Water Main Project (CIP 4267)  
**(Recommended Action:** Adopt the Resolution authorizing 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 authorize the Mayor to execute the agreement on behalf of the City.)  
ROLL CALL VOTE

## **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** – City Manager Bronson The City Council will consider information regarding participating in the Monterey Bay Community Power Authority's Community Choice Aggregation Program.

**(Recommended Action:**

- 1) Conduct first reading, by title only, and introduce an Ordinance 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 a Resolution 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.)

## **REGULAR BUSINESS**

10. **Appointments to the Planning Commission** – Community Development Director Buckingham. The City Council will consider recommendations from the Advisory Body Screening Committee regarding appointments to the Planning Commission.

**(Recommend Action:** Accept the Screening Committee's recommendations and adopt the Resolution 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;

Upon adoption of the Resolution, it is further recommended that Planning Commissioners Blum, Holden, and McLaughlin be introduced to the City Council and members of the audience.)

ROLL CALL VOTE

11. **Measure X-06 Oversight Committee Information** – City Manager Bronson. The City Council will receive the status of the Measure X-06 half-cent sales tax citizen oversight committee and annual report.

**(Recommended Action:** Receive information about the status of the Measure X-06 half-cent sales tax oversight committee and annual report and provide direction to staff.)

12. **Commercial Cannabis Update and Policy Issues** – Community Development Director Buckingham. The City Council will receive an update on the City's implementation of the commercial cannabis ordinances and information on policy issues and potential ordinance changes.

**(Recommended Action:** Receive an update on the implementation of the City's commercial cannabis ordinances and regulatory processes and provide direction to staff on policy issues related to commercial cannabis.)

## **PUBLIC COMMUNICATIONS**

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.

## **COUNCIL COMMITTEE REPORTS**

This item gives the Mayor and Council Members the opportunity to present reports to the other members regarding committees, commissions, boards, or special projects on which they may be participating.

Integrated Waste Management Authority (IWMA)	Jeff Lee (Alt: Karen Bright)
Regional Groundwater Sustainability Project (RGSP)	Jeff Lee (Alt: Mariam Shah)
SLO Council of Governments / SLO Regional Transit Authority (SLOCOG / SLORTA)	Jeff Lee (Alt: Mariam Shah)
South SLO County Sanitation District (SSLOCSD)	Jeff Lee (Alt: Barbara Nicolls)
Air Pollution Control District (APCD)	Mariam Shah (Alt: Barbara Nicolls)
Homeless Services Oversight Council (HSOC)	Mariam Shah (Alt: Desi Lance)
Visit San Luis Obispo County	Mariam Shah (Alt: Karen Bright)
Economic Vitality Corporation (EVC)	Karen Bright (Alt: Barbara Nicolls)
SLO Coastal Regional Sediment Management Plan (CRSMP) Steering Committee	Karen Bright (Alt: Jeff Lee)
Zone Three Advisory Committee	Karen Bright (Alt: Desi Lance)
SLO County Water Resources Advisory Committee (WRAC)	Desi Lance (Alt: Karen Bright)
Five Cities Fire Joint Powers Authority	Barbara Nicolls (Alt: Karen Bright)
South County Chambers of Commerce	Barbara Nicolls (Alt: Desi Lance)
South County Transit (SCT)	Barbara Nicolls (Alt: Desi Lance)

## **League of California Cities - Policy Committee Reports and Other League Matters**

Channel Counties Division	Mariam Shah
Transportation, Communication & Public Works Policy Committee	Jeff Lee
Governance, Transparency & Labor Relations Policy Committee	Matthew Bronson

## **COUNCIL COMMUNICATIONS**

This item gives individual Council Members the opportunity to seek consensus for scheduling a specific item on a future agenda, authorizing staff time to provide background information and prepare a staff report for a future agenda, or to comment on Council business, City operations, projects or other items of community interest.

## **CITY MANAGER'S REPORTS AND COMMENTS**

## **CITY ATTORNEY'S REPORTS AND COMMENTS**

## **CLOSED SESSION**

It is the intention of the City Council to meet in Closed Session concerning 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 announcement(s): Please note, announcement(s) of any reportable action(s) taken in Closed Session will be made in open session, and repeated at the beginning of the next Regular City Council meeting as this portion of the meeting is not recorded or videotaped.

**ADJOURNMENT**

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Per Resolution No. 17-21, the public portion of City Council meetings will be scheduled to start at 6:00 p.m. and conclude no later than 11:00 p.m. Any open session items remaining on the agenda at 11:00 p.m. that have not been discussed or considered by the City Council will be continued to an adjourned meeting of the City Council (scheduled before the next regular meeting). However, the City Council may choose to continue the meeting past 11:00 p.m. upon a proper motion and a 4/5ths vote in favor of such an action.

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Staff reports or other written materials relating to each item of business referred to on this agenda are available from the City website [www.groverbeach.org](http://www.groverbeach.org) and on file in the City Clerk's Office. A public counter copy is available for public inspection and reproduction during normal business hours at City Hall, 154 South 8th Street, Grover Beach, CA. Related materials submitted after distribution of the agenda packet are available in the City Clerk's Office during normal business hours. If you have questions regarding any agenda item, please contact the appropriate City Department. Any writings or documents regarding any item on this agenda, not exempt from public disclosure, provided to a majority of the City Council and distributed subsequent to distribution of the agenda packet will be made available for public inspection in the City Clerk's Office during normal business hours.

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Note: This agenda was prepared and posted pursuant to Government Code Section 54954.2. This agenda is subject to amendment up to 72 hours prior to the date and time set for the meeting. Please refer to the agenda posted at City Hall for any revisions or call the City Clerk's Office at (805) 473-4567 for more information.

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The agenda and staff reports are also available on the City's website: [www.groverbeach.org](http://www.groverbeach.org)



# CITY OF GROVER BEACH POLICIES AND PROCEDURES FOR CONDUCT AND DECORUM AT COUNCIL MEETINGS

(Pursuant to Resolution No. 07-44, adopted 04-16-07)

## 1.0 DECORUM AND ORDER – COUNCIL MEMBERS

Council Members shall accord the utmost courtesy to each other, to administrative staff and to the public appearing before the City Council and shall refrain at all times from rude, abusive, and/or derogatory remarks or those that reflect upon a person's integrity, motives or personality.

## 2.0 DECORUM AND ORDER – STAFF

### 2.1 City Manager Responsibilities

The City Manager is responsible for ensuring that members of the administrative staff observe the rules of decorum and order set forth in this Policy.

### 2.2 Addressing the City Council

Any administrative staff member desiring to address the City Council or members of the public shall first be recognized by the Mayor/Presiding Officer. All remarks shall be addressed to the Mayor/Presiding Officer and not to any individual Council Member or member of the public. Administrative staff members shall accord the utmost courtesy to the City Council, other administrative staff members and the public.

## 3.0 DECORUM AND ORDER – MEMBERS OF THE PUBLIC

### 3.1 Addressing the City Council

Any member of the public desiring to address the City Council or members of the public shall first be recognized by the Mayor/Presiding Officer at the appropriate place on the agenda. All remarks shall be addressed to the Mayor/Presiding Officer and not to any individual Council Member, member of the administrative staff or member of the public.

### 3.2 Time limitation for addressing the City Council

Public comment when addressing the City Council shall be generally limited to three (3) minutes per speaker. Depending on the extent of the agenda and the number of persons desiring to speak on an issue, the Mayor/Presiding Officer may, at the beginning of the hearing, set a different time limit for each speaker. Any person may speak for a longer period of time upon approval from the Mayor/Presiding Officer, when deemed necessary, for instance when a person is speaking on behalf of a group, or has a graphic or slide presentation requiring more time.

### 3.3 Removal

Any member of the public making personal, impertinent, and slanderous or profane remarks or who becomes boisterous while addressing the City Council, staff or general public or while attending the City Council meeting and refuses to come to order at the direction of the Mayor/Presiding Officer, shall be removed from the Council Chambers by the sergeant-at-arms and may be barred from further attendance before the Council during that meeting. Unauthorized remarks from the audience, stamping of feet, whistles, yells, and similar demonstrations shall not be permitted by the Mayor/Presiding Officer. The Mayor/Presiding Officer may direct the sergeant-at-arms to remove such offenders from the room.<sup>1</sup>

### 3.4 Prosecution

Aggravated cases shall be prosecuted on appropriate complaint signed by the Mayor/Presiding Officer.

## 4.0 ENFORCEMENT OF DECORUM

In extreme cases, such as when a meeting is willfully interrupted by a group or groups of persons so as to render the orderly conduct of such meeting unfeasible and order cannot be restored by the removal of individuals as provided for in this Policy, the Mayor/Presiding Officer may order the meeting room cleared and continue in session. Only matters appearing on the agenda may be considered in such a session. Duly accredited representatives of the press or other news media, except those participating in the disturbance, shall be allowed to attend any session held pursuant to this Section. Nothing in this Section shall prohibit the City Council from establishing a procedure for readmitting an individual or individuals not responsible for willfully disturbing the orderly conduct of the meeting.