

ACTION MINUTES

REGULAR MEETING OF THE CITY COUNCIL TUESDAY, APRIL 9, 2019 COUNCIL CHAMBERS, 215 E. BRANCH STREET ARROYO GRANDE, CALIFORNIA

1. CALL TO ORDER

Mayor Ray Russom called the City Council Meeting to order at 6:00 p.m.

2. ROLL CALL

City Council: Council Members Lan George, Keith Storton, Jimmy Paulding, Mayor Pro Tem Kristen Barneich, and Mayor Caren Ray Russom were present.

Staff Present: City Manager Jim Bergman, City Attorney Heather Whitham, City Clerk Kelly Wetmore, Director of Public Works Bill Robeson, Director of Administrative Services Shannon Esenwein, Director of Recreation Services Sheridan Bohlken, Police Chief Beau Pryor, and Five Cities Fire Authority (FCFA) Fire Chief Steve Lieberman.

3. MOMENT OF REFLECTION

4. FLAG SALUTE

Sean Shure, representing Five Cities Men's Club, led the Flag Salute.

5. AGENDA REVIEW

Mayor Pro Tem Barneich requested, and the Council concurred, to move Item 11.b. up on the Agenda for consideration prior to Item 11.a.

5.a. Closed Session Announcements.

None.

5.b. Ordinances Read in Title Only.

Mayor Pro Tem Barneich moved, Council Member George seconded, and the motion passed unanimously that all ordinances presented at the meeting shall be read by title only and all further readings be waived.

6. SPECIAL PRESENTATIONS

6.a. Mayor's Commendation Presented to Arroyo Grande Public Art and Dedication of Sweet Pea Alley.

Recreation Services Director Bohlken provided a brief overview of the Sweet Pea Alley project located on the east wall of the Council Chambers, and introduced Jim Trask, representing Arroyo Grande Public Art. Mayor Ray Russom presented a Mayor's Commendation to Mr. Trask and members of Arroyo Grande Public Art in dedication of the Sweet Pea Alley Public Art project.

6.b. Presentation by Monterey Bay Community Power - Community Choice Aggregation.

JR Killigrew, Monterey Bay Community Power (MBCP) Director of Communications and Energy Programs, provided a presentation on Community Choice Aggregation which is a program that

allows cities and counties to buy and/or generate electricity for residents and businesses within their areas, and spoke of the potential for establishing a unified central coast community choice energy agency. Mr. Killigrew responded to questions from Council.

Mayor Ray Russom invited public comment. The following members of the public provided comments and questions regarding the Community Choice Aggregation (CCA) program: Stephanie Painter; Sara Risley; Connie Dunbar; Doug Tate; Mark Churapa; Speaker in favor of CCA; Eric Viham; and Brandon, representing SLO County Youth for Environmental Action.

Mr. Killigrew responded briefly to questions posed by the public regarding the CCA program. City Manager Bergman noted that Mr. Killigrew's presentation included a timeline for potentially joining MBCP and requested the Council provide staff with direction on whether or not to place this item on a future agenda in order to provide more specific information about the program and discussion on potentially joining CCA. Mayor Ray Russom requested, and the Council unanimously concurred, to direct staff to place this item on a future Agenda for more in-depth discussion and consideration.

7. COMMUNITY COMMENTS AND SUGGESTIONS

Mayor Ray Russom invited public comment. Speaking from the public were: Bob Lund, Village Improvement Association Executive Director, who announced his upcoming retirement and introduced Gaea Powell as the incoming Executive Director; Gaea Powell, introduced herself to the Council and community; and Marcia Alter, representing Homeshare SLO, read a thank you note from a client, Carol Brookshire, thanking the Council for awarding community service grant funds to Homeshare SLO. No further comments were received.

8. CONSENT AGENDA

Mayor Pro Tem Barneich requested Item 8.e. be pulled.

Mayor Ray Russom invited public comment on the remaining consent agenda items. No public comments were received.

Action: Council Member Storton moved, and Mayor Pro Tem Barneich seconded the motion to approve Consent Agenda Items 8.a. through 8.d., with the recommended courses of action. The motion passed on the following roll-call vote:

AYES: Storton, Barneich, Paulding, George, Ray Russom
NOES: None
ABSENT: None

8.a. Consideration of Cash Disbursement Ratification.

Action: Ratified the listing of cash disbursements for the period March 16, 2019 through March 31, 2019.

8.b. Consideration of Approval of Minutes.

Action: Approved the minutes of the Regular City Council Meeting of March 26, 2019, as submitted.

8.c. Consideration of Cancellation of July 9, 2019 City Council Meeting,

Action: Cancelled the regularly scheduled Council meeting of July 9, 2019.

8.d. Consideration of Council Appointment to Architectural Review Committee.

Action: Approved the recommendation of Mayor Pro Tem Barneich to appoint Kristin Juette to the Architectural Review Committee.

ITEMS PULLED FROM CONSENT AGENDA

8.e. Consideration of Adoption of Resolutions Ordering the Preparation and Filing of Annual Engineer's Reports for the Parkside Village Assessment District, Grace Lane Assessment District, and Landscaping and Lighting District No. 1, within Tract 1769, for Fiscal Year 2019-2020.

Recommended Action: Adopt Resolutions ordering the preparation and filing of Annual Engineer's Reports for the Parkside Village Assessment District, Grace Lane Assessment District, and Landscaping and Lighting Assessment District No. 1, within Tract 1769, for Fiscal Year 2019-2020.

Mayor Ray Russom referred to correspondence received from a resident who had questions regarding this item, stated there were not present, and requested this item be postponed to the next Council meeting. At Mayor Pro Tem Barneich's request, Public Works Director Robeson gave a brief overview of the annual process for reviewing the various assessment districts

Action: Mayor Ray Russom moved, and Council Member Paulding seconded the motion to continue this item to a date certain of April 23, 2019. The motion passed on the following roll-call vote:

AYES: Ray Russom, Paulding, Barneich, Storton, George
NOES: None
ABSENT: None

9. PUBLIC HEARINGS

None.

10. OLD BUSINESS

None.

11. NEW BUSINESS

11.b. Consideration of an Ordinance Amending Chapter 8.08 of Title 8 of the Arroyo Grande Municipal Code Regarding Fireworks.

Chief Lieberman presented the staff report and recommended the Council: 1) Introduce an Ordinance amending the Arroyo Grande Municipal Code Chapter 8.08 relating to the discharge of safe and sane fireworks; and 2) Provide direction to staff regarding a social host liability for fireworks ordinance. Staff responded to questions from Council regarding various components of a social host ordinance.

Mayor Ray Russom invited public comment. Speaking from the public were: Linda Busick, in support of the proposed ordinance limiting discharge of safe and sane fireworks on July 4th only, supported further modification to limit sales from 9 a.m. on July 1st through 5 p.m. on July 4th, and supported consideration of a social host ordinance; Geri Edwards, expressed concern about

public safety and fire risks and suggested implementation of an app to report illegal fireworks; Louis Linney, representing TNT Fireworks, supported adoption of a social host ordinance and responded to questions regarding effectiveness of the ordinance and the appeal process; and the last speaker stated that all of the surrounding agencies should have the same ordinance in place.

Council comments ensued in support of the Ordinance as proposed, limiting the discharge of safe and fireworks on July 4th only, keeping the allowable dates of sale the same, putting the social host ordinance on hold due to potential staffing, funding, and enforcement issues, and that the neighboring jurisdictions should be encouraged to adopt the same restrictions regarding the sale of safe and sane fireworks.

Action: Mayor Pro Tem Barneich moved to introduce an Ordinance entitled: **“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE AMENDING CHAPTER 8.08 OF THE ARROYO GRANDE MUNICIPAL CODE RELATING TO THE DISCHARGE OF SAFE AND SANE FIREWORKS”**. Mayor Ray Russom seconded, and the motion passed on following roll call vote:

AYES: Barneich, Ray Russom, Paulding, Storton, George
NOES: None
ABSENT: None

Mayor Ray Russom called for a break at 7:57 p.m. The Council reconvened at 8:04 p.m.

11.a. Information Regarding Hillside Church Development Conceptual Project in Neighboring Grover Beach.

Recommended Action: Receive information regarding the 5Cities Homeless Coalition and Peoples' Self Help Housing Hillside Church Development Conceptual Project in neighboring Grover Beach.

Mayor Pro Tem Barneich announced she was recusing herself from this item due to her position as a Board Member on the Five Cities Homeless Coalition Board, and stepped down from the dais.

Council Member George announced a conflict of interest due to ownership of real property at 1928 Brighton Avenue, and stated that since she had no Council communications to report, she would step down from the dais and leave the meeting.

City Manager Bergman presented the staff report. Community Development Director McClish explained the land use entitlement process and the City's role in reviewing projects located in neighboring jurisdictions.

Janna Nichols, representing 5Cities Homeless Coalition (5CHC) and John Fowler, representing Peoples' Self Help Housing (PSHH), commented on the challenges and generalizations of homelessness; how best to address the issue in a collaborative manner; explained the conceptual project and the partnership between 5CHC and PSHH; addressed efforts to provide a transparent process and involvement of the community; referred to other similar successful projects located in Arroyo Grande and other communities; and responded to a number of questions from Council regarding the site selection process; public outreach efforts; reasons why the warming shelter

was removed from the conceptual plan; how to mitigate potential safety issues; on-site management; the screening process for applicants; clarification of the Jail to Community Program; the number of on-site visits per day from clients; emergency shelters versus transitional housing; whether the project could change; and what happens if the Board of Supervisors does not fund the project.

Staff responded to questions from Council regarding General Plan amendments and zone changes, land use policy as it relates to providing comments to the City of Grover Beach regarding the proposed development; State mandates to meet housing requirements; feedback from the Police Chief regarding crime statistics between 2012 and 2019 in the vicinity of the proposed project location; and public notification requirements for proposed projects.

Mayor Ray Russom invited public comment. Speaking from the public were: Bruce Severance, Grover Beach resident, regarding homelessness statistics, his personal outreach efforts with the homeless, and expressed support for homeless services; William Ashley, Arroyo Grande, referred to a petition in opposition to a homeless facility in a residential neighborhood, and expressed opposition to the location of the proposed facility; Marcia Guthrie, South County Homeless Task Force member, expressed support for the proposed facility and spoke about the efforts that have been made to find a location for the proposed facility; Dianne Lee, Arroyo Grande, referred to zoning of the area and expressed opposition to the location of the proposed facility; Marcia Vierra, Arroyo Grande, expressed opposition to the location of the proposed project and of the warming center; Paul Hertel, Arroyo Grande, expressed opposition to the location of the proposed facility and suggested an alternate location; Speaker, thanked the Council for the information presented and encouraged more dialog to help the success of the project; Ted Aclan, Arroyo Grande, expressed opposition to the location of the proposed facility and expressed concerns for the safety of children; Sissy Pace, expressed concern with the location of the proposed facility, devaluation of property values in the neighborhood, and the safety of children; Susan Hughes, Grover Beach, spoke of her outreach efforts and successes with homelessness and expressed support for the proposed facility; Janie Bromley, Arroyo Grande, expressed opposition to the location of the proposed facility and concern for the safety of children; Annie Aquino, expressed support for proposed facility; Tom, expressed opposition to the location of the proposed facility and for the safety of children; Esther Aclan, expressed concern for her own safety and opposed the location of the proposed facility; Ken Daleabout, 5CHC Board Member, clarified that the proposed facility is for transitional housing and permanent supportive housing and is not a shelter, that those living there will be residents of the neighborhood and could include children, and also explained that the 5CHC has not lost their lease but it is expiring, which is why they are looking for a permanent location; Diana, Arroyo Grande, expressed opposition to the location of the proposed facility; Glenn Holzer, Arroyo Grande, expressed opposition to the location of the proposed facility; Stephen Hughes, Grover Beach, owner of apartments near Ocean View Elementary, expressed support for the proposed facility; Samantha Broman, Grover Beach, expressed opposition to the location of the proposed facility; Lori Panetta, Arroyo Grande, expressed opposition to the location of the proposed facility; and Speaker, expressed opposition to the location of the proposed facility and encouraged community collaboration for an alternate location. No further comments were received.

Mayor Ray Russom expressed appreciation for the community input. Brief Council comments ensued regarding the HEAP funding process; waiting until a plan is brought forward and the City's ability to comment and provide additional input to the City of Grover Beach; a suggestion that

5CHC and PSHHC involve a School District representative in this process; and comments in support of 5CHC and PSHHC and the services they provide to the community.

Action: Mayor Ray Russom moved that any referral that comes from Grover Beach on this project be first vetted through the Staff Advisory Committee as it normally would be, with the condition that it would come to the City Council for public discussion, and, further, that the South County Homeless Task Force be listed under Council Reports every month on the Agenda. Council Member Paulding seconded, and the motion passed on following roll call vote:

AYES: Ray Russom, Paulding, Storton
NOES: None
ABSENT: Barneich, George

Mayor Ray Russom announced that there will be a County Board of Supervisors meeting on April 23rd regarding the HEAP funding allocations, and that on Sunday, April 14th, 5CHC and PSHH will be hosting a community meeting at the Ramona Garden Park in Grover Beach.

Mayor Pro Tem Barneich returned to the meeting and took her place at the dais.

12. COUNCIL COMMUNICATIONS

Council Member Storton reported on the We Heart AG event and thanked Mayor Pro Tem Barneich for her efforts in coordinating the community event.

13. CLOSED SESSION

None.

14. ADJOURNMENT

There being no further business to come before the City Council, Mayor Ray Russom adjourned the meeting at 10:47 p.m.

/s/Kristen Barneich, Mayor Pro Tem

ATTEST:

/s/Kelly Wetmore, City Clerk

(Approved at CC Mtg 04-23-2019)