



council agenda
CITY OF SAN LUIS OBISPO
CITY HALL, 990 PALM STREET

Tuesday, June 17, 2008

6:30 p.m.

SPECIAL MEETING

**Council Hearing Room
990 Palm Street**

CALL TO ORDER: Mayor Dave Romero

ROLL CALL: Council Members Andrew Carter, Christine Mulholland, Allen K. Settle, Vice Mayor Paul Brown, and Mayor Dave Romero

PUBLIC COMMENT ON CLOSED SESSION ITEM

CLOSED SESSION

CONFERENCE REGARDING PROPERTY NEGOTIATIONS

Pursuant to Government Code § 54956.8.

PROPERTY: Portions of APN's 067-241-023 and 067-241-024

NEGOTIATING PARTIES:

City of San Luis Obispo: Neil Havlik, Jonathan Lowell

Landowner: Phyllis V. Madonna

NEGOTIATIONS: Possible acquisition of property, terms and price

ADJOURN TO A REGULAR MEETING.



City Council regular meetings are televised live on Charter Channel 20. The City of San Luis Obispo is committed to including the disabled in all of its services, programs, and activities. Telecommunications Device for the Deaf (805) 781-7410. Please speak to the City Clerk prior to the meeting if you require a hearing amplification device. For more agenda information, call 781-7100.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection in the City Clerk's office located at 990 Palm Street, San Luis Obispo, during normal business hours.

7:00 P.M.

REGULAR MEETING

Council Chamber
990 Palm Street

CALL TO ORDER: Mayor Dave Romero

ROLL CALL: Council Members Andrew Carter, Christine Mulholland, Allen K. Settle, Vice Mayor Paul Brown, and Mayor Dave Romero

PLEDGE OF ALLEGIANCE

CLOSED SESSION REPORT. (LOWELL)

PRESENTATIONS

PRESENTATION OF THE COUNTYWIDE VECTOR PROGRAM BENEFIT ASSESSMENT. (STANWYCK/HAVLIK - 20 MINUTES)

RECOMMENDATION: Receive a report on the Countywide Vector Program Benefit Assessment and appoint Natural Resources Manager Neil Havlik to represent the City on a countywide committee.

PUBLIC COMMENT PERIOD FOR ITEMS NOT ON THE AGENDA (not to exceed 15 minutes total)
The Council welcomes your input. You may address the Council by completing a speaker slip and giving it to the City Clerk prior to the meeting. At this time, you may address the Council on items that are not on the agenda or items on the Consent Agenda. Time limit is three minutes. State law does not allow the Council to discuss or take action on issues not on the agenda, except that members of the Council or staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights (Gov. Code Sec. 54954.2). Staff may be asked to follow up on such items. Staff reports and other written documentation relating to each item referred to on this agenda are on file in the City Clerk's Office in Room 1 of City Hall.

CONSENT AGENDA
The Consent Agenda is approved on one motion. Council Members may pull consent items to be considered after Business items. The public may comment on any item on the Consent Calendar.

C1. MINUTES OF MAY 6 AND 20, 2008. (HOOPER)

RECOMMENDATION: Waive oral reading and approve as presented.

C2. FINAL ADOPTION OF ORDINANCE NO. 1517 (2008 SERIES) ADDING CHAPTER 12.42 TO THE MUNICIPAL CODE TO ESTABLISH A CITYWIDE TOURISM BUSINESS IMPROVEMENT DISTRICT. (STANWYCK/ELKE)

RECOMMENDATION: Adopt Ordinance No. 1517 (2008 Series).

C3. NOVEMBER 4, 2008, GENERAL MUNICIPAL ELECTION. (HOOPER)

RECOMMENDATION: 1. Adopt a resolution calling for, and giving notice of, a General Municipal Election on Tuesday, November 4, 2008, and adopting regulations pertaining to candidates' statements. 2. Adopt a resolution requesting that the San Luis Obispo County Board of Supervisors to consolidate the November 4, 2008, General Municipal Election with the Statewide General Election to be held on that date.

C4. WATER REUSE PROJECT PARK CONVERSIONS AT ISLAY, FRENCH, LAGUNA LAKE AND LAGUNA HILLS PARKS, SPECIFICATION NO. 90702. (WALTER/LYNCH)

RECOMMENDATION: 1. Approve plans and specifications for "Water Reuse Park Site Conversions – Islay, French, Laguna Lake, Laguna Hills." 2. Authorize staff to advertise for bids and authorize the CAO to award the contract if the lowest responsible bid is with the Engineer's Estimate of \$403,000. 3. Approve the transfer of \$22,000 from the capital improvement plan completed projects account to fund additional construction costs.

C5. CHORRO-HATHWAY WATER AND SEWER IMPROVEMENTS, SPECIFICATION NO. 90640. (WALTER / LAWRENCE)

RECOMMENDATION: 1. Approve the plans and specifications for the "Chorro-Hathway Water and Sewer Improvements Project, Specification No. 90640." 2. Authorize Staff to advertise for bids for the Chorro-Hathway Water and Sewer Improvement Project. 3. Authorize the CAO to award the contract if the lowest responsible bid is within the Engineer's Estimate of \$933,725 (\$732,130 Water Fund and \$356,454 Sewer Fund).

C6. RECOMMENDATION TO APPROVE A MILLS ACT HISTORIC PRESERVATION CONTRACT FOR PROPERTY LOCATED AT 1429 OSOS STREET WITH STEPHEN LINDER AND CYNTHIA SEMEL. (MANDEVILLE/DAVID)

RECOMMENDATION: As recommended by the Cultural Heritage Committee (CHC), adopt a resolution approving a Mills Act Historic Preservation Contract for the property located at 1429 Osos Street.

C7. NOMINATION OF PROPERTY LOCATED AT 750 PISMO STREET TO THE MASTER LIST OF HISTORIC RESOURCES. (MANDEVILLE/LEVEILLE)

RECOMMENDATION: As recommended by the Cultural Heritage Committee (CHC), adopt a resolution adding the property at 750 Pismo Street to the City's Master List of Historic Resources.

C8. 2008-09 COMMUNITY PROMOTIONS CONTRACTS. (STANWYCK/ELKE)

RECOMMENDATION: As recommended by the Promotional Coordinating Committee (PCC), approve Community Promotion's contracts to: 1. Provide funding in the amount of \$44,800 in 2008-09 for public relations services and authorize the Mayor to execute a one-year agreement with the San Luis Obispo Chamber of Commerce (Chamber) for said services. 2. Provide funding in the amount of \$91,500 in 2008-09 for visitor and electronic information services and authorize the Mayor to execute a one-year agreement with the San Luis Obispo Chamber of Commerce (Chamber) for said services. 3. Provide funding in the amount of \$73,368 in 2008-09 for regional marketing services and authorize the Mayor to execute a one-year agreement with the San Luis Obispo County Visitors and Conference Bureau (SLOVCB) for said services.

C9. LEASE AGREEMENT FOR JOHNSON RANCH HOUSE. (STANWYCK/ELKE)

RECOMMENDATION: 1. Approve the lease of the Johnson Ranch House by Senior Ranger Doug Carscaden. 2. Authorize the CAO to execute the Agreement and subsequent annual one-year extension amendments for cost-of-living and utilities charges adjustments.

**C10. ALLOCATION OF PROPOSITION 1B SAFETY AND SECURITY FUNDS.
(WALTER/BOCHUM/WEBSTER)**

RECOMMENDATION: Adopt a resolution to designate the San Luis Obispo Council of Governments (SLOCOG) as sole administrator for the City allocation of Proposition 1B Safety and Security funds in exchange for discretionary State Transit Assistance (STA) funds.

**C11. COOPERATION AGREEMENT WITH THE COUNTY OF SAN LUIS OBISPO REGARDING CITY PARTICIPATION IN THE URBAN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT FEDERAL PROGRAM YEARS 2009 - 2011.
(MANDEVILLE/MURRY)**

RECOMMENDATION: Adopt a resolution approving extension of the Cooperation Agreement to cover the fiscal years 2009-2011.

PUBLIC HEARINGS

**1. APPEAL FROM TREE COMMITTEE'S DECISION TO ALLOW CITY REMOVAL OF A STREET TREE LOCATED AT 1275 FERNWOOD.
(WALTER/PELLEMEIER - 30 MINUTES)**

RECOMMENDATION: Adopt a resolution denying the appeal from the Tree Committee's decision to allow the removal of one Shamel Ash (*Fraxinus Uhdei*) tree at 1275 Fernwood Drive, thereby authorizing removal of the tree.

2. AMENDMENT FOR THE WALTER BROTHERS CENTER PLANNED DEVELOPMENT (PD) LOCATED AT 3190-3250 SOUTH HIGUERA (PD-MOD 41-08). (MANDEVILLE/LEVEILLE - 15 MINUTES)

RECOMMENDATION: As recommended by Planning Commission, introduce an ordinance removing the prohibition of real estate offices in the allowed/prohibited uses list for the Walter Brothers Center Office-Planned Development overlay (O-PD).

BUSINESS ITEMS

3. TOUR OF CALIFORNIA FINANCIAL SUPPORT. (KISER/FITZGERALD – 30 MINUTES)

RECOMMENDATION: 1. Approve, in concept, a request by the San Luis Obispo Local Organizing Committee to continue the City's involvement with the Amgen Tour of California for 2009. 2. Appropriate an additional \$20,000 from the General Fund in the 2008-09 Budget to cover the estimated shortfall in community fund raising efforts to support the activities needed to again bring the 2009 Tour of California stage finish to San Luis Obispo.

4. 2008-09 PROMOTIONAL COORDINATING COMMITTEE GRANTS-IN-AID RECOMMENDATIONS. (STANWYCK/ELKE – 20 MINUTES)

RECOMMENDATION: 1. As recommended by the Promotional Coordinating Committee (PCC), approve the 2008-09 Grants-in-Aid (GIA) allocations and authorize the City Administrative Officer to execute the individual agreements with each grant recipient. 2. Approve leftover funding of \$8,050 to be allocated to research to complete an effectiveness study on the City's promotional efforts.

**COUNCIL LIAISON REPORTS (not to exceed 15 minutes)
Council Members report on conferences or other City activities. Time limit—3 minutes.**

**COMMUNICATIONS (not to exceed 15 minutes)
At this time, any Council Member or the City Administrative Officer may ask a question for clarification, make an announcement, or report briefly on his or her activities. In addition, subject to Council Policies and Procedures, they may provide a reference to staff or other resources for factual information, request staff to report back to the Council at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda. (Gov. Code Sec. 54954.2)**

ADJOURN.