



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

Tuesday, April 6, 2010

4:00 P.M.
7:00 P.M.

SPECIAL MEETING
REGULAR MEETING

Council Chamber
990 Palm Street

4:00 P.M. – SPECIAL MEETING

CALL TO ORDER: Mayor Dave Romero

ROLL CALL: Council Members John Ashbaugh, Jan Howell Marx, Allen K. Settle, Vice Mayor Andrew Carter, and Mayor Dave Romero

PUBLIC COMMENTS ON AGENDA ITEMS ONLY: You may address the Council on any item described in this agenda by completing a speaker slip and giving it to the City Clerk prior to the meeting. The Mayor will invite public comments before the Council takes action on each item. (Gov. Code Sec. 54954.3(a)) Your speaking time is limited to three (3) minutes. (CC&P Sec.1.3.7)

PUBLIC HEARINGS

1. INTRODUCTION OF THE URBAN STORM WATER QUALITY MANAGEMENT AND DISCHARGE CONTROL ORDINANCE. (WALTER/LYNCH – 1 HOUR)

RECOMMENDATION: 1. Introduce an ordinance repealing Chapter 12.08 Rain Water Drains of the Municipal Code and adopting a new Chapter 12.08 entitled Urban Storm Water Quality Management and Discharge Control of the Municipal Code. 2. Adopt a resolution establishing a new Creek and Flood Protection fee schedule.



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.

2. REVISION TO TREE ORDINANCE. (WALTER/PELLEMEIER – 45 MINUTES)

RECOMMENDATION: Introduce an ordinance revising Chapter 12.24 Tree Regulations of the Municipal Code.

ADJOURN TO A REGULAR MEETING.

7:00 P.M. – REGULAR MEETING

PLEDGE OF ALLEGIANCE

PRESENTATIONS

AUTISM AWARENESS MONTH PROCLAMATION. (ROMERO – 5 MINUTES)

DAY AND MONTH OF THE CHILD PROCLAMATION. (ROMERO – 5 MINUTES)

SEXUAL ASSAULT AWARENESS PROCLAMATION. (ROMERO – 5 MINUTES)

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 4 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 TUESDAY, FEBRUARY 16, 2010. (STANWYCK/CANO)

RECOMMENDATION: Waive oral reading and approve as presented.

C2. CANCELLATION OF CITY COUNCIL MEETINGS. (STANWYCK/CANO)

RECOMMENDATION: 1. Cancel the Regular City Council Meetings of Tuesday, August 3, and December 21, 2010. 2. Cancel the Regular City Council Meeting of Tuesday, November 2, 2010, due to Federal, State, and Municipal Elections and reschedule to November 9, 2010.

C3. REVOCATION OF GREEN-GO TAXI LLC CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY. (WALTER/WEBSTER)

RECOMMENDATION: Authorize the City Manager or her designee to revoke the Certificate of Public Convenience and Necessity and Taxi Permit issued to Green-Go Taxi LLC on March 17, 2009.

C4. WATER RECLAMATION FACILITY: CLARIFIER 5 AND FACILITY MAINTENANCE PAINTING PROJECT; SPECIFICATION NO. 91001. (WALTER/FRASER)

RECOMMENDATION: 1. Approve the plans and specifications for "Water Reclamation Facility: Clarifier 5 and Facility Maintenance Painting Project, Specification No. 91001" and authorize staff to advertise for bids. 2. Authorize the City Manager to award the contract if the lowest responsible bid is within Engineer's Estimate of \$250,000.

C5. AMENDMENT NO. 4 TO MACRO CORPORATION FOR RADIO SYSTEM CONTRACT MANAGEMENT SERVICES. (STATLER/SCHMIDT)

RECOMMENDATION: Approve Amendment Number 4 to the radio system design services contract with Macro Corporation in the amount of \$74,580, which is not to exceed price, and authorize the City Manager to execute the amendment.

C6. AMENDMENT NO. 2 TO AGREEMENT WITH MARWAL CONSTRUCTION. (STATLER/SCHMIDT)

RECOMMENDATION: Approve Amendment No. 2 for construction management and inspection services with MarWal Construction Inc. (MarWal) for the public safety dispatch center and radio system upgrade projects in the amount of \$72,625 and authorize the City Manager to execute the amendment.

PUBLIC HEARING

3. INTRODUCTION OF REVISED ORDINANCE – SMOKING PROHIBITION IN CERTAIN AREAS. (STANWYCK/ELKE – 1 HOUR)

RECOMMENDATION: As recommended by the Community Task Force repeal and replace Chapter 8.16 of the City of San Luis Obispo Municipal Code to introduce comprehensive no-smoking regulations in San Luis Obispo.

BUSINESS

4. **INTRODUCTION OF UNRULY GATHERING ORDINANCE.**
(LINDEN/DEPRIEST – 1 HOUR 30 MINUTES)

RECOMMENDATION: Introduce an ordinance adding Chapter 9.13 to the San Luis Obispo Municipal Code prohibiting unruly gatherings on private property.

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 Manager 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.