



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

---

**Tuesday, May 18, 2010**

**7:00 P.M.**

**REGULAR MEETING**

**Council Chamber  
990 Palm Street**

**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

**PLEDGE OF ALLEGIANCE**

PRESENTATIONS

**PROCLAMATION FOR PUBLIC WORKS WEEK.** (ROMERO – 5 MINUTES)

**PRESENTATION OF AWARDS FOR EXCELLENCE IN BUDGETING AND FINANCIAL REPORTING.** (STATLER – 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.



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.

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, MARCH 16, 2010. (STANWYCK/CANO)**

RECOMMENDATION: Waive oral reading and approve as presented.

**C2. OPPOSITION TO “NEW TWO-THIRDS VOTE REQUIREMENT FOR PUBLIC ELECTRICITY PROVIDERS” INITIATIVE. (DIETRICK)**

RECOMMENDATION: Adopt a resolution to oppose Proposition 16, the “New Two-Thirds Requirement for Local Public Electricity Providers Initiative.”

**C3. PROTECTING WHALES AND OPPOSING COMMERCIAL WHALING. (DIETRICK)**

RECOMMENDATION: Adopt a resolution relating to the protection of whales and opposing commercial whaling.

**C4. 2009 ASSISTANCE TO FIREFIGHTERS GRANT FUNDS. (CALLAHAN/COX)**

RECOMMENDATION: Accept the 2009 Assistance to Firefighters Grant for \$61,776 and appropriate these funds for Personal Protective Equipment (coats and pants) for structural firefighting.

**C5. 2010 ASSISTANCE TO FIREFIGHTERS GRANT APPLICATION. (CALLAHAN/COX)**

RECOMMENDATION: 1. Authorize staff to submit a grant application of \$23,000 to the Federal Assistance to Firefighters Grant Program to fund annual medical examinations and immunizations for fire suppression personnel. 2. If grant is awarded, authorize the City Manager to accept and appropriate the funds for Fire Suppression Medical Services.

**C6. COUNTY’S COLLECTION OF FIRE AND LIFE SAFETY INSPECTION FEES. (CALLAHAN/MAGGIO)**

RECOMMENDATION: Adopt a resolution enabling the continued collection of multi-dwelling property fire and life safety inspection fees via the secured property tax roll administered by the County.

**C7. WATER RECLAMATION FACILITY (WRF) AND WATER TREATMENT PLANT (WTP) SLURRY SEAL SUMMER 2010 PROJECT, SPECIFICATION NO. 90901. (WALTER/GUZMAN)**

RECOMMENDATION: 1. Approve plans and specifications for the WRF and WTP Slurry Seal Summer 2010 Project, Specification No. 90901. 2. Authorize staff to advertise for bids and authorize the City Manager to award the contract if the lowest responsible bid is within the Engineer's Estimate of \$262,000.

**C8. UNREINFORCED MASONRY BUILDING HAZARD MITIGATION DEADLINE SUSPENSIONS AND AMENDMENT OF FAVORABLE FEES FOR SEISMIC RETROFIT. (STANWYCK/MANDEVILLE/CLARK/GIRVIN)**

RECOMMENDATION: 1. Approve and authorize the Mayor to sign Seismic Retrofit Agreements with owners of certain Unreinforced Masonry (URM) buildings within the Garden Street Terraces, Naman, and Chinatown Projects as well as the building owned by Springfield Baptist Church in substantial conformance with the Example Agreement attached as approved by the City Manager and City Attorney. 2. Adopt a resolution suspending enforcement of the deadlines under the Unreinforced Masonry (URM) Hazard Mitigation Program, Ordinance No. 1453 (2004 Series) for certain URM buildings within the Chinatown, Naman, and Garden Street Terraces Projects plus the Springfield Baptist Church located at 2747 Broad Street. 3. Adopt a resolution amending the City's Master Fee Schedule as to the favorable permit fees for strengthening unreinforced masonry buildings so the favorable fees expire when the seismic retrofit permit expires.

**C9. GRANT APPLICATIONS FOR CALHOME BEGIN AND FIRST-TIME HOMEBUYER DOWN PAYMENT ASSISTANCE PROGRAMS. (MANDEVILLE/CODRON)**

RECOMMENDATION: Adopt two resolutions authorizing the proposed grant applications, and authorizing the City Manager to execute grant related documents, as follows: 1. Authorize the Community Development Department to apply to the California Department of Housing and Community Development (HCD) for \$631,000 of BEGIN program funds for down payment assistance to ten qualified moderate-income homebuyers in the Housing Authority's Moylan Terrace project. 2. Authorize the Community Development Department to apply to HCD for \$213,450 of First-Time Homebuyer (FTHB) program funding, to provide down payment assistance to qualified low income homebuyers within the City of San Luis Obispo.

**C10. PROPOSITION 84 GRANT FOR LAND USE AND CIRCULATION ELEMENTS UPDATE. (MANDEVILLE/MURRY)**

RECOMMENDATION: Adopt a resolution to: 1. Authorize staff to prepare and submit a grant application of approximately \$1,000,000 to the Strategic Growth Council for a Sustainable Communities Planning Grant under Proposition 84 funds for update of the Land Use and Circulation Elements. 2. If grant is awarded, authorize the City Manager to accept the grant and execute all grant-related documents.

BUSINESS ITEMS

**1. REAL PROPERTY ACQUISITION AND DISPOSAL POLICY UPDATE. (STATLER/MESSNER – 45 MINUTES)**

RECOMMENDATION: Adopt a resolution updating the City's real property acquisition and disposal policy.

**2. COMMUNITY GARDEN FEES. (KISER/WALLACE/VOORHIES – 15 MINUTES)**

RECOMMENDATION: As recommended by the Parks and Recreation Commission, adopt a resolution adopting a fee increase for the Community Garden Program.

STUDY SESSION

**3. RAINWATER HARVESTING. (MANDEVILLE/GIRVIN – 45 MINUTES)**

RECOMMENDATION: Following the Study Session on Rainwater Harvesting: 1. Direct staff to develop a Rainwater Harvesting Ordinance. 2. Direct staff to collaborate with SLO Green Build and the San Luis Obispo County Environmental Health Department to develop guidelines for the installation and maintenance of rainwater harvesting systems.

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.**