



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

Tuesday, August 17, 2010

6:00 p.m.

SPECIAL MEETING
Closed Session

Council Hearing Room
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

ANNOUNCEMENT OF CLOSED SESSION TOPIC

PUBLIC COMMENT ON CLOSED SESSION ITEM

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation

CONFERENCE WITH LEGAL COUNSEL –Anticipated Litigation
Pursuant to Government Code § 54956.9 (c).

CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation
Pursuant to Government Code § 54956.9 (b)(3)(C)
Claimant: JB Ventures, LLC

ADJOURN TO A REGULAR MEETING.



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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
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CALL TO ORDER: Mayor Dave Romero

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

PLEDGE OF ALLEGIANCE

CLOSED SESSION REPORT. (DIETRICK)

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. (CODRON/CANO)

RECOMMENDATION: Waive oral reading and approve as presented.

C2. AMEND THE PLANNING COMMISSION BYLAWS TO CHANGE THE REGULAR MEETING START TIME FROM 7:00 P.M. TO 6:00 P.M. (MANDEVILLE/DAVIDSON)

RECOMMENDATION: Amend the Planning Commission Bylaws to change the regular meeting start time from 7:00 p.m. to 6:00 p.m.

C3. HIGHWAY 227 RELINQUISHMENT. (WALTER/LYNCH)

RECOMMENDATION: Adopt a resolution accepting responsibility for maintenance of Highway 227 within the current City limits effective upon approval of relinquishment by the California Transportation Commission.

C4. APPROVAL OF THE FINAL MAP AND FINAL ACCEPTANCE OF SUBDIVISION IMPROVEMENTS FOR TRACT 2954, 225 N. CHORRO (TR/ER 135-07). (WALTER/DOSTALEK/HANNULA)

RECOMMENDATION: 1. Adopt a resolution approving the Final Map for Tract 2954 (225 N. Chorro) and authorizing the Mayor to execute the subdivision agreement on behalf of the City. 2. Adopt a resolution accepting the public improvements and certifying completion of the required private subdivision improvements for Tract 2954.

C5. RESPONSE TO THE GRAND JURY REPORT, "HOMELESSNESS IN SAN LUIS OBISPO COUNTY: ARE WE SOLVING THE PROGRAM?" (LICHTIG/CODRON)

RECOMMENDATION: Direct the City Manager to submit a response to the Grand Jury Report titled: "Homelessness in San Luis Obispo County: Are We Solving the Problem?" to the Presiding Judge of the San Luis Obispo Superior Court, with a copy to the Grand Jury, by September 13, 2010.

C6. UPDATE PAYMENT DISBURSEMENT AND RECEIPT AUTHORITY. (BRADLEY/THOMPSON)

RECOMMENDATION: Adopt a resolution updating payment disbursement and receipt authority.

C7. SEWERLINE REPLACEMENTS 2010-11, PROJECT 2, SPECIFICATION NO. 90938. (WALTER/LAWRENCE)

RECOMMENDATION: 1. Approve the plans and specification for the "Sewerline Replacements 2010-11, Project 2," Specification No. 90938. 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 \$507, 900.

C8. STATUS OF CALIFORNIA FIRST PILOT PROGRAM AND ADOPTION OF RESOLUTION IN SUPPORT OF IMMEDIATE CONGRESSIONAL ACTION TO AUTHORIZE LEGISLATION ALLOWING PROPERTIES ASSESSED CLEAN ENERGY PROGRAMS. (MANDEVILLE/MURRY)

RECOMMENDATION: Adopt the resolution in support of immediate Congressional action to authorize legislation allowing Property Assessed Clean Energy (PACE) programs.

PUBLIC HEARINGS

1. REVIEW STEPS TOWARDS THE CITY'S PROPOSED ANNEXATION OF THE ORCUTT AREA (ANNX/ER 81-10). (MANDEVILLE/DUNSMORE – 1 HOUR)

RECOMMENDATION: 1. Pursue a City sponsored annexation of the Orcutt Area consistent with the boundaries shown in Attachment 1 of the staff report. 2. Return to Council on September 21, 2010, with an ordinance to pre-zone the Orcutt Area as recommended by the Planning Commission and a resolution approving the fee program.

3. Endorse the use of a standard pre-annexation agreement between the City and interested property owners.

2. **AMENDMENTS TO THE 2010 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM TO REALLOCATE \$150,000 FROM PROPERTY ACQUISITION FOR AFFORDABLE HOUSING (313 SOUTH STREET) TO PUBLIC IMPROVEMENTS FOR AFFORDABLE HOUSING (2201 EMILY STREET).** (MANDEVILLE/CODRON – 30 MINUTES)

RECOMMENDATION: Adopt a resolution approving the Human Relations Commission (HRC) recommendation to reallocate \$150,000 of CDBG funding to Public Improvements for Affordable Housing (2201 Emily Street), under the condition that the CDBG allocation is made in the form of a loan to be repaid under certain circumstances.

BUSINESS ITEMS

3. **LAGUNA LAKE DREDGING.** (WALTER/LYNCH – 1 HOUR)

RECOMMENDATION: Suspend work on the Laguna Lake dredging project until such time as there is broad public and Council support for prioritizing funding for dredging in the city-wide goal setting and financial planning effort as evidenced by allocating City funding resources and/or grants that cover project costs.

4. **APPROVAL OF DONOR AGREEMENT WITH CENTRAL COAST CONCERNED MOUNTAIN BIKERS (CCCMB) FOR INSTALLATION AND MAINTENANCE OF A SKILLS AREA FOR MOUNTAIN BIKING AT STENNER SPRINGS NATURAL RESERVE.** (CODRON/HAVLIK – 20 MINUTES)

RECOMMENDATION: Authorize the City Manager to execute a Donor Agreement with the Central Coast Concerned Mountain Bikers (CCCMB), a California non-profit corporation, to provide labor and materials for the installation and ongoing maintenance of the skills area as permitted in the Stenner Springs Natural Reserve (SSNR) Conservation Plan adopted by the City Council on September 15, 2009.

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.