



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

Tuesday, September 7, 2010

3:30 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 LABOR NEGOTIATORS

Pursuant to Government Code § 54957.6

Agency Negotiator: Monica Irons, Rick Bolanos
Employee Organizations: San Luis Obispo City Employees' Association (SLOCEA),
San Luis Obispo Police Officers' Association (POA) and
San Luis Obispo City Firefighters, Local 3523
Unrepresented Employees: Confidential Employees, Unrepresented Management
Employees

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. APPROVE A GRANT APPLICATION FOR FIRST-TIME HOMEBUYER DOWN PAYMENT ASSISTANCE PROGRAM. (LICHTIG/CODRON)

RECOMMENDATION: Repeal Resolution No. 10173 (2010 Series) and adopt a new resolution authorizing the grant applications for First-Time Homebuyer Down Payment Assistance programs.

C3. ISSUANCE OF PENSION OBLIGATION BONDS. (BRADLEY/MALICOAT)

RECOMMENDATION: Receive and file status report on issuance of pension obligation bonds for the City's Public Safety "side fund."

C4. SANTA ROSA PARK RESTROOM REPLACEMENT PROJECT, SPECIFICATION NO. 90923. (WALTER/FRASER)

RECOMMENDATION: 1) Approve the plans and specifications for "Santa Rosa Park Restroom Replacement, Specification No, 90923." 2) Authorize staff to solicit bids and authorize the City Manager to award a contract if the lowest responsible bid is less than or equal to the Engineer's Estimate of \$285,000.

C5. 2010-11 OFFICE OF TRAFFIC SAFETY SEATBELT ENFORCEMENT GRANT APPLICATION SUBMITTAL. (LINDEN/ELLSWORTH)

RECOMMENDATION: 1) Approve the submission of an application to the California Office of Traffic Safety for a grant to fund officer overtime for seatbelt enforcement as part of the statewide "Click It or Ticket It" program in an amount not to exceed \$4,285. 2) Authorize the Chief of Police to accept the grant award if the amount is less than \$4,285 and to execute all grant documents.

C6. RESPONSE TO THE GRAND JURY REPORT – TO GO SOLAR OR NOT TO GO SOLAR. (MANDEVILLE/MURRY)

RECOMMENDATION: Direct the City Manager to respond to the Grand Jury on behalf of the City Council and implement the recommendations offered in the Grand Jury report.

C7. HERITAGE TREE DESIGNATIONS. (WALTER/PELLEMEIER)

RECOMMENDATION: As recommended by the Tree Committee, designate nine trees as Heritage Trees on property owned by the State of California, Department of Transportation at 20 and 50 Higuera Street.

C8. SLO TRANSIT CAPITAL PROJECTS. (WALTER/WEBSTER)

RECOMMENDATION: 1) Appropriate \$209,561 in approved Safety and Security State Grant and Public Transportation Modernization Improvement and Service Enhancement Account (PTMISEA) funding for the SLO Transit Radio Replacement Project.

C9. PUBLIC WORKS DEPARTMENT ASSESSMENT. (WALTER)

RECOMMENDATION: 1) Approve the use and transfer of \$42,900 from the City Manager's Ventures and Contingencies account to the Public Works Administration operating budget for contract services to perform an assessment of the Public Works Department as identified in the City Manager's goals for 2010-11. 2) Authorize the City Manager to execute an agreement in the amount of \$39,000 with Matrix Consulting Group to perform the assessment.

PUBLIC HEARINGS

1. **ESTABLISH A PLANNING SERVICES FEE FOR DEVELOPMENT AGREEMENT APPLICATIONS.** (MANDEVILLE/DAVIDSON – 5 MINUTES)

RECOMMENDATION: Adopt a resolution amending the Master Fee Schedule to establish a planning services fee for the processing of Development Agreements associated with a planning application.

2. **REVIEW OF AMENDMENTS TO MUNICIPAL CODE TITLE 17: ZONING REGULATIONS.** (MANDEVILLE/LEVEILLE)

RECOMMENDATION: As recommended by the Planning Commission, introduce an ordinance to approve the Negative Declaration of Environmental Impact (ER 3-10) and adopt the proposed amendments to Title 17 (Zoning Regulations) of the Municipal Code.

3. **APPROVAL OF AN AMENDING MAP FOR TRACT 2707, 953 ORCUTT (TR 151-03).** (WALTER/DOSTALEK/HANNULA – 30 MINUTES)

RECOMMENDATION: Adopt a resolution approving an amending map for Tract 2707 located at 953 Orcutt and authorizing the Mayor to execute a Biological Open Space Easement Agreement.

4. **RE-INTRODUCE ORDINANCE NO. 1529, BROAD STREET PLAN LINE SETBACK REVISION (132-08).** (WALTER/HANNULA – 5 MINUTES)

RECOMMENDATION: As amended by the City Council on June 2, 2009: Re-introduce Ordinance No. 1529 (2010 Series) to relinquish the plan line setback on both sides of Broad Street from Higuera Street to Marsh Street (Municipal Code Section 17.74.130).

BUSINESS ITEM

5. **APPROVAL OF MEMORANDUM OF AGREEMENTS BETWEEN THE CITY AND GARDEN STREET SLO PARTNERS, L.P., REGARDING A LONG-TERM LEASE OF PARKING LOT 2.** (DIETRICK/CODRON/CLARK – 45 MINUTES)

RECOMMENDATION: Approve a Memorandum of Agreements (Agreement) between the City of San Luis Obispo ("City") and Garden Street SLO Partners, L.P., a California limited partnership ("Developer"), providing for long-term, 99-year lease of Parking Lot 2, subject to satisfaction of conditions precedent, and superseding the existing Memorandum of Understanding (MOU) dated July 18, 2006.

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.