



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

Tuesday, April 19, 2011
REVISED

3:00 p.m.	SPECIAL MEETING	990 Palm Street
6:00 p.m.	CLOSED SESSION	
7:00 p.m.	REGULAR MEETING	

CALL TO ORDER: Mayor Jan Marx

ROLL CALL: Council Members Dan Carpenter, Andrew Carter and Kathy Smith, Vice Mayor John Ashbaugh and Mayor Jan Marx

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)

APPOINTMENTS

A1. APPOINTMENTS TO THE PROMOTIONAL COORDINATING COMMITTEE (PCC) AND THE TOURISM BUSINESS IMPROVEMENT DISTRICT BOARD (TBID). (CARTER/SMITH – 5 MINUTES)

RECOMMENDATION: 1) Appoint Dave Cox to the Promotional Coordinating Committee effective April 19, 2011, and expiring on March 31, 2015. This term would be for a four year term; 2) Appoint Nipool Patel to the Tourism Business Improvement District Board (TBID) effective April 19, 2011, and expiring on March 31, 2012; and 3) Appoint Clint Pearce to the Tourism Business Improvement District Board (TBID) effective April 19, 2011, and expiring on March 31, 2015.



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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.

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. EXECUTION OF A MASTER AGREEMENT AND PROGRAM SUPPLEMENTS FOR STATE FUNDED TRANSIT PROJECTS. (WALTER/WEBSTER)

RECOMMENDATION: 1) Adopt a resolution authorizing the City Manager to execute a master agreement and program supplements for State funded transit projects; 2) Authorize the Public Works Director to execute all Program Supplements for State funded transit projects and any amendments thereto required by the California Department of Transportation.

C3. JOHNSON WATERLINE AND PAVEMENT REPAIR PROJECT; SPECIFICATION NO. 91042. (WALTER/GUZMAN)

RECOMMENDATION: 1) Approve the plans and specifications for Johnson Waterline and Pavement Repair Project, Specification No. 91042 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 \$168,000.

C4. WATER RECLAMATION FACILITY: CLARIFIER 1 AND PAINTING PROJECT; SPECIFICATION NO. 90908. (WALTER/GUZMAN)

RECOMMENDATION: 1) Approve the plans and specifications for Water Reclamation Facility: Clarifier 1 and Painting Project, Specification No. 90908 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 \$150,000.

C5. TELECOMMUNICATIONS FACILITY LEASE AT SANTA ROSA PARK. (BRADLEY/MESSNER)

RECOMMENDATION: Approve a revised lease agreement with AT&T for a telecommunications facility at Santa Rosa Park.

STUDY SESSION

1. UPDATE ON WATER QUALITY REQUIREMENTS FOR THE WATER RECLAMATION FACILITY AND DEDESIGNATION OF SAN LUIS OBISPO CREEK. (MATTINGLY/HIX – 1 HOUR)

RECOMMENDATION: Receive and file report.

BUSINESS ITEM

2. CONSIDERATION OF EMPLOYEE INPUT REGARDING POTENTIAL BALLOT MEASURES. (LICHTIG/DIETRICK – 1 HOUR)

RECOMMENDATION: Consider input provided by City employees on potential ballot measures to repeal Charter Sections 1105 and 1107 and provide staff with direction as to: 1) Whether any changes should be made regarding draft language to be brought back to Council for consideration for placement on an August 30, 2011, mailed ballot; 2) Whether Council wishes to consider any modifications to the proposed August 30, 2011, election date.

ADJOURN TO CLOSED SESSION

6:00 P.M. – CLOSED SESSION – COUNCIL HEARING ROOM

ANNOUNCEMENT OF CLOSED SESSION TOPICS

PUBLIC COMMENT ON CLOSED SESSION ITEMS

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – Existing Litigation

Pursuant to Government Code § 54956.9 (a)
Vinciguerra Construction v. City of San Luis Obispo
San Luis Obispo Superior Court Case No. CV100705

CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation

Pursuant to Government Code § 54956.9 (b)(3)(E)
Two (2) potential cases regarding asserted obligations to meet and confer over potential ballot measures

ADJOURN TO REGULAR MEETING

7:00 P.M. – REGULAR MEETING – COUNCIL CHAMBER

PLEDGE OF ALLEGIANCE

CLOSED SESSION REPORT. (DIETRICK)

PRESENTATIONS

PROCLAMATION FOR BICYCLE MONTH. (MARX – 5 MINUTES)

PROCLAMATION FOR CALIFORNIA TRANSPLANT DONOR NETWORK. (MARX – 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. 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.

CONTINUED BUSINESS ITEM

3. CONTINUED FROM APRIL 12, 2011, STRATEGIC BUDGET DIRECTION. (LICHTIG/BRADLEY/CODRON/MALICOAT – 1 HOUR 30 MINUTES)

RECOMMENDATION: Approve conceptual budget balancing strategy for 2011-13 and provide policy direction as requested.

PUBLIC HEARING

4. CONSIDERATION OF A GENERAL PLAN AMENDMENT AND REZONING FOR THREE PROPERTIES LOCATED ON THE NORTH SIDE OF CALLE JOAQUIN, BETWEEN LOS OSOS VALLEY ROAD AND HIGHWAY 101 (GP/RESER 70-10; 1445, 1443 AND 1433 CALLE JOAQUIN). (MANDEVILLE/RICCI – 30 MINUTES)

RECOMMENDATION: 1) Adopt a resolution approving a Mitigated Negative Declaration (ER 70-10) and an amendment to the General Plan Land Use Element map to change the land use designation of 1445, 1443 and 1433 Calle Joaquin from Tourist Commercial to Services and Manufacturing, based on findings, and subject to mitigation measures; 2) Introduce an ordinance approving an amendment to the Zoning Map for 1445, 1443 and 1433 Calle Joaquin from Tourist-Commercial (C-T) to Service-Commercial with Special Considerations overlay zone (C-S-S), based on findings and subject to mitigation measures and conditions.

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.