



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

Tuesday, June 21, 2011

6:00 p.m.
7:00 p.m.

**SPECIAL MEETING
REGULAR MEETING**

990 Palm Street

6:00 P.M. – SPECIAL MEETING – COUNCIL HEARING ROOM

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

ANNOUNCEMENT OF CLOSED SESSION TOPIC

PUBLIC COMMENT ON CLOSED SESSION ITEMS

CLOSED SESSION

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

Two (2) potential cases

ADJOURN TO A REGULAR MEETING



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.

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

PLEDGE OF ALLEGIANCE

PRESENTATION

PROCLAMATION IN CELEBRATION OF THE CALIFORNIA CHORAL FESTIVAL AND COMPETITION AND A PERFORMANCE BY CHRIST THE KING CHURCH CHOIR OF KAMPALA, UGANDA. (MARX – 10 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.

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. AWARD OF COLLECTIONS SERVICES CONTRACT. (BRADLEY/THOMPSON)

RECOMMENDATION: Award the collection of delinquent accounts contract to Financial Credit Network and authorize the City Manager to execute the agreement.

C3. FISCAL YEAR 2011 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM APPLICATION. (LINDEN/ELLSWORTH)

RECOMMENDATION: 1) Authorize staff to submit an application for a 2011 Edward Byrne Memorial Justice Assistance Grant in the amount of \$13,430 to fund overtime for alcohol compliance checks. 2) If the grant is awarded, authorize the City Manager to execute necessary grant documents.

C4. COLLECTION OF DELINQUENT SOLID WASTE COLLECTION AND DISPOSAL ACCOUNTS. (MATTINGLY/MUNDS)

RECOMMENDATION: Adopt a resolution authorizing the San Luis Obispo County Assessor to assess the amounts due to San Luis Garbage Company on delinquent accounts for provision of solid waste collection and disposal services as described in City Municipal Code Section 8.04.070 as liens against the properties involved.

C5. BIENNIAL REVIEW OF ADVISORY BODY BYLAWS. (DIETRICK/CANO)

RECOMMENDATION: Adopt a resolution amending various City advisory body bylaws incorporating amendments recommended by the respective advisory body, as well as by staff.

C6. SLO TRANSIT CAPITAL PROJECTS. (WALTER/WEBSTER)

RECOMMENDATION: 1) Approve a resolution authorizing the Public Works Director to execute all required documents and any amendments thereto with the California Department of Transportation and complete the Certifications and Assurances for the Public Transportation Modernization, Improvement, and Service Enhancement Account Bond Program and allowing expenditures, Proposition 1B and California Emergency Management Agency Safety and Security funding; 2) Approve a resolution authorizing the procurement of Transit vehicle replacements through the use of a Cooperative Procurement Pilot Program and Request for Bid process; and 3) Authorize the Finance Director to award contracts and execute Purchase Orders for vehicle acquisition and facility security equipment if costs are within the budgeted amount.

C7. SOUTHERN PACIFIC RAILROAD (SPRR) FREIGHT WAREHOUSE REHABILITATION – PHASE 4, SPECIFICATION NO. 90106. (WALTER/MCGUIRE)

RECOMMENDATION: 1) Award a contract to Noble Building Company in the amount of \$102,764 for the SPRR Freight Warehouse Rehabilitation – Phase 4, Specification No. 90106. 2) Approve a transfer of \$16,000 from the CIP Completed Projects account to the project's construction account.

C8. ADOPTION OF ORDINANCE NO. 1564, GRANTING CONOCOPHILLIPS PIPELINE COMPANY A FRANCHISE TO CONSTRUCT, OPERATE AND MAINTAIN PIPELINES FOR THE TRANSPORTATION OF OIL, AND OTHER SPECIFIED MATERIALS IN THE CITY OF SAN LUIS OBISPO. (CODRON/LOPEZ)

RECOMMENDATION: Adopt Ordinance No. 1564 (2011 Series) to renew an existing franchise agreement with ConocoPhillips, pursuant to the provisions of Article X of the San Luis Obispo City Charter, Article XI, Section 9(b) of the California Constitution, and Section 39732(b) of the California Government Code.

C9. APPROPRIATIONS LIMIT FOR 2011-12. (BRADLEY/MALICOAT)

RECOMMENDATION: Adopt a resolution establishing the City's appropriations limit for 2011-12.

C10. APPROVAL OF LICENSE AGREEMENT AND INDEMNIFICATION WITH MOUNTAINBROOK COMMUNITY CHURCH AT IRISH HILLS NATURAL RESERVE.
(CODRON/HAVLIK)

RECOMMENDATION: 1) Approve a License Agreement with Mountainbrook Community Church to permit construction and use of a non-motorized trail crossing a portion of the church property adjacent to the Irish Hills Natural Reserve; 2) Approve a Release, Waiver of Liability, Assumption of Risk and Indemnity Agreement providing legal protections to Mountainbrook Community Church for public use of the License Area; and 3) Authorize the Mayor to sign the License and Release Agreements.

PUBLIC HEARINGS

1. ADOPTION OF 2011-13 FINANCIAL PLAN. (LICHTIG/BRADLEY – 2 HOURS)

RECOMMENDATION: Adopt a resolution approving the 2011-13 Financial Plan and 2011-12 Budget.

2. 2010 URBAN WATER MANAGEMENT PLAN UPDATE.
(MATTINGLY/HENDERSON/MUNDS – 30 MINUTES)

RECOMMENDATION: Adopt a resolution approving the 2010 update to the City of San Luis Obispo's Urban Water Management Plan.

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.