



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

Tuesday, July 5, 2011

7:00 p.m.

REGULAR MEETING

**Council Chambers
990 Palm Street**

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

PLEDGE OF ALLEGIANCE

APPOINTMENT

A1. APPOINTMENT TO THE PLANNING COMMISSION. (MARX/CARTER – 5 MINUTES)

RECOMMENDATION: Appoint John Larson to the Planning Commission to fill an unscheduled vacancy with a term ending March 31, 2013.



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.

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. REVISED INJURY AND ILLNESS PREVENTION PROGRAM. (IRONS/ZOCHER)

RECOMMENDATION: Adopt a resolution approving the revised Injury and Illness Prevention (IIP) Program and authorizing the City Manager to approve subsequent revisions to the IIP Program.

C3. LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE VOTING DELEGATE/ALTERNATE 2011. (CODRON/CANO)

RECOMMENDATION: Designate Mayor Jan Marx as the voting delegate and Vice Mayor John Ashbaugh as the voting alternate to the League of California Cities Annual Conference.

C4. 2010-11 COMMUNITY PROMOTIONS CONTRACTS. (CODRON/ELKE)

RECOMMENDATION: 1) As recommended by the Tourism Business Improvement District (TBID) Board, approve the second year financing for the two-year contract with Level Studios and authorize the City Manager to execute the amendment to the agreement in the amount of \$800,000; 2) Authorize the City Manager to enter into various contracts for Community Promotions not to exceed the 2011-12 budget of \$584,500 and based on the recommendations by the Promotional Coordinating Committee (PCC) and the TBID Board; 3) Authorize the City Manager to enter into contracts utilizing the TBID Fund un-appropriated fund balance from the 2010-11 fiscal year for tourism marketing expenditures in 2011-12; and 4) Approve the 2011-12

Grants-in-Aid (GIA) allocations in the amount of \$98,155 and authorize the City Manager to execute the individual agreements with each grant recipient.

C5. RECYCLED WATER SYSTEM ASSESSMENT – REQUEST FOR PROPOSALS. (MATTINGLY/METZ)

RECOMMENDATION: 1) Approve the request for proposals (RFP) for professional engineering services for the preparation of a Recycled Water System Assessment, Specification No. 91091, and authorize its issuance. 2) Authorize the City Manager to award a contract if the selected proposal is within the approved budget of \$40,000.

C6. 2011-12 HUMAN RELATIONS COMMISSION (HRC) GRANTS-IN-AID (GIA) FUNDING RECOMMENDATIONS. (IRONS/ZOCHER)

RECOMMENDATION: As recommended by the HRC, approve the 2011-12 GIA allocations in the amount of \$126,600 and authorize the City Manager to execute agreements with each grant recipient.

C7. MEASURE Y PROJECTS STREET RECONSTRUCTION SUMMER 2011, SPECIFICATION NO. 91040 AND MICROSURFACING SUMMER 2011, SPECIFICATION NO. 91041. (WALTER/GUZMAN)

RECOMMENDATION: 1) Award a contract to Papich Construction Company, Inc. in the amount of \$1,088,467 for the Street Reconstruction Summer Project, Specification No. 91040; 2) Approve the fund transfer amounts of \$1,242,166 from the Master Street Reconstruction and Resurfacing Account, \$21,320 from the Distribution System Improvements Master Account, \$21,431 from the Master Collection System Improvements Account and \$1,340 from the Bicycle Facility Improvement Account to the Street Reconstruction Summer 2011 project's construction and construction management phases; 3) Award a contract to Bond Blacktop, Inc. in the amount of \$1,063,983.35 for the Microsurfacing Summer Project, Specification No. 91041; and 4) Approve the fund transfer amounts of \$1,216,733 from the Master Street Reconstruction and Resurfacing Account and \$51,000 from the Bicycle Facility Improvement Account to the Microsurfacing Summer 2011 project's construction and construction management phases.

C8. MEADOW PARK IMPROVEMENTS – ADA ACCESSIBILITY AND PLAY EQUIPMENT REPLACEMENT; SPECIFICATION NO. 90851.
(WALTER/FRASER)

RECOMMENDATION: 1) Award a contract to Arthurs Contracting, Inc. of Atascadero in the amount of \$121,190 for the Meadow Park Improvements: ADA Accessibility and Play Equipment Replacement, Specification No. 90851 and authorize the Mayor to execute the agreement; 2) Authorize the transfer of \$18,246 from the Capital Improvement Program (CIP) Completed Projects Parkland Development account to the play equipment construction phase account (\$17,815) and the equipment acquisition

account (\$431) to support costs associated with the play equipment replacement portion of the project; 3) Authorize the transfer of \$7,655 of general funds from the ADA Improvements (90569) construction phase account to the play equipment replacement (90851) construction phase account to support costs associated with the play equipment replacement portion of the project; and 4) Approve a CMAS cooperative purchase (Contract No. 4-03-78-0021A) in the amount of \$50,230.48 for the purchase of play equipment and authorize the Finance Manager to execute a purchase order with Landscape Structures, Inc.

PUBLIC HEARINGS

1. **APPEAL OF DENIAL OF TAXI DRIVER PERMIT RENEWAL.**
(LINDEN/HIXENBAUGH – 15 MINUTES)

RECOMMENDATION: Deny the appeal and uphold the action of the Chief of Police to deny Paul G. McGill the renewal of his taxi driver permit.

2. **APPROVAL OF CONVERSION OF 23 SENIOR APARTMENT UNITS INTO CONDOMINIUMS AT THE OAKS SENIOR HOUSING FACILITY AND EXCEPTION TO THE PROPERTY IMPROVEMENT STANDARDS FOR PRIVATE OPEN SPACE (CON 22-11).** (DAVIDSON/DAVID – 30 MINUTES)

RECOMMENDATION: Adopt a resolution approving the conversion of 23 senior apartment units into condominiums, with an exception to property improvement standards for private open space, at The Oaks senior housing facility located at 61 Broad Street.

3. **ORDINANCE AMENDING CHAPTER 10.36.220 (RESIDENTIAL PARKING PERMIT-ISSUANCE) OF THE SAN LUIS OBISPO MUNICIPAL CODE ESTABLISHING FEES FOR RESIDENTIAL PARKING PERMITS.**
(WALTER/MANDEVILLE – 30 MINUTES)

RECOMMENDATION: 1) Introduce an ordinance amending Chapter 10.36.220 (Residential Parking Permit-Issuance) of the San Luis Obispo Municipal Code establishing fees for residential parking permits. 2) Adopt a resolution authorizing a \$10 fee for annual residential parking permits.

4. **ORDINANCE AMENDING CHAPTER 10.52.030 (TIME OF OPERATION) OF THE SAN LUIS OBISPO MUNICIPAL CODE EXPANDING OPERATIONS TO INCLUDE SUNDAY.** (WALTER/MANDEVILLE – 15 MINUTES)

RECOMMENDATION: Introduce an ordinance amending Chapter 10.52.030 (Time of Operation) of the San Luis Obispo Municipal code expanding operations to include Sunday.

5. ORDINANCE AMENDING CHAPTER 10.44.20 (CURB MARKINGS-MEANINGS-AUTHORITY TO PLACE) OF THE SAN LUIS OBISPO MUNICIPAL CODE. (WALTER/MANDEVILLE – 10 MINUTES)

RECOMMENDATION: Introduce an ordinance amending Chapter 10.44.020 (Curb Markings-Meaning-Authority to Place) of the San Luis Obispo Municipal Code amending the time of operation and duration.

6. ORDINANCE AMENDING CHAPTER 10.52.010 (PARKING METER ZONE-RATES) OF THE SAN LUIS OBISPO MUNICIPAL CODE. (WALTER/MANDEVILLE – 10 MINUTES)

RECOMMENDATION: Introduce an ordinance amending Chapter 10.52.010 (Parking Meter Zone-Rates) of the San Luis Obispo Municipal Code to increase the on-street parking meter rates from \$1.25 to \$1.50 an hour in a downtown "super core" zone.

BUSINESS ITEM

7. REQUEST TO AMEND THE CITY FIRE DEPARTMENT FEE SCHEDULE FOR ABOVE GROUND STORAGE TANKS. (HINES/BOYLE – 20 MINUTES)

RECOMMENDATION: Revise the current fee structure for facilities storing regulated fuels in quantities greater than 1,320 gallons, as per State regulations. Staff is recommending the following fee structure for all facilities in the Aboveground Petroleum Storage Act (APSA) program: \$125 for one tank; \$250 for two tanks; \$300 for more than two tanks.

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.