



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

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**Tuesday, September 6, 2011**

**7:00 p.m.**

**REGULAR MEETING**

**Council Chamber  
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**

**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.



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.

**C2. HIGUERA SEWER LINER, SPECIFICATION NO. 91068. (WALTER/GUZMAN)**

RECOMMENDATION: 1) Approve plans and specifications for the Higuera Sewer Liner, Specification No. 91068; and 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 \$1,024,000.

**C3. PARKING SWEEPING AND JANITORIAL SERVICE CONTRACT, SPECIFICATION NO. 91076. (WALTER/HORCH)**

RECOMMENDATION: Authorize staff to advertise for bids for parking lots and structures sweeping and janitorial services, and authorize the City Manager to award the contract if the lowest responsible bid is within the 2011-12 budgeted amount of \$209,100.

**C4. PREFUMO CREEK/LOS OSOS VALLEY ROAD BIKE PATH GRANT FUNDING. (WALTER/MCGUIRE)**

RECOMMENDATION: 1) Deprogram \$5,484.93 in approved Safe Routes to School grant funding for the construction of the Prefumo Creek Pedestrian Bike Path; and 2) Transfer \$119,775 from the project's construction phase to the project's design phase (\$55,000) and construction management phase (\$64,775) to support the design and construction of the alternative Safe Routes to School bike/pedestrian path along Los Osos Valley Road between Oceanaire Drive and Laguna Lane.

**C5. RECOMMENDATION TO ADD THE PROPERTY LOCATED AT 868 UPHAM STREET TO THE MASTER LIST OF HISTORIC RESOURCES. (MURRY/LEVEILLE)**

RECOMMENDATION: As recommended by the Cultural Heritage Committee (CHC), adopt a resolution adding the property located at 868 Upham Street to the Master List of Historic Resources.

**C6. AUTHORIZATION TO APPLY FOR UP TO \$25,000 IN GRANT FUNDING FROM THE DAVENPORT INSTITUTE OF PUBLIC POLICY TO SUPPORT THE PUBLIC ENGAGEMENT COMPONENT OF THE ECONOMIC DEVELOPMENT STRATEGIC PLANNING PROCESS. (CODRON/CLARK)**

RECOMMENDATION: 1) Direct staff to complete and submit an application for grant monies up to the amount of \$25,000 from Pepperdine University's Davenport Institute 2011 Public Engagement Grant Program; and 2) Authorize the City Manager to execute all grant related documents.

**C7. RESOLUTION OF INTENTION TO APPROVE A SECOND FRANCHISE AGREEMENT WITH CONOCOPHILLIPS PIPELINE COMPANY FOR PIPELINES LOCATED WITHIN CITY RIGHTS-OF-WAY. (CORDRON)**

RECOMMENDATION: Adopt a resolution of intention to approve a second franchise agreement with ConocoPhillips and schedule a public hearing on October 4, 2011, to allow for public comment on the agreement.

**C8. APPROVAL OF APPLICATIONS FOR ENVIRONMENTAL GRANT FUNDS FROM THE: 1) STATE HABITAT CONSERVATION FUND; 2) STATE ENVIRONMENTAL ENHANCEMENT AND MITIGATION PROGRAM; AND 3) PROPOSITION 84 RIVER PARKWAYS GRANT PROGRAM.**  
(CODRON/HAVLIK)

RECOMMENDATION: Adopt resolutions authorizing staff to complete and submit applications for grant monies in the amount of: 1) \$85,000 from the Habitat Conservation Fund ("HCF"); 2) \$125,000 from the Environmental Enhancement and Mitigation Program ("EEMP"); and 3) \$1,000,000 from the Proposition 84 River Parkways Grant Program ("River Parkways Grant").

BUSINESS ITEM

**1. APPROVAL OF AN AMENDMENT TO THE MEMORANDUM OF AGREEMENTS DATED SEPTEMBER 7, 2010, BETWEEN THE CITY AND GARDEN STREET SLO PARTNERS, L.P.** (CODRON/CLARK – 1 HOUR)

RECOMMENDATION: Approve an amendment to the Memorandum of Agreements dated September 7, 2010 (Agreement), between the City of San Luis Obispo ("City") and Garden Street SLO Partners, L.P., a California limited partnership ("Developer"), regarding the Garden Street Terraces Project reducing the minimum requirement for residential units from 13 to 8.

STUDY SESSION

**2. SAN LUIS OBISPO COUNTY INTEGRATED WASTE MANAGEMENT AUTHORITY DRAFT ORDINANCE ESTABLISHING A WASTE REDUCTION AND REUSE PROGRAM FOR CARRYOUT BAGS.**  
(MATTINGLY/HENDERSON – 30 MINUTES)

RECOMMENDATION: Receive a presentation from the Integrated Waste Management Authority (IWMA) on the proposed county-wide ordinance establishing a waste reduction and reuse program for carryout bags.

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.**