



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

Tuesday, September 20, 2011

4:00 p.m.
Immediately Following
7:00 p.m.

**SPECIAL MEETING
CLOSED SESSION
REGULAR MEETING**

990 Palm Street

4:00 P.M. – SPECIAL MEETING – COUNCIL CHAMBER

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)

PRESENTATION

EMPLOYEE SERVICE AWARDS. (MARX/IRONS – 15 MINUTES)

ADJOURN TO A CLOSED SESSION

**CLOSED SESSION IMMEDIATELY FOLLOWING THE 4:00 PM SPECIAL MEETING
– COUNCIL HEARING ROOM**

ANNOUNCEMENT OF CLOSED SESSION TOPICS

PUBLIC COMMENT ON CLOSED SESSION ITEMS



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.

CLOSED SESSION

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code § 54956.8

Property: APN's 002-416-034 and 002-416-029

Negotiating Parties:

City of San Luis Obispo: Katie Lichtig, Michael Codron,
J. Christine Dietrick

San Luis Obispo Court Street, LLC
(aka San Luis Obispo Chinatown, LLC): Tom Copeland, Suzanne Fryer, Mark
Rawson

Negotiations: Direction as to terms of payment on
Option to Purchase Real Property
Agreement

CONFERENCE WITH LEGAL COUNSEL – Existing Litigation

Pursuant to Government Code § 54956.9 (a)

Secrest v. City of San Luis Obispo

San Luis Obispo County Superior Court Case No. CV 060225

CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation

Pursuant to Government Code § 54956.9 (c)

One (1) potential case, CBS Outdoor Incorporated

ADJOURN TO A REGULAR MEETING

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

PLEDGE OF ALLEGIANCE

CLOSED SESSION REPORT. (DIETRICK)

PRESENTATIONS

**PROCLAMATION IN HONOR OF EMPLOYER SUPPORT OF THE NATIONAL
GUARD AND RESERVE. (MARX – 5 MINUTES)**

PROCLAMATION FOR WORLD HABITAT DAY. (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.

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. PUBLIC SAFETY SERVER REPLACEMENT.
(LINDEN/ELLSWORTH/GUARDADO)**

RECOMMENDATION: Award a contract to Solutions II in the amount of \$265,284 for the replacement of the public safety computer-aided dispatch and records management system servers.

**C3. SEWERLINE REPLACEMENT 2009-10, SPECIFICATION NO. 90916.
(WALTER/HORN)**

RECOMMENDATION: 1) Approve the plans and specifications for the Sewerline Replacements 2009-10 project, Specification No. 90916; 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 \$1,120,000.

C4. UTILITY USERS TAX COMPLIANCE AND REVENUE PROTECTION PROGRAM. (BRADLEY/MESSNER)

RECOMMENDATION: Approve a contract with MuniServices, LLC ("MuniServices") and Donald H. Maynor, A Professional Law Corporation ("Donald Maynor") to perform Utility Users Tax (UUT) compliance and revenue protection services.

C5. FEDERAL ASSISTANCE TO FIREFIGHTERS GRANT APPLICATION FOR 2011. (HINES/COX)

RECOMMENDATION: 1) Authorize staff to submit a grant application for an estimated \$65,000 to the Federal Assistance to Firefighters Grant Program to fund Thermal Imaging Cameras (TIC's) for fire suppression personnel; and 2) If grant is awarded, authorize the City Manager to accept and appropriate the funds to Fire Department Operating Material and Supplies.

C6. NAMING OF THE RAILROAD SAFETY TRAIL PHASE 4A IN RECOGNITION OF THE SAN LUIS OBISPO ROTARY CLUB AND OTHER DONORS.
(WALTER/VAN BEVEREN)

RECOMMENDATION: As recommended by the Parks and Recreation Commission, approve naming the section of the Railroad Safety Trail from the Cal Poly/City limit to Foothill Boulevard, the "Rotary Conner-Cletsoway Link of the Railroad Safety Trail."

C7. APPROVAL OF TRANSIT SERVICE AGREEMENT BETWEEN THE CITY OF SAN LUIS OBISPO AND CAL POLY. (WALTER/WEBSTER)

RECOMMENDATION: 1) Approve the Cal Poly contribution schedules and scope of transit services for the Cal Poly Subsidy Program; and 2) Adopt a resolution authorizing the City Manager to execute the agreement between the City and Cal Poly, and approve any amendments during the term of the agreement.

C8. CITY COMMUNICATIONS CONDUIT AGREEMENT.
(CODRON/BRADLEY/CLARK/SCHMIDT)

RECOMMENDATION: Approve agreement with Digital West Networks, Inc. for use of City communications conduit in exchange for labor involved with completion of a redundant City fiber loop and for other in-kind consideration as specified.

PUBLIC HEARING

1. EXPENDITURE PLAN FOR 2011-12 CALIFORNIA SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUND. (LINDEN/ELLSWORTH – 10 MINUTES)

RECOMMENDATION: Adopt a resolution approving an expenditure plan for \$100,000 from the 2011-12 California Supplemental Law Enforcement Services Fund (SLESF) to continue funding the salary and benefits for a Police Department Communications Technician.

BUSINESS

- 2. **REQUEST FOR PROPOSALS FOR CONSULTANT ASSISTANCE FOR THE LAND USE AND CIRCULATION ELEMENTS UPDATE PROCESS INCLUDING FISCAL ANALYSIS AND ENVIRONMENTAL IMPACT REPORT (EIR) – SPECIFICATION NO. 91138.** (MURRY – 30 MINUTES)

RECOMMENDATION: 1) Approve the work scope for the General Plan update process including the fiscal analysis and EIR consultant services in connection with the Land Use and Circulation Elements update project and authorize staff to proceed with sending out Request for Proposal (RFP) documents to qualified consulting firms; and 2) Authorize the City Manager to award the contract to a qualified consulting firm for consultant services provided proposal is within budgeted amount.

STUDY SESSION

- 3. **REVIEW OF A PROPOSED DEVELOPMENT AGREEMENT CONCEPT BETWEEN THE CITY AND CHEVRON CORPORATION TO FACILITATE THE EARLY INSTALLATION OF INFRASTRUCTURE IN THE AIRPORT AREA.** (CODRON – 1 HOUR)

RECOMMENDATION: 1) Receive presentations from City staff and Chevron Corporation representatives regarding the installation of infrastructure in the Airport Area and the principles of a potential development agreement that would provide reimbursement to Chevron for infrastructure costs that exceed its fair share requirement; and 2) Direct staff to proceed with a more detailed analysis of the proposal.

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.