

MINUTES
REGULAR MEETING OF THE CITY COUNCIL
CITY OF SAN LUIS OBISPO
TUESDAY, DECEMBER 7, 2010 - 7:00 P.M.
COUNCIL CHAMBER, 990 PALM STREET
SAN LUIS OBISPO, CALIFORNIA

ROLL CALL:

Council Members

Present: Council Members Andrew Carter and Kathy Smith, Vice Mayor John Ashbaugh and Mayor Jan Marx

City Staff

Present: Katie Lichtig, City Manager, Christine Dietrick, City Attorney, Michael Codron, Assistant City Manager, and Elaina Cano, City Clerk, were present at Roll Call. Other staff members presented reports or responded to questions as indicated in the minutes.

PRESENTATION

City Manager Lichtig introduced new Fire Chief Charlie Hines. Chief Hines' wife, Lorie, presented his badge of office and City Clerk Cano administered the oath.

APPOINTMENT

A1. APPOINTMENT TO THE JOINT USE OF RECREATIONAL FACILITIES COMMITTEE (JUC).

ACTION: Moved by Carter/Smith, as recommended by Council Subcommittee Member Allen Settle, to appoint David Robbins to the Joint Use of Recreational Facilities Committee (JUC) effective December 7, 2010, and expiring March 31, 2014; motion carried 4:0.

PUBLIC COMMENT

Eric Meyer, San Luis Obispo, spoke in support of appointing Dan Carpenter to the vacant Council seat.

Gary Fowler, San Luis Obispo, recognized those in the armed services and those who lost their lives in 1941 at Pearl Harbor. Mr. Fowler also spoke about his concerns regarding requiring pre-employment physicals and the top fifty highest paid employees of the City.

CONSENT AGENDA

Mayor Marx stated for the record that at the Council meeting of October 19th she recused herself on Item PH5. It has since been confirmed that Ms. Marx was able to vote on that item and that there was no conflict of interest.

Public Comment:

David Brodie, San Luis Obispo, spoke about his concerns in regards to C2.

ACTION: Moved by Ashbaugh/Carter to approve the Consent Agenda as indicated below.

C1. MINUTES.

ACTION: Moved by Ashbaugh/Carter to approve (3:0; Smith recused due to her absence at the October 5 and 19, 2010, Council meetings).

C2. ADOPTION OF AN ORDINANCE ADDING NEW CHAPTER 14.01 TO TITLE 14 (RESERVED) OF THE MUNICIPAL CODE TO INCORPORATE HISTORIC PRESERVATION ORDINANCE PROVISIONS (GPI 72-09).

Council Member Smith stated for the record that she was in attendance at all Council meetings when the Historic Preservation ordinance was being discussed and therefore, would be participating and voting on this item.

Council discussion ensued during which they discussed on-going communications between the City and Historic District residents and Historic Property owners.

ACTION: Moved by Carter/Ashbaugh to adopt Ordinance No. 1557 (2010 Series) adding Chapter 14.01 to Title 14 (Community Preservation) of the Municipal Code (4:0).

By consensus, Council directed Staff to return within 60 days to present alternatives for a formal communication plan to ensure the regular exchange of information between the City and Historic District residents and Historic Property owners.

C3. ACCEPTANCE OF DONATIONS TO ENHANCE THE PUBLIC ART PROJECT AT THE MEADOW PARK COMMUNITY GARDEN.

ACTION: Moved by Ashbaugh/Carter to: 1. Accept a donation from the *Cydney Holcomb Trust* in the amount of \$15,400 to enhance the Cydney Holcomb memorial art piece at the Meadow Park Community Garden and authorize the Mayor to sign the Donation Acceptance Agreement. 2. Accept a donation from the *Holcomb Family Trust* and appropriate funds in the amount of \$15,000 to enhance the Cydney Holcomb

memorial art piece at the Meadow Park Community Garden and authorize the Mayor to sign the Donation Acceptance Agreement; motion carried 4:0.

C4. PROPOSED LAGUNA LAKE TRAIL NAMED IN HONOR OF ALLEN SETTLE.

ACTION: Moved by Ashbaugh/Carter to approve naming a trail at Laguna Lake Park in honor of Allen Settle in recognition of his numerous contributions to the City of San Luis Obispo during his 30-year tenure as Council Member and Mayor; motion carried 4:0.

PUBLIC HEARING

2. REVIEW OF MINOR SUBDIVISION WITH AFFORDABLE HOUSING INCENTIVES – 3212 ROCKVIEW (MS 80-10).

Community Development Director Mandeville introduced this item, following which Deputy Director of Community Development Davidson presented the agenda report and responded to questions.

City Attorney Dietrick asked that Council Members disclose any ex parte discussions or communications with the applicants. Council Members indicated that there were no ex parte communications with the applicants.

Mayor Marx opened the public hearing.

Lenny Grant, project architect, spoke in support of the project and staff's recommendation. Mr. Grant responded to Council's questions.

Mayor Marx closed the public hearing.

ACTION: Moved by Ashbaugh/Smith, as recommended by the Community Development Director, to adopt Resolution No. 10239 (2010 Series) and approve the minor subdivision and affordable housing incentives; motion carried 4:0.

COUNCIL LIAISON REPORTS

Vice Mayor Ashbaugh reported on his attendance at the Water Resources Advisory Committee.

Mayor Marx reported on her attendance at the Air Pollution Control District meeting and the Downtown Association quarterly breakfast.

COMMUNICATIONS

By consensus, Council agreed to appoint a Council liaison to the Downtown Association.

Vice Mayor Ashbaugh stated that he attended the presentations by the Cal Poly presidential candidates.

Mayor Marx spoke about an article written by Joe Carotenuti in the Journal magazine regarding street naming. Council directed staff to forward street naming policy to City Council so Council will understand background to decide in the future if they want to add a work plan for CHC to update street naming policy in honor of city pioneers.

Mayor Marx read Herb Wesson's Rules of Political Survival.

There being no further business to come before the City Council, Mayor Marx adjourned the meeting at 8:15 p.m.



Elaina Cano, CMC
City Clerk

APPROVED BY COUNCIL: 02/01/11