



Council Agenda

City Hall, 990 Palm Street, San Luis Obispo

Tuesday, December 3, 2019

4:30 PM

CLOSED SESSION

**Administration
Collaboration Space
990 Palm Street**

CALL TO ORDER: Mayor Heidi Harmon

ROLL CALL: Council Members Carlyn Christianson, Aaron Gomez, Erica A. Stewart, Vice Mayor Andy Pease and Mayor Heidi Harmon

PUBLIC COMMENT ON CLOSED SESSION ITEMS

CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: No. of potential cases: One.

A point has been reached where, in the opinion of the legislative body of the local agency on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the local agency. The existing facts and circumstances exposing the City to litigation include the following:

A letter has been received from Robert Goodman, Attorney at Law on behalf of his client Jamie Gomez, asserting that the City of San Luis Obispo's method of conducting elections may violate the California Voting Rights Act.

Pursuant to California law, Mr. Goodman demands that the City Council adopt a resolution within 45 days of receipt of the letter outlining its intention to transition from at-large to district elections and specifying specific steps it will take to facilitate this transition. If the City Council does not adopt a resolution to this effect within 45 days (December 28, 2019), then Mr. Goodman asserts that legal action will be commenced in San Luis Obispo County Superior Court to require the City of San Luis Obispo to institute district elections pursuant to the California Voting Rights Act.

B. CONFERENCE REGARDING PROPERTY NEGOTIATIONS

Pursuant to Government Code §54956.8

- Property: APN 002-436-005, APN 002-436-008, portions of APN 002-436-013 (the " Adler Parcel"); and, APN 002-436-018
- Agency Negotiators: Derek Johnson, Christine Dietrick, Greg Hermann, Charles Bell, Tim Bochum, Charlene Rosales
- Negotiating Parties: County of San Luis Obispo, the City of San Luis Obispo, and 1144 Higuera Investments LLC, 1166 Higuera Street LLC
- Under Negotiation: Price and terms of payment

C. CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code § 54957.6

- Agency Negotiators: Monica Irons, Nickole Sutter, Rick Bolanos, Derek Johnson, Christine Dietrick
- Organizations: San Luis Obispo City Employee’s Association (SLOCEA)
San Luis Obispo Police Officer’s Association (POA)
San Luis Obispo Police Staff Officer’s Association (SLOPSOA)
International Association of Firefighters Local 3523
- Unrepresented Employees: Unrepresented Management Employees
Unrepresented Confidential Employees

Adjourn to the Regular City Council Meeting scheduled for Tuesday, December 3, 2019 at 6:00 p.m., in the Council Chamber, 990 Palm Street, San Luis Obispo.



Council Agenda

City Hall, 990 Palm Street, San Luis Obispo

Tuesday, December 3, 2019

6:00 PM

REGULAR MEETING

**Council Chamber
990 Palm Street**

CALL TO ORDER: Mayor Heidi Harmon

ROLL CALL: Council Members Carlyn Christianson, Aaron Gomez, Erica A. Stewart,
Vice Mayor Andy Pease and Mayor Heidi Harmon

PLEDGE OF ALLEGIANCE: Council Member Aaron Gomez

PRESENTATIONS

1. **CERTIFICATE OF RECOGNITION FOR OUTGOING VICE MAYOR PEASE**
(HARMON – 5 MINUTES)

APPOINTMENTS

2. **VICE MAYOR APPOINTMENT FOR 2020** (HARMON – 5 MINUTES)

Recommendation:

Appoint Council Member Aaron Gomez as Vice Mayor to serve a one-year term commencing upon appointment.

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.

CONSENT AGENDA

Matters appearing on the Consent Calendar are expected to be non-controversial and will be acted upon at one time. A member of the public may request the Council to pull an item for discussion. Pulled items shall be heard at the close of the Consent Agenda unless a majority of the Council chooses another time. The public may comment on any and all items on the Consent Agenda within the three-minute time limit.

**3. WAIVE READING IN FULL OF ALL RESOLUTIONS AND ORDINANCES
(PURRINGTON)**

Recommendation:

Waive reading of all resolutions and ordinances as appropriate.

**4. DRAFT MINUTES REVIEW - NOVEMBER 19, 2019 CITY COUNCIL MEETING
(PURRINGTON)**

Recommendation:

Approve the minutes of the City Council meeting held on November 19, 2019.

5. ADJUSTMENTS TO SUPPLEMENTAL SALARY SCHEDULE AND POLICY AS A RESULT OF MINIMUM WAGE INCREASES (IRONS / ROLTGEN)

Recommendation:

1. Adopt a Resolution entitled, "A Resolution of the City Council of the City of San Luis Obispo, California, establishing and adopting a Supplemental Employee Salary Schedule and superseding previous resolutions in conflict" modifying the Supplemental Employee Salary Schedule as necessary to comply with California Fair Wage Act of 2016 requiring a minimum wage of \$13.00 per hour effective January 1, 2020; and
2. Adopt the revised Supplemental Employee Policy.

6. AN ORDINANCE TO REZONE PROPERTIES AT 609 & 633 PALM, 610, 614 & 630 MONTEREY, 970 & 972 NIPOMO (CODRON / STANWYCK / COHEN / BURDE)

Recommendation:

Adopt an Ordinance entitled, "An Ordinance of the City Council of the City of San Luis Obispo, California, rezoning properties at 609 & 633 Palm, 610, 614 & 630 Monterey, 970 & 972 Nipomo Streets from Office with a Historic District Overlay (O-H) and Medium-High Density Residential (R-3) to Downtown Commercial Zone with a Historic Overlay (C-D-H) consistent with the Palm Nipomo Parking Structure Project with an Addendum to the Certified Environmental Impact Report as represented in the Council Agenda Report and attachments dated November 5, 2019 (RZ-0460-2019)."

7. REQUEST TO AUTHORIZE STAFF TO ADVERTISE A REQUEST FOR PROPOSALS FOR CONTRACT WATER METER READING
(FLOYD / THOMPSON)

Recommendation:

Authorize staff to advertise a Request for Proposals (RFP) for contract meter reading and authorize the City Manager to execute an agreement if the selected proposal is less than or equal to \$182,000 and satisfying any meet and confer obligations with represented employees.

8. EQUIPMENT SURPLUS DESIGNATION AND AUTHORIZATION OF SALE
(FLOYD / THOMPSON)

Recommendation:

Authorize the designation and disposal of surplus items in accordance with the City’s policies and procedures as prescribed in the Financial Management Manual Sections 405-L, 480-A, and 480-B.

9. HISTORIC SIGNIFICANCE DETERMINATION FOR A CONTRIBUTING LIST PROPERTY AT 644 MOUNTAIN VIEW STREET (CODRON / OETZELL)

Recommendation:

Adopt a Resolution entitled, “A Resolution of the City Council of the City of San Luis Obispo, California, removing the property at 644 Mountain View Street from the Contributing Properties List of Historic Resources (644 Mountain View St, HIST-0531-2019).”

STUDY SESSION ITEM

10. CLIMATE ACTION PLAN STUDY SESSION
(HERMANN / HILL / READ – 75 MINUTES)

Recommendation:

Review and discuss information on the Climate Action Plan Update and provide direction on focus questions necessary to inform next steps.

PUBLIC HEARING AND BUSINESS ITEMS**11. RESIDENT FOCUS GROUP AND SURVEY RESULTS REGARDING FUNDING PRIORITIES AND POTENTIAL REVENUE OPTIONS**
(HERMANN / BETZ – 60 MINUTES)

Recommendation:

1. Receive a report on the results of two resident focus groups, a statistically relevant survey of registered voters and a plan for continued public engagement and outreach; and
2. Proceed with further public engagement on funding priorities for the City, including renewing and amending the Local Revenue Measure (LRM) with ongoing community oversight (Revenue Enhancement Oversight Commission); and
3. Provide an update to the Revenue Enhancement Oversight Commission and discuss potential roles to support and participate in public engagement and outreach efforts.

12. CANNABIS BUSINESS PROGRAM AND REGULATION UPDATES
(HERMANN / ROSALES – 60 MINUTES)

Recommendation:

1. Receive an update on the City's Cannabis Business Program; and
2. Adopt a Resolution entitled, "A Resolution of the City Council of the City of San Luis Obispo, California, amending the City's Master Fee Schedule with updated User and Regulatory Fees for various Commercial Cannabis Business activities;" and
3. Adopt a Resolution entitled, "A Resolution of the City Council of the City of San Luis Obispo, California, approving Cannabis Operator Permit Ranking Criteria and the Annual Application Submittal Period (Code-1058-2017);" and
4. Introduce an Ordinance entitled, "An Ordinance of the City Council of the City of San Luis Obispo, California, amending the Municipal Code Public Peace, Morals and Welfare (Chapter 9.10) Regulations for Commercial Cannabis Business Businesses and Personal Cultivation."

LIAISON REPORTS AND COMMUNICATIONS

(Not to exceed 15 minutes)

Council Members report on conferences or other City activities. 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)

ADJOURNMENT

The next Regular City Council Meeting has been rescheduled to January 14, 2020 at 5:00 p.m. and 6:00 p.m., respectively, in the Council Hearing Room and Council Chamber, 990 Palm Street, San Luis Obispo, California.

LISTENING ASSISTIVE DEVICES are available for the hearing impaired--please see City Clerk.



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City Council regular meetings are televised live on Charter Channel 20. Agenda related writings or documents provided to the City Council are available for public inspection in the City Clerk's Office located at 990 Palm Street, San Luis Obispo, California during normal business hours, and on the City's website www.slocity.org. Persons with questions concerning any agenda item may call the City Clerk's Office at (805) 781-7100.

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