



council agenda

CITY OF SAN LUIS OBISPO
CITY HALL, 990 PALM STREET

Tuesday, January 21, 2003

ADDENDUM

ADDED ITEM:

7:00 P.M.	PRESENTATION	Council Chamber 990 Palm Street
-----------	---------------------	--

PRESENTATION: UPDATE ON THE LEAGUE OF CALIFORNIA CITIES GRASSROOTS PROGRAM'S LEGISLATIVE EFFORTS FOR THE COMING YEAR; DAVID MULLINAX, REGIONAL REPRESENTATIVE. (15 MINUTES)

STATE OF CALIFORNIA)
COUNTY OF SAN LUIS OBISPO) ss.
CITY OF SAN LUIS OBISPO)

AFFIDAVIT OF POSTING

I, Julie O'Connor, being first duly sworn, deposes and says: That she is the duly appointed and qualified Deputy City Clerk of the City of San Luis Obispo and that on 1/14/03 she caused the above Notice to be posted at San Luis Obispo City Hall, San Luis Obispo, California.

Julie O'Connor, Deputy City Clerk
San Luis Obispo, California



Regular City Council meetings are broadcast on KCPR, 91.3 FM and Charter Cable Channel 20. The City of San Luis Obispo is committed to include 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 781-7103.



council agenda

CITY OF SAN LUIS OBISPO
CITY HALL, 990 PALM STREET

Tuesday, January 21, 2003

ADDENDUM #2

ADDED CONSENT ITEM:

C11. RESOLUTION URGING THE CALIFORNIA LEGISLATURE TO REJECT THE GOVERNOR'S PROPOSED SHIFT OF LOCAL VEHICLE LICENSE FEE (VLF) REVENUES AND TO HONOR THE 1998 COMMITMENT TO RESTORE THE VLF TO ITS NORMAL LEVEL. (GEORGE/KISER)

RECOMMENDATION: Adopt a resolution urging the California Legislature to reject the Governor's proposed shift of local VLF revenues and honor the 1998 commitment to restore the VLF to its normal level.

STATE OF CALIFORNIA)
COUNTY OF SAN LUIS OBISPO) ss. AFFIDAVIT OF POSTING
CITY OF SAN LUIS OBISPO)

I, Diane Reynolds, being first duly sworn, deposes and says: That she is the duly appointed and qualified Deputy City Clerk of the City of San Luis Obispo and that on 1/17/03 she caused the above Notice to be posted at San Luis Obispo City Hall, San Luis Obispo, California.

Diane Reynolds, Deputy City Clerk
San Luis Obispo, California



Regular City Council meetings are broadcast on KCPR, 91.3 FM and Charter Cable Channel 20. The City of San Luis Obispo is committed to include 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 781-7103.



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

Tuesday, January 21, 2003

7:00 P.M.

REGULAR MEETING

**Council Chamber
990 Palm Street**

CALL TO ORDER: Mayor Dave Romero

PLEDGE OF ALLEGIANCE

ROLL CALL: Council Members John Ewan, Ken Schwartz,
Allen K. Settle, Vice Mayor Christine Mulholland,
Mayor Dave Romero

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 or items on the Consent 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 1 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.

C1. CLOSED SESSION MINUTES OF FRIDAY, JANUARY 3, 2003. (PRICE)

RECOMMENDATION: Waive oral reading and approve as presented.



City Council regular meetings are broadcast live on KCPR, 91.3 FM and Charter Channel 20. The City of San Luis Obispo is committed to include 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 781-7103.

CITY COUNCIL PROCEDURES FOR PUBLIC HEARINGS: The Mayor will announce each item and thereafter, the hearing will be conducted as follows:

1. City staff will present the staff report and recommendation on the proposal being heard and respond to questions from Council.
2. The Mayor will open the public hearing by first asking the project applicant/appellant (or his/her representative) to present any points necessary for the Council, as well as the public, to fully understand the proposal.
3. The Mayor will then ask other interested persons to come to the podium to present testimony either in support of or in opposition to the proposal.
4. Finally, the Mayor will invite the applicant/appellant (or his/her representative) back to the podium to respond to the public testimony, if appropriate. The Mayor will then close the public hearing and limit further discussion to the Council and staff prior to the Council taking a vote.

RULES FOR PRESENTING TESTIMONY AT A PUBLIC HEARING: City Council meetings often involve highly emotional issues. It is important that all participants conduct themselves with courtesy, dignity and respect. All persons who wish to present testimony are asked to observe the following rules:

1. Speakers are asked to submit speaker slips to the City Clerk.
2. If you have filled out a Speaker Slip, the Mayor will call you to the podium.
3. Speakers shall address the Council from the podium after giving his/her name and city of residence. Speakers shall direct their comments to the Council, not the audience.
4. Speakers shall limit comments to three minutes. The Mayor, after all others have spoken, may allow additional brief comments from speakers who have already commented on the same agenda item.
5. If testifying as paid representatives, as defined in the Municipal Code speakers shall register as a Municipal Advocate and shall preface their comments by identifying themselves as Municipal Advocates (§2.64.020 & §2.64.050 & §2.64.070).
6. Applicants, appellants or applicant representatives desiring to speak shall:
 - a. Submit speaker slips to the City Clerk (available on a plastic rack at the entrance to the Council Chamber).
 - b. Shall be permitted to speak first during the public comment portion of the public hearing for not more than ten minutes.
 - c. Address the Council from the podium after giving their name and address, and/or the name and address of the applicant/appellant they are representing. If the applicant/appellant's representative is a paid Municipal Advocate, they shall comply with Number 5 above.
7. If you challenge an issue in court, you may be limited to raising only those issue you or someone else raised at this public hearing as described above, or in written correspondence delivered to the City before or during the public hearing.

COUNCIL CORRESPONDENCE: Written comments on agenda items are encouraged and are most effective if presented at least five days prior to the meeting. Council Correspondence regarding agenda items received **after** 5:00 p.m. on the day of the Council meeting will be distributed the following day.

C2. 2003 LEGISLATIVE ACTION PROGRAM. (TRUJILLO)

RECOMMENDATION: 1) Adopt a resolution establishing Legislative Priorities for 2003; 2) appoint a Council Member and a staff person to act as legislative liaison between the League of California Cities and the City of San Luis Obispo.

C3. FINAL PASSAGE OF ORDINANCE NO. 1429 (2003 SERIES) AMENDING THE ZONING ORDINANCE TO ESTABLISH SITE DEVELOPMENT AND PERFORMANCE STANDARDS FOR BED AND BREAKFAST INNS IN THE R-3, R-4, AND AG ZONE DISTRICTS (TA/ER 41-02).
(MANDEVILLE/WHISENAND)

RECOMMENDATION: Grant final passage to Ordinance No. 1429.

C4. ARTERIAL STREET NAME SIGNS REPLACEMENT, SPECIFICATION NO. 90162-B. (MCCLUSKEY/WALKER)

RECOMMENDATION: 1) Approve Plans and Specifications for Arterial Street Name Sign Replacement, Project No. 90162-B and authorize soliciting of bids. 2) Authorize contract award by the City Administrative Officer if the lowest responsible bid is within the Engineer's estimate of \$76,103.

C5. WATER REUSE PROJECT - CAPITAL RESERVE ACCOUNT FOR OPERATION AND MAINTENANCE. (MOSS/PIERCE)

RECOMMENDATION: Adopt a resolution establishing a Recycled Water Capital Reserve Account for operation and maintenance of the recycled water treatment and distribution facilities funded by State Revolving Fund (SRF) Loans.

C6. WATER REUSE PROJECT – OFFICE ENGINEERING SERVICES.
(MOSS/PIERCE)

RECOMMENDATION: 1) Approve Addendum No. 4 in the amount of \$467,000 to the agreement with Brown and Caldwell for design of the Water Reuse Project. 2) Authorize the transfer of \$467,000 from the Water Fund Unallocated Working Capital to the Water Reuse Project CIP Design account.

C7. CONTRACT WITH EARTH WISE FOR THE COMPLETION OF THE COMPOST TEA DEMONSTRATION PROJECT AT ISLAY PARK. (MOSS/MUNDS)

RECOMMENDATION: Approve contract with Earth Wise in the amount of \$38,500 for the completion of the compost tea demonstration project at Islay Park and authorize the Mayor to execute the contract.

C8. AMENDMENT TO THE URBAN COUNTY'S AFFORDABLE HOUSING STRATEGY. (MANDEVILLE/HOOK)

RECOMMENDATION: As recommended by the Human Relations Commission, endorse the proposed amendment with the recommendation that Funding Priority #1, to increase affordable rental housing for very-low and low-income households, also include moderate-income households.

C9. AUTHORIZATION TO APPLY TO OFFICE OF EMERGENCY SERVICES FOR GRANT FUNDS. (KNABE/DILTS)

RECOMMENDATION: Authorize staff to submit applications to the Office of Emergency Services (OES) for grant monies to: 1) Supplement Community Emergency Response Training (CERT) classes (\$8,670). 2) Update Emergency Operations Plan with a County-Wide Master List of Cellular Phone and Direct Connect Numbers (\$8,030). 3) Citizen Corp Coordination (\$500).

C10. SOUTH OCEANAIRE NEIGHBORHOOD CURB, GUTTER, SIDEWALK AND STREET REPAIR, SPECIFICATION NO. 90322, REQUEST FOR APPROVAL TO TRANSFER FUNDS. (MCCLUSKEY/VAN BEVEREN)

RECOMMENDATION: Approve a budget transfer of \$200,000 from the Street Reconstruction and Resurfacing project account into the South Oceanaire Curb, Gutter, Sidewalk and Street Repair project account.

PUBLIC HEARINGS

1. PARKING RATE INCREASES 2003-04. (MCCLUSKEY/ BOCHUM/ OPALEWSKI – 20 MINUTES)

RECOMMENDATION: The City Council should adopt a resolution: 1) that effective April 1, 2003 would increase: a) the garage parking fees to 60 cents per hour and the maximum daily fee to \$6.00, b) the monthly garage Proxcard rate to \$50 per month at the Palm Street Garage and \$60 per month at the Marsh Street Garage, c) the daily lot parking fee to \$1.25 per day, d) the monthly parking lot permit and monthly long-term meter permit to \$30 per month; 2) that effective July 1, 2004 would increase: a) the garage parking fees to 75 cents per hour and the maximum daily fee to \$7.50, b) the monthly garage Proxcard rate to \$60 per month at the Palm Street Garage and \$75 per month at the Marsh Street Garage, c) the daily lot parking fee to \$1.50 per day, and d) the monthly parking lot permit and monthly long-term meter permit to \$40 per month.

2. REVIEW OF A PROPOSED NINE-UNIT RESIDENTIAL PROJECT WITH PD ZONING, TENTATIVE TRACT MAP, ENVIRONMENTAL REVIEW AND REQUESTED FINANCIAL INCENTIVES FOR AFFORDABLE HOUSING; 3301 ROCKVIEW (PD/TR/ER 155-02). (MANDEVILLE/CODRON – 1 HOUR)

RECOMMENDATION: 1) Adopt a resolution approving the proposed tentative tract map and mitigated negative declaration, as recommended by the Planning Commission, and approving financial incentives for the project in the amount of \$41,957, per the City's Affordable Housing Incentives Ordinance, to be allocated from the Affordable Housing Fund. 2) As recommended by the Planning Commission, introduce an ordinance approving the proposed Planned Development (PD) zoning.

BUSINESS ITEMS

3. DONATION OF OUTDOOR FITNESS EQUIPMENT AT EMERSON PARK. (LESAGE/FITZGERALD – 15 MINUTES)

RECOMMENDATION: 1) As recommended by the Parks and Recreation Commission, approve the conceptual plan for the fitness equipment and surfacing at Emerson Park. 2) Authorize the Mayor to execute an agreement to accept the donation of outdoor fitness equipment and surfacing from Jim and Joan Sargen, trustees of the Sargen Family Trust, and TriActive America Inc.

4. WATER REUSE PROJECT – APPROVE PLANS AND SPECIFICATIONS. (MOSS/PIERCE – 30 MINUTES)

RECOMMENDATION: Approve plans and specifications for the Water Reuse Project – Water Reclamation Facility Improvements Specification No. 99124-90553-A; 2) approve plans and specifications for the Water Reuse Project – Recycled Water Transmission/Distribution Pipelines Specification No. 99124-90553-B; 3) authorize staff to solicit bids; 4) authorize the City Administrative Officer to award the contracts if the total is within the engineer's estimate for the two projects combined of \$13,626,790, contingent upon approval by the State Water Resources Control Board (SWRCB); 5) adjust the project budget to \$18,262,500; and 6) appropriate the additional funding of \$3,770,700 from the SWRCB loan proceeds.

5. ROBOTIC PARKING SITE VISIT. (HAMPIAN – 5 MINUTES)

RECOMMENDATION: Designate two Council Members to join in a local delegation to visit a robotic parking facility in Hoboken, New Jersey, to better understand that technology prior to the decision making process for the North Area Regional Facility (NARF) Study.

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 Administrative Officer 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).

A. ADJOURN.

ADVISORY BODIES

ARCHITECTURAL REVIEW COMMISSION (ARC)

The ARC generally meets the first and third Monday of each month. The meetings are held in City Hall in the Council Hearing Room at City Hall, 990 Palm St. and begin at 5:00 p.m. Call 781-7170 to confirm times and dates.

BICYCLE ADVISORY COMMITTEE (BAC)

The Bicycle Advisory Committee meets quarterly in March, June, September, and December. Call 781-7178 to confirm exact dates and times.

CITY COUNCIL

The City Council meets on the first and third Tuesday of every month. The meetings generally begin at 7:00 p.m. and are held at City Hall in the Council Chamber, 990 Palm Street. Call 781-7103 to confirm times and dates.

CULTURAL HERITAGE COMMITTEE (CHC)

The CHC meetings are held on the fourth Monday of the Month at 5:30 p.m. in the Council Hearing Room at City Hall, 990 Palm St. Call 781-7170 to confirm dates and times.

DOWNTOWN ASSOCIATION BOARD OF DIRECTORS

The Downtown Association Board usually meets the second Tuesday of the month at 7:30 a.m. in the Council Hearing Room located at City Hall, 990 Palm St. Call 541-0286 to confirm the date and time.

HOUSING AUTHORITY

The Housing Authority meets the third Thursday of the month at noon in the Housing Authority offices located at 487 Leff St. Call 543-4478 to confirm dates and times

HUMAN RELATIONS COMMISSION (HRC)

The Human Relations Commission usually meets the first Wednesday of the month at City Hall in the Council Hearing Room, 990 Palm St. beginning at 5:00 p.m. Call 781-7251 to confirm dates and times.

JACK HOUSE COMMITTEE

The Jack House Committee meets the second Wednesday of the month at the Parks & Recreation Department, 1341 Nipomo Street, at 7:00 p.m. Call 781-7305 to confirm the dates and times.

JOINT USE OF RECREATIONAL FACILITIES COMMITTEE (JUC)

The Joint Use Committee meets the fourth Tuesday of each month at noon at the Recreation Department located at 1344 Nipomo Street. Call 781-7300 to confirm dates and times.

MASS TRANSPORTATION COMMITTEE (MTC)

The Mass Transportation Committee meetings are held on call, generally on a quarterly basis. Call 781-7121 to confirm exact dates and times.

PARKS AND RECREATION COMMISSION (P&R)

The Parks and Recreation Commission typically meets the first Wednesday of the month in the City/County Library located at 995 Palm St. and begin at 7:00 p.m. Call 781-7300 to confirm dates and times.

PLANNING COMMISSION (PC)

The Planning Commission meets the second and fourth Wednesday of the month at 7:00 p.m. in the Council Chamber, City Hall, 990 Palm Street. Call 781-7170 to confirm dates and times.

PROMOTIONAL COORDINATING COMMITTEE (PCC)

The Promotional Coordinating Committee meets the second Wednesday of each month at 5:30 p.m. in the Council Hearing Room at City Hall, 990 Palm St. Call 781-7123 to confirm the times and places.

TREE COMMITTEE

Tree Committee meets at 5:00 p.m. on the fourth Monday of the month at the City's Corporation Yard located at 25 Prado Road. Call 781-7220 to confirm dates and times.