



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

Tuesday, April 21, 2009

7:00 P.M.

REGULAR MEETING

Council Chamber
990 Palm Street

CALL TO ORDER: Mayor Dave Romero

ROLL CALL: Council Members John Ashbaugh, Andrew Carter, Jan Howell Marx, Vice Mayor Allen K. Settle, and Mayor Dave Romero

PLEDGE OF ALLEGIANCE

PRESENTATIONS

INTRODUCTION AND PRESENTATION BY SAN LUIS OBISPO COUNTY SUPERVISOR ADAM HILL. (10 MINUTES)

UPDATE FROM LEAGUE OF CALIFORNIA CITIES REGIONAL REPRESENTATIVE DAVE MULLINAX REGARDING THE STATE OF CALIFORNIA'S FISCAL SITUATION AND THE LEAGUE'S RECENT ENDORSEMENT OF PROPOSITIONS 1A-1F. (10 MINUTES)

PROCLAMATION

"ARBOR DAY" PROCLAMATION. (ROMERO – 5 MINUTES)

"SEXUAL ASSAULT RECOVERY AND PREVENTION CENTER" PROCLAMATION. (ROMERO – 5 MINUTES)



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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.

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 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 OF MONDAY, MARCH 16 AND TUESDAY, MARCH 17, 2009. (HOOPER)

RECOMMENDATION: Waive oral reading and approve as presented.

C2. AMENDMENT TO AGREEMENT WITH SLO COUNTY PUBLIC ACCESS (SLOCOPA) RELATED TO THE USE OF PUBLIC ACCESS TELEVISION FUNDS. (HOOPER)

RECOMMENDATION: Approve an Amendment to the Agreement with SLO County Public Access (SLOCOPA) for the continued use of the public portion of the PEG Access funds that will: 1) waive the requirement for year-end financial statements to be audited by an independent certified public accountant, and 2) extend the term of the Agreement for one year, expiring on March 31, 2010; and authorize the Mayor to execute the Amendment.

C3. DOWNTOWN ASSOCIATION AGREEMENT RENEWAL. (STANWYCK/CLARK)

RECOMMENDATION: Approve an Agreement with the San Luis Obispo Downtown Association (SLODA) for provision of services to the City and authorize the Mayor to execute the two-year Agreement.

C4. PARK RESTROOM REPLACEMENT PROJECT – LAGUNA LAKE PARK RESTROOMS; SPECIFICATION NO. 90755A. (WALTER/FRASER)

RECOMMENDATION: Award a contract to Carroll Building Company of San Luis Obispo in the amount of \$423,390 for "Laguna Lake Park Restrooms, Specification No. 90755A" and authorize the Mayor to execute the agreement.

C5. STREET RECONSTRUCTION 2008-09 PROJECT, SPECIFICATION NO. 90892. (WALTER/GUZMAN)

RECOMMENDATION: 1. Approve plans and specifications for the Street Reconstruction 2009-09 Project, Specification No. 90892. 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 \$1,220,524 (\$1,117,324 General Paving Fund, \$61,000 Water System Improvements and \$41,600 Collection System Improvements). 3. Approve the use of Capital Improvement Project Reserve Account funds in an amount not to exceed \$62,000 to fund construction management and inspection services.

C6. SLO TRANSIT CAPITAL PROJECTS. (WALTER/WEBSTER)

RECOMMENDATION: 1. Revise the 2008-09 Transit budget to include \$1,749,700 of American Recovery and Reinvestment Act (ARRA) and Proposition 1B grant funds for additional transit capital projects. 2. Approve the purchase of a "Double Deck" style bus replacement from Alexander Dennis Limited through a Federal Transit Administration (FTA) approved Cooperative Procurement Pilot program (CPPP). 3. Approve a combination of municipal piggyback procurement through the City of Raleigh, North Caroline, and a sole source procurement with Digital Recorders, Inc. for an Automatic Vehicle Locator (AVL) system. 4. Approve a sole source procurement with GFI Genfare for an electronic farebox upgrade. 5. Authorize the finance Director t execute Purchase Orders for vehicle acquisition, Automatic Vehicle Locator (AVL) system, GFI farebox upgrade, and bus stop and facility improvements if costs are within the budget amount of \$1,749,700.

**C7. CONTRACT WITH RIDERSHIP DEVELOPMENT CONSULTANTS.
(WALTER/WEBSTER)**

RECOMMENDATION: 1. Accept \$20,000 from a Federal Transit Administration (FTA) Section 5317 New Freedoms Grant program for Expanding Transportation Services in San Luis Obispo. 2. Appropriate \$5,000 from the Transit Fund Marketing Account to serve as the "local match" to the federal funds. 3. Authorize the Mayor to execute a twenty-four month contract for consultant services with Ridership Development Consultants of Atascadero, California, in an amount not to exceed \$25,000.

**C8. VOLUNTARY SERVICE RETIREMENT INCENTIVE PROGRAM.
(IRONS/HENDRICKS)**

RECOMMENDATION: Approve and implement a voluntary service retirement incentive program.

**C9. APPOINTMENT OF ANDREW CARTER TO THE CHAMBER – CAL POLY –
GOVERNMENT ECONOMIC DEVELOPMENT COLLABORATION COMMITTEE.
(STANWYCK)**

RECOMMENDATION: Appoint Andrew Carter the City Council's representative to the newly formed economic development collaborative committee comprised of San Luis Obispo Chamber of Commerce, Cal Poly, private sector, and Government representatives.

PUBLIC HEARINGS

1. SLO TRANSIT FARE MODIFICATIONS. (WALTER/WEBSTER – 15 MINUTES)

RECOMMENDATION: As recommended by the Mass Transportation Committee on February 18, 2009: 1. Adopt a resolution approving the fare modifications for San Luis Obispo Transit as recommended by staff and the Mass Transportation Committee. 2. Set June 1, 2009, as the date for the new fares to be implemented.

2. **ABANDONMENT OF A PORTION OF FROOM RANCH WAY.** (WALTER/HANNULA – 5 MINUTES)

RECOMMENDATION: As recommended by the Planning Commission, adopt a resolution to abandon a portion of Froom Ranch Way, subject to the recommended conditions and reservation of easements.

3. **ABANDONMENT OF A PORTION OF FREDERICK AVENUE AND HUMBERT AVENUE.** (WALTER/HANNULA – 5 MINUTES)

RECOMMENDATION: As recommended by the Planning Commission, adopt a resolution to abandon a portion of Frederick Avenue and Humbert Avenue, subject to the recommended conditions and reservation of easements.

4. **REVIEW OF A MIXED-USE DEVELOPMENT CONSISTING OF APPROXIMATELY 8,000 SQUARE FEET OF NEW COMMERCIAL SPACE, THREE RESIDENTIAL UNITS, AND ASSOCIATED ENTITLEMENTS (1804 AND 1814 OSOS STREET GPC/ABAN/TR/A/ER 45-07).** (MANDEVILLE/HILL – 1 HOUR)

RECOMMENDATION: As recommended by the Planning Commission: 1. Adopt a resolution approving a Mitigated Negative Declaration (ER 45-07), Vesting Tentative Tract Map, Purchase of Surplus Property, Use Permit for development of a sensitive site with mixed-use parking reduction, and lease of parking spaces within the Railroad Parking Lot. 2. Adopt a resolution of intention to abandon portions of Church Street and set a public hearing for June 2, 2009.

5. **AMENDMENTS TO THE HIGUERA COMMERCE PARK SPECIFIC PLAN FOR PROPERTIES AT THE CORNER OF SOUTH HIGUERA STREET, TANK FARM ROAD AND LONG STREET (SPA 170-07).** (MANDEVILLE/DUNSMORE – 30 MINUTES)

RECOMMENDATION: As recommended by the Planning Commission: Approve a resolution adopting a Mitigated Negative Declaration (ER 170-07) and amending the Higuera Commerce Park Specific Plan to allow reduced minimum lot sizes and refined land uses for the Long Bonetti Ranch properties between Long Street and South Higuera Street at Tank Farm Road.

BUSINESS ITEMS

6. **PARKING FINE PASS THROUGH FOR STATE AND COUNTY SURCHARGES.** (WALTER/HORCH – 30 MINUTES)

RECOMMENDATION: 1. Adopt a resolution to approve the immediate increase of all San Luis Obispo parking fines by \$10 to cover the City's cost of additional surcharges imposed by the State of California and the County of San Luis Obispo. 2. Direct staff to work with our State legislators to seek special legislative relief from the retroactive payment of surcharges for the period of January 1, 2003, to December 31, 2008.

7. **SEWER SYSTEM MANAGEMENT PLAN.** (MATTINGLY/METZ – 20 MINUTES)

RECOMMENDATION: Adopt a resolution approving the Sewer System Management Plan (SSMP) and authorize the Utilities Director, as the City's authorized representative, to file a Notice of Completion with the State Water Resources board (SWRCB).

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)

ADJOURN.