



City Council  
AGENDA

Tuesday, October 19, 2021, 4:45 p.m.

Teleconference - Broadcast via Webinar

Pursuant to Executive Orders N-60-20 and N-08-21 executed by the Governor of California, and subsequently Assembly Bill 361, enacted in response to the state of emergency relating to novel coronavirus disease 2019 (COVID-19) and enabling teleconferencing accommodations by suspending or waiving specified provisions in the Ralph M. Brown Act (Government Code § 54950 et seq.), members of the public, City Council, City Manager, City Attorney, City Staff, and City Consultants may participate in this regular meeting by teleconference.

Using the most rapid means of communication available at this time, members of the public are encouraged to participate in Council meetings in the following ways:

**Remote Viewing** - Members of the public who wish to watch the meeting can:

Join the Webinar:

URL: <https://slocity->

[org.zoom.us/j/88069003383?pwd=SnV0b1IDQ3U4Wm9HUHZtQ0JPN3IDQT09](https://slocity-)

Telephone Attendee: +1 (669) 900-6833

Webinar ID: 880 6900 3383; Passcode: 946689

*Note: The City utilizes Zoom Webinar for City Council Meetings. All attendees will enter the meeting muted. An Attendee tutorial is available on YouTube; test your audio settings.*

Watch the meeting televised live on Charter Cable Channel 20

View a livestream of the meeting on the City's YouTube channel: <http://youtube.slo.city>

**Public Comment** - Public comment can be submitted in the following ways:

**Mail or Email Public Comment**

**Received by 3:00 PM on the day of meeting** - Can be submitted via email to [emailcouncil@slocity.org](mailto:emailcouncil@slocity.org) or U.S. Mail to City Clerk at 990 Palm St. San Luis Obispo, CA 93401. All emails will be archived/distributed to councilmembers, however, submissions *after* 3:00 p.m. on the day of the meeting may not be archived/distributed until the following day. Emails **will not** be read aloud during the meeting.

## Verbal Public Comment

**In Advance of the Meeting – Call (805) 781-7164;** state and spell your name, the agenda item number you are calling about and leave your comment. The verbal comments must be limited to 3 minutes. All voicemails will be forwarded to the Council Members and saved as Agenda Correspondence. Voicemails **will not** be played during the meeting.

**During the meeting – Join the webinar** (instructions above). Once public comment for the item you would like to speak on is called, please raise your virtual hand, your name will be called, and your microphone will be unmuted. If you have questions, contact the office of the City Clerk at [cityclerk@slocity.org](mailto:cityclerk@slocity.org) or (805) 781-7100.

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### 1. CLOSED SESSION - STARTS AT 4:45 PM

#### Closed Session Webinar Information:

- Join from your computer or mobile app: [Click here to join the meeting](#)
- Or call in (audio only): [+1 209-645-4165,,333153940#](#)
- Phone Conference ID: 333 153 940#

#### PUBLIC COMMENT WILL BE ACCEPTED FOR CLOSED SESSION ITEMS ONLY

##### 1.a. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

*Pursuant to Paragraph (1) of subdivision (d) of Government Code §54956.9*

Name of case: *Pamela Langley, Renee Askew, Aaron Stinnet, Edward Marquez, Christina Malmen, individuals; and Hope's Village of SLO, a non-profit corporation v. City of San Luis Obispo, a municipality; and DOES 1 to 10, inclusive; United States District Court Central District of California Case No. 2:21-cv-07479.*

**1.b. CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

*Pursuant to Government Code Section §54956.8*

**Property:** APN 002-435-023

**Agency Negotiators:**

Derek Johnson, City Manager

J. Christine Dietrick, City Attorney

Markie Jorgensen, Assistant City Attorney

Shelly Stanwyck, Assistant City Manager

Greg Hermann, Deputy City Manager

Matt Horn, Director of Public Works

Brian Nelson, Acting City Engineer

Shelsie Moore, Acting Supervising Civil Engineer

Wyatt Banker-Hix, Engineer III

**Negotiating Parties:**

Thomas Michael Maino and Gena Estelle Maino, Trustees of the Maino Family Revocable Trust

**Under Negotiation:** Price and terms of payment

**1.c. ADJOURN CLOSED SESSION**

Adjourn to the Regular Meeting of the City Council scheduled for Tuesday, October 19, 2021 at 6:00 p.m., via teleconference.

**2. CALL TO ORDER**

Mayor Erica A. Stewart will call the Regular Meeting of the City Council to order.

**3. PLEDGE OF ALLEGIANCE**

Council Member Andy Pease will lead the Council in the Pledge of Allegiance.

**4. PRESENTATIONS**

**4.a. PRESENTATION FROM SENATOR JOHN LAIRD**

The City Council will receive a presentation from Senator John Laird on bills passed during the Legislative Session.

**4.b. CITY MANAGER REPORT**

Receive a brief report from City Manager Derek Johnson.

**5. PUBLIC COMMENT PERIOD FOR ITEMS NOT ON THE AGENDA**

Not to exceed 15 minutes. The Council welcomes your input. 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.

**6. 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.

Recommendation:

To approve Consent Calendar Items 6a to 6m.

**6.a. WAIVE READING IN FULL OF ALL RESOLUTIONS AND ORDINANCES**

Recommendation:

Waive reading of all resolutions and ordinances as appropriate.

**6.b. MINUTES REVIEW - OCTOBER 5, 2021 COUNCIL MINUTES**

Recommendation:

Approve the minutes of the City Council meeting held on October 5, 2021.

**6.c. 2022 MINIMUM WAGE AND SALARY SCHEDULE UPDATES**

**Recommendation:**

1. Adopt the Supplemental Employee Salary Schedule as necessary to comply with the California Fair Wage Act of 2016 requiring a minimum wage of \$15.00 per hour effective December 25, 2021; and
2. Adopt a Regular and Contract Employee Salary Schedule effective July 8, 2021, as required by California Public Employees Retirement System (CalPERS) to make an adjustment to the Communications Supervisor classification.

**6.d. MITCHELL PARK PER CAPITA GRANT PROJECT UPDATE**

**Recommendation:**

1. Approve a Resolution entitled, "A Resolution of the City Council of the City of San Luis Obispo, California, approving an amendment to the Mitchell Park Per Capita Grant Project and related budgetary appropriations"; and
2. Authorize the Finance Director to return any remaining Quimby Funds to fund balance upon project completion.

**6.e. COUNCIL LIAISON SUBCOMMITTEE ASSIGNMENTS FOR THE REMAINDER OF 2021 AND 2022**

**Recommendation:**

Approve Council Liaison Subcommittee assignments for the remainder of calendar year 2021 and all of 2022.

**6.f. AUTHORIZE ADVERTISEMENT OF CALLE JOAQUIN SIPHON AND SEWER LIFT STATION REPLACEMENT PROJECT, SPEC. NO. 91118A**

**Recommendation:**

1. Approve the plans and specifications for the Calle Joaquin Siphon and Sewer Lift Station Replacement Project (Project), Specification No. 91118A; and
2. Authorize staff to advertise the Project for bids; and
3. Adopt a Resolution entitled "A Resolution of the City Council of the City of San Luis Obispo, California, authorizing use of Sewer Fund Unreserved Working Capital for Construction of the Calle Joaquin Siphon and Lift Station Replacement Project, Specification No. 91118A and authorizing the return of previously approved general fund funding for silt removal from the project account to General Fund Capital Reserves"; and
4. Authorize the City Manager to award the construction contract for the Project if the lowest responsible bid is within available project funding.

**6.g. CONSIDER ADOPTING A RESOLUTION TO REMAIN A MEMBER AGENCY OF THE SAN LUIS OBISPO COUNTY INTEGRATED WASTE MANAGEMENT AUTHORITY**

Recommendation:

Adopt a Resolution entitled, "A Resolution of the City Council of the City of San Luis Obispo, California, to remain a member agency of the San Luis Obispo County Integrated Waste Management Authority Joint Powers Authority (JPA) provided certain conditions are satisfied."

**6.h. REQUEST FOR QUALIFICATIONS FOR COMMUNICATION SUPPORT SERVICES**

Recommendation:

1. Approve the release of a series of Request for Qualifications to establish an on-call list of contractors to support public information efforts, returning to Council for review every two years; and
2. Authorize the City Manager to enter into agreement(s) with qualified contractors.

**6.i. REQUEST FOR PROPOSALS FOR THE CARBON NEUTRAL CITY FACILITY PLAN**

Recommendation:

Authorize a Request for Proposals for the Carbon Neutral City Facility Plan.

**6.j. REQUEST FOR PROPOSALS FOR SUPPLEMENTAL STREET SWEEPING SERVICES**

Recommendation:

1. Authorize the advertisement of a Requests for Proposals for supplemental street sweeping services; and
2. Authorize the City Manager to award the street sweeping contract to the selected company.

**6.k. AUTHORIZATION TO APPLY FOR A LICENSED CHILDCARE FACILITY  
STABILIZATION STIPEND FROM CALIFORNIA DEPARTMENT OF SOCIAL  
SERVICES**

Recommendation:

1. Approve a Resolution entitled, “A Resolution of the City Council of the City of San Luis Obispo, California, approving the application for a Licensed Child Care Facility Stabilization Stipend”; and
2. Authorize the City Manager to execute the necessary stipend documents and appropriate the stipend amount into the Parks and Recreation Department’s budget upon award.

**6.l. ADOPT A RESOLUTION NAMING THE CITY AGENTS AUTHORIZED TO SEEK  
FINANCIAL ASSISTANCE FOLLOWING A DISASTER**

Recommendation:

Adopt a Resolution entitled, “A Resolution of the Council of the City of San Luis Obispo, California, designating its agents for Disaster Reimbursement” and work with the California Governor's Office of Emergency Services (Cal OES) to receive financial assistance for disasters, including damage caused in the January and February 2021 storm event.

**6.m. APPROVE AN AGREEMENT WITH PROCURE AMERICA TO CONDUCT A  
BILLING RATE ANALYSIS**

Recommendation:

Authorize the City Manager to execute an Agreement with Procure America (PA) to conduct a billing rate analysis on the City’s electrical and gas accounts and explore further engagements for the City’s waste, recycling, and telecommunications accounts.

**7. PUBLIC HEARING AND BUSINESS ITEMS**

**7.a. OPEN SPACE WINTER EVENING HOURS OF USE AT CERRO SAN LUIS  
NATURAL RESERVE (Estimated Time: 120 minutes)**

**Recommendation:**

1. Introduce an Ordinance entitled, “An Ordinance of the City Council of the City of San Luis Obispo, California, amending Title 12, Streets Sidewalks and Public Places, Municipal Code Chapter 12.22, Open Space Regulations, to add additional language to 12.22.050(B) to allow a special program for winter evening hours of use at Cerro San Luis Natural Reserve” and,
2. Approve a Resolution entitled, “A Resolution of the City Council of the City of San Luis Obispo, California, adopting a Negative Declaration for Winter Evening Hours of Use at Cerro San Luis Natural Reserve.”

**8. 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 their 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)



## 9. ADJOURNMENT

The next Regular Meeting of the City Council will be held on November 2, 2021, via teleconference, with an early start time of 5:00 p.m.

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

The City of San Luis Obispo wishes to make all of its public meetings accessible to the public. Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to the City Clerk's Office at (805) 781-7100 at least 48 hours before the meeting, if possible. Telecommunications Device for the Deaf (805) 781-7410.

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](http://www.slocity.org). Persons with questions concerning any agenda item may call the City Clerk's Office at (805) 781-7100.