



Council Minutes

July 2, 2024, 5:30 p.m.
City Hall, 990 Palm Street, San Luis Obispo

Council Members Present: Council Member Emily Francis, Council Member Michelle Shoresman, Vice Mayor Andy Pease, Mayor Erica A. Stewart

Council Members Absent: Council Member Jan Marx

City Staff Present: Interim City Manager Whitney McDonald, Christine Dietrick, City Attorney, Teresa Purrington, City Clerk

1. CLOSED SESSION (4:30 - 5:30 PM)

1.a CALL TO ORDER

Mayor Erica A. Stewart called the Closed Session Meeting of the San Luis Obispo City Council to order at 4:30 p.m. in the Council Hearing Room in City Hall, 990 Palm Street. San Luis Obispo with Council Member Marx absent.

1.b PUBLIC COMMENT FOR CLOSED SESSION ITEMS ONLY

Public Comments:

None

---End of Public Comment---

1.c PUBLIC EMPLOYEE APPOINTMENT

1.c.1 CONFERENCE WITH LABOR NEGOTIATORS

ACTION: City Attorney Christine Dietrick indicated that the Council met in Closed Session regarding Public Employee Appointment and Conference with Labor Negotiators regarding the City Manager. There was no reportable action; however, the Council did not conclude their discussion, so they continued the item to after the Regular meeting on July 2, 2024.

1.d ADJOURNMENT

2. REGULAR MEETING CALL TO ORDER: STARTS AT 5:30 PM

A Regular Meeting of the San Luis Obispo City Council was called to order on July 2, 2024 at 5:30 p.m. in the Council Chambers, 990 Palm Street, San Luis Obispo, by Mayor Stewart with Council Member Marx absent.

3. PLEDGE OF ALLEGIANCE

Council Member Shoresman led the Council in the Pledge of Allegiance.

4. PRESENTATIONS

4.a CITY MANAGER REPORT

Interim City Manager Whitney McDonald provided a report on upcoming projects.

5. PUBLIC COMMENT PERIOD FOR ITEMS NOT ON THE AGENDA

Public Comment:

Andrew Gould

Jackie Garza

Robert Skinner

Silvia

Bassem

Gene Nelson

--End of Public Comment--

6. CONSENT AGENDA

Motion By Mayor Stewart

Second By Council Member Shoresman

Approve Consent Items 6a to 6f.

Ayes (4): Council Member Francis, Council Member Shoresman, Vice Mayor Pease, and Mayor Stewart

Absent (1): Council Member Marx

CARRIED (4 to 0)

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

Waive reading of all resolutions and ordinances as appropriate.

6.b MINUTES REVIEW - JUNE 13, 2024 AND JUNE 18, 2024 COUNCIL MINUTES

Approve the following minutes of the City Council:

- June 13, 2024 - Special Closed Session Meeting
- June 18, 2024 - Regular Meeting

6.c SELECTION OF VOTING DELEGATE AND ALTERNATES FOR THE 2024 LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE

Appoint Council Member Emily Francis as the Voting Delegate and Council Member Jan Marx as Alternate Voting Delegate to vote on the City's behalf at the Annual Business Meeting of the League of California Cities on Thursday, October 17, 2024.

6.d SUCCESSOR MEMORANDUM OF UNDERSTANDING FOR THE SAN LUIS OBISPO POLICE OFFICERS' ASSOCIATION

1. Adopt Resolution No. 11505 (2024 Series) entitled, "A Resolution of the City Council of the City of San Luis Obispo, California, adopting and ratifying the Memorandum of Understanding between the City of San Luis Obispo and the San Luis Obispo Police Officers' Association for The Period of July 1, 2024, to June 30, 2027"; and
2. Adopt Regular and Supplemental Employee Salary Schedules effective July 4, 2024, as required by California Public Employees Retirement System (CalPERS)

6.e ADOPTION OF FY 2024-25 COMMUNITY PROMOTION PROGRAMS FOR TOURISM BUSINESS IMPROVEMENT DISTRICT (TBID) AND PROMOTIONAL COORDINATING COMMITTEE (PCC)

In accordance with the City's Municipal Code for the Tourism Business Improvement District (TBID) Board, and as recommended by the TBID and the Promotional Coordinating Committee (PCC):

1. Authorize the budget adjustment of \$66,500 from the TBID Fund's available un-assigned fund balance into the Fiscal Year 2024-25 (FY 24-25) TBID program budget for contract services; and
2. Authorize the City Manager to enter into program expenditures and various contracts for the TBID not to exceed the FY 2024-25 budget of \$2,183,751 based on the recommendations by the TBID Board; and

3. Authorize the City Manager to enter into expenditures utilizing the TBID Fund's available un-assigned fund balance in FY 2024-25 based on the most recent audited financials and the recommendations by the TBID Board; and
 4. Authorize the City Manager to use the TBID Fund Reserve of \$100,000 for tourism marketing expenditures in FY 2024-25 in accordance with the TBID reserve policy.
 5. Authorize the City Manager to enter into various contracts and program expenditures for Community Promotions not to exceed the FY 2024-25 program budget of \$413,234 based on the recommendations by the PCC; and a. This includes the 2024-25 Cultural Arts & Community Promotions (CACP) allocations in the amount of \$100,000 and authorization to execute individual agreements with each grant recipient.
- 6.f APPROVE AN UPDATED MEMORANDUM OF UNDERSTANDING WITH THE SAN LUIS OBISPO COUNTY REGIONAL SWAT TEAM

Adopt Resolution No. 11506 (2024 Series) entitled, "A Resolution of the City Council of the City of San Luis Obispo, California, authorizing the Chief of Police to enter into a Memorandum of Understanding to participate in the San Luis Obispo Regional Special Weapons and Tactics Team (Regional Swat Team)."

7. PUBLIC HEARING AND BUSINESS ITEMS

Mayor Stewart reordered the agenda to take Item 7b before Item 7a,

- 7.b PUBLIC HEARING TO DETERMINE EXISTENCE OF A PUBLIC NUISANCE AT 205 CASA STREET AND 1067 MURRAY AVENUE AND ORDER ABATEMENT THEREOF (Estimated Time: 20 minutes)

Deputy Director/Chief Building Official Michael Loew and Code Enforcement Supervisor John Mezzapesa provided an in-depth staff report and responded to Council questions.

Public Comments:

Diller Ryan

---End of Public Comment---

Motion By Vice Mayor Pease
Second By Mayor Stewart

Adopt Resolution No. 11508 (2024 Series) entitled, "A Resolution of the City Council of the City of San Luis Obispo, California, declaring that the property at 205 Casa Street and 1067 Murray Avenue constitutes a public nuisance, and ordering abatement of same."

Ayes (4): Council Member Francis, Council Member Shoresman, Vice Mayor Pease, and Mayor Stewart

Absent (1): Council Member Marx

CARRIED (4 to 0)

7.a REVIEW AND ADOPT REVISED CITYWIDE USER AND REGULATORY FEES (Estimated Time: 120 minutes)

Interim City Manager Whitney McDonald, Finance Director Emily Jackson and Deputy Director of Finance/Controller Debbie Malicoat provided an in-depth staff report and responded to Council questions.

Public Comments:

Bruno Giuffrida

Jim Dantona

Kathy Godfrey

Sandra Rowley

Brett Cross

---End of Public Comment---

Motion By Council Member Shoresman
Second By Council Member Francis

Adopt Resolution No. 11507 (2024 Series) entitled, "A Resolution of the City Council of the City of San Luis Obispo, California, amending the City's Comprehensive Fee Schedule with updated User and Regulatory Fees based on the Fee Study prepared by MGT Consulting Group" *with the following changes:*

- Planning Appeal fees - Policy direction that cost recovery should be 15% of the total fee as noted below
 - Tier 1 - \$2507
 - Tier 2 - \$1578

- Tier 3 - \$772
- Tier 4 - \$405
- Climate Action fees should be at a 50% cost recovery and include the pedicab permit fee.
- Fee increase phasing - Any fees increasing more than 50% and \$10 will be phased in over 2 years with half of the increase effective on October 1, 2024 and the second half of the increase effective July 1, 2025 as indicated in Attachment E of the Council Agenda Report.

Direction on cost recovery policies to be brought back to the Council in November as follows:

- Change to fee study review every 3 years instead of 5 years
- Market rate analysis for certain types of fees
- Changing certain Parks and Recreation categories for childcare, ranger camps, film permits and golf.
- Also watch the Concealed Carry Weapon permit

Ayes (4): Council Member Francis, Council Member Shoresman, Vice Mayor Pease, and Mayor Stewart

Absent (1): Council Member Marx

CARRIED (4 to 0)

- 7.c ESTABLISH AN AD-HOC SUBCOMMITTEE TO DETERMINE RECYCLED WATER SALES NEGOTIATION PARAMETERS AND TO EXPAND THE RECYCLED WATER REQUEST FOR INTERESTED PARTIES SOLICITATION TO INCLUDE NON-AGRICULTURAL INTERESTS (Estimated Time: 30 minutes)

Utilities Director Aaron Floyd and Deputy Director of Water Mychal Boerman provided an in-depth staff report and responded to Council questions.

Public Comments:

None

---End of Public Comment---

Motion By Mayor Stewart
Second By Council Member Shoresman

1. To establish an ad-hoc subcommittee consisting of Vice Chair Pease and Council Member Francis to assist in determining negotiation parameters, participate in contract negotiations, review draft agreements, and provide a final recommendation to the City Council for the contractual sale of surplus recycled water; and
2. To direct staff to release an expanded supplemental Request for Interested Parties solicitation for the sale of surplus recycled water to non-agricultural interests.

Ayes (4): Council Member Francis, Council Member Shoresman, Vice Mayor Pease, and Mayor Stewart

Absent (1): Council Member Marx

CARRIED (4 to 0)

8. LIAISON REPORTS AND COMMUNICATIONS

Mayor Stewart attended the virtual CalCities Community Services Committee meeting, the County Mayor's meeting, story time at Barnes and Noble, and the Monday meet-up at Thorpe Park.

Council Member Francis attended the CAPSLO meeting.

Council Member Shoresman also attended the virtual CalCities Community Services Committee meeting, the ribbon cutting of the Sobering Center, and the HSOC executive meeting.

9. ADJOURNMENT

The Regular meeting was adjourned at 10:52 p.m. to the Continued Closed Session.

CONTINUED CLOSED SESSION REPORT OUT

ACTION: City Attorney Christine Dietrick indicated that there was no reportable action taken.

Mayor Stewart adjourned the Closed Session at 12:17 a.m. The next Regular City Council Meeting is scheduled for July 16, 2024 at 5:30 p.m. in the Council Chambers at City Hall, 990 Palm Street, San Luis Obispo.

APPROVED BY COUNCIL: XX/XX/2024