



Council Minutes

June 1, 2021, 6:00 p.m.

Teleconference - Broadcast via Webinar

Council Members Present: Mayor Heidi Harmon, Vice Mayor Erica A. Stewart, Council Member Carlyn Christianson, Council Member Andy Pease, Council Member Jan Marx

City Staff Present: Derek Johnson, City Manager, Christine Dietrick, City Attorney, Teresa Purrington, City Clerk

1. CALL TO ORDER

A Regular Meeting of the San Luis Obispo City Council was called to order on June 1, 2021, at 6:05 p.m. by Mayor Harmon, with all Members present via teleconference.

2. PLEDGE OF ALLEGIANCE

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

CITY ATTORNEY REPORT ON CLOSED SESSION

City Attorney Christine Dietrick stated the Council met in Closed Session on one matter of labor negotiations with regard to represented and unrepresented employee organization as noted on the agenda. The Council provided unanimous direction on bargaining parameters and no further direction given.

3. PRESENTATIONS

3.a CITY MANAGER REPORT

City Manager Derek Johnson provided a report on upcoming projects and a status update on COVID-19.

3.b HUNGER AWARENESS DAY PROCLAMATION

Mayor Harmon presented a proclamation declaring June 4, 2021, as "Hunger Awareness Day" to Garret Olson, SLO Food Bank.

3.c INTRODUCTION AND OATH OF OFFICE FOR RICK SCOTT, POLICE CHIEF

City Manager Derek Johnson introduced Rick Scott, Police Chief, and City Clerk Teresa Purrington administered the Oath of Office.

4. PUBLIC COMMENT PERIOD FOR ITEMS NOT ON THE AGENDA

Public Comment:

Marshall James

Alejandro

--End of Public Comment--

5. CONSENT AGENDA

Motion By Council Member Christianson

Second By Vice Mayor Stewart

Approve Consent Calendar Items 5a - 5f.

Ayes (5): Mayor Heidi Harmon, Vice Mayor Stewart, Council Member Christianson, Council Member Pease, and Council Member Marx

CARRIED (5 to 0)

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

Waive reading of all resolutions and ordinances as appropriate.

5.b MINUTES REVIEW - MAY 18, 2021 COUNCIL MINUTES

Approve the minutes of the City Council meeting held on May 18, 2021.

5.c SECOND READING OF ORDINANCE NO. 1698 (2021 SERIES) TO AMEND THE AIRPORT AREA AND MARGARITA AREA SPECIFIC PLANS TO ALLOW FOR DAY CARE FACILITIES

Adopt Ordinance No. 1698 (2021 Series) entitled, "An Uncodified Ordinance of the City Council of the City of San Luis Obispo, California, amending the Airport Area and Margarita Area Specific Plans to allow for Day Care Facilities consistent with restrictions that apply citywide under the Municipal Code (Spec-0209-2021)."

5.d AUTHORIZATION TO ADVERTISE BIDS FOR THE ORCUTT/TANK FARM ROUNDABOUT PROJECT, SPECIFICATION NUMBER 1000164

1. Approve plans and specifications for the Orcutt/Tank Farm Roundabout, Specification No. 1000164; and
2. Authorize staff to formally advertise for bids and for the City Manager to award the contract if the lowest responsible bid is below the Publicly Disclosed Funding Amount of \$3,477,710; and
3. Authorize the City Manager to issue contract change orders in excess of \$100,000 and up to the Publicly Disclosed Funding Amount of \$3,477,710; and
4. Authorize the City Manager to execute a Right-of-Way Dedication Agreement between the City of San Luis Obispo and Barbara Parsons if the final agreement terms are to the satisfaction of the Public Works Director and City Attorney; and
5. Authorize the City Manager to execute a Drainage Easement between the City of San Luis Obispo and Barbara Parsons if the final agreement terms are to the satisfaction of the Public Works Director and City Attorney; and
6. Appropriate \$1,364,670 in Regional and Urban State Highway Account (SHA) grant funding as provided by the San Luis Obispo Council of Governments (SLOCOG); and
7. Authorize the Finance Director to un-appropriate up to \$735,866 in Citywide Transportation Impact Fee (TIF) funds from the Orcutt/Tank Farm Roundabout project account and return to the undesignated Citywide Transportation Impact Fee fund balance at the time of project completion.

5.e CLARIFICATION AND APPROVAL OF ADMINISTRATIVE APPEAL FEES FOR INCLUSION IN THE COMPREHENSIVE FEE SCHEDULE

1. Adopt Resolution No. 11249 (2021 Series) entitled, "A Resolution of the City Council of the City of San Luis Obispo, California, adopting and confirming various fees for Administrative Appeals;" and
2. Approve a fee to appeal to the Tree Committee consistent with current language of San Luis Obispo Municipal Code Section 12.24; and
3. Confirm the applicability of an existing fee to appeal an administrative citation to the Administrative Review Board; and

4. Confirm the applicability of an existing fee to appeal an administrative citation to the Construction Board of Appeals; and
5. Approve modifications to the language of the Comprehensive Fee Schedule to clarify the applicability of the fees referenced above; and
6. Request that the Administrative Review Board consider staff recommended modifications to the administrative citation appeal process, as currently codified, and recommend to the City Council any changes or fee modifications deemed necessary.

5.f **ADOPT THE FUND BALANCE AND RESERVE POLICY**

Adopt Resolution No. 11250 (2021 Series) entitled, “A Resolution of the City Council of the City of San Luis Obispo, California, adopting a Comprehensive Fund Balance and Reserve Policy” according to Governmental Accounting Standard Board Statement No. 54.

6. PUBLIC HEARING AND BUSINESS ITEMS

6.a **ADOPTION OF THE 2021-23 FINANCIAL PLAN**

City Manager Derek Johnson and Budget Analyst Natalie Harnett provided an in-depth staff report and responded to Council questions.

Public Comments:

Raleigh Delk
 Myron Amerine/Lea
 Brooks
 Declan Galli
 David McCullough
 Eric Veium
 Alejandro
 Haley
 Deanna Savelson
 J.P.
 Jade Norton

Elle Harlow
 Kat Schroeder Mora
 Marshall James
 Joshua Medrano
 Chuy Caracoles
 Carmen
 Jeffrey Specht
 Garrett
 Michael Barros
 Lael

---End of Public Comment---

Motion By Council Member Christianson
Second By Council Member Pease

1. Adopt Resolution No. 11251 (2021 series) entitled, “A Resolution of the Council of the City of San Luis Obispo, California approving the 2021-23 Financial Plan and Fiscal Year 2021-22 Budget”; and
2. Defer budget adoption of the Water and Sewer Funds until June 15, 2021 contingent on the Prop. 218 protest hearing and adoption of the water and sewer rate increases; and
3. Adopt Resolution No. 11252 (2021 Series) entitled, “A Resolution of the City Council of the City of San Luis Obispo, California, establishing Parking Rates for the City’s Parking Structures”; and
4. Adopt Resolution No. 11253 (2021 Series) entitled, “A Resolution of the City Council of the City of San Luis Obispo, California, approving modifications to the Parking Citation Penalty Schedule”; and
5. Introduce Ordinance No. 1699 (2021 Series) entitled, “An Ordinance of the City Council of the City of San Luis Obispo, California, amending Title 10 Chapter 52 (Parking Meters) of the San Luis Obispo Municipal Code” to modify parking meter rates and add language referencing the new pay stations; and
6. Introduce Ordinance No. 1700 (2021 Series) entitled, “An Ordinance of the City Council of the City of San Luis Obispo, California, amending Title 10 Chapter 04 (Definitions) of the San Luis Obispo Municipal Code” to add a definition of parking payment center; and
7. Adopt Resolution No. 11254 (2021 Series) entitled, “A Resolution of the Council of the City of San Luis Obispo, California, amending the Water and Sewer Rate Assistance Program for Residential Rate Payers.”

With the following changes:

- *To allocate \$40,000 in FY 22-23 to Community Development Department to develop a scope of work and project plan for updating the Historic Resources Survey in the 23-25 Financial Plan.*
- *Rename the “Anholm” Greenway Project.*

Ayes (5): Mayor Heidi Harmon, Vice Mayor Stewart, Council Member Christianson, Council Member Pease, and Council Member Marx

7. LIAISON REPORTS AND COMMUNICATIONS

Council Member Marx requested that the City Council draft a letter of support for the San Luis Obispo County Elections Official, Tommy Gong, and his staff. By consensus, Council directed the City Attorney to draft the letter and have the Mayor sign on behalf of the Council.

Vice Mayor Stewart indicated that she would be attending the League of California Cities Policy Committee meeting on Friday, June 4, 2021. The meeting will include a presentation and panel discussion on childcare challenges that many California cities face, and a presentation and panel discussion on homelessness.

8. ADJOURNMENT

The meeting was adjourned at 10:53 p.m. The next Regular City Council Meeting is scheduled for June 15, 2021, 5:00 p.m. and 6:00 p.m., respectively, via teleconference.

APPROVED BY COUNCIL: XX/XX/202X