



Council Minutes

April 2, 2024, 5:30 p.m.

Council Chambers, 990 Palm Street, San Luis Obispo

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

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

1. ANNUAL ADVISORY BODY RECOGNITION: STARTS AT 4:30 PM

The Mayor and City Council recognized Advisory Body members for their service to the City of San Luis Obispo.

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 April 2, 2024 at 5:30 p.m. in the Council Chambers, 990 Palm Street, San Luis Obispo, by Mayor Stewart.

3. PLEDGE OF ALLEGIANCE

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

4. PRESENTATIONS

4.a VOLUNTEER APPRECIATION MONTH PROCLAMATION

Mayor Stewart presented a proclamation declaring the month of April as "Volunteer Appreciation Month" to Keirsten Anderson, Volunteer Coordinator for City.

4.b MONTH OF THE CHILD PROCLAMATION

Mayor Stewart presented a proclamation declaring the month of April as "Month of the Child" to Molly Myers on behalf of the Early Care and Education Planning Council.

4.c CITY MANAGER REPORT

City Manager Derek Johnson provided a report on upcoming projects.

5. PUBLIC COMMENT PERIOD FOR ITEMS NOT ON THE AGENDA

Public Comment:

Gene Nelson

Jeffery Specht

--End of Public Comment--

6. CONSENT AGENDA

Vice Mayor Pease requested that Item 6k be pulled from the Consent agenda.

Public Comments:

Item 6f - Brenden Jacoby

Item 6f - Tyler Coari

Item 6l - Jim Dantona

---End of Public Comment---

Motion By Vice Mayor Pease

Second By Council Member Shoresman

To approve Consent Calendar Items 6a to 6j and 6l to 6o.

Ayes (5): Council Member Francis, Council Member Marx, Council Member Shoresman, Vice Mayor Pease, and Mayor Stewart

CARRIED (5 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 - MARCH 19, 2024 COUNCIL MINUTES

Approve the minutes of the City Council meeting held on March 19, 2024.

6.c APPROVE BIENNIAL CONSUMER PRICE INDEX INCREASES TO COUNCIL, PLANNING COMMISSION, AND ARCHITECTURAL REVIEW COMMISSION SALARIES

Adopt Resolution No. 11482 (2024 Series) entitled, "A Resolution of the City Council of the City of San Luis Obispo, California, setting new salaries for the Mayor, Council Members, Planning Commissioners, and Architectural Review Commissioners," effective the first pay period in January 2025.

6.d AUTHORIZATION TO ADVERTISE A REQUEST FOR QUALIFICATIONS FOR ON-CALL DEVELOPMENT REVIEW SUPPORT

1. Approve the draft Request for Qualifications (RFQ) to provide on-call development review services (Specification No. 2024-4006-01); and,
2. Authorize the City Manager to execute agreements with selected consulting firms; and,
3. Authorize the Finance Director to execute and amend Purchase Orders for individual consultant services contract in an amount not-to-exceed the authorized project budget; and,
4. Authorize the Community Development Director to amend or extend the agreements for services in accordance with its term and within the available annual budget.

6.e APPOINTED OFFICIAL COMPENSATION

1. Adopt Resolution No. 11483 (2024 Series) entitled, “A Resolution of the City Council of the City of San Luis Obispo, California, amending a Contract of Employment for City Attorney,” approving an amendment to the City Attorney’s employment contract; and
2. Authorize the Mayor to execute the amended contract of employment with the City Attorney adjusting her salary.

6.f 2024 LEGISLATIVE ADVOCACY PLATFORM

1. Adopt Resolution No. 11484 (2024 Series) entitled, “A Resolution of the City Council of the City of San Luis Obispo, California, establishing a City Legislative Action Platform for 2024 and appointing the Council Member and Staff to act as a liaison between the City of San Luis Obispo and the League of California Cities”; and
2. Appoint the Mayor, City Manager, and the City Attorney to act as the primary legislative liaisons between the League of California Cities and the City of San Luis Obispo.

6.g FISCAL YEAR 2023-2024 SAN LUIS OBISPO COUNTY INTEGRATED WASTE MANAGEMENT AUTHORITY TECHNICAL ASSISTANCE GRANT APPLICATION

1. Authorize the Utilities Department to apply for the Fiscal Year 2023-2024 Integrated Waste Management Authority Technical Assistance Grant in the amount of \$10,000; and
2. If the grant is awarded, authorize the Utilities Director, or their designee, to execute necessary grant documents and direct the appropriation of monies to the accounts required to administer the grant.

6.h PURCHASE OFFER FOR PERMANENT EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT FROM COUNTY OF SAN LUIS OBISPO FOR BOB JONES PATHWAY PROJECT

Pursuant to an offer package received from the County of San Luis Obispo for its Bob Jones Pathway Project:

1. Adopt Resolution No. 11485 (2024 Series) entitled, “A Resolution of the City Council of the City of San Luis Obispo, California, authorizing the sale of a Perpetual Easement and a Temporary Construction Easement for the County of San Luis Obispo’s Bob Jones Pathway Project that will encumber portions of property owned by the City of San Luis Obispo identified as Assessor’s Parcel Numbers 076-061-075, 076-061-078, and 076-121-018 commonly known as the Filipponi Ecological Reserve”; and
2. Authorize the Mayor to sign the document entitled, “Perpetual Easement Agreement (And Temporary Construction Easement) Bob Jones Pathway”; and
3. Direct staff to receive and reserve the funds for future open space uses in accordance with General Plan policy.

6.i AUTHORIZATION TO APPLY FOR REGIONAL CRASH RESPONSE AND EXTRICATION IMPROVEMENT GRANT PROGRAM THROUGH CALIFORNIA’S OFFICE OF TRAFFIC SAFETY GRANT PROGRAM

1. Authorize the Fire Department to apply for funding under California’s Office of Traffic Safety grant program to purchase modern extrication equipment; and
2. Authorize the City Manager, or Fire Chief as their designee, to execute the grant documents and approve the budget changes necessary to appropriate the grant amount upon notification that the grant has been awarded.

6.j AUTHORIZATION TO ADVERTISE A REQUEST FOR QUALIFICATIONS FOR ON-CALL SOLID WASTE AND RECYCLING CONSULTANT SERVICES

1. Approve the Request for Qualifications (RFQ) for on-call solid waste and recycling consultant services; and
2. Authorize the Utilities Director to execute professional service agreements with consultants to create a 2024-2029 on-call list; and
3. Authorize the Finance Director to execute and amend purchase orders for individual professional service agreements in an amount not-to-exceed the authorized project budget.

6.l AUTHORIZATION TO ISSUE A REQUEST FOR PROPOSALS FOR THE MARGARITA AREA SPECIFIC PLAN AMENDMENT

1. Authorize the issuance of a Request for Proposals (RFP) for the Margarita Area Specific Plan Amendment; and
2. Authorize the City Manager to enter into a multi-year consultant services agreement if proposals are received within the available budget of \$300,000.

6.m AUTHORIZE FUNDING FOR EMERGENCY MAINTENANCE AT THE WATER RESOURCE RECOVERY FACILITY (WRRF)

1. Approve a budget transfer of \$1,498,364 from the Sewer Fund Undesignated Capital Completed Projects Fund (602.9501.71501) to the WRRF Major Maintenance (2000607-10); and
2. Adopt Resolution No. 11487 (2024 Series) entitled, "A Resolution of the City Council of the City of San Luis Obispo, California, authorizing use of Sewer Fund Undesignated Capital to Support WRRF Emergency Maintenance."

6.n AUTHORIZE APPLICATION FOR PROHOUSING INCENTIVE PROGRAM FUNDS

Adopt a Draft Resolution entitled, "A Resolution of the City Council of the City of San Luis Obispo, California, authorizing application to and participation in the state Prohousing Incentive Program," authorizing the City Manager, or Community Development Director as designee, to:

1. Submit a Prohousing Incentive Program Application to the California Department of Housing and Community Development; and
2. If the application is approved by HCD, execute all documents necessary or appropriate to participate in the Prohousing Incentive Program.

6.o INTERIM CITY MANAGER EMPLOYMENT AGREEMENT WITH ASSISTANT CITY MANAGER WHITNEY MCDONALD

1. Adopt Resolution No. 11488 (2024 Series) entitled, "A Resolution of the City Council of the City of San Luis Obispo, California, approving an Employment Agreement for Interim City Manager"; and
2. Adopt a Regular Salary Schedule as required by California Public Employees Retirement System (CalPERS).

Pulled by Vice Mayor Pease

6.k AUTHORIZATION TO ADVERTISE THE LAGUNA LAKE DOG PARK
REVITALIZATION PROJECT, SPECIFICATION NO. 2001068

Public Comments:

John McKenzie

---End of Public Comment---

Motion By Council Member Shoresman

Second By Council Member Marx

1. Approve the project plans and special provisions for the Laguna Lake Dog Park Revitalization, Specification 2001068; and,
2. Authorize staff to advertise for bids; and,
3. Authorize the City Manager to award the Construction Contract pursuant to Section 3.24.190 of the Municipal Code, including the Base Bid and Additive Alternates, if the lowest responsible bid is within the Publicly Disclosed funding amount of \$1,130,000; and
4. Authorize the City Engineer to approve Contract Change Orders up to the available project budget; and,
5. Authorize the following appropriations and transfers:
 - a. Transfer \$800,000 Parkland In-Lieu (Quimby) Funds from the Laguna Lake Improvements account (2000057) to the project account (2001068); and,
 - b. Appropriate \$239,290 Park Improvement Funds from the Unreserved Fund Balance to the project account (2001068); and,
 - c. Transfer \$329,393 from account 2000526 (from two funding sources identified below) to the project account (2001068); and,
 - i. \$279,393 Capital Outlay Funds
 - ii. \$50,000 Parkland In-Lieu (Quimby) Funds
6. Unappropriate \$1,478,195 Parkland In-Lieu (Quimby) Funds from the Laguna Lake Park Improvements project account (2000057) that will be received upon final certificate of occupancy of the multi-family units for San Luis Ranch; and,
7. Authorize the Finance Director to return any unspent appropriated or transferred funding to its original account or fund, as identified in Recommendation #5; and,

8. Approve Resolution No. 11486 (2024 Series) entitled, “A Resolution of the City Council of the City of San Luis Obispo, California, authorizing use of Park Improvement Funds, Parkland In-Lieu (Quimby) Funds And Capital Outlay Funds to support the Laguna Lake Dog Park Revitalization Project, Specification Number 2001068” *with the following change: Preserve the Unreserved Park Fund (519) and instead use the Laguna Lake Park Fund to make up the difference.*

Ayes (5): Council Member Francis, Council Member Marx, Council Member Shoresman, Vice Mayor Pease, and Mayor Stewart

CARRIED (5 to 0)

7. PUBLIC HEARING AND BUSINESS ITEMS

- 7.a INTRODUCE AN ORDINANCE AMENDING TITLE 8 (SOLID WASTE), TITLE 12 (STORMWATER), TITLE 13 (WATER AND SEWER), AND TITLE 15 (PLUMBING CODE) OF THE MUNICIPAL CODE

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

Public Comments:

Jocelyn Brennan

Damien Mavis

Steve Delmartini

---End of Public Comment---

Motion By Mayor Stewart

Second By Vice Mayor Pease

Introduce Ordinance No. 1734 (2024 Series) entitled, “An Ordinance of the City Council of San Luis Obispo, California, amending Title 8 (Solid Waste), Title 12 (Stormwater), Title 13 (Water and Sewer), and Title 15 (Plumbing Code) of the City of San Luis Obispo Municipal Code”

Ayes (5): Council Member Francis, Council Member Marx, Council Member Shoresman, Vice Mayor Pease, and Mayor Stewart

CARRIED (5 to 0)

7.b INITIATION OF GENERAL PLAN AND SPECIFIC PLAN AMENDMENTS TO CHANGE BUSINESS PARK ZONING TO SERVICE COMMERCIAL ZONING AND ALLOW MIXED-USE DEVELOPMENT AT 365 PRADO ROAD LOCATED WITHIN THE MARGARITA AREA SPECIFIC PLAN

Senior Planner Rachel Cohen provided an in-depth staff report and responded to Council questions.

Public Comments:

Damien Mavis, Applicant

Jim Dantona

---End of Public Comment---

Motion By Vice Mayor Pease

Second By Council Member Shoresman

To proceed with the initiation of the General Plan and Specific Plan amendments to change Business Park (BP) zoning to Service Commercial (C-S) zoning and allow mixed-use development at 365 Prado Road. Council also provided the following items that they would like to be included in the project:

- Increase density to get more low and very low units
- Active transportation incentives
- Down payment assistance for first time homebuyers
- ADU ready garages
- SLO county preference
- A development agreement

Ayes (5): Council Member Francis, Council Member Marx, Council Member Shoresman, Vice Mayor Pease, and Mayor Stewart

CARRIED (5 to 0)

8. LIAISON REPORTS AND COMMUNICATIONS

Mayor Stewart appeared on the Dave Congalton show and presented at the SLO Daybreak Rotary Meeting.

Council Member Shoresman attended the Cal Cities Community Service Policy Committee meeting in Burbank.

Council Member Francis attended the CAPSLO Board meeting and hosted a group of 5th graders from Pacheco Elementary at City Hall where they provided mock public comment.

Vice Mayor Pease attended the Cal Cities Environmental Quality Policy committee meeting in Burbank.

Council Member Marx attended the Beaver Festival in Mission Plaza and a Cal Trans tour.

9. ADJOURNMENT

The meeting was adjourned at 9:49 p.m. The next Regular City Council Meeting is scheduled for April 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