

ACTION MINUTES

REGULAR MEETING OF THE CITY COUNCIL TUESDAY, APRIL 26, 2016 COUNCIL CHAMBERS, 215 EAST BRANCH STREET ARROYO GRANDE, CALIFORNIA

1. CALL TO ORDER

Mayor Hill called the Regular City Council Meeting to order at 6:00 p.m.

2. ROLL CALL

City Council: Council Members Jim Guthrie, Tim Brown, Kristen Barneich, Mayor Pro Tem Barbara Harmon and Mayor Jim Hill were present.

Staff Present: City Manager Dianne Thompson, City Attorney Heather Whitham, Director of Legislative and Information Services/City Clerk Kelly Wetmore, Director of Administrative Services Debbie Malicoat, City Engineer Matt Horn, Public Works Director Geoff English, and Police Chief Steven Annibali.

3. MOMENT OF REFLECTION

4. FLAG SALUTE

Terry Orton, representing Arroyo Grande Lions Club, led the Flag Salute.

5. AGENDA REVIEW

5.a. Closed Session Announcements

April 12, 2016 Regular City Council Meeting:

- **Conference with Labor Negotiator** pursuant to Government Code Section 54957.6:
Agency Designated Representative: Dianne Thompson, City Manager and Deborah Malicoat, Administrative Services Director
Represented Employees: Arroyo Grande Police Officers' Association (AGPOA)

City Attorney Whitham announced that the City Council directed the City Manager to serve as the City's labor negotiator and to commence negotiations with the AGPOA.

5.b. Ordinances Read in Title Only.

Council Member Brown moved, Council Member Barneich seconded, and the motion passed unanimously that all ordinances presented at the meeting shall be read by title only and all further readings be waived.

6. SPECIAL PRESENTATIONS

6.a. Honorary Proclamation Recognizing April 29, 2016 as "Arbor Day".

Mayor Hill presented an Honorary Proclamation recognizing April 29, 2016 as "Arbor Day". Scott Dowlan, representing Arroyo Grande Tree Guild, accepted the Proclamation, thanked the Council for recognizing the Tree Guild and its partnership with the City, and provided an update of the Tree Guild's activities.

7. CITIZENS' INPUT, COMMENTS, AND SUGGESTIONS

Mayor Hill invited public comment. Speaking from the public were Patty Welsh, Arroyo Grande, stating she was glad to see the City Manager is going to start meeting with City residents, but expressed concern that it would be at coffee houses from 8:00-9:00am and suggested that she should meet with residents at City Hall in the evening from 6:00-7:00pm so more residents can attend; Beatrice Spencer, Arroyo Grande, spoke about issues related to the Sanitation District including a response to the letter sent to the District Attorney, and that the issue with Sanitation District fees being placed on the tax rolls is being put back on the Agenda for further consideration; and Kevin McCarthy, Arroyo Grande, referred to and complimented the City on its previous donation to the Land Conservancy for purchase of the Pismo Preserve, spoke about the project and acknowledged the expenditure will benefit the City and the region; and also thanked City staff for responding to his concerns regarding water issues.

8. CITY MANAGER REPORT:

City Manager Thompson provided a status report on items recently considered by the Traffic Commission, Architectural Review Committee, Historic Resources Committee, and Downtown Parking Advisory Board; reported on feedback received from businesses regarding the Google Plus Yelp Workshop; reported that Community Development and Police Department staff met to discuss economic development efforts; announced Coffee with the City Manager events starting in May, stated that the Annual Local Sales Tax Report was mailed to residents this month, and provided a list of upcoming City Council agenda items for May.

Council Member Barneich noted that she received positive feedback about the Google Yelp Workshop; however, because it filled quickly, some businesses were asking if there would be additional workshops in the future. City Manager Thompson indicated there would be a follow up meeting and that the City would be willing to host additional workshops in the future.

In response to a question by Council Member Brown regarding an email received from Doug Tait regarding concerns with mowing at Tract 1998 due to the presence of Pismo Clarkia, City Manager Thompson responded she would follow up on the matter.

9. CONSENT AGENDA

Council Member Brown requested that Items 9.e. and 9.f. be pulled.

Mayor Hill invited public comment on the remaining Consent Agenda items. Speaking from the public was Patty Welsh, referred to Item 9.h. (traffic signal upgrade project) and asked if this is a result of the Brisco ramp closure or if the project was previously planned.

At the request of Mayor Hill, Public Works Director English explained that the project has been scheduled for some time, is not part of the Brisco Interchange project, that it is a traffic signal improvement project that has already been approved by the Council, and that the item is to secure funding for project inspections. No further public comments were received.

Action: Council Member Barneich moved, and Council Member Guthrie seconded the motion to approve Consent Agenda Items 9.a. through 9.h., with the exception of Items 9.e. and 9.f., with the recommended courses of action. The motion passed on the following roll-call vote:

AYES: Barneich, Guthrie, Brown, Harmon, Hill
NOES: None
ABSENT: None

9.a. Consideration of Cash Disbursement Ratification.

Action: Ratified the listing of cash disbursements for the period April 1, 2016 through April 15, 2016.

9.b. Consideration of Investment Deposits.

Action: Received and filed the report listing the current investment deposits of the City, as of March 31, 2016, as required by Government Code Section 53646(b).

9.c. Consideration of Approval of Minutes.

Action: Approved the minutes of the Regular City Council Meeting of April 12, 2016, as submitted.

9.d. Consideration to Declare Surplus Property.

Action: Adopted a Resolution entitled **"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE DECLARING VARIOUS EQUIPMENT AS SURPLUS PROPERTY AND AUTHORIZING ITS SALE OR DISPOSAL"**.

9.g. Consideration of Acceptance of the Reservoir No. 2 Roof Recoating Project, PW 2015-13.

Action: 1) Accepted the project improvements as constructed by Fluid Resource Management in accordance with the plans and specifications for the Reservoir No. 2 Roof Recoating project; 2) Directed staff to file a Notice of Completion; and 3) Authorized release of the retention, thirty-five (35) days after the Notice of Completion has been recorded, if no liens have been filed, and return remaining project budget to the Fund Balance.

9.h. Consideration of an Appropriation of Traffic Signal Funds for Construction Management Services for the Oak Park/West Branch Street/US 101 Traffic Signal Upgrade Project, PW 2014-01.

Action: Appropriated \$10,900 from the Traffic Signalization fund.

ITEMS PULLED FROM THE CONSENT AGENDA

9.e. Monthly Water Supply and Demand Update.

Recommended Action: Receive and review the Monthly Water Supply and Demand Report.

In response to questions by Council Member Brown regarding how severe the water supply and demand is in the City, Director English acknowledged that there are concerns regarding the water supply and demand in the City and that staff would be bringing forth a comprehensive update on water use restrictions and drought conditions at the Council's May 10th meeting.

Mayor Hill invited public comment. No public comments were received.

Action: Council Member Brown moved to receive the Monthly Water Supply and Demand Report. Council Member Barneich seconded, and the motion passed unanimously by voice vote.

9.f. Consideration of Approval to Remove a Failing Landmark Oak Tree at 169 Pine Street.

Recommended Action: Approve a request to remove a failing Landmark Tree located in the public right of way in front of 169 Pine Street.

In response to questions by Council Member Brown, Director English clarified the location of the tree, that there have been efforts to preserve the tree, but it has further deteriorated over the years, and that a second opinion was received recommending the tree be removed immediately

due to public safety issues. He also noted it was not being recommended to replace the tree in this location at this time.

Mayor Hill invited public comment. No public comments were received.

Action: Council Member Brown moved to approve a request to remove a failing Landmark Tree located in the public right of way in front of 169 Pine Street. Council Member Barneich seconded, and the motion passed on the following roll-call vote:

AYES: Brown, Barneich, Guthrie, Harmon, Hill
NOES: None
ABSENT: None

10. PUBLIC HEARINGS

None.

11. OLD BUSINESS

None.

12. NEW BUSINESS

12.a. Consideration of the San Luis Obispo Council of Governments Self-Help Transportation Funding Initiative.

Recommended Action: 1) Review and comment on the draft Transportation Investment Plan categories and distribution for a proposed half-cent regional sales tax to fund Local Road Repairs and Transportation Improvements, including the proposed 9-year duration, formula distribution, and safeguards; 2) Identify key projects for local funding allocation; and; 3) Direct City staff to work with San Luis Obispo Council of Governments (SLOCOG) to develop a Final Transportation Investment Plan, ordinance, and safeguards for City and County evaluation to place on the November 2016 ballot for voter consideration.

City Manager Thompson introduced Ron DeCarli, representing San Luis Obispo Council of Governments (SLOCOG), who provided a presentation on the proposed Self Help Counties Transportation Funding Initiative which would provide funding for transportation projects through a Countywide voter approved ballot measure. Mr. DeCarli then responded to questions from Council.

Mayor Hill invited public comment. Speaking from the public was Andrea Seastrand, representing the Central Coast Taxpayers Association, read a letter stating that the Association voted to oppose the Self-Help Transportation Funding Initiative; Beatrice Spencer, Arroyo Grande, expressed concerns about the proposal from the taxpayers standpoint; Patty Welsh, Arroyo Grande, referred to the School District's proposed bond measure and spoke in opposition to the proposal; and Jim DiCecco, thanked the Council for the bike lane in front of the high school and increasing safety for the students, commented that the Council is determining tonight whether they should give the citizens the opportunity to tax themselves; and addressed the need for funding for safe routes to schools. No further public comments were received.

Council comments ensued regarding the proposed Transportation Investment Plan; the proposed Self-Help Transportation Funding initiative; that the need for transportation improvements needs to be addressed at the local level without reliance on the State; what the

alternative plan would be if the measure were not to pass; reviewed the key projects identified for Arroyo Grande for potential funding allocation, including congestion relief and operational improvements at E. Branch Street/E. Grand Avenue area; Halcyon corridor complete street improvements; operational and bike/pedestrian safety improvements at E. Branch Street/Crown Hill/Huasna and local interchange improvements in the vicinity of Traffic Way and operational improvements at Fair Oaks in the vicinity of Arroyo Grande High School; acknowledgement that tax increases are not desirable; consequences of not funding road maintenance and improvements; commending SLOCOG for proportioning funding throughout the County for transportation projects; and commending the City's Public Works staff and the City for maintaining the City's transportation infrastructure with the available funding; and the need for residents to be educated about this initiative.

Action: Council Member Barneich moved to direct staff to work with San Luis Obispo Council of Governments (SLOCOG) to develop a Final Transportation Investment Plan, ordinance, and safeguards for City and County evaluation to place on the November 2016 ballot for voter consideration, and approve the key projects for local funding allocation presented in Attachment 2 of the staff report. Council Member Brown seconded, and the motion passed on the following roll-call vote:

AYES: Barneich, Brown, Guthrie, Hill
NOES: Harmon
ABSENT: None

Mayor Hill called for a break at 8:30 p.m. The Council reconvened at 8:43 p.m.

12.b. Consideration of Revenue Plan.

City Manager Thompson presented the staff report and recommended that the Council review and provide direction on the Revenue Plan. Staff responded to questions from Council regarding the proposed programs set forth in the Revenue Plan to increase the City's revenues.

Mayor Hill invited public comment. Speaking from the public were Patty Welsh, Arroyo Grande, commented on health insurance benefits that Council Members receive and suggested eliminating this benefit, particularly for family members, as a cost savings measure; and Beatrice Spencer, Arroyo Grande, expressed concern about the proposal for a Business License Compliance audit as it appears it would cost more for the program than any additional revenue the City would receive. No further public comments were received.

Council comments ensued on the proposed Revenue Plan programs and recommended action items to ensure receipt of existing revenue streams, increase existing revenue sources, and opportunities to create new revenue. Following discussion, Council provided direction to staff to proceed with the recommended action items, with the exception of the Business License Tax Compliance program; that the Transient Occupancy Tax audit would initially include the four large hotels and depending on those results, to continue with the other lodging businesses; and to prioritize audits of the Franchise Agreements. Council also directed staff to place on a future agenda review and analysis of City expenditures.

No formal action was taken on this item.

13. CITY COUNCIL REPORTS

The Mayor and Council Members provided brief reports from the following committee, commission, board, or other subcommittee meetings that they attended as the City's appointed representative.

- (a) MAYOR HILL:**
 - (1) South San Luis Obispo County Sanitation District (SSLOCSD)
 - (2) Brisco/Halcyon Interchange Subcommittee
 - (3) Oversight Board to the Successor Agency to the Dissolved Arroyo Grande Redevelopment Agency
 - (4) California Joint Powers Insurance Authority (CJPIA)
 - (5) Other

- (b) MAYOR PRO TEM HARMON:**
 - (1) County Water Resources Advisory Committee (WRAC)
 - (2) Air Pollution Control District (APCD)
 - (3) Five Cities Fire Authority (FCFA)
 - (4) Other

- (c) COUNCIL MEMBER GUTHRIE:**
 - (1) San Luis Obispo Council of Governments/Regional Transit Authority (SLOCOG/RTA)
 - (2) South County Transit (SCT)
 - (3) Tourism Committee
 - (4) Brisco/Halcyon Interchange Subcommittee
 - (5) Economic Vitality Corporation (Attended as Alternate)

- (d) COUNCIL MEMBER BROWN:**
 - (1) Integrated Waste Management Authority Board (IWMA)
 - (2) Economic Vitality Corporation (EVC)
 - (3) Other

- (e) COUNCIL MEMBER BARNEICH:**
 - (1) Zone 3 Water Advisory Board
 - (2) Homeless Services Oversight Council (HSOC)
 - (3) Other

14. COUNCIL COMMUNICATIONS

Mayor Pro Tem Harmon invited the public to Finn's Restaurant on May 5, 2016 to benefit the Five Cities Homeless Coalition.

Council Member Barneich wished Council Member Guthrie good luck on his half marathon, and referred to an email she received on the Brisco Road interchange off ramp as it relates to the queuing of cars. In response, City Engineer Horn provided an overview of discussions that have occurred with Caltrans to remedy the situation.

15. CLOSED SESSION

At 10:35 p.m., City Attorney Heather Whitham announced the City Council would adjourn to closed session to consider the following item:

- a. PUBLIC EMPLOYEE PERFORMANCE EVALUATION** pursuant to Government Code Section 54957:
Title: City Attorney

Mayor Hill invited public comment. Speaking from the public were Beatrice Spencer, who expressed appreciation to Council Members Brown and Guthrie for requesting a review of City expenditures, commented that she hosted Coffee with the Mayor at Rancho Grande Park; acknowledged Council Member Guthrie's upcoming run in a half marathon and announced that Mayor Hill would be walking a Mile in High Heels for charity; and Patty Welsh, who expressed appreciation for the request to review City expenditures, and commented that at the upcoming South SLO County Sanitation District meeting they would be discussing benefits that are being paid to Directors. No further public comments were received.

Adjourned to closed session.

16. RECONVENE TO OPEN SESSION:

Mayor Hill reconvened the meeting to open session at 10:40 p.m. City Attorney Whitham announced that the City Council discussed the parameters and procedures for the City Attorney evaluation which will occur at the next City Council meeting.

17. ADJOURNMENT

Mayor Hill adjourned the meeting at 10:41 p.m.

Jim Hill, Mayor

ATTEST:

Kelly Wetmore, City Clerk

(Approved at CC Mtg _____)

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