

## **ACTION MINUTES**

### **REGULAR MEETING OF THE CITY COUNCIL TUESDAY, AUGUST 8, 2017 COUNCIL CHAMBERS, 215 E. BRANCH STREET ARROYO GRANDE, CALIFORNIA**

#### **1. CALL TO ORDER**

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

#### **2. ROLL CALL**

City Council: Council Members Caren Ray, Barbara Harmon, Mayor Pro Tem Brown, and Mayor Jim Hill were present. Council Member Kristen Barneich was absent.

Staff Present: City Manager Jim Bergman, City Attorney Heather Whitham, Director of Legislative and Information Services/City Clerk Kelly Wetmore, Director of Administrative Services Debbie Malicoat, Acting Police Chief Beau Pryor, Utilities Manager Shane Taylor, and Planning Manager Matt Downing.

#### **3. MOMENT OF REFLECTION**

#### **4. FLAG SALUTE**

Art Dagladillo and Bill Harvey, representing Arroyo Grande Lions Club, led the Flag Salute.

#### **5. AGENDA REVIEW**

City Manager Bergman referred to an article in the newspaper regarding an investigation being conducted on behalf of the City and announced that the report was not on tonight's agenda, but that it would be placed on a future meeting agenda for discussion. He noted that any members of the public wishing to speak could utilize the Community Comments and Suggestions item on this agenda or wait until the future meeting.

##### **5.a. Closed Session Announcements.**

Regular City Council Meeting of July 25, 2017:

- a) Conference with Legal Counsel – Existing Litigation Pursuant to Government Code Section 54956.9(d)(1):  
Name of Case: Appeal of CalPERS determination dated January 26, 2017,  
(CalPERS ID: 4633639204)

City Attorney Whitham announced that the City Council met in closed session at a Regular Meeting on July 25, 2017 to discuss the above item and that there was no reportable action.

##### **5.b. Ordinances Read in Title Only.**

Mayor Pro Tem Brown moved, Council Member Harmon 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. Mayor's Commendations Recognizing Kord Schmidt, Sports Facilities Coordinator and Kory Brooks, Maintenance Worker.**

Mayor Hill presented Mayor's Commendations to Kord Schmidt and Kory Brooks in recognition of their outstanding care, maintenance, and preparation of the fields at the Soto Sports Complex.

### **6.b. Presentation and Overview of the Annual Report for the 2016 Northern Cities Management Area.**

Shane Taylor, Utilities Manager, gave a presentation of the Annual Report for the 2016 Northern Cities Management Area and responded to questions from Council.

## **7. CITIZENS' INPUT, COMMENTS, AND SUGGESTIONS**

Mayor Hill invited public comment. Speaking from the public were: Sissy Pace, who offered an invocation; Jeff Brubaker, San Luis Obispo Council of Governments (SLOCOG) Transportation Planner, extended his appreciation to the Public Works staff, and also spoke about SLOCOG's program to develop a Long Range Transportation Plan to be adopted in June 2019, that public input on transportation priorities is being gathered to assist in creating the Plan, and encouraged everyone to submit comments online at [www.slocog.org/2019RTP](http://www.slocog.org/2019RTP); Gary Brennan, thanked the Council for recognizing Chief Annibali for his years of service and expressed his appreciation for the AGPD and their presence at the meeting tonight; Jim DeCecco, Safe Routes Coordinator for Lucia Mar School District, referred to Kord Schmidt as one of his prior students and was pleased about his recognition, and he further commented on the Council's responsibility to provide bike safety for the citizens on the roadways and making the roads safe for all who use them; Julie Tacker, spoke regarding the investigation report and noted that the content in certain documents identified in the report were not confidential and stated she would like the public to take this into account when reviewing the report; Patty Welsh, commended the Police Department on a job well done during a recent arrest incident in Arroyo Grande; Richard Waller, stated that he attended a recent NCMA meeting, acknowledged Shane Taylor and his knowledge of water, commented on the NCMA report, and stated there is still a serious concern for water in the future; Shirley Gibson, expressed concern about the investigation, relayed a conversation that she overheard in public between a South San Luis Obispo County Sanitation District employee and the Mayor regarding the General Manager, referred to the findings in the investigation report and stated concern about future litigation; Coleen Kubel, expressed her support for the Mayor and stated she did not trust the findings in the investigation report, and expressed concern that the Mayor was not interviewed, and thanked the Mayor for his service; Mary Lucey, Oceano, expressed appreciation for the NCMA Annual Report presentation, commented on the status of the groundwater basin, stated the City needs as many water sources as possible and requested that the Council put reclamation on a future agenda as the drought is not over; Jim Guthrie, thanked Chief Annibali for his years of service and commented on his accomplishments; Patricia Price, spoke regarding her attendance at South San Luis Obispo County Sanitation District meetings, getting involved in learning about District operations, specifically regarding conflict of interest issues, and spoke in support of Mayor Hill's role at the District; and Ron Arnoldson, Grover Beach, agreed with the previous speaker, stated

he has been following the District for two years, expressed concern about the past management of the District, and suggested the Council receive and file the investigation report and move on.

**8. CITY MANAGER REPORT:**

City Manager Bergman stated he had no correspondence or comments to report.

**9. CONSENT AGENDA**

Mayor Hill invited public comment on the consent agenda. No public comments were received.

**Action:** Council Member Harmon moved, and Council Member Ray seconded the motion to approve Consent Agenda Items 9.a. through 9.h. The motion passed on the following roll-call vote:

**AYES:** Harmon, Ray, Brown, Hill  
**NOES:** None  
**ABSENT:** Barneich

**9.a. Consideration of Cash Disbursement Ratification**

**Action:** Ratified the listing of cash disbursements for the period July 16, 2017 through July 31, 2017.

**9.b. Consideration of a Resolution Determining that Police Chief Steven Annibali Suffers from an Industrial Disability**

**Action:** Adopted a Resolution entitled: ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE DETERMINING THAT POLICE CHIEF STEVEN ANNIBALI SUFFERS FROM AN INDUSTRIAL DISABILITY PURSUANT TO GOVERNMENT CODE SECTION 21156”.***

**9.c. Consideration of Approval of Minutes**

**Action:** Approved the minutes of the Regular City Council Meeting of July 25, 2017, as submitted.

**9.d. Consideration to Approve Construction Plans and Specifications and Environmental Exemption for the 2017 Street Repairs Project, PW 2017-04**

**Action:** 1) Approved the construction plans and specifications for the 2017 Street Repairs Project, PW 2017-04; 2) Authorized the City Clerk to advertise for construction bids; 3) Found that the project is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Guidelines Section 15301(c); and 4) Directed the City Clerk to file a Notice of Exemption.

**9.e. Consideration to Approve Construction Plans and Specifications and Environmental Exemption for the 2017 Street Resurfacing Project, PW 2017-05.**

**Action:** 1) Approved the construction plans and specifications for the 2017 Street Resurfacing Project, PW 2017-05; 2) Authorized the City Clerk to advertise for construction bids; 3) Found that the project is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Guidelines Section 15301(c); and 4) Directed the City Clerk to file a Notice of Exemption.

**9.f. Consideration to Approve Construction Specifications and Environmental Exemption for the 2017 Concrete Repairs Project, PW 2017-06.**

**Action:** 1) Approved the specifications for the 2017 Concrete Repairs Project, PW 2017-06; 2) Authorized the City Clerk to advertise for construction bids; 3) Found that the project is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Guidelines Section 15301(c); 4) Directed the City Clerk to file a Notice of Exemption; and 5) Appropriated \$36,880 from the Water Neutralization Fund balance for the project.

**9.g. Consideration of Approval of Lease Termination Agreement with California-Pacific Annual Conference of United Methodist Church and Two (2) Release of Easement Documents and Authorizing the Mayor to Execute Same.**

**Action:** Approved a Lease Termination Agreement with the California – Pacific Annual Conference of United Methodist Church and two (2) Release of Easement documents and authorized the Mayor to execute same.

**9.h. Consideration of Request from Planning Commissioner Lan George for Consecutive Absences from Planning Commission Meetings.**

**Action:** Consented to three consecutive absences by Planning Commissioner Lan George.

Mayor Hill thanked Chief Annibali for his years of service, stating that he was so impressed with his personal dedication to the Police Department, the City, and in holding the highest standards of the profession.

Chief Annibali thanked all in attendance and spoke of his 40 years of experience in law enforcement and how fast it went by. He stated that the past 10 years in Arroyo Grande have been the most rewarding of his career, stated he was looking forward to retirement, reflected on the City's challenges and successes, and expressed appreciation for the support of the Council, staff, and community. He also thanked his wife Deb for her support over the years.

*Mayor Hill called for a break at 7:14 p.m. The Council reconvened at 7:32 p.m.*

**10. PUBLIC HEARINGS**

None.

**11. OLD BUSINESS**

None.

**12. NEW BUSINESS**

**12.a. Consideration of Staff Project No. 16-003; East Branch Street Streetscaping Alternatives; Location – East Branch Street between Mason Street and Paulding Circle; Applicant – City of Arroyo Grande.**

Community Development Director McClish introduced the item and Planning Manager Downing presented the staff report and recommended that the Council review the project alternatives for the East Branch Street Streetscaping project; select Alternative 2 as the preferred alternative, and direct staff to begin streetscape improvement project plans and specifications. Staff responded to questions from Council.

In response to a question by Council, Jeff Brubaker, representing SLOCOG, explained that only a significant change to the plan would require approval from the SLOCOG Board and he confirmed that both project alternatives currently meet the required policies.

Mayor Hill invited public comment. Speaking from the public were: Jim Guthrie, regarding the connection of bike routes and how that is being considered; and Terry Fowler-Payne, commented on the Planning Commission's review of numerous project alternatives, stated that the alternatives being proposed met most of the City's goals; commented that loss of parking was a big concern; and that there was lots of discussion regarding fencing materials and maintenance.

Council comments ensued regarding the proposed alternatives, including the proposed fencing design/material, and proposed sidewalk furniture (bench) placement within the project. Council Member Ray supported Alternative 1, citing that the protection of kids and pedestrians in the Village should be considered before businesses and loss of parking and that the General Plan policies do not address preserving parking, and that kids are not familiar with bike sharrows and don't provide a measure of safety. Council Member Harmon supported Alternative 2 as proposed as the location is in a commercial corridor and Alternative 2 addresses landscaping and streetscape improvements and promotes pedestrian safety. Mayor Pro Tem Brown supported Alternative 2 as a safer alternative and spoke of the need for pedestrian crosswalk signage and installation and enforcement of a No U-Turn sign. Mayor Hill spoke in support of Safe Routes to Schools; acknowledged that Alternative 2 utilizes bulb-outs and better pedestrian access to sidewalks and reluctantly supported Alternative 2, stating concerns with the use of sharrows versus bike lanes. He also noted that the proposed hotel in the Village will see an increased demand for parking.

**Action:** Council Member Harmon moved to select Alternative 2 as the preferred alternative, to address the fencing issue during the design phase, to consider an alternative for the bench placement, to consider warning signs for the crosswalks and a No U-turn sign to enhance safety, and to direct staff to begin streetscape improvement project plans and specifications. Mayor Pro Tem Brown seconded, and the motion passed on the following roll-call vote:

**AYES:** Harmon, Brown, Hill  
**NOES:** Ray  
**ABSENT:** Barneich

### **13. COUNCIL COMMUNICATIONS**

Council Member Harmon announced the upcoming MASH event at the South County Regional Center that will assist the homeless.

### **14. COMMUNITY COMMENTS AND SUGGESTIONS**

At this time, Mayor Hill invited community comments and suggestions and public comment on the closed session item. Speaking from the public was Julie Tacker regarding the investigation report as it related to Mr. Hubner, Administrator of the South San Luis Obispo County Sanitation District.

**15. CLOSED SESSION**

At 9:11 p.m., City Attorney Whitham announced that the City Council would adjourn to closed session to consider the following item:

- a) **CONFERENCE WITH LABOR NEGOTIATOR** pursuant to Government Code Section 54957.6:  
Agency Designated Representative: Debbie Malicoat, Administrative Services Director  
Represented Employees: Service Employees International Union, Local 620

Adjourned to closed session.

**16. RECONVENE TO OPEN SESSION:**

At 9:25 p.m., the Council reconvened to open session. City Attorney Whitham announced that there was no reportable action.

**17. ADJOURNMENT**

Mayor Hill adjourned the meeting at 9:26 p.m.

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**Jim Hill, Mayor**

**ATTEST:**

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**Kelly Wetmore, City Clerk**

**(Approved at CC Mtg \_\_\_\_\_)**

## **ACTION MINUTES**

### **REGULAR MEETING OF THE CITY COUNCIL TUESDAY, AUGUST 22, 2017 COUNCIL CHAMBERS, 215 E. 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 Caren Ray, Kristen Barneich, Mayor Pro Tem Tim Brown and Mayor Jim Hill were present. Council Member Barbara Harmon was absent.

Staff Present: City Manager Jim Bergman, City Attorney Heather Whitham, Director of Legislative and Information Services/City Clerk Kelly Wetmore, Director of Administrative Services Debbie Malicoat, Community Development Director Teresa McClish, and Planning Manager Matt Downing.

#### **3. MOMENT OF REFLECTION**

#### **4. FLAG SALUTE**

Members of Girl Scout Troop 41049 led the Flag Salute.

#### **5. AGENDA REVIEW**

##### **5.a. Closed Session Announcements:**

Regular City Council Meeting of August 8, 2017:

- a) Conference with Labor Negotiator pursuant to Government Code Section 54957.6:  
Agency Designated Representative: Debbie Malicoat, Administrative Services Director  
Represented Employees: Service Employees International Union, Local 620

City Attorney Whitham announced that the City Council met in closed session at a Regular Meeting on August 8, 2017 to discuss the above item and there was no reportable action.

##### **5.b. Ordinances Read in Title Only.**

Mayor Pro Tem Brown moved, Council Member Ray 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.

Council Member Ray proposed, and the Council concurred, to move New Business Item 12.a., (Concurrence and Confirmation of Appointment of Chief of Police), up to Item 6 on the Agenda.

#### **6. SPECIAL PRESENTATIONS**

##### **12.a. Consideration of Concurrence and Confirmation of Appointment of Chief of Police.**

City Manager Bergman stated it was a great honor to be City Manager and be able to select and receive concurrence from the Council on the City's new Chief of Police. He stated his recommendation is Commander Beau Pryor. He provided an overview of Commander Pryor's professional background with the City's Police Department for the past 23 years, including his assignment as Acting Police Chief for the past 8 months. He stated that the salary range for the position would be between \$11,005 - \$13,338 per month, that Chief Pryor's starting salary would be \$11,502, and he will receive benefits that are described in the Council adopted Resolution for Management.

Mayor Hill invited public comment. Speaking from the public was Shirley Gibson, on behalf of herself and her mother Manetta Bennett, offered congratulations and welcomed the new Police Chief; and Anne McCracken, on behalf of the Arroyo Grande Valley Kiwanis Club, welcomed Beau Pryor as the new Chief of Police. No further public comments were received.

**Action:** Council Member Ray moved to concur and confirm the City Manager's appointment of Beau D. Pryor as the City's Chief of Police. Mayor Hill seconded, and the motion passed on the following roll-call vote:

**AYES:** Ray, Hill, Barneich, Brown  
**NOES:** None  
**ABSENT:** Harmon

City Clerk Wetmore administered the Oath of Office to Chief Pryor. Chief Pryor's badge was then pinned on his uniform by his wife Shawn Pryor. Chief Pryor thanked the Mayor, City Council Members, and City Manager, spoke of his commitment to public service for the City over the past 23 years, and thanked his family, law enforcement family, neighbors and friends for their support, and he thanked retired Chief Annibali for his mentorship and support.

## **7. CITIZENS' INPUT, COMMENTS, AND SUGGESTIONS**

Mayor Hill invited public comment. Speaking from the public were Linda Osty, who offered an invocation; and Nancy McNeil, Oceano, expressed concern about statements made by Mayor Hill at the last South San Luis Obispo County Sanitation District meeting.

## **8. CITY MANAGER REPORT:**

City Manager Bergman stated he had no correspondence or comments to report.

## **9. CONSENT AGENDA**

Council Member Ray requested Items 9.c. and 9.f. be pulled from the consent agenda.

Mayor Hill invited public comment on the consent agenda items. No public comments were received.

**Action:** Council Member Barneich moved, and Mayor Pro Tem Brown seconded the motion to approve Consent Agenda Items 9.a. through 9.g., with the exception of Items 9.c. and 9.f., with the recommended courses of action. The motion passed on the following roll-call vote:

**AYES:** Barneich, Brown, Ray, Hill  
**NOES:** None  
**ABSENT:** Harmon



- 9.a. Consideration of Cash Disbursement Ratification.**  
**Action:** Ratified the listing of cash disbursements for the period August 1, 2017 through August 15, 2017.
- 9.b. Consideration of Statement of Investment Deposits.**  
**Action:** Received and filed the report listing of investment deposits of the City of Arroyo Grande, as of July 31, 2017, as required by Government Code Section 53646(b).
- 9.d. Consideration of Appointment to the Citizens' Transportation Advisory Committee.**  
**Action:** Approved the appointment of Rodney Pappas to the Citizens' Transportation Advisory Committee.
- 9.e. Consideration of the Purchase of Public Works Department Replacement Vehicles.**  
**Action:** 1) Approved the plan for replacement of Public Works vehicles and equipment in FY 2017-18; 2) Authorized the purchase of three (3) replacement service trucks from Mullahey Ford of Arroyo Grande, for the total amount of \$73,647.18; 3) Authorized the purchase of a replacement Dump Truck from Gibbs International, Inc. of Santa Maria, in the amount of \$149,012.26; 4) Authorized the purchase of an Alternative Fuel Vehicle (Hybrid) from Mullahey Ford of Arroyo Grande in the amount of \$21,985.11; 5) Authorized the purchase of a Mini Excavator from Berchtold Equipment Company in the amount of \$62,634.00; 6) Delegated authority to the City Manager to execute all necessary purchase orders or documents to facilitate the purchase of planned vehicles and equipment; and 7) Adopted a Resolution entitled: **"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE DECLARING FOUR UNUSED VEHICLES AS SURPLUS PROPERTY AND AUTHORIZING THEIR SALE OR DISPOSAL"**.
- 9.g. Monthly Water Supply and Demand Update.**  
**Action:** Received and filed the monthly Water Supply and Demand Report.

**ITEMS PULLED FROM THE CONSENT AGENDA**

- 9.c. Consideration of Appointment of Voting Delegates for the League of California Cities Annual Conference and Direction Regarding the Annual Conference Resolutions.**  
**Recommended Action:** Appoint Mayor Jim Hill as the voting delegate for the League of California Cities Annual Conference and City Manager James Bergman as the alternate, and provide direction to the voting delegates to support two League of California Cities Resolutions.

Council Member Ray supported the item; however, she requested that these types of items be placed on New Business in the future because the proposed Conference Resolutions may warrant discussion and analysis to evaluate any impacts on smaller cities like Arroyo Grande. She referred to the League's Policy Committees and stated that until the City has representation on the policy subcommittees, she would like the Council to discuss these matters. In response to a question by Council Member Ray, City Manager Bergman noted that Five Cities Fire Authority Chief Lieberman was in support of the recommendation for the proposed Resolution concerning emergency service levels and direct emergency medical responses.

**Action:** Council Member Ray moved to appoint Mayor Jim Hill as the voting delegate for the League of California Cities Annual Conference and City Manager James Bergman as the alternate, and to provide direction to the voting delegates to support two League of California Cities Resolutions. Mayor Pro Tem Brown seconded, and the motion passed on the following roll-call vote:

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

**9.f. Consideration of Lease Purchase Financing for Public Works Department Vehicles and Equipment.**

**Recommended Action:** 1) Adopt a Resolution authorizing lease purchase financing with Holman Capital for Public Works vehicles and equipment; and 2) Delegate authority to the City Manager to execute all necessary documents to facilitate the financing.

In response to a question by Council Member Ray, Director Malicoat clarified that the term of the Lease Agreement will be 4 years and that the Lease Agreement would be corrected to reflect the 4 year term.

**Action:** Council Member Ray moved to: 1) Adopt a Resolution entitled: ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE AUTHORIZING THE EXECUTION AND DELIVERY OF AN EQUIPMENT LEASE-PURCHASE AGREEMENT, AN ESCROW AGREEMENT AND EQUIPMENT SCHEDULE WITH RESPECT TO THE ACQUISITION, PURCHASE, FINANCING, AND LEASING OF CERTAIN EQUIPMENT FOR THE PUBLIC BENEFIT; AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AND AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION,*** as amended to reflect a 4-year term; and 2) Delegate authority to the City Manager to execute all necessary documents to facilitate the financing. Council Member Barneich seconded, and the motion passed on the following roll-call vote:

**AYES:** Ray, Barneich, Brown, Hill  
**NOES:** None  
**ABSENT:** Harmon

**10. PUBLIC HEARINGS**

None.

**11. OLD BUSINESS**

None.

**12. NEW BUSINESS**

**12.b. Update on Tourism Business Improvement District.**

City Manager Bergman presented the staff report, and Judith Bean, CEO and President of the Arroyo Grande Grover Beach Chamber of Commerce, presented an overview of the VisitArroyoGrande.org website and highlighted several marketing videos. It was recommended that the Council receive and file the presentation on the marketing activities of the Tourism Business Improvement District. Staff and Ms. Bean responded to questions from Council regarding process and procedure for the Advisory Board, budget preparation, the marketing consultant contract, the use of revenue for enforcement activities, advertising, and what improvements can be made to the Tourism Business Improvement District.

Mayor Hill invited public comment. Speaking from the public were: Patricia Price, Arroyo Grande, who asked if there is any audio in the videos, liked references in the videos to Arroyo Grande businesses, suggested rotating the names of businesses, however, she noted that the videos did not impress her; and Jim Guthrie, Arroyo Grande, expressed concern that the hotels are not sufficiently engaged in the Tourism Business Improvement District activities, they are not paying attention to results, that data is needed to analyze the value of the TBID, suggested reviewing data on the website to see if rooms are being booked. No further public comments were received.

Council comments ensued regarding procedural concerns, that the Council should provide direction on policy and process, including process for the marketing committee, a potential review and amendment of the TBID Board Bylaws, a Request for Proposals (RFP) for a new marketing consultant, enforcement of homestays and vacation rentals, a review of the target audience for marketing videos and targeting people who are already coming to Arroyo Grande to visit, that there should be some way to see measurable data and responses.

City Manager Bergman noted that staff would return to the Council with further information by October. No formal action was taken on this item. The presentation was received and filed.

**12.c. Consideration of Staff Project 17-008; Adoption of an Initial Study/Mitigated Negative Declaration and Approving the James Way Oak Habitat and Wildlife Preserve Trail Addition Project; Applicant – City of Arroyo Grande.**

City Attorney Whitham declared a conflict of interest on this item due to ownership of real property near the project area, stated she would not participate in this item, and left the room.

Community Development Director McClish presented the staff report and stated the Parks and Recreation Commission and the Planning Commission recommended that the Council adopt a Resolution: 1) Adopting an Initial Study/Mitigated Negative Declaration; 2) Approving the James Way Oak Habitat and Wildlife Preserve Trail Addition Project; and 3) Directing the City Clerk to file a Notice of Determination. Mayor Pro Tem Brown inquired about the supplemental information distributed to Council which included a letter received from commercial property owners adjacent to the James Way Habitat regarding the proposed project. Staff acknowledged that there were concerns about parking behind the commercial buildings to access the trails from that location. Director McClish noted the City has a utility easement and a sewer easement near that location.

Mayor Hill invited public comment. Speaking from the public were: Pat McCann, stated he was not opposed to the trail; however, he expressed concerns about liability with parking behind the commercial buildings to access the trail, and stated that more parking is needed on James Way at the trailhead; and Pete Carlson, who suggested that the City voluntarily fence the area off behind the commercial buildings so that people will park on James Way to access the trail and it would also cut down on transients occupying the area. No further public comments were received.

Director McClish indicated that staff is happy to meet and discuss options with the commercial property owner to address concerns about liability and to identify alternatives moving forward, and noted the City has trail liability coverage.

Council comments ensued in support of the project, including continuing to allow mountain bikes on the trail, provided suggestions regarding appropriate signage for the trail and for parking, and acknowledgement of the volunteers who maintain the trail.

**Action:** Mayor Hill moved to adopt a Resolution entitled: **“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE ADOPTING A MITIGATED NEGATIVE DECLARATION, INSTRUCTING THE CITY CLERK TO FILE A NOTICE OF DETERMINATION, AND APPROVING THE JAMES WAY OAK HABITAT AND WILDLIFE PRESERVE TRAIL ADDITIONAL PROJECT (STAFF PROJECT 17-008); APPLIED FOR BY THE CITY OF ARROYO GRANDE”**, as proposed which includes allowing mountain bikes to continue accessing the trail. Mayor Pro Tem Brown seconded the motion. There was brief discussion about signage, and process and policy for removal of transient camps within the trail area.

The motion passed on the following roll-call vote:

**AYES:** Hill, Brown, Barneich, Ray  
**NOES:** None  
**ABSENT:** Harmon

*Mayor Hill called for a break at 7:55 p.m. The Council reconvened at 8:05 p.m.*

**12.d. Consideration of Short-Term Parking Restrictions in the Village (Staff Project 17-007).**

Community Development Director McClish presented the staff report and stated that the Downtown Parking Advisory Board recommended that the Council adopt a Resolution amending parking restrictions in the Village to: 1) designate two on-street spaces in both the westbound and eastbound directions of Branch Street for 20-minute parking; 2) maintain 2-hour parking restrictions on East and West Branch Street; 3) limit parking on Olohan Alley along the creek from Bridge Street to the Olohan Alley extension, the Car Corral, and the southernmost row of the Le Point Street parking lot to 3-hour parking; and 4) direct staff to investigate options and/or sources of funding for parking enforcement. Staff responded to questions from Council.

Mayor Hill invited public comment. Speaking from the public were: Val Delaney, who stated that 85-90% of parking on E. Branch Street has no turnover, stated that it was wrong to have restricted parking and not enforce it, suggested random enforcement so that behavior will change, and expressed concern that business owners and their employees park on the street in front of their businesses; Patty Welsh, agreed that merchants park in front of their businesses, suggested restriping and labeling motorcycle spaces, expressed concern about allowing truck parking in the center lane to unload deliveries and suggested a designated area in the center lane be marked for trucks to unload, stated that bulbouts should be marked, 20 minutes spots should be centrally located, and she hoped that parking standards in the City will be addressed soon; Pete Carlson, commented that limited parking meters are a good idea and that the in-lieu of parking fee funds may be able to be used to add additional parking and that maybe a parking committee could be formed; Mark Pelletier, Broadway Jewelers, stated that employees and owners are parking on E. Branch Street, he is asking for fairness to allow more opportunities for people to visit his business, he is a proponent of meters to generate revenue, but to consider this in the future; Frank Schiro, Rooster Creek/Mason Bar & Kitchen, stated that every business has different needs, there needs to be a balance for time restricted parking, commented that the Le Point Street parking lot is highly underutilized and businesses are refusing to use it, current

signage is not sufficient, directional signs should be installed that say “Free Parking”, and suggested that two of the 20 minute parking spaces should be in front of the meat market; Patricia Price, favored free parking, suggested meters on Branch with four 20 minutes zones with cost to park low with high fines, and agreed that the existing parking signage is not effective. No further public comments were received.

**Action:** Council Member Ray moved to adopt a Resolution to: 1) add two 20-minute spaces in front of the dry cleaner and Arroyo Grande Meat Company, 2) add increased Neighborhood Services Technicians for parking enforcement, and 3) add robust signage that does not use symbols, and uses words to increase usage of the Le Point Street parking lot. Brief discussion ensued regarding staffing constraints as it relates to enforcement. Mayor Pro Tem Brown seconded the motion, and the motion was lost on the following tie vote:

**AYES:** Ray, Brown  
**NOES:** Barneich, Hill  
**ABSENT:** Harmon

City Manager Bergman suggested that he could meet with Chief Pryor to discuss options for parking enforcement and come back to the Council to further discuss those options. He noted the Police Department just restarted the Cadet Program with the idea to transfer some of the work that Neighborhood Services does to the Cadets, to free up additional time for Neighborhood Services.

**Action:** Council Member Ray moved to adopt a Resolution to: 1) add two 20-minute spaces in front of the dry cleaner and Arroyo Grande Meat Company (with no signage, just pavement markings), 2) add robust signage to direct parking to the Le Point Street Parking Lot and direct staff to meet with Mr. Frank Schiro regarding his proposed suggestions for signage, and 3) direct staff to meet with Chief Pryor to discuss enforcement strategy for downtown on E. Branch Street. Mayor Pro Tem Brown seconded the motion. City Attorney Whitham clarified the revisions to the Resolution. The motion passed on the following roll-call vote:

**AYES:** Ray, Brown, Barneich, Hill  
**NOES:** None  
**ABSENT:** Harmon

### **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

- (b) **MAYOR PRO TEM BROWN:**
  - (1) San Luis Obispo Council of Governments/Regional Transit Authority (SLOCOG/RTA)
  - (2) Integrated Waste Management Authority Board (IWMA)
  - (3) South County Transit (SCT)
  - (4) Brisco/Halcyon Interchange Subcommittee
  
- (c) **COUNCIL MEMBER BARNEICH:**
  - (1) Zone 3 Water Advisory Board
  - (2) Homeless Services Oversight Council (HSOC)
  - (3) Other
  
- (d) **COUNCIL MEMBER HARMON:**
  - (1) County Water Resources Advisory Committee (WRAC)
  - (2) Air Pollution Control District (APCD)
  - (3) Five Cities Fire Authority (FCFA)
  - (4) Other: Attended the Visit SLO CAL Advisory Committee meeting.
  
- (e) **COUNCIL MEMBER RAY:**
  - (1) California Joint Powers Insurance Authority (CJPIA)
  - (2) Economic Vitality Corporation (EVC)
  - (3) Tourism Marketing Committee

#### **14. COUNCIL COMMUNICATIONS**

Mayor Pro Tem Brown expressed concern about earlier public comments directed at one Council Member and not the Council as a whole.

Council Member Ray announced the Harvest Festival Bake-Off and encouraged people to participate and stated the event will benefit the South County Historical Society.

Council Member Barneich announced that the Five Cities Homeless Coalition Empty Bowls event will be held on September 13<sup>th</sup> at St. Patrick's Church from 11:00 a.m. to 2:00 p.m.

Mayor Hill noted that school is back in session and encouraged driver safety when driving near schools.

#### **15. COMMUNITY COMMENTS AND SUGGESTIONS**

None.

#### **16. CLOSED SESSION**

At 9:16 p.m., City Attorney Whitham announced the City Council would adjourn to closed session to consider the following item:

- a) CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code Section 54957.6:  
Agency Designated Representative: Debbie Malicoat, Administrative Services Director  
Represented Employees: Service Employees International Union, Local 620

Adjourned to closed session.

**16. RECONVENE TO OPEN SESSION:**

At 9:42 p.m., the Council reconvened to open session. City Attorney Whitham announced that there was no reportable action.

**17. ADJOURNMENT**

Mayor Hill adjourned the meeting at 9:43 p.m.

\_\_\_\_\_  
**Jim Hill, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Kelly Wetmore, City Clerk**

(Approved at CC Mtg \_\_\_\_\_)

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