

## **ACTION MINUTES**

### **REGULAR MEETING OF THE CITY COUNCIL TUESDAY, FEBRUARY 11, 2020 COUNCIL CHAMBERS, 215 E. BRANCH STREET ARROYO GRANDE, CALIFORNIA**

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

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

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

City Council: Council Members Lan George, Jimmy Paulding, Kristen Barneich, Mayor Pro Tem Keith Storton, and Mayor Caren Ray Russom were present.

Staff Present: City Manager Jim Bergman, City Attorney Timothy Carmel, Deputy City Clerk Jessica Matson, Chief of Police Beau Pryor, Director of Public Works Bill Robeson, Community Development Director Whitney McDonald, and City Engineer Robin Dickerson.

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

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

Mayor Ray Russom led the Flag Salute.

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

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

None.

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

Council Member Barneich moved, Mayor Pro Tem Storton 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. Introduction of New Employee – Whitney McDonald, Director of Community Development.**

City Manager Bergman introduced Whitney McDonald as the new Director of Community Development and highlighted her educational and professional background.

#### **7. COMMUNITY COMMENTS AND SUGGESTIONS**

Mayor Ray Russom invited public comment. Speaking from the public was Linda Osty, who offered an invocation.

#### **8. CONSENT AGENDA**

Mayor Ray Russom asked the Council if they had any questions or would like to pull any items for further discussion.

Mayor Ray Russom referred to Item 8.b. (Consideration of Annual Adjustment of Development Impact Fees) regarding low income development impact fees and City Manager Bergman provided a brief background on the tiered rate for low-medium income housing developments.

Mayor Ray Russom invited public comments on the Consent Agenda. No public comments were received.

**Action:** Mayor Pro Tem Storton moved, and Council Member Paulding seconded the motion to approve Consent Agenda Items 8.a. through 8.c., with the recommended courses of action. The motion passed on the following roll-call vote:

**AYES:** Storton, Paulding, George, Barneich, Ray Russom  
**NOES:** None  
**ABSENT:** None

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

**Action:** Ratified the listing of cash disbursements for the period January 16, 2020 through January 31, 2020.

**8.b. Consideration of Annual Adjustment of Development Impact Fees.**

**Action:** Adopted a Resolution entitled: ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE ADJUSTING DEVELOPMENT IMPACT FEES BY THE CHANGE IN THE ENGINEERING NEWS RECORD CONSTRUCTION COST INDEX”***.

**8.c. Consideration of Updates to the Jim Guthrie Community Service Grant Program Committee Criteria.**

**Action:** Approved an update to the Jim Guthrie Community Service Grant Committee criteria.

**9. PUBLIC HEARINGS**

None.

**10. OLD BUSINESS:**

**10.a. Consideration of Adoption of a Resolution Pursuant to Public Contract Code Section 22050 Finding a Determination to Continue Work Under Emergency Contracts for the Oak Park Boulevard and El Camino Real Emergency Storm Drain System Repair Project, PW 2020-04.**

Public Works Director Robeson presented an update and next steps in the project and recommended that the Council: 1) Receive and file an update of emergency storm drain system repairs on Oak Park Boulevard at El Camino Real; and 2) Adopt a Resolution that there is a need to continue the emergency action for the storm drain system repairs in accordance with Public Contract Code Section 22050, and responded to brief questions from Council.

Mayor Ray Russom invited public comments. Speaking from the public was Ron Riley, Garing Taylor and Associates, commented regarding the culvert and possible problems with future flooding and requested to meet with staff. No further public comments were received.

**Action:** Council Member George moved to adopt a Resolution entitled: **“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE DETERMINING A NEED TO CONTINUE WORK UNDER EMERGENCY CONTRACTS TO REPAIR THE STORM DRAIN SYSTEM ON OAK PARK BOULEVARD AND EL CAMINO REAL”**. Council Member Barneich seconded, and the motion passed on following roll call vote:

**AYES:** George, Barneich, Paulding, Storton, Ray Russom  
**NOES:** None  
**ABSENT:** None

## **11. NEW BUSINESS**

**11.a. Consideration of Introduction of an Ordinance Repealing the City’s Expanded Polystyrene Ordinance and Adopting by Reference the Integrated Waste Management Authority’s Ordinance Regulating Polystyrene and Expanded Polystyrene Food Containers and Products and Schedule a Public Hearing to Consider its Adoption.**

City Manager Bergman presented the staff report and recommended that the Council introduce an ordinance repealing the City's polystyrene ordinance and adopting the IWMA's polystyrene ordinance by reference and schedule a Public Hearing for the March 10, 2020 City Council meeting to consider its adoption. Mr. Bergman responded to brief questions from the Council.

Mayor Ray Russom invited public comments. No public comments were received.

City Attorney Carmel read the full title of the Ordinance, as follows: **“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE REPEALING AND REPLACING CHAPTER 8.34 OF THE ARROYO GRANDE MUNICIPAL CODE RELATING TO EXPANDED POLYSTYRENE AND ADOPTING BY REFERENCE ORDINANCE NO. 2019-1 OF THE SAN LUIS OBISPO COUNTY INTEGRATED WASTE MANAGEMENT AUTHORITY REGULATING POLYSTYRENE AND EXPANDED POLYSTYRENE (EPS) FOOD CONTAINERS AND PRODUCTS”**.

**Action:** Council Member Barneich moved to introduce the Ordinance as read in title by City Attorney Carmel. Council Member George seconded, and the motion passed on following roll call vote:

**AYES:** Barneich, George, Paulding, Storton, Ray Russom  
**NOES:** None  
**ABSENT:** None

**Action:** Council Member Barneich moved to schedule a Public Hearing for the March 10, 2020 City Council meeting to consider its adoption. Mayor Pro Tem Storton seconded, and the motion passed on following roll call vote:

**AYES:** Barneich, Storton, George, Paulding, Ray Russom  
**NOES:** None  
**ABSENT:** None

**11.b. Consideration of Establishing a City Council Ad Hoc Committee Related to Strategic Concepts**

City Manager Bergman presented the staff report and recommended that the Council: 1) Review background information about the use of ad hoc committees; 2) Establish the specific purpose, timeframe and make up of a desired ad hoc committee; and 3) If desired, select members of the City Council to serve on the ad hoc committee.

Mayor Ray Russom invited public comments. No public comments were received.

**Action:** Council Member Paulding moved to approve an ad hoc committee consisting of Council Members Paulding and George to refine the strategic plan and include measurements, consider uses for SB1090 mitigation funds, and consider options for community outreach, to be presented back to Council and have a 30 day lifespan. Council Member Barneich seconded, and the motion passed on following roll call vote:

**AYES:** Paulding, Barneich, George, Storton, Ray Russom  
**NOES:** None  
**ABSENT:** None

**12. CITY COUNCIL REPORTS**

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

**(a) MAYOR RAY RUSSOM:**

- (1) California Joint Powers Insurance Authority (CJPIA)
- (2) South San Luis Obispo County Sanitation District (SSLOCSD)
- (3) Tourism Business Improvement District Advisory Board
- (4) Other: Monthly Mayor's Meeting

**(b) MAYOR PRO TEM STORTON:**

- (1) Brisco/Halcyon Interchange Subcommittee
- (2) Five Cities Fire Authority (FCFA)
- (3) Integrated Waste Management Authority Board (IWMA)
- (4) South County Chambers of Commerce Governmental Affairs Committee

**(c) COUNCIL MEMBER BARNEICH:**

- (1) Homeless Services Oversight Council (HSOC)
- (2) South County Homeless Taskforce
- (3) Zone 3 Water Advisory Board

**(d) COUNCIL MEMBER PAULDING:**

- (1) Air Pollution Control District (APCD)
- (2) Brisco/Halcyon Interchange Subcommittee
- (3) Council of Governments/Regional Transit Authority (SLOCOG/SLORTA)
- (4) South County Transit (SCT)

- (e) **COUNCIL MEMBER GEORGE:**
- (1) Community Action Partnership San Luis Obispo (CAPSLO)
  - (2) County Water Resources Advisory Committee (WRAC)
  - (3) Regional Water Initiatives
  - (4) Visit SLO CAL Advisory Board

### **13. COUNCIL COMMUNICATIONS**

Council Member Barneich thanked Marcy Betita for her efforts over the year cleaning up tree wells and announced that the We Heart AG community volunteer event will be on April 19<sup>th</sup> from 8 am – 12 pm.

Council Member Barneich requested that staff bring back an item for Council consideration regarding a study session on the East Grand Avenue Master Plan. Council Member Paulding and Mayor Ray Russom concurred.

Council Member George stated that the Harvest Festival Committee has a new Chair and needs more Committee volunteers.

Mayor Pro Tem Storton stated that he will be speaking on behalf of the Mayor at the Pismo Beach Chamber of Commerce Mayors forum.

### **14. CLOSED SESSION**

At 7:08 p.m., City Attorney Carmel announced the Council would adjourn to closed session to consider the following item:

- 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 Ref No: 2017-0305)

Mayor Ray Russom invited public comment on the closed session item, and upon hearing no comments, she closed the public comment period.

Adjourned to Closed Session.

### **15. RECONVENE TO OPEN SESSION**

At 7:34 p.m., the meeting was reconvened to open session. City Attorney Carmel reported that the Council discussed existing litigation and that there was no reportable action.

### **16. ADJOURNMENT**

There being no further business to come before the City Council, Mayor Ray Russom adjourned the meeting at 7:35 p.m.

**/s/Caren Ray Russom, Mayor**

**ATTEST:**

**/s/Jessica Matson, Deputy City Clerk**

**(Approved at CC Mtg 02/25/20202)**