

## **ACTION MINUTES**

### **REGULAR MEETING OF THE CITY COUNCIL TUESDAY, JANUARY 22, 2019 COUNCIL CHAMBERS, 215 E. BRANCH STREET ARROYO GRANDE, CALIFORNIA**

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

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

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

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

Staff Present: City Manager Jim Bergman, City Attorney Heather Whitham, Director of Legislative and Information Services/City Clerk Kelly Wetmore, Interim Director of Administrative Services Nicole Valentine, Director of Community Development Teresa McClish, Director of Recreation Services Sheridan Bohlken, Chief of Police Beau Pryor, Director of Public Works Bill Robeson, and Utilities Manager Shane Taylor.

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

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

Jared and Maureen Sharon, representing Arroyo Grande Valley Kiwanis, led the Flag Salute.

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

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

None.

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

Mayor Ray Russom moved, Council Member George 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.

Mayor Ray Russom requested, and the Council concurred, to move Item 11.a. up on the Agenda prior to consideration of the consent agenda.

#### **11. NEW BUSINESS**

##### **11.a. Consideration Request to Rename the Elm Street Community Center and to Name Certain Facilities Located at Rancho Grande Park.**

Recreation Services Director Bohlken presented the staff report and recommended that the Council consider a request by Mayor Ray Russom to: 1) Adopt a Resolution to rename the Elm Street Community Center to "Mark M. Millis Community Center", in honor of his civic service to the City of Arroyo Grande; and 2) Adopt a Resolution to name the children's playground facility at Rancho Grande Park the "Mel Cottrell Children's Playground", in recognition of his volunteerism, community service, and donations benefitting the City of Arroyo Grande. Staff responded to questions from Council.

Mayor Ray Russom invited public comment. Speaking from the public were: Greg Cottrell, in support of naming the playground facility at Rancho Grande Park after his father, Mel Cottrell; and Laura Hansen, in support of renaming the Elm Street Community Center after her father, Mark M. Millis. No further public comments were received.

**Action:** Mayor Ray Russom moved to adopt a Resolution entitled: **“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE RENAMING THE ELM STREET COMMUNITY CENTER THE “MARK M. MILLIS COMMUNITY CENTER”**. Council Member Storton seconded, and the motion passed on the following roll-call vote:

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

**Action:** Mayor Ray Russom moved to adopt a Resolution entitled: **“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE NAMING THE PLAYGROUND AREA AT RANCHO GRANDE PARK THE “MEL COTTRELL CHILDREN’S PLAYGROUND”**. Council Member Storton seconded, and the motion passed on the following roll-call vote:

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

## **6. SPECIAL PRESENTATIONS**

None.

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

Mayor Ray Russom invited public comment. Speaking from the public was: Timothy Mahoney, Southern California Gas Company, regarding balanced energy and the use of renewable natural gas. No further public comments were received.

## **8. CONSENT AGENDA**

Council Member George requested that Item 8.k. be pulled.  
Council Member Storton requested that Items 8.d. and 8.j. be pulled.

Mayor Ray Russom invited public comment on the consent agenda. Speaking from the public were: Alicia Lara, representing the Royal Oaks Neighborhood Stakeholders group for the Brisco/Halcyon/101 interchange project, commented on Item 8.h. and stated that the group looks forward to meeting with the subcommittee regarding the next steps that will be taken to finalize the project; and Chuck Kass, co-chair of the Stakeholders group, stated the group has provided a great deal of information to the Council regarding the project, they are anxious to know who has been appointed to the Council Subcommittee, and wanted to ensure that the group remains involved in the process. No further public comments were received.

Mayor Ray Russom noted that Council Members Paulding and Storton are the Council appointed representatives to the Brisco/Halcyon/101 Interchange Project Subcommittee, and City Manager Bergman stated that the project is tentatively scheduled for the Council’s March 12<sup>th</sup> agenda.

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

**AYES:** Storton, Ray Russom, Paulding, George

**NOES:** None

**ABSENT:** Barneich

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

**Action:** Ratified the listing of cash disbursements for the period January 1, 2019 through January 15, 2019.

**8.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 December 31, 2018, as required by Government Code Section 53646(b).

**8.c. Consideration of Resolution Authorizing the Deposit of City Funds in Various Financial Institutions.**

**Action:** Adopted a Resolution entitled: ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE AUTHORIZING THE DEPOSIT OF CITY FUNDS IN VARIOUS FINANCIAL INSTITUTIONS”*** and updating the names of designated employees in certain positions authorized to enter into banking or investment arrangements.

**8.e. Consideration of Approval of Minutes.**

**Action:** Approved the minutes of the Regular City Council Meeting of January 8, 2019, as submitted.

**8.f. Consideration of Council Appointments to Various City Commissions, Boards, and Committees.**

**Action:** Approved the appointments to various City Commissions, Boards and Committees.

**8.g. Consideration of Approval of First Amendment to Land Lease Agreement with Verizon Wireless - 1221 Ash Street.**

**Action:** Approved and authorized the Mayor to execute a First Amendment to the Land Lease Agreement with Verizon Wireless for use of an additional approximately 130 square feet of property located at 1221 Ash Street for an upgrade to their existing telecommunication facility equipment.

**8.h. Consideration of Approval of Amendment to Extend the Agreement for Consultant Services with Wood Rodgers for the Brisco Interchange Project.**

**Action:** Approved and authorized the Mayor to execute Amendment No. 15 to the Consultant Services Agreement with Wood Rodgers, Inc. to extend the contract expiration date from December 31, 2018 to August 31, 2019, to allow the consultant additional time to complete the contracted scope of services.

**8.i. Consideration of Approval of an Amendment to Extend the Term of the Agreement for Consultant Services with Beacon Integrated Professional Resources, Inc., DBA Hamner, Jewell & Associates for Right of Way Acquisition and Appraisal Services for the Bridge Street Bridge Rehabilitation Project.**

**Action:** 1) Approved Amendment No. 1 extending term of the agreement for Consultant Services with Beacon Integrated Professional Resources, Inc. dba Hamner, Jewell & Associates from December 31, 2018 to December 31, 2019 to allow the consultant time to complete the contracted scope of services; and 2) Authorized the Mayor to sign Amendment No. 1.

**ITEMS PULLED FROM THE CONSENT AGENDA**

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

**Recommended Action:** Adopt a Resolution approving the annual adjustment to the City's Development Impact Fees pursuant to Municipal Code Section 3.36.040.

In response to questions from Council Member Storton, staff provided an update on the status of the funding for the development impact fee study that was started in FY 2014-15 but was not completed due to the downturn in the economy and staffing changes, and explained that the data gathered for the study would be applicable to complete the study in the next year. City Manager Bergman briefly explained the basis for development impact fees to appropriately mitigate development impacts in the City.

**Action:** Council Member Storton moved to adopt 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"***. Council Member George seconded, and the motion passed on the following roll-call vote:

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

**8.j. Consideration of a Consultant Services Agreement with Tuckfield & Associates to Prepare a Water and Wastewater Rate Study Update.**

**Recommended Action:** 1) Approve a Consultant Services Agreement with Tuckfield & Associates to prepare a water and wastewater study update; and 2) Appropriate \$30,000 from the Water Fund and \$6,300 from the Sewer Fund for the study.

In response to questions from Council Member Storton, staff explained Senate Bill 231 regarding stormwater fees and that the goal is to establish a new stormwater enterprise fund to fund all new discharge, reporting, and upgrade requirements; explained that sales tax funds are currently being used to fund stormwater reporting requirements and Public Works staff is absorbing costs for maintenance and operation; that public engagement is included in the scope of work; that Central Coast Blue is not part of the scope of the study at this time; that staff time for preparing the annual stormwater report will be included in the study; and that the fee would be reflected in customer utility bills. City Manager Bergman further explained costs associated with State mandated regulations for managing stormwater runoff.

**Action:** Council Member Storton moved to: 1) Approve a Consultant Services Agreement with Tuckfield & Associates to prepare a water and wastewater study update; and 2) Appropriate \$30,000 from the Water Fund and \$6,300 from the Sewer Fund for the study. Council Member George seconded, and the motion passed on the following roll-call vote:

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

**8.k. Calendar Year 2018 Water Supply and Demand Update.**

**Recommended Action:** Receive and file the Calendar Year 2018 Water Supply and Demand Report.

In response to questions from Council Member George, staff provided a 10-year history of City water usage per capita before water conservation measures were instituted, and explained that if the City were to declare a Stage 1 emergency, a 10% water use reduction would be implemented.

**Action:** Council Member George moved to receive and file the Calendar Year 2018 Water Supply and Demand Report. Council Member Storton seconded, and the motion passed on the following roll-call vote:

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

**9. PUBLIC HEARINGS**

None.

**10. OLD BUSINESS**

None.

**11. NEW BUSINESS**

**11.b. Consideration of an Ordinance Amending Chapter 9.32 and Adding Chapter 9.33 to Title 9 of the Arroyo Grande Municipal Code Relating to Mobile Vending and Sidewalk Vending.**

Community Development Director McClish presented the staff report and recommended that the Council introduce an Ordinance amending Chapter 9.32 and adding Chapter 9.33 to Title 9 of the Arroyo Grande Municipal Code relating to Mobile Vending and Sidewalk Vending. Staff responded to questions from Council.

Mayor Ray Russom invited public comment. Speaking from the public was: Robert Olsen, who commented that the permit fee covers the cost of issuing a permit, and expressed concern about impacts to public works and police staff as it relates to picking up trash in the street or responding to mediate vendor/customer interactions, and encouraged the Council to continue informing the public about new State regulations that are being approved. No further public comments were received.

Council comments ensued regarding the proposed Ordinance. Council suggested staff develop seasonal exclusive concessionaire agreements for the various sports groups that are providing vending services at the Soto Sports Complex. City Attorney Whitham stated she would consult with Recreation Services Director Bohlken to review the City's existing agreements and update them as deemed appropriate.

**Action:** Council Member Storton moved to introduce an Ordinance entitled: ***“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE AMENDING CHAPTER 9.32 AND ADDING CHAPTER 9.33 TO TITLE 9 OF THE ARROYO GRANDE MUNICIPAL CODE***

**RELATING TO MOBILE VENDING AND SIDEWALK VENDING".** Council Member Paulding seconded, and the motion passed on the following roll-call vote:

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

**12. COUNCIL COMMUNICATIONS**

Council Member Storton reported on his attendance at the League of California Cities conference in Sacramento for new Council Members and Mayors; stated he attended the ceremony for Eagle Scout James Lyman and presented him with a Mayor's Commendation; announced that the City issued a press release regarding the Sheriff's Smart 911 program and placed information about the program on the City's website; reported that he and City Manager Bergman attended the groundbreaking ceremony for the Guadalupe Court housing project in Guadalupe; and reported that the IWMA Board is in the process of selecting a new Manager.

Council Member George reported on her attendance at the League of California Cities conference, thanked the City for the opportunity to attend, stated it was a great learning experience, and stated she also had the opportunity to meet other elected officials and staff from the neighboring cities in San Luis Obispo County.

Council Member Paulding reported that he also attended the League of California Cities conference; provided a brief report on the recent SLOCOG Board meeting which included discussion on the El Campo intersection; and requested the Council consider placing on the next agenda discussion of stakeholder engagement in order to review the history of the Brisco Interchange project. Following brief discussion, the Council directed City Manager Bergman to work with the Council Subcommittee at its upcoming meeting on public outreach methods to encourage public participation and input on the Brisco Interchange project.

Mayor Ray Russom reported on her attendance at the League of California Cities conference and noted that the Council had an opportunity to meet with Assemblyman Cunningham in two different groups, and that she and Council Member George had an opportunity to meet with Senator Monning as well.

**13. CLOSED SESSION**

None.

**14. ADJOURNMENT**

There being no further business, Mayor Ray Russom adjourned the meeting at 7:44 p.m.

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

**ATTEST:**

**/s/ Kelly Wetmore, City Clerk**

**(Approved at CC Mtg 02/12/2019)**