

## **ACTION MINUTES**

### **REGULAR MEETING OF THE CITY COUNCIL TUESDAY, FEBRUARY 25, 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 James Bergman, City Attorney Timothy Carmel, City Clerk Kelly Wetmore, Interim Administrative Services Director Carolyn Galloway-Cooper, Accounting Manager Nicole Valentine, 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**

Steve Wilson, representing the Arroyo Grande Lions Club, led the flag salute.

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

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

Regular City Council Meeting of February 11, 2020:

- 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)

City Attorney Carmel reported that the Council met in closed session to discuss existing litigation and no reportable action was taken.

##### **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**

None.

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

Mayor Ray Russom invited public comment. Speaking from the public were Linda Osty, who offered an invocation; and Chad Jackson, regarding his residential lease agreement with the City.

**8. CONSENT AGENDA**

Mayor Ray Russom referred to Item 8.h. and stated she would like to allow Community Development Director McDonald to provide additional clarification.

Mayor Ray Russom asked the Council if there were any questions or any items to be pulled from the consent agenda for further discussion.

In response to a question from Council Member George regarding Item 8.e., Director Robeson responded that the Disadvantaged Business Enterprise (DBE) goal of 12% is still being evaluated by Caltrans headquarters and has not yet been approved; however, Caltrans District 5 has approved it, so City is moving forward with the project.

In response to public correspondence received regarding Item 8.h. as it relates to the Agreement with GHD, Director McDonald provided clarification regarding a question about the scope of work for the Roadway Safety Analysis Plan as it relates to the identification of a specific bicycle coalition group. She stated that discussions have been held with both Bike SLO County and the SLO Bicycle Club and that the City intends to continue consulting with these groups as the Plan is completed.

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

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

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

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

**Action:** Ratified the listing of cash disbursements for the period February 1, 2020 through February 15, 2020.

**8.b. Consideration of Statement of Investment Deposits.**

**Action:** Received and filed the attached report listing of investment deposits of the City of Arroyo Grande, as of January 31, 2020 as required by Government Code Section 53646(b).

**8.c. Consideration of Approval of Minutes.**

**Action:** Approved the minutes of the Regular City Council Meetings of January 28, 2020 and February 11, 2020, as submitted.

**8.d. Consideration to Declare Surplus Property.**

**Recommended Action:** Adopted a Resolution entitled: ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE DECLARING AN EXISTING 2009 DODGE DAKOTA (4612) POLICE DEPARTMENT WORK TRUCK AS SURPLUS PROPERTY AND AUTHORIZING ITS SALE OR DISPOSAL”***.

**8.e. Consideration of an Award of Contract to Granite Construction Company for Construction of the Bridge Street Bridge Rehabilitation Project, PW 2020-01.**

**Recommended Action:** 1) Awarded a contract for the Bridge Street Bridge Rehabilitation Project to Granite Construction Company in the amount of \$5,541,099 pending Caltrans

approval of its good faith effort; and 2) Authorized the City Manager to approve change orders up to 10% of the contract amount, \$554,110, for unanticipated costs during the construction phase of the project.

**8.f. Consideration of Adoption of a Resolution Pursuant to Public Contract Code Section 22050 Terminating the Emergency Declaration for the Oak Park Boulevard and El Camino Real Emergency Storm Drain System Repair Project, PW 2020-04.**

**Recommended Action:** 1) Received and filed the final report of the emergency storm drain system repairs project on Oak Park Boulevard and El Camino Real; and 2) Adopted a Resolution entitled: ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE TERMINATING THE EMERGENCY DECLARATION FOR THE STORM DRAIN SYSTEM REPAIRS ON OAK PARK BOULEVARD AND EL CAMINO REAL”***.

**8.g. Monthly Water Supply and Demand Update.**

**Recommended Action:** Received and filed the monthly Water Supply and Demand Report.

**8.h. Consideration to Approve Amendments to Consultant Service Agreements for Civil Engineering, Construction Management, Materials Testing, and Land Surveying Services.**

**Recommended Action:** Approved Amendments to Consultant Services Agreements to extend agreements with the following firms for specified services: Earth Systems Pacific; Pavement Engineering Inc.; Cannon Corporation; MNS Engineers Inc.; GHD; Wallace Group; Michael K Nunley and Associates; and Eikhof Design Group.

**9. PUBLIC HEARINGS**

**9.a. Consideration of Community Development Block Grant Projects for Year 2020.**

Community Development Director McDonald presented the staff report and recommended that the Council adopt a Resolution approving reallocation of 2019 Community Development Block Grant funds and approving CDBG projects for Year 2020. Staff responded to questions from Council.

Mayor Ray Russom opened the public hearing. Upon hearing no public comments, Mayor Ray Russom closed the public hearing.

**Action:** Mayor Pro Tem Storton moved to adopt a Resolution entitled: ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE APPROVING REALLOCATION OF 2019 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS AND APPROVING CDBG PROJECTS FOR YEAR 2020”***. Council Member George seconded, and the motion passed on following roll call vote:

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

**NOES:** None

**ABSENT:** None

**10. OLD BUSINESS:**

None.

**11. NEW BUSINESS**

**11.a. Consideration of General Fund 10-Year Fiscal Forecast.**

Interim Administrative Services Director Galloway-Cooper provided a presentation regarding the updated General Fund 10-Year Fiscal Forecast. City Manager Bergman provided an overview of his interpretation of the General Fund 10-Year Fiscal Forecast. Staff responded to extensive questions from Council regarding the information presented in the updated 10-Year Fiscal Forecast.

Council comments ensued regarding the 10-Year Fiscal Forecast and how different the forecast is from the 2018 forecast; that the Council would like to see a more conservative forecast that would factor in a recession and provide for a conservative foundation to make good policy decisions; that the Council should consider paying down the CalPERS liability if reserves are available, but that a potential economic downturn should be considered before making that decision; that a 2% cost of living increase in salaries should be built into the forecast; that the revenue assumptions for sales tax and transient occupancy tax should be more conservative in the second half of the 10-year fiscal forecast; and that after the March 3<sup>rd</sup> election, there will more information about Five Cities Fire Authority that will need to be considered.

No formal action taken. The 10-Year Fiscal Forecast was received and filed.

**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

**(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 referred to public comments regarding the City's residential lease as it relates to placing a cap on the rent, how much the rent is supposed to go up, and for how many years. She asked if staff could send her information clarifying these issues. City Manager Bergman noted her request and stated staff would follow up and provide further information.

**14. CLOSED SESSION**

At 9:12 p.m., City Attorney Carmel announced the Council would adjourn to closed session to consider the following item:

- a) **CONFERENCE WITH REAL PROPERTY NEGOTIATORS** pursuant to Government Code Section 54956.8  
Property: 250 Wesley Street, Arroyo Grande (APNs 007-011-021 and 007-011-049)  
Agency Negotiator: James Bergman, City Manager  
Negotiating Party: 5 Cities Community Service Foundation  
Under Negotiation: Price and Terms of Payment

Mayor Ray Russom invited public comment on the closed session item. No public comments were received.

Adjourned to Closed Session.

**15. RECONVENE TO OPEN SESSION**

At 10:11 p.m., the meeting was reconvened to open session. City Attorney Carmel reported that the Council discussed property negotiations and no reportable action was taken.

**16. ADJOURNMENT**

There being no further business to come before the City Council, Mayor Ray Russom adjourned the meeting at 10:12 p.m.

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

**ATTEST:**

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

**(Approved at CC Mtg 03-10-2020)**