

ACTION MINUTES

REGULAR MEETING OF THE CITY COUNCIL TUESDAY, JUNE 11, 2019 COUNCIL CHAMBERS, 215 E. BRANCH STREET ARROYO GRANDE, CALIFORNIA

1. CALL TO ORDER

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

2. ROLL CALL

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

Staff Present: City Manager Jim Bergman, City Attorney Heather Whitham, Director of Legislative and Information Services/City Clerk Kelly Wetmore, Director of Public Works Bill Robeson, Director of Administrative Services Shannon Esenwein, Director of Community Development Teresa McClish, Director of Recreation Services Sheridan Bohlken, Police Chief Beau Pryor, Planning Manager Matt Downing, Public Works Intern Rory McClish, and Five Cities Fire Authority (FCFA) Fire Chief Steve Lieberman.

Mayor Ray Russom introduced Noah Jackson who is shadowing her today. Noah is former Arroyo Grande High School ASB President (2017-18) who just finished his sophomore year at LSU and has an interest in elected public service.

3. MOMENT OF REFLECTION

Mayor Ray Russom requested a moment of reflection in honor of the passing of former Arroyo Grande Police Chief Jim Clark.

4. FLAG SALUTE

Gaea Powell, representing Arroyo Grande Village Improvement Association, led the Flag Salute.

5. AGENDA REVIEW

5.a. Closed Session Announcements.

None.

5.b. Ordinances Read in Title Only.

Mayor Pro Tem Barneich moved, Council Member 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. Honorary Proclamation Declaring June 2019 as Alzheimer's & Brain Awareness Month.

Mayor Ray Russom presented an Honorary Proclamation declaring June 2019 as Alzheimer's & Brain Awareness Month. Sonya Branco, Education & Development Director, accepted the Proclamation.

6.b. Introduction and Oath of Office – Police Officer Eli Esparza.

Chief of Police Pryor introduced Police Officer Eli Esparza, highlighted his educational and professional background, and facilitated the badge pinning ceremony. City Clerk Wetmore administered the Oath of Office to Officer Esparza.

7. COMMUNITY COMMENTS AND SUGGESTIONS

Mayor Ray Russom invited public comment. Speaking from the public were Linda Osty, who offered an invocation; and John Wysong, Grover Beach, spoke about his history living in the area, his past service in Korea, homeless issues, and sanctuary cities.

8. CONSENT AGENDA

Mayor Pro Tem Barneich requested that Item 8.f. be pulled.

Council Member Storton requested that Item 8.c. be pulled.

Council Member George requested that Item 8.e. be pulled.

Mayor Ray Russom requested that Item 8.d. be pulled.

In response to a request by Council Member Storton regarding Item 8.c., City Manager Bergman provided a brief overview of the provisions contained in the Second Amendment to the Five Cities Fire Authority Joint Powers Authority Agreement, which continues the partnership of shared fire services between Oceano, Grover Beach and Arroyo Grande, and responded briefly to questions.

Mayor Ray Russom referred to Item 8.d. and commended Chief Pryor and the Department's effort on the proposed lateral police officer recruiting program.

In response to questions by Council Member George regarding item 8.e., Public Works Director Robeson explained the bidding process and how contracts are awarded based on the lowest base bid plus any bid add alternatives pursuant to the Public Contract Code.

In response to a request by Mayor Pro Tem Barneich regarding item 8.f., Public Works Director Robeson provided additional information regarding the Assessment Districts as it relates to costs of operation, maintenance and servicing of the specified improvements within the boundaries of the Districts. City Attorney Whitham explained the Prop 218 process that is required for any increase in the rates. Public Works Director Robeson also explained that the Engineer's Reports are funded by the Assessment Districts and are prepared by an outside consultant.

Mayor Ray Russom invited public comment. Speaking from the public was John Wysong, spoke about fire hazards, suggested bringing in goats to eat the weeds, and recommended the use of reverse osmosis systems for water. No further public comments were received.

In response to a request by Mayor Ray Russom, City Manager Bergman provided an update on the Central Coast Blue Project, and stated that he would ask Public Works staff to look into the use of goats for weed abatement.

Mayor Ray Russom requested that the motion exclude Item 8.e. for separate consideration.

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

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

8.a. Consideration of Cash Disbursement Ratification.

Action: Ratified the listing of cash disbursements for the period May 16, 2019 through May 31, 2019.

8.b. Consideration of Fiscal Year 2019-20 Appropriation Limit.

Action: Adopted a Resolution entitled: ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE ADOPTING A TAX PROCEEDS EXPENDITURE APPROPRIATION LIMIT FOR FISCAL YEAR 2019-20”.***

8.c. Consideration of Five Cities Fire Authority Joint Powers Authority Agreement Second Amendment.

Action: Adopted a Resolution entitled: ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE APPROVING A SECOND AMENDMENT TO THE FIVE CITIES FIRE AUTHORITY JOINT EXERCISE OF POWERS AGREEMENT”.***

8.d. Consideration of a Lateral Police Officer Recruiting Incentive Program.

Action: Adopted a Resolution entitled: ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE AUTHORIZING THE ESTABLISHMENT OF A LATERAL POLICE OFFICER RECRUITING INCENTIVE PROGRAM”.***

8.f. Consideration of Approval of Engineer’s Reports and Adoption of Resolutions Declaring the City’s Intention to Levy and Collect Assessments for the Parkside Village Assessment District, Grace Lane Assessment District and Landscaping and Lighting District No. 1, within Tract 1769, for Fiscal Year 2019-2020

Action: 1) Approved the Engineer’s Reports for the Parkside Village Assessment District, Grace Lane Assessment District, and Landscaping and Lighting Assessment District No. 1, within Tract 1769, for Fiscal Year 2019-2020; 2) Adopted Resolutions entitled: ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE DECLARING ITS INTENTION TO LEVY AND COLLECT ANNUAL ASSESSMENTS RELATED TO THE PARKSIDE VILLAGE ASSESSMENT DISTRICT FOR FISCAL YEAR 2019-2020”***, ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE DECLARING ITS INTENTION TO LEVY AND COLLECT ANNUAL ASSESSMENTS RELATED TO THE GRACE LANE ASSESSMENT DISTRICT FOR FISCAL YEAR 2019-2020”***, and ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE DECLARING ITS INTENTION TO LEVY AND COLLECT ANNUAL ASSESSMENTS RELATED TO THE ARROYO GRANDE LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT NO. 1, WITHIN TRACT 1769, FOR FISCAL YEAR 2019-2020”***; and 3) Set a public hearing for June 25, 2019 at 6:00 P.M. for the Parkside Village Assessment District, Grace Lane Assessment District, and Landscaping and Lighting Assessment District No. 1, within Tract 1769.

ITEMS PULLED FROM CONSENT AGENDA

8.e. Consideration of an Award of Contract to CalPortland Construction for Construction of the 2019 Concrete Repairs Project, PW 2019-02.

Recommended Action: 1) Award a contract for the 2019 Concrete Repairs Project to CalPortland Construction in the amount of \$124,330; and 2) Authorize the City Manager to approve change orders for 10% of the contract amount, \$12,433, for unanticipated costs during the construction phase of the project.

Action: Mayor Pro Tem Barneich moved to approve Item 8.e., as proposed, and Council Member Storton seconded the motion. Mayor Ray Russom called for discussion regarding the bid alternatives stating she could not support awarding the contract as proposed due to the large difference in total cost when adding in all of the Bid Add Alternatives, rather than only awarding the base bid. Brief discussion ensued regarding the Council's options to award the contract with or without the Bid Add Alternatives or some combination of Bid Add Alternatives. Council Member George suggested awarding the contract with the Base Bid including Bid Add Alternative 3, which would result in the contract remaining the lowest responsive bid. Mayor Pro Tem Barneich amended her motion to approve Item 8.e. by awarding the contract's Base Bid with Bid Add Alternate 3. Council Member Storton seconded, and the motion passed on the following roll call vote:

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

9. PUBLIC HEARINGS

9.a. Consideration of Introduction of an Ordinance and Adoption of a Resolution Authorizing the Implementation of a Community Choice Aggregation Program By Participating in Monterey Bay Community Power Authority's Community Choice Aggregation Program.

Council Member George declared a conflict of interest on this item due to her husband's employment with PG&E, stepped down from the dais, and left the room.

City Attorney Whitham informed the City Council that a separate financial conflict of interest law, Government Code Section 1090, prohibits the City Council from entering into a contract that any of its officers are financially interested in, with some exceptions. Since the FPPC has concluded that Council Member George has a financial interest in the item, the City Attorney's office has sought advice from the FPPC regarding the ability of the City Council to move forward with the approval of the joint powers agreement with the Monterey Bay Community Power Authority ("MBCPA"). She explained that the FPPC has previously advised that similar ordinances are not considered contracts under Government Code Section 1090, and stated the City Council may proceed to introduce the Ordinance only, and postpone adoption of the Resolution pending a response from the FPPC regarding the City Council's ability to enter into the joint powers agreement with the MBPCA. The City Council will only then adopt the Resolution to enter into the joint powers agreement at a later date if and when the FPPC has made a determination the Council may do so.

City Manager Bergman introduced Rory McClish, Public Works Intern, who presented the staff report and recommended that the Council Introduce an Ordinance authorizing the implementation of a community choice aggregation program by participating in MBCP Authority's Community Choice Aggregation (CCA) Program.

J.R. Killigrew, Director of Communications and Energy Programs at MBCP, provided background on the company and discussed the areas they currently service, transparency of the Board and public meetings held, events to engage the community, and renewable energy programs. He then responded to an extensive number of questions from Council.

Mayor Ray Russom opened the public hearing. Speaking from the public were Kay Gore, Arroyo Grande, supported the proposal and asked questions about the future of PG&E; Cory Jones, Morro Bay, supported the proposal; Alisa Edwards, supported the proposal; Dierdre Rogers, asked questions regarding programs for installing solar panels in the City; Nick Andre, supported the proposal; Barbara Harmon, asked questions regarding fairness related to how smaller communities weigh in and costs for administration; Travis Higgins, supported the proposal; Constance Dunbar, supported the proposal; June Cochran, supported the proposal; and Patricia Price, supported the proposal. No further public comments were received. Mr. Killigrew responded to questions posed by the public.

Council comments ensued in support of the Community Choice Aggregation Program.

Action: Mayor Ray Russom moved to introduce an Ordinance entitled: **“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE, CALIFORNIA, AUTHORIZING THE IMPLEMENTATION OF A COMMUNITY CHOICE AGGREGATION PROGRAM BY PARTICIPATING IN MONTEREY BAY COMMUNITY POWER’S COMMUNITY CHOICE AGGREGATION PROGRAM”**. Council Member Paulding seconded, and the motion passed on following roll call vote:

AYES: Ray Russom, Paulding, Storton, Barneich
NOES: None
ABSENT: George (recused)

Council Member George returned to the meeting and took her place at the dais.

Mayor Ray Russom called for a break at 8:24 p.m. The Council reconvened at 8:31 p.m.

10. OLD BUSINESS

None.

11. NEW BUSINESS

11.a. Consideration of Alternatives for the 2019 Street Repairs Project, PW 2019-01.

Public Works Director Robeson presented the staff report and recommended that the Council review alternatives for the 2019 Street Repairs Project and select Alternative 2 - West Branch Street as the preferred alternative.

Joe Ririe, Pavement Management Inc., gave a presentation on pavement basics, pavement preservation principles, and current pavement system conditions, and responded to questions from Council.

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

Council comments ensued in support of Alternative 2 – West Branch Street as the preferred alternative. Mayor Ray Russom requested that Mr. Ririe’s presentation regarding pavement basics be posted to the City website.

Action: Council Member Storton moved to select Alternative 2 – West Branch Street to include the 2019 Base Bid for Digouts and Striping on West Branch Street, to include Bid Alternatives 1 and 2, and the following years of 2020 and 2021 for the Curb Ramps on James Way and the Overlay and Striping on James Way. Mayor Pro Tem Barneich seconded, and the motion passed on following roll call vote:

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

11.b. Consideration of Fiscal Year 2019-20 Budget Update.

Administrative Services Director Esenwein presented the staff report and recommended that the Council approve the detailed budget adjustments and requests for additional appropriations listed in the Budget Update Report and adopt a Resolution approving the FY 2019-20 Budget. Staff responded to questions from Council.

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

Action: Council Member George moved to approve the detailed budget adjustments and requests for additional appropriations listed in the Budget Update Report and to adopt a Resolution entitled: **“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE ADOPTING FISCAL YEAR 2019-20 OF THE FISCAL YEAR 2018-19 & 2019-20 BIENNIAL BUDGET AND MAKING APPROPRIATIONS FOR THE AMOUNT BUDGETED”**. Mayor Pro Tem Barneich seconded, and the motion passed on following roll call vote:

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

11.c. Consideration of Update to 2007 Strategic Plan.

City Manager Bergman presented the staff report and recommended that the Council review and discuss the 2007 Strategic Plan Update and provide direction to staff. Staff responded to questions from Council regarding goals and strategies listed under the areas of Recreation (grant funding for Soto Sports Complex), Infrastructure (Rule 20a funds for undergrounding of utilities on Grand Avenue), Public Safety (Neighborhood Officer Program), Economic Development (vacant land and potential hotel or other development opportunities, attracting businesses to the City) and Affordable Housing.

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

Council comments and suggestions regarding the Strategic Plan Update ensued as follows:

Council Member George:

- Thanked staff for quick turnaround on providing this update;
- Would like to see a clean version of the Strategic Plan;
- Remove all accomplished items;
- Each Department Director to remove items that they deem are no longer a priority;
- Prioritize remaining items that are on the list and add any new items;
- Identify any other funding sources in addition to the General Fund;
- Bring a rough draft to Council for discussion as a working draft to prepare for presentation to the public;
- Would like to see community involvement in a more unorthodox manner and not in a workshop format to encourage public engagement and input, such as a gathering at a park;
- Would like the Strategic Plan to address all the things currently underway such as the E. Grand Avenue Master Plan, Halcyon Complete Streets Plan, Camp Arroyo Grande, Central Coast Blue, looking at different ways to generate revenue; Soto Sports Complex Master Plan; update of the Circulation Element, which is key as it relates to potential development on the Fredericks property and addressing El Campo; and prioritize the Pavement Management Plan;
- The most important key to the success of the City's economic development efforts and the Strategic Plan is to find the balance between responsible growth for generating revenue while maintaining who we are as a City, our culture, our way of life, and small town charm.

Council Member Paulding:

- This Strategic Plan status report of the prior 10 year plan was really important in order to pursue an update and would serve as a good format for a creating a 2020 Strategic Plan;
- Focus update on tactical goals and strategies;
- Liked idea of including a performance tracking mechanism and including timelines to determine what is feasible;
- Remove accomplished items;
- Have each Department do a priority analysis on uncompleted goals;
- Add in additional funding sources for each goal;
- Agreed with unorthodox public outreach to garner community feedback, such as for the goal/strategy identified in ED-6 and what the community wants to see in terms of growth;
- Supports in general the Central Coast Blue project as a high priority, implementation of the E. Grand Avenue Master Plan; completing the Housing Element Update and prioritizing affordable housing; and Soto Sports Complex Master Plan should be a high priority.

Council Member Storton:

Agrees with comments stated so far and would add the following:

- Under Economic Development, would add strategic direction to "recognize the importance of maintaining and enhancing our publicly owned infrastructure needs to create an environment of right-sized services for our citizens, visitors, and ongoing economic prosperity";
- Identify Brisco Interchange Regional Center as an area of regional and economic importance, the enhancement of freeway access will support existing businesses with a concentration placed on development of other regional business opportunities, such as one or two hotels, an improved events/library center, and enhanced regional

transportation needs and the City will work with the County of San Luis Obispo and other entities as needed to address these specific needs;

- Under Economic Development goals, did not see much about Mixed-Use opportunities;
- Agreed that the Williams/Fredericks property is a long term future opportunity for the City that we need to look at and determine if our citizens agree with it, as it relates to potential development of hotels, tech parks, car dealerships, livable spaces and job creation, and having discussions about impacts to water, traffic, and delivery of City services;
- Under Affordable Housing, suggested adding that the City will support local control decision making in affordable housing endeavors as opposed to the State coming in and trying to force mandates that take that ability out of our control;
- Identify gaps in goals that have specific numbers that need to be completed;
- Identify Soto Sports Complex Master Plan as its own goal;
- Identify Camp Arroyo Grande as its own goal;
- Under Infrastructure, continue to emphasize that improvements to the City's infrastructure shall be planned to meet the demands of the community's future and avoid unfairly passing on financial burdens to future generations;
- Water conservation information needs to be updated and added to continue moving forward in this direction;
- Under FAC-2, identify any enhanced Emergency Operations Center (EOC) needs, as appropriate;
- Under FAC-3 regarding utilization of alternative energy solutions to increase energy efficiency in City facilities, are there any joint City, County or regional projects that we can go into with the County particularly in the area of the Brisco overpass area;
- Under tactical goals for Transportation as it relates to bike lanes, identify new locations.

Mayor Pro Tem Barneich:

- Acknowledged roughly 68% goals accomplished or mostly accomplished, as well as 3% that is not applicable anymore;
- Strategic Plan worked; is a good road map for everyone to highlight what is important to the City and for the citizens to tell us what they think;
- It is important to update this in a 2020 Strategic Plan;
- Referred to a community engagement event held in the past at the High School that garnered a lot of participation and suggested a similar event for seeking input into an updated Strategic Plan;
- Liked suggestions by Council Member George as far as the proposed process and road map for updating the Strategic Plan;
- Economic Development – there are different ideas about what this means and needs to be discussed further; acknowledged current efforts underway; increasing low income and affordable housing; and maintaining small town feel and quality of life;
- Looks forward to the public's view of what is important.

Mayor Ray Russom:

- Thanked Council Member George for her comments which have set this process off in a good way;
- Be careful with removing accomplished goals as some may involve ongoing programs and strategic efforts, such as increasing energy efficiency in City facilities, implementation of additional bike lanes, funding strategies outlining the City's long range financial plan, etc.;
- Agrees that where possible, add measurable goals;
- Supports bringing the Strategic Plan to the public for assistance in reprioritizing the list;
- Chamber of Commerce can assist in public outreach;
- Would not start public outreach until after the E. Grand Avenue Master Plan is presented and approved.

Brief Council and staff discussion ensued regarding the timeline for presenting the E. Grand Avenue Master Plan.

No formal action was taken on this item.

12. COUNCIL COMMUNICATIONS

Council Member Storton stated that he would be absent from the next Regular City Council meeting.

Mayor Ray Russom announced the dedication of the Recreation Services building in the name of Mark M. Millis held last Friday, stated it was an exceptional event, and thanked staff for organizing the event.

Mayor Ray Russom stated there is no such thing as flushable wipes and stated she will provide more information on this issue at a future meeting.

13. CLOSED SESSION

None.

13. ADJOURNMENT

There being no further business to come before the City Council, Mayor Ray Russom adjourned the meeting at 10:56 p.m.

/s/Caren Ray Russom, Mayor

ATTEST:

/s/Kelly Wetmore, City Clerk

(Approved at CC Mtg 06-25-2019)