

## **ACTION MINUTES**

### **REGULAR MEETING OF THE CITY COUNCIL TUESDAY, AUGUST 13, 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 Keith Storton, Jimmy Paulding, Mayor Pro Tem Kristen Barneich, and Mayor Caren Ray Russom were present. Council Member Lan George was absent.

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, and Police Chief Beau Pryor.

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

#### **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. Mayor's Commendation Recognizing Bob Lund on his Retirement as Executive Director of the Arroyo Grande Village Improvement Association.**

Mayor Ray Russom presented a Mayor's Commendation to Bob Lund congratulating him on his retirement as Executive Director of the Arroyo Grande Village Improvement Association, recognizing him for his commitment and countless hours of dedicated service to the City and community, and for being a champion for community improvements and beautification through his involvement with Arroyo Grande in Bloom.

##### **6.b. Recognition of City's 2019 Risk Management Award from the California Joint Powers Insurance Authority for Best Overall Performance in the Liability Program.**

City Manager Bergman announced the City received an award from the California Joint Powers Insurance Authority for Best Overall Performance in the Liability Program.

**7. COMMUNITY COMMENTS AND SUGGESTIONS**

Mayor Ray Russom invited public comment. Speaking from the public were: Tim Mahoney, representing Southern California Gas Company, spoke about renewable natural gas resources and provided a handout entitled “2019 Clean Energy Roadmap”; Christopher Moore, representing the California Public Utilities Commission (CPUC), stated that he can be a resource for information on natural gas, building electrification, public safety during power shut-offs, and Diablo Canyon; Samuel Grenamyre, announced an event at the Repair Café located at the Exploration Station in Grover Beach on October 6<sup>th</sup> where their mission is to collect, repair, and distribute older technology desktop computers to school-age children, families and others in need of a computer with limited means to purchase a new one.

**8. CONSENT AGENDA**

In response to questions from Council regarding Item 8.a., Administrative Services Director Esenwein clarified that the payment made to County Animal Services was the fourth quarter contract payment for annual operating costs and does not include construction costs for a new facility.

In response to questions from Council regarding Item 8.e., Community Development Director McClish provided an update for the Bridge Street Bridge project noting that construction will begin in 2020.

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

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

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

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

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

**8.b. Consideration of a Resolution Delegating Authority for Determining Industrial Disability to the City Manager Pursuant to Government Code Sections 21156 and 21173.**

**Action:** Adopted a Resolution entitled: ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE DELEGATING AUTHORITY FOR DETERMINING INDUSTRIAL DISABILITY PURSUANT TO GOVERNMENT CODE SECTIONS 21156 AND 21173 TO THE CITY MANAGER”***.

**8.c. Consideration of a Resolution Superseding Resolution No. 3186 Authorizing the City to Access Department of Justice Criminal History Information for Employment Purposes.**

**Action:** Adopted a Resolution entitled: ***“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE TO UPDATE THE RESOLUTION AUTHORIZING THE CITY TO ACCESS STATE AND FEDERAL SUMMARY CRIMINAL HISTORY FOR NEW EMPLOYEE BACKGROUND INFORMATION THROUGH THE DEPARTMENT OF JUSTICE”***.

**8.d. Consideration of Approval of Minutes.**

**Action:** Approved the minutes of the Regular City Council Meeting of July 23, 2019, as submitted.

**8.e. Consideration of a Seventh Amendment to Agreement for Consultant Services with Quincy Engineering, Inc. for the Bridge Street Bridge Project.**

**Action:** 1) Approved a Seventh Amendment to the Agreement for Consultant Services with Quincy Engineering, Inc. to include additional services at no increased cost for the subject project; and 2) Authorized the Mayor to execute the Seventh Amendment.

**8.f. Consideration of Acceptance of the Huasna Road/Oro Drive Corrugated Metal Pipe (CMP) and Woodland Drive Sewer Lining Project, PW 2018-01.**

**Action:** 1) Accepted the project improvements as constructed by Sancon Technologies, Inc. in accordance with the plans and specifications for the Huasna Road/Oro Drive CMP and Woodland Drive Sewer Lining Project, PW 2018-01; 2) Directed staff to file a Notice of Completion; and 3) Authorized release of retention, thirty-five (35) days after the Notice of Completion has been recorded, if no liens have been filed.

**8.g. Consideration of a Resolution Accepting Public Improvements for Tract 3054 - Oak Arbors - by S&S Homes.**

**Action:** Adopted a Resolution entitled: "**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE ACCEPTING PUBLIC IMPROVEMENTS FOR TRACT 3054 – ARBOR OAKS – CONSTRUCTED BY S&S HOMES**".

**8.h. Consideration of a Resolution Requesting Membership in the Monterey Bay Community Power Joint Power Authority.**

**Action:** Adopted a Resolution entitled: "**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE REQUESTING MEMBERSHIP IN MONTEREY BAY COMMUNITY POWER JOINT POWER AUTHORITY (MBCPA) AND AUTHORIZING THE MAYOR OR CITY MANAGER TO EXECUTE THE JOINT POWERS AUTHORITY AGREEMENT AS AMENDED WITH MBCPA**".

**8.i. Consideration of Contract for Animal Care and Control Services.**

**Action:** Approved the contract for Animal Care and Control Services with the County of San Luis Obispo not to exceed the first year amount of \$67,560 and authorized the Mayor to execute the Agreement.

**9. PUBLIC HEARINGS**

**9.a. Consideration of Introduction of an Ordinance Amending Sections of the Arroyo Grande Municipal Code Relating to Smoking and the Regulation of Tobacco Retailers.**

City Attorney Whitham presented the staff report, recommended that the Council introduce an Ordinance amending sections of the Arroyo Grande Municipal Code relating to smoking and the regulation of tobacco retailers, and 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 Ray Russom moved to introduce an Ordinance entitled: "**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE AMENDING SECTIONS OF THE ARROYO GRANDE MUNICIPAL CODE RELATING TO SMOKING AND THE REGULATION OF TOBACCO RETAILERS**". Mayor Pro Tem Barneich seconded, and the motion passed on following roll call vote:

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

**10. OLD BUSINESS**

None.

**11. NEW BUSINESS**

**11.a. Discussion and Direction by the City Council Related to Procuring an Agreement to Conduct a Voter Opinion Survey for a Potential Future Ballot Measure.**

City Manager Bergman presented the staff report, recommended that the Council authorize the City Manager to select a professional research firm and enter into an agreement to conduct a statistically valid survey of Arroyo Grande voters related to a potential future ballot measure, and responded to questions from Council.

Mayor Ray Russom invited public comment. Speaking from the public was: June Cochran, who thanked the Council for joining the MBCP JPA (consent agenda item 8.h.) and spoke about an upcoming event at the San Luis Obispo County Library; and Patricia Price, thanked staff and asked if staff will have input on how the questions are asked on the surveys and asked that they not be slanted one way or another. No further public comments were received.

**Action:** Mayor Pro Tem Barneich moved to authorize the City Manager to select a professional research firm and enter into an agreement to conduct a statistically valid survey of Arroyo Grande voters related to a potential future ballot measure. Council Member Storton seconded, and the motion passed on following roll call vote:

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

**12. COUNCIL COMMUNICATIONS**

**a. Selection of Alternate for the Mayor's City Selection Committee Meeting on September 4, 2019.**

City Manager Bergman provided a brief overview of the City Selection Committee. Mayor Pro Tem Barneich stated she was not available that day to attend the meeting on behalf of Mayor Ray Russom. Council Member Paulding stated that since he would already be in San Luis Obispo for the San Luis Obispo Council of Governments (SLOCOG) meeting that day, which immediately precedes this meeting, he offered to attend as the Alternate.

**Action:** On motion by Council Member Paulding, seconded by Mayor Pro Tem Barneich, to select Council Member Paulding as the Alternate for the September 4<sup>th</sup> City Selection Committee meeting passed unanimously by voice vote.

**13. CLOSED SESSION**

None.

**13. ADJOURNMENT**

There being no further business to come before the City Council, Mayor Ray Russom adjourned the meeting at 7:24 p.m.

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

**ATTEST:**

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

**(Approved at CC Mtg 08-27-2019)**