



ACTION MINUTES
REGULAR MEETING OF THE CITY COUNCIL

January 10, 2023, 6:00 p.m.
Hybrid City Council Chamber/Virtual Zoom Meeting
215 East Branch Street, Arroyo Grande

Council Members Present: Mayor Ray Russom, Mayor Pro Tem Barneich, Council Member George, Council Member Secrest, Council Member Guthrie

Staff Present: City Clerk Jessica Matson, Assistant City Attorney David Hirsch, City Manager Whitney McDonald, Assistant City Manager/Public Works Director Bill Robeson, Community Development Director Brian Pedrotti, Planning Manager Andrew Perez, Building Official Mark Meyers, Administrative Services Director Nicole Valentine

Due to ongoing COVID-19 concerns in San Luis Obispo County, and in compliance with Assembly Bill (AB) 361, which allows for a deviation of teleconference rules required by the Ralph M. Brown Act, this meeting was conducted in a hybrid in-person/virtual format.

1. CALL TO ORDER

Mayor Ray Russom called the Regular City Council Meeting to order at TIME.

2. ROLL CALL

City Clerk Matson took roll call.

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

Moved by Mayor Ray Russom
Seconded by Mayor Pro Tem Barneich

Move that all ordinances presented at the meeting shall be read by title only and all further readings be waived.

AYES (5): Mayor Ray Russom, Mayor Pro Tem Barneich, Council Members George, Secret, and Guthrie

Passed (5 to 0)

6. SPECIAL PRESENTATIONS

6.a Update Regarding Countywide COVID-19 Efforts

City Manager McDonald provided a brief update on COVID-19.

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

No action was taken on this item.

6.b City Manager Communications

City Manager McDonald provided information relating to the storm event and City efforts to provide emergency services, including recovery resources.

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

The Council expressed their gratitude for staff's efforts during the storm.

No action was taken on this item.

7. CITY COUNCIL REPORTS

None.

8. COMMUNITY COMMENTS AND SUGGESTIONS

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

9. CONSENT AGENDA

Mayor Ray Russom asked the Council if there were any questions or any items to be pulled from the consent agenda for further discussion. There were none.

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

Mayor Ray Russom acknowledged the supplemental information regarding item 9.b.

Moved by Mayor Pro Tem Barneich
Seconded by Council Member George

Approve Consent Agenda Items 9.a. through 9.i., with the recommended courses of action.

AYES (5): Mayor Pro Tem Barneich, Council Members George, Secrest, Guthrie, and Mayor Ray Russom

Passed (5 to 0)

9.a Consideration of Cash Disbursement Ratification

Ratified the listing of cash disbursements for the period of November 16 through December 15, 2022.

9.b Consideration of Statement of Investment Deposits

Received and filed the report listing investment deposits of the City of Arroyo Grande as of November 30, 2022, as required by Government Code Section 53646(b).

9.c Approval of Minutes

Approved the minutes of the Regular City Council Meeting of December 13, 2022, as submitted.

9.d Consideration of Adoption of a Resolution Declaring a Continued Local Emergency Related to the COVID-19 Pandemic and Authorizing the Continuance of Remote Teleconference Meetings of the Legislative Bodies Pursuant to Government Code Section 54953(e)(3)

Adopted a Resolution entitled: ***"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE DECLARING A CONTINUED LOCAL EMERGENCY RELATED TO THE CORONAVIRUS (COVID-19) PANDEMIC AND AUTHORIZING THE CONTINUANCE OF REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF THE CITY OF ARROYO GRANDE PURSUANT TO GOVERNMENT CODE SECTION 54953(e)".***

9.e Consideration of Adoption of a Resolution Amending the Citywide Combined Salary Schedule

Adopted a Resolution entitled: ***"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE AMENDING THE CITYWIDE COMBINED SALARY SCHEDULE".***

9.f Consideration to Adopt a Resolution Pursuant to Public Contract Code Section 22050 Determining to Continue Work Under Emergency Contracts for the FCFA Station 1 Emergency Generator Replacement Project, PW 2021-09

1) Received and filed an update of the emergency generator replacement project at the FCFA Station 1; and 2) Adopted a Resolution entitled: ***"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE DETERMINING A NEED TO CONTINUE WORK UNDER EMERGENCY CONTRACTS FOR THE FCFA STATION 1 EMERGENCY GENERATOR REPLACEMENT PROJECT".***

- 9.g Consider a Resolution Adopting the 2019 San Luis Obispo County IRWM Plan for the San Luis Obispo County Region and Finding that the IRWM Plan is Exempt from the Provisions of CEQA Pursuant to PRC Section 21150 and CEQA Guidelines Section 15262**

Adopted a Resolution entitled: ***"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE ADOPTING THE 2019 SAN LUIS OBISPO COUNTY INTEGRATED REGIONAL WATER MANAGEMENT PLAN"***.

- 9.h Consideration of a Temporary Construction Easement Agreement with 211 Properties, LLC for City-Owned Property for a Construction Material Staging Area, Grading and Access; 211 East Branch Street**

Approved the Temporary Construction Easement Agreement with 211 Properties LLC for the applicant's proposed use of City-owned property for a construction material staging area, grading and access.

- 9.i Consider a Resolution Approving the Abandonment of an Existing Domestic Well and Installation of One Domestic Well on Property Zoned Public Facility & Finding that the Project is Categorically Exempt from CEQA, Pursuant to CEQA Guidelines Section 15303**

Adopted a Resolution entitled: ***"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE APPROVING THE ABANDONMENT OF AN EXISTING DOMESTIC WELL AND APPROVING THE INSTALLATION OF ONE (1) NEW DOMESTIC SUPPLY WELL ON PROPERTY ZONED PUBLIC FACILITY AND FINDING THE PROJECT TO BE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; LOCATED AT 959 VALLEY ROAD; APPLIED FOR BY STEVE BOSCH"***.

10. PUBLIC HEARINGS

None.

11. OLD BUSINESS

None.

12. NEW BUSINESS

- 12.a Consideration of Pre-Application 22-005 for the Construction of a 22 Room Hotel and Car Wash; Location – 727 El Camino Real; Applicant – Hamish Marshall; Representative – George Garcia**

Community Development Director Pedrotti introduced the item and the applicants. Planning Manager Perez presented the staff report and recommended that the Council review the proposed project and provide preliminary comments to the applicant. Staff responded to questions from Council.

George Garcia, Garcia Architecture and Design, provided a conceptual plan for the project. Mr. Garcia and Hamish Marshall, applicant, responded to questions from Council.

Mayor Ray Russom invited public comment. Speaking from the public was Terri Tardiff. No further public comments were received.

Council discussion regarding the project ensued and Council provided feedback to the applicants regarding a desired change to the project design to include changing the car wash egress to El Camino Real. Council expressed additional items for the applicant to consider including the overall aesthetic of the project to reflect other businesses on Traffic Way; pursuing the electric vehicle charging station option; and exploring options for a demonstration garden with drought tolerant landscaping.

No action was taken on this item.

Mayor Ray Russom called for a brief break at 8:39 p.m. The Council reconvened at 8:45 p.m.

12.b Consider Adoption of Resolution and Introduction of Ordinance Regarding 2022 Building and Fire Codes and Other Codes as Listed Below; and Finding of Exemption from the California Environmental Quality Act (CEQA) per CEQA Guidelines §15061(B)(3)

Community Development Director Pedrotti introduced the item and Building Official Meyers responded to questions from Council.

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

Moved by Council Member George
Seconded by Mayor Pro Tem Barneich

1) Adopt a Resolution entitled: "**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE ADOPTING FINDINGS SUPPORTING AMENDMENTS AND CHANGES TO THE 2022 CALIFORNIA FIRE CODE, 1997 UNIFORM ADMINISTRATIVE CODE, 2022 CALIFORNIA BUILDING CODE, 2022 CALIFORNIA ELECTRICAL CODE, 2022 CALIFORNIA MECHANICAL CODE, 2022 CALIFORNIA PLUMBING CODE, AND THE 2018 INTERNATIONAL PROPERTY MAINTENANCE CODE PURSUANT TO HEALTH AND SAFETY CODE SECTIONS 17958.5, 17958.7 and 18941.5**"; 2) Introduce an Ordinance entitled: "**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE AMENDING PROVISIONS IN TITLES 8 AND 15 OF THE ARROYO GRANDE MUNICIPAL CODE REGARDING THE ADOPTION BY REFERENCE OF THE 2022 CALIFORNIA FIRE CODE, 1997 UNIFORM ADMINISTRATIVE CODE, 2022 CALIFORNIA BUILDING CODE, 2022 CALIFORNIA ELECTRICAL CODE, 2022 CALIFORNIA MECHANICAL CODE, 2022 CALIFORNIA PLUMBING CODE, 1997 UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS, 2022 CALIFORNIA RESIDENTIAL CODE, 2022 CALIFORNIA ENERGY CODE, 2022 CALIFORNIA GREEN BUILDING STANDARDS CODE, AND THE 2021 INTERNATIONAL PROPERTY MAINTENANCE CODE; ADDING CHAPTER 15.06 REGARDING SWIMMING POOLS AND ADOPTING THE 2021 UNIFORM SWIMMING POOL, SPA AND HOT TUB CODE; ADDING CHAPTER 15.07 REGARDING SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEMS; ADDING CHAPTER 15.11 REGARDING ELECTRIC VEHICLE CHARGING STATIONS; AMENDING AND RENUMBERING ARROYO GRANDE MUNICIPAL CODE CHAPTER 15.08 AS CHAPTER 15.12, AND AMENDING AND RENUMBERING ARROYO GRANDE MUNICIPAL CODE CHAPTER 15.10 AS CHAPTER**

15.13"; and 3) Schedule a Public Hearing for January 24, 2023, in accordance with the requirements of Government Code Section 50022.3, to consider adoption of the Ordinance.

AYES (5): Council Member George, Mayor Pro Tem Barneich, Council Members Secrest, Guthrie, and Mayor Ray Russom,

Passed (5 to 0)

13. COUNCIL COMMUNICATIONS

Council Member Guthrie requested clarification on how residential use is determined in the Monthly Water Supply and Demand Update report.

Council Member George mentioned that January is Human Trafficking Awareness Month.

Mayor Ray Russom thanked Recreation Services staff and Director Bohlken for the Tree Lighting and Snow event at Elm Street Park.

14. CLOSED SESSION

Assistant City Attorney Hirsch announced that the City Council will recess to a closed session for the following:

a) PUBLIC EMPLOYEE APPOINTMENT pursuant to Government Code Section 54957(b)(1):

Title: Interim City Attorney

Any actions taken at the Closed Session will be reported at the next City Council meeting.

15. ADJOURNMENT

There being no further business to come before the City Council, Mayor Ray Russom adjourned to Closed Session at 9:11 p.m.

Caren Ray Russom, Mayor

ATTEST:

Jessica Matson, City Clerk