

CITY COUNCIL AGENDA

AUGUST 18, 1998; 7:30 PM

MEETING LOCATION: PASO ROBLES LIBRARY/CITY HALL
CONFERENCE CENTER, 1000 SPRING STREET

**PLEASE SUBMIT ALL CORRESPONDENCE FOR CITY COUNCIL PRIOR
TO THE MEETING WITH A COPY TO THE CITY CLERK**

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL Councilmembers Tom Baron, Chris Iversen, Walt Macklin, Lee Swanson & Mayor Duane Picanco

PUBLIC COMMENTS

This is the time the public may address the Council on items **other than those scheduled** on the agenda. ***EACH PERSON AND EACH SUBJECT IS LIMITED TO DISCUSSION OF 3 MINUTES DURATION.*** Any person or subject requiring more than 3 minutes may be scheduled for a future Council meeting, or referred to committee or staff. **PLEASE SPEAK AT THE MICROPHONE AND BEGIN BY STATING YOUR NAME AND ADDRESS.** Those persons wishing to speak on any item scheduled on the agenda will be given an opportunity to do so at the time that item is being considered.

PRESENTATIONS & CELEBRATIONS

NOTICED HEARINGS

1. **Code Amendment 98-005 ~ Travis Engineering/Jack-In-The-Box** (R. Lata, Dir. Of Comm. Dev.)

Continued public hearing for a code amendment to expand the geographic area for highway oriented signs. The proposed Jack in the Box Restaurant and gas station facilities would be located on approximately 1.5 acre parcel located east of Ramada Drive, north of intersection Highway 46 West.

At the Conclusion of the Public Hearing,

- a. **Consider OPTIONS BY SEPARATE ACTION:**

1. **Adopt Resolution No. 98-_____, approving a Negative Declaration for Code Amendment 98005, Sign Code Amendment; then**

RIMC Code:
Date: 08/18/98
File Plan/GE Cat.:
Subject: Agenda
Location: City Clerk
Retention: 5 years
Other:

2. Introduce Ordinance Amending Section 21.19.070 of the Municipal Code, Code Amendment 98005, highway oriented signs.
- b. Amend, modify or reject the above options.

ROLL CALL VOTE

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**ADJOURN TO JOINT MEETING OF PUBLIC FINANCING AUTHORITY,  
REDEVELOPMENT AGENCY & CITY COUNCIL**

**CALL TO ORDER**      Agencymembers Tom Baron, Chris Iversen, Walt Macklin, Duane Picanco, and Chairman Lee Swanson

**PUBLIC DISCUSSION**

2. **Life Fitness ~ Economic Incentive/Financial Assistance** (J. App, City Mgr.)

Consider entering into an economic incentive/financial assistance reimbursement agreement with Life Fitness.

**OPTIONS:**

- a. Approve the following taking separate action:
  1. For the Redevelopment Agency to authorize execution of the reimbursement agreement with Life Fitness; then
  2. For the City Council to authorize execution of the reimbursement agreement with Life Fitness.
- b. Amend, modify or reject the above options.

ROLL CALL VOTE

**ADJOURN TO CITY COUNCIL MEETING**

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CONSENT CALENDAR

Items on the Consent Calendar are considered routine, and, therefore do not require separate discussion. However, if discussion is necessary, or if a member of the public wishes to comment on any item, the item may be removed from the Consent Calendar and considered separately. Questions of clarification may be made by Councilmembers without removal from the Calendar. Individual items 3 through 10 on the Consent Calendar are approved by the same vote that approves the Consent Calendar, unless an item is pulled for separate consideration.

3. **Approve City Council Minutes of June 4th & June 16, 1998** (Madelyn Paasch, City Clerk)
4. **Approve Warrant Register** (M. Compton, Dir. Of Admin. Svcs.)
5. **Adopt Ordinance _____ N.S., by regular motion, ordering that the Ordinance be read by title only, then by separate motion adopting the Ordinance amending Title 5 relating to Business License Tax** (M. Compton, Dir. Of Admin. Svcs.)
6. **Adopt Ordinance _____ N.S., by regular motion, ordering that the Ordinance be read by title only, then by separate motion adopting the Ordinance amending the zoning map for Rezone 98003, Mesa/Prospect C-3 zoning conditions** (R. Lata, Dir. Of Comm. Dev.)

7. Adopt Resolution No. 98-_____ , appropriating funds for the acquisition of the Boatel property and annual debt service payments for promissory note repayment (M. Compton, Dir. Of Admin. Svcs.)
8. Adopt Resolution No. 98-_____ , approving the execution and recordation of Final Parcel Map for PR 97-138 (Pippin); Adopt Resolution No. 98-_____ , annexing PR 97-138 as part of subarea 41 to the Paso Robles Landscape & Lighting District No. 1 ~ Streets & Highways (J. McCarthy, Dir. Of Public Works)
9. Adopt Resolution No. 98-_____ , approving a disadvantaged business enterprise (DBE) program for Federal-Aid projects (J. McCarthy, Dir. Of Public Works)
10. Adopt Resolution No. 98-_____ , approving a salary adjustment for the City Manager (I. Yang, City Attorney)

ROLL CALL VOTE

PUBLIC DISCUSSION

11. General Plan Amendment 98-001 (R. Lata, Dir. Of Comm. Dev.)

Consider whether or not to divide GPA 98-001 which includes action on three separate proposals into at least two (2) separate General Plan Amendments.

OPTIONS:

- a. **Adopt Resolution No. 98-_____ , Approving General Plan Amendment 98-01; or**
- b. **Divide GPA 98-001 as follows:**
 1. **Adopt Resolution No. 98-_____ , approving General Plan Amendment 98-01(A);**
 2. **Adopt Resolution No. 98-_____ . Approving General Plan Amendment 98-01 (B) and 98-01 (C).**
- c. **Amend, modify or reject the above options.**

ROLL CALL VOTE

12. Street Abandonment ~ Woodland Plaza III (J. McCarthy, Dir. Of Public Works)

Consider setting a public hearing for vacating a portion of Niblick Road and an unnamed street east of River Road for the development plan for Woodland Plaza III (Lucky/Sav-on).

OPTIONS:

- a. **Adopt Resolution No. 98-_____ , vacating a portion of Niblick Road and un-named road and giving notice of a time and place for a public hearing.**
- b. **Amend, modify or reject the above option.**

ROLL CALL VOTE

13. Oak Tree Removal ~ Woodland Plaza III (J. McCarthy, Dir. Of Public Works)

Consider request to remove two oak trees in order to construct a shopping center at Niblick and River Road.

OPTIONS:

- a. **Adopt Resolution No. 98-_____, authorizing the removal of two oak trees at the Woodland Plaza II Shopping Center.**
- b. **Amend, modify or reject the above option.**

ROLL CALL VOTE

14. **Paving of Prospect Avenue ~ Tract 2223 (Arciero)** (R. Lata, Dir. Of Comm. Dev.)

Consider whether or not to permit Frank Arciero, Planned Development 96-005, to defer paving of Prospect Avenue.

OPTIONS:

- a. **Allow applicant to delay paving of Prospect Avenue to not later than January 1999, consistent with the existing subdivision agreement and posted securities; or**
- b. **Direct staff and applicant to present a revised subdivision agreement and securities to permit paving not later than August 1999; or**
- c. **Amend, modify or reject the above options.**

VOICE VOTE

15. **Public Safety Center ~ Architectural Services** (J. App, City Mgr.)

Consider retaining RRM Design Group for the design of the Public Safety Center.

OPTIONS:

- a. **Award Public Safety Center architectural design to RRM Design Group, and authorize the City Manager to negotiate and execute a contract.**
- b. **Amend, modify or reject the above option.**

VOICE VOTE

16. **Bridge Development Impact Fee** (M. Compton, Dir. Of Admin. Svcs.)

Consider amendments to Chapter 12.19 of the Municipal Code relating to Bridge Development Fees.

OPTIONS:

- a. **Introduce Ordinance amending Section 12.19.095 of Title 12 of the Municipal Code relating to Bridge Development Fees and set September 1, 1998 for adoption.**
- b. **Amend, modify or reject the above option.**

ROLL CALL VOTE

17. **Proposed Prison Facility** (J. App, City Mgr.)

Consider a request to establish a new private prison facility in Paso Robles. The 1000 bed facility would accommodate prisoners who have less than 24 month on their current sentence.

OPTIONS:

- a. **Direct further investigation of private prison facilities for proposal at a later date; include a third-party fiscal impact, bidder/provider, and facility operational analyses.**

- b. Determine net community benefit from siting a new low-security prison within City limits and indicate willingness to accommodate same.
- c. Determine that there is insufficient evidence of net community benefit to support a proposal to construct a new prison.
- d. Amend, modify or reject the above options.

VOICE VOTE

18. Clearing Salinas River Channel (J. McCarthy, Dir. Of Public Works)

Consider options regarding clearing the Salinas River Channel from the 13th Street bridge to the treatment plant facility to prevent flooding during heavy rainfall.

OPTIONS:

- a. Continue using work crews under the City’s current Fish & Game permit to clear the Salinas River Channel and not pursue the Army Corps permit at this time.
- b. Proceed with obtaining a permit from the Army Corps of Engineer to use heavy equipment to clear the Salinas River Channel.
- c. Amend, modify or reject the above options.

VOICE VOTE

19. Budget Appropriation for New Street So. From Mesa Road (R. Lata, Dir. Of Comm. Dev.)

Consider a budget appropriation to fund construction of a new street that would extend south from Mesa Road.

OPTIONS:

- a. Adopt Resolution No. 98-_____, Approving an appropriation for street improvements in the Mesa/Prospect area; or
- b. Adopt Resolution No. 98-_____, Approving an appropriation for street improvements in the Mesa/Prospect area & process documentation for internal loan from the Water Fund; or
- c. Amend, modify or reject the above options.

ROLL CALL VOTE

20. Water Alternatives Study (J. McCarthy, Dir. Of Public Works)

Consider the formation of a committee to study water in the North County.

OPTIONS:

- a. Approve committee members and provide direction for the committee.
- b. Amend, modify or reject the above option.

VOICE VOTE

CITY MANAGER

WRITTEN COMMUNICATIONS

ADVISORY BODY COMMUNICATION

21. Receive and File Minutes for the Following Advisory Meetings:

- a. Library Board of Trustees minutes of July 9, 1998
- b. Housing Authority minutes of July 14, 1998

VOICE VOTE

AD HOC COUNCIL BUSINESS

22. “Morals” Provision in Zoning Code Regarding Conditional Use Permit (L. Swanson)

Consider elimination of the word “morals” from the findings required to approve a Conditional Use Permit.

23. Rear Yard Setback Requirements of the Zoning Code (L. Swanson)

Consider allowing property owners whose parcels fit certain circumstances to reduce rear yard setbacks to a minimum of 10 feet.

24. Buena Vista Road/Hwy 46E Traffic Safety (L. Swanson)

CLOSED SESSION:

- a) Pursuant to Government Code §54956.7 ~ Anticipated litigation
Conference with legal Counsel
Significant exposure to litigation (Facts & circumstances not known)
Number of Cases: One
- b) Pursuant to Government Code Section 54954.5(b) ~ Property Acquisition
Property: Commercial Bldg @ Southeast Corner of 13th & Vine (Joshua’s)
Negotiating Parties: City & J. King/D. Redican
Under Negotiation: Terms & Conditions
- c) Pursuant to Government Code Section 54954.5(b) ~ Property Acquisition
Property: Commercial Property 3505 Spring
Negotiating Parties: City & J. Handley
Under Negotiation: Terms & Conditions
- d) Pursuant to Government Code §54954.5(b) ~ Property Acquisition
Property: 260 acres south of Niblick Bridge; adjacent to easterly side of railroad (APN 009-811-001, 002, 003, 004; 009-631-003, 004; 009-301-004)
Negotiating Parties: H. O. Anderson
City of Paso Robles
Under Negotiation: Terms and Conditions

ADJOURNMENT: to THE REGULAR CITY COUNCIL MEETING ON TUESDAY, SEPTEMBER 1, 1998, 7:30 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET.

THE DEADLINE FOR SUBMITTING ITEMS FOR THE NEXT REGULAR COUNCIL MEETING IS AUGUST 21 , 1998

CITY COUNCIL AGENDA
AUGUST 18, 1998

7:30 CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL

7:35 PUBLIC COMMENTS

PUBLIC HEARINGS

7:45 1. Code Amendment 98-005 ~ Travis Engineering/Jack-In-The-Box

REDEVELOPMENT

8:05 2. Life Fitness ~ Economic Incentive/Financial Assistance (J. App, City Mgr.)

8:15 CONSENT CALENDAR

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4. Approve Warrant Register (M. Compton, Dir. Of Admin. Svcs.)

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10. Adopt Resolution No. 98-_____, approving a salary adjustment for the City Manager (I. Yang, City Attorney)

PUBLIC DISCUSSION

8:30 11. General Plan Amendment 98-001

8:45 12. Street Abandonment ~ Woodland Plaza III

9:00 13. Oak Tree Removal ~ Woodland Plaza III

9:10 14. Paving of Prospect Avenue ~ Tract 2223 (Arciero)

9:25 15. Public Safety Center ~ Architectural Services

9:45 16. Bridge Development Impact Fee

10:00 17. Proposed Prison Facility

- 10:20 18. Clearing Salinas River Channel
- 10:35 19. Budget Appropriation for New Street So. From Mesa Road
- 10:45 20. Water Alternatives Study

CITY MANAGER

WRITTEN COMMUNICATIONS

ADVISORY BODY COMMUNICATION

- 10:55 21. Receive and File Minutes for the Following Advisory Meetings:
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- 11:00 22. “Morals” Provision in Zoning Code Regarding Conditional Use Permit
- 11:10 23. Rear Yard Setback Requirements of the Zoning Code
- 11:20 24. Buena Vista Road/Hwy 46E Traffic Safety (L. Swanson)
- 11:30 CLOSED SESSION:
- 12:30 ADJOURNMENT: