

# **CITY COUNCIL AGENDA**

**Wednesday, July 5, 2000 7:30 PM**

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

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

**6:45 PM APPLICANT INTERVIEWS** - Citizens Transportation Advisory Committee

**7:30 PM CONVENE REGULAR MEETING**

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**INVOCATION**

**ROLL CALL** Councilmembers Tom Baron, Walt Macklin, Frank Mecham, Lee Swanson and Mayor Duane Picanco

**PUBLIC COMMENTS**

This is the time the public may address the Council on items other than those scheduled on the agenda. **PLEASE SPEAK DIRECTLY INTO THE MICROPHONE AND BEGIN BY STATING YOUR NAME AND ADDRESS. EACH PERSON AND SUBJECT IS LIMITED TO A 3-MINUTE DISCUSSION.** Any person or subject requiring more than three minutes may be scheduled for a future Council meeting or referred to committee or staff. 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** - None

**NOTICED HEARINGS**

**1. Rezone 00-002 (Gearhart)**

R. Lata, Community Development Director

To consider Rezone 00-002, an application to rezone an approximately 14-acre site located in the vicinity of the southwest corner of Union Road and Golden Hill Road from R1-B3 to R1-PD2 (adding a "PD" overlay with no increase in density/number of homes).

**OPTIONS:**

- a. Adopt Resolution No. 00-xx granting a Negative Declaration status to Rezone 00-002;
- b. Adopt Ordinance No. XXX N.S. granting approval to Rezone 00-002, subject to standard and site specific development conditions;
- c. Amend, modify or reject the foregoing options.

**ROLL CALL VOTE**

**2. Appeal of Tentative Tract 2376 and Planned Development 00-004 (Applicant: Estrella Associates)**

R. Lata, Community Development Director

Consider an appeal filed by Estrella Associates of the Planning Commission's June 13, 2000, action to deny Planned Development 00-004 and Tentative Tract Map 2376.

**OPTIONS:**

- a. If the City Council concurs with the Planning Commission's findings that the project (and more specifically neighborhood 9) is deficient in meeting the City's minimum zoning standards and is not in compliance with the intent and purpose of the Planned Development process in Chapter 21,16A et seq., of the Zoning Code, then:
  - 1) Adopt the Resolution No. 00-xx upholding the Planning Commission's action to deny Planned Development 00-004;
  - 2) Adopt the Resolution No. 00-xx upholding the Planning Commission's action to deny Tentative Tract Map 2376.
- b. If the City Council finds merit in the applicant's proposal and believes it possible to make the required Planned Development findings to grant the list of exceptions to the R-3 district standards, then:
  - 1) Adopt Resolution No. 00-xx approving a finding of project consistency with the Borkey Specific plan and its associated Environmental Documents and determine that no additional environmental analysis for this project is required;
  - 2) Adopt Resolution No. 00-xx granting approval of Tentative Tract Map 2376 subject to standard and site specific development conditions;
  - 3) Adopt the attached resolution granting approval of Planned Development 00-004 subject to standard and site specific development conditions (including findings for exception to minimum development standards for the R-3 base zone for Neighborhood 9).
- c. Amend, modify or reject the foregoing options.

**ROLL CALL VOTE**

## CONSENT CALENDAR

**ITEMS ON THE CONSENT CALENDAR ARE CONSIDERED ROUTINE, NOT REQUIRING SEPARATE DISCUSSION.** However, if discussion is wanted or if a member of the public wishes to comment on an item, the item may be removed from the Consent Calendar and considered separately. Councilmembers may ask questions of clarification without removing an item from the Calendar. INDIVIDUAL ITEMS 3-16 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.

3. Approve City Council Minutes of June 20, 2000.  
D. Fansler, City Clerk
4. Approve Warrant Register.  
M. Compton, Administrative Services Director
5. Adopt Resolution No. 00-xx approving an amendment to the lease agreement with the Federal Aviation Administration for facilities at the Municipal Airport.  
J. App, City Manager
6. Adopt Resolution No. 00-xx approving various budget appropriations for the Paso Robles VCB incentive payment, contribution for North County Humane Society and various property appraisals.  
M. Compton, Administrative Services Director
7. Adopt Resolution No. 00-xx approving the contract with DMG Maximus for SB 90 mandated cost claiming services and authorize the Director of Administrative Services to execute said contract.  
M. Compton, Administrative Services Director
8. Adopt Resolution No. 00-xx approving an amendment to the franchise agreement with Paso Robles Waste Disposal to operate a residential curbside used oil collection program.  
M. Compton, Administrative Services Director
9. Adopt Resolution No. 00-xx approving an agreement for consultant services with Tartaglia Engineering for the design and construction management of improvement projects at the Municipal Airport.  
D. Esperanza, City Engineer
10. Adopt Resolution No. 00-xx awarding the contract for annual street maintenance, DPW Project No. 00-11, to Madonna Construction Company of San Luis Obispo and authorize execution of the contract.  
D. Esperanza, City Engineer
11. Adopt Resolution No. 00-xx accepting and approving the execution and recordation of the Final Map for PR 91-213 (Erskine).  
D. Esperanza, City Engineer
12. Adopt Resolution No. 00-xx approving the intention to vacate the unimproved portion of 20<sup>th</sup> Street (paper street) west of Olive and give notice of a time and place for a public hearing (August 1, 2000).  
D. Esperanza, City Engineer
13. Adopt Resolution No. 00-xx accepting and approving the execution and recordation of the Final Map and Subdivision Agreement for PR 93-087 (Gearhart); and adopt Resolution No. 00-xx annexing PR 93-087 as part of Sub-area 40 to the "Paso Robles Landscape and Lighting District No. 1" (Streets and Highways Code Sections 22500, et seq.).  
Esperanza, City Engineer

14. Adopt Resolution No. 00-xx authorizing acceptance of certain streets into the City-maintained mileage system; and adopt Resolution No. 00-xx authorizing the Notice of Completion to be filed, partial release of Performance Securities, and release of the Payment (Labor and Materials) Securities for Tract 1632-7 (Priske-Jones).  
Esperanza, City Engineer
15. Adopt Ordinance No. XXX N.S. by regular motion, ordering that the Ordinance be read by title only, then by separate motion adopting the Ordinance amending the zoning titles of the municipal code regarding pre-grading for areas of disturbance of ten-thousand or more square feet (Code Amendment 00-001).  
R. Lata, Community Development Director
16. Adopt Resolution No. 00-xx rescinding Resolution No. 00-122, re-appropriating \$10,000 in 1997 Community Development Block Grant funds and awarding construction of CDBG-funded street improvements at 2650 Spring Street (Loaves and Fishes site) to the low bidder, Brinar Construction of San Luis Obispo.  
R. Lata, Community Development Director

**ROLL CALL VOTE**

**PUBLIC DISCUSSION**

**17. Step School Compliance Status**

R. Lata, Community Development Director

Review status of Bill Jacobson meeting Council's schedule for completion of requirements for the building located at 1142 13<sup>th</sup> Street.

**OPTIONS:**

- a. Provided that a site inspection verifies compliance of the outstanding requirements, acknowledge that Bill Jacobson, property owner, has complied with the outstanding issues identified to be his responsibility, and confirm that a certificate of occupancy for STEP Schools Automotive may be issued.
- b. Postpone the timing for Bill Jacobson to resolve the outstanding issues as described in the letter dated April 25, 2000, to the July 18, 2000 City Council meeting.
- c. Amend, modify or reject the foregoing options.

**ROLL CALL VOTE**

**18. Request to Remove Oak Tree at 820 26<sup>th</sup> Street**

D. Esperanza, City Engineer

Consider allowing the removal of a 48-inch diameter oak tree located at 820 26<sup>th</sup> Street.

**OPTIONS:**

- a. Adopt Resolution No. 00-xx approving the removal of a 48-inch diameter oak tree at 820 26<sup>th</sup> Street.
- b. Amend, modify or reject the foregoing option.

**ROLL CALL VOTE**

19. **Submittal of the Certificate of Results of Examination of the Initiative Petition titled “City of Paso Robles Save Open Space and Agricultural Resources (Paso Robles SOAR) Initiative and November 2000 Election Resolutions**

D. Fansler, City Clerk

Take action on the Paso Robles SOAR Initiative and adopt election resolutions as required by the California Elections Code.

**OPTIONS:**

- a. **Candidate Statements** Adopt Resolution No. 00-xx adopting regulations for candidates for elective office pertaining to Candidates’ Statements submitted to the voters at an election to be held on Tuesday, November 7, 2000.
- b. **Deadline for Arguments & Impartial Analysis by City Attorney** Adopt Resolution No. 00-xx setting priorities for filing written arguments regarding a city measure and directing the City Attorney to prepare an impartial analysis.
- c. **Adopt SOAR Ordinance** Pass the ordinance without alteration.
- d. **Placing SOAR Ordinance on Ballot** Adopt Resolution No. 00-xx placing measure on the ballot, without alteration, at the next statewide election occurring not less than 88 days after the date of the order (November 7, 2000).
- e. **Request for Report** Refer the proposed SOAR initiative measure to any City agency for a report on its fiscal impact and/or its effect on the internal consistency of the City’s general and specific plans within 30 days.
- f. **Calling Election** Adopt Resolution No. 00-xx calling and giving notice of the holding of a General Municipal Election to be held on Tuesday, November 7, 2000, for the election of certain officers as required by the provision of the laws of the State of California relating to General Law cities and for the submission to the voters of a measure that would prohibit the extension of urban services or uses outside the City’s Sphere of Influence boundary unless such extension or services or uses is first approved by the voters.
- g. **Consolidating Election** Adopt Resolution No. 00-xx requesting the Board of Supervisors of the County of San Luis Obispo to consolidate a General Municipal Election to be held on November 7, 2000, with the statewide General Election to be held on the same date, and requesting the services of the San Luis Obispo County Clerk in conducting the election.
- h. **Rebuttal Arguments (Optional)** Adopt Resolution No. 00-xx providing for the filing of rebuttal arguments for City measures submitted at municipal elections.

**ROLL CALL VOTE**

**20. Salinas River Clearing**

D. Esperanza, City Engineer

Direct staff regarding the clearing of the Salinas River.

**OPTIONS:**

- a. Direct staff to submit a budget appropriation request for this project at the time a new Capital Improvement Program is developed in June 2002.
- b. Amend, modify or reject the foregoing option.

**ROLL CALL VOTE**

**21. Economic Vitality Corporation**

J. App, City Manager

Consider engaging the Economic Vitality Corporation to assist with business attraction and recruitment efforts.

**OPTIONS:**

- a. Authorize \$5,000 for membership in the EVA and for the City Manager to develop a scope of services for business retirement.
- b. Decline membership at this time.
- c. Amend, modify or reject the foregoing options.

**ROLL CALL VOTE**

**22. 1999-2000 Local Law Enforcement Block Grant Award**

D. Cassidy, Chief of Police

Consider acceptance of a \$34,100 award granted by the Bureau of Justice assistance programs.

**OPTIONS:**

- a. Adopt Resolution No. 00-xx authorizing the acceptance and appropriation of federal grant funds for purchase of police equipment.
- b. Amend, modify or reject the foregoing option.

**ROLL CALL VOTE**

**CITY MANAGER**

- 23. Select date for conducting interviews for vacancies on the Senior Citizens Advisory Committee (4 applicants; 3 vacancies).
- 24. Select date for conducting interviews for vacancies on the Parks and Recreation Advisory Committee (8 applicants; 7 vacancies).

**CORRESPONDENCE - None**

**ADVISORY BODY COMMUNICATION**

- 25. **Receive and file minutes for the following meetings:**
  - a. Senior Advisory Committee meeting of April 10 and May 8, 2000
  - b. Transit Advisory Committee meeting of May 3, 2000
  - c. Parks and Recreation Advisory Committee meeting of May 9, 2000
  - d. Public Library Board of Trustees meeting of June 8, 2000

**VOICE VOTE**

**AD HOC COUNCIL BUSINESS**

- 26. Discuss possible Airport runway extension south.

**CLOSED SESSION**

- a. **Pursuant to Government Code Section 54956.9(b) - Anticipated Litigation**
  - Conference with Legal Counsel
  - Significant exposure to litigation (facts and circumstances not known to adverse party)
  - Number of cases: One
  
- b. **Pursuant to Government Code Section 54954.2(b) – Property Sale**
  - Property: 801 4<sup>th</sup> Street  
(2.34 acres at 4<sup>th</sup> & Pine Street)
  - Parties: Pacific Management & Development
    - Negotiator: Jim Saunders
    - City of Paso Robles
    - Negotiator: James L. App, City Manager
  - Under Negotiation: Terms and conditions

**ADJOURNMENT:** to THE REGULAR CITY COUNCIL MEETING ON TUESDAY, JULY 18, 2000, AT 7:30 PM IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET.

***THE DEADLINE FOR SUBMITTING ITEMS FOR THE NEXT REGULAR COUNCIL MEETING IS JULY 7, 2000***