

All persons desiring to speak on agenda items are asked to fill out a ***Speaker Information Card*** and place it at the Staff Table prior to the start of discussion of the agenda item. Each individual speaker will be limited to a presentation total of three (3) minutes per person, per item.

CITY COUNCIL AGENDA

Tuesday, August 7, 2001 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**

7:30 PM – CONVENE REGULAR MEETING

CALL TO ORDER – Downstairs Conference Center

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL Councilmembers George Finigan, Jim Heggarty, Gary Nemeth, Duane Picanco and Mayor Frank Mecham

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 - None

NOTICED HEARINGS

1. **Water Tank Property Landscaping**

R. Lata, Community Development Director

Open and continue the public discussion of the water tank site landscaping design.

OPTIONS:

- a. Continue the open noticed hearing to the Council's regular meeting of September 4, 2001.
- b. Amend, modify or reject the above option.

2. **Appeal of Planned Development 01-012 (Lilly/Moore)**

R. Lata, Community Development Director

Consider an appeal of conditions attached to the Planning Commission's approval of expansion of aircraft hangar facilities at the Municipal Airport. (Commission approved construction of 6,975 square feet of aircraft storage hangar space and 1,430 square feet of office space on a partially developed site at the Municipal Airport. Applicant is appealing the requirement to provide a publicly accessible restroom on a 24-hour basis.)

OPTIONS:

- a. Adopt Resolution No. 01-xxx granting approval to Planned Development 01-012 subject to the standard and site-specific conditions and its exhibits.
- b. Adopt Resolution No. 01-xxx granting approval to Planned Development 01-012 with the elimination of site-specific condition No. 7 (providing for a restroom that is accessible on a 24-hour basis from the exterior of the building to aircraft hangar tenants on the same lease parcel).
- c. Amend, modify or reject the above options.

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

ROLL CALL Agencymembers Jim Heggarty, Gary Nemeth, Frank Mecham, Duane Picanco, and Chairman George Finigan

3. **Property Tax Auditing and Reporting Services**

M. Compton, Administrative Services Director

For the Paso Robles Redevelopment Agency Board to consider approval of an agreement for property tax auditing and reporting services with HdL Coren & Cone, Inc.

OPTIONS:

- a. Adopt Resolution No. RA 01-xxx approving a contract for property tax increment auditing and reporting services.
- b. Amend, modify or reject the above option.

ROLL CALL VOTE (Redevelopment Agency)

ADJOURN TO CITY COUNCIL MEETING

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 4-14 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.

4. Approve City Council Minutes of July 3, 2001.
D. Fansler, City Clerk
5. Receive and file Advisory Body Committee minutes as follows:
Parks & Recreation Advisory Committee meeting of May 8, 2001
Pioneer Museum Board meeting of June 14 and July 12, 2001
Public Library Board of Trustees meeting of June 14, 2001
Citizens Airport Advisory Committee meeting of June 28, 2001
Housing Authority meeting of July 10 and July 24, 2001
6. Approve Warrant Register.
M. Compton, Administrative Services Director
7. Adopt Resolution No. 01-xxx approving an appropriation limit for the fiscal year 2001-02 operating and maintenance budget. (The State Constitution requires state and local governments to annually adopt an appropriations limit. The limit may be adjusted annually by a factor comprised of the change in population combined with either the change in California per capita personal income or the change in the local assessment roll due to local non-residential construction. The State provides the data required to complete the calculation.)
M. Compton, Administrative Services Director
8. Adopt Resolution No. 01-xxx appropriating \$42,700 from sewer operations reserve funds, account number 601.310.5224.163, for laboratory testing fees. (In April 2000, Carollo Engineers was authorized to complete a Wastewater Salt Management Study for the Wastewater Treatment Facility and the Final Salt Management Study was received in February 2001. The report recommended the implementation of a sampling program. Funding for the laboratory testing fees is needed to carry out the report's recommendation in compliance with the Regional Water Quality Control Board.)
J. Deakin, Public Works Director

9. Adopt Ordinance No. XXX N.S. approving an amendment to the contract between the Board of Administration California Public Employees' Retirement System and the City. (Council recently adopted the "single-highest year final compensation" benefit for the SEIU and Professional/Manager groups. To retain equity in the groups, it is proposed that the benefit be extended to the Safety Employees Group – Police and Fire.)
D. Fansler, Management Analyst
10. Adopt Resolution No. 01-xxx approving renewal of the Professional/Manager Group long-term disability plan with Standard Insurance Company. (Standard Insurance Company has underwritten the long-term disability policy for the past eight years; they have proposed a very small increase in premium. The City's contract expired June 30, 2001 and Standard is currently covering the City under a temporary extension.)
D. Fansler, Management Analyst
11. Adopt Resolution No. 01-xxx accepting the public improvements of PR 98-199 into the City's maintenance system, and to release payment and performance bonds for these improvements upon receipt of a maintenance bond in the amount of 10% of the performance bond amount - \$23,500. (This subdivision is located between Highway 101 and Ramada Drive, north of State Highway 46 west. In June 2000, Council accepted Parcel Map PR 98-199 for recordation and executed a Subdivision Improvement Agreement with the developer of this subdivision. The public improvements have been constructed in conformance with the approved plans. Contractor is obligated to maintain all public improvements for a one-year period following acceptance by the City Council.)
R. Lata, Community Development Director
12. Adopt Resolution No. 01-xxx accepting the public improvements Tract 2137-3 into the City's maintenance system, and to release payment and performance bonds for these improvements upon posting of a Maintenance Bond in the amount of \$22,000. (This subdivision is located northwest of Riverglen Drive, north of Union Road. In September 2000, Council accepted Tract 2137-3 for recordation and executed a Subdivision Improvement Agreement with the developer of this subdivision. The public improvements have been constructed in conformance with the approved plans. Contractor is obligated to maintain all public improvements for a one-year period following acceptance by the City Council.)
R. Lata, Community Development Director
13. Adopt Resolution No. 01-xxx authorizing execution and recordation of the Final Map and Subdivision Agreement for Tract 2281-3 (La Ranchita, LLC), a 32-lot subdivision located east of Creston Road and Golden Hill Road; adopt Resolution; approve the Subdivision Improvement Agreement for Tract 2281-3, authorizing deferred construction of the subdivision improvements, with an established deadline of August 2002 to complete these improvements and authorize the Mayor to execute the Agreement; and adopt Resolution No. 01-xxx annexing Tract 2281-3 into the Landscape and Lighting District as Sub-area No. 52C. (This project is located east of Creston Road and Golden Hill Road, and is in the third phase of development of the so-called Shadow Canyon subdivision. The subdivider has posted securities to guarantee installation of public improvements, the Tentative Map was approved by the Planning Commission in August 1998 and in conformance with the Conditions of Approval, the developer has also executed a Petition requesting that the subdivision be annexed into the Landscape and Lighting District No. 1. The City has collected park fees, drainage fees and plancheck and inspection fees in accordance with the conditions of approval for this tract.)
R. Lata, Community Development Director

14. Approve the information and design of the dedication plaque for the Airport Terminal Project.
D. Monn, Building Official

ROLL CALL

PUBLIC DISCUSSION

15. **Request to Remove Oak Tree and Authorize Deferral of Median Construction – Tract 2269 (Golden Hill Road/Erskine)**

R. Lata, Community Development Director

Consider a request from Tom Erskine, the developer of Tentative Tract 2269, to remove a 35-inch diameter oak tree within the future Golden Hill Road right-of-way, and defer construction of a raised median within Golden Hill Road adjacent this subdivision by entering into an agreement to participate in an assessment district at some future date when installation of the median is warranted. This subdivision is an approximate 74-acre site of 21 industrial lots, located on the east side of Golden Hill Road, approximately 1/4 mile north of State Highway 46.

OPTIONS:

- a. Adopt Resolution No. 01-xxx authorizing:

- (1) The removal of the 35-inch diameter oak tree situated within the future Golden Hill Road right-of-way adjacent to Tentative Tract 2269, and require the applicant to plant two (2) 24-inch box trees (minimum 1½-inch caliper) as replacement; and
- (2) The deferral of constructing the landscaped median included in the City's Aerial Standard, and allowing the applicant to enter into an agreement in a form to be approved by the City Attorney, to not protest the formation of an assessment district at some future time to construct the median and to be assessed his proportionate share.

- b. Amend, modify or reject the above option.

ROLL CALL VOTE

16. **Request for Fire Suppression Water Service from Templeton Community Services District**

J. Deakin, Public Works Director

Consider a request for developments on Volpi-Ysabel Road to obtain fire suppression water connections from Templeton Community Services District (TCSD).

OPTIONS:

- a. Allow Mr. John Dallare and Union Asphalt to apply to Templeton Community Services District for water service limited to fire suppression needs for developments planned on the north side of Volpi-Ysabel Road, if the developers agree to:
1. Not oppose future annexation to the City, and
 2. Agree to connect to City water and/or sewer services when available in the immediate area.

- b. Modify Option (A) above by removing the requirement to request sewer service from TCSD.
- c. Amend, modify or reject the above options.

ROLL CALL VOTE

17. Airport Road Alignment North of State Highway 46

R. Lata, Community Development Director

The City has received an application (Phi Ward/Brett Butterfield, et al) to subdivide a parcel of land located north of State Highway 46 in the vicinity of the Airport Road intersection. The subdivision request requires consideration of options relative to the interim and future alignments of Airport Road north of State Highway 46. (This item is continued from the July 17th City Council meeting.)

OPTIONS:

- a. Determine that it would be premature to proceed with subdivision of the subject property at this time, and that any development of the subject property needs to be based on an alignment for Airport Road that conforms with City standards (in either the current location or in an alternative location that would be consistent with interim improvements to the Airport Road / Highway 46 East intersection) and subject to any applicable approval by Caltrans.
- b. Adopt Resolution No. 01-xxx approving a design exception as illustrated in Exhibit B, as requested by the applicant, which would permit the applicant to proceed with processing of the parcel map that would subdivide the subject property, including a dedication of 100 foot right-of-way along the existing Airport Road alignment (as modified by the referenced Exhibit), and direct staff to initiate a “plan line” designation for Airport Road based on a 100 foot right-of-way. Staff understands this to be the applicant’s preferred alternative. This option would designate the preferred location for an interim Airport Road but defer reservation of the right of way until further information and analysis is available.
- c. Amend, modify or reject the foregoing options, including consideration of the options presented in the July 17, 2001 staff report.

18. Installation of Loading Zone Along North Side of 16th Street Adjacent NCI Facility at 1602 Spring Street

R. Lata, Community Development Director

In response to a written request from the Paso Robles Unified School District, consider adoption of a resolution installing a loading/unloading zone along the north side of 16th Street adjacent the NCI facility at 1602 Spring Street.

OPTIONS:

- a. Adopt Resolution No. 01-xxx establishing a no parking/bus loading zone along the north side of 16th Street between the alley east of Spring Street and the driveway entrance to the NCI facility located at 1602 Spring Street, and authorize staff to install the necessary signs and curb markings to designate said zone.
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

19. California Superior Court – North County Expansion

J. App, City Manager

Consider a Memorandum of Agreement with the Superior Court to facilitate expansion of the Court's North County facility on City property. (Property is located at 940 Spring Street.)

OPTIONS:

- a. Approve and authorize the Mayor to sign to execute the Memorandum of Agreement with the Court.
- b. Amend, modify or reject the above option.

20. Pepsi Contract Amendment

D. Fansler, Management Analyst

Consider an amendment to the Vending contract with Pepsi-Cola Corporation. (In June 2000 the City entered into a vending agreement with Pepsi. In exchange for commissions, scoreboards and other amenities, the City agreed that only Pepsi-Cola beverages would be offered for sale or served on property owned or controlled by the City. After the contract had been in place for one year, the parties entered into discussion to modify certain features.)

OPTIONS:

- a. Approve, and authorize the City Manager to sign, the adoption of an amendment to the Pepsi-Cola Corporation contract.
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

21. Vina Robles Annexation Property Tax Negotiation

R. Lata, Community Development Director

Consider a negotiated exchange of property tax revenue for the Vina Robles Annexation. This 94-acre property proposed for future annexation is located on the south side of Highway 46 East, on either side of Mill Road. The property, approximately 29 acres in size and located on the east side of Mill Road, is rezoned for Parks and Open Space. The remaining approximate 65 acres is rezoned with a City Agricultural designation and is located on the west side of Mill Road.

OPTIONS:

- a. Adopt Resolution No. 01-xxx accepting a negotiated exchange of property tax revenue and annual tax increment between the County of San Luis Obispo and the City.
- b. Reject proposed exchange rate and appoint an ad hoc Council committee to renegotiate.
- c. Amend, modify or reject the above option.

ROLL CALL VOTE

22. Sale of General Obligation Bonds

M. Compton, Administrative Services Director

Consider approval of a resolution authorizing the sale of \$7 million par value general obligation bonds. (Sale of these bonds will provide the resources required to fund the construction of certain Measure D projects – airport terminal, senior & veterans community centers and the public safety center.)

OPTIONS:

- a. Adopt Resolution No. 01-xxx authorizing the sale of \$7 million in general obligation bonds.
- b. Amend, modify or reject the foregoing option.

ROLL CALL VOTE

23. Purchasing Policy and Procedures

M. Compton, Administrative Services Director

Consider approving updated purchasing policy and purchases. (Current code relating to purchasing and payment procedures was added in 1992. Implementation of the Code, via the purchasing payment and procedures manual, was updated in March 1995. Staff has undertaken a review of the manual and has made certain recommendations as to improving and updating procedures.)

OPTIONS:

- a. Adopt Resolution No. 01-xxx approving a new purchasing policy statement and updated purchasing procedures.
- b. Amend, modify or reject the foregoing option.

ROLL CALL VOTE

CITY MANAGER

24. Schedule Date for Special Meeting Closed Session

J. App, City Manager

Schedule Special Meeting Closed Session to discuss “Meet & Confer” issues affecting each/all Employee Groups. Possible dates include Monday, August 13th at 7:30 PM., Thursday, August 16th at 8:00 AM or 7:30 PM and/or Friday August 14th at 8:00 AM. Meeting duration is estimated at three hours.

VOICE VOTE

CORRESPONDENCE - None

ADVISORY BODY COMMUNICATION - None

AD HOC COUNCIL BUSINESS

25. Schedule Youth Commission Applicant Interview/Appointment Date

J. App, City Manager

Schedule interview/appointment date for the Youth Commission -

7 vacancies (4 regular/3 alternates) – 12 applicants

2-year staggered terms

Applicants:

Nicole Buenafe

Christopher Matthews

Victoria Edelman

Tianna Minter

Ashley Estrada

Courtney Pritchard

Jake Fuller

SierraRose Przybyla (incumbent)

Amaya Greenwood

Monique Rodriguez

Danielle Hollander

Brittany Wiley

VOICE VOTE

26. Mayors & Council Members Executive Forum: Council Assessment Tool

J. App, City Manager

Discuss assessment process options and consider distribution of a Council assessment questionnaire.

OPTIONS:

- a. Discuss assessment process options and direct staff accordingly.
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

PUBLIC COMMENT ON CLOSED SESSION

Public comments limited to Closed Session items only.

CLOSED SESSION

CALL TO ORDER – Large Conference Room, 2nd Floor

a. Public Employee Performance Evaluation

Government Code Section 54957

Annual Evaluation of City Manager

b. Conference with Real Property Negotiator

Government Code Section 54956.8

City Negotiator: James L. App, City Manager

Property: 3,983 square feet of property located at the northern end of Ramada Drive (a portion of APN 009-633-027)

Negotiating Parties: James F. Morabito

Under Negotiation: Price

c. Conference with Legal Counsel – Initiation of Litigation

Subdivision (c) of Government Code Section 54956.9

Number of cases: Two

d. Public Employment

Government Code Section 54957

Title: Code Enforcement Attorney

ADJOURNMENT: to THE SENIOR CITIZENS & VETERANS BUILDINGS GROUNDBREAKING ON FRIDAY, AUGUST 10, AT 10:00 AM AT 270 SCOTT STREET AND TO THE REGULAR MEETING ON TUESDAY, AUGUST 21, 2001, AT 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 10, 2001