

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 21, 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. **General Plan Amendment 3-01 – Chandler Ranch Area Specific Plan and Hogue Grips**

R. Lata, Community Development Director

Open and continue the scheduled public hearing regarding General Plan Amendment 3-01.

OPTIONS:

- a. Continue the open noticed hearing on General Plan Amendment 3-01 to the Council's regular meeting of September 4, 2001.
- b. Amend, modify or reject the above option.

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 2-14 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.

2. Approve City Council Minutes of June 19, June 28, July 17, July 18, and August 7, 2001.
D. Fansler, City Clerk
3. Approve Warrant Register.
M. Compton, Administrative Services Director
4. Adopt Resolution No. 01-xxx declaring certain City property as surplus and approving the method of disposal as identified therein. (The City will accumulate a sizable inventory of surplus computer equipment with implementation of Phase II of the office equipment replacement program. The age and configuration of the surplus computer and office equipment prevents its re-installation or use at alternate City sites because it is no longer compatible with current technology. The City disposes of surplus office equipment by first making it available to City employees at "market value" and then retaining the services of a secondary market reseller in order to maximize sale proceeds.)
M. Compton, Administrative Services Director
5. Adopt Resolution No. 01-xxx authorizing staff to apply for a Park Playground Accessibility and Recycling Grant Program. (A State Grant Program offers the opportunity to upgrade public playgrounds using recycled-content materials and assist the City in meeting State and Federal accessibility standards to public playgrounds. The City applied for \$100,000 last year and was not successful. It appears that applicants applying for the minimum amount were more successful in obtaining the grant. It is proposed that the City apply for a \$50,000 grant this year to replace/improve the playground area at Sherwood Park. There is a 50% match-fund requirement for each park.)
R. Lata, Community Development Director

6. Adopt Resolution No. 01-xxx appropriating \$7,000 from General Fund Reserves to Budget Account No. 118-910-5452-465, and award a contract to R. Burke Corporation to reconstruct/rehabilitate the alley between April & Oak, 28th to 30th (behind Senor Sanchos), in the amount of \$50,180. (In March 2000, the Council appropriated a budget of \$55,000 from the General Fund to reconstruct/rehabilitate three existing alleys in the city. Staff prepared the Plans and Specifications and on June 21, 2001, three bids were received, with the lowest bid submitted by R. Burke Corporation in the amount of \$103,037. R. Burke Corporation has confirmed that a reduced scope project to pave the 28th-30th Streets alley will cost \$50,180.)
J. Deakin, Public Works Director
7. Adopt Resolution No. 01-xxx authorizing installation of an additional septic system at 3580 Airport Road (APN 025-431-017), contingent upon the applicant entering into an Agreement, subject to approval by the City Attorney, to participate in the formation of a future assessment district to extend the sewer line to their property, and with the design of the septic system subject to the approval of the Regional Water Quality Control Board. (The site location is on the east side of Airport Road, between State Highway 46 and Dry Creek Road. The closest sewer is at the California Youth Authority facility on Dry Creek Road, approximately 1-1/4 mile distant. There are currently two other septic tanks located on the subject property, both of which are upstream of the proposed shop building.)
R. Lata, Community Development Director
8. Adopt Resolution No. 01-xxx authorizing accepting the public improvements of Tract 2284 into the City's maintenance system, and authorizing the release of the Performance and Payment Bonds upon the posting of a Maintenance Bond in the amount of \$15,350. (This subdivision is located north of Union Road and west of Golden Hill Road. Council approved recording of Subdivision Improvement Agreement on May 16, 2000. Street, sewer and water improvements have been completed. At time of staff report preparation, landscape improvements were not complete. If not completed prior to August 20th, staff will request that this item be continued.)
R. Lata, Community Development Director
9. Adopt Resolution No. 01-xxx authorizing the acceptance of an Offer of Dedication for a 10-foot wide drainage easement across the southern portion of Kermit King Elementary School. (It was determined that the storm drain in River Oaks Drive was inadequate to handle the additional storm runoff from Tract 2376, River Oaks, located north of River Oaks Drive and west of Buena Vista Drive. As the drainage deficiency was discovered after the filing of the Tentative Map, the drainage easement was not included in the Final Map and the easement needs to be recorded as a separate instrument.)
R. Lata, Community Development Director
10. Adopt Resolution No. 01-xxx appropriating \$8,300 to cover the cost of Building Division electronic archiving of building plans for fiscal years 2000/01 and 2001/02. (State Health and Safety Code requires jurisdictions to archive copies of building plans associated with commercial, industrial and multi-family development. Since 1999, the Building Division has collected development fees to cover the cost of electronically archiving plans submitted to the Building Division to reduce the number of paper files it must store. Periodically, the fees collected must be appropriated from the General Ledger Account where they are collected to the Building Division budget where they can be used. The appropriation being requested is for that purpose.)
R. Lata, Community Development Director

11. Approve a request by Heritage Oaks bank to place a temporary mobile billboard at the intersection of 12th and Spring Streets from 7:00 AM to 10:00 AM on Sunday, September 30, 2001. (The 4th Annual Heritage Bank "Family Fun Run" will be located at the downtown City Park and include the closing down of the surrounding streets and most of Spring Street. Besides serving as advertising for one of the events major sponsors, the Gazette newspaper, a billboard will serve as a large marker leading to the finish line for the "Family Fun Run."
R. Lata, Community Development Director
12. Adopt Resolution No. 01-xxx designating the intersections of River Oaks Drive/Vineyard Circle/Schoolhouse Circle East and River Oaks Drive/Clubhouse Drive as all-way stop intersections, and require all vehicles to stop at all entrances to the intersections. (The Transportation Supervisor for the Paso Robles School District has requested that all-way stops be installed along River Oaks Drive at both ends of the soon to be opened Kermit King Elementary School. The request was considered by the Streets & Utilities Committee on August 10th and was unanimously recommended for approval by the Council.)
R. Lata, Community Development Director
13. Authorize the Major to sign and execute Reimbursement Agreements on behalf of the City with Shadow Canyon, LLC and Weyrich Development. (Shadow Canyon, LLC is the developer of a tract located at the northeast corner of Creston and Golden Hill Road. The City's Master Plan required that oversized waterlines be installed. The Reimbursement Agreement will compensate the developer for the incremental increased costs between a 14-inch and 16-inch diameter waterline in Golden Hill Road. Weyrich Development will be reimbursed for certain upgrades of water facilities and construction of pipelines as called for in the Water Master Plan, as part of the development for Tract 2350. The 2000 Fiscal Policy Committee reviewed the reimbursement proposals and on July 18, 2000, the City Council accepted and approved their recommendation.)
R. Lata, Community Development Director
14. Adopt Resolution No. 01-xxx approving group insurance plan renewal for health insurance. (The City's health insurance provider is Lifeguard Health Care. Lifeguard has underwritten the policy for the past six years. The current contract expired June 30, 2001. Lifeguard is currently covering the City under a temporary extension. Lifeguard has proposed a one-year contract with an original 14% increase and an adjusted 8.7% increase due to benefit modifications effective September 1, 2001.)
D. Fansler, Management Analysis

ROLL CALL VOTE

PUBLIC DISCUSSION

15. **Request to Remove an Oak Tree – 404 Lombardo Court**

R. Lata, Community Development Director

Consider a request to remove a 10-inch diameter oak tree at 404 Lombardo Court (applicant Robert Lucy) to allow the applicant's stated intent of increasing usable rear yard space and improving his scenic view.

OPTIONS:

- a. Adopt Resolution No. 01-xxx authorizing the removal of a 10-inch diameter oak tree at 404 Lombardo Court; and requiring two (2) replacement oak trees conforming to Section 10.01.040 (E) of the Municipal Code, either on the subject parcel, or elsewhere in the City at the direction of the Street Superintendent.
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

16. Intersection of Westfield Road / Brookhill Drive / Turtle Creek Drive – Installation of All-Way Stop

R. Lata, Community Development Director

Consider adoption of a resolution designating the intersection of Westfield Road/Brookhill Drive/Turtle Creek Drive as an all-way stop intersection. (A nearby resident because of safety concerns requested that an all-way stop be installed. The request was considered by the Streets & Utilities Committee on August 10th and was unanimously recommended for approval by the City Council.)

OPTIONS:

- a. Adopt Resolution No. 01-xxx designating the intersection of Westfield Road, Brookhill Drive and Turtle Creek Drive as an all-way stop intersection, and require all vehicles to stop at all entrances to the intersection.
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

17. Inspection Report on the City Wastewater Treatment Facility

J. Deakin, Public Works Director

Discuss a response to the Regional Water Quality Control Board regarding the inspection of the Wastewater Treatment Facility.

OPTIONS:

- a. (1) Further evaluate discharge and salinity reduction alternatives identified in the Comprehensive Recycled Water Study, namely: (1) review water recycling alternatives, (2) develop an alternative for water resource(s) with lower salinity, with cost data, and (3) refine the alternative for land disposal, particularly cost and location options.
- (2) Review the water monitoring system with the RWQCB staff, and return to Council for action, if needed, to modify the existing wells.
- (3) Provide the RWQCB a written response within their requested timeframe to address all issues raised, recapping actions already taken by the City for their information, and relaying the direction given.
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

18. Vina Robles Annexation Property Tax Negotiation

R. Lata, Community Development Director

Consider continuing discussions regarding a negotiated exchange of property tax revenue for the Vina Robles Annexation.

OPTIONS:

- a. Continue discussions regarding acceptance of Negotiated Exchange of Property Tax Revenue and Annual Tax Increment between the County of San Luis Obispo and the City of Paso Robles to September 4, 2001.
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

CITY MANAGER - None

CORRESPONDENCE - None

ADVISORY BODY COMMUNICATION - None

AD HOC COUNCIL BUSINESS

19. Request Appointment of Ad Hoc Committee to Review Indemnification Clauses in City Contracts

J. Seitz, Deputy City Attorney

Consider appointment of an ad hoc committee to review indemnification clauses in City Contracts, and report back to the full City Council by December 18, 2001.

OPTIONS:

- a. Accept and file report.
- b. Amend, modify or reject the above option.

VOICE VOTE

20. Report from General Plan Update Ad Hoc Committee

R. Lata, Community Development Director

Hear report from ad hoc committee formed May 1, 2001, to review proposals for General Plan update and conduct interviews. The ad hoc committee has reviewed the four proposals, a recommendation has been formulated and will be forthcoming during September 2001.

OPTIONS:

- a. Accept and file report.
- b. Amend, modify or reject the above option.

VOICE VOTE

21. Report from Sewer and Water User Fees Ad Hoc Committee

M. Compton, Administrative Services Director

Hear report from ad hoc committee formed May 1, 2001, to review sewer and water user fees and impact fee schedule.

OPTIONS:

- a. Accept and file report.
- b. Amend, modify or reject the above option.

VOICE VOTE

22. Report from Airport Master Plan Ad Hoc Committee

J. Deakin, Public Works Director

Hear report from ad hoc committee formed June 5, 2001, to review the Airport Master Plan draft documents.

OPTIONS:

- a. Accept and file report.
- b. Amend, modify or reject the above option.

VOICE 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 Labor Negotiator

Government Code Section 54957
City Negotiator: Mayor Frank Mecham and Councilman Gary Nemeth
Unrepresented employee: James App, City Manager

ADJOURNMENT: to THE SPECIAL MEETING CLOSED SESSION ON THURSDAY, AUGUST 23, AT 6:00 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET; AND TO THE ALL-CITY STAFF MEETING, THURSDAY, AUGUST 30, AT 7:30 AM AT THE LIBRARY/CITY HALL CONFERENCE CENTER

FUTURE MEETINGS

1. KERMIT KING OPENING CEREMONIES ON MONDAY, AUGUST 27, 2001, AT 9:00 AM AT 700 SCHOOLHOUSE CIRCLE.
3. THE REGULAR MEETING ON TUESDAY, SEPTEMBER 4, 2001, AT 7:30 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET.
4. THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE SEPTEMBER 12-15 AT THE SACRAMENTO CONVENTION CENTER, 1400 "J" STREET, SACRAMENTO.

THE DEADLINE FOR SUBMITTING ITEMS FOR THE NEXT REGULAR COUNCIL MEETING IS AUGUST 10, 2001