

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.

**AMERICANS WITH DISABILITIES ACT** Individuals who, because of a disability, need special assistance to attend or participate in this meeting, may request assistance by contacting the City Clerk's Office (805) 237-3960. Whenever possible, requests should be made 4 working days in advance.

## CITY COUNCIL AGENDA

Tuesday, July 1, 2003 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

### 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.

## AGENDA ITEMS TO BE DEFERRED (IF ANY)

Staff to advise Council of any item on the agenda that is to be deferred or tabled.

**PRESENTATIONS** - None

## PUBLIC HEARINGS

1. [Street Abandonment 03-001 \(Estrella Associates, Waterford Court\)](#)

R. Lata, Community Development Director

Consider abandonment of Waterford Court. (Waterford Court is a 50-foot wide street, ending in a cul-de-sac, with no public through traffic. Waterford Court is not necessary for public circulation. The Planning Commission has recommended approval of the abandonment request.) CONTINUED FROM 6/17/03

**OPTIONS:**

- a. Adopt Resolution No. 03-xx to abandon Waterford Court, a 50-foot right-of-way, but retain a public services easement for water, sanitary sewer, and public services as shown on the Exhibit "A".
- b. Amend, modify or reject any of 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 - 9 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.

2. [Approve Warrant Registers: Nos. 41041 – 41166 \(6/13/02\) and 41167 – 41299 \(6/20/03\)](#)

M. Compton, Administrative Services Director

3. [Receive and file Advisory Body Committee minutes as follows:](#)

[Parks & Recreation Advisory Committee meeting of May 13, 2003](#)  
[Senior Citizen Advisory Committee meeting of May 12, 2003](#)

4. [Proclamation – National Aquatic Week – July 13 - 19, 2003](#)

F. Mecham, Mayor

5. [Adopt Resolution No. 03-xx approving a one-time fiscal year 2004 budget appropriation in the amount of \\$25,000 from the General Fund, as well as offsetting revenue budget adjustment.](#)

(In December 2002, the Council authorized the Emergency Services Department to proceed with a grant request to develop a City Emergency Operations Plan [EOP]. The grant application was successful and was awarded in May 2003. Authorization to spend grant monies for professional services and ancillary needs is required to complete the EOP.)

K. Johnson, Emergency Services Chief

6. [Adopt Resolution No. 03-xx awarding a contract to low bidder Brinar Construction in the amount of \\$28,237.50 to perform the City's Annual Sidewalk Replacement Project, DPW No. 03-02.](#) (Bids for this project were solicited and two bids were received on at the Bid Opening on June 5, ranging from a low bid of \$28,237.50 to a high bid of \$44,835. Staff reviewed the low bid submitted by Brinar Construction and finds it to be a responsive bid.)  
J. Deakin, Public Works Director
7. [Receive and file the Settlement Agreement for Cannon Associates and Mutual Release of Claims. \(Case No. CV030362, Cannon Associates v. City of Paso Robles, re Chandler Ranch Area Specific Plan.\)](#)  
R. Lata, Community Development Director
8. [Extend the duration of the ad hoc committee comprised of Mayor Mecham and Councilmember Finigan to review and revise advisory committee bylaws to December 31, 2003.](#)  
J. App, City Manager
9. [Discontinue the ad hoc committee comprised of Mayor Mecham and Councilmember Nemeth to review indemnification clauses in City Contracts.](#)  
J. App, City Manager

#### **ROLL CALL VOTE**

#### **PUBLIC DISCUSSION**

10. [Traffic Control on South River Road at Navajo Avenue](#)  
J. Deakin, Public Works Director

Consider installation of stop signs on South River Road at Navajo Avenue. (The Streets and Utilities Committee recommends a temporary all-way stop at this intersection. The stop sign will be replaced with a signal upon development of Tract 2422.)

#### **OPTIONS:**

- a. Adopt Resolution No. 03-xx approving temporary stop controls on South River Road at Navajo Avenue, to be used until a stoplight is installed.
- b. Amend, modify or reject any of the above option.

#### **ROLL CALL VOTE**

11. [Modification of Standard Street Improvements - Tract 2422 \(Harrod Builders\)](#)  
R. Lata, Community Development Director

Consider approval of a modification to the City Standard Details and Specifications for the construction of arterial roads and to the Conditions of Approval of Tract 2422 for the design of South River Road. (Tract is located at the site of the old meat plant, on the west side of South River Road, north of Niblick Road, and directly north of the Albertson's Shopping Center. In addition to providing a completely reconstructed new road, the proposed design provides for an improved vertical alignment.)

**OPTIONS:**

- a. Adopt Resolution No. 03-xx approving the request to delete the “pull-out section” and accept Exhibit “A” to modify Exhibits “F” and “G” as adopted by the Planning Commission at their meeting of May 14, 2002.
- b. Amend, modify or reject the above option.

**ROLL CALL VOTE**

**12.** [Rescind Approval of Parcel Map PR 01-266 \(Porter\)](#)

R. Lata, Community Development Director

Consider rescinding Final Map approval of Parcel Map PR 01-266 (Porter). (Property is a 3-lot subdivision located on the east side of Golden Hill Road, north of Rolling Hills Road and south of Gilead Lane. The County Recorder rejected recordation of the map due to failure to receive proper guarantee of title to the land within the 10-day period required by the Subdivision Map Act. Per State Code, the only options open to the City are to rescind the map or continue consideration for one meeting.)

**OPTIONS:**

- a. Continue discussion of this matter to July 15, 2003.
- b. Adopt Resolution No. 03-xx rescinding the acceptance of Parcel Map PR 01-266 for recordation.
- c. Amend, modify or reject the above options.

**ROLL CALL VOTE**

**13.** [Airport Site Improvements Request - Lilly](#)

J. Deakin, Public Works Director

Consider a request from Airport Rental and Leasing (Kim Lilly) to share relocation costs of a City-owned electrical panel in the Airport Industrial Park. (The development underway is visibly located at the south end of currently developed land on Airport Road. The electrical panel proposed for relocation is located in the public right-of-way south of the development and serves electrical power to the aircraft parking apron approximately 700 feet away.)

**OPTIONS:**

- a. Approve the request from Airport Rental and Leasing as presented.
- b. Amend, modify or reject the above option.

**ROLL CALL VOTE**

14. [Reimbursement Agreement for Traffic Signal Upgrades](#)

J. Deakin, Public Works Director

Consider approving a Reimbursement Agreement for traffic signal upgrades at the intersection of Creston and Niblick/Sherwood Roads. (East Village Associates is developing a shopping center at the northwest corner of Creston and Niblick/Sherwood Road: Food 4 Less. As part of the project, one of four signal controls at this corner will be upgraded. To maintain a consistent standard, and to take full use of the improved controls being installed by East Village, the City will need to upgrade the other three traffic controls with video detection and State Standard Internally Illuminated Street Name Signs.

**OPTIONS:**

a. Adopt Resolution No. 03-xx:

- (1) Authorizing the allocation of \$36,500 from the Traffic Mitigation Fee Fund to Budget Account No. 214-910-5452-452; and
- (2) Directing the Mayor to sign the attached Reimbursement Agreement between the City and East Village Associates.

b. Amend, modify or reject any of the above option.

**ROLL CALL VOTE**

15. [Barney Schwartz Park Fee Analysis](#)

B. Partridge, Library and Recreation Services Director

Review Barney Schwartz Park (BSP) user fees. (In February 2002, Council adopted a user fee schedule for the BSP for sports tournaments, league play [City and independent], facility rentals [including pavilions], and concession operations, and directed a review of the fee structure after one year's operation.)

**OPTIONS:**

- a. Receive and file the report on Barney Schwartz Park user fees.
- b. Amend, modify or reject any of the above option.

16. [Project Design & Construction Management Services – Airport Construction Project](#)

J. Deakin, Public Works Director

Consider approving an Agreement with Tartaglia Engineering for various Airport infrastructure design and construction management services. (The Four-Year Capital Improvement Plan [CIP] was approved by Council in June 2003 and included five Airport Improvement Projects. Grant funding from the Federal Aviation Administration [FAA] remains at 90% of project costs. The FAA requires airport owners to complete the project design before applying for the project grant.)

**OPTIONS:**

- a. Adopt Resolution No. 03-xx directing the City Manager to enter a Professional Services Agreement with Tartaglia Engineering to provide design and construction management services for projects in the Airport Capital Improvement Plan (ACIP), and authorizing a notice-to-proceed with Tartaglia Engineering for the Phase I work not-to-exceed \$67,200.
- b. Amend, modify or reject the above option.

**ROLL CALL VOTE**

17. [Purchasing and Payment Procedures Manual](#)

M. Compton, Administrative Services Director

Consider approval of updated Purchasing and Payment Procedures Manual. (The purchasing payment and procedures manual that implemented Title 6 of the Municipal Code was added in March 1995 and updated in August 2001. Another review of the manual has been made by staff and certain recommendations for improving and updating procedures are being proposed.)

**OPTIONS:**

- a. Adopt Resolution No. 03-xx approving updated Purchasing and Payment Procedures Manual.
- b. Amend, modify or reject any of the above option.

**ROLL CALL VOTE**

**CITY MANAGER**

18. [Schedule Date for Applicant Interviews/Appointments - Senior Citizen Advisory Committee](#)

J. App, City Manager

Select date for conducting interviews and making appointments for vacancies on, and/or make appointments to, the Senior Citizens Advisory Committee.

4 vacancies for 2-year regular terms expiring June 30, 2005  
3 applicants:

Dolly Bader (incumbent)  
Edna De Bardelaben (incumbent)  
Helen Dutra (incumbent)

Appointment of one current alternate member to fill one of the 4 vacancies:

Renee Clark (incumbent alternate)  
Dorothy Worden (incumbent alternate)

**VOICE VOTE**

**CORRESPONDENCE** – None

**ADVISORY BODY COMMUNICATION** – None

**AD HOC COUNCIL BUSINESS** – None

**COUNCIL COMMENTS**

**PUBLIC COMMENT ON CLOSED SESSION**

Public comments limited to Closed Session items only.

### **CLOSED SESSION**

**CALL TO ORDER** – Large Conference Room, 2<sup>nd</sup> Floor

**a. Conference with Legal Counsel – Anticipated Litigation**

Subdivision (c) of Government Code Section 54956.9

Initiation of Litigation

Number of cases: Two

**b. Conference with Labor Negotiator**

Government Code Section 54957.6

City Negotiator: James App, City Manager

Employee Organizations: Service Employees International Union (S.E.I.U.)

Police Officers Association (P.O.A.)

International Association of Firefighters, Local 4148

Unrepresented Confidential, Professional & Management

**c. Acquisition of Property**

Government Code Section 54956.8

Property: Assessor's Parcel Number 040-031-020,

Parties: Owner/Negotiator: Vernetta R. Tatum

City Negotiator: James App, City Manager

Under Negotiation: Price and terms of payment to purchase approximately 1.73 acres located west of Vine Street and north of Highway 46W for expansion of the City's existing water system infrastructure.

**ADJOURNMENT:** to THE NORTHCROSS, HILL & ACH DINNER EVENT AT 6:00 PM ON WEDNESDAY, JULY 2, 2003, AT BISTRO LAURENT, 1202 PINE STREET, PASO ROBLES; TO THE ADVISORY BODY INTERVIEWS/APPOINTMENTS FOR YOUTH COMMISSION AT 7:00 PM ON WEDNESDAY, JULY 9, 2003, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET; AND TO THE REGULAR CITY COUNCIL MEETING AT 7:30 PM ON TUESDAY, JULY 15, 2003, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET.

***THE DEADLINE FOR SUBMITTING ITEMS FOR THE NEXT REGULAR  
COUNCIL MEETING IS JULY 7, 2003***