

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, January 6, 2004 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.

AGENDA ITEMS TO BE DEFERRED (IF ANY)

PRESENTATIONS

1. [Briefing on Emergency Response Status & Confirmation of Continuing Local Emergency](#)
J. App, City Manager

Consider approving a resolution to continue local emergency and receive verbal briefing on status of current emergency response and community recovery. (State law, the California Emergency Services Act, requires Council to review the need for continuing the local emergency at its regularly scheduled meetings until the local emergency is terminated. This review must take place at least every twenty-one days. Council is required to proclaim the termination of the local emergency "at the earliest possible date that conditions warrant.")

OPTIONS:

- a. Adopt Resolution No. 04-xx determining that a local emergency continues to exist.
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

PUBLIC HEARINGS

2. [Zone Change for 927 and 955 Creston Road \(RZ 03-005 – Carminati\)](#)
R. Lata, Community Development Director

Consider changing the zoning of 927 and 955 Creston Road from R1 (Single-family Residential) to R2 PD (Duplex/Triplex Planned Development) in order to bring the zoning into conformity with the General Plan. (The approximately 1.3-acre site is located at the northwest corner of Creston Road and Orchard Drive. The Planning Commission voted on December 9th to recommend approval of the zone change.) CONTINUED FROM DECEMBER 2, 2003

OPTIONS:

- a. Introduce for First Reading Ordinance No. XXX N.S. amending Title 21 (Zoning) of the Municipal Code approving a zoning map change for 927 and 955 Creston Road (Assessor Parcel No. 009-641-003) from R1 (Single-family Residential) to R2 PD (Duplex/Triplex Planned Development), and set January 20, 2004, as the date for adoption of said Ordinance.
- b. Request additional information/analysis identifying what is needed, and continuing the open public hearing to a specific date, such as January 20, 2004.
- c. Amend, modify or reject the above options.

ROLL CALL VOTE

3. [Determination of Historic or Architectural Significance or Non-Significance of Shed at 1714 Park Street \(Demolition Permit Application Misc. 03-013 - Tom & Sharon Baron\)](#)

R. Lata, Community Development Director

Consider historic or architectural significance or non-significance of an existing shed at 1714 Park Street and whether the proposed addition should be designed to be architecturally compatible with the existing house. (A request to demolish the shed has been filed with the City, in conjunction with an application to expand the existing residence and construct a new garage. The shed is situated on a site that is included on the 1981-1984 Historic Resources Survey. The Survey does not address the shed.)

OPTIONS:

- a. Determine that the existing shed is not of historic or architectural significance, and direct that the demolition permit application be processed, requiring the applicants and their architect to redesign the plans for the new addition/garage to be compatible with the architectural character of the existing house.
- b. Determine that the existing shed is not of historic or architectural significance, and direct that the demolition permit application be processed, and based on the low visibility of the addition from Park Street, allow the construction of the new addition with the design as proposed by the applicants and their architect.
- c. Determine that the existing shed is of historic or architectural significance and delay processing of the demolition permit application for six months.
- d. Request additional information/analysis after identifying what is needed and continuing the open public hearing to a specific date, such as the next regularly scheduled meeting on January 20, 2004.
- e. Amend, modify or reject the above options.

ROLL CALL VOTE

**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

DISCUSSION

4. [Redevelopment Agency Annual Report](#)

M. Compton, Administrative Services Director

Consider accepting the Redevelopment Agency Annual Report for fiscal year 2003. (California Redevelopment Law requires that the Agency Board present an annual report to the City Council. The Annual Report was presented to the Agency's Project Area Committee on December 17, 2003, and they recommended acceptance of the report as presented.)

OPTIONS:

- a. Adopt Resolution No. RA 04-xx accepting the annual report for the fiscal year ended June 30, 2003.
- 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 5 – 16 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.

5. [Approve City Council minutes of December 2 and 16, 2003.](#)

D. Fansler, City Clerk

6. [Approve Warrant Registers: Nos. 44683 – 44824 \(12/12/03\) , 44825 – 44958 \(12/19/03\), and 44959 – 45047 \(12/24/03\)](#)

M. Compton, Administrative Services Director

7. Receive and file Advisory Body Committee minutes as follows:

[Citizens Airport Advisory Committee meeting of October 23, 2003](#)

[Library Board of Trustees meeting of November 13, 2003](#)

[Parks & Recreation Advisory Committee meeting of November 18, 2003](#)

[Senior Citizen Advisory Committee meeting of November 10, 2003](#)

[Youth Commission meeting of November 5, 2003](#)

[Pioneer Museum Board meeting of November 13, 2003](#)

8. [Adopt Resolution No. 04-xx accepting the Redevelopment Agency Annual Report for the fiscal year ended June 30, 2003.](#) California Redevelopment Law requires that the Agency Board present an annual report to the City Council.

SEE AGENDA ITEM NO. 4 R. Lata, Community Development Director

9. [Receive and file report on Planning Commission's approval of 4-story design configuration for the La Bellasera Hotel.](#) (Project site is located at 206 Alexa Court, in the vicinity of the southwest corner of Theatre Drive and Highway 46 West. Planning Commission has approved the Planned Development application and the building height is consistent with the maximum allowable height of 50 feet in the C2 Zoning District. No Council action is required since applicant is not requesting an increase in the City's allowable building height.)
R. Lata, Community Development Director
10. [Direct staff to set Thursday, February 26, 2004, as the date for the 2004 Community Development Block Grant public hearing.](#) (In order to meet the US Department of Housing and Community Development's schedule for submittal of the annual CDBG Consolidated Plan, a date must be set so that newspaper notice can be published at least 30 days prior to the hearing.)
R. Lata, Community Development Director
11. [Adopt Resolution No. 04-xx approving the installation of "Children at Play" signs on Orchard Drive and on Walnut Drive.](#) (The City has taken over maintenance of numerous streets in the Orchard Bungalow Tract. As a result, all improvements not to City Standards were removed, including speed humps and signage. The Streets & Utilities Committee recommends the installation of "Children at Play" signs to serve as a caution to drivers of children playing in the area.)
J. Deakin, Public Works Director
12. [Adopt Resolution No. 04-xx approving 90 feet of red curb on the 900 block of Pine Street, 55 feet on the north side of the Pine Street exist/gate and 35 feet on the south side.](#) (The Streets & Utilities Committee is recommending additional sight distance from the Public Safety Center exit onto Pine Street for the safety of police officers and the general motoring public.)
J. Deakin, Public Works Director
13. [Adopt Resolution No. 04-xx approving a refundable \\$50 deposit for barricades in conjunction with street closure requests.](#) (The City currently loans out barricades at no cost or risk to the borrowing parties in conjunction with no-fee street closure permits. A history of vandalism, damage and loss of City property has led to a reconsideration of this process.)
J. Deakin, Public Works Director
14. [Adopt Resolution No. 04-xx declaring certain City property as surplus and authorize their sale by public auction, bid or sale.](#) (Certain City vehicles are being replaced in accordance with the approved budget and at the recommendation of the City's fleet manager. The replaced vehicles are no longer serviceable for City operations. Other departments have identified miscellaneous property no longer being used.)
M. Compton, Administrative Services Director
15. [Extend the duration of the ad hoc committee to work with staff to address formulating appropriate regulations regarding newsracks to July 6, 2004.](#) (The Committee has not completed its assignment.)
R. Lata, Community Development Director
16. [Close out the ad hoc committee to work with staff to address updating the City's General Plan.](#) (The work of the committee is complete.)
R. Lata, Community Development Director

ROLL CALL VOTE

DISCUSSION

17. [Confirmation of Planning Commission Appointment](#)

R. Lata, Community Development Director

Consider confirming the appointment of Eric Mattke to the Planning Commission for a 3-year term beginning January 2004, and expiring December 31, 2006. (At its meeting of December 11, 2003, Council held interviews and made appointments to fill two vacancies on the Planning Commission. Although Eric Mattke received the second highest number of votes, that number did not reflect a "majority" of the votes.)

OPTIONS:

- a. Confirm appointment of Eric Mattke to the Planning Commission for a 3-year term expiring December 31, 2006.
- b. Make appointment to the Planning Commission for a 3-year term expiring December 31, 2006, from the following applicants:

Pat McMahan	Kyle Gardner
Eileen McCourt	Dennis Palm
J. Gregory Kudlick	

- c. Amend, modify or reject any of the above options.

ROLLCALL VOTE

18. [21st Street and Olive Street Parking Restrictions](#)

J. Deakin, Public Works Director

Consider installation of "No Parking" signs at the intersection of 21st Street and Olive Street. (As this intersection is sight line restricted, the Streets and Utilities Committee is recommending the approval of parking restrictions: "No Parking" signs on the south side of 21st Street, just west of Olive Street and "Slow" and "Intersection Ahead" signs on 21st Street in locations to be determined by staff.)

OPTIONS:

- a. Adopt Resolution No. 04-xx approving traffic controls ("Intersection Ahead" sign and "Slow" sign) and parking restrictions (two "No Parking" signs) in the vicinity of the Olive Street and 21st Street intersection (south side).
- b. Amend, modify or reject any of the above option.

ROLLCALL VOTE

19. [Waterline Reimbursement](#)

J. Deakin, Public Works Director

Consider approving a Reimbursement Agreement with Bermant Development to reimburse for costs incurred in final phase construction of improvements for Tract 2254. (Property is located on Creston Road, near the intersection of Charolais Road. As part of public improvement construction for the project, Bermant has installed a 16-inch waterline on the tract frontage on Creston Road. Pursuant to City's Water Master Plan, it has been determined that installation of the waterline at this time will avoid future increased costs and disruption of public service.)

OPTIONS:

- a. Adopt Resolution No. 04-xx to:
 - (1) Approve the attached Reimbursement Agreement.
 - (2) Authorize the appropriation of \$84,200 from the Water Operations fund to Budget Account No. 600-910-5452-527 and \$28,100 from the Water Development Impact Fee Fund Connection Fees to Budget Account No. 220-910-5452-527.
- b. Amend, modify or reject the above option.

ROLLCALL VOTE

20. [Upgrade Supervisory Control and Data Acquisition \(SCADA\) System](#)

J. Deakin, Public Works Director

Consider awarding a design services contract to upgrade the SCADA Telemetry System of the wastewater collection facilities to JSP Automation. (A Request for Proposals for design services was issued, with eight firms responding. After review of all proposals, JSP Automation's proposal was considered to be the most responsive.)

OPTIONS:

- a. Adopt Resolution No. 04-xx authorizing the City Manager to enter a contract with JSP Automation in the amount of \$72,050 to design the upgrade of the SCADA Telemetry System of the wastewater collection facilities.
- b. Amend, modify or reject the above option.

ROLLCALL VOTE

21. [Salinas River License Application](#)

J. Deakin, Public Works Director

Consider requesting a license from the State Water Resources Control Board (SWRCB) to divert water from the Salinas River. (The City has maintained an active permit from SWRCB since 1942 to divert water from the Salinas River. In 2003, the City was informed that the SWRCB would grant a license or the City could apply for another permit time extension under the California Environment Quality Act [CEQA] process. The issuance of a license is a ministerial act by the SWRCB, is on-going and does not need to be renewed.)

OPTIONS:

- a. Adopt Resolution No. 04-xx to petition the SWRCB to convert the City's existing Salinas River wells permit to a license to divert water from the Salinas River at an annual quantity of 3,934 acre-feet at a diversion rate of 8.0 CFS (cubic feet per second).
- b. Apply for a time extension, begin the CEQA process, and prepare a State Water Resources Control Board presentation.
- c. Amend, modify or reject the above option.

ROLLCALL VOTE

22. [Replacement Vehicles/Equipment](#)

J. Deakin, Public Works Director

Consider authorizing purchase of new vehicles and equipment based on the City Equipment Replacement Program. (Pursuant to Council direction, bids were solicited in November and opened December 4th. The backhoe replacement budget appropriation was approved by Council in November and all other vehicles were budgeted for replacement in the fiscal year 2004 City budget.)

OPTIONS:

- a. (1) Award the purchase of new vehicles/equipment to the qualified low bidders.
(2) Dissolve the Vehicle/Equipment Purchasing Procedures ad hoc committee.
- b. Amend, modify or reject the above option.

ROLLCALL VOTE

23. [Air Show Report](#)

J. Deakin, Public Works Director

Receive report outlining concepts and provisions necessary to sponsor an airshow. (Report is based on information from the International Council of Airshows [ICAS] Academy held at the Salinas Air Show. ICAS is the authority for airshows, performers, producers and support services.) CONTINUED FROM DECEMBER 2, 2003

OPTIONS:

- a. Receive and file.
- b. Amend, modify or reject any of the above option.

ROLL CALL VOTE

CITY MANAGER - None

CORRESPONDENCE - None

ADVISORY BODY COMMUNICATION - None

AD HOC COUNCIL BUSINESS

24. [Economic and Airport Development](#)

J. App, City Manager

Discuss options for furthering goals to intensify and focus upon economic and airport development. (Council adopted goals in 2003 to intensify economic development community-wide. Re-establishment of a formal economic and/or airport development unit would require allocation of recurring resources.) CONTINUED FROM DECEMBER 2, 2003

OPTIONS:

- a. Provide direction regarding implementation of adopted economic and airport development goals.
- b. Amend, modify or reject any of the above option.

ROLL CALL VOTE

COUNCIL COMMENTS

PUBLIC COMMENT ON CLOSED SESSION

Public comments limited to Closed Session items only.

ADJOURNMENT:

to INTERVIEWS/APPOINTMENTS TO THE PROJECT AREA COMMITTEE AT 7:00 PM ON THURSDAY, JANUARY 15, 2004, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET; AND TO THE REGULAR CITY COUNCIL MEETING AT 7:30 PM ON TUESDAY, JANUARY 20, 2004, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET.

THE DEADLINE FOR SUBMITTING ITEMS FOR THE NEXT REGULAR COUNCIL MEETING IS JANUARY 9, 2004