

CITY COUNCIL AGENDA

Tuesday, November 1, 2005 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 Jim Heggarty, Gary Nemeth, Duane Picanco, Fred Strong, 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 - None

PUBLIC HEARINGS

1. [Disaster Recovery Initiative Grant Application](#)

R. Lata, Community Development Director

Consider authorizing application for Disaster Recovery Initiative (DRI) funds. (In August 2005 the State Department of Housing and Community Development issued a Notice of Funding Availability for the DRI grant program. DRI funds are a type of Community Development Block Grant funds that are allocated to states to address activities related to recovery from natural disasters.)

OPTIONS:

- a. Adopt Resolution No. 05-xx approving an application and contract execution for funding from the Disaster Recovery Initiative Program.
- 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 2-16 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.

2. [Approve City Council minutes of October 18 and 19, 2005](#)

D. Fansler, City Clerk

3. [Approve Warrant Register: Nos. 58034 – 58134 \(10/14/05\) and 58135 – 58298 \(10/21/05\)](#)

M. Compton, Administrative Services Director

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

[Library Board of Trustees meeting of September 8, 2005](#)

[Parks & Recreation Advisory Committee meeting of September 13, 2005](#)

[Pioneer Museum Board meeting of September 8, 2005](#)

[Senior Citizen Advisory Committee meeting of September 12, 2005](#)

[Youth Commission meeting of September 7, 2005](#)

5. [Recognition – 40th Anniversary of Economic Opportunity Commission](#)

F. Mecham, Mayor

6. [Recognition – Toy Bank Month – November 2005](#)

F. Mecham, Mayor

7. [Read, by title only, and adopt Ordinance No. XXX N.S. revise the requirements for second dwelling units to allow that second units may have their own electrical and gas meters. \(Code Amendment 05-003\).](#) (As utility company rates are structured to penalize increased use of

utilities above baseline rates, costs of electrical and gas utilities for second units are higher than they would be if the second units had their own meters.) FIRST READING OCTOBER 18, 2005
R. Lata, Community Development Director

8. [Read, by title only, and adopt Ordinance No. XXX N.S. approving Rezone 05-004 eliminating the B-1 designation from the R2 zoning district in this area of the City.](#) (This rezone would bring the zoning designation in conformance with the General Plan and be consistent with the other R2 zones in this area of the City, as well as all other R2 areas Citywide.) FIRST READING OCTOBER 18, 2005
R. Lata, Community Development Director
9. [Adopt Resolution No. 05-xx authorizing a reimbursement of \\$22,205 to Doya Partners, LLC, subdivider of Tract 2571, for the cost of construction of an 8-inch sewer line in Montebello Oaks Drive and across Union Road.](#) (Construction of the sewer line eliminates City Sewer Lift Station No. 13, located in Tract 1886, estimated to save the wastewater enterprise fund approximately \$15,000 per year in maintenance costs.)
R. Lata, Community Development Director
10. [Adopt Resolution No. 05-xx authorizing recordation of Tract 2369-4; and authorizing the Mayor to execute the Subdivision Improvement Agreement guaranteeing the construction of the subdivision improvements, with an established deadline of November 1, 2006, to complete these improvements \(Falling Star Homes, Inc.\).](#) (Tract 2369-4 is an 82-lot subdivision of a 41.32-acre site, located along the westerly extensions of Montebello Oaks Drive and Kleck Road. With the exception of construction of public improvements, all conditions imposed by the Planning Commission have been satisfied.)
R. Lata, Community Development Director
11. [Adopt Resolution No. 05-xx accepting the Grant of Avigation Easement from Pacific Conservation Company, LLC, for Parcel 3 of Parcel Map PR 00-0168 and one adjoining parcel, both located north of Highway 46 and east of Airport Road.](#) (Purpose of easement is to ensure that all future owners of these parcels are aware of the potential of noise associated with the proximity of the Airport and to provide clearance for the continued operation of the Airport.)
R. Lata, Community Development Director
12. [Adopt Resolution No. 05-xx certifying and adding properties to CFD No. 2005-1 \(Annexation No. 05-007\), and directing the City Clerk to record the Amendment to the Notice of Special Tax Lien; and adopt Resolution No. 05-xx accepting the recordation of Parcel Map PR 04-0373, a 2-lot residential subdivision located at 72 15th Street.](#) (Owners of both parcels, Gordon and Barbara Stewart, have given consent and approval that parcels be annexed to CFD No. 2005-1. Owners have agreed and intend that such consent and approval constitutes election to annex to the CFD and approval of the authorization for the levy of the Special Tax within the property. Parcel Map PR 04-0373 was tentatively approved by the Planning Commission in June 2005. All conditions imposed by the Planning Commission have been satisfied.)
R. Lata, Community Development Director
13. [Adopt Resolution No. 05-xx certifying and adding properties to CFD No. 2005-1 \(Annexation No. 05-008\), and directing the City Clerk to record the Amendment to the Notice of Special Tax Lien; and adopt Resolution No. 05-xx accepting the recordation of Parcel Map PR 05-0010, a 2-lot residential subdivision located at 1949 Oak Street.](#) (Owner of the parcel, First Press Partners, have given consent and approval that property be annexed to CFD No. 2005-1. Owners have agreed and intend that such consent and approval constitutes election to annex to the CFD and approval of the authorization for the levy of the Special Tax within the property. Parcel Map PR 05-0010 was tentatively approved by the

Planning Commission in May 2005. All conditions imposed by the Planning Commission have been satisfied.)

R. Lata, Community Development Director

14. [Receive and file report on current housing legislation sponsored by the California Building Industry Association \(CBIA\).](#) (Report includes a brief description of six bills sponsored by the CBIA to alleviate the lack of entry-level housing, legislative analysis [if available], position of the League of California Cities, and the potential effect that the bills may have on City policy and operations.)

R. Lata, Community Development Director

15. [Adopt Resolution No. 05-xx \(1\) authorizing the City Manager to enter into an agreement with Tom Jones and Associates, Inc. for landscape and lighting balloting public outreach services for a not-to-exceed fee of \\$28,000; and \(2\) appropriating \\$28,000 from General Fund Reserves to Budget No. 308-310-5224-168.](#) (In July 2005, Council authorized staff to ballot deficit L&LD sub-areas and sub-areas with shared improvements. In preparation for the balloting, proposals were solicited for public relations/public outreach services. Of the two proposals received, the Council ad hoc committee determined that Tom Jones and Associates were the best qualified.)

D. Monn, Interim Public Works Director

16. [Receive and file update on addition of satellite telephone service to existing Emergency Operations Center \(EOC\) communication methods.](#) (Multiple, redundant communication methods are critically important during EOC activations. Because satellite telephone service does not rely upon a land-based infrastructure, it will provide redundancy not currently available to emergency managers.)

K. Johnson, Chief of Emergency Services

ROLL CALL VOTE

DISCUSSION

17. [Request to Remove Oak Tree - 758 Brahma Street \(Lischerelli\)](#)

R. Lata, Community Development Director

Consider a request to remove one healthy 36-inch Valley Oak Tree. (Applicants Cathy and Peter Lischerelli have requested the removal of an oak tree located in the rear yard of their property at 758 Brahma Street. The arborist indicates in his report that the tree is in good condition and that because of excessive growth, the tree is producing large amounts of debris.)

OPTIONS:

- a. Adopt Resolution No. 05-xx denying the oak tree removal request based on the conclusion of the Arborist Report identifying that the tree is in good condition, and that removing an oak tree that is in good condition does not meet the purpose and intent of the Oak Tree Preservation Ordinance.
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

18. [Proposed Scope of Services for Evaluating Infrastructure Financing Options – Chandler Ranch Area Specific Plan](#)

R. Lata, Community Development Director

Consider authorizing a contract related to the Chandler Ranch Area Specific Plan (CRASP) project. The proposal is to hire David Taussig & Associates to assist with evaluation of options for financing infrastructure related to the Specific Plan area. (The CRASP includes seven primary property owners, plus additional fractional ownerships in the “Our Town” area. It appears in the best interest of property owners and the City to foster cooperation among all property owners in terms of financing and construction of backbone infrastructure for the CRASP.)

OPTIONS:

- a. Approve the scope of services and budget for David Taussig & Associates, as described in Exhibit “A” and Exhibit “B” and authorize the City Manager to enter into an Agreement subject to the property owners posting a deposit for \$18,000. Property owners would be requested to post an advance equivalent to their proportionate share of dwelling units and dwelling unit equivalents. For those property owners that do not agree to provide the advance on this basis, the City would provide the advance from General Fund Reserves; the City would recoup the advance at the time of building permit with interest plus a proportionate City administrative charge for the City making the contract arrangements.
- b. Approve the scope of services and budget for David Taussig & Associates, as described in Exhibit “A” and Exhibit “B” and authorize the Director of Administrative Services to establish a further advance of \$18,000 from General Fund Reserves to the Chandler Ranch Area Specific Plan account and to provide for repayment of the advance, with interest, from specific plan fees at the time of development or from any common financing over which the City has jurisdiction, whichever is sooner available.
- c. Amend, modify, or reject the above options.

ROLL CALL VOTE

CITY MANAGER - None

CORRESPONDENCE - None

ADVISORY BODY COMMUNICATION

19. [Advisory Body Appointment – Citizens’ Airport Advisory Committee](#)

M. Williamson, Assistant to the City Manager

Make appointments to fill vacancies on the Citizens’ Airport Advisory Committee.

2 vacancies for regular terms, expiring 10/31/07

1 vacancy for alternate term, expiring 10/31/07

3 applicants: Wayne Caruthers (incumbent), Chuck Miller (incumbent), and Ralph Weber

Councilmembers Nemeth and Heggarty were appointed to an ad hoc committee to interview the applicants and return to the full Council with their recommendations. As incumbents, Chuck Miller and Wayne Caruthers were not interviewed. Applicant Ralph Weber was interviewed on October 20, 2005. It is the recommendation of both Councilmembers to appoint the incumbent applicants to fill regular terms and to appoint Ralph Weber to an alternate term.

OPTIONS:

- a. Accept recommendation of the ad hoc committee and appoint incumbents Chuck Miller and Wayne Caruthers to regular terms, expiring 10/31/07; and applicant Ralph Weber to an alternate term; expiring 10/31/07.
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

AD HOC COUNCIL BUSINESS

20. [Ad Hoc Committee Formation – 4th Street Improvement Plans](#)

R. Lata, Community Development Director

Consider appointing an ad hoc committee to consider civil engineering proposals and prepare recommendations for consideration by the full City Council. (The City has completed a Project Study Report [PSR] that outlines options for the connection of 4th Street to Riverside Avenue via an underpass below the railroad. The PSR identifies a modified alignment for 4th and Pine Streets that must be implemented to accommodate the eventual underpass and connection to Riverside Avenue.)

OPTIONS:

- a. Appoint two Councilmembers to an ad hoc committee to work with staff to consider civil engineering proposals for realignment of 4th and Pine Streets, with the term of the committee to extend to October 17, 2006.
- b. Amend, modify, or reject the above option.

VOICE VOTE

COUNCIL COMMENTS

ADJOURNMENT: to A FIELD TRIP TO HERCULES, CA, DEPARTING AT 7:00 AM ON SATURDAY, NOVEMBER 5, 2005, FROM THE CITY HALL PARKING LOT; AND TO THE REGULAR MEETING AT 7:30 PM ON TUESDAY, NOVEMBER 15, 2005, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET

All persons desiring to speak on an agenda item are asked to fill out ***Speaker Information Cards*** and place them at the Staff Table prior to public discussion of that item. Each individual speaker will be limited to a presentation total of three (3) minutes per item.

AMERICANS WITH DISABILITIES ACT Any individual, who because of a disability needs 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 four (4) working days in advance of the meeting.

***THE DEADLINE FOR SUBMITTING ITEMS FOR THE NEXT
REGULAR COUNCIL MEETING IS NOVEMBER 10, 2005***