

# CITY COUNCIL AGENDA

Tuesday, January 3, 2006 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 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**

1. [Recognition – Ron Johnson, Planning Commissioner 1988-2005](#)  
F. Mecham, Mayor

## PUBLIC HEARINGS

### 2. [Appeal of Planning Commission Denial of Application to Amend Planned Development PD 03-008 \(Gilson\)](#)

J. Falkenstien, Interim Community Development Director

Consider an appeal of Planning Commission denial to amend PD 03-008. The Amendment is an application filed by Jack Wiest on behalf of Robert Gilson to modify the Condition No. 16 of Planned Development 03-008 to eliminate the requirement to pave a portion of an alley. (The Planned Development is for a 16 room hotel with 800 square feet of retail space located on the west side of Pine Street between 10th and 11th Streets. The alley in question bisects the block in an east - west direction between Pine and Park Streets, 10th and 11th Streets.)

#### OPTIONS:

- a. Adopt Resolution No. 06-xxx upholding the Planning Commission's decision to deny an amendment to Planned Development 03-008, and to maintain Condition No. 16 as adopted requiring the applicant to improve the alley between Park and Pine Streets in accordance with City Standard A-17.
- b. Adopt Resolution No. 06-xxx to approve the applicant's request to amend Condition No. 16 of Planning Commission approval of Planned Development 03-008 with the following language:  
*Prior to occupancy, the applicant shall improve the alley along the north and west sides of the project. The alley improvements shall be constructed in accordance with City Standard A-17 with an alley approach installed at Pine Street in accordance with City Standard B-6.*
- c. Amend, modify, or reject one of the above options.

## 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 3-11 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.**

### 3. [Approve City Council minutes of December 7 and 20, 2005](#)

D. Fansler, City Clerk

### 4. [Approve Warrant Register: Nos. 59375 – 59443 \(12/16/05\) and 59444 – 59613 \(12/23/05\)](#)

M. Compton, Administrative Services Director

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

Library Board of Trustees meeting of November 10, 2005  
Parks & Recreation Advisory Committee meeting of November 8, 2005  
Senior Citizen Advisory Committee meeting of November 14, 2005  
Youth Commission meeting of November 2, 2005

6. [Read, by title only, and adopt Ordinance No. XXX N.S. amending the City's Zoning Code and extending the current Downtown Parking Code provisions that are set to expire on December 31, 2005.](#) (Extending the current parking requirements for the Downtown Area would continue to encourage the compact urban form that is directly associated with an active, pedestrian oriented downtown, and would not have a direct short term, fiscal impact on the City, particularly if a condition of approval of new development is payment of an "in lieu" fee to help address increased demand for off-street parking spaces.)  
FIRST READING DECEMBER 20, 2005  
J. Falkenstien, Interim Community Development Director
7. [Read, by title only, and adopt Ordinance No. XXX N.S. amending the Borkey Specific Plan, page 19, to provide for a 24 foot paved road width as the Rural Standard Local Street standard.](#) (Tract map is located at the eastern terminus of Experimental Station Road and includes subdivision of the 8.06 acre site into seven parcels.) FIRST READING DECEMBER 20, 2005  
J. Falkenstien, Interim Community Development Director
8. [Adopt Resolution No. 06-xx confirming the City's intent to charge applicants for the City's costs of processing development agreements and other requests for land use entitlements.](#) (This action clarifies the City's cost recovery policy.)  
J. Falkenstien, Interim Community Development Director
9. [Receive and file Annual Transit Report for fiscal year ended June 30, 2005.](#) (The City operates two types of transit services: demand response, commonly referred to as Dial-a-Ride [DAR], and a fixed route system called Paso Robles City Area Transit System [CATS]. Transit operations are funded from Transportation Development Act [TDA] funds and fares. TDA funding is derived from ¼ of 1% of the sales tax rate, distributed on a population basis.  
M. Compton, Administrative Services Director
10. [Receive and file Annual Development Impact Fee Report for fiscal year ended June 30, 2005.](#)  
M. Compton, Administrative Services Director
11. [Dissolve the ad hoc committee to address various transit related issues, as the work of the committee has been completed and all current transit issues have been addressed.](#)  
M. Compton, Administrative Services Director

## DISCUSSION

12. [Ordinance Pertaining to Residency Restrictions for Certain Sex Offenders](#)  
D. Cassidy, Chief of Police

Consider adopting an ordinance augmenting residence restrictions for certain convicted sex offenders. (Current State law restricts only those sex offenders currently on parole from residing within one quarter mile of any public or private school attended by children in Kindergarten through Grade 8 during their period of parole. This ordinance would enhance the protection by establishing areas around locations where children regularly congregate wherein certain sexual offenders shall be prohibited from establishing temporary or permanent residence. It would also require property managers, landlords, and realtors to disclose the existence of the ordinance prior to the commencement of any sale, rental, or leasing transaction.)

**OPTIONS:**

- a. Continue the introduction for first reading Ordinance No. XXX N.S. adding a new Chapter 9.46 to Title 9 of the Municipal Code of the City of El Paso de Robles pertaining to residency restrictions for certain sex offenders to February 7, 2006.
- b. Amend, modify, or reject the above option.

**ROLL CALL VOTE**

**13. [City Park Merry-Go-Round Update](#)**

D. Monn, Public Works Director

Consider options regarding the merry-go-round formerly located in the City Park. (In July 2005, Council determined not to return the merry-go-round to the park as active playground equipment. A request was made to evaluate mounting the merry-go-round as a static display.)

**OPTIONS:**

- a. As part of the future City Park Master Plan, evaluate mounting the merry-go-round as a static display that it is not accessible to the public.
- b. Do not return the merry-go-round to the Park.
- c. Amend, modify, or reject one of the above options.

**ROLL CALL VOTE**

**14. [Special Tax Consulting and Assessment Engineering Services Project Award](#)**

M. Compton, Administrative Services Director

Consider awarding professional services contract to undertake assessment engineering and/or special tax consulting services for the Hwy 101/46W interchange improvements. (Many businesses located on Ramada Drive and Theatre Drive have agreed to participate in the formation of an assessment district to fund their proportional share of improvements to accommodate traffic circulation at the Hwy. 101/46W Interchange, including Vine Street. As the City must retain outside expertise to provide special tax consulting or assessment engineering services to form an assessment district, Request for Proposals [RFP] were prepared and distributed. Five responses were received. The Council's ad hoc committee evaluated the RFP responses and recommend the award be given to Berryman & Henigar, Inc.)

**OPTIONS:**

- a. **(1)** Adopt Resolution No. 06-xxx approving a consulting services with Berryman & Henigar, Inc. for special tax consulting and/or assessment engineering services; and
- (2)** Dissolve ad hoc committee formed November 15, 2005, to select special tax consultant and assessment engineer.
- b. Amend, modify, or reject one of the above option.

**ROLL CALL VOTE**

**CITY MANAGER** - None

**CORRESPONDENCE** - None

**ADVISORY BODY COMMUNICATION**

**15. [Project Area Committee - Make Appointment to Fill Current Vacancy](#)**

J. Falkenstien, Interim Community Development Director

Make appointment to fill vacancy on the Project Area Committee.

1 vacancy for 1 regular 3-year term, expiring 12-31-08

1 applicant: Charles S. Sawyer

**OPTIONS:**

- a. Appoint Charles Sawyer to fill the current vacancy for a regular 3-year term, expiring 12-31-08.
- b. Continue advertising for additional applicants.
- c. Amend, modify, or reject the above options.

**COUNCIL COMMENTS**

**ADJOURNMENT:** to THE CUESTA COLLEGE BOND INFORMATION TOWN HALL MEETING AT 5:00 PM ON TUESDAY, JANUARY 10, 2006, AT CUESTA COLLEGE NORTH COUNTY CAMPUS, ALLIED HEALTH, MATH & SCIENCE BUILDING, ROOM N2401; AND TO THE REGULAR MEETING AT 7:30 PM ON TUESDAY, JANUARY 17, 2006, 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 JANUARY 6, 2006*

# **Advisory Body Communication**

Project Area Committee  
Appointment

City of Paso Robles

RECEIVED  
CITY CLERK'S OFFICE

APPLICATION FOR APPOINTMENT  
TO A CITY ADVISORY BODY/COMMITTEE/ COMMISSION DEC 22 2005

Name of Advisory Body: PROTECT AREA COMMITTEE (PAC) CITY OF PASO ROBLES

Name of Applicant: CHARLES (CHUCK) S. SAWYER  
First Name Middle Initial Last Name

Street Address: 194 EDGEWATER LN City, Zip: PASO ROBLES, 93446

Mailing Address: SAME  
(if different from home) P.O. Number City State Zip

Home Phone: (805) 237-8531 Home Fax: (805) 226-8619 E-mail: \_\_\_\_\_

Retired?  Occupation (if applicable) SR. SALES REP. HANSON ROOF TILE, INC

Employer (if applicable) HANSON ROOF TILE, INC. FONTANA, CALIF

Work Phone: (800) 736-4238 Work Fax: (805) 226-8619 E-mail: QUAILMAN @ TCSN.NET  
805 591-9590

EDUCATION & TRAINING GRADE ENTERING INTO \_\_\_\_\_

High School TUSTIN HIGH SCHOOL TUSTIN CALIFORNIA  
Name City State

College CALSTATE FULLERTON FULLERTON CALIFORNIA  
Name City State

Degrees/Majors AA - MARINE BIOLOGY BA - COMMUNICATIONS - PUBLIC RELATIONS

Other Schools/Training SADDLEBACK J.C. -  
ADDITIONAL COURSES IN MARKETING/BUSINESS

MEMBERSHIP IN ORGANIZATIONS  
NATHB, CBIA, HBA OF CENTRAL COAST (PAST BOARD MEMBER)  
PR AYSO,

ADVISORY BODY/COMMITTEE/COMMISSION APPOINTMENTS	TERM
Current _____	From _____ To _____
Current _____	From _____ To _____
Previous _____	From _____ To _____
Previous _____	From _____ To _____
Previous _____	From _____ To _____

ADDITIONAL INFORMATION  
Please provide any supplemental information to this application, including the specific reason you believe you should be appointed to this advisory body.  
HAVE KNOWLEDGE OF SEVERAL SPECIFIC PLANS AND HAVE SOME KNOWLEDGE OF GENERAL PLAN. HAVE LIVED IN THIS TOWN SINCE 1988 AND CARE ABOUT ITS FUTURE GROWTH. CAN READ BLUEPRINTS AND HAVE A LARGE INTEREST AND KNOWLEDGE OF THE BUILDING/CONSTRUCTION PROCESS. I FEEL I CAN BE OF SOME BENEFIT TO THIS COMMITTEE AND TO THIS COMMUNITY.