



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

CITY COUNCIL AGENDA

Tuesday, November 21, 2006 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

1. **Peoples' Self-Help Housing Corporation**

Jeanette Duncan, Executive Director

Canyon Creek Apartments progress report, including completion timelines, construction costs, and funding closing dates.

PUBLIC HEARINGS - None

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 **2-10** ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.

2. [Approve City Council minutes of November 7, 2006](#)
D. Fansler, City Clerk
3. [Approve Warrant Register: Nos. 66138—66237 \(11/03/06\) and 66238—66377 \(11/09/06\)](#)
M. Compton, Administrative Services Director
4. [Receive and file Advisory Body Committee minutes as follows:](#)
[Senior Citizen's Advisory Committee meeting of October 9, 2006](#)
[Youth Commission meeting of October 4, 2006](#)
5. [Adopt Resolution No. 06-XXX](#) approving a budget appropriation in the amount of \$125,100 from the Economic Incentive Fund pursuant to an agreement with Paso Robles GMC Truck. This payment represents the final payment under the terms of the agreement.
M. Compton, Director of Administrative Services
6. [Adopt Resolution No. 06-XXX](#) annexing PR 06-0035 into the Landscape and Lighting District, No. 1, Subarea 114 (Sylvester). On October 17, 2006 City Council accepted Parcel Map PR 06-0035 for recordation, and consistent with Council policy, a resolution annexing the property into the district is required.
D. Monn, Public Works Director
7. [Adopt Resolution No. 06-XXX](#) establishing the Pine Street Alley Sewer Reimbursement Agreement with Keith Belmont for the City to collect reimbursable amounts on his behalf to a total aggregate amount of \$8,895. The sewer line and other appurtenances, serving the area generally described as the alley west of Pine Street, south of 11th Street and north of 10th Street qualify for reimbursement pursuant to Title 14 Section 14.08.070 M1b of the Municipal Code.
D. Monn, Director of Public Works
8. [Adopt Resolution No. 06-XXX](#) accepting and authorizing recordation of the Grant Deed provided by BH Development of a parcel of land in and adjacent to a stream bed west of Arciero Way. The Deed will connect a small portion of private property to the City-owned open space dedicated with Tract 2571, which was approved for recordation on November 16, 2004. The open space in Tract 2571 is maintained by the Landscape and Lighting District.
R. Whisenand, Director of Community Development
9. [Adopt Resolution 06-XX](#) certifying and adding Parcel Map 05-0318 (Ferreira), a 2-lot subdivision, located at 540 Oak Street, to CFD No. 2005-1 for public services, and [adopt Resolution No. 06-XXX](#) accepting the recordation of Parcel Map PR-05-0318, tentatively approved by the Planning Commission on February 14, 2006, and all conditions imposed have been satisfied.
R. Whisenand, Director of Community Development

10. [Adopt Resolution No. 06-XXX](#) authorizing an upgrade to the Police Department's current computer aided dispatching system to include Geographic Information System (GIS) software for mapping public safety for service. The department applied and was approved for state GIS funding of \$30,000.
D. Cassidy, Chief of Police

ROLL CALL VOTE

DISCUSSION

11. [Proposed Legislation – Conjunctive Labeling: Paso Robles Wine Grape Appellation – American Viticultural Area \(AVA\)](#)

J. App, City Manager

To consider joining the Paso Robles AVA Committee and Wine Country Alliance in urging the adoption of State conjunctive labeling legislation to establish and market Paso Robles wine globally.

OPTIONS:

- a. Authorize the Mayor to formally urge the State of California to adopt the Proposed Conjunctive Labeling Law, or;
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

12. [Municipal Pool – Joint Use Agreement and Land Lease](#)

D. Monn, Public Works Director

To consider updating a Joint Use Agreement and Land Lease with the Paso Robles Joint Unified School District for the municipal pool located at 28th & Oak Streets.

OPTIONS:

- a. Adopt Resolution No. 06-XXX authorizing the City Manager to negotiate a contract with the School District establishing:
 - i. A ground lease and first right of refusal or equivalent for the property and improvements associated with the municipal pool, and;
 - ii. That the District's cost shall be based on actual hours used at 25% of the cost of lap pool maintenance (electricity, natural gas, chemicals and maintenance labor excluding the Therapy Pool) to be collected at the end of each fiscal year starting with the amount due for fiscal year 2005/2006, and
 - iii. That the District will agree to a similar pricing policy for its subcontractor, North County Aquatics (NCA)
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

13. Water Operations: Public/Private Schools Irrigation, Water Supervisor, and Additional Utility Billing Personal

D. Monn, Public Works Director

To consider amending the authorized reimbursement for community use of School District and Private School play fields, conversion of an existing vacant water division maintenance position to supervisor, and add 1.5 utility billing staff.

OPTIONS:

- a. Adopt Resolution No. 06-XXX authorizing the broadening of the reimbursement policy for use of School District turf areas and private school play fields, conversion of a budgeted water maintenance position to a water supervisor and the addition of 1.5 utility billing persons and approving a budget appropriation for all components, or;
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

14. Intersection Improvements – 13th Street/Riverside Avenue

D. Monn, Public Works Director

Consider removing temporary traffic flow changes at 13th and Riverside Avenue.

OPTIONS:

- a. Accept a recommendation from the Streets & Utilities Committee to make the following changes at the 13th and Riverside Avenue intersection:
 - i. Remove the turn restrictions at 13th and Riverside Avenue, and;
 - ii. Re-stripe the eastbound lanes as recommended by the traffic engineer, and;
 - iii. Install “Do Not Block” pavement markings at the intersection.
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

15. Union Pacific Flagging Invoice

D. Monn, Public Works Director

To consider appropriating funds to pay a 2006 invoice from Union Pacific Railroad (UPRR) for flagging, inspection, and signal installation costs associated with the 24th Street Bridge seismic retrofit project completed in 2000.

OPTIONS:

- c. Adopt Resolution No. 06-XXX appropriating a one-time amount of \$22,100 from the Gas Tax Fund to pay UPRR for flagging, inspection, and signal installation costs for the 24th Street Bridge seismic retrofit.
- d. Amend, modify or reject the above option.

ROLL CALL VOTE

16. Highway 101/46 West Interchange – Special Tax Consulting Services

M. Compton, Director of Administrative Services

To consider a contract with Koppel and Gruber Public Finance (KG) to prepare special tax reports required for the proposed Highway 101/46 West community facilities district (CFD).

OPTIONS:

- a. Adopt Resolution No. 06-XXX approving a contract with Koppel and Gruber Public Finance for special tax consulting services and authorize the Director of Administrative Services to execute said contract, or
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

17. Annual Transportation Development Act Funding Claim

M. Compton, Director of Administrative Services

To consider approving the annual Transportation Development Act (TDA) claim for Fiscal Year 2007. TDA Funds may be used for two purposes: transit operations and/or street and road construction/maintenance.

OPTIONS:

- a. Adopt Resolution No. 06-XXX approving the annual claim for Transportation Development Act Funds, in the amount of \$1,028,191 for the Fiscal Year ending June 30, 2007.
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

18. Employee Retirement (PERS) Contract Revision – Local 4148 I.A.F.F.

M. Williamson, Assistant City Manager

To consider amending the Public Employees' Retirement System (PERS) retirement contract for the Local 4148 I.A.F.F. (Firefighters) to include an Alternative Pre-Retirement Death Benefit.

OPTIONS:

- a.
 - (1) Adopt Resolution of Intention No. 06-XXX establishing the City Council's intention to approve an amendment to the Contract between the Board of Administration of the California Public Employees' Retirement System and the City; and
 - (2) Introduce for first reading, by title only, Ordinance No. XXX N.S., authorizing an amendment to the Contract between the City of El Paso Robles and the Board of Administration of the California Public Employees' Retirement System, and set December 19, 2006 for second reading of said ordinance.
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

CITY MANAGER - None

CORRESPONDENCE - None

ADVISORY BODY COMMUNICATION

19. Schedule Date for Applicant Interviews/Appointments –Planning Commission

R. Whisenand, Community Development Director

Select date for conducting interviews and making appointments for vacancies on the Planning Commission. Applications were accepted through November 17, 2006.

2 vacancies – 3-year regular terms expiring December 31, 2009

OPTIONS:

- a. Set Wednesday, December 13, 2006 at 7:00 PM for interviews, or
- b. Set Thursday, December 14, 2006 at 7:00 PM for interviews; or
- c. Amend, modify or reject the above option.

VOICE VOTE

COUNCIL COMMENTS (Including oral reports on conferences attended) – None

PUBLIC COMMENTS ON CLOSED SESSION

Public comments limited to Closed Session items only.

CLOSED SESSION

CALL TO ORDER – Large Conference Room, 2nd Floor

a. Conference with Legal Counsel – Existing Litigation

Subdivision (a) of Government Code Section 54956.9

City of Paso Robles (Plaintiff) v. RRM Design Group (Defendants)

San Luis Obispo Superior Court Action No. CV050287

b. Property Acquisition

Government Code Section 54956.8

City Negotiator: James L. App, City Manager

Property: 250 Gahan Place
APN 009-831-009

Owner/Negotiator: Munari

Property: 390 Gahan Place
APN 009-831-008

Owner/Negotiator: Laughlin

Provide City Negotiator with authority regarding purchase, price, and terms of payment for property for the Highway 101 – 46W Interchange project.

ADJOURNMENT:

- TO THE CITY'S EMPLOYEE CHRISTMAS PARTY AT 6:00 PM ON FRIDAY, DECEMBER 1, AT THE PASO ROBLES INN, 1103 SPRING STREET
- TO THE CHRISTMAS LIGHT PARADE AT 6:00 PM ON SATURDAY, DECEMBER 2, DOWNTOWN CITY PARK;
- TO THE REGULAR MEETING AT 7:30 PM ON TUESDAY, DECEMBER 5, 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 27, 2006***