



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

CITY COUNCIL AGENDA

Tuesday, December 5, 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.

SEATING OF NEW COUNCIL

1. [Results of Consolidated General Election – November 7, 2006](#)

D. Fansler, City Clerk

Adopt Resolution No. 06-XXX reciting the facts of the Consolidated General Election held on November 7, 2006, declaring the result and such other matters as provided by law.

ROLL CALL VOTE

2. **Oaths of Office and Seating of Newly Elected Mayor and Councilmembers**
D. Fansler, City Clerk

Administer Oaths of Office to Mayor Mecham and Councilmembers Hamon and Picanco.

RECESS

3. **Selection of Mayor Pro Tem, Redevelopment Agency Chairman, and Redevelopment Agency Vice Chairman**

F. Mecham, Mayor

Consider the selection of a Mayor Pro Tem, Redevelopment Agency Chairman, and Redevelopment Agency Vice Chairman.

ROLL CALL VOTE

4. **Appointment of Members to Council Liaison and Ad Hoc Committees**

F. Mecham, Mayor

Approve appointment of members for Council liaison and open ad hoc committees.

VOICE VOTE

AGENDA ITEMS TO BE DEFERRED (IF ANY)

PRESENTATIONS - None

PUBLIC HEARINGS

5. **Appeal of Planning Commission Approval of Tract 2772 (Erskine)**

R. Whisenand, Community Development Director

Consider an appeal of Planning Commission approval of Tract 2772, an industrial subdivision involving 36 lots on 39 acres, located along Dry Creek Road, west of Airport Road. The appeal is filed by Tom Erskine, a neighboring property owner, citing concerns with traffic safety and use of private streets to access his adjoining property.

OPTIONS:

- a. Adopt Resolution No. 06-XXX upholding the Planning Commission's decision to approve Tentative Tract 2772; or
- b. Adopt Resolution No. 06-XXX to approve the appellant's request to amend approval of Tentative Tract 2772 so that "C" Street becomes a public right-of-way; or
- 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 4-8 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.

6. [Approve City Council minutes of November 21, 2006](#)
D. Fansler, City Clerk
7. [Approve Warrant Register: Nos. 66378—66573 \(11/17/06\) and 66574—66675 \(11/22/06\) and Other Payroll Services](#)
M. Compton, Administrative Services Director
8. [Receive and file Advisory Body Committee minutes as follows: Library Board of Trustees meeting of October 12, 2006](#)
9. [Adopt Resolution No. 06-XXX](#) accepting the completed public improvements of Tract 2521 into the City's maintenance system. The Subdivider, John Bertoni, has constructed Country View Lane (located along 21st Street, west of Almond Springs Drive), in Tract 2521, in accordance with the Subdivision Improvement Agreement approved on June 7, 2005. Following a one-year period, the City will assume street, sewer and drainage maintenance costs. Parkway landscaping and street lighting costs will be financed by the benefiting property owners through the Landscape and Lighting District.
R. Whisenand, Community Services Director
10. [Adopt Resolution No. 06-XXX](#) accepting the completed public improvements of Tract 2775 into the City's maintenance system. The Subdivider, James Guthrie, has constructed Maplewood Court (located along Maple Street, south of Pacific Avenue), in Tract 2775, in accordance with the Subdivision Improvement Agreement approved on June 20, 2006. Following a one-year period, the City will assume street, sewer and drainage maintenance costs. Parkway landscaping and street lighting costs will be financed by the benefiting property owners through the Landscape and Lighting District.
R. Whisenand, Community Services Director

ROLL CALL VOTE

DISCUSSION

11. [Street Abandonment 06-002 \(James Street, Boyd\)](#)

R. Whisenand, Community Services Director

Consider approving a summary vacation of an unimproved variable width portion of James Street right-of-way, west of Cherry Street, requested by John and Vaughn Boyd. The purpose of the request is to expand residential use of the adjacent parcel to the abandoned area. The Planning Commission recommended approval of the request.

OPTIONS:

- a. Adopt Resolution No. 06-XXX approving the request of the applicant to abandon a portion of James Street right-of-way west of Cherry Street.:
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

12. **Request for Covered Parkway at 1421 Spring Street (Kelly)**

R. Whisenand, Community Services Director

Consider approving a request to allow placement of a temporary wood walkway at 1421 Spring Street from January 1, 2007 to December 1, 2007.

OPTIONS:

- a. Adopt Resolution No. 06-XXX approving the request for an encroachment permit for a covered walkway at 1421 Spring Street, and direct the applicant to paint the structure to amend its appearance.
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

CITY MANAGER - None

CORRESPONDENCE - None

ADVISORY BODY COMMUNICATION - None

COUNCIL COMMENTS (Including oral reports on conferences attended)

ADJOURNMENT:

to THE GARBAGE MANS BALL AT 6:30 PM ON FRIDAY, DECEMBER 8, 2006, AT THE EMBASSY SUITES, SAN LUIS OBISPO

to THE VINE STREET SHOWCASE AT 6:00 PM ON SATURDAY, DECEMBER 9, 2006

to THE ADJOURNED REGULAR MEETING FOR ADVISORY BODY INTERVIEWS & APPOINTMENTS AT 6:00 PM, MONDAY, DECEMBER 11, 2006 AT THE 2ND FLOOR CONFERENCE ROOM, 1000 SPRING STREET

to THE ADJOURNED REGULAR MEETING FOR ADVISORY BODY INTERVIEWS & APPOINTMENTS AT 6:00 PM, WEDNESDAY, DECEMBER 13, 2006 AT THE 2ND FLOOR CONFERENCE ROOM, 1000 SPRING STREET

to THE PASO ROBLES CHAMBER OF COMMERCE HOLIDAY RECEPTION AT 5:00 PM ON THURSDAY, DECEMBER 14, 2006, AT THE HOLIDAY INN EXPRESS, PASO ROBLES

to THE DEDICATION CEREMONY FOR CANYON CREEK APARTMENTS AT 11:00 AM, ON MONDAY, DECEMBER 18, 2006 AT 400 OAK HILL ROAD, PASO ROBLES, CA

to THE REGULAR MEETING AT 7:30 PM ON TUESDAY, DECEMBER 19, 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 DECEMBER 8, 2006**