



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

CITY COUNCIL AGENDA

Tuesday, February 6, 2007 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 John R. Hamon, Jr., 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. **Boy Scouts of America**

Presentation of Boy Scouts of America programs in the Paso Robles community by Ingrid Olsen, District Executive, Los Padres Council, Del Norte District.

PUBLIC HEARINGS

2. **Rescind Appeal of Tentative Tract Map 2772 (Owner: Mondo Appellant: Erskine)**

R. Whisenand, Community Development Director

CONTINUED FROM DECEMBER 19, 2006. The City Council held a Public Hearing on December 5, 2006 and approved an appeal of the Planning Commission's approval of a tentative tract map for Doug Mondo at the southwest corner of Airport and Dry Creek Roads. At their meeting of December 19, 2006 members of Council voiced their concerns with their understanding of the actions taken at the December 5th meeting, and in a 3-1 vote, requested that the item be brought before the Council for reconsideration. Since December 19, the parties to the appeal have reached an accord.

OPTIONS:

- a. Adopt Resolution No. 07-XXX rescinding the action (Resolution No. 06-226) of the City Council at its meeting of December 5, 2006, an upholding the Planning Commission's decision to approve Tentative Tract 2772.
- 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 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.**

- 3. [Approve City Council minutes of January 16, 2007 and January 25, 2007](#)
D. Fansler, City Clerk
- 4. [Approve Warrant Register: Nos. 67491—76750 \(01/17/07\), 67651—67787 \(01/19/07\), 67788-67904 \(01/26/07\), and Other Payroll Services](#)
M. Compton, Administrative Services Director
- 5. [Receive and file Advisory Body Committee minutes as follows:](#)
[Citizen's Airport Advisory Committee meeting of December 14, 2006](#)
[Parks and Recreation Committee meeting of December 12, 2006](#)
[Youth Commission meeting of December 6, 2006](#)
- 6. [Read, by title only, and adopt Ordinance No. 926 N.S. by title only, authorizing an amendment to amend Title 21, Zoning of the Municipal Code, adding a definition of Medical Marijuana Dispensaries to Chapter 21.08, and to add Chapter 21.33, prohibition of Medical Marijuana Dispensaries. \(FIRST READING JANUARY 16, 2007\)](#)
R. Whisenand, Community Development Director
- 7. [Read, by title only, and adopt Ordinance No. 927 N.S. by title only, authorizing an amendment to Section 5.04.290of the Municipal Code, adding the classification of amusement centers/parks. \(FIRST READING JANUARY 16, 2007\)](#)
M. Compton, Administrative Services Director
- 8. [Approve the Paso Robles Housing Authority Board Conflict of Interest Code. The Housing Authority is subject to the Political Reform Act \(Government Code § 81000 et seq.\), and must adopt a conflict of interest code. Because the City Council appoints members of the Housing Authority, it has the responsibility to approve their conflict of Interest Code.](#)
R. Whisenand, Community Services Director

9. The Sherwood Forest Park landscape contractor has completed the specified maintenance period for the project. [Adopt Resolution No. 07-XXX accepting the landscape maintenance of the completed project and deeming DPW 01-25 complete.](#)
D. Monn, Public Works Director
10. [Adopt Resolution No. 07-XXX awarding a construction contract and appropriating funds to install arsenic treatment at Sherwood Wells No. 9 and No. 11 to D-Kal Engineering in the amount of \\$1,351,548.](#) The City received 12 bids in response to the prepared plans and specifications to install arsenic treatment facilities, an approved Capital Improvement Project.
D. Monn, Public Works Director
11. [Adopt Resolution No. 07-XXX authorizing the use of a septic system for the Nunno industrial buildings located at 3500 Dry Creek Road \(APN 025-431-006\), with conditions.](#) The Planned Development was approved by the Planning Commission on 02/22/2005, and is consistent with other airport lease sites and private properties along Dry Creek Road. The nearest available sanitary sewer main is approximately one mile west of the intersection of Dry Creek Road and Airport Road.
D. Monn, Public Works Director

ROLL CALL VOTE

DISCUSSION

12. **Dogs in Parks**
A. Robb, Parks & Recreation Director

For the City Council to consider placing a park-specific suspension on enforcement of prohibiting dogs in city parks. Parks-4-Pups submitted a proposal to designate walking paths at Centennial and Turtle Creek parks as “on leash” dog walking areas. The Parks and Recreation Advisory Committee voted 5-3 at the May 2006 meeting to recommend the Parks-4-Pups proposal. A petition submitted by Sierra Bonita Village Homeowners’ Association recommends denial of the use of Turtle Creek Park.

OPTIONS:

- a. Adopt Resolution No. 07-XXX to suspend enforcement of §8.08.055 of the Municipal Code, Dogs in Public Places, on walking paths in Centennial Park for a period of one year beginning March 1, 2007. Accept Parks-4-Pups offer to supply necessary materials and inspect the trails, with conditions specified in the attached agreement. At the end of one year, review and consider a permanent amendment to ordinance that addresses dogs in parks; or
- b. Adopt Resolution No. 07-XXX to suspend enforcement of §8.08.055 of the Municipal Code, Dogs in Public Places, on walking paths in Centennial Park and Turtle Creek Park for a period of one year beginning March 1, 2007. Accept Parks-4-Pups offer to supply necessary materials and inspect the trails, with conditions specified in the attached agreement. At the end of one year, review and consider a permanent amendment to the ordinance that addresses dogs in parks; or
- c. Amend, modify, or reject the above options.

ROLL CALL VOTE

13. Reimbursement for Installation of Traffic Signal & Storm Drain at 4th and Spring Streets

R. Whisenand, Community Development Director

For the City Council to consider authorizing a partial reimbursement of \$550,000 to Pacific Management and Development (PMD), developer of PD 03-020, for the installation of a traffic signal and storm drain at the intersection of 4th and Spring Streets, as recommended in the report prepared by Associated Transportation Engineers, dated 08/28/2006. The traffic signal and storm drain at this intersection are considered citywide improvements, and were both included on the AB 1600 Needs List, adopted October 2006.

OPTIONS:

- a. Adopt Resolution No. 07-XXX authorizing a reimbursement agreement with PMD, the developer of PD 03-020, to reimburse the cost of installation of a traffic signal and storm drain at the intersection of 4th and Spring, in the amount of \$550,000.
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

14. Paso Robles Transit Services "Branding" Alternatives

M. Compton, Administrative Services Director

For the City Council to consider transit system branding alternatives pursuant to the adopted Marketing Plan adopted by Council in August 2006.

OPTIONS:

- a. Select a branding logo from the alternatives presented, and/or:
- b. Appoint an ad hoc committee to assist in the design of the desired branding logo; or
- c. Amend, modify, or reject the above option.

ROLL CALL VOTE

15. Gateway Design Standards Contract

R. Whisenand, Community Development Director

For the City Council to consider allocating additional funds to expand the Work Scope for the Gateway Design Standards project.

OPTIONS:

- a. Adopt Resolution No. 07-xx appropriating an additional \$30,000 from the General Fund to provide for additional ad hoc committee meetings, Council presentation, and project management and analysis by the firm's principal, David Sargent.
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

16. Storm Water Management

D. Monn, Public Works Director

The EPA in 1999 required municipalities with populations of 25,000 or more to submit Storm Water Management Plans to regional boards. The plan drafted by the City was submitted to the Regional Water Quality Control Board in January 2005 as part of the annual report. The Board noted the following items for additional work:

- Expand public outreach efforts
- Adopt an ordinance addressing storm water quality
- Increase outreach/education to contractors regarding storm water quality
- Develop monitoring and reporting of City insecticide and fertilizer use in parks.

There is no current appropriation to accomplish these tasks. Another \$51,000 is required to engage the services of Wood Rodgers to assist staff in implementing the City's adopted Storm Water Management Plan, ensuring compliance with the Water Board's interpretation and enforcement requirements.

OPTIONS:

- a. Adopt Resolution No. 07-XXX to:
 - 1) Appropriate \$51,000 to fund the implementation of the City's Storm Water Management Program;
 - 2) Transfer \$17,000 each from Sewer Operations, Water Operations, and the General Fund (Landfill); and
 - 3) Authorize the City Manager to engage Wood Rodgers to assist the implementation of the Storm Water Management Plan in the amount of \$41,500; or
- b. Amend, modify, or reject the above options.

ROLL CALL VOTE

17. Award Rehabilitation of Borchardt Well No. 5, Sherwood Well No. 11, and Thunderbird Well No. 17

D. Monn, Public Works Director

In order to extend life of the water wells and to ensure efficiency in providing water service to the community, the City periodically rehabilitates its wells. For 2007, the Capital Improvement Program budgeted \$100,000 for the Sherwood Well No. 11 rehab, but a review of pumping data showed that work on two additional wells was required to ensure productivity during peak demand this summer. The rehab for these additional wells requires an acceleration of a \$65,000 appropriation.

OPTIONS:

- a. Adopt Resolution No. 07-XXX:
 - 1) Approving a one-time supplemental budget appropriation of \$65,000 from the Water Operations Fund; and
 - 2) Awarding the contract to rehabilitate the three wells to Aqua Engineering in the amount of \$157,778.65.
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

18. City Council Policies and Procedures

J. App, City Manager

For the City Council to consider updating written Council policies and procedures to incorporate recent Council actions.

OPTIONS:

- a. Review draft update of Council Policies & Procedures Manual and provide edits to the Deputy Clerk by February 28, 2007 Amend, modify, or reject the above option.
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

CITY MANAGER - None

CORRESPONDENCE - None

ADVISORY BODY COMMUNICATION

19. Housing Authority Board of Commissioners – 2007 Scheduled Vacancies

R. Whisenand, Community Development Director

For the City Council to consider candidates for the Housing Authority Board of Commissioners. A recruitment notice for the Housing Authority vacancies was placed in Paso Robles Magazine and posted on the City’s website. The application deadline was January 31, 2007. The City has received two applications from incumbents for the two vacancies.

OPTIONS:

- a. Appoint Raymond Hampson and Richard Willhoit to four-year terms, effective March 1, 2007.
- b. Amend, modify, or reject the above options.

ROLL CALL VOTE

AD HOC COMMITTEE COMMUNICATION

20. Ad Hoc Committee Formation – Review Consultant Proposals for Design of the City’s Nacimiento Treatment Plant

D. Monn, Public Works Director

Consider forming an ad hoc committee to assist in the process of reviewing consultant proposals associated with the design of the Nacimiento Water Treatment Plant.

OPTIONS:

- a. Appoint two Councilmembers to an ad hoc committee; or
- b. 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. Public Employment

Government Code Section 54957

Title: Public Official Retirement, Appointment, Termination – Police Chief

ADJOURNMENT:

- TO NEW PARTNERS CONFERENCE, WEDNESDAY, FEBRUARY 7 TO SATURDAY, FEBRUARY 10, 2007, BONAVENTURE HOTEL, LOS ANGELES,
- THE CALIFORNIA MID-STATE FAIR ANNUAL DINNER, FRIDAY, FEBRUARY 9, 2007, 6:30 PM AT THE SLO PAVILLION – PASO ROBLES EVENTS CENTER
- TO THE SAN LUIS OBISPO EDUCATION FORECAST, WEDNESDAY, FEBRUARY 15, 2006, 7:30 AM AT THE CARLTON HOTEL, 6005 EL CAMINO REAL, ATASCADERO
- THE REGULAR MEETING AT 7:30 PM ON TUESDAY, FEBRUARY 20, 2007, 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 FEBRUARY 9, 2007*