



CITY OF EL PASO DE ROBLES
"The Pass of the Oaks"

CITY COUNCIL AGENDA
Tuesday, August 7, 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 - None

PUBLIC HEARINGS

1. **Appeal of Planning Commission Denial of Conditional Use Permit 07-009, at 1521 Vine Street (Applicant: McCarthy Engineering, Inc.)**

R. Whisenand, Community Development Director

For the City Council to consider an appeal of a denial of a Conditional Use Permit to establish a bed and breakfast business at 1521 Vine Street.

OPTIONS:

- a. Adopt Resolution No. 07-XXX denying Conditional Use Permit 07-009, or
- b. Refer the matter back to the Planning Commission should the applicant indicate a willingness to consider parking/design options; or
- c. Determine that the parking requirements have been met and grant the Appeal thereby approving the Conditional Use Permit 07-009, or
- d. 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 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.**

2. Approve City Council minutes of July 17, 2007
D. Fansler, City Clerk
3. Approve Warrant Register: Nos. 71229—71376 (07/12/07), 71377—71522 (07/20/07), 71523-71626 (07/27/07), and Other Payroll Services.
M. Compton, Administrative Services Director
4. Receive and file Advisory Body Committee minutes as follows:
Library Board of Trustees meeting of June 14, 2007
Parks and Recreation Advisory Committee meeting of June 12, 2007
Pioneer Museum Annual Report for 2006-2007
Streets and Utilities Committee meeting of October 27, 2006
5. Proclamation honoring the **9th Annual Relay for Life** event in Paso Robles, August 18-29, 2007 at the Paso Robles Events Center.
F. Mecham, Mayor
6. Read, by title only, and adopt Ordinance No. 935 N.S., increasing the scheduled Nacimiento Water user fee surcharge adjustments from \$6 annually to \$12 annually until reaching \$60. (1st reading July 3, 2007)
M. Compton, Director Administrative Services

7. Read, by title only, and adopt Ordinance No. 936 N.S., adding to the City's Zoning Regulations a definition of "transient occupancy" (as a land use) which will be occupancy of lodging facilities for 30 continuous days or less. Transient occupancies are subject to the transient occupancy tax requirements of Municipal Code, Chapter 5.06. (1st reading July 3, 2007) R. Whisenand, Community Services Director

8. Read, by title only, and adopt Ordinance No. 937 N.S., adopting the operating budget for the City's Redevelopment Agency for fiscal years 2008 and 2009. (1st reading July 3, 2007) M. Compton, Director Administrative Services

9. Adopt Resolution 07-XX approving a lease agreement for office space at 821 Pine Street to relocate the City's Administrative Services Department and Information Technology Division, and appropriate \$900,000 from the City Hall Development Fund. M. Compton, Director Administrative Services

10. Adopt Resolution 07-XX approving the annual Transportation Development Act ("TDA") claim for fiscal year 2007, allocated as follows. TDA funds must be used for transit services and streets & roads purposes only. D. Monn, Public Works Director

Pedestrian & Bikeways	\$22,983
Streets & Roads	270,000
TDA Audit	1,650
Paso Transit Services	729,874
SLORTA Transit Services	<u>211,273</u>
Total	<u>\$1,235,780</u>

11. Adopt Resolution 07-XX granting an easement to Pacific Gas & Electric at the old Fire Station No. 1 on 13th Street. The easement is necessary to complete the installation of underground utilities and provide ongoing access for maintenance and inspection work, related to the renovations for the Children's Museum. Meg Williamson, Assistant City Manager

12. Adopt Resolution 07-XX accepting the public improvements of Tract 2369-4, Lots 169-250, into the City's maintenance system, and authorizing release of Performance and Payment Bonds upon receipt of a Maintenance Bond in the amount of \$336,337. The subdivision is located along Montebello Oaks Drive, Kleck Road, and Vista Oaks Way. The improvements have been constructed to the satisfaction of City staff. (Fallingstar Homes) R. Whisenand, Community Development Director

13. Adopt Resolution 07-XX awarding a contract to replace City manhole lids and rings to Ahrens Corporation in the amount of \$24,784. D. Monn, Director of Public Works

14. Adopt Resolution 07-XX providing "Notice of Intention" to abandon an unimproved 10-foot wide portion of 34th Street right-of-way, between Spring and Park Street, and set September 4, 2007 for the public hearing for the proposed closing. The purpose of the request is to reduce paved surfaces and augment the mixed use of the property adjacent to the proposed abandonment area (Rick Jeffrey) R. Whisenand, Community Development Director

15. Adopt Resolution 07-XX approving a Disadvantaged Business Enterprise (DBE) goal of two percent for fiscal year 2008. M. Compton, Director of Administrative Services

16. Receive and file an update on actions taken since endorsing a plan to improve citizen emergency preparedness (the CERT Program).
K. Johnson, Emergency Services Chief

ROLL CALL VOTE

DISCUSSION

17. **Economic Strategy – Marketing and Promotion -
Appointing the Promotions Coordinating Committee**
J. App, City Manager

For the City Council to consider appointing a seven member Promotions Coordinating Committee (PCC) to develop and oversee a community marketing plan. The majority of the committee membership is fixed with 3 members appointed by Council, with limited terms. These limited terms would apply to the hotel and private business representatives only.

OPTIONS:

- a. (1) Establish the Promotions Coordinating Committee as a Council Advisory Body;
- (2) Appoint three members to the committee, one for an initial three-year term; and the others to two-year terms; or
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

18. **Mobile Water Treatment Unit for Reconi Wells**
D. Monn, Director of Public Works

For the City Council to consider authorizing an agreement for the short-term lease of a mobile water treatment unit for use at the Ronconi Wells to allow the City to meet increased water demand during May to October 2007.

OPTIONS:

- a. Adopt Resolution No. 07-xx authorizing an agreement with Pall Corporation in an amount not to exceed \$96,000 for the 3 month lease of the Pall Aria Mobile Micro filtration Treatment unit; or
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

19. **Request to Install Angle Parking on 8th and Park Streets**
D. Monn, Director of Public Works

For the City Council to consider a request to install angle parking along the south side of 8th Street and west side of Park Street in connection with the development of a three-story mixed-use building. The developer (Chris Madson) will complete all frontage improvements.

OPTIONS:

- a. (1) Approve the request for angle parking on 8th and Park Streets to be installed by developer at time of development
- (2) Approve the installation of stop signs on Park Street at 8th Street; or
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

20. Request to Install Angle Parking on 15th Street

D. Monn, Director of Public Works

For the City Council to consider a request to install angle parking along the south side of 15th Street, east of Spring Street in connection with the development of a two-story retail/office building. The developer (Kimo Pankey) will complete all frontage improvements.

OPTIONS:

- a. Approve the request for angle parking on 15th Street to be installed by developer at time of development; or
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

21. Request to Install Stop Control at Oak Street and 22nd Street

D. Monn, Director of Public Works

For the City Council to consider a stop control on Oak Street at 22nd Street to mitigate limited sight distance for westbound drivers resulting from angle parking near Scolari's Market. The stop signs will also enhance pedestrian access and safety near the market.

OPTIONS:

- a. Approve the installation of stop signs at Oak Street at 22nd Street; or
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

22. Utility Easement Abandonment for Tract 2745 (H & D Highlands)

R. Whisenand, Community Development Director

For the City Council to consider a vacation of a portion of a utility easement over a vacated portion of Old South River Road, near Oak Hill Road. The purpose of the request is to expand commercial use of the adjacent parcel to the proposed area.

OPTIONS:

- a. Adopt Resolution No. 07-xx to approve the request to vacate a portion of the Old South River Road public utilities easement; or
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

**23. 2007 Community Development Block Grant (CDBG) Program
– Allocation Adjustment**

R. Whisenand, Community Development Director

The U.S. Department of Housing and Community Development approved a 2007 allocation of CDBG funds \$1,016 less than expected. The City needs to make appropriation adjustments for non-administrative projects (Therapy Pool rehab activity and PR Fellowship Development activity).

OPTIONS:

- a. Adopt Resolution No. 07-xx to allocate the City's revised allotment of 2007 CDBG Funds; or
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

24. General Obligation Bond Refunding

M. Compton, Director of Administrative Services

Current market conditions for long-term interest rates have provided the City the option to refund Series A and Series C of the 1998 General Obligation bonds to modestly reduce property owner tax liability for bonded indebtedness.

For the City Council to consider authorizing the method for refunding of these bonds for the remaining life of the outstanding bonds.

OPTIONS:

- a. Adopt Resolution No. 07-XX authorizing the issuance and sale of not-to-exceed \$34,000,000, 2007 General Obligation Refunding Bonds, approving a preliminary official statement, a continuing disclosure certificate, an escrow agreement, and all other authorizing actions based upon the "level savings" scenario; or
- b. Amend, modify, or reject the above options.

ROLL CALL VOTE

25. Nacimiento Project Water Delivery Entitlement Contract

D. Monn, Public Works Director

For the City Council to consider amending the Nacimiento Project Water Delivery Entitlement Contract, primarily to address membership on the project commission, to reflect planned peaking capacity of deliveries to the City, and to change provisions pertaining to financing coverage factor.

OPTIONS:

- a. Adopt Resolution No. 07-xx approving continuing financial disclosures and other revenue bond financing matters in connection with the Nacimiento Water Project, and approving the second amendment to the Water Delivery Entitlement Contract.
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

26. Habitat Conservation Plan Grant Application

R. Whisenand, Community Development Director

For the City Council to consider partnering with San Luis Obispo County to apply for a Section 6 – Planning Grant from the U.S. Fish and Wildlife Service for preparation of a North County Habitat Conservation Plan.

OPTIONS:

- a. Adopt Resolution No. 07-xx authorizing the City to be a co-applicant with San Luis Obispo County for a Section 6 - Planning Grant Application to secure funding to develop a North County Habitat Conservation Plan; or
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

27. City Tennis Court Facilities – Use Policy

A. Robb, Director Library, and Recreation Services

For the City Council to consider adopting a tennis court use policy and reservation fees for the four tennis courts at Centennial Park and four courts at Sherwood Park. As recommended by the Parks and Recreation Advisory Committee

OPTIONS:

- a. Adopt the proposed Tennis Court Use Policy, and
- b. Adopt Resolution No. 07-XXX initiating a tennis court reservation fee of \$4.00/hour for adults, and \$2.00/hour for youth; or
- c. Amend, modify, or reject the above option.

ROLL CALL VOTE

CITY MANAGER - None

CORRESPONDENCE - None

ADVISORY BODY COMMUNICATION

28. Ad Hoc Committee Formation – Downtown Parking Management Plan

R. Whisenand, Community Development Director

The City Council has received two proposals to analyze time restricted parking zones and prepare a Downtown Parking Management Plan. For the City Council to consider forming an ad hoc committee to work with staff to select the most qualified firm to prepare the plan.

OPTIONS:

- a. Appoint a two-member Ad Hoc Committee to work with staff to select the most qualified firm to prepare a Downtown Parking Management Plan, and report back to Council by December 31, 2007 with a recommendation; or
- b. Amend, modify, or reject the above option.

ROLL CALL 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 Employee Performance Evaluation

Government Code Section 54957

Title: City Manager

ADJOURNMENT:

- To the Joint City Council Planning Commission Breakfast, 7:00 AM, August 17, 2007, at the Touch of Paso Restaurant, Paso Robles
- 2007 National Stock Horse Association Snaffle Bit Futurity August 20-26, 2007 at the Paso Robles Event Center
- To the Regular Meeting at 7:30 PM on Tuesday, August 21, 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 AUGUST 21, 2007***