



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

CITY COUNCIL AGENDA

Tuesday, April 20, 2010 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

PLEASE REFRAIN FROM CELL PHONE USE DURING THE MEETING
PLEASE TURN RINGER OFF

7:30 PM – CONVENE REGULAR MEETING

CALL TO ORDER – Downstairs Conference Center

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL Councilmembers John Hamon, Nick Gilman, Ed Steinbeck, Fred Strong, and
Mayor Duane Picanco

STAFF INTRODUCTIONS

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. **National Volunteer Recognition**
D. Picanco, Mayor
2. **Silver Star Banner Day**
D. Picanco, Mayor

PUBLIC HEARINGS

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 April 6, 2010
D. Fansler, City Clerk
4. Approve Warrant Register: Nos. 89942-90081 (03/26/10); 90082-90199 (04/02/10); and 90020-90290 (04/09/10)
J. Throop, Administrative Services Director
5. Receive and file Advisory Body Committee minutes as follows:
Senior Citizen Advisory Committee Minutes of March 8, 2010
6. Adopt Resolution No. 10-xxx accepting the Irrevocable and Perpetual Offers of Dedication for road purposes along Union and Golden Hill Roads related to the development of Planned Development 06-003
R. Whisenand, Community Development Director
7. Adopt Resolution No. 10-xxx authorizing the City Manager to enter into a Reimbursement Agreement to reimburse Paso Golden Hill, LLC, expenses for improvements to the intersection of Golden Hill Road and Highway 46E in an amount not to exceed \$1,700,000.
D. Monn, Public Works Director
8. Adopt Resolution No. 10-xxx Initiating Proceedings for the Annual Levy for the Maintenance of Landscape & Lighting District Facilities, Adopt Resolution No. 10-xxx Initiating Proceedings for the Annual Levy for the Maintenance of Drainage District Facilities, Adopt Resolution No. 10-xxx adopting the Draft Preliminary Landscape and Lighting District Engineer's Levy Report as presented making it available to the public for review and comment, Adopt Resolution 10-xxx adopting the Draft Preliminary Drainage District Engineer's Levy Report as presented making it available to the public for review and comment, Adopt Resolution No. 10-xxx declaring the Intent to Levy for Maintenance of the Landscape and Lighting District Facilities and cause a Notice to be published for a Public Hearing to be scheduled May 18,2010; and Adopt Resolution 10-xxx declaring the Intent to Levy for Maintenance of the Drainage Maintenance District Facilities and cause a notice to be published for a Public Hearing to be scheduled May 18, 2010.
D. Monn, Public Works Director

9. Read by title only, and adopt Ordinance No. 967 N.S. establishing a uniform water rate structure. (First Reading Date: April 6, 2010)
D. Monn, Public Works Director
10. Adopt Resolution No. 10-xxx authorizing 1) a purchase order to Kirk Construction in an amount not to exceed \$32,372 for final paving of pipe trenches; and 2) authorizing staff to issue purchase orders to DLT&V for control system integration in an amount not to exceed \$54,958.
D. Monn, Public Works Director
11. Adopt Resolution No. 10-xxx approving application to the Strategic Growth Council's Urban Greening Grant program for 21st Street improvements.
D. Monn, Public Works Director
12. Adopt Resolution No. 10-xxx providing workers' compensation coverage for certain City Volunteers pursuant to the provisions of Section 3363.5 of the Labor Code
M. Williamson, Assistant City Manager

ROLL CALL VOTE

DISCUSSION

ADJOURN TO REDEVELOPMENT AGENCY

ROLL CALL Agency Members Nick Gilman, Duane Picanco, Ed Steinbeck, Fred Strong, and Chairman John Hamon

13. **Participation Agreement for Hidden Creek Village**
R. Whisenand, Community Development Director

For the Redevelopment Agency to consider a Participation Agreement with South River Road Associates regarding the use of up to \$1 million in Low and Moderate Income Housing (LMIH) Funds to assist in the Development of Hidden Creek Village, an 81 unit apartment complex for low income households to be located at 80 S. River Road.

OPTIONS:

- a. Approve South River Road Associates' request and adopt Resolution No. RA 10-xxx approving a Participation Agreement and Affordability Covenant in conjunction with a grant of Redevelopment Low and Moderate Income Housing funds to assist the development of affordable housing by South River Road Associates and appropriating funds for said grant. This action will be subject to City Council approval of the Fee Deferral Agreement.
- b. Amend, modify or reject the forgoing option.

ROLL CALL VOTE

ADJOURN TO CITY COUNCIL MEETING

14. Fee Deferral Agreement for Hidden Creek Village

R. Whisenand, Community Development Director

For the City Council to consider a Fee Deferral Agreement with the Redevelopment Agency to provide that payment of up to \$1 million in City development fees for this project may be deferred incrementally for a period of 10 years in a manner that the future value of \$100,000 in LMIH funds are transferred annually from the LMIH Fund to the appropriate City funds to pay the fees due for this project.

OPTIONS:

- a. Adopt Resolution No. 10-XX approving a Fee Deferral Agreement with the Redevelopment Agency providing that payment of up to \$1 million in City development fees for Hidden Creek Village may be deferred for up to ten (10) years in a manner that the future value of \$100,000 in LMIH funds, calculated at a reasonable rate, are transferred annually from the LMIH Fund to the appropriate City funds to pay the fees due for this project.
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

15. Summer 2010 Water Supply Shortage

D. Monn, Public Works Director

For the City Council to consider use restrictions from May 1, 2010 through September 30, 2010.

OPTIONS:

- a. Confirm October 6, 2009 reinstatement of the Level 2 Watering Restrictions.
- b. Request re-evaluation of water conditions and mitigation options, and if findings warrant, amendment of the Water Conservation and Water Shortage Contingency Ordinance.
- c. Amend, modify of reject the above option.

ROLL CALL VOTE

16. Disposition of Applications for River Oaks, The Next Chapter

R. Whisenand, Community Development Director

For the City Council to consider denial of all pending applications associated with River Oaks, The Next Chapter.

OPTIONS:

- a. Adopt Resolution No. 10-xxx denying the applications for a General Plan Amendment and Borkey Specific Plan Amendment and returning all application materials and unspent processing funds to the project applicant.
- b. Amend, modify or reject the forgoing option.

ROLL CALL VOTE

17. Paso Robles Classic Car Show Weekend – New Labor Day Event

M. Williamson, Assistant City Manager

For the City Council to consider a request by the Paso Robles Chamber of Commerce to add the Paso Robles Classic Car Show Weekend to the event schedule at City Park.

OPTIONS:

- a. Adopt Resolution No. 10-xxx authorizing the use of City Park for the Paso Robles Classic Car Weekend scheduled for Friday and Saturday, September 3 and 4, 2010
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

18. Highway 101 Median Barrier Project Recommendations

R. Whisenand, Community Development Director

For the City Council to consider and provide recommendations to Caltrans on a modified Highway 101 median barrier project.

OPTIONS:

- a. Provide Caltrans with feedback on the preferred treatment for the proposed concrete barrier.
- b. Amend, modify or reject the above option.

ROLL CALL VOTE

COUNCIL COMMENTS (Including oral reports on conferences attended)

ADJOURNMENT:

- HOUSING AUTHORITY BOARD INTERVIEWS AT 7:00 PM ON THURSDAY, APRIL 22, 2010 AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET
- THE REGULAR MEETING AT 7:30 PM ON TUESDAY, MAY 4, 2010 AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET

Any writing or document pertaining to an open session item on this agenda which is distributed to a majority of the City Council after the posting of this agenda will be available for public inspection at the time the subject writing or document is distributed. The writing or document will be available for public review in the City Clerk's Office, 1000 Spring Street, Paso Robles, CA, during normal business hours, and may be posted on the City's web site at <http://www.prcity.com/government/citycouncil/agendas.asp>.

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 APRIL 23, 2010***



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ADDENDUM
to Regular Meeting

MEETING LOCATION: PASO ROBLES LIBRARY/CITY HALL
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Correction to typographical error,

Ordinance No. 967 N.S.

**An Ordinance of the City of El Paso de Robles
Amending Section 14.04.020 of the City of El Paso de Robles
Municipal Code to establish a
Uniform Consumption-Based Water Fee Structure**

Agenda Item No. 9, page 5.

*** End of Addendum ***

D. The proposed increases in the rates are intended to balance the anticipated increases in the costs of delivering water and the possible reductions in the amount of water used.

SECTION 2. Effective January 1, 2011, paragraph C. of Section 14.04.020 of the Paso Robles Municipal Code is hereby revised in its entirety to read as follows:

"14.04.020 Fees

....

"C. Fees – Water Usage Rates. The monthly rates to be charged and collected for all water consumption, including private fire lines, bulk water delivery or fire hydrant usage, from every water customer, including, but not limited to, any person, school, business entity or corporation, shall be charged at rates established by ordinance of the City Council.

The water usage rates shall be reviewed no less than annually in conjunction with the update of the city's budget to ensure that water user fees then in existence do not exceed the costs of providing water service within the City."

Beginning on January 1, 2011 the monthly water usage fee to be charged for each unit of water, or 748 gallons, used shall be as follows:

January 1, 2011:	\$2.50/unit
January 1, 2012:	\$3.20/unit
January 1, 2013:	\$3.70/unit
January 1, 2014:	\$4.10/unit
January 1, 2015	\$4.40/unit"

SECTION 3. Severability. Should any provision of this Ordinance, or its application to any person or circumstance, be determined by a court of competent jurisdiction to be unlawful, unenforceable or otherwise void, that determination shall have no effect on any other provision of this Ordinance or the application of this Ordinance to any other person or circumstance and, to that end, the provisions hereof are severable.

SECTION 4. Effective Date. This Ordinance shall take effect thirty (30) days after adoption as provided by Government Code section 36937.

SECTION 5. Publication. The City Clerk will certify to the passage of this Ordinance by the City Council of the City of El Paso de Robles, California and cause the same to be published once within fifteen (15) days after its passage in a newspaper of general circulation, printed, published and circulated in the City in accordance with Government Code section 36933.