



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

## CITY COUNCIL AGENDA

Tuesday, September 18, 2012 7:30 PM

MEETING LOCATION: PASO ROBLES LIBRARY/CITY HALL  
CONFERENCE CENTER, 1000 SPRING STREET

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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 (None)**

**PUBLIC HEARING**

1. [Paso Express Dial-A-Ride Proposed Fare Increase](#)

J. Throop, Administrative Services Director

For the City Council to consider approving an increase in Paso Robles Dial-A-Ride fares in order to help meet State-required farebox ratios.

**Options:**

- a. Adopt Resolution No. 12-xxx approving a fare increase for Dial-A-Ride service;  
or
- b. Direct staff not to implement the fare increase; or
- c. Amend, modify or reject 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 from September 4, 2012](#)  
D. Fansler, City Clerk
3. [Approve Warrant Register No. 105102-105202 \(8/31/12\), 105203-105311 \(9/07/12\), and other payroll services](#)  
J. Throop, Administrative Services Director
4. [Advisory Body Minutes](#)  
Youth Commission Meeting Minutes from May 2, 2012  
Travel Paso Robles Alliance BID Meeting Minutes from August 14, 2012
5. [Approve Resolution No. 12-xxx awarding the purchase of 18,000 pounds of Pulsar Plus Briquettes to Knorr Systems Inc. in the amount of \\$30,571.40](#)  
D. Monn, Public Works Director
6. [Adopt Resolution No. 12-xxx making declaration of public nuisances relating to weed abatement within the City and setting public hearing for 2012 weed abatement](#)  
K. Johnson, Emergency Services Chief
7. [Read By Title Only and Adopt Ordinance No. 984 N.S., Amending The Uptown/Town Center Specific Plan \(Specific Plan Amendment 12-002\)](#)  
E. Gallagher, Community Development Director
8. [Proclamation – Energy Awareness Month \(October\)](#)
9. [Proclamation – Alzheimer’s Action Day \(September 21, 2012\)](#)

### ROLL CALL VOTE

## DISCUSSION

10. [Amendment to Title 12 of Municipal Code \(Vehicles and Traffic\) to Add New Chapter 12.92 – Operation of Motor Vehicles on Public Property](#)

R. Burton, Acting Chief of Police

For the City Council to consider amending Title 12 of the Paso Robles Municipal Code (Vehicles and Traffic) to add new Chapter 12.92 – Operation of Motor Vehicles on Public Property.

### Options:

- a. Introduce for the first reading Ordinance No. xxx to amend Title 12 of the Paso Robles Municipal Code to add new Chapter 12.92 to address and regulate off-highway motor vehicles on public property, and set October 2, 2012, as the date for adoption of said ordinance.
- b. Amend, modify, or reject the above option

### ROLL CALL VOTE

11. [Amendment To Title 5 Of Municipal Code \(Business Licenses\) To Add New Chapter 5.38 – Massage Therapy And Massage Establishments](#)

R. Burton, Acting Chief of Police

For the City Council to consider amending Title 5 of the Paso Robles Municipal Code (Business Licenses) to add new Chapter 5.38 - Massage Therapy and Massage Establishments.

**Options:**

- a. (1) Introduce for the first reading Ordinance No. XXX to amend Title 5 of the Paso Robles Municipal Code to add new Chapter 5.38 to address and regulate Massage Therapy and Massage Establishments, and set October 2, 2012, as the date for adoption of said ordinance; and  
 (2) Adopt resolution approving a fee schedule for massage businesses and establishments.
- b. Amend, modify, or reject the above options.

**ROLL CALL VOTE**

**12. 21st Street Improvements Construction Budget**

D. Monn, Public Works Director

For City Council to consider a construction budget for 21st Street Improvements.

**Options:**

- a. Adopt Resolution No. 12-xx adopting the final construction budget for the 21st Street Project (111.910.5452.688) as follows:
 

Urban Greening Grant .....	\$ 993,000
General Fund Reserves advance .....	218,000
Sewer Fund.....	380,000
Water Fund .....	80,000
SD Impact Fee .....	235,000
Gas Tax Fund 200 .....	490,000
Traffic Impact Fee.....	<u>399,000</u>
Total	\$ 2,795,000
- b. Amend, modify, or reject the above option.

**ROLL CALL VOTE**

**13. Highway User Tax Account Funds Expenditure Plan**

D. Monn, Public Works Director

For the City Council to consider establishing an expenditure plan for Highway User Tax Account Funds (HUTA) received from the State (borrowed by the State to balance the State Budget).

**Options:**

- a. Adopt Resolution No. 12-xxx establishing an expenditure plan for gas tax funds received from the State.
- b. Amend, modify, or reject the above option.

**ROLL CALL VOTE**

**14. Police Chief Selection – Participative Process**

J. App, City Manager

For the City Council to appoint citizens to participate in Police Chief candidate interview panels.

**Options:**

- ~~a.~~ ~~b.~~ Each Council Member appoint a citizen, and the Mayor appoint two, to serve on a Police Chief Interview Panel.
- ~~b.~~ ~~c.~~ Council request recruitment and Council interview of interested citizens; appointment by Council majority.
- ~~c.~~ ~~d.~~ Amend, modify or reject the options above.

**ROLL CALL VOTE**

**15. Habitat Conservation Plan**

E. Gallagher, Community Development Director

For the City Council to consider re-authorizing partnership with the County of San Luis Obispo (County) to prepare a multiple species North County Habitat Conservation Plan (HCP) and direct staff to prepare an updated "Planning Agreement" between the County and the City.

**Options:**

- a. For the City Council to re-authorize participation in this project, and direct staff to prepare and execute a Planning Agreement with the County of San Luis Obispo to develop a North County Habitat Conservation Plan.
- b. Amend, modify, or reject the forgoing option.

**ROLL CALL VOTE**

**16. Airport Restaurant Lease and Concession Agreement - LaGuardia's Homemade Since 1912**

M. Williamson, Assistant City Manager

For the City Council to consider a lease and concession agreement with LaGuardia's Homemade Since 1912 for restaurant space at the airport.

**Options:**

- a. Adopt the attached Resolution 12-xxx authorizing the City Manager to enter in to a Lease and Concession Agreement with Lou LaGuardia for use of the terminal restaurant space at the Paso Robles Airport; or
- b. Amend, modify, or reject the above option.

**ROLL CALL VOTE**

**17. San Luis Obispo County Grand Jury Report – Medical Marijuana**

E. Gallagher, Community Development Director

For the City Council to consider a response to the San Luis Obispo County Grand Jury's findings and recommendations regarding medical marijuana mobile delivery services.

**Options:**

- a. Direct staff to prepare the response letter for the Mayor's signature.
- b. Amend, modify, or reject the above-listed action.
- c. Request additional information and analysis.

**ROLL CALL VOTE**

**CITY MANAGER (None)**

**COUNCIL COMMUNICATION (None)**

**CLOSED SESSION ITEMS (None)**

**ADJOURNMENT TO:**

- MEETING REGARDING THE CITY'S 125<sup>TH</sup> ANNIVERSARY - WEDNESDAY, SEPTEMBER 19, 2012 AT 2:00PM IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- REGULAR PLANNING COMMISSION MEETING - 7:30 PM ON TUESDAY, SEPTEMBER 25, 2012 IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- REGULAR CITY COUNCIL MEETING - 7:30 PM ON TUESDAY, OCTOBER 2, 2012 IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.

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 MEETING IS SEPTEMBER 21, 2012***