

CITY COUNCIL MINUTES

Tuesday, May 17, 2005 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

- Bill Shaffner expressed concerns about the 13th Street Bridge detour.
- Norma Moye, Executive Director of the Main Street Association, encouraged the public to visit downtown businesses during the Wine Festival of May 20-22 and the West Coast Kustoms car show May 27-29. New downtown business owners introduced themselves: Shelly Estrada *Your Intentions* and Ross Elliot *Ross Elliot Hair Styling*.
- Chuck Miller thanked Council and many local businesses for their support and help in making a great success of *The Wings of Freedom* event celebrating the 60th Anniversary of WWII in Paso Robles at the Municipal Airport May 11-13.

- Betty Miller announced the formation of the *North County Historical Cooperative*, a new organization started in February. Museums and societies making up the cooperative include the Atascadero Historical Society, Camp Roberts Historical Museum, Estrella Warbird Museum, Paso Robles Historical Society, Pioneer Museum, Templeton Historical Museum Society, and Rios-Caledonia Adobe in San Miguel. The public was invited to visit all seven museums between May 1 and July 1 and participate in the first annual *Treasure Hunt*.

AGENDA ITEMS TO BE DEFERRED (IF ANY) - None

PRESENTATIONS - None

PUBLIC HEARINGS - None

CONSENT CALENDAR

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

Consent Calendar Items Nos. 1 - 8 were unanimously approved on a single motion by Councilmember Heggarty, seconded by Councilmember Strong, with Councilmember Picanco abstaining on Warrant Register Items Nos. 054997 and 055073 and Mayor Mecham abstaining on Item No. 055093 due to possible conflicts of interest.

1. Approve City Council minutes of May 3, 2005
D. Fansler, City Clerk
2. Approve Warrant Register: Nos. 54885 – 55009 (4/29/05) and 55010 – 55112 (5/6/05)
M. Compton, Administrative Services Director
3. Proclamation – Peace Officers’ Memorial Day – May 15 & National Police Week – May 15 - 21
F. Mecham, Mayor
4. Proclamation – Public Works Week – May 26 - 20
F. Mecham, Mayor
5. Read, by title only, and adopt Ordinance No. 900 N.S. amending Title 21 (Zoning) of the Municipal Code to revise multiple-family residential development regulations (Code Amendment 04-007). (This amendment establishes development regulations for residential multiple-family developments of 20 units per acre.) 1ST READING MAY 3, 2005
R. Lata, Community Development Director
6. Adopt Resolution No. 05-101 approving a Negative Declaration for the construction of a 16-inch water transmission pipeline to improve fireflow in the Theatre Drive Area. (The proposed pipeline would run from the southern edge of the City along Theatre Drive to connect to its Thunderbird Well site.)
R. Lata, Community Development Director

7. Adopt Resolution No. 05-102 accepting the recordation of Parcel Map PR 04-0050, a 2-lot residential subdivision located at 1236 Olive Street. (Applicants: Joe Pahler and David Crabtree. Property is located on Olive Street, just south of 13th Street. All conditions imposed by the Planning Commission have been satisfied.)
R. Lata, Community Development Director

8. Adopt Resolution No. 05-103 accepting the Grant of Avigation Easement from Brian and Stephanie Thorndyke on Parcels 1 and 2 of County Parcel Map COAL 03-0225, located at 7005 Airport Road. (Property is approximately one-half mile north of Wellsona Road. Purpose of easement is to ensure that all future owners of these parcels are aware of the potential of noise associated with the proximity of the Airport and to provide clearance for the continued operation of the Airport.)
R. Lata, Community Development Director

ROLL CALL VOTE

DISCUSSION

9. **Street Tree Easement Abandonment 05-001 – 238 Rosemary Drive (O’Meara)**
R. Lata, Community Development Director

Consider abandoning a surplus portion of a 15-foot street tree easement along the side frontage of a corner lot at 238 Rosemary Drive. (The subject lot is located at the southeast corner of Rosemary and Ginger, within Tract 1170. Abandonment would allow applicant to expand the existing residence to within ten feet of the street-side yard in accordance with all applicable zoning standards and would be consistent with past Council action regarding surplus street tree easements.)

Mayor Mecham opened the public hearing. Speaking from the public was Tim O’Meara (applicant). There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Nemeth, seconded by Councilmember Heggarty, moved to adopt Resolution No. 05-104 approving the abandonment of nine feet of the existing 15-foot street tree easement, which would retain a six-foot street tree easement along the street side lot line.

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham
 NOES: None
 ABSTAIN: None
 ABSENT: None

10. **Supplemental Budget Request – Chandler Ranch Area Specific Plan and Environmental Documentation**
R. Lata, Community Development Director

Consider a revised budget for the Chandler Ranch Area Specific Plan (CRASP). (The City has a contract with Rincon to prepare the Chandler Ranch Area Specific Plan and related environmental documentation. As a result of a Caltrans’ request for expanded traffic

analysis, a determination of the major property owner to revise land uses, and the need to address comments on the Draft Specific Plan and Draft EIR, it would be appropriate to prepare and recirculate a new Specific Plan and EIR.)

Mayor Mecham opened the public hearing. Speaking from the public were Daniel Nahabedian (representing majority property owner); Stephen Svete (President, Principal-in-Charge, Rincon Consultants, Inc.); and Steven Meixner (minority property owner). There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Picanco, seconded by Councilmember Nemeth, moved to authorize a contract amendment with Rincon, based on the Scope of Work Exhibit A, including payment for services beyond the original Scope of Work; and adopt Resolution No. 05-105 appropriating an advance of \$236,000 from the City's General Fund Reserves for this purpose .

Motion passed by the following roll call vote:

AYES: Heggarty, Nemeth, Picanco
NOES: Strong and Mecham
ABSTAIN: None
ABSENT: None

11. Selection of Contract Services Team and Allocation of Funding for Olsen-Beechwood Specific Plan and Related Environmental Documentation
R. Lata, Community Development Director

Consider selection of a contract services/consultant team to prepare the Olsen Ranch Beechwood Specific Plan and Environmental Impact Report (EIR), and to appropriate funds for the project (an advance to be repaid at the time of development). (Five firms submitted proposals; three were interviewed by Council's ad hoc committee, County Department of Planning and Building, and City staff. The consensus of the panel is that the team of Moule & Polyzoides, Crawford Multari & Clark Associates, CPS, Morro Group, Althouse and Mead, ERA, Nelson/Nygard, Omni Means, and PSOMAS would be the best qualified.)

Mayor Mecham opened the public hearing. Speaking from the public were Christie Withers, Angela Hollander, and Neil Olsen. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Strong, seconded by Councilmember Nemeth, moved to:

- (1) Approve selection of Moule & Polyzoides, et al, to work with the City to prepare the Olsen Ranch Beechwood Specific Plan and Environmental Impact Report, authorizing the City Manager and City Clerk to enter into an agreement to have the work done in a manner substantially consistent with the proposal dated February 10, 2005, with a consultant cost budget of \$637,000; and

- (2) Approve Resolution No. 05-106 authorizing an advance of funds that are to be repaid with interest at the time of development. The Director of Administrative Services is authorized to prepare a promissory note to document the advance. The Planning Division is authorized to utilize funds remaining and carried over from the General Plan update project to cover the City's costs of publishing specific plan and environmental documents, mailings, and reimbursement of the City for related expenses.

Motion passed by the following roll call vote:

AYES: Heggarty, Nemeth, Picanco, and Strong
NOES: Mecham
ABSTAIN: None
ABSENT: None

At 9:07 PM the City Council took a 10-minute break, reconvening at 9:17 PM.

12. Ordinance Establishing Additional Standards for Underground Storage Tank Facilities

D. Monn, Interim Public Director

Consider adoption of an ordinance establishing additional standards for underground storage tank facilities. (The proposed ordinance would establish additional local standards for underground storage tank facilities, protect public drinking water supplies and limited groundwater resources, and establish procedures for issuance of permits for the installation and use of these facilities. The recommended ordinance would be consistent with recent amendments of the County Code and would allow consistent administration of underground tank installations by County Environmental Health, both in the City of Paso Robles and the unincorporated areas in the County.)

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

Councilmember Heggarty, seconded by Councilmember Nemeth, moved to introduce for first reading Ordinance No. XXX N.S. establishing requirements and conditions for underground storage tanks consistent with those adopted by the County of San Luis Obispo and enforced by County Environmental Health Services with revised wording to Subsection K as provided by Deputy City Attorney Seitz; and set June 7, 2005, as the date for adoption of said Ordinance.

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham
NOES: None
ABSTAIN: None
ABSENT: None

13. 2005 Cooperation Agreement with County Regarding CDBG, HOME, Emergency Shelter Grant (ESG), American Dream Downpayment Initiative (ADDI), and Housing for Persons with AIDS (HOPWA) Programs

R. Lata, Community Development Director

Consider a Cooperation Agreement to continue to defer entitlement status for Community Development Block Grant (CDBG) funds in order to enable San Luis Obispo County to qualify as an "urban county." This agreement also covers the Federal Home Investment Partnership Act (HOME), ESG, ADDI and HOPWA funds, to which the City is not individually entitled, but to which an urban county is entitled. (The city will continue to receive the same share of Federal CDBG funds—about \$315,000.)

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

Councilmember Nemeth, seconded by Councilmember Picanco, moved to adopt Resolution No. 05-107 approving a Cooperation Agreement with the County of San Luis Obispo to continue to defer entitlement status for Community Development Block Grant (CDBG) funds in order to enable San Luis Obispo County to qualify as an "urban county."

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham
NOES: None
ABSTAIN: None
ABSENT: None

14. School Resource Officer

D. Cassidy, Chief of Police

Consider authorizing an agreement with the Paso Robles Unified School District (PRSD) to share the cost of an additional (second) police officer to work on School District property. (The City currently has a contract with the PRSD to provide a police officer to handle calls for service occurring on or in close proximity to school district property. In February 2005, PRSD applied for and received a School Community Policing Partnership [SCPP] program grant, which will provide contract funding for wages only for a second police officer.)

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

Councilmember Nemeth, seconded by Councilmember Strong, moved to adopt Resolution No. 05-108 authorizing the Mayor to enter into a new contract with the Paso Robles School District to provide an additional police officer at a City cost share of \$41,117 for FY 2005/06; \$43,866 for FY 2006/07; and \$47,056 for FY 2007/08.

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham
NOES: None
ABSTAIN: None
ABSENT: None

15. Professional Service Contract for Classification and Compensation Study

M. Williamson, Assistant to the City Manager

Consider retaining Koff & Associates to prepare a Classification and Compensation Study for the City of Paso Robles. (City's Memorandum of Understanding with the Service Employees International Union [SEIU] calls for a comprehensive Classification and Compensation Study to be completed by December 31, 2005. The purpose of the study is to determine the adequacy of all the non-safety job class specifications. A Request for Proposal was issued to 46 personnel consulting firms, with 11 responding. An oral panel interviewed three firms on May 2nd and was unanimous in their recommendation that Koff & Associates would provide the most appropriate level of professional assistance.)

Mayor Mecham opened the public hearing. Speaking from the public was Dale Gustin. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Heggarty, seconded by Councilmember Strong, moved to adopt Resolution No. 05-109 authorizing the City Manager to enter into a contract for professional services with Koff & Associates to conduct a Classification and Compensation Study for the City of Paso Robles.

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham
NOES: None
ABSTAIN: None
ABSENT: None

16. Equipment Replacement (Wheel Loader with 4-in-1 Bucket)

D. Monn, Interim Public Works Director

Consider authorizing the purchase of an Articulated Wheel Loader, with the 4-in-1 bucket option. (In December 2004, Council appropriated \$80,000 to replace the Streets Division loader. Bids were solicited. After analysis, two low bid options were deemed responsive: one for the standard bucket loader and one for the 4-in-1 bucket. Council's ad hoc committee reviewed both bids and recommends the purchase of the loader with a 4-in-1 bucket option.)

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

Councilmember Picanco, seconded by Councilmember Heggarty, moved to adopt Resolution No. 05-110 awarding the Articulated Wheel Loader purchase, with 4-in-1 bucket, to Pioneer Equipment; and approve an additional budget appropriation of \$31,000 from the Equipment Replacement fund to cover the loader cost.

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham
NOES: None
ABSTAIN: None
ABSENT: None

CITY MANAGER

17. Schedule Date for Applicant Interviews/Appointments – Library Board of Trustees, Parks & Recreation Advisory Committee, Senior Citizens Advisory Committee, and Youth Commission

J. App, City Manager

Select date for conducting interviews and making appointments to the Library Board of Trustees, Parks & Recreation Advisory Committee, Senior Citizens Advisory Committee, and the Youth Commission.

Library Board of Trustees

1 vacancy

3-year regular terms expiring June 30, 2008

2 applicants:

Jerome H. Boxer
Hermina Sauberman

Parks & Recreation Advisory

5 vacancies

2-year regular terms expiring June 30, 2007

5 Applicants:

Robert B. Gibson (incumbent)
Robert B. Nash (incumbent)
Barbara L. Partridge
David A. Steaffens (incumbent)
Christie L. Withers

Senior Citizens Advisory

5 vacancies

2-year terms expiring June 30, 2007; 4 regular and 1 alternate position

5 Applicants:

Edna DeBardelaben (incumbent)
Helen Dutra (incumbent)
Robert A. Fonarow
G. Richard Gruner
Grace T. Myers

Youth Commission

Terms will expire June 30, 2007 for applicants entering 11th grade and lower, and June 30, 2006, for applicants entering 12th grade

- ALTERNATIVE 1
9 vacancies – 8 regular and 1 alternate position*

*If applicant Krissy Huse (currently holding an alternate position with a term expiring June 30, 2006) is appointed to a regular position, then appointments would be as follows.

- ALTERNATIVE 2
9 vacancies - 7 regular and 2 alternate positions

14 Applicants:

Ryan M. Allison	Nicholas P. Gut
Daniel R. Aviña (incumbent)	Krissy N. Huse (incumbent)
Christopher J. Carvana	Davy V. Kingsbury
Maria L. Cervantes	Jannett A. Mariscal
Adi J. Cisneros (incumbent)	Jordan M. Meznarich
Will F. Dahlen	Alyssa M. Record
Ryan D.H. Fellows (incumbent)	Sonia T. Slavinski

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

It was the consensus of Council to:

1. Appoint Robert Gibson, Robert Nash, Barbara Partridge, David Steaffens, and Christie Withers to the *Parks & Recreation Advisory Committee* for 2-year regular terms, expiring June 30, 2007.
2. Appoint Edna DeBardelabel, Helen Dutra, Robert Fonarow, G. Richard Gruner and Grace Myers to the *Senior Citizens Advisory Committee* for 2-year terms, expiring June 30, 2007, with the member to fill the alternate position being designated at a later date after Councilmembers have submitted their preferences to the Mayor; and
3. To set Thursday, June 16, 2005, at 6:30 PM for conducting interviews and making appointments for vacancies on the Library Board of Trustees and Youth Commission.

CORRESPONDENCE - None

ADVISORY BODY COMMUNICATION - None

AD HOC COUNCIL BUSINESS

18. **Ad Hoc Committee Formation – Review of Request for Proposals for City-wide Americans with Disabilities Assessment**
D. Monn, Interim Public Works Director

Consider appointing an ad hoc committee to review Request for Proposals (RFPs) for a City-wide assessment of its programs and facilities for compliance with the Americans with Disabilities Act.

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

It was the consensus of Council to appoint Councilmembers Heggarty and Strong to an ad hoc committee to review RFPs for a City-wide assessment of its programs and facilities for compliance with the Americans with Disabilities Act, and report back to the full Council by July 19, 2005.

19. Ad Hoc Committee Formation – AB-1600 Fee Update

R. Lata, Community Development Director

Consider appointing an ad hoc committee to consider an update of the City's development impact fees, adopted pursuant to State Assembly Bill 1600. (These are fees that are charged new development to mitigate impacts on City facilities and infrastructure.)

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

It was the consensus of Council to appoint Councilmembers Nemeth and Strong to an ad hoc committee to work with staff to address policy issues relating to an update of AB-1600 fees; and report back to the full Council by October 18, 2005.

COUNCIL COMMENTS - None

It was the consensus of Council to adjourn from regular session at 9:45 PM.

ADJOURNMENT: to THE PEACE OFFICERS' MEMORIAL SERVICES AT 9:00 AM ON WEDNESDAY, MAY 18, 2005, AT THE PUBLIC SAFETY CENTER, 900 PARK STREET; TO THE BUDGET WORKSHOP AT 7:00 PM ON THURSDAY, MAY 19, 2005, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET; TO THE PLANNING COMMISSION MEETING AT 7:30 PM ON TUESDAY, MAY 24, 2005, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET; TO ECONOMIC VITALITY CORPORATION ANNUAL MEETING AT 7:30 AM ON FRIDAY, MAY 27, 2005, AT EMBASSY SUITES, SAN LUIS OBISPO; AND TO THE REGULAR MEETING AT 7:30 PM ON TUESDAY, JUNE 7, 2005, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET.

Submitted:

Sharilyn M. Ryan, Deputy City Clerk
Approved: June 7, 2005