

CITY COUNCIL MINUTES

ADJOURNED REGULAR MEETING

Thursday, December 7, 2005 7:00 PM

ADVISORY BODY INTERVIEWS & APPOINTMENTS:
PLANNING COMMISSION AND PROJECT AREA COMMITTEE

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

CALL TO ORDER

ROLL CALL Councilmembers Jim Heggarty, Gary Nemeth, Duane Picanco, Fred Strong, and Mayor Frank Mecham

PUBLIC COMMENTS - None

1. Advisory Body Interviews & Appointments – Project Area Committee

R. Lata, Community Development Director

Interview and make appointments to the Project Area Committee.

- 3 vacancies: Three 3-year regular terms expiring December 31, 2008
- 2 applicants: A. Nicholas Gilman and Christine L. Requa-Hines

After interviewing both applicants, Council voted as follows:

A. Nicholas Gilman 5 votes: Heggarty, Nemeth, Picanco, Strong, and Mecham

Christine L. Requa Hines 5 votes: Heggarty, Nemeth, Picanco, Strong, and Mecham

Total votes cast..... 10

Following balloting, Councilmember Heggarty, seconded by Councilmember Strong, moved to make appointments as follows:

A. Nicholas Gilman and Christine L. Requa-Hines to 3-year regular terms expiring December 31, 2008.

Motion passed by a unanimous voice vote.

2. Advisory Body Interviews & Appointments – Planning Commission
R. Lata, Community Development Director

Interview and make appointments to the Planning Commission.

- 2 vacancies: Two 3-year regular terms expiring December 31, 2008
- 10 applicants:

Tom Flynn (incumbent)	Jerry Jones
Cody Ferguson	Randal Moos*
Bob Fonarow	Chuck Sawyer
Warren Frankel**	Ed Tascona
John Gomez	Christie Withers

* Application withdrawn prior to meeting.
** Did not attend meeting.

After interviewing all applicants, Council voted as follows:

Tom Flynn (incumbent)	5 votes:	Heggarty, Nemeth, Picanco, Strong, and Mecham
Cody Ferguson	0 votes	
Bob Fonarow	1 vote:	Strong
John Gomez	0 votes	
Jerry Jones	0 votes	
Chuck Sawyer	0 votes	
Ed Tascona	0 votes	
Christie Withers	<u>4 votes:</u>	Heggarty, Nemeth, Picanco, and Mecham
Total votes cast.....	10	

Following balloting, Councilmember Nemeth, seconded by Councilmember Strong, moved to make appointments as follows:

Tom Flynn & Christie Withers to 3-year regular terms expiring December 31, 2008.

Motion passed by a unanimous voice vote.

ADJOURNMENT: to THE VICTORIAN VINE STREET SHOWCASE AT 6:00 PM ON SATURDAY, DECEMBER 10, 2005, DOWNTOWN PASO ROBLES; TO THE **REGULAR PLANNING COMMISSION MEETING** AT 7:30 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET; TO THE **13TH STREET BRIDGE NEW DECK OPENING** AT 10:00 AM ON THURSDAY, DECEMBER 15, 2005; AND TO THE **REGULAR MEETING** AT 7:30 PM ON TUESDAY, DECEMBER 20, 2005, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET

Submitted:

Sharilyn M. Ryan, Deputy City Clerk
Approved:

THESE MINUTES ARE NOT OFFICIAL OR A PERMANENT PART OF THE RECORDS UNTIL APPROVED BY THE CITY COUNCIL AT A FUTURE REGULAR MEETING.

CITY COUNCIL MINUTES

Tuesday, December 20, 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

- Betty Miller, Estrella Warbird Museum, provided information regarding the Northern San Luis Obispo County Historical Museums and Societies.
- John Hamon, representing the Paso Robles Rotary, recognized Community Development Director Robert Lata.

AGENDA ITEMS TO BE DEFERRED (IF ANY) – None

PRESENTATIONS

1. **Recognition – Retirement of Robert Lata, Director of Community Development**
F. Mecham, Mayor

On behalf of the City Council, Mayor Mecham presented a Proclamation of Recognition to Bob Lata for his years of service with the City. Standing proudly at Bob's side was his wife of 38 years, Isolde Lata. Planning Commission Chairman Ed Steinbeck and City Manager James App also commended Bob on his significant contributions and his dedication to the community of Paso Robles.

PUBLIC HEARINGS

2. **General Plan Amendment 05-001 (City Initiated)**
R. Lata, Community Development Director

Consider Planning Commission recommendation regarding a proposed modification to the text of the Land Use Element of the General Plan to reflect the most recent City "build-out" projections. (Text changes to the General Plan acknowledge current land use information and recognize that the most recent build-out projections [based on persons per dwelling unit and other specified factors] would result in a City population in 2025 that would be consistent with the established General Plan policy of a population not-to-exceed 44,000 residents. No changes in land use designations or General Plan policies are proposed as a part of this General Plan text Amendment, and there would be no environmental impacts resulting from updating the land use data and population build-out projections.) CONTINUED FROM NOVEMBER 15, 2005

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

Councilmember Nemeth, seconded by Councilmember Strong, moved to adopt Resolution No. 05-249 approving a Negative Declaration for General Plan Amendment 05-001 and adopt Resolution No. 05-251 approving General Plan Amendment 05-001 that would amend the Land Use Element of the City's General Plan, updating the text of the General Plan relating to anticipated "build out" in the year 2025 in a manner consistent with the attached Exhibits "B-1", "B-2", and "B-3".

Motion passed by the following unanimous roll call vote:

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

3. **Zoning Code Amendment 2005-004 – Downtown Parking Requirements**
R. Lata, Community Development Director

Consider the Planning Commission recommendation to extend the current parking code, which provides incentives for investment in Downtown Paso Robles. (Extending the current

parking requirements for the Downtown Area would continue to encourage the compact urban form that is directly associated with an active, pedestrian oriented downtown, and would not have a direct, short term, fiscal impact on the City, particularly if a condition of approval of new development is payment of an "in lieu" fee to help address increased demand for off-street parking spaces.)

Mayor Mecham opened the public hearing. Speaking from the public were Nick Sherwin, Mike Gibson (Chamber of Commerce) and Kimmo Pankey. There were no further comments from the public, either written or oral, and the public hearing was closed.

Councilmember Strong, seconded by Councilmember Picanco, moved to introduce for first reading an amended Ordinance No. XXX that will amend the City's Zoning code and extend the current Downtown Parking Code Provisions that are set to expire on December 31, 2005. The extension would be for an additional two (2) years to December 31, 2007, conditioned on a requirement that all new development (i.e.: new buildings or additions to existing buildings) pay an "in lieu" parking fee, in an amount to be established by the City Council, and that the property owner agree to participate in other financing programs as may be established for property owners and/or tenants of new buildings. The proposed draft Ordinance is attached and labeled Exhibit "B." The effective date of payment of in-lieu fees and participation in financing programs would be new projects approved as of January 1, 2006; and adopt Resolution No. 05-252 approving a Negative Declaration for the Code Amendment 05-004 amending the Zoning Code with regard to downtown parking facilities and the financing of downtown parking.

Motion passed by the following unanimous roll call vote:

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

4. SPA 05-004 for Property Located at the East End of Experimental Station Road (APN 025-391-035 – Applicant: Chad Wittstrom)

R. Lata, Community Development Director

Consider amending the Borkey Specific Plan to modify the circulation plan to allow a rural local road standard for the extension of Experimental Station. (Tract map is located at the eastern terminus of Experimental Station Road and includes subdivision of the 8.06 acre site into seven parcels. Applicant has requested a reduced road width from 40 feet to 24 feet wide to serve this subdivision. The Planning Commission has recommended allowing a reduced paved road width of 32 feet.)

Mayor Mecham opened the public hearing. Speaking from the public were Ed Steinbeck (Chairman of the Planning Commission), Chad Wittstrom (applicant), Pete Johnston, Bic Moe, Derek Baer, and David Kudia. There were no further comments from the public, either written or oral, and the public hearing was closed.

Councilmember Heggarty, seconded by Councilmember Nemeth, moved to introduce for first reading Ordinance No. XXX amending the Borkey Specific Plan, page 19, to provide for a 24 foot paved road width as the Rural Standard Local Street standard; and set January 3, 2006, as the date for adoption of said Ordinance.

Motion passed by the following roll call vote,

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

CONSENT CALENDAR

Mayor Mecham called for public comments on Consent Calendar items. There were no comments from the public, either written or oral, and the public discussion was closed.

Consent Calendar Items Nos. 5 – 17 were unanimously approved on a single motion by Councilmember Heggarty, seconded by Councilmember Nemeth, with Councilmember Picanco abstaining on Warrant Register Items Nos. 059137, 059142, 059181, 059320, 059322, and 059358 and Mayor Mecham abstaining on Item No. 059354 due to possible conflicts of interest.

5. Approve City Council minutes of December 6, 2005
D. Fansler, City Clerk
6. Approve Warrant Register: Nos. 58982 – 59200 (12/2/05) and 59201 – 59374 (12/9/05)
M. Compton, Administrative Services Director
7. Receive and file Advisory Body Committee minutes as follows:
Citizens' Airport Advisory Committee meeting of October 27, 2005
8. Adopt Resolution No. 05-250 authorizing the recordation of Tract 2676, and authorizing the Mayor to execute the Subdivision Improvement Agreement guaranteeing the construction of the subdivision improvements with an established deadline of December 20, 2006 to complete these improvements; and adopt Resolution No. 05-253 annexing Lots 1 – 5 and Lots 7 – 11 of Tract 2676 into the Community Facilities District No. 2005-1; and directing the City Clerk to record the Amendment to the Notice of Special Tax Lien; and adopt Resolution No. 05-254 annexing Tract 2676 into the Landscape and Lighting District (L&LD). (Tract 2676 is a 12-lot subdivision of a 6.76-acre site, including an open space parcel of 2.53 acres, located on the west side of Navajo Avenue just north of Cheyenne Drive. Owners of the parcels, John Whaley and Mark London, have given consent and approval that the property be annexed to CFD No. 2005-1.)
R. Lata, Community Development Director
9. Adopt Resolution No. 05-255 accepting the recordation of Parcel Map PR 04-0347, a 2-lot commercial subdivision located at 725 Walnut Drive. (Applicant is Loretta Potts. Property is located at 725 Walnut Drive on the southwest corner of Walnut Drive and Shannon Hill Drive.)
R. Lata, Community Development Director
10. Adopt Resolution No. 05-256 accepting the public improvements of Tract 2422 into the City's maintenance system. (This subdivision is located along Navajo Avenue, west of South River Road. Subdivider Mike Harrod has posted bonds that guarantee completion of improvement in the Tract.)
R. Lata, Community Development Director

11. Adopt Resolution No. 05-258 certifying and adding Parcels 2 and 3 of Parcel Map PR 05-0114 into the Community Facilities District No. 2005-1, and directing the City Clerk to record the Amendment to the Notice of Special Tax Lien; and adopt Resolution No. 05-259 accepting the recordation of Parcel Map PR 05-0114. (PR 05-0114 is a 3-three lot subdivision located at 2811 Oat Street. Owners of the property, Scott and Janet Ehrke, have given consent and approval that the property be annexed to CFD No. 2005-1.)
R. Lata, Community Development Director
12. Adopt Resolution No. 05-257 authorizing Emergency Services to purchase supplied air respirators and associated equipment for \$15,523.93 from Bauer Compressors, the sole source provider. (In the adopted budget, Council allocated funds to heavy breaking/breaching equipment for rescue functions. The supplied respirators represent a portion of that equipment.)
K. Johnson, Emergency Services Chief
13. Adopt Resolution No. 05-260 authorizing the City Manager to execute a 2-year contract with Standard Insurance for dental coverage. (The City's current dental insurance contract with Principal expired on November 1st. Renewal rates quoted were 19.4% higher than the previous 2-year contract. Alternative carrier Standard Insurance quoted significantly lesser rates. All employee bargaining groups have endorsed the switch to Standard's 80/50 Dental Plan.)
M. Williamson, Assistant to the City Manager
14. As the work of the committee is not yet complete, extend duration of the Melody basin/park evaluation ad hoc committee to May 16, 2006. (Council appointed Mayor Mecham and Councilmember Nemeth to an ad hoc committee to work with staff to evaluate how to address neighborhood concerns regarding the function and aesthetics of this facility.)
D. Monn, Interim Public Works Director
15. As the work of the committee is not yet complete, extend duration of the Creston Road Master Plan ad hoc committee to May 16, 2006. (Council appointed Councilmembers Heggarty and Picanco to an ad hoc committee to work with staff in selecting an engineering firm to prepare a Plan Line for Creston Road, from Capitol Hill to Rolling Hills.)
D. Monn, Interim Public Works Director
16. As the work of the committee is not yet complete, extend duration of the Downtown Parking and Circulation ad hoc committee to March 21, 2006. (Council appointed Councilmembers Strong and Picanco to an ad hoc committee to work with staff to address Downtown parking and circulation related plans, financing and issues.)
R. Lata, Community Development Director
17. As the project is not moving forward at this time, dissolve the 21st Street reservoir ad hoc committee. (In December 2004, Council appointed Councilmembers Heggarty and Nemeth to an ad hoc committee to review site plan possibilities for residential lots below the reservoir.)
D. Monn, Interim Public Works Director

ROLL CALL VOTE

Council adjourned for a 10-minute recess at 8:32 PM.

DISCUSSION

18. Adopt Plan Line for Union Road Ultimate Improvements from Kleck to Golden Hill Road

D. Monn, Interim Public Works Director

Adopt a Plan Line for the ultimate improvements for Union Road from Kleck to Golden Hill Road. (Adoption of the Plan Line will allow staff to require future development to dedicate necessary right-of-way as part of their condition of approval for the ultimate construction of the corridor.)

Steve Sylvester, President of North Coast Engineering, conducted a visual presentation of the proposed Plan Line.

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

Councilmember Nemeth, seconded by Councilmember Strong, moved to adopt the Plan Line for Union Road from Kleck to Golden Hill Road as presented.

Motion passed by the following unanimous roll call vote:

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

19. Sherwood Park Playground Structure Upgrades

D. Monn, Interim Public Works Director

Consider supplementing the project budget and awarding the construction contract for Phase 1A youth play environment and playground structures at Sherwood Park. (In June 2005, Council approved the final design for this project. Construction documents were prepared and project was advertised for bids. Three bids were received ranging from \$1,055,385 to \$1,100,450. Low bid, submitted by Wysong Construction, was found to be a responsive bid.)

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

Councilmember Strong, seconded by Councilmember Heggarty, moved to (1) adopt Resolution No. 05-261 appropriating an additional \$398,600 to budget Account No. 216.910.5452.426 of which \$274,600 would come from Park Development Impact Fund reserves and authorize a transfer from General Fund Reserves to the Park Development Impact Fee Fund in the amount of \$124,000; and (2) authorize the City Manager to award the construction contract to Wysong Construction for Sherwood Park Master Plan – Phase 1A project for \$1,055,325.

Motion passed by the following unanimous roll call vote:

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

20. Short Range Transit Plan Update and Marketing Plan Award

M. Compton, Administrative Services Director

Consider awarding a consultant services contract to Transit Resource Center to undertake an update of the City's Short Range Transit Plan (SRTP) and develop a Marketing Plan for City transit services. (Transportation Development Act regulations require recipient agencies to prepare and update SRTP every five years. The last SRTP update was last updated in August 2001. Request for Proposals were prepared and widely distributed and responses were received from three firms which were evaluated by both City and Council of Government staff. The RFP responses and ratings were also reviewed by Council's ad hoc transit committee. It is the recommendation of the ad hoc committee to award both projects to Transit Resource Center.)

Mayor Mecham opened the public hearing. Speaking from the public was Jim Moore (Moore & Associates). There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Strong, seconded by Councilmember Heggarty, moved to award both the Short Range Transit Plan update and Marketing Plan to Transit Resource Center and adopt Resolution No. 05-262 approving a one time appropriation of \$55,800 to budget accounts 206-140-5224-130 and 206-140-5224-131 (50% each).

Motion passed by the following unanimous roll call vote:

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

21. Award Contract to Update the City's 1976 Storm Drain Master Plan

D. Monn, Interim Public Works Director

Award a contract to update the City's 1976 Storm Drain Master Plan. (In March 2005, a Request for Proposal was issued. Two firms responded. Council's ad hoc committee reviewed the proposals and met with consultant personnel. The Committee concluded that the proposal submitted by Schaaf & Wheeler was the most complete and comprehensive, demonstrating the most experience in updating a municipality's Storm Drain Master Plan.)

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 authorize the City Manager to execute a contract for \$194,978 with Schaaf & Wheeler to update the City's Storm Drain Master Plan.

Motion passed by the following unanimous roll call vote:

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

22. Award Contract to Perform a Feasibility Study to Install a Roundabout at South River Road and Charolais

D. Monn, Interim Public Works Director

Consider awarding the bid to perform a feasibility study to install a roundabout at South River Road and Charolais Road. (In February 2005, a Request for Proposal was issued. Five firms responded. Council's ad hoc committee reviewed the proposals and concluded that the proposal submitted by W-Trans was the most complete and demonstrated the most experience in roundabout design and construction.)

Mayor Mecham opened the public hearing. Speaking from the public was Greg Kudlick. 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 authorize the City Manager to execute a contract for \$30,940 with W-Trans to perform a feasibility study to install a roundabout at South River Road and Charolais Road.

Motion passed by the following roll call vote:

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

CITY MANAGER - None

CORRESPONDENCE - None

ADVISORY BODY COMMUNICATION - None

AD HOC COUNCIL BUSINESS

23. Ad Hoc Committee Formation – Explore Costs of Displaying “In God We Trust” Motto in City Council Chambers

M. Williamson, Assistant to City Manager

Form an ad hoc committee to review the feasibility and costs of displaying the patriotic national motto “In God We Trust” in the Paso Robles City Council Chambers.

Mayor Mecham opened the public hearing. Speaking from the public were Marty Kemper and Greg Kudlick. There were no further 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 explore the costs and benefits of displaying the patriotic national motto of "In God We Trust" in City Council Chambers during City Council Meetings; and report back to the full Council by June 20, 2006.

COUNCIL COMMENTS - None

PUBLIC COMMENT ON CLOSED SESSION - None

Deputy City Attorney Jon Seitz announced Council's authority to go into closed session to discuss the item listed on the agenda.

It was the consensus of Council to adjourn from regular session at 10:10 PM.

The City Council thereupon adjourned to Closed Session in the 2nd floor Large Conference Room.

CLOSED SESSION

CALL TO ORDER – Large Conference Room, 2nd Floor

The City Council returned to Regular Session at 11:45 PM.

RETURN TO OPEN SESSION

CLOSED SESSION REPORT

Deputy City Attorney Jon Seitz announced that Council confirmed the appointment of Doug Monn as Director of Public Works.

By unanimous voice vote, Council moved to adjourn from regular session at 11:45 PM.

ADJOURNMENT: to THE **REGULAR MEETING** AT 7:30 PM ON TUESDAY, JANUARY 3, 2006, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET

Submitted:

Cathy M. David, Deputy City Clerk
Approved:

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