



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

**CITY COUNCIL MINUTES**

**Tuesday, July 17, 2007 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**

**7:30 PM – CONVENE REGULAR MEETING**

**CALL TO ORDER** – Downstairs Conference Center

**PLEDGE OF ALLEGIANCE**

**INVOCATION**

**ROLL CALL** Councilmembers John Hamon Gary Nemeth, Duane Picanco, Fred Strong, and Frank Mecham

**PUBLIC COMMENTS**

- Annie Robb, Director, Library and Recreation Services reported on successful enrollments for Summer 2007 library and recreation programs
- Louise Goulart, regarding the disrepair of Hanson Road
- Sue Aiken and Sonja Erickson, regarding monitoring city's greenhouse gas emissions
- Norma Moye, promoting Main Street event Farm and Ranch Expo on July 21, 2007

**AGENDA ITEMS TO BE DEFERRED (IF ANY)** - None

**PRESENTATIONS**

Jeff and Jim Menath accepted a Certificate of Recognition, honoring their father, Planning Commissioner Michael Menath, who was unable to attend the meeting.

**PUBLIC HEARINGS**

**1. Water User Rates - Nacimiento Water**

M. Compton, Director of Administrative Services

The City Council held a Proposition 218 protest ballot hearing, and considered an ordinance modifying Water User Rates for the Nacimiento Water Project.

Mayor Mecham opened the public hearing. A list of persons with public comment is attached to these Minutes. After hearing all comments the public discussion was closed.

It was the consensus of the Council to recess for five minutes at 8:55 PM, and the Council returned to the dais at 9:00 PM, with all members present.

Councilmember Strong, seconded by Councilmember Nemeth, moved to Introduce for first reading Ordinance No. XXX N.S., to increase the scheduled Nacimiento Water user fee surcharge adjustments from \$6 annually to \$12 annually until reaching \$60.

Further, The Council also directed staff to return with options to convert fixed rate adjustment to consumption based rate at their earliest opportunity and that any surplus (unallocated) at July 1, 2010 be returned to rate payers in the form of credits (refunds) to their monthly bill(s).

Motion passed by the following unanimous roll call vote:

AYES: Hamon, Nemeth, Picanco, Strong, and Mecham

NOES:

ABSTAIN:

ABSENT:

**2. Zoning Code Amendment 07-002 (City-Initiated) -  
Transient Occupancy Tax**

R. Whisenand, Community Development Director

The City Council considered a zoning code amendment to specifically define "Transient Occupancy."

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 Hamon, moved by separate action to:

- a. Adopt Resolution No. 07-146 adopting a Negative Declaration for Zoning Code Amendment 07-002; and
- b. Introduce for first reading Ordinance No. XXX N.S. approving Zoning Code Amendment 07-002, and set August 7, 2007 as the date for adoption.

Motion passed by the following unanimous roll call vote:

AYES: Hamon, Nemeth, Picanco, Strong, and Mecham

NOES:

ABSTAIN:

ABSENT:

## 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.

3. Approve City Council minutes of July 3, 2007
4. Approve Warrant Register: Nos. 70923—71046 (06/29/07) and 71047—71228 (07/06/07) and other payroll services.
5. Receive and file Advisory Body Committee minutes as follows:  
Citizens Airport Advisory Committee meeting of May 24, 2007  
Senior Citizen's Advisory Committee meeting of June 11, 2007
6. Adopt Resolution No. 07-147 setting the annual ad valorem tax rate to pay debt service on the 1998 general obligation bonds. The proposed rate for FY 2008 is calculated at \$0.0888 per \$100,000, beginning July 1, 2007, This represents a 50% reduction from the original 2003 tax rate, and a 7% reduction from FY 2007.
7. Adopt Resolution No. 07-148 annexation of Parcel Map PR 04-0182, a residential subdivision located on the north side of 3<sup>rd</sup> Street, just west of Oak Street, to CFD No. 2005-1, and adopt Resolution No. 07-149 accepting the recordation of the property. (Applicant: Morris)
8. Adopt Resolution No. 07-150 to appropriate funds for Wood Grinding & Hauling at the Landfill. Authorize a purchase order to Pacific Waste Services in the amount not to exceed \$22,000 for wood waste grinding and hauling and to provide for a one-time budget appropriation of \$22,000 from General Fund.
9. Authorize the City Manager to execute an Easement Deed to the County of San Luis Obispo Flood Control and Water Conservation District for the Nacimiento Water Project Pipeline as described on properties identified as APN 025-541-001, 009-631-001, and 009-631-002.
10. Adopt Resolution No. 07-151 approving an amendment to the lease agreement with Frank Johnson and Mike Weber for property in the Airport Industrial - Park Lot 9 of Parcel 16 (PRAL 96-025).

Consent Calendar Items Nos. 3--10 were approved on a single motion by Councilmember Strong, seconded by Councilmember Hamon, with Councilmember Picanco abstaining on Warrant Register Items Nos. 070976, 071008, and 071161, and Mayor Mecham abstaining on Warrant Register Nos. 071033 and 071211.

Motion passed by the following unanimous roll call vote:

AYES: Hamon, Nemeth, Picanco, Strong, and Mecham  
NOES:  
ABSTAIN:  
ABSENT:

## DISCUSSION

### ADJOURN TO JOINT MEETING OF REDEVELOPMENT AGENCY & CITY COUNCIL

Chairman Strong assumed the Chair of the meeting.

**ROLL CALL**      Agencymembers John Hamon, Frank Mecham, Gary Nemeth, Duane Picanco,  
and Fred Strong, Chairman

11.      **Redevelopment Agency Two Year Operating Budget & Four Year Financial  
Plan - Fiscal Years 2008 to 2011**

M. Compton, Director of Administrative Services

The Redevelopment Agency considered approving the two year operating budget and a four-year financial plan.

Chairman Strong opened the public hearing. Speaking from the public was Kathy Barnett. There were no further comments from the public, either written or oral, and the public discussion was closed.

Agencymember Hamon, seconded by Agencymember Mecham, moved to adopt Resolution No. RA 07-001 approving the two-year operating budget and four-year financial plan for fiscal year 2008 through 2011.

Motion passed by the following unanimous roll call vote:

AYES:              Hamon, Mecham, Nemeth, Picanco, and Strong

NOES:

ABSTAIN:

ABSENT:

### ADJOURN TO CITY COUNCIL MEETING

Mayor Mecham resumed as chair of the meeting.

12.      **Redevelopment Agency FY 2008 and 2009 Budget**

M. Compton, Director of Administrative Services

The City Council considered the fiscal year 2008 and 2009 Redevelopment Agency budgets.

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 Hamon, moved to introduce Ordinance No. XXX N.S., adopting the two year operating budget for fiscal years 2008 and 2009 for the Redevelopment Agency.

Motion passed by the following unanimous roll call vote:

AYES:              Hamon, Nemeth, Picanco, Strong, and Mecham

NOES:

ABSTAIN:

ABSENT:

**13. Wastewater Treatment Plant - Construction Documents for Repair/Replacement Work**

D. Monn, Public Works Director

The City Council considered awarding a contract to Carollo Engineers to prepare construction documents for varied maintenance repair or replacement projects at the Wastewater Treatment Plant (WWTP), as adopted in the FY 2007/2008 Capital Improvement (CIP) Budget.

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 award a contract with Carollo Engineers to assist the City in preparing bid documents to perform various maintenance work at the WWTP for a not-to-exceed fee of \$342,441.

Motion passed by the following unanimous roll call vote:

AYES: Hamon, Nemeth, Picanco, Strong, and Mecham

NOES:

ABSTAIN:

ABSENT:

**14. Award of Contract – Annual Street Maintenance**

D. Monn, Director of Public Works

The City Council considered awarding contracts for annual street maintenance work (Street overlay and slurry seal), and expanding the existing contract with Pavement Engineering Inc.

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

Councilmember Hamon, seconded by Councilmember Strong, moved to adopt Resolution No. 07-152 to:

1. Approve a supplemental budget appropriation of \$151,000 for fiscal year 2007-08;
2. Approve a CIP Budget modification by reducing the fiscal year 2008-09 appropriation from \$900,000 to \$749,000;
3. Award the street overlay project to Ferravanti Grading and Paving in the amount of \$288,900.70;
4. Award the street slurry seal project to Manhole Adjusting Contractors in the amount of \$653,815.23;
5. Approve expanding the contract of Pavement Engineering Inc. to include inspection services for the City's annual street maintenance, in the amount of \$57,820.

Motion passed by the following unanimous roll call vote:

AYES: Hamon, Nemeth, Picanco, Strong, and Mecham

NOES:

ABSTAIN:

ABSENT:

**15. Award of Contract – Rehabilitation of Sewer Main Pipelines**

D. Monn, Director of Public Works

The City Council considered revising the CIP budget and awarding a contract to rehabilitate the City's sewer main pipelines at various locations.

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 Hamon, moved to Adopt Resolution No. 07 153:

1. Amending the adopted CIP budget by authorizing a supplemental \$100,000 to be appropriated to rehab sewer mains in FY 2007/2008, and reducing the appropriation for FY 2008/2009 by \$100,000; and
2. Awarding a contract to D-Kal Engineering in the amount of \$330,341.10 to rehab sewer mains; and
3. Authorizing the expansion of the City's existing contract with Wallace Group to include inspection services for the Sewer Main Rehab Project by \$31,500.

Motion passed by the following unanimous roll call vote:

AYES: Hamon, Nemeth, Picanco, Strong, and Mecham

NOES:

ABSTAIN:

ABSENT:

**16. Repair of Guard-Rail Fence along Mountain Spring Road – Award of Materials Contract and Budget Appropriation**

D. Monn, Director of Public Works

The City Council considered authorizing the purchase of fence construction materials for an unanticipated maintenance project, to replace 1350 feet of guardrail fencing near the roadside concrete drainage swell on the south side of Mountain Springs Road, extending from Lake Nacimiento Lake Drive.

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 Hamon, moved to adopt Resolution No. 07-154 authorizing the purchase of fencing materials from The Fence Factory, and a one-time supplemental budget appropriation from the Gas Tax Fund of \$22,000

Motion passed by the following unanimous roll call vote:

AYES: Hamon, Nemeth, Picanco, Strong, and Mecham

NOES:

ABSTAIN:

ABSENT:

**17. Public Transit Operations Contract – Laidlaw Transit Services, Inc.**

M. Compton, Director of Administrative Services

The City Council considered a contract with Laidlaw Transit Services, Inc. (LTS) for transit services

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 Hamon, moved to adopt Resolution No. 07-155 awarding a transit services contract to Laidlaw Transit Services.

Motion passed by the following unanimous roll call vote:

AYES: Hamon, Nemeth, Picanco, Strong, and Mecham

NOES:

ABSTAIN:

ABSENT:

**18. Reserve Police Officer**

L. Solomon, Chief of Police

The City Council considered establishing the wage rates for the Reserve Police Officer Program.

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 Hamon, moved to adopt Resolution No. 07-156 approving the wage rates for the Reserve Police Officer Program.

Motion passed by the following unanimous roll call vote:

AYES: Hamon, Nemeth, Picanco, Strong, and Mecham

NOES:

ABSTAIN:

ABSENT:

**CITY MANAGER** - None

**CORRESPONDENCE** - None

**COUNCIL COMMENTS (Including oral reports on conferences attended)** - None

**PUBLIC COMMENT ON CLOSED SESSION**

*City Attorney Yang 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 10:45 PM.*

*The City Council thereupon adjourned to Closed Session in the 2<sup>nd</sup> floor Large Conference Room.*

**CLOSED SESSION**

**CALL TO ORDER** – Large Conference Room, 2<sup>nd</sup> Floor

**a. Pursuant to Government Code Section 54956.8**

|                            |   |
|----------------------------|---|
| Property:                  | 821 Pine Street   |
| Property Owner/Negotiator: | Bill Ostrander  |
| City Negotiator:           | James L. App, City Manager  |
| Under Negotiation:         | Terms and Conditions for a lease agreement for additional City Hall office space. |

*The City Council returned to Regular Session at 11:00 PM.*

**RETURN TO OPEN SESSION**

**CLOSED SESSION REPORT**

*City Attorney Yang announced that no reportable action was taken.*

*By unanimous voice vote, Council moved to adjourn from regular session at 11:00 PM.*

**ADJOURNMENT:**

- To the Joint City Council Planning Commission Breakfast, 7:00 AM, July 20, 2007, at the Touch of Paso Restaurant, Paso Robles
- To the Mid-State Fair Dinner, 6:00 PM, Tuesday, July 24, 2007, at Frontier Town, at the Paso Robles Events Center.
- To the Mayors and Council Academy, July 25-July 27, 2007, Monterey Convention Center, Monterey, CA
- To the Regular City Council Meeting, at 7:30 PM, on August 7, 2007 at the Library/City Hall Conference Center, 1000 Spring Street

Submitted:

\_\_\_\_\_  
Deborah D. Robinson, 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.**



## Proposition 218 Protest Letters

including written comments received at CC Mtg July 17, 2007

| <b>Date Rcvd</b> | <b>FNAME</b>      | <b>LNAME</b> |                  |       |
|------------------|-------------------|--------------|------------------|-------|
| 07/17/07         | Sharon            | Angles       |                  |       |
| 07/16/07         | Isabella S.       | Barone       | Data             | Total |
| 06/22/07         | Sal               | Barone       | Count of Valid   | 109   |
| 07/17/07         | J. Gordon         | Bastien      | Count of Invalid | 11    |
| 06/28/07         | Richard & Karen   | Belk         |                  | 120   |
| 07/17/07         | Joy               | Bernal       |                  |       |
| 07/17/07         | John & Judy       | Black        |                  |       |
| 07/10/07         | William           | Bonaiuto     |                  |       |
| 07/17/07         | John              | Borst        |                  |       |
| 07/17/07         | John & Evelyn     | Borst        |                  |       |
| 06/08/07         | William & Corrine | Brandenburg  |                  |       |
| 07/17/07         | Michael & Janet   | Bronkey      |                  |       |
| 07/17/07         | Laura N.          | Brown        |                  |       |
| 06/08/07         | Margaret          | Buck         |                  |       |
| 06/15/07         | Carrie            | Burns        |                  |       |
| 07/11/07         | Laura N.          | Caloca       |                  |       |
| 07/13/07         | Joyce             | Carlson      |                  |       |
| 06/13/07         | Waldo             | Carminati    |                  |       |
| 07/16/07         | Bruno             | Castillo     |                  |       |
| 07/16/07         | Diantha           | Chacon       |                  |       |
| 06/13/07         | Rich & Eileen     | Codling      |                  |       |
| 06/13/07         | Rich & Eileen     | Codling      |                  |       |
| 06/15/07         | Maria             | Corby        |                  |       |
| 07/17/07         | Faith             | Creel        |                  |       |
| 07/17/07         | Linda             | deBrauwere   |                  |       |
| 07/17/07         | Kathleen & Donald | DeWeese      |                  |       |
| 07/12/07         | Paul and Sandy    | Drogichen    |                  |       |
| 07/16/07         | Gary              | Duniven      |                  |       |
| 07/16/07         | Evelyn            | Eden         |                  |       |
| 06/05/07         | Dalene            | Eimon        |                  |       |
| 06/04/07         | Teresa            | Englebach    |                  |       |
| 07/17/07         | Bill and Roberta  | Filadelfia   |                  |       |
| 07/17/07         | Kathleen          | Finefrock    |                  |       |
| 07/17/07         | Kathleen          | Finefrock    |                  |       |
| 07/16/07         | Betty J.          | Gabele       |                  |       |
| 07/10/07         | William S.        | Gardner      |                  |       |
| 06/12/07         | Dolores           | Goda         |                  |       |
| 07/09/07         | William A.        | Gordon       |                  |       |
| 06/13/07         | Joseph & Evelynne | Griffiths    |                  |       |
| 07/17/07         | James A.          | Gustafson    |                  |       |
| 07/16/07         | Valerie           | Hambey       |                  |       |
| 07/06/07         | Eileen C.         | Hampton      |                  |       |
| 07/16/07         | Abbygail S.       | Havel        |                  |       |
| 06/11/07         | Mark & Audry      | Henry        |                  |       |
| 07/17/07         | James L.          | Hill         |                  |       |
| 07/16/07         | Willie            | Hillis       |                  |       |
| 07/10/07         | David             | Hix          |                  |       |
| 07/17/07         | Holly             | Hobson       |                  |       |
| 06/28/07         | Alice             | Holmes       |                  |       |
| 06/15/07         | Richard           | Holmes       |                  |       |

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|------------------|----------------------|------------------|--|--|
| 07/17/07         | John and Evelyn      | Hutchins         |  |  |
| 07/13/07         | William              | Irving           |  |  |
| 07/16/07         | Phil                 | Islas            |  |  |
| 07/17/07         | <b>Birgit</b>        | <b>Jaeh</b>      |  |  |
| 06/13/07         | Douglas              | Jensen           |  |  |
| 06/07/07         | Douglas              | Jensen           |  |  |
| 07/17/07         | Mark                 | Kalionzes        |  |  |
| 07/17/07         | Mark                 | Kennedy          |  |  |
| 07/16/07         | Bette B.             | Kenney           |  |  |
| 07/17/07         | Bim                  | Kerstan          |  |  |
| 07/05/07         | Mary                 | Krueger          |  |  |
| 06/11/07         | Grace Ledford        | Leisy J (Lessee) |  |  |
| 06/11/07         | Grace Ledford        | Leisy J (Owner)  |  |  |
| 07/16/07         | Donald C.            | Lipp             |  |  |
| 07/17/07         | Clarence             | Madeiros         |  |  |
| 07/16/07         | Scott and Elissa     | Mailhot          |  |  |
| 06/13/07         | Gerald               | Manata           |  |  |
| 07/17/07         | <b>Shirley</b>       | <b>Mankins</b>   |  |  |
| 07/10/07         | Julia                | Maxey            |  |  |
| 06/29/07         | Sharon               | McCleary         |  |  |
| 06/29/07         | Doneeda              | McNeill          |  |  |
| 07/17/07         | Tatia                | McWilliams       |  |  |
| 07/17/07         | Frederick D.         | Meinecke         |  |  |
| 06/14/07         | Jose & Betty         | Mendoza          |  |  |
| 06/15/07         | Carol                | Miller           |  |  |
| 06/27/07         | Beverly C.           | Mills            |  |  |
| 07/17/07         | Darlene              | Moore            |  |  |
| 06/18/07         | Patrick              | Morrow           |  |  |
| 06/18/07         | Michael              | Mowrey           |  |  |
| 07/16/07         | Lloyd and Jeanne     | Needham          |  |  |
| 07/16/07         | Michael              | Nicklas          |  |  |
| 07/17/07         | Colin J.             | O'Hara           |  |  |
| 07/10/07         | Pascual and Patricia | Padilla          |  |  |
| 07/17/07         | Gary A.              | Peters           |  |  |
| 07/17/07         | Melvin R             | Pittman          |  |  |
| 06/15/07         | Lauretta M.          | Pray             |  |  |
| 06/22/07         | Edward D             | Putnam           |  |  |
| 07/11/07         | Jim                  | Reed             |  |  |
| 07/16/07         | Clark B.             | Rudy             |  |  |
| 07/17/07         | Barbara A.           | Saffer           |  |  |
| 07/17/07         | <b>Duane</b>         | <b>Sanger</b>    |  |  |
| 07/16/07         | Martha J.            | Schneider        |  |  |
| 06/19/07         | Arlene               | Sheffield        |  |  |
| 06/12/07         | William M.           | Sisler           |  |  |
| 07/13/07         | Katherine            | Smith            |  |  |
| 07/12/07         | Willetta             | Smith            |  |  |
| 06/25/07         | Eric & Millicent     | Solberg          |  |  |
| 07/17/07         | <b>David</b>         | <b>Soper</b>     |  |  |
| 07/17/07         | Christopher          | Stanley          |  |  |
| 06/26/07         | Duane Sanger         | Stephens, Nancy  |  |  |

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| <b>Date Rcvd</b> | <b>FNAME</b>      | <b>LNAME</b> |  |  |
|------------------|-------------------|--------------|--|--|
| 07/13/07         | Evelyn            | Sturgis      |  |  |
| 07/17/07         | Keith             | Swank        |  |  |
| 07/17/07         | I. J.             | Swarbrick    |  |  |
| 07/17/07         | Rachel            | Tamagni      |  |  |
| 07/17/07         | John              | Toner        |  |  |
| 07/10/07         | Boy Scouts        | Troup 60     |  |  |
| 06/13/07         | William           | Tuck         |  |  |
| 07/17/07         | John              | Turner       |  |  |
| 07/17/07         | Edward J.         | Valentine    |  |  |
| 06/07/07         | Louis & Julia     | Warnick      |  |  |
| 06/07/07         | Louis & Julia     | Warnick      |  |  |
| 07/13/07         | Mary Jean         | Watson       |  |  |
| 06/05/07         | Helen             | Way          |  |  |
| 07/11/07         | Charles           | Wilbur       |  |  |
| 06/15/07         | Charles & Barbara | Wilbur       |  |  |
| 07/10/07         | Dalene            | Wilbur       |  |  |
| 07/17/07         | Kaye              | Williford    |  |  |
| 06/11/07         | David S.          | Wilson       |  |  |
| 07/17/07         | Millie            | Wolfshagen   |  |  |
| 07/16/07         | Lois              | Young        |  |  |
| 06/11/07         | Roy               | Younts       |  |  |
| 07/16/07         | Patricia          | Zuccaro      |  |  |

| <b>Spoke At City Council</b> | <b>FNAME</b>         | <b>LNAME</b>           |
|------------------------------|----------------------|------------------------|
| <b>07/17/07</b>              | Kathy                | <b>Barnett</b>         |
| <b>07/17/07</b>              | Judith               | <b>Bernstein</b>       |
| <b>07/17/07</b>              | John                 | <b>Borst</b>           |
| <b>07/17/07</b>              | Chip                 | <b>Deni</b>            |
| <b>07/17/07</b>              | Paul and Sandy       | <b>Drogichen</b>       |
| <b>07/17/07</b>              | Don                  | <b>Hambey</b>          |
| <b>07/17/07</b>              | David                | <b>Hix</b>             |
| <b>07/17/07</b>              | Phil                 | <b>Islas</b>           |
| <b>07/17/07</b>              | Douglas              | <b>Jensen</b>          |
| <b>07/17/07</b>              | Grace Ledford        | <b>Leisy J (Owner)</b> |
| <b>07/17/07</b>              | Darlene              | <b>Moore</b>           |
| <b>07/17/07</b>              | Pascual and Patricia | <b>Padilla</b>         |
| <b>07/17/07</b>              | Gary A.              | <b>Peters</b>          |
| <b>07/17/07</b>              | Clark B.             | <b>Rudy</b>            |
| <b>07/17/07</b>              | Duane                | <b>Sanger</b>          |
| <b>07/17/07</b>              | William              | <b>Standiver</b>       |
| <b>07/17/07</b>              | Maria                | <b>Stover</b>          |
| <b>07/17/07</b>              | Louis &.Julia        | <b>Warnick</b>         |
| <b>07/17/07</b>              | Charles              | <b>Wilbur</b>          |

7/17 CC mtg.  
item #1

Fred Strong research on Nacimiento Water and cost  
Alternatives studied:

From EIR re. Christine Ferrara of the County of S.L.O.,  
County water plans of 1972, 1986 and 1998; State hydrology surveys 1969  
and 1985; creeks in 1976, '80's and 1998 (dam construction deemed infea-  
sible following endangered species listing); Coastal streams diversion Old Creek  
in 1957 plus six reports from 1987 - 1991; Paso Robles Creek 1959 + 18  
other reports since 1959.

Salinas Reservoir Expansion Project: for an additional safe yield of 1,660 acre  
feet with large loss of inundated land, wildlife habitat, damage to County parks  
and, according to testimony, a high risk of inundation of river valley area from  
Santa Margarita to the Monterey County line; [The Nacimiento project is the  
agreed upon alternative to San Luis Obispo's raising of the Salinas Dam height]

Water Reclamation: treated effluent must meet State standards. "Approximately  
20% more reclaimed water than potable water isw needed to water landscapes  
and gardens because of the relatively high sale content of reclaimed water. by  
saturating the ground longer, the dissolved salt will soak beneath the roots, where  
it wil not affect the life of the plant."

Water Conservation: is encouraged on a voluntary basis.

Desalinization: "Under this alternative, areas south of the Cueta Grade would  
utilize water obtained through seawater desalinization, while areas north of the  
grade would use water from the Salinas Reservoir Epansion project to recharge  
groundwater supplies."

"As a water supply option, desalination is most suited to coastal communities  
because of ther costs associated with transporting water (pipeline construction  
and energy to pump water). The operational disadvantages of desalinated wa-  
ter are its high cost and limited yield."

[It would require 9 - 34 desalination facilities the size of current ones to produce  
the same yield as the Nacimiento Project.]

State Water:

"The alternative of Paso Robles participating in the State Water project has  
significant feasibility issues in addition to the well known cost and reliebilty con-  
cerns." Participation is very problematical. The "... distance from Polonio Pass

to Paso Robles is 50% greater than the distance from Lake Nacimiento to Paso Robles.”

#### **COST:**

March 12, 1992 - “The estimated cost per acre foot for existing City water is \$89.00 per acre foot for the river wells and \$110.00 per acre foot for the ground water wells.” “The estimated cost for State Water is \$670.00 per acre foot and \$460 per acre foot for Nacimiento Water based on County figures.” [The same factors affect these price increases as have affected the Nacimiento project costs. State water would be nearly 1/3 more expensive than Nacimiento water.]

The Paso Robles groundwater study commissioned in 1999 and completed in 2004 showed that “Development of the Nacimiento Project will improve anticipated water levels near the municipal pumping centers.” “Water levels will generally increase 20 to 40 feet in Estrella and Atascadero areas relative to the build-out scenario without Nacimiento. Locally, water level increases will be as high as 185 feet.”

#### **Reliability:**

Studies were done in 1951, 1992, 1997 and were updated by Boyle engineering in October 2002. The long and short of it is:

“Short Term Drought (1-2 years): during such periods the Nacimiento Reservoir would have never fallen into dead pool, and Nacimiento water deliveries could have been reliably delivered without modification to the delivery schedule.”

“Long Term Drought - There would have been 4 occurrences in the 43-year study period where it would have been necessary to modify the Nacimiento delivery schedule to prevent dead pool lake levels. However, utilizing a modified delivery schedule the total annual delivery of 16,000 af could have been delivered without reaching dead pool.” [p. 3-8 of the public draft]

In 1993 the Best Management Practices study on establishing salt objectives for waste water as a contract with the California Water Quality Control Board. were established for the Paso Robles Ground Water Basin. Penalties for violation are found in Section 13331 Article 5 of the Porter Cologne Clean Water Act. They range from \$500 to \$15,000 per day and could be at a rate of \$10 to \$20 per gallon discharged. Nacimiento water is part of the mitigation plan as is the treatment plant we are planning to build. Recently we were fined for violation but most of that fine was diverted into the costs of providing the mitigations, including Nacimiento water. We are currently in communication with the Water Quality

Control Board regarding our progress toward solving our violations.

I take our obligations toward our taxpayers and our agreements very seriously. Like any good, responsible person I must sometimes do what is right and what is best for the majority of those concerned rather than try to be popular with those who are upset.