

**CITY COUNCIL AGENDA**  
**DECEMBER 1, 1998; 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**

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**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL** Councilmembers Tom Baron, Chris Iversen, Walt Macklin, Lee Swanson & Mayor Duane Picanco

**SPECIAL BUSINESS**

1. **Approve Minutes of October 6<sup>th</sup> & 20<sup>th</sup>, and November 3<sup>rd</sup> & 17, 1998** (Madelyn Paasch, City Clerk)

Suggested Action: Approve Minutes as Presented.

2. **Certification of Results - General Election of November 3, 1998** (Madelyn Paasch, City Clerk)

Suggested Action: Adopt Resolution No. 98-\_\_\_\_\_, Reciting the Fact of the General Municipal Election Held on November 3, 1998, Declaring the Result & Such Other Matters as Provided by Law.

3. **Presentation to Chris Iversen for Years of Public Service on City Council & Planning Commission**

4. **Presentation to Newly Elected Officials with Certificates of Election & Administer Oath of Office**  
(Madelyn Paasch, City Clerk)

5. **Appointment of City Council and Redevelopment Agency Offices**

Appoint Mayor, Mayor Pro-Tem, Redevelopment Agency Chair, and Vice-Chair

6. **Other Council Appointments**

<b>a. Standing Committee's</b>	<b>Current Representatives</b>
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RIMC Code:  
Date: 12/01/98  
File Plan/GE Cat.:  
Subject: Agenda  
Location: City Clerk  
Retention: 5 years  
Other:

<b>1. Local</b>	Fiscal Committee	Picanco/Baron
	Redevelopment - Fiscal	Swanson/Macklin
	*Streets & Utilities	Baron/ <b>Iversen</b>
<b>2. Other</b>	*Air Pollution Control	<b>Iversen</b>
	Airport Land Use Commission	
	Economic Vitality	Macklin
	LAFCO	Picanco
	Regional Water Advisory Committee	
	*SLO Council of Governments	<b>Iversen</b>
	*School Liaison	<b>Iversen/Macklin</b>
	Water Task Force	Baron
<b>b. Ad Hoc Committee's</b>	Airport Development	Swanson/Macklin
	Barney Schwartz	Macklin/Baron
	*Fair City Ford	<b>Iversen/Picanco</b>
	*Land Fill	<b>Iversen/Swanson</b>
	*Revenue Policy	<b>Iversen/Swanson</b>
	Templeton Community Services	Baron/Swanson
	District	
	Union Road Resident Noise	Baron/Macklin
	*Veteran's Affairs	<b>Iversen/Swanson</b>
	Woodland	Picanco/Baron
<b>c. Liaison Assignments</b>	Airport Advisory	Swanson/Macklin
	Boys & Girls Club	
	Chamber of Commerce	
	Citizens Transportation	
	Housing Authority	Baron
	Library Board	
	Main Street	Swanson
	Parks & Recreation	Baron/Swanson
	Pioneer Committee	Picanco/Baron
	Senior Advisory Board	Macklin
	Transit Authority	

## **PUBLIC COMMENTS**

This is the time the public may address the Council on items **other than those scheduled** on the agenda. ***EACH PERSON AND EACH SUBJECT IS LIMITED TO DISCUSSION OF 3 MINUTES DURATION.*** Any person or subject requiring more than 3 minutes may be scheduled for a future Council meeting, or referred to committee or staff. **PLEASE SPEAK AT THE MICROPHONE AND BEGIN BY STATING YOUR NAME AND ADDRESS.** 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.

## **PRESENTATIONS & CELEBRATIONS**

## **NOTICED HEARINGS**

7. **Tentative Tract 2137 ~ Manzana Bros/Midland Pacific** (R. Lata, Dir. Of Comm. Dev.)

Consider an appeal relating to the Planning Commission's decision of November 10, 1998 to approve a re-file of Tentative Tract Map 2137 and Planned Development 93008.

**At the Conclusion of the Public Hearing, Consider OPTIONS BY SEPARATE ACTION:**

- a. Uphold the Planning Commission decision and adopt Resolution No. 98-\_\_\_\_\_, Granting Tentative Map Approval for Tract 2137; adopt Resolution No. 98-\_\_\_\_\_, Approving Planned Development 93008; and refer the subject of traffic safety concerns to the City's Traffic and Safety Committee for their consideration; or
- b. Amend, modify or reject the above option.

**ROLL CALL VOTE**

**CONSENT CALENDAR**

Items on the Consent Calendar are considered routine, and, therefore do not require separate discussion. However, if discussion is necessary, or if a member of the public wishes to comment on any item, the item may be removed from the Consent Calendar and considered separately. Questions of clarification may be made by Councilmembers without removal from the Calendar. Individual items 8 through 15 on the Consent Calendar are approved by the same vote that approves the Consent Calendar, unless an item is pulled for separate consideration.

8. **Approve Warrant Register** (M. Compton, Dir. Of Admin. Svcs.)
9. **Adopt Ordinance \_\_\_\_\_ N.S., by regular motion, ordering that the Ordinance be read by title only, then by separate motion adopting the Ordinance amending the zoning map established by reference in Section 21.12.020, Rezone 97005 located at the NW corner of Creston Rd & Beechwood Dr. ~ Erskine** (R. Lata, Dir. Of Comm. Dev.)
10. **Adopt Ordinance \_\_\_\_\_ N.S., by regular motion, ordering that the Ordinance be read by title only, then by separate motion adopting the Ordinance amending the zoning map established by reference in Section 21.12.020, Rezone 98003 ~ Mesa/Prospect C-3, PD zoning** (R. Lata, Dir. Of Comm. Dev.)
11. **Adopt Resolution No. 98-\_\_\_\_\_, Granting permission to file development applications in advance of preparing Airport Area Specific Plan (Nunno)** (R. Lata, Dir. Of Comm. Dev.)
12. **Adopt Resolution No. 98-\_\_\_\_\_, Consenting to the transfer of control of the non-exclusive Cable Franchise from Charter Communications to Paul G. Allen** (M. Compton, Dir. Of Admin. Svcs.)
13. **Receive and File the Annual Transit Report for the fiscal year ended June 30, 1998** (M. Compton, Dir. Of Admin. Svcs.)
14. **Adopt Resolution No. 98-\_\_\_\_\_, Approving a negative declaration for the City acquisition of 260 acres of land south of Niblick bridge, east of Ramada Drive** (R. Lata, Dir. Of Comm. Dev.)
15. **Adopt the following resolutions accepting an offer of dedication for an easement for public street purposes for Epperly, 98-\_\_\_\_\_; Blackburn, 98-\_\_\_\_\_; Chafin, 98-\_\_\_\_\_; & Viborg, 98-\_\_\_\_\_; then adopt the following resolutions accepting an offer of dedication for open space purposes for Blackburn, 98-\_\_\_\_\_; Chafin, 98-\_\_\_\_\_; and Viborg 98-\_\_\_\_\_** (R. Lata, Dir. Of Comm. Dev.)

**ROLL CALL VOTE**

**PUBLIC DISCUSSION**

16. **Use of Private Water Well Request ~ Mundee RV Resort** (J. McCarthy, Dir. Of Public Works)

Consider request to allow the use of a private water well for landscaping purposes at a proposed RV park at Airport Road and Highway 46 East.

**OPTIONS:**

- a. Deny request for using a private water well at the proposed RV park located at Airport Road and Highway 46 East; or
- b. Amend, modify or reject the above option.

**VOICE VOTE**

**17. Oak Tree Removal Request ~ Tentative Tract 2276 (J. McCarthy, Dir. Of Public Works)**

Consider request by developers to remove an existing 54-inch diameter oak tree for Tentative Tract 2276 to subdivide an 15-acre site in to 71 single-family residential parcels located on Airport Road.

**OPTIONS:**

- a. Direct developer to preserve the tree and work the sidewalk improvements around the tree; or
- b. Adopt Resolution No. 98-\_\_\_\_\_ authorizing the removal of one, 54 inch oak tree as part of the development of Tentative Tract 2276; or
- c. Amend, modify or reject the above options.

**ROLL CALL VOTE**

**18. Oak Tree Removal Request ~ Tentative Tract 2259 (J. McCarthy, Dir. Of Public Works)**

Consider request by developers to remove two oak trees as part of the development of Tentative Tract 2259 located at the northwesterly corner of Union and Kleck Roads.

**OPTIONS:**

- a. Adopt Resolution No. 98-\_\_\_\_\_, Giving permission to remove two oak trees for Tentative Tract 2259 and require the developer to incorporate oak tree replacements into the final landscape plan for the tract; or
- b. Amend, modify or reject the above option.

**ROLL CALL VOTE**

**19. State Transportation Improvement Program (STIP)**

Consider options to spend an approximate \$1,328,000 to improve local street and road rehabilitation and reconstruction.

**OPTIONS:**

- a. Authorize staff to submit the first four projects on the list for STIP/FTIP funding; or
- b. Amend, modify or reject the above option.

**VOICE VOTE**

**20. Contractor Request for Rate Increase ~ Street Sweeping Services (J. McCarthy, Dir. Of Public Works)**

Consider a request from California Street Maintenance for an increase to the current contract amount for street sweeping services.

**OPTIONS:**

- a. Consider request from California Street Maintenance to increase the contract price for street sweeping services; or
- b. Amend, modify or reject the above option.

**VOICE VOTE**

21. **Development Impact Fee ~ Annual Report** (M. Compton, Dir. Of Admin. Svcs.)

Annual development impact fee report presentation.

**OPTIONS:**

- a. Receive and file report; or
- b. Amend, modify or reject the above option.

**VOICE VOTE**

**CITY MANAGER**

22. **Request to Start 12/9/98 Joint Meeting w/Senior Citizen Advisory at 7:30 due to Conflict**

23. **Request for Council Ad Hoc Committee Regarding PG&E 70 KV Project on So. River Road**

**WRITTEN COMMUNICATIONS**

**ADVISORY BODY COMMUNICATION**

24. **Receive and File Minutes for the Following Advisory Meetings:**

- a. Pioneer Museum Minutes of November 12, 1998
- b. Parks & Recreation Minutes of October 13, 1998

**VOICE VOTE**

**AD HOC COUNCIL BUSINESS**

**CLOSED SESSION:**

- a) Pursuant to Government Code §54956.7 ~ Anticipated litigation  
Conference with legal Counsel  
Significant exposure to litigation (Facts & circumstances not known)  
Number of Cases: Two

- b) Pursuant to Government Code §54954.5(b) ~ Property Acquisition  
Property: 4990 Wing Way  
Negotiating Parties: Kyodo Air School  
City of Paso Robles  
Under Negotiation: Terms & Conditions

**ADJOURNMENT:** to THE ADJOURNED CITY COUNCIL MEETING REGARDING REAL PROPERTY ON THURSDAY, DECEMBER 3, 1998, 7:00 P.M. ; THE ADJOURNED CITY COUNCIL MEETING WITH SENIOR CITIZENS ON WEDNESDAY, DECEMBER 9, 1998, 7:30 P.M. AND SUBSEQUENTLY TO THE REGULAR CITY COUNCIL MEETING ON TUESDAY, DECEMBER 15, 1998, 7:30 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET.

***THE DEADLINE FOR SUBMITTING ITEMS FOR THE NEXT REGULAR COUNCIL MEETING IS DECEMBER 4 , 1998***

**MAYOR'S SCRIPT**  
**ORDER OF BUSINESS**

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL (CURRENT COUNCIL)**

**SPECIAL BUSINESS**

1. APPROVE CITY COUNCIL MINUTES  
**Roll Call Vote**
  
2. CERTIFICATION OF RESULTS ~ GENERAL ELECTION OF 11/3/98  
Adopt Resolution Declaring Results of Election  
**Roll Call Vote**
  
3. MAYOR PICANCO TO PRESENT CHRIS IVERSEN WITH PLAQUE,  
PROCLAMATION, BARNEY SCHWARTZ MAP, & STREET SIGN  
**No Action**
  
4. CITY CLERK TO PRESENT DUANE PICANCO & FRANK MECHAM  
WITH CERTIFICATES OF ELECTION & ADMINISTER OATH OF  
OFFICE  
**No Action**
  
- **NEW COUNCIL WILL NOW TAKE THEIR SEATS AT THE DIAS**
  
5. COUNCIL TO SELECT MAYOR, MAYOR PRO TEM, REDEVELOPMENT  
AGENCY CHAIR, & VICE CHAIR  
**Roll Call Vote**
  
- **NEW MAYOR TO TAKE HIS SEAT AT THE HEAD OF THE DIAS**
- **OUTGOING MAYOR TO PRESENT GAVEL TO NEW MAYOR**
- **NEW MAYOR WILL NOW PRESIDE OVER THE MEETING**
  
6. COUNCIL TO APPOINT REPRESENTATIVES TO OTHER  
COMMITTEES  
**Voice Vote**

**PUBLIC COMMENTS**

(PLEASE REFER TO AGENDA) ALL ITEMS ARE LISTED IF THEY SHOULD RECEIVE ROLL CALL OR VOICE VOTE. WHEN ROLL CALL IS REQUIRED, PLEASE REPEAT WHO MADE THE MOTION AND WHO SECONDED WITH ACTION TO BE VOTED ON.

**CITY COUNCIL AGENDA**  
**December 1, 1998**

**7:30**    **CALL TO ORDER**  
**PLEDGE OF ALLEGIANCE**  
**ROLL CALL**

**7:35**    **SPECIAL BUSINESS**

1.    **Approve Minutes of October 6<sup>th</sup> & 20<sup>th</sup>, and November 3<sup>rd</sup> & 17, 1998**
2.    **Certification of Results - General Election of November 3, 1998** (Madelyn Paasch, City Clerk)
3.    **Presentation to Chris Iversen for Years of Public Service on City Council & Planning Commission**
4.    **Presentation to Newly Elected Officials with Certificates of Election & Administer Oath of Office** (Madelyn Paasch, City Clerk)
5.    **Appointment of City Council and Redevelopment Agency Offices**
6.    **Other Council Appointments**

**8:05**    **PUBLIC COMMENTS**

**PRESENTATIONS & CELEBRATIONS**

**NOTICED HEARINGS**

**8:15**    7.    **Tentative Tract 2137 ~ Manzana Bros/Midland Pacific** (R. Lata, Dir. Of Comm. Dev.)

**8:35**    **CONSENT CALENDAR**

8.    **Approve Warrant Register** (M. Compton, Dir. Of Admin. Svcs.)
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\_\_\_\_\_ ; & Viborg, 98-\_\_\_\_\_ ; then adopt the following resolutions accepting an offer of dedication for open space purposes for Blackburn, 98-\_\_\_\_\_ ; Chafin, 98-\_\_\_\_\_ ; and Viborg 98-\_\_\_\_\_ (R. Lata, Dir. Of Comm. Dev.)

**PUBLIC DISCUSSION**

- 8:45 16. **Use of Private Water Well Request ~ Mundee RV Resort** (J. McCarthy, Dir. Of Public Works)
- 9:00 17. **Oak Tree Removal Request ~ Tentative Tract 2276** (J. McCarthy, Dir. Of Public Works)
- 9:15 18. **Oak Tree Removal Request ~ Tentative Tract 2259** (J. McCarthy, Dir. Of Public Works)
- 9:30 19. **State Transportation Improvement Program (STIP)**
- 9:50 20. **Contractor Request for Rate Increase ~ Street Sweeping Services** (J. McCarthy, Dir. Works)
- 10:05 21. **Development Impact Fee ~ Annual Report** (M. Compton, Dir. Of Admin. Svcs.)

**CITY MANAGER**

- 10:25 22. **Request to Start 12/9/98 Joint Meeting w/Senior Citizen Advisory at 7:30 due to Conflict**
- 10:30 23. **Request for Council Ad Hoc Committee Regarding PG&E 70 KV Project on So. River Road**

**WRITTEN COMMUNICATIONS**

**ADVISORY BODY COMMUNICATION**

- 10:35 24. **Receive and File Minutes for Advisory Meetings:**

**AD HOC COUNCIL BUSINESS**

10:40 **CLOSED SESSION**

11:45 **ADJOURNMENT**