

All persons desiring to speak on agenda items are asked to fill out a *Speaker Information Card* and place it at the Staff Table prior to the start of discussion of the agenda item. Each individual speaker will be limited to a presentation total of three (3) minutes per person, per item.

CITY COUNCIL AGENDA

Tuesday, February 6, 2001 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

6:45 – CLOSED SESSION

a. Conference with Labor Negotiator – Government Code Section 54957.6

City Negotiator	Jim App, City Manager
Un-represented Employees	Management Group

b. Pursuant to Government Code Section 54954.2(b) – Property Sale

Property:	940 Spring Street, Paso Robles
Parties:	<u>Owner:</u> City of Paso Robles San Luis Obispo Superior Court
	<u>Negotiator:</u> W. Hall, Executive Officer City of Paso Robles
	<u>Negotiator:</u> James L. App, City Manager
Under Negotiation:	Terms and conditions

7:30 PM - CONVENE REGULAR MEETING

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL Councilmembers George Finigan, Jim Heggarty, Gary Nemeth, Duane Picanco and Mayor Frank Mecham

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.

PRESENTATIONS

1. **State of the City Address** (Mayor Frank Mecham)

NOTICED HEARINGS

2. **Planning Commission Report on General Plan Consistency, Negative Declaration, and Authorization to Sell Property Located at 406 Spring Street (APN #009-026-002)**

R. Lata, Community Development Director

Consider the sale of property located at 406 Spring Street (taking into consideration the Planning Commission Report on the consistency of the proposed sale with the City's General Plan) and approve a Negative Declaration of environmental impact in regard to the property.

OPTIONS:

- a. Accept the Planning Commission's report in the form of the attached Planning Commission resolution, which concludes that sale of the subject property would be in conformity with the City's General Plan, and adopt Resolution No. 01-xx approving a Negative Declaration for sale of the subject property and authorizing the City Manager to execute a property sale agreement in a form to be approved by the City Attorney.
- b. Amend, modify or reject the foregoing option.

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 3-16 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.

3. Approve City Council Minutes of December 19, 2000, and January 2 and 16, 2001.
D. Fansler, City Clerk
4. Approve Warrant Register.
M. Compton, Administrative Services Director
5. Adopt Resolution No. 01-xx amending the City's adopted Conflict of Interest Code to add the positions of Street Superintendent, Water Superintendent, Wastewater Treatment Plant Superintendent and Citizen's Airport Advisory Committee Members to the list of designated personnel required to file yearly conflict of interest statements.
D. Fansler, Management Analyst
6. Adopt Resolution No. 01-xx amending the current Compensation and Benefit Plan (MOU) for the non-represented Emergency Services workers.
D. Fansler, Management Analyst
7. Adopt Resolution No. 01-xx declaring certain City property (office equipment, vehicles and equipment) as surplus and approving the method of disposal
M. Compton, Administrative Services Director
8. Approve an application from Jeff Goldenberg for an owner's permit for the operation of a taxi cab service, contingent upon payment of the fees as required by the municipal code and clearance from the Police Chief when the results of the background review is completed.
M. Compton, Administrative Services Director
9. Approve further continuance to February 20th for awarding the low bid for Niblick Bridge Amenities to Wysong Construction in order to allow for collection of more information regarding any potential corrective work to the Bridge and for receipt of bids for the Public Safety Center. (Item originally continued from the January 2nd meeting.)
J. Deakin, Public Works Director
10. Adopt Resolution No. 01-xx authorizing the City Manager to enter into a Consultant Services Agreement with Associated Transportation Engineers for a not-to-exceed fee of \$10,900 to design the upgrade of the traffic signal at 24th and Spring Streets.
J. Deakin, Public Works Director
11. Adopt Resolution No. 01-xx appropriating funds from various budget accounts to fund several public works projects to be reimbursed through Grants funds.
J. Deakin, Public Works Director
12. Adopt Resolution No. 01-xx authorizing the City Manager to enter into a Consultant Services Agreement with Steve Caminiti, Landscape Architect, for design services for Phase V improvements to the North County Transportation Center.
J. Deakin, Public Works Director

13. Adopt Resolution No. 01-xx awarding the low bid of \$17,000 for the Airport Road Waterline, DPW Project No. 00-23, to D-Kal Engineering of Nipomo, California.
J. Deakin, Public Works Director
14. Adopt Resolution No. 01-xx awarding the purchase of various vehicles and equipment to the qualified lowest bidders.
W. Hatch, Fleet Supervisor
15. Adopt Resolution No. 01-xx appropriating \$135,000 in 1999 CDBG funds to Youth Arts Foundation site acquisition project to enable them to purchase the site for their youth center from the Redevelopment Agency.
R. Lata, Community Development Director
16. Adopt Resolution No. 01-xx authorizing the Mayor to sign and enter into a Contribution Agreement with Caltrans on behalf of the City to establish areas of responsibility and funding resources for the City entry "gateway" signs on Highways 101 and 46 East.
R. Lata, Community Development Director

ROLL CALL VOTE

PUBLIC DISCUSSION

17. Orchard Bungalow Assessment District

J. Deakin, Public Works Director

Provide direction to staff regarding the disposition of roads in the Orchard Bungalow Assessment District.

OPTIONS:

- a. Adopt Resolution No. 01-xx Continue proceedings to abandon any public interest in the streets as there was no majority support to form a new assessment district to improve the streets to a modified City Standard, in accordance to the City Council's action on July 18, 2000.
- b. Direct staff to consider accepting the streets in Sub Area "A" for maintenance provided all of the following conditions are met:
 - 1) The property owners in Sub Area "B" agree to the formation of an Assessment District to construct these streets to the same standards that were constructed for the other streets in Sub Area "A"; and
 - 2) The property owners in Sub Area "D" prepare at their own expense legal descriptions and exhibits to be attached to the Grant Deeds dedicating the roads to the City; and
 - 3) Form an abandonment of the street in Sub Area "C" is completed.
- c. Amend, modify or reject the foregoing options.

ROLL CALL VOTE

18. Request to Extend Deadline of Subdivision Improvement Agreement – Tract 2276 (Bonita Homes, Inc.)

R. Lata, Community Development Director

Consider a request to extend the deadline for construction of Subdivision Improvements for Tract 2276 (Bonita Homes, Inc.) to March 31, 2001.

OPTIONS:

- a. Adopt Resolution No. 01-xx extending the deadline for the Subdivision Improvement Agreement for Tract 2276 (Bonita Homes, Inc.) if the Subdivider posts a letter of credit or a cash deposit in the amount of \$127,138 to guarantee completion by March 31, 2001, said amount to be forfeited to the City in the event that the deadline is not complied with.
- b. Amend, modify or reject the foregoing option.

VOICE VOTE

19. Economic Incentive Agreement – Lindamar Corporation

R. Lata, Community Development Director

Consider a financial assistance proposal for Lindamar Corporation. Lindamar is relocating their facility to a larger space which will afford them the opportunity of expanding their operations and employment. The economic assistance package is designed to facilitate this move.

OPTIONS:

- a. Adopt Resolution No. 01-xx approving an Agreement with the economic incentives recommended by Council's Fiscal Committee, and authorize the Mayor and City Clerk to execute the Agreement.
- b. Amend, modify or reject the foregoing option.

ROLL CALL VOTE

20. Request to Remove an Oak Tree on Lot 21, Tract 2269

R. Lata, Community Development Director

Consider a request from Richard Shannon of Peabody & PLUM Realtors, Inc. to remove one thirty-six (36) inch diameter oak tree on Lot 21 of Tract 2269, part of a 73-acre industrial park. (This item is continued from the January 16th Council meeting.)

OPTIONS:

- a. Adopt Resolution No. 01-xx denying the removal of the thirty-six inch diameter oak tree on Lot 21 of Tract 2269.
- b. Amend, modify or reject the foregoing option.

ROLL CALL VOTE

21. **Recommendation to Install All-way Stop – Intersection of Riverglen Drive and Via Camelia**

R. Lata, Community Development Director

Consider adoption of a resolution to install an all-way stop at the intersection of Riverglen Drive and Via Camelia.

OPTIONS:

- a. Adopt Resolution No. 01-xx designating the intersection of Riverglen Drive and Via Camelia as a STOP intersection, and authorize staff to install a stop sign and pavement markings on the northbound approach of the Riverglen Drive/Via Camelia intersection.
- b. Amend, modify or reject the foregoing option.

ROLL CALL VOTE

22. **Measure D-98 Project Update**

J. App, City Manager

Receive a Measure D-98 Project Status Report.

OPTIONS:

- a. Receive Measure D-98 Project Status Report, approve the Project Schedule (Exhibit A) and Project Financial Analysis (Exhibit B), and direct staff to prepare a resolution appropriating Measure D funds per the Project Financial Analysis.
- b. Amend, modify or reject the foregoing option.

VOICE VOTE

23. **Development Impact Fee Study**

M. Compton, Administrative Services Director

Consider whether or not to proceed with a comprehensive development impact fee study.

OPTIONS:

- a. Direct staff to prepare and distribute a Request for Proposal (RFP) for:
 - (1) Existing development impact fees; and/or
 - (2) Traffic mitigation impact fees and any other impact fees desired; and/or
 - (3) Economic impact analysis.
- b. Amend, modify or reject the foregoing options.

VOICE VOTE

24. Construction Work Occurring Without Permits

R. Lata, Community Development Director

Consider providing direction to staff to incorporate increased penalties for work performed without building or other required permits.

OPTIONS:

- a. Direct staff to initiate a Municipal Code Amendment that would establish a separate penalty for work without a permit, accompanied by a resolution establishing a fine of \$250 per day for work without a required permit.
- b. Amend, modify or reject the foregoing option.

VOICE VOTE

25. Caltrans Transportation Concept Report for Highway 46 East

R. Lata, Community Development Director

Consider making comments on the Draft Caltrans Transportation Concept Report, dated January 2001.

OPTIONS:

- a. Authorize a comment letter to Caltrans based on the contents of attached memo R. Lata to J. App, dated January 12, 2001.
- b. Amend, modify or reject the foregoing option.

VOICE VOTE

26. Status of Ordinance Restricting Food Sales

R. Lata, Community Development Director

Consider revocation of Ordinance No. 766 N.S., which places restrictions on the sale of “non-taxable merchandise” (generally food) in commercial buildings of 90,000 or greater square feet of gross floor area.

OPTIONS:

- a. Direct staff to initiate a Zoning Code Amendment designed to revoke City Council Ordinance No. 766 N.S.
- b. Amend, modify or reject the foregoing option.

VOICE VOTE

27. Transit Operations

M. Compton, Administrative Services Director

Consider disposition of Transportation Development Act (TDA) funds as it relates to transit operations.

OPTIONS:

- a. Direct staff to prepare a "new/expanded service request" as part of the preparation of the new two-year budget/four-year financial plan with the intention of implementing expanded fixed route services July 1, 2001, or upon receipt of new bus, whichever occurs later; and
- b. Direct staff to prepare a budget resolution to appropriate funds for outright purchase of a new fixed-route bus; and
- c. Direct staff to prepare a budget resolution to appropriate funds for bus stop improvements; or
- d. Amend, modify or reject the foregoing options.

VOICE VOTE

28. Authorize Staff to Substitute a Project for an Approved Budget Appropriation: Pave New Public Parking Area at Fire Station No. 1

J. Deakin, Public Work Director

Adopt a resolution authorizing substitution of a project from an approved budget appropriation.

OPTIONS:

- a. Adopt Resolution No. 01-xx substituting the construction of a parking lot at Oak Street in the amount of \$25,000 from Budget Account No. 100.100.5235.101.
- b. Amend, modify or reject the foregoing option.

VOICE VOTE

29. Budget Appropriation for FAA Reimbursable Agreement – Facilities Relocation

J. Deakin, Public Work Director

Consider authorizing a budget appropriation for expenses incurred under a Reimbursable Agreement between the City and the FAA to relocate communications equipment associated with the Airport Terminal construction.

OPTIONS:

- a. Adopt Resolution No. 01-xx appropriating \$38,900 from the Measure D Contingency Fund; or
- b. Adopt Resolution No. 01-xx appropriating \$38,900 from the Airport Enterprise Fund; or
- c. Adopt Resolution No. 01-xx appropriating \$38,900 from the General Fund reserve; or
- d. Amend, modify or reject the foregoing options.

ROLL CALL VOTE

30. Airshow Financial Support Guarantee

J. Deakin, Public Work Director

Adopt a resolution approving a guarantee of \$15,000 support funding for the annual airshow.

OPTIONS:

- a. Adopt Resolution No. 01-xx authorizing financial guarantee.
- b. Reject the proposed request as presented.
- c. Amend, modify or reject the foregoing options.

ROLL CALL VOTE

31. Phase II – Office Equipment Replacement

M. Compton, Administrative Services Director

Consider method of office equipment replacement.

OPTIONS:

- a. Adopt Resolution No. 01-xx authorizing the establishing of an office equipment replacement fund and providing for a budget appropriation; or
- b. Direct staff to solicit bids for lease-purchase financing of Phase II office equipment acquisition, return with lease contract, and appropriate budget appropriation resolution; or
- c. Amend, modify or reject the foregoing options.

ROLL CALL VOTE

CITY MANAGER

- 32.** Select date for conducting interviews for vacancies on the Airport Advisory Committee. (5 vacancies - 2-year terms; 14 applicants – 4 of which are incumbents)

VOICE VOTE

CORRESPONDENCE

- 33.** AGP Video proposal to provide video production and tape distribution services for City Council meetings.

ADVISORY BODY COMMUNICATION

34. Receive and file minutes for the following meetings:

- a. Parks and Recreation Advisory Committee meeting of December 12, 2000
- b. Housing Authority advisory committee meeting of January 9, 2001
- c. Public Library Board of Trustees meeting of January 11, 2001
- d. Transit Advisory Committee meeting of December 6, 2000
- e. Paso Robles Senior Advisory Committee meeting of December 11, 2000
- f. Citizens Airport Advisory Committee meeting of November 16, 2000

VOICE VOTE

AD HOC COUNCIL BUSINESS

35. Modification to City Personnel Policy

Consider modifying the City personnel policy pertaining to employment of relatives.

OPTIONS:

- a. Determine whether to amend the City's employment policy, and if amendment is favored, authorize the City Manager to meet and confer with affected employee groups.
- b. Amend, modify or reject the foregoing option.

VOICE VOTE

ADJOURNMENT: to A COMMUNITY WORKSHOP ON MONDAY, FEBRUARY 12, 2001, AT 7:00 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET; AND THE REGULAR CITY COUNCIL MEETING ON TUESDAY, FEBRUARY 20, 2001, 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 FEBRUARY 9, 2001