

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, April 17, 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**

7:30 PM – CONVENE REGULAR MEETING

CALL TO ORDER – Downstairs Conference Center

PLEDGE OF ALLEGIANCE

INVOCATION

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

REPORT ON CLOSED SESSION

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. *National Volunteer Week* Proclamation (City of Paso Robles)
2. Lester Dauth, Firefighter and PRFA Treasurer – Recognition and Appreciation
3. David Davis, Fire Engineer – Recognition and Appreciation

NOTICED HEARINGS

4. **Community Development Application Cost Recovery Fixed Fee Schedule**

R. Lata, Community Development Director

Open the noticed public hearing and continue consideration to a subsequent meeting date.

OPTIONS:

- a. Open and continue the noticed public hearing to the Council meeting of May 15, 2001.
- b. Amend, modify or reject the foregoing option.

5. **Code Amendment 01-001 (2001 Hillside Ordinance Revisions)**

R. Lata, Community Development Director

Consider a Council-initiated code amendment to revise the City's Hillside Grading and Development standards. The Planning Commission recommended no changes at this time.

OPTIONS:

- a. Concur with the Planning Commission recommendation to not pursue a revision to the City's Hillside Ordinance at this time but rather defer consideration until after the General Plan up-date. In the interim new hillside development projects would be evaluated more closely on a case-by-case basis.
- b. Same as option "a", but add the two standard requirements regarding landscaping and model presentations, with future consideration regarding a refinement of requirements for setbacks at top and toe of slope.
- c. Pass the Resolution No. 01-xx approving a Negative Declaration for Code Amendment 01-001 and introduce for First Reading Ordinance No. XXX N.S. that would amend the City's Zoning Code to restrict Hillside Grading and Development in the manner described in the staff report to the Planning Commission.
- b. Amend, modify or reject the foregoing options.

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 6-19 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.

6. Approve City Council Minutes of March 20 and April 9, 2001.
D. Fansler, City Clerk
7. Receive and file the Pioneer Museum Board of Trustees meeting minutes of March 8, 2001 and The Paso Robles Youth Commission minutes of March 7, 2001.
8. Approve Warrant Register.
M. Compton, Administrative Services Director
9. Adopt Ordinance No. XXX N.S. by regular motion, ordering that the Ordinance be read by title only, then by separate motion adopting the Ordinance amending the City's Zoning Code to eliminate land use restrictions contained in City Council 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. (This is the 2nd and final reading of the Ordinance, which amends Chapter 21.00 and related provisions of the Municipal Code – Code Amendment 2001-002, Retail Sales.)
R. Lata, Community Development Director
10. Adopt Ordinance No. XXX N.S. by regular motion, ordering that the Ordinance be read by title only, then by separate motion adopting the Ordinance amending Section 21.21.020 of the Zoning Code (Title 21). (This is the 2nd and final reading of the Ordinance to rezone an approximate 3-acre property on Creston Road, east of Trigo Lane, from Residential Single Family, R1 B3 to Residential Multiple Family, R2 PD consistent with the property's existing General Plan land use designation – Rezone 99007 - Bill Ridino)
R. Lata, Community Development Director
11. Adopt Resolution No. 01-xx awarding a contract in the amount of \$95,830 for the installation of a traffic signal at Creston and Nickerson to the low bidder, Lee Wilson Electric.
J. Deakin, Public Works Director
12. Authorize the City Manager to enter into a Consultant Services Agreement with R. Thompson Consulting to design upgrades to City water lines in Palm Court, Tanner Drive, and a portion of Shannon Hill for a not-to-exceed fee of \$12,750.
J. Deakin, Public Works Director
13. Authorize the City Manager to enter into a Consultant Services Agreement with Vaughan Surveys, Inc. for a not-to-exceed fee of \$24,400 to perform a field survey to determine the "as-built" conditions of the roads within the Orchard Bungalow Assessment District prior to acceptance of the streets into the City's street system. (Upon receipt of this information, it can then be determined if additional right-of-way is needed and/or there would be a need to perform any reconstruction or relocation of existing utilities in order to accept the streets for maintenance.)
J. Deakin, Public Works Director

14. Adopt Resolutions No. 01-xx, 01-xx and 01-xx to initiate proceedings for the annual levy of the Landscape and Lighting District and to set a date for the Public Hearing to adopt the report for fiscal year 2001-2002. (These resolutions would initiate proceedings for the annual levy for the maintenance of District facilities; declare an intent to levy and cause a notice to be published for a Public Hearing to be scheduled for May 1, 2001; and approve the draft preliminary Engineer's Levy Report as presented.)
J. Deakin, Public Works Director
15. Adopt Resolution No. 01-xx awarding a contract in the amount of \$28,627.70 for annual street striping, 2000-2001 fiscal year, DPW Project No. 01-09, to the low bidder, Super Seal and Stripe of Fillmore; and authorize execution of the contract.
J. Deakin, Public Works Director
16. Adopt Resolution No. 01-xx approving a budgetary appropriation to the Police Department's patrol program overtime account (Budget Account No. 100-210-5103-136) in the amount of \$6,100 for grant revenues expended while participating in a countywide DUI traffic enforcement grant during the 2000 holiday season.
D. Cassidy, Chief of Police
17. Adopt Resolution No. 01-xx to quitclaim the non-access easement along the Via Camelia frontage of Lot 57 of Tract 2137-1 (APN 025-523-011). (This subdivision is located north of Union Road, east of Golden Hill Road. Applicant is Tim Ronda of Studio Design Group Architects, Inc.)
R. Lata, Community Development Director
18. Appoint an ad hoc committee for Council representation in reviewing proposals for the Downtown Parking and Circulation Action Plan and conducting interviews for that project; and request that (1) the Planning Commission appoint two representatives to the ad hoc committee and (2) Main Street designate a participant in the review process. Ad hoc committee to report back to Council by July 3, 2001. (The recommendation of the ad hoc committee would be subject to approval by the City Council and the necessary Council appropriation of funding.)
R. Lata, Community Development Director
19. Adopt Resolution No. 01-xx accepting negotiated exchange of property tax revenue and annual tax increment between the County of San Luis Obispo and the City of Paso Robles for the Durand Annexation (Annexation No. 81). This property is approximately 16 acres located on the west side of Theater Drive, south of Boatman Furniture.)
R. Lata, Community Development Director

ROLL CALL

PUBLIC DISCUSSION

20. **LAFCO Request for City Comments: Roth Annexation (Annexation No. 82 to the City of Paso Robles)**
R. Lata, Community Development Director

Consider providing a resolution of support for the Roth Annexation. This 6-acre parcel is located at 123 21st Street on south side of 21st Street, west of the current City boundary. The annexation is being sought to obtain City water service. The resolution would be in response to the request from the Local Agency Formation Commission (LAFCO) that the City submit comments on the subject annexation.

OPTIONS:

- a. Adopt Resolution No. 01-xx supporting the Roth Annexation and directing that the resolution be forwarded to LAFCO.
- b. That the City Council amend, modify or reject the above option.

ROLL CALL VOTE

21. Acknowledgement and Execution of Offer of Dedication (Airport Road Through Chandler Ranch)

R. Lata, Community Development Director

Authorize the recordation of an irrevocable offer of dedication of Airport Road through Chandler Ranch. (Property owners: Jonatkim Enterprises)

OPTIONS:

- a. Adopt Resolution No. 01-xx acknowledging and authorizing recordation of the irrevocable offer of dedication of Airport Road through Chandler Ranch, but that acceptance of the offer of dedication be deferred until circumstances warrant it.
- b. That the City Council amend, modify or reject the above option.

ROLL CALL VOTE

22. Request from Dan Lloyd for Exception from Parkway Landscaping Requirement - Tract 2137-3 (Riverglen)

R. Lata, Community Development Director

Consider a request from Dan Lloyd for an exception from a condition of approval that requires parkway landscaping to be installed prior to the City accepting all public improvements.

OPTIONS:

- a. Confirm that the applicant is required to install parkway landscaping prior to acceptance of public improvements for Tract 2137-3.
- b. (1) Grant an exception to the landscaping requirement specified for the subject Tract, based on the applicant's request, and require that the applicant post a letter of credit or cash deposit as security for future installation of the required landscaping. If a letter of credit, the form shall provide security for the installation of improvements even if the property changes hands; and (2) Direct Public Works staff to bring this issue back to Council to consider adopting a standard policy for all future projects.
- b. That the City Council amend, modify or reject the above options.

ROLL CALL VOTE

23. Acceptance of Public Improvements – Tract 2137-3 (Riverglen)

R. Lata, Community Development Director

Authorize the acceptance of public improvements resulting from the development of Tract 2137-3 (River Bluff Homes) into the City's maintenance system.

OPTIONS:

- a. Contingent upon Council approval of an exemption request by the applicant regarding installation of parkway landscaping (the subject of a separate staff report – refer to Agenda Item No. 22), that the City Council adopt Resolution No. 01-xx to accept the public improvements of Tract 2137-3 into the City's maintenance system.
- b. That the City Council amend, modify or reject the above option.

ROLL CALL VOTE

24. Alley Pavement Rehabilitation

J. Deakin, Public Works Director

Accept a recommendation from the Streets and Utilities Committee on rehabilitation of three alleys in the City.

OPTIONS:

- a. Direct staff to grind and pave the following alleys to their current width (with a 16-foot maximum) and install the City standard 4-foot concrete drainage ditch: between 10th & 11th, Park to Pine (behind Fairbairn building); between Spring & Oak, 28th to 30th (behind Senior Sancho's); and between Spring & Park, 19th to 20th (behind Farm Bureau building).
- b. That the City Council amend, modify or reject the above option.

ROLL CALL VOTE

25. Reconstruct Sidewalk on Pine Street

J. Deakin, Public Works Director

Consider the reconstruction of the sidewalk along the east side of Pine Street from the train station to 10th Street. (This matter is being scheduled for Council discussion at the request of Councilman Heggarty.)

OPTIONS:

- a. Direct staff to include the sidewalk reconstruction as part of the Master Plan being developed by Steve Caminiti for this corridor and paid for with a San Luis Obispo Council of Governments (SLOCOG) Grant.
- b. That the City Council amend, modify or reject the above option.

ROLL CALL VOTE

CITY MANAGER - None

CORRESPONDENCE - None

ADVISORY BODY COMMUNICATION - None

AD HOC

26. Request Appointment of Ad Hoc Committee for Review of City Planning and Engineering Application Processing Fees

R. Lata, Community Development Director

Consider appointment of an ad hoc committee, and report back to Council by July 3, 2001.

OPTIONS:

- a. Appoint an Ad Hoc Committee to meet with staff regarding City Planning and Engineering application processing fee schedule related options.
- b. That the City Council amend, modify or reject the above option.

ROLL CALL VOTE

CLOSED SESSION

CALL TO ORDER – Large Conference Room, 2nd Floor

PUBLIC COMMENT

Public comments limited to Closed Session items only.

a. Pursuant to Government Code Section 54956.8 – Property Sale

Property:	406 Spring Street, Paso Robles	
Parties:	<u>Property Owner:</u>	Paso Robles Redevelopment Agency
	<u>Negotiator/Purchaser:</u>	Jim Saunders, PMD (Pacific Management & Development)
	<u>City Negotiator:</u>	James L. App, City Manager
Under Negotiation:	Terms and Conditions	

b. Pursuant to Government Code Section 54956.8 – Property Acquisition

Property: Located between Golden Hill Road and Oakwood Street,
Paso Robles, APN No. 015-421-0022

Parties: Owner/Negotiator: Raymond Earl Frazier, Trustee
City Negotiator: James L. App, City Manager

Under Negotiation: Pirce and terms of payment to purchase approximately
20,000 square feet of property located on the southwest
corner of APN No. 025-421-002 to facilitate the
construction of a new road between Golden Hill Road and
Oakwood Street.

c. Pursuant to Government Code Section 54956.9(b) – Anticipated Litigation

Conference with Legal Counsel

Significant exposure to litigation (facts and circumstances not known to adverse party)

Number of cases: One

ADJOURNMENT: to THE REGULAR CITY COUNCIL MEETING ON TUESDAY, MAY 1, 2001, AT 7:30
PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 G STREET

***THE DEADLINE FOR SUBMITTING ITEMS FOR THE NEXT REGULAR COUNCIL
MEETING IS APRIL 20, 2001***