

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, January 15, 2002 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

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.

AGENDA ITEMS TO BE DEFERRED (IF ANY)

If applicable, staff to advise Council of any item on agenda that is to be deferred or tabled.

PRESENTATIONS

1. **Main Street Association Recognition** (Joint Legislation by the California Senate and State Assembly)
2. **2002 Winter Olympic Torch Relay** – Recognition of Paso Robles Torch Runners Laura Britton, Roger Degnan, Russ Meznarich, Dora Sloger and Sponsor Pete Johnston Chevrolet

NOTICED HEARINGS

3. **Amendment to Section 10.01 (Oak Tree Preservation) of the Paso Robles Municipal Code**

R. Lata, Community Development Director

Open and continue a public hearing to consider amendments to Section 10.01 (Oak Tree Preservation) of the Paso Robles Municipal Code.

OPTIONS:

- a. Open and continue the Public Hearing to consider amendments to Section 10.01 (Oak Tree Preservation) of the Paso Robles Municipal Code to the February 5, 2002, City Council meeting.
- b. Amend, modify, or reject the above option.

ROLL CALL VOTE

4. **Adoption of Updated Bikeway Master Plan**

J. Deakin, Public Works Director

Consider adopting a resolution to approve the Updated Bikeway Master Plan and adopt a Negative Declaration.

OPTIONS:

- a. (1) Adopt Resolution No. 02-xx granting a Negative Declaration for the Bikeway Master Plan Update.
(2) Adopt Resolution No. 02-xx approving the updated Bikeway Master Plan.
- b. Amend, modify, or reject the above 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 5-17 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.

5. Approve Warrant Register.
M. Compton, Administrative Services Director
6. Receive and file Advisory Body Committee minutes as follows:
Pioneer Museum Board meeting of December 13, 2001
7. Extend duration of ad hoc committee formed September 4, 2001, to participate in Air Services Analysis project to May 21, 2002.
J. Deakin, Public Works Director
8. Extend duration of ad hoc committee formed October 2, 2001, to oversee solid waste issues to April 30, 2002.
J. Deakin, Public Works Director
9. Close out ad hoc committee formed November 6, 2001, to review draft Council Policies and Procedures.
J. App, City Manager
10. Adopt Ordinance No. XXX N.S. amending Chapter 3.40 Revenue and Finance of the Municipal Code to modify the fiscal year 2001/2002 budget for the Redevelopment Low and Moderate Income Housing Fund. (First reading January 3, 2002.)
R. Lata, Community Development Director
11. Adopt Resolution No. 02-xx (1) accepting the public improvements of Tract 2352 into the City's maintenance system, and to authorize the release of Performance and Payment Bonds upon the posting of a Maintenance Bond in the amount of \$19,000; and (2) authorizing issuance of Certificates of Occupancy upon submittal of the as-built improvement drawings. (This is a 9-lot residential subdivision located on the north side of 24th Street, approximately ¼ mile west of Vine Street. It is expected that the public improvements, which the developer was required to install, will have been constructed to the satisfaction of the City prior to the Council meeting. At the time the staff report was prepared, as-built drawings for the public improvements and the parkway landscape improvements had not been submitted. If they are not submitted prior to the Council meeting, it is recommended that acceptance of improvements be allowed to proceed, but that release of the Certificates of Occupancy be withheld until the as-built mylars have been received.) CONTINUED FROM JANUARY 3, 2002.
R. Lata, Community Development Director

12. Adopt Resolution No. 02-xx accepting the public improvements of Tract 1771-3 into the City's maintenance system, and authorizing the release of Performance and Payment Bonds upon the posting of a Maintenance Bond in the amount of \$127,900. (This subdivision is located north of Charolais Road, approximately ¼ mile east of South River Road. Subdivider has constructed all streets and roads in accordance with the Subdivision Improvement Agreement and in compliance with the improvement plans and all applicable City Standards, with the exception of the parkway irrigation system. It is expected that the system will be installed to the satisfaction of City staff prior to the Council meeting. Should this not occur, it is suggested that this item be continued to a future meeting.) CONTINUED FROM JANUARY 3, 2002.
R. Lata, Community Development Director
13. Adopt Resolution No. 02-xx authorizing usage of a septic system for a proposed development at 4350 Cloud Way, contingent upon the applicant agreeing to participate in the formation of a future assessment district to extend the sewer line to their property, and with the design of the septic system subject to the approval of the Regional Water Quality Control Board. (Applicant Mike Nunno is proposing development of a multi-use commercial industrial complex. City Municipal Code only permits use of septic tank if sewer is not available. Nearest sewer is approximately one mile away. If use of septic is approved, when a future source of sewer service is constructed, applicant will be required to pay applicable connection fees, abandon the septic system, and connect to the new sewer facilities.)
R. Lata, Community Development Director
14. Adopt Resolution No. 02-xx approving the execution of the Deferred Improvement Agreement for 943 Spring Street, and authorize the Mayor to execute the Agreement. (The Planning Commission adopted Resolution 01-071 on September 11, 2001, which allowed the applicant to defer installation of street improvements in conformance with the Spring Street Master Plan. Applicant desires to maintain the curb at current location, consistent with adjacent properties to the north and south.)
R. Lata, Community Development Director
15. Adopt Resolution No. 02-xx appropriating the total project cost not-to-exceed \$261,100, of which \$239,400 is reimbursable by grant funding, \$4,600 is budgeted and \$17,100 would be drawn from Airport Operation Reserves. (The Federal Aviation Administration and California Department of Transportation granted the City funds for certain improvement projects at the Airport, specifically, for the update of the Airport Master Plan, the Airport Land Use Plan and the Airport Layout Plan. Resolution 00-271 appropriated funds for the project, but precluded budgeting both the grant funds and the reserve appropriation approved by City Council in December 2000.)
J. Deakin, Public Works Director
16. Approve content and design of dedication plaques for the Senior Center and Veterans Building.
D. Monn, Measure-D Projects Manager
17. Adopt Resolution No. 02-xx authorizing an application for Federal Transit Administration (FTA) Section 5311 Grant Funds for the acquisition of two fixed-route transit buses. (The regional transit planning agency approved the City's preliminary 5311 grant application to acquire two replacement fixed-route buses. However, it is the City's responsibility to complete and submit the final application to the State of California Department of Transportation. The application process requires that the local governing board, in our case the City Council, approve by resolution the grant application.)
M. Compton, Administrative Services Director

ROLL CALL

PUBLIC DISCUSSION

18. Evaluation of Development Issues – Blackburn Area

R. Lata, Community Development Director

Consider directing staff to circulate a Request for Proposals to prepare an evaluation of traffic circulation, oak tree preservation, and related development issues in the area of Blackburn Street. CONTINUED FROM JANUARY 3, 2002.

OPTIONS:

- a. Direct staff to prepare and circulate a Request for Proposals to provide a comprehensive traffic circulation, development and oak tree preservation plan for the undeveloped portions of the Blackburn Street area, and at the same time to evaluate the options for recovering the City's cost of preparing the plan.
- b. Amend, modify or reject the foregoing option.

ROLL CALL VOTE

19. Barney Schwartz Park Operations Policies

B. Partridge, Library & Recreation Services Director

Consider and establish program/operations policies for Barney Schwartz Park in the areas of (1) overnight security, (2) lake use restrictions, (3) fees, (4) concessions, and (5) future budget considerations.

OPTIONS:

- a. Consider options and recommendations and provide staff direction.
- b. Amend, modify or reject the foregoing option.

ROLL CALL VOTE

CITY MANAGER - None

CORRESPONDENCE

20. Heritage Oaks Bank Family Fun Day and Fun Run

F. Mecham, Mayor

Request from Heritage Oaks Bank to consider becoming a yearly financial sponsor of the Family Fun Day and Fun Run held the last Sunday of each September.

ADVISORY BODY COMMUNICATION - None

AD HOC COUNCIL BUSINESS

21. **Appointment of Ad Hoc Committee –Niblick Road Improvements Project**

J. Deakin, Public Works Director

Appoint an ad hoc committee to evaluate options for furthering the Niblick Road Improvements Project design. (City developed plans and specifications for Niblick Road overlay and improvements. City and School District staff have met and developed primary concepts.)

OPTIONS:

- a. Appoint a two-member ad hoc committee to evaluate options for furthering the Niblick Road Improvements Project design, and report back to the full City Council by March 19, 2002.
- b. Amend, modify or reject the above option.

VOICE VOTE

22. **Request to Designate Council Representative at Union Asphalt Appeal Hearing**

R. Lata, Community Development Director

Consider whether or not to appoint a City Council representative to attend the January 22, 2002, appeal hearing regarding the Union Asphalt Sand Mine. (The County Planning Commission approved an application for Union Asphalt to conduct a sand mining operation in the County Unincorporated Area in the Huer Huero Creek near the intersection of Creston Road and Highway 41. The City appealed the Commission's decision.)

OPTIONS:

- a. Designate a representative to attend the Tuesday, January 22, 2002, County Board of Supervisors meeting.
- b. Determine not to send a Council representative.
- c. Amend, modify or reject the above option.

ROLL CALL VOTE

PUBLIC COMMENT ON CLOSED SESSION

Public comments limited to Closed Session items only.

CLOSED SESSION

CALL TO ORDER – Large Conference Room, 2nd Floor

- a. Threat to Public Services or Facilities**
Government Code Section 54957
Consultation with Police Chief Dennis Cassidy

ADJOURNMENT: to THE REGULAR MEETING ON TUESDAY, FEBRUARY 5, 2002, AT 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 JANUARY 25, 2002