

# CITY COUNCIL AGENDA

Tuesday, November 2, 2004 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 FILL OUT A SPEAKER INFORMATION CARD. 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)

### PUBLIC HEARINGS

1. [Amendment of 2002 and 2004 Annual Action Plans for the Community Development Block Grant \(CDBG\) Program](#)

R. Lata, Community Development Director

Consider amending the 2002 and 2004 Annual Action Plans for the City's 2004 CDBG Program. (The proposed amendment would enable a portion of 2004 CDBG funds and unused 2002 CDBG funds to be reprogrammed to the LED-lighted Crosswalk Project at 24<sup>th</sup> and Oak Streets.)

#### OPTIONS:

- a. Adopt Resolution No. 04-xx, which would (1) amend the 2002 Annual Action Plan to reprogram the \$20,600 in 2002 CDBG funds from the 28<sup>th</sup> Street Improvements Project to the LED-lighted Crosswalk Project; (2) amend the 2004 Annual Action Plan to allow the \$48,200 for the LED-lighted Crosswalk Project to be spent on either or both of the signals at 24<sup>th</sup> and Oak Streets and 34<sup>th</sup> and Spring Streets; and (3) re-appropriate CDBG funds as necessary to accomplish these objectives.
- 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 2-11 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.

2. [Approve City Council minutes of September 30 and October 19, 2004](#)  
D. Fansler, City Clerk
3. [Approve Warrant Register: Nos. 50874 – 51010 \(10/15/04\) and 51011 – 51160 \(10/22/04\)](#)  
M. Compton, Administrative Services Director
4. Receive and file Advisory Body Committee minutes as follows:  
[Library Board meeting of September 16, 2004](#)  
[Parks & Recreation Advisory Committee meeting of September 14, 2004](#)  
[Pioneer Museum meetings of September 9 and 30, 2004](#)  
[Senior Citizen Advisory Committee meeting of September 13, 2004](#)  
[Youth Commission meetings of September 1 and 8, 2004](#)
5. [Proclamation for Toy Bank Month, November 2004](#)

6. [Read, by title only, and adopt Ordinance No. XXX N.S. amending the Zoning Title of the Municipal Code to allow veterinary offices within the Gateway Center and along the Creston Road corridor in the Office Professional \[OP\] zone, and all areas of the General Retail \[C-1\] and Neighborhood Commercial \[CP\] zones subject to approval of a Conditional Use Permit.](#)  
1ST READING OCTOBER 19, 2004  
R. Lata, Community Development Director
7. [Read, by title only, and adopt Ordinance No. XXX N.S. amending 12.00 et seq. and related provisions of the Municipal Code \(Code Amendment 2001-004 regulating commercial vehicle parking.\)](#) 1ST READING OCTOBER 5, 2004  
R. Lata, Community Development Director
8. [Adopt Resolution No. 04-xx accepting the recordation of Parcel Map PR 01-0479, a 2-lot residential subdivision located at 2022 Vine Street, north of 20th Street.](#) (Applicants: Jolie and Josh Cazier. Planning Commission tentatively approved the parcel map in March 2002 and all conditions imposed have been satisfied.)  
R. Lata, Community Development Director
9. [Adopt Resolution No. 04-xx amending the contract for Associated Pacific Constructors in an amount of \\$47,680.](#) (Additional costs associated with installing a well casing at the sulfur spring in the Library/City Hall parking lot.)  
M. Williamson, Interim Public Works Director
10. [Adopt Resolution No. 04-xx accepting DPW 98-17 for maintenance by the City and approving the settlement agreement between the City and S.C. Anderson Company.](#) (The City has been occupying the Public Safety Center since February 2003. However, it was not in the City's interest to declare the project complete and accept it for maintenance until the warranty period was concluded. The contractor's warranty period has now expired. A settlement agreement and mutual release have been signed by both parties. The Agreement provides for a reimbursement of the City of \$180,979 for delays in completion and a reduction of \$5,030 in the contract price as a credit for work deleted from the contract.)  
M. Williamson, Interim Public Works Director
11. [Adopt Resolution No. 04-xx accepting streets shown on Exhibit A into the City's maintenance system.](#) (Streets in the Orchard Bungalow Tract which were paved with Assessment District funds were accepted into the City's maintenance system in February 2003. For those portions constructed and paved with private funds to be incorporated into the City's system, a Quiet Title Action was required to be filed. The Action has now been completed.)  
M. Williamson, Interim Public Works Director

## DISCUSSION

12. [Parking Restrictions and Traffic Controls in the Vicinity of Vendels Circle and North Ramada Drive](#)

M. Williamson, Interim Public Works Director

Consider new parking restrictions at the 1380 block of Vendels Circle, near Firestone Walker Brewery and Nu-Way Cleaners. (Staff met with the business owners on Vendels Circle and determined proposed changes to existing parking restrictions [red curbs], traffic controls [stop signs], and addition of new parking restrictions agreeable to all. The Streets and Utilities Committee reviewed the changes at their meeting in October and voted 2-0 to recommend approval.)

**OPTIONS:**

- a. Adopt Resolution No. 04-xx approving the parking restriction (red curb) modifications and additional traffic controls (stop sign and street painting) at Vendels Circle and North Ramada Drive.
- b. Amend, modify, or reject the foregoing option.

**ROLL CALL VOTE**

**13.** [Law Enforcement Challenge Award](#)

D. Cassidy, Chief of Police

The State and National Law Enforcement Challenge awards show case excellence by the Paso Robles Police Department Traffic Program. Special recognition is given to Ofc. Eric Mattke for his special contributions and commitment to the program. (The team is managed by Lt. Lisa Solomon, with Sgt. Clint Wenter as the operating supervisor, and Officers Eric Mattke and Dan Hackett executing the daily work and coordinating all associated special programs.)

**OPTIONS:**

- a. Receive and file.
- b. Amend, modify, or reject the foregoing option.

**VOICE VOTE**

**14.** [Sherwood Park Master Plan – Phase 1A Playground Structures](#)

M. Williamson, Interim Public Works Director

Consider supplementing the budget to complete Phase 1A of the Sherwood Park Master Plan to replace, relocate, and expand the playground structures. (A Master Plan to improve and enhance Oak Creek and Sherwood Park was adopted in September 2003. Council direction to appropriate additional funds for completing Phase 1A is required.)

**OPTIONS:**

- a. Adopt Resolution No. 04-xx to appropriate additional funds for the Phase 1A improvements at Sherwood Park to Budget No. 216-910-5452-426 as follows:
  - 1) \$75,000 from Park Development Impact Fees
  - 2) \$75,000 from Facility Maintenance Fund
- b. Amend, modify, or reject the foregoing option.

**ROLL CALL VOTE**

15. [Water & Wastewater Operations: Expert Quality Assurance and Transition Assistance](#)

J. App, City Manager

Consider continuation of expert water and wastewater system quality assurance and management transition assistance. (Due to key staff vacancies, outside expertise is required to provide technical engineering advice and interagency coordination concerning Nacimiento Water Project implementation, groundwater basin management, and strategic water and wastewater planning issues.)

**OPTIONS:**

- a. Adopt Resolution No. 04-xx authorizing the City Manager to engage Christine Halley of TJ Cross Engineers on a time and materials basis, and appropriating up to \$25,000 from Water and Wastewater funds as needed.
- b. Amend, modify, or reject the foregoing option.

**ROLL CALL VOTE**

**CITY MANAGER** – None

**CORRESPONDENCE** – None

**ADVISORY BODY COMMUNICATION** – None

**AD HOC COUNCIL BUSINESS** – None

**COUNCIL COMMENTS**

**PUBLIC COMMENT ON CLOSED SESSION**

(Public comments limited to Closed Session item only).

**CLOSED SESSION**

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

**a. Conference with Legal Counsel – Anticipated Litigation**

Government Code Section 54956.9(c)

Initiation of Litigation

Number of Cases: One

**ADJOURNMENT:** to THE UCSB COUNTY ECONOMIC FORECAST AT 7:00 AM ON FRIDAY, NOVEMBER 5, 2004, AT THE PERFORMING ARTS CENTER AT CAL POLY, 1 GRAND AVENUE, SAN LUIS OBISPO; AND AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET; AND TO THE REGULAR MEETING AT 7:30 PM ON TUESDAY, NOVEMBER 16, 2004, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET.

All persons desiring to speak on an agenda item are asked to fill out *Speaker Information Cards* and place them at the Staff Table prior to public discussion of that item. Each individual speaker will be limited to a presentation total of three (3) minutes per item.

***AMERICANS WITH DISABILITIES ACT*** Any individual, who because of a disability needs special assistance to attend or participate in this meeting, may request assistance by contacting the City Clerk's Office (805) 237-3960. Whenever possible, requests should be made four (4) working days in advance of the meeting.

***THE DEADLINE FOR SUBMITTING ITEMS FOR THE NEXT REGULAR  
COUNCIL MEETING IS NOVEMBER 5, 2004***