



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

## CITY COUNCIL AGENDA

Tuesday, September 2, 2008 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

**7:30 PM – CONVENE REGULAR MEETING**

**CALL TO ORDER** – Downstairs Conference Center

**PLEDGE OF ALLEGIANCE**

**INVOCATION**

**ROLL CALL** Councilmembers John R. Hamon, Jr., Gary Nemeth, Duane Picanco,  
Fred Strong, 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)**

**PRESENTATIONS** - None

## PUBLIC HEARINGS

### 1. **Adoption of Water Capacity Charges**

D. Monn, Director of Public Works

For the City Council to adopt, by resolution, the proposed water capacity charges (i.e., water connection fees). Continued from August 19, 2008.

**OPTIONS:**

- a. Adopt Resolution No. 08-XXX establishing the Water Capacity Charges; or
- b. Amend, modify, or reject one of the above options.

### ROLL CALL VOTE

### 2. **Introduction of Proposed Water Rate Structure**

D. Monn, Director of Public Works

For the City Council to conduct a public hearing, and if there is no majority protest, consider introduction of an ordinance establishing a revised water rate structure. Continued from August 19, 2008.

**OPTIONS:**

- a. Close the Public Hearing and:
  1. Establish whether sufficient valid protests have been received per Proposition 218 procedures to prohibit adoption of the selected water rate structure; and
  2. If there is no majority protest, proceed with the introduction of Ordinance No. XXX N.S., and set September 16, 2008 as the date for reading and adoption of the Ordinance, and
  3. If there is a majority protest, direct staff to develop alternatives.
- b. Amend, modify, or reject one of the above options.

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

### 3. [Approve City Council minutes of August 19, 2008](#)

D. Fansler, City Clerk

### 4. [Approve Warrant Register: Nos. 79227—79352 \(08/15/08\), 79353-79508 \(08/22/08\), and other Payroll Services](#)

J. Throop, Administrative Services Director

5. [Receive and file Advisory Body Committee minutes as follows:](#)  
Library Board of Trustees meeting of July 10, 2008  
Parks & Recreation Advisory Committee meeting of June 10, 2008  
Promotions Coordinating Committee meeting of July 24, 2008
6. [Adopt Resolution No. 08-XXX](#) approving a salary adjustment for the City Manager in accordance with the City Manager Employment Contract. Based on the annual review of City Manager's performance recently conducted by the City Council, and in accordance with the terms of the Contract, the City Manager is entitled to a pay increase. The City Manager has requested deferral of the pay increase due to current economic conditions.  
I. Yang, City Attorney
7. [Adopt Resolution No. 08-XX](#) adding Kevin J. Small (ISA Certificate Number: WE-7333A) to the City's pre-approved Certified Arborist List.  
R. Whisenand, Community Development Director
8. [Adopt Resolutions](#) to authorize the recordation of Tract 2778-1, a 17-lot subdivision located on Dry Creek Road, west of Airport Road, and execution of Subdivision Improvement Agreement guaranteeing the construction of improvements by September 2, 2009; to abandon a portion of Dry Creek Road; and to accept an offer of dedication of public right-of-way for the westerly extension of Dry Creek Road.  
R. Whisenand, Community Development Director

#### ROLL CALL VOTE

## DISCUSSION

### 9. **Cardiac Monitor/Defibrillator Replacement**

K. Johnson, Emergency Services Chief

For the City Council to consider authorizing the purchase of a cardiac monitor/defibrillator to replace unit in use since 1999. Emergency Services recommends deferring the purchase of other budgeted equipment in favor of replacing the aging cardiac monitor/defibrillator.

#### OPTIONS:

- a. Adopt Resolution No. 08-XX authorizing the purchase of a replacement cardiac monitor defibrillator for \$21,369.65 from Zoll Medical Corporation, the sole source provider; or
- b. Amend, modify or reject the above option.

#### ROLL CALL VOTE

**10. Wastewater Pretreatment Standards – Local Limits Laboratory Services**

D. D. Monn, Director of Public Works

For the City Council to consider awarding a contract to develop pretreatment standards (a.k.a., local limits) for the Industrial Waste Program. The limits are required to protect the treatment facility and limit adverse water quality impacts

Quotes were requested from three EPA-approved California laboratories; the quote submitted by Fruit Growers is complete and satisfies bid specifications.

**OPTIONS:**

- a. Adopt Resolution No. 08-xx authorizing the contract with Fruit Growers Laboratory, Inc. to perform analytical laboratory services for the local limits sampling program for a not-to-exceed amount of \$14,132; or
- b. Amend, modify or reject the above option.

**ROLL CALL VOTE**

**11. Tow Service Contract**

L. Solomon, Chief of Police

The City has contracted with local tow service providers since 1987. A review of the current Memorandum of Understanding (MOU) revealed the need to revise the agreement to meet current practices and industry standards.

For the City Council to consider replacing the existing MOU with a new agreement to better protect the City against claims and liability issues.

**OPTIONS:**

- a. Adopt Resolution No. 08-xx authorizing a new Paso Robles Tow Service Agreement with official Police Tow Service Providers; or
- b. Amend, modify or reject the above option.

**ROLL CALL VOTE**

**12. Authorization to Partner on Preparing a Habitat Conservation Plan**

R. Whisenand, Community Development Director

For the City Council to consider partnering with the County of San Luis Obispo to prepare a North County Habitat Conservation Plan (HCP) for the San Joaquin Kit Fox and other species.

**OPTIONS:**

- a. Adopt Resolution No. 08-xx authorizing the City to partner with the County of San Luis Obispo to develop a North County Habitat Conservation Plan; or
- b. Amend, modify or reject the above option.

**ROLL CALL VOTE**

**13. Vector Disease Control Benefit Assessment Balloting**

K. Johnson, Emergency Services Chief

For the City Council to consider authorizing participation in a ballot measure for Paso Robles citizens to determine if they wish to participate in a benefit assessment for disease control and allow the County to provide vector control services within the City Limits. The annual assessment per single family residence under 1 acre would be \$9.80.

A vector of disease is an insect or rodent that is capable of transmitting diseases to humans.

**OPTIONS:**

- a. Adopt Resolution No. 08-xx providing San Luis Obispo County the authority required for Paso Robles citizens to be balloted for inclusion in a Vector Control Assessment District and provide the related services; or
- b. Amend, modify or reject the above option.

**ROLL CALL VOTE**

**CORRESPONDENCE**

**COUNCIL COMMENTS** (Including oral reports on conferences attended)

**ADJOURNMENT:**

- BLACK TIE BINGO, at 6:00 PM ON SATURDAY, SEPTEMBER 6, 2008, AT THE SENIOR CENTER, 270 SCOTT STREET, PASO ROBLES
- THE REGULAR MEETING AT 7:30 PM ON TUESDAY, SEPTEMBER 16, 2008, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET

Any writing or document pertaining to an open session item on this agenda which is distributed to a majority of the City Council after the posting of this agenda will be available for public inspection at the time the subject writing or document is distributed. The writing or document will be available for public review in the City Clerk's Office, 1000 Spring Street, Paso Robles, CA, during normal business hours, and may be posted on the City's web site at <http://www.prcity.com/government/citycouncil/agendas.asp>.

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 SEPTEMBER 5, 2008***