



**CITY OF EL PASO DE ROBLES**  
*"The Pass of the Oaks"*

**CITY COUNCIL AGENDA**  
Tuesday, October 7, 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**

- 1. Retirement Recognition – Gene R. Bergman, Executive Director,  
Housing Authority of the City of Paso Robles**

## **PUBLIC HEARINGS**

### **2. Formation of the Paso Robles Tourism and Lodging Promotions Business Improvement District**

J. Troop, Administrative Services Director

For the City Council to consider the formation of a hotel owner initiated citywide tourism improvement district for the purposes of increasing investment in tourism marketing in Paso Robles.

#### **OPTIONS:**

- a. Initiate formation proceedings by:
  - i. Adopting Resolution No. 08-xxx establishing and adopting bylaws for the Paso Robles Tourism and Lodging Promotions Business Improvement District Advisory Committee;
  - ii. Appointing the hoteliers' recommendations to the Paso Robles Tourism and Lodging Promotions Business Improvement District Advisory Committee; and
  - iii. Adopting Resolution No. 08-xxx declaring the intention to establish the Paso Robles Tourism and Lodging Promotions Business Improvement District, and setting a public hearing for December 2, 2008; or
- b. Amend, modify, or reject the option above.

#### **ROLL CALL VOTE**

### **3. City Hall Parking Lot Sulfur Spring Remediation Project Mitigated Negative Declaration**

M. Williamson, Assistant City Manager.

For the City Council to consider approval of a Mitigated Negative Declaration for the City Hall Parking Lot Sulfur Spring Remediation Project.

#### **OPTIONS:**

- a. Adopt Resolution No. 08-xxx approving a Mitigated Negative Declaration for the Project; or
- b. Amend, modify or reject the above option.

#### **ROLL CALL VOTE**

### **4. Nacimiento Water Treatment Plant and Main East Pipeline - Mitigated Negative Declaration**

R. Whisenand, Community Development Director

For the City Council to consider approval of a Mitigated Negative Declaration for the Paso Robles (Nacimiento) Water Treatment Plant and Main East Pipeline.

#### **OPTIONS:**

- a. Adopt Resolution No. 08-XXX approving a Mitigated Negative Declaration for the Project; or
- 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.

5. Approve City Council minutes of September 16, 2008  
D. Fansler, City Clerk
6. Approve Warrant Register: Nos. 79743—79883 (09/12/08), 79884—80064 (09/19/08), 80065-80206 (09/26/08), and Other Payroll Services  
J. Throop, Administrative Services Director
7. Receive and file Advisory Body Committee minutes as follows:  
Citizens' Airport Advisory Committee meeting of August 28, 2008  
Library Board of Trustees meeting of August 14, 2008  
Parks & Recreation Advisory Committee meeting of August 12, 2008  
Pioneer Museum 2007-2008 Annual Report
8. Proclamation designating October 16, 2008 as "Lights on Afterschool! Day", in Paso Robles.  
F. Mecham, Mayor
9. Read, by title only, and adopt Ordinance No. 948 N.S. The ordinance proposes amendments to the Floodplain Management Ordinance mandated by FEMA as conditions for participation in the National Flood Insurance Program. The recommended changes address compliance with latest FEMA standards and include revisions to definitions and processing requirements for flood zone determinations. The changes are statutorily exempt from the California Environmental Quality Act per Public Resources Code Section 21080. 1ST READING DATE September 16, 2008  
R. Whisenand, Community Development Director
10. Adopt Resolution No. 08-XX designating Spring Street as part of Historic U.S. Highway Route 101, and authorize City staff to place up to four Caltrans approved historic signs along the corridor.  
R. Whisenand, Community Development Director
11. Adopt Resolution No. 08-XX from the State Infrastructure Revolving Loan Fund Program, expressing interest in the program and assigning the Director of Public Works as the contact person for the City. The resolution would allow staff to open discussion with the State regarding possible low interest loans for future waste water infrastructure. D. Monn, Director of Public Works
12. Adopt Resolution No. 08-XX approving a lease amendment and lot merger of Airport Parcels 49 & 50, PRAL 80-53, located at 4280 Second Wind Way (Treana Winery, LLC)  
M. Williamson, Assistant City Manager

## ROLL CALL VOTE

## DISCUSSION

### 13. **Community Water Rates – Financial Background**

D. Monn, Director of Public Works

For the City Council to receive the proposed “pay-as-you-go” water rate schedule and set dates for public workshops on the topic.

**OPTIONS:**

- a. Receive “pay-as-you-go” rate structure and:
  - 1. Set October 15, 2008 at 6:00 PM and October 16, 2008 at 11:00 AM as dates for public workshops; and
  - 2. Adjourn this meeting to the October 15 and 16 workshops for Council attendance; and
  - 3. Direct staff to return to City council on October 21, 2008 with formal introduction of the “pay-as-you-go” rate structure; or
- b. Amend, modify or reject the above option.

#### ROLL CALL VOTE

### 14. **Spring Street, Flamson Middle School – Modification of Standard Street Improvements**

D. Monn, Director of Public Works

For the City Council to authorize the design for the reconstruction of Spring Street improvements, adjacent to Flamson Middle School.

**OPTIONS:**

- a. Direct staff to design new curbs on Spring Street adjacent to Flamson Middle School to match the existing alignment; or
- b. Amend, modify or reject the above option.

#### ROLL CALL VOTE

### 15. **2007-2008 Annual Storm Water Report – Public Review Period**

D. Monn, Public Works Director

For the City Council to consider opening the Annual Storm Water Report for public review and comment for thirty days as required by the Regional Water Quality Control Board.

**OPTIONS:**

- a. Accept the Annual Storm Water Report for review by the public with a thirty day public review and comment period, beginning October 7, 2008 and ending November 6, 2008; or
- b. Amend, modify or reject the above option.

#### ROLL CALL VOTE

**16. OTR 08-008: Oak Tree Removal in Relation to Frontage Improvements and Widening of Golden Hill Road (Applicant: Regency Centers)**

R. Whisenand, Community Development Director

For the City Council to consider a request to remove two mature Valley Oak Trees located in the Golden Hill right-of-way.

**OPTIONS:**

- a. Adopt Resolution No. 08-xxx approving OTR 08-008, allowing the removal of two Valley Oak Trees, and requiring that eleven 2-inch diameter replacement trees be planted; or
- b. Amend, modify or reject the above option.

**ROLL CALL VOTE**

**17. Waste Water Treatment Plant – NPDES Violations**

D. Monn, Public Works Director

For the City Council to consider authorizing issuance of an Acceptance of Conditional Resolution and Waiver of Right to Hearing Form with the State Water Resources Control Board concerning alleged violations of the discharge limits allowed under the City's National Pollutant Discharge Elimination System (NPDES) Permit.

**OPTIONS:**

- a. Adopt Resolution No. 08-xxx authorizing an "Acceptance of Conditional Resolution and Waiver of Right to Hearing Form" be sent to the RWQCB by October 19, 2008; and appropriate \$39,000 to render payment of the Final Notice of Violation; or
- b. Amend, modify or reject the above option.

**ROLL CALL VOTE**

**18. City Waste Water Salt Discharge Analysis**

D. Monn, Public Works Director

The Waste Water Treatment Plant is subject to discharge limits for sodium, chloride and total dissolved solids (TDS). Increased salt concentration in the City's ground water exceeds the City's discharge permit limit resulting in fines for violations.

For the City Council to consider appropriating funds and authorizing a contract for a salt discharge analysis to demonstrate that higher limits on sodium, chloride and TDS will not impact beneficial downstream uses of the Salinas River.

**OPTIONS:**

- a. Adopt Resolution No. 08-xxx authorizing the contract with Fugro-West Engineering in the amount of \$53,000 to provide an environmental science study of salt discharge from the City Waste Water Treatment Plant; or
- b. Amend, modify or reject the above option.

**ROLL CALL VOTE**

**19. Groundwater Basin Management Plan (AB 3030)**

D. Monn, Director of Public Works

The City of Paso Robles (acting as lead agency) was recently awarded a \$208,000 AB 3030 Local Groundwater Assistance Grant to develop a comprehensive Groundwater Management Plan for the Basin.

For the City Council to consider authorizing an advance of \$208,000 from the Water Fund for the preparation of a Paso Robles Basin Groundwater Basin Management Plan. The City will be reimbursed from the State Grant on a quarterly basis.

**OPTIONS:**

- a. Adopt Resolution No. 08-XXX authorizing the advance of \$208,000 in connection with the preparation of a Groundwater Basin Management Plan; or
- b. Amend, modify, or reject, the above option.

**ROLL CALL VOTE**

**20. Pioneer Day Committee – Funding Request**

J. App, City Manager

For the City Council to consider a funding request to support the Pioneer Day Parade and related activities. (Continued from September 16, 2007)

**OPTIONS:**

- c. Council consider the request and make a determination; or
- d. Amend, modify, or reject, the above option.

**ROLL CALL VOTE**

**ADVISORY BODY COMMUNICATION**

**21. Citizens Airport Advisory Committee – Schedule Date to Conduct Interviews to Fill Vacancies**

M. Williamson, Assistant City Manager

Select date for conducting interviews and making appointments for vacancies on the Citizen's Airport Advisory Committee.

- a. Set a date for interviewing applicants and making appointments to the Citizens Airport Advisory Committee; or
- b. Amend, modify, or reject the above options.

**VOICE VOTE**

## AD HOC COMMITTEE COMMUNICATION

### 22. Ad Hoc Committee Formation – HBA Water Connection Fees

D. Monn, Director of Public Works

Consider forming an ad hoc committee to meet with the Home Builders Association regarding proposals for new water connection fees.

#### OPTIONS:

- a. Appoint two Councilmembers to the ad hoc committee; or
- b. Amend, modify, or reject the above option.

## VOICE VOTE

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

### ADJOURNMENT:

- PASO ROBLES PIONEER DAY PARADE, AT 10:00 am, SATURDAY, OCTOBER 11, 2008, AT THE CITY PARK, PASO ROBLES
- WATER RATE CHARRETTE, AT 6:00 PM, WEDNESDAY, OCTOBER 15, 2008, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES
- WATER RATE CHARRETTE, AT 11:00 AM, THURSDAY, OCTOBER 16, 2008, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES
- THE JOINT PLANNING COMMISSION/CITY COUNCIL BREAKFAST MEETING AT 7:00 AM, FRIDAY, OCTOBER 17, 2008 AT THE TOUCH OF PASO RESTURANT, PASO ROBLES
- DEMONSTRATION BY CAL POLY FACULTY OF 3-D MODELLING TECHNIQUES, AT 3:00 pm, TUESDAY, OCTOBER 21, 2008 AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- THE REGULAR MEETING AT 7:30 PM ON TUESDAY, OCTOBER 21, 2008, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES

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 OCTOBER 10, 2008***