



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

## CITY COUNCIL AGENDA

Tuesday, August 5, 2014



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

PLEASE REFRAIN FROM CELL PHONE USE DURING THE MEETING - PLEASE TURN RINGER OFF

### 7:30 PM – CONVENE REGULAR MEETING

CALL TO ORDER – Downstairs Conference Center

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL Councilmembers Ed Steinbeck, John Hamon, Steve Martin, Fred Strong, and Mayor Duane Picanco

STAFF INTRODUCTIONS

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 HEARING - None

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.

1. [Approve City Council Minutes from July 8 and July 15, 2014](#)  
D. Fansler, City Clerk
2. [Approve Warrant Registers 1609-1773 \(7/11/14\), 1774-1871 \(7/18/14\), 1872-2014 \(7/25/14\), and other payroll Services](#)  
J. Throop, Director of Administrative Services
3. [Advisory Body Minutes](#)  
Airport Advisory Committee (April 24, 2014)  
Travel Paso Robles Alliance (May 27, 2014)  
Parks and Recreation Advisory Committee (June 9, 2014)  
Senior Citizen Advisory Committee (June 9, 2014)  
Library Board of Trustees (June 12, 2014)  
Travel Paso Robles Alliance (June 24, 2014)

4. [Adopt Resolution 14-xxx authorizing the application for 5339 funds to reimburse the City for completed Transit Center improvements, and authorize the Director of Administrative Services to provide Caltrans with the required documentation for the application and reimbursement process.](#)  
J. Throop, Administrative Services Director
5. [Adopt Resolution 14-xxx appropriating \\$35,000 for electronic archiving of building plans and documents for fiscal year 2015.](#)  
D. Monn, Public Works Director
6. [Adopt Resolution 14-xxx awarding a contract for Citywide Street Sweeping in the amount of \\$63,251 from General Fund Reserves to Budget No. 1003301-52210, and authorizing the City Manager to execute the contract with SP Maintenance Services to provide one year of services in accordance with the bid documents issued for the work.](#)  
D. Monn, Public Works Director
7. [Accept the recommendation of the Travel Paso Robles Alliance \(TPRA\) for appointment of Brittany Tonkin to a vacant TPRA Advisory member seat for a partial remainder term through October 31, 2014.](#)  
M. Williamson, Assistant City Manager
8. [Approve Resolution 14-xxx appropriating \\$15,000, from the Building Education Reserve Fund 114, to cover the cost of education of Building Personnel for fiscal year 2015.](#)  
D. Monn, Public Works Director
9. [Adopt Resolution No. 14-xxx awarding a contract to repair a portion of Spring Street, from 16<sup>th</sup> Street to 24<sup>th</sup> Street, to Ferravanti Paving & Grading in the amount of \\$1,114,299.99, and authorizing the City Manager to execute the contract.](#)  
D. Monn, Public Works Director
10. [Adopt Resolution 14-xxx approving City Manager Salary Adjustment pursuant to Employment Contract.](#)

**ROLL CALL VOTE**

**DISCUSSION**

11. [North County \(a.k.a., Paso Robles\) Groundwater Basin Management District](#)

J. App, City Manager

For City Council to consider supporting formation of a locally managed water district, and in parallel, a Joint Powers Authority covering a portion of the North County (a.k.a., Paso Robles) Groundwater Basin.

**Options:**

- a. Adopt a resolution in support of:

- An amended version of AB 2453 that is fully consistent with pending statewide legislation regarding sustainable groundwater management, and that would authorize a newly formed California Water District to exercise all powers within its territory that are provided under new statewide groundwater management laws; and
- Action by local property owners to form such a district; and
- Developing a Basin Management Joint Powers Authority with the County and, if formed, a new California Water District, to carry out a new sustainable groundwater management plan for the North County (a.k.a., Paso Robles) Groundwater Basin in accordance with applicable state law;

or;

- b. Amend, modify, or reject the above option.

**ROLL CALL VOTE**

12. [Mobile Dispensaries – Update](#)

J. Throop, Administrative Services Director

For the City Council either to permit staff to process business license request for mobile medical marijuana dispensaries, or to consider ban on such dispensaries.

**Options:**

- a. By motion; that the Council permit staff to issue a business license under the current business license code provisions applicable to delivery services; or
- b. That the Council introduce for first reading Ordinance No. XXXX N.S. adding Chapter 9.51 to the El Paso de Robles Municipal Code, to prohibit the licensing or operation of mobile medical marijuana dispensaries; or
- c. Amend, modify, or reject the above options.

**ROLL CALL VOTE**

**13. Riverside Avenue Bike Lanes, 13<sup>th</sup> to 17<sup>th</sup> Streets**

D. Monn, Public Works Director

For the City Council to consider placing bike lanes on Riverside Avenue from 13<sup>th</sup> to 17<sup>th</sup> Streets.

**Options:**

- a. Install typical Class II bike lanes on Riverside Avenue from 13<sup>th</sup> Street to 17<sup>th</sup> Street.
- b. Maintain the existing parking on the west side of Riverside Avenue from 13<sup>th</sup> Street to 17<sup>th</sup> Street. Direct staff to prepare amendments to both the Bike Master Plan and the Uptown/Town Centre Specific Plan showing removal of the Riverside Avenue Bike Thoroughfare. Do not install bike lanes.
- c. Direct staff to determine the cost of reconstructing improvements along the west side of Riverside Avenue from 14<sup>th</sup> Street to 16<sup>th</sup> Street to accommodate both bike lanes and parking.
- d. Amend, modify or reject the above options.

**ROLL CALL VOTE**

**14. Building Plan Review Options**

D. Monn, Public Works Director

For the City Council to consider a plan to rebuild building permit review process capacity.

**Options:**

- a. Authorize proposed staff additions, reclassifications, hourly rate, and deposit schedule.
- b. Amend, modify, or reject the above option.

**ROLL CALL VOTES**

**15. Buena Vista Improvements along Cuesta College Frontage**

D. Monn, Public Works Director

For City Council to consider allocating funds to improve Buena Vista along Cuesta College frontage (DPW No. 14-04).

**Options:**

- a. Adopt Resolution No. 14-xxx to
  - 1) Allocate \$250,000 to Budget No. 2139101-54520-C0043 with the funding source from Fund 213, Traffic Impact Fees;
  - 2) Authorize the City Manager to engage the services of North Coast Engineering in a not-to-exceed amount of \$8,210. Amend, modify, or reject the above option.

**ROLL CALL VOTE**

**16. Monitoring of Pickleball Facility at Centennial Park**

J. Dahlen, Library and Recreation Services Director

For the City Council to consider options for monitoring the use of Pickleball (PB) Courts at Centennial Park.

**Options:**

- a. Accept the recommendation of the Parks and Recreation Advisory Committee, advising the Paso Robles Pickleball Club to form a regimented volunteer patrol to monitor use of the PB

courts at Centennial Park and authorize City staff to post relevant City ordinances on the courts.

- b. Amend, modify, or reject the above option.

**ROLL CALL VOTE**

**17. [OTR 14-006 - Request To Remove One Oak Tree At 1035 Par Avenue \(Bice\)](#)**

E. Gallagher, Community Development Director

For the City Council to consider a request by Ms. Dorothy Bice, to remove one oak tree on her property.

**Options:**

- a. Adopt Resolution No. 14-xxx approving OTR 14-006, denying the request to remove the 23-inch diameter Valley Oak Tree, based on the tree being healthy and removing the tree would conflict with the purpose and intent of the Oak Tree Ordinance, which is for the preservation of oak trees; or
- b. Adopt Resolution No. 14-xxx approving OTR 14-006, allowing the removal of one 23-inch diameter Valley Oak Tree based on the tree being a nuisance to the property owner, and require four (4) 1.5-inch diameter Valley Oak replacement trees to be planted at the direction of the Arborist, or payments made to the City's oak tree replacement fund; or
- c. Amend, modify or reject the above options.

**ROLL CALL VOTE**

**18. [OTR 14-007 – Request Waiver of Fees for Oak Tree Removal – 1721 Filbert Street \(Matta\)](#)**

E. Gallagher, Community Development Director

For the City Council to consider a request filed by Henry Curtis of Whit's Turn Tree Care, on behalf of Bart Matta, to waive the \$200 application fee for an emergency oak tree removal.

**Options:**

- a. Approve the waiver of the \$200 deposit for the staff level oak tree removal, based on the tree being dead or diseased beyond correction and based on the Arborist professional opinion that the trees decline was not the fault of the property owner; or
- b. Amend, modify or reject the above options.

**ROLL CALL VOTE**

**19. [Annual Review of Investment Policy](#)**

Mike Compton, City Treasurer

For the City Council to undertake its' annual review of the City's Investment Policy.

**Options:**

- a. That the City Council undertake its' annual review of the City's Investment Policy and approve the recommended change; or
- b. Amend, modify, or reject the above option.

**ROLL CALL VOTE**

**20. [Climate Action Plan – Implementation Assistance](#)**

E. Gallagher, Community Development Director

For the City Council to consider the use of resources available at no expense to the City to develop a tracking program on implementation of the City's adopted Climate Action Plan.

**Options:**

- a. By voice-vote, support the use of resources identified to assist in implementation of the City's Climate Action Plan.
- b. Amend, modify, or reject the above-listed action.

**ROLL CALL VOTE**

**21. [Aviation Consultants, Inc. \(ACI\) Lease Amendment - Restaurant Space](#)**

M. Williamson, Assistant City Manager

For the City Council to authorize the terms for an amendment to the existing Fixed Base Operator (FBO) services lease with Aviation Consultants, Inc. (ACI) to include restaurant space and operations within the Airport Terminal.

**Options:**

a. Adopt the attached Resolution 14-xxx:

- 1) Authorizing the City Manager to enter into an amended Lease and Concession Agreement with Aviation Consultants, Inc. (ACI) for the 1,780 s.f. of restaurant space within the Airport Terminal, incorporating the business terms stated above, to be drafted and approved by the City Attorney; and
- 2) Setting a combined lease rate of \$10,744 for the existing FBO lease area(s) and restaurant space to be subject to escalations as provided for in the current FBO lease agreement; or

b. Amend, modify, or reject the above option.

**ROLL CALL VOTE**

**22. [Lease Approval for Transit Center](#)**

J. Throop, Administrative Services Director

For the City Council to consider approval of a lease agreement for the San Luis Obispo Regional Transit Authority (SLORTA) for the city-owned structure at 800 Pine Street and nearby parking area.

**Options:**

a. That the Council adopt Resolution 14-xxx approving the lease agreement, and authorizing the City Manager to execute the Agreement; or

b. Amend, modify, or reject the above option.

**ROLL CALL VOTE**

**23. [Executive Search – Public Works Director](#)**

J. App, City Manager

For the City Council to engage outside assistance to conduct a State-wide search for Director of Public Works.

**Options:**

a. Authorize the City Manager to Execute a Contract with Avery & Associates for Executive Search Services, and approved the Budget Adjustment Request to appropriate funds from General Fund Reserves in the amount of \$19,400.

b. Amend, modify, or reject the foregoing option.

**ROLL CALL VOTE**

**24. [Utility Billing Software Upgrade](#)**

J. Throop, Administrative Services Director

For the City Council to consider allocating Water Enterprise funds to purchase an additional software module for the utility billing system.

**Options:**

a. That the Council adopt Resolution No. 14-XXX approving the appropriation of \$45,381 from the Water Fund (600-10010) for the purchase of the mCARE software and related hardware equipment, as shown in attachment A; or

b. Amend, modify, or reject the above option.

**ROLL CALL VOTE**

**COUNCIL BUSINESS – None**

## CLOSED SESSION

- **Conference with Legal Counsel – Existing Litigation**  
Pursuant to subsection (d)(1) of Government Code section 54956.9

City of El Paso de Robles v. Quorum Realty Fund IV, et al.,  
San Luis Obispo Superior Court Case No. 14CVP-0125

- **Conference with Legal Counsel – Existing Litigation**  
Pursuant to subsection (d)(1) of Government Code section 54956.9

Quorum Realty Fund IV LLC v. City of El Paso de Robles, et al.,  
San Luis Obispo County Superior Court Case No. 14CVP-0174

## ADJOURNMENT TO:

- PLANNING COMMISSION REGULAR MEETING - 7:30PM ON TUESDAY, AUGUST 12, 2014 IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES
- CITY COUNCIL/PLANNING COMMISSION BREAKFAST – 7:30AM ON FRIDAY, AUGUST 15, 2014, AT TOUCH OF PASO RESTAURANT
- REGULAR CITY COUNCIL MEETING – 7:00PM ON TUESDAY, AUGUST 19, 2014 IN THE LIBRARY/CITY HALL CONFERENCE ROOM, 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 MEETING IS AUGUST 15, 2014***