

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, March 6, 2001 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**

### **6:45 – CLOSED SESSION**

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

### **PUBLIC COMMENT**

Public comments limited to Closed Session items only.

### **DISCUSSION**

- a. **Pursuant to Government Code Section 54956.9(b) – Anticipated Litigation**  
Significant exposure to litigation (facts and circumstances not known to adverse party)  
Number of cases: One

### **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.

**PRESENTATIONS** - None

**REPORT ON CLOSED SESSION**

**NOTICED HEARINGS**

- 1. **Rezone 99007 (Bill Ridino)**  
R. Lata, Community Development Director

Consider a proposal by Bill Ridino to rezone an approximate 3-acre property from Residential Single Family (R1 B3) to Residential Multiple Family (R2 PD) consistent with the property's existing General Plan land use designation.

**OPTIONS:**

- a. (1) Adopt Resolution No. 01-xx approving a Negative Declaration for Rezone 99007.

**ROLL CALL VOTE**

- (2) Give first reading of Ordinance No. XXX N.S. amending Section 21.21.020 of the Zoning Code (Title 21); and set March 20, 2001, as the date for second reading and adoption.

**ROLL CALL VOTE**

- b. Amend, modify or reject the foregoing options.

General Plan Amendment 1-01 is comprised of four separate components as stated below. The City Council is authorized by Government Code Section 65358(b) to consider each component as a separate General Plan Amendment, or to consider them jointly as a single General Plan Amendment, or any combination thereof. As proposed, they would be considered as one General Plan Amendment.

Even though the four Land Use components are being proposed as a single General Plan Amendment, it would be appropriate for each component to be considered as a separate public hearing item.

However, please note that the Council is requested to take a “straw vote” on each of the four parts of the Amendment to the Land Use Element of the General Plan. Final action on the Land Use Element Amendment as a whole should not be taken until the Council completes consideration of the last of the four components.

**2.1 General Plan Amendment 1-01(Part 1 of 4): Aircraft Operations Disclosure Requirement**

R. Lata, Community Development Director

Subject to consideration of public testimony, consider the Planning Commission’s recommendation to amend the City’s General Plan to incorporate a requirement regarding aircraft noise that properties east of the Salinas River/Highway 101 corridor are in a potential aircraft noise impact area, and that a Disclosure Statement of the type illustrated in the attached sample must be recorded in conjunction with the issuance of an entitlement for development in the impacted area.

**OPTIONS:**

- a. (1) Adopt Resolution No. 01-xx granting Negative Declaration status for a component of General Plan Amendment 1-01.

**ROLL CALL VOTE**

- (2) Adopt Resolution No. 01-xx granting approval to General Plan Amendment 01-01, which includes this component as Part 1 of a 4-Part General Plan Amendment.

**STRAW VOTE**

- b. Amend, modify or reject the foregoing options.

**2.2 General Plan Amendment 1-01 (Part 2 of 4): Vina Robles Land Use Designation and Rezone 2001-001**

R. Lata, Community Development Director

Subject to consideration of public testimony, consider the Planning Commission’s recommendation to amend the City’s General Plan to amend the General Plan and Zoning Maps. The 94-acre property proposed for future annexation is located on the south side of Highway 46 East, on either side of Mill Road. The property proposed by Vina Robles for redesignation from County Agriculture to Parks and Open Space is approximately 29 acres in size and is located on east side of Mill Road. The remaining approximate 65 acres that is proposed to be rezoned with a City Agricultural designation is located on the west side of Mill Road.

**OPTIONS:**

- a. (1) Adopt Resolution No. 01-xx approving Negative Declaration for General Plan Amendment 1-01 (Part 2) and Rezone 2001-001 in conjunction with a proposed annexation.

**ROLL CALL VOTE**

- (2) Adopt Resolution No. 01-xx granting approval to General Plan Amendment 01-01, which includes this component as Part 2 of a 4-Part General Plan Amendment.

**STRAW VOTE**

- (3) Introduce Ordinance XXX N.S. amending the Zoning Map established by reference in Section 21.12.020 of the Zoning Code (Title 21); and set March 20, 2001, for adoption.

**ROLL CALL VOTE**

- b. Amend, modify or reject the foregoing options.

**2.3 General Plan Amendment 1-01 (Part 3 of 4): Paso Robles Glass Land Use Designation and Rezone 2001-002**

R. Lata, Community Development Director

Subject to consideration of public testimony, consider the Planning Commission's recommendation to establish a "Commercial Service" General Plan designation for property located in the block east of Oak Street and north of 22<sup>nd</sup> Street which is being used by Paso Robles Glass, and approve first reading of an ordinance that would bring the zoning of all the property being used by Paso Robles Glass into consistency with both the General Plan and the current land use by establishing a C-3 (Commercial Service) zoning for the subject properties.

**OPTIONS:**

- a. (1) Adopt Resolution No. 01-xx granting Negative Declaration status for a component of General Plan Amendment 1-01 (Part 3) and Rezone 2001-002.

**ROLL CALL VOTE**

- (2) Adopt Resolution No. 01-xx granting approval to General Plan Amendment 01-01, which includes this component as Part 3 of a 4-Part General Plan Amendment.

**STRAW VOTE**

- (3) Introduce Ordinance XXX N.S. amending the Zoning Map established by reference in Section 21.12.020 of the Zoning Code (Title 21); and set March 20, 2001, for adoption.

**ROLL CALL VOTE**

- b. Amend, modify or reject the foregoing options.

**2.4 General Plan Amendment 1-01 (Part 4 of 4): Hogue Grips Land Use Designation and Rezone 2001-003**

R. Lata, Community Development Director

Subject to consideration of public testimony, consider the Planning Commission's recommendation to amend the General Plan and Zoning Maps. The subject property is located on the southwest corner of Airport Road and Dry Creek Road, southwest of Runway 19 at the Municipal Airport. Approximately 38 acres of the site are already planted in vineyard and proposed to remain in active agricultural use. Of the remaining 64 acres, the applicant is proposing to develop approximately 27.5 acres with industrial business park, and to retain approximately 36 acres in open space.

**OPTIONS:**

- a. (1) Adopt Resolution No. 01-xx granting Negative Declaration status for a component of General Plan Amendment 1-01 (Part 4) and Rezone 2001-003.

**ROLL CALL VOTE**

- (2) Adopt Resolution No. 01-xx granting approval to General Plan Amendment 01-01, which includes this component as Part 4 of a 4-Part General Plan Amendment.

**STRAW VOTE**

- (3) Introduce Ordinance XXX N.S. amending the Zoning Map established by reference in Section 21.12.020 of the Zoning Code (Title 21); and set March 20, 2001, for adoption.

**ROLL CALL VOTE**

- b. Amend, modify or reject the foregoing options.

**General Plan Action:** Upon completion of the hearings on GPA 1-01, the City Council is requested to take an action on the Land Use Element Amendments that have straw vote support (in the form of a single City Council Resolution).

**ROLL CALL VOTE on Items 2.1a(2), 2.2a(2), 2.3a(2) and 2.4a(2).**

**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 3-8 ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.

3. Approve City Council Minutes of January 30, February 5, February 12 (Public Works Tour), February 12 (Emergency Services Community Meeting) and February 19, 2001.  
D. Fansler, City Clerk
4. Approve Warrant Register.  
M. Compton, Administrative Services Director
5. Rescind Resolution No. 00-61 and, in order to clarify Council's original intent and make a new resolution consistent with the approved meeting minutes, adopt Resolution No. 01-xx appropriating \$110,000 to cover the cost of a full-time regular building inspector and a contract clerical position to be funded through June 30, 2001, and direct the Administrative Services Department to reflect the Building Inspector as a part of the base budget of the Community Development Department.  
R. Lata, Community Development Director
6. Adopt Ordinance No. XXX N.S. by regular motion, ordering that the Ordinance be read by title only, then by separate motion adopting the Ordinance amending Chapter 3.40 Revenue and Finance of the Municipal Code to modify the Fiscal Year 2000/2001 budget for the Redevelopment Agency of the City of El Paso de Robles.  
R. Lata, Community Development Director
7. Adopt Resolution No. 01-xx awarding the low bid for the North County Transportation Center – Phase IV, DPW Project No. 94-10, to Wysong Construction (Atascadero, California) in the amount of \$101,214.  
J. Deakin, Public Works Director
8. Authorize the City Attorney to represent the City in protest of State Department of Water Resources Application No. 31115 to divert Salinas River flow at the Pierce Dam upstream of Paso Robles.  
J. Deakin, Public Works Director

#### **ROLL CALL**

#### **PUBLIC DISCUSSION**

#### **9. Completion of Subdivision Improvements – Tract 2276**

R. Lata, Community Development Director

Consider the status of subdivision improvement bonds for Tract 2276 (Bonita Homes, Inc.) if work has not been completed and accepted by March 15, 2001. Tract is located on west side of Airport Road, north of Brookhill Road at Turtle Creed Road.

#### **OPTIONS:**

- a. Adopt Resolution No. 01-xx stating that if public improvements have not been completed to the satisfaction of City staff by March 15, 2001, staff shall revoke the encroachment permit for Bonita Homes, Inc. to work within the public right of way, effective March 16<sup>th</sup>, and pull the improvement bonds to complete remaining work.
- b. Adopt a resolution extending the deadline for the Subdivision Improvement Agreement to March 31<sup>st</sup>, and authorize staff to revoke the encroachment permit for Bonita Homes, Inc. to work within the public right of way, effective April 1<sup>st</sup>, and pull the improvement bonds to complete the remaining work.
- c. Amend, modify or reject the foregoing options.

#### **ROLL CALL VOTE**

10. **Use of Septic System – East Side of Airport Road, North of State Highway 46**

R. Lata, Community Development Director

Consider allowing septic tank usage for a proposed RV (recreation vehicle) park on approximately 19.4 acres on the east side of Airport Road, north of State Highway 46 East.

**OPTIONS:**

- a. Adopt Resolution No. 01-xx authorizing usage of a septic system for a proposed RV park located on the east side of Airport Road, north of State Highway assessment district to extend the sewer line to their property, and subject to the approval of the Regional Water Quality Control Board.
- b. Amend, modify or reject the foregoing option.

**ROLL CALL VOTE**

11. **Transit Operations**

M. Compton, Administrative Services Director

Consider disposition of Transportation Development Act (TDA) funds as it relates to transit operations, including consideration of expanding fixed-route public bus service.

**OPTIONS:**

- a. Direct staff to:
  - (1) Prepare a “new/expanded service request” as part of the preparation of the new two-year budget/four-year financial plan with the intention of implementing expanded fixed-route services July 1, 2001, or upon receipt of a new bus, whichever occurs later; and
  - (2) Prepare a budget resolution to appropriate funds for outright purchase of a new fixed-route bus; and
  - (3) Authorize staff to initiate bus acquisition activities; and
  - (4) Prepare a budget resolution to appropriate funds for bus stop improvements.
- b. Amend, modify or reject the foregoing option.

**ROLL CALL VOTE**

**12. Measure D Project Budgets & Financing**

J. App, City Manager

Consider modifying Measure D project scopes and/or budgets to address cost variances.

**OPTIONS:**

- a. Approve Measure D Project Financial Analysis (Exhibit A) and adopt Resolution No. 01-xx to appropriate funds per Exhibit A; and adopt Resolution No. 01-xx to award the bid for the Public Safety Center to S. C. Anderson, Inc. (Bakersfield, California).
- b. Modify Measure D Project finances and/or scope of the Public Safety Center bid award and adopt amended resolutions accordingly.
- c. Amend, modify or reject the foregoing options.

**ROLL CALL VOTE**

**13. Mid-Year Budget Report**

M. Compton, Administrative Services Director

Presentation of the Mid-Year Budget Report for fiscal year ending June 30, 2001.

**OPTIONS:**

- a. Receive and file the annual Mid-Year Budget Report.
- b. Amend, modify or reject the foregoing option.

**VOICE VOTE**

**14. Orchard Bungalow Assessment District**

J. Deakin, Public Works Director

Provide direction to staff regarding action required to implement the Council's decisions regarding streets in the Orchard Bungalow Assessment District area.

**OPTIONS:**

- a. Add \$110,000 to the Public Works budget from General Fund Reserve to fund the surveys, engineering and legal work required to properly describe and map the streets recommended for change; and direct staff to accomplish the work necessary to complete the actions described for the Orchard Bungalow streets.
- b. Amend, modify or reject the foregoing option.

**ROLL CALL VOTE**

**CITY MANAGER** – None

**CORRESPONDENCE** - None



**ADVISORY BODY COMMUNICATION**

**15. Receive and file minutes for the following meetings:**

- a. Pioneer Museum Board meeting of February 8, 2001
- b. Parks and Recreation Advisory Committee meeting of January 9, 2001
- c. Paso Robles Senior Advisory Committee meeting of January 8, 2001
- d. Housing Authority Board meeting of February 14, 2001

**VOICE VOTE**

**16. Air Photo Display for Council Chambers**

R. Lata, Community Development Director

Consider options regarding installation of an air photo of the City on the wall of the City Council chambers.

**OPTIONS:**

- a. Direct staff to pursue the purchase of a six-part (6) mosaic, which would be approximately six feet wide by nine feet high, and direct staff to return with a resolution appropriating the necessary funds.
- b. Amend, modify or reject the foregoing option.

**VOICE VOTE**

**AD HOC COUNCIL BUSINESS**

**17. LAFCO Staffing and Funding**

Councilmember Picanco

Discuss proposal to create and fund an independent, as compared to a county-staffed, Local Area Formation Commission.

**ADJOURNMENT:** to A COMMUNITY WORKSHOP ON MONDAY, FEBRUARY 12, 2001, AT 7:00 PM AT THE SCHOOL DISTRICT BOARD ROOM, 800 NIBLICK ROAD

**Future Council Meetings**

- GOAL-SETTING MEETING ON THURSDAY, MARCH 15, 2001, AT 7:00 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET
- GOAL-SETTING MEETING ON SATURDAY, MARCH 17, 2001, AT 9:00 AM AT THE SCHOOL DISTRICT BOARD ROOM, 800 NIBLICK ROAD
- CDBG 2001 PROGRAM APPROVAL MEETING ON MONDAY, MARCH 19, 2001, PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET
- THE REGULAR CITY COUNCIL MEETING ON TUESDAY, MARCH 20, 2001, 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 MARCH 9, 2001***