



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

## CITY COUNCIL MINUTES

Tuesday, November 17, 2009 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 Hamon Nick Gilman, Ed Steinbeck, Fred Strong, and Mayor Duane Picanco,

PUBLIC COMMENTS

- **Annie Robb** – A member of the Youth Commission was present and announced.
- **Michael Seden-Hanson** – announced the new mid-day shuttle service.
- **Linda Shultz** – 2400 Golden Hill Road, expressed business problems. The new median which was recently installed is blocking access to her gas station entrance.
- **John Borst** – Commented that he is pleased with the outcome of the recent water rate election.
- **Joe Crawford** – Also commented about the traffic problem at the new Golden Hill Road intersection and median.

AGENDA ITEMS TO BE DEFERRED (IF ANY) - None

## PRESENTATIONS

- 1. Proclaiming November 2009, Toy Bank Month.**  
D. Picanco, Mayor

Presented proclamation to the two Toy Bank representatives in attendance. Over 120 volunteers work on the give-away day.

## PUBLIC HEARINGS

- 2. Policies for Private Water Well Use**  
D. Monn, Public Works Director

That the City Council consider a Municipal Code Amendment modifying requirements for the development and use of private wells.

Mayor Picanco opened the public hearing. Speaking from the public were Matt Masia of Adelaida Inn, John Carson of Hunter Ranch Golf Course, John Borst, Dale Gustin and Rodney Collins. Letters were received from Stanley Powell of Kronick Moskowitz Tiedemann & Girard, attorneys; Kenneth Bornholdt Kronick Moskowitz Tiedemann & Girard, attorneys; and Alfred E. Smith, II of Nossaman, LLP, attorneys. There were no further comments from the public, either written or oral and the public discussion was closed.

Councilman Hamon, seconded by Councilman Steinbeck, moved to continue Policies for Private Water Well Use to date uncertain.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

- 3. Supplemental Law Enforcement Service Fund**  
L. Solomon, Chief of Police

For the City Council to consider accepting up to \$100,000 from the California State Supplemental Law Enforcement Service Fund (SLESF) and approving an associated expenditure plan.

Mayor Picanco opened the public hearing. Speaking from the public was Dale Gustin. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilman Gilman, seconded by Councilman Strong, moved to adopt Resolution No. 09-145 accepting the California State Supplemental Law Enforcement Service funds available in fiscal year 2009/10 and approving the outlined expenditure plan.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco  
NOES:  
ABSTAIN:  
ABSENT:

## CONSENT CALENDAR

Mayor Picanco called for public comments on Consent Calendar items. There were no comments from the public, either written or oral, and the public discussion was closed.

4. Approve City Council minutes of November 3, 2009  
D. Fansler, City Clerk
5. Approve Warrant Register: Nos. 87316-87417 (10/30/09) and 87418-87551 (11/06/09)  
J. Throop, Administrative Services Director
6. Receive and file Advisory Body Committee minutes as follows:  
Youth Commission Minutes of October 6, 2009  
Senior Citizen Advisory Committee Minutes of October 12, 2009  
Travel Paso Robles Alliance (BID) Minutes of September 22, 2009  
Airport Advisory Committee Minutes of September 24, 2009
7. Read, by title only, and adopt Ordinance No. 09-963 N.S. to make certain amendments to Chapter 6.04 of the City's Municipal Code relating to the purchasing regulations.  
(First Reading Date: November 3, 2009)  
J. Throop, Administrative Services Director
8. Adopt Resolution No. 09-146 approving the annual Transportation Development Act (TDA) claim for fiscal year 2009/10  
J. Throop, Administrative Services Director
9. Adopt Resolution No. 09-147 authorizing acceptance of grant funds, up to \$33,000, for enforcement operations specifically targeting DUI through sobriety checkpoints; and a one-time budget appropriation in the amount of \$33,000 for police overtime wages.  
L. Solomon, Chief of Police
10. Adopt Resolution 09-148 accepting the recordation of Parcel Map PR 09-0026, a condominium subdivision located at 608 12<sup>th</sup> Street.  
R. Whisenand, Community Development Director

Consent Calendar Items No's. 4-10 were approved on a single motion by Councilmember Steinbeck, seconded by Councilmember Strong.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco  
NOES:  
ABSTAIN:  
ABSENT:

## DISCUSSION

### ADJOURN TO REDEVELOPMENT AGENCY

**ROLL CALL** Agency Members Nick Gilman, Duane Picanco, Ed Steinbeck, Fred Strong and Chairman John Hamon

- 11. For the Redevelopment Agency to consider a request filed by the Housing Authority of the City of San Luis Obispo (HASLO) for a time extension for a reservation of Low and Moderate Income Housing (LMIH) Funds to assist the development of Hidden Creek Village, an 81-unit housing development located at 80 South River Road.**

R. Whisenand, Community Development Director

Chairman Hamon opened the public hearing. Speaking from the public and submitting several pages to the Clerk at the meeting was John Borst. Also speaking from the public was Tom Jess, project architect, and Dale Gustin. There were no further comments from the public, either written or oral, and the public discussion was closed.

Agency member Steinbeck, seconded by Agency member Strong, moved that the Redevelopment Agency adopt Resolution RA 09-009 extending Resolution RA 09-002 for an additional 6 months.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

### ADJOURN TO CITY COUNCIL MEETING

- 12. 2010 Community Development Block Grant (CDBG) Program**

R. Whisenand, Community Development Director

For the City Council to (a) recommend applications for the City's 2010 Community Development Block Grant (CDBG) *Draft* Annual Action Plan and (b) set a date for the public hearing for the 2010 CDBG Fund allocations.

Mayor Picanco opened the public hearing. Speaking from the public was Dale Gustin, Jackie Sebros and Eddie London. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Strong, seconded by Councilmember Hamon, moved that the City Council approve the recommended applications for the Draft One Year Action Plan and set Thursday, March 4, 2010 as the date for the public hearing for 2010 CDBG allocations.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

**13. Animal Control Contract**

L. Solomon, Chief of Police

For the City Council to consider an amendment to the County of San Luis Obispo Animal Control Services Contract July 1, 2009 – June 30, 2010 in the amount of \$200,440.

Mayor Picanco opened the public hearing. Speaking from the public was Dale Gustin. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilman Gilman, seconded by Councilman Hamon moved that the City Council adopt Resolution 09-149 authorizing the Mayor to execute a “First Amendment to Contract for Animal Services” representing a one (1) year contract extension at a cost of \$200,440 with the County of San Luis Obispo Sheriff’s Department Animal Services Division for animal control services.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

**14. Matching Funds for Bicycle Grant**

D. Monn, Public Works Director

For the City Council to consider authorizing a 10% match for a bicycle grant.

Mayor Picanco opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed

Councilman Strong, seconded by Councilman Steinbeck moved that the City Council adopt Resolution 09-150 authorizing \$9,300 matching funds from Fund 237 for the Bicycle Transportation Account (BTA) grant.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

**15. Salinas River Parkway Grant – Authorization to Purchase Property**

M. Williamson, Assistant City Manager

For the City Council to authorize the City Manager to enter into a Purchase Agreement with Triple P, LLC to purchase approximately 102 acres of the Salinas River corridor in accordance with a State Grant.

Mayor Picanco opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

Councilman Gilman, seconded by Councilman Strong moved that the City Council adopt Resolution 09-151 as follows:

- 1) Authorizing appropriation of \$469,000 from Park Development Fund to the General Emergency and Contingency Fund to reimburse the cost of Larry Moore Park restoration and land acquisition related costs;
- 2) Authorizing the City Manager to enter into a Purchase and Sale Agreement with Triple P, LLC for the acquisition of approximately 102 to 112 acres or Salinas River corridor property consistent with the City's General Plan and State Water Resource Agency Grant contract goals and any other documents necessary to effectuate the purchase of the property; and
- 3) Authorizing the City Manager to appropriate up to \$450,000 of Park Development funds if/as necessary to finalize the property purchase if needed to supplement State grant funds.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

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

Commissioners Gilman, Hamon and Mayor Picanco expressed concerns about the Golden Hill median issue.

Commissioner Gilman supports a proposed Memorial Day softball tournament at Barney Schwartz Park.

Mayor Picanco wished everyone a Happy Thanksgiving.

**ADJOURNMENT:**

- THE JOINT PLANNING COMMISSION/CITY COUNCIL BREAKFAST AT 7:00 AM, FRIDAY, NOVEMBER 20, 2009 AT THE TOUCH OF PASO RESTURANT, PASO ROBLES
- THE REGULAR MEETING AT 7:30 PM ON TUESDAY, DECEMBER 1, 2009, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET

Submitted:

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Lonnie Dolan, Deputy City Clerk

Approved:

**THESE MINUTES ARE NOT OFFICIAL OR A PERMANENT PART OF THE RECORDS UNTIL APPROVED BY THE CITY COUNCIL AT A FUTURE REGULAR MEETING.**