



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

CITY COUNCIL MINUTES

Tuesday, February 1, 2011 7:30 PM

MEETING LOCATION: PASO ROBLES LIBRARY/CITY HALL
CONFERENCE CENTER, 1000 SPRING STREET

7:30 PM – CONVENE REGULAR MEETING

CALL TO ORDER – Downstairs Conference Center

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL Councilmembers Nick Gilman, Ed Steinbeck, John Hamon, Fred Strong,
Mayor Duane Picanco

ABSENT

STAFF INTRODUCTIONS

PUBLIC COMMENTS –

- Dale Gustin – lack of agendas.
- Julie Dahlen introduced Noel Ashenbrenner (Paso Robles Youth Commission).
- Chelsea Hill – represents ECHO Shelter (El Camino Homeless Shelter).
- Russell White – Paso Robles property owner, regarding Code Enforcement at 525 Pine St.
- Peter Roncie – Spoke about Russell White's issue.

AGENDA ITEMS TO BE DEFERRED – None

PRESENTATIONS - None

PUBLIC HEARINGS – 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 January 18, 2011
D. Fansler, City Clerk
2. Approve Warrant Register No. 95077-95226 (01/14/10), 95229-95347 (01/21/11), and other payroll services.
J. Throop, Administrative Services Director

3. Approve Advisory Body Minutes

Library Board of Trustees Minutes from December 9, 2010
Senior Advisory Committee Meeting Minutes from December 13, 2010

4. Item pulled to be discussed at the end of the agenda.

5. Adopt Resolution No. 11-007 declaring certain City property as surplus and authorize their sale to recyclers, wholesalers or by public auction, bid or sale.

J. Throop, Director of Administrative Services

6. Amend the City's Adopted Conflict of Interest Code (Resolution No. 11-008)

M. Williamson, Assistant City Manager

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

Consent Calendar items 1-3, 5 and 6 were approved on a single motion by Councilman Steinbeck and seconded by Councilman Hamon.

Motion passed by the following roll call vote:

AYES: Gilman, Steinbeck, Strong, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT:

**ADJOURN TO JOINT MEETING OF
THE REDEVELOPMENT AGENCY & CITY COUNCIL**

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

7. **Redevelopment Agency Funding Agreement for ADA Improvements**

D. Monn, Director of Public Works / J. Throop, Director of Administrative Services

For the Redevelopment Agency and City Council to approve a Funding Agreement committing Agency bond proceeds to pay for public disabled access improvements in the Redevelopment Project Area to comply with terms of a Federal Court Order.

Chairman Gilman opened the public discussion. Speaking from the public was Dale Gustin and Kathy Barnett. There were no other comments from the public, either written or oral, and the public discussion was closed.

Agency Vote

Agency member Hamon, seconded by Agency member Strong, moved to approve the proposed Funding Agreement.

Motion passed by the following roll call vote:

AYES: Hamon, Strong, Steinbeck, Gilman, Picanco

NOES:

ABSTAIN:

ABSENT:

Council Vote

Councilmember Strong, seconded by Councilmember Gilman, moved to approve the proposed Funding Agreement.

Motion passed by the following voice vote:

AYES: Strong, Gilman, Steinbeck, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT:

ADJOURN TO CITY COUNCIL MEETING

DISCUSSION

8. **Water Rates**

D. Monn, Public Works Director

For the City Council to consider confirming a water rate method.

Mayor Picanco opened the public discussion. Speaking from the public was Tom Hardwick, Pat Sheehan, Larry Lynch, Dale Gustin, Kathy Barnett, Larry Werner, and Lee Oliver. There were no other comments from the public, either written or oral, and the public discussion was closed.

Councilman Strong, seconded by Councilman Hamon moved to confirm the uniform, consumption-based rate method and authorize initiation of the Prop. 218 water rate notice, protest, and public hearing procedures. Staff was instructed to send out public notices regarding the proposed water rate structure with a public hearing date of April 5, 2011.

Motion passed by the following roll call vote:

AYES: Strong, Hamon, Steinbeck, Gilman, Picanco

NOES:

ABSTAIN:

ABSENT:

9. **Repair/Maintenance of City Streets**

D. Monn, Public Works Director

For the City Council to receive information regarding options to improve maintenance of City streets.

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

Councilmember Hamon, seconded by Councilmember Gilman moved to receive and file with a directive to staff to come back at a later date with possible sales tax suggestions that could potentially provide funding for road maintenance.

Motion passed by the following voice vote:

AYES: Hamon, Gilman, Strong, Steinbeck, Picanco

NOES:

ABSTAIN:

ABSENT:

10. **Development Impact Fees**

R. Whisenand, Community Development Director

For the City Council to set the priorities of an ad hoc committee formed to review capital facility needs, and reconsider temporarily reducing development impact fees.

Mayor Picanco opened the public discussion. Speaking from the public was Dale Gustin, Tom Hardwick, Keith Belmont, Kathy Barnett, Rodney Collins, Chris Iverson, Warren Hamrick, and Larry Werner. There were no other comments from the public, either written or oral, and the public discussion was closed.

On straw votes, Council voted 3-2 (Councilmember Steinbeck and Councilmember Strong voted no) to initiate a temporary waiver of residential impact fees (excluding traffic, water, and wastewater). Council then voted unanimously to direct the Ad Hoc Committee to work with staff in looking at updating the non-transportation facilities needs list.

A formal motion was then made by Councilmember Hamon, seconded by Councilmember Gilman, to a) Direct the staff to work with the Ad Hoc Committee on details of a temporary reduction in development impact fees and bring the final resolution back to the full Council for action; and b) direct the ad hoc committee to work with staff on the AB1600 Fee Needs List and report back to the full Council by April 5, 2011 on any recommendations for program changes.

Motion passed by the following roll call vote:

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

11. Proposed Redevelopment Agency Project Area Expansion

J. Throop, Director of Administrative Services

For the City Council to discuss expansion of the Redevelopment Agency Project Area within and adjacent to the boundaries of the proposed Uptown Center Specific Plan.

Mayor Picanco opened the public discussion. Speaking from the public was Tom Hardwick and Kathy Barnett. There were no other comments from the public, either written or oral, and the public discussion was closed.

Councilmember Hamon, seconded by Councilmember Steinbeck, moved to table until a future date.

Motion passed by the following roll call vote:

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

12. July 4, 2011 Barney Schwartz Park Fireworks Celebration

J. Dahlen, Interim Director, Library and Recreation Services

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

Councilmember Gilman, seconded by Councilmember Strong, moved to authorize the City to provide the facility for this event on the grounds that an outside entity provided the funding. The outside entity must provide a report to Council by April 15, 2011 indicating substantial fundraising progress.

Motion passed by the following roll call vote:

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

13. PEG Funding Transfer to Paso Robles School District

J. Throop, Director of Administrative Services

For the City Council to consider allocating Public, Education, Government (PEG) funds to the Paso Robles School District.

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

Councilman Steinbeck, seconded by Councilman Strong moved to adopt Resolution No. 11-009 approving the transfer of PEG funds for FY 2011 to the Paso Robles School District.

Motion passed by the following roll call vote:

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

14. Award contract to provide design services to address requirements of the Americans with Disabilities Act (ADA), California Title 24 to City curb ramps, crosswalks and bus stops.

D. Monn, Public Works Director

For the City Council to award a contract for assessment, design, and construction Management for improvements to access for the disabled in the Redevelopment Project Area.

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

Councilman Steinbeck, seconded by Councilman Strong, moved to adopt Resolution No. 11-010 appropriating a not-to-exceed amount of \$213,000 from the proceeds previously generated through the sale of Redevelopment Bonds to Budget No. 702-910-5452-296, by means of a Redevelopment Agency Funding Agreement, and authorize the City Manager to enter into a contract with Penfield & Smith in the not-to-exceed amount of \$177,500.

Motion passed by the following roll call vote:

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

15. Police Equipment Purchase – Scheduling Software

L. Solomon, Chief of Police

For the City Council to consider authorizing the Police Department to purchase law enforcement scheduling software through an established bid award to TeleStaff.

Mayor Picanco opened the public discussion. Speaking from the public was Tom Hardwick. There were no other 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. 11-011 allowing the Chief of Police to contract with TeleStaff in the amount of \$30,500 for purchase, installation and maintenance of scheduling software.

Motion passed by the following roll call vote:

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

16. Purchase of a Permanent Standby Power Generator for Sewage Lift Station No. 10

D. Monn, Public Works Director

For the City Council to consider purchase of a permanent standby power generator for Sewage Lift Station No. 10.

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

Councilman Strong, seconded by Councilman Gilman, moved to adopt Resolution No. 11-012 authorizing the City Manager to purchase, from Alltech Services of Paso Robles, a standby power generator for Sewage Lift Station No. 10, in the amount of \$28,383.

Motion passed by the following roll call vote:

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

17. City Council's Biennial Goal Setting

J. App, City Manager

For the City Council to confirm need and date for 2011 City Council goal setting.

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

Council agreed to meet March 5th of 2011 for a Goal Setting workshop. No formal vote or action was taken.

ITEMS PULLED FROM CONSENT CALENDAR

4. Proclamation: 2010 Wine Industry Person of the Year, Tobin James

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

Councilman Strong, seconded by Councilman Steinbeck, moved to approve Item #4 from the Consent Calendar.

Motion passed by the following roll call vote:

AYES: Strong, Steinbeck, Gilman, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT:

COUNCIL COMMENTS

- Councilmember Strong entered a letter and resolution in opposition to the State's proposal to abolish Redevelopment Agencies and commented on same.

CLOSED SESSION ITEMS - None

ADJOURNMENT at 11:15 pm. to:

- FLAMSON COMMUNITY DAY, 2405 SPRING STREET, PASO ROBLES AT 8:30AM AND 10:00AM, JANUARY 25, 2011.
- THE REGULAR MEETING- 7:30 PM ON TUESDAY, FEBRUARY 1, 2011 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.

Submitted by:
Caryn Jackson, Deputy City Clerk

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