



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

## CITY COUNCIL MINUTES

Tuesday, May 17, 2011

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 John Hamon, Nick Gilman, Ed Steinbeck, 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.

- Jennifer Carey gave a Library Board update.
- Cameron Holt spoke on behalf of the Youth Commission.
- Norma Moya spoke on behalf of Main Street and promoted the Festival of the Arts and Paso Robles Kids day.

**AGENDA ITEMS TO BE DEFERRED (IF ANY)** - None

**PRESENTATIONS**

1. Proclamation – National Peace Officer Week
2. Proclamation – Officer Deanna Mete; Retiring of Call Number

## PUBLIC HEARINGS

### 3. Annual Levy Report for the Landscape/Lighting and Drainage Districts

D. Fansler, Public Works

For the City Council to hold a public hearing and consider adopting the attached Resolutions to order collection of assessments for the Landscape/Lighting District and Drainage Districts for Fiscal Year 2011/2012.

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 Gilman moved to:

- 1) Adopt Resolution No. 11-055 approving the Landscape/Lighting District Engineer's Report; and
- 2) Adopt Resolution No. 11-056 approving the Drainage District Engineer's Report; and
- 3) Adopt Resolution No. 11-057 ordering the Landscape/Lighting District Levy and Collection of Assessments; and
- 4) Adopt Resolution No. 11-058 ordering the Drainage District Levy and Collection of Assessments.

Motion passed by the following roll call vote:

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

## 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.

4. ITEM PULLED (to be discussed at the end of the agenda)
5. Approve Warrant Register No. 96986-97107 (4/29/11), 97108-97245 (5/06/11), and other payroll services  
J. Throop, Administrative Services Director
6. Approve Advisory Body Minutes  
Airport Advisory Body Minutes from March 24, 2011  
Youth Commission Minutes from April 6, 2011  
Senior Advisory Committee Minutes from April 11, 2011
7. Read, by title only, and adopt Ordinance No. 974 N.S. amending Title 21 of the Municipal Code to establish Chapter 21.16B – Specific Plans, adopting the Form-based Zoning Code including the Zoning Map (regulating plan) contained within Chapter Five of the Uptown/Town Centre Specific Plan, and making other changes to Title 21 (Zoning) related to the adoption of said Specific Plan (Code amendment 11-001).  
R. Whisenand, Community Development Director
8. Adopt Resolution No. 11-059 approving the 2012 Cooperation Agreement with the County of San Luis Obispo regarding Community Development Block Grant (CDBG) and Related Federal Funds.  
R. Whisenand, Community Development Director

9. Approve Resolution No. 11-060 awarding the purchase of 18,000 pounds of Pulsar Plus Briquettes to Knorr Systems, inc. in the amount of \$30,654.

D. Monn, Director of Public Works

10. Adopt Resolution No. 11-061 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

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 5 thru 10 were approved on a single motion by Councilman Hamon and seconded by Councilman Gilman.

Motion passed by the following roll call vote:

AYES: Hamon, Gilman, Steinbeck, Strong, Picanco

NOES:

ABSTAIN:

ABSENT

## **DISCUSSION**

### **11. 2010 Urban Water Management Plan**

C. Alakel, Water Resources Manager

A presentation of the 2010 update of the City's Urban Water Management Plan (UWMP) in preparation for a public hearing and adoption of the plan June 21, 2011.

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 receive and file this report.

Motion passed by the following voice vote:

AYES: Steinbeck, Strong, Gilman, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT:

### **12. 2011 July 4<sup>th</sup> Fireworks Event at Barney Schwartz Park**

D. Monn, Public Works Director

For City Council to consider a 2011 Fourth of July display at Barney Schwartz Park.

Mayor Picanco opened the public discussion. Speaking from the public was Art Pelino, Al Garcia (who provided a presentation, attached hereto), Sally Reynolds, and Chrystal Spray, all in favor of the event. Robert Hanson spoke in opposition of the event. There were no other comments from the public, either written or oral, and the public discussion was closed.

Councilman Strong, seconded by Councilman Gilman, moved to allow the event to proceed, with a strong directive that no City Funds will be expended.

Motion passed by the following roll call vote:

AYES: Strong, Gilman, Steinbeck, Picanco

NOES: Hamon

ABSTAIN:

ABSENT:

**13. Habitat for Humanity: CalHome Loan to Purchase Property to Develop Five Homes for Very Low Income First-Time Homebuyers**

R. Whisenand, Community Development Director

For the City Council to consider approving a loan in CalHome Funds to Habitat for Humanity of the County of San Luis Obispo (Habitat).

Mayor Picanco opened the public discussion. Speaking from the public was Julia Ogden, the Executive Director of Habitat for Humanity for San Luis Obispo County. There were no other comments from the public, either written or oral, and the public discussion was closed.

Councilman Hamon, seconded by Councilman Strong, moved to adopt Resolution 11-062 approving a Loan of \$225,000 in CalHome Funds to Assist the Development of Five Single Family Homes for Lower and Very-Low Income Households by Habitat for Humanity for San Luis Obispo County.

Motion passed by the following roll call vote:

AYES: Hamon, Strong, Gilman, Steinbeck, Picanco

NOES:

ABSTAIN:

ABSENT:

**14. Award Contract to Prepare a Project Study Report for Union Road/Highway 46 East**

D. Monn, Public Works Director

For City Council to consider appropriating funds and engaging the professional services to prepare a project study report for the intersection of Highway 46 East and Union Road.

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.11-063 appropriating \$400,000 to Budget No. 120.910.5452.696 and revenue of \$150,000 to Budget No. 120.000.4617.000 for the Regional State Grant, and awarding a contract to Hatch-Mott-MacDonald in the amount of \$293,682 to prepare a Project Study Report.

Motion passed by the following roll call vote:

AYES: Strong, Gilman, Steinbeck, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT:

**15. Award Design Services for Turtle Creek and Senior Center Pedestrian Paths**

D. Monn, Public Works Director

For City Council to consider allocating funding from CDBG Funds and awarding a contract for design services for pedestrian path improvements at Turtle Creek and at Scott Street adjacent to the Senior Center.

Mayor Picanco opened the public discussion. Speaking from the public was Paula O'Farrell and Larry Miller. There were no other comments from the public, either written or oral, and the public discussion was closed.

Councilman Hamon, seconded by Councilman Gilman moved to adopt Resolution No.11-064 authorizing execution of a contract with Rick Engineering to perform design services for the Turtle Creek/Scott Street pedestrian path improvements, in the amount of \$28,210 allocated from Budget No. 227.910.5452.386, to be signed by the City Manager.

Motion passed by the following roll call vote:

AYES: Hamon, Gilman, Steinbeck, Strong, Picanco

NOES:

ABSTAIN:

ABSENT:

#### **16. Uptown Family Park Grant—Proposition 84 Statewide Park Program**

J. Dahlen, Library & Recreation Services, Interim Director

For the City Council to consider accepting a Proposition 84 Statewide Park Development and Community Revitalization Grant for the construction of a 1.3-acre park on the First 5 property at 641 36th Street, authorizing a 20-year lease with the San Luis Obispo County Office of Education for use of the land, and authorizing an agreement with the State of California.

Mayor Picanco opened the public discussion. Speaking from the public was Mary Jarvis from the County Office of Education. There were no other comments from the public, either written or oral, and the public discussion was closed.

Councilman Strong, seconded by Councilman Steinbeck, moved to adopt Resolution No. 11-065 authorizing the following:

- 1) Acceptance of a Proposition 84 Statewide Park Development and Community Revitalization Grant in the amount of \$2,575,000;
- 2) A 20-year lease with the San Luis Obispo County Office of Education for the property at 641 36<sup>th</sup> Street.
- 3) An agreement with the State of California to construct a park at 641 36<sup>th</sup> Street.

Motion passed by the following roll call vote:

AYES: Strong, Steinbeck, Gilman, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT:

#### **17. Repairs – Golden Hill Road Water Tank & Merry Hill Water Tank**

D. Monn, Public Works Director

For City Council to consider appropriating funds for design, specifications and bid documents associated with needed structural repair of the Golden Hill Road Tank No. 1 and Merry Hill Tank.

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

Councilman Hamon, seconded by Councilman Gilman moved to adopt Resolution No.11-066 allocating \$47,000 from Fund 600 to Budget No. 600.910.5452.697 for the Golden Hill Tank repair and awarding a contract to AECOM in the amount of \$53,362 to prepare bid documents for the Merry Hill and Golden Hill Road tank repairs.

Motion passed by the following roll call vote:

AYES: Hamon, Gilman, Steinbeck, Strong, Picanco

NOES:

ABSTAIN:

ABSENT:

#### **18. Final Design of 21st Street Improvements**

D. Monn, Director of Public Works

For the City Council to authorize contracts for final design of 21st Street Improvements.

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

Councilman Hamon, seconded by Councilman Strong, moved to adopt Resolution No.11-067 to authorize the City Manager to enter into a contract with Cannon in an amount not to exceed \$180,295, and SVR Design Company of Seattle in an amount not to exceed \$17,432

Motion passed by the following roll call vote:

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

**19. Award Contract to Prepare a Comprehensive Topographic Survey of the Downtown City Park**

D. Monn, Public Works Director

For City Council to consider awarding a contract to CTA Engineering and Surveying to perform a comprehensive topographic and underground survey of the Downtown City Park.

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

Councilman Gilman, seconded by Councilman Steinbeck, moved to adopt Resolution No. 11-068 authorizing the City Manager to enter into a contract with CTA Engineering and Surveying in the amount of \$14,808 to perform a comprehensive topographic survey of the Downtown City Park.

Motion passed by the following roll call vote:

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

**20. Utility Bill Printing and Mailing Services**

J. Throop, Administrative Services Director

For the City Council to consider a contract for utility bill print and mailing services.

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 Hamon, moved to adopt Resolution No. 11-069 authorizing the Administrative Services Director to execute a contract with DIVDAT, Inc. to provide bill print and mailing services.

Motion passed by the following roll call vote:

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

**21. Agreement for Bus Stop Cleaning and Maintenance Services**

J. Throop, Administrative Services Director

For the City Council to consider an agreement with Benitez Mobile Car Wash for Cleaning and Maintenance services for local City bus stops.

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

Councilman Hamon, seconded by Councilman Steinbeck moved to adopt Resolution No. 11- 070 approving an agreement with Benitez Mobile Car Wash.

Motion passed by the following roll call vote:

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

## **ITEMS PULLED FROM CONSENT CALENDAR**

4. Approve City Council Minutes from May 3, 2011  
D. Fansler, City Clerk

Councilman **Strong**, seconded by Councilman **Gilman** moved to amend the minutes of May 3, 2011 to include Councilman Strong's motion language stating that no City funds will be used for the 4<sup>th</sup> of July.

Motion **passed** by the following roll call vote:

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

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

- On Councilman Harmon's suggestion, Council stated their desire have staff work on the possibility of leasing Centennial Pool for private operation during the summer of 2012, and bring it back to a future meeting for discussion.
- Councilman Strong complimented the City Water Department for good customer service.

## **ADJOURNMENT at 10:02PM TO CLOSED SESSION:**

**CALL TO ORDER** – Large conference room, 2<sup>nd</sup> Floor

- **Meet & Confer**  
**Conference with Labor Negotiator**  
Government Code Section 54957  
City Negotiator: James App, City Manager  
Employee Organization: Service Employees International Union (SEIU)  
Police Officers Association (P.O.A.),  
I.A.F.F. Fire

There was no reportable action.

## **ADJOURNMENT at 11:30PM TO:**

- AMGEN TOUR OF CALIFORNIA, STAGE 5 FINISH – THURSDAY, MAY 19, 2011 AT 3:00 PM. IN THE DOWNTOWN CITY PARK.
- CITY COUNCIL/PLANNING COMMISSION BREAKFAST – FRIDAY, MAY 20, 2011 AT 7:00 AM - TOUCH OF PASO RESTAURANT, 1414 PINE STREET, PASO ROBLES.
- PASO ROBLES WINE FESTIVAL – SATURDAY, MAY 21, 2011 BEGINNING AT 2:00 PM IN THE DOWNTOWN CITY PARK.
- PLANNING COMMISSION MEETING – 7:30 PM ON TUESDAY, MAY 24, 2011 AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- ADVISORY COMMITTEE INTERVIEWS AND APPOINTMENT: LIBRARY & RECREATION SERVICES – THURSDAY, MAY 26, 2011 AT 7:00 PM - LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- PASO ROBLES FESTIVAL OF THE ARTS – SATURDAY, MAY 28, 2011 BEGINNING AT 9:00 AM. IN THE DOWNTOWN CITY PARK.
- THE REGULAR CITY COUNCIL MEETING - 7:30 PM ON TUESDAY, JUNE 7, 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.***