



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

CITY COUNCIL MINUTES

Tuesday, November 1, 2011 7:30 PM

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 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.

- Karl Hanson opposes Tar Sands Drilling in Canada.
- Phil Benadum spoke in support of the Pacific Coast Cutting Horse Association.
- Denise Surber spoke in support of/about the Library.
- Rodi Bragg spoke on behalf of Bryan Brady who was hit and killed by a train on his 21st birthday.
- Noel Ashenbrenner, Youth Commissioner, spoke about upcoming Teen activities.
- Keith Belmont complimented the City on its website then voiced his displeasure with having to pay \$15 for a recording of the CC meeting.
- Joanne Graves praised the Senior Center.
- Norma Moyer spoke about the upcoming Elegant Evening event downtown.
- Tom Hardwick spoke about his love for Norma Moyer and her activities promoting Downtown.

AGENDA ITEMS TO BE DEFERRED (IF ANY)

PRESENTATIONS - None

PUBLIC HEARINGS

1. Wastewater Facility Charges

D. Monn, Public Works Director

For the City Council to consider adoption of wastewater facility charges (i.e., sewer connection fees).

Mayor Picanco opened the public discussion. Speaking from the public was Keith Belmont, who proposed Council adopt the fees and direct a re-examination within six months. Kathy Barnett, Dan Lloyd, and Mike Harrod spoke in support of Mr. Belmont's proposal; Karl Hanson spoke in favor of going forward with the rate; Dale Gustin voiced concerned that the City is going to get tied up in litigation; and Vince Vanderlip voiced opposition to the proposed fees.

1st Action

Councilman Gilman, seconded by Councilman Strong moved to adopt Res. No. 11-133 establishing Wastewater Facility Charges, modified to phase in the increases over five years instead of three.

Motion passed by the following roll call vote:

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

2nd Action

Councilman Gilman, seconded by Councilman Strong, moved to adopt a new motion that there be a process proposed by staff to provide a forum to re-look at the capacity charges prior to October 2013.

Motion passed by the following roll call vote:

AYES: Gilman, Strong, Steinbeck, Picanco, Hamon,
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.

Item 2 was pulled from the Consent Calendar and voted on first

2. Approve City Council Minutes from October 18, 2011

D. Fansler, City Clerk

Councilman Strong, seconded by Councilman Steinbeck, moved to amend and adopt the minutes of October 18, 2011. The following amendments were approved:

Item 7: Wastewater Facility Charges

- The public discussion should reflect that a letter from Kathy Barnett was read to Council by Vince Vanderlip.
- The second motion should reflect Councilman Strong's language to direct staff to begin a study of other methods of calculation, and for the information to be brought back to Council in a timeline.

Motion passed by the following roll call vote:

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

Items 3 through 9 and 11 were voted upon as a group

- 3. Approve Warrant Register No.99872-99944 (10/14/11), 99945-100088 (10/21/11), and other payroll services.**
J. Throop, Administrative Services Director
- 4. Approve Advisory Body Minutes**
Library Board of Trustees Minutes from September 8, 2011
Parks and Recreation Advisory Committee Minutes for September 13, 2011
- 5. Receive and File City Library Statistical Report, FY 2010-11**
J. Dahlen, Library and Recreation Services Director
- 6. Adopt Resolution No. 11-134 accepting the recordation of Parcel Map PRAL 10-0126 and the offer of dedication of public right-of-way shown thereon; a re-subdivision resulting in three commercial parcels located along Theatre Drive at State Route 46 West**
E. Gallagher, Community Development Director
- 7. Adopt resolution 11-135, approving the License Agreement with the San Luis Obispo Regional Transit Authority (SLORTA) for use of the City lot at 4th & Pine Street**
J. Throop, Administrative Services Director
- 8. Authorize participation in a grant program to fund a regional Climate Action Plan (CAP) "toolkit" funded through PG&E and the San Luis Obispo County Air Pollution Control District (SLOAPCD)**
E. Gallagher, Community Development Director
- 9. Set Thursday, November 17, 2011 at 7:00 PM as the intended adjourned Council meeting date to conduct oral interviews for membership of the Citizen Airport Advisory Committee (CAAC)**
M. Williamson, Assistant City Manager

Item 10 was pulled and placed at the end of the agenda

11. Proclamation - Law Enforcement Records and Support Personnel Day

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

Consent Calendar items 3 through 9 and 11 were approved on a single motion by Councilman Steinbeck and seconded by Councilman Gilman.

Motion passed by the following roll call vote:

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

DISCUSSION

12. Change in Venue for Proposed Dog Park

J. Dahlen, Library and Recreation Services Director

For the City Council to consider a change of venue for the private non-profit development and operation of an off-leash dog park.

Mayor Picanco opened the public discussion. Speaking from the public was Larry Miller with Parks for Pups, who voiced support for the new site; Dale Gustin voiced a concern about parking; and Karl Hanson voiced his support and his appreciation of Larry Miller.

There were no other comments, either written or oral, and the public discussion was closed.

Councilman Steinbeck, seconded by Councilman Strong moved to adopt Resolution No. 11-136 approving change of venue from the property adjacent to Larry Moore Park in the Riverbank neighborhood to the property adjacent to the Paso Robles Senior Center on Scott Street for the construction of a temporary dog park and authorize City staff to move forward on a Conditional Use Permit filed by SLOPOST/Parks 4 Pups.

Motion passed by the following roll call vote:

AYES: Steinbeck, Strong, Gilman, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT:

13. Surface Transportation Program Urban Apportionments

D. Monn, Public Works Director

For City Council to consider allocating a budget using the urban apportionment of the Surface Transportation Program (STP) from the San Luis Obispo Council of Governments (SLOCOG).

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

1st Action

Councilman Hamon moved to adopt Option a – 1b pothole repair option. Motion died for lack of a second

2nd Action

Councilman Strong, seconded by Councilman Steinbeck moved to adopt Resolution No. 11-137 directing staff to notify SLOCOG of its intent to use its \$122,643 urban apportionment of the STP Grant for pavement refreshing and to allocate a budget of \$122,600 for Project No. 111-310-5224-393.

Motion passed by the following roll call vote:

AYES: Steinbeck, Strong, Gilman

NOES: Hamon, Picanco

ABSTAIN:

ABSENT:

14. New City Park Restrooms – Conceptual Design Approval

D. Monn, Public Works Director

For the City Council to consider conceptual designs for replacement of the existing City Park Restroom, selecting a final elevation thereby allowing completion of the construction drawings.

Mayor Picanco opened the public discussion. Speaking from the public was Tom Hardwick, who voiced opposition to all design options; Karl Hanson, who would like more privacy and handicapped access; and Steve Gregory, who reported that the Development Review Committee recommends design scheme 1. Al Garcia voiced concerns about the open/shared lobby/sink area. There were no other comments, either written or oral, and the public discussion was closed.

1st Action

Councilman Strong, seconded by Councilman Hamon moved to adopt a resolution approving the exterior scheme E1 for final design and authorize staff to secure construction bids.

Motion failed by the following roll call vote:

AYES: Strong, Hamon

NOES: Gilman, Steinbeck, Picanco

ABSTAIN:

ABSENT:

2nd Action

Councilman Gilman, seconded by Councilman Steinbeck moved to adopt a modified Resolution No. 11-138 approving the exterior scheme E3 for final design and authorize staff to secure construction bids, and directing the architect to add a modest clerestory element.

Motion passed by the following roll call vote:

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

3rd Action

Councilman Strong, seconded by Councilman Gilman moved to adopt the floor plan option presented in E1, E2 and E3.

Motion passed by the following roll call vote:

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

15. Add Holiday Craft Bazaar to Downtown Holiday Lighting Ceremony in City Park

M. Williamson, Assistant City Manager

For the City Council to consider a request by the Paso Robles Downtown Main Street Association to add another event, a Holiday Craft Bazaar, to the Downtown Holiday Lighting Ceremony on November 26, 2011.

Mayor Picanco opened the public discussion. Speaking from the public was Karl Hanson, who suggested the use of LED's energy efficient lighting as much as possible. There were no other comments, either written or oral, and the public discussion was closed.

Councilman Strong, seconded by Councilman Hamon moved to adopt Resolution No. 11-139 authorizing the use of the City Park for a Holiday Craft Bazaar scheduled for Saturday, November 26, 2011.

Motion passed by the following roll call vote:

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

16. Yearly Vehicle and Equipment Replacement

D. Monn, Public Works Director

For the City Council to consider the purchase of vehicles and equipment budgeted for replacement in Fiscal Year 2012 as established by the City's Equipment Replacement Program/policy.

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

Councilman Strong, seconded by Councilman Gilman, moved to adopt Resolution No. 11-140 allowing the purchase of the new vehicles and equipment.

Motion passed by the following roll call vote:

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

Item 10 Pulled from Consent

10. Approve Caltrans District 5 Draft Engineering and Traffic Survey recommendations regarding State Highway 46E Speed Survey and Speed Limits, and authorize the City Engineer to respond to Caltrans accordingly.

D. Monn, Public Works Director

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

Councilman Steinbeck, seconded by Councilman Strong, moved to endorse the recommendations of Caltrans District 5 Draft Engineering and Traffic Survey on State Highway 46E and authorize the City Engineer to respond to Caltrans accordingly.

Motion passed by the following roll call vote:

AYES: Steinbeck, Strong, Gilman, Picanco

NOES: Hamon

ABSTAIN:

ABSENT:

CITY MANAGER – None

COUNCIL COMMENTS - None

ADJOURNMENT AT 10:25PM TO CLOSED SESSION:

CALL TO ORDER – Large Conference Room, 2nd Floor

- a. Conference with real property negotiators
Government Code Section 54956.8

City Negotiator: Meg Williamson, Assistant City Manager
Property: Northeast Corner of Charolais & South River Road
(APN: 009-770-004)
Owner/Negotiator: Santa Lucia Bank/ Merrill & Associates Real Estate

No reportable action taken.

ADJOURNMENT AT 11:00PM TO:

- THE CENTRAL COAST ECONOMIC FORECAST ANNUAL EVENT - 7:30 AM ON TUESDAY, NOVEMBER 8, 2011 AT THE ALEX MADONNA EXPO CENTER IN SAN LUIS OBISPO.
- PLANNING COMMISSION MEETING - 7:30 PM ON TUESDAY, NOVEMBER 8, 2011 AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- REGULAR CITY COUNCIL MEETING - 7:30 PM ON TUESDAY, NOVEMBER 15, 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.

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