



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

CITY COUNCIL MINUTES

ADVISORY BODY INTERVIEWS & APPOINTMENTS: PLANNING COMMISSION

Tuesday, December 13, 2012 7:00 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

7:00 PM – CONVENE ADJOURNED REGULAR MEETING

CALL TO ORDER – Downstairs Conference Center

ROLL CALL Councilmembers John Hamon, Steven Martin, Ed Steinbeck, Fred Strong, and Mayor Duane Picanco

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. Speaking from the public was:

- Ed Gallagher opened the Public Hearing. There were no comments received from the public, either written or oral, and the public hearing was closed.

AGENDA ITEMS TO BE DEFERRED (None)

DISCUSSION

1. **Advisory Body Interviews & Appointments – Planning Commission**

E. Gallagher, Community Development Director

Council interviewed 9 of the 12 applicants:

- Thomas Apkarian
- Kenneth Coffey
- Darrell Cooper
- Jerry Crabill
- Richard Holmes
- Robert Nash
- Bobby Rollins
- Lawrence Schiffer
- Vince Vanderlip

Samer Mohamed and Bruce Whitcher withdrew and Gary Nemeth was not present.

The Council reappointed Vince Vanderlip to a 3-year term. Robert Nash was appointed to a 3-year term and Bobby Rollins to a 1-year term (to replace Joel Peterson, who was elected to the School Board.

ADJOURNMENT TO:

- REGULAR CITY COUNCIL MEETING - 7:30 PM ON TUESDAY, DECEMBER 18, 2013, IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- JOINT PLANNING COMMISSION/CITY COUNCIL BREAKFAST - 7:00 AM ON FRIDAY, DECEMBER 21, 2012, AT TOUCH OF PASO RESTAURANT.
- **THE REGULAR CITY COUNCIL MEETING ON TUESDAY, JANUARY 1ST, 2013, HAS BEEN CANCELLED.**
- REGULAR CITY COUNCIL MEETING - 7:30 PM ON TUESDAY, JANUARY 15, 2013, IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- REGULAR PLANNING COMMISSION MEETING - TUESDAY, JANUARY 22, 2013, CITY HALL/LIBRARY 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.

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7:30 PM – CONVENE REGULAR MEETING

CALL TO ORDER – Downstairs Conference Center

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL Councilmembers John Hamon, Steven Martin, Ed Steinbeck, Fred Strong, and Mayor Duane Picanco

STAFF INTRODUCTIONS

PUBLIC COMMENTS

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- Larry Werner who spoke about the progress being made towards their goal of getting Paso Robles designated as a Bike Friendly City.

AGENDA ITEMS TO BE DEFERRED (None)

PRESENTATIONS (None)

PUBLIC HEARING

1. [Zoning Code Amendment 12-002 – Miscellaneous Amendments](#)

E. Gallagher, Community Development Director

For the City Council to consider several “clean up” amendments to the Zoning Ordinance, including:

- Dance schools, zone permitted and level of review;
- Metal roofing for single family homes;
- Swimming pool setbacks and location;
- Detached accessory building setbacks;
- Development Plan expiration date;
- Multi-family setbacks from “collector” streets;
- Political sign locations;
- Shopping center wall signs;

- Downtown sign reference;
- Multi-family community room size; and
- Bicycle parking.

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

A motion was made by Councilman Strong, seconded by Councilman Steinbeck, to continue until the January 15, 2013 meeting.

Motion passed by the following Voice vote:

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

2. General Plan Amendment 12-003 – Land Use, Circulation and Conservation Elements, Post-Construction Storm Water Management Policies

E. Gallagher, Community Development Director

For the City Council to approve amendments to the text of the Land Use, Circulation and Conservation Elements of the General Plan to establish policies in support of State-mandated on-site Low-Impact Development (LID) post-construction storm water management.

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

A motion was made by Councilman Hamon, seconded by Councilman Steinbeck, to adopt Resolution 12-184 approving the Negative Declaration for General Plan Amendment 12-003; and to adopt Resolution 12-185 approving General Plan Amendment 12-003.

Motion passed by the following roll call vote:

AYES: Hamon, Steinbeck, Martin, Strong, 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.

3. Pulled for Discussion (end of agenda)

4. Approve Warrant Registers No. 106603-106719 (11/30/12), 106720-106817 (12/07/12), and other payroll services

J. Throop, Administrative Services Director

5. Approve Advisory Body Minutes

Senior Advisory Committee Minutes from October 8, 2012
 Youth Commission Minutes from November 7, 2012
 Parks and Recreation Advisory Minutes from November 13, 2012

6. Adopt Resolution No. 12-186 authorizing the recordation of Tract 2778-2, a four lot subdivision located at the east end of Wisteria Lane.

E. Gallagher, Community Development Director

7. Adopt Resolution No. 12-187 accepting the public improvements of Tract 2778-2 into the City's maintenance system.

E. Gallagher, Community Development Director

8. Adopt Resolution No. 12-188 authorizing the recordation of final Tract Map 3034, an eight-lot subdivision located at 935 Creston Road; and adopt Resolution No. 12-189 annexing Lots 1 through 7 of Tract 3034 into Community Facilities District No. 2005-1,

and directing the City Clerk to record the Amendment to the Notice of Special Tax Lien.

E. Gallagher, Community Development Director

9. Adopt Resolution No. 12-190 authorizing the City Manager to execute a one year contract with Anthem Blue Cross for employee group medical coverage.
M. Williamson, Assistant City Manager
10. Adopt Resolution No. 12-191 authorizing \$12,100.00 from funds awarded through the Proposition 84 Statewide Park Development and Community Revitalization Grant for labor compliance monitoring services associated with the construction of the new Paso Robles Uptown Family Park, and to authorize the City Manager to enter into a contract with LCP, Inc. in the amount of \$11,000.00.
J. Dahlen, Library and Recreation Services Director
11. Adopt Resolution No. 12-192 authorizing the agreement between the City of Paso Robles and the Board of Equalization to collect the new transaction and use tax of ½ cent, as approved by the citizens of Paso Robles at the November 2012 General Election, starting on April 1, 2013.
J. Throop, Administrative Services Director
12. Adopt Resolution No. 12-193 declaring certain City property as surplus and authorize the disposal by either sale, bid or public auction, whichever method is for the least cost or greatest benefit to the City.
J. Throop, Administrative Services Director
13. Adopt Resolution No. 12-194 declaring its intention to levy an annual assessment for the fiscal year February 1, 2013 to January 31, 2014 for the Paso Robles Tourism and Lodging Promotions Business Improvement District, and setting a public hearing for January 15, 2013.
M. Williamson, Assistant City Manager
14. Adopt Resolution No. 12-195 awarding a contract to repair Golden Hill Tank No. 1 and Merry Hill Tank to Paso Robles Tank in the amount of \$210,223, and authorizing the City Manager to execute the construction contract and to engage the services of Advantage Technical Services for construction administration and inspection in the amount of \$57,973.
D. Monn, Director of Public Works
15. Proclamation - Designating December 21st as Homeless Persons' Memorial Day

Consent Calendar items 4 thru 15 were approved on a single motion by Councilman Strong and seconded by Councilman Martin.

Motion passed by the following roll call vote:

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

DISCUSSION

16. Development Impact Fees

E. Gallagher, Community Development Director

For the City Council to consider an additional temporary waiver of certain development impact fees.

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

A motion was made by Councilman Strong, seconded by Mayor Picanco, to adopt Resolution 12-196 providing for the potential of a third year of temporary waiver of certain development impact fees, excepting fees for transportation, water and sewer, for a maximum of 25 permits issued up to June 30, 2013 and which are completed within one year of notification that permit is ready to be issued. The temporary waiver will expire upon council adoption of updated impact fees.

Motion passed by the following roll call vote:

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

17. Request for Encroachment into Public Right-of-Way, 839 12th Street

E. Gallagher, Community Development Director

That City Council consider a request by Artisan Restaurant to construct a raised concrete deck for sidewalk seating in the public right-of-way at 839 12th Street.

Mayor Picanco opened the public discussion. Speaking from the public Dustin Pierce and Kathy Barnett, who spoke in support of this request, and Nick Gilman, who spoke in opposition to this request. There were no other comments, either written or oral, and the public discussion was closed.

A motion was made by Councilman Hamon, seconded by Councilman Steinbeck, to deny an encroachment permit for construction of a raised seating area at 839 12th Street, and instruct property owner to come back with alternate ideas if he desires.

Motion passed by the following roll call vote:

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

18. Natural Resources Agency & Caltrans – Environmental Enhancement Mitigation Program Grant Application – “Riverside Avenue Restoration And Enhancement Project”

E. Gallagher, Community Development Director

For the City Council to consider authorizing a grant application to the Natural Resources Agency for improvements to Riverside Avenue.

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

Motion by Councilman Hamon, seconded by Councilman Strong to adopt Resolution 12-197 authorizing application to the Natural Resources Agency for an EEMP grant, and approving the City to provide matching funds \$87,000 should the City be awarded this grant

Motion passed by the following roll call vote:

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

19. Union Road Improvements, Kleck to Montebello Oaks

D. Monn, Public Works Director

For City Council to consider authorizing a contract for design of the reconstruction of a portion of Union Road between Kleck to Montebello Oaks.

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

1st Motion

A motion was made by Councilman Strong, seconded by Councilman Martin, to authorize the City Manager to enter into a contract with North Coast Engineering in the amount of \$69,913 to assist staff in developing concept plans and final design for reconstruction of Union Road, Kleck to Montebello Oaks; and to appoint two members of City Council to an ad hoc committee.

Motion passed by the following roll call vote:

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

2nd Motion

A motion was made by Councilman Strong, seconded by Councilman Steinbeck, to appoint Strong and Steinbeck to the ad hoc committee for this project.

Motion passed by the following roll call vote:

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

20. Street Maintenance

D. Monn, Public Works Director

For City Council to consider authorizing the City Manager to contract for services to prepare bid documents for street maintenance on Rambouillet (Niblick to Nicklaus) and at Blossom and Maple Streets.

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

A motion was made by Councilman Strong, seconded by Councilman Martin to Authorize the City Manager to enter into contracts as follows:

- Pavement Engineering, Inc. \$ 28,785
- Penfield & Smith \$ 44,780

Motion passed by the following roll call vote:

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

21. 2013 Biennial Goal Setting

M. Williamson, Assistant City Manager

For the City Council to confirm a general schedule and authorize community input to formulate City Goals.

Mayor Picanco opened the public discussion. Speaking from the public was Kathy Barnett who spoke in favor of the informal style of goal setting. There were no other comments, either written or oral, and the public discussion was closed.

Motion by Councilman Martin, seconded by Councilman Steinbeck, to confirm the general Goal Setting schedule as follows and not hire a professional facilitator:

- January 2013 - Public outreach for goal setting suggestions
- January/February - Semiannual Financial Forecast
- Early/Mid March - Biennial Goal Setting on a Saturday

Motion passed by the following roll call vote:

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

Consent Calendar Item - Pulled for Discussion

3. Approve City Council Minutes from December 4, 2012

D. Fansler, City Clerk

Mayor Picanco opened the public discussion. Speaking from the public was Kathy Barnett, who had questions about the Sales Tax Committee agenda item from the previous meeting. There were no other comments, either written or oral, and the public discussion was closed.

Motion by Councilman Strong, seconded by Councilman Martin to approve consent item 3 December 4, 2012 minutes.

Motion passed by the following roll call vote:

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

CITY MANAGER (None)

COUNCIL COMMUNICATION

- Mayor Picanco wished a Merry Christmas and Happy New Year to all.

CLOSED SESSION ITEMS

a. Conference with Legal Counsel - Initiation of Litigation

Pursuant to Government code section 54956.9 (c)

Initiation of Litigation

Number of Cases: One

No reportable action.

ADJOURNMENT AT 9:45PM TO:

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