



CITY OF EL PASO DE ROBLES
"The Pass of the Oaks"

CITY COUNCIL MINUTES

Tuesday, August 6, 2013 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 – Councilman Steve Martin

ROLL CALL Councilmembers Ed Steinbeck, John Hamon, Steve Martin, 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.

- Jim Throop announced the retirement of Jennifer Sorensen and introduced the new Finance Manager Deanne Purcell.
- Kathy Barnett spoke about a complimentary letter written by Sally Reynolds about Council members and staff.
- Karl Hansen offered suggestions that he believes would help the City receive additional water at a low cost.
- Dale Gustin spoke about a fundraiser being held to raise money for Scholarships for High School students.
- Kathy Bates, Jim Fotinakes, John Alman spoke about the new River Trail walking path problems.

AGENDA ITEMS TO BE DEFERRED (none)

PRESENTATIONS - None

PUBLIC HEARING

1. [Massage Establishments](#)
R. Burton, Chief of Police

For the City Council to consider amending the Municipal Code (Business Licenses) to add Chapter 5.38 - Massage Therapy and Massage Establishments.

Mayor Picanco opened the public hearing. Speaking from the public were:

- Beverly May, Director of Government Affairs, spoke about the ordinance from the California Massage Therapy Council's perspective.
- Lisa Santoro, American Massage Therapy Association Vice President, spoke in favor.
- Dale Gustin spoke in favor.
- Karl Hansen spoke in favor.
- Kathy Barnett made suggestions about the ordinance.
- Matt Masia, Main Street Association Representative, spoke in favor.
- Norma Moyer, Main Street Association Representative, spoke in favor.

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

1st Motion

A motion was made by Councilman Hamon and seconded by Councilman Steinbeck to introduce for the first reading an ordinance to amend Title 5 of the Paso Robles Municipal Code to add new Chapter 5.38 addressing and regulating Massage Therapy and Massage Establishments, and set August 20, 2013 for adoption of said ordinance.

Motion passed by the following roll call vote:

AYES: Hamon, Steinbeck, Martin, Strong, Picanco

NOES:

ABSTAIN:

ABSENT:

2nd Motion

A motion was made by Councilman Hamon and seconded by Councilman Steinbeck to Resolution No. 13-104 approving a fee schedule for massage businesses and establishments.

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.

2. [Approve City Council Minutes from July 16, 2013](#)
D. Fansler, City Clerk
3. [Approve Warrant Registers No. 110451-110566 \(7/12/13\), 110567-110704 \(7/19/13\), 110705-110854 \(7/26/13\), and other payroll services.](#)
J. Throop, Administrative Services Director
4. [Approve Advisory Body Minutes](#)
Travel Paso Robles Alliance (BID) – May 28, 2013
Senior Advisory Committee - June 10, 2013
Library Board of Trustees – June 13, 2013
5. [Adopt Resolution 13-105 appropriating \\$20,000 to cover the cost of electronic archiving for fiscal year 2014](#)
D. Monn, Director of Public Works
6. [Adopt Resolution 13-106 appropriating \\$10,000, from the Building Education Reserve Fund 114, to cover the cost of education of Building Personnel for fiscal year 2014](#)
D. Monn, Director of Public Works
7. [Adopt Resolution 13-107 authorizing recommended changes to the Investment Policy](#)
M. Compton, City Treasurer

8. [Adopt Resolution 13-108 accepting the recordation of Parcel Map PR 13-0042, creating a single parcel along with a remainder parcel at the east end of Wisteria Lane.](#)

E. Gallagher, Community Development Director

The City Attorney noted that item #7 has a resolution that was distributed at the meeting.

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

Consent Calendar items 2 through 8 were approved on a single motion by Councilman Strong and seconded by Councilman Steinbeck. Councilman Martin abstained on consent agenda item 3 warrant register item numbers 110511, 110627 & 110652.

Motion passed by the following roll call vote:

AYES: Strong, Steinbeck, Martin, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT

DISCUSSION

9. [Request To Remove Five Oak Trees At 3328 Spring Street \(OTR 13-005 - Uptown Center\)](#)

E. Gallagher, Community Development Director

For the City Council to consider a request by Rick Jeffrey to remove five oak trees in relation to the Uptown Center project.

Mayor Picanco opened the public discussion. Speaking from the public were:

- Larry Werner, North Coast Engineering, who spoke about the landscape plan.
- Dale Gustin was opposed.
- Kathy Barnett was opposed.
- Planning Commissioner Vince Vanderlip spoke in favor.

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

Motion by Councilman Hamon, seconded by Mayor Picanco to adopt Resolution 13-109 approving OTR 13-005, allowing the removal of five Coast Live Oak Trees in relation to the Uptown Center project, modified to allow removal of 5 oak trees with the request to save Tree #4 if feasible as determined by staff.

Motion passed by the following roll call vote:

AYES: Hamon, Picanco, Martin, Steinbeck, Strong

NOES:

ABSTAIN:

ABSENT:

10. [Request To Remove Two Oak Trees At 532 2nd Street \(OTR 13-006 - Nino\)](#)

E. Gallagher, Community Development Director

For the City Council to consider a request by Steve Nino, to remove two oak trees in conjunction with the development of a vacant lot.

Mayor Picanco opened the public discussion. Speaking from the public were:

- Karen Palmer, who spoke in favor.
- Kathy Barnett, who spoke against the removals.
- Dale Gustin, who spoke against the removals.
- Linda Murray, who spoke in favor.

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

A motion was made by Councilman Steinbeck and seconded by Councilman Hamon to adopt Resolution 13-xxx approving OTR 13-006, allowing the removal of two Coast Live Oak Trees totaling 30-inches based on the trees having health issues, and to allow reasonable use of the property for which it has been zoned, and require five (5) 1.5-inch diameter Coast Live Oak

replacement trees to be planted at the direction of the Arborist, or payments made to the City's oak tree replacement fund.

Motion passed by the following roll call vote:

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

11. Paso Robles Uptown Family Park

D. Monn, Public Works Director

For the City Council to consider a contract to construct the Paso Robles Uptown Family Park.

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

A motion was made by Councilman Martin and seconded by Councilman Strong to adopt Resolution 13-111 authorizing \$2,252,933.74 from funds awarded through the Proposition 84 Statewide Park Development and Community Revitalization Grant and to authorize the City Manager to enter into a contract with Newton Construction & Management, Inc. in the amount of \$2,038,121.74.

Motion passed by the following roll call vote:

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

12. Traffic Impact Analysis Guidelines

E. Gallagher, Community Development Director

For the City Council to adopt Transportation Impact Analysis Guidelines as implementation of an action item of the 2011 Circulation Element of the General Plan.

Mayor Picanco opened the public discussion. Speaking from the public was Kathy Barnett, who spoke against the adoption of the Transportation Impact Analysis Guidelines. There were no other comments, either written or oral, and the public discussion was closed.

A motion was made by Councilman Hamon and seconded by Councilman Steinbeck to adopt Resolution No. 13-112 approving the Transportation Impact Analysis Guidelines for use in preparation of environmental documents related to land use applications.

Motion passed by the following roll call vote:

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

13. General Obligation Bond Tax Rate – Fiscal Year 2014

M. Compton, City Treasurer

For the City Council to set the ad valorem tax rate for general obligation bond debt service for fiscal year 2014.

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 and seconded by Councilman Steinbeck to adopt Resolution 13-113, modified to set the rate at .0696, the same as FY13, and to use bond reserve funds to cover the shortage in tax increment to cover the debt service requirement.

Motion passed by the following roll call vote:

AYES: Strong, Steinbeck, Martin

NOES: Hamon, Picanco
ABSTAIN:
ABSENT:

COUNCIL BUSINESS

- Martin spoke about River walk maintenance and the need to get an update from staff.
- Picanco spoke about the need to estimate maintenance and replacement costs before building new projects especially those that are grant funded.
- Hamon encouraged building lower maintenance projects and partnering agreements with agencies to cut costs.
- Councilman Strong noted the eligibility constraints of certain grants and encouraged pursuing complimentary grants to cover areas of concern.

CLOSED SESSION ITEMS – None

A motion was made by Councilman Strong and seconded by Councilman Hamon to adjourn.
Motion passed by a unanimous VOICE vote.

ADJOURNMENT AT 10:00PM TO:

- REGULAR PLANNING COMMISSION MEETING – 7:30PM TUESDAY, AUGUST 13, 2013, IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- CITY COUNCIL/PLANNING COMMISSION BREAKFAST – 7:00AM FRIDAY, AUGUST 16, 2013 AT TOUCH OF PASO RESTAURANT.
- SPECIAL MEETING/CLOSED SESSION – 3:00PM ON TUESDAY, AUGUST 20, 2013 IN THE CITY HALL LARGE CONFERENCE ROOM, 1000 SPRING STREET – 2ND FLOOR, PASO ROBLES.
- REGULAR CITY COUNCIL MEETING - 7:30PM ON TUESDAY, AUGUST 20, 2013 IN 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.***