



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

CITY COUNCIL MINUTES

Tuesday, September 17, 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 Rev. Fred Morris

ROLL CALL Councilmembers Ed Steinbeck, John Hamon, Steve Martin, and Mayor Duane Picanco

ABSENT Councilman Fred Strong

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.

- Julie Dahlen – Invited all to the Uptown Family Park Groundbreaking on September 24, 2013 at 10am. at the park site on 36th and Spring
- Taylor Ellstrom and Jessica Gage, both Youth Commissioners, spoke about Youth Commission activities.
- Sherry Thompson spoke about problems she has with her health; requested changes to municipal code (unclear on the subject matter).
- Norma Moya spoke about Taste of Paso happening Downtown Saturday, September 21, 2013, and the Pre-Pioneer Day Dance on September 28, 2013 at the Event Center.
- Meg Williamson announced the Job Fair happening on Wednesday, September 18, 2013 at 1:30pm in the Paso Robles Inn Ballroom.

AGENDA ITEMS TO BE DEFERRED - None

PRESENTATIONS

1. [Proclamation – Energy Awareness Month](#)
Mayor Picanco presented the proclamation to Derek Lavoy, Cuesta Sustainability Resource Center. Trevor Keith, SLO County Bldg. Dept. announced the Energy Day event.
2. [Proclamation – Pioneer Day Queen](#)
Mayor Picanco presented the proclamation to Norma Moya.

3. **Proclamation – Pioneer Day Marshal**

Mayor Picanco presented the proclamation to Norm Bridge.

PUBLIC HEARING

4. **General Plan Amendment 2013-0012 and Prezone 13-001**

E. Gallagher, Community Development Director

For City Council to consider a City-initiated amendment to the Land Use Element of the General Plan to make the following changes to the Land Use Element's Land Use Map (Figure LU-6) and Sphere of Influence Map (Figure LU-1) and to Prezone a 1.4 acre parcel:

Ed Gallagher reported that an error was made in the mailed public notices for this item and requested that it be continued to the Council's meeting of October 1.

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

A motion was made by Councilman Hamon and seconded by Councilman Steinbeck to continue the public hearing on October 1, 2013.

Motion passed by the following roll call vote:

AYES: Hamon, Steinbeck, Martin, Picanco

NOES:

ABSTAIN:

ABSENT: Strong

5. **Specific Plan Amendment 13-002: Uptown/Town Centre**

E. Gallagher, Community Development Director

For the City Council to conduct a semi-annual review of the Uptown/Town Centre Specific Plan (UTCSP) and consider amendments to the plan.

Mayor Picanco opened the public hearing. Speaking from the public were Kathleen Tucker who spoke in favor, Sheila Heeley, Planning Commissioner Vince Vanderlip, Planning Commissioner Margaret Holstein, and Kathy Barnett.

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

Council proceeded with a straw vote for the following items:

- Carwashes: 1 yes; 3 no
- Residential Care: 4 yes; 0 no
- Hotels: 3 yes, 1 no
- Open Space: 4 yes, 0 no

1st Motion

A motion was made by Councilman Martin and seconded by Ed Steinbeck to adopt Resolution No. 13-132 approving the Specific Plan Amendment 13-002 Negative Declaration.

Motion passed by the following roll call vote:

AYES: Martin, Steinbeck, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT: Strong

2nd Motion

A motion was made by Councilman Martin and seconded by Councilman Hamon to introduce for first reading Ordinance 996 N.S. amended to eliminate allowing carwashes.

Motion passed by the following roll call vote:

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

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.

6. Approve City Council Minutes from September 3, 2013
D. Fansler, City Clerk
7. Approve Warrant Registers No. 111313-111423 (8/30/2013), 111424-111573 (9/06/2013), and other payroll services
J. Throop, Director of Administrative Services
8. Advisory Body Minutes
Youth Commission Minutes (May 1, 2013)
Supplemental Tax Oversight Committee (May 29 and June 26, 2013)
9. Adopt Resolution 13-134 authorize the City Manager to engage the services of C2 Consult to update the City's Speed Zone Survey, in the amount of \$20,945.
R. Burton, Chief of Police
10. Adopt Resolution No. 13-135 awarding a contract to Pacific Coast Excavation in the amount not to exceed \$30,690, to pothole all existing utilities along Union Road (Kleck to Montebello Oaks) and authorize the City Manager to execute the contract.
D. Monn, Public Works Director

There were no items requested to be pulled for discussion.

A motion was made by Council Steinbeck and seconded by Councilman Hamon to approve items 6-10. Councilman Martin abstained on warrant #111358.

Motion passed by the following roll call vote:

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

DISCUSSION

11. Chandler Ranch Specific Plan – Request for Forgiveness of Accrued Expenses
E. Gallagher, Community Development Director

Consider a request from Larry Wurth to forgive \$1,400,000 City advance/expense (principal and interest) incurred preparing draft Chandler Ranch Specific Plans (CRASP).

Mayor Picanco opened the public discussion. Speaking from the public were Natalie McCall, who submitted a letter (attached), Larry Werner, and Kathy Barnett, and Aaron Johnson. 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 deny the request for forgiveness and direct staff to come back with a report on status of the specific plan.

Motion passed by the following roll call vote:

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

12. Request for an Interpretation on Off-Site Parking Provisions

E. Gallagher, Community Development Director

For the City Council to make an interpretation on the applicability of the Off-Site Parking provisions in the Uptown/Town Center Specific Plan.

The City Attorney has requested that this item be tabled to allow evaluation of the legal aspects of the Off-Site parking provisions.

A motion was made by Councilman Martin and seconded by Councilman Hamon to table this item.

Motion passed by the following roll call vote:

AYES: Martin, Hamon, Steinbeck, Picanco

NOES:

ABSTAIN:

ABSENT: Strong

13. Cuesta College Frontage Improvements

E. Gallagher, Community Development Director

For the City Council to consider use of transportation impact fees for improvements to Cuesta College property frontage.

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 Martin and seconded by Council Steinbeck to direct staff to enter into discussion with Ayres regarding extension of street related improvements along Buena Vista Drive, Cuesta College frontage from Ayres boundary to Dallons Drive.

Motion passed by the following roll call vote:

AYES: Martin, Steinbeck, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT: Strong

14. Airport Business Improvement Plan

M. Williamson, Assistant City Manager

For the City Council to consider adoption of a Business Improvement Plan for the Municipal Airport.

Mayor Picanco opened the public discussion. Speaking from the public was Phil Corman, PRAA, who spoke in favor of the plan. 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 13-136 approving the 2013 Business Improvement Plan for the Municipal Airport.

Motion passed by the following roll call vote:

AYES: Martin, Steinbeck, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT: Strong

15. Professional Marketing Service Contract – Augustine Ideas

M. Williamson, Assistant City Manager

For the City Council to consider authorizing a marketing service contract with Augustine Ideas on behalf of the Travel Paso Robles Alliance (TPRA).

Mayor Picanco opened the public discussion. Speaking from the public were Matt Masia, 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 Hamon to adopt Resolution No.13-137 authorizing the City Manager to enter into a professional service contract with Augustine Ideas on behalf of the Travel Paso Robles Alliance (TPRA) Committee to execute marketing strategies for Paso Robles.

Motion passed by the following roll call vote:

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

16. Long-Term Parking Area at Pine Street

D. Monn, Public Works Director

For City Council to consider engaging design services to develop a parking area at the former Pine Street mini-storage site (Boatel).

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 Steinbeck and seconded by Councilman Hamon to authorize the City Manager to execute a contract with Wallace Group in the amount of \$45,209 to design a parking area at the former Pine Street mini-storage site.

Motion passed by the following roll call vote:

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

17. Sewer Extensions to Airport Area

D. Monn, Public Works Director

For the City Council to consider a contract for preliminary design of sewer extensions to the Airport, Dry Creek, and Mill Road Areas.

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 and seconded by Councilman Martin to adopt Resolution No. 13-138 awarding a contract to Water Systems Consulting for preliminary design of sewer extensions to the Airport Road, Dry Creek Road, and Mill Road Areas, in an amount not to exceed \$117,841.

Motion passed by the following roll call vote:

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

COUNCIL BUSINESS

18. Airport Advisory Committee – Applicant Interview Date

M. Williamson, Assistant City Manager

For the City Council to set a date to conduct interviews with Airport Advisory Committee applicants.

A motion was made by Councilman Martin and seconded by Councilman Hamon to set October 10, 2013 at 7:00PM for AAC Interviews and Appointments.

Motion passed by the following voice vote:

AYES: Martin, Hamon, Steinbeck, Picanco
NOES:

ABSTAIN:
ABSENT: Strong

ADJOURNED AT 10:20PM TO CLOSED SESSION:

- **Public Employee Appointment**
Government Code Section 54957
Ed Gallagher - Community Development Director
- **Public Employee Appointment**
Government Code Section 54957
Julie Dahlen - Library and Recreation Services Director

A motion was made by Councilman Martin and seconded by Councilman Hamon to support confirmations as recommended by the City Manager.

Motion passed by the following roll call vote:

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

ADJOURNMENT AT 10:30PM TO:

- LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE – MONDAY, SEPTEMBER 17TH THROUGH FRIDAY, SEPTEMBER 20TH, 2013 AT THE SACRAMENTO CONVENTION CENTER.
- REGULAR PLANNING COMMISSION MEETING – 7:30PM TUESDAY, SEPTEMBER 24, 2013, IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- REGULAR CITY COUNCIL MEETING - 7:30PM ON TUESDAY, OCTOBER 1, 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.*

Jonatkim Enterprises

Received at
City Council
meeting on
Sept. 17, 2013

September 16, 2013

City of El Paso De Robles
City Council
Mayor Duane Picanco
Councilman Steve Martin
Councilman Fred Strong
Councilman Ed Steinbeck
Councilman John Hamon

Re: Agenda Item 11

This letter pertains to the Wurth portion of the Chandler Ranch Area Specific Plan (CRASP), which is approximately 647 acres. At the September 17, 2013 City Council meeting, item number 11 on the agenda is the Wurth's June 6, 2013 letter which questioned the City's 1.4 million in past SP fees.

At this time we are attempting to evaluate the project. In order to do so we must know all the fees and exactions that the project will incur. We are requesting the city provide us with a detailed breakdown of these items. We believe that these items should be based upon a Nexus of the project's impact and not be based upon a "Wish List" that is arbitrary and overextending, as was proposed a few years ago.

In the staff report it indicates that there is some value in the past studies, reports and 2006 Draft EIR. We would like to know if any of these items are in fact still valid today so that we can attempt to evaluate the work that was done which actually has a present day value. We are requesting specific details on these reports and studies. We believe the need for a new EIR is largely due to the delay imposed on our project with the City's update of the Circulation Element. During this process the 5 year time clock ran out on the EIR. We are not confident that any of this past work can be used and we would be starting from the beginning again with plan 4.

Currently the City is in the process of removing two properties from the CRASP. We believe others will make this same request. If properties are removed from the CRASP, is it expected that the past expenses be passed on to the remaining property owners?

This is where we are today; attempting to evaluate the project. We are considering all factors in order to figure out what direction we are going to proceed and one key factor is whether or not there is any value in the City's \$1.4 million in past SP fees that currently burden the project. In our June 6, 2013 letter we did not ask for the past fees to be "forgiven", as the city staff response indicated, we simply feel that the charges and interest should not burden the project

September 16, 2013
Agenda Item 11
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as they were incurred due to the City's continued requests for redesign of the project resulting in extended delays. We ask the Council to direct the staff to look into the questions and bring the answers back to the Council for consideration.

I appreciate your time and consideration. Thank you

Sincerely,

A handwritten signature in cursive script that reads "Natalie McCall".

Natalie L. McCall
Jonatkim Enterprises