



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

## CITY COUNCIL MINUTES

Thursday, November 20, 2014 7:00 PM

### ADJOURNED REGULAR MEETING ADVISORY BODY INTERVIEWS AND APPOINTMENTS

#### AIRPORT ADVISORY COMMITTEE

MEETING LOCATION: PASO ROBLES LIBRARY/CITY HALL  
CONFERENCE CENTER, 1000 SPRING STREET

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**7:10 PM** Meeting called to order by Mayor Picanco

**ROLL CALL** Councilmembers John Hamon, Steve Martin, Ed Steinbeck, Fred Strong, and Mayor Duane Picanco – All members present

#### 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.

#### DISCUSSION

1. [Advisory Body Interviews & Appointments – Airport Advisory Committee](#)

M. Williamson, Assistant City Manager

The Airport Advisory Committee acts in an advisory capacity to the City Council in matters pertaining to aeronautical activities, proposed uses and safety of operations at the Paso Robles Municipal Airport. The Committee consists of five (5) regular appointed members and one (1) alternate who are each assigned in staggered two year terms. The following applicants will be interviewed in alphabetical order (listed below) to fill four committee seats (three regular / one alternate):

- Elliot Cannon 7:10 PM
- Gerry Finn 7:30 PM
- David Fretwell 7:40 PM
- Dennis Lyons 7:55 PM
- Richard Morton 8:10 PM
- Frank Shaw 8:25 PM
- David Nutile 8:40 PM
- Edward Surber 8:55 PM (via telephone)

Interviews were conducted and City Councilmembers assigned their vote preferences via a written ballot with a numerical scale of 1 to 10 (ten being the highest). Council votes were tabulated for each candidate to determine the highest vote getters.

A motion was made by Councilman Strong and seconded by Councilman Steinbeck to appoint the following slate of members to the Airport Advisory Committee:

Three Regular Two-year Terms, ending October 31, 2016:

1. David Fretwell
2. Ed Surber
3. Gerry Finn

One Alternate Member for a one-year term expiring October 31, 2015:

1. Frank Shaw

Motion passed by the following roll call vote:

AYES: Strong, Steinbeck, Hamon, Martin, Picanco

NOES:

ABSTAIN:

ABSENT:

#### **VIA COUNCIL CONSENSUS AT 9:20 PM ADJOURNMENT TO:**

- CITY COUNCIL/PLANNING COMMISSION BREAKFAST – 7:00AM ON FRIDAY, NOVEMBER 21, 2014 AT TOUCH OF PASO RESTAURANT.
- REGULAR CITY COUNCIL MEETING - 7:30 PM. ON TUESDAY, DECEMBER 2, 2014 IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- REGULAR PLANNING COMMISSION MEETING – 7:30 PM. TUESDAY, DECEMBER 9, 2014 IN THE 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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APPROVED BY THE CITY COUNCIL AT A FUTURE REGULAR MEETING.***



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

## CITY COUNCIL MINUTES



**Tuesday, December 2, 2014**

**MEETING LOCATION: PASO ROBLES LIBRARY/CITY HALL  
CONFERENCE CENTER, 1000 SPRING STREET**

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### 7:30 PM – CONVENE REGULAR MEETING

### CALL TO ORDER – Downstairs Conference Center

### PLEDGE OF ALLEGIANCE

### INVOCATION – Ed Bedrosian

**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.

- Norma Moya spoke about Main Street Holiday events.

### AGENDA ITEMS TO BE DEFERRED: Item 7

#### 1. [Approve City Council Minutes from November 18, 2014](#)

D. Fansler, City Clerk

A motion was made by Councilman Hamon and seconded by Councilman Martin to adopt the City Council minutes. *The agenda item title contained a clerical error.*

Motion passed by the following roll call vote:

AYES: Hamon, Martin, Strong, Steinbeck, Picanco

NOES:

ABSTAIN:

ABSENT:

#### 2. [Results of Consolidated General Election – November 4, 2014](#)

D. Fansler, City Clerk

For the City Council to recite the facts and declare the results of matters of the November 4, 2014 Consolidated General Election.

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, seconded by Councilman Strong to adopt Resolution 14-161 reciting the facts of the Consolidated General Election held on November 4, 2014, declaring the results and such other matters as provided by law.

Motion passed by the following roll call vote:

AYES: Steinbeck, Strong, Martin, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT:

#### 3. [Recognition of Outgoing Councilmembers](#)

Mayor Duane Picanco recognized Councilman Steinbeck for his service.  
Mayor Elect Steve Martin recognized outgoing Mayor Picanco.

## RECESS

### 4. Oaths of Office

D. Fansler, City Clerk

The City Clerk administered Oaths of Office to Mayor Martin and Councilmembers Hamon and Reed.

### 5. City Council Vacancy

For the City Council to consider filling a vacant City Council seat.

Mayor Martin opened the public discussion. Speaking from the public were Tom Hardwick, Dale Gustin, Kathy Barnett, Gary Duniven, Sherry Nelson, Karl Hansen and Sally Reynolds. There were no other comments, either written or oral, and the public discussion was closed.

#### **1<sup>st</sup> Motion**

A motion was made by Councilman Strong and seconded by Councilman Hamon to choose selection of an appointee as the methodology for filling the vacant City Council Seat.

Motion passed by the following Voice vote:

AYES: Strong, Hamon, Reed, Martin

NOES:

ABSTAIN:

ABSENT:

#### **2<sup>nd</sup> Motion**

A motion was made by Councilman Hamon and seconded by Councilman Strong to appoint the new Councilman at the Council meeting of December 2, 2014.

Motion passed by the following Voice vote:

AYES: Hamon, Strong, Reed, Martin

NOES:

ABSTAIN:

ABSENT:

*Mayor Martin asked for motions to appoint candidates to serve the last two years of his City Council term of office.*

A motion was made by Mayor Martin to appoint Duane Picanco to fill the vacant position.

A motion was made by Councilman Hamon to appoint Steve Gregory to fill the vacant position.

Mayor Martin voted (by written ballot) to appoint Duane Picanco

Councilmembers Hamon, Reed and Strong voted (by written ballot) to appoint Steve Gregory

Steve Gregory was appointed and the City Clerk administered the Oath of Office.

### 6. Selection of Mayor Pro-Tem

Mayor Martin opened the public discussion. Speaking from the public were Dale Gustin and Karl Hansen. 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 Gregory to appoint Councilman Strong as Mayor Pro-Tem.

Motion passed by the following roll call vote:

AYES: Hamon, Gregory, Reed, Strong, Martin

NOES:

ABSTAIN:

ABSENT:

## PRESENTATIONS

### 7. [Economic Vitality Corporation \(EVC\) Presentation](#)

Deferred to future date uncertain.

## 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.

### 8. [Approve Warrant Registers 3807-3913 \(11/14/14\), 3914-4104 \(11/21/14\), and other payroll Services](#)

J. Throop, Director of Administrative Services

### 9. [Advisory Body Minutes](#)

Youth Commission (October 1, 2014)  
Library Board of Trustees (October 9, 2014)  
Senior Advisory Committee (October 13, 2014)  
Parks and Recreation Advisory Committee (October 13, 2014)

### 10. [Read, by title only, and adopt Ordinance 1010 N.S., adding Chapter 9.51 to the Municipal Code regarding synthetic drugs.](#)

R. Burton, Chief of Police

### 11. [Read, by title only, and adopt Ordinance 1011 N.S., amending Chapter 5.16 and Section 5.04.230 of the Municipal Code requiring fortunetelling and other related services to be subject to the same business license requirements as other special service businesses.](#)

J. Throop, Administrative Services Director

### 12. [Read, by title only, and adopt Ordinance 1012 N.S., amending Section 21.23.070 of the Municipal Code updating home occupation regulations.](#)

E. Gallagher, Community Development Director

### 13. [Read, by title only, and adopt Ordinance 1013 N.S., regarding Zoning Code amendment 14-008 \(Zoning Code clean-up amendments related to the 2014 Housing Element update\).](#)

E. Gallagher, Community Development Director

### 14. [Adopt Resolution 14-162 authorizing the recordation of Tract 3024-2, a three-lot subdivision located between Park Street and the railroad, north of 28th Street, and authorizing the Mayor to execute the Subdivision Improvement Agreement guaranteeing the construction of the subdivision improvements with an established deadline of December 2, 2015 to complete these improvements.](#)

E. Gallagher, Community Development Director

### 15. [Receive and file the Airport Business Improvement Plan Annual Report dated Sept. 2014.](#)

M. Williamson, Assistant City Manager

### 16. [1\) Resolution 14-163 authorizing the City Manager to enter into an Assignment and Assumption and First Amendment to and Partial Termination of a Municipal Airport Lease with Propeller Investment Properties, LLC and Applied Technology Associates, and to record the associated Memorandum of Lease; and 2\) Resolution 14-164 authorizing the City Manager to enter into a Nonsubordinated Airport Ground Lease with Applied Technology Associates, and to record the associated Memorandum of Lease.](#)

M. Williamson, Assistant City Manager

Consent Calendar items 8 through 16 were approved on a single motion by Councilman Strong and seconded by Councilman Hamon.

Motion passed by the following roll call vote:

AYES: Strong, Hamon, Reed, Martin

NOES:

ABSTAIN: Gregory

ABSENT:

## DISCUSSION

### 17. Union Road Project – Expanded Scope of Work

D. Monn, Public Works Director

For City Council to consider extending the Union Road Improvements Project from Montebello Oaks to Prospect Avenue.

Mayor Martin opened the public discussion. Speaking from the public were Tom Hardwick, Dale Gustin, Karl Hansen, Kathy Barnett and Charles Seaver. 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 Strong to adopt Resolution 14-165 authorizing a Contract Change Order to the Union Road Improvements project, in the amount of \$150,000, to extend the project limits to Prospect Avenue.

Motion passed by the following roll call vote:

AYES: Hamon, Strong, Gregory, Reed, Martin

NOES:

ABSTAIN:

ABSENT:

### 18. Solid Waste Service Rates

D. Monn, Public Works Director

For the City Council to consider authorizing evaluation and initiation of the Proposition 218 process to consider rate increases proposed by and for Paso Robles Waste and Recycle ("PRW&R").

Mayor Martin opened the public discussion. Speaking from the public were Tom Hardwick, Terry Schubert and Cody Ferguson. There were no other comments, either written or oral, and the public discussion was closed.

Motion by Councilman Strong, seconded by Councilman Hamon to adopt Resolution 14-166 authorizing the City Manager to enter into 'not-to-exceed' contracts with R3 Consulting Group, Inc. and TJ Cross Engineers to review audits and rate studies required to complete a rate increase for PRW&R.

Motion passed by the following roll call vote:

AYES: Strong, Hamon, Gregory, Reed, Martin

NOES:

ABSTAIN:

ABSENT:

### 19. Rubberized Asphalt Concrete Grant

D. Monn, Public Works Director

For City Council to consider authorizing staff to apply for a Rubberized Asphalt Concrete (RAC) Grant and to consider adopting an Environmentally Preferable Purchasing and Practices (EPPP) policy.

Mayor Martin opened the public discussion. Speaking from the public were Nick Gilman, Cody Ferguson and Neil Wilson. There were no other comments, either written or oral, and the public discussion was closed.

a. Motion by Councilman Strong, seconded by Councilman Gregory to adopt Resolution 14-167:

- 1) Adopting an Environmentally Preferable Purchasing and Practices policy; and
- 2) Authorizing the Capital Projects Engineer to execute grant documents on behalf of the City.

Motion passed by the following roll call vote:

AYES: Strong, Gregory, Hamon, Martin

NOES: Reed

ABSTAIN:

ABSENT:

## **20. City-Wide Telephone System Update**

D. McCue, Information Technology Manager

For the City Council to consider updating telephone equipment software to maintain usability for the balance of the life span.

Mayor Martin 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 Strong to adopt Resolution 14-168 authorizing the City Manager to negotiate and sign a contract with Gsolutionz to update the city-wide phone system.

Motion passed by the following roll call vote:

AYES: Hamon, Strong, Gregory, Reed, Martin  
NOES:  
ABSTAIN:  
ABSENT:

## **ADDENDUM**

### **20B. Long-Term Parking Lot at Former Boatel Mini-Storage**

D. Monn, Public Works Director

For City Council to consider awarding a contract to construct a long-term parking lot at the former Boatel Mini-Storage units on Pine Street.

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

A motion was made by Councilman Strong and seconded by Councilman Gregory to adopt Resolution 14-169:

- (1) granting bid relief to T. Simons due to a material error;
- (2) rejecting CalPortland's Bid Protest as moot;
- (3) awarding a contract for construction of a long-term parking lot at the former Boatel Mini-Storage on Pine Street to CalPortland Construction in the amount of \$599,961.75, and authorize the City Manager to execute the contract; or

Motion passed by the following roll call vote:

AYES: Strong, Gregory, Reed, Hamon, Martin  
NOES:  
ABSTAIN:  
ABSENT:

## **COUNCIL BUSINESS & COMMITTEE REPORTS**

### **21. Current Council Committee Activities Reports**

- Councilman Strong reported on his Committee activities and submitted supporting documentation.
- Hamon inquired about City Council committee assignments.

## **MOTION TO ADJOURN TO CLOSED SESSION**

A motion was made by Councilman Strong and seconded by Councilman Gregory to adjourn the regular meeting to closed session at 10:08PM.

Motion passed by the following VOICE vote:

AYES: Strong, Gregory, Reed, Hamon, Martin

## **CLOSED SESSION**

- **Conference with Real Property Negotiators**

Gov. Code section 54956.8

### **Property: 4th and Pine Streets**

City Negotiator: Meg Williamson  
Party: Jim Saunders

Under Negotiation: Price and terms of payment

*No reportable action.*

**ADJOURNMENT AT 11:00PM TO:**

- BUILDING PLAN CHECK AUDIT PUBLIC WORKSHOP – 6:00PM ON WEDNESDAY, DECEMBER 3, 2014 IN THE LIBRARY/CITY HALL CONFERENCE ROOM, 1000 SPRING STREET.
- UPTOWN FAMILY PARK RIBBON-CUTTING CEREMONY – 3:30PM ON THURSDAY, DECEMBER 4, 2014 AT THE UPTOWN FAMILY PARK AT 641 36TH STREET.
- PLANNING COMMISSION REGULAR MEETING – 7:30PM ON TUESDAY, DECEMBER 9, 2014 IN THE LIBRARY/CITY HALL CONFERENCE ROOM, 1000 SPRING STREET.
- REGULAR CITY COUNCIL MEETING – 7:30PM ON TUESDAY, DECEMBER 16, 2014 IN THE LIBRARY/CITY HALL CONFERENCE ROOM, 1000 SPRING STREET.

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