



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

## CITY COUNCIL MINUTES

Tuesday, February 2, 2016

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**Location: Paso Robles Library/City Hall Conference Center**  
1000 Spring Street, Paso Robles

### 5:00 PM – CLOSED SESSION

Paso Robles City Hall Large Conference Room  
1000 Spring Street, 2<sup>nd</sup> Floor, Paso Robles

- **Conference with Legal Counsel – Existing Litigation (4 cases)**

Gov. Code section 54956.9(d)(1))

1. Steinbeck Vineyards #1 LLC et al. v. County of San Luis Obispo, et al., Santa Clara County Superior Court Case No. 1-14-CV-265039
2. Robert Eidemiller v. County of San Luis Obispo, et al., Santa Clara County Superior Court Case No. 1-14-CV-269212
3. City of Paso Robles v. Quorum Realty Fund, et al., San Luis Obispo County Superior Court Case No. 14-CVP-0125
4. Quorum Realty Fund IV v. City of Paso Robles, San Luis Obispo County Superior Court Case No. 14-CVP-0174

- **Public Employee Performance Evaluation**

Gov. Code section 54957

Title: City Manager

### CITY COUNCIL RECESSED TO REGULAR CITY COUNCIL MEETING at 6:20 PM

*No reportable action*

### 6:30 PM – CONVENE REGULAR MEETING

Paso Robles Library/City Hall Conference Center  
1000 Spring Street, Paso Robles

### CALL TO ORDER

### PLEDGE OF ALLEGIANCE

### INVOCATION – Pat Sheean

**ROLL CALL** Councilmembers Steve Gregory, John Hamon, Fred Strong, Jim Reed, and Mayor Steven Martin

### STAFF INTRODUCTIONS

### PRESENTATIONS

1. [Drought Conservation Progress Report](#)

D. McKinley, Director of Public Works

Director McKinley reported on Conservation efforts. January was 17% short of the monthly target, however the yearly goal has been exceeded. The State is now continuing the conservation requirements through October, so it is important for the community to continue its efforts.

### PUBLIC COMMENT

Dale Gustin spoke on this issue.

2. **Employee Recognition**

T. Frutchet, City Manager

City Manager Frutchet presented certificates recognizing 1 firefighter and 4 police officers.

**PUBLIC COMMENTS**

Dale Gustin, Daniel Callahan, Cassidy Moses, Kathy Barnett, and John Shoals spoke during public comment.

**AGENDA ITEMS TO BE DEFERRED (IF ANY) – NONE**

**PUBLIC HEARINGS – NONE**

**CONSENT CALENDAR**

3. **Approve City Council Minutes from 1/19/2016**

D. Fansler, City Clerk

4. **Approve Warrant Registers**

J. Throop, Director of Administrative Services

5. **Advisory Body Minutes**

Library Board of Trustees (12/10/15)

Parks and Recreation (12/14/15)

Senior Citizen (12/14/15)

6. **Second Reading, by title only, Ordinance XXXX – Amending the Zoning Map (Rezone 15-003)**

W. Frace, Director of Community Development

7. **Adopt Resolution 16-009 Accepting Tract Improvements – Tract 3024-II (Oak Park)**

J. Falkenstien, City Engineer

8. **Adopt Resolution 16-010 Annexing PR 14-0027 into Community Facilities District 2005-1 and Approving Resolution 16-011 Accepting Final Map PR 14-0027 (Ridino) for Recordation**

W. Frace, Director of Community Development

9. **Adopt Resolution 16-012 Approving Southern California Gas DCU Amendment 2**

J. Falkenstien, City Engineer

**PUBLIC COMMENT- None**

**ACTION.** Consent Calendar items 3- 9 were approved on a single motion by Councilman Strong and seconded by Councilman Gregory.

Motion passed by the following roll call vote:

AYES: Strong, Gregory, Hamon, Reed, Martin

NOES:

ABSTAIN:

ABSENT:

**DISCUSSION**

10. **Board of Appeals – Appointment Amendments**

W. Frace, Director of Community Development

That the City Council reconsider the appointment terms for members of the Building Board of Appeals.

**Options:**

- a. Adopt Resolution No. 16-013 amending the terms of the Building Board of Appeals Members; or
- b. Amend the foregoing option; or
- c. Take no action.

**PUBLIC COMMENT**

Dale Gustin and Kathy Barnett spoke on this issue.

**ACTION.** Motion by Councilman Gregory and seconded by Councilman Hamon to adopt Resolution 16-013 amending Board of Appeals terms by decreasing Muehlhausen's term to two years and increasing White's term to 4 years.

Motion passed by the following roll call vote:

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

#### 11. Homeless Shelter Crisis Discussion

M. Williamson, Assistant City Manager

For the City Council to provide direction and initiate community dialogue regarding declaration of a homeless shelter crisis.

**Options:**

- a. For the City Council to provide direction regarding the topic of emergent homeless shelter needs; or
- b. Amend the above option; or
- c. Take no action.

**PUBLIC COMMENT**

Laurel Weir, Linda Murray and Pat Sheean spoke on this issue.

**ACTION.** Motion by Councilman Martin and seconded by Councilman Strong directing staff to come back to Council with a Declaration of Homeless Shelter Crisis on the next agenda, and to initiate discussion with other agencies and organizations already serving this population to better define the scope of the homeless issue and bring options for consideration back to the Council at a later date.

Motion passed by the following roll call vote:

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

## COUNCIL BUSINESS & COMMITTEE REPORTS

### 12. Current Council Committee Activities Reports (if any).

Councilmembers and the Mayor spoke about recent committee activities and other City related business. Councilmember Strong submitted a written Report of his activities from January 20 – February 2, 2016.

## SPECIAL EVENTS

- PASO ROBLES EVENT CENTER ANNUAL DINNER – 6:00PM ON FRIDAY, FEBRUARY 5, 2016 AT THE PASO ROBLES EVENT CENTER, 2198 RIVERSIDE AVENUE, ESTRELLA HALL, PASO ROBLES.
- MAIN STREET BOARD MEETING – 5:45PM ON MONDAY, FEBRUARY 8, 2016 AT THE MAIN STREET OFFICES 835 12<sup>th</sup> STREET #D, PASO ROBLES.
- REGULAR PLANNING COMMISSION MEETING - 6:30PM ON TUESDAY, FEBRUARY 9, 2016 IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.

**ACTION.** Motion by Councilman Strong, seconded by Councilman Gregory to ADJOURN REGULAR MEETING

Motion passed by the following voice vote:

AYES: Gregory, Strong, Hamon, Reed, Martin

## **ADJOURNMENT OF REGULAR MEETING TO CLOSED SESSION AT 7:47 PM:**

- **Public Employee Performance Evaluation**

Gov. Code section 54957

Title: City Manager

*No reportable action*

## **ADJOURNMENT OF CLOSED SESSION MEETING AT 8:25 PM**

- PLANNING COMMISSION AND HOUSING AUTHORITY INTERVIEWS – 6:30PM ON THURSDAY, FEBRUARY 4, 2016 IN THE CITY HALL LARGE CONFERENCE ROOM, 1000 SPRING STREET, PASO ROBLES.
- REGULAR CITY COUNCIL MEETING - 6:30PM ON TUESDAY, FEBRUARY 16, 2016 IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.

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

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**Mayor Pro Tem Fred Strong**  
**Report to City Council on activity of January 20 - February 2, 2016**

**LOSSAN** (Pacific Surfliner Intercity Passenger Rail Corridor)

January 20, Orange County (by phone):

Public comment informed us that the 2016 Passenger Rail Summit would be held April 13 and 14. We were also asked to work harder to complete the SCRIP project to have six rail lines going into Union Station Los Angeles be continuous through routes rather than having to back trains out for 1.5 miles. I agreed to try to get some attention to this in Washington, D.C., in February.

Elections were held for the new board and the Chairman was re-elected and I was re-elected to the Executive Committee of the Board of Directors.

I moved and we passed the consent agenda including the conflict of interest code, annual financial audit and contracts for audit and marketing services.

The single ticket "Rail 2 Rail" program is not being addressed for renewal by Metrolink and may cause it to be discontinued. This would be a step backwards.

We approved application for a rail safety grant on my motion.

Discussion of current and future actions took place regarding marketing, policies and procedures, the 2016 work plan (which will continue efforts to extend an existing San Diego to San Luis Obispo and back train on to San Jose and back with a stops in Paso Robles), our operating agreement with Amtrak and our Board of Directors' initiatives.

For those wanting more detail the agenda is posted in the LOSSAN web site under OCTA with full attachments.

## **League of California Cities policy committees meetings**

The League's policy committee meetings are now structured so that all committees meet together at the beginning of each day for a general briefing on what is happening in the other committees and on State and Federal legislative and funding matters.

The general briefing covered the Governor's budget proposal, money sources and needs including transportation, housing, homeless needs and services and issues to be discussed in my specific committee meetings.

We were told we can participate soon in a new Health Benefits Marketplace being developed by the League to reduce expense and retain benefits. Also, we were given forms to participate in the California Road Charge volunteer study program for ongoing, stable transportation funding.

Finally, we were informed of changes to the initiative process which will add legislative hearings on proposals once the signature threshold of 25% is reached. The Governor is opposing a raise to \$15/hour in minimum wage as he says it will increase State government costs by \$4 billion a year for the tax payers. Former Assemblyman Sam Blakesley is sponsoring an initiative requiring all State Bills to be in print for at least three days before they can be acted upon.

### **Revenue and Taxation:**

On Thursday we met following the general meeting and went over many "housekeeping" functions in detail with over 50% of the committee's members being new to this, or any, policy committee. Some new members objected to the updated policies and guiding principles not knowing that they had already been adopted by the Board of Directors and we had no say. The objection was to changes that would take away unfair tax sales tax practices that their own jurisdictions were benefiting from. After an explanation the changes were accepted with a few objections.

Our adopted work program for 2016 includes seeking possible changes to the sales tax formula based upon completion of sale at its destination, including internet sales, and to possibly change and/or expand the goods and services that might be taxed at a lower rate.

In addition to that we will seek increased funding for critical transportation and water infrastructure, improve housing affordability, update the local government tax structure and monitor or address other pertinent issues that may arise during the legislative session.

### **Housing, Community and Economic Development committee:**

On Friday this committee went through the same housekeeping items on policy and procedure. However, most of the members were returning people.

Following that we welcomed Cindy Cavanaugh, Assistant Deputy Director of the (HCD) California Department of Housing and Community Development's Homeless and Housing Policy Division.

Ms Cavanaugh informed us that California is host to 35% of the nation's chronically homeless population. She said that the Governor is very interested in addressing the homeless problem and is proposing major funding in this area. We were presented with the results of the 2013 California Policy Academy To Reduce Chronic Homeless Plan. Our discussion revolved around differentiating the needs of those who choose homelessness as a personal lifestyle and those who due to special circumstances, including mental illness, have become homeless without wanting to be.

I brought up Mayor Martin's initiative to have a joint homeless services day in one location with the city, county, various non-profit organizations and businesses held here recently. Many cities stated that they would see if they can do the same in their areas.

Ms Cavanaugh told us that we can be better informed about Federal initiatives in the area of homeless issues by going to the web site for USICH, the Federal agency on homelessness.

The committee also decided to seek additional RENA reform through HCD.

We also heard a presentation by League staff member Jason Rhine on our priorities for the use of Cap & Trade auction revenues. Affordable housing is scheduled to receive \$400 million with 50% going to disadvantaged

communities and another \$365 million going to transportation and clean air projects.

When the stumbling block of the Strategic Growth Council came up I made known the proposal from the CALCOG Board meeting to add five local government elected officials to the board to bring the money back to local control, as I reported to you at our last meeting. League staff welcomed the proposal and may try to work with CALCOG in this effort.

The committee decided to pursue transportation funding, water and housing as its highest priority items this year.

In the areas of water and transportation we decided that part of that effort must be CEQA reform to include man's needs in the analysis. An effort is already underway to exempt all transportation projects proposed within already approved rights of way. We will look for similar actions in the area of water structures and storage areas.

We were also informed, in the area of medical marijuana that we should amend our general plan and zoning ordinances to make it clear by statement as to which zones or land uses are specifically permitted for medical marijuana delivery. Failure to do so may lead to delivery being legal to anywhere including the a Post Office, stores, hotels, libraries, etc.

On that same issue we were informed that indoor cultivation of medical marijuana is now proposed to be automatically allowed. Therefore, we cannot ban it but under the new proposal we can regulate it. However, Colorado has determined that indoor cultivation makes it nearly impossible to keep marijuana out of the hands of minors.

We were also told that the FAA is now required to either notify local government or collaborate with us on any changes flight paths being implemented within our sphere of influence.



# CITY COUNCIL MINUTES

## ADJOURNED REGULAR MEETING

Planning Commission and Housing Authority  
Interviews & Appointments

**Thursday, February 4, 2016 6:00 PM**

**MEETING LOCATION: PASO ROBLES CITY HALL LARGE CONFERENCE ROOM  
1000 SPRING STREET, PASO ROBLES (2<sup>ND</sup> FLOOR)**

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### CALL TO ORDER

**ROLL CALL** Councilmembers Steve Gregory, John Hamon, Jim Reed, Fred Strong, and Mayor Steve Martin

### PUBLIC COMMENTS - NONE

1. [Advisory Body Interviews & Appointments – Planning Commission](#)  
W. Frace, Community Development Director

The Planning Commission prepares and recommends City Council consideration of the General Plan and Zoning Ordinance, including formulation of policies for development and land uses. The Commission also performs duties related to the review and approval/denial of development applications and subdivision maps. City Council will interview the following applicants to fill (2) two vacancies:

1. Shannon Agredano
2. Darrell Cooper
3. Sheree Davis
4. Ernest Finn
5. Raymond Foster
6. Kent Harrison
7. Carole Talen

**ACTION:** Mayor Martin opened the Planning Commission Interviews. A motion was made by Councilman Hamon and seconded by Councilman Strong and passed unanimously to appoint Shannon Agredano and Sheree Davis for three-year terms.

2. [Advisory Body Interviews & Appointments – Housing Authority](#)  
W. Frace, Community Development Director

The Paso Robles Housing Authority was established in the 1940's and is a separate Agency from the City of Paso Robles and is primarily responsible for the operation of the Oak Park Housing Project. The Housing Authority Board of Commissioners oversees Public Housing Management and determines policy, procedures and direction of the Housing Authority. The Paso Robles City Council is statutorily responsible for the

appointment of members to the Board of Commissioners and will interview the following applicants to fill (1) one vacancy:

1. Tracey Hockett
2. Ernest Finn

**ACTION:** Mayor Marin opened the Housing Authority Interviews. A motion was made by Councilman Gregory and seconded by Councilman Strong and passed unanimously to appoint Tracey Hockett.

**MEETING ADJOURNED - 8:30PM**

**ADJOURNMENT:**

- REGULAR PLANNING COMMISSION MEETING – 6:30 PM ON TUESDAY, FEBRUARY 9, 2016 IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- REGULAR CITY COUNCIL MEETING - 6:30 PM ON TUESDAY, FEBRUARY 16, 2016 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.

February 4, 2016 City Council inteviews - Planning Commission

	APPLICANT NAME		HAMON	GREGORY	REED	STRONG	MARTIN	TOTAL VOTES	rank
5	Shannon	Agredano	4	5	5	5	5	24	1
6	Sheree	Davis	5	5	2	5	4	21	2
3	Kent	Harrison	5	3	5	2	5	20	
1	Darrel	Cooper	3	2	3	4	3	15	
4	Carole	Talen	3	3	2	2	4	14	
2	Raymond	Foster	3	1	3	3	2	12	
7	Ernest	Finn	2	1	2	3	2	10	

Planning Commission Appointments

- 1

Shannon

Agredano
- 2

Sheree

Davis
- Hamon motion / Strong second - Appointed by Council motion on a 5-0 vote

February 4, 2016 City Council inteviews - housing authority

	APPLICANT NAME		HAMON	GREGORY	REED	STRONG	MARTIN	TOTAL VOTES	rank
2	Tracey	Hockett	5	5	5	5	5	25	1
1	Ernest	Finn	3	2	2	4	2	13	

Housing Authority Appointment

1   Tracey                      Hockett

Gregory motion / Strong second - Motion passes 5-0.