



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

CITY COUNCIL MINUTES

5:00 CLOSED SESSION / 6:30 REGULAR MEETING

September 6, 2016

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

5:00 PM – CALL TO ORDER

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

PUBLIC COMMENT REGARDING CLOSED SESSION MATTERS. None

ADJOURN TO CLOSED SESSION

CLOSED SESSION

- **Conference with Legal Counsel – Anticipated Litigation (One Case)**
Gov. Code Section 54956.9(d)(4))

5:43 PM – ADJOURNED CLOSED SESSION

6:30 PM – RECONVENE TO OPEN SESSION AND CALLED REGULAR MEETING TO ORDER

INVOCATION – Mayor Martin

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

REPORT FROM CLOSED SESSION

No reportable action.

PRESENTATIONS

1. **[Drought Conservation Progress Report](#)**

Director McKinley reported on City conservation efforts.

PUBLIC COMMENT. None

2. **[Daughters of the American Revolution – Constitution Week Proclamation](#)**

Donna Kohen accepted the Constitution Week Proclamation on behalf of the Daughters of the American Revolution.

PUBLIC COMMENT. None

2A. **[Chimney Fire Firefighters Appreciation Proclamation](#)**

Scout Jalbert accepted the proclamation on behalf of CAL Fire.

PUBLIC COMMENT. None

GENERAL PUBLIC COMMENTS. Cody Ferguson, Dale Gustin, Karl Hansen, John Montgomery, Donna Kelly

AGENDA ITEMS TO BE DEFERRED. None

CONSENT CALENDAR

3. [Approve City Council Minutes from 8/16/2016](#)
4. [Approve Warrant Registers](#)
5. [Advisory Body Minutes](#)
Airport Advisory Committee (4/28/2016)
Airport Advisory Committee (5/26/16)
Library Board of Trustees (7/14/16)
Travel Paso Robles Alliance (6/28/16, 7/12/16, 8/9/16)
6. [Award Contract to Update the Pavement Condition Index of all City Streets](#)
Councilman Gregory asked for a brief explanation of the Pavement Condition Index for the public. Public Works Director Dick McKinley gave an overview of the City's Pavement Condition Index use.
7. [Approve Resolution 16-115 Rejecting both All Ways Clean Bids as Non-Responsive, Authorizing the City Manager to Enter into a Contract with Brendler Janitorial to Provide Janitorial Services for City Facilities, Authorizing the City Manager to enter into a Contract with Service Master to Clean Park Restrooms, and Authorizing the City Manager to Make Minor Changes in the Agreement and Appropriate Funds from the General Fund Reserves for Contract Costs](#)
8. [Read, by Title Only, Ordinance 1033 N.S. – Adopting Rezone 15-002 for the Alder Creek Apartments Expansion](#)
9. [Read, by Title Only, Ordinance 1034 N.S. – Adopting Rezone 14-001 for Erskine/Ranch & Coastal Properties, Inc.](#)
10. [Approve Resolution 16-116 - League of California Cities Annual Voting Delegate Appointment and Authorizing that Delegate to Vote on Behalf of the Council on the League Resolution](#)
11. [Harvest Marathon Pasta Feed](#)
12. [Annual Development Impact Fee Report FY2012-13, FY2013-14, FY2014-15](#)
13. [Agreement for Advance of Funds and Budget Appropriations for The Quorum Project along South Vine Street and Highway 46](#)
14. [Approve Resolution 16-117 Accepting the Offer of FAA Grant Funding for Airport Improvement Project No. 3-06-0184-025-2016 for Taxiway 'B' – 'E' Rehabilitation and Approve Resolution 16-118 Authorizing the Submittal of an Application, Acceptance of an Allocation of Funds and Execution of a Grant Agreement with the California Department of Transportation for an Airport Improvement Program Matching Grant](#)

PUBLIC COMMENT. Dale Gustin commented on items 12 and 14.

ROLL CALL VOTE. Consent Calendar items 3-14 were approved on a single motion, which passed by the following roll call vote:

AYES: Strong, Gregory, Hamon, Reed, Martin

PUBLIC HEARINGS

15. [Hillside Grading Ordinance Amendment: RZ 15-005 – Repeal and Replace Zoning Ordinance Sections 21.14A and 21.16E](#)

For the City Council to consider a recommendation from the Planning Commission regarding a comprehensive amendment to the "Grading Ordinance" (Zoning Ordinance sections 21.14A and 21.16E.)

PUBLIC COMMENT. Dale Gustin

ROLL CALL VOTE #1. Motion was made by Councilman Gregory and seconded by Councilman Strong to Approve Resolution 16-119, certifying a Negative Declaration for the proposed project, consistent with the California Environmental Quality Act.

Motion passed by the following roll call vote:

AYES: Gregory, Strong, Hamon, Reed, Martin

ROLL CALL VOTE #2. Motion was made by Councilman Gregory and seconded by Councilman Strong to introduce for first reading, Ordinance XXXX N.S., amending Zoning Ordinance sections 21.14A and 21.16E (Grading Ordinance) as recommended by the Grading Ordinance Advisory Committee and Planning Commission.

Motion passed by the following roll call vote:

AYES: Gregory, Strong, Hamon, Reed, Martin

16. [Siemens Letter of Intent for HVAC and Lighting Improvements](#)

For the City Council to hold a public hearing and consider selecting Siemens, Inc. as the energy services provider pursuant to Government Code section 4217.12, and adopting a resolution directing the City manager to enter into a Letter of Intent and such other documents as necessary to achieve energy savings.

PUBLIC COMMENT. Dale Gustin, Karl Hansen, and Lorelei Komm

ROLL CALL VOTE #1. Motion was made by Councilman Gregory and seconded by Councilman Strong to approve Resolution 16-120 selecting Siemens as the City's energy services company pursuant to Government Code section 4217.12 and to authorize the City Manager to execute a Letter of Intent with Siemens for the HVAC and Lighting project.

Motion passed by the following roll call vote:

AYES: Gregory, Strong, Hamon, Reed, Martin

ROLL CALL VOTE #2. Motion was made by Councilman Gregory and seconded by Councilman Strong to authorize the City Manager to make minor changes in the Letter of Intent, consistent with Council policy, if these changes benefit the City.

Motion passed by the following roll call vote:

AYES: Gregory, Strong, Hamon, Reed, Martin

DISCUSSION ITEMS

17. [Marijuana Ordinance Update – Study Session](#)

For the City Council to hold a public study session and take public comment regarding the personal, medical, and commercial use of marijuana.

PUBLIC COMMENT. Karl Hansen, Jeannie Wolfson, Tony Keith, Sandra Wood, Donna Kelly, Chip Tamagni, David Wood, Sunni Mullinax, Allen Rydes, Frank Rack, Gary Hansen, Marie Roth

OUTCOME OF STUDY SESSION. No formal action was taken, but staff was requested to: (1) separate medicinal use from recreation and commercial use; (2) return with a process and timeline for addressing medicinal use; and (3) return with the remaining recreation and commercial use ordinance provisions, in order to retain local control and minimize the risk of a private party making a significant investment prior to the community and Council's in-depth reconsideration of the issues after the new year.

18. [Set Date\(s\) for Interviewing Airport Commission Candidates](#)

For the City Council to set one or more dates to conduct interviews of candidates for filling initial vacancies on the Airport Commission.

PUBLIC COMMENT. None

ROLL CALL VOTE. Motion was made by Councilman Gregory to set the dates of Thursday, October 13, 2016 and Thursday, October 20, 2016 at 6:30p.m. for interviewing applicants and making appointments to the Airport Commission. Council also directed staff to extend the application deadline to Friday, September 30, 2016.

Motion passed by the following roll call vote:

AYES: Gregory, Strong, Hamon, Reed, Martin

19. Recycled Water Project Design, Environmental Review, and Financing

For the City Council to consider three actions to further develop the Recycled Water Project and compete for grant funding: (1) authorize a preliminary design contract with RMC for the Recycled Water Distribution System; (2) extend the agreement with SWCA Environmental for preparation of environmental documents; and (3) enable the City to pursue State Clean Water Revolving Fund (SRF) reimbursements for the Recycled Water Distribution System design and construction.

PUBLIC COMMENT. Karl Hansen

ROLL CALL VOTE #1. A motion was made by Councilman Gregory and seconded by Councilman Strong to approve Resolution 16-121 authorizing the City Manager to execute an agreement with RMC Water and Environment for preliminary design of the Recycled Water Distribution System.

Motion passed by the following roll call vote:

AYES: Gregory, Strong, Hamon, Reed, Martin

ROLL CALL VOTE #2. A motion was made by Councilman Gregory and seconded by Councilman Strong to approve Resolution 16-122 authorizing extension of an agreement with SWCA Environmental Consultants for preparation of environmental documents.

Motion passed by the following roll call vote:

AYES: Gregory, Strong, Hamon, Reed, Martin

ROLL CALL VOTE #3. A motion was made by Councilman Gregory and seconded by Councilman Strong to approve Resolution 16-123 enabling the City to be reimbursed by SRF for costs incurred on the Recycled Water Project.

Motion passed by the following roll call vote:

AYES: Gregory, Strong, Hamon, Reed, Martin

20. Initial City Actions Regarding the Proposed Diablo Canyon Power Plant Closure and Related Issues

For the City Council to receive a report on initial City actions regarding the proposed Diablo Canyon Power Plant Closure and related issues. Even though the City of Paso Robles will not be hardest hit, the City and unincorporated areas of North County are likely to suffer economic impacts from the proposed Diablo Canyon Power Plant closure; the City can become involved as the closure approval moves through the various regulatory processes and ensure that the interests of Paso Robles and its citizens are protected by applying to be a formally recognized as party in the review and approval processes just beginning with the California Public Utilities Commission.

PUBLIC COMMENT. Karl Hansen

ROLL CALL VOTE. Motion was made by Councilman Hamon to authorize the City Manager and the City Attorney to apply with the CPUC for formally recognized party status in its review and approval of the closure proposals; work collaboratively with the County and other cities in this process, and return at appropriate intervals for additional Council direction.

Motion passed by the following roll call vote:

AYES: Hamon, Gregory, Strong, Reed, Martin

COUNCIL BUSINESS & COMMITTEE REPORTS

21. Current Council Committee Activities Reports

Councilmembers reported on actions at recent committee meetings and other organizations at which they represent the Council and City.

ADJOURNMENT OF REGULAR MEETING AT 10:25 PM.

Motion was made by Councilman to adjourn the regular meeting.

Motion passed by the following voice vote:

AYES: Strong, Gregory, Hamon, Reed, Martin

DRAFT