CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

CITY COUNCIL MINUTES

Tuesday, March 17, 2009 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

7:30 PM – CONVENE REGULAR MEETING

CALL TO ORDER – Downstairs Conference Center

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL Councilmembers John Hamon Nick Gilman, Ed Steinbeck, Fred Strong, and Mayor Duane Picanco,

PUBLIC COMMENTS

- Richard Gruener of the Senior Advisory Board announced a new fundraiser in May the Chuck Wagon Barbeque at Harris Stagelines on North River Road
- Bill Pluma of the Senior Advisory Board on how to purchase tickets for the Chuck Wagon Barbeque at Harris Stagelines on North River Road
- Kathy Barnett question on the Wine Wrangler Lease

AGENDA ITEMS TO BE DEFERRED (IF ANY) - None

PRESENTATIONS - None

PUBLIC HEARINGS

1. **Street Abandonment, Regency Centers**
R. Whisenand, Community Development Director

For the City Council to consider adopting Resolution 09-024 for a summary vacation of an un-named public right-of-way west of Golden Hill Road and north of Highway 46 East. City Engineer John Falkenstien presented the staff report.

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

Councilmember Strong, seconded by Councilmember Steinbeck, moved to adopt Resolution 09-024 approving the request to abandon an un-named right-of-way west of Golden Hill Road and north of State Highway 46E.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco
NOES:
ABSTAIN:
ABSENT:

2. **General Plan Amendment 09-001, Rezone 09-001, PD 08-001, CUP 08-001, Lot Line Adjustment 07-0293 (Paso Robles Motorcoach Resort – Paso 160, LLC)**
R. Whisenand, Community Development Director

For the City Council to consider a change the General Plan Land Use and Zoning designations of a 160 acre site to accommodate the development of a 332 space Recreational Vehicle (RV) Resort located at the north end, and east of, Golden Hill Road. City Community Development Director Ron Whisenand presented the staff report. Christy Gabler of North Coast Engineering, Arborist Chip Tamani and Traffic Consultant Richard Pool presented on behalf of the applicant.

Mayor Picanco opened the public hearing. Speaking from the public was Greg Kudlick, Scott Berg, Victoria Berg, Mabel Bond, Randy Weaver, Jennifer Carey, Christie Withers, Kathy Barnett and Brian Thorndyke. There were no further comments from the public, either written or oral, and the public discussion was closed.

1) Councilmember Strong, seconded by Councilmember Steinbeck, moved to adopt Resolution 09-025 approving a Mitigated Negative Declaration for the project by incorporating staff's recommendations.

Motion passed by the following roll call vote:

AYES: Gilman, Hamon, Steinbeck, and Strong
NOES: Picanco
ABSTAIN:
ABSENT:

2) Councilmember Strong, seconded by Councilmember Hamon moved to adopt Resolution 09-026 adopting GPA 09-001 by incorporating staff's recommendations

Motion passed by the following roll call vote:

AYES: Gilman, Hamon, Steinbeck, and Strong
NOES: Picanco
ABSTAIN:
ABSENT:

3) Councilmember Strong, seconded by Councilmember Steinbeck to introduce and read by title only, Ordinance 09-955 to rezone the project site for Rezone 09-001 approve the use of the Planned Development Overlay to limit the future uses for Parcel 3.

Motion passed by the following roll call vote:

AYES: Gilman, Hamon, Steinbeck, and Strong
NOES: Picanco
ABSTAIN:
ABSENT:

4) Councilmember Strong, seconded by Councilmember Steinbeck moved to adopt Resolution 09-027 adopting PD 08-001, subject to site specific and standard conditions of approval by incorporating staff's recommendations.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco
NOES:
ABSTAIN:
ABSENT:

4) a. Councilmember Strong, seconded by Councilmember Steinbeck moved to adopt Resolution 09-027 adopting PD 08-001, subject to site specific and standard conditions and added condition of approval to include a 10 year ownership clause to Parcel 1.

Motion passed by the following roll call vote:

AYES: Hamon, Steinbeck, Strong and Picanco
NOES: Gilman
ABSTAIN:
ABSENT:

5) Councilmember Hamon, seconded by Councilmember Strong moved to adopt Resolution 09-028 adopting Conditional Use Permit 08-001, subject to site specific and standard conditions of approval.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco
NOES:
ABSTAIN:
ABSENT:

6) Councilmember Steinbeck, seconded by Councilmember Strong moved to adopt Resolution 09-029 adopting Lot Line Adjustment 07-0293, subject to site specific and standard conditions of approval.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco
NOES:
ABSTAIN:
ABSENT:

7) Councilmember Steinbeck, seconded by Councilmember Strong moved to adopt Resolution 09-030 allowing the removal of 36 oak trees, subject to the planting of replacement trees as required by the Oak Tree Ordinance.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco
NOES:
ABSTAIN:
ABSENT:

CONSENT CALENDAR

4. Approve Warrant Register: Nos. 82843—82967 (02/27/09) and 82968—83119 (03/06/09)
J. Throop, Administrative Services Director

5. Receive and file Advisory Body Committee minutes as follows:
Promotions Coordinating Committee Meeting of January 12, 2009
Senior Citizen Advisory Committee Meeting of February 9, 2009
Youth Commission Meeting of February 4, 2009

6. Recognition of Advisory Body Volunteers that have completed terms of office in 2009:
D. Picanco, Mayor

Parks & Recreation	Senior Advisory	Library Board of Trustees
Rob Nash	Grace Meyers	Ryan Ward
Robert Gibson	Edna DeBardelaben	Denise Surber
Janice Watson	Bill Pluma	
	Dale Gustin	
	Richard Gruner	
	Helen Dutra	

7. Award a maintenance contract to Martinelli Landscape Construction Inc. for the yearly disking and trimming of city owned open spaces by authorizing the City Manager to enter into a maintenance contract in the amount of $28,000.00 to fund the City's annual weed abatement.
D. Monn, Public Works Director

8. Award a construction contract to upgrade and realign two existing sewer mains by Adopting Resolution 09-031 authorizing a contract to DeChance Construction in the amount of $89,615.
D. Monn, Public Works Director

9. Approve submittal of the 2009 General Plan Annual Report to Governor's Office of Planning and Research and to the Department of Housing and Community Development.
R. Whisenand, Community Development Director

Mayor Picanco called for public comments on Consent Calendar items. Kathy Barnett moved to have Item 3 pulled from the Consent Calendar. Item 3 was pulled and moved to the end of the agenda. There were no further comments from the public, either written or oral, and the public discussion was closed.

Consent Calendar Items Nos. 4 through 9 was approved on a single motion by Councilmember Hamon, seconded by Councilmember Strong.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco
NOES:
ABSTAIN:
ABSENT:

DISCUSSION

10. **Adoption of Water Capacity Charges**
D. Monn, Public Works Director

For the City Council to adopt Resolution 09-032 modifying and adopting new developments water connection and capacity charges.

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

Councilmember Hamon, seconded by Councilmember Strong, moved to approve Resolution No. 09-032 establishing the Water capacity Charges.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco
NOES:
ABSTAIN:
ABSENT:

11. **Caltrans Highway 46 East Comprehensive Corridor Study**
R. Whisenand, Community Development Director

For the City Council to consider adopting Resolution 09-033 endorsing the Comprehensive Corridor Study and direct staff to work with Caltrans and other partner agencies in its implementation. City Community Development Director Ron Whisenand presented staff report.

Mayor Picanco opened the public hearing. Speaking from the public was Larry Newland, Ron DeCarli, Kathy Barnett, Neil Olsen and Bob Fonarow. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Hamon, seconded by Councilmember Strong, moved to adopt Resolution 09-033 endorsing the Route 46 East Comprehensive Corridor Study and direct staff to incorporate CSS concepts in future planning efforts including pursuit of a 46E plan line, circulation Element Update, AB 1600 Fee Program, and work with SLOCOG and Caltrans on the preparation of a Project Study Report (PSR) for corridor improvements and funding for ultimate improvements.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco
NOES:
ABSTAIN:
ABSENT:

12. **SB 108: Water and Sewer Priority to Lower Income Housing Developments**
R. Whisenand, Community Development Director

For Council to consider a policy to give priority for water and sewer service to housing developments that are affordable to lower income households. City Planner Ed Gallagher presented staff report.

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

Councilmember Strong, seconded by Councilmember Gilman, moved to Adopt Resolution 09-034 to Adopt Written Policy concerning the Provision of Water or Sewer Services to Proposed Developments that include Housing Units Affordable to Lower Income Households.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco
NOES:
ABSTAIN:
ABSENT:

13. **For the City Council to consider options for dissolving or reformatting the Redevelopment Project Area Committee (PAC).**
R. Whisenand, Community Development Director

City Community Development Director Ron Whisenand presented the staff report.

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

Councilmember Gilman, seconded by Councilmember Strong, moved to eliminate PAC. This would be accomplished by adopting Resolution 09-035 dissolving the Redevelopment Project Area Committee.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco
NOES:
ABSTAIN:
ABSENT:

14. **Repair of Lights and Bridge Deck at Veterans Memorial Bridge**
D. Monn, Public Works Director

For the City Council to consider Adopting Resolution 09-036 appropriating funds to prepare specifications and bid documents for repair of the Veterans Memorial Bridge.

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

Councilmember Strong, seconded by Councilmember Hamon moved to adopt Resolution No. 09-036 authorizing the allocation of $35,820 from Fund 215 to Budget No. 215.910.5452.738; the engagement of services of Scientific Construction Laboratories for a not-to-exceed fee of $10,000 and the engagement of services of Moffatt Nichol for a not-to-exceed fee of $25,000.

Motion passed by the following roll call vote:

AYES: Hamon, Steinbeck, Strong and Picanco
NOES:
ABSTAIN: Gilman
ABSENT:

15. **Requests to Add Central Coast Lavender Festival to City Event Schedule**
D. Monn, Public Works Director

For the City Council to consider a request by the Central Coast Lavender Growers Association and Paso Robles Downtown Main Street Association to add the Central Coast Lavender Festival to the event schedule at City Park.

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

Councilmember Strong, seconded by Councilmember Gilman move to waive current policy and approve the request to add the Central Coast Lavender Festival to the City Park event schedule.

Motion passed by the following roll call vote:

AYES: Gilman, Hamon, Strong and Picanco
NOES: Steinbeck
ABSTAIN:

ABSENT:

CONSENT CALENDAR

3. Approve City Council Minutes of March 3, 2009
Approve City Council Minutes of March 5, 2009
D. Fansler, City Clerk

Item 3 was pulled from the Agenda at the request of Kathy Barnett. Kathy Barnett addressed the Minutes of March 5, 2009 that distributed CDBG Funds.

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

Councilmember Strong, seconded by Councilmember Gilman move to approve City Council Minutes of March 3, 2009 and City Council Minutes of March 5, 2009.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco
NOES:
ABSTAIN:
ABSENT:

ADJOURNMENT: 11:32 P.M.

Submitted:

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Cathy M. David, Deputy City Clerk
Approved: