



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

CITY COUNCIL MINUTES

Tuesday, January 15, 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

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

ABSENT Councilmember Steven Martin

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.

- Jennifer Carey from the Library Board spoke about Library activities and events.

AGENDA ITEMS TO BE DEFERRED (none)

PRESENTATIONS (None)

PUBLIC HEARING

1. [Zoning Code Amendment 12-002 – Miscellaneous Amendments](#)

E. Gallagher, Community Development Director

For the City Council to consider several "clean up" amendments to the Zoning Ordinance, including:

- Dance schools, zone permitted and level of review;
- Metal roofing for single family homes;
- Swimming pool setbacks and location;
- Detached accessory building setbacks;
- Development Plan expiration date;
- Multi-family setbacks from "collector" streets;
- Shopping center wall signs;
- Downtown sign reference;
- Multi-family community room size; and
- Bicycle parking

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

1st Action

A motion was made by Councilman Steinbeck, seconded by Councilman Strong, to adopt [Resolution No. 13-001](#) approving the Negative Declaration.

Motion passed by the following roll call vote:

AYES: Steinbeck, Strong, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT: Martin

2nd Action

A motion was made by Councilman Steinbeck, seconded by Councilman Strong, to introduce for the first reading [Ordinance No. 988 N.S.](#), for CA 12-002 amending zoning regulations of miscellaneous amendments, and set February 5, 2013, as the date for adoption of said ordinance. The ordinance was amended by Council to include 5% reduction in parking to accommodate a 4 bicycle parking rack instead of a 10% reduction.

Motion passed by the following roll call vote:

AYES: Steinbeck, Strong, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT: Martin

2. [Sewer Charges for Small Multi-Family Dwellings](#)

D. Monn, Public Works Director

For the City Council to hold a public hearing and consider first reading of an ordinance to amend the basis of sewer bills for small multi-family dwellings.

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 Strong, seconded by Councilman Steinbeck, to introduce and read by title only [Ordinance No. 989 N.S.](#)

Motion passed by the following roll call vote:

AYES: Strong, Steinbeck, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT: Martin

3. [Tourism & Lodging Promotions Business Improvement District \(BID\) Renewal of Assessment](#)

M. Williamson, Assistant City Manager

For the City Council to consider the annual renewal of the assessment for the Tourism and Lodging Promotions Business Improvement District (BID).

Mayor Picanco opened the public discussion. Speaking from the public were:

- Noreen Martin of Martin Resorts spoke in favor.
- Mike Gibson of the Chamber spoke in favor.
- Matt Masia, a Hotelier, spoke in favor.
- Kathy Barnett spoke in favor.
- Stacie Jacob representing the SLO County VCB spoke in favor.
- Mark Elterman of Mental Marketing spoke in favor.

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

Motion by Councilman Strong, seconded by Councilman Steinbeck to adopt [Resolution No.13-002](#) renewing the levy of an annual assessment for the fiscal year February 1, 2013 to January 31, 2014 for the Paso Robles Tourism and Lodging Promotions Business Improvement District.

Motion passed by the following roll call vote:

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

4. Supplemental Law Enforcement Service Fund

R. Burton, Acting Chief of Police

For the City Council to consider accepting up to \$100,000 from the California State Supplemental Law Enforcement Service Fund (SLESF) and approving an associated expenditure plan for all SLESF monies.

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, seconded by Councilman Steinbeck, to adopt [Resolution No. 13-003](#), accepting the California State Supplemental Law Enforcement Service funds available in fiscal year 2012/13 and approving the outlined expenditure plan.

Motion passed by the following roll call vote:

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

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.

5. Approve City Council Minutes from December 13 and December 18, 2012

D. Fansler, City Clerk

6. Approve Warrant Registers No. 106818-106963 (12/14/12), 106964-107106 (12/21/12), 107107-107162 (12/28/12), 107163-107236 (01/04/13) and other payroll services.

J. Throop, Administrative Services Director

7. Approve Advisory Body Minutes

Library Board Minutes from November 8, 2012

8. Adopt Resolution 13-004 authorizing the use of City Park for Light Up The Night on the day after Thanksgiving through 2015. View [Resolution 13-004](#).

M. Williamson, Assistant City Manager

9. Adopt Resolution No. 13-005 awarding a construction contract for 21st Street Improvements to Raminha Construction in the amount of \$1,948,297, and authorize the City Manager to execute the contract. View [Resolution 13-005](#).

D. Monn, Public Works Director

10. Adopt Resolution 13-006 approving a contract with Wildan Financial Services for arbitrage rebate services. View [Resolution 13-006](#).

M. Compton, City Treasurer

11. Adopt Resolution No.13-007 authorizing the City Manager to extend the professional service contract with Mental Marketing through January 31, 2014 on behalf of the Travel Paso Robles Alliance (TPRA) Committee. View [Resolution 13-007](#).

M. Williamson, Assistant City Manager

12. Adopt Resolution No. 13-008 accepting the Easement Deed for a water line easement and Resolution No. 13-009 accepting the Offer of Dedication for a Public Utility Easement, both related to Tract 2778. View [Resolution 13-008](#). View [Resolution 13-009](#).

E. Gallagher, Community Development Director

13. [Adopt Resolution No. 13-010 awarding a contract to Pacific Contractors Group Inc. in the amount of \\$17,400 to repaint the exterior of the Transit Center Structure at 800 Pine Street.](#)

View [Resolution 13-010](#).

J. Throop, Administrative Services Director

14. [Adopt Resolution No. 13-011 awarding a contract to Newton Construction in the amount of \\$8,400 for purchase and installation of solar-powered lighting at three transit stop shelters owned by the City.](#) View [Resolution 13-011](#).

J. Throop, Administrative Services Director

15. [Proclamation – “Start By Believing Day” – February 1st, 2013](#)

Consent Calendar items 5 thru 15 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, Steinbeck, Picanco

NOES:

ABSTAIN:

ABSENT: Martin

DISCUSSION

16. [San Francisco Giants 2012 World Series Trophy Tour – City Park Event](#)

M. Williamson, Assistant City Manager/R. Burton, Acting Chief of Police

For the City Council to consider a request by the Paso Robles Police Athletic League to host the San Francisco Giants 2012 World Series Trophy Tour in City Park on February 15, 2013.

Mayor Picanco opened the public discussion. Speaking from the public were Sgt. Dave Bouffard of the Police Department, who spoke in favor as a representative of the Police Athletic League and Matt Masia, who spoke in favor as an ardent Giants fan. There were no other comments, either written or oral, and the public discussion was closed.

A motion was made by Councilman Strong, seconded by Councilman Steinbeck, to adopt [Resolution No. 13-012](#) authorizing the use of City Park for the San Francisco Giants 2012 World Series Trophy Tour on Friday, February 15, 2013.

Motion passed by the following roll call vote:

AYES: Strong, Steinbeck, Hamon, Picanco

NOES:

ABSTAIN:

ABSENT: Martin

17. [Request for Encroachment into Public Right-of-Way, 839 12th Street](#)

E. Gallagher, Community Development Department

That the City Council consider a request to construct a raised wooden deck for sidewalk seating in the public right-of-way at 839 12th Street.

Mayor Picanco opened the public discussion. Speaking from the public were:

- Kathy Barnett, who voiced concerns about encroachment rules.
- Dustin Pires, the architect representing the property owner, spoke in favor and requested approval to remove the awning.
- Steve King, representing Main Street as a volunteer, spoke in favor.
- Nick Gilman spoke in favor.
- Norma Moye spoke in favor.

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 authorize an amended encroachment permit for the closure of the sidewalk area fronting 839 12th Street while the existing canopy is removed from the building.

Motion passed by the following roll call vote:

AYES: Hamon, Strong, Steinbeck, Picanco

NOES:

ABSTAIN:

ABSENT: Martin

18. Special City Council/Planning Commission Meeting - Specific Plan Processing and Additional Dwelling Units

E. Gallagher, Community Development Department

Consider scheduling a joint meeting with the Planning Commission on specific plan processing and allocation of additional dwelling units created by General Plan Amendment 2012-002.

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 Hamon, to set Tuesday, January 29, 2013 at 7:00 pm as a noticed joint meeting of the Planning Commission and City Council for discussion of specific plan processing and allocation of additional dwelling units created by General Plan Amendment 2012-002.

Motion passed by the following roll call vote:

AYES: Steinbeck, Hamon, Strong, Picanco

NOES:

ABSTAIN:

ABSENT: Martin

19. City Landfill Non-Water Release Corrective Action Plan

D. Monn, Public Works Director

For the City Council to consider securing professional assistance to prepare the required Non-Water Release Corrective Action Plan for the landfill.

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, seconded by Councilman Steinbeck, to adopt [Resolution No. 13-013](#) appropriating \$26,000 to prepare the Non-Water Release Corrective Action Plan and authorize the City Manager to enter into contracts with Golder Associates for the necessary service.

Motion passed by the following roll call vote:

AYES: Hamon, Steinbeck, Strong, Picanco

NOES:

ABSTAIN:

ABSENT: Martin

20. Water Service Extension to Sulphur Springs Road

D. Monn, Public Works Director

For the City Council to consider awarding contracts for a water service extension to Sulphur Springs Road.

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 Strong, seconded by Councilman Steinbeck, to adopt [Resolution No. 13-014](#), to award a contract to John Madonna Construction to construct a water service extension to Sulphur Springs Road, for an amount not to exceed \$216,266, and to engage the services of Cannon for construction administration and inspection, for an amount not to exceed \$21,180.

Motion passed by the following roll call vote:

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

CITY MANAGER (None)

COUNCIL BUSINESS

21. Council Reorganization and Liaison Assignments

M. Williamson, Assistant City Manager

For the City Council to consider reorganization of Council assignments and committee liaison roles.

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

1st Action

A motion was made by Councilman Strong, seconded by Councilman Hamon, to name Councilman Steinbeck as Mayor Pro Tem.

Motion passed by the following voice vote:

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

2nd Action

A motion was made by Councilman Strong, seconded by Councilman Steinbeck, to approve the list of Committee Liaison Assignment recommendations submitted in the staff report.

Motion passed by the following voice vote:

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

22. Supplemental Tax Oversight Committee – Applicant Interview Dates

M. Williamson, Assistant City Manager

For the City Council to set a date (or dates) to conduct interviews with Supplemental Tax Oversight Committee applicants.

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 Strong, seconded by Councilman Steinbeck, to set two (2) evening interview dates (2/7/13 & 2/21/13) as the intended adjourned Council meeting dates to conduct oral interviews for membership of the Supplement Tax Oversight Committee.

Motion passed by the following roll call vote:

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

COUNCIL COMMUNICATIONS (None)

CLOSED SESSION ITEMS (None)

ADJOURNMENT AT 8:53PM TO:


- REGULAR PLANNING COMMISSION MEETING - TUESDAY, JANUARY 22, 2013, CITY HALL/LIBRARY CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- PASO ROBLES GROUNDWATER BASIN SALT AND NUTRIENT MANAGEMENT PLAN STAKEHOLDER MEETING – 1:30PM ON THURSDAY, JANUARY 24, 2013 IN THE CITY HALL/LIBRARY CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- PASO ROBLES CHAMBER OF COMMERCE ANNUAL DINNER – 6:00PM ON SATURDAY, JANUARY 26, 2013 AT THE PASO ROBLES EVENT CENTER.
- CALIFORNIA MID STATE FAIR ANNUAL DINNER – 6:00PM ON FRIDAY, FEBRUARY 1, 2013 AT THE PASO ROBLES EVENT CENTER.
- LEAGUE OF CALIFORNIA CITIES, CHANNEL COUNTIES DIVISION, ANNUAL DINNER MEETING – 5:30PM ON FRIDAY, FEBRUARY 1, 2013 AT THE CYPRESS RIDGE PAVILION, ARROYO GRANDE.
- REGULAR CITY COUNCIL MEETING - 7:30 PM ON TUESDAY, FEBRUARY 5, 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.

Submitted by:


Caryn Jackson, Deputy City Clerk
Approved: February 5, 2013