



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

**CITY COUNCIL MINUTES**

**Tuesday, June 19, 2007 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 Gary Nemeth, Duane Picanco, Fred Strong, and Frank Mecham

**PUBLIC COMMENTS**

Mayor Mecham recognized Police Chief Cassidy for his 33 years of service on the occasion of his retirement (June 30) and last time to participate in a City Council meeting in that capacity.

Christie Withers reminded the public of the Library Foundation's Midsummer Magic fundraising event on July 7, 2007. Chuck Miller announced upcoming activities at the Estrella Warbird Museum.

**AGENDA ITEMS TO BE DEFERRED (IF ANY)** - None

**PRESENTATIONS**

1. **Recognition 2007 State CIF Academic Golf Team**  
F. Mecham, Mayor

Recognition of Paso Robles High School students Will Dahlen, Wes Levanduski, Dan Aten, Kevin Sepulveda, Jon-Eric Cook, Ben Bourgault, and Coach John Lambie.

**PUBLIC HEARINGS** – None

## CONSENT CALENDAR

Mayor Mecham called for public comments on Consent Calendar items. There were no comments from the public, either written or oral, and the public discussion was closed.

2. Approve City Council minutes:  
May 23 and May 29, 2007 Budget Workshop Minutes  
May 30, 2007 Downtown Parking Action Plan Workshop Minutes  
June 5, 2007 Regular City Council Meeting Minutes  
June 7, 2007 Regular Adjourned City Council Meeting
3. Approve Warrant Register: Nos. 70386—70493 (06/01/07) and 70494—70636 (06/08/07)
4. Receive and file Advisory Body Committee minutes as follows:  
Senior Citizen Advisory Committee meeting of May 14, 2007  
Youth Commission meeting of May 2, 2007
5. Adopt Resolution No. 07-121 approving an amendment to the September 1, 1987 long-term lease agreement with Milton C. Culver and Donald L. Culver for Parcel 52, in the Airport Industrial Park. The lease is in full compliance with all term and conditions of the agreement.
6. Adopt Resolution 07-122 accepting the Grant of Avigation Easements from Justin Sorrentino for 4320 and 4350 Deer Creek Way, north of Highway 46 and east of Jardine Road. San Luis Obispo County approved the permits for construction of single-family residences, conditioned on avigation easements in accordance with the County Airport Land Use Plan, in favor of the City.
7. Adopt Resolution No. 07-123 authorizing the Director of Administrative Services to engage the services of AK & Company to provide mandated cost claiming services on behalf of City.
8. Approve request to disband Ad Hoc Committee formed to review the proposed adjustments to the Nacimiento Water use fees in connection with Proposition 218 requirements; therefore, the ad hoc committee has completed its task and may be disbanded.
9. Approve request to disband Ad Hoc Committee appointed to assist in the development of the 2-Year Budget/4-Year Financial Plan for Fiscal Years 2008-2011, as the work of this is now completed, and this committee may be disbanded.
10. Adopt Resolution No.07-124 accepting the public improvements of Tract 2594, located along the north side of Highway 46E, east of Wallace Drive and south of Combine Street. The improvements have been constructed to the satisfaction of City staff. (Applicant: Golden Hills Business Park, LLC)
11. Adopt Resolution No. 07-125 annexation of Parcel Map PR 05-0013, a two-lot residential subdivision at 1601 Pine Street, to CFD No. 2005-1, and adopt Resolution No. 07-126 accepting the recordation of the property. (Applicant: Steve and Gaye Holman)
12. Adopt Resolution No. 07-127 annexation of Parcel Map PR 05-0367, a two-lot residential subdivision at 250 Hilltop Drive, to CFD No. 2005-1, and adopt Resolution No. 07-128 accepting the recordation of the property. (Applicant: John and Vaughn Boyd)
13. Adopt Resolution No. 07-129 authorizing the recordation of Tract 2778-1, an 8-lot subdivision located at the east end of Wisteria Lane, and authorizing the Mayor to execute the Subdivision Improvement Agreement guaranteeing the construction of the subdivision

improvements with an established deadline of June 19, 2008 to complete these improvements. (Applicant: Tom Erskine)

14. Read, by title only, and adopt Ordinance No. 932 N.S., creating an alternative enforcement tool to allow processing Municipal Code violations in a civil manner through the issuance of an administrative citation; and providing a procedure whereby the City's Enforcement Officers shall declare public nuisances. The Ordinance also provides for their abatement. Fines may be waived if evidence is presented to an enforcement officer that the violation has been corrected within fifteen (15) days of date of the citation. (1<sup>st</sup> reading June 5, 2007)
15. Read, by title only, and adopt Ordinance No. 933 N.S., expanding the zoning districts that would allow the placement of cellular facilities to the Residential, Office Professional and Parks and Open Space (POS) districts, with the approval of a Conditional Use Permit, when the facilities within these districts are located in a public or quasi-public property/building such as a church, school, golf course, or community building. (1<sup>st</sup> reading June 5, 2007).

Consent Calendar Items Nos. 2-15 were approved on a single motion by Councilmember Strong, seconded by Councilmember Nemeth, with Councilmember Picanco abstaining on Warrant Register Items Nos. 070431, 070455, 040485, 070589 and 070625, Mayor Mecham abstaining on Warrant Register Nos. 070514 and 070619. Councilmember Hamon abstained on Item No. 11.

Motion passed by the following roll call vote:

AYES: Hamon, Nemeth, Picanco, Strong, and Mecham  
NOES:  
ABSTAIN:  
ABSENT:

## DISCUSSION

### 16. Use of Septic System – 950 Walnut Drive

R. Whisenand, Community Development Director

The City Council considered a request to allow continued septic tank usage and replacement of an existing leach field at 950 Walnut Drive. The nearest available sanitary sewer main is located on Union Road, approximately 500 feet to the west. John Falkenstien presented the staff report.

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

Councilmember Nemeth, seconded by Councilmember Hamon, moved to adopt Resolution No. 07-130 authorizing continued usage of a septic system for an existing single-family residence at 950 Walnut Drive (APN 025-041-009) subject to Conditions a through k as stated in Municipal Code Section 14.08.070 K 4 "Conditions."

Motion passed by the following unanimous roll call vote:

AYES: Hamon, Nemeth, Picanco, Strong, and Mecham  
NOES:  
ABSTAIN:  
ABSENT:

**17. Grand Jury Report on Historic Preservation**

R. Whisenand, Community Development Director

The City Council reviewed the Grand Jury’s May 23, 2007 report on the City’s handling of Smart & Final’s 2005 request to demolish the Farmer’s Alliance Building, and provide a response as required by law.

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

Councilmember Hamon, seconded by Councilmember Strong, moved to authorize the Mayor to sign a letter responding to the Grand Jury Report.

Motion passed by voice vote:

**18. Marketing & Promotion: Visitor Center Services**

J. App, City Manager

The City Council considered a tentative agreement with the Paso Robles Chamber of Commerce for Visitor Center services.

Mayor Mecham opened the public hearing. Speaking from the public was Marilyn Curry, Chair of the Paso Robles Chamber of Commerce, and Mike Gibson, President of the Chamber. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Hamon, seconded by Councilmember Nemeth, moved to for the City Council to:

1. Approve the Tentative Agreement; and
2. Direct the preparation of a Contract detailing the agreed upon services; and;
3. Authorize interim payments for Visitor Center Services commencing July 1, 2007 on a month-to-month basis through September 30, 2007 at a rate equal to 1/12th of \$110,000.

Motion passed by the following unanimous roll call vote:

AYES: Hamon, Nemeth, Picanco, Strong, and Mecham

NOES:

ABSTAIN:

ABSENT:

**19. National Flood Insurance Program**

R. Whisenand, Community Development Director

For the City Council to authorize a contract with Rick Engineering for civil engineering services related to requirements from the Federal Emergency Management Agency (FEMA) for participation in the National Flood Insurance Program (NFIP).

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

Councilmember Nemeth, seconded by Councilmember Strong, moved to adopt Resolution No. 07-131 authorizing the agreement with Rick Engineering for civil engineering services related to NFIP, and approving a one-time budget appropriation not to exceed \$15,000.

Motion passed by the following unanimous roll call vote:

AYES: Hamon, Nemeth, Picanco, Strong, and Mecham

NOES:

ABSTAIN:

ABSENT:

**CITY MANAGER** - None

**CORRESPONDENCE** - None

**AD HOC COMMITTEE COMMUNICATION**

**COUNCIL COMMENTS (Including oral reports on conferences attended)** - None

**ADJOURNMENT:**

- THE INSTALLATION CEREMONY FOR PASO ROBLES POLICE CHIEF, LISA SOLOMON-CHITTY, AT 10:00 AM, ON MONDAY, JULY 2, 2007 AT THE CITY PARK
- THE REGULAR MEETING AT 7:30 PM ON TUESDAY, JULY 3, 2007, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET

Submitted:

---

Deborah D. Robinson, Deputy City Clerk

Approved:

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