



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

CITY COUNCIL MINUTES

Tuesday, June 4, 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 by Pat Sheehan

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

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.

- Stan Marquis spoke about the AARP Tax-Aide program, a program that assists elderly persons prepare their tax returns.
- Melissa Peters from SLO County Tobacco Control announced and recognized smoke free apartment complexes in Paso Robles.
- Betty Miller invited everyone to the Bob Hope Road Show this weekend at the Warbirds Museum.

AGENDA ITEMS TO BE - None

PRESENTATIONS - None

PUBLIC HEARING

1. [Code Amendment 13-001 – Update of Off-Street Parking Regulations](#)

E. Gallagher, Community Development Director

For the City Council to consider amendments to the parking regulations in the City's Zoning Ordinance to implement Low Impact Development (LID) measures and to streamline the Parking Code.

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

1st Motion

A motion was made by Councilman Hamon and seconded by Councilman Steinbeck to adopt Resolution 13-086 to approve the Negative Declaration for this project.

Motion passed by the following roll call vote:

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

2nd Motion

A motion was made by Councilman Hamon and seconded by Councilman Steinbeck to introduce for the first reading Ordinance No. 991 N.S., for CA 13-001 amending "Chapter 21.22 Off-Street Parking" in the City Zoning Ordinance, and set July 2, 2013, as the date for adoption of said ordinance.

Motion passed by the following roll call vote:

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

2. Buena Vista Apartments (Arjun)-142 Units Proposed on Experimental Station Drive Planned Development 12-005 & Rezone 12-003 & Specific Plan Amendment 12-003

E. Gallagher, Community Development Director

For the City Council to consider application proposals regarding a project filed by Don Benson on behalf of Arjun Buena Vista Properties, LLC.

Mayor Picanco opened the public discussion. Speaking from the public were Peter Price, Lynn Gamble, Justin Sperbeck, Andy Heffner, Bruce Hanna and Dan Robba, and Steve Brooks (letter submitted to Council on June 3, 2013 attached); all were opposed. There were no other comments, either written or oral, and the public discussion was closed.

1st Motion

A motion was made by Councilman Hamon and seconded by Councilman Strong to adopt Resolution 13-087 approving a Mitigated Negative Declaration for the project.

Motion passed by the following roll call vote:

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

2nd Motion

Motion by Councilman Hamon, seconded by Councilman Strong to adopt Specific Plan Amendment 12-003.

Motion passed by the following roll call vote:

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

3rd Motion

A motion was made by Councilman Hamon and seconded by Councilman Strong to adopt Resolution 13-xxx modified to state that the action was "to introduce for first reading an ordinance approving Rezone 12-003" and set June 18, 2013 as the date certain for the second reading of the ordinance.

Motion passed by the following roll call vote:

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

4th Motion

A motion was made by Councilman Hamon and seconded by Councilman Strong to adopt Resolution 13-088 approving Development Plan 12-005, amended to revise Mitigation Measure BR-1 to read: *"The proposed mid-site bioswale will be part of the project's linear landscaping and stormwater retention system."* and to require the applicant to design a berm along the southern landscaping area and present the design for the berm to the DRC for its review and approval.

Motion passed by the following roll call vote:

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

5th Motion

A motion was made by Councilman Hamon and seconded by Councilman Strong to adopt Resolution 13-089 approving the removal of three oak trees as recommended by the Arborist and require the planting of eight (8) 1.5-inch Valley Oak Trees to be planted prior to the Certificate of Occupancy for the first apartment building.

Motion passed by the following roll call vote:

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

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.**

3. [Approve City Council Minutes from May 21 and May 23, 2013](#)
D. Fansler, City Clerk
4. [Approve Warrant Registers No. 109444-109558 \(5/17/13\), 109559-109715 \(5/24/13\), and other payroll services](#)
J. Throop, Administrative Services Director
5. [Approve Advisory Body Minutes](#)
Airport Advisory Minutes from April 25, 2013
6. [For the City Council to authorize proposed response to be sent to the S.L.O. Grand Jury regarding City Council email accessibility](#)
M. Williamson, Assistant City Manager
7. [Adopt Resolution No. 13-090 declaring certain City property as surplus and authorizing their sale to recyclers, wholesalers or by public auction, bid or sale](#)
J. Throop, Administrative Services Director
8. [Authorize a 90-day extension of the current Wine Wrangler lease \(without mini-storage\)](#)
M. Williamson, Assistant City Manager

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

Consent Calendar items 3 through 8 were approved on a single motion by Councilman Strong and seconded by Councilman Steinbeck, with Councilman Martin abstaining from item #4 (warrant register).

Motion **passed** by the following roll call vote:

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

DISCUSSION

9. Transit Dial-A-Ride Vehicle Purchase

J. Throop, Administrative Services Director

For the City Council to consider the purchase of two (2) new minivans for the Transit fleet for the provision of Dial-A-Ride service.

Motion by Councilman Strong, seconded by Councilman Martin to adopt Resolution No. 13-091 authorizing the purchase of two new vehicles.

Motion passed by the following roll call vote:

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

COUNCIL BUSINESS

10. 2013 Atascadero Mayors Winemaker Dinner

Mayor Picanco

For the City Council to consider sponsoring a table at the Mayor's Winemaker Dinner during the Atascadero Wine Festival on Friday, June 21, 2013.

The Council decided, by consensus, to not sponsor a table.

11. Designation of Voting Delegates and Alternates

For City Council to designate a voting delegate and alternate for the League of California Cities Annual Conference held September 18-20, 2013 in Sacramento.

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 and seconded by Councilman Steinbeck to designate Councilman Strong as voting delegate and Mayor Picanco as alternate.

Motion passed by the following VOICE vote:

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

ADJOURNMENT AT 10:30 PM TO:

CLOSED SESSION ITEMS

- **Litigation**

- **Gov't Code section 54956.9(d)(1):**

- Tatro v. City of Paso Robles
San Luis Obispo County Superior Court
Case No. CV 128007

- McCall v. City of Paso Robles
San Luis Obispo County Superior Court
Case No. CV 138015

- Koelling v. City of Paso Robles
San Luis Obispo County Superior Court
Case No. CV 128247

Hernandez, Claim No. 1757579

Lux v. City of Paso Robles
San Luis Obispo County Superior Court
Case No. CV 128152

O'Brien v. City of Paso Robles
San Luis Obispo County Superior Court
Case No. CV 128189

Borst v. City of Paso Robles
San Luis Obispo County Superior Court
Case No. CV 098117

No reportable action.

Adjourned from Closed Session at 11:20 PM to:

- 2013 CENTRAL COAST ECONOMIC FORECAST MID YEAR UPDATE – 7:30AM ON THURSDAY, JUNE 6, 2013 AT THE PAVILION ON THE LAKE IN ATASCADERO.
- REGULAR PLANNING COMMISSION MEETING - CANCELLED ON TUESDAY, JUNE 11, 2013
- REGULAR CITY COUNCIL MEETING - 7:30PM ON TUESDAY, JUNE 18, 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.

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