



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*



## CITY COUNCIL MINUTES

Tuesday, July 1, 2014

MEETING LOCATION: PASO ROBLES LIBRARY/CITY HALL  
CONFERENCE CENTER, 1000 SPRING STREET

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### 7:30 PM – CONVENE REGULAR MEETING

CALL TO ORDER – Downstairs Conference Center

PLEDGE OF ALLEGIANCE

INVOCATION – Gary Jordan

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.

- Michael Harmon from SLOCOG announced a public workshop regarding the US 101 Corridor on Wed. July 9 at 5PM in the SLO Veteran's Hall.
- Ditas Esperanza, Capital Projects Engineer at the City of Paso Robles announced a public workshop regarding the 12<sup>th</sup> Street Improvement project.
- Norma Moye from Paso Robles Main Street announced the 4<sup>th</sup> of July Event downtown.
- Jan Hopp commended the High School students for the ceramic tile mural at City Hall.

AGENDA ITEMS TO BE DEFERRED - None

PRESENTATIONS

1. ["Your American Heritage Monument Committee" Patriotic Essay Contest Winners](#)

Mayor Picanco presented the students with City proclamations. Chuck Ward, Committee Chair, and Greg Haas, Congressional Aide for Congresswoman Lois Capps, also presented awards to the students.

PUBLIC HEARING

2. [Code Amendment 14-004: Zoning Code Clean Up Amendments](#)

E. Gallagher, Community Development Director

For the City Council to consider adopting an ordinance to make three "clean up" amendments to the Zoning Code, which will:

- Eliminate a requirement that applicants for single family and multi-family subdivisions prepare and submit a "subdivision layout plan" to demonstrate how many standard lots, conforming to the base zoning and subdivision standards, could be fit on the site".
- Eliminate special regulations for development of new condominium, cooperative, cluster, townhouses and similar developments contained in Section 21.21.020 as they conflict with regulations for single and multi-family residential contained in Chapters 21.16E and 21.16I.
- Combine and update regulations for full and self-service gasoline sales and incorporate regulations for compressed natural gas sales.

This application is categorically exempt from environmental review per Section 15061(b)(3) (General Rule) of the State's Guidelines to Implement CEQA.

Mayor Picanco opened the public hearing. 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 Strong to introduce for first reading Ordinance 1004 N.S. amending Several Zoning Code Regulations, and set July 15, 2014 as the date for adoption of said Ordinance.

Motion passed by the following roll call vote:

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

**3. [Code Amendment 14-005: Elsayed Carwash](#)**

E. Gallagher, Community Development Director

For the City Council to consider a request filed by Margaret Holstine, on behalf of Steve Elsayed, to amend the Uptown Town Centre Specific Plan to provide that carwashes in conjunction with existing service stations may be conditionally-permitted in the Town Centre-1 (TC-1) zoning district.

This application is categorically exempt from environmental review per Section 15061(b)(3) (General Rule) of the State's Guidelines to Implement CEQA.

Mayor Picanco opened the public hearing. Speaking from the public was Margaret Holstine, the applicant's representative. There were no other comments, either written or oral, and the public discussion was closed.

A motion was made by Councilman Martin and seconded by Councilman Strong to introduce for first reading Ordinance 1005 N.S. amending Chapter 5 of the Uptown/Town Centre Specific Plan to allow carwashes as Conditional Uses in conjunction with existing service stations, and set July 15, 2014 as the date for adoption of said Ordinance.

Motion passed by the following roll call vote:

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

**4. [Code Amendment 14-003: Paso Robles Card Room](#)**

E. Gallagher, Community Development Director

For the City Council to consider a request by Don Ezzell to amend the Zoning Code to allow for card rooms in the Manufacturing (M) zoning district.

This application is categorically exempt from environmental review per Section 15061(b)(3) (General Rule) of the State's Guidelines to Implement CEQA.

Mayor Picanco opened the public hearing. Speaking from the public was Adam Firestone, who opposed this zoning code amendment. There were no other comments, either written or oral, and the public discussion was closed.

**1<sup>st</sup> Motion**

A motion was made by Councilman Strong to introduce for first reading an Ordinance amending the Zoning Code to allow cardrooms as Conditional Uses in the M Zone. Motion failed for lack of a second.

**2<sup>nd</sup> Motion**

A motion was made by Councilman Hamon and seconded by Councilman Steinbeck to reject the code amendment.

Motion passed by the following roll call vote:

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

ABSTAIN:  
ABSENT:

**5. Card Room Code Amendment**

E. Gallagher, Community Development Director

For the City Council to consider amending the Cardroom Regulations in Chapter 5.08 of the Municipal Code to:

- Increase the maximum number of card tables permitted in a card room from 4 to 6 tables and increase the total number of tables allowed in the City to 18 tables.
- Increase wagering limits from \$200 to \$500, except Texas Hold 'em, which may be played with no wagering limits.
- Allow bets by owners, operators, or employees while not on duty in certain situations.

Mayor Picanco opened the public hearing. Speaking from the public was Don Ezell, project applicant. There were no other comments, either written or oral, and the public discussion was closed.

A motion was made by Councilman Strong and seconded by Councilman Hamon to introduce for first reading Ordinance 1006 N.S. amending Chapter 5.08 of the Municipal Code to Amend the Regulations for Cardrooms, with amendments, and set July 15, 2014 as the date for adoption of said Ordinance.

Motion passed by the following roll call vote:

AYES: Strong, Hamon, Martin, Steinbeck, 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.

**6. Approve City Council Minutes from June 17, 2014**

D. Fansler, City Clerk

**7. Approve Warrant Registers 1237-1326 (6/13/14), 1327-1402 (6/20/14), and other payroll Services.**

J. Throop, Director of Administrative Services

**8. Advisory Body Minutes**

Tourism Coordinating Committee (March 11, 2014)  
Library Board of Trustees (May 8, 2014)  
Travel Paso Robles Alliance (May 27, 2014)

**9. For the City Council to adopt the following election framework:**

- 1) Resolution 14-089 calling and giving notice of the holding of a General Municipal Election to be held on Tuesday, November 4, 2014 for the election of certain officers as required by the provision of the laws of the State of California relating to General Law Cities; and
- 2) Adopt Resolution 14-090 requesting the Board of Supervisors of the County of San Luis Obispo to consolidate a General Municipal Election to be held on November 4, 2014 with the Statewide General Election; and
- 3) Adopt Resolution 14-091 adopting regulations for candidates for elective office pertaining to candidate statements submitted to the voters at an election to be held on Tuesday, November 4, 2014.

M. Williamson, Assistant City Manager

**10. Adopt Resolution No. 14-092 authorizing the Director of Administrative Services to engage the services the services of AK & Company to provide mandated cost claiming services on the behalf of the City.**

J. Throop, Administrative Services Director

11. [Adopt Resolution No. 14-093 allocating \\$119,000 to Budget No. 1013102-52240-P0008, and awarding a contract to Toste Construction in the amount of \\$100,098 to refresh pavement striping and markings.](#)

D. Monn, Public Works Director

A motion was made by Councilman Martin and seconded by Councilman Strong to approved Consent Calendar items 6 through 11.

Motion passed by the following roll call vote:

AYES: Strong, Hamon, Martin, Steinbeck, Picanco

NOES:

ABSTAIN:

ABSENT:

## DISCUSSION

12. [Emergency Water Supply for County Properties](#)

D. Monn, Public Works Director

For City Council to consider options to provide emergency water to domestic users outside the City limits.

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

### 1<sup>st</sup> Motion

A motion was made by Councilman Martin and seconded by Councilman Strong to adopt a resolution approving options 1-3 in the staff report.

Motion failed by the following roll call vote:

AYES: Martin, Strong

NOES: Hamon, Steinbeck, Picanco

ABSTAIN:

ABSENT:

### 2<sup>nd</sup> Motion

A motion was made by Councilman Strong and seconded by Councilman Steinbeck to approve option 1 and option 3 in the staff report. The motion failed – no vote.

### 3<sup>rd</sup> Motion

A motion was made by Councilman Martin and seconded by Councilman Steinbeck to adopt Resolution 14-094 which will:

1. Establish policies that would support requests from potable water haulers for hydrant meters to provide emergency water to rural residents outside City limits, subject to City discretion to cease or suspend such hydrant water use in accordance with the City's Water Conservation and Water Shortage Contingency Plan.
2. Establish policies that would support proposals to treat and wheel unused Nacimiento supplies to neighborhoods bordering the City to more fully utilize available surface supplies, lessen pumping from the basin, supplement water supply where needed most, and address pressing needs of rural residents in unincorporated areas.
3. Establish policies that would support proposals to wheel a portion of the City's unused and untreated Nacimiento entitlement on a temporary basis and/or available recycled water for irrigation and/or other non-potable uses outside City limits to supplement area water supplies, lessen basin pumping, and more fully utilize available surface water supplies.

Council also directed staff to present draft policies to City Council for consideration.

Motion passed by the following roll call vote:

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

**BREAK AT 9:06PM**

**MEETING RECONVENED AT 9:15PM**

**13. Paso Robles Gateway Project: Termination of Work Related to Application Processing**

E. Gallagher, Community Development Director

Consider terminating all work related to the processing of the development application for the Paso Robles Gateway Project.

Mayor Picanco opened the public discussion. Speaking from the public was Greg Sanders. City Attorney Iris Yang clarified comments made by Greg Sanders. There were no other comments, either written or oral, and the public discussion was closed.

A motion was made by Councilman Martin and seconded by Councilman Hamon to adopt Resolution 14-095 approving the Termination of all work related to the processing of the Development Application for the Paso Robles Gateway Project.

Motion passed by the following roll call vote:

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

**14. Airport Fuel Facility (Re-Advertised) – Bid Award**

D. Monn, Public Works Director

For City Council to consider awarding a contract to upgrade/improve the aircraft fuel facility at the Paso Robles Municipal Airport.

Mayor Picanco opened the public discussion. Speaking from the public was James Meinert from Rockwell Contractors. There were no other comments, either written or oral, and the public discussion was closed.

A motion was made by Councilman Strong and seconded by Councilman Martin to adopt Resolution 14-096 awarding a contract:

- To upgrade the aircraft fuel facility at the Paso Robles Municipal Airport to Rockwood General Contractors in the amount of \$748,793.48, and authorize the City Manager to execute the contract.
- Appropriating a total of \$823,000 to this project under Budget No. 6029101-54520-C0034. Funding source is \$600,000 State Loan and \$223,000 Airport Reserves.

Motion passed by the following roll call vote:

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

**15. Storm Drain at 24th St. & Santa Ysabel**

D. Monn, Public Works Director

For City Council to consider allocating funds and awarding a contract to repair storm drain at 24th St. & Santa Ysabel.

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 Martin and seconded by Councilman Hamon to adopt Resolution 14-097:

- Allocating \$9,350 to Budget Number 119-58990-X00013 with funding source from Fund 119 and
- Awarding a contract to ABI Engineering to perform the repair work and not-to-exceed the amount of \$8,500.

Motion passed by the following roll call vote:

AYES: Martin, Hamon, Strong, Steinbeck, Picanco

NOES:

ABSTAIN:

ABSENT:

**16. [Professional Service Contracts for Marketing / Tourism Services Paso Robles Main Street, Chamber of Commerce, Wine Country Alliance](#)**

M. Williamson, Assistant City Manager

For the City Council to consider professional service contracts with Paso Robles Main Street, Chamber of Commerce and the Paso Robles Wine Country Alliance for a variety of marketing and tourism related services.

Mayor Picanco opened the public discussion. Speaking from the public were Dale Gustin, Norma Moye (Paso Robles Main Street), Grace Pucci (Paso Robles Historical Society), Daniele Fresca (Chamber of Commerce Chair), Zoe Taylor (Interim President of the Paso Robles Chamber), and Jen Porter (Paso Robles Wine Country Alliance). There were no other comments, either written or oral, and the public discussion was closed.

**1<sup>st</sup> Motion**

A motion was made by Councilman Martin and seconded by Councilman Strong to adopt Resolution 14-098 authorizing downtown promotions services with Paso Robles Main Street for FY 2014/15 in the amount of \$70,078.

Motion passed by the following roll call vote:

AYES: Martin, Strong, Hamon, Steinbeck, Picanco

NOES:

ABSTAIN:

ABSENT:

**2<sup>nd</sup> Motion**

A motion was made by Councilman Martin and seconded by Councilman Strong to adopt Resolution 14-099 authorizing visitor center services with the Chamber of Commerce for FY 2014/15 in the amount of \$60,000.

Motion passed by the following roll call vote:

AYES: Martin, Strong, Hamon, Steinbeck, Picanco

NOES:

ABSTAIN:

ABSENT:

**3<sup>rd</sup> Motion**

A motion was made by Councilman Martin and seconded by Councilman Strong to adopt Resolution 14-100 authorizing public relations services with the Paso Robles Wine Country Alliance for FY 2014/15 in the amount of \$45,000.

Motion passed by the following roll call vote:

AYES: Martin, Strong, Hamon, Steinbeck, Picanco

NOES:

ABSTAIN:

ABSENT:

**17. Labor Agreements – All Employees**

M. Williamson, Assistant City Manager

For the City Council to consider extended labor contracts with all employee groups.

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

A motion was made by Councilman Strong and seconded by Councilman Martin to adopt Resolution 14-101 authorizing the City Manager to execute labor contracts with the SEIU, POA, and Fire Unions, and to execute an administrative agreement with the Unrepresented staff as summarized therein.

Motion passed by the following roll call vote:

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

**COUNCIL BUSINESS**

**18. Unfunded State Mandates**

J. Throop, Administrative Services Director

For the City Council to consider sending the League of Cities a request for legislation that would require the State of California pay all outstanding claims before requiring new mandates for the cities.

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

A motion was made by Councilman Steinbeck and seconded by Councilman Strong to Direct Staff to draft letter to the League of Cities requesting legislation.

Motion passed by the following roll call vote:

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

**19. Report of Councilmember Fred Strong: Out of Town Representation During June 2014**

Councilman Strong also provided additional materials (attached hereto).

**20. Councilman Hamon would like to revisit the Pickleball matter/policy. Councilman Martin suggested the subject go back to the Parks and Recreation Advisory Committee.**

**21. Mayor Picanco reminded everyone about the Downtown 4<sup>th</sup> of July Celebration.**

**22. Councilman Martin and Councilman Hamon reported on the Building Permit Ad Hoc meeting held on June 30, 2014.**

**ADJOURNMENT AT 10:49PM TO:**

- 12<sup>TH</sup> STREET COMMUNITY OUTREACH MEETING NO. 1 – 7:00PM ON WEDNESDAY, JULY 2, 2014 IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- JOINT CITY COUNCIL/PLANNING COMMISSION MEETING: DRAFT UPDATE TO THE HOUSING ELEMENT - 7:30PM ON TUESDAY, JULY 8, 2014 IN THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET, PASO ROBLES.
- SUPPLEMENTAL TAX OVERSIGHT COMMITTEE MEETING – 6:30PM ON WEDNESDAY, JULY 9, 2014 IN THE EOC, 900 PARK STREET (PUBLIC SAFETY CENTER CONFERENCE ROOM).
- RIVERSIDE BIKE LANES COMMUNITY WORKSHOP – 7:00PM ON THURSDAY, JULY 10, 2014, IN THE PASO ROBLES LIBRARY/CITY HALL CONFERENCE ROOM, 1000 SPRING STREET.
- 46 EAST DUAL LEFTS, 17TH ST. ON/OFF RAMP, 13TH ST. BRIDGE PROJECT RIBBON CUTTING – 10:00AM ON MONDAY, JULY 14, 2014. MEET ON THE WEST SIDE OF RIVERSIDE AT 17TH STREET DEAD END ACROSS FROM THE NEW RAMP.
- REGULAR CITY COUNCIL MEETING – 7:00PM ON TUESDAY, JULY 15, 2014 IN THE LIBRARY/CITY HALL CONFERENCE ROOM, 1000 SPRING STREET.

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.***