



City of El Paso de Robles

"The Pass of the Oaks"

MINUTES OF THE REGULAR MEETING PASO ROBLES CITY COUNCIL JUNE 6, 1995

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

Presented by Councilmember Picanco

The City Council of the City of El Paso de Robles, meeting in regular session at 7:30 p.m. on the above date, in the School District Board Room was called to order by Mayor Walter Macklin.

ROLL CALL VOTE: Councilmember Chris Iversen
Councilmember Steve Martin
Councilmember Duane Picanco
Mayor Pro Tem Jim Heggarty
Mayor Walt Macklin

PUBLIC COMMENTS

Victor Schaffer, 1760 Creston, is still upset regarding the excessive speed on Creston Road and believes that traffic is moving faster. He has only seen two officers stop vehicles, only giving them a warning, no citation. Lt. Cassidy stated that Mr. Schaffer's statement is incorrect and will provide the figures to City Council.

Loretta Pray, 514 Queen Anne Road, is concerned about the Mayor's statement about the need for children is greater than the need for the veterans. If it weren't for the veterans, the children would not have what they do today. She further clarified that the veterans did not give the building up voluntarily.

It was moved by Councilmember Heggarty, seconded by Councilmember Iversen, and passed unanimously to move Item #17 to the front of the agenda, as requested by Jane Rogers.

Item 17 heard at this time.

PUBLIC HEARINGS:

1. Weed Abatement Testimony

Mayor Macklin announced it was the time and place for public hearing Weed Abatement. Doug Hamp, Fire Chief, was present to hear testimony relating to the abatement of fire hazards found during the annual weed abatement program.

Mayor Macklin opened the public hearing. There being no comments, either written or oral, the public hearing was closed.

It was moved by Councilmember Iversen, seconded by Councilmember Picanco, and passed unanimously to hear comments from property owners and direct the City Clerk to initiate necessary cost recovery liens.

2. Appeal of CUP 87013 to Require Installation of Alley Apron Improvements (Swanson)
Mayor Macklin announced it was the time and place for public hearing CUP 87013 where Bob Lata, Director of Community Development considered applicants appeal of the Planning Commission's action requiring installation of concrete alley apron improvement at 15th Street.

Mayor Macklin opened the public hearing. There being no comments, either written or oral, the public hearing was closed.

It was moved by Councilmember Iversen, seconded by Councilmember Picanco, and passed unanimously to continue this item to the following meeting of June 20, 1995.

3. Maintenance & Operating Budget for FY 1995/96
Mayor Macklin announced it was the time and place for public hearing of the Budget for FY 1995/96. The Fiscal Policy should not have been included in the budget message according to Mr. Ramirez.

Mike Compton, Director of Administrative Services reviewed the proposed Maintenance & Operating Budget for fiscal year 1995/96, focussing on the sewer rates.

Mayor Macklin opened the public hearing.

Dale Gustin who resides at 1714 Willowbank Lane, and has commercial property at 246 12th Street, expressed concern in the commercial area, whereas he is being charged the same rate to water his landscape as what he is putting down the drain. This discourages commercial areas from having nice landscaping. Mr. Gustin also expressed concern that one property is in the Landscape & Lighting District, and another that is not in any assessment district, therefore, he is being double taxed. Finally, he encourages the Oak Park Program but feels there is not an equal treatment in youth organizations. He also addressed tourism and the need to fund the VCB. Gene Miller, Chemron Corp., questioned why motels receive discounts on water they use. 60 to 70% of water used by Chemron does not go in the sewer and would like to receive credit for this water. Joni representing the VCB, reviewed tourism and the benefits it provides to Paso Robles, such as filling motel rooms and restaurants. She indicated that the VCB will increase sales, access of customers, and increase private sector support. Janice Nelson, 1205 Beaver Creek Lane, a county resident, commented on the Chamber presentation at the budget meeting. She encourages Paso Robles to address the Chamber's needs. Secondly, she indicated that \$20,000 was taken from the senior's endowment trust, and does not see where the budget shows they are going to be paid back. She further indicated that the microphones do not operate properly and the audience cannot hear Council. Councilmember Martin indicated that the Senior Advisory Board approved these funds and invited Ms. Nelson to speak to the Board with him to confirm his beliefs. He further indicated that he will speak to the senior who expressed concern to Ms. Nelson. Matt Masia, representing the Black Oak and Adelaide Motor Lodge, addressed the City's lack of support of tourism. He further finds it ironic that it is necessary to raise fees to cover the City's shortfall instead of cutting expenses.

Break 9:35 pm.

Dawn Zmugg, P.O. Box 3797, questioned what was budgeted for the pay backs on loans and when they were made. Mike Compton indicated a payment was made in January of 1995, in which Ms. Zmugg already received copies of these documents. A second payment will be made December of 1995. The debt service is to be included in the Redevelopment Budget and will make payments as scheduled in the current fiscal year. In closing, Ms. Zmugg requested Council support the Chamber. Gene Miller, Board

of Directors for the Chamber, does not see money taken out of the Redevelopment fund to support the Chamber of Commerce. Sheree Davis, Chamber Manager, emphasized the tourism marketing plan and how it meets the goals of Paso Robles. She clarified that there was never a deadline for a budget request and is not in favor of increasing TOT's.

There being no further comments, either written or oral, the public hearing was closed.

Councilmember Iversen suggested that the sewer budget should be noticed on the sewer increase and address this issue at a later date.

Larry Ward, Boardmember of Chamber, asks what the future has to hold. He indicated that we must look at a long term investment and broaden our horizons, focussing on the next five years.

It was moved by Councilmember Iversen, seconded by Councilmember Picanco, and passed unanimously, to continue this item to 6/20/95. The Ad HOC Budget Committee will meet on June 13, 1995 at 10:00 am at 1000 Spring Street to discuss the Chamber of Commerce and VCB funding for tourism, and to discuss Sewer and TOT rates.

ADJOURN TO JOINT MEETING OF PUBLIC FINANCING AUTHORITY, REDEVELOPMENT AGENCY & CITY COUNCIL

CALL TO ORDER Agencymembers Jim Heggarty, Chris Iversen, Walt Macklin, Steve Martin, & Chairperson Duane Picanco

DISCUSSION/ACTION ITEMS

4. Redevelopment Low and Moderate Income Housing Fund (LMI)

Bob Lata stated that there was no reason to act on this item as the City and Agency has already adopted a similar resolution when the Redevelopment Project Area was established.

Chairperson Picanco opened the public hearing.

Janice Nelson, commented that she would like to see Council promote higher paying jobs.

5. Disaster Assistance Home Repair Loan Program

Bob Lata presented for consideration, establishing a Disaster Assistance Loan Program for repair of homes damaged by natural disasters. This program, funded by the LMI Housing Fund, would apply to low and moderate income households impacted by the recent rains for future disasters. Mr. Lata advised that there was a change in Exhibit A on page 5-6, item 2B. It should read "25 year term due upon sale or transfer of title".

Rich Ramirez indicated that there should be two resolutions, one adopted by the Agency, and another to be adopted by City Council. Mr. Lata will provide the additional resolution.

It was moved by Agencymember Macklin, seconded by Agencymember Iversen, subject to review & approval of the Project Area Committee, the Redevelopment Agency is to adopt Resolution No. RA95-04, Establishing a Disaster Assistance Home Repair Loan Program for Low and Moderate Income Households, amending the language to read "damage to dwelling units and other real property improvements must be equal to or greater than 40% of the estimated market value.....". Motion passed by the following roll call vote:

AYES: Heggarty, Iversen, Macklin, Martin, & Chairperson Picanco
NOES: None
ABSENT: None

It was further moved by Mayor Macklin, seconded by Councilmember Iversen, for City Council to adopt **Resolution No. 95-61, Establishing a Disaster Assistance Home Repair Loan Program for Low and Moderate Income Households, amending the language to read "damage to dwelling units and other real property improvements must be equal to or greater than 40% of the estimated market value....."**. Motion passed by the following roll call vote:

AYES: Heggarty, Iversen, Martin, Picanco, & Mayor Macklin
NOES: None
ABSENT: None

OTHER BUSINESS

ADJOURN TO CITY COUNCIL MEETING

CONSENT CALENDAR

The Consent Calendar was approved upon motion by Councilmember Heggarty, seconded by Councilmember Iversen, together with the recommendations and findings as set forth therein, waiving the reading of resolutions and ordinances in full, with the exception of Items 6, 8, and 10 which were pulled for discussion. Motion passed by the following roll call vote:

AYES: Heggarty, Iversen, Martin, Picanco, and Macklin
NOES: None
ABSENT: None

Those items approved are as follows:

- ITEM 7. **Approve the Pre-Check Register (M. Compton, Dir. of Admin. Svcs.)**
- ITEM 9. **Adopt Resolution No. 95-62, Awarding the Low Bid & Authorizing Execution of the Contract for Re-Roofing the Police Dept. Facility at 840 10th Street, DPW 95-05, to Allied Roofing in the Amount of \$14,106.00 (S. Ross, Dir. of Comm. Svcs.)**
- ITEM 11. **Adopt Resolution No. 95-63, Appropriating Funds for Storm Damage Repairs from the Sewer Operations Fund for Federal Emergency Management Administration (FEMA) 1995 Projects (J. McCarthy, Dir. of Public Wrks)**
- ITEM 12. **Adopt Resolution No. 95-64, Approving the Final Map for Lot Line Adjustment PRAL 95-001 (Second Wind Corp.) (J. McCarthy, Dir. of Public Wrks.)**
- ITEM 13. **Adopt Resolution No. 95-65, Authorizing Usage of a Septic System at the N.W. Corner of Beacon & Jardine Roads per Planned Dev. No. 94,003 (Coastal Golf Co./Eric Tarr) (J. McCarthy, Dir. of Public Wrks.)**

Those items pulled for discussion are as follows:

- ITEM 6. **Approve City Council Minutes of April 4, 1995 and No. County Council Minutes of April 11, 1995. (R. Ramirez, City Clerk)**

Dawn Zmugg pulled the minutes of April 4th stating that corrections have not yet been corrected. On May 2, Ms. Zmugg indicated that corrections were to be made by May 16th. She further stated that the minutes of April 4th were continued until she could meet with Mr. Ramirez, questioning if he wanted to set up a meeting. At this time Mr. Ramirez scheduled an appointment with Ms. Zmugg for Wednesday, June 14, 1995, 11:00 a.m. at City Hall. Dawn Zmugg will bring corrected minutes. There was a consensus to continue the minutes of April 4th to June 20, 1995.

Councilmember Martin made a correction in the minutes of April 11, 1995. He indicated that not only did the North County Council meet, but it was a combined meeting of councils, suggesting the title be changed to "Minutes of Combined Councils".

ITEM 8. Award Bid for Official Advertising Services to the Country News for a Two Year Period Ending 6/30/97 (M. Compton, Dir. of Admin. Svcs.)

Councilmember Iversen questioned if the Council has all of the information needed to approve the advertising bid.

Dick Reddick, Daily Press, indicated that his newspaper will offer a 5% discount for electronic media (on computer disk, IBM compatible) legals. He also has government rates to offer the City which are considerably lower than the normal rate to customers.

Sheena Berwick, Country News, states that there is no comparison in the bids received. They were not asked for discounts on electronic media, and by all rights, should be awarded the bid.

It was moved by Councilmember Iversen, seconded by Councilmember Picanco, to send advertising services out to bid again using the new county format. Motion passed on a 4/1 vote, Councilmember Martin voting no.

ITEM 10. Approve OHS as the Provider of the City's Employee Assistance Program, Effective August 1, 1995 at a Cost of Approximately \$8,000 per year. (B. Partridge, Hum. Res. Mgr.)

Councilmember Picanco indicated that Council should be aware of county procedure. The budget indicates the cost is charged to the City Manager's Office, then charged out as each department uses it. It should have its own program.

It was moved by Councilmember Picanco, seconded by Councilmember Iversen to approve the Employee Assistance Program and to set up a special program to charge expenses to each department as the EAP is used. Motion passed by the following roll call vote:

AYES: Heggarty, Iversen, Martin, Picanco, Macklin
NOES: None
ABSENT: None

Break 11:45 pm.

DISCUSSION ITEMS

14. Employee Health Insurance Contract

Jim App, Assistant City Manager, presented contract options to consider for an employee health insurance plan.

Walter Kauhn, representing S.E.I.U., stated that Lifeguard is a cost per service program. The doctor charges a set fee and Lifeguard pays it. It is easy to get a referral to other doctors.

Gabe Rosetti, insurance broker for Van Beurden Insurance, discussed the benefits of his insurance company, commenting on offering local representation and statewide expertise.

Gene Gray, Morris & Garratano, has been the broker for Paso Robles for 10 years. They met with bargaining units in good faith to meet the City's needs and have been laying the foundation for the past 4 months to change to Lifeguard.

Nick Kamp, 174 Edgewater, an employee of Paso Robles, indicated that he has had excellent service from Morris & Garratano.

It was moved by Councilmember Iversen, seconded by Councilmember Picanco, and passed unanimously to **Adopt Resolution No. 95-66, Awarding Health Insurance Contract to Lifeguard for One Year Effective July 1, 1995, and Authorizing staff to appropriate 1995/96 City cost variance, if any, from the Health Insurance Premium Accrual Account.**

It was moved by Councilmember Heggarty and seconded by Councilmember Iversen to **Sect Morris & Garritano as the City's Insurance Broker.** Motion passed by the following roll call vote:

AYES: Heggarty, Iversen, Martin
NOES: Picanco, Macklin
ABSENT: None

15. Housing Authority Board Appointments

Richard Ramirez presented for consideration selection for Housing Authority Board.

It was moved by Councilmember Martin, seconded by Councilmember Iversen, and passed unanimously to **schedule interview appointments for June 13, 1995, 7:00 pm. Location to be announced.**

CITY MANAGER

16. Request to Amend City's Sphere of Influence - SLOCO APN 40-031-017 W. Thomas

Diane Sheeley, Economic Development Manager, discussed a request to amend Sphere of Influence for 16 acre property at 1505 S. Vine Street, into the City of El Paso de Robles.

Jay Czarnecki, 1505 So. Vine Street, presented a proposal for a multi-use Recreation/Commercial development which includes water sports. The goal is to complete the project in 2 yrs. A video was shared on a water park to give Council an example of some features for the park. Mr. Czarnecki will pursue all avenues necessary to proceed with this project.

It was moved by Councilmember Martin, seconded by Councilmember Iversen and passed unanimously to **schedule a public workshop for July 20, 1995 at 7:00 pm at Centennial Park and to notify adjacent property owners of this workshop.**

WRITTEN COMMUNICATIONS

Per Council direction, this item was moved to the front of the agenda.

17. Request for Assistance with Storm Damage at 915 Olive Street

Jane Rogers submitted correspondence to consider her request for City crews to assist with the removal of mud and debris from front area of home and for disaster assistance from the Redevelopment Agency for low income housing.

The City Manager indicated that the City is looking at establishing a program to address homes that have suffered a disaster. If Item #5 is adopted, Council will be able to address Ms. Rogers request. John McCarthy indicated that it will only take City crews a few hours to clear the debris.

It was moved by Councilmember Heggarty, seconded by Councilmember Iversen, and passed unanimously to receive and file letter and to discuss this further during Item #5.

(For clarification, after item #16 was heard, Council confirmed that staff will remove the mud and debris from Ms. Rogers property).

ADVISORY BODY COMMUNICATION

18. **Receive and file Citizens Airport Advisory Committee minutes of March 23, 1995 and April 27, 1995.**

It was moved by Councilmember Heggarty, seconded by Councilmember Picanco, and passed unanimously to receive and file minutes.

19. **Receive and file Housing Authority minutes of May 9, 1995.**

It was moved by Councilmember Heggarty, seconded by Councilmember Picanco, and passed unanimously to receive and file minutes.

20. **Receive and file Parks & Recreation Advisory Committee minutes of June 7, 1995.**

It was moved by Councilmember Heggarty, seconded by Councilmember Picanco, and passed unanimously to receive and file minutes.

AD HOC COUNCIL BUSINESS

21. **Cuesta College Business Services** (J. Heggarty, S. Martin)

Status to obtain site for a permanent educational center to serve the North County.

It was moved by Councilmember Martin, seconded by Councilmember Heggarty, and passed unanimously to receive and file letter.

22. **City/School District Joint Community Efforts** (W. Macklin)

Mayor Macklin is excited about the efforts and everyone will be hearing more in 30 days.

CLOSED SESSION

Pursuant to: Government Code Section 54956.9(a) - Litigation

a. **Conference with Legal Counsel-Existing Litigation**

Name of Case: Chicago Grade vs. City of Paso Robles

Case Number: CV 075627

Pursuant to: Government Code Section 54954.5(b) - Property Acquisition

- a. Property: Property for Multi-Modal Station
Negotiating Parties: Southern Pacific & City of Paso Robles
Under Negotiation: Terms & Conditions

Pursuant to: Government Code Section 54957 - Personnel

Action following closed session:

It was moved by Councilmember Martin, seconded by Councilmember Picanco to adopt Resolution No. 95-67, Withdrawing the Designation of the SLO County Health Department, Division of Environmental Health, As The Local Enforcement Agency for the City. Motion passed by the following roll call vote:

AYES: Heggarty, Iversen, Martin, Picanco, and Macklin
NOES: None
ABSENT: None

ADJOURNMENT:

There being no further business, the meeting adjourned to a Special Meeting of the City Council to interview Housing Authority candidates and to continue the closed session regarding Government Code Section 54957-Personnel. The meeting will be held on Tuesday, June 13, 1995, 10:00 am at 1000 Spring Street.

Respectfully submitted,



Richard J. Ramirez, City Clerk

(Minutes approved 6/20/95)