



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

## **MINUTES OF THE REGULAR MEETING** **PASO ROBLES CITY COUNCIL** **NOVEMBER 21, 1995**

### **CALL TO ORDER**

### **PLEDGE OF ALLEGIANCE**

### **INVOCATION**

Presented by Councilmember Martin

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 Library/City Hall Conference Center, 1000 Spring Street, 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

**Mayor Macklin welcomed everyone to the first City Council meeting held in the Library/City Hall facility.**

### **PUBLIC COMMENTS**

**Sheree Davis** was present not only to represent the Chamber of Commerce, but also for the Visitors Conference Bureau. Their new brochure entitled "Paso Robles-Discover our Treasures" was distributed.

**Mike Alspach**, 238 Partridge Drive, addressed the issue of the Calmont letter regarding Quail Run and the violation that has occurred.

### **PUBLIC HEARINGS**

#### **1. Code Amendment 95009~Temporary Use Permits**

Mayor Macklin announced it was the time and place for public hearing on Code Amendment 95009. Bob Lata, Director of Community Development, presented the City initiated Code Amendment to adopt a Temporary Use Permit procedure that will allow for the Community Development Director to approve certain short-term activities.

Iris Yang, City Attorney, suggested we open the public hearing and continue to the next meeting so that additional language can be added to the temporary use permit.

Mayor Macklin opened the public hearing. There was no public testimony.

It was moved by Councilmember Picanco, seconded by Councilmember Heggarty, to **Continue the public hearing to December 5, 1995, in order to include additional language in the ordinance.**

#### **2. Street Abandonment 95003 (Busi & Sollman)**

Mayor Macklin announced it was the time and place for public hearing for Street Abandonment 95003 to consider a request to abandon a portion of 11th Street between Railroad and Pine Streets. Written communication was received from Fred

Strong on behalf of the applicant requesting this item be continued in 45 days. See Attachment "A".

Mayor Macklin opened the public hearing.

**Fred Strong**, representing applicants, stated there was a preference of continuance after January 1st, after the holidays.

It was moved by Councilmember Martin, seconded by Councilmember Heggarty, and passed unanimously to **Continue this item to January 16, 1996.**

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

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

### **DISCUSSION/ACTION ITEMS**

#### **3.      Owner Participation Agreement~Multi-Plex Movie Theatre Project**

Bob Lata presented for the Redevelopment Agency and City Council, to consider a proposed Owner Participation Agreement for development of a multi-plex movie theatre project in the downtown area. A revised copy of the OPA was distributed.

**John Roush**, developer, indicated that he was in agreement with the revised OPA as presented.

It was moved by Agencymember Martin and seconded by Agencymember Heggarty for the Redevelopment Agency to **adopt Resolution No. RA 95-09, Authorizing the Chairman to Execute an OPA Between the Redevelopment Agency and John Roush.** Motion was passed by the following roll call vote:

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

It was moved by Councilmember Iversen and seconded by Councilmember Martin for the City Council to **adopt Resolution No. 95-146, Authorizing the Chairman to Execute an OPA Between the Redevelopment Agency and John Roush.** Motion was passed by the following roll call vote:

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

It was moved by Agencymember Martin and seconded by Agencymember Iversen to **Direct staff to take the other actions necessary to carry out the OPA.** Motion was passed by the following roll call vote:

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

#### **4.      Woodland Plaza II - Second Implementation Agreement**

Bob Lata presented For the Redevelopment Agency to authorize the execution of the Second Implementation Agreement for Woodland Plaza II.

It was moved by Agencymember Heggarty, seconded by Agencymember Macklin, and passed unanimously to continue and renote this item for a later date.

## **ADJOURN TO CITY COUNCIL MEETING**

### **CONSENT CALENDAR**

The **Consent Calendar** was approved upon motion by Councilmember Martin, seconded by Councilmember Picanco, together with the recommendations and findings as set forth therein, waiving the reading of resolutions and ordinances in full. 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:

5. **Approve Pre-Check Register** (M. Compton, Dir. Admin. Svc.)
6. **Authorize Second Reading and Adopt Ordinance No. 700 N.S. Amending the Municipal Code to Provide Additional Flexibility in Modifying the Width & Location of Sidewalks and/or Parkways** (R. Lata, Dir. Of Comm. Dev.)
7. **Adopt Resolution No. 95-147. Awarding Low Bid to James A. Quaglino Roofing, Inc. To Re-roof A Portion of the Senior Center Bldg. At 940 Park Street & Authorizing City Manager to Sign Said Contract, DPW 95-09** (S. Ross, Dir. Of Comm. Svc.)
8. **Adopt Resolution No. 95-148. Awarding Low Bid to Whitaker Contractors, Inc. For Repair of North Bank of Un-Named Creek No. 1, at the Meadowlark Sewer Siphon Crossing, DPW 95-08-B** (J. McCarthy, Dir. Of Public Works)
9. **Adopt Resolution No. 95-149. Awarding Low Bid to Michael Frederick Paving Corp. For Repair of North Bank of Huero Huero River at City's CYA Sewer Life Station Facility, DPW 95-08-A** (J. McCarthy, Dir. Of Public Works)
10. **Adopt Resolution No. 95-150. Authorizing the Submittal of an Application to the Calif. Integrated Waste Management Board for 96/97 Used Oil Recycling Block Grant Funding; and Adopt Resolution No. 95-151. Authorizing the Submittal of an Application for Dept. Of Conservation Recycling and Liter Reduction Grant Funds** (J. McCarthy, Dir. Of Public Works)
11. **Adopt Resolution No. 95-152. Approving a Consultant's Services Agreement with John Carollo Engineers for Engineering Services on Lift Station No. 1 Upgrades, DPW Project No. 95-18 & Authorize City Manager to Execute Agreement** (J. McCarthy, Dir. Of Public Works)
12. **Nominate John McCarthy and alternate Ernie Smith for a two-year term for the Water Resources Advisory Committee** (J. McCarthy, Dir. Of Public Works)
13. **Adopt Resolution No. 95-153. Approving a Consultant's Services Agreement with Boyle Engineering, Corp. For & Engineering Study of the 24th St. Rail Over Crossing & Authorize City Manager to Execute Agreement, DPW 94-13** (J. McCarthy, Dir. Of Public Works)
14. **Declare 1987 Chevrolet S-10 Blazer Surplus and Donate Said Vehicle to the Senior Nutrition Program** (S. Ross, Dir. Of Comm. Svc.)

**DISCUSSION ITEMS**

**15. Final Map for Multi-Modal Facility~95-086**

John McCarthy, Director of Public Works, presented for consideration, authorizing execution and recordation of the Final Map for Parcel Map PR 95-086 for the Multi-Modal Facility.

It was moved by Councilmember Iversen, seconded by Councilmember Picanco, to **Adopt Resolution No. 95-154, Approving the Final Map for Parcel Map PR 95-086 as Part of the City’s Multi-Modal Facility.** Motion passed by the following roll call vote:

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

**16. Grant to Implement Adolescent Nutrition & Fitness Program**

Stu Ross, Director of Community Services, presented the staff report to consider accepting grant from the Western Consortium for Public Health in order to implement an adolescent nutrition and fitness program.

It was moved by Councilmember Martin, seconded by Councilmember Iversen, to **Accept Grant in the Amount of \$10,000 and add said amount to the Oak Park Recreation Program Budget.** Motion passed by the following roll call vote:

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

**Break 8:25 pm**

**CITY MANAGER**

**17. BIA/Willhoit Information Requests**

Material in this packet was mailed to the BIA, however, they may have not had a chance to review it at this time. A representative from the BIA is not present this evening. Rich Ramirez has brought this before Council for their direction. The City Attorney, Iris Yang, indicated that the time involved in retrieving the information requested, is estimated at approximately 75 to 80 hours.

There was a consensus of City Council to send a letter to BIA

**18. P.R. CATS Fixed Route Services**

Mike Compton presented an overhead view of the modified PRCATS route service. The ridership will be monitored.

**19. Request Ad Hoc Committee of City Council to meet with State Representatives**

An AdHoc Committee was formed in order to meet with State Representatives. This Committee will be utilized as needed. Councilmembers Iversen & Martin volunteered to set on the Committee.

**WRITTEN COMMUNICATIONS**

Rich Ramirez indicated that the following late correspondence was received:

Request for a modification to street closures for the Vine Street Showcase was received as in Attachment “B”. The modification will be to extend the street closure on Vine Street from the north side of 8th Street to 21st Street. Also received was a request from Main Street modifying the street closures to extend the closure from Spring Street from 19th to 13th Street, and 19th Street from Spring to Park Street as in Attachment “C”.

It was moved by Councilmember Picanco, and seconded by Councilmember Martin, to **approve both requests modifying street closures.**

As an information item, Mr. Ramirez indicated that the School Liaison Committee requests City participation in hiring a School Crossing Guard, the City contributing 1/3 of the cost.

#### **ADVISORY BODY COMMUNICATION**

**20. Receive & File Minutes of October 9, 1995 for the Senior Advisory Committee**

It was moved by Councilmember Heggarty, seconded by Councilmember Iversen, and passed unanimously to **receive and file the minutes of October 9, 1995.**

**21. Receive & File Minutes of November 8, 1995 for the Parks & Rec. Advisory Committee**

Councilmember Picanco indicated that the minutes, Item D, did not include any discussion on adult soft ball. Stu Ross, Director of Community Services indicated that even though the minutes did not reference adult soft ball, the use of Barney Schwartz Park will be coming to Council in the future, incorporating soccer, Little League, and Adult Soft Ball into its use.

It was moved by Councilmember Heggarty, seconded by Councilmember Picanco, and passed unanimously to **receive and file the minutes of November 8, 1995.**

#### **AD HOC COUNCIL BUSINESS**

**22. Constitutional Revision Commission**

Chris Iversen discussed a possible Workshop in February.

**23. Cost of Denial ~ The Next Step**

Mayor Macklin announced that brochures are available to the public for review so they may make themselves aware of crime and its existence.

It was moved by May Macklin, seconded by Councilmember Iversen, to **endorse the Youth Development Guide.**

#### **ADJOURNMENT**

There being no further business, the meeting adjourned to closed session at 10:00 p.m.

#### **CLOSED SESSION:**

- a) **Pursuant to Government Code §54956.7 ~ Anticipated litigation  
Conference with legal Council  
Significant expense to litigation (Facts & circumstances not known)  
Number of Cases: Two**

**No action taken.**

**ADDENDUM: CLOSED SESSION:**

b) Pursuant to Government Code §54954.5 ~ Property Acquisition

**Property:** Located at the north end of Paso Robles between Southern Pacific Railroad and the Salinas River

**No action taken.**

Respectfully submitted,



---

Richard J. Ramirez, City Clerk

(Minutes approved 12/19/95)

*F. Strong & Associates  
P.O. Box 3621  
Paso Robles, CA 93447-3621  
phone/FAX (805) 238-5400*

**November 20, 1995**

**Street Abandonment 95003  
Applicant: Michelle Busi and Dr. Eugene Sollman**

**Request for continuance of hearing scheduled for November 21, 1995**

Another project potentially involving these properties [a multi-plex theater] is in a period of negotiation which may involve a significant additional reason for consideration of the street abandonment. The existing project [implementation of the general plan, Redevelopment Implementation Plan and implementation of a mitigation in its EIR] remains but can be delayed temporarily in light of these other developments in the public interest.

After consultation with the property owners, and with their consent and concurrence, I am requesting a continuance of this matter until the next regularly scheduled meeting of the City Council or another time certain determined by that Council, but no later than 45 days from this scheduled hearing.

Attachment "B"

Vine Street Christmas Showcase  
1805 Vine Street  
Paso Robles, CA 93446  
238-0318 or 238-4103

November 21, 1995

TO: City Council  
FROM: Norma Moye, Chairman  
RE: Request for street closure extension for Vine Street Christmas Showcase

To accommodate the safe turning of the Centennial Street Car and the hay wagon on the evening of the Vine Street Victorian Christmas Showcase (December 9, 1995), we respectfully request the following extension of the street closure for Vine Street:

\_\_ Vine Street from the North side of 8th Street to 21st Street

Thank you for your assistance with this matter.

NM:gp

Post-It® Fax Note	7671	Date	11/21/95	# of pages	1
To	CANDY ASCHLE		From	NORMA MOYE	
Co./Dept.			Co.		
Phone #			Phone #		
Fax #	238-4704		Fax #	238-4029	

THANKS CANDY!



Attachment "C"



## Paso Robles Main Street Program

November 20, 1995

**TO:** City Council Members  
**FROM:** Norma Moye, Executive Director  
**RE:** Extension of Christmas Parade Street Closure

Due to more entries in the Christmas Parade (December 1, 1995) than we had originally anticipated, we are requesting permission to extend the street closures as follows:

\_\_ Spring Street from 19th to 13th Street

\_\_ 19th Street from Spring to Park Street

Thank you for your attention to this matter.

NM:gp