



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

MINUTES OF THE REGULAR MEETING
PASO ROBLES CITY COUNCIL
JULY 16, 1996

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 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

Richard Moore, Mountain Springs Road, commented on the Chicago Grade Landfill litigation discussed at the previous meeting, indicating that the City should not compete with private enterprise

PRESENTATIONS & CELEBRATIONS

***ADDITIONAL PRESENTATION ITEMS:**

(1.) Certificate of Recognition~Oak Park Recreation Program

Stu Ross, Director of Community Services, received a certificate from Assemblyman Bordonaro's office recognizing the Oak Park Recreation Program.

RIMC Code:
Date: July 16, 1996
File Plan/GE Cat.:
Subject: Minutes
Location: City Clerk
Retention: Permanent
Other:

1. Architectural Concepts for Niblick Bridge II

John McCarthy, Director of Public Works, presented architectural concepts to enhance the widening of the Niblick Bridge. The entry way of the bridge and pedestrian over cross were discussed. Suggested enhancements are listed below, costing \$270,000, a 2.5% of overall costs:

a.	Sidewalk - includes seal & wagons on popout of bridge		\$ 25,000
b.	Bridge lettering (on both sides over I-101)		\$ 25,000
c.	Bridge portals (4) - two at each end of bridge		\$100,000
d.	Wall treatment with seal and planters	additional	\$ 45,000
e.	Decorative lighting	additional	\$ 45,000
f.	Fencing with black glaze	additional	\$ 30,000

Pat Mackie, 2940 Union Road, spoke in favor of the signage on the bridge and his opposition to handicap ramps and portols. Dale Gustin, 1714 Willowbank Lane, is opposed to the portols and spoke in favor of the wall treatment along with Virginia Harris, 2940 Spring Street. Don Reed, 34 Terrace Hill, suggested an underpass as opposed to an overpass and questioned who is paying for these enhancements?

City Manager, Rich Ramirez, indicated that \$2 million will come from the Redevelopment Agency, \$2.4 million will be from a Federal Grant, and the remainder will come from Development Impact Fees.

There was a consensus of City Council to approve enhancements d, e, and f, totaling \$120,000, indicating that other enhancements may be added at a later date.

PUBLIC HEARINGS

2. CDBG Funded Economic Development Grant (Airport Industrial Marketing Study)

Mayor Macklin announced it was the time and place for the scheduled public hearing on CDBG Funded Economic Development Grant. Bob Lata, Director of Community Development presented the final Grantee Performance Report (GPR) for the City's Economic Development Planning/Technical Assistance Grant for the Airport Industrial Marketing Study. Grant recipients are required to prepare a GPR annually and upon close-out of the grant.

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 Martin, and passed unanimously to receive and file.

3. Amendment to PD 95003 & CUP 95007~Barney Schwartz Park

Mayor Macklin announced it was the time and place for the scheduled public hearing on amending PD 95003 & CUP 95007. Bob Lata presented the staff report to review an amendment to the existing development plan for construction of recreational facilities in the Barney Schwartz Park. The project is located on the south side of Union Road, approximately 1500 feet east of the Union Road intersection with Highway 46 East.

Mayor Macklin opened the public hearing.

Dale Gustin encourages the City to move ahead with this project and indicated that soccer and ball fields should remain a priority. Pat Mackie expressed concern that no sewer service until Phase III creates a threat to his water.

It was moved by Councilmember Martin, seconded by Councilmember Picanco, to approve each of the resolutions below:

- 1) **Resolution No. 96-88, Granting Negative Declaration Status for PD 95003;**
- 2) **Resolution No. 96-89, Approving an Amendment to PD 95003;**
- 3) **Resolution No. 96-90, Approving an Amendment to CUP 95007**

Each motions passed on the following roll call vote:

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

CONSENT CALENDAR

The **Consent Calendar** was approved upon motion by Councilmember Iversen, seconded by Councilmember Martin, together with the recommendations and findings as set forth therein, waiving the reading of resolutions and ordinances in full, with the exception of Item #7 which was 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:

4. **Approve City Council Minutes of July 2, 1996** (R. Ramirez, City Clerk)
5. **Approve Pre-Check Register** (M. Compton, Dir. Of Admin. Svcs.)
6. **Enter into Negotiations with Estrella Warbirds to lease Parcel 44 at the Paso Robles Municipal Airport; Authorize Estrella Warbirds to Submit a Development Plan to Community Development with 90 days from the Date of This Approval.** (J. McCarthy, Dir. of Public Works)
8. **Adopt Resolution No. 96-91, Awarding a Contract for Transient Occupancy Tax (TOT) Auditing Services to David M. Griffith & Assoc.** (M. Compton, Dir. of Admin. Svcs.)

Those items pulled for discussion are as follows:

7. **Approve the Street Tree Master Plan** (J. McCarthy, Dir. of Public Works)
Councilmember Picanco suggested adding Oak Trees to the master plan, particularly on Creston Road. John McCarthy indicated that there is not enough room between the sidewalk and curb to accommodate oak trees but will advise DRC that City Council would like to see more of these types of trees in development.

It was moved by Councilmember Picanco, seconded by Councilmember Martin, and passed unanimously to approve the Street Tree Master Plan as presented.

DISCUSSION ITEMS

9. Law Enforcement Block Grant Program

Dennis Cassidy, Acting Chief of Police, presented the staff report for City Council to consider authorizing the Police Department to seek grant monies that are available through the Department of Justice to be used for assisting the Paso Robles School District in funding a School Safety Police Officer. Out of \$34,926 available through the Department of Justice, the City must make a cash match of \$3881. The deadline to file with the Federal office is August 9, 1996.

Dale Gustin spoke in favor of the program as this will create good will between the Police Department and youth.

It was moved by Councilmember Iversen and passed by Councilmember Martin to **Authorize the Police Dept. to actively seek entitlement block grant monies available to the City through the Department of Justice.** Motion passed on a 4/1 vote, Councilmember Picanco voting no.

10. Special Assessment Levies for FY 1996-97

Mike Compton, Director of Administrative Services, presented for consideration setting special assessment levies by parcel for the fiscal year 1996-97.

It was moved by Councilmember Martin and seconded by Councilmember Picanco to **Adopt Resolution No. 96-92, revising establishing property assessments for the fiscal year 1996-97.** Motion passed on the following roll call vote:

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

11. Paso Robles Opportunities in Business & Education (PROBE)

Diane Sheeley, Economic Development Manager, presented for consideration amending an Agreement to administer a City-funded grant program for expansion of long term job opportunities. Ms. Sheeley indicated that the new incentive program has an educational and training bonus totaling \$1050.

Sheree Davis, Vice Chair of Probe, commented that the amended agreement offered more incentives and diversity.

It was moved by Councilmember Martin, seconded by Councilmember Heggarty, and passed unanimously to **approve the amended Grant Agreement and authorize the execution of the Grant Agreement between the City of Paso Robles and PROBE.**

12. Niblick Road & 24th Street Reconstruction Bid~DPW 96-09

John McCarthy, Director of Public Works presented for consideration awarding the low bid for the Niblick Road and 24th Street reconstruction project to Union Asphalt, Inc. of Santa Maria.

It was moved by Councilmember Heggarty and seconded by Councilmember Picanco to **adopt Resolution No. 96-93, Awarding the Low Bid for Niblick Road & 24th Street Reconstruction to Union Asphalt, Inc.** Motion passed on the following roll call vote:

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

CITY MANAGER

City Manager, Rich Ramirez, indicated that two real estate issues will be added to closed session this evening.

WRITTEN COMMUNICATIONS

13. Local Government Commission~Pollution Prevention Week

There was a consensus of City Council to place a proclamation on the next agenda to consider proclaiming September 16-22 as "Pollution Prevention Week 1996."

ADVISORY BODY COMMUNICATION

14. Receive and File Minutes for the Following Advisory Meetings:

It was moved by Councilmember Martin, seconded by Councilmember Heggarty, and passed unanimously to receive and file the following minutes:

- a) **Library Board Minutes of April 3, May 1, and June 12, 1996.**
- b) **Senior Advisory Committee Minutes of June 10 and July 8, 1996.**

AD HOC COUNCIL BUSINESS

15. Designation of Voting Delegate for League Annual Conference

There was a consensus of the City Council to designate Mayor Macklin as delegate and Councilmember Martin as an alternate to attend the Business Meeting on Tuesday, October 15, 1996 at 9:30 a.m. at the Anaheim Convention Center.

***ADDITIONAL AD HOC BUSINESS**

Councilmember Picanco referenced the Grand Jury report and questioned if this needed to be addressed in closed session rather than open session. Rich Ramirez indicated that these issues will be addressed in a later staff report.

CLOSED SESSION

As referenced under "City Manager" above, two real estate issues have been added to the closed session agenda by at least a 4/5 vote. It was moved by Councilmember Martin, seconded by Councilmember Picanco and passed unanimously to add the following items:

- (1) **Park & 14 Street - Vet's dispute**
- (2) **11th & Pine Street - Multi-Plex Theatre**

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

- b) **Pursuant to Government Code §54956.8 ~ Real Property
Parties involved: City of Paso Robles and Sierra Bonita Village
Homeowners Assoc.**

ADJOURNMENT

The meeting adjourned at 10:00 p.m. to an adjourned meeting on July 22, 1996 at 7:00 p.m. at the City Hall Large Conference Room, and subsequently to the Regular City Council Meeting on Tuesday, August 6, 1996, 1996 at 7:30 p.m. at the Library/City Hall Conference Center, 1000 Spring Street.

Respectfully submitted,



Richard J. Ramirez, City Manager/Clerk

(Minutes approved 8/6/96)

*Minutes taken and transcribed by C. Aschle, Secretary