



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

MINUTES OF THE REGULAR MEETING PASO ROBLES CITY COUNCIL MARCH 18, 1997 7:30 PM

CALL TO ORDER

PLEDGE OF ALLEGIANCE

Lead by Councilman Baron

INVOCATION

Presented by Councilman Iversen.

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 Duane Picanco.

ROLL CALL VOTE: Councilmember Chris Iversen
Councilmember Macklin
Councilmember Lee Swanson
Mayor Pro Tem Tom Baron
Mayor Duane Picanco

PUBLIC COMMENTS

Georgie Van deKamp spoke on behalf of Richard Ramirez.
Laurie Chapin read a statement on behalf of some employees wishing Richard Ramirez well in the future.
Matt Pomerico spoke on behalf of Richard Ramirez.

PRESENTATIONS & CELEBRATIONS

1. **Proclamation Establishing March as "Art Education Month"**
Mayor Picanco presented Susan Beatie with the proclamation establishing the month of March, 1997, as "Art Education Month".
2. **Proclamation Establishing April as "Teen Pregnancy Prevention Month"**
Mayor Picanco presented to Tina Cerena a proclamation establishing April, 1997, as "Teen Pregnancy Prevention Month".
3. **Proclamation Establishing March 16-22, 1997 as "California Mediation Week"**
Mayor Picanco read the proclamation establishing March 16-22, 1997, as "California Mediation Week".

RIMC Code:
Date: 03/18/97
File Plan/GE Cat.:
Subject: Minutes
Location: City Clerk
Retention: Permanent
Other:

4. Landfill Gas Remediation Plan

John McCarthy introduced Jim Wyse of James A. Wyse & Associates, to explain the need for a Landfill Gas Remediation Action Plan. Mark DeMaggio asked about reuse of the gas. It was moved by Councilman Iversen, seconded by Councilman Baron to continue this item to May 6, 1997 meeting. Motion passed by the following roll call vote:

AYES: Baron, Iversen, Macklin, Swanson and Picanco
NOES: None
ABSENT: None

CONSENT CALENDAR

The Consent Calendar was approved upon motion by Councilman Baron, seconded by Councilman 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 9, 10 and 11, which were pulled for discussion. Motion passed by the following roll call vote:

AYES: Baron, Iversen, Macklin, Swanson and Picanco
NOES: None
ABSENT: None

Those Items approved are as follows:

5. **Approve City Council Minutes of March 4, 1997 and Joint RDA/PAC Minutes of February 26, 1997** (Madelyn Paasch, City Clerk)
6. **Approve Warrant Register** (M. Compton, Dir. Of Admin. Svcs.)
7. **Adopt Resolution No. 97-40, Amending Resolution No. 97-27, Development Impact Fees** (I. Yang, City Attorney)
8. **Adopt Resolution No. 97-35, Awarding the Low Bid for Annual Street Striping 1996/97 Fiscal Year to Moreno Striping & Authorize Execution of the Contract** (J. McCarthy, Dir. of Public Works)
12. **Adopt Resolution No. 97-36, Approving a Budgetary Adjustment from the Federal Grant Revenue Account to the Police Department's Patrol Overtime Account** (D. Cassidy, Chief of Police)
13. **Adopt Resolution No. 97-37, Authorizing & Appropriating an Additional Draw Down of Funds by Paso Robles Opportunities in Business & Education (PROBE) from the Economic Development Incentive Fund** (D. Sheeley, Eco. Dev. Mgr.)
14. **Adopt Resolution No. 97-38, Accepting a Grant for the Acquisition of Vehicle Extrication Tools** (D. Hamp, Fire Chief)

Those items pulled for discussion are as follows:

9. **Receive & File Update on the City's Recycling Programs necessitated by AB939** (J. McCarthy, Dir. of Public Works)

Councilman Macklin requested this item be pulled. He voiced his concerns regarding recycling of small batteries, motor oil, plastic containers, etc., and the status of a program to receive a redemption for these items.

It was moved by Councilman Macklin, seconded by Councilman Iversen and passed unanimously by voice to receive and file the update on the City's Recycling Programs necessitated by AB939.

10. Approve Airport Ground Lease for Ray Lochhead (J. McCarthy, Dir. of Public Works)

Councilman Baron requested this item be pulled to confirm with staff that this lease was for a 20 year term. It was moved by Councilman Baron, seconded by Councilman Macklin to approve the Airport Ground Leases for Ray Lochhead. Motion passed by the following roll call vote:

AYES: Baron, Iversen, Macklin, Swanson and Picanco
NOES: None
ABSENT: None

11. Adopt Resolution No. 97- , Authorizing Medical Benefits for the Elected City Clerk (M. Paasch, City Clerk)

Councilman Picanco requested this item be pulled for discussion. Those from the public speaking were Georgia Van de Kamp, Judy O'Neal, Molly Edmondson, Dell Velten and Christy Corgiat. It was moved by Councilman Iversen, seconded by Councilman Macklin, to deny the request for benefits and reconsider this at budget time. Motion failed by the following roll call vote:

AYES: Iversen and Macklin
NOES: Baron, Swanson and Picanco
ABSENT: None

It was moved by Councilman Macklin, seconded by Councilman Picanco to deny the request for benefits. Motion passed by the following roll call vote:

AYES: Iversen, Macklin, and Picanco
NOES: Baron and Swanson
ABSENT: None

DISCUSSION ITEMS

15. Comprehensive Annual Financial Report ~ June 30, 1996

Mike Compton presented a review of the Comprehensive Annual Financial Report (CAFR) for the fiscal year ending June 30, 1996.

It was moved by Councilman Macklin, seconded by Councilman Iversen to receive and file the Comprehensive Annual Financial Report. Motion passed by a 3/0 voice vote with Councilman Baron and Councilman Swanson abstaining.

16. Traffic Signal Participation

Consider request from TDC Convalescent Center for reimbursement from the City in the amount of 50% of the cost of the traffic signal to be installed at Creston and Cedarwood.

John McCarthy, Director of Public Works, stated the applicant had requested an extension on this item.. It was moved by Councilman Baron, seconded by Councilman Swanson and passed unanimously by voice vote to continue this item to the April 1, 1997 meeting.

17. Street Improvement Assistance for Low Income Homeowners

Bob Lata presented for Council's consideration, the establishment of a program to provide street improvement assistance for low income homeowners, to be funded with Community Development Block Grant funds.

It was moved by Councilman Macklin, seconded by Councilman Iversen, to adopt **Resolution No. 97-39, Establishing a Street Improvement Assistance For Low Income Households Loan Program** and direct staff to prepare a parallel program to be funded with Redevelopment Low & Moderate Income Housing Funds. Motion passed by the following roll call vote:

AYES: Baron, Iversen, Macklin, Swanson and Picanco
NOES: None
ABSENT: None

It was moved by Councilman Swanson, seconded by Councilman Iversen, to direct staff to prepare and bring back to Council a revision to the Code. Motion passed by the following roll call vote:

AYES: Baron, Iversen, Macklin, Swanson and Picanco
NOES: None
ABSENT: None

CITY MANAGER

WRITTEN COMMUNICATIONS

18. Request to Restrict Gas-Powered Leaf Blowers in City Limits

Klaus Schumann spoke in opposition of the use of gas-powered leaf blowers and requested the Council restrict their use in the city limits. Nick Ferravanti and Tom Flynn, Jr. spoke in favor of gas and electric leafblowers.

It was moved by Councilman Baron, seconded by Councilman Iversen, and passed unanimously by voice vote to pursue Public Service Announcements via local radio station KPRL addressing the use of gas-powered leafblowers.

ADVISORY BODY COMMUNICATION

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

It was moved by Councilman Swanson, seconded by Councilman Macklin, and passed unanimously by voice vote to receive and file the following minutes:

- a. **Library Board of Trustees Minutes of February 6, 1997 and February 20, 1997**
- b. **Project Area Committee Minutes of September 11, 1996**

20. Hillside Grading Code Amendment

Bob Lata presented for the Council's consideration the Planning Commission's recommendation regarding an amendment to the City's grading standards for hillside development. Councilman Baron stated he had an exparte conversation with Mr. Charnley regarding this item. Those speaking in favor; Tim Roberts and Larry Werner.

It was moved by Councilman Iversen, seconded by Councilman Swanson, to concur with the Planning Commission's recommendation and direct staff to initiate a Zoning Code Amendment to eliminate the 12 foot differential between the pad elevations, allow for increased cut and fill pad heights for larger (20,000 square foot and greater) lots, and incorporate performance standards for the installation and maintenance of landscaped areas. Motion passed by a voice vote of 4/1, Mayor Picanco voting no.

21. Housing Authority and Citizens' Transportation Advisory Appointments

Jim App, Assistant City Manager, presented for Council's consideration, options for filling advisory committee vacancies.

It was moved by Councilman Macklin, seconded by Councilman Iversen, and passed unanimously by voice vote to reappoint the Housing Authority Commission incumbents, Vicky Jeffcoach and Gladys Moore; and to appoint Joe Dutra to complete the term vacated by Richard Gracie; and to appoint Dell Velten to the Citizens' Transportation Advisory Committee (CTAC).

AD HOC COUNCIL BUSINESS

22. North County Council Participation

Councilman Macklin stated the Council should address whether the City will participate or resign from the North County Council. It was the consensus of the Council to continue participation in the North County Council. Councilman Swanson volunteered to attend meetings with Mayor Picanco. It was recommended by Councilman Macklin and agreed to by Council that this be a standing committee and recognized as such.

23. Public Broadcasting at City Council Meetings

Councilman Baron presented the proposal for radio broadcast of regular Council meetings. It was moved by Councilman Baron, seconded by Councilman Swanson and passed unanimously by voice vote to direct staff to prepare this item for formal action at the April 1, 1997 meeting.

24. Appoint Ad Hoc Committee to attend March 27, 1997 Workshop

John McCarthy presented for Council's consideration the appointment of an Ad Hoc Committee to meet with the San Luis Obispo Council of Governments (SLOCOG) and other key agencies to discuss improvements for the Multi-Modal Center. Councilman Iversen and Councilman Macklin will attend the workshop as the Ad Hoc Committee.

25. Parsons Airport Development

Councilman Swanson stated each Councilman had received a copy of the Draft Executive Summary of the Airport Analysis prepared by Parsons. He requested any questions or comments be given to him by Friday, March 21, 1997. Parsons' representative, Steve Stretchberry, will be in Paso Robles on March 24, 1997, to meet with the Council at 3:00 p.m. at the Paso Robles Inn.

Mayor Picanco stated he had received a request from Mike Compton, Administrative Services Director, for Council to address the transit program and bids received. It was the consensus of the Council to have the Fiscal Committee address this item.

Mayor Picanco asked for volunteers to attend a March 20, 1997 meeting of the Retired Policemen Association meeting. Councilman Macklin volunteered to attend.

It was moved by Councilman Swanson, seconded by Councilman Macklin to adjourn to Closed Session and adjourn from Closed Session to the Joint Planning Commission meeting on March 19, 1997, and subsequently to March 24, 1997 meeting at the Paso Robles Inn.

CLOSED SESSION:

- a. Pursuant to Government Code 54957 ~ Personnel Meet & Confer
Agency Negotiator: City Manager's Office
Employee Organizations: SEIU, POA, Un-represented Emergency Services,
& Management

No action taken.

- b. Pursuant to Government Code 544956.9(a) ~ Existing Litigation
Conference with Legal Counsel
Kleinhammer vs. City of Paso Robles,
Templeton Community Services District, et al.

No action taken.

c. **Pursuant to Government Code 54943.5(e)
Public Employee Appointment**

The City Council reconvened at 12:40 a.m. and Deputy City Attorney Jon Seitz announced a motion was made by Councilman Swanson, seconded by Councilman Macklin to appoint Jim App as Interim City Manager and to bring a formal agreement before the Council on April 1, 1997 for approval. Motion passed unanimously by a voice vote of 4/0. Councilman Iversen was absent.

ADJOURNMENT: to THE JOINT CITY COUNCIL/PLANNING COMMISSION MEETING ON WEDNESDAY, MARCH 19, 1997, 7:00 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER; AND TO THE CITY COUNCIL MEETING ON MONDAY, MARCH 24, 1997, 3:00 PM AT THE PASO ROBLES INN; AND SUBSEQUENTLY TO THE REGULAR CITY COUNCIL MEETING ON TUESDAY, APRIL 1, 1997, 7:30 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET.

Respectfully submitted,


Madelyn Paasch, City Clerk

(Minutes approved April 1, 1997)