



# CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

## MINUTES OF THE REGULAR MEETING PASO ROBLES CITY COUNCIL

APRIL 1, 1997

### CALL TO ORDER

### PLEDGE OF ALLEGIANCE

Lead by Councilmember Iversen

### INVOCATION

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

Rod Carillo spoke regarding regulations for adult businesses.  
James Brescia spoke regarding schools and safety at crossing guards.

### PRESENTATIONS & CELEBRATIONS

1. Proclaim April 13-19 as National Library Week

Mayor Picanco presented the Proclamation to Jim Damewood, President of the Library Board, who accepted on behalf of the Library.

2. Proclaim April 13-19 as Volunteer Appreciation Week

Mayor Picanco presented the Proclamation to Christy Corgiat who accepted on behalf of all City volunteers.

3. Proclaim April as Month of the Child

Mayor Picanco presented the Proclamation to Annetta Albers, who accepted on behalf of the Community Partners in Child Care.

*Mayor Picanco made a special presentation to Stuart Ross, Director of Community Services for his 25 years of service with the City.*

## **PUBLIC HEARINGS**

### **4. City Clerk Stipend - Municipal Code Amendment (M. Paasch, City Clerk)**

Proposal to amend the Municipal Code to adjust the City Clerk stipend from \$1.00 per year to \$300 per month.

Mayor Picanco announced it was the time and place for public hearing on the request for City Clerk Stipend. Madelyn Paasch, City Clerk, stated that this item has been withdrawn for consideration in the 1997-98 fiscal year budget. Mayor Picanco opened the public hearing. Those speaking in opposition were Molly Edmondson (for Georgie VandeKamp), Virginia Harris, and Molly Edmondson. Those speaking in favor were Fred Strong, Pat Mackey and Tom Rush. There being no further comments either written or oral, the public hearing was closed.

It was the consensus of City Council to take no action at this time.

### **5. 1997 Community Development Block Grant**

Bob Lata presented for Council's consideration projects for One Year Action Plan to be funded from the City's 1997 \$361,941 allotment, and consider reprogramming of \$152,256 of unexpended 1996 allotment, of Community Development Block Grant Funds.

Mayor Picanco opened the public hearing. Those speaking were: Dale Gustin, Bill Saylor, Ray Cheng, Bill Hockey, Dave Belmont, Lola Eide, Stuart Ross, Chet Dotter, Gene Bergman, Christina Hatch, Ted Hall, Sherry Davis, Mary Chambers, Bob Burgess, Neil Fisher and Dennis Cassidy. There being no further comments either written or oral the public hearing was closed.

*Mayor Picanco called for a ten minute break; meeting reconvened at 9:40 p.m..*

It was consensus of the City Council to have staff revise the resolution and bring them back to the April 15, 1997 meeting for consideration.

## **CONSENT CALENDAR**

The Consent Calendar was approved upon motion by Councilmember Macklin, 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 8, 9, and 13, 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:

6. **Approve City Council Minutes of March 18, 1997** (Madelyn Paasch, City Clerk)
7. **Approve Warrant Register** (M. Compton, Dir. Of Admin. Svcs.)
10. **Adopt Resolution No. 97-42, Approving an Employment Agreement with James L. App to Serve as Interim City Manager, and Authorizing the Mayor to Execute Said Agreement** (I. Yang, City Attorney).
11. **Adopt Resolution No. 97-43, Authorizing a \$6,000 Fee Write-Down From the Economic Development Incentive Fund for SLO Brewing Company** (D. Sheeley, Ec. Dev. Mgr.).

12. **Adopt Resolution No. 97-44, Authorizing the City's Participation in the State of California's Contract Purchasing Program** (M. Compton, Dir. of Admn. Svc.).

Those items pulled for discussion are as follows:

8. **Adopt Resolution Authorizing Night-time Closure of a Portion of the Alley East of the Post Office South of 6<sup>th</sup> Street** (J. McCarthy, Dir. of Public Works).

City Attorney Iris Yang requested this item be pulled for revisions to the language.

It was moved by Councilman Iversen, seconded by Councilman Baron to continue this item to the April 15, 1997 meeting. Motion passed by the following roll call vote:

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

9. **Adopt Resolution No. 97-41, Approving a Budgetary Adjustment from the Federal Grant Revenue Account to the Police Department's Patrol Overtime Account** (D. Cassidy, Police Chief).

Mayor Picanco requested this item be pulled to express his concerns regarding grants and future funding.

It was moved by Councilman Macklin, seconded by Councilman Iversen, to adopt Resolution No. 97-41, Approving a Budgetary Adjustment from the Federal Grant Revenue Account to the Police Department's Patrol Overtime Account.

13. **Adopt Resolution No. 97-45, Approving an Agreement with Laidlaw Transit Services for Operation of the City's Transit Operations and Use of a City Owned Facility** (M. Compton, Dir. of Admn. Svc.)

Iris Yang requested this item be pulled for additions and/or changes of language to the resolution and agreement. It was moved by Councilman Iversen, seconded by Councilman Baron to adopt Resolution No. 97-45, Approving an Agreement with Laidlaw Transit Services for Operation of the City's Transit Operations and Use of a City Owned Facility as amended. Motion passed by the following roll call vote:

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

#### **DISCUSSION ITEMS**

14. **Speed Humps - Nickerson Drive**

John McCarthy presented for Council's consideration a request by residents to install speed humps in the Nickerson/Appaloosa area. Mr. McCarthy distributed a letter received from Larry Caskey who opposes speed humps in this area. Mayor Picanco stated a hand delivered letter was received from Dorothy Weisenberger in support of the speed humps. Those speaking on this item were, John Cosby, Richard Crutchfield, Eric Crutchfield, Dave Belmont, and Debbie Bolton.

It was moved by Councilman Macklin, seconded by Councilman Iversen to direct staff to develop plans to install speed humps contingent upon funding in the Fiscal Year 1997/98 Budget. Motion passed by the following roll call vote:

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

**15. Multi-Modal Station Construction**

John McCarthy presented this item for the Council's consideration. It was moved by Councilman Iversen, seconded by Councilman Macklin, to **Adopt Resolution No. 97-46, Requesting that Funds be Re-Programmed for Phase II Construction of the Transportation Center.** Motion passed by the following roll call vote:

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

**16. Historic Railroad House**

John McCarthy presented for Council's consideration the relocation of an historic railroad house from 11<sup>th</sup> & Pine to the Multi-Modal site.

It was moved by Councilman Swanson, seconded by Councilman Macklin, to **Adopt Resolution No. 97-47, Authorizing the Relocation of the Historic Railroad House at 11<sup>th</sup> & Pine Street.** Motion passed by the following roll call vote:

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

**17. Code Amendment 97001 - Parapet Bracing for Unreinforced Masonry Buildings**

Bob Lata presented for the Council's consideration Code Amendment 97001 - Parapet Bracing for Unreinforced Masonry Buildings. Those speaking in opposition were Norm Bridge and Dale Gustin.

It was moved by Councilman Iversen, seconded by Councilman Baron, to Introduce, and Read by Title Only, Ordinance No.\_\_\_\_\_, Amending Section 17.18.030 of the Amendments to the Uniform Code for Building Conservation to Amend Deadlines for Compliance as amended. Motion passed by the following roll call vote:

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

**18. Municipal Code Amendment - Water Wells**

John McCarthy presented for Council's consideration the Municipal Code Amendment modifying restrictions prohibiting private water wells to allow for certain agricultural uses.

It was moved by Councilman Baron, seconded by Councilman Swanson, and passed unanimously by voice vote to direct staff to prepare a municipal code amendment to allow agricultural wells in rural areas.

**19. Radio Broadcast of City Council Meetings**

Jim App presented for Council's consideration radio broadcasting of City Council meetings. Those speaking were Lola Eide and Sherry Davis. It was moved by Councilman Baron, seconded by Councilman Swanson to **adopt Resolution No. 97-48, Authorizing Radio Broadcast of Regular City Council Meetings as amended.** Motion passed by the following roll call vote:

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

**20. Information Systems - Interim Support**

Jim App presented for the Council's consideration an interim contract for computer systems support. Laura Atwater of Techni Services Company spoke to the Council. It was moved by Councilman Macklin, seconded by Councilman Iversen, to adopt Resolution No. 97-49, Authorizing the Execution of a Professional Services Agreement with Techni Services Company. Motion passed by the following roll call vote.

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

**CITY MANAGER**

**WRITTEN COMMUNICATIONS**

**ADVISORY BODY COMMUNICATION**

**21. Receive and File Minutes for the Following Advisory Meetings:**

- a. March 13, 1997 Meeting of the Pioneer Museum Board.
- b. February 27, 1997 Meeting of the Citizens Airport Advisory Committee.

It was moved by Councilman Macklin, seconded by Councilman Iversen, and passed unanimously by voice vote to receive and file minutes of the Pioneer Museum Board and the Citizens Airport Advisory Committee.

**AD HOC COUNCIL BUSINESS**

**22. Redistribution of Sales Tax - SB 1310 (L. Swanson)**

It was the consensus of the Council to direct staff to contact the League of California Cities for their input on this bill and have Mayor Picanco direct a letter of support for SB1310.

**23. Appoint Ad Hoc Committee for Hotel Development**

Mayor Picanco appointed Councilmen Iversen to serve on the Hotel Development Committee and appointed Councilman Macklin to serve on the Information Systems Committee.

*Councilman Macklin distributed and read aloud a letter addressed the City Council from himself regarding meetings pertaining to the landfill, in which he was not present. Councilman Macklin requested reaffirmation of his appointment to the Landfill Ad Hoc Committee or be removed. Mayor Picanco stated the matter would be taken under consideration.*

It was moved by Councilman Iversen, seconded by Councilman Baron, and passed unanimously by voice vote to adjourn to Closed Session.

**CLOSED SESSION:**

- A. 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.

- B. Pursuant to Government Code 54954.5 ~ Property Negotiations**  
**Property Description:** At or Near Intersection of Scott & Via Ramona  
**Negotiating Parties:** City of Paso Robles  
**Under negotiation:** Terms & Conditions of Sale

No Action Taken.

- C. Pursuant to Government Code 54956.9(b) - Anticipated Litigation**  
**Significant Exposure to Litigation**  
**Conference with Legal Counsel**  
**No. Of Cases: One**

No Action Taken.

Respectfully Submitted,

  
Madelyn Piasch, City Clerk

(Minutes approved 05/06/97)

**ADJOURNMENT:** to THE REGULAR CITY COUNCIL MEETING ON TUESDAY, APRIL 15, 1997,  
7:30 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING  
STREET.