



OFFICE OF THE  
CITY CLERK

# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

## MINUTES OF THE REGULAR MEETING PASO ROBLES CITY COUNCIL JULY 15, 1997

### CALL TO ORDER

### PLEDGE OF ALLEGIANCE

### INVOCATION

Presented by Councilmember Macklin

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

Fred Strong spoke to the City Council regarding property set-backs.

### PRESENTATIONS & CELEBRATIONS

### PUBLIC HEARINGS

#### 1. Zoning Map Amendment ~ Rezone 97007

Mayor Picanco announced it was the time and place for the public hearing on Rezone 97007. Council is to consider rezoning a 7,000 sq. ft. lot located at 2105 Oak Street from R-2 to R-2PD with the intention of using Planned Development Zoning District authority to modify the Parking Code's requirement for covered parking for single family dwellings. Ed Gallagher presented this to the City Council.

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

RIMC Code:  
Date: 07/15/97  
File Plan/GE Cat.:  
Subject: Minutes  
Location: City Clerk  
Retention: Permanent  
Other

It was moved by Councilman Baron, seconded by Councilman Iversen, to Introduce and Read by Title Only Ordinance xxx N.S. Amending the Zoning Map Established in Section 21.12.020 of the Zoning Code, Title 21. Motion passed on the following roll call vote:

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

**2. Code Amendment 97006 ~ Sign Code**

Mayor Picanco announced it was the time and place for the public hearing to consider redefining an Identification Sign to allow a business owner to list up to three products and services on their sign.

Mayor Picanco opened the public hearing. Dale Gustin favors having identification signs but would like to see the City Council address the use of "sandwich" boards and their safety. There being no further comments, either written or oral, the public hearing was closed.

It was moved by Councilman Iversen, seconded by Councilman Macklin, to Introduce and Read by Title Only Ordinance xxx N.S. Amending Section 21.19.020 of the Municipal Code as amended. Motion passed by the following roll call vote:

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

**3. Amendment Appeal to Tract 2223 & PD 96005 ~ Arciero**

Mayor Picanco announced it was the time and place for the public hearing PD 96005. Consider appeal to eliminate conditions of development requiring certain aspects of street improvements, wall design, and landscaping for a single family unit residential project located west of Prospect Avenue, north of Union Road, and south and adjacent to Highway 46 East.

Mary Oien, Community Development Department, presented this item to the Council for their consideration.

Mayor Picanco opened the public hearing. Those speaking in favor of the project were Ed King, Ron Grider, Archie Hansen, and Meza Erhke. Those speaking in opposition were Martin Jacobs, Pete Lopez, Jack Hazlezet, and Dale Gustin. There being no further comments, either written or oral, the public hearing was closed.

It was the consensus of the City Council to take a straw vote on the following:

- Mesa Road as the entrance: straw vote was 4/1 for Prospect Avenue (Councilman Picanco yes for Mesa)
- Privacy wall; straw vote 5/0 for a straight line design
- Landscaping on Hwy. 46: straw vote 3/2 for 10'
- Maintenance Road to Slope Area: straw vote 5/0 to eliminate the road
- Lift Station/Maintenance Road: straw vote 5/0 for an all-weather road and hydroseed landscaping
- Lot 104: straw vote 5/0

It was moved by Councilman Swanson, seconded by Councilman Baron to grant the appeal and direct staff to prepare a Resolution reflecting the findings per the straw votes by Council for consideration at the August 5, 1997 meeting.. Motion passed by the following roll call vote:

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

#### 4. Trade School Definition

Due to a possible conflict of interest, Councilman Iversen stepped down, therefore declined participation.

Mayor Picanco announced it was the time and place for the public hearing to review a proposal to locate an automotive trade/technical school in a C-1 zone. Consider scope of land uses/activities appropriate in the zone that pertain to "Trade Schools". Ed Gallagher, Community Development Department, presented this item to the City Council. Mayor Picanco opened the public hearing.

Thom and Dora Sloger, applicants for the proposed vocational school, addressed the Council. Councilman Baron stated he had an exparte conference with Mr. & Mrs. Sloger. Those speaking in favor were Ray Dauth. There being no further comments, either written or oral, the public hearing was closed.

It was moved by Councilman Swanson, seconded by Councilman Baron, to define a trade school more broadly, to include a variety of vocational training activities that are conducted entirely indoors and produce no external impacts on surrounding land uses; and require the school to provide proof of certification from the state. Motion passed by the following roll call vote:

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

*Councilman Iversen returned to his seat.*

*Mayor Picanco called for a recess. The meeting reconvened at 9:53 p.m.*

#### CONSENT CALENDAR

The **Consent Calendar** was approved upon motion by Councilmember Baron, 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 Item 5, which was pulled for discussion. Motion passed by the following roll call vote:

AYES: Baron, Iversen, Macklin, Swanson and Picanco  
NOES: Macklin (Item 8); Picanco (Item 11)  
ABSENT: None

Those items approved are as follows:

6. **Approve Warrant Register** (M. Compton, Dir. Of Admin. Svcs.)
7. **Approve Lease Renewal for the FAA Airways Facilities System Support Unit located at the Paso Robles Airport** (J. McCarthy, Dir. of Public Works)
8. **Adopt Resolution No. 97-102, Denying an Application to Amend Planned Development 95008 and Tentative Tract 2214** (R. Lata, Dir. of Comm. Dev.)
9. **Adopt Resolution No. 97-103, Authorizing a \$6,700 Fee Write-Down for PMD Corp. from the Economic Development Incentive Fund ~ McLintock's** (J. App, Interim City Mgr.)
10. **Adopt Resolution No. 97-104, Adopting a Revised Resolution Establishing Property Assessments for the Fiscal Year 1997/98** ((M. Compton, Dir. of Admin. Svcs.)

11. Authorize Second Reading and Adopt Ordinance 732 N.S. Amending Chapter 2.40 of the Municipal Code ~ City Clerk Salary (Madelyn Paasch, City Clerk)
12. Authorize Second Reading and Adopt Ordinance 733 N.S. Amending the Zoning Map, Section G
13. Accept the Triennial Performance Audit for the Purpose of Compliance to TDA Regulations (M. Compton, Dir. of Admin. Svcs.)
14. Authorize the Interim City Manager to Execute a Retirement Agreement and Consultant Services Agreement with Stuart Ross (J. App, Interim City Mgr.)
15. Adopt Resolution No. 97-105, Approving the execution of a Promissory Note between the General Fund and the Bridge Development Impact Fee Fund which includes accrued interest back to July 1, 1988 (M. Compton, Dir. of Admin. Svcs.)

Those items pulled for discussion are as follows:

5. Approve City Council Workshop Minutes of June 25, 1997 (Madelyn Paasch, City Clerk)  
Dale Gustin requested this item be pulled. He requested the Council's consideration in reinstating the bridge fees. It was moved by Councilman Baron, seconded by Councilman Iversen to approve the City Council Workshop Minutes of June 25, 1997. Motion passed by the following roll call vote:

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

**DISCUSSION ITEMS**

16. Landscape & Lighting District Subarea No. 29 "No" Vote  
Consider options for landscaping along a portion of South River Road that the developer voted not to be included in the Landscape & Lighting District. (APN 009-770-003, PR95-013, Lots 1-4)

It was moved by Councilman Baron, seconded by Councilman Iversen to decline payment for maintenance of the landscaping for subdivision project; authorize payment for street light by Public Works Department; direct staff to send correspondence to owners that they are to maintain the landscaping as conditioned as part of the subdivision development. Motion passed by the following roll call vote:

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

17. Tract 1771 Amendment - Phase Improvements of Charolais Road  
Consider amending Tract 1771 to phase the improvements of Charolais Road and amend the Subdivision Agreement. John McCarthy, Director of Public Works presented this item to the City Council.

Those speaking in favor were: Coker Ellsworth. Those speaking in opposition were: Dale Gustin, Sue Corrio, Rod Carillo, Dr. Paul Nozek, and Tom Rusch.

It was moved by Councilman Macklin, seconded by Councilman Baron, to Adopt Resolution No. 97-\_\_\_\_\_, Amending the Subdivision Agreement for Tract 1771-1 as amended. Motion failed by the following roll call vote:

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

It was moved by Councilman Iversen, seconded by Councilman Baron, to require the applicant to complete the improvements to all of Charolais Road with Phase I development of the tract. Motion passed by the following roll call vote:

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

**18. P.R.O.B.E. Grant Agreement Extension**

Consider amending an agreement with Paso Robles Opportunities in Business and Education (P.R.O.B.E.) to continue the administration of a City-funded grant program to expand long-term job opportunities.

Those speaking in favor were: Sherre Davis, Vice President of PROBE, Gene Miller, Secretary of PROBE, and Bob Burgess.

It was moved by Councilman Iversen, seconded by Councilman Macklin, to Approve the Grant Agreement Extension between the City of Paso Robles and P.R.O.B.E. from July 16, 1997 until July 16, 1998. Motion passed by the following roll call vote:

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

**Addendum Item**

**18b. P.R.O.B.E. Job Training Grant Program**

Consider authorizing \$26,000 for P.R.O.B.E.'s job training, vocational, and educational programs in order to increase local employment opportunities.

It was moved by Councilman Macklin, seconded by Councilman Baron, to adopt Resolution No. 97-106, Authorizing draw down of funds by P.R.O.B.E. from the Economic Development Incentive Fund. Motion passed by the following roll call vote:

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

**CITY MANAGER**

**WRITTEN COMMUNICATIONS**

**19. Main Street Program Funding Request**

**SUGGESTED ACTION: Approve funding request in the amount of \$17,500 for FY 1997/98 first quarter payment.**

Those speaking in favor were Grace Goodtree and Dawn McGee.

It was moved by Councilman Swanson, seconded by Councilman Baron, to continue funding from the 96/97 budget until the budget hearing in August. Motion passed by the following roll call vote:

City Council Minutes 07/15/97

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

**20. Request for Council Support to Continue Operations at Skate Mor**

Councilman Baron stated he had spoken with a constituent who addressed her concerns regarding the changes in the operating hours of Skate Mor.

Those speaking in favor: Ginny Holt, Sammy Seigel, and Pete Carl. Stuart Ross, Community Services Director, has spoken with Judy King, Mid State Fairgrounds.

It was the consensus of the Council to have staff attend the meeting with the Mid State Fair Board of Directors and follow the status of the facility; and have the Parks & Recreation Committee make recommendations back to the City Council.

**ADVISORY BODY COMMUNICATION**

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

- a. Pioneer Museum Minutes of June 12, 1997
- b. Library Board of Trustees Minutes of June 12, 1997

It was moved by Councilman Macklin, seconded by Councilman Iversen and passed unanimously to receive & file minutes of the Pioneer Museum and the Library Board of Trustees.

**AD HOC COUNCIL BUSINESS**

**22. Streamlining Development Process (L. Swanson)**

Councilman Swanson addressed this issue and would like to have more Council input on this. Following discussion, it was the consensus of the Council to form an Ad Hoc Committee, Councilmembers Swanson and Iversen, to work with staff on this issue.

**23. Niblick/1<sup>st</sup> & Spring Street Traffic Flow (T. Baron)**

Councilman Baron stated he had discussed with John McCarthy other options to a Round-A-Bout at this intersection. John McCarthy then presented options to the Council. It was the consensus of the Council to pursue the concepts presented and direct staff to have traffic model studies done for the concepts presented.

**24. Consider Ballot Measure for City Clerk/Treasurer Stipend (D. Picanco)**

Councilman Picanco presented to the Council a request for a ballot measure for the appointment of City Clerk & Treasurer and regarding compensation. It was the consensus of the City Council to direct staff to take the necessary steps to have a ballot measure for the General Election in the fall of 1998.

**25. Appoint Citizen Advisory Panel ~ Major Project Financing**

It was the consensus of the Council to have the Fiscal Committee will serve on the Citizen Advisory Panel.

It was moved by Councilman Baron, seconded by Councilman Iversen and passed unanimously by voice vote to adjourn to Closed Session. The meeting adjourned at 11:45 p.m.

**CLOSED SESSION:**

- 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

No Action Taken

- b. Pursuant to Government Code §54954.5(b) ~ Property Acquisition  
Property Description: At or Near Intersection of Scott & Via Ramona  
Negotiating Parties: City of Paso Robles  
Representing Property Owner - Tom Taylor  
Under negotiation: Terms & Conditions of Sale

No Action Taken

**ADJOURNMENT:**

to the North County Council on Thursday, July 17, 1997, 7:00 P.M. and the Regular City Council Meeting on Tuesday, August 5, 1997, 7:30 P.M., both to be held at the Library/City Hall Conference Center, 1000 Spring Street.

Respectfully submitted,

  
Madelyn Paasch, City Clerk

(Minutes approved August 5, 1997)