



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 JANUARY 20, 1998

CALL TO ORDER

PLEDGE OF ALLEGIANCE

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

Bill Shaftner addressed his concerns regarding the Niblick Bridge issue
Pat Mackie addressed the survey on the bond issue.

Mayor Picanco addressed the public regarding misunderstandings he has heard regarding increased taxes and bond issues.

PRESENTATIONS & CELEBRATIONS

1. **Pat Banakis ~ Dedicated Service on the Planning Commission**
Mayor Picanco presented Pat Banakis with a plaque commemorating his dedicated service on the Planning Commission.
2. **Water Rescue Craft** (D. Hamp, Chief of Emerg. Svc.)
Presentation on water rescue craft to be loaned by West Coast Power Sports to assist in annual rescues.

City Manager, Jim App presented the results of the telephone survey by GBA. Mr. App stated that this item could possibly be set for the February 3, 1998 meeting for establishing a ballot measure the June, 1998 election.

PUBLIC HEARINGS

RIMC Code:
Date: 01/20/98
File Plan/GE Cat.:
Subject: Agenda
Location: City Clerk
Retention: 5 years
Other:

3. General Plan Amendment 97-001 ~ Cuesta College (R. Lata, Dir. of Comm. Dev.)

Continued public hearing to consider certifying the Final Subsequent Environmental Impact Report and approval of the applicant's proposal to modify the existing General Plan land use designation. The project is located on the east side of Buena Vista Drive, northeast of the intersection of Highway 46 East and Buena Vista Drive.

Mayor Picanco opened the public hearing. Those from the public speaking were: Gary Easton, Pat Swindell, Pat Mackie, Gene Stanley and Ron DiCarli of SLOCOG. Michael Hargett of Cuesta College stated the College wants to cooperate in any way they can and are willing to participate (in regards to Ronan Road). Larry Newlan of Caltrans addressed their request for the PSR. There being no further comments either written or oral, the public hearing was closed.

It was moved by Councilmember Baron, seconded by Councilmember Macklin, to direct staff to advise Caltrans that based on the existing Freeway Agreement dated April 22, 1964 and the Borkey Area Specific plan, it would be premature and inappropriate for the City to impose the recommended condition of approval on the North County Campus of Cuesta Community College. Further, until there has been an adequate open public discussion regarding the advisability of going to freeway limited access, and the potential implications for private property interests and the City of Paso Robles, it would be premature to make a commitment to contribute to the cost of preparing a more extensive PSR beyond that already planned for the Highway 46 East/Golden Hill intersection. Motion passed by the following roll call vote:

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

It was moved by Councilmember Iversen, seconded by Councilmember Baron, to Adopt Resolution No. 98-09, Certifying completion of the final subsequent EIR for general plan amendment 97-001, specific plan amendment 97-001, Rezone 97-001, Planned Development 97-003, & CUP 97-002. Motion passed by the following roll call vote:

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

It was moved by Councilmember Iversen, seconded by Councilmember Macklin, to Adopt Resolution No. 98-10, Amending the City's general plan land use designation for Cuesta College. Motion passed by the following roll call vote:

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

It was moved by Councilmember Iversen, seconded by Councilmember Macklin, to Introduce Ordinance amending the Borkey Area Specific Plan and zoning code designation for Cuesta College and set the date of February 3, 1998 for Council to adopt the ordinance. Motion passed by the following roll call vote:

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

Due to a possible conflict of interest, Councilmembers Macklin and Swanson stepped down for Item 4, therefore declined participation.

4. **Code Amendment 97001 ~ Seismic Code Amendment** (R. Lata, Dir. of Comm. Dev.)
Public hearing to consider amending the deadlines for compliance for both the bracing of parapets and exterior wall appendages and for full compliance with the City's Seismic Code.

Mayor Picanco opened the public hearing. Those speaking from the public were: Dale Gustin, Matt Paulino, Nick Gilman, Tom Taylor and Norm Bridge.

It was moved by Councilmember Iversen, seconded by Councilmember Baron, to **Introduce Ordinance Amending Section 17.18.030 of the Amendments to the Uniform Code for Building Conservation to amend the deadlines for compliance.** Motion passed by the following roll call vote:

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

Mayor Picanco called for a short break at 9:32p.m. The meeting reconvened at 9:44 p.m.

Councilmembers Macklin and Swanson took their seats.

CONSENT CALENDAR

The **Consent Calendar** was approved upon motion by Councilmember Macklin, seconded by Councilmember Swanson, together with the recommendations and findings as set forth therein, waiving the reading of resolutions and ordinances in full, with the exception of Items 7 and 8, 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 December 16, 1997** (Madelyn Paasch, City Clerk)
6. **Approve Warrant Register** (M. Compton, Dir. Of Admin. Svcs.)
9. **Adopt Resolution No. 98-13, Appropriating Funds for undertaking a community survey relative to a property tax over-ride assessment** (M. Compton, Dir. of Admin. Svc.)
10. **Adopt Resolution No. 98-14, Amending the City's Classification and Compensation Plan** (Dennis Fansler, Mgt. Analyst)

Those items pulled for discussion are as follows:

7. **Adopt Resolution No. 98-11, Appropriating Funds for the Acquisition of Real Property for developing a Community Senior Center** (M. Compton, Dir. of Admin. Svc.)

Councilmember Macklin requested this item be pulled for discussion.

It was moved by Councilmember Macklin, seconded by Councilmember Iversen to **Adopt Resolution No. 98-11, Appropriating Funds for the Acquisition of Real Property for developing a Community Senior Center.** Motion passed by the following roll call vote:

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

8. **Adopt Resolution No. 98-12, Appropriating Funds for the Acquisition of Real Property for Ernie S. Ball property** (M. Compton, Dir. of Admin. Svc.)

Councilmember Macklin requested this item be pulled for discussion.

It was moved by Councilmember Macklin, seconded by Councilmember Swanson, to **Adopt Resolution No. 98-12, Appropriating Funds for the Acquisition of Real Property for Ernie S. Ball property.** Motion passed by the following roll call vote:

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

DISCUSSION ITEMS

11. **Huer Huero Golf Course Oak Tree Removal** (J. McCarthy, Dir. of Pub. Wrks.)

Consider approving the removal of 26 oak trees for the Huer Huero Golf Course project. Those from the public who spoke on this item were: Mike McGinnis, Klaus Shumann, Irv McMillan, Ann Robb, Steve Sylvester and Tom Rush.

It was moved by Councilmember Baron, seconded by Councilmember Macklin to **Adopt Resolution No. 98-15, Authorizing the removal of 19 oak trees at the Huer Huero Golf Course project.** Motion passed by the following roll call vote:

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

12. **Airport Lease ~ (Schutz)** (M. Compton, Dir. of Admin. Svc.)

Consider a new long term lease at the Paso Robles Municipal Airport consisting of approximately 2.76 acres off Dry Creek Road.

It was moved by Councilmember Iversen, seconded by Councilmember Macklin and passed unanimously by a voice vote of 5/0 to approve the Airport Ground lease.

13. **Sewer Reimbursement Agreement (Tuley Court)** (J. McCarthy, Dir. of Pub. Wrks.)

Consider a reimbursement agreement for the installation of a sewer line on Tuley Court for future industrial commercial development.

It was moved by Councilmember Macklin, seconded by Councilmember Iversen to **Reimburse developer for installation costs of a sewer line, and direct staff to prepare a reimbursement agreement for future properties to pay their pro-rata share of the costs for the sewer lines prior to connecting to these liens.** Motion passed by the following roll call vote:

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

14. **Nacimiento Water Project EIR**

Make findings concerning adequacy of EIR and direct staff to submit same to the County.

It was moved by Councilmember Swanson, seconded by Councilmember Iversen to Adopt Resolution No. 98-16 Providing Comments and Finds with Regards to the Adequacy of the Draft Environmental Impact Report on the Nacimiento Water Project (ED 92-271). Motion passed by the following roll call vote:

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

15. **San Luis Obispo Council of Governments Grant Applications**

Consider submitting bridge expansion and/or other regional transportation projects to SLOCOG

Those persons speaking on this item were: Tom Rush, Ron DiCarli and Pat Mackie.

It was moved Councilmember Macklin, seconded by Councilmember Baron, to adopt Resolution No. 98-17, Identifying Funding Resources for the Regional Transportation Improvement Program, as amended to reflect Option C and amend to include escalation costs of 2% annually. Motion passed by the following roll call vote:

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

16. **State Water Resources Loan Fund** (M. Compton, Dir. of Admin. Svc.)

Consider the disposition of the State Water Resources Loan Fund and the related water user fee.

It was moved by Councilmember Macklin, seconded by Councilmember Baron, to authorize the following: Eliminate the State Water Loan Fund; and Transfer the residual balance the Water Operations Fund; and Eliminate the State Water flat rate portion of the current water user fee rate schedule. Motion passed by the following roll call vote:

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

It was moved by Councilmember Iversen, seconded by Councilmember Swanson, and passed unanimously by a voice vote of 5/0 to hear Item 18 at this time.

17. **Transit Services ~ Cost Containment** (M. Compton, Dir. of Admin. Svc.)

Consider transit service reductions and the deposition of surplus vehicles. Those persons from the public speaking on this item were: Pat Mackie.

It was moved by Councilmember Macklin, seconded by Councilmember Iversen to Authorize the reduction in transit services by elimination of the third CATS bus and Adopt Resolution No. 98-18, Declaring one transit bus as surplus and authorize their sale to another transit provider or at public auction. Motion passed by the following roll call vote:

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

18. **Request for Economic Assistance ~ T. Erskine** (R. Lata, Dir. of Comm. Dev.)

Consider request for economic assistance to encourage/facilitate new industrial development.

Those from the public speaking on this item were: Pat Mackie, Gwen Herron, Baxter Miller, Tom Taylor and Tom Erskine.

It was moved Councilmember Baron, seconded by Councilmember Swanson and passed unanimously by a voice vote of 5/0, to Schedule action to rescind Annexation Fee established by Resolution 2367, and commit the City to pay the Borkey Area Specific Plan (BASP) interchange fee/in lieu fee on behalf of industrial park developers (in addition to providing usual economic incentives).

19. **Airport Restaurant ~ Request for Proposals** (J. McCarthy, Dir. of Pub. Wrks.)

Consider authorizing staff to send out a formal request for proposals for restaurant services at the Paso Robles Airport.

It was the consensus of the City Council to have the Ad Hoc committee at the Airport look into this and bring it back to the Council with their recommendations at the April 7, 1998 meeting.

20. **Economic Development ; Strategy, Policy, Activities, Finances, Staffing**

Examine the ongoing Economic Development effort. Workshop scheduled February 19, 1998 at 7:00 p.m.

21. **Police Staffing Needs Assessment/Reorganization**

It was moved by Councilmember Baron, seconded by Councilmember Swanson and passed unanimously by a voice vote of 5/0 to Continue consideration of the reorganization plan to the 98/99 FY budget process.

CITY MANAGER

WRITTEN COMMUNICATIONS

22. **Silver Anniversary Airshow 1998**

Consider request from Airshow Director for City to fund any losses for the Silver Anniversary Airshow.

Chuck Miller addressed the City Council on this item.

It was the consensus of the City Council to have Mr. Miller bring a written proposal to the City Council at a February meeting.

ADVISORY BODY COMMUNICATION

AD HOC COUNCIL BUSINESS

23. **City/Service Club Signage** (Mayor Picanco)

No action

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: 260 acres south of Niblick Bridge; adjacent to easterly side of railroad (APN 009-811-001, 002, 003, 004; 009-631-003, 004; 009-301-004)

Negotiating Parties: Anderson
City of Paso Robles

Under Negotiation: Terms and Conditions

No Action Taken

ADJOURNMENT: to THE REGULAR CITY COUNCIL MEETING ON TUESDAY, FEBRUARY 3, 1998, 7:30 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET.

Respectfully submitted,


Madelyn Paasch, City Clerk

(Minutes approved 02/17/98)