



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 21, 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

Pat Mackie addressed the City Council regarding the County approving the new Title 9 Ordinance regarding animals.

Paul Ramos owner of 721 28<sup>th</sup> Street, a duplex in Paso Robles requests sidewalk be installed. Also requested additional police enforcement.

### PRESENTATIONS & CELEBRATIONS

1. **Proclamation Designating Downtown Alley as "Norma Way"**  
Mayor Picanco presented a proclamation to Norma Moye designating a downtown alleyway as "Norma Way".

### NOTICED HEARINGS

2. **General Plan Amendment**  
Consider amending the General Plan to include: a) re-categorization of 0.52 acres on the northwest corner of Oak & 32<sup>nd</sup> Streets from Single Family to Multiple Family; b) removal of Specific Plan Overlay Land Use Category from approximately 900 acres of Chandler Ranch property; and c) re-categorization of 14.75 acres west of Airport Road, opposite Turtle Creek Road from Business Park to Residential Multiple Family, Low Density.

Mayor Picanco opened the public hearing. Those from the public speaking were Pete Dakin, Doug Davidson, Pat Mackie and Larry Werner.

It was moved by Councilmember Baron, seconded by Councilmember Swanson, to adopt Resolution 98-127 Approving a Negative Declaration for G.P.A. 98-01(A) & Rezone 98001 [32<sup>nd</sup> & Spring rezone. Motion passed by the following roll call vote:

RIMC Code:  
Date: 07/21/98  
File Plan/GE Cat.:  
Subject: Minutes  
Location: City Clerk  
Retention: Permanent  
Other:

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

It was moved by Councilmember Baron, seconded by Councilmember Swanson to Adopt Resolution 98-128 Approving Negative Declaration for G.P.A. 98-01(B) [Chandler Sand & Gravel]. Motion passed by the following roll call vote:

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

It was moved by Councilmember Macklin, seconded by Councilmember Iversen to Adopt Resolution 98-129 Approving a Negative Declaration for G.P.A. 98-01(C), Rezone 98004, Tract 2276 & Planned Development 98005 [Ghormley]. Motion passed by the following roll call vote:

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

It was moved by Councilmember Macklin, seconded by Councilmember Iversen, to Adopt Resolution 98- Approving General Plan Amendment 98-01. Motion failed by the following roll call vote:

AYES: Baron and Swanson  
NOES: Iversen (no on 32<sup>nd</sup> & Spring Rezone), Macklin (no on 32<sup>nd</sup> & Spring Rezone), Picanco (no on Chandler Sand & Gravel and Rezone 98004, PD 99005, Tract 2276).  
ABSENT: None

It was moved by Councilmember Iversen, seconded by Councilmember Swanson to Introduce Ordinance Amending the Zoning Map Established by Reference in Section 21.12.020 of the Municipal Code [Rezone 98001 - 32<sup>nd</sup> & Spring]. Motion passed by the following roll call vote:

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

It was moved by Councilmember Swanson, seconded by Councilmember Macklin to Introduce Ordinance Amending the Zoning Map Established by Reference in Section 21.12.020 of the Municipal Code [Rezone 98004 - Ghormley]. Motion passed by the following roll call vote:

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

It was moved by Councilmember Swanson, seconded by Councilmember Baron, to continue this item: Approve Placement of Regional Detention Basin in Turtle Creek Park subject to Conditions Detailed in Staff Report. Motion passed by the following roll call vote:

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

It was moved by Councilmember Swanson, seconded by Councilmember Baron to continue place this item further on the agenda for consideration later in this meeting: **Either Maintain Current Street Standards or Grant Requested Exception for use of Local Street Standard in the Proposed Subdivision.** Motion passed by the following roll call vote:

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

**PUBLIC DISCUSSION**

**3. Nacimiento Water Project ~ EIR**

Clarify the City's position regarding ongoing Nacimiento Water Project supplemental EIR analysis.

Those persons from the public speaking were: Pat Mackie, Ernie Smith, Mike Jones, Herman Schwartz, and Fred Strong.

It was moved by Councilmember Iversen, seconded by Councilmember Swanson, to authorize the Mayor to respond to the County of San Luis Obispo expressing the concerns that the proposed expenditures are for evaluation of alternatives that should have been addressed in the initial environmental analysis. Motion passed by the following roll call vote:

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

It was moved by Councilmember Baron, seconded by Councilmember Swanson, to establish a committee to look at alternatives and come back to the Council with recommendations in six months. The Committee is to include Ernie Smith as Chairman, Councilmember representation, Atascadero Mutual Water District, Templeton Community Services District, Paso Robles Vinters & Growers, Cattlemens Association and the industrial community. Motion passed by the following roll call vote:

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

Councilmember Baron, seconded by Councilmember Iversen moved it, to adjourn to the meeting of the Redevelopment Agency. Motion passed by the following roll call vote:

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

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**ADJOURN TO JOINT MEETING OF PUBLIC FINANCING AUTHORITY,  
REDEVELOPMENT AGENCY & CITY COUNCIL**

**CALL TO ORDER**      Agencymembers Tom Baron, Chris Iversen, Walt Macklin, Duane Picanco, and Chairman Lee Swanson

**NOTICED HEARING**

**4. Redevelopment Agency Budget**

Consider adoption of the fiscal year 1998-99 Redevelopment Agency operating budget.

It was moved by Agencymember Picanco, seconded by Agencymember Macklin to **Introduce ordinance for first reading of the Agency budget and set August 4, 1998 for adoption.** Motion passed by the following roll call vote:

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

It was moved by Agencymember Picanco, seconded by Agencymember Macklin to **adjourn back to the regular City Council meeting.** Motion passed by the following roll call vote:

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

**ADJOURN TO CITY COUNCIL MEETING**



**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. Motion passed by the following roll call vote:

AYES: Baron, Iversen, Macklin, Swanson and Picanco  
NOES: None  
ABSENT: None  
ABSTAINED: Baron (Item 7)

Those items approved are as follows:

5. **Approve Warrant Register** (M. Compton, Dir. Of Admin. Svcs.)
6. **Adopt Resolution No. 98-131, to execute a contract with David M. Griffith & Associates to provide state mandated cost claiming services** (M. Compton, Dir. Of Admin. Svcs.)
7. **Adopt Resolution No. 98-132, establishing property assessments for the fiscal year 1998-99** (M. Compton, Dir. Of Admin. Svcs.)
8. **Adopt Resolution No. 98-133, accepting an Offer of Dedication as part of the City's Creston Road Sidewalk Installation Project, DPW 96-11** (J. McCarthy, Dir. Of Public Works)
9. **Adopt Resolution No. 98-134, approving the final parcel map for PR 97-229 (Schultz)** (J. McCarthy, Dir. Of Public Works)
10. **Adopt Resolution No. 98-135, authorizing change of the City's dental insurance provider** (D. Fansler, Management Analyst)
11. **Recognize and endorse the Regional Occupations Program R.O.P. Criminal Justice Program.** (D. Cassidy, Chief of Police)

*Mayor Picanco called for a break at 9:30 p.m. The meeting continued at 9:45 p.m.*

*It was moved by Councilmember Iversen, seconded by Councilmember Swanson to move Item 18 forward on the agenda. Motion passed by the following roll call vote:*

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

## **PUBLIC DISCUSSION**

### **12. Spring Street/Niblick Road Intersection Design**

Consider design alternatives for the intersection of Niblick Road and Spring Street. John McCarthy presented alternatives to the Council for their consideration.

Those persons from the public speaking in favor of the "Roundabout" were: Bob Singleton, Pat Mackie and George Finnegan.

It was moved by Councilmember Iversen, seconded by Councilmember Swanson, to adopt the alternative schedule as shown in Table 2, with the City Council to decide, based on the Santa Barbara experience, the final design of the intersection (standard signalization or "free flow" design). Motion passed by the following roll call vote:

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

### **13. Locations of Sidewalks and Parkways**

Consider modifying City street standards to change the relative locations of parkways and sidewalks. Those from the public addressing this item were: Larry Werner and George Finnegan.

It was moved by Councilmember Macklin, seconded by Councilmember Iversen, to Continue current street standards for parkways and sidewalks. Motion passed by the following roll call vote:

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

### **14. Low Income Neighborhood Public Improvements**

Establish priorities regarding locations and types of public improvements to low income neighborhoods to be constructed with 1997 Community Development Block Grant funds.

It was moved by Councilmember Iversen, seconded by Councilmember Macklin and approved unanimously by a voice vote of 5/0 to continue this item to the meeting of August 4, 1998.

### **15. Restaurant Service ~ Paso Robles Airport Terminal Building**

Consider proposal for providing restaurant service at the Paso Robles Municipal Airport Terminal.

It was moved by Councilmember Iversen, seconded by Councilmember Macklin to Adopt Resolution No. 98-130, accepting proposal from Joe's Place to provide restaurant service in the Paso Robles Municipal Airport Terminal Building. Motion passed by the following roll call vote:

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

**16. Public Safety Center Site**

Consider proposed site of Park Street between 9<sup>th</sup> and 10<sup>th</sup> for construction of the Paso Robles Public Safety Center. Those persons from the public addressing this item were: Bob Singleton, Coralee and Pat Mackie.

It was moved by Councilmember Swanson, seconded by Councilmember Macklin and passed unanimously by voice vote of 5/0 to Support site selection of Park Street for construction of the Paso Robles Public Safety Center and direct staff to continue in the development process.

**CITY MANAGER**

**17. November 1998 Ballot Questions**

Consider placement of ballot arguments regarding City's November 1998 Ballot questions.

Pat Mackie stated the City Council should remain neutral.

It was moved by Councilmember Macklin, seconded by Councilmember Baron to remain neutral and not have written arguments for the ballot measures. Motion passed by the following roll call vote:

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

**WRITTEN COMMUNICATIONS**

**18. Classic American Theatre**

Request to waive building fees and authorize loan for renovation.

Those persons from the public addressing this item were: Patty Kane, Suzanne Anshon, Mary Serfozo, Dell Velten, Dick Reddick, Hal Chapman, Ms. Kudla, Pat Mackie, Bob Hermanson, and Tia Chapman.

It was moved by Councilmember Iversen, seconded by Councilmember Macklin, to direct staff to bring back at the August 4, 1998 meeting, a proposal to waive the building fees. 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 direct staff to bring back to the August 4, 1998 meeting for discussion only, other alternatives that could be used for funding of this theatre. Motion passed by the following roll call vote:

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

*City Manager, Jim App, stated he had received a late item regarding the Hansen Farm and Trust. Staff was directed to place this item on the agenda for the August 4, 1998 meeting.*

**ADVISORY BODY COMMUNICATION**

**19. Senior Center Recommendation**

Jim App presented the recommendation of the Senior Citizen's Committee. The Committee recommended the City enter into escrow to purchase Joshua's as the site for the "new" Senior Center. Receive & file.

**20. Pioneer Museum Request**

Consider ratification of Pioneer Museum Board appointees and formation of an ad hoc committee to explore Museum objectives.

It was moved by Councilmember Macklin, seconded by Councilmember Iversen and passed unanimously by a voice vote of 5/0 to approve the recommendations of the Pioneer Museum Board appointments.

To was moved by Councilmember Macklin, seconded by Councilmember Iversen, and passed unanimously by a voice vote of 5/0 to appoint Councilmember Macklin and Councilmember Baron to an Ad Hoc committee to explore the Museum's objectives.

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

- a. Library Board Minutes of June 11, 1998
- b. Airport Advisory Minutes of June 25, 1998

It was moved by Councilmember Macklin, seconded by Councilmember Swanson and passed unanimously by a voice vote of 5/0 to receive and file the minutes as presented.

**AD HOC COUNCIL BUSINESS**

**22. Retail Shopping Center Amendments (L. Swanson)**

Councilmember Swanson introduced Chris Ivey to address this item before the Council. It was the consensus of the City Council to have staff look into this. There was no action.

It was moved by Councilmember Macklin, seconded by Councilmember Iversen and passed unanimously by a voice vote of 5/0 to adjourn to closed session.

**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

- b) Pursuant to Government Code Section 54954.5(b) ~ Property Acquisition  
Property: Commercial Bldg @ Southeast Corner of 13<sup>th</sup> & Vine  
Negotiating Parties: City & Stemper/Brown Realty  
Under Negotiation: Terms & Conditions

No Action

- c) **Pursuant to Government Code Section 54954.5(b) ~ Property Acquisition**  
**Property: Commercial Property 3505 Spring**  
**Negotiating Parties: City & J. Handley**  
**Under Negotiation: Terms & Conditions**

**No Action**

- d) **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**

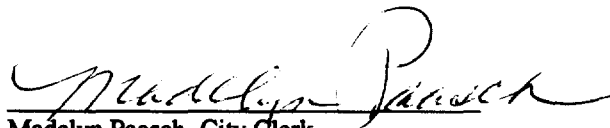
**No Action**

- e) **Pursuant to Government Code §54957 ~ Performance Evaluation**  
**Public Employee Evaluation ~ City Manager**

**No Action**

**ADJOURNMENT:** to **THE REGULAR CITY COUNCIL MEETING ON TUESDAY, AUGUST 4, 1998, 7:30 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET.**

Respectfully submitted,

  
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Madelyn Paasch, City Clerk

(Minutes approved September 1, 1998)