



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

MINUTES OF THE REGULAR MEETING PASO ROBLES CITY COUNCIL MARCH 16, 1999

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 Tom Baron
Councilmember Macklin
Councilmember Frank Mecham
Mayor Pro Tem Lee Swanson
Mayor Duane Picanco

PUBLIC COMMENTS

Tom Hutchings regarding prayer at City Council meetings.

PRESENTATIONS & CELEBRATIONS

1. "Paderewski History Week" Proclamation

Mayor Picanco proclaimed week of March 14, 1999 as Paderewski History Week. Carolyn Goodrich and Virginia Peterson accepted the proclamation.

2. "Absolutely Incredible Kid Day" Proclamation

Mayor Picanco proclaimed March 18, 1999 as Absolutely Incredible Kid Day. Dale Gustin representing Camp Fire Boys and Girls received the proclamation.

Councilmember Swanson made a presentation of a plaque from the City of Greenfield to Mayor Picanco and Norma Moye for their presentation to the City of Greenfield on Paso Robles' Main Street Program.

NOTICED HEARINGS

3. Agreement Affecting Real Property (Turner) (R. Lata, Dir. of Community Development)

Consider an irrevocable agreement to participate in the formation of an assessment district for the installation of street improvements and covenant running with the land located on Gilead Lane, east of Golden Hill Road.

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

RIMC Code:
Date: 3/16/99
File Plan/GE Cat:
Subject: Minutes
Location: City Clerk
Retention: Permanent
Other

It was moved by Councilmember Mecham, seconded by Councilmember Swanson to **Receive and file the request to take no action on this item at this time.** Motion passed by the following roll call vote:

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

4. **Appeal of Tentative Tract 2311 & Planned Development 98015** (R. Lata, Dir. of Comm. Development)

Consider an appeal filed by a City Councilmember relating to the Planning Commission's decision to approve Tentative Tract 2311 and Planned Development 98015, subdividing approximately 49 acres into 72 lots for 72 single-family residential homes located west and southwest of Nicklaus Drive, east of South River Road, south of Niblick Road. Those persons from the public speaking were: Camille Politte, JoAnne Peters and John Gerden.

It was moved by Councilmember Baron, seconded by Councilmember Mecham, to **Adopt Resolution 99-38 granting approval of Tentative Tract Map 2311, subject to standard and site specific development conditions, as recommended by the Planning Commission and as modified by City Council (trees, parkways, and open space).** Motion passed by the following roll call vote:

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

It was moved by Councilmember Mecham, seconded by Councilmember Swanson to **Adopt Resolution No. 99-39 granting approval of Planned Development 98015, subject to standard and site specific development conditions, and supported by the Applicant and the amended changes by the City Council.** Motion passed by the following roll call vote:

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

5. **Conditional Use Permit 98006 - off premise directional sign (Applicant: Sylvester Winery)** (B. Lata, Dir. of Community Development) Consider options related to Sylvester Winery's request for authorization of an off-premise directional sign.

Mayor Picanco opened the public hearing. Those persons from the public speaking were: Bob Devitt and Jamie Davis.

It was moved by Councilmember Macklin, seconded by Councilmember Mecham, to **continue the open public hearing to the regular meeting of July 20, 1999.** Motion passed by the following roll call vote:

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

6. 1999 Federal HOME and Emergency Shelter Grant (ESG) Programs (R. Lata, Dir. of Comm. Dev.)

Conduct a public hearing and make recommendation to the County Board of Supervisors re those activities to be approved for funding with the County's 1999 allotments of Federal Home Investment Partnership Act (HOME) and Emergency Shelter Grant (ESG) funds.

Mayor Picanco opened the public hearing. Those persons from the public speaking were: J. D. Maine, Dana Lily, and Michael Horton. There being no further comments either written or oral the public hearing was closed.

It was moved by Councilmember Swanson, seconded by Councilmember Macklin, to **Adopt Resolution No. 99-40 to support the HOME and ESG-funded activities listed in the Draft One-Year Action Plan.** Motion passed by the following roll call vote:

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

7. 1999 Community Development Block Grant (CDBG) Program (R. Lata, Dir. of Comm. Dev.)

Conduct a noticed public hearing and decide which activities are to be approved for funding with the City's 1999 Community Development Block Grant (CDBG) funds and re-allocated unspent 1997 CDBG funds.

Mayor Picanco opened the public hearing. Those persons from the public speaking were: Betty Bishop, Chet Dotter, Jacquelyn Sebros, Tina Booker, Christopher Alvarez; Barbara McGregor, George Finnegan, Bill Saylor, Danny Kramer, Erika Murphy, Patty Kane, and Hazel Horn. There being no further comments either written or oral the public hearing was closed.

It was moved by Councilmember Macklin, seconded by Councilmember Mecham, to **Adopt Resolution No. 99-41 to allocate the City's allotment of 1999 CDBG funds and reprogrammed 1997 funds as follows:**

Paso Robles Youth Arts Foundation.....	135,000
Classic American Theatre Disabled Access.....	50,000
Loaves and Fishes.....	20,000
Boys & Girls Club Teen Program.....	22,880
Main Street's Street Lights.....	52,000
Downtown Alley Improvements.....	26,500
Administration and Capacity Building.....	64,000
TOTAL.....	\$370,380

Motion passed by the following roll call vote:

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

CONSENT CALENDAR

The Consent Calendar was approved upon motion by Councilmember Swanson, seconded by Councilmember Mecham, 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 & 15 which were pulled for discussion. Motion passed by the following roll call vote:

AYES: Baron, Macklin, Mecham, Swanson and Picanco
NOES: None
ABSENT: None
ABSTAINED: Picanco (Item 14)

Those items approved are as follows:

9. Approve Amendment of Lease re California Department of Forestry Air Attack Base (J. McCarthy, Director of Public Works)
10. Adopt Resolution No. 99-42, accepting an offer of dedication for a sewer easement from Rosemarie E.C. Roghair Van Rijin (J. McCarthy, Director of Public Works)
11. Adopt Resolution No. 99-43, awarding the low bid to replace the digester boiler at the Wastewater Treatment Plant, DPW Project No. 98-31, (J. McCarthy, Director of Public Works)
12. Adopt Resolution No. 99-44, accepting an offer of dedication for drainage purposes (MUSE) (J. McCarthy, Director of Public Works)
13. Award formal real estate brokerage relationship with Country Real Estate (M. Compton, Director of Administrative Services)
14. Award a bid for City banking services to Heritage Oaks Bank (M. Compton, Dir. of Admin. Services)

Those items pulled for discussion are as follows:

8. Approve Warrant Register (M. Compton, Dir. of Admin. Services)
Councilmember Macklin requested this item be pulled for discussion.

It was moved by Councilmember Macklin, seconded by Councilmember Swanson to Approve Warrant Register. Motion passed by the following roll call vote:

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

15. Award a bid for replacement equipment to Coastline Equipment in the amount of \$80,430 for wheel-loader backhoe with extendible boom and portable air compressor and to California Turf in the amount of \$14,664.78 for turf sweeper; Resolution No. 99-45 (J. McCarthy, Director of Public Works)
This item was pulled by John McCarthy, who provided amended language per the Deputy City Attorney.

It was moved by Councilmember Baron, seconded by Councilmember Macklin to approve Resolution No. 99-45 (as amended). Motion passed by the following roll call vote:

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

PUBLIC DISCUSSION

16. Paso Robles Housing Authority Grant (B. Partridge, Director of Library & Recreation Services)

Consider accepting a \$6,000 grant from the Paso Robles Housing Authority to add to part-time staffing for the Oak Park Recreation Program this fiscal year and accept an increase in funding in the amount of \$13,000 to continue same in future years.

It was moved by Councilmember Mecham, seconded by Councilmember Swanson to **Accept the Paso Robles Housing Authority's program grant and adopt Resolution No. 99-46 approving a \$6,000 budget appropriation for part-time recreation staff for the Oak Park Recreation Program for this fiscal year and accept additional \$13,000 annual allocation in future years, as authorized by the Housing Authority.** Motion passed by the following roll call vote:

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

17. Award Consultant Services Agreement for the aesthetic design to construct a new water tank (J. McCarthy, Director of Public Works)

Consider the execution of a consultant services agreement with Insite Associates to develop aesthetic treatment options for a new 4,000,000-gallon water reservoir to be located adjacent to the existing tank at Golden Hill/Rolling Hills Roads.

It was moved by Councilmember Swanson, seconded by Councilmember Macklin to **Authorize the City Manager to execute the contract with Insite Associates to prepare aesthetic design alternatives for a proposed water tank at Rolling Hills Road.** Motion passed by the following roll call vote:

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

18. Selection of Consultant for Airport Terminal Design ((J. McCarthy, Director of Public Works)

Select a consultant to design the Municipal Airport terminal facility and authorize staff to enter into a Consultant's Services Agreement.

It was moved by Councilmember Baron, seconded by Councilmember Macklin to **Accept the results of the Citizens' Airport Advisory subcommittee and select Phillips, Metsch, Sweeney, Moore to perform the design of the new airport terminal and authorize staff to enter into a Consultant's Services Agreement.** Motion passed by the following roll call vote:

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

19. Comprehensive Annual Financial Report (M. Compton, Director of Administrative Services)

Consider the Comprehensive Annual Financial Report (CAFR) for the fiscal year ending June 30, 1998.

It was moved by Councilmember Swanson, seconded by Councilmember Macklin, to **Receive and file the Comprehensive Annual Financial Report for the fiscal year ending June 30, 1998.** Motion passed by the following roll call vote:

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

CITY MANAGER

CORRESPONDENCE

20. James Clegg Request

Request for landfill expense waiver for the Booker Family house fire refuse.

It was moved by Councilmember Macklin, seconded by Councilmember Swanson and passed unanimously by a voice vote of 5/0 to **Authorize waiver of landfill fees for the Booker Family up to \$200 due to extraordinary hardship due to the fire.**

ADVISORY BODY COMMUNICATION

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

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 advisory board meeting minutes (Councilmember Mecham abstained on the Joint City Council/Airport Advisory Committee Workshop of October 22, 1998).

- a. **Housing Authority Board meeting of February 9, 1999**
- b. **Joint City Council/Airport Advisory Committee Workshop of October 22, 1998**
- c. **Citizens' Airport Advisory Committee meeting of December 10, 1998**
- d. **Citizens' Airport Advisory Committee meeting of January 28, 1999**
- e. **Pioneer Museum Board Minutes of February 11, 1999**

AD HOC COUNCIL BUSINESS

CLOSED SESSION:

It was moved by Councilmember Macklin, seconded by Councilmember Mecham and passed unanimously by a voice vote, to delete Item b. and add an additional case to Item a. of the Closed Session agenda; and to adjourn to Closed Session.

- a. **Pursuant to Government Code Section 54956.7 - Anticipated Litigation
Conference with Legal Counsel
Significant exposure to litigation (facts and circumstances unknown)
Number of cases: One**

No Action Taken

- b. **Pursuant to Government Code Section 54956.9(a) - Existing Litigation
Conference with Legal Counsel
PG&E v. City of Paso Robles**

ADJOURNMENT: to THE REGULAR CITY COUNCIL MEETING ON TUESDAY, APRIL 6, 1999, 7:30 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET.

Respectfully submitted,

Madelyn Paasch, City Clerk

THESE MINUTES ARE NOT OFFICIAL NOR A PERMANENT PART OF THE RECORDS UNTIL APPROVED BY THE CITY COUNCIL AT THEIR NEXT REGULAR MEETING.

