

CORRESPONDENCE

22. Paso Robles Area Pioneer Museum

It was moved by Councilmember Swanson, seconded by Councilmember Mecham, to receive and file the above correspondence. Motion passed by unanimous voice vote:

ADVISORY BODY COMMUNICATION

23. Receive and file minutes for the following meeting:

- a. **City Council meeting of October 5, 1999**
- b. **Parks and Recreation Advisory Committee meeting of September 14, 1999**

It was moved by Councilmember Mecham, seconded by Councilmember Baron, to receive and file minutes of the above meetings. Motion passed by unanimous voice vote.

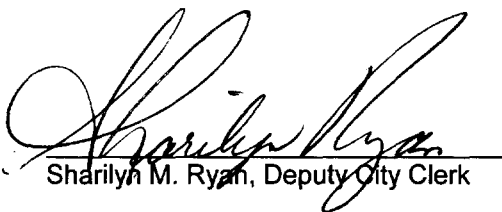
AD HOC COUNCIL BUSINESS

24. Private Sector Labor Supply Issues (T. Baron)

Discussion was held about the need for drug education of Paso Robles youths and the possibility of introducing random drug testing at the high school grade level. The Council by general consensus agreed that the preferred forum for discussing these issues was the School Liaison Committee versus an ad hoc City Council meeting.

ADJOURNMENT: to THE ADJOURNED REGULAR MEETING ON THURSDAY, NOVEMBER 4, 1999, AT 7:00 PM IN THE LARGE CONFERENCE ROOM, 2ND FLOOR, CITY HALL, 1000 SPRING STREET; AND THE REGULAR CITY COUNCIL MEETING ON TUESDAY, NOVEMBER 16, 1999, 7:30 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET

Respectfully submitted,


Sharilyn M. Ryan, Deputy City Clerk



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

MINUTES OF THE REGULAR MEETING PASO ROBLES CITY COUNCIL November 2, 1999

CALL TO ORDER

The City Council of the City of El Paso de Robles, meeting in regular session at 6:45 p.m. on the above date in the City Hall Large Conference Room, was called to order by Mayor Duane Picanco.

ROLL CALL Councilmembers Tom Baron, Walt Macklin, Frank Mecham, Lee Swanson and Mayor Duane Picanco.

PUBLIC COMMENTS

No public comment.

CLOSED SESSION

Deputy City Attorney Jon Seitz announced City Council's authority to go into closed session as stated in the Agenda packet. Under discussion was anticipated litigation.

The City Council thereupon adjourned to Closed Session.

The City Council returned to Regular Session at 7:30 p.m.

REGULAR SESSION

CALL TO ORDER

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.

CLOSED SESSION REPORT

No reportable action.

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL Councilmembers Tom Baron, Walt Macklin, Frank Mecham, Lee Swanson and Mayor Duane Picanco

PUBLIC COMMENTS

- Pat Mackie commented on the voluntary termination of John McCarthy as Director of Public Works, expressing praise for the conscientious work John did during his tenure with the City and his hopes for John's future success.
- Bob Dougherty of American Star Tours spoke on new bus service routes his company is planning which would provide alternate service from Paso Robles to San Luis Obispo to San Diego. He asked for the City's help in providing two surplus mini-vans to facilitate an immediate start to their service.

PRESENTATIONS & CELEBRATIONS

1. **"Toy Bank Month"**
Virginia Harris, Chairperson for the Toy Bank of Greater Paso Robles, accepted a Proclamation from Mayor Picanco proclaiming the month of November to be *Toy Bank Month*.

NOTICED HEARINGS

2. **Code Amendment 99006 (City- Initiated)** (R. Lata, Community Development Director)
Update Chapter 5.08 of the Municipal Code, *Card and Billiards Rooms*, to be in accordance with current State policy.

Mayor Picanco opened the public hearing. Those persons from the public speaking were: James Tarby, Oaks Card Parlour. There being no further comments either written or oral, the public hearing was closed.

It was moved by Councilmember Macklin, seconded by Councilmember Baron, to introduce for first reading the Ordinance XXX N.S., amending Section 5.08 of the Municipal Code; and set November 16, 1999 for adoption; and to approve the Resolution No. 99-215, establishing fees for Card and Billiard Rooms. Motion passed by the following unanimous roll call vote:

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

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

ROLL CALL Agencymembers Tom Baron, Frank Mecham, Duane Picanco, Lee Swanson and
Chairman Walt Macklin

NOTICED HEARINGS

- 3. Cuesta College Agreement Regarding Mitigation Fees** (R. Lata, Community
Development Director)

Consider an agreement that provides for Redevelopment "pass through" funds to be utilized to pay Borkey Area Specific Plan development impact fees on behalf of Cuesta College.

Chairman Macklin opened the public hearing. Those persons from the public speaking were:

Pat Mackie. There being no further comments either written or oral, the public hearing was closed.

It was moved by Agencymember Swanson, seconded by Agencymember Mecham, to authorize the Chairman to execute the agreement with Cuesta College. Motion passed by the following unanimous roll call vote:

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

It was moved by Councilman Baron, seconded by Councilman Swanson, to authorize the Mayor to execute the agreement with Cuesta College. Motion passed by the following unanimous roll call vote:

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

- 4. Owner Participation Agreement with Martin Resorts, Inc. (Paso Robles Inn)**
(R. Lata, Community Development Director)

Consider an agreement that provides incentives for the development of a new conference facility and rehabilitation of the historic dining room of the Paso Robles Inn.

Chairman Macklin opened the public hearing. Those persons from the public speaking were: Pat Mackie, Nick Gilman and Tom Rusch. There being no further comments either written or oral, the public hearing was closed.

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It was moved by Agencymember Swanson, seconded by Agencymember Mecham, to continue this item to the November 16, 1999 regular City Council meeting, allowing for review by the Project Area Committee advisory body. Motion passed by the following roll call vote:

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

It was moved by Councilmember Macklin, seconded by Councilmember Mecham, to continue this item to the November 16, 1999 regular City Council meeting, allowing for review by the Project Area Committee advisory body. Motion passed by the following roll call vote:

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

ADJOURN TO CITY COUNCIL MEETING

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 No. 6, 10 and 11 which were pulled for discussion. Motion passed by the following unanimous roll call vote:

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

Those items approved were as follows:

5. Approve Warrant Register (M. Compton, Administrative Services Director)
7. Adopt Resolution No. 99-205, accepting the Offer of Dedication for Golden Hill Road (D. Esperanza, City Engineer)
8. Approve Resolution No. 99-206, authorizing acceptance of certain streets into the City-maintained mileage system; and approve Resolution No. 99-207, authorizing the Notice of Completion to be filed and partially release the securities for Tract 2223-1 (Arciero) (D. Esperanza, City Engineer)
9. Approve Resolution No. 99-208 awarding pavement maintenance work to the low bidder, R. Burke Corporation, in the amount of \$241,178 (D. Esperanza, City Engineer)

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Those items pulled for discussion were as follows:

6. Authorize staff to write off the accounts receivable amount in the Library Development Fund in Fiscal Year 2000 (M. Compton, Administrative Services Director)

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

10. Approve Resolution No. 99-209, appropriating \$6000 to process the Airport Area Annexation (R. Lata, Community Development Director)

Mayor Picanco opened the public hearing. Those persons from the public speaking were: Pat Mackie. There being no further comments either written or oral, the public discussion was closed.

11. Adopt Resolution No. 99-210, authorizing Gates Library Initiative grant application for internet computers in the Paso Robles Public Library; and authorizing the grant funds to be placed in and spent from budget account 100.610.5235.201 (B. Partridge, Library & Recreation Services Director)

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

It was moved by Councilmember Swanson, seconded by Councilmember Macklin, to approve Consent Items No. 6, 10 and 11. Motion passed by the following unanimous roll call vote:

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

PUBLIC DISCUSSION

12. **Oak Tree Removal Request – Appeal of Permit Denial** (D. Esperanza, City Engineer)

Consider a request for appeal of the denial of a permit to remove one oak tree.

Mayor Picanco opened the public hearing. Those persons from the public speaking were: Don Swenson. There being no further comments either written or oral, the public discussion was closed.

It was moved by Councilmember Baron, seconded by Councilmember Macklin, to uphold the decision of the City staff to deny removal of one 28-inch diameter oak tree located at 815 St. Andrews Circle. Motion passed by the following roll call vote:

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

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13. Niblick Bridge (D. Esperanza, City Engineer)

Consider allowing the contractor to close down Niblick Bridge for 24 hours to facilitate partial construction of bridge joining structure.

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

Item was tabled.

14. Development Impact Fee – Annual Report (M. Compton, Administrative Services Director)

Present the annual development impact fee report.

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

It was moved by Councilmember Baron, seconded by Councilmember Swanson, to receive and file the annual development impact fee report. Motion passed by the following unanimous roll call vote:

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

15. Transit – Annual Report (M. Compton, Administrative Services Director)

Present the annual results of transit operations for the fiscal year ended June 30, 1999.

Mayor Picanco opened the public hearing. Those persons from the public speaking were: Pat Mackie. There being no further comments either written or oral, the public discussion was closed.

Councilman Swanson suggested, in light of the annual report, that the newly formed Transit Advisory Body meet with Mike Compton and Jim App to review the City's transit services.

It was moved by Councilmember Mecham, seconded by Councilmember Baron, to receive and file the transit annual report. Motion passed by the following unanimous roll call vote:

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

Council adjourned for a ten-minute break at 9:28 pm.

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16. Transit Service Provider – Contract Amendments (M. Compton, Administrative Services Director)

Consider adoption of a resolution approving a contract amendment to extend the term of the current contract and modify the compensation methodology.

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

It was moved by Councilmember Macklin, seconded by Councilmember Baron, to adopt Resolution No. 99-211, approving an amendment to the current agreement extending the term by two years and modifying the contractor's compensation. Motion passed by the following unanimous roll call vote:

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

17. Transit Advisory Committee – Membership Modifications (M. Compton, Administrative Services Director)

Consider adoption of a resolution approving modifications to the bylaws for the Transit Advisory Committee (TAC) relative to membership.

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

It was moved by Councilmember Mecham, seconded by Councilmember Swanson, to adopt Resolution No. 99-212, approving an amendment to the bylaws of the Transit Advisory Committee. Motion passed by the following unanimous roll call vote:

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

18. Preliminary General Fund Results – FY1999 (M. Compton, Administrative Services Director)

Consider preliminary unaudited General Fund financial results for the fiscal year ended June 30, 1999.

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

It was moved by Councilmember Macklin, seconded by Councilmember Baron, to adopt Resolution No. 99-214, allocating General Fund resources towards one-time budget allocations. Motion passed by the following roll call vote:

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

19. Purchase of 1999/2000 Aerial Truck (D. Hamp, Emergency Services Chief)

Consider purchase of an aerial fire truck.

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

It was moved by Councilmember Macklin, seconded by Councilmember Swanson, to authorize the purchase of the aforementioned Pierce aerial fire apparatus at the cost of \$528,162.49 through South Coast Fire Equipment, which was identified in a recognized bidding process by the Fire District of San Miguel, California; and authorize the lease purchase financing, meeting budgetary requirements. Motion passed by the following roll call vote:

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

20. Surplus Property (M. Compton, Administrative Services Director)

Consider adopting a resolution declaring certain City property as surplus; and authorize its sale at auction or in a specified manner.

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

It was moved by Councilmember Macklin, seconded by Councilmember Mecham, to adopt Resolution No. 99-213, declaring certain City property as surplus and the method of disposal. Motion passed by the following unanimous roll call vote:

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

21. Pine Street Storage Rental Rates (M. Compton, Administrative Services Director)

Revisit rental rates for Pine Street Self-Storage and provide direction to staff.

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

It was moved by Councilmember Swanson, seconded by Councilmember Baron, to keep rental rates at present levels and advertise space vacancies. Motion passed by the following unanimous roll call vote:

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