

23. Planning Commission

Set December date for Planning Commission applicant interviews.

It was agreed by general consensus to set Thursday, December 16th at 7:00 p.m. for interviews of Planning Commission applicants.

AD HOC COUNCIL BUSINESS

24. Appointment of Committee for Highway 46 Corridor Study

Consider recommending a list of persons who should be invited to participate as representatives to an ad hoc committee working on the Highway 46 East Corridor Study.

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

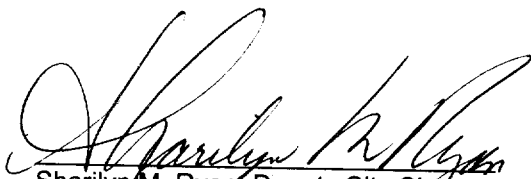
The Council by general consensus agreed to approve extending an invitation to the following persons to be committee members of the Highway 46 Corridor Study ad hoc committee: Mayor Duane Picanco, Councilmember Tom Baron, Mike Hargett, Dale Gomer, David Weyrich, Ernie Smith, Frank Arciero, Gary Eberle, Herman Schwartz, Ken Hunter, Mike McGinnis, Ken Munde, Mary Chambers, Matt Masia, Newlin Hastings, Pat Mackie, Sally Davis, Sheree Davis and Dick Willhoit; and representation from Eagle Energy, Robert Hall Winery and the Planning Commission

It was moved by Councilmember Swanson, seconded by Councilmember Macklin, to adjourn to closed session. Motion passed by unanimous voice vote.

ADJOURNMENT:

to THE ADJOURNED REGULAR MEETING ON WEDNESDAY, NOVEMBER 17, 1999, AT 8:00 AM AT MAIN STREET OFFICE, 835 12TH STREET; AND TO THE ADJOURNED REGULAR MEETING ON THURSDAY, NOVEMBER 18, 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, DECEMBER 7, 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 16, 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

City Attorney Iris Yang 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

- Jackie Sebro extended an invitation to the public and Council to attend the annual meeting of Loaves & Fishes on Sunday, November 21 at 2:00 PM.

PRESENTATIONS & CELEBRATIONS

NOTICED HEARINGS

1. **Street Abandonment (Experimental Station Road)** (D. Esperanza, City Engineer)

Consider adopting a resolution to abandon a 60-foot wide public street.

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

It was moved by Councilmember Swanson, seconded by Councilmember Baron, to adopt Resolution 99-217 to abandon a portion of Experimental Station Road as shown on Exhibit A. Motion passed by the following unanimous roll call vote:

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

It was moved by Councilmember Swanson, seconded by Councilmember Mecham, to move Agenda Items #20 and #21 to follow Item #4. Motion passed by the following unanimous roll call vote:

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

2. **General Plan Amendment 4-99 – Part 1 of 2; and Rezone 99009 (Smith and Smith)** (R. Lata, Community Development Director)

To consider a proposal, filed by the Paul and Ernest Smith Trusts (Smith and Smith), to change the General Plan Land Use Category and Zoning Designation for an approximate 4-acre portion of a larger 34-acre site.

Mayor Picanco opened the public hearing. Those persons from the public speaking were: Ed King. 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 a Negative Declaration for the General Plan Amendment and Rezone applications. Motion passed by the following unanimous roll call vote:

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

A straw vote was taken with unanimous approval to adopt Resolution 99-220 granting approval to General Plan Amendment 4-99 which includes this component as Part 1 of a 2-part general plan amendment.

It was moved by Councilmember Macklin, seconded by Councilmember Mecham, to introduce Ordinance XXX N.S. amending Section 21.21.020 of the Zoning Code (Title 21) to establish C2,PD zoning for the site, and set December 7, 1999, for adoption. Motion passed by the following unanimous roll call vote:

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

**3. General Plan Amendment 4-99 – Part 2 of 2; and Rezone 99010 (Hanley)
(R. Lata, Community Development Director)**

Consider a proposal filed by Jerry Handley to change the general plan and land use designations for the easterly 17,000 square feet of a 34,000 square-foot parcel to establish consistent zoning and land use for the subject parcel.

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

It was moved by Councilmember Mecham, seconded by Councilmember Baron, to adopt a Negative Declaration for the General Plan Amendment and Rezone applications. Motion passed by the following unanimous roll call vote:

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

A straw vote was taken with unanimous approval to adopt Resolution 99-220 granting approval to General Plan Amendment 4-99 which includes this component as Part 2 of a 2-part general plan amendment.

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It was moved by Councilmember Mecham, seconded by Councilmember Baron, to introduce Ordinance XXX N.S. amending Section 21.21.020 of the Zoning Code (Title 21) to establish R4,PD zoning for the site, and set December 7, 1999, for adoption. Motion passed by the following unanimous roll call vote:

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

It was moved by Councilmember Baron, seconded by Councilmember Mecham, to adopt Resolution 99-220 granting approval to General Plan Amendment 4-99, including two components: a 4-acre portion of a larger 34-acre site located on the northeastern corner of Highway 46 East and Old Paso Robles Boulevard (Smith and Smith) and property at 3505 Spring Street (Hanley). Motion passed by the following unanimous roll call vote:

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

**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

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: Dale Gustin, Jim McAllister, Pat Mackie, Tom Hutchings, Tom Rusch and Norma Moye. There being no further comments either written or oral, the public hearing was closed.

It was moved by Agencymember Swanson, seconded by Agencymember Picanco, to continue this item to a future date. Motion passed by unanimous voice vote.

ADJOURN TO CITY COUNCIL MEETING

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20. **Senior Advisory Committee Senior Endowment Fund**

Receive and file correspondence dated November 9, 1999.

21. **Senior Advisory Committee Fund-Raising Projects**

Receive and file correspondence dated November 9, 1999.

Mayor Picanco opened the public hearing for both Items #20 and #21. Those persons from the public speaking were: Wayne Harris, Dale Gustin (speaking personally and not as a member of the Senior Advisory Board) and Pat Mackie. There being no further comments either written or oral, the public discussion was closed.

It was moved by Councilmember Baron, seconded by Councilmember Swanson, to approve appropriation of \$200,000 from the Senior Endowment Fund to be added to Measure D98 funds for construction costs of the Senior Center; to approve the Senior Advisory Committee request to solicit donations from senior citizens and members of the community to replenish the Senior Endowment Fund; and to approve letters from the Senior Advisory Committee to local government officials soliciting grant aid. Motion passed by the following unanimous roll call vote:

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

CONSENT CALENDAR

The Consent Calendar was approved upon motion by Councilmember Mecham, 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 Item No. 11 which was pulled. 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 City Council Minutes of October 19 and November 2, 1999**
(D. Fansler, City Clerk)
6. **Approve Warrant Register** (M. Compton, Administrative Services Director)
7. **Adopt Ordinance No. 782 N.S. by regular motion, ordering that the Ordinance be read by title only, then by separate motion adopting the Ordinance amending Section 5.08 of the Municipal Code (Code Amendment 99006)** (R. Lata, Community Development Director)
8. **Adopt Resolution 99-221 appropriating \$50,000 in re-allocated 1997 CDBG funds for the construction of disabled access improvements for Classic American Theatre**
(R. Lata, Community Development Director)

9. Adopt Resolution 99-216 requesting the Local Agency Formation Commission to initiate proceedings for the reorganization of territory (R. Lata, Community Development Director)
10. Adopt Resolution 99-222 appropriating \$120,000 for Phase IV of the North County Transportation Center (D. Esperanza, City Engineer)
12. Authorize City Manager to execute an agreement with William Avery & Associates to undertake a search for a Director of Public Works (J. App, City Manager)
13. Adopt Resolution 99-223 amending Compensation and Benefit Plan for staff represented by the POA, effective April 1, 1999 – March 31, 2002 (D. Fansler, Management Analyst)

ROLL CALL VOTE

11. Approve Resolution 99-xxx granting funds for the Census Complete Count Program (C. Pilg, Executive Secretary)

Item #11 was tabled.

PUBLIC DISCUSSION

14. Request to Remove Oak Tree (D. Esperanza, City Engineer)

Consider a request from Peter Winslow to remove an oak tree located on Lot 27 of Tract 1771.

Mayor Picanco opened the public hearing. Those persons from the public speaking were: Pete Winslow, Mike Menath and Marie Payne. 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 direct applicant to work with his architect to develop a house plan to preserve the oak tree, with the qualification that should applicant come back to Council and demonstrate that the architect's plan presents too great a financial burden on the applicant, Council will reconsider its decision. Motion passed by the following roll call vote:

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

Council adjourned for a 20-minute recess at 9:00 p.m., and the public was invited to share cake in celebration of Councilmembers Baron and Swanson's birthdays.

Mayor Picanco expressed regret over the recent death of Alice Sparrow, a longtime member of the Parks and Recreation Advisory Board and a valued member of the community.

15. **Chandler Ranch Environmental Review Process** (R. Lata, Community Development Director)

Provide staff with policy direction regarding the Chandler Ranch Environmental Review process.

Mayor Picanco opened the public hearing. Those persons from the public speaking were: Fred Strong, Dennis Schmidt (Central Coast Engineering), Jack Munari and Nick Ferravanti. There being no further comments either written or oral, the public discussion was closed.

Councilmember Baron stated that he had an ex parte meeting earlier today (as well as a few weeks ago) on this matter with Dennis Schmidt.

It was moved by Councilmember Macklin seconded by Councilmember Baron, to direct staff to select an EIR consultant, reducing the *Scope of Work* at staff's discretion. Motion passed by the following unanimous roll call vote:

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

16. **Newsrack Fees** (R. Lata, Community Development Director)

Consider a schedule of fees for permits and appeals as provided for in the newsrack ordinance adopted as Ordinance 780 N.S.

It was moved by Councilmember Swanson, seconded by Councilmember Baron, to continue this item to a future date, with the suggestion that a more detailed comparative cost analysis be prepared when it is returned. Motion passed by the following unanimous roll call vote:

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

17. **Niblick Bridge – Final Landscape Design** (D. Esperanza, City Engineer)

Review and approve final design for Niblick Bridge.

Pierre Rademaker with Insite Associates presented the final design concept for the bridge portals and walls and provided samples of stone to be used in construction for Council's inspection. Mayor Picanco opened the public hearing. There being no comments either written or oral, the public discussion was closed.

The Council by general consensus agreed to approve final design of the bridge portals and walls as presented and direct staff to forward plans and specifications for construction.

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18. Median at Spring Street between 2nd Street and 3rd Street (D. Esperanza, City Engineer)

Review reconfiguration options for an existing raised median at Spring Street.

Keith Franklin of Associated Transportation Engineers presented an overview of the suggested median reconfiguration. Mayor Picanco opened the public hearing. Those persons from the public speaking were: Norma Moye. There being no further comments either written or oral, the public discussion was closed.

It was moved by Councilmember Macklin, seconded by Councilmember Swanson, to direct staff to proceed with final design of the median reconfiguration between 2nd Street and 3rd Street as presented, noting for clarification that the median will be extended southwards to 1st Street as part of the intersection design; to include a red curb from 1st Street to 4th Street on the east side of Spring Street only; and to forward plans and specifications for construction. Motion passed by the following unanimous roll call vote:

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

CITY MANAGER

CORRESPONDENCE

ADVISORY BODY COMMUNICATION

19. Receive and file minutes for the following meeting:

a. Library Board of Trustees meeting of October 14, 1999

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

22. Transit Advisory Committee – Membership Terms (M. Compton, Administrative Services Director)

Consider appointment of terms for TAC members

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 Mecham, to make TAC appointments effective 11/1/99 and set a term length of two years for Sandee McLaughlin, Robert Slenes and (yet to be named) Cuesta College student; and a term length of four years for Joe Dutra, Terry Gillespie, Pat Mackie and James Martin. Motion passed by unanimous voice vote.

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