

**COUNCIL MINUTES
CITY OF PASO ROBLES**

ADJOURNED REGULAR MEETING

Tuesday, March 20, 2001 7:30 PM

**MEETING LOCATION: PASO ROBLES LIBRARY/CITY HALL
CONFERENCE CENTER, 1000 SPRING STREET 7:30 PM - CONVENE REGULAR MEETING**

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 2nd Floor Large Conference Room, was called to order by Mayor Frank Mecham.

ROLL CALL Present: Councilmembers George Finigan, Jim Heggarty, Gary Nemeth, Duane Picanco and Mayor Frank Mecham.

City Attorney Iris Yang announced City Council's authority to go into closed session as stated in the agenda packet. Under discussion were a property sale and conference with labor negotiator.

The City Council thereupon adjourned to Closed Session.

CLOSED SESSION

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

REGULAR SESSION

CALL TO ORDER – Downstairs Conference Center

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL Councilmembers George Finigan, Jim Heggarty, Gary Nemeth, Duane Picanco and Mayor Frank Mecham

REPORT ON CLOSED SESSION

City Attorney Iris Yang announced City Council's authority to go into closed session pursuant to Government Code §54954.2(b) to discuss a property sale and Government Code §564957.6 to conference with labor negotiator. There was no reportable action.

PUBLIC COMMENTS

- Pat Mackie asked when the subject of wage regulations for work at the Paso Robles Inn will be coming before Council. City Manger Jim App stated that the City had received notification from the Department of Industrial Relations as to their interpretation of the requirements to institute prevailing wage regulations on work done at the Inn pursuant to an agreement the City and Redevelopment Agency have with them. Mr. App said the correspondence is being evaluated to determine what options are available to the City, which could include a request for reconsideration, an amendment to the Agreement, or other options. Once those options have been evaluated for the advantages or disadvantages of each, Council will be advised.

PRESENTATIONS

1. 2001 Paso Robles High School Wrestling – CIF Championship Awards

City Council presented medals to all players who participated in the 2001 Paso Robles High School Wrestling CIF Championship. Head Varsity Coach Chris Monteiro, Assistant Varsity Coach Jim Seay and Junior Varsity Coach Mario Rodriguez were also recognized, along with Assistant Coaches Field Gibson, Beau Taylor, Antonio Banuelos, Ricky Goudy, Clint Wenter, Jeff Goodwin, Aaron Cantrell and Mr. Wally Ohls.

NOTICED HEARINGS - None

CONSENT CALENDAR

Councilmember Picanco, seconded by Councilmember Heggarty, moved to approve the Consent Calendar together with the recommendations and findings as set forth therein, waiving the reading of resolutions and ordinances in full, and including amended language to Section XXIX of the John Moore long-term lease of Parcel 28 at the Paso Robles Airport as read by City Attorney Yang.

Those items approved were as follows:

- 2.** Approve City Council Minutes of December 5, 2000; and February 6, 20 and 26, and March 6, 2001.
D. Fansler, City Clerk
- 3.** Approve Warrant Register.
M. Compton, Administrative Services Director
- 4.** Proclaim March 2001 Goodwill Industries *Employee Appreciation Month*.
F. Mecham, Mayor
- 5.** Proclaim April 2001 *Month of the Child*.
F. Mecham, Mayor

6. Proclaim March 19-25, 2001, *Paderewski Festival Week*.
F. Mecham, Mayor

7. Adopt Ordinance No. 804 N.S. by regular motion, ordering that the Ordinance be read by title only, then by separate motion adopting the Ordinance amending the Zoning Map established by reference in Section 21.12.020 of the Zoning Code (Title 21) (Rezone 01-002 - Paso Robles Glass). This ordinance establishes a "Commercial Service" General Plan designation for property located in the block east of Oak Street and north of 22nd Street which is being used by Paso Robles Glass, and would bring the zoning of all the property being used by Paso Robles Glass into consistency with both the General Plan and the current land use by establishing a C-3 (Commercial Service) zoning for the subject properties.
R. Lata, Community Development Director

8. Adopt Ordinance No. 805 N.S. by regular motion, ordering that the Ordinance be read by title only, then by separate motion adopting the Ordinance amending the Zoning Map established by reference in Section 21.12.020 of the Zoning Code (Title 21) (Rezone 01-001 – Vina Robles). This ordinance amends the City's General Plan and Zoning Maps. The 94-acre property proposed for future annexation is located on the south side of Highway 46 East, on either side of Mill Road. The property, approximately 29 acres in size and located on the east side of Mill Road, will be redesignated from County Agriculture to Parks and Open Space. The remaining approximate 65 acres will be rezoned with a City Agricultural designation is located on the west side of Mill Road.
R. Lata, Community Development Director

Speaking from the public on this item were Pat Mackie and Tim Woodle of Pults Associates. There were no further comments either written or oral.

9. Adopt Resolution No. 01-57 approving budget appropriations for various transit-related needs: purchase of a fixed-route bus for pending expansion, bus stop improvements, and preparation of Short-Range Transit Plan.
M. Compton, Administrative Services Director

10. Adopt Resolution No. 01-58 accepting various Offers of Dedication from David and Mary Weyrich as part of the Buena Vista widening project (dedication for public road purposes, slope easement, drainage easement, and construction easement).
J. Deakin, Public Works Director

11. Adopt Resolution No. 01-59 approving a revised, long-term lease at the Paso Robles Airport with John C. Moore for Parcel 28. The City Council approved acquisition of a portion of Mr. Moore's lease holdings and his Aeroservice business assets. A revised lease agreement is needed to address the parcel remaining in the leasehold. This revised lease is specific to the portable hangar area, Parcel 28. The following language is added to the Lease Assignment Section XXIX of the Lease: *It is agreed that the requirements of this section shall not apply to the routine, short-term rental and sublease agreements on the portable aircraft storage hangars located on the leased premises, so long as the registration requirements of Sections 2.25 and 2.27 of the Municipal Airport Rules and Regulations are maintained.*
J. Deakin, Public Works Director

Speaking from the public on this item were Dale Gustin and Pat Mackie. There were no further comments either written or oral.

12. Adopt Resolution No. 01-60 appropriating funds to acquire and mount an air photo mosaic. At March 6th Council meeting, Council directed staff to pursue preparation of an air photo mosaic that could be used for public discussions in Council chambers.
R. Lata, Community Development Director

13. Adopt Resolution No. 01-61 authorizing usage of a septic tank system for a planned development along the south side of Dry Creek Road, approximately 1/2 mile east of Airport Road.
R. Lata, Community Development Director
Speaking from the public on this item was Matt Masia. There were no further comments either written or oral.
14. Adopt Resolution No. 01-62 granting permission to file development applications in advance of preparing Airport Specific Plan. Request by Matt Mullin to file a development plan application for future industrial use on property located on the south side of Dry Creek Road between the intersections of Cloud Way and Second Wind Way within the Airport Specific Plan area, zoned AP PD (Airport Planned Development).
R. Lata, Community Development Director

Speaking from the public on this item was Matt Masia. There were no further comments either written or oral.

ROLL CALL

PUBLIC DISCUSSION

15. **Re-stripe 24th Street – Riverside to Highway 101**

J. Deakin, Public Works Director

Consider the re-striping of 24th Street as recommended by the Street and Utilities Committee.

Mayor Mecham opened the public hearing. Speaking from the public were Matt Masia, Greg Pacheco, and Larry Riggs. There being no further comments either written or oral, the public discussion was closed.

It was moved by Councilmember Picanco, seconded by Mayor Mecham, to accept a recommendation by the Streets and Utilities Committee to eliminate parking and re-stripe 24th Street to four lanes from Riverside to Highway 101 and direct staff to implement as part of the 24th Street Pavement Rehabilitation Project. Motion passed by the following roll call vote:

AYES: Nemeth, Picanco and Mecham
NOES: Finigan and Heggarty
ABSTAIN: None
ABSENT: None

16. **City Wastewater System: Plant Capacity Analysis, Reclamation Study, and Salt Management**

J. Deakin, Public Works Director

Consider implementation of steps to assure reliable and adequate service capability of the City sewage treatment facilities. Steve Swanback of Carollo Engineers presented an overview of the Salt Management Study, Comprehensive Recycled Water Study and Capacity Evaluation Report.

Mayor Mecham opened the public hearing. Speaking from the public were Pat Mackie and Mike Menath. There being no further comments either written or oral, the public discussion was closed.

Councilmember Picanco, seconded by Councilmember Nemeth, moved to receive and file Final reports entitled Salt Management Study, Comprehensive Recycled Water Study and Capacity Evaluation Report. Staff was directed to forward the final reports to the Regional Board, and to:

1. Implement recommendations made from the Capacity Evaluation Study as follows:
 - a) Authorize a contract award to Carollo Engineers to design the sludge treatment facilities (digester), design upgrades to existing sludge treatment facility mixing systems, design sludge dewatering facilities, facilitate chlorine feed system upgrade, and evaluate cogeneration from treatment gas; for a some total of \$360,000.
 - b) Direct staff to evaluate the impact of the \$3.9 million capital improvements identified as “immediate” needs in the report, and determine if user fees will need to be increased.
 - c) Direct staff to review remaining recommended improvements (“short term” and “long term”) from the report, program improvements appropriately in next multi-year capital forecast, and determine fees needed to support the improvements.
2. Implement the recommendations made from the Salt Management Study as follows:
 - a) Direct staff to establish a hierarchy of salt dischargers based upon information available, and begin monitoring and program development described in detail in the report. Direct staff to establish a salt monitoring program
 - b) Direct staff to contact the major salt dischargers in the City sewer network, and initiate the development and submittal of salt management plans specific to each.
 - c) Direct staff to review City Ordinances to determine if revisions are required to enact an industrial, salt-discharge management program.
 - d) Direct staff to evaluate the feasibility of options on source water, including regional projects, to explore opportunities for reduced salinity, and provide periodic updates to Council.
3. Implement the recommendations made from the Comprehensive Recycled Water Study as follows:
 - a) Direct staff to explore funding assistance (grants) for water reuse and discharge alternatives described in the report.
 - b) Direct staff to review the potential for benefits beyond those studied for water reuse and discharge alternatives described in the report.

Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham
NOES: None
ABSTAIN: None
ABSENT: None

Council adjourned for a 10-minute recess at 9:33 PM.

17. Grand Jury Report Response: Orchard Bungalow Assessment District

J. App, City Manager

Authorize submission of a formal response to the Grand Jury Report concerning the Orchard Bungalow Assessment District.

Councilmember Heggarty stepped down from the dais without comment and abstained from voting on Item No. 17.

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

It was moved by Councilmember Nemeth, seconded by Councilmember Finigan, to authorize the City Attorney to submit a draft response as written. Motion passed by the following roll call vote:

AYES: Finigan, Nemeth, Picanco and Mecham
NOES: None
ABSTAIN: Heggarty
ABSENT: None

18. Award Bid – Annual Street Sweeping (2-year Contract)

J. Deakin, Public Works Director

Consider awarding the contract for annual street maintenance to Performance Cleaning Systems.

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

Councilmember Finigan, seconded by Councilmember Nemeth, moved to adopt Resolution No. 01-63 awarding the contract for annual street maintenance to Performance Cleaning Systems in the amount of \$65,947 per year. Motion passed by the following roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham
NOES: None
ABSTAIN: None
ABSENT: None

19. Short Range Transit Plan – Consultant Award

J. App, City Manager

Consider approval of a consultant services agreement for the preparation of a Short-Range Transit Plan (SRTP).

Mayor Mecham opened the public hearing. Speaking from the public was Pat Mackie. There being no further comments either written or oral, the public discussion was closed.

Councilmember Picanco, seconded by Councilmember Finigan, moved to adopt Resolution No. 01-64 awarding a bid for preparation of a Short-Range Transit Plan to Moore & Associates of Santa Clarita and authorizing staff to negotiate a final contract. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham
NOES: None
ABSTAIN: None
ABSENT: None

19.1 Emergency Repair/Sewer Pipe

Consider appropriation of funds to stabilize sewer pipe at Lift Station No. 12 at the California Youth Authority (CYA).

Mayor Mecham opened the public hearing. Speaking from the public was Pat Mackie. There being no further comments either written or oral, the public discussion was closed.

It was moved by Councilmember Nemeth, seconded by Councilmember Heggarty, to adopt Resolution No. 01-65 appropriating \$200,000 in funds for emergency repair work on storm damaged banks of Huer Huero Creek supporting a sewer pipe. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham
NOES: None
ABSTAIN: None
ABSENT: None

CITY MANAGER

20. The Council, by general consensus, set Interview dates for Project Area Committee applicants for 7:30 PM on Monday, April 9th.

CORRESPONDENCE

Mayor Frank Mecham noted that he had received several letters from youths in the community on a range of topics and would soon be getting copies to the other Councilmembers for their review.

ADVISORY BODY COMMUNICATION

21. **North American Jet Charter Lease - Correspondence from Airport Advisory Committee**

Consider correspondence received from Airport Advisory Committee regarding City's lease with North American Jet Charter.

Mayor Mecham opened the public hearing. Speaking from the public were Chuck Miller, Pat Mackie, Katherine Barnett and John Schwamm. There being no further comments either written or oral, the public discussion was closed.

It was moved by Councilmember Nemeth, seconded by Councilmember Picanco, to receive and file the Airport Advisory Committee's correspondence and to direct staff to develop for Council's review a negotiating policy for establishing procedures and processes to follow in City negotiations. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham
NOES: None
ABSTAIN: None
ABSENT: None

22. Receive and file minutes for the following meetings:

- a. Youth Commission meeting of February 7, 2001
- b. Paso Robles Public Library Board of Trustees meeting of February 8, 2001

Councilmember Heggarty, seconded by Councilmember Picanco, moved to receive and file the above minutes. Motion passed by unanimous voice vote.

AD HOC

23. Cellular Phones for Council

Consider providing cellular phones to Councilmembers.

Council, by general consensus, agreed to provide cellular phones to Councilmembers on an as-needed/as-requested basis.

24. Review of Council Committees and Council Liaisons to Advisory Bodies

Review functions of all existing Council committees and Council liaisons to determine if they should be revised. Consider appointments to and status of various committees (i.e., whether ad hoc or standing committees) and appointments to committees and advisory body liaisons.

Council discussed difference between standing committees and ad hoc committees of the Council, Council liaisons to advisory committees and regional public agencies whose governing bodies include designated council members. It was explained that standing committees of a council have a continuing subject matter jurisdiction and usually a regular schedule for meetings. Ad hoc committees are appointed for specific tasks and function for a limited period of time. Council liaisons to advisory committees or local associations (such as the Airport Advisory Committee or Main Street Association) are not considered members of those committees or associations and may, but are not required to, attend meetings of those bodies upon request. Regional public agencies, such as SLOCOG or LAFCO, whose boards include Council designees as members, are not considered committees of the City Council. Those other agencies must follow their own procedures for designating sub-committees of those bodies.

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

The Council, by general consensus, approved designating the Streets & Utilities Committee as a standing committee of the Council because of the frequency and number of matters related to streets and utilities that arise. The Council also appointed an Ad Hoc Budget Review Committee, consisting of Councilmembers Nemeth and Picanco, to review and develop recommendations for the 2001-2003 2-Year Budget and 4-Year Financial Plan. The Council directed the committee to return to Council in June with its report and recommendations. Councilmember Finigan was appointed as an alternate committee member.

Councilmember Heggarty, seconded by Councilmember Picanco, moved to adjourn from regular session at 11:15 PM. Motion passed by unanimous voice vote.

ADJOURNMENT: to THE LEAGUE OF CALIFORNIA CITIES 2001 PLANNERS INSTITUTE, MARCH 21-23, 2001, AT THE MONTEREY CONFERENCE CENTER, 1 PORTOLA PLAZA, MONTEREY, CA; AND TO THE REGULAR CITY COUNCIL MEETING ON TUESDAY, APRIL 3, 2001, 7:30 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET

Submitted:

Sharilyn M. Ryan, Deputy City Clerk
Approved: April 17, 2001