



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

CITY COUNCIL MINUTES

Tuesday, January 6, 2009 7:30 PM

MEETING LOCATION: PASO ROBLES LIBRARY/CITY HALL
CONFERENCE CENTER, 1000 SPRING STREET

PLEASE SUBMIT ALL CORRESPONDENCE FOR CITY COUNCIL PRIOR
TO THE MEETING WITH A COPY TO THE CITY CLERK

PLEASE REFRAIN FROM CELL PHONE USE DURING THE MEETING
PLEASE TURN RINGER OFF

7:30 PM – CONVENE REGULAR MEETING

CALL TO ORDER – Downstairs Conference Center

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL Councilmembers Nick Gilman, John Hamon, Ed Steinbeck, Fred Strong, and Mayor Duane Picanco

PUBLIC COMMENTS

This is the time the public may address the Council on items other than those scheduled on the agenda. **PLEASE SPEAK DIRECTLY INTO THE MICROPHONE AND BEGIN BY STATING YOUR NAME AND ADDRESS. EACH PERSON AND SUBJECT IS LIMITED TO A 3-MINUTE DISCUSSION.** Any person or subject requiring more than three minutes may be scheduled for a future Council meeting or referred to committee or staff. Those persons wishing to speak on any item scheduled on the agenda will be given an opportunity to do so at the time that item is being considered.

PRESENTATIONS - None

PUBLIC HEARINGS

COUNCILMEMBER STEINBECK ON THE ADVICE OF CITY ATTORNEY MIKE SEITZ ABSTAINS FROM ITEMS 1 AND 2 AS HE HAS PREVIOUSLY HEARD AND ACTED ON THESE ITEMS AS A PLANNING COMMISSIONER. COUNCILMEMBER STEINBECK STEPS DOWN FROM THE DAIS AND LEAVES THE CHAMBERS.

1. Conditional Use Permit 08-009 Appeal 1124 Black Oak Drive, Applicant – David Stearns

R. Whisenand, Community Development Director

For the City Council to consider application filed by Tom Taylor on behalf of David Stearns, appealing to the Planning Commission's action on November 25, 2008 denying Conditional Use Permit 08-009, the applicant wishes to install new sign faces into the existing 55 foot-tall pole sign located at 1124 Black Oak Drive.

Mayor Picanco opened the public hearing. Speaking from the public Tom Taylor representing David Stearns, Kathy Barnett and John Borst.

Councilmember Strong, seconded by Councilmember Gilman, moved to approve the appeal Resolution 09-001, thereby approving Conditional Use Permit 08-009, subject to standard and site specific conditions of approval with addition of condition #5 requiring sign design and content to return to DRC.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Strong and Picanco
NOES: Hamon
ABSTAIN: Steinbeck
ABSENT:

2. Planned Development 08-010 (80 South River Road) (Applicant – Conner LLC) APN: 009-813-011 & 012

R. Whisenand, Community Development Director

For the City Council to consider an 84 unit low-income multi-family project located near the intersection of South River Road and Navajo Drive. The applicant is proposing to partner with the Housing Authority of San Luis Obispo (HASLO) to develop and manage the project.

Mayor Picanco opened the public hearing. Speaking from the public Tom Jess, Carol Hatley, Executive Director of the Housing Authority, Tom Taylor, John Borst, Casey Lane, Jerry Rioux, Sean Gillham, Mark Prose, Tom Hardwick, Kathy Barnett, Sheila Baker, Jerry McLaughlin and Scott Stokes.

Councilmember Hamon, seconded by Councilmember Strong, moved to Adopt (1) Resolution 09-002 approving the Mitigated Negative Declaration and (2) Adopt Resolution 09-003 approving Planned Development 08-010.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Strong and Picanco
NOES:
ABSTAIN: Steinbeck
ABSENT:

9:25 P.M. CITY COUNCIL BREAKS

9:35 P.M. CITY COUNCIL MEETING RECONVENES

COUNCILMEMBER STEINBECK RESUMES HIS SEAT

CONSENT CALENDAR

ITEMS ON THE CONSENT CALENDAR ARE CONSIDERED ROUTINE, NOT REQUIRING SEPARATE DISCUSSION. However, if discussion is wanted or if a member of the public wishes to comment on an item, the item may be removed from the Consent Calendar and considered separately. Councilmembers may ask questions of clarification without removing an item from the Calendar. INDIVIDUAL ITEMS ARE APPROVED BY THE VOTE THAT APPROVES THE CONSENT CALENDAR, UNLESS AN ITEM IS PULLED FOR SEPARATE CONSIDERATION.

3. Approve City Council minutes of December 16, 2008
D. Fansler, City Clerk
4. Approve Warrant Register: Nos. 81459 - 81593 (12/12/08), 81594-81800 (12/19/08) and 81801 - 81921 (12/26/08)
J. Throop, Administrative Services Director
5. Receive and file Advisory Body Committee minutes as follows:
Airport Advisory Committee Minutes, Thursday, September 25, 2008
6. Adopt Resolution No. 09-004 accepting a grant from the San Luis Obispo Council of Governments (SLOCOG) and appropriating funds for the 101/46 West Interchange Improvement Project.
D. Monn, Public Works Director
7. Adopt Resolution No. 09-005 accepting the completed 2008 Speed Zone Survey and authorizing the update and enforcement of posted speeds accordingly.
L. Solomon, Chief of Police

Consent Calendar Items Nos. 3 - 7 were approved on a single motion by Councilmember Strong, seconded by Councilmember Hamon.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

DISCUSSION

8. **River Oaks; The Next Chapter Environmental Impact Report**

R. Whisenand, Community Development Director

For the City Council to consider a contract for professional services to complete a "peer review" Environmental Impact Report concerning the proposed River Oaks: The Next Chapter Project. The applicant Estrella Associates, Inc. will pay all costs associated with preparation of the EIR.

Mayor Picanco opened the public hearing. Speaking from the public Dick Willhoit, Ty Green, Jeff Wagoner, Tim Bryant, and John Rickenbach.

Councilmember Hamon, seconded by Councilmember Strong, Adopt Resolution No. 09-006, awarding a consultant contract to EMC Planning Group, Inc. for a not to exceed amount of \$140,000 and subject to an agreement that will require the applicant to pay all costs associated with preparation of the EIR.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, and Strong
NOES: Picanco
ABSTAIN:
ABSENT:

9. **Extending Building Permits and Building Entitlements**

D. Monn, Public Works Director

For the City Council to consider extending existing Building Permits and Planning Entitlements to December 31, 2010.

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

Councilmember Steinbeck, seconded by Councilmember Strong, Adopt Resolution No. 09-007, allowing an administrative extension of building permits and planning entitlements.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco
NOES:
ABSTAIN:
ABSENT:

ADJOURNMENT:

- SPECIAL CITY COUNCIL MEETING, PLANNING COMMISSIONER INTERVIEWS, THURSDAY, JANUARY 8, 2009, 7:00 P.M. AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET
- SAN LUIS OBISPO COUNTY WORKSHOP ON THE DRAFT CONSERVATION ELEMENT, WEDNESDAY, JANUARY 14, 2009, 5:00 P.M. AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET
- SPECIAL CITY COUNCIL MEETING, PAC INTERVIEWS, THURSDAY, JANUARY 15, 2009, 7:00 P.M. AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET
- THE REGULAR MEETING AT 7:30 PM ON TUESDAY, JANUARY 20, 2009, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET

Submitted:

Cathy M. David, Deputy City Clerk
Approved: