



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

## CITY COUNCIL MINUTES

Tuesday, June 2, 2009 7:30 PM

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

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

### 7:30 PM – CONVENE REGULAR MEETING

**CALL TO ORDER** – Downstairs Conference Center

**PLEDGE OF ALLEGIANCE**

**INVOCATION**

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

### **PUBLIC COMMENTS**

- Public Works director introduced Matt Thompson the new Wastewater Resource Manager.
- Sheila Baker complimented the transportation center and requested portable bathrooms be maintained.
- Jeremy Howard representing Green Build announced the "Green Build Sweepstakes."
- Tim Gepner regarding handicap parking needed in the downtown around the park.
- John Borst regarding written comments submitted May 5, 2009 not included in the City Council Minutes – resubmitted for inclusion.

## PRESENTATIONS

### 1. Recognition of the Project Area Committee

R. Whisenand, Community Development Director

Mayor Duane Picanco recognized the following Project Area Committee (PAC) members present for fulfilling term in office:

Robert A. Fonarow	Thomas K. Hardwick	Bonnie Hall
Bonnie Hall	Chuck S. Sawyer	

The following PAC members not present will have certificates of service sent to them.

Warren H. Frankel	Robert M. Burgess	Wesley D. King
Russell J. Surber	James P. Mwangi	

### 2. Water Conservation Update

D. Monn, Public Works Director

Water Conservation Manager Keith Larson presented an update on the current water conservation efforts. Water use is down 16% to 20% from last year. Twenty Water Conservation Assistants have been hired with training ongoing. Home delivery of information begins Wednesday, June 3<sup>rd</sup> with grocery store outreach beginning Thursday, June 4<sup>th</sup> as well as radio spots and free landscape workshops.

## CONSENT CALENDAR

Mayor Picanco called for public comments on Consent Calendar items. There were no comments from the public, either written or oral, and the public discussion was closed.

### 3. Approve City Council minutes of May 19, 2009

D. Fansler, City Clerk

### 4. Approve Warrant Register: Nos. 84253—84348 (05/15/09) and 84348 - 84483 (05/22/09)

J. Throop, Administrative Services Director

### 5. Receive and file Advisory Body Committee minutes as follows:

Library Board of Trustees meeting of April 9, 2009

Senior Citizen Advisory Committee meeting of April 13, 2009

Parks and Recreation Advisory Committee meeting of April 14, 2009

Promotions Coordinating Committee meeting of April 14, 2009

Youth Commission meeting of April 15, 2009

Councilmember Fred Strong pulled Consent Item #6 from the agenda. Consent Calendar Items Nos. 3 - 5 were approved on a single motion by Councilmember Hamon, seconded by Councilmember Steinbeck.

Mayor Picanco called for public comments on Consent Calendar items. There were no comments from the public, either written or oral, and the public discussion was closed.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

## DISCUSSION

### **7. Water Conservation and Shortage Contingency Plan Urgency Ordinance)**

D. Monn, Public Works Director

For City Council to consider a Water Conservation and Shortage Contingency Plan by adopting two ordinances, first Adopt Urgency Ordinance No. 09-956 N.S. that requires one reading and would take effect immediately, and second to Adopt Ordinance No. 09-957 N.S. that adopts the same water conservation plan but is a regular Ordinance that requires a second reading and takes effect 30 days after second reading.

Water Resources Manager Chris Alakel presented the City Staff Report.

Mayor Picanco opened the public hearing. Speaking from the public was Cody Ferguson, Dale Gustin, Kathy Barnett and Joyce Frank. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Strong, seconded by Councilmember Hamon, moved to adopt Urgency Ordinance No. 09-956 N.S. and introduce the first reading of Ordinance No. 09-957 N.S. with the following revision to be made to both Ordinances; Section 14.02.100 B3 – The decision of the City Manager or his designee is final unless the applicant files a written appeal to City Council within 10 days.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

### **8. Water Rate Referendum Special Election**

J. App, City Manager

For the City Council to set a date for the water rate referendum special election.

City Manager Jim App presented the City Staff Report.

Mayor Picanco opened the public hearing. Speaking from the public was Kathy Barnett, John Borst, Carl Hanson and Mary Winfry. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Steinbeck, seconded by Councilmember Strong, moved to Adopt Resolution No. 09-071 setting November 3, 2009 as the date for a Special Election for the purpose of Submitting a Referendum to the Voters to ratify or Reject Ordinance No. 953 N.S. Adopting Water User Rates.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

**9. Highway 101 Median Barrier Project**

R. Whisenand, Community Development Director

For City Council to consider and provide recommendations to SLOCOG and Caltrans on a proposed Highway 101 median project.

Community Development Director Ron Whisenand presented City Staff Report.

Mayor Picanco opened the public hearing. Speaking from the public was Ron DeCarli, Kathy Barnett, Sheila Baker and Tom Hardwick. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Hamon, seconded by Councilmember Strong, moved to request Caltrans retain existing landscape treatment (oleanders and existing trees) and install Thrie beam barriers to prevent cross-over accidents.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

**10. County Vector Control District**

J. App, City Manager

San Luis Obispo County proposes a special benefit assessment district to fund vector control services. The City may cast votes for property it owns (278 City owned properties with assessment totaling \$2,191.00 per year).

City Manager Jim App presented the City Staff Report.

Mayor Picanco opened the public hearing. Speaking from the public was Joann Switzer, Cody Ferguson, Tom Hardwick, Joyce Frank and Kathy Barnett. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Strong, seconded by Councilmember Hamon, moved to authorize an negative vote for the County Vector Control Benefits Assessment ballots for all city-owned parcels

Motion passed by the following roll call vote:

AYES: Hamon, Steinbeck, Strong and Picanco

NOES: Gilman

ABSTAIN:

ABSENT:

**11. City Wastewater Treatment Plant – Supplemental Environmental Review**

D. Monn, Public Works Director

For the City Council to consider expanding environmental investigation and documentation for upgrade to the City Wastewater Treatment plant rehabilitation project. Public Works Director presented the City Staff Report.

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

Councilmember Hamon, seconded by Councilmember Gilman, moved to Adopt Resolution No. 09-071 appropriating \$27,167 from Sewer Enterprise funds to Budget No. 601-910-5224-683 and authorize the expanded work scope associated with the future rehabilitation of Paso Robles Wastewater Treatment Plant

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

**6. Authorize an amendment to an agreement between the City, AJ Contractor Supply and the Templeton Community District for fire-suppression water service within the City's Sphere of Influence.**

R. Whisenand, Community Development Director

Community Development Director Ron Whisenand presented the City Staff Report.

Mayor Picanco opened the public hearing. Speaking from the public was Jamie Kirk with AJ Contractors. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Strong, seconded by Councilmember Hamon moved to modify and update the agreement with AJ Contractor Supply and TCSD to allow for water service limited to fire suppression purposes at 2450 Ramada Drive.

Motion passed by the following unanimous roll call vote:

AYES: Gilman, Hamon, Steinbeck, Strong and Picanco

NOES:

ABSTAIN:

ABSENT:

**COUNCIL COMMENTS:**

- Mayor Picanco suggested an Ad Hoc Committee meeting regarding Olsen/Beechwood Property. Staff recommended until waiting until circulation element is in place. Councilmember Strong announced that he will be in Sacramento on June 3, 2009.
- Councilmember Steinbeck complimented the Festival of the Arts.
- Councilmember Gilman requested a public disc of Development Impact (AB1600) Fees.

**ADJOURNMENT:**

- PASO ROBLES ECONOMIC FORECAST, 8:00 A.M. WEDNESDAY, JUNE 10, 2009 AT THE PASO ROBLES INN HISTORIC GRAND BALLROOM
- CITY COUNCIL BUDGET WORKSHOP, 7:00 P.M. THURSDAY, JUNE 11, 2009 AT THE LIBRARY/CITY HALL CONFERENCE CENTER , 1000 SPRING STREET
- POLICE SERGEANT BOLINGER'S RETIREMENT, 5:00 P.M. JUNE 13, 2009 AT THE PASO ROBLES ELKS LODGE
- THE REGULAR MEETING AT 7:30 PM ON TUESDAY, JUNE 16, 2009, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET

Submitted:

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Cathy M. David, Deputy City Clerk  
Approved: June 16, 2009