



CITY OF EL PASO DE ROBLES
"The Pass of the Oaks"

CITY COUNCIL MINUTES

Tuesday, March 2, 2010 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**

7:30 PM – CONVENE REGULAR MEETING

CALL TO ORDER – Downstairs Conference Center

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL Councilmembers Nick Gilman, Ed Steinbeck, and Mayor Pro-Tem Fred Strong

ABSENT: Councilmember John Hamon and Mayor Duane Picanco

STAFF INTRODUCTIONS

PUBLIC COMMENTS

- **Gena Moore** – Is walking down the Pacific Coast and across the country to raise awareness about the National Bone Marrow Registry and is encouraging people to become registered and asked that the Council make a proclamation.
- **Norma Moye** – Invited people to come to a free Wedding Faire on March 7, 2010 from 11-3 pm at Paso Robles Inn Ballroom.

AGENDA ITEMS TO BE DEFERRED (IF ANY)

PRESENTATIONS

1. **San Luis Obispo County Education Forecast 2010**

Dr. Julian Crocker, County Superintendent of Schools

Dr. Julian Crocker, County Superintendent of Schools presented the 2010 SLO Co. Education Forecast.

PUBLIC HEARINGS

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.

2. Approve City Council minutes of February 16, 2010
D. Fansler, City Clerk
3. Approve Warrant Register: Nos. 88863-89019 (01/29/10); 89020-89175 (02-05-10); 89176-89281 (02-12-10); and 89282-89423 (02-19-10)
J. Throop, Administrative Services Director
4. Receive and file Advisory Body Committee minutes as follows:
Senior Citizen Advisory Committee Minutes of January 11, 2010
Parks and Recreation Advisory Committee Minutes of January 12, 2010
Library Board of Trustees Minutes of January 14, 2010
5. Read, by title only, and adopt Ordinance No. 965 N.S. to make certain amendments to Chapter 5.08 of the City's Municipal Code relating to Card and Billiard Room regulations.
(First Reading Date: February 16, 2010)
R. Whisenand, Community Development Director
6. Read, by title only, and adopt Ordinance No. 966 N.S. to make certain amendments to Chapter 3.40 of the City's Municipal Code to modify the Fiscal Year 2009/10 Budget for the Redevelopment Agency. (First Reading Date: February 16, 2010)
R. Whisenand, Community Development Direct
7. Adopt Resolution No. 10-023 acknowledging Betschart's failure to execute the contract and awarding the contract to upgrade the pumps at Lift Station No. 10 to John Madonna Construction in the amount of \$132,500.
D. Monn, Public Works Director

8. Adopt Resolution No. 10-024 agreeing to the transfer of rights-of-way at 16th Street and Highway 101 from the State of California to the City of Paso Robles.
D. Monn, Public Works Director
9. Adopt Resolution No. 10-025 approving the Airport Farming Lease with Lahargou Farming.
M. Williamson, Assistant City Manager
10. Adopt Resolution No. 10-026 accepting respective retirement benefit, wage and merit suspension offers and authorizing the City Manager to execute Supplemental Memorandums of Understanding with POA and IAFF Firefighters.
M. Williamson, Assistant City Manager

Consent Calendar Items No. 2-10 were approved on a single motion by Councilmember Steinbeck, seconded by Councilmember Gilman, with Councilmember Hamon and Mayor Picanco absent.

Motion passed by the following roll call vote:

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

DISCUSSION

11. **Dog Park**
A. Robb, Library and Recreation Services Director

For the City Council to consider a proposal for volunteers to construct and operate a dog park.

Mayor Pro-Tem Strong opened the public hearing. Speaking from the public was Paula O'Farrell, Ed Coble, Cathy Kropp, Larry Miller, Dorothy Miller, Sue Aiken, Letty French, Carolyn Carter, Brady Lahr, Carolyn, Fergoda, Emily Beebee, Bill Ford, and Tom Hardwick. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Steinbeck, seconded by Councilmember Gilman, with Councilmember Hamon and Mayor Picanco absent, moved to authorize City Staff to fully develop the proposal for consideration including:

1. Identifying property that could be used for a dog park, AND
2. Drafting a Lease and Operating Agreement suitable for the project, AND
3. Presenting Site Option(s) and draft Agreement at a future Council meeting.

Motion passed by the following roll call vote:

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

12. Annual Transit Report

J. Throop, Administrative Services Director

For the City Council to receive and file the results of transit operations for the fiscal year ended June 30, 2010.

Jim Throop introduced Michael Seden-Hansen who presented the report.

Mayor Pro-Tem Strong opened the public hearing. Speaking from the public was Tom Hardwick and Dale Gustin. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Gilman, seconded by Councilmember Steinbeck, with Councilmember Hamon and Mayor Picanco absent, moved to receive and file the Annual Transit Report.

Motion passed by voice vote.

13. Budget Appropriation for Fiscal Year 2010 Encumbrances

J. Throop, Administrative Services Director

For the City Council to consider approval of carry-over appropriations for fiscal year 2010.

Mayor Pro-Tem Strong 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 Gilman, moved to adopt Resolution No. 10-027 to approve budget appropriations for fiscal year 2010 carry over requests as revised to include the addition of a CDBG carryover of more than \$400,000 as noted by Jim Throop.

Motion passed by the following roll call vote:

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

COUNCIL COMMENTS (Including oral reports on conferences attended) - None

By unanimous voice vote, Council moved to adjourn to closed session at 8:45 pm.

CLOSED SESSION

a. Conference with Legal Counsel - existing litigation

Government Code section 94956.9(a)

City of Paso Robles v. North American Jet Charter -- San Luis Obispo County Superior Court Case No. LC 108113 and
City of Paso Robles v. North American Jet Charter - San Luis Obispo County Superior Court Case No. LC 108114

ADJOURNMENT at 9:40 pm to:

- SPECIAL CITY COUNCIL MEETING AT 7:00 PM ON THURSDAY, MARCH 4, 2010 AT THE EMERGENCY OPERATIONS CENTER, 900 PARK STREET
- PACIFIC COAST CUTTING HORSE TRAINERS PARTY AT 4:00 PM ON FRIDAY, MARCH 12, 2010 AT THE PASO ROBLES EVENT CENTER
- THE REGULAR MEETING AT 7:30 PM ON TUESDAY, MARCH 16, 2010 AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET

Any writing or document pertaining to an open session item on this agenda which is distributed to a majority of the City Council after the posting of this agenda will be available for public inspection at the time the subject writing or document is distributed. The writing or document will be available for public review in the City Clerk's Office, 1000 Spring Street, Paso Robles, CA, during normal business hours, and may be posted on the City's web site at <http://www.prcity.com/government/citycouncil/agendas.asp>.

All persons desiring to speak on an agenda item are asked to fill out Speaker Information Cards and place them at the Staff Table prior to public discussion of that item. Each individual speaker will be limited to a presentation total of three (3) minutes per item.

AMERICANS WITH DISABILITIES ACT Any individual, who because of a disability needs special assistance to attend or participate in this meeting, may request assistance by contacting the City Clerk's Office (805) 237-3960. Whenever possible, requests should be made four (4) working days in advance of the meeting.

Submitted:

Lonnie Dolan, Deputy City Clerk
Approved: March 16, 2010