



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

## CITY COUNCIL AGENDA

**5:00 CLOSED SESSION / 6:30 REGULAR MEETING**

**Tuesday, May 1, 2018**

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**Location: Paso Robles Council Chamber / Library Conference Center  
1000 Spring Street, Paso Robles**

**Please submit all speaker cards and correspondence for City Council to the City Clerk  
Please refrain from cell phone use and turn ringer off during the meeting**

### **5:00 PM – CALL TO ORDER**

**ROLL CALL** Councilmembers Steve Gregory, John Hamon, Jim Reed, Fred Strong, and Mayor Steven Martin

### **CLOSED SESSION ITEMS**

- **Meet and Confer Conference with Labor Negotiator**

Gov. Code section 54957.6

City Negotiator: Thomas Frutchey, City Manager  
Employee Organizations: International Association of Firefighters (IAFF)  
Police Officers Association (POA)  
Service Employees International Union (SEIU)  
Unrepresented Management  
Unrepresented Part-time Employees

- **Conference with Real Property Negotiators**

Pursuant to Government Code Section 54956.8

Property: 1475 Park Street, 625 Riverside Avenue, and 1245 Park Street  
City Negotiator: Thomas Frutchey, City Manager  
Under Negotiation: Price and terms of payment

- **Conference with Real Property Negotiators**

Pursuant to Government Code Section 54956.8

Property: River Oaks II (APN: 025-390-009)  
City Negotiator: Thomas Frutchey, City Manager  
Under Negotiation: Price and terms of payment

### **PUBLIC COMMENT REGARDING CLOSED SESSION MATTERS**

### **ADJOURN TO CLOSED SESSION**

### **6:30 PM – RECONVENE TO OPEN SESSION**

### **CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

**INVOCATION** Family Worship Center

**ROLL CALL** Councilmembers Steve Gregory, John Hamon, Fred Strong, Jim Reed, and Mayor Steven Martin

### **STAFF AND COMMISSIONER INTRODUCTIONS**

### **REPORT FROM CLOSED SESSION**

### **PRESENTATIONS**

1. **[National Travel and Tourism Week Proclamation](#)**

S. Martin, Mayor

2. [Transcontinental Railroad 150<sup>th</sup> Anniversary Proclamation](#)  
S. Martin, Mayor
3. [30<sup>th</sup> Anniversary Celebration for Lifestyles Recovery Center, Inc. Award](#)  
S. Martin, Mayor

## GENERAL PUBLIC COMMENTS

This is the time the public may address the Council on items within the Council's purview but not scheduled on the agenda. **PLEASE TURN IN A SPEAKER CARD, SPEAK DIRECTLY INTO THE MICROPHONE AND BEGIN BY STATING YOUR NAME AND ADDRESS. EACH PERSON IS LIMITED TO 3 MINUTES.** 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.

## AGENDA ITEMS TO BE DEFERRED

### CONSENT CALENDAR

ITEMS ON THE CONSENT CALENDAR ARE CONSIDERED ROUTINE, NOT REQUIRING SEPARATE DISCUSSION. However, if discussion is wanted by a member of the Council or public the item may be removed from the Consent Calendar and considered separately. Councilmembers and members of the public may offer comments or 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. Items pulled from consent will be heard at the end of the meeting.

4. [Approve City Council Minutes from 4/17/18](#)  
K. Buxkemper, Deputy City Clerk
5. [Receive Warrant Requests](#)  
K. Gularte, Accounts Payable
6. [Receive Advisory Body Minutes](#)  
Library Board of Trustees (2/8/18 & 3/8/18)  
Youth Commission (3/7/18)  
Planning Commission (3/27/18)
7. [Quarterly Budget Report and Adjustments – 3<sup>rd</sup> Quarter Fiscal year 2017-18](#)  
R. Cornell, Finance Manager

**Recommendation:** Receive and file the report, providing any direction or requests for future reports, to ensure they meet Council needs.

8. [Approve Fiscal and Debt Policy](#)  
R. Cornell, Finance Manager

**Recommendation:** Direct the City Manager to update the Fiscal Policy and establish a standalone Debt Management Policy.

9. [Approve Resolution No. 18-XXX Awarding Construction Contract for Almendra Gravity Sewer Line](#)  
D. Esperanza, Capital Projects Engineer

**Recommendation:** Approve Resolution 18-XXX awarding a contract for the construction of the Almendra gravity sewer line to Raminha Construction, for \$267,800, and a contract for engineering and construction management-related services to North Coast Engineering for \$39,800, and authorize the City Manager to execute both contracts, in a form approved by the City Attorney, for such work.

10. [Approve Resolution No. 18-XXX Opposing the Tax Fairness, Transparency and Accountability Act of 2018](#)  
T. Frutchey, City Manager

**Recommendation:**

1. Approve Resolution 18-XXX identifying how harmful the proposed Tax Fairness, Transparency and Accountability Act of 2018 would be for the people of Paso Robles.
2. Direct the City Manager to send letters to the California Business Roundtable members and others expressing our concerns over this proposed ballot measure.

11. [Approve Resolution No. 18-XXX Authorizing Acquisition of Surplus Property on the Youth Correctional Facility Site](#)

T. Frutchey, City Manager

**Recommendation:** Approve Resolution 18-XXXX authorizing the City Manager to acquire surplus property through the auspices of the California State Agency for Surplus Property.

**CONSENT CALENDAR ROLL CALL VOTE**

**REPORT ON ITEMS APPROVED ON CONSENT**

**PUBLIC HEARINGS**

12. [Ordinance to Amend the Municipal Code Pertaining to Massage Services, to Provide Limited, Temporary Licensing of Massage Therapists](#)

Ty Lewis, Lieutenant

**Recommendation:** Introduce Ordinance No. XXXX N.S. to amend Sections 5.38.020, 5.38.030, 5.38.070, 5.38.130, 5.38.160 and 5.38.200 of the Municipal Code pertaining to massage services to provide limited, temporary licensing of massage therapists and make related conforming changes

**ROLL CALL VOTE**

13. [Ordinance Amending Section 5.50.020 of the El Paso de Robles Municipal Code to Reauthorize the Public, Educational, and Government \(PEG\) Fees on State Cable Franchisees Operating within the City](#)

T. Frutchey, City Manager

**Recommendation:** Introduce and hold the first reading of Ordinance XXXX N.S. amending section 5.50.020 of the Paso Robles Municipal Code to reauthorize the public, education, and government fee on state cable franchisees operating within the City.

**ROLL CALL VOTE**

14. [Oak Tree Removal Permit \(OTR 18-004 / Landin\) Requesting that the City Council Allow the Removal of One Valley Oak Tree \(23 inch dbh\) at 1133 Turtle Creek Road](#)

D. Nash, Associate Planner

**Recommendation:**

1. Approve Resolution No. 18-XXX finding the Valley Oak tree at 1133 Turtle Creek Road to be in poor condition and likely to cause damage to the property if it were to remain, approve the removal of the tree, and require one 24-inch box replacement Valley Oak tree as mitigation to the tree removal, to be planted on site.
2. Additionally, based on the decline of the tree not being the fault of the current owner, waive the \$600 application deposit.

**ROLL CALL VOTE**

15. [Oak Tree Removal Permit \(OTR 18-006 / Jones\) Requesting that the City Council Allow the Removal of One Valley Oak Tree \(10 inch dbh\) at 1402 Greenwood Court](#)

D. Nash, Associate Planner

**Recommendation:**

1. Approve Resolution 18-xxx finding the Valley Oak tree at 1402 Greenwood Drive to be in poor condition and likely to cause damage to the property if it were to remain, approve the removal of the tree, and require one 24-inch box replacement Valley Oak tree as mitigation to the tree removal, to be planted on site.
2. Additionally, based on the decline of the tree not being the fault of the current owner, waive the \$600 application deposit.

**ROLL CALL VOTE**

## DISCUSSION ITEMS

### 16. California Values Act (SB 54) – (Continued Item)

T. Lewis, Police Commander

#### Recommendation

1. Receive and file this report, affirming the City's current practice of making personal and professional commitments to equal enforcement of the law and equal service to the public. Current practice also permits the exchange of law enforcement information that would comply with both federal and state law, and does not expose the City to the potential expense of litigation.
2. Direct the City Manager and City Attorney to take necessary and appropriate action.

#### ROLL CALL VOTE

### 17. Setting Residential Sewer Charges based on Winter Water Use

M. Thompson, Wastewater Manager

**Recommendation:** Approve Resolution No. 18-XXX, authorizing the City Manager to base residential sewer charges for Fiscal Year 2018-19 on 75% of the average monthly winter water use during the three-month period of December 2017 through February 2018.

#### ROLL CALL VOTE

### 18. FY 2018-19 & FY 2019-20 General Fund Budget Update

R. Cornell, Finance Manager

**Recommendation:** Receive and file this report and provide direction on the preparation of the FY 2018-19 and 2019-20 Budget.

#### ROLL CALL VOTE

## COUNCIL BUSINESS & COMMITTEE REPORTS

### 19. Current Council Committee Activities and Reports

## UPCOMING EVENTS

- City Council Advisory Body Interviews for Parks and Recreation, Youth Commission, and Senior Citizen Advisory – 5:30pm on Wednesday, May 2, 2018 in the Council Chamber/Library Conference Center, 1000 Spring Street, Paso Robles.
- Assistant City Manager Jim Cogan Oath of Office – 4:00pm on Monday, May 7, 2018 in the Council Chamber/Library Conference Center, 1000 Spring Street, Paso Robles.
- Regular Planning Commission Meeting – 6:30pm on Tuesday, May 8, 2018 in the Council Chamber/Library Conference Center, 1000 Spring Street, Paso Robles.
- State of the North County 2018 – 8:30am on Tuesday, May 15, 2018 at the Springhill Suites by Marriott, 900 El Camino Real, Atascadero.
- Regular City Council meeting – 6:30pm on Tuesday, May 15, 2018 in the Council Chamber/Library Conference Center, 1000 Spring Street, Paso Robles.

## ADJOURNMENT

**The deadline for submitting items for the next regular meeting is May 4, 2018**

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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 [www.prcity.com/government/citycouncil/agendas.asp](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.

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