



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

CITY COUNCIL MINUTES

5:00 CLOSED SESSION / 6:30 REGULAR MEETING

Tuesday, May 1, 2018

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

5:00 PM – CALLED 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

Item pulled from closed session agenda

PUBLIC COMMENT REGARDING CLOSED SESSION MATTERS

ADJOURNED TO CLOSED SESSION

6:30 PM – RECONVENED TO OPEN SESSION AND CALLED REGULAR MEETING TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION Father Rodolfo Contreras

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

STAFF AND COMMISSIONER INTRODUCTIONS

REPORT FROM CLOSED SESSION. No reportable action

PRESENTATIONS

1. [National Travel and Tourism Week Proclamation](#)
Mayor Martin read and presented a proclamation to Danna Stroud recognizing National Travel and Tourism week.
2. [Transcontinental Railroad 150th Anniversary Proclamation](#)
Mayor Martin read and presented a proclamation to Fred Strong recognizing the 150th Anniversary of the completion of the Transcontinental Railroad.
3. [30th Anniversary Celebration for Lifestyles Recovery Center, Inc. Award](#)
Mayor Martin read and presented a proclamation to Karolyn London recognizing the 30th Anniversary Celebration for Lifestyles Recovery Center, Inc. award.

GENERAL PUBLIC COMMENT. Mike Cussen, Heidi Sealy, Clark Rudy, Michael Rivera and Francisco Ramirez.

AGENDA ITEMS TO BE DEFERRED

CONSENT CALENDAR

4. [Approved City Council Minutes from 4/17/18](#)
5. [Received Warrant Requests](#)
6. [Received Advisory Body Minutes](#)
Library Board of Trustees (2/8/18 & 3/8/18)
Youth Commission (3/7/18)
Planning Commission (3/27/18)
7. [Received and Filed Quarterly Budget Report and Adjustments – 3rd Quarter Fiscal year 2017-18](#)
8. [Approved Update to Fiscal Policy and Established a Debt Management Policy](#)
9. [Approved Resolution No. 18-044 Awarding Construction Contract to Raminha Construction for the Almendra Gravity Sewer Line](#)
10. [Opposing the Tax Fairness, Transparency and Accountability Act of 2018 and Directed the City Manager to Send Letters to the California Business Roundtable Members and Others Expressing Concern over Proposed Ballot Measure](#) **Pulled for discussion**
11. [Approved Resolution No. 18-045 Authorizing Acquisition of Surplus Property through the California State Agency on the Youth Correctional Facility Site](#)

PUBLIC COMMENT. None

CONSENT CALENDAR ROLL CALL VOTE. Motioned by Councilman Gregory, seconded by Councilman Strong, and passed unanimously to approve Items 4-9 and 11 on a single motion.

AYES: Gregory, Strong, Hamon, Reed and Martin

REPORT ON ITEMS APPROVED ON CONSENT. City Manager Tom Frutchey provided a brief explanation of items approved on the consent calendar.

DISCUSSION ITEM

Motioned by Strong and seconded by Hamon and passed unanimously to have item 16 be heard after the consent calendar.

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

PUBLIC COMMENT. Richard Dunbar, Katherine Levow, Kathleen Hall, Timothy Gearhart, Paul Abramson, Pearl Munak, Martha Jimenez, Yvonne Helms, Aaron Cantrell, Matt McClish, Christine Parker-Kennedy, Madeleine Gallagher, Sharon Wood, Cynthia Lewis, Patricia Fairchild, Naomi Oyler, Susan Gerakaris, Lyle

Grosjean, Curtis Rankin, Betian Webb, Deborah Scarborough, Jane Jennifer Carey, Minam Lamdino, Dagny Peterson, Dee Lacey, Danna Stroud, Kristin Read Compos, Susana Lopez, Barbara Partridge, Robert Skinner, Carole McDonald, Rafael Mariscal, Jeff Horton, Eduardo Velez, Jeraly Escamilla, Diana Gonzalez, Mason Seden-Hansen, Julie Seden-Hansen, Michelle Seden, Frank Cano, Leahandah Bohner, John Rolph, Tom Meyers, Bill Miller, Diana Antenucci, Joel Koman, Victor Streamland, Lorenza Anguiano, Fatima Cervantes, Margaret Schaefer, Tom Ede, Tom Flynn Jr., Dorothy Miller, Robert Jones, Patty Hernandez, Jose Salorio, Pastor Amy Bevenidge, Alexis Nucero, Victor Hernandez, Chip Tamagni, Gary Brown, Geary Whiting, Michael Seden-Hansen, Ed Gallagher, Patty Smith, Ashley Harkey, Peter Byrne, Michael Rivera, CR Lara, Sheila Healy, Travis Allen, Klaus Schumann, Thomas Rusch, Justin Smith, Ann Hillesmill, Lyle Blythe, Francisco Ramirez,

ROLL CALL VOTE. Motioned by Councilman Strong, seconded by Councilman Gregory, and passed unanimously to:

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 take appropriate action to identify flaws with SB 54 and write a letter to the Governor, Senator Monning, Assemblyman Cunningham, and the League of California Cities, recommending that these flaws be addressed and resolved.

AYES: Strong, Gregory, Hamon, Reed and Martin

PUBLIC HEARINGS

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

PUBLIC COMMENT. Ali Bowen and Kitty Arosteguy.

ROLL CALL VOTE. Motioned by Councilman Gregory, seconded by Councilman Strong, and passed unanimously to introduce an Ordinance 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

AYES: Gregory, Strong, Hamon, Reed and Martin

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](#)
Continued to 5/7/18 Special City Council Meeting

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](#)

PUBLIC COMMENT. None

ROLL CALL VOTE. Motioned by Councilman Strong, seconded by Councilman Hamon, and passed unanimously to:

1. Approve Resolution No. 18-046 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, waived the \$600 application deposit.

AYES: Strong, Hamon, Gregory, Reed and Martin

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](#)

PUBLIC COMMENT. Chip Tamagni

ROLL CALL VOTE. Motioned by Councilman Hamon, seconded by Councilman Gregory, and passed unanimously to:

1. Approve Resolution No. 18-047 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 a site chosen by City staff.
2. Additionally, based on the decline of the tree not being the fault of the current owner, waive the \$600 application deposit.

AYES: Hamon, Gregory, Strong, Reed and Martin

DISCUSSION ITEMS

17. [Setting Residential Sewer Charges based on Winter Water Use](#)
Continued to 5/7/18 Special City Council Meeting
18. [FY 2018-19 & FY 2019-20 General Fund Budget Update](#)
Continued to 5/7/18 Special City Council Meeting

ITEM PULLED FROM THE CONSENT AGENDA FOR DISCUSSION

10. [Opposing the Tax Fairness, Transparency and Accountability Act of 2018 and Directed the City Manager to Send Letters to the California Business Roundtable Members and Others Expressing Concern over Proposed Ballot Measure](#)

PUBLIC COMMENT. Sheila Healy and Chip Tamagni.

ROLL CALL VOTE. Motioned by Councilman Strong, seconded by Councilman Hamon, and passed 4 -1 (Councilmember Reed opposed) to:

1. Approve Resolution No. 18-048 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.

AYES: Strong, Hamon, Gregory, and Martin

NOES: Reed

COUNCIL BUSINESS & COMMITTEE REPORTS

11. **Current Council Committee Activities and Reports**
Due to the high volume of public comments and length of the meeting, Council committee activities and reports were not heard.

ADJOURNMENT of the regular meeting at **11:17 PM.**

Motioned by Councilman Hamon, seconded by Mayor Martin, and passed unanimously to adjourn the regular meeting.

Submitted by:

Kristen L. Buxkemper, Deputy City Clerk
Approved: