



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

**CITY COUNCIL MINUTES**

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

**December 20, 2016**

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**Location: Paso Robles Library/City Hall Conference Center**  
**1000 Spring Street, Paso Robles**

**5:30 PM – CALL TO ORDER**

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

**CLOSED SESSION ITEMS**

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

Pursuant to Government 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 Legal Counsel – Existing Litigation (2 cases)**

Gov. Code section 54956.9(d)(1)

1. Steinbeck Vineyards #1 LLC et al. v. County of San Luis Obispo, et al., Santa Clara County Superior Court Case No. 1-14-CV-265039
2. Robert Eidemiller v. County of San Luis Obispo, et al., Santa Clara County Superior Court Case No. 1-14-CV-269212

**PUBLIC COMMENT REGARDING CLOSED SESSION MATTERS.** None

**ADJOURN TO CLOSED SESSION**

**6:30 PM – RECONVENE TO OPEN SESSION AND CALL REGULAR MEETING TO ORDER**

**PLEDGE OF ALLEGIANCE**

**PERFORMANCE AND INVOCATION** - Pastor Pat Sheean

**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**

2. **[Drought Conservation Progress Report](#)**

Director McKinley reported on City conservation efforts.

**PUBLIC COMMENT.** Karl Hansen

3. **[Employee Recognition – Police Detectives](#)**

Chief of Police Robert Burton and City Manager Tom Frutchey presented certificates of recognition to Police Detectives Chris McGuire, Eric Azervand, Ricky Fehr, and Volunteer John Taylor

**PUBLIC COMMENT.** None

**GENERAL PUBLIC COMMENTS.** Dale Gustin

**AGENDA ITEMS TO BE DEFERRED.** None

**CONSENT CALENDAR**

4. [Approving City Council Minutes from 12/6/16](#)
5. [Receiving Warrant Registers](#)
6. [Receiving Advisory Body Minutes](#)  
Youth Commission (11/2/16)  
Planning Commission (11/8/16)  
Library Board (11/10/16)  
Parks and Recreation (11/14/16)  
Senior Citizen Advisory Committee (11/14/16)
7. [Approving Diablo Canyon Power Plant Agreement - PULLED FOR DISCUSSION](#)
8. [Authorizing City Litter Container Service by Paso Robles Waste and Recycle](#)
9. [Approving Design Services to Develop Pedestrian Access Improvements along 13<sup>th</sup> Street -Park to Pine](#)  
**PULLED FOR DISCUSSION**
10. [Awarding Contracts for Landscape and Lighting District Maintenance](#)
11. [Implementing the Public Safety Camera System Pilot Program](#)
12. [Awarding 2016 Annual Sidewalk Repair Project](#)  
Additional language was added to this item to include “not to exceed” budget amounts.
13. [Approving Emergency Operations Center Audio Visual Equipment Replacement](#)
14. [Approving Resolution 16-161 to Approve and Authorize the Execution of an Agreement for Exchange of Real Property Interests \(417 Montebello Oaks Drive – Robert Fash\)](#)
15. [Approving Council Policies and Procedures](#)

**PUBLIC COMMENT.** None

**ROLL CALL VOTE.** Motion made by Councilman Strong and seconded by Councilman Gregory to approve consent items 4-6, item 8, and items 10-15 on a single motion.

**AYES:** Strong, Gregory, Hamon, Reed, Martin

**REPORT ON ITEMS APPROVED ON CONSENT.** City Manager Tom Frutchey provided a summary on the items that Council approved on the Consent Calendar

**PUBLIC HEARINGS**

16. [Parking Agreement Amendment – Hacienda del Norte \(529 10<sup>th</sup> Street / Triton Community Development, LLC\)](#)

**PUBLIC COMMENT.** Duane Henry

**ROLL CALL VOTE #1.** Motion made by Councilman Gregory and seconded by Councilman Reed to approve a resolution amending the Parking Agreement for Hacienda del Norte project, allowing the parking reduction to continue, based on the residents being elderly or permanently disables. The motion failed.

**AYES:** Gregory, Reed

**NOES:** Hamon, Strong, Martin

**ROLL CALL VOTE #2.** Motion made by Councilman Strong and seconded by Councilman Hamon to bring back alternatives for a modified parking arrangement.

**AYES:** Strong, Hamon, Gregory, Reed, Martin

## DISCUSSION ITEMS

### 17. Use of Reserves

#### a. Utilize Reserves for Pension Cost Savings

**PUBLIC COMMENT.** Dale Gustin

**ROLL CALL VOTE.** Motion made by Councilman Strong and seconded by Councilman Gregory to direct the City Manager to:

1. Work with NHA financial advisors to undertake the preparatory steps for setting up the pension savings plan program.
2. Return to City Council for additional approvals necessary to implement the program, to include investing \$2.5 M in a CalPERS pay-down and \$2.5 M in a Section 115 Trust. As this is just authorization for preparatory steps, no formal commitments are to be made without additional Council action.

**AYES:** Strong, Gregory, Hamon, Reed, Martin

#### b. Partnership in Local Investment Pilot Program by the City and Heritage Oaks Bank

**PUBLIC COMMENT.** Dale Gustin

**ROLL CALL VOTE.** Motion made by Councilman Hamon and seconded by Councilman Strong to:

1. Approve Resolution No. 16-162, modifying the current Investment Policy to accommodate participation in the Community Sustainability Program with Heritage Oaks Bank.
2. Direct the City Manager and City Treasurer to enter into the pilot program with Heritage Oaks Bank, reporting back every six months.

**AYES:** Strong, Gregory, Hamon, Reed, Martin

### 18. Economic Development Initiative

**PUBLIC COMMENT.** Gina Fitzpatrick, Larry Werner, Dale Gustin

**ROLL CALL VOTE.** Motion made by Councilman Gregory and seconded by Councilman Hamon to direct the City Manager to:

1. Finalize an agreement with the Chamber of Commerce as lead agency for economic development; and to develop a parallel program with the Hispanic Business Association.
2. Approve a Budget Adjustment Request for \$72,000, one-half of the needed annual appropriation, such funds to come from the Economic Development program, where the \$1.1 M PG&E fund use will be tracked.
3. Establish an ad hoc Economic Development Committee, to include two Councilmembers and two Chamber Board members, with one member from the HBA Board, one member from the Main Street Board, one representative from Paso Robles Main Street, and one person from the Economic Vitality Board (EVC) to be selected later.

**AYES:** Gregory, Hamon, Strong, Reed, Martin

**Council took a short break and resumed Discussion items at 8:37**

### 19. General Plan Circulation Element Update – Authorize Contracts with Central Coast Transportation Consulting and the Wallace Group for Consulting Services Relating to a Comprehensive Update of the Circulation Element and Development Impact Fee Program, and Authorize Request for Proposals to Update the Bicycle and Pedestrian Master Plan

**PUBLIC COMMENT.** Joe Fernandez, Jorge Aguilar, Dale Gustin, Larry Werner

**ROLL CALL VOTE.** Motion made by Councilman Gregory and seconded by Councilman Hamon to: Authorize initiation of a comprehensive update to the Circulation Element and Needs List by authorizing the City Manager to approve contracts by the following actions:

1. Approve Resolution No. 16-163, with added language by the City Attorney, authorizing the City Manager to enter into a sole source consultant agreement with Central Coast Transportation Consulting to update the Travel Demand Model and provide reporting as basis for an Amendment to the Circulation Element of the General Plan for a not to exceed fee of \$145,900.

2. Approve Resolution No. 16-164, with added language, authorizing the City Manager to enter into a sole source consulting agreement with the Wallace Group to provide conceptual planning and cost and cost estimating for items on the Development Impact Fee Program Needs List for a not to exceed fee of \$103,729.
3. Approve Resolution No. 16-165, with added language, authorizing the City Manager to enter into a sole source consulting agreement with Wallace Group to analyze the feasibility of permitting and constructing a low water crossing of the Huer Huero Creek for a not to exceed fee of \$33,800.
4. Approve Resolution No. 16-166 authorizing City staff to issue Requests for Proposals to prepare an update to the City's Bicycle and Pedestrian Master Plan for an amount not to exceed \$50,000.

**AYES:** Gregory, Hamon, Strong, Reed, Martin

20. [Schedule Dates to Interview Applicants and Make Appointments to the Planning Commission and Housing Authority Board of Commissioners](#)

**PUBLIC COMMENT.**

**ROLL CALL VOTE.** The following dates were selected for Planning Commission and Housing Authority Board of Commissioners Interviews:

- Wednesday, January 25, 2017 at 6:00pm
- Thursday, January 26, 2017 at 6:00pm

**ITEMS PULLED FROM CONSENT CALENDAR FOR DISCUSSION**

7. [Approve Diablo Canyon Power Plant Agreement](#)

**PUBLIC COMMENT.** Dale Gustin

**ROLL CALL VOTE.** Motion made by Councilman Hamon and seconded by Councilman Gregory to affirm the agreement negotiated by the Coalition of Cities and the County with PG&E, addressing the economic impacts of the closure of the Diablo Canyon Power Plant and agreeing to a series of mitigations designed to minimize those impacts in Paso Robles.

**AYES:** Hamon, Gregory, Strong, Reed, Martin

9. [Approve Design Services to Develop Pedestrian Access Improvements along 13<sup>th</sup> Street from Park to Pine](#)

**PUBLIC COMMENT.** Dale Gustin

**ROLL CALL VOTE.** Motion made by Councilman Strong and seconded by Councilman Hamon to:

1. Authorize the City Manager to enter into an agreement with the Wallace Group in the amount of \$79,984, to assist in conducting a review of pedestrian safety, storm drainage, and related issues along 13<sup>th</sup> Street in the area of Park and Pine Avenues, and authorize the City Manager and City Attorney to make any minor adjustments in the contract that arise, consistent with the goals and direction of the Council;
2. Approve a Budget Appropriation Request to use an Urban State Highway Act (USHA) Grant in the amount of \$120,000, to be used for designing and installing pedestrian, storm drainage, and related improvements along 13<sup>th</sup> Street between Pine and Park Street.

**AYES:** Strong, Hamon, Gregory, Reed, Martin

**COUNCIL COMMITTEE ASSIGNMENTS**

21. [City Council Committee Assignments](#)

**ACTION:** Council revised the current liaison assignments to standing Council committees.

**COUNCIL BUSINESS & COMMITTEE REPORTS**

22. **Current Council Committee Activities Reports**

Councilmembers reported on actions at recent committee meetings and other organizations at which they represent the Council and City.

**ADJOURNMENT of regular meeting at 9:34pm**

Motion made by Councilman Gregory, seconded by Councilman Strong and passed unanimously to adjourn regular meeting.

Submitted by:



Kristen L. Buxkemper, Deputy City Clerk

Approved: January 17, 2017