



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

CITY COUNCIL MINUTES

5:00 CLOSED SESSION
6:30 REGULAR MEETING

Tuesday, July 19, 2016

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

5:00 PM – CALLED TO ORDER

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

PUBLIC COMMENT REGARDING CLOSED SESSION MATTERS – None

ADJOURNED TO CLOSED SESSION

CLOSED SESSION

- **Conference with Legal Counsel – Existing Litigation (4 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*

3. *City of Paso Robles v. Quorum Realty Fund, et al., San Luis Obispo County Superior Court Case No. 14-CVP-0125*

4. *Quorum Realty Fund IV v. City of Paso Robles, San Luis Obispo County Superior Court Case No. 14-CVP-0174*

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

INVOCATION – Kim McGrew

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

REPORT FROM CLOSED SESSION – *No reportable action*

PRESENTATIONS

1. **12th Street Award**

T. Frutchey, City Manager

City Manager Frutchey spoke about the American Association of Civil Engineers award received by the City for the 12th Street project. Ditas Esperanza received the award on behalf of the City.

2. **Drought Conservation Progress Report**

D. McKinley, Director of Public Works

Director McKinley reported on City conservation efforts.

GENERAL PUBLIC COMMENT-- Mike Cussen, Gerald Dallons, John Drinkwater, and Dale Gustin

AGENDA ITEMS TO BE DEFERRED

Item 19 was deferred at the request of the applicant to the August 2, 2016 City Council meeting.

3. **CONSENT CALENDAR**
Approve City Council Minutes from 6/21/2016
4. Approve Warrant Registers from 7/01/2016 and 7/08/2016
5. Advisory Body Minutes
Senior Citizen Advisory Committee (5/9/2016)
Parks and Recreation Advisory Committee (5/9/2016)
Travel Paso Robles Alliance (5/18/2016, 5/24/2016, 6/14/2016)
6. Second Reading, by Title Only, of an Ordinance Amending the City's Municipal Code Regarding Mandatory Water Restrictions
Pulled for Discussion by Dale Gustin
7. Second Reading, by Title Only, of Ordinance 1030 N.S. Amending Borkey Area Specific Plan Subarea A Regarding River Oaks II Expansion and Ordinance 1031 N.S. Amending Zoning Map 13-001
8. Support of the County's Efforts to Protect Oak Trees in Northern San Luis Obispo County
Pulled for Discussion by Dale Gustin
9. Establishing a New Lease Agreement with Arnold Del Rio for the Aircraft Hangar Located at 5052 Wing Way at the Municipal Airport
Pulled for Discussion by Councilmember Reed
10. Extending the Existing Lease Agreement with Darrell and Milene Radford for the Aircraft Hangar Located at 5072 Wing Way at the Municipal Airport
Pulled for Discussion by Councilmember Reed
11. Authorize the Replacement of the Control Panel for the Landfill Gas Flare System
12. Approve a Memorandum of Understanding between the City of Paso Robles and the San Luis Obispo Council of Governments (SLOCOG) and the Regional Transit Authority (RTA) in Regards to the Coordination of Ongoing Transit Planning and the Programming of Federal Transit Funds
13. Approve Resolution No. 16-091 Establishing a License Fees and Authorize the City Manager to Execute a Contract with HdL Companies for a Business License Software Upgrade
14. Approve Resolution No. 16-092 Declaring Certain City Property as Surplus and Authorizing Their Sale to Recyclers, Wholesalers, or by Public Auction, Bid or Sale
15. Approve Resolution No. 16-093 Authorizing the City Manager to Enter into a Contract with West Coast Arborists in the Amount of \$12,575 for Tree Maintenance
16. Approve Resolution No. 16-094 Authorizing an Easement Acquisition Agreement to Relinquish a Portion of a Public Open Space Easement to Facilitate the Private Development of 16 Apartment Units

PUBLIC COMMENT-- None

ROLL CALL VOTE

Consent Calendar items 3-5, 7, and 11-16 were approved on a single motion by Councilman Hamon and seconded by Councilman Strong.

Motion passed by the following roll call vote:

AYES: Hamon, Strong, Gregory, Reed, Martin

Councilman Gregory, due to a stated conflict of interest, recused himself on item 7.

PUBLIC HEARINGS

17. [Adopting Bylaws for the Airport Commission; Introducing an Ordinance for a First Reading, Establishing an Airport Commission and Dissolving the Airport Advisory Committee](#)

For the City Council to adopt bylaws for the airport commission; introduce Ordinance XXX N.S. for a first reading, which establishes an airport commission and dissolves the Airport Advisory Committee

PUBLIC COMMENT-- David Fretwell

ROLL CALL VOTE

Motion by Councilman Gregory, seconded by Councilman Strong to refer this item to the Airport Advisory Committee for review and recommendation.

Motion passed by the following roll call vote:

AYES: Gregory, Strong, Hamon, Reed, Martin

18. [Approve Resolution No. 16-XXX to Adopt the 2015 Urban Water Management Plan with Proposed Changes](#)

For the City Council to hold a public hearing and consider adoption of the 2015 Urban Water Management Plan

PUBLIC COMMENT-- Dale Gustin

ROLL CALL VOTE

Motion by Councilman Strong, seconded by Councilman Gregory to approve Resolution 16-095 to adopt the 2015 Urban Water Management Plan with the proposed changes.

Motion passed by the following roll call vote:

AYES: Strong, Gregory, Hamon, Reed, Martin

DISCUSSION ITEMS

19. [Status of City Property South of Paso Robles Street/7th Street Intersection and Extension of Temporary Use Permit 12-003](#)

For the City Council to determine whether City-owned property (the "City Property") south of the Paso Robles Street and 7th Street intersection should be dedicated as a City street and approve Encroachment and License Agreement with Paul Viborg and Debbie Sturgis-Viborg. In addition, determine whether to approve request for extension of Temporary Use Permit 12-003 for storage of vehicles and equipment.

This item 19 was deferred to the August 2, 2016 City Council meeting at the request of the applicant.

20. [Habitat for Humanity Fee Waiver](#)

For the City Council to direct staff to respond to Habitat for Humanity's May 12th letter requesting a 50% fee reduction for a low income, affordable housing project approved at 2811 Vine Street (PD 11-002 / tentative tract map 3036).

PUBLIC COMMENT-- Julia Ogden, Dale Gustin and Victor Streamland

ROLL CALL VOTE

Motion by Councilman Hamon, seconded by Councilman Gregory to approve Resolution 16-096 allowing a fee waiver for the Habitat for Humanity project with the additional requirement to record a deed restriction requiring repayment of City fee waivers if the unit is sold at market rate or to anyone making more than 60% of Area Median Income (AMI)

Motion passed by the following roll call vote:

AYES: Hamon, Gregory, Strong, Martin

NOES: Reed

21. [Creston Road Street Improvement Plan](#)

For the City Council to receive a presentation on a plan for the repairs and improvements of the Creston Road Corridor – South River Road to Niblick, and to provide direction to staff.

PUBLIC COMMENT-- Dale Gustin and Cody Ferguson.

ROLL CALL VOTE

Motion by Councilman Gregory, seconded by Councilman Strong to receive plans for addressing repairs and improvements to the Creston Road Corridor and direct staff to ensure City Council involvement in the design process, including one or more Council meetings to be held outside City Hall simultaneously with the community design meetings.

Motion passed by the following roll call vote:

AYES: Gregory, Hamon, Reed, Strong, Martin

ITEMS PULLED FROM THE CONSENT CALENDAR FOR DISCUSSION

6. [Second Reading, by Title Only, of Ordinance 1032 N.S. Amending the City's Municipal Code Regarding Mandatory Water Restrictions](#)

For the City Council to consider modification of the City's Water Shortage Contingency to allow flexibility in meeting a lower conservation mandate.

PUBLIC COMMENT - None

ROLL CALL VOTE

Motion by Councilman Strong, seconded by Councilman Hamon to approve second reading, by title only, of Ordinance 1032 N.S. Amending the City's Municipal Code Regarding Mandatory Water Restrictions.

Motion passed by the following roll call vote:

AYES: Strong, Hamon, Gregory, Reed, Martin

8. [Approve Resolution No. 16-XXX in Support of the County's Efforts to Protect Oak Trees in Northern San Luis Obispo County](#)

For the City Council to approve a resolution in support of the County's efforts to protect oak trees in Northern San Luis Obispo County.

PUBLIC COMMENT-- Dale Gustin

ROLL CALL VOTE

Motion by Councilman Strong, seconded by Councilman Gregory to approve Resolution No. 16-097 in Support of the County's Efforts to Protect Oak Trees in Northern San Luis Obispo County.

Motion passed by the following roll call vote:

AYES: Strong, Gregory, Hamon, Reed, Martin

9. Establishing a New Lease Agreement with Arnold Del Rio for the Aircraft Hangar Located at 5052 Wing Way at the Municipal Airport

For the City Council to approve a new lease agreement with Arnold Del Rio for the aircraft hangar located at 5052 Wing Way at the Municipal Airport.

PUBLIC COMMENT-- Cody Ferguson and David Fretwell

ROLL CALL VOTE

Motion by Councilman Gregory, seconded by Councilman Strong to approve a month-to-month lease extension with Arnold Del Rio for the Aircraft Hangar located at 5052 Wing Way at the Municipal Airport for a maximum of 6 months, providing time for the Council to consider and adopt new leasing policies.

Motion passed by the following roll call vote:

AYES: Gregory, Strong, Reed, Martin

Councilmember Hamon recused himself on this matter, due to a conflict of interest.

10. Extending the Existing Lease Agreement with Darrell and Milene Radford for the Aircraft Hangar Located at 5072 Wing Way at the Municipal Airport

For the City Council to approve an extension to the existing lease agreement with Darrell and Milene Radford for the aircraft hangar located at 5072 Wing Way at the Municipal Airport.

PUBLIC COMMENT-- Cody Ferguson

ROLL CALL VOTE

Motion by Councilman Gregory, seconded by Councilman Strong to adopt Option approve a lease extension with Darrell and Milene Radford for the Aircraft Hangar located at 5072 Wing Way at the Municipal Airport for a maximum of 6 months and requiring the City to perform by finishing a new lease agreement document.

Motion passed by the following roll call vote:

AYES: Gregory, Strong, Reed, Martin

Councilman Hamon, due to a stated conflict of interest, recused himself on this matter. He left the Chambers at 9:46pm and returned at 10:12pm after all actions were completed.

COUNCIL BUSINESS & COMMITTEE REPORTS

22. Current Council Committee Activities Reports

Councilmembers and the Mayor reported on Committee activities and other related City business.

ADJOURNMENT OF REGULAR MEETING AT: 10:18 pm.

Motion by Councilman Strong, seconded by Councilman Gregory to adjourn regular meeting

Motion passed by the following voice vote:

AYES: Strong, Gregory, Hamon, Reed, Martin

Submitted by:



Kristen L. Buxkemper, Deputy City Clerk

Approved: August 2, 2016