



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

## CITY COUNCIL MINUTES

5:00 CLOSED SESSION / 6:30 REGULAR MEETING

Tuesday, July 17, 2018

Wednesday, July 18, 2018 (Continued Meeting)

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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

- **Conference with Legal Counsel - Existing Litigation**

Pursuant to Government Code Section 54956.9(d)(1)

Pacific West Hotels & Resorts, Inc. *et al.* v. City of El Paso de Robles, San Luis Obispo County Superior Court Case No. 18CVP-0220

- **Meet and Confer Conference with Labor Negotiator (Withdrawn from Agenda)**

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

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

**ADJOURNED TO CLOSED SESSION**

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

**PLEDGE OF ALLEGIANCE**

**INVOCATION** Dan Feldman, Atheists United

**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. **RISE - Nonprofit of the Year Award**

Mayor Martin read a Certificate of Recognition honoring RISE as the recipient of the *Nonprofit of the Year* award. No representative was present to accept and was rescheduled for the August 7, 2018 meeting.

2. **League of California Cities Presentation**

Richard Garbarino, president of the League of California Cities, reported on League issues and activities.

3. **Conservation Report**

Public Works Director McKinley reported on City Water Conservation efforts.

**JULY 17, 2018 GENERAL PUBLIC COMMENTS.** Michael Rivera, Jeff Horton, Chip Tamagni, and John Borst  
**JULY 18, 2018 GENERAL PUBLIC COMMENTS.** Dale Gustin, Donna Fauber, and John Borst

### **AGENDA ITEMS TO BE DEFERRED**

Agenda Item No. 17 was be opened for Public Comment then continued to a recessed meeting on July 18, 2018.

### **CONSENT CALENDAR**

4. [Approved City Council Minutes from 6/19/18 and 6/20/18](#)
5. [Received Warrant Requests](#)
6. [Received Advisory Body Minutes](#)  
Senior Citizen Committee (5/14/18)  
Parks and Recreation Committee (5/14/18)  
Planning Commission (5/8/18 – 6/12/18)
7. [Approved Resolution No. 18-100 Authorizing an Appropriation from the State Gas Tax Fund for the Approved Paso Robles Street Project, Authorized the City Manager to Execute an Agreement with Papich Construction to complete Hot Spot Repairs, and a Contract with PEI to Provide Quality Assurance and Laboratory Testing](#)
8. [Approved Resolution No. 18-101 Approving a Delta Dental Contract Renewal and Authorizing the City Manager to Extend Contract through December 31, 2019](#)
9. [Approved Resolution No. 18-102 Approving Update of Wastewater Collection System Master Plan and Authorizing the City Manager to Execute a Professional Services Contract with Water Systems Consulting, Inc.](#)
10. [Approved Setting Interim Impact Fees for Airport Hangar Projects](#)  
*Pulled for Discussion by Councilmember Gregory*
11. [Established an On-Call Services List for Material Testing, Inspection, Geotechnical, Traffic Engineering, and Engineering Plan Checking](#)  
*Pulled for discussion by Councilmember Reed*
12. [Approved Resolution No. 18-103 Approving Caltrans Sustainable Transportation Planning Grant Authorization, Execution of Agreements and Contract with Caltrans, and Budget Appropriations](#)

**PUBLIC COMMENT.** None

**CONSENT CALENDAR ROLL CALL VOTE.** Motioned by Councilmember Strong, seconded by Councilmember Hamon, and passed unanimously to approve items 4-9 and 12 on a single motion.

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

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

### **PUBLIC HEARINGS**

13. [Resolution Confirming the Existence of Public Nuisance\(s\) Creating a Potential Fire Hazard and Ordering the Abatement of Weeds or Noxious Growth](#)

**PUBLIC COMMENT.** Chip Tamagni and Trine Marlen

**ROLL CALL VOTE.** Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to approve Resolution No. 18-104 confirming the existence of public nuisance(s) and ordering the abatement of weeds or noxious growth to abate the nuisance. In addition, the Council directed staff to consider changing current regulations, to discourage discing under tree canopies, as it can add stress to native oaks and other trees.

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

14. [General Plan Amendment 18-00, Rezone 18-001, Tentative Parcel Map 17-0116– 1530 Lyle Lane \(APN: 025-011-023\)](#)

**PUBLIC COMMENT.** None

**ROLL CALL VOTE #1.** Motioned by Councilmember Hamon, seconded by Councilmember Gregory, and passed unanimously to approve Resolution No. 18-105, certifying the project's Negative Declaration.

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

**ROLL CALL VOTE #2.** Motioned by Councilmember Hamon, seconded by Councilmember Gregory, and passed unanimously to approve Resolution No. 18-106, for General Plan Amendment 18-001 to change the General Plan Land Use Map for the site from RSF-1 to RSF-2.

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

**ROLL CALL VOTE #3.** Motioned by Councilmember Hamon, seconded by Councilmember Gregory, and passed unanimously to introduce an Ordinance for first reading by title only, adopting an ordinance amending the Zoning Map consistent with the General Plan Amendment.

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

**ROLL CALL VOTE #4.** Motioned by Councilmember Hamon, seconded by Councilmember Gregory, and passed unanimously to approve Resolution No. 18-107, approving Tentative Parcel Map 17-0116, subject to Conditions of Approval and Findings.

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

15. [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](#)

**PUBLIC COMMENT.** None

**ROLL CALL VOTE.** Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to introduce and hold the first reading of an Ordinance, amending section 5.50.020 of the Paso Robles Municipal Code to reauthorize the public, educational, and government fee on state cable franchisees operating within the City.

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

## DISCUSSION ITEMS

16. [Public Safety Camera System Evaluation Update](#)

**PUBLIC COMMENT.** Jeff Horton and Chip Tamagni

**ROLL CALL VOTE.** Motioned by Councilmember Gregory, seconded by Councilmember Hamon, and passed unanimously to authorize the Police Department to continue operation of the public safety camera system, transitioning from a pilot program to a permanent program.

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

17. [Consideration of a City-Proposed Sales Tax Ballot Measure; Setting Priorities for the Filing of Written Arguments and Rebuttals; and Directing the City Attorney to Prepare an Impartial Analysis](#)  
*Item #17 was continued to the recessed City Council meeting of July 18, 2018.*

## ITEMS PULLED FROM THE CONSENT CALENDAR FOR DISCUSSION

10. [Setting Interim Impact Fees for Airport Hangar Projects](#)

**PUBLIC COMMENT.** John Borst and Trine Marlen

**ROLL CALL VOTE.** Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to approve Resolution No. 18-109 approving reduced traffic mitigation fees for airport hangars at the rate recommended by David Taussig and Associations for heavy industrial land use, which reduction shall remain in effect until such time that the City Council adopts a new schedule of traffic mitigation fees.

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

11. [Establishing an On-Call Services List for Material Testing, Inspection, Geotechnical, Traffic Engineering, and Engineering Plan Checking](#)

**PUBLIC COMMENT.** None

**ROLL CALL VOTE.** Motioned by Councilmember Gregory, seconded by Councilmember Hamon, and passed unanimously to approve Resolution No. 18-110 authorizing the Community Development Department to use the attached list of consultants, for material testing, inspection, and geotechnical services, traffic engineering services, and engineering plan checking of public and private infrastructure constructed by City and private developers.

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

## **COUNCIL BUSINESS & COMMITTEE REPORTS**

18. [Current Council Committee Activities and Reports](#)

Councilmembers and the mayor reported on Committee attendance and other City related activities.

**RECESS** of the July 17, 2018 regular City Council meeting at **8:20PM**.

Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to recess the regular meeting to Wednesday, July 18, 2018.

## **ITEM CONTINUED TO JULY 18, 2018**

17. [Consideration of a City-Proposed Sales Tax Ballot Measure; Setting Priorities for the Filing of Written Arguments and Rebuttals; and Directing the City Attorney to Prepare an Impartial Analysis](#)

**JULY 18, 2018 PUBLIC COMMENT.** Cody Ferguson, John Reynolds, Jeff Carr, Chip Tamagni, Michael Rivera, Sheila Healy, Trine Marlen, Jan Albin, Michael Upton, John Borst, and Dale Gustin.

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

1. Approve Resolution No. 18-108 calling for and giving notice of two measures to be placed on the November 6, 2018 ballot. The first measure would enact an additional half-percent sales tax to upgrade deteriorating streets and sidewalks and address other general revenue purposes. The second measure would be an advisory measure, asking the voters if the additional revenues should be used primarily for the purpose of repairing and maintaining the City's streets and sidewalks.
2. Direct the City Attorney to draft the impartial analysis for the sales tax measure and allow for arguments and rebuttals.

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

**ADJOURNMENT** of the July 18, 2018 recessed City Council meeting at **9:15PM**.

Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to adjourn the July 18, 2018 recessed City Council meeting.