



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

CITY COUNCIL MINUTES

5:00 CLOSED SESSION / 6:30 REGULAR MEETING

Tuesday, August 21, 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

- **Conference with Legal Counsel - Anticipated Litigation (1 case)**
Gov. Code section 54965.9(d)(2)

- **Conference with Legal Counsel – Existing Litigation (2 cases)**
Gov. Code section 54956.9(d)(1)
 1. Pacific West Hotels & Resorts, Inc. v. City of El Paso de Robles, San Luis Obispo County Superior Court Case No. 18CVP-0220
 2. City of Paso Robles v. California Department of Finance, Sacramento County Superior Court Case No. 34- 2017-80002743

- **Conference with Real Property Negotiators**
Pursuant to Government Code Section 54956.8
Property: 1345 Park Street
City Negotiator: Thomas Frutchey, City Manager
Under Negotiation: Price and terms of payment

- **Meet and Confer Conference with Labor Negotiator**
Gov. Code section 54957.6
City Negotiator: Thomas Frutchey, City Manager
Employee Organizations: 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 Barbara Miller, St. James Episcopal Church

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. [Conservation Report and Capital Project Update](#)

Public Works Director McKinley reported on City water conservation efforts and progress towards completion of Capital Projects.

PUBLIC COMMENT. Dale Gustin, Gerald Stover, Chip Tamagni, and Linda Akin.

2. [Daniel Hackett Retirement](#)

Mayor Martin read and presented a Proclamation honoring Officer Daniel Hackett for his years of service to the citizens of Paso Robles. Officer Hackett was accompanied by 13 fellow officers.

GENERAL PUBLIC COMMENTS. John Borst

AGENDA ITEMS TO BE DEFERRED - None

CONSENT CALENDAR

3. [Approved City Council Minutes from 8/7/18](#)

4. [Received Warrant Requests](#)

5. [Received Advisory Body Minutes](#)

Library Board (7/12/18)

6. [Read, by Title Only, and Adopted Ordinance 1059 N.S. Amending Paso Robles Municipal Code, Title 1, General Provisions](#)

7. [Read, by Title Only, and Adopted Ordinance 1060 N.S. Amending Zoning Code Section 21.19, Sign Ordinance, to Change the Definition of "Political" signs to "Temporary Non-Commercial" Signs, and Other Minor Text Modifications](#)

8. [Received and Filed Quarterly Budget Report and Adjustments – 4th Quarter Fiscal Year 2017-18](#)
Pulled for Discussion

9. [Approved Resolution No. 18-120 Approving Comprehensive Agreement with Unrepresented, Confidential, Professional and Management Group \(MGMT Group\) and Part-Time Employee Wages](#)

10. [Approved Support Services Contract with Dixon Resources Unlimited to Implement 2018 Parking Action Plan and Appropriate Funds from the Downtown Parking Fund](#)
Pulled for Discussion

11. [Approved Resolution No. 18-121 Accepting Final Map PRAL 18-0031 for Recordation \(1610 Commerce Way / SG Management Enterprises, Inc.\)](#)

12. [Rescheduled September 2018 City Council Meeting to Thursday, September 6, 2018](#)

PUBLIC COMMENT. Dale Gustin and Michael Rivera

CONSENT CALENDAR ROLL CALL VOTE. Motioned by Councilmember Gregory, seconded by Councilmember Hamon, and passed unanimously to approve items 3 - 7, 9, 11, and 12 on a single motion.

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

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

PUBLIC HEARINGS

13. [Planned Development PD 18-001, Oak Tree Removal OTR 18-14 / Justin Winery Building No. 3 / 2265 Wisteria Lane: A Request to Construct a New Wine Storage Building and Remove 13 Native Oak Trees at the Existing Justin Vineyard and Winery Facility Business Park](#)

PUBLIC COMMENT. Gerald Stover, Michael Rivera, Owen Belletto, Joe Plummer, Josh Cross, Derek Kirk, and Dale Gustin

ROLL CALL VOTE #1. Motioned by Councilmember Gregory, seconded by Councilmember Hamon, and passed unanimously to approve Resolution No. 18-122, certifying the Mitigated Negative Declaration for the project.

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

ROLL CALL VOTE #2. Motioned by Councilmember Gregory, seconded by Councilmember Hamon, and passed unanimously to approve Resolution No. 18-123, approving OTR 18-14 allowing the removal of 13 oak trees (5 of which are dead) based on the finding that no reasonable alternative exists for the project.

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

ROLL CALL VOTE #3. Motioned by Councilmember Gregory, seconded by Councilmember Hamon, and passed unanimously to approve Resolution No. 18-124, approving Planned Development 18-001 subject to site-specific conditions of approval.

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

14. [Historic Preservation Review \(HPR 18-02\) – Paso Market Walk / 1803 Spring Street: A Request for Exterior Rehabilitation and Building Additions to the Existing Historic Building](#)

PUBLIC COMMENT. Dale Gustin and Michael Rivera

ROLL CALL VOTE. Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to approve Resolution No. 18-125, approving Certificate of Appropriateness HPR 18-02.

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

15. [Oak Tree Removal Permit 18-01 for 1002 and 1004 Par Avenue: Request to Remove One 24-inch Valley Oak tree located within the Par Avenue Right of Way \(APN: 009-471-031 & 032 / Bray/Smith\)](#)

PUBLIC COMMENT. Chip Tamagni, Michael Bray, Michael Rivera, Dale Gustin, Gerald Stover, and Maria Stover

ROLL CALL VOTE. Motioned by Councilmember Hamon, seconded by Councilmember Gregory, and passed 4-1 (Councilmember Strong opposed) to approve Resolution No. 18-126 authorizing the removal of the 24-inch Valley Oak located within the Par Avenue Right of Way. The costs of tree removal are to be borne by the City of Paso Robles.

AYES: Hamon, Gregory, Reed and Mayor Martin

NOES: Strong

DISCUSSION ITEMS

16. [Sherwood Park Restroom Replacement Design](#)

PUBLIC COMMENT. Dale Gustin and Michael Rivera

ROLL CALL VOTE. Motioned by Councilmember Hamon, seconded by Councilmember Strong, and passed unanimously to approve the proposed design of the Sherwood Park restroom and authorize the preparation of construction plans, specifications and bid documents.

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

17. Options for City Regulation of Short-Term Rentals

PUBLIC COMMENT. Gerald Stover, Michael Rivera, George Avina, Katrina Keatts, Linda Colwell, Maria Stover, Jim Joannes, Dan Jones, Nikol Rochez, Dale Gustin, and Bryan Bonelli

ROLL CALL VOTE. Motioned by Councilmember Hamon, seconded by Councilmember Strong, and passed unanimously to direct staff and the Planning Commission to address the identified key issues, prepare a draft ordinance to be heard by the Planning Commission and brought back to the Council for consideration.

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

ITEMS PULLED FROM THE CONSENT AGENDA FOR DISCUSSION

8. Quarterly Budget Report and Adjustments – 4th Quarter Fiscal Year 2017-18

PUBLIC COMMENT. Michael Rivera and Dale Gustin

ROLL CALL VOTE. Motioned by Councilmember Strong, seconded by Councilmember Gregory, and passed unanimously to receive and file the report.

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

10. Authorize Support Services Contract with Dixon Resources Unlimited to Implement 2018 Parking Action Plan and Appropriate Funds from the Downtown Parking Fund

PUBLIC COMMENT. Dale Gustin, Michael Rivera, and John Borst

ROLL CALL VOTE. Motioned by Councilmember Strong, seconded by Councilmember Hamon, and passed 3-2 (Councilmembers Gregory and Strong opposed) to direct the City Manager to execute an agreement with Dixon Resources Unlimited in an amount not to exceed \$86,790 (up to \$14,465 per month) to implement near-term steps identified in the 2018 Parking Action Plan and to appropriate funds from the Downtown Parking Fund.

AYES: Strong, Hamon and Mayor Martin

NOES: Gregory, Reed

COUNCIL BUSINESS & COMMITTEE REPORTS

18. Current Council Committee Activities and Reports

Councilmembers and the Mayor reported on Committee attendance and other related activities

ADJOURNMENT of the August 21, 2018 meeting at **11:04PM**

Motioned by Councilmember Strong seconded by Councilmember Hamon and passed unanimously to adjourn to the Thursday, September 6, 2018 City Council meeting.

Submitted by:



Kristen L. Buxkemper, Deputy City Clerk
Approved: September 6, 2018