



CITY OF EL PASO DE ROBLES

"The Pass of the Oaks"

PASO ROBLES CITY COUNCIL MINUTES

5:45 PM CLOSED SESSION/
6:30 PM REGULAR MEETING

Tuesday, June 21, 2022

5:45 PM – CALL TO ORDER

ROLL CALL

Councilmembers Maria Garcia, Steve Gregory, John Hamon, Fred Strong, and Mayor Steven Martin

CLOSED SESSION ITEMS

- **Conference with Real Property Negotiators**

Pursuant to Government Code Section 54956.8

Property: A 5.6-acre portion of APN 008-254-002 more commonly known as Pioneer Park

Negotiators: Chris Huot, Assistant City Manager

Negotiating Parties: State of California acting by and through the State Public Works Board with the consent of the Department of Food and Agriculture, acting by and through the 16th District Agricultural Association.

Under Negotiation: Price and terms of payment

PUBLIC COMMENT REGARDING CLOSED SESSION MATTERS. None

ADJOURN TO CLOSED SESSION

6:30 PM – RECONVENE TO OPEN SESSION

PLEDGE OF ALLEGIANCE

INVOCATION Pastor Pat Sheean

ROLL CALL

Councilmembers Maria Garcia, Steve Gregory, John Hamon, Fred Strong, and Mayor Steven Martin

STAFF INTRODUCTIONS

REPORT FROM CLOSED SESSION No reportable action

PRESENTATIONS

1. **[Roger Oxborrow Retirement Proclamation](#)**

Mayor Martin presented a retirement proclamation to Airport Manager Roger Oxborrow honoring his thirty-seven years as an employee of the City of Paso Robles.

GENERAL PUBLIC COMMENTS. None

AGENDA ITEMS TO BE DEFERRED None

CONSENT CALENDAR

2. **[Approval of Revised 5/31/2022 City Council Meeting Minutes](#)**

3. **[Approval of 6/7/2022 City Council Meeting Minutes](#)**

4. **[Receipt of Warrant Register](#)**

5. **[Receipt of Advisory Body Minutes](#)**

Supplemental Sales Tax Oversight Committee – 02/16/2022

6. [Reaffirmation of Resolution 21-147 Approving Remote and/or Hybrid Remote and In-Person Public Meetings Citywide as Needed Pursuant to Assembly Bill 361](#)
7. [Direction to Staff to Perform a Biennial Review of the City’s Conflict of Interest Code](#)
8. [Approval of Resolution 22-077 Approving an Agreement for Legislative Advocacy and Grant Writing Services](#)
9. [Approval of Resolution 22-078 and Resolution Approving Proposed Formation of Community Facilities District No. 2022-2N \(Olsen/South Chandler Ranch – Services\) to provide maintenance and services including roadways, parks, open space as well as police, fire, community services](#)
10. [Approval of Resolution 22-079 and Resolution 22-080 Proposed Formation of Community Facilities District No. 2022-1N \(Olsen/South Chandler Ranch – Facilities\) to provide transportation facilities, park and recreation improvements and facilities, parkway and landscaping improvements, public safety facilities including police and fire buildings and equipment, public library and community center facilities, water, wastewater and storm drain improvements, street improvements and general governmental facilities](#)
11. [Approval of Resolution 22-081 Approving Side Letters of Agreement with the Service Employees International Union and Paso Robles Police Association, and the Master Pay Schedule](#)
12. [Second Reading - Short-Term Rental Ordinance 1082 – proposed 2022 Amendment \(ZC 15-006\) Amendment to Table 21.16.200 and Chapter 21.34 of the Zoning Code regulating short-term rentals in all zoning districts](#)
Item 12 pulled from consent by Dale Gustin
13. [Approval of Resolution 22-082 Approving an Airport Lease Amendment – Hamon Industrial Park, LLC](#)
14. [Approval of Resolution 22-083 Awarding a Surface Water Treatment Plant Granular Activated Carbon Replacement Contract](#)
15. [Approval of Amendment to Franchise Agreement with Paso Waste & Recycle - Temporary Reduction of Solid Waste Franchise Fees](#)
Item 15 pulled from consent by Councilmember Hamon
16. [Approval of Adjustment of Landfill Tipping Fee](#)
Item 16 pulled from consent by Dale Gustin Item 12 pulled from consent by Dale Gustin
17. [Second Reading and Adoption of Military Equipment Use Ordinance 1119 Pursuant to AB 481](#)
18. [Approval of Resolution 22-084 Approving an Upgrade to Public Safety Center Camera System](#)
19. [Approval of Resolution 22-085 Approving a Traffic Impact Fee Credit Agreement – Arrive Paso, 1401 Creston Road](#)

PUBLIC COMMENTS. Dale Gustin

CONSENT CALENDAR ROLL CALL VOTE: Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to approve items 2-11, 14, and 17-19; and passed 4-1 (Hamon abstaining due to a conflict of interest) to approve item 13.

AYES: Gregory, Strong, Garcia, Hamon (except Item 13), Martin

ABSTAIN: Hamon (Item 13 only)

ITEMS PULLED FROM CONSENT AGENDA FOR DISCUSSION. The items pulled from consent were heard immediately following the consent calendar vote

12. [Second Reading - Short-Term Rental Ordinance 1082 – proposed 2022 Amendment \(ZC 15-006\) Amendment to Table 21.16.200 and Chapter 21.34 of the Zoning Code regulating short-term rentals in all zoning districts](#)

Item 12 pulled from consent by Dale Gustin

Councilmembers Gregory and Hamon recused themselves from this item due to conflicts of interest and both left Council Chamber at 6:50 PM

PUBLIC COMMENTS. Dale Gustin and Beth Burke

ROLL CALL VOTE: Motioned by Councilmember Strong, seconded by Councilmember Garcia, and passed 3-0 (Gregory and Hamon abstain)

AYES: Strong, Garcia, Martin

ABSTAIN: Gregory, Hamon

Councilmembers Gregory and Hamon returned to Council Chamber at 6:55 PM after this item was completed.

15. [Approval of Amendment to Franchise Agreement with Paso Waste & Recycle - Temporary Reduction of Solid Waste Franchise Fees](#)

Item 15 pulled from consent by Dale Gustin

PUBLIC COMMENTS. Dale Gustin

ROLL CALL VOTE: Motioned by Councilmember Hamon, seconded by Councilmember Gregory, and passed unanimously to approve Resolution 22-086 authorizing the City Manager to execute Amendment No. 3 to the Exclusive Franchise Agreement with Paso Waste, to temporarily reduce franchise fee payments.

AYES: Hamon, Gregory, Garcia, Strong, Martin

16. [Approval of Adjustment of Landfill Tipping Fee](#)

Item 16 pulled from consent by Dale Gustin

PUBLIC COMMENTS. None

ROLL CALL VOTE: Motioned by Councilmember Hamon, seconded by Councilmember Strong, and passed unanimously to approve Resolution 22-087 approving the proposed adjustments to Landfill tipping fees, effective July 1, 2022.

AYES: Hamon, Strong, Garcia, Gregory, Martin

REPORT ON ITEMS APPROVED ON CONSENT. Assistant City Manager Chris Huot provided a brief explanation of the items approved on the consent agenda.

PUBLIC HEARINGS

CONVENE AS THE CITY OF PASO ROBLES GROUNDWATER SUSTAINABILITY AGENCY BOARD

ROLL CALL

Board of Directors Maria Garcia, Steve Gregory, John Hamon, Fred Strong, and Mayor Steven Martin

20. [Adoption of a Revised Groundwater Sustainability Plan](#)

PUBLIC COMMENTS. Dale Gustin

ROLL CALL VOTE: Motioned by Councilmember Hamon, seconded by Councilmember Strong, and passed unanimously to approve Resolution 22-088, adopting the revised GSP for the Paso Robles Basin.

AYES: Hamon, Gregory, Garcia, Strong, Martin

ADJOURN THE CITY OF PASO ROBLES GROUNDWATER SUSTAINABILITY AGENCY BOARD MEETING

RECONVENE TO THE CITY OF PASO ROBLES CITY COUNCIL

21. [Conditional Use Permit \(CUP\) 21-28 1240 Spring Street / APN: 009-042-029 Applicant – Grover Beach Enterprises Consideration of a recommendation from the Planning Commission to approve the establishment of a basement bar within an existing commercial building by approving a Conditional Use Permit, and with a determination that Public Convenience or Necessity \(PCN\) would be served by the issuance of a Type 48 license by the Department of Alcoholic Beverage Control \(ABC\) \(P21-0124\)](#)

PUBLIC COMMENTS. Dale Gustin

ROLL CALL VOTE #1: Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to approve Resolution 22-089, approving Conditional Use Permit 21-28, subject to site specific conditions of approval

AYES: Gregory, Strong, Garcia, Hamon, Martin

ROLL CALL VOTE #2: Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to approve Resolution 22-090, making a determination that Public Convenience would be served by the issuance of a Type 48 ABC license for the bar located at 1240 Spring Street.

AYES: Gregory, Strong, Garcia, Hamon, Martin

22. [Approval of Consumer Price Index Annual Inflationary Adjustments and Amendments to the Comprehensive Fee Schedule for Fiscal Year 2022-23](#)

PUBLIC COMMENTS. Dale Gustin

ROLL CALL VOTE: Motioned by Councilmember Hamon, seconded by Councilmember Gregory, and passed unanimously to approve Resolution 22-091, adopting the annual consumer price index inflationary adjustments and amendments to the FY 2022-23 Comprehensive Fee Schedule.

AYES: Hamon, Gregory, Garcia, Strong, Martin

23. [Calling for and Conducting a Consolidated General Municipal Election on November 8, 2022 for the Election of Certain Officers; Approving the City Proposed Ballot Measures and First Reading of an Ordinance Increasing the Transient Occupancy Tax; Setting Priorities for the Filing of Written Arguments; and Directing the City Attorney to Prepare Impartial Analysis for each Ballot Measure](#)

PUBLIC COMMENTS. None

ROLL CALL VOTE #1: Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to approve Resolution 22- 092 calling and giving notice of the General Municipal Election to be held on Tuesday, November 8, 2022 for the election of certain officers and requesting consolidation of the General Municipal Election with Statewide General Election held on November 8, 2022.

AYES: Gregory, Strong, Garcia, Hamon, Martin

ROLL CALL VOTE #2: Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to approve Resolution 22-093 requesting the Board of Supervisors of San Luis Obispo County to consolidate a General Municipal Election to be held on Tuesday, November 8, 2022 with the Statewide General Election to be held on the same date pursuant to Section 10304 of the California Elections Code.

AYES: Gregory, Strong, Garcia, Hamon, Martin

ROLL CALL VOTE #3: Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to approve Resolution 22-094 pertaining to candidate statements submitted to the voters.

AYES: Gregory, Strong, Garcia, Hamon, Martin

ROLL CALL VOTE #4: Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to approve Resolution 22-095 placing a ballot measure on whether the City Treasurer should be an appointive position.

AYES: Gregory, Strong, Garcia, Hamon, Martin

ROLL CALL VOTE #5: Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to approve Resolution 22-096 placing a ballot measure to increase the transient occupancy tax (paid by hotel, motel, Short-Term Rental Guests) within the City Of El Paso De Robles From 10% To 11%; and introduce by title only Ordinance XXXX (Exhibit A), an ordinance of the City of El Paso de Robles, California, amending.

AYES: Gregory, Strong, Garcia, Hamon, Martin

See ROLL CALL VOTE #9 which amended Roll Call Vote #5

ROLL CALL VOTE #6: Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to approve Resolution 22-097 establishing priorities for the use of revenues generated by the Transient Occupancy Tax measure if it is passed by the voters.

AYES: Gregory, Strong, Garcia, Hamon, Martin

ROLL CALL VOTE #8: Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to approve Resolution 22-098 Setting Deadlines and Rules for Arguments and Rebuttals – Treasurer and TOT Measure November 2022

AYES: Gregory, Strong, Garcia, Hamon, Martin

After the close of Item 24, City Attorney Elizabeth Hull recommended that Councilmembers recall Item 23 and amend the motion for Resolution 22-096 to include the full title of Ordinance XXXX. The amended motion and roll call vote are recorded in Roll Call Vote #9 of Item 23.

ROLL CALL VOTE #9: Motioned by Councilmember Gregory, seconded by Councilmember Strong, and passed unanimously to approve Resolution 22-096 placing a ballot measure to increase the transient occupancy tax (paid by hotel, motel, Short-Term Rental Guests) within the City Of El Paso De Robles From 10% To 11%; and introduce by title only Ordinance XXXX (Exhibit A), an ordinance of the City of El Paso de Robles, California, amending Title 3, Chapter 3.26, Section 3.26.30 of the Paso Robles Municipal Code to enact a one percentage point (1%) increase to Transient Occupancy Tax to be reserved in its entirety for the City General Fund.

AYES: Strong, Hamon, Garcia, Gregory, Martin

DISCUSSION ITEMS

24. [Adoption of FY 2022-23 and 2023-24 Operating and Capital Budget and Appropriation Limit for FY 2022-23](#)

PUBLIC COMMENTS. None

ROLL CALL VOTE #1: Motioned by Councilmember Hamon, seconded by Councilmember Gregory, and passed unanimously approve Resolution 22-099 adopting the operating and capital improvement budget for Fiscal Years 2022-23 and 2023-24, as presented, for all funds and for all expenditures, and direct the City Manager to implement the budget.

AYES: Hamon, Gregory, Garcia, Strong, Martin

ROLL CALL VOTE #2: Motioned by Councilmember Hamon, seconded by Councilmember Gregory, and passed unanimously approving Resolution 22-100 adopting \$61,164,598 as the City's appropriation limit for fiscal year ending June 30, 2023.

AYES: Hamon, Gregory, Garcia, Strong, Martin

LL CALL VOTE: Motioned by Councilmember

CITY MANAGER REPORT

25. [City Manager Update on Current City Activities](#)

Assistant City Manager Chris Huot provided an update on current City activities.

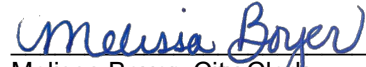
COUNCIL BUSINESS & COMMITTEE REPORTS

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

Councilmembers and the Mayor reported on committee attendance and other related activities.

ADJOURNMENT of the June 21, 2022 regular City Council Meeting at 9:22 PM. Motioned by Councilmember Strong, seconded by Councilmember Hamon, and passed unanimously by voice vote to adjourn to the July 19, 2022 regular City Council meeting.

Submitted by:



Melissa Boyer, City Clerk
Approved: July 19, 2022