

# **CITY COUNCIL MINUTES**

**Tuesday, April 5, 2005 7:30 PM**

**MEETING LOCATION: PASO ROBLES LIBRARY/CITY HALL  
CONFERENCE CENTER, 1000 SPRING STREET**

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## **7:00 PM – CONVENE CLOSED SESSION**

**CALL TO ORDER** – Large Conference Room, 2<sup>nd</sup> Floor

*City Attorney Iris Yang announced Council's authority to go into closed session to discuss the item listed in the agenda.*

*Council moved to adjourn from closed session at 7:25 PM and thereupon adjourned to Regular Session. Motion passed by unanimous voice vote.*

## **OPEN SESSION**

### **7:30 PM – CONVENE REGULAR MEETING**

**CALL TO ORDER** – Downstairs Conference Center

**PLEDGE OF ALLEGIANCE**

**INVOCATION**

*Mayor Mecham asked for a moment of silence in remembrance of the passing of local resident and businessman Tom Martin, owner of the Paso Robles Inn.*

**ROLL CALL** Councilmembers Jim Heggarty, Gary Nemeth, Duane Picanco, Fred Strong, and Mayor Frank Mecham

## **CLOSED SESSION REPORT**

*City Attorney Yang announced that Council received an update from the City's negotiator on the Closed Session item, and there was no reportable action.*

## **PUBLIC COMMENTS**

- Larry Lynch raised concerns about the master plan for the 21<sup>st</sup> Street water tank site. He asked that all issues relating to the master plan for the site be settled before any construction begins, including a specific plan for use of the proposed surplus land.
- David Tate, Executive Director of the Los Padres Council of the Boy Scouts of America, recognized Mayor Mecham for his leadership following the San Simeon earthquake and thanked him for his support of the Boy Scouts organization.
- Rose Yuhasz-Fahy expressed concerns about the impact of the proposed access roads for the 21<sup>st</sup> Street water tank. She also asked that there be a commitment to only six residences on R1 lots.
- Dave Hungerford urged Council to fully research all impacts of the 21<sup>st</sup> Street water tank project before making any final decisions, and provide local property owners in the area with sufficient notifications on matters concerning the project.
- Ron Bell also asked Council to keep concerned residents informed as the 21<sup>st</sup> Street water tank project moves forward.
- Del Velton expressed concerns about the density of a housing development in the Vine and 36<sup>th</sup> Streets area.

## **AGENDA ITEMS TO BE DEFERRED**

City Manager Jim App advised that Agenda Item No. 2 and 25 are recommended for continuation to April 19, 2005, and Item No. 3 to the meeting of May 3, 2005. Mr. App brought to Council's attention that Item No. 26 is a noticed public hearing and recommended that this item be moved forward to the Public Hearings section of the agenda.

It was moved by Councilmember Strong, seconded by Councilmember Heggarty, to move Agenda Item No. 26 to Public Hearings. Motion passed by unanimous voice vote.

## **PRESENTATIONS**

### **1. Recognition – Paso Robles High School Athletes**

F. Mecham, Mayor

Recognition of *Mitchell Monteiro – PRHS Varsity Wrestling Team* for CIF Masters Champion 2205, CIF Southern Section Champion 2005 & PAC 5 League Champion 2005 (CIF Southern Section Division 1); and *Derrick Jasper – PRHS Varsity Basketball Team* for PAC 5 Boys Basketball Player of the Year 2005 (CIF Southern Section Division 11).

Mayor Mecham presented awards to Mitchell Monteiro and Derrick Jasper. Also present to give recognition to the athletes were the Paso Robles High School Principal Greg Welch, Athletic Director Mark Rose, Coach Scott Larsen, and Coach Chris Monteiro.

Councilmember Nemeth moved to file a formal appeal of Planned Development 04016, Tract 2620, to modify some of the conditions on the application. Seconded by Councilmember Heggarty.

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

## **PUBLIC HEARINGS**

### **2. Local Hazard Mitigation Plan**

R. Lata, Community Development Director

Consider opening and continuing a public hearing on the adoption of a Local Hazard Mitigation Plan (LHMP) to fulfill the requirements of Federal regulations pertaining to Hazard Mitigation Grants. (Federal regulations governing assistance from the Federal Emergency Management Agency [FEMA] provide that local jurisdictions must have a FEMA-approved LHMP in order to apply for Hazard Mitigation Grants.) CONTINUED FROM MARCH 15, 2005

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral.

Councilmember Picanco, seconded by Councilmember Heggarty, moved to continue the public hearing regarding adoption of a Local Hazard Mitigation Plan to the Council meeting of April 19, 2005.

Motion passed by unanimous voice vote.

### **3. Code Amendment 04-007 – Revision of Multiple Family Residential Regulations**

R. Lata, Community Development Director

Consider opening and continuing a public hearing on a City-initiated amendment to the Zoning Code to revise the multiple family residential development regulations. (This amendment would establish development regulations for residential multiple family at 20 units per acre.)

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral.

Councilmember Heggarty, seconded by Councilmember Strong, moved to continue the public hearing regarding an amendment to the Zoning Code to revise the multiple family residential development regulations to the Council meeting of May 3, 2005.

Motion passed by unanimous voice vote.

**4. Demolition 05-001 – Determination of Historic or Architectural Significance of an Existing House at 2127 Oak Street; Demolition Permit Application (Murrell)**

R. Lata, Community Development Director

Consider making a determination as to the historic or architectural significance of a house located at 2127 Oak Street. (Demolition permit filed by Tom Murrell on behalf of Searidge Investments. Demolition of the existing house would permit the property owner to proceed with approved plans to construct four houses on the existing parcel. Council has the discretion to make a final determination of the subject building's historic or architectural significance prior to the processing of a demolition permit.)

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public hearing was closed.

Councilmember Nemeth, seconded by Councilmember Picanco, moved to (1) adopt Resolution No. 05-069 adopting a Negative Declaration pursuant to the requirements of the Guidelines for implementing the California Environmental Quality Act (CEQA); and (2) direct that the demolition permit application be processed. Any replacement structure(s) will be the subject of a future applicable building code and public policy requirements, as may apply at the time of a request for project approval.

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**5. Design Guidelines for the Westside Historic District**

R. Lata, Community Development Director

Consider approving Design Guidelines for development within the Historic District Overlay Area. (In conjunction with the 2003 General Plan update, the Council established boundaries for a Historic Preservation Overlay District. At the time of adoption, staff was directed to bring forward Design Guidelines for the District, including more specific standards for signage in that area. At their meeting of January 25, 2005, the Planning Commission unanimously recommended approval of the Westside Historic District Design Guidelines.)

Mayor Mecham opened the public hearing. Speaking from the public was Rand Salke, representing the Main Street Association design committee. There were no further comments from the public, either written or oral, and the public hearing was closed.

Councilmember Heggarty, seconded by Councilmember Nemeth, moved to adopt Resolution No. 05-064 adopting the Draft Design Guidelines for the Westside Historic District Conservation Plan, with suggested changes in wording as expressed to staff.

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**26. 2005 Consolidated Plan and Federal Grant Programs**

R. Lata, Community Development Director

Consider recommending to the County Board of Supervisors those activities to be approved for funding with the County's 2005 allotments of Federal Home Investment Partnership Act (HOME), Emergency Shelter Grant (ESG), and American Dream Down-payment Initiative (ADDI) funds. (HOME, ESG, and ADDI funds are federal funds allocated annually by the Department of Housing and Urban Development [HUD]. Federal regulations governing these funds mandate the preparation of a 5-year "Consolidated Plan" to address the use of HOME, ESG, APPI, and Community Development Block Grant [CDBG] funds. The Consolidated Plan was last adopted in 2000 and is presently due to be updated.)

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

Councilmember Picanco, seconded by Councilmember Heggarty, moved to adopt Resolution No. 05-076 recommending that the County Board of Supervisors adopt the Draft 2005 Consolidated Plan and its recommended allocations of 2005 HOME, ESG, and ADDI Program funds.

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

*Mayor Mecham extended congratulations to Councilmember Strong and wife Patty on the celebration of their 25th wedding anniversary.*

**CONSENT CALENDAR**

Mayor Mecham opened the public hearing. Speaking from the public were Tom Hardwick, Joe Mac Gregor, and Kathy Barnett. There were no further comments from the public, either written or oral, and the public discussion was closed.

Consent Calendar Items Nos. 6 – 17 were unanimously approved on a single motion by Councilmember Nemeth, seconded by Councilmember Heggarty; with Councilmember Picanco abstaining on Warrant Register Items Nos. 053970, 054101, 054210, 054252, and 054279, and Mayor Mecham abstaining on Warrant Register Item Item No. 054135 due to possible conflicts of interest;

6. Approve City Council minutes of March 15, 2005  
D. Fansler, City Clerk
7. Approve Warrant Register: Nos. 53836 – 53982 (3/11/05), 53983 – 54160 (3/18/05), and 54161 – 54287 (3/25/05)  
M. Compton, Administrative Services Director
8. Receive and file Advisory Body Committee minutes as follows:  
Airport Advisory Committee meeting of February 24, 2005  
Library Board of Trustees meeting of February 10, 2005  
Parks & Recreation Advisory Committee meeting of February 8, 2005  
Pioneer Museum Board meeting of February 10, 2005  
Senior Citizen Advisory Committee meeting of February 14, 2005  
Youth Commission meeting of February 2, 2005
9. Proclamation *Month of the Child – April 2005*  
F. Meacham, Mayor
10. Proclamation *National Public Safety Telecommunication's Week – April 10-16, 2005*  
F. Meacham, Mayor
11. Adopt Resolution No. 05-065 accepting the public improvements of Tract 1632-10 into the City's maintenance system. (Developer: North County Partners II, LLC. This subdivision is located along Sycamore Canyon Road, west of Airport Road and north of Meadowlark Road. Public improvements in the Tract have been completed to the satisfaction of City staff.)  
R. Lata, Community Development Director
12. Adopt Resolution No. 05-066 accepting the 20-foot wide Grant of Easement for a bike path from Oak Grove Housing, Inc. (As a condition of approval of Creekside Gardens Senior Housing, developer was required to dedicate an easement over the property to the City for the future installation of a bike path that would connect Woodland Plaza III with Nicklaus Drive.)  
R. Lata, Community Development Director
13. Adopt Resolution No. 05-067 approving a budget appropriation in the amount of \$23,400 from the Economic Incentive Fund for payment to Jerry Reneau Chrysler, Plymouth & Dodge. (The Economic Incentive Agreement between the City and Jerry Reneau Chrysler, Plymouth & Dodge provides for an economic incentive payment based upon sales tax revenue growth during each of the five years following issuance of the Certificate of Occupancy.)  
M. Compton, Administrative Services Director
14. Adopt Resolution No. 05-068 authorizing Emergency Services (ES) to purchase equipment listed in Attachment 1 totaling \$42,496 with surplus Federal Emergency Management (FEMA) grant funds. (ES obtained approval from FEMA to amend the Assistance to Firefighters Grant award to include the purchase of smoke detectors, Spanish and senior fire prevention literature, handheld radios, thermal imaging cameras, and one mobile radio.)  
K. Johnson, Chief of Emergency Services
15. Approve a request by the radio-controlled model club, the North County Cloud Clippers, to host an open house / air meet at the Municipal Airport on Saturday, September 10, 2005. (The Cloud Clippers organization has demonstrated their ability to organize and stage a successful event. They plan to maintain the scope of this year's show similar to that of last year's, including the full-size aircraft acts and fly-bys.)  
M. Williamson, Assistant to the City Manager

16. As work of the ad hoc committee is completed, discharge the committee formed to review options for studying funding for art in public places.  
B. Partridge, Library & Recreation Services Director
17. As work of the ad hoc committee is not yet completed, extend the committee formed to review and analyze City-wide user fees (non-utility) to June 7, 2005.  
M. Compton, Administrative Services Director

## DISCUSSION

18. **Establishment of a Community Facilities District for Services to be Provided to New Residential Development**  
R. Lata, Community Development Director

Consider forming Community Facilities District (CFD) No. 2005-02, declaring results of a special election, and directing recordation of Notice of Special Tax Lien. (The CFD is intended to cover the incremental cost of providing City services to new residential development. A CFD has been identified as the most viable means to implement the General Plan policy regarding "Fiscal Neutrality" and avoid new residential development having an adverse impact on existing residents.)

Mayor Mecham opened the public hearing. Speaking from the public were Jerry Bunin of the Home Builders Association, and Kathy Barnett. There were no further comments from the public, either written or oral, and the public discussion was closed.

*Deputy City Clerk Shari Ryan canvassed the returns of the Special Election and read the results of the total ballots cast in the District: one ballot / 8.5 votes for the measure and zero votes against.*

Councilmember Heggarty, seconded by Councilmember Nemeth, moved to adopt Resolution No. 05-063 to form Community Facilities District No. 2005-01; and adopt Resolution No. 05-070 declaring the results of a Special Election related to formation of the CFD. As set forth in the Rate and Method of Apportionment, the maximum amount of the Special Tax in 2005-2006 would be \$657 per dwelling unit per year to cover the cost of incremental increases in City services per General Plan adopted standards for new residential development.

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

19. **Annexation Fee for Community Facilities District**  
R. Lata, Community Development Director

Consider establishing a fee for annexation to the City's Community Facilities District (CFD). (Consistent with the General Plan policies on fiscal neutrality, the Council is establishing a CFD to pay for the incremental costs of services to residential development. In order to

defray City costs of annexation of properties to a CFD, the City would require a deposit and charge the actual time and direct City processing costs against that deposit. Recovery of the City's costs of processing an annexation to the City's CFD would be consistent with the City policy of fiscal neutrality.) CONTINUED FROM MARCH 15, 2005

Consultant David Taussig (David Taussig & Associates) was available for clarification of the Community Facilities District cost formulas for deposits and taxes.

Mayor Mecham opened the public hearing. Speaking from the public were Jerry Bunin, Michael Kane, and Kathy Barnett. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Nemeth, seconded by Councilmember Heggarty, moved to adopt Resolution No. 05-071 establishing a deposit for Community Facility District processing fee. The City would charge actual time and materials costs against the deposit (similar to other development related application). The charge against the deposit would be based on the current Council adopted hourly rate, plus actual fixed costs incurred (including printing, digitizing, and recordation expenses).

Motion passed by the following roll call vote:

AYES: Heggarty, Nemeth, Picanco, and Strong  
NOES: Mayor Mecham  
ABSTAIN: None  
ABSENT: None

*Council took a 10-minute break at 9:02 PM.*

**20. Notice of Intention to Abandon a Portion of 38<sup>th</sup> Street (SA 04-006 – Vernon)**  
R. Lata, Community Development Director

Approve a "Notice of Intention" to consider abandoning an unimproved variable width portion of 38<sup>th</sup> Street right-of-way between Vine and Oak Streets. (Applicant Brad Vernon submitted this abandonment request for the purpose of expanding residential use of the parcels adjacent to the abandoned area. At their meeting of January 25<sup>th</sup>, the Planning Commission unanimously recommended denial of the abandonment request.)

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

Councilmember Strong, seconded by Councilmember Heggarty, moved to adopt Resolution of Intent No. 05-072 to consider abandoning a portion of 38<sup>th</sup> Street right-of-way from Vine Street to Oak Street as shown on Exhibit A and setting May 3, 2005, in the Paso Robles City Hall, 1000 Spring Street, for a public hearing for all persons interested or having objection to the proposed closing.

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None



**21. Modification of Standard Street Improvements – Tract 2609 (Harrod)**

R. Lata, Community Development Director

Consider approving a modification to the City Standard Details and Specifications for the construction of sidewalks on Cool Valley Road in Tract 2609. (The Planning Commission approved this tract in November 2004, and it was directed by resolution that Cool Valley Road be constructed in accordance with City Local Street Standard A-5. Standard A-5 calls for a 5-foot parkway between the curbs and sidewalks. Applicant Mike Harrod requests that the Standard A-5 be modified in Tract 2609 in order to place the sidewalks directly adjacent to the curbs.)

Mayor Mecham opened the public hearing. Speaking from the public was Larry Werner, North Coast Engineering, representing applicant Mike Harrod. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Heggarty, seconded by Councilmember Strong, moved to adopt Resolution No. 05-073 approving the request for modification to City Street Standard A-5 to allow the placement of sidewalks adjacent to curbs on Cool Valley Road in Tract 2609.

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

*Making a declaration of a possible conflict of interest, Councilmember Picanco stepped down from the dais and left the room until deliberations were concluded on Agenda Items Nos. 22 and 23.*

**22. Pacific Waste Services Agreement Amendment**

M. Compton, Administrative Services Director

Consider an amendment to the agreement with Pacific Waste Services for operating the municipal landfill. (Due to an accidental liner breach and changing regulatory environment, the City has negotiated changes to the contract that would meet a number of objectives as delineated in the staff report.)

Mayor Mecham opened the public hearing. Speaking from the public was James Wyse, President Pacific Waste Services, Inc. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Nemeth, seconded by Councilmember Strong, moved to adopt Resolution No. 05-074 amending the current agreement with Pacific Waste Services for the remaining term of the agreement.

Motion passed by the following roll call vote:

AYES: Heggarty, Nemeth, Strong, and Mecham  
NOES: None  
ABSTAIN: Picanco  
ABSENT: None

**23. Budget Appropriation for Pacific Waste Services Payment**

M. Compton, Administrative Services Director

Consider a \$153,700 appropriation for a solid waste revenue incentive payment pursuant to an existing agreement with Pacific Waste Services (PWS). (The current agreement with PWS provides for an annual revenue incentive payment based upon total revenues exceeding a 4% growth rate. Landfill revenues exceeding the 4% growth rate are to be shared 65% PWS and 35% City. Based upon this established revenue sharing provision and the first amendment to the landfill operations agreement, PWS is due a payment.)

Mayor Mecham opened the public hearing. Speaking from the public was Michael Kane. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Heggarty, seconded by Councilmember Strong, moved to adopt Resolution No. 05-075 approving a one-time budget appropriation in the amount of \$153,700 from the General Fund for payment of the "additional contractor share" to Pacific Waste Services.

Motion passed by the following roll call vote:

AYES: Heggarty, Nemeth, Strong, and Mecham  
NOES: None  
ABSTAIN: Picanco  
ABSENT: None

*Councilmember Picanco returned to deliberations following the vote on Item No. 23.*

**24. Posting of Unreinforced Masonry Structures**

R. Lata, Community Development Director

Consider implementing Chapter 12.2 of the California Government Code with regard to posting of unreinforced masonry structures. (Chapter 12.2 of the California Government Code [Section 8875 et seq.] requires and authorizes local building departments to take steps to identify and establish a program for mitigation of identified buildings whose construction is unlikely to be earthquake resistant.)

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

Councilmember Nemeth, seconded by Councilmember Heggarty, moved to introduce for first reading Ordinance No. XXX N.S. amending Chapter 17.35 of the Municipal Code relating to seismic safety; and set April 19, 2005, as the date for second reading

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**25. City Facility Naming Policy**

B. Partridge, Library & Recreation Services Director

Consider approving a City facility naming policy. (There is no approved written policy by which the City may consider the naming of public facilities. Organizations or individuals attempting to initiate the naming of a City-owned facility have no current guidelines for such a request. A policy has been drafted and endorsed by the Parks and Recreation Advisory Committee.)

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

Councilmember Heggarty, seconded by Councilmember Strong, moved to continue this item to the meeting of April 19, 2005.

Motion passed by unanimous voice vote.

**27. Transportation Enhancement Activities (TEA)**

D. Monn, Interim Public Works Director

Consider authorizing application for a Transportation Enhancement Activities (TEA) Grant and matching funds as needed when a project is accepted by San Luis Obispo Council of Governments (SLOCOG).

Mayor Mecham opened the public hearing. Speaking from the public was Kathy Barnett. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Strong, seconded by Councilmember Nemeth, moved to adopt Resolution No. 05-077 to (1) authorize staff to submit the projects stated in the staff report for a TEA Grant; and (2) appropriate matching funds as needed when the candidate project/s are accepted by SLOCOG.

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**28. Code Amendment 05-002 - Establishing Multi-Family Design Guidelines**

R. Lata, Community Development Director

Consider establishing Multi-Family Design Guidelines. (The General Plan includes goals, policies, and action items to develop Multi-Family Design Guidelines. Council considered the proposed guidelines at its meeting of March 15, 2005, and the public hearing was opened for public discussion and then closed. The guidelines were previously proposed in the form of a Zoning Code amendment to be adopted by ordinance; they are now being proposed for adoption by resolution.) CONTINUED FROM MARCH 1, 2005

Mayor Mecham opened the public hearing. There were no further comments from the public, either written or oral, and the public discussion was closed.

Councilmember Nemeth, seconded by Councilmember Picanco, moved to adopt Resolution No. 05-078 adopting approving the Multi-Family Design Guidelines as provided in the staff report.

Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Nemeth, Picanco, Strong, and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**CITY MANAGER** - None

**CORRESPONDENCE** - None

**ADVISORY BODY COMMUNICATION** - None

**AD HOC COUNCIL BUSINESS**

**29. Chandler Ranch Area Specific Plan – Ad Hoc Committee Formation**

R. Lata, Community Development Director

Consider appointing an ad hoc committee to address a variety of policy issues related to the Chandler Ranch Area Specific Plan.

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

It was the consensus of council to appoint Councilmembers Picanco and Strong to an ad hoc committee to address policy issues relating to the Chandler Ranch Area Specific Plan and report back to the full Council no later than June 20, 2006.

Motion passed by unanimous voice vote.

**30. Equipment Replacement (Wheel Loader) – Ad Hoc Committee Formation**  
D. Monn, Interim Public Works Director

Consider appointing an ad hoc committee to consider appropriating additional funds to purchase an articulated wheel loader with a 4-in-1 bucket option.

Mayor Mecham opened the public hearing. There were no comments from the public, either written or oral, and the public discussion was closed.

It was the consensus of Council to appoint Councilmembers Picanco and Heggarty to an ad hoc committee to consider a request from Public Works to appropriate additional funds to purchase an upgraded loader with a 4-in-1 bucket option and report back to the full Council no later than December 6, 2005.

Motion passed by unanimous voice vote.

**COUNCIL COMMENTS** - None

**PUBLIC COMMENT ON CLOSED SESSION**

*City Attorney Iris Yang announced Council's authority to go into closed session to discuss the items listed on the agenda.*

*Council moved to adjourn from regular session at 10:00 PM and thereupon adjourned to Closed Session. Motion passed by unanimous voice vote.*

**CLOSED SESSION**

**CALL TO ORDER** – Large Conference Room, 2<sup>nd</sup> Floor

*The City Council returned to Regular Session at 10:19 PM.*

**RETURN TO OPEN SESSION**

**CLOSED SESSION REPORT**

*City Attorney Yang announced that Council received an update from the City's negotiator on the Closed Session items, and there was no reportable action.*

*By unanimous voice vote, Council moved to adjourn from regular session at 10:20 PM.*

**ADJOURNMENT:** to THE PLANNERS INSTITUTE ON WEDNESDAY, APRIL 13, 2005 – FRIDAY, APRIL 15, 2005, AT THE PASADENA CONVENTION CENTER, 171 S. LOS ROBLES AVENUE, PASADENA; TO THE VOLUNTEER RECEPTION AT 6:00 PM ON TUESDAY, APRIL 19, 2005, AT THE CITY LIBRARY, 1000 SPRING STREET; AND TO THE REGULAR MEETING AT 7:30 PM ON TUESDAY, APRIL 19, 2005, AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET.

All persons desiring to speak on an agenda item are asked to fill out **Speaker Information Cards** and place them at the Staff Table prior to public discussion of that item. Each individual speaker will be limited to a presentation total of three (3) minutes per item.

**AMERICANS WITH DISABILITIES ACT** Any individual, who because of a disability needs special assistance to attend or participate in this meeting, may request assistance by contacting the City Clerk's Office (805) 237-3960. Whenever possible, requests should be made four (4) working days in advance of the meeting.

Submitted:

\_\_\_\_\_  
Sharilyn M. Ryan, Deputy City Clerk

Approved:

**THESE MINUTES ARE NOT OFFICIAL OR A PERMANENT PART OF THE RECORDS  
UNTIL APPROVED BY THE CITY COUNCIL AT A FUTURE REGULAR MEETING.**