

MINUTES OF THE REGULAR MEETING
PASO ROBLES CITY COUNCIL
JUNE 6, 1978

The City Council of the City of El Paso de Robles, meeting in regular session on the above date, was called to order by Mayor Schwartz at 7:30 p.m. in the City Council Chambers with the following Councilmen answering roll: Hanson, Hurst, Minshull, Stemper and Schwartz; none being absent.

1. The minutes of the regular meeting of May 16, 1978 and the adjourned meeting of May 24, 1978 are presented. The following changes and additions are made to the City Council minutes of May 16, 1978:

Correction to item 17 by adding:

Motion by Councilman Hurst, seconded by Councilman Stemper that Martha Swanson and Hershey Julien be reappointed to the Library Board of Trustees with terms expiring on June 30, 1981. Motion passed unanimously.

Correction to item 29:

Changing off-ramp to on-ramp.

Motion by Councilman Hanson, seconded by Councilman Minshull and passed unanimously that the minutes of the regular meeting of May 16, 1978 be approved as corrected and that the minutes of the adjourned meeting of May 24, 1978 be approved.

2. Motion by Councilman Minshull, seconded by Councilman Hanson that the following claims be paid from their respective funds is passed by the following roll call vote:

AYES: Hanson, Hurst, Minshull, Stemper and Schwartz

NOES: None

ABSENT: None

7377-7374	May 19, 1978	\$51,187.54
7379-7406	May 26, 1978	10,637.15
7413-7434	June 2, 1978	<u>14,565.58</u>
		\$76,390.27

3. The Mayor announces that it is the time and place advertised for a public hearing on the adoption of Amendment No. 3 to the Land Use Element of the General Plan as recommended by the City Planning Commission. The area of the city covered under this amendment consists of portions of the city east of the Salinas River, excluding Annexation No. 31 and 32, and certain areas near 12th and Chestnut Streets and 24th Street and the Southern Pacific Railroad. The map of the above area is reviewed by the Planning Director who explains the changes and designations as recommended by the Planning Commission.

There being no objections, either written or oral, it was moved by Councilman Minshull, seconded by Councilman Stemper and passed unanimously that the hearing be closed.

Resolution No. 2226, A RESOLUTION APPROVING AND ADOPTING AMENDMENT NO. 3 TO THE LAND USE ELEMENT OF THE GENERAL PLAN OF THE CITY OF EL PASO DE ROBLES is presented for Council consideration.

After the reading of Resolution No. 2226, it was moved by Councilman Minshull, seconded by Councilman Hanson and passed unanimously that Resolution No. 2226 be adopted. Motion passed by the following roll call vote:

AYES: Hanson, Hurst, Minshull, Stemper and Schwartz

NOES: None

ABSENT: None

4. The Mayor announces that it is the time and place for a public hearing on the recommendation of the City Planning Commission for the zoning of a portion of Lots 51 and 54 of Rancho Santa Ysabel. The Planning Commission recommendation is that this property be recommended for conditional zoning as R-1-PD designation.

During the public hearing Mr. Jack Ghormley, speaking for the developers of Bonita Homes, spoke regarding the concept of the adult community which is proposed.

There were no written or oral objections to the zoning and it was moved by Councilman Minshull, seconded by Councilman Hanson and passed unanimously that the hearing be closed.

Motion by Councilman Minshull, seconded by Councilman Stemper that the staff be authorized to prepare an ordinance zoning the portions of Lots 51 and 54 as R-1-PD designation. Motion passed by the following roll call vote:

AYES: Hanson, Hurst, Minshull, Stemper and Schwartz

NOES: None

ABSENT: None

5. In the matter of the award of bid for installation of sewer and water facilities in north Paso Robles, it is recommended by the city's engineering consultant, Mr. Robert Tartaglia of McGlasson and Associates, that the City Council delay the awarding of the bid to the apparent low bidder, C. A. Pratt Construction of San Luis Obispo, for two weeks. The matter is carried over to the regular meeting of June 20, 1978.

In the matter of the bid received June 1, 1978 for the construction of sanitary sewer facility improvements for the Sherwood Industrial

Park, a memorandum from the Director of Municipal Services is read recommending that the Council award the contract for said construction to C. A. Pratt Construction of San Luis Obispo, the low bidder, in the amount of \$33,825.00 and further that the Mayor and City Clerk be authorized to execute the necessary contract documents.

Motion by Councilman Hanson, seconded by Councilman Minshull approving the recommendation of the Director of Municipal Services is passed by the following roll call vote:

AYES: Hanson, Hurst, Minshull, Stemper and Schwartz

NOES: None

ABSENT: None

- 6. The Mayor presents Certificates of Completion to the following employees for completing a course entitled "Communication Skills For Secretaries": JoAnn Garcia, Barbara Hand, Gayle Pint, Isabel Padilla and Priscilla Stephens.

The Mayor also presented Certificates of Completion to employees Ann Martin and Phil Story for completing a course "Time Management".

The employees are congratulated for their time and effort regarding these educational courses.

- 7. Motion by Councilman Minshull, seconded by Councilman Hanson and passed unanimously that those items appearing on the Consent Calendar together with their recommendations be approved. Those items are as follows:

G-1 Letter from Department of Finance certifying the estimated population of Paso Robles as 8,189. (Recommend letter be received and filed with copies to Planning Department.)

G-2 Letter from Office of Emergency Services regarding Pacific Telephone Company's "Survival Guide", to be printed in the new directories. (Recommend letter be received and filed.)

G-3 Letter from San Luis Obispo County Symphony Association requesting appropriation of \$500.00. (Recommend letter be received and referred to budget sessions.)

G-4 Communication from Family Services Center, San Luis Obispo, requesting funds for the next fiscal year. (Recommend communication be received and referred to budget sessions.)

G-5 Agenda of the County Water Resources Advisory Committee meeting of June 7. (Recommend agenda be received and referred to Mayor Schwartz, member of committee.)

8. The minutes of the regular meeting of the City Planning Commission of May 23, 1978 are presented and reviewed by Councilman Hanson. In regards to item 9 and 10 of the above minutes which are the Environmental Impact Statement No. 128 for the creation of 103 single family lots, Tract 709, and the application for a major subdivision - Tract 709, there were a number of persons appearing on this matter. The following persons spoke on the various matters pertaining to the development and the recommendations by the Planning Commission: Mr. Gene Ernst regarding his road and drainage matters and the possible desirability of requiring an E.I.R. Mr. Phil Mitchell spoke regarding the map layout and its infringement upon his property. Mr. and Mrs. Leon Kantor spoke regarding water pressure in the area. Mr. Couch Hillman spoke regarding right of ways adjacent to his property.

Speaking for the developer, Mr. Ralph McCarthy addressed the Council and stated that the developer felt the conditions placed on the project would have to be met before the project could proceed and that the condition which requires the developer to resolve any problems which occur with adjoining property owners would be met. Mr. Ben Reddick also spoke regarding the project and the existing and proposed improvements.

After further discussion it was moved by Councilman Hanson, seconded by Councilman Hurst that the City Council approve the minutes and recommendations of the City Planning Commission meeting of May 23, 1978 and adopt the findings as set forth therein pertaining to Tract 723 and Tract 709 and also adopt the conditions as set forth in said minutes. Motion passed by the following roll call vote:

AYES: Hanson, Hurst, Minshull, Stemper and Schwartz

NOES: None

ABSENT: None

9. The monthly report for the Planning Department for the month of May, 1978 is presented and placed on file.
10. A letter from McFarland Homes of Bakersfield requesting that the City Council accept the Lone Oak Estates Tract 589, developed by their company, is read. The letter states that their list of requirements had been completed with the exception of the block fence variation and that they felt that they had met the city's specification regarding the fence.

The Director of Municipal Services/City Engineer requests that a Council committee be named to meet with the McFarland Homes and the Director with a recommendation regarding acceptance of the tract, to come to the Council at the next regular meeting. The Mayor appointed Councilman Minshull and Councilman Stemper to a committee to work with the Director regarding this matter.

11. The City Clerk presented a second letter from Acme Vial and Glass Company outlining their plans for the proposed lease period involved with the selling of a parcel in the Sherwood Industrial tract. The Clerk stated that he had met with Mr. Jack Bowlus, System Steel Builders, a representative of the Acme Vial and Glass Company and Councilman Minshull and that they had reached a tentative agreement as to the leasing for a given period. Councilman Minshull stated that he felt the matter could be addressed in the Development Agreement with possibly a two-year period for leasing with an option to add 3 years and a maximum of 5 years for leasing a portion of the building.

After further discussion it was moved by Councilman Minshull, seconded by Councilman Stemper that the Mayor and City Clerk be authorized to execute the necessary documents pertaining to the sale of Lot 15 in Sherwood Industrial Park to Acme Vial and Glass Company; that the Development Agreement contain a provision that Acme Vial and Glass could lease a portion of its building for 2 years with additional option to lease for 3 more years or a maximum of 5 years leasing for the portion of the building they do not intend to occupy for the intervening period. Motion passed by the following roll call vote:

AYES: Hanson, Hurst, Minshull, Stemper and Schwartz

NOES: None

ABSENT: None

12. The Director of Municipal Services presented petitions from 60% to 70% of the landowners of record for the Acquisition and Construction of Improvements By Special Assessments and Assessment Bond Acts, and Waiver of Proceedings Under Division Four of the Streets and Highways Code - Paso Robles Blvd. Assessment District. The matter is discussed as to where the boundaries of the assessment district should lie and Mr. Glienke, a property owner lying outside the assessment district, questioned the boundary setting procedures.

After further discussion it was determined that the Engineer be asked to present more detailed costs on the project, said costs to be presented at the next regular meeting of the City Council on June 20, 1978.

13. A memorandum from the Director of Municipal Services recommends that the second progress payment in the amount of \$11,263.45 be paid to McAdam Construction Company on Project No. MS78-08, "Modification of Gasoline Service Station to Greyhound Bus Depot".

Motion by Councilman Hurst, seconded by Councilman Hanson that payment of \$11,263.45 be made to McAdam Construction Company as a second progress payment is passed by the following roll call vote:

AYES: Hanson, Hurst, Minshull, Stemper and Schwartz

NOES: None

ABSENT: None

14. A memorandum from the Director of Community Development presents a letter which states that \$18,965.00 will be forwarded from the Federal Disaster Assistance Administration for damages during the recent storms in the city. No official action.
15. The Director of Community Development states that his office is preparing the necessary applications to take advantage of the State Park Bond Act funds as soon as the Governor executes the funding of the Park Bond Act. The money that the city receives on this will be used for landscaping and sprinkler system at Sherwood Park.
16. The Airport Manager presents a lease between the City of Paso Robles and Louis Nunno for 10 acres on a 20-year lease period which would be used by Mr. Nunno to erect buildings and contain a business of portable hangars. After discussion it was determined that the matter should be referred to the City Attorney regarding the city's liability to provide fire protection and the matter was carried over to the meeting of the 20th of June, 1978.
17. The Airport Manager presented a lease between the City of Paso Robles and Paso Robles Flying Service for approximately 2½ acres of land adjacent to their present facility.

Discussions regarding this matter brought out the possible necessity to include a clause in the lease requiring the lessee to partake in an assessment district, should it be formed, for public improvements. This matter is also referred to the City Attorney for wording in the lease and agreement by Paso Robles Flying Service.

18. The Finance Director presents an application for a Business License from Central Valley Security Patrol, a license which under ordinance requires City Council approval. Also attached to the request is a memo from the Chief of Police stating that they have conducted a background check of the Central Valley Security Patrol business whose main office is located in Hanford and find everything in order. It is the recommendation of the Chief of Police that the city Business License be issued for one year at which time the license be evaluated prior to renewal.

Motion by Councilman Minshull, seconded by Councilman Hurst approving the issuance of a Business License to Central Valley Security Patrol pursuant to the recommendation of the Chief of Police. Motion passed unanimously.

19. A memorandum from the Director of Parks and Recreation pursuant to the request of the City Council that the Parks and Recreation

Advisory Committee respond to the proposal of the San Luis Obispo County Fair Board to purchase Pioneer Park is read. The conclusion or recommendation by the committee states that the City Council should make every effort to cooperate with the Fair Board to accomplish the transfer of the property provided that the Fair Board furnish to the city at a location selected by the city developed softball and baseball fields at no cost to the city. Further, that the transfer require that Pioneer Park remain a park and opened to the public except during the six days of the fair or any special attractions.

After further discussion it was moved by Councilman Minshull, seconded by Councilman Stemper that the City Council approve the concept, including the recommendations of the Paso Robles Parks and Recreation Advisory Committee, of the transfer of Pioneer Park, providing that the Fair Board pursue with the Department of Housing and Urban Development, under whose jurisdiction the transfer would be consumated, the requirements and legalities as to the transfer of the park from the city to the Fair Board. Motion passed by the following roll call vote:

AYES: Hanson, Hurst, Minshull, Stemper and Schwartz

NOES: None

ABSENT: None

20. Mayor Schwartz reviews the matter of the Corps of Engineers transfer of the Salinas River Dam to another entity and states that the City of San Luis Obispo has made efforts to obtain the dam from the Corps. The Mayor suggests and presents a resolution regarding the transfer of the Salinas River Dam.

Resolution No. 2227, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES REGARDING THE TRANSFER OF THE SALINAS RIVER DAM BY THE ARMY CORPS OF ENGINEERS is introduced.

Motion by Councilman Minshull, seconded by Councilman Hanson and passed unanimously that Resolution No. 2227 be read by title only.

Resolution No. 2227 is read by title.

Motion by Councilman Minshull, seconded by Councilman Hurst that Resolution No. 2227, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES REGARDING THE TRANSFER OF THE SALINAS RIVER DAM BY THE ARMY CORPS OF ENGINEERS be adopted is passed unanimously.

21. Councilman Stemper presents a letter from the Department of Transportation stating their appreciation that the city has called to their attention the grade on the on-ramp as previously discussed by the Council. The letter states that it is their intent to revise the grade for completion of the work.

22. A report by Councilman Hanson regarding his feelings and explaining his position in representing the city before the Area Council in their decisions on public transportation is presented. It is suggested by Mr. Hanson and concurred to by the Council that the city investigate the possibilities of not ratifying the Joint Powers Agreement and withdrawing from the Area Council of Governments.

After further discussion this matter was referred to staff for report and recommendations.

23. Pursuant to requirements, Councilman Hurst requests permission from the City Council to leave the state during the week of June 12. Permission granted.
24. There being no further business it was moved by Councilman Minshull, seconded by Councilman and passed unanimously that this meeting be adjourned to 12:00 noon on the 8th day of June, 1978.

Donald B. Keefer
City Clerk

THESE MINUTES ARE NOT OFFICIAL NOR A PERMANENT PART OF CITY RECORDS
UNTIL APPROVED BY THE CITY COUNCIL AT THEIR NEXT REGULAR MEETING.

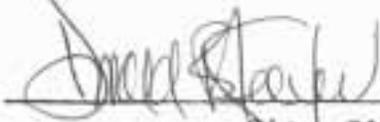
NOTICE OF ADJOURNMENT

You are hereby notified that the REGULAR meeting of the City Council of the City of Paso Robles, California, held on June 6, 1978 at 7:30 p.m. in the Council Chambers, City Hall, 1030 Spring Street, Paso Robles, California, has been adjourned to June 8, 1978 at 12:00 NOON in the Council Chambers, City Hall 1030 Spring Street, Paso Robles, California.

Dated: June 7, 1978

CITY COUNCIL OF THE CITY OF PASO ROBLES

By:



City Clerk

The foregoing Notice of Adjournment was posted by me on June 7, 1978, on or near the door of the Council Chambers, City Hall, 1030 Spring Street, Paso Robles, California.



City Clerk