

MINUTES OF THE REGULAR MEETING
PASO ROBLES CITY COUNCIL
OCTOBER 18, 1983

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 Gary Stemper at 7:30 p.m. in the City Council Chambers with the following Councilmen answering roll call: Monroe, Ovitt, Russell, Thorndyke and Stemper; none being absent. Following roll call, there was a short invocation given by Pastor Charles Culbreath.

1. The minutes of the regular meeting of September 20, 1983 and the adjourned meeting of September 27, 1983 were presented and upon motion by Councilman Monroe, seconded by Councilman Thorndyke and passed unanimously, said minutes were approved.

2. The Mayor introduced and welcomed the 1983-1984 American Field Service students and their host families. They were Martin Paier of Austria, hosted by Nick and Jan Canigiula; Mona Kisborg of Denmark, hosted by Bill and Jan Clarke; and Frederique Escande of France, hosted by Bob and Jennie Hermanson. The students were presented with plaques from the Chamber of Commerce.

3. It was moved by Councilman Ovitt, seconded by Councilman Russell that the following claims be paid from their respective accounts:

DATE OF CLAIM	TOTAL PAID
Sept 09, 1983	\$ 182,418.23
Sept 23, 1983	\$ 222,338.75

Motion passed unanimously.

4. The Mayor announced that it is the time and place scheduled for the continued public hearing for the appeal of Booker and Baraza Custom Meats to the Planning Commission decision of July 26, 1983 to Condition No. 1 of E.I.S. 83018. Attorney Dale Gustin appeared and stated that he is representing the parties in the matter and respectfully requested that the hearing be continued to the next regular meeting. Upon motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously, the hearing was continued to 7:30 p.m. on November 1, 1983 in the City Council Chambers.

5. A memorandum from the Building Department presented an appeal by Dr. B.R. Bryant to a Building Code Requirement, Section 4706 which deals with exterior lath. Dr. Bryant appeared to support his application for permission to use an equal or better alternate to the provision of the Building Code requiring weep screeds.

After a lengthy discussion with staff and Councilmembers, it was moved by Councilman Russell and seconded by Councilman Monroe to deny the above appeal and recommending that Dr. Bryant submit a request that the changes he suggest may possibly be incorporated into the next update of the Building Code. Motion passed by the following roll call vote:

AYES: Councilmen Monroe, Ovitt, Russell and Stemper

NOES: Councilman Thorndyke

ABSENT: NONE

6. It was moved by Councilman Ovitt, seconded by Councilman Monroe that the items on the Consent Calendar be approved together with the recommendations as set forth therein, said motion waiving reading of all resolutions and ordinances in full. Councilman Russell requested that Item G-4 be withdrawn from the Consent Calendar for discussion. Above motion was passed by the following roll call vote with the exception of Item G-4:

AYES: Councilmen Monroe, Ovitt, Russell, Thorndyke and Stemper

NOES: NONE

ABSENT: NONE

The items on the Consent Calendar are as follows:

G-1 Departmental Reports:

- a. Finance Department Report of Utilities Turned Over for Collection.
- b. Finance Department Report of Utility Terminations

(Recommend reports be received and filed.)

G-2 Memo from Finance Director presenting audit by State Controller's Office of City's CAAP funds. (Recommend that Council accept report with recommendation that the amount due the State (\$1,213.00) be netted against the funds deficit (\$579.00) and the balance be refunded.)

G-3 Memo from the Finance Director presenting Resolution No. 2860, A RESOLUTION FOR A SUPPLEMENTAL APPROPRIATION OF K-9 FUND #201 FOR FISCAL YEAR 1983/84. (Recommend adoption of Resolution No. 2860.)

G-5 Communication from Paso Robles Swim Club thanking the Mayor and Council for their efforts in putting together the Winter Pool Club. (Recommend communication be received with copy to Director of Parks and Recreation.)

G-6 Copy of notice from State Fire Marshall to Chief of Police that the City Jail meets the required fire and life safety regulations and that fire clearance is granted for a period of one year. (Recommend notice be received and filed.)

G-7 Memo from Finance Director regarding utilities to Pioneer Museum. (Recommend approval.)

G-8 Memo from Finance Director requesting that Council declare the Burroughs B730 Disk Drive Computer as surplus and authorize staff to remove that computer. (Recommend approval of above request.)

G-9 Letter from Patio Corner requesting permission to conduct one-day Sidewalk Sale on Oct 22, 1983. (Recommend approval with notification to Public Safety and Public Works.)

6-10 Letter from Martin Wolff regarding industrial zoning. (Recommend letter be received and referred to Planning Department.)

Councilman Russell asked for clarification of "Item G-4 Memo from the Finance Director presenting Resolution No. 2864, A RESOLUTION FOR AN APPROPRIATION OF THE PARK DEVELOPMENT FUND #339 FOR FISCAL YEAR 1983/84. (Recommend adoption of Resolution No. 2864.)". He questioned the amount of \$20,000 indicated in the Resolution rather than the \$17,000 previously considered and was told by the Director of Parks and Recreation that it was felt it would be wise to increase the appropriation in order to cover expenses and that the expenditures would not exceed \$20,000.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that Resolution No. 2864 be read by title only. Resolution No. 2864 was read by title only. Motion by Councilman Ovitt and seconded by Councilman Russell that Resolution No. 2864 be adopted. Motion passed by the following roll call vote:

AYES: Councilmen Monroe, Ovitt, Russell, Thorndyke and Stemper

NOES: NONE

ABSENT: NONE

7. The minutes of the Planning Commission meetings of September 27, 1983 and October 11, 1983 were reviewed by Councilman Russell. There was discussion concerning E.I.S. 83027/Seventh-Day Adventists, Condition 4., regarding the need for a septic tank system where the closest sewer hookup is more than a mile from the property. It was then moved by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that the actions of the Planning Commission in its meetings of September 27 and October 11, 1983, together with the findings and conditions as set forth therein, be approved.

It was then moved by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to request that the Planning Commission establish guide lines for septic systems in rural areas of the City.

8. A memo from the Planning Director requested that the City Council set for public hearing the variance which was approved by the Planning Commission in Item E. Variance 83003/Sloan and Lindner, in the minutes of the meeting of October 11, 1983. Motion by Councilman Ovitt, seconded by Councilman Thorndyke and passed unanimously to set a public hearing for 7:45 p.m. on November 1, 1983 in the City Council Chambers for said Variance.

9. The minutes of the Traffic Safety Commission meeting on September 21, 1983 were presented with particular attention being brought to Item 3. Black Oak Drive and 24th Street, and Item 8. Continued Discussion on Industrial Park Traffic Impact on the Sherwood Residential Areas, by the City Engineer. Motion by Councilman Russell, seconded by Councilman Monroe and passed unanimously to approve the above minutes.

10. The City Manager requested a closed session for the purpose of discussing personnel matters and litigation.

11. A letter from the City Attorney presented two Non-Disturbance and Attornment Agreements relating to the Volumetrics and Drosel leases at the Municipal Airport which, as explained by the City Attorney, will allow the Lender to step into the shoes

of the Lessee if there is a default by Lessee.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to authorize the Mayor and Clerk to execute said documents.

12. A memo from the Finance Director presented the budget for capital improvements setting forth a list of the projects and total estimated costs related to the improvement of the water system under the State Water Loan (\$800,000). The Finance Director recommends that the Council allow the budget for the Water Department to be incremented as set forth in the memo.

Motion by Councilman Monroe and seconded by Councilman Russell to approve the Finance Director's recommendation. Motion passed by the following roll call vote:

AYES: Councilmen Monroe, Ovitt, Russell, Thorndyke and Stemper

NOES: NONE

ABSENT: NONE

13. A memo from the Finance Director presented Resolution No. 2865, A RESOLUTION ESTABLISHING WATER UTILITY RATES FOR THE PERIOD JANUARY 1, 1984, THROUGH DECEMBER 31, 1984, and recommending that the Council adopt Resolution NO. 2865, thus providing for the increase of water rates by 21% for the flat (minimum) portion and by 27% for the variable portion, effective January 2, 1984.

Motion by Councilman Russell, seconded by Councilman Monroe and passed unanimously that Resolution No. 2865 be read by title only. Resolution No. 2865 was read by title only. Motion by Councilman Thorndyke, seconded by Councilman Monroe and passed unanimously to adopt Resolution No. 2865.

14. A memo from the Finance Director presented the First Quarter Financials for 1983/1984 for the Council's information and review. The Mayor appointed a Committee of Councilmen Thorndyke and Ovitt to look at the financial statements at the Airport and review the situation in order to bring some solutions to Council to improve the financial conditions at the Airport.

15. At the recommendations of the Finance Director, the Mayor appointed a Committee of Councilmen Monroe and himself to review the waste disposal rates and a meeting was set for November 2, 1983 at 8:30 a.m.

16. A memo from the Director of Municipal Services presented the bid results for the construction of Thunderbird Well #13 and recommended that the Council award the bid to the low bidder, Smith & Smith, Inc. in the amount of \$28,331.00 and authorize the Mayor and City Clerk to sign the contract documents.

Motion by Councilman Ovitt, seconded by Councilman Thorndyke and passed unanimously to award said bid to Smith & Smith, Inc. in the amount of \$28,331.00.

17. A memo from the Director of Municipal Services recommended that the Council approve Change Order No. 2 for the installation of a manual switch in the Flight Service Station in the Airport FAA Project 3-063-0184-01, for an increase in the contract price of \$1,010.00, and the Director presented an additional Change Order No. 3 to above project, which provides for the furnishing and installation of slurry seal

coat to the project, for a decrease in the contract price of \$1,202.80.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously to approve Change Orders No. 2 and 3 to the above project and authorize the appropriate signatures.

18. A memo from the Director of Municipal Services recommended that the City Council approve the plans and specifications and authorize DMS Project 83-16, Re-Roofing of City Hall to go to bid. The estimated cost being \$11,000.

Motion by Councilman Monroe, seconded by Councilman Ovitt and passed unanimously to approve the Director's recommendations for the re-roofing of City Hall.

19. A memo from the Director of Municipal Services set forth the bid results for the surplus vehicles offered for sale jointly by the City of Paso Robles and Oak Park Housing, and recommended that the Chevrolet Chevette be sold to Gwen Hunt for \$312.21; that the 1965 Ford Truck be sold for \$260.00 to Fred Anderton; and that the bids on the other two vehicles offered be rejected.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to approve the above redommendations.

20. A memo from the Director of Municipal Services presented Resolution No. 2863, A RESOLUTION ACCEPTING LOT 17 OF TRACT 589, which clarified the record title of Assessors Parcel 009-564-17 - Open Space. Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that Resolution No. 2863 be read by title only. Resolution No. 2863 was read by title only. Motion by Councilman Monroe, seconded by Councilman Ovitt and passed unanimously that Resolution No. 2863 be adopted.

21. A memo from the Director of Municipal Services recommended that the Council approve the plans and specifications of the Scott Street Storm Drain Repairs at an estimated cost of \$25,000, and authorize the project to go to bid. Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that the Director's recommendations be approved.

22. A memo from the Director of Municipal Services recommended that Final Parcel Map PR 83-145 - Benson/Stewart be approved and that the Council authorize the Mayor and City Clerk to sign said map. Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that the Director's recommendations be approved.

23. A memo from the Director of Municipal Services recommended that Final Parcel Map 83-127 - Volumetrics/Sunbank be approved and that the City Council authorize the Mayor and City Clerk to sign said map. Motion by Councilman Monroe, seconded by Councilman Russell and passed unanimously that the Director's recommendations be approved.

24. A memo from the Director of Municipal Services recommended that the Council authorize the payment of Progress Payment No. 1 in the amount of \$63,212.85 to R. Burke Corporation for work completed on Airport Improvement Project 3-06-0184-01. Motion by Councilman Monroe and seconded by Councilman Ovitt to approve the payment of said Progress Payment No. 1. Motion passed by the following roll call vote:

AYES: Councilmen Monroe, Ovitt, Russell, Thorndyke and Stemper

NOES: NONE

ABSENT: NONE

25. A memo from the Director of Municipal Services recommended that the Council award the low bid received for the Weed Spraying Program - 1983 to Eco-Tech in the amount of \$0.0065 per square foot. Motion by Councilman Monroe, seconded by Councilman Russell and passed unanimously to approve the Director's recommendations.

26. A memo from the Director of Parks and Recreation recommended that the low bid of C. R. Jaeschke, Inc. for \$18,660.24 (including tax) be accepted, and that a purchase order be prepared for the purchase of a new Hustler 305D Lawn Mower. Motion by Councilman Monroe, seconded by Councilman Ovitt and passed unanimously that the above expenditure be authorized.

27. A memo from the Personnel Director presented Resolution No. 2867, A RESOLUTION OF AGREEMENT BETWEEN THE CITY OF EL PASO DE ROBLES AND THE MANAGEMENT/CONFIDENTIAL UNIT EMPLOYEES, for the Council's consideration.

Motion by Councilman Monroe, seconded by Councilman Ovitt and passed unanimously that Resolution No. 2867 be read by title only. Resolution No. 2867 was read by title only. Motion by Councilman Monroe, seconded by Councilman Ovitt and passed unanimously that Resolution No. 2867 be adopted.

28. Upon motion by Councilman Ovitt and seconded by Councilman Monroe the following proclamations were adopted:

- (a) California's Safe Schools Week—October 24–28 1983, and California's Year of School Safety and Student Attendance
- (b) Veterans' Unity Month - A Salute to Women Veterans
- (c) National Business Women's Week - October 16–22, 1983

Motion passed by the following roll call vote:

AYES: Councilmen Monroe, Ovitt, Russell, Thorndyke and Stemper

NOES: NONE

ABSENT: NONE

29. Upon motion by Councilman Russell, seconded by Councilman Monroe and passed unanimously the meeting was adjourned to a closed session to discuss personnel matters and litigation. At the closed session matters of litigation and personnel were discussed with no official action taken, and upon motion by Councilman Monroe, seconded by Councilman Thorndyke and passed unanimously the closed session was adjourned to the regular meeting.

30. There being no further business, it was moved by Councilman Monroe, seconded by Councilman Thorndyke and passed unanimously to adjourn.

RICHARD W. DEMING, CITY CLERK

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