

City of El Paso de Robles

Item 8 amended in Minutes of April 17, 1984.

MINUTES OF THE REGULAR MEETING
PASO ROBLES CITY COUNCIL
APRIL 3, 1984

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 brief invocation given by Father Carl Hansen.

1. The minutes of the regular meeting of March 20, 1984 were presented, and upon motion by Councilman Monroe, seconded by Councilman Russell and passed unanimously, said minutes were approved.

2. It was moved by Councilman Russell and seconded by Councilman Thorndyke that the following claims be paid from their respective accounts:

DATE OF CLAIM	TOTAL PAID
Mar. 09, 1984	\$ 203,198.47
Mar. 23, 1984	\$ 210,613.73

Motion passed by the following roll call vote:

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

NOES: None

ABSENT: None

3. Ordinance No. 490 N.S., AN ORDINANCE AMENDING ZONING MAP ESTABLISHED BY REFERENCE IN SECTION 21.20.020 OF THE MUNICIPAL CODE OF THE CITY OF EL PASO DE ROBLES (Prezone of Annexation No. 56/Don Franklin) is presented for second reading and adoption.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously that Ordinance No. 490 N.S. be read by title only. Ordinance No. 490 N.S. was read by title only. Motion by Councilman Russell and seconded by Councilman Thorndyke that this constitute the second reading and adoption of Ordinance No. 490 N.S. Motion passed by the following roll call vote:

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

NOES: None

ABSENT: None

4. Ordinance No. 488 N.S., AN ORDINANCE AMENDING ZONING MAP ESTABLISHED BY REFERENCE IN SECTION 21.12.020 OF THE MUNICIPAL CODE OF THE CITY OF EL PASO DE ROBLES (Gaultney), is presented for second reading and adoption.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that Ordinance No. 488 N.S. be read by title only. Ordinance No. 488 N.S. was read by title only. Motion by Councilman Russell and seconded by Councilman Thorndyke that this constitute the second reading and adoption of Ordinance No. 488 N.S. Motion passed by the following roll call vote:

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

NOES: None

ABSENT: None

5. A memo from the Otto Sharpe Estate Selection Committee requested that the allocation for the quarter ending March 31, 1984 be disbursed as follows: \$4,000 to Barney Schwartz Park Fund and \$4,000 to ACORN.

Motion by Councilman Ovitt and seconded by Councilman Monroe that the above allocations be approved. Motion passed by the following roll call vote:

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

NOES: None

ABSENT: None

6. Mr. Bob Shumey, Chairman of the Bridge Finance Committee, reviewed a report to the Council from the Citizens Bridge Finance Committee setting forth alternatives that could be used to obtain financing for the bridge. The report set forth a comparison of Certificates-of-Participation vs. Assessment District Bonds. Also presented for Council's consideration was a draft of a utility user fee ordinance which could provide the City with the necessary funding to pay for the bridge. Mr. Andy Stephenson, General Chairman of the Bridge Committee, appeared and introduced Ms. Lindy Moore, member of the Committee, who presented five different logos for the Niblick Bridge designed by High School students and requested that the Council choose one. Logo No. 4, designed by High School Sophomore, John Miller, was chosen by the Council as the Bridge Logo.

It was announced that John Miller will also receive a \$50.00 Savings Bond donated by CPA Fred Gwinn for his design of the Bridge Logo.

The Mayor expressed appreciation and thanks for the efforts of the Bridge Committee to each and every member. He further stated that he would like to see the results of a citizen's poll to determine of the public attitude regarding the proposed bridge and financing mechanism.

After further discussion, the Council decided to wait until input from the County which is expected in mid April, before taking any further action.

Mr. Ben Reddick addressed the matter, stressing the need for "ten bridges" in the vicinity of Paso Robles.

7. It was moved by Councilman Monroe and seconded by Councilman Thorndyke 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. Motion carried by the following roll call vote:

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

NOES: None

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ABSENT: None

The items on the Consent Calendar are as follows:

G-1 Withdrawn

G-2 Withdrawn

G-3 Proclamations:

a. Child Abuse Prevention Month

b. Victims Rights Week

(Recommend adoption of proclamations)

G-4 DEPARTMENTAL REPORTS:

a. Finance Department Report of Utility Terminations. (Recommend report be received and filed.)

G-5. Southern California Gas Company Notice to customers before PUC. (Recommend notice be received and filed.)

8. The minutes of the regular meeting of the Planning Commission in its meeting of March 27, 1984 were reviewed by Councilman Ovitt. Councilman Monroe removed Item 3.A. Old Business, Home Occupation Permit No. 84001/F. Seaver for discussion. Planning Commissioner Picanco stated his reasons for denial of the Permit. Mrs. Phyllis Lamb, owner of Pal Sport Shop, voiced her objections to Mr. Seaver being allowed to make any retail sales as part of his Home Occupation Permit. After further discussion, it was moved by Councilman Thorndyke and seconded by Councilman Ovitt to deny Home Occupation Permit No. 84001/F. Seaver. Motion is carried by the following roll call vote:

AYES: Councilmen Monroe, Russell, Thorndyke and Stemper

NOES: Councilman Ovitt

ABSENT: None

Councilman Russell requested that Public Hearing Item B. Variance 84001/L. Bird be removed for discussion. After discussion, it was moved by Councilman Russell, seconded by Councilman Ovitt and passed unanimously to remove Variance No. 84001/L. Bird from the minutes and return it to the Planning Commission for clarification on set backs.

There being no further discussion, it was moved by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that the actions of the Planning Commission in its meeting of March 27, 1984, together with the findings and conditions as set forth therein, be approved with the exception of Item 3.A. Old Business, Home Occupation 84002/F. Seaver which is denied, and Item B. Variance 84001/L. Bird which is being sent back to the Planning Commission.

9. An Ordinance Amending Title 22 of the Municipal Code of the City of El Paso de

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Robles, State of California by adding Section 22.20.035 Pertaining to Street Name Changes, is presented for first reading.

Motion by Councilman Ovitt, seconded by Councilman Monroe and passed unanimously that said Ordinance be read by title only. The ordinance is read by title only. Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that this constitute the first reading of the Street Name Change Ordinance.

10. A memo from the City Manager presented the problems encountered with the existing phone system and recommends that the Council authorize staff to obtain bids from various telecommunication contractors.

Motion by Councilman Russell and seconded by Councilman Ovitt that the City Manager be authorized to request proposals for bids for a phone system that would be adequate for the City's needs. Motion passed by the following roll call vote:

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

NOES: None

ABSENT: None

11. The City Manager requested a closed session at the end of the meeting for the purpose of discussing pending litigation.

12. The Airport Manager presented a letter from the Federal Aviation Administration advising that FAA has allocated \$677,795.00 under the F/Y 1984 Airport Improvement Program for the further development of Paso Robles Municipal Airport for runway overlay, for the Council's information.

13. The Airport Manager presented the Minority Business Enterprise Program which the City must adopt in order to receive Federal funds. The City Manager advised that Paragraph 3.B should be deleted from the Program. Councilman Russell voiced his objection to the restrictions imposed upon the City by the implementation of the Program.

Motion by Councilman Monroe, seconded by Councilman Ovitt to approve the above Program with the removal of Paragraph 3.B. Motion carried with Councilman Russell abstaining.

14. The Airport Manager presented the Engineering Services Agreement between the City and Tartaglia-Hughes Consulting Engineers for the construction of the runway overlay at the Airport under the F.A.A. Project No. AIP 3-06-0184-02, for the Council's approval. Glen Hughes appeared to answer questions posed by the Council.

Motion by Councilman Russell and seconded by Councilman Ovitt that the Mayor and City Clerk be authorized to execute the above Agreement subject to the City Attorney's review and approval. Motion passed by the following roll call vote:

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

NOES: None

ABSENT: None

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15. A memo from the Finance Director presented a recommendation from the ad hoc Senior Taxi Card Committee that the Council authorize an increase in the Senior Taxi Card fee of 25 cents effective May 1, 1984.

Motion by Councilman Ovitt, seconded by Councilman Thorndyke and passed unanimously to approve said increase.

16. A memo from the Finance Director presented Resolution No. 2901, A RESOLUTION APPROVING AN APPROPRIATION OF THE SB 358 STATE LIBRARY FUND #205, an appropriation in the amount of \$2,904.00 for the purchase of books.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that Resolution No. 2901 be read by title only. Resolution No. 2901 is read by title only. Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously to adopt Resolution No. 2901.

17. A memo from the Finance Director presented Resolution No. 2902, A RESOLUTION APPROVING A SUPPLEMENTAL APPROPRIATION TO THE GENERAL FUND #10 FOR SWIM POOL REPAIRS FOR THE FISCAL YEAR 1983/1984, for Council's consideration.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously that Resolution No. 2902 be read by title only. Resolution No. 2902 is read by title only. Motion by Councilman Ovitt, seconded by Councilman Monroe and passed unanimously that Resolution No. 2902 be adopted.

18. At this time, the Mayor appointed Councilmen Thorndyke and Russell to be on the Committee for reviewing information regarding the bridge financing proposal with staff.

19. Resolution No. 2904, 1984 WEED AND RUBBISH ABATEMENT, is presented and summarized by the City Manager.

Motion by Councilman Monroe, seconded by Councilman Ovitt and passed unanimously that Resolution No. 2904 be read by title only. Resolution No. 2904 is read by title only. Motion by Councilman Monroe, seconded by Councilman Ovitt and passed unanimously that Resolution No. 2904 be adopted.

20. A memo from the City Librarian setting forth an average use count by day of library materials was presented by the City Manager for the Council's information.

21. A memo from the Director of Municipal Services presented Resolution No. 2905, A RESOLUTION ACCEPTING GRANT DEED FOR STREET RIGHT-OF-WAY IN THE CITY OF EL PASO DE ROBLES, - Marcia L. Weipert granting a portion of Lot 24 of Rancho Santa Ysabel. (Adjacent to Creston Road)

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that Resolution No. 2905 be read by title only. Resolution No. 2905 is read by title only. Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that Resolution No. 2905 be adopted.

22. A memo from the Director of Parks and Recreation presented Resolution No. 2903, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES APPROVING THE APPLICATION FOR LAND AND WATER CONSERVATION FUNDS - BARNEY SCHWARTZ PARK PROJECT, for Council's consideration.

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Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously that Resolution No. 2905 be read by title only. Resolution No. 2905 is read by title only. Motion by Councilman Monroe, seconded by Councilman Ovitt and passed unanimously that Resolution No. 2905 be adopted.

23. A memo from the Director of Parks and Recreation presented the plans and specifications for the rehabilitation of the Sherwood Park Tennis Courts for the Council's approval. Councilman Monroe stated that he had no objection to the program as such, but he feels that the public should pay a users fee.

Motion by Councilman Russell and seconded by Councilman Ovitt to approve the above-mentioned plans and specifications and authorize staff to go out to bid. Motion passed by the following roll call vote:

AYES: Councilmen Ovitt, Russell, Thorndyke and Stemper

NOES: Councilman Monroe

ABSENT: None

24. Councilman Russell addressed the matter of banning smoking during Council meetings. An informal poll of the Council resulted in three against banning smoking and two for it.

25. Councilman Ovitt requested that he be furnished a report on the matter of the alleged "rabid dog" found within the City.

26. The Council directed that a letter be sent to all Bridge Committee members commending them for the good work on the bridge matters.

27. Upon motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously the meeting was adjourned to a closed session to discuss litigation. At the closed session, there was no official action taken and upon motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously the closed session was adjourned to the regular meeting.

28. There being no further business, the meeting was adjourned upon motion by Councilman Monroe, seconded by Councilman Thorndyke and passed unanimously.

John R. McCarthy, 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.