

City of El Paso de Robles

MINUTES OF REGULAR MEETING
PASO ROBLES CITY COUNCIL
APRIL 17, 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 Reverend Harry Balson.

1. The minutes of the regular meeting of April 3, 1984 were presented, and upon motion by Councilman Ovitt, seconded by Councilman Monroe and passed unanimously, said minutes were approved with the correction of Item 8, Home Occupation Permit No. 84001/F. Seaver, the second to the motion for denial is by Councilman Monroe instead of Councilman Ovitt.

2. Ordinance No. 487 N.S., AN ORDINANCE AMENDING TITLE 22 OF THE MUNICIPAL CODE OF THE CITY OF EL PASO DE ROBLES, STATE OF CALIFORNIA, BY ADDING SECTION 22.20.085 PERTAINING TO STREET NAME CHANGES, is presented for second reading and adoption.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that Ordinance No. 487 N.S. be read by title only. Ordinance No. 487 N.S. is read by title only.

Motion by Councilman Russell and seconded by Councilman Thorndyke that this constitute the second reading and adoption of Ordinance No. 487 N.S. Motion passed by the following roll call vote:

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

NOES: None

ABSENT: None

3. It was moved by Councilman Russell 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

ABSENT: None

The items on the Consent Calendar are as follows:

G-1 Departmental Reports:

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

G-2 Proclamation: May 1984, Deaf Awareness Month. (Recommend adoption)

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G-3 Commission/Committee/Board Minutes

a. Minutes of Senior Citizens Advisory Committee meeting of April 9, 1984. (Recommend handicapped parking matter be referred to Traffic Safety Committee for recommendation, and that minutes be received and filed.)

b. Minutes of Parks and Recreation Advisory Committee meeting of April 9, 1984. (Recommend minutes be received and filed.)

G-4 Police Department Activity Report for March 1984. (Recommend report be received and filed.)

4. The minutes of the regular meeting of the Planning Commission in its meeting of April 10, 1984 were reviewed by Mayor Stamper.

Mr. Laird Doctor, representative for the applicant on Tract 1170/Arciero & Sons, appeared and stated that, in regard to Condition No. 21, he had discussed the terms of reimbursement with the City Manager and would meet with him further to work out the terms of reimbursement in regard to the sewer main. The City Manager requested that a sentence be added to Condition No. 21 as follows: Any consideration of reimbursement shall be negotiated with staff and presented to the City Council at the time of the Final Map.

Mr. Ernie Smith addressed Item No. G. Use Permit 84013/C. Fiske, Bed and Breakfast Facility, stating that he wished to go on record that he recommends denial of the facility on the basis that he objects to private dwellings be opened up for transient occupancy when the City now has approximately 700 rooms in commercial facilities now available to the public. He also questioned the policing and control of such a facility within a private residential neighborhood.

After 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 April 10, 1984, together with the findings and conditions as set forth therein, be approved with the addition of the following sentence to Condition No. 21, Item C. TRACT 1170/Arciero & Sons: "Any consideration of reimbursement shall be negotiated with staff and presented to the City Council at the time of the Final Map."

5. The Mayor announced that it is the time and placed scheduled for public hearing of a Notice of Violation, San Marino Savings and Loan, relating to Tract 876, and asked the City Attorney to present a brief background review of the matter. After which review, the Mayor opened the hearing to the floor.

Mr. Guy Greene, representative of Six Corporation, the developer of Tract 876, appeared to assure the Council that Six Corporation expects to supply the required bonds within one week, and asked for a continuance of the hearing for a period of one week.

After discussion, it was moved by Councilman Monroe, seconded by Councilman Russell and passed unanimously to continue the above hearing to 8:00 p.m. on May 1, 1984 in the City Council Chambers.

6. A memo from the City Manager presented an ordinance amending Ordinance No. 261 N.S. Section 2.04.010 of the Municipal Code, City of El Paso de Robles, an ordinance fixing time and place of meeting of the City Council, for Council's consideration.

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Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that said ordinance be read by title only. The ordinance was read by title only. Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously that this constitute the first reading.

7. The City Manager read a Letter of Intent from the Chief of Police advising the Council of his decision to retire after 31 years of service on the Paso Robles Police Department on September 30, 1984.

8. The City Manager read a letter of resignation from Ronald L. Kiedrowski from the position of Assistant City Manager/Planning Director effective May 13, 1984.

Motion by Councilman Monroe, seconded by Councilman Ovitt and passed unanimously to accept Mr. Kiedrowski's resignation with reluctance.

9. The Airport Manager reported on the Airport runway overlay grant, after which the Council directed staff to come back to the next meeting with the facts and estimated figures to fund the needed \$75,000 to match the \$677,000 grant, and accompanying resolution.

10. The City Manager presented a memo from the Chief of Police recommending that Council authorize the City Manager to purchase three (3) police vehicles (Ford LTD Crown Victoria) from Department of General Services of the State of California for an amount of \$10,544.58 each. It was noted that the vehicles had been put out to local bid but no local bidders responded. The General Services of the State of California is the lowest bidder of the three agencies submitting bids.

Motion by Councilman Ovitt and seconded by Councilman Russell to authorize the City Manager to order three (3) Ford LTD Crown Victorias from Department of General Services of the State of California, at a cost per unit with needed options, of \$10,544.58, which will be budgeted for the first of the year. Motion passed by the following roll call vote:

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

NOES: None

ABSENT: None

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

12. The Airport Manager announced that Airport Day is scheduled for October 7, 1984.

13. A memo from the Finance Director reported on the results of bids received for City audit and the recommendation of the City Council's committee which reviewed the proposals that were submitted by 1) List & Lathrop, Accountants Inc., 2) Peat, Marwick, Mitchell & Co., and 3) Glenn, Burdette, Phillips & Booker. The Committee's recommendation for first choice is Peat, Marwick & Mitchell with a fixed bid of \$11,500, second choice is List & Lathrop with a bid of \$8,000 to \$10,000, and the third choice is Glenn, Burdette, Phillips and Booker with a bid of \$12,240.00. Mr. John Lathrop, of List and Lathrop, appeared and clarified their bid of \$8,000 to \$10,000 by stating that the \$10,000 figure is a maximum fee.

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After discussion, it was moved by Councilman Thorndyke and seconded by Councilman Ovitt to accept the second choice, List and Lathrop's low bid of \$8,000 to \$10,000 with a \$10,000 maximum as described in the bid package. The approval is for a five (5) year term - the dollar amount to come back to Council each year, during the budgeting process. Motion carried by the following roll call vote:

AYES: Councilman Ovitt, Russell, Thorndyke and Stemper

NOES: Councilman Monroe

ABSENT: None

Councilman Monroe stated that he felt the Council should follow the recommendation of the Committee as long as it was appointed by the Council.

14. A memo from the Finance Director presented the Third Quarter 83/84 Financials for the Council's information.

15. Councilman Monroe commented on a memo from the Director of Municipal Services which set forth a comparison of water and sewage usage between the City and a statewide average usage. It was noted that if the City's usage were closer to the state average, an annual savings of \$20,000 in water pumping costs could be effected.

16. A memo from the Director of Municipal Services recommended that the Council approve the contract and specifications for the 12" water main extension for Barney Schwartz Park and give authorization for the project to go to bid. This project is estimated to cost less than \$40,000 and is to be funded from grant funds.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to approve the contract and specifications and authorize the project to go to bid.

17. A memo from the Director of Municipal Services recommended that Council accept a Grant Deed (Bewsey to City) and accompanying Resolution No. 2906, A RESOLUTION ACCEPTING GRANT DEED FOR STREET RIGHT-OF-WAY IN THE CITY OF PASO ROBLES, and that the attached Agreement for Acquisition of Right-of-Way from Michael D. Bewsey and Karen A. Bewsey to the City be accepted. Said property is to be used for street purposes.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that Resolution No. 2906 be read by title only. Resolution No. 2906 was read by title only. Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that Resolution No. 2906 be adopted, thereby accepting said Grant Deed and authorizing recordation of above-mentioned documents, and to accept the recommendations of the Director as set forth above.

18. A memo from the Director of Municipal Services recommended that the Council approve the plans and specifications for the 8" water main in 21st Street, Park to Pine Streets and the 6" Water Main in Oak Street at 28th Street, (DMS Project No. 84-03) subject to the approval of the City Attorney and authorize the project to go to bid.

Motion by Councilman Monroe, seconded by Councilman Ovitt and passed unanimously to approve the recommendations of the Director and authorize said project to go to bid.

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19. Memos from the Director of Municipal Services recommended that the final maps for Tracts 1161 and 1157 - Oak Creek Estates - be approved and that the Mayor and City Clerk be authorized to sign the accompanying Subdivision Agreements. It was noted that Certificate of Insurance and Performance and Payment bonds have been received.

After a lengthy discussion, it was moved by Councilman Russell and seconded by Councilman Ovitt that final approval of Tracts 1161 and 1157 be held over until the meeting of May 1, 1984, or if the City Manager and the Mayor are in agreement as to the acceptance of the proper documents and the City Attorney has prepared a legal document to insure that the park facilities are installed to the City's satisfaction, a Special Meeting shall be called to authorize signatures for final maps.

Motion carried by the following roll call vote:

AYES: Councilmen Monroe, Ovitt, Russell and Thorndyke

NOES: None

ABSENT: None

ABSTAINED: Councilman Stemper

20. The Mayor requested the Planning Director to give a short report on the study that had been requested by Supervisor Jerry Diefenderfer before the Board of Supervisors regarding traffic information pertaining to the proposed Niblick Bridge. He stated that the report was based strictly on residential build-out east of the Salinas River in the County area and that it did not include other traffic generators such as the fact that east of Paso Robles there is other than residential property including vineyards and horse ranches, traffic to the Industrial Park and to the golf course, etc., or traffic counts on North River Road or Union Road. The Director stated that the County Engineers reported that they had not been asked to include any other information than they did. The Board will carry the matter over for one month to allow the City and the public time for additional input. The Director recommended that the City should expedite the provision of additional information to the County so that it may be included in the County's budget this fiscal year.

After further discussion, it was moved by Councilman Ovitt, seconded by Councilman Thorndyke and passed unanimously that a joint meeting be set with the Board of Supervisors, City staff, and the Citizens Bridge Committee and the Council for a study session. Councilman Thorndyke stressed the importance of obtaining the citizens input to the Board of Supervisors.

21. A letter from Marvin Truhitte requesting that he be reappointed to the Paso Robles Housing Authority was presented.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously that Mr. Truhitte be appointed to another four year term, expiring on February 2, 1988.

22. The Mayor presented a Proclamation, PROCLAIMING APRIL 28, 1984 MARCH OF DIMES DAY, and upon motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously the proclamation was passed and adopted.

23. The Council commended the Planning Director for his service to the City.

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24. Mary Zampelli and Ellen Weinstein addressed the bridge matter.

25. Upon motion by Councilman Ovitt, seconded by Councilman Thorndyke and passed unanimously, the meeting was adjourned to a closed session. At the closed session, litigation was discussed, at which time the Council directed the City Manager to write a letter to Wally Dunn regarding the Riverview Apartments Project, and upon motion by Councilman Ovitt, seconded by Councilman Monroe and passed unanimously, the closed session was adjourned to the regular meeting.

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

City Clerk, John R. McCarthy

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