

MINUTES OF THE REGULAR MEETING
PASO ROBLES CITY COUNCIL
AUGUST 7, 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 Councilpersons answering roll call: Cousins, Ovitt, Russell, Thorndyke, Stemper; none being absent. Following roll call, a brief invocation was given by Reverend Charles Culbreath.

1. The minutes of the regular meeting of July 17, 1984 were presented and upon motion by Councilman Russel, seconded by Councilman Ovitt and passed unanimously, the minutes were approved.

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

DATE OF CLAIM	TOTAL PAID
July 06,1984	\$337,672.56
July 18,1984	264,045.00
July 20,1984	296,435.35
July 23,1984	37,636.71
TOTAL OF CLAIMS	\$935,789.62

3. Mr. Don Gilbertson, representing the Sherwood Industrial Park manufacturers and businesses, appeared to present to the Council \$1,400.00 from fourteen of the businesses at the Sherwood Industrial Park which they wish to contribute towards the purchase of new signs for City Hall. Councilman Thorndyke announced that a check for \$100.00 would also be contributed by the Talk Shop.

The Mayor and Council expressed thanks and appreciation for the contributions, and directed that letters of thanks be sent to each of the contributors.

4. A memo from the City Treasurer presented Special Assessments for Fiscal Year 1984-85 for the Council's approval so the charges can be recorded on the 1984-85 County Tax Roll for a total amount of \$707,757.28. The assessments are set forth in detail on Exhibit A attached hereto and made a part hereof.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously to approve the above Special Assessments and to authorize them to be placed on the tax roll.

5. The Finance Director presented the results of the Bridge Survey which showed:

Question 1. Shall we provide an additional bridge (Niblick to First)?

Yes 1300

No 437

Question 2. Shall we widen 13th Street bridge?

City of El Paso de Robles

EXHIBIT A

8-7-84

DATE

F-2

AGENDA ITEM

() AT August 2, 1984 DENIED

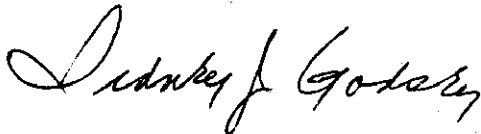
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MEMORANDUM

TO: CITY COUNCIL
FROM: CITY TREASURER
SUBJECT: SPECIAL ASSESSMENTS - FISCAL YEAR 1984-85

I request that the City Council, by minute action, approve and adopt the following list of special assessments so the charges can be recorded on the 1984-85 County Tax Roll:

1. Paso Robles Boulevard Assessment District	\$ 53,728.94
2. Downtown Parking Assessment District	96,060.30
3. 70-2 Hilltop/Palm Court Assessment District	2,717.68
4. Creston/Niblick Drainage Assessment District	41,228.30
5. 1984-85 Weed Abatement Assessments	11,262.00
6. 36th/Spring Assessment District	49,178.14
7. Orchard Bungalow Assessment District	447,114.60
8. Glencourt Assessment District	6,467.32
	<hr/>
	\$707,757.28



Sidney J. Godsey
Treasurer

Yes 299
 No 1222
 Question 3a. Shall we pay by special property assessment?
 Yes 426
 No 1030
 Question 3b. Shall we pay by utility user tax?
 Yes 882
 No 695
 Question 4. Those responding that live inside the City limits - 1687.
 Question 5. Those responding that they own property inside the City limits - 1557.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to refer the results of the survey to a committee comprised of Councilwoman Cousins and Councilman Russell for review and recommendation to be brought back to the Council meeting of August 21, 1984.

6. The Mayor announced the continuance of the Public Hearing on E.I.S No. 84103/Riverglen, and stated that a request had been received to continue the hearing for two weeks so the owners of the property could be present.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously to continue the hearing to the 21st day of August, 1984 at 8:00 p.m.

7. It was moved by Councilman Ovitt and seconded by Councilman Russell 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. The items on the Consent Calendar are as follows:

G-1 Municipal Services Monthly Report for May 1984

a. Municipal Services Monthly Report for May 1984.

b. Police Department Activity Reports - Jan. to June & June, 1984

c. Report of Utility Terminations - Finance Department. (Recommend reports be received and filed).

G-2 Notice from Consumers Organized For Defense of Energy Safety of desire to provide speakers concerning goal of ensuring safety at Diablo Canyon Nuclear Power plant. (Recommend letter be received and filed.)

G-3 Letter of thanks from Boys Club of Bakersfield for Torch Run. (Recommend letter be received and filed.)

G-4 Letter from Action for Animal Rights. (Recommend letter be received and filed.)

G-5 Memo from City Attorney regarding revocation of use permits. (Recommend memo be received and filed.)

G-6 Memo from Director of Municipal Services for award of bid for small pickup. (Recommend Council authorize purchase.)

G-7 San Luis Obispo County Salinas Reservoir Monthly Operational Report. (Recommend report be received and filed with copies to Engineering and Planning Departments.)

8. The minutes of the regular meeting of the Planning Commission of July 24, 1984 were presented; Councilman Russell stepped down because of his connection with Item C. New Business, Street Abandonment 84002/J. Palla. The minutes were reviewed by Councilwoman Cousins, after which it was moved by Councilwoman Cousins, seconded by Councilman Ovitt and passed that the actions of the Planning Commission in its meeting of July 24, 1984 be approved, together with the findings and conditions as set forth therein.

Councilman Russell resumed his seat.

9. The minutes of the Traffic Safety Commission meeting of July 18, 1984 were presented and upon motion by Councilman Russell, seconded by Councilman Ovitt, the minutes were approved.

10. The minutes of the Citizens Airport Advisory Committee meeting of July 26, 1984 were presented and upon motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously, said minutes were approved.

11. The matter of the allocation of the Otto Sharp Endowment funds was brought back from a previous meeting. Councilwoman Cousins stepped down; she is Chairman of ACORN. The Sharp Selection Committee requested that the City Council authorize expenditures from Account No. 403 which would make payments to Heritage Oaks Bank for repayment of a \$300,000 loan taken out by the ACORN Committee to purchase property for a civic center. The City Manager recommended that if the Council approves the request, that staff be authorized to work with the City Attorney to draft an Agreement between Heritage Oaks Bank and the City

Motion by Councilman Ovitt and seconded by Councilman Thorndyke to approve the recommendations of the Committee and staff and authorize the Mayor and City Clerk to execute all necessary documents. Motion carried by the following roll call vote:

AYES: Councilmen Ovitt, Russell, Thorndyke and Stemper

NOES: None

ABSENT: None

ABSTAINED: Councilwoman Cousins

Councilwoman Cousins resumes her seat.

12. A memo from the City Manager presented the Federal Aviation Administration Grant Offer for the Airport Overlay Project No. 3-06-0184-02, recommending that the Council authorize the Mayor and City Clerk to sign said Grant Offer.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to authorize the execution of said Grant.

13. A memo from the City Manager presented a Consolidated Joint Powers Agreement for the cities involved in the Central Coast Cities Self-Insurance Fund, and recommends that Council approve the Agreement and authorize the Mayor and City Clerk to sign said Agreement. The Agreement had been reviewed by the City Attorney.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously to approve the above recommendations.

14. A memo from the City Manager presented the Joint Powers Agreement between the City and the San Luis Obispo Area Coordinating Council and recommends that the City Council approve and ratify the Agreement, and authorize the Mayor and City Clerk to execute same.

Motion by Councilman Russell, seconded by Councilwoman Cousins and passed unanimously to approve the above recommendations.

15. The City Manager presented the Joint Powers Agreement which authorizes the County to be the lead agency to obtain federal funds and to hire an engineering firm to complete the Airport Master Plans & Land Use Plans for Paso Robles, Oceano and San Luis Obispo airports. An accompanying memo from the Airport Manager recommends that the Mayor and City Clerk be authorized to execute said document.

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

16. A memo from the City Manager presented a letter from Attorney Jack Gelber, representing Zurn Industries, requesting a time extension from November 1984 to November of 1985 as the date to commence construction on Parcels 6 and 7 in the City's Industrial Park on Commerce Way.

Motion by Councilwoman Cousins, seconded by Councilman Russell and passed unanimously to grant said extension to November, 1985.

17. A memo from the City Manager presented Resolution No. 2931, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES, CALIFORNIA, SETTING DATE FOR PUBLIC HEARING ON THE PROPOSED ANNEXATION NO. 57 (CHAROLAIS WATER TANK), setting a public hearing for 7:30 p.m. on the 18th day of September, 1984 in the City Council Chambers.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously that Resolution No. 2931 be read by title only. Resolution No. 2931 is read by title only.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed

unanimously to adopt Resolution No. 2931.

18. The City Manager requested a closed session to discuss employee negotiations and litigation. Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously to adjourn to a closed session.

At the closed session, employee negotiations were discussed along with pending litigation matters. After discussion, it was moved by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to adjourn to the regular meeting.

19. A memo from the Airport Manager recommends that the Fred Jones lease on Parcel 31 at the Airport be transferred to Paso Robles Air Interest Inc. The required items to bring the lease into compliance having been completed. Mr. Fred Jones will relinquish any and all rights to the property. The Airport Manager also recommends that the new lessees be required to get a Use Permit and that it be subject to annual review.

After discussion, wherein Mr. Ray Lohead appeared to protest the Use Permit requirement, it was moved by Councilman Russell and seconded by Councilman Ovitt to approve the recommendations of the Airport Manager and authorize said transfer subject to the recommendations of the Airport Manager. Motion passed by the following roll call vote:

AYES: Councilpersons Cousins, Ovitt, Russell, Thorndyke and Stemper

NOES: None

ABSENT: NONE

20. A memo from the Airport Manager requested authorization for the Mayor and City Clerk to sign the Addendum To Lease of Parcels No. 20, 27, 28 and 61. This Addendum would extend the Patroline, Inc. lease an additional thirty years, making it a fifty year lease.

Motion by Councilman Ovitt and seconded by Councilman Thorndyke to accept the recommendations of the Airport Manager. Motion passed by the following roll call vote:

AYES: Councilpersons Cousins, Ovitt, Russell, Thorndyke and Stemper

NOES: None

ABSENT: None

21. The Airport Manager requested authorization from the Council to allow subordination of the Smoot lease, Parcel No. 26.

It was moved by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to authorize the Mayor and City Clerk to sign an agreement to allow Sherman Smoot to subordinate his lease at the Airport for the purpose of receiving a loan of which a minimum of \$250,000 must be placed on the lease site.

22. A memo from the Airport Manager requested authorization for the Mayor and City Clerk to sign an Amendment to the Patroline, Inc. lease changing their lease escalation date from five (5) years to annually.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously to authorize the above change.

23. It was moved by Councilman Russell, seconded by Councilman Ovitt and passed unanimously to accept the agreed upon 31% increase in the Patroline, Inc. lease through June 30, 1985, and then to amend the lease escalation clause from five years to annually, not to exceed 8% instead of each five years.

24. A memo from the Finance Director presented Resolution No. 2930, A RESOLUTION APPROVING A SUPPLEMENTAL APPROPRIATION OF THE AIRPORT ENTERPRISE FUND #552 FOR THE FISCAL YEAR 1984/1985, which appropriates \$15,000 for the Airport Manager to pay for the costs of Airport Day. During discussion, Councilman Russell stated his objection to the Airport Days program being subsidized by the City; rather it should be funded on a "pay as you go" basis.

It was moved by Councilman Ovitt, seconded by Councilman Thorndyke and passed unanimously that Resolution No. 2930 be read by title only. Resolution No. 2930 is read by title only. Motion by Councilman Ovitt and seconded by Councilwoman Cousins that Resolution No. 2930 be adopted. Motion carried by the following roll call vote:

AYES: Councilpersons Cousins, Ovitt, Thorndyke and Stemper

NOES: Councilman Russell

ABSENT: None

25. A memo from the Finance Director presented Resolution No. 2928, A RESOLUTION APPROVING AN APPROPRIATION OF ANNEXATION BRIDGE FEE FUND #336 FOR THE FISCAL YEAR 1984/1985, which authorizes the transfer of \$119,193.97 from Fund #336 (Bridge Fee Fund) into Fund 10 (General Fund) to repay for costs incurred on the First Street to Niblick Road Bridge.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously that Resolution No. 2928 be read by title only. Resolution No. 2928 is read by title only. Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously to adopt Resolution No. 2928.

26. A memo from the Finance Director set forth the recommendations of the Council's ad hoc Committee for the administrative Policy for the Taxi Card Subsidy Program to include specific handicapped individuals.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously to approve the Administrative Policy for the Taxi Card Program, to include specific individuals, the date for commencement to be September 1, 1984.

27. A memo from the Director of Municipal Services presented a request for outside water service from Robert and Sherri Nicolay for property located at the southwest corner of Kiler Canyon and Frontage Road. The Director recommends that Council approve the request subject to the following conditions which are in keeping with the Council's adopted policy on outside water service:

- 1) That the water meter be set at 1st Street and Vine and the 2 inch water service be installed by applicant at no cost to the City.
- 2) That applicant pay all costs for the meter and outside usage fees in existence at time of connection.
- 3) Usage to be limited to serve one single family residence only.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously to approve the Nicolay's request subject to the three conditions set forth above and subject to a fourth condition requiring execution of a document stating that the Nicolays would not oppose annexation by the City at a future date.

28. A memo from the Director of Municipal Services recommends the Council approve the following recommendation of the Traffic Safety Commission in its meeting of July 18, 1984:

1. That "Stop" signs be placed on Oak Street at the intersection of Oak Street and 32nd Street.

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

29. A memo from the Director of Municipal Services recommends that Final Progress Payment in the amount of \$12,003.75 be paid to James Metcalf for work completed on the Sherwood Tennis Courts overlay and resurfacing, and that the City Clerk and the Director of Municipal Services be authorized to execute attached Notice of Completion and that the 10% retention remaining on the contract price (\$5,335.00) be returned to James Metcalf 35 days after Notice of Completion is executed.

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

30. A memo from the Director of Municipal Services recommends that Council approve Final Parcel Map PR-83-185 and authorize the Mayor and City Clerk to sign said map and to authorize recordation of the map.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously to approve the Director's recommendations.

31. A memo from the Director of Municipal Services recommends that the Final Map for Tract 1195 (Benson & Stewart) be approved and that the City Council authorize the City Clerk to sign said map.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously to approve the Director's recommendations.

32. A memo from the Director of Municipal Services recommends that the City Council accept the subdivision improvements for operation and maintenance of Tract 1084 - Academe Enterprises.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to approve the Director's recommendations.

33. A memo from the Director of Municipal Services presented Resolution No. 2929, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES, CALIFORNIA, ESTABLISHING ALLEY BETWEEN 28th AND 26th STREETS A ONE-WAY ALLEY, NORTH TO SOUTH, for Council's consideration.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that Resolution No. 2929 be read by title only. Resolution No. 2929 is read by title only. Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously to adopt Resolution No. 2929.

34. A memo from the Director of Municipal Services recommends that Council approve Final Progress Payment in the amount of \$4,639.05 to be paid to Kies Construction for work completed on Barney Schwartz Park 12" Water Main Extension; and that the City Clerk and the Director of Municipal Services be authorized to execute attached Notice of Completion and that the 10% retention remaining on the contract price (\$5,154.50) be returned to Kies Construction 35 days after Notice of completion is executed.

Motion by Councilman Ovitt, seconded by Councilman Thorndyke and passed unanimously to approve the Director's recommendations.

35. A memo from the Director of Municipal Services recommends that the Council authorize the payment of Progress Payment No. 2 in the amount of \$7,683.45 to Gleim Crown Pump for work completed on the Thunderbird Well #13 Pump and Piping (State Water Loan).

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously to approve the Director's recommendations.

36. A memo from the Director of Municipal Services presented Resolution No. 2932, A RESOLUTION GRANTING QUITCLAIM DEED TO JOSEPHINE MANDRILLE, for Council's consideration and recommends that Council authorize the Mayor and City Clerk to sign County Parcel Map CO 83-121 which accepts property for the Sewer Lift Station No. 3 on the Templeton Interceptor sewer main.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that Resolution No. 2932 be read by title only. Resolution No. 2932 is read by title only. Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to adopt Resolution No. 2932 and to authorize the signing of said map.

37. A memo from the Director of Parks and Recreation recommends that

the Department be allowed to advertise for the purchase of new playground equipment for the new park near Melody Drive. Funds not to exceed Twenty Thousand Dollars (\$20,000.00) are to be used from the Park Development Fund for this purpose.

Motion by Councilwoman Cousins, seconded by Councilman Ovitt and passed unanimously to approve the Director's recommendations.

38. A memo from the Director of Parks and Recreation recommends that the Department be allowed to advertise for the purchase of a new senior citizens' vehicle to be funded as follows:

- 1) \$5,700.00 from the Area Agency of Aging.
- 2) \$8,000.00 from the Sharp Endowment Fund.

Motion by Councilwoman Cousins, seconded by Councilman Ovitt and passed unanimously to approve the Director's recommendations.

39. Mr. Carl Morehouse, Historic Preservation Planner for the City, presented the results of the Historic Preservation Grant he was hired to complete. He explained the survey and inventory of Historic Places in Paso Robles. The results of the survey will be on file in the Planning Department.

40. The Mayor appointed Councilwoman Cousins as representative to the Economic Opportunity Commission's Board of Directors.

41. Mr. Sherman Smoot appeared to object to the amount of the bridge fee charged on his building permit at the Airport. The matter is referred to staff for analysis.

42. There being no further business, upon motion by Councilman Ovitt, seconded by Councilman Russell 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