

# City of El Paso de Robles

MINUTES OF THE REGULAR MEETING  
PASO ROBLES CITY COUNCIL  
NOVEMBER 6, 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 and Stemper; none being absent.

1. The minutes of the adjourned meeting of October 10, 1984, the minutes of the regular meeting of October 16, 1984 and the minutes of the adjourned meeting of October 30, 1984 were presented and upon motion by Councilwoman Cousins, seconded by Councilman Russell and passed unanimously, said minutes were approved.

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

DATE OF CLAIM	TOTAL PAID
OCT. 19, 1984	\$175,463.91
OCT. 22, 1884	\$616,789.99

Motion passed by the following roll call vote:

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

NOES: NONE

ABSENT: NONE

3. The Mayor announced that it was the time and place scheduled for public hearing pursuant to Resolution No. 2945 which notices intention of vacating a portion of 15th Street West of Terrace Hill Drive and opened the public hearing to the floor for comments.

There being no oral nor written comments, upon motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously, the public hearing was closed.

Resolution No. 2943, A RESOLUTION CLOSING A STREET IN THE CITY OF EL PASO DE ROBLES, a portion of 15th Street West of Terrace Hill Drive, is presented for Council's consideration.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously that Resolution No. 2943 be read by title only. Resolution No. 2943 is read by title only.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously that Resolution No. 2943 be adopted.

4. Ordinance No. 494 N.S., AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF EL PASO DE ROBLES AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM, is presented for second reading and adoption.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that Ordinance No. 494 N.S. be read by title only. Ordinance No. 494 N.S. is read by title only.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously that this constitutes the second reading and adoption of Ordinance No. 494 N.S.

5. The Consent Calendar was presented and Councilman Russell requested that Item G-6 be removed for discussion. Motion by Councilman Ovitt seconded by Councilman Thorndyke and passed unanimously that the items on the Consent Calendar be approved, with the exception of Item G-6, 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 Departmental Reports:

- a. Police Department Activity Report for September, 1984.
- b. Finance Department Report of utility terminations.
- c. Finance Department Report of utilities turned over for collection.

(Recommend reports be received and filed.)

G-2 COMMISSION/COMMITTEE/BOARD MINUTES:

- a. Airport Advisory Committee Minutes of September 27, 1984. (Recommend minutes be received and filed.)

G-3 Notice from Pacific Bell of Second Amendment to application for general rate increase. (Recommend notice be received and filed.)

G-4 Memo from City Manager presenting Resolution No. 2961, A RESOLUTION APPROVING ANNEXATION NO. 57 (CHAROLAIS WATER TANK) - property tax revenue exchanges. (Recommend adoption.)

G-5 Amendment to JPA Black Gold Agreement for clarification of dates only. (Recommend approval of authorization for all necessary signatures.)

G-7 Letter of appreciation from Tom Bordonaro Construction. (Recommend letter be received and filed with copy to Municipal Services.)

G-8 Memo from Director of Municipal Services regarding result of bids received on Oct. 26, 1984 for DMS Project 84-03, Water Mains Oak St. and 21st St. (Recommend Council award bid to McGee Construction, low bidder, in the amount of \$31,663.00 and authorize the Mayor and City Clerk to sign contract documents.)

G-9 Memo from Director of Municipal Services recommending Council award Annual Pavement Painting Bid to only bidder, Safety Striping Services, in the amount of \$39,881.50. (Recommend approval of recommendations, authorizing Mayor and City Clerk to sign all contract documents.)

G-10 Memo from Director of Municipal Services recommending approval of Final Parcel Map PR 84-248, Eanes/Requa. (Recommend Council approve map and authorize the Mayor and City Clerk to sign same.)

Item G-6 - Memo from Assistant City Engineer recommending that the Council approve Change Order No. 2 to the Paso Robles Airport Runway 119 Overlay Project. (Recommend approval.) - is presented for discussion.

Councilman Russell asked questions regarding the above Change Order which were answered by staff, after which it was moved by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that Item G-6 be approved as recommended.

6. The minutes of the regular meeting of the Planning Commission on October 23, 1984 were reviewed by Councilman Russell. Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that the actions of the Planning Commission in its meeting of October 23, 1984 be approved, together with the findings and conditions as set forth therein.

7. A memo from the City Manager recommended that the Mayor appoint a committee to discuss the request of Mr. Edward Bell of Beckman Instruments for a time extension to commence construction on the Beckman property and the City's right to repurchase.

The Mayor appointed Councilwoman Cousins and himself to meet with the City Manager and make a recommendation back to the Council.

8. The City Attorney reported that the Appellate Court ruled in favor of Paso Robles in the case of Templeton Community Services District vs. the City (interceptor sewer) and read several excerpts from the judgment.

9. A memo from the Finance Director advised that the City has received \$8,051.56 from the Housing Authority which is for the 1983/84 "in lieu of taxes" payment.

10. A memo from the Director of Municipal Services recommended that the Council approve Tract 1041 - Paso Robles Investments - and authorize the Mayor and City Clerk to sign the Subdivision Agreement and final map, subject to the approval of the City Attorney. The City Attorney stated that the approval also be subject to the Finance Director's approval of the bonds submitted.

Motion by Councilman Ovitt and seconded by Councilman Russell that the above recommendations be approved, subject to the City Attorney's and the Finance Director's approval as stated above. Motion passed by the following roll call vote:

AYES: Councilpersons Cousins, Ovitt, Russell and Thorndyke  
NOES: NONE  
ABSENT: NONE  
ABSTAINED: Councilman Stepper

11. A memo from the Director of Municipal Services recommended that Council modify the existing meter reading contract with Jim Alexander to reflect that the \$50.00 per month travel remain the same and the per meter rate be raised to \$0.36 per meter read, reflecting an annual increase of less than 3%.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to accept the recommendations of the Director.

12. A memo from the Director of Municipal Services presented a list of surplus equipment and recommended that the Council declare the equipment surplus and authorize its sale. The Director stated that ball park lights should be added to the list to be declared surplus.

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

The City Manager submitted a bid received from CTS Corporation for the surplus telephone equipment on the list in the amount of \$1,800.00. The City Manager recommended that Council award said bid to CTS.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously to accept the bid of CTS Corporation in the amount of \$1,800.00 for the above surplus telephone equipment.

14. A memo from the Director of Municipal Services recommended that the Council adopt Resolution No. 2966, A RESOLUTION ACCEPTING CERTAIN PROPERTY FOR AN EASEMENT FOR UNDERGROUND UTILITIES AND INCIDENTAL PURPOSES IN THE CITY OF EL PASO DE ROBLES, - First Southern Baptist Church.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that Resolution No. 2966 be read by title only. Resolution No. 2966 is read by title only.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously that Resolution No. 2966 be adopted.

15. The Mayor announced that it is the time and placed scheduled for public hearing regarding motel sewer rates. The City Manager read a memo from the Municipal Waste Water Rates Review Committee, who had met with the Motel Industry, which set forth three options on modifying sewer rates for motels. The Mayor then opened the hearing to the floor.

Attorney Robin Fairbairn appeared to represent the owners of the Black Oak Motel. In conclusion, Mr. Fairbairn requested that the sewer rates be changed as follows: That the \$6.00 per month per

dwelling unit be stricken and replaced with \$6.00 per meter and a surcharge of sixty one (.61) cents per 100 cubic feet of water used above the minimum.

Attorney Sherman Fairbairn appeared to represent various other motel owners within the City .

After a lengthy discussion, it was moved by Councilman Russell, seconded by Councilman Ovitt and passed unanimously to close the public hearing.

Councilwoman Cousins stated she felt that the matter should be held over for further review.

Councilman Russell suggested that a sliding scale be considered for water users.

Motion by Councilman Ovitt that Option 3. b., as presented by the Committee, 3 year method - 50% for 1984/1985 - 75% for 1985/1986 and 100% for 1986/1987, be adopted for charging motel sewer rates. Motion seconded by Councilman Thorndyke and carried by the following roll call vote:

AYES: Councilmen Ovitt, Thorndyke and Stemper  
NOES: Councilpersons Cousins and Russell  
ABSENT: NONE

All utility bills are to be adjusted effective July 1, 1984.

16. A memo from the Planning Director reported on the physical improvement work required of Jerry Reneau pertaining to Use Permit No. 81002. Mr. Reneau appeared and reported that construction would begin this week.

17. A memo from the Planning Director recommended that the Council set General Plan Amendment No. 7, Rezone and E.I.S. No. 84017 filed by Louis Nunno for public hearing.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that said public hearing be set for December 4, 1984 at 8:00 p.m. in the City Council Chambers.

18. A memo from the Planning Director recommended that the City Council set a public hearing for the revocation of Use Permit No. 84021, which permits Mr. Clifford Weyrick to install a freestanding (projecting) sign at 1329 Spring Street (Dante's Restaurant).

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that said public hearing be set for 8:00 p.m. on November 20, 1984 in the City Council chambers.

19. There being no further business, it was moved by Councilman Russell, seconded by Councilwoman Cousins and passed unanimously that the meeting be adjourned to 5:30 p.m. on the 14th day of November, 1984 in the City Council Chambers for the purposes of a study session.

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.