

MINUTES OF THE ADJOURNED MEETING
PASO ROBLES CITY COUNCIL
MAY 29, 1985

The City Council of the City of El Paso de Robles, meeting in adjourned session on the above date, was called to order by Mayor Gary Stemper at 5:30 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 Finance Director presented the matter of the Farmers' Market. Mr. Art Balfore appeared to represent the Farmers' Market Association.

In the meeting of May 21, 1985, it was moved by Councilman Ovitt and seconded by Councilwoman Cousins to instruct staff to prepare an amendment to the ordinance to set an annual fee for the Farmers' Market, and that written permission from the Council be granted to allow the Market to utilize the public right-of-way as outlined in the Planning Director's report. At that time, it was moved by Councilman Russell and seconded by Councilman Thorndyke to table the motion until the meeting of May 29, 1985. At this time, the above motion and second were withdrawn.

Attorney LeSage suggested that the Council consider amending the license code and add the Farmers' Market under the gross receipts sections. The Market would then pay a \$50.00 business license on \$25,000 in sales, and \$1.00 for every \$1,000 over that amount.

Attorney LeSage read a proposed ordinance providing for a Farmers' Market in Paso Robles.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that this constitutes the first reading of AN ORDINANCE PROVIDING FOR FARMERS' MARKET IN PASO ROBLES.

There was lengthy discussion on conditions of the street permit.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously to accept the recommendations of the Planning Commission together with the findings and conditions of the permit for the North County Farmers' Market Association, Inc. as set forth in Exhibit A attached hereto and made a part hereof.

2. The Agreement between the City and San Luis Obispo County for bridge funds was presented. Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously to approve said agreement and authorize Mayor and City Clerk to execute same.

3. It was decided to set the budget hearings for June 12, 1985 starting at 8:00 a.m.

4. Motion by Councilwoman Cousins, seconded by Councilman Russell and passed unanimously to adjourn to at Study Session at 5:30 p.m. on June 5, 1985 for the purpose of discussing budget matters.

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.

CITY OF EL PASO DE ROBLES

May 30, 1985

EXHIBIT A

By the signing of this document the City Council gives written permission to close specific public streets at specific times for the purpose of establishing a Paso Robles Farmer's Market with the following limitations:

- 1.) That the applicant is responsible for keeping the entire public right of way clear of trash and garbage during market hours.
- 2.) That the alley, and all fire hydrants in the Farmer's Market proximity and a 20 foot fire lane designated by the Fire Chief shall be kept clear and accessible in a manner approved by the Fire Chief, to wit, all vehicles shall be parked head first and perpendicular to the curb along the east side of Park Street. No vehicles shall be parked along the west side of Park Street and the north side of 12th Street. Trucks with trailers shall not be permitted in the market area or on adjacent streets.
- 3.) Only holders of San Luis Obispo "Certified Producers Certificate" or those holding other certified producer's certificates endorsed by the County of San Luis Obispo will be allowed to sell fruits, nuts and vegetables.
- 4.) Only items that are home grown in the State of California will be offered for sale.
- 5.) The Farmer's Market President must hold a current "Certified Farmer's Market Certificate".
- 6.) Besides fresh fruit, nuts, and vegetables, the only other products which will be sold at the farmer's market are:
 - a.) eggs
 - b.) cheese
 - c.) honey
 - d.) juices or ciders
 - e.) nursery stock
 - f.) cut flowers
 - g.) processed nuts, and
 - h.) dried fruit
- 7.) That Council's written permission is subject to a semi-annual review.
- 8.) That the proper officer of the Farmer's Market sign a document indemnifying the City against all legal actions brought against the North County Farmer's Market Association, Incorporated.
- 9.) That the North County Farmer's Market Association, Incorporated

CITY OF EL PASO DE ROBLES

obtain premises and products liability insurance in the amount or not less than \$500,000.00 and provide a certificate of insurance to the City or Paso Robles Finance Director showing coverage of liability and produce insurance with a combined single limit of \$500,000.00 with the City listed as additional principal insured without offset against Paso Robles Municipal Insurance, and with a 30 day notice of cancellation.

10.) Hours of operation are limited to 5:30 P.M. to 8:00 P.M. on Tuesdays. Park Street shall be closed at 5:00 P.M. and reopened at 8:00 P.M. or earlier should the market close earlier.

11.) Barricade's construction shall be approved by the Municipal Services Director.

12.) Barricades shall be placed precisely at the locations as approved by the Municipal Services Director.

13.) Barricades shall be attended by a responsible person under the supervision of the Market President.

14.) Participating farmers may have no more than 2 identification signs attached to their vehicle or stand. Such signs shall be limited to 10 square feet in area and 5 feet in length.

15.) Any signs advertising the market shall be approved by the Planning Commission and Architectural Review Committee for design and location.

16.) Park Street between 12th and 13th Streets shall be posted "No Parking on Tuesdays 5-8 P.M." Poster design and locations shall be approved by the Municipal Services Director. Posting shall be performed on a temporary basis as follows:

- a. Posters shall be posted on Tuesdays no later than 3:00 P.M.;
- b. Posting shall be conducted for the first four weeks of market operation and thereafter as required by the Municipal Services Director and Police Chief.

85-321