

MINUTES OF THE REGULAR MEETING
PASO ROBLES CITY COUNCIL
JUNE 18, 1985

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. Before roll call, Reverend Gary Barker gave a brief invocation.

1. The minutes of the adjourned meeting of May 29, 1985 and the regular meeting of June 4, 1985 were presented and upon motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously, the minutes were approved.

2. The claims were presented, and it was moved by Councilman Ovitt and seconded by Councilwoman Cousins that the following claims be paid from their respective accounts:

DATE OF CLAIM	TOTAL PAID
June 7, 1985	\$ 158,123.86

Motion passed by the following roll call vote:

AYES: Councilpersons Cousins, Ovitt, Thorndyke and Stemper
NOES: None
ABSENT: None
ABSTAINED: Councilman Russell

3. The matter of the Commission/Committee/Board reappointments and vacancies was presented.

The Mayor recommended the following appointments to the Planning Commission:

- That Commissioner Chris Iversen be reappointed for a four year term expiring on June 30, 1989.

- That Eric Woosley be appointed to the vacancy created by the expiration of the term held by David Venturini, for a term of four years, expiring on June 30, 1989.

Motion by Councilman Ovitt and seconded by Councilman Russell to accept the recommendations as set forth above and that the appropriate letter of recognition be sent to David Venturini. Motion passed by the following roll call vote:

AYES: Councilmen Ovitt, Russell, Thorndyke and Stemper
NOES: Councilwoman Cousins
ABSENT: None

15. A memo from the Director of Municipal Services presented the plans and specifications for grading at Barney Schwartz Park and recommended that Council approve same and authorize the project to go to bid.

Motion by Councilwoman Cousins and seconded by Councilman Ovitt to approve the above recommendations. Motion passed by the following roll call vote:

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

16. The Director of Municipal Services presented Final Parcel Map PR 85-028/Gary Stemper and recommended that Council approve said map and authorize City Clerk to sign same.

Motion by Councilman Ovitt and seconded by Councilman Russell to approve the above recommendations. Motion passed by the following roll call vote:

AYES: Councilpersons Cousins, Ovitt, Russell and Thorndyke
NOES: None
ABSENT: None
ABSTAINED: Councilman Stemper

17. A memo from the Director of Parks & Recreation presented a proposed lease between the City and the County of San Luis Obispo for the purpose of housing the San Luis Obispo County Health Department at the Veterans Building, and recommended that copies of proposed lease be given to the City Manager, City Attorney and the Finance Director for approval.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that the above recommendations be approved with the lease coming back to the Council after said review.

18. A memo from the Director of Parks & Recreation presented a request from Estrella River Winery to sell beer and wine at Robbins Field and Pioneer Field during a tournament they will be hosting on July 13 and 14, 1985. The Director recommended that the Winery be allowed to sell the alcohol during the tournament based upon the fact that the plastic cups used would be better than allowing beer bottles and cans that would be brought by participants on their own. The City Manager commented that the City has only allowed the sale of alcohol by non-profit organizations, and he recommended against allowing this request.

Councilwoman Cousins also advised against allowing other than non-profit organizations to sell alcohol in City Parks.

Don Charles, member of the audience, spoke against the sale of alcohol in City Parks.

Motion by Councilman Ovitt and seconded by Councilman Russell to approve the sale of beer and wine by Estrella River Winery during the above-mentioned tournament. Motion passed by the following roll call vote:

AYES: Councilmen Ovitt, Russell, Thorndyke and Stemper
NOES: Councilwoman Cousins
ABSENT: None

19. A memo from the Director of Parks & Recreation advised that the Parks and Recreation Advisory Committee makes the following recommendations for Council's approval regarding parking cars at Pioneer Park during the Mid-State Fair;

1) That the Paso Robles Swim Club be awarded as Lessee for the duration of the 1985 San Luis Obispo Mid-State Fair for the purpose of parking cars on said facility;

2) That Paso Robles Babe Ruth Baseball and Butterfly Productions work with the Paso Robles Swim Club as sub-lessees.

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

20. The Director of Parks and Recreation requested a closed session at the end of the meeting for the purpose of discussing management negotiations.

21. There was discussion regarding Crazy Days to be held on June 28 and 29, 1985 with the usual closure of Park Street.

22. Mr. Bob Hill appeared with a lengthy update on the status of Prospect Heights Assessment District.

23. The City Manager requested a closed session at the end of the meeting for the purpose of discussing negotiations and personnel matters.

24. There being no further business, it was moved by Councilman Ovitt, seconded by Councilman Thorndyke and passed unanimously to adjourn to a closed session for discussion of negotiations and personnel matters.

At the closed session, there was discussion of negotiations and personnel matters, and upon motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously the closed session was adjourned to the regular meeting.

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25. Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to adjourn to 7:30 p.m. on the 26th of June, 1985 in the City Council Chambers for a study session to meet jointly with the Planning Commission to discuss the City General Plan update.

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.

The recommendation of the City Library Board of Trustees for positions on the Library Board is as follows:

- the reappointment of Robert Hermanson and Jay Ferrin to three year terms expiring on June 30, 1988.

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

The recommendation of the Airport Manager for positions on the Airport Advisory Committee is as follows:

- That Paul Wyckoff be reappointed to a two year term expiring on June 30, 1987.

- That Paul Ogren not be reappointed and Edward M. King be appointed to fill his position for a two year term expiring on June 30, 1987.

- That Sherman Smoot be appointed to fill the position vacated by Rober Oxborrow for a two year term expiring on June 30, 1987.

- That the Alternate position held by Toby Green which expires June 30, 1985 be eliminated.

Motion by Councilman Ovitt and seconded by Councilman Russell that the above recommendations be approved and that appropriate letters be sent. Motion passed by the following vote:

AYES: Councilpersons Cousins, Ovitt, Russell and Stemper
NOES: None
ABSENT: None
ABSTAINED: Councilman Thorndyke

The recommendation of the Parks and Recreation Director for positions on the Parks & Recreation Advisory Committee is as follows:

- That Frank Meecham be reappointed to a two year term expiring on June 30, 1987.

- That Greig Welch be reappointed to a two year term expiring on June 30, 1987.

- That Georgia Collins be reappointed to a two year term expiring on June 30, 1987.

Motion by Councilman Ovitt, seconded by Councilman Thorndyke and passed unanimously that the above recommendations be approved.

The recommendation of the Senior Citizen Coordinator for positions on the Senior Citizens Advisory Committee is as follows:

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- That Mary Jo Webber be reappointed to a two year term expiring June 30, 1987.

- That Marie George be reappointed to a two year term expiring June 30, 1987.

- That Lillian House be reappointed to a two year term expiring June 30, 1987.

Motion by Councilwoman Cousins, seconded by Councilman Russell and passed unanimously that the above recommendations be approved.

The Council directed that appropriate letters be sent to the above Committee members.

Motion by Councilman Russell, seconded by Councilwoman Cousins and passed unanimously that staff review the ordinances and resolutions pertaining to Planning Commission terms of office with the intent to make all terms ending June 30.

4. The Consent Calendar was presented. Councilman Russell requested that Item G-2 be withdrawn for discussion. Motion by Councilman Ovitt and seconded by Councilwoman Cousins 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, with the exception of Item G-2. Those items on the Consent Calendar are as follows:

G-1 Notice of application by NO-DUI CLUB OF AMERICA, INC. before PUC to operate as stage corporation in certain counties, including San Luis Obispo. (Recommend Notice be received and filed with copies to Planning and Engineering Departments.)

G-3 COMMISSION/COMMITTEE/BOARD MINUTES

- a. Parks & Recreation Advisory Committee meeting of 6/10/85.
- b. Senior Citizens Advisory Board meeting of 6/10/85.
(Recommend minutes be received and filed.)

G-4 DEPARTMENT REPORTS:

- a. Finance Department Report of utilities turned over for collection.
- b. Finance Department Report of utility terminations.
(Recommend reports be received and filed.)

G-5 Memo from the Director of Municipal Services presenting result of bids received on June 5, 1985 for construction of 23rd St. Storm Drain, DMS Project No. 84-06. (Recommend award of bid to Elston

Construction Company in the amount of \$69,758.00 and authorize Mayor and City Clerk to sign contract documents.)

G-6 Memo from Director of Municipal Services presenting Final Parcel Map PR 84-073 (Jacobson) Riverside Avenue between 4th & 6th Streets. (Recommend map be approved and that City Council authorize Mayor and City Clerk to sign said map.)

G-7 Memo from Director of Municipal Services presenting Progress Payment No. 5 to West Coast Tank and Pipe Construction Company for work completed on 24th & Glencrest Hydropneumatic Pump Station - State Water Loan Project No. 83-005. (Recommend Council authorize payment of Progress Payment in amount of \$7,345.32 to West Coast Tank and Pipe Construction.)

G-8 Memo from Director of Municipal Services presenting Change Order No. 1 and Progress Payment No. 1 (Final) in amount of \$29,925.87 to R. Baker, Inc. for work completed on water mains on 21st and Oak Streets - DMS Project No. 84-03. (Recommend Council approve Change Order No. 1 and authorize City Engineer to execute same; authorize the payment of Progress Payment No. 1 to R. Baker Inc. in amount of \$29,925.87; that City Clerk and Director of Municipal Services be authorized to execute attached Notice of Completion and that the 10% retention remaining on the contract price be returned to R. Baker, Inc. 35 days after the filing of the Notice of Completion).

Motion passed by the following roll call vote:

AYES: Councilpersons Cousins, Ovitt, Russell and Thorndyke
NOES: None
ABSENT: None
ABSTAINED: Mayor Stemper

5. Item No. G-2, Letter from Wineries & Winegrowers of Paso Robles requesting the date of May 17 for the 1986 Wine Festival, was presented for discussion. Councilman Russell suggested that the third Saturday of every May be set aside for the Wine Festival eliminating the need to bring the matter to Council each year. It was decided that the date should be set each year by the Council.

Motion by Councilman Russell and seconded by Councilman Thorndyke that the 17th of May, 1986 be approved for the Wine Festival as requested. Motion passed by the following roll call vote:

AYES: Councilpersons Cousins, Ovitt, Russell and Thorndyke
NOES: None
ABSENT: None
ABSTAINED: Mayor Stemper

6. The minutes of the regular meeting of the Planning Commission on June 11, 1985 were reviewed by Councilman Thorndyke. Motion by

Councilman Thorndyke, seconded by Councilman Russell and passed unanimously that the actions of the Planning Commission in its meeting of June 11, 1985, together with the findings and conditions as set forth therein, be approved.

7. The Mayor announced that it was the time and placed scheduled for public hearing for expenditure of Revenue Sharing Funds and consideration of 1985/86 budget, and opened the public hearing. The Finance Director reviewed the Revenue Sharing expenditures as well as proposed budgets for the General Fund , Wastewater Fund, Water Fund and Airport Fund and presented the following resolutions for Council's consideration. There were no comments from the public.

Resolution No. 3013, A RESOLUTION APPROVING GENERAL FUND #10 EXPENDITURE LEVELS FOR FISCAL YEAR 1985/1986. Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that said resolution be read by title only. Resolution No. 3013 was read by title only.

Motion by Councilman Russell and seconded by Councilman Thorndyke that Resolution No. 3013 be adopted. Motion passed by the following roll call vote:

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

Resolution No. 3014, A RESOLUTION APPROVING AN APPROPRIATION OF THE REVENUE SHARING FUND #15. Motion by Councilman Ovitt, seconded by Councilman Thorndyke and passed unanimously that said resolution be read by title only.

Motion by Councilman Russell and seconded by Councilman Thorndyke to adopt Resolution No. 3014. Motion passed by the following roll call vote:

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

Resolution No. 3015, A RESOLUTION APPROVING AN APPROPRIATION OF THE WATER ENTERPRISE FUND #551 FOR THE FISCAL YEAR 1985/1986. Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that said resolution be read by title only.

Motion by Councilman Russell and seconded by Councilman Ovitt that Resolution No. 3015 be adopted. Motion passed by the following roll call vote:

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

Resolution No. 3016, A RESOLUTION APPROVING AN APPROPRIATION OF THE AIRPORT ENTERPRISE FUND #552 FOR THE FISCAL YEAR 1985/1986. Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that said resolution be read by title only. Resolution No. 3016 was read by title only.

Motion by Councilman Ovitt and seconded by Councilman Russell that Resolution No. 3016 be adopted. Motion passed by the following roll call vote:

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

Resolution No. 3017, A RESOLUTION APPROVING AN APPROPRIATION OF THE WASTEWATER ENTERPRISE FUND #553 FOR THE FISCAL YEAR 1985/1986. Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that said resolution be read by title only. Resolution No. 3017 was read by title only.

Motion by Councilman Russell and seconded by Councilman Ovitt that Resolution No. 3017 be adopted. Motion passed by the following roll call vote:

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

The Finance Director reviewed the following resolutions for Special Fund appropriations for Fiscal Year 1985/1986. There were no comments from the public.

Resolution No. 3018, A RESOLUTION APPROVING AN APPROPRIATION OF THE BARNEY SCHWARTZ PARK FUND NO. 200;

Resolution No. 3019, A RESOLUTION APPROVING AN APPROPRIATION OF THE K-9 FUND #201;

Resolution No. 3020, A RESOLUTION APPROVING AN APPROPRIATION OF THE SPECIAL STATE LIBRARY FUND #205;

Resolution No. 3021, A RESOLUTION APPROVING AN APPROPRIATION OF THE SPECIAL GAS TAX FUND NO. 222;

Resolution No. 3023, A RESOLUTION APPROVING AN APPROPRIATION OF
 BRIDGE FEE FUND #336;
 Resolution No. 3024, A RESOLUTION APPROVING AN APPROPRIATION OF
 THE PUBLIC SAFETY FUND NO. 337;
 Resolution No. 3025, A RESOLUTION APPROVING AN APPROPRIATION OF
 THE SPECIAL STREET TREE FUND #338;
 Resolution No. 3026, A RESOLUTION APPROVING AN APPROPRIATION OF
 THE PARK DEVELOPMENT FUND #339;
 Resolution No. 3027, A RESOLUTION APPROVING AN APPROPRIATION OF
 THE STORM DRAIN SPECIAL REVENUE FUND;
 Resolution No. 3028, A RESOLUTION APPROVING AN APPROPRIATION OF
 THE SPECIAL WATER CONNECTION FUND NO. 342;
 Resolution No. 3029, A RESOLUTION APPROVING AN APPROPRIATION OF
 THE SPECIAL SEWER CONNECTION FUND NO. 343.
 Councilman Ovitt moved that Resolution Nos. 3018 through 3030 be read
 by title only. Councilman Russell requested discussion on Resolution
 Nos. 3018 and 3027.
 The above motion died for lack of a second.
 After discussion, it was decided to amend Item 3. of Resolution No.
 3027 by the following changes:

- a) \$60,000.00 for excavating Barney Schwartz Park; and
- b) \$111,910.00 set aside to match grants.

Said resolutions were read by title only.
 It was then moved by Councilman Ovitt, seconded by Councilman
 Thorndyke and passed unanimously that Resolution Nos. 3018 through
 3030 be read by title only. Motion passed by the following roll
 call vote:
 Motion by Councilman Ovitt and seconded by Councilman Thorndyke that
 Resolution Nos. 3018 through 3030 be adopted amending Resolution
 Nos. 3027 as set forth above. Motion passed by the following roll
 call vote:
 Councilpersons Cousins, Ovitt, Russell, Thorndyke

AYES:
 Stemper

NOES: None
ABSENT: None

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously to close the public hearing.

8. The City Manager presented the Area Council Joint Powers Agreement for annual ratification. Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously to approve said agreement and authorize the Mayor and City Clerk to execute same.

9. The City Manager presented a petition signed by citizens protesting the unpleasant odor that emanates from the ponds at the Paso Robles Meat Company on South River Road.

John Bertoni appeared to review the matter explaining that he owned property across River Road from the meat plant and that he had circulated the petitions submitted. He spoke at great length regarding the need to eliminate the odors at the plant.

Mr. Gene Egan, representative of Paso Robles Meat Company, appeared to bring the Council up to date on the improvements being made at the plant, and stating that every attempt is being made to complete all conditions required.

After a lengthy discussion, it was moved by Councilman Russell and seconded by Councilman Thorndyke to instruct staff to provide the Planning Commission and the City Council with a monthly report on the progress of conditions at the meat plant, and at the August, 1985 Use Permit review. Motion passed by the following roll call vote:

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

10. The City Manager presented a letter from Bank of America, Santa Barbara Trust Office, giving the City written notice of their intention to renew the lease for the Post Office building at 744 11th Street for an additional five year period for a fee of \$5.00 (check enclosed). The present lease expires May 2, 1986.

Motion by Councilman Ovitt and seconded by Councilman Thorndyke to approve the extension of said lease from May 2, 1986 to May 2, 1991 and authorize the City Manager to sign the letter of receipt for the renewal. Motion passed by the following roll call vote:

AYES: Councilpersons Cousins, Ovitt, Russell, Thorndyke and Stemper
NOES: None

ABSENT: None

Councilman Russell requested staff to bring to Council a report outlining the options of the City in the event the Post Office terminates its occupancy of the building.

11. The City Attorney advised that the Agreement with Beckman Instruments, Inc. has been signed by Beckman officials and will be brought to Council at the next meeting.

12. The Mayor addressed the matter of the Airport Manager's retirement from that position, effective June 30, 1985, and commended Chuck Miller for the many years of dedicated service he has given to the Municipal Airport.

13. A memo from the Finance Director presented a request by Mr. A. S. Dhillon for issuance of a business license to operate an ice cream (Lovely Ice Cream) van within the City. The memo set forth six (6) conditions that must be met before the Council gives written permission for said business license. After discussion, it was decided that Condition 5. be changed to read "that the Council's written permission be only for those vehicles permitted by San Luis Obispo County Health Department."

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to accept the recommendations of the Finance Director for issuance of said business license with Condition 5. amended as set forth above.

14. A memo from the Finance Director presented the result of bids received for publication of legal notices with the Committee's recommendation that the Council award the bid to the Country News for approximately 90% of all the City legal notices with the City publishing legal notices in other newspapers when emergency or urgency needs require printing in a daily paper.

Motion by Councilman Russell and seconded by Councilman Thorndyke to award the bid for legal notice publishing to the Country News for approximately 90% of publishing and allowing the City to publish in other newspapers when the need arises for daily publishing. Motion passed by the following roll call vote:

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

Councilwoman Cousins requested a review of the expenditures to each paper at the end of the next fiscal year.