

MINUTES OF THE REGULAR MEETING  
PASO ROBLES CITY COUNCIL  
AUGUST 6, 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, Mayor Gary Stemper gave a brief invocation.

1. Fire Chief Adams and Volunteer Training Officer John Taylor presented Certificates to the following persons who had given of their own time and free will to attend the Volunteer Firefighter Training Class: Don Gilbertson, Douglas Barth, Shawn Rowe, Rick Minton, Roger Oxborrow and Russell Jones. The Mayor commended the men for their dedication and interest in the Volunteer Firefighter program.
2. The minutes of the regular meeting of July 16, 1985 were presented and upon motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously, the minutes were approved.
3. The claims were presented and it was moved by Councilman Russell and seconded by Councilman Ovitt that the following claims be paid from their respective accounts:

DATE OF CLAIM	TOTAL PAID
July 19, 1985	\$465,800.40

Motion passed by the following roll call vote:

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

4. RESOLUTION NO. 3037, A RESOLUTION OF AGREEMENT BETWEEN THE CITY OF EL PASO DE ROBLES AND THE PASO ROBLES CITY EMPLOYEES' ASSOCIATION, DIVISION OF LOCAL 817, SERVICE EMPLOYEES INTERNATIONAL UNION, AFL-CIO, FOR THE EMPLOYEES COMPRISING THE RECOGNIZED EMPLOYEE ORGANIZATION FOR THE GENERAL SERVICES UNIT, STATING IN WRITING A MEMORANDUM OF UNDERSTANDING, was presented for the Council's consideration.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously that Resolution No. 3037 be read by title only.

Resolution No. 3037 was read by title only.

Motion by Councilman Russell and seconded by Councilman Ovitt that Resolution No. 3037 be adopted. Motion passed by the following roll call vote:

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

5. Resolution No. 3038, A RESOLUTION OF AGREEMENT REACHED BY THE REPRESENTATIVES OF THE CITY OF EL PASO DE ROBLES AND THE PASO ROBLES POLICE OFFICER ASSOCIATION, THE RECOGNIZED EMPLOYEE ORGANIZATION FOR THE POLICE DEPARTMENT UNIT, STATING IN WRITING A MEMORANDUM OF UNDERSTANDING, was presented for Council's consideration.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that Resolution No. 3038 be read by title only.

Resolution No. 3038 was read by title only.

Motion by Councilman Russell and seconded by Councilman Ovitt that Resolution No. 3038 be adopted. Motion passed by the following roll call vote:

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

6. Resolution No. 3039, A RESOLUTION OF AGREEMENT BETWEEN THE CITY OF EL PASO DE ROBLES AND THE MANAGEMENT/CONFIDENTIAL UNIT EMPLOYEES, was presented for the Council's consideration.

Motion by Councilman Ovitt, seconded by Councilwoman Cousins, and passed unanimously that Resolution No. 3039 be read by title only.

Resolution No. 3039 was read by title only.

Motion by Councilman Ovitt, and seconded by Councilwoman Cousins and passed unanimously that Resolution No. 3039 be adopted. Motion passed by the following roll call vote:

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

7. The Consent Calendar was presented. Motion 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. Motion passed by the following roll call vote:

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

Those items on the Consent Calendar are as follows:

G-1 DEPARTMENTAL REPORTS:

- a. Finance Department Report of Utility Terminations
- b. Finance Department Report of Utilities turned over for collection.
- c. Fire Department Summary for May 1985.  
(Recommend reports be received and filed.)

G-2 COMMISSION/COMMITTEE/BOARD MINUTES:

- a. Airport Advisory Committee meeting of 7/25/85.
- b. Senior Citizens Advisory Board meeting of 7/8/85.  
(Recommend minutes be received and filed.)

G-3 Notice from Greyhound Lines of fare increase. (Recommend Notice be received and filed.)

G-4 Memo from the Director of Municipal Services presenting Final Parcel Map PR 84-325 - Lichti - for approval.  
(Recommend Map be approved and that Council authorize City Clerk to sign same.)

8. The minutes of the regular meeting of the Planning Commission on July 23, 1985 were reviewed by Councilman Russell. After 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 July 23, 1985, together with the findings and conditions as set forth therein, be approved.

9. A memorandum from the City Manager presented the matter of the proposed Prospect Heights Assessment District again, and the City Manager reviewed the project, advising that there had been another meeting which included the City Manager, Project Engineer, Councilman Russell, Councilman Ovitt and representatives from both factions of the proposed assessment district. He stated that a decision had been made based on the consideration that both Prospect Avenue and Mesa Avenue would be collector streets and that every parcel would share the cost of the two streets.

Bob Tartaglia, Engineer for the project, came forward and presented a revised map of the project, explaining the assessment would be spread so that Mesa from Propect to Golden Hill and Prospect from Mesa to Union Road, are to be paid for by all properties in the Distract as they will be of benefit to all. Mr. Tartaglia answered questions from the Council and members in the audience. Messrs. Mike Johnson, Ken Waller, Paul Hill and Pete Lopez appeared and addressed the matter.

It was moved by Councilman Ovitt and seconded by Councilman Russell to authorize the City Manager to retain an Assessment Attorney and Project Engineer and to proceed with the project upon receipt of

written confirmation of fifty (50%) percent of owners for both proposed assessment districts.

Motion passed by the following roll call vote:

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

10. A memo from the Airport Operations Superintendent presented the Minority Business Enterprise Program for the Paso Robles Municipal Airport required in conjunction with the federally funded Airport Improvement Project No. 3-06-0184-04 and recommended that Council approve said program for submission to FAA.

Motion by Councilman Ovitt and seconded by Councilman Thorndyke to approve the recommendations as set forth above. Motion passed by the following roll call vote:

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

11. A memo from the Finance Director set forth proposed changes in the Council's written permission for the Farmers' Market and requested approval.

After discussion, it was moved by Councilman Ovitt seconded by Councilwoman Cousins that the following changes are approved:

1. Changing the operating time to 5:30 p.m. to 9:00 p.m.
2. Increasing the the area of operation to include Park Street between 12th & 13th and 12th Street between the Parking Lot entrance and Pine Street or portion thereof as necessary to accomodate overflow from Park Street.
3. That temporary "No Parking" signs be a permanent condition of allowing the Farmers' Market.
4. That parking will be allowed on only one side of the street providing access to the Fire Department.
5. That no barbecuing be allowed adjacent to oak trees.

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

12. A memo from the Director of Municipal Services recommended that the City Council authorize the payment of Progress Payment No. 2 in

the amount of \$54,451.21 to Madonna Construction Company for work completed on the Niblick Road Bridge East Approach.

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

13. A memo from the Director of Municipal Services recommended the Council to adopt a resolution establishing the Marquita Road Sewer Line as a special sewer main which will serve Tract 927, Bonita Homes, Inc., located off Theatre Drive. The Director also recommended that Council authorize the waiver of an additional 25.25 connection fees or a number not to exceed \$60,000 in value to cover the cost of the buy-out of this special sewer line.

After discussion, it was moved by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to approve the concept of the special sewer line pertaining to the waiver of the connection fees and authorize staff to prepare a resolution and agreement to be brought back to Council.

14. A memo from the Director of Municipal Services recommended that Council award the Barney Schwartz Park Grading project to Branch Earthmoving Equipment, Inc. in the amount of \$39,996.00 and authorize the Mayor and City Clerk to sign the contract document.

Motion by Councilman Russell and seconded by Councilman Thorndyke to accept the Director's recommendations. Motion passed by the following roll call vote:

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

15. A memo from the Director of Municipal Services recommended that the Council approve Change Order No. 4 to 24th & Glencrest Hydrophumatic Pump Station and authorize the City Engineer to execute same, subject to state approval; and authorize the payment of Progress Payment No. 7 to West Coast Tank & Pipe Construction in the amount of \$49,293.63.

Motion by Councilman Ovitt and seconded by Councilman Thorndyke to approve the Director's recommendations. Motion passed by the following roll call vote:

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

16. A memo from the Director of Parks and Recreation recommended that the Department be allowed to prepare the necessary documents for applying for Proposition 30 grant funds to build a 3,000 square foot

satellite Senior Citizens Center in the Bonita Homes area. Mr. Ross stated that no additional staffing would be required.

Motion by Councilwoman Cousins and seconded by Councilman Ovitt to approve the Director's 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 and Recreation presented the Master Plan for the Parks and Recreation Department that was prepared in 1967 by the San Luis Obispo County Planning Department which he hopes to use as a base to begin the process of preparing an updated Master Plan. The matter was presented to Council for their information.

18. A memo from the Director of Parks and Recreation presented the results of bids received for purchase of a new pick-up for Department of Parks and Recreation, and recommended that the bid be awarded to Palla Equipment in the amount of \$10,250.57.

Councilman Russell stepped down.

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

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

Councilman Russell resumed his seat.

19. A memo from the Planning Director presented information to the Council regarding the San Luis Obispo County Board of Supervisors' proposal for permitting adult businesses to be established in unincorporated areas in the County.

20. A memo from the Planning Director recommending that the request by D. H. Needham to amend Spheres of Influence and Service be tabled until a General Plan Land Use designation has been assigned to the property was presented for the Council's information.

21. A memo from the Planning Director presented Resolution No. 3040, A RESOLUTION RESCINDING RESOLUTION NO. 2877 DEVELOPMENT FEE INCREASE, which deletes the provision of collecting half the bridge fee at time of final map.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that Resolution No. 3040 be read by title only. Resolution No. 3040 was read by title only.

Motion by Councilman Ovitt, seconded by Councilwoman Cousins and passed unanimously that Resolution No. 3040 be adopted.

22. The matter of the RESOLUTION DECLARING THE INTENTION OF THE CITY OF PASO ROBLES TO AUTHORIZE THE ISSUANCE AND SALE OF BONDS, FOR THE PURPOSE OF FINANCING THE CONSTRUCTION OF A PROJECT AS AUTHORIZED BY THE HEALTH AND SAFETY CODE OF THE STATE OF CALIFORNIA, as revised, was continued from the meeting of July 30, 1985. A letter to be signed by officers of Noble Oaks, Ltd. regarding issuance of revenue bonds was also presented. Mr. Roland E. Camfield, Jr., of the law firm of Camfield & Christopher, appeared to represent Bloch and Bower regarding the Noble Oaks, Ltd. project.

After discussion, it was moved by Councilman Russell and seconded by Councilman Ovitt, and passed unanimously that Resolution No. 3041, as set forth above, be read by title only. Resolution No. 3041 was read by title only.

Motion by Councilman Russell and seconded by Councilman Ovitt that Resolution No. 3041 be adopted subject to the above-referenced letter being signed by officers of Noble Oaks, Ltd. Motion passed by the following roll call vote:

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

23. The City Manager advised that he had received word from Congressman Bill Thomas' office that the Niblick Bridge Project funding had been put in the House version of the Transportation Bill for an amount of 4.1 million dollars, and then will go to the Senate and to the President.

24. There being no further business, it was moved by Councilwoman Cousins, seconded by Councilman Russell and passed unanimously to adjourn.

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.