

MINUTES OF THE REGULAR MEETING  
PASO ROBLES CITY COUNCIL  
AUGUST 20, 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: Ovitt, Russell, Thorndyke and Stemper; Councilwoman Cousins was absent. Before roll call, Reverend Mike Kernutt gave a brief invocation.

1. The minutes of the adjourned meeting of July 30, 1985, and the regular meeting of August 6, 1985, were presented. Councilman Russell asked for a correction of Item 16 on page six of the regular minutes to read that Councilman Russell voted on the issue and Mayor Stemper abstained. There being no other corrections, it was motioned by Ovitt, seconded by Thorndyke, and passed unanimously, that the minutes of July 30, 1985, and August 6, 1985, be approved as amended.

2. The claims were presented. It was moved by Councilman Russell, seconded by Councilman Ovitt, that the following claims be paid from the appropriate accounts:

DATE OF CLAIM	TOTAL PAID
August 9, 1985	\$ 624,948.25

Motion passed by the following roll call vote:

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

3. A presentation regarding school master planning was presented by Dr. Richard Herzberg, Superintendent of Paso Robles Public Schools. Dr. Herzberg expressed appreciation for the increased cooperation which has developed between the City of Paso Robles and the public school system.

Dr. Herzberg reported an increase of fifty percent in student enrollment during the past four years and predicted a continued growth in the near future. With this in mind, he requested Council to consider amending the City's current general plan to provide for additional school sites within Paso Robles. He responded to questions from Council and presented the school board's Resolution and back-up data to the City Manager.

It was moved by Councilman Ovitt, seconded by Councilman Russell, and passed unanimously, to accept the Resolution and refer the matter to staff and the Planning Commission.

4. The Consent Calendar was presented. Motion by Councilman Ovitt, seconded by Councilman Russell, that items G-1 through G-7 be approved, subject to the findings and recommendations presented, was passed by the following roll call vote:

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

Those items on the consent calendar included:

G-1 DEPARTMENTAL REPORTS:

- a. Parks & Recreation Department activity report for July, 1985.
- b. Fire Department report for July, 1985.
- c. Municipal Services monthly report for June, 1985.  
(Recommend reports be received and filed.)

G-2 COMMISSION/COMMITTEE/BOARD MINUTES

- a. Parks & Recreation Advisory Board Meeting of August 12, 1985  
(Recommend minutes be received and filed.)

G-3 Progress payment to Madonna Construction Company  
(Recommend Council authorize payment in the amount of \$ 127,654.47.)

G-4 Progress report to Elston Construction -- 23rd Street storm drain  
(Recommend Council authorize payment in the amount of \$ 41,418.00.)

G-5 Memo regarding termite control at City Hall. Request \$ 4,075.00 from Council Contingency Fund.  
(Recommend Council authorize budget transfer and expenditure.)

G-6 Final Parcel Map 84-327 Martin/River.  
(Recommend Council approve final map.)

G-7 Final Parcel Map 85-047 Munari.  
(Recommend Council approve final map.)

5. Mayor Stemper requested a closed session for discussion of potential litigation, citing government code 5495, Section 6.9, sub-paragraphs B and C. It was motioned by Councilman Ovitt, seconded by Russell, and passed unanimously, to proceed with a closed session.

6. Mayor Stemper called the meeting back to order at 8:22 p.m. He asked Council to permit him, in the interest of time, to address the

bridge certificate matter. It was moved by Councilman Ovitt, seconded by Councilman Russell, and passed unanimously, that Council deviate from the agenda.

The Mayor reported that a proposal has been received by the City concerning the purchase of the entire block of remaining bridge certificates. He asked the Council to entertain a proposal from Hilltop, Incorporated, that the 2,903 certificates that are remaining at \$ 1044 each, for a total of \$ 3,030,732, be discounted to \$ 1000 each for a total of \$ 2,903,000, if Hilltop will purchase all of the remaining certificates.

It was moved by Councilman Ovitt and seconded by Councilman Russell that the balance of 2,903 bridge certificates be sold as a unit for \$ 1,000 each, accepting a personal check immediately. The check will be held until Friday, August 23, 1985, at which time a cashier's check will be substituted for the personal check. Motion passed by the following roll call vote:

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

The Council, on behalf of the City of Paso Robles, accepted a personal check from Warren Reeder, representing Hilltop, Incorporated.

7. In the absence of Councilwoman Cousins, the minutes of the regular meeting of the Planning Commission on August 13, 1985, were reviewed by Ed Gallagher, Planning Director. Councilman Russell questioned the fact that Council had not been informed previously of the proposed Library expansion plans. He also presented for discussion information concerning the establishment of equitable and uniform zoning on Spring Street through a planned development overlay.

It was motioned by Ovitt, seconded by Thorndyke, and passed unanimously that the Planning Commission minutes be approved, subject to the conditions, findings, and recommendations as presented.

Councilman Russell moved that the City Attorney be instructed to investigate the legality of the City abandoning an alley against the objection of a property owner and make appropriate recommendations back to staff; that staff be instructed to negotiate with leasee or property owner concerning the occupation of the alley. This was seconded by Councilman Ovitt and passed unanimously.

8. A memo from the Finance Department presented a request by Neil's Tropical Ice Capades to use public streets to sell food from a mobile unit. Councilman Ovitt made a motion to refer the issue to the City Attorney which died for lack of a second. A motion was made by Councilman Russell, seconded by Councilman Thorndyke, that the request be denied as not in the best interest of public safety and

welfare. No action was taken as a result of the following roll call vote:

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

Motion by Councilman Russell, seconded by Ovitt, to hold this item over to the September 3, 1985 Council meeting was passed unanimously.

9. A memo regarding allocation of interest income was presented by the Finance Department. Motion by Councilman Ovitt, seconded by Councilman Russell, to accept the recommendation of the Finance Director and allocate the interest income as presented. Motion passed by the following roll call vote:

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

10. A memo from the Fire Department recommended acceptance of communication bids. Motion by Councilman Thorndyke, seconded by Councilman Russell, to accept the bids with the following changes and findings:

1. Item Two, accept Midland/Tel-Lee's bid;
2. Item Three, accept Midland/Tel-Lee's bid.

Modification of the bid package provides for local servicing and more modern technology, scanning up to 64 channels, and a savings of \$ 900.00 by choosing 80-watt equipment instead of 110-watt. Motion passed by the following roll call vote:

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

11. The Department of Municipal Services presented a Revision to the Municipal Sewer Ordinance for discussion and first reading. Motion by Councilman Ovitt, seconded by Councilman Russell, and passed unanimously, that Ordinance 503 NS be read by title only.

The Ordinance was read by title only. Motion by Councilman Russell, seconded by Councilman Ovitt, and passed unanimously, that this action constitute the first reading.

Motion by Councilman Russell, seconded by Councilman Ovitt, and passed unanimously, that Council authorize the City Attorney to prepare a summary of the Ordinance for publication.

12. A Planning Department memo requested the setting of public hearings for General Plan Amendments 9A and 9B, Prezone 85008, and Rezone 85003. Councilman Russell's motion that a public hearing be set for September 17, 1985, at 7:30 p.m. died for lack of a second. Motion by Councilman Ovitt, seconded by Councilman Thorndyke, and passed unanimously, that Council accept the recommendation of the Planning Director and set a hearing date for General Plan Amendments 9A and 9B, Prezone 85008, and Rezone 85003, expansion of the central business district, for September 3, 1985.

13. A memo from the Planning Department involving an update on the Paso Robles Meat Company Use Permit was accepted by Council.

14. A memo from the Planning Department was presented concerning the Civic Center Master Plan concept as requested by the Planning Commission. After much discussion, Mayor Stemper appointed Councilmen Russell and Ovitt to work with Planning Commissioners Gilman and Woosley on a master plan concerning the City's downtown property. A presentation of their findings will be scheduled for the September 3, 1985, Council meeting.

15. Councilman Russell proposed that the City provide water service to properties on Theatre Drive. After discussion Councilman Russell made the motion to have the City send "will serve" letters for water to those property owners on Theatre Drive between Highway 46 and Los Robles Mobile Home Park and that staff be authorized to talk with Mr. Durand regarding his water storage tanks in the area. The motion was seconded by Councilman Ovitt and passed by the following roll call vote:

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

16. Councilman Russell made the motion to ask staff to prepare plans and specifications to install a water main from Thunderbird Well Site to Los Robles Mobile Home Park on Theatre Drive. Motion was seconded by Councilman Thorndyke and passed by the following roll call vote:

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

17. Mayor Stemper requested permission to leave the State. Permission was granted by the Council.

18. Councilman Russell moved to adjourn. The motion was seconded by Councilman Thorndyke and passed unanimously.

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.