

MINUTES OF THE REGULAR MEETING  
PASO ROBLES CITY COUNCIL  
OCTOBER 15, 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, Russell, Thorndyke and Stemper; Councilman Ovitt being absent. Before roll call, Pastor Gene Hobson gave a brief invocation.

1. The minutes of the Special Meeting of September 27, 1985, the regular meeting of October 1, 1985 and the adjourned meeting of City Council/Planning Commission of October 3, 1985 were presented, and upon motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously, said minutes were approved.

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

DATE OF CLAIM	TOTAL PAID
Sept 20, 1985	\$685,731.64
Oct. 04, 1985	790,861.21

Motion passed by the following roll call vote:

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

3. Ordinance No. 507 N.S., AN ORDINANCE ADDING CHAPTER 9.03 OF THE MUNICIPAL CODE OF THE CITY OF EL PASO DE ROBLES RELATING TO THE CLEANUP OF HAZARDOUS MATERIALS, was presented for second reading and adoption. Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that Ordinance No. 507 N.S. be read by title only. Ordinance No. 507 N.S. was read by title only. Motion by Councilman Russell and seconded by Councilman Thorndyke that this constitutes the second reading and adoption of Ordinance No. 507 N.S. Motion passed by the following roll call vote:

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

4. Ordinance No. 508 N.S., AN ORDINANCE AMENDING ORDINANCE 197 N.S. SECTION 131; FEBRUARY 21, 1956 (SUB-SECTION C OF SECTION 12.32.150) OF THE PASO ROBLES MUNICIPAL CODE (REMOVAL OF VEHICLES), was presented for second reading and adoption. Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that

Ordinance No. 508 N.S. be read by title only. Ordinance No. 508 N.S. was read by title only.

Motion by Councilman Russell and seconded by Councilman Thorndyke that this constitutes the second reading and adoption of Ordinance No. 508 N.S. Motion passed by the following roll call vote:

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

5. The Consent Calendar was presented. Councilman Russell requested that Items G-1-a and G-1-b be removed for discussion. Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously 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 Items G-1-a and G-1-b. Those items on the Consent Calendar are as follows:

G-2 DEPARTMENTAL REPORTS:

- 1985.
- a. Parks & Recreation Dept. Activity Report for Sept.
  - b. Fire Department Monthly Report.
  - c. Airport Monthly Report for September, 1985.
  - d. Municipal Services Monthly Report for September, 1985.  
(Recommend reports be received and filed.)

G-3 Memo from Director of Municipal Services presenting Parcel map PR 85-313, M. Timm Development Co. Rose Lane - Lot Line Adjustment. (Recommend approval.)

G-4 Memo from Director of Municipal Services presenting Final Parcel Map PR 83-133 - Seventh Day Adventists, Paso Robles Blvd. (Recommend approval.)

Item No. G-1-a, Paso Robles Library Board meeting of September 16, 1985. (Recommend minutes be received and filed.), was reviewed by Councilman Russell who had attended the meeting.

Item No. G-1-b, Airport Advisory Committee minutes for meeting of September 26, 1985. (Recommend minutes be received and filed.), was presented for discussion of the recommendation contained therein that as a matter of policy, the 1980 appraisal rates for airport property be used as a basis for lease rates.

Motion by Councilman Russell, seconded by Councilwoman Cousins and passed unanimously that Items G-1-a and G-1-b be approved, together with the recommendations as set forth therein. The Airport Operations Superintendent is to bring a memo regarding the lease rates back to a future Council meeting.

6. The minutes of the regular meeting of the Planning Commission in its meeting of October 8, 1985 were reviewed by Planning Commissioner, Chris Iversen. Kevin Dolan, representing North County Industries, addressed Item No. B. EIS 85019, Application to Construct a Manufacturing Building. He stated that he objected to Conditions 4, 5 and 15.

After discussion, it was moved by Councilman Russell, seconded by Councilwoman Cousins and passed unanimously that the actions of the Planning Commission in its meeting of October 8, 1985, together with the findings and conditions as set forth therein, be approved, with the following amendment to Condition 5. of Item No. B. EIS 85019:

"5. The applicant shall construct curb and gutter on Golden Hill Road adjacent to this project. Sidewalk and paving shall be constructed from new gutter lip to centerline if necessary to provide a smooth transition to existing paving within a three (3) year time period. Temporary driveway will be paved from existing paving to driveway approaches."

7. A memo from the Airport Operations Superintendent recommended that the Council authorize payment to Tartaglia/Hughes Engineering for professional services performed on AIP Project No. 3-06-0184-04, Municipal Airport, in the amount of \$6,980.05 for billing period ending September 28, 1985. It is understood that payment will be made only on receipt of grant funds from F.A.A.

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

8. A memo from the Airport Operations Superintendent recommended that the Council authorize the Mayor and City Clerk to execute the attached amendment to the Engineering Agreement with Tartaglia/Hughes Engineering on an hourly basis according to the fee schedule set forth for a total amount not to exceed \$6,500.00 which allows for design work on the airport lighting control system, necessitated by the announced closure of the Flight Service Station during mid-1987.

Motion by Councilman Russell, seconded by Councilman Cousins and passed unanimously to approve the above recommendations authorizing the Mayor and City Clerk to execute said amendment for an amount not to exceed \$6,500.00, contingent upon F.A.A. approval and receipt of F.A.A. funds.

9. A memo from the Finance Director presented the 1984/1985 results of City operations for the Council's information.

10. A memo from the Finance Director recommended that the Council form an Ad Hoc Rate Review Committee to meet with representatives from the Paso Robles Waste Disposal Company regarding a need to increase rates.

The Mayor appointed Councilpersons Cousins and Thorndyke to the Ad Hoc Committee.

11. The Fire Chief announced that there would be open house at all three fire stations, Sherwood, the Airport and 13th Street, on October 19, 1985 from 12:00 Noon to 4:00 p.m.

12. A memo from the City Librarian set forth recommendations from the Library Board of Trustees that the Council take action to revise the Library's fine and fee schedule to bring it in line with that adopted by the Black Gold Library System.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously to accept the Board's recommendations and the schedule as set forth therein with an amendment to the Lost Materials Charges for adult non-fiction, adult fiction, juvenile non-fiction and juvenile fiction to include "or current purchase price, whichever is greater", and to adopt the Loan Period Policy and Patron Delinquency Policy as submitted.

13. A memo from the Director of Municipal Services recommended that the Council approve the plans and specifications for the State Water Loan Project No. 83-006 Systems Piping/Waterline Replacement subject to the approval of the City Attorney, City Engineer and the State, and authorize the project to go to bid.

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

14. A memo from the Director of Municipal Services recommended that the Council approve and authorize the Mayor and City Clerk to sign the Improvement Agreement, for Vandenberghe Construction Company (Dry Creek Village Apartments/Creston Road), subject to the City Attorney's approval of said Agreement, Performance Bond and Certificate of Insurance.

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

15. A memo from the City Manager/City Engineer presented a Grant of Easement from Dry Creek Village (VandenBerghe Construction) and Jack Munari for purpose of installation and maintenance of a sanitary sewer facility, and a RESOLUTION ACCEPTING CERTAIN PROPERTY FOR INSTALLATION AND MAINTENANCE OF A SANITARY SEWER FACILITY; SOUTH BOUNDARY OF TRACT 1041 TO THE WEST BOUNDARY OF DRY CREEK VILLAGE, for Council's consideration.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that Resolution No. 3055 be read by title only. Resolution No. 3055 was read by title only.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that Resolution No. 3055 be adopted.

16. A memo from the Director of Parks & Recreation set forth some options available in the building of Barney Schwartz Park and recommended that the Department be allowed to request proposals from

commercial recreation operators who might be interested in developing and operating recreation facilities at Barney Schwartz Park with a 10-20 years lease.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously to accept the Director's recommendations to accept proposals for the above project for all or part of Barney Schwartz Park.

17. A memo from the Planning Director recommended that the Council set public hearings for (1) Rezone 85005 filed by Jack Munari to rezone 0.22 acres located on the west side of Creston Road, south of Santa Ysabel from OS (Open Space) to R-1 (Single Family Residential); and (2) Rezone 85009, filed by Geraldine Reeder to rezone 0.18 acres located at 624 - 8th Street from C-2 and R-2 to C-2, PD.

Motion by Councilman Russell, seconded by Councilwoman Cousins and passed unanimously that Item (1) Rezone 85005 be set for public hearing at 7:35 p.m. on November 5, 1985 and that Item (2) Rezone 85009 be set for public hearing at 7:40 p.m. on November 5, 1985.

18. A memo from the Planning Director regarding the Clouston II Annexation (#59) which is scheduled to be heard by LAFCO at its meeting of October 17, 1985 recommended that the Council, by minute action, commence negotiation for transfer of property tax revenue between the County and the City; and adopt a resolution accepting the negotiated exchange of property tax revenue.

The City Manager recommended that the Council take only one action, that of minute action to commence negotiation for transfer of property tax revenue between the County and the City.

Motion by Councilwoman Cousins and seconded by Councilman Russell to accept the recommendation of the City Manager to commence negotiations only. Motion passed by the following roll call vote:

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

19. The Police Chief presented the matter of a program of Bicycle Safety Education for the youth of this community and explained that Mr. William Luy would be seeking contributions to pay for a brochure regarding bicycle safety.

Motion by Councilman Russell, seconded by Councilwoman Cousins and passed unanimously to authorize the City Manager and Police Chief to prepare and sign a letter in favor of the safety program.

20. A letter from Mr. Gerald L. Griffin regarding problems he is having on his property on Niblick Road was presented. Mr. Griffin appeared and explained the matter. After discussion, the City

Manager assured Mr. Griffin steps would be taken to resolve the problems.

21. A letter from John Carollo Engineers presented an update on the revision of the plans and specifications for the Niblick Bridge and estimated the engineering fee for the revision to be not more than \$10,000.

The City Manager advised that he had received an update from Congressman Thomas' office that the transportation funding sent to the House still included the Niblick Bridge funds and we should have an answer before the Christmas break. The matter still has to go through the Senate.

Motion by Councilman Russell, seconded by Councilman Thorndyke and carried, to accept the proposal for updating the Plans and Specifications for two-lane bridge as presently designed for a fee not to exceed \$10,000. Councilwoman Cousins voted "No".

22. Councilman Thorndyke proposed that Council proclaim November 9, 1985 as Mike Nicklas Day, as a benefit to help defray the medical bills incurred by Mr. Nicklas' illness.

Motion by Councilman Thorndyke, seconded by Councilman Russell and passed unanimously to proclaim November 9, 1985, Mike Nicklas Day.

23. There being no further business, it was moved by Councilman Russell, seconded by Councilman Thorndyke 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.