

MINUTES OF THE REGULAR MEETING  
PASO ROBLES CITY COUNCIL  
NOVEMBER 5, 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, and Stemper; Councilman Thorndyke being absent. Before roll call, Mayor Stemper gave a brief invocation.

1. The minutes of the regular meeting of October 15, 1985 were presented, and upon motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously, said minutes were approved.

Councilman Thorndyke arrived and took his seat.

2. Several children from Glen Speck School and their teacher, Ms. Barbara Monti, appeared and presented the Mayor with a proclamation and book marker. The Mayor commended them for their work and interest in books.

Motion by Councilman Russell, seconded by Councilwoman Cousins and passed unanimously to adopt a Proclamation proclaiming November 10 through November 16, 1985 to be CHILDRENS' BOOK WEEK.

3. The claims were presented. It was moved by Councilman Ovitt and seconded by Councilman Thorndyke that the following claims be paid from their appropriate accounts:

DATE OF CLAIM	TOTAL PAID
Oct. 18, 1985	\$1,263,200.98

Motion passed by the following roll call vote:

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

4. The Mayor announced that it was the time and place scheduled for continuance of the public hearing opened in the Council meeting of October 1, 1985 for rezone and environmental determination for a City initiated amendment to the Parking Code - Rezone 85007 and EIS 85011.

The Planning Director reviewed the matter after which the Mayor continued the public hearing to the floor. There being no comments, the public hearing was closed upon motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously.

An ORDINANCE AMENDING ORDINANCE 405 N.S., CHAPTER 21 OF THE ZONING REGULATIONS OF THE CITY OF EL PASO DE ROBLES, CALIFORNIA (HILLSIDE DEVELOPMENT - OFF STREET PARKING), is presented for first reading. Discussion ensued, and Council directed that Item 7. Subsection C-14 pertaining to sales and removal of certain kinds of vehicles be deleted, and that Item 12 Subsection C-22 be amended by the deletion of the words "and equipment", in the above Ordinance.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that said Ordinance 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 constitutes the first reading of said Ordinance with the amendments of Subsections C-14 and C-22 as set forth above.

5. The Mayor announced that it is the time and place scheduled for a public hearing for rezone of .22 acres at the West side of Creston Road in the Golf Course from OS (Open Space) to R1 (single Family Residential) - Paso Robles Golf and Country Club. The Planning Director reviewed the matter and recommended that the Council grant a negative Declaration for EIS 85007 and presented ORDINANCE AMENDING ZONING MAP ESTABLISHED BY REFERENCE IN SECTION 21.12.020 OF THE MUNICIPAL CODE OF THE CITY OF EL PASO DE ROBLES (GOLF COURSE SINGLE LOT REZONE 1985) for first reading.

The Mayor opened the public hearing to the floor. There being no comments, it was moved by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to close the public hearing.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to find this project will not have a significant effect on the environment and grant a Negative Declaration for EIS 85007, and also find that Rezone No. 85005 is consistent with the General Plan.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that said Ordinance be read by title only. The Ordinance was read by title only. Motion by Councilman Ovitt, seconded by Councilwoman Cousins and carried that this constitutes the first reading of said Ordinance. Councilman Russell voted "no".

6. The Planning Director recommended that the Council find that EIS 85011 amending the Zoning Ordinance in Item 4. above will not have a significant effect on the environment and grant a Negative Declaration for the project; also recommended that the proposed amendments to the Zoning Ordinance for Rezone 85007 are consistent with the General Plan with the amendments to Subsections C-14 and C-22. Motion by Councilman Ovitt seconded by Councilman Russell and passed unanimously to approve the Director's recommendations as set forth above.

7. The Mayor announced that it was the time and place scheduled for public hearing for rezone for property located at 624 8th Street from R-2 and C-2 to C-2, PD, which is owned by Geraldine Reeder. The Planning Director reviewed the matter and recommended that the Council find that EIS 85017, subject to the following mitigation measures, will not have a significant effect on the environment and grant a Negative Declaration:

a. The applicant shall secure approval of a Planned Development, including conditions for curb, gutter and sidewalk;

b. The PD plan shall be subject to Architectural Review Committee approval for parking, landscaping, signage, trash enclosure, screening of HVAC equipment and utility meters, block wall and any changes to existing elevations.

The Planning Director also recommended that the Council find that Rezone No. 85007 is consistent with the General Plan and presented ORDINANCE AMENDING ZONING MAP ESTABLISHED BY REFERENCE IN SECTION 21.12.020 OF THE MUNICIPAL CODE OF THE CITY OF EL PASO DE ROBLES (624 8TH STREET REZONE), for first reading.

The Mayor opened the public hearing to the floor. There being no comments it was moved by Councilman Russell, seconded by Councilman Ovitt and passed unanimously to close the public hearing.

Motion by Councilman Ovitt, seconded by Councilman Thorndyke and passed unanimously to approve the Director's recommendation and find that EIS 85017 will not have significant effect on the environment and grant a Negative Declaration subject to the 2 mitigating measures as set forth above.

Motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously that said Ordinance be read by title only. The Ordinance is read by title only.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously that this constitute the first reading of said Ordinance.

8. Ms. Patricia Johnson, President of the Paso Robles Library Board of Trustees, introduced Mr. Don West, Architect for the proposed new Library. Mr. West presented drawings of the Boatman Building redesigned for Library facilities for the Council's information.

After discussion, it was moved by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that a Study Session for the purpose of review and consideration of the new Library location and design be set for 6:00 on November 13, 1985 in the Senior Citizens Center.

9. The Consent Calendar was presented. Motion by Councilman Ovitt, seconded by Councilman Russell and carried, with Mayor Stemper

abstaining, 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. Those items on the Consent Calendar are as follows:

**G-1 DEPARTMENTAL REPORTS:**

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

G-2 Memo from Director of Municipal Services presenting Progress Payment No. 1 (final), Notice of Completion for Barney Schwartz Park Grading DMS Project No. 85-07 to Branch Excavating. (Recommend payment be made in the amount of \$35,996.40; and that the 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 of \$3,999.60 be paid to Branch Excavating 35 days after Notice of Completion has been filed.)

**G-3 COMMISSION/COMMITTEE/BOARD MINUTES**

- a. Minutes of regular meeting of Senior Citizens Advisory Board on October 10, 1985.
- b. Minutes of Parks & Recreation Advisory Committee on October 14, 1985.
- c. Minutes of Library Board meeting of October 23, 1985.  
(Recommend minutes be received and filed.)

G-4 Memo from Director of Municipal Services presenting bid results of Annual Pavement Painting Contract DMS Project No. 85-09. (Recommend Council award Annual Pavement Painting Contract to Safety Striping Services in the amount of \$19,927.50 and authorize Mayor and City Clerk to sign the contract documents.)

G-5 Memo from Airport Operations Superintendent presenting periodic payment estimate to A. J. Diani Construction Co. for work completed on Airport Improvement Project No. 3-06-0184-04. (Recommend Council authorize payment to A. J. Diani Construction Co in amount of \$211,083.25 pending receipt of F.A.A. Grant Funds and Matching Loan Funds from California Department of Transportation.)

10. The minutes of the regular meeting of the Planning Commission in its meeting of October 22, 1985 were reviewed by Councilman Russell.

Kevin Dolan appeared and stated that the matter had been resolved regarding his appeal to the Planning Commission decision to uphold the Architectural Review Committee's decision of October 17, 1985 regarding EIS 85019.

Mr. Ted West appeared and asked questions of staff regarding EIS 85020 on his nursery property at Golden Hill Road and Union Road.

Motion by Councilman Ovitt, and seconded by Councilman Russell that the actions of the Planning Commission in its meeting of October 22, 1985, together with the findings and conditions as set forth therein, be approved. Motion passed by the following roll call vote:

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

11. The Mayor requested a closed session for personnel matters at the end of the meeting.

12. A memo from the Finance Director presented the Quarterly Financial Review for first Quarter of 1985/86 for Council's information.

13. A memo from the Director of Municipal Services presented a request for a Will Serve letter for sewer from Joe Elkins, whose property lies Just North of Templeton's jurisdiction, and set forth four (4) conditions to which the letter shall be subject.

Motion by Councilman Russell, seconded by Councilman Ovitt and passed unanimously to approve the Director's recommendation and issue said will serve letter subject to the conditions as set forth in said memo.

14. A memo from the Director of Parks and Recreation advised that the City was not successful in it's endeavor to acquire funds to build a satellite senior center near Bonita Homes. There was discussion regarding the possibility that the Jaycees were still interested in a proposed activity center.

15. The City Manager reported that, due to the change in health insurance coverage recently made by the City, one employee has been left with unpaid medical bills of approximately \$2,000. He advised that the matter will ultimately be straightened out by the insurance companies, but until such time, he recommended that the unpaid bills be paid by the City out of the City Manager's budget.

Motion by Councilman Russell seconded by Councilman Thorndyke and passed unanimously that the City Manager be authorized to pay the medical bills in an amount not to exceed \$3,000, which are to be reimbursed by the insurance company at a later date and an appropriate agreement with the employee be consummated.

16. The City Manager reviewed the matter of the negotiation for transfer of property tax revenue for Clouston II annexation (#59) carried over from the meeting of October 15, 1985 and reported on a

meeting he had with the County officials regarding the formula used to negotiate such taxes.

After discussion, Resolution No. 3056, A RESOLUTION ACCEPTING NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUE AND ANNUAL TAX INCREMENT FROM THE COUNTY OF SAN LUIS OBISPO TO THE CITY OF EL PASO DE ROBLES (CLOUSTON ANNEXATION NO. 59) was introduced.

Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously that Resolution No. 3056 be read by title only. Resolution No. 3056 was read by title only. Motion by Councilman Russell and seconded by Councilman Ovitt that Resolution No. 3056 be adopted. Motion carried by the following roll call vote:

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

17. The Planning Director advised that there are six applicants requesting General Plan amendments who do not wish to wait for the City to update the Land Use Element, and that Tenneco has filed a use permit application to construct two 85 foot high almond storage silos on Spring Street. He recommended that the Council set another Joint Planning/Council meeting to consider the above applications. The meeting is tentatively set for December 4, 1985.

18. A memo from the Police Chief reported on the police activity and the Chief's own observations at the 1985 Pioneer Day. He stressed the need to take steps to eliminate the negative activities which are due to the consumption of alcoholic beverages. The Chief also expressed appreciation to the High School Leadership Class for their excellent cleanup after Pioneer Day.

19. The Police Chief reported that San Luis Obispo County law enforcement agencies had participated in the Crisis Hot Line Bowlathon and that the Paso Robles Police Officers, through their participation, had contributed \$637.00 to the organization.

20. A Proclamation - Hospice Month - November was presented. Motion by Councilman Ovitt, seconded by Councilwoman Cousins and passed unanimously to proclaim November "Hospice Month" in the City of Paso Robles.

21. A Proclamation - Christmas Cantree - was presented by the Paso Robles Board of Realtors. Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to proclaim December 9 through 13, 1985 as CHRISTMAS CANTREE WEEK.

22. A letter from the Manager of the Chamber of Commerce, Swift Jewell, requested the Council inform them of a "contact" person from the City to work with them in support of the proposed County Resource

Directory. The Mayor appointed Councilman Russell as contact person for that purpose.

23. Motion by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to adjourn to a closed session for personnel matters. At the closed session, no official action was taken and upon motion by Councilman Russell, seconded by Councilman Thorndyke and passed unanimously, the closed session was adjourned to the regular meeting.

24. There being no further business, it was moved by Councilman Ovitt, seconded by Councilman Russell and passed unanimously to adjourn to November 13, 1985 at 6:00 p.m. in the Senior Citizens Center for the purpose of a study session for the proposed new library.

John 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.