

MINUTES OF THE REGULAR MEETING
PASO ROBLES CITY COUNCIL
APRIL 15, 1986

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 E. Stemper with the following Councilmembers answering roll call: Cousins, Ovitt, Russell, Thorndyke and Stemper; none being absent. Before roll call, an invocation was given by Father Carl Hansen.

1. The minutes of the regular meeting of April 1, 1986 and the adjourned meeting of April 9, 1986 were presented, and upon motion by Councilmember Ovitt, seconded by Councilmember Russell and passed unanimously, said minutes were approved.

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

DATE OF CLAIM	TOTAL PAID
April 4, 1986	\$196,106.67

Motion passed by the following roll call vote:

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

3. Mr. Robert Haight, Assessment District Attorney, reviewed the Engineer's Report and certain resolutions pertaining to the proposed refunding of the Orchard Bungalow Assessment District, explaining that a Notice to Property Owners advising of a public hearing when and where the City Council will consider and determine whether the public interest or necessity require the refunding of the bonds and the levy of reassessments as security, and other related matters, will be mailed and published.

Discussion ensued wherein Mr. Haight answered questions posed by Councilmembers and staff, after which the following resolutions were presented for consideration:

RESOLUTION NO. 3095, A RESOLUTION AMENDING SECTION 3 OF RESOLUTION NO. 3081, A RESOLUTION OF PUBLIC INTEREST OR NECESSITY AND OF INTENTION TO REFUND BONDS AND LEVY REASSESSMENTS AS SECURITY THEREFORE; and

RESOLUTION NO. 3096, A RESOLUTION PRELIMINARILY APPROVING REFUNDING REPORT AND FIXING TIME AND PLACE OF HEARING THEREOF.

Motion by Councilmember Ovitt, seconded by Councilmember Russell and passed unanimously that Resolution Nos. 3095 and 3096 be read by title only. The Resolutions were read by title only.

Motion by Councilmember Russell and seconded by Councilmember Thorndyke to adopt Resolution Nos. 3095 and 3096 with appropriate corrections of the word "Paseo" to "Paso" within the Resolutions. Motion passed by the following roll call vote:

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

4. The Consent Calendar was presented. Motion by Councilmember Russell and seconded by Councilmember Thorndyke that 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 recommendation for Item G-3 to include authorization for the City Clerk signature. Councilmember Cousins abstained in regard to Item G-7. Motion passed by the following roll call vote:

AYES: Cousins, Ovitt, Russell, Thorndyke & Stemper
NOES: None
ABSENT: None

Those items on the Consent Calendar are as follows:

G-1 DEPARTMENTAL REPORTS:

- a. Parks & Recreation Activity Report for March, 1986.
- b. Fire Department monthly reports for Feb. & March, 1986.
- c. Airport Activity Report for March, 1986.
- d. Municipal Services monthly report for March, 1986.

(Recommend reports be received and filed.)

G-2 COMMISSION/COMMITTEE/BOARD MINUTES

- a. Airport Advisory Committee Minutes for March 27, 1986.
- (Recommend Minutes be received and filed.)

G-3 Personnel Contract between Becker & Bell and City.
(Recommend authorization for execution by Mayor and City Clerk.)

G-4 Memo from Director of Parks & Recreation presenting Resolution No. 3097, RESOLUTION SUPPORTING PROPOSITION 43 WHICH PLACES BEFORE THE VOTERS OF CALIFORNIA JUNE 3, 1986, A BOND MEASURE TO PROVIDE FUNDING FOR PARKS AND RECREATIONAL, DEVELOPMENT, RESTORATION, LAND ACQUISITION, AND OTHER RELATED PURPOSES.
(Recommend adoption.)

G-5 Memo from Director of Municipal Services presenting Progress Payment No. 3 - Burke Construction - for State Water Loan Project, No. 83-006 - Waterline Replacement Project. (Recommend accept recommendation).

G-6 Memo from Director of Municipal Services presenting public improvements - Tract 1054 (Martin/Rivers) - Country Club Dr./Caddie Lane. (Recommend accept recommendation.)

G-7 Memo from Director of Municipal Services presenting Final Parcel Map PR 85-173 - Ole Viborg - North River Rd. (Recommend accept recommendations).

G-8 Memo from Director of Municipal Services presenting Final Parcel Map PR 85-350 - Wilpete Farms, Inc. - Niblick Road and Quarterhorse Lane. (Recommend accept recommendations.)

5. The minutes of the Planning Commission meeting of April 8, 1986 were reviewed by Councilmember Thorndyke. An Excerpt of Item B. Parcel Map PR 85-316, Hayward Lumber Company, from the minutes of the Planning Commission meeting of March 25, 1986, which had been removed and returned to the Planning Commission was again presented. After discussion, it was moved by Councilmember Ovitt, seconded by Councilmember Russell and passed unanimously that the actions of the Planning Commission in its meeting of April 1, 1986, and Item B. - Hayward Lumber Company, of the meeting of March 25, 1986, together with the findings and conditions as set forth therein, be approved.

6. Councilmember Russell addressed the matter of the Request for Proposals from consultants being considered for the Parks Master Plan. After discussion, it was moved by Councilmember Cousins, seconded by Councilmember Ovitt and passed unanimously to refer the matter of Requests for Proposals from consultants for the Parks Master Plan to the City Manager for review and report back to the Council at the next meeting.

7. A memo from the Administrative Assistant presented Resolution No. 3098, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES, CALIFORNIA DECLARING CERTAIN CITY EMPLOYEES AS SALARIED, was reviewed by the City Manager. Motion by Councilmember Russell, seconded by Councilmember Ovitt and passed unanimously that Resolution No. 3098 be read by title only. The Resolution was read by title only.

Motion by Councilmember Russell, seconded by Councilmember Ovitt and passed unanimously to adopt Resolution No. 3098.

8. The City Manager reviewed the matter of Commission/Committee/Board vacancies and reappointments which are due to expire on June 30th.

After discussion, it was moved by Councilmember Russell, seconded by Councilmember Cousins and passed unanimously that a Committee of two Councilmembers, those being Mayor Stemper and Councilmember Russell, are to meet with the City Manager and City Attorney to review the ordinances, state law and bylaws which govern the advisory groups to

see if changes should be considered, and to prepare for advertising for vacancies to be filled and notification to members whose terms are expiring.

9. The City Manager requested a closed session at the end of the meeting for the purpose of settlement of Floyd Knudsen Workers Compensation litigation and the Capitol Hill Joint Venture litigation.

10. The City Attorney advised that a recent Superior Court ruling upheld the screening of obscene material.

11. A memo from the Finance Director recommended that the Council approve the method being used by Mrs. Harvey Munde in the purchase of "Jolee's Card Room" by submitting \$500.00 in money to be held in perpetuity or until she sells the business, instead of the bond required by Municipal Code.

Motion by Councilmember Russell, seconded by Councilmember Ovitt and passed unanimously to accept the recommendations of the Finance Director.

12. A memo from the Finance Director presented Resolution No. 3099, A RESOLUTION APPROVING AN APPROPRIATION OF THE OTTO SHARP TRUST UNDESIGNATED FUND #403, for the Library circulation desk - (matching). Ms. Barbara Durand, President of the Friends of the Library, presented a check for \$5,000 to be placed into the matching grant fund.

Motion by Councilmember Ovitt, seconded by Councilmember Russell and passed unanimously that Resolution No. 3099 be read by title only. Resolution No. 3099 was read by title only.

Motion by Councilmember Ovitt, seconded by Councilmember Russell and passed unanimously to adopt Resolution No. 3099.

13. Councilmember Cousins requested the City Manager to look into the report on handicapped access to the Library with reference to a deadline of October 1986.

14. Memos from the Director of Municipal Services presented two resolutions, Resolution No. 3100, A RESOLUTION OF INTENTION FOR VACATING A PORTION OF 15TH STREET IN THE CITY OF EL PASO DE ROBLES AND GIVING NOTICE OF TIME AND PLACE FOR A PUBLIC HEARING THEREON, recommending that the hearing be set for 7:30 p.m. on May 6, 1986; and

Resolution No. 3101, RESOLUTION OF INTENTION FOR VACATING A PORTION OF NIBLICK ROAD IN THE CITY OF EL PASO DE ROBLES AND GIVING NOTICE OF TIME AND PLACE FOR A PUBLIC HEARING THEREON, recommending that the hearing be set for 7:45 p.m. on May 6, 1986.

- Member Dvitt, seconded by Councilmember Russell and passed unanimously to adopt Resolution Nos. 3100 and 3101 be read by the resolutions were read by title only.
15. The Director of Municipal Services, Jay Lyon, reported on the progress, advising that Cal Trans had responded to Niblick Bridge Engineer John McCarthy's letter requesting a solution to certain City requirements for the Bridge. The Director of Municipal Services stated that Cal Trans has given permission for work to begin at 7:00 p.m. at night and end at 6:00 a.m. diverting traffic onto Spring Street for two nights for each direction at an approximate savings of \$160,000.
- Motion by Councilmember Russell, seconded by Councilmember Dvitt and passed unanimously to authorize the Director of Municipal Services to proceed with haste to go back to Project Engineer for the Niblick Bridge in preparation for the detour to be through the City.
- Discussion followed regarding the approval of the Niblick Bridge Plans and Specifications and authorization to go out to bid coming back to Council on Friday, April 18, 1986.
16. A memo from the Director of Parks and Recreation recommended that the Council appoint a committee of City Councilmembers and staff to discuss the two proposals received for the development of Barney Schwartz Park.
- Motion by Councilmember Dvitt, seconded by Councilmember Cousins and passed unanimously to accept the recommendations of the Director and appoint a committee of Councilmembers Cousins and Dvitt and staff as needed to interview the parties presenting the proposals received.
17. Councilmembers Cousins and Russell requested permission to leave the State which was granted.
18. Motion by Councilmember Cousins, seconded by Councilmember Dvitt and passed unanimously to adjourn to a closed session for the purpose of discussing litigation regarding Floyd Knudsen Workers' the purpose of compensation settlement and release case; no action was taken. Upon motion by Councilmember Dvitt, seconded by Councilmember Russell and passed unanimously the closed session adjourned to the regular meeting.
19. There being no further business, it was moved by Councilmember Russell, seconded by Councilmember Thorndyke, seconded by Councilmember Russell

to adjourn to 2:30 p.m. on April 18, 1986 in the City Council Chambers for the purpose of approving the Plans and Specifications of the Niblick Bridge and authorizing the project to go to bid.

Jerry Bankston, 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.