

MINUTES OF THE ADJOURNED REGULAR MEETING
PASO ROBLES CITY COUNCIL
OCTOBER 1, 1987

The City Council of the City of El Paso de Robles, meeting in adjourned regular session at 7:30 p.m. on the above date, was called to order by Mayor Nick Russell with the following Councilmembers answering roll call: Ovitt, Dolan, Cousins, Martin and Russell.

1. The minutes of the regular meeting of September 15, 1987 were presented and approved upon motion by Councilmember Ovitt, seconded by Councilmember Dolan and passed unanimously with the following amendments:

a) Item 2. Paragraph 3 amended to read "Councilmember Ovitt discussed the need for the next update of the Housing Element to use the 1990 census."

b. Item 10. Paragraph 2, last sentence, amended to read "Councilmember Dolan felt that the 6 foot buffer fence would not shield the southbound traffic from the oncoming traffic."

c. Item 11. Paragraph 2 moved to beginning of Paragraph 1 and amended to read . . . "Mayor Russell stepped down " to avoid" conflict of interest.

2. Proclamation "On The Wagon - October 3 - 10" adopted upon motion by Councilmember Ovitt, seconded by Councilmember Dolan and passed unanimously.

3. Proclamation "National Mental Illness Awareness Week - October 4 - 10" adopted upon motion by Councilmember Cousins, seconded by Councilmember Martin and passed unanimously.

4. Proclamation "White Cane Safety Day - October 15" adopted upon motion by Councilmember Ovitt, seconded by Councilmember Dolan and passed unanimously.

5. The Mayor announced that it was the time and place scheduled for public hearing regarding the issuance and sale of sewer revenue bonds, pursuant to Resolution No. 87-63. The City Engineer reviewed the matter, after which the Director of Administrative Services introduced Mr. Fritz Stradling, the City's Revenue Bond Attorney, and Mr. Mark Northcross, the City's financial consultant for the issuance of the sewer revenue bonds. Mr. Northcross described the procedure to be followed in the issuance and sale of said bonds for the funding solely of the expansion of the wastewater treatment plant facilities, not including any funds for the construction of the various sewer mains previously considered by staff. Mr. Northcross answered various questions posed by the Council.

The Mayor opened the public hearing.

Mr. Pat Mackie, of Union Road, Paso Robles, spoke to the matter and distributed a letter to the Council setting forth his objections to the wastewater plant expansion without the additional sewer mains and proposed relaxation of the septic system rules.

Mr. Bruce Woodworth, of 539 Bonita, Paso Robles, addressed the matter setting forth several objections to the wastewater expansion plan and notice requirements of CEQA for the Environmental Impact Report.

Mr. E. F. Smith, of 934 Paso Robles Street, Paso Robles, expressed concern for the holding ponds in the Salinas River, to which Mr. Howard Way, the City's consulting Engineer, responded advising that the holding ponds will not be increased; however, there will be an increase in the treatment process. Mr. Smith also questioned the water testing process and Mr. Way assured him that the water was tested every day by an outside laboratory with the results being approved by the Water Quality Control Board.

Upon motion by Councilmember Dolan, seconded by Councilmember Ovitt and passed unanimously, the public hearing was closed.

The following Resolutions were presented for Council's consideration:

Resolution No. 87-66, A RESOLUTION OF THE CITY OF EL PASO DE ROBLES ACKNOWLEDGING THE HOLDING OF A PUBLIC HEARING WITH RESPECT TO CONSTRUCTING CERTAIN WASTEWATER IMPROVEMENTS PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE SECTION 4950, ET SEQ., AND ISSUING REVENUE BONDS TO FINANCE THE IMPROVEMENTS;

Resolution No. 87-67, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES, AUTHORIZING THE ISSUANCE AND SALE OF \$6,155,000 SEWER REVENUE BONDS, SERIES A, OF SAID CITY AND PROVIDING THE TERMS AND CONDITIONS FOR THE ISSUANCE OF SAID BONDS;

Resolution No. 87-68, A RESOLUTION OF THE CITY OF EL PASO DE ROBLES DECLARING ITS INTENTION TO SELL SEWER REVENUE BONDS OF SAID CITY IN THE AMOUNT OF \$6,155,000 FIXING TIME AND PLACE FOR TAKING BIDS, DIRECTING PUBLICATION OF NOTICE INVITING BIDS AND APPROVING A PRELIMINARY OFFICIAL STATEMENT.

Motion by Councilmember Ovitt, seconded by Councilmember Dolan and passed unanimously that Resolution No. 87-66 be read by title only. Said Resolution was read by title only.

Motion by Councilmember Ovitt and seconded by Councilmember Cousins that Resolution No. 87-66 be adopted. Motion passed by the following roll call vote:

AYES: Ovitt, Cousins, Martin, Dolan and Russell
NOES: None
ABSENT: None

Motion by Councilmember Ovitt, seconded by Councilmember Dolan and passed unanimously that Resolution Nos. 87-67 and 87-68 be read by title only. Said Resolutions were read by title only.

Motion by Councilmember Ovitt and seconded by Councilmember Dolan that Resolution No. 87-67 be adopted as read. Motion passed by the following roll call vote:

AYES: Dolan, Ovitt, Martin, Cousins and Russell
NOES: None
ABSENT: None

Motion by Councilmember Dolan and seconded by Councilmember Ovitt that Resolution No. 87-68 be adopted as read. Motion passed by the following roll call vote:

AYES: Dolan, Ovitt, Martin, Cousins and Russell
NOES: None
ABSENT: None

The Mayor thanked Howard Way and Fritz Stradling for their efforts expended on the project.

6. The Mayor called a five minute recess, after which he called the meeting back to order with all members present.

7. The City Manager announced that the Resolution adopting the Capital Improvement Program and setting appropriations for Fiscal Year 1987/88 was pulled from the Agenda and held over for future meeting.

8. The Consent Calendar was presented. Councilmember Cousins asked for and received clarification on Item A, Minutes of Senior Citizens Advisory Board Meeting of September 14, 1987. Councilmember Martin pulled Item E. from the Consent Calendar for discussion.

Motion by Councilmember Ovitt and seconded by Councilmember Dolan that the Consent Calendar be approved, together with the recommendations as set forth therein, with the exception of Item E. Motion passed by the following roll call vote:

AYES: Ovitt, Dolan, Martin, Cousins and Russell
NOES: None
ABSENT: None

Those items on the Consent Calendar are as follows:

A. Minutes of Senior Citizens Advisory Board Meeting of September 14, 1987

In adopting the Consent Calendar, said minutes are received and filed.

B. Minutes of Parks and Recreation Advisory Committee Meeting of September 14, 1987

In adopting the Consent Calendar, said minutes are received and filed.

C. Minutes of Planning Commission Meeting of September 22, 1987

In adopting the Consent Calendar, said minutes are received and filed.

D. Approval to Declare 1950 GMC Fire Engine as Surplus Equipment

Staff recommends that said Fire Engine be declared surplus allowing for immediate disposal through the sealed bid process now that the new Van Pelt Fire Engine has been purchased and assigned to the Airport Station. In adopting the Consent Calendar, Council declares said Fire Engine surplus and authorizes staff to dispose of same through the sealed bid process.

F. Approval of John Carollo Engineers For Inspection Services For Sewer Plant Expansion

Included in the Agenda packet is a letter proposal and scope of work from John Carollo Engineers regarding the construction inspection services necessary with the sewer plant expansion. With Council action to accept John Carollo Engineers at a contract amount not to exceed \$220,000, a formal contract to the satisfaction of the City Attorney, shall be executed. In adopting the Consent Calendar, the City Council approves the selection of John Carollo Engineers for inspection services and authorizes the execution of a contract in an amount not to exceed \$220,000.

G. Minutes of the Citizens Airport Advisory Committee Meeting of August 27, 1987

The City Council, at its meeting of September 15, 1987, pulled for further staff review the minutes of the Advisory Committee of August 27th. Staff has determined that by the standards of the 1976 Airport Land Use Plan, a conditional use permit for flight schools is required. The school has submitted an application for a conditional use permit which has been scheduled for Planning Commission review for their meeting of October 13, 1987. In adopting the Consent Calendar, Council receives and files the Airport Advisory Committee minutes of August 27, 1987 without any implied approval of the Flight

School operations outside of the prescribed conditional use permit process.

H. Approving Departmental Name Changes For Department of Municipal Services and Department of Parks and Recreation

Following the retirement of Jay Lyon, certain organization changes occurred wherein various responsibilities were reassigned to other departments. It is now recommended that the Departments of Municipal Services and Parks and Recreation be renamed to more appropriately reflect their duties and to bring a higher recognition by the public of the scope of responsibilities of each Department. In adopting the Consent Calendar, Council authorizes the renaming of the Department of Municipal Services to Department of Public Works and the renaming of the Department of Parks and Recreation to the Department of Community Services.

Councilmember Martin asked several questions regarding the BIA finances as set forth in Item E., Request For Business License Assessments by Business Improvement Association (BIA)

Included in the Agenda packet, is a formal request by the BIA for \$15,500 from the BIA Fund to be used for promotional purposes. As of June 30, 1987, the Fund balance for the Business Improvement Association was \$31,559.15. In adopting the Consent Calendar, Council approves the request from the BIA and authorizes transfer of \$15,500.00 from the Fund to the BIA.

A lengthy discussion ensued, wherein the President of the BIA, Ron Morgan, advised that the BIA was awaiting an opinion from the City Attorney regarding the possibility of expanding the boundaries of the BIA which would create more revenue.

Motion by Councilmember Ovitt and seconded by Councilmember Dolan to approve the transfer of \$15,500 from the BIA Fund to the BIA. Motion passed by the following roll call vote:

AYES: Ovitt, Dolan, Martin, Cousins and Russell
NOES: None
ABSENT: None

9. The Pre-check Register for September 14, 1987 (\$1,379.54) and September 30, 1987 (\$442,307.87) was presented and approved upon motion by Councilmember Ovitt and seconded by Councilmember Dolan. Motion passed by the following roll call vote:

AYES: Ovitt (abstaining on No. 70218), Dolan, Martin (abstaining on No. 70299), Cousins and Russell (abstaining on No. 70229)
NOES: None
ABSENT: None

10. The Mayor called a five minute recess, after which he called the meeting back to order with all members present.

11. The City Manager opened discussion on Item VI.A.1, Request For Execution of Contract with Creative Computer Solutions, Inc. and For Computer Upgrade, and recommended that the matter be held over until further action is taken on the Capital Improvement Program.

Motion by Councilmember Ovitt, seconded by Councilmember Martin and passed unanimously to table the item until the meeting of October 20, 1987.

12. The Airport Manager reviewed the request by Chemron Corporation for an addendum to their lease to expand the existing lease site to allow for proposed expansion of storage and warehouse areas.

Motion by Councilmember Cousins and seconded by Councilmember Ovitt to approve the requested lease addendum and authorize the Mayor and City Clerk to execute the necessary documents. Motion passed by the following roll call vote:

AYES: Cousins, Ovitt, Dolan, Martin and Russell
NOES: None
ABSENT: None

13. The Community Development Director reviewed the staff memorandum presenting the historical facts regarding Tentative Parcel Map PR 86-289 (Barraza), the purpose of which is to seek confirmation of staff's understanding of the Council's intent regarding said parcel map. The applicant now wants to process the Parcel Map on the basis that the map is "substantially consistent" with the map that had previously been approved.

Mr. Tim Roberts, the engineer representing the applicant, appeared and reviewed the map, stating that this map was the proposed Final Map.

There was discussion of the proposed fire access road.

Councilmember Ovitt stated he was not in support of the street bulb, due to more cutting than is currently there.

Tim Roberts stressed the need for a turn-around area.

Councilmember Dolan stated he liked the idea of the bulb because it makes it look like the end of the road.

Motion by Councilmember Dolan to accept staff's recommendation that it is the City Council's intent to permit development of the subject parcel map in essentially the form described In Fact No. 3 as set forth in this Memorandum and as described in the attached resolution,

along with a waiver of street, curb, gutter, and sidewalk improvements on northern Grove and James Streets adjacent to the subject property, that the Council concur with staff that Tentative Parcel Map No. 86-289 is in substantial compliance with the previously approved parcel map of the same number; the public improvements are required to be done as shown on Blackburn Street and the fire access on James Street. Motion seconded by Councilmember Martin and passed by the following roll call vote:

AYES: Dolan, Martin, Cousins, Qvitt and Russell
NOES: None
ABSENT: None

14. A memo from the Director of Municipal Services presented the proposed revisions to the code sections addressing the use of septic systems. The City Engineer reviewed the revision recommending that Section 14.08.040(4) be revised to permit use of septic systems within one-mile of the Salinas River on a temporary basis; and that Section 14.080.040(6) is recommended for revision to permit commercial and industrial plants to use septic systems on a temporary basis.

Mr. Pat Mackie appeared and presented his concerns regarding the use of septic systems.

There was a lengthy discussion, wherein Mayor Russell questioned in regard to commercial and industrial usage, if the City was not better off staying basically where it is, but maybe redefining the fact that they can't be put on cesspool or leach line systems, but allowing a holding system until such time as a sewer system is available.

The City Engineer responded that holding systems also have inherent problems; that what the City has done was bring itself into compliance with the Water Quality Control Board requirements which do allow certain industrial and commercial discharges into septic tanks and leach lines.

Councilmember Cousins stated that she agrees with Mr. Mackie and has concerns regarding the use of septic systems.

After further discussion, it was moved by Councilmember Cousins and seconded by Councilmember Qvitt to hold the matter over to allow staff to investigate and further review the proposed ordinance with a sub-committee before bringing it back to the Council. Motion passed by the following roll call vote:

AYES: Cousins, Qvitt, Dolan, Martin and Russell
NOES: None
ABSENT: None

The Mayor appointed himself and Councilmember Martin to said sub-committee.

15. The City Manager advised that the matter of the award of bid for development of Centennial Park and Nickerson Drive Phase I shall be held over until the meeting of October 20, 1987.

16. The City Manager advised that the Resolutions approving the Employee Compensation Plans were pulled to come back at a future meeting.

17. Motion by Councilmember Ovitt, seconded by Councilmember Dolan and passed unanimously to deviate from the Agenda for the purpose of holding a closed session for discussion of potential litigation.

18. Councilmember Dolan reminded staff that the Council was to approve findings on the award of bid for the purchase of the seven yard dump truck in the meeting of September 15, 1987. The City Attorney stated he would have them for the next meeting.

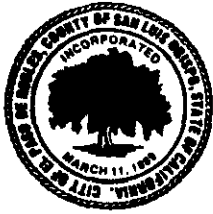
19. Council agreed that the Study Session tentatively scheduled for October 14, 1987 would be deferred to the Public Hearing on the Environmental Impact Report for the Redevelopment Plan scheduled for October 15, 1987 at 7:00 p.m.

20. Motion by Councilmember Ovitt, seconded by Councilmember Dolan and passed unanimously to adjourn to a closed session for the purpose of discussing potential litigation.

At the closed session, no official action was taken and upon motion by Councilmember Ovitt, seconded by Councilmember Dolan and passed unanimously the closed session was adjourned to the regular meeting.

21. There being no further business, it was moved by Councilmember Cousins, seconded by Councilmember Dolan and passed unanimously to adjourn to the regular meeting on October 20, 1987 at 7:30 p.m. in the City Council Chambers.

THESE MINUTES ARE NOT OFFICIAL NOR A PERMANENT PART OF THE RECORDS UNTIL APPROVED BY THE CITY COUNCIL AT THEIR NEXT REGULAR MEETING.



City of El Paso de Robles

"The Pass of the Oaks"

NOTICE OF ADJOURNMENT

YOU ARE HEREBY NOTIFIED that the meeting of the
Redevelopment Agency of the City of El Paso de Robles,
California, held on Oct. 1, 1987 at 7:00 p.m.
in the Council Chambers, City Hall, 1030 Spring Street, Paso
Robles, California 93446, has been adjourned to
Oct. 15, at 7:00 p.m. in the Council Chambers, City
Hall, 1030 Spring Street, Paso Robles, California 93446.

DATE: Oct 2, 1987

CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES

BY: *Dawn Hudson*
Deputy CITY CLERK