



City of El Paso de Robles

"The Pass of the Oaks"

MINUTES OF THE REGULAR MEETING PASO ROBLES CITY COUNCIL DECEMBER 20, 1988

The City Council of the City of El Paso de Robles, meeting in regular session at 7:30 p.m. on the above date, was called to order by Mayor Steve Martin with the following Councilmembers answering roll call: Conway, Dolan, Russell, Reneau and Martin; none being absent.

1. The minutes of the regular City Council meeting of December 6, 1988 and the adjourned regular meeting of December 10, 1988 were approved as presented upon motion by Councilmember Russell, seconded by Councilmember Dolan and passed unanimously.
2. The new Water System Superintendent, Jerry Lovelady, was introduced and welcomed to the City.
3. The City Council expressed appreciation for all the citizens and organizations who gave assistance during the recent snow storm, in particular, members of the Red Cross, Fire Chief Bob Adams, Volunteer Fire Fighters John Taylor and Troy Morris, the public schools, and the various City service departments. The Council directed that letters of recognition be sent also.
4. The Mayor announced that it was the time and place scheduled for the continued public hearing of Tract 1496/Stinchfield, a proposed 60 lot, single family residential subdivision located on the east side of Oriole Way at Larkfield Place. A continuance expires December 20, 1988, and the applicant has submitted an additional request for a 90 day continuance. Staff recommended a shorter continuance setting February 6, 1989 for Council consideration.

Motion by Councilmember Russell, seconded by Councilmember Reneau and passed unanimously to continue the public hearing to February 6, 1989 at 7:30 p.m. in the City Council Chambers.

5. The Mayor announced that it was the time and place scheduled for public hearing of General Plan Amendment 88-02 (A) Rezone 88008/Wynne-Olsen and General Plan Amendment 88-02 (B) Rezone 88010/City Initiated. The Director of Community Development reviewed the two components of General Plan Amendment 88-02 and their accompanying rezone applications.

The Mayor opened the public hearing.

Mr. Neil Olsen, representing the Olsen/Wynne Rezone 88008, addressed the Council in support of the request to pre-designate and prezone 86 acres located on the southwest corner of Linne and Hansen Roads to R-1 zoning to permit maximum density (6 units per acre) and minimum lot size. R-1, PD 4 zoning was recommended by the Planning Commission. Mr. Olsen also stated that he would like to include his property immediately adjacent to the south of the subject property when the County places it within the urban reserve.

There being no other comments, either written or oral, it was moved by Councilmember Russell, seconded by Councilmember Dolan and passed unanimously to close the public hearing on this item.

After a lengthy discussion, Council concurred that the predesignation and rezoning of the subject property was premature at this time, and the problem of traffic circulation on Linne Road which will not be resolved until the proposed extension of Sherwood Road is completed. Also, Councilmember Russell believed that rezoning of this property should not be done until the whole area can be considered at the same time. Councilmember Conway requested clarification of the Planning Commission's recommendation to approve said zoning with minimum lot size to be 7,000 square feet.

Mr. Ralph McCarthy, Chairman of the Planning Commission, responded that the Planning Commission recognized the problems that would have to be resolved, and that their intention was to recommend minimum lot sizes.

It was moved by Councilmember Dolan and seconded by Councilmember Reneau that GPA 88-02 and Rezone 88008 be denied and not included in General Plan Amendment 88-02 based upon the Council's findings that said prezone is premature and due to the problem of traffic circulation on Linne Road. Motion passed by the following roll call vote:

AYES: Dolan, Reneau and Martin
NOES: Russell and Conway
ABSENT: NONE

Councilmember Russell recommended that the matter be taken back to LAFCO for consideration of the whole area.

The Mayor opened the public hearing for GPA 88-02 (B) and Rezone 88004. The Director of Community Development reviewed the City initiated redesignation and rezone of 20 acres located on the north side of Union Road, west of Jackson Drive from Medium Density Residential and R-3 PDB to Low Density Residential and R-1, PD3. This component was initiated in conjunction with the processing of Tract 1619 and Planned Development 88007, which seeks to subdivide the site into 59 single family residential lots. This General Plan Amendment and Rezone will make the General plan, Union/46 Specific Plan and Zoning all consistent with each other.

There being no comments, either written or oral, the public hearing was closed upon motion by Councilmember Dolan, seconded by Councilmember Russell and passed unanimously.

Motion by Councilmember Russell, seconded by Councilmember Dolan and passed unanimously that the Council finds that the proposed GPA 88-02

(B) and Rezone 88010 will not have a significant effect on the environment and to adopt a Negative Declaration.

Motion by Councilmember Russell, seconded by Councilmember Dolan and passed unanimously that Resolution No. 88-104, APPROVING AMENDMENT 88-02 TO THE LAND USE ELEMENT OF THE GENERAL PLAN, be read by title only with the deletion of GPA 88-02 (A). Resolution No. 88-104 was read by title only as amended.

Motion by Councilmember Dolan and seconded by Councilmember Conway to adopt Resolution No. 88-104 as amended. Motion passed by the following roll call vote:

AYES: Dolan, Russell, Reneau, Conway and Martin
NOES: NONE
ABSENT: NONE

Motion by Councilmember Russell, seconded by Councilmember Dolan and passed unanimously that Ordinance No. _____ N.S., AMENDING THE ZONING MAP (REZONE 88010 - CITY/GODFREY, PULFORD, CHAFIN), be read by title only; said Ordinance was read by title only.

Motion by Councilmember Russell and seconded by Councilmember Dolan that this constitutes the introduction and first reading of said Ordinance. Motion passed by the following roll call vote:

AYES: Dolan, Russell, Reneau, Conway and Martin
NOES: NONE
ABSENT: NONE

6. The Mayor called a brief recess, after which he called the meeting back to order with all Councilmembers present.

7. The Consent Calendar was approved, together with the recommendations and findings as set forth therein, upon motion by Councilmember Dolan and seconded by Councilmember Conway. Motion passed by the following roll call vote:

AYES: Dolan, Conway, Reneau, Russell and Martin
NOES: NONE
ABSENT: NONE

Those items on the Consent Calendar are as follows:

A. Adoption of Resolution No. 88-105, APPROVING ANNUAL REPORT FOR PASO ROBLES REDEVELOPMENT AGENCY.

California Redevelopment Law and the Paso Robles Redevelopment Agency Bylaws require that the Redevelopment Agency submit to the City Council for Council receipt an annual report. In adopting the

Council adopts Resolution No. 88-105, receiving and
Council Report of the Paso Robles Redevelopment Agency.
Approval of Progress Payment No. 5 to R. Burke Corporation
Request For Professional Services to Tartaglia-Hughes/Airport
Payment For Project 03-06-0184-06

In adopting the Consent Calendar, Council approves Progress Payment
No. 4 to R. Burke Corporation in the amount of \$24,690.06, and Pay
Request No. 5 to FAA in the amount of \$29,657.13 and Statement For
Professional Services to Tartaglia-Hughes in the amount of \$8,262.30
for work completed on AIP 03-06-0184-06.

C. Approval of Progress Payment No. 1 to James Richards Company
For Sewer Lift Station No. 1 Pump Replacement Project DPW 87-02

In adopting the Consent Calendar, Council approves Progress Payment
No. 1 to James Richard Company in the amount of \$19,800.00 for work
completed on pump replacement for Sewer Lift Station No. 1.
Progress Payment No. 1, 46% of the contract is completed.

D. Approval of Progress Payment No. 1 (Final) to Tunnell
Roofing Co., Inc., For Roof Replacement For Therapy Pool

In adopting the Consent Calendar, Council approves Final Progress
Payment No. 1 to Tunnell Roofing Co. Inc., in the amount of
\$13,285.00 for work completed on roof replacement for therapy pool.
Contract work is now completed.

8. The Pre-Check Register for December 16, 1988, in the amount of
\$865,636.48 was approved upon motion by Councilmember Dolan and
seconded by Councilmember Russell. Motion passed by the following
roll call vote:

AYES:
NOES:
ABSENT:
Dolan, Russell, Conway, Reneau and Martin
NONE
NONE

9. A memo from the Director of Public Works recommended a time
extension for Tract 1022/Ken Clouston of a final one-year time
extension. The subdivision has more recently been delayed due to the
construction of Pioneer Road.
Motion by Councilmember Russell, seconded by Councilmember Reneau
passed unanimously to grant a final one-year extension for Tract
to January 1, 1990.

10. A memo from the Director of Public Works recommended
Council deny a request received from Peggy Mapson for
service to her property known as Lot 204 of the

Tract, consistent with the policy of not serving water outside of the City. The Director reviewed the matter.

Councilmember Russell asked the City Attorney if the opinion remains as in the past that there is no way they could condition serving water at this property or any property outside the City upon annexation and have it enforceable. The City Attorney responded not that he knew of, that it wouldn't hurt as a statement of intent.

Mr. Ralph McCarthy, representing Peggy Mapson, addressed the Council explaining that the property is a one acre lot surrounded by properties with existing wells creating a distance problem in installing a septic tank and a well on the same property. He further stated that Mr. and Mrs. Mapson have indicated that they are willing to annex to the City and would be willing to agree to any conditions required in the issuance of a will serve letter and that they are willing to pay the fees.

The City Manager advised that his presumption at this time is that the application for annexation of this area will be back before the Council for consideration at the second Council meeting of January 1989.

Motion by Councilmember Russell, seconded by Councilmember Dolan and passed unanimously to deny the request for outside water service in accordance with the City's policy.

11. The Fire Chief reviewed his recommendation to adopt Resolution No. 88-106, BANNING BACKYARD BURNING AND ALLOWING FOR APPROVED AGRICULTURAL AND TRAINING FIRES. He reported on the policy set by the San Luis Obispo County Air Pollution Control District and the Fire Chiefs Association of San Luis Obispo County.

The Council concurred that all burning should be banned, including agricultural, in view of the recent burning which resulted in heavy pollution and the complaints received thereon.

It was moved by Councilmember Dolan, seconded by Councilmember Russell and passed unanimously that Resolution No. 88-106 be read by title only amended as follows: Resolution No. 88-106, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES BANNING ANY BACKYARD BURNING. The third and fifth paragraphs pertaining to allowing agricultural burning and training fires are deleted, and the banning is effective immediately. Said Resolution was read by title only.

Motion by Councilmember Dolan, seconded by Councilmember Conway and passed unanimously that Resolution No. 88-106 be adopted as amended

12. The City Librarian, Ann Martin, reviewed the Federal VISTA Literacy Program the City is participating in. The City is asked to

After a lengthy discussion, it was moved by Councilmember Dolan and seconded by Councilmember Russell questioning the advisability of the City among other programs. Councilmember Russell questioned the advisability of the City for 12 months, with \$700.00 needed for the program for the following roll call vote: AYES: 12, NAYS: 0, ABSENT: 0.

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After a lengthy discussion, it was moved by Councilmember Dolan and seconded by Councilmember Russell questioning the advisability of the City among other programs. Councilmember Russell questioned the advisability of the City for 12 months, with \$700.00 needed for the program for the following roll call vote: AYES: 12, NAYS: 0, ABSENT: 0.

13. Ordinance No. 568 N.S., AMENDING ZONING MAP ESTABLISHED BY REFERENCE IN SECTION 21.12.020 OF THE ZONING OVERLAY OF COMMERCIAL SITES - REZONE 86009 - PLANNED DEVELOPMENT OVERLAY AND ADOPTION. Motion by Councilmember Dolan, seconded by Councilmember Russell, presented for second reading and adoption. AYES: 12, NAYS: 0, ABSENT: 0.

14. A letter from Ken Clouston regarding Tract 1457 to the City Engineer was presented to Council where he requested that Rhombic Road be closed to allow for completion of grading due to rainy conditions. Motion by Councilmember Russell, seconded by Councilmember Dolan and seconded by Councilmember Russell, presented for second reading and adoption. AYES: 12, NAYS: 0, ABSENT: 0.

15. A letter from Ken Clouston regarding Tract 1457 to the City Engineer was presented to Council where he requested that Rhombic Road be closed to allow for completion of grading due to rainy conditions. Motion by Councilmember Russell, seconded by Councilmember Dolan and seconded by Councilmember Russell, presented for second reading and adoption. AYES: 12, NAYS: 0, ABSENT: 0.

16. A letter from Ken Clouston regarding Tract 1457 to the City Engineer was presented to Council where he requested that Rhombic Road be closed to allow for completion of grading due to rainy conditions. Motion by Councilmember Russell, seconded by Councilmember Dolan and seconded by Councilmember Russell, presented for second reading and adoption. AYES: 12, NAYS: 0, ABSENT: 0.

15. The Council concurred in commenting on the success of the Christmas activities on Vine Street and that arrangements should be made in the future for closing the street during the activities.

16. Councilmember Dolan concurred in commenting on the success of the Christmas activities on Vine Street and that arrangements should be made in the future for closing the street during the activities.

17. Councilmember Dolan referred to the City of Atascadero's recent banning of the use of balloon signs for advertising and requested staff to enforce the City's sign restrictions to not allow them in this City.

18. Councilmember Russell commented on the conditions of the leases at the Airport and recommended that a committee be appointed to meet with the City Manager and the Airport Manager to review and clarify the issue. Councilmembers Russell and Reneau were appointed to the Airport Lease Committee.

19. The Police Chief reported that a package on Gang Awareness would be distributed and that a meeting is to be held on January 11, 1989 regarding the gang problem.

20. The Police Chief was directed to see that horsedrawn carriages using the City streets be appropriately lit at night.

21. Councilmember Russell referred to concerns raised regarding the ineffectiveness of the City's subsidized taxi system. The Director of Administrative Services reported that he is reviewing the matter and will come back to Council with a report.

22. Councilmember Russell reported that the state has authorized \$5,000,000 for repair of the bridges on Highway 46 east.

23. Council set a date for a field trip to review the Hillside Ordinance for January 7, 1989 at 8:00 a.m.

It was moved by Councilmember Conway, seconded by Councilmember Reneau and passed unanimously to adjourn to a closed session for the purpose of discussing pending workers' compensation litigation, Government Code Section 54956.9(b)(1).

At the closed session, no official action was taken, and by Councilmember Dolan, seconded by Councilmember Reneau, unanimously the closed session was adjourned to the next meeting.

CC MINUTES 12/20/88

24. There being no further business, it was moved by Councilmember Conway, seconded by Councilmember Russell and passed unanimously to adjourn.

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

Jerry Bankston, City Clerk