



# City of El Paso de Robles

*"The Pass of the Oaks"*

## MINUTES OF THE REGULAR MEETING PASO ROBLES CITY COUNCIL SEPTEMBER 5, 1989

The City Council of the City of El Paso de Robles, meeting in regular session at 7:00 p.m. on the above date, was called to order by Mayor Steve Martin with the following Councilmembers answering roll call: Conway, Dolan, Russell and Martin; none being absent and with one vacancy existing.

1. The minutes of the regular meeting of August 15, and the adjourned regular/study session of August 28, 1989 were approved upon motion by Councilmember Dolan, seconded by Councilmember Russell and passed unanimously.

2. The Mayor read Proclamation, National POW - MIA Recognition Day, September 15, 1989, after which the Proclamation was adopted upon motion by Councilmember Dolan, seconded by Councilmember Conway and passed unanimously.

3. The Mayor announced that it was the time and place scheduled for the continued public hearing of Planned Development 88006/Port-o-Port; the applicant is requesting approval of a PD to construct up to 29 aircraft storage hangars on two separate lease parcels at the Municipal Airport, located on the southeast corner of Fuselage Way and Taxiway "C". The Director of Community Development reviewed the project.

The Mayor opened the continued public hearing. Mr. Kim Lilley, representing Port-O-Port, addressed the Council.

There being no further comments, either written or oral, it was moved by Councilman Dolan, seconded by Councilman Conway and passed unanimously to close the public hearing.

After a lengthy discussion, it was moved by Councilman Russell, seconded by Councilman Dolan and passed unanimously to find that the project, subject to the conditions of development plan approval, would not have a significant effect on the environment and grant a Negative Declaration status for the project.

After further discussion, it was moved by Councilman Russell, seconded by Councilman Conway and passed unanimously to reopen the public hearing for PD 88006/Port-O-Port, in the Council meeting of September 19, 1989 at 7:00 p.m. in the City Council Chambers.

4. The Mayor called a brief recess after which the meeting was reconvened with all Councilmembers present.

5. The Mayor announced that it was the time and place scheduled for public hearing of an appeal of part of the Parcel Map 89-194. Legros, The Director of Community Development, Rob Ladd, reviewed the appeal to the Planning Commission a section of August 11, 1989 to deny the division of two one-acre parcels into four parcels of approximately one half acre each.

The Mayor opened the public hearing.

Mr. Tim Roberts, Engineer representing the applicant, Richard Legros, addressed the Council in support of the appeal.

Mr. Richard Legros spoke in support of the appeal.

The following residents appeared in objection to the division of the two one-acre parcels: Mr. and Mrs. William Luttrell, Mr. and Mrs. Clarence Madeiros, Peggy O'Conner, Ray Dauth and Dale Gustin.

Mr. Leo Moran spoke in support of the proposed division; letters were received from Mr. and Mrs. Fred Meldam and Leo Moran in support of the division.

After discussion, it was moved by Councilman Dolan and seconded by Councilman Conway to find the Parcel Map consistent with the Union Specific Plan and require no further environmental review. Motion passed unanimously.

Motion by Councilman Dolan (for purpose of discussion) and seconded by Councilman Conway to approve Parcel Map 89-194 as presented and uphold the appeal. Council discussion centered on requesting applicant's willingness to apply for a Planned Development overlay.

The applicant, Richard Legros, stated that he would be willing to apply for a Planned Development overlay as a basis to have development standards applied to the subdivision construction.

The City Attorney, Roger Lyon, recommended that the Council take no action on the Parcel Map at this time.

Councilman Dolan amended the above motion based upon the indication that the applicant agrees to table the Parcel Map consideration until such time as it can be considered jointly with the Planned Development Overlay application. Councilman Conway agreed to the amendment to his second to the motion. The motion passed on a three to one vote with Councilman Russell dissenting.

The City Attorney, Roger Lyon, advised staff to readvertise the notice of public hearing on the appeal.

6. The Mayor announced that it was the time and place scheduled for public hearing of street abandonment of a portion of 26th Street

between Riverside Avenue and southern Pacific Railway Road (approximately 88008/Fisher Road). The Director of Landmarks, Gene Wood, Bob Lata, reviewed the application for Conditional Use Permit for abandonment of a car wash and driveway. The Planning Commission recommended the Council deny the request for street abandonment.

After discussion, it was moved by Councilman Russell, seconded by Councilman Dolan and passed unanimously to not consider the abandonment of said street and to deny the applicant's request.

7. The Mayor announced that it was the time and place scheduled for a proposed revision to the approved grading and drainage plan for Tract 1457/Clouston. The Director of Community Development, Bob Lata, reviewed the project, after which the Mayor opened the public hearing.

Mr. Russ Thompson, of API Engineers representing the applicant, addressed the Council requesting their approval of the "as-built" revision to the padded areas and fill slopes which have been graded on Lots 74 through 82.

Mr. Ken Clouston, the applicant, addressed the Council in support of the request as did Steve Moore, Jefferson Burbank and Gene Wood.

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

Following Council discussion, it was moved by Councilman Russell, seconded by Councilman Dolan and passed unanimously to refer the matter back to staff for modification of the plans and development of Conditions of Approval and reopen the public hearing for the Council meeting of September 19, 1989.

8. The Mayor called a brief recess after which the meeting was reconvened with all Councilmembers present.

9. The Mayor announced that it was the time and place scheduled for public hearing of Planned Development 88007/Godfrey, Pulford & Chafin - Tract 1619, a 59 lot single family residential subdivision. The Director of Community Development, Bob Lata, reviewed the project which is located on the north side of Union Road approximately one half mile from its intersection with North River Road.

The Mayor opened the public hearing.

Mr. Larry Warner, of North Coast Engineering, representative of the applicants, addressed the Council with minor clarifications to the conditions contained within the final development plans.

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

Motion by Councilman Dolan and seconded by Councilman Conway that Resolution No. 89-111, APPROVING FINAL DEVELOPMENT PLAN FOR TRACT 1819, be adopted with certain amendments. Motion passed on the following roll call vote:

AYES: Dolan, Conway, Russell and Martin  
NOES: None  
ABSENT: None

10. The Mayor announced that it was the time and place scheduled for public hearing of Planned Development 87001, Phase II and revisions to Tract Phasing - Tract 1508/Bonita American which project is located on west side of South River Road, north of Charolais Road. The Director of Community Development, Bob Lata, reviewed the project.

The Mayor opened the public hearing.

Mr. Jack Ghormley, representing Bonita American, addressed the Council stating that they concurred with the Planning Commission regarding the Planned Development and the revisions made to the conditions for phasing.

There being no further comments, either oral or written, it was moved by Councilman Dolan, seconded by Councilman Conway and passed unanimously to close the public hearing.

After discussion, it was moved by Councilman Dolan and seconded by Councilman Conway to adopt Resolution No. 89-113, APPROVING FINAL DEVELOPMENT PLAN DETAILS FOR PHASE II OF TRACT 1508, with the Model Mix to be Model A - 17, Model B - 15, Model 12 - 10, and Model 17 - 20. Motion passed by the following roll call vote:

AYES: Dolan, Conway, Russell and Martin  
NOES: None  
ABSENT: None

Motion by Councilman Russell and seconded by Councilman Conway to adopt Resolution No. 89-124, RESCINDING RESOLUTION NO. 87-48 AND RE-ESTABLISHING TENTATIVE TRACT APPROVAL WITH REVISED PHASING AND MODIFIED TRACT CONDITIONS FOR TRACT 1508. Motion passed by the following roll call vote:

AYES: Russell, Conway, Dolan and Martin  
NOES: None  
ABSENT: None

11. The for the Councilman was (1989-119) and (1989-120) and (1989-121) were pulled for discussion. Motion by Councilman Dolan and seconded by Councilman Russell to approve the Consensus Calendar together with the findings and recommendations as set forth herein as well as the reading of resolutions and ordinances. Motion for adoption of Items B, C, G and M. Motion passed by the following roll call vote:

AYES: Dolan, Conway, Russell and Martin  
NOES: None  
ABSENT: None

Those items on the Consent Calendar are attached hereto as Exhibit "A" and become a part hereof.

Item B., Appropriation of \$34,000 From the Sewer Operations Fund For Costs to be Incurred at Wastewater Treatment Plant in Meeting EPA Clean Air Requirements For Disposal of Gases, was discussed by Councilman Russell, after which it was moved by Councilman Russell and seconded by Councilman Conway to approve said appropriation. Motion passed by the following roll call vote:

AYES: Russell, Conway, Dolan and Martin  
NOES: None  
ABSENT: None

Item C., Resolution ESTABLISHING A SEWER REIMBURSEMENT DISTRICT FROM DESIGNATED BENEFITTING LOTS ON PINE STREET, was pulled for discussion by Councilman Russell, after which it was moved by Councilman Russell, seconded by Councilman Dolan and passed unanimously to table the matter for City Attorney review.

Item G., Ordinance No. N.S., AMENDING ZONING CODE TO REVISE THE R-1 DISTRICT REGULATIONS, to revise the regulations in regard to use of metal roofing and/or siding, was pulled for discussion by Councilman Russell. After discussion, it was moved by Councilman Russell and seconded by Councilman Conway this constitutes the second reading and adoption of said Ordinance with the removal of Section 21.16.020-F (7)(a-2) from the Ordinance. Motion died by the following roll call vote:

AYES: Russell and Conway  
NOES: Dolan and Martin  
ABSENT: None

There being no substitute motion, the Ordinance was not approved for second reading and adoption.

Item M., Resolution No. 89-119, PROVIDING FOR THE PURCHASE AND INSTALLATION OF FIRE ALARM SYSTEM AT CENTENNIAL PARK, was pulled by Councilman Dolan for discussion. After discussion, it was moved by Councilman Dolan and seconded by Councilman Conway to adopt said

Resolution amended to include a burglar system and fire alarm, and authorize the City Manager to execute a Purchase Order for purchase of same for an amount not to exceed \$10,000. Motion passed on the following roll call vote:

AYES: Dolan, Russell, Conway and Martin  
NOES: None  
ABSENT: None

12. The Pre-check Register for August 16, 22, 31, and September 1, 1989 in the amount of \$893,854.50 upon motion by Councilman Russell and seconded by Councilman Dolan. Motion passed by the following roll call vote:

AYES: Dolan, Russell, Conway and Martin  
NOES: None  
ABSENT: None

13. The Chandler Ranch Specific Plan Environmental Impact Report/Request for Proposal was scheduled to be considered at this meeting; however, the City Council is scheduled to consider project alternatives in study session on September 11, 1989.

Motion by Councilmember Russell, seconded by Councilmember Dolan and passed unanimously to continue the request to circulate Request for Proposals to September 11, 1989.

14. Upon motion by Councilman Russell, seconded by Councilman Conway and passed unanimously Councilman Dolan was appointed Voting Delegate and Mayor Martin as Voting Alternate to the Annual League of California Cities Conference.

15. Mr. Larry Warner addressed the Council requesting that staff follow-up on the abatement of the nuisance of the burned Jiffy Mart on Spring Street. Council advised that the matter is being referred to the Code Enforcement Officer.

16. The City Manager reviewed a letter received from Tim McCutcheon, President, Board of Directors, Templeton Community Services District, requesting that Council agree to an amendment to the existing agreement between the City and the Templeton Community Services District. Staff recommended that the Council respond to the letter reaffirming their willingness to consider an amendment, but there are issues still outstanding that need to be resolved prior to an amendment resolving that particular issue.

Motion by Councilman Russell, seconded by Councilman Dolan and passed unanimously to accept staff recommendation of response.

17. Motion by Councilman Russell, seconded by Councilman Conway and passed unanimously to adjourn to a closed session pursuant to

Government Code Section 54957.6 Employee, Employee, Meet and Confer.  
At the closed session, no official action was taken, and upon motion  
by Councilman Russell, seconded by Councilman Conway and passed  
unanimously, the closed session was adjourned to the regular session.

18. There being no further business, it was moved by Councilman  
Conway, seconded by Councilman Dolan 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.

EXHIBIT "A"

A. Approval of Final Progress Payment No. 18 and Change Order No. 19 to Cushman Contracting Corporation for Wastewater Treatment Plant Expansion Project, approved unanimously.

D. Resolution No. 89-114 ACCEPTING PUBLIC IMPROVEMENTS FOR MAINTENANCE IN TRACT 1420/COKER ELLSWORTH, INC., approved unanimously.

E. Authorization for Oak Tree Removal/Smith - Parcel 2 of Grove Street, approved unanimously.

F. Ordinance No. <sup>579</sup> N.S., ACCEPTING PENAL CODE REQUIREMENTS RELATING TO SELECTION AND TRAINING STANDARDS FOR PUBLIC SAFETY DISPATCHERS, approved unanimously.

H. Approval of Pioneer Road Improvements for Acceptance into City Street System for Maintenance; Authorization for City Manager to Execute Required Documents, approved unanimously.

I. Resolution No. 89-115 APPROVING AGREEMENT WITH DAVID M. GRIFFITH AND ASSOCIATES FOR 89-90 MANDATED COST CLAIMING SERVICES AND AUTHORIZING TO CITY MANAGER TO EXECUTE SAID AGREEMENT, approved unanimously.

J. Resolution No. 89-116 ADOPTING THE FISCAL YEAR 1989-90 CLAIM FOR TRANSPORTATION DEVELOPMENT ACT AND STATE TRANSIT ASSISTANCE FUNDS, adopted unanimously.

K. Resolution No. 89-117 , ACCEPTING COMPLETION OF THE CONTRACT FOR THE CONSTRUCTION OF THE WASTEWATER TREATMENT PLANT EXPANSION, approved unanimously.

L. Approval of Progress Payment No. 13 to Mauldin-Dorfmeier Construction, Inc., approved unanimously.

N. Resolution No. 89-120 , APPROPRIATING FUNDS FOR THE PURCHASE OF A FACSIMILE MACHINE FOR POLICE DEPARTMENT, approved unanimously.

O. Resolution No. 89-121, APPROVING TRANSFER OF FUNDS WITHIN FIRE DEPARTMENT BUDGET AND AWARDED BID TO RUSSETT DIESEL SERVICE IN THE AMOUNT OF \$62,099 FOR ENGINE 209 RE-POWER, approved unanimously.

P. Resolution No. 89-122, APPROVING A DISADVANTAGED BUSINESS ENTERPRISES ("DBE") PROGRAM FOR FEDERAL-AID PROJECTS, approved unanimously.

Q. Consent to Lease Assignment/Airport Cafe, approved unanimously.

R. Resolution NO. 89-123, ACCEPTING NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUE AND ANNUAL TAX INCREMENT, approved unanimously.

S. Approval of Final Parcel Map PR 89-05/Halferty, approved unanimously.

T. Authorization to go to Bid for Post Office - City Hall Remodel, approved unanimously.





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## NOTICE OF ADJOURNMENT

YOU ARE HEREBY NOTIFIED that the meeting of the City Council  
of the City of El Paso de Robles, California, held on

Sept 5, 1989 at 7:00 p.m.

in the Council Chambers, City Hall, 1030 Spring Street, Paso  
Robles, California 93446, has been adjourned to

Sept 11, 1989 at 7:30 p.m. in the Council Chambers, City  
Hall, 1030 Spring Street, Paso Robles, California 93446.

DATE: 9-10-89

CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES

BY: Laura Hudson  
Deputy CITY CLERK