

# MINUTES OF THE ADJOURNED REGULAR MEETING PASO ROBLES CITY COUNCIL

Tuesday, October 16, 2001 7:30 PM

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## CALL TO ORDER – Library/City Hall Conference Center

The City Council of the City of El Paso de Robles, meeting in regular session at 7:30 PM on the above date in the Library/City Hall Conference Center, was called to order by Mayor Frank Mecham.

## PLEDGE OF ALLEGIANCE

**ROLL CALL** Councilmembers George Finigan, Jim Heggarty, Gary Nemeth, Duane Picanco and Mayor Frank Mecham.

## PUBLIC COMMENTS

- Michel Cam thanked Council and KPRL for broadcasting Council meetings and spoke on behalf of the Sustainable Building Council in support of an Energy Fair, supplying names and organizations that could provide valuable information if such an event is held.

**PRESENTATIONS** - None

## NOTICED HEARINGS

### 1. **2001-2002 Local Law Enforcement Block Grant Award**

D. Cassidy, Chief of Police

Consider acceptance of a \$19,200 award granted by the Bureau of Justice Assistance Programs.

Mayor Mecham opened the public hearing. Speaking from the public was Dale Gustin. There being no further comments either written or oral, the public hearing was closed.

Councilmember Nemeth, seconded by Councilmember Heggarty, moved to adopt Resolution No. 01-229 authorizing the Police Department to meet the grant conditions and accept the award, allocating the total grant award of \$19,200 and the City's matching contribution of \$2,100 to purchase the identified equipment, and to include an additional "whereas" clause proposed by City Attorney Iris

Yang to read: *Whereas, the City Council held a noticed public hearing on the proposed grant on October 16, 2001.* Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**2. Appeal of Planned Development 01-002 (Pro Forms, Inc.)**

R. Lata, Community Development Director

Consider an appeal of the Planning Commission's approval of expansion of an industrial printing business. (Applicant is seeking approval to construct approximately 25,000 square feet of industrial warehouse/manufacturing expansion space at their existing business location on northeast corner of Commerce Way and Scott Street. The General Plan land use designation is Business Park [BP] and the zoning is Industrial [PM]. The specialty printing business is a permitted use in this zoning designation.)

*Mayor Mecham stated for the record that he had an ex parte meeting with George Phillips, owner of Pro Forms, Inc. to discuss this item.*

Mayor Mecham opened the public hearing. Speaking from the public were Joe Chouinard (D. Sawyer, Inc., agent for the applicant), Dale Gustin, Robert Camack (appellant), George Phillips (owner of Pro Forms, Inc.). There being no further comments either written or oral, the public hearing was closed.

Councilmember Nemeth, seconded by Councilmember Finigan, moved to (1) adopt Resolution No. 01-230 approving a Mitigated Negative Declaration status for Planned Development 01-002 (less than significant environmental impacts) and (2) adopt Resolution No. 01-231 approving Planned Development 01-002. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**ADJOURN TO JOINT MEETING OF PUBLIC FINANCING AUTHORITY,  
REDEVELOPMENT AGENCY & CITY COUNCIL**

**ROLL CALL** Agencymembers Jim Heggarty, Gary Nemeth, Frank Mecham, Duane Picanco, and Chairman George Finigan

**DISCUSSION**

**3. Implementation Agreement for Creekside Gardens Seniors Apartments (Peoples' Self-Help Housing Corp.)**

R. Lata, Community Development Director

For the Paso Robles Redevelopment Agency Board to consider an agreement implementing the Participation Agreement between the Agency and Peoples' Self-Help Housing Corp. (PSHHC) for Creekside Gardens Senior Apartments. (This is a proposed 29-unit affordable senior apartment project, to be located on a 7 acre, R-2,PD zoned site on the northwest corner of Oak Hill Road and Nicklaus Drive. Residency would be limited to seniors whose income is 80 percent or less of the County Median Income.)

Chairman Finigan opened the public hearing. Speaking from the public were Jeanette Duncan (Executive Director of Peoples' Self-Help Housing) and Dale Gustin. There being no further comments either written or oral, the public discussion was closed.

Agencymember Mecham, seconded by Agencymember Picanco, moved to adopt Resolution No. RA 01-09 approving an Implementation Agreement to the Participation Agreement for the Creekside Gardens Seniors Apartments Project. Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Mecham, Nemeth, Picanco and Finigan  
NOES: None  
ABSTAIN: None  
ABSENT: None

**4. Implementation Agreement for Canyon Creek Apartments (Peoples' Self-Help Housing Corp.)**

R. Lata, Community Development Director

For the Paso Robles Redevelopment Agency Board to consider an agreement implementing the Participation Agreement between the Agency and Peoples' Self-Help Housing Corp. (PSHHC) for Canyon Creek Apartments. (This is a proposed 68-unit affordable apartment project, to be located on a 7 acre R-2,PD zoned site on the southwest corner of Oak Hill Road and Nicklaus Drive. Residency would be limited to households whose income is 80 percent or less of the County Median Income.)

Chairman Finigan opened the public hearing. There being no comments either written or oral, the public discussion was closed.

Agencymember Mecham, seconded by Agencymember Picanco, moved to adopt Resolution No. RA 01-10 approving an Implementation Agreement to the Participation Agreement for the Canyon Creek Apartments Project. Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Mecham, Nemeth, Picanco and Finigan  
NOES: None  
ABSTAIN: None  
ABSENT: None

**5. Request for Financial Assistance for Senior Housing at Oak Park Public Housing (Paso Robles Housing Authority)**

R. Lata, Community Development Director

For the Paso Robles Redevelopment Agency Board and City Council to consider a request filed by the Paso Robles Housing Authority for financial assistance for senior housing at Oak Park Public Housing.

Chairman Finigan opened the public hearing. There being no comments either written or oral, the public discussion was closed.

City Manager Jim App stated that he had received a letter from Gene Bergman (Executive Director of the Housing Authority) earlier this day requesting a meeting with members of the Council within the next two weeks to discuss issues concerning the proposed Senior Housing Project. There was a consensus of the Council to have this heard before the full Council, rather than forming an ad hoc committee. Agencymember Heggarty requested that Council be provided a copy of the Housing Corporation's Articles of Incorporation and Bylaws for review by the City Attorney prior to further discussion.

Agencymember Nemeth, seconded by Agencymember Mecham, moved to (1) adopt Resolution No. RA 01-11 appropriating \$25,000 in LMIH Funds to assist the Oak Park Senior housing project with the costs of preparing schematic architectural plans, environmental studies and a revenue/cost analysis and (2) direct City staff to anticipate the possible need to program future LMIH funds toward payment of City development fees, architectural and project management fees, and on- and/or off-site improvements on behalf of the project (the amount of fee payments to be determined by the Agency in conjunction with the budgeting process). Motion passed by the following unanimous roll call vote:

AYES: Heggarty, Mecham, Nemeth, Picanco and Finigan  
NOES: None  
ABSTAIN: None  
ABSENT: None

Councilmember Picanco, seconded by Councilmember Nemeth, moved to adopt Ordinance No. 01-xx amending the Redevelopment Budget to appropriate \$25,000 in LMIH funds to assist the Oak Park Senior housing project. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

Councilmember Picanco, seconded by Councilmember Nemeth, moved to direct City staff to prepare an application for 2002 CDBG funds for the design and construction of off-site improvements (28th Street improvements and any necessary upgrades to sewer, water and storm drains that might be necessary). Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

## **ADJOURN TO CITY COUNCIL MEETING**

### **CONSENT CALENDAR**

Mayor Mecham called for public comments on Consent Calendar items. Speaking from the public was Dale Gustin (regarding Item No. 8). There being no further comments either written or oral, the public discussion was closed.

The Consent Calendar Items No. 6, 7, 8, 9, 10, and 11.1 were unanimously approved on a single motion by Councilmember Picanco, seconded by Councilmember Nemeth, together with the recommendations and findings as set forth therein, waiving the reading of resolutions and ordinances in full, with Item No. 11 pulled for discussion.

Those items unanimously approved were as follows:

6. Receive and file Advisory Body Committee minutes as follows:  
Citizens Airport Advisory Committee meeting of July 26, 2001  
Citizens Airport Advisory Committee meeting of August 6, 2001  
Pioneer Museum Board meeting of September 13, 2001  
Paso Robles Youth Commission meeting of September 5, 2001
7. Approve Warrant Register.  
M. Compton, Administrative Services Director
8. Adopt Resolution No. 01-232 authorizing the Consent to Sublease agreements with North American Jet Charter to allow subleasing of office space to Martin & Weyrich Winery and Weyrich Development Company. (NAJC created more space in the Paso Robles Jet Center by completing the second floor. The building is nearly ready to occupy and the Certificate of Occupancy is pending. NAJC is seeking approval to sublet portions of the renovated space to two affiliated companies.)  
J. Deakin, Public Works Director
9. Adopt Resolution No. 01-233 authorizing the City Manager to enter a Consultant Services Agreement with Boyle Engineering to prepare the final design and construction documents for a reservoir in the southwest part of the City for a not-to-exceed fee of \$157,048. (On July 17<sup>th</sup>, the Council directed staff to begin final design of a water tank to be constructed in the southwest area of the City. Request for Proposals were issued to 15 consultants. Three companies responded to the request. The three proposals were reviewed by staff to determine the most qualified/best approach; Boyle Engineering was evaluated highest.  
J. Deakin, Public Works Director
10. Adopt Resolution No. 01-234 to accept the public improvements of Tract 1771-4 into the City's maintenance system, and to authorize the release of the Performance and Payment Bonds upon the posting of a Maintenance Bond in the amount of \$85,300. (This subdivision is located north of Charolais Road approximately ¼ mile east of South River Road. The public improvements the developer was required to install have been completed.)  
R. Lata, Community Development Director
- 11.1 Adopt Resolution No. 01-240 authorizing a change of the City's Dental Insurance Provider. (The current insurance provider is Principal. Principal has underwritten the policy for the past two years. The contract expired August 3q1, 2001, and the City is currently being covered under a temporary extension. Because of the 111% premium increase proposed by Principal, competitive quotes were solicited. Guardian is the low bidder at a 28% increase, and the City's Health Committee recommends Guardian. The worker associations endorse the Health Committee's recommendation.)  
L. Williams, Personnel Assistant

Pulled for discussion was:

11. Adopt Resolution No. 01-235 authorizing execution and recordation of the Final Map and Subdivision Agreement for Tract 2005 (Dallons Drive/J.M.Wilson Development) and authorize recordation of a Constructive Notice concurrently with the recordation of the map requiring the construction and maintenance of a retention basin upon each lot; approve the Subdivision Improvement Agreement for Tract 2005, authorizing deferred construction of the subdivision

improvements, with an established deadline of October 2002 to complete these improvements, and that the Mayor be authorized to execute the Agreement; adopt Resolution No. 01-236 annexing Tract 2005 into the Landscape and Lighting District as Sub-Area No. 61. (This subdivision is an 8-lot subdivision located on both sides of Dallons Drive between Buena Vista Drive and Golden Hill Road. Subdivider has posted securities to guarantee installation of public improvements in accordance with the Subdivision Agreement.)

R. Lata, Community Development Director

City Attorney Iris Yang noted a revision to Resolution No. 01-235 authorizing execution and recordation of the Final Map and Subdivision Agreement for Tract 2005, adding language to Section 2: *The retention basin shall conform to current City Standards, and the details of the retention basin shall be included in the drainage/grading plan for each individual parcel. The retention basin shall be constructed prior to issuance of a certificate of occupancy.*

The pulled item, with revised wording to Section 2 of Resolution No. 01-235 authorizing execution and recordation of the Final Map and Subdivision Agreement for Tract 2005, was approved on a single motion by Councilmember Picanco, seconded by Councilmember Finigan, with the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

## **PUBLIC DISCUSSION**

### **12. Buena Vista Drive Improvements**

R. Lata, Community Development Director

Consider conceptually approving a modification to the Borkey Area Specific Plan, appropriating Measure D funds for improvements on behalf of Cuesta College. (The Council ad hoc committee is recommending support for a revised Buena Vista Drive street cross-section, median design, and water line installation.)

Mayor Mecham opened the public hearing. There being no comments either written or oral, the public discussion was closed.

Councilmember Picanco, seconded by Councilmember Heggarty, moved to (1) conceptually approve the revised street design for Buena Vista Drive north of Experimental Station Road, (2) authorize Dick Willhoit to design and install improvements based on the design agreed to by Cuesta College and recommended by the Council ad hoc committee, including installation of the required water line in Buena Vista Drive, (3) adopt Resolution No. 01-241 appropriating not-to-exceed \$110,000 from Measure D reserves to reimburse Mr. Willhoit for the Cuesta College share of Buena Vista Drive landscaping and paving expenses to be installed in a manner subject to approval of the City Engineer; and (4) direct staff to initiate an Amendment to the Borkey Area Specific Plan to reflect the conceptually approved street design change. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**13. Request to Remove an Oak Tree – 1402 Spring Street**

R. Lata, Community Development Director

Consider a request from Jennifer Soni to remove a 6-inch diameter oak tree from the rear of the property at 1402 Spring Street.

Mayor Mecham opened the public hearing. There being no comments either written or oral, the public discussion was closed.

Councilmember Picanco, seconded by Councilmember Finigan, moved to continue this item to the Council meeting of November 6, 2001. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**14. Measures to Avoid Oak Tree Impact – Charolais Road**

R. Lata, Community Development Director

Consider whether or not to require extra-ordinary measures to be undertaken to minimize impacts to a 30-inch oak tree located along the south side of Charolais Road. (Tree is in a lot subdivision located west of Creston Road and north of Charolais Road, Tentative Tract 2351.)

Mayor Mecham opened the public hearing. Speaking from the public was Larry Werner. There being no further comments either written or oral, the public discussion was closed.

Councilmember Nemeth, seconded by Councilmember Heggarty, moved to adopt Resolution No. 01-237 authorizing a design exception that would eliminate the median lane from Charolais Road in order to mitigate impacts on a 30-inch oak tree. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**15. Use of Septic System – 730 North Trigo Lane (APN 009-451-031)**

R. Lata, Community Development Director

Consider a request from property owner Johnna Malone to allow a septic tank installation on undeveloped property at 730 North Trigo Lane. (This 0.62-acre parcel is located approximately 500 feet north of Creston Road.)

Mayor Mecham opened the public hearing. Speaking from the public was Johnna Malone (applicant). There being no further comments either written or oral, the public discussion was closed.

*Mayor Mecham and Councilmembers Finigan and Picanco stated that they had spoken with the applicant on the telephone prior to tonight's meeting regarding applicant's request.*

Councilmember Finigan, seconded by Councilmember Nemeth, moved to adopt Resolution No. 01-238 authorizing installation of a septic system based on the distance from the nearest sewer and that there are three neighboring properties of similar size that have been approved with septic systems. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

*At 8:55 PM, the City Council took a 10-minute break, reconvening at 9:05 PM.*

**16. Sewer and Water Development Impact and User Fees**

M. Compton, Administrative Services Director

Presentation of a study that concludes a need to adjust sewer and water development and user fees.

Greg Clumpner of Hilton, Farnkopf & Hobson presented an overview of the sewer and water development impact fees and Director Compton gave a summary of the proposed user fees. Mayor Mecham opened the public hearing. There being no comments either written or oral, the public discussion was closed.

Councilmember Nemeth, seconded by Councilmember Picanco, moved to receive the presentation and to schedule a public workshop regarding this matter at 7:30 p.m. on Tuesday, October 30, 2001. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**17. Preliminary Year End Results – Fiscal Year 2001**

M. Compton, Administrative Services Director

Presentation of the City's preliminary Financial results for the fiscal year ended June 30, 2001.

Mayor Mecham opened the public hearing. There being no comments either written or oral, the public discussion was closed.

Councilmember Nemeth, seconded by Councilmember Heggarty, moved to receive and file the Preliminary Year End Results for Fiscal Year 2001. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None



**18. Airport Terminal Restaurant**

J. Deakin, Public Works Director

Direct staff regarding selection of a potential food service provider for the Airport Terminal restaurant.

Mayor Mecham opened the public hearing. Speaking from the public was Mike Menath. There being no further comments either written or oral, the public discussion was closed.

Councilmember Picanco moved to reject the proposal received from the Cahoots Café. and to re-advertise for proposals, detailing the new design for increased restaurant seating. Motion failed due to lack of a second.

Councilmember Heggarty, seconded by Councilmember Finigan, moved to direct staff to continue negotiations and contract development with the selected proposer with the aim of developing an agreement for restaurant services at the Airport Terminal. Motion passed by the following roll call vote:

AYES: Finigan, Heggarty, Nemeth and Mecham  
NOES: Picanco  
ABSTAIN: None  
ABSENT: None

**19. Phase V Improvements – North County Transportation Center**

J. Deakin, Public Works Director

Consider acceptance of recommendation from the Planning Commission for the final design concept of Phase V improvements at the Transportation Center. (Improvements include installing pedestrian improvements and enhancing the corridor between the Transportation Center and the Downtown District, as well as a decorative wood fence along Hayward Lumber.)

Mayor Mecham opened the public hearing. Speaking from the public was Steven Caminiti. There being no further comments either written or oral, the public discussion was closed.

Councilmember Heggarty, seconded by Councilmember Finigan, moved to approve the design concept as presented and direct staff to prepare construction documents. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**20. Public Information Newsletter – 13<sup>th</sup> Street Bridge Widening**

J. Deakin, Public Works Director

Consider preparing a public outreach newsletter to inform all citizens of the details of the 13<sup>th</sup> Street Bridge Widening Project.

Mayor Mecham opened the public hearing. Speaking from the public was Dale Gustin. There being no further comments either written or oral, the public discussion was closed.

Councilmember Nemeth, seconded by Councilmember Heggarty, moved to authorize staff to proceed with the preparation and distribution of a newsletter for the 13<sup>th</sup> Street Bridge Widening Project, and direct staff to determine if costs can be reduced. Motion failed by the following roll call vote:

AYES: Heggarty and Nemeth  
NOES: Finigan, Picanco and Mecham  
ABSTAIN: None  
ABSENT: None

Councilmember Finigan, seconded by Councilmember Picanco, moved to direct staff to return to Council with another proposal encompassing reduced costs. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**21. Appointment of General Plan Program Advisory Committee**

R. Lata, Community Development Director

Consider appointment of an advisory committee to work with staff and the General Plan consultants on the update of the General Plan.

Mayor Mecham opened the public hearing. There being no comments either written or oral, the public discussion was closed.

After considering the range of options, Councilmember Picanco, seconded by Councilmember Heggarty, moved to follow the pattern established in the 1991 General Plan Update to utilize the full City Council and the Planning Commission as the advisory body to work with staff and the General Plan consultants on the update of the General Plan. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**22. Appointment of Downtown Parking and Circulation Action Plan Advisory Committee**

R. Lata, Community Development Director

Consider appointment of an advisory committee to work with staff and the consultant preparing the Downtown Parking and Circulation Analysis and Action Plan.

Mayor Mecham opened the public hearing. There being no comments either written or oral, the public discussion was closed.

Councilmember Picanco, seconded by Councilmember Finigan, moved to (1) create a nine member advisory committee representing the Council, Planning Commission, Chamber of Commerce, and Main Street, (2) direct staff to make follow-up contacts to obtain the designated representation and (3) to appoint Councilmembers Picanco and Finigan to a two-

member ad hoc committee, which would function through the Downtown Parking and Circulation Study that is scheduled to be completed December 31, 200. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**23. Roberti Z-Berg Competitive Grant – Centennial Park Improvement Projects**

B. Partridge, Library and Recreation Services Director

Consider approval of application for grant funds under the Roberti-Z-Berg grant program of the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Act of 2000 (Proposition 12). (Grant funding would be used to refurbish and enhance Centennial Park's infrastructure to create a destination entertainment center for children and teenage youth.)

Mayor Mecham opened the public hearing. There being no comments either written or oral, the public discussion was closed.

Councilmember Nemeth, seconded by Councilmember Heggarty, moved to adopt Resolution No. 01-239 approving an application for grant funds for the Roberti-Z'Berg-Harris Urban Open Space and Recreation Program under the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Act of 2000 for the rehabilitation of Centennial Park. Motion passed by the following unanimous roll call vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

**CITY MANAGER**

**24. Council Meeting Schedule - October 16 to December 18**

J. App, City Manager

Review and set Council meeting calendar for the two-month period ending December 18, 2001.

Mayor Mecham opened the public hearing. There being no comments either written or oral, the public discussion was closed.

It was the general consensus of the Council to set the following meetings in addition to regular City Council meeting, with all meetings to start at 7:30 PM:

Tuesday, October 30	Water & Sewer Fees Workshop
Thursday, November 8	Emergency Services Workshop #1
Wednesday, November 14	Emergency Services Workshop #2
Thursday, December 6	Barney Schwartz Park Workshop
Thursday, December 13	Library Board Interviews

**CORRESPONDENCE** - None

**ADVISORY BODY COMMUNICATION** - None

**AD HOC COUNCIL BUSINESS**

**25. Orchard Bungalow Ad Hoc Committee**

J. Deakin, Public Works Director

Receive and file a report from the Orchard Bungalow ad hoc committee, Councilmembers Gary Nemeth and George Finigan.

Mayor Mecham opened the public hearing. There being no comments either written or oral, the public discussion was closed.

A report was given on actions of the ad hoc committee formed at the March 6, 2001 City Council meeting to oversee Orchard Bungalow Assessment District projects. It was moved by Councilmember Nemeth, seconded by Councilmember Picanco, to receive and file. Motion passed by unanimous voice vote

**26. Airport Restaurant Ad Hoc Committee**

J. Deakin, Public Works Director

Consider extending the Airport Terminal restaurant proposal review and contract development ad hoc committee, comprised by Councilmembers George Finigan and Jim Heggarty.

Mayor Mecham opened the public hearing. There being no comments either written or oral, the public discussion was closed.

Councilmember Picanco, seconded by Councilmember Nemeth, moved to extend the duration of the Airport Terminal restaurant proposal review and contract development ad hoc committee to March 2002. Motion passed by unanimous voice vote.

**PUBLIC COMMENTS ON CLOSED SESSION**

Public comments limited to Closed Session items only. There were no comments from the public.

*Council moved to adjourn from regular session at 11:03 PM. and re-adjourn to Closed Session. Motion passed by unanimous voice vote.*

City Attorney Iris Yang announced City Council's authority to go into closed session to discuss the three items listed on the agenda.

*The City Council thereupon adjourned to Closed Session in the 2<sup>nd</sup> floor Large Conference Room at 11:05 PM.*

**CLOSED SESSION**

*The City Council returned to Regular Session at 1:40 AM, Wednesday, October 17, 2001.*

**RETURN TO OPEN SESSION**

**CLOSED SESSION REPORT**

City Attorney Iris Yang announced that there was no reportable action taken in closed session.

*By unanimous voice vote, Council moved to adjourn from regular session at 1:45 AM, Wednesday, October 17, 2001.*

**ADJOURNMENT:** to WATER & SEWER FEES WORKSHOP TUESDAY, OCTOBER 30, 2001, AT 7:30 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET; AND TO THE REGULAR MEETING ON TUESDAY, NOVEMBER 6, 2001, AT 7:30 PM AT THE LIBRARY/CITY HALL CONFERENCE CENTER, 1000 SPRING STREET.

Submitted by:

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Sharilyn M. Ryan, Deputy City Clerk  
Approved: November 6, 2001