CITY OF ATASCADERO
CITY COUNCIL

DRAFT MINUTES

Tuesday, August 28, 2007

CLOSED SESSION: 5:00 P.M.

1. PUBLIC COMMENT – CLOSED SESSION: None

2. CALL TO ORDER

ROLL CALL

Present: Council Members Béraud, Clay, O'Malley and Mayor Pro Tem Brennler

Absent: Mayor Luna

a. Personnel: Review of Proposals for Services (Govt.Code Sec. 54957)
   Title: City Attorney

b. Conference with Real Property Negotiators (Govt. Code Sec. 54956.8)
   Property: Easement from Capistrano Avenue to Stadium Park along APN# 029-105-028
   Agency Negotiator: Patrick Enright, City Attorney
   Negotiating Parties: Dr. Gary Renzaglia and Ms. Sandy Hughes
   Under Negotiation: Instruction to negotiator will concern price and terms of payment

3. ADJOURN: 6:00 P.M.

CLOSED SESSION REPORT

Mayor Pro Tem Brennler announced that for Item #2.a. the City Council gave direction to Dr. Mathis to extend the recruitment period for City Attorney for 30 days and gave direction to the City Manager to hire an interim City Attorney. For Item #2.b. the City Council gave the City Manager direction.
REGULAR SESSION: 7:00 P.M.

Mayor Luna called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

ROLL CALL:

Present: Council Members Béraud, Clay, O’Malley, Brennler, and Mayor Luna

Absent: None

Others Present: City Clerk / Assistant to City Manager Marcia McClure Torgerson, Deputy City Clerk Grace Pucci

Staff Present: City Manager Wade McKinney, Public Works Director Steve Kahn, Community Development Director Warren Frace, Community Services Director Brady Cherry, Fire Chief Kurt Stone, Police Lt. Jim Mulhall, Deputy Community Development Director Steve McHarris, Redevelopment Specialist Marty Tracey, Associate Planner Kerry Margason, and City Attorney Patrick Enright.

APPROVAL OF AGENDA:

Council Member O’Malley suggested moving Item #C-4 to a position after Item #C-1.

MOTION: By Council Member O’Malley and seconded by Council Member Beraud to approve the agenda as amended. Motion passed 5:0 by a roll-call vote.

PRESENTATIONS:

1. Distinguished Service Medal to Officer Thomas Gandy

Lt. Jim Mulhall presented Detective Thomas Gandy with the Distinguished Service Medal and explained the circumstances which led to this presentation. Detective Gandy recognized the members of his team and his partner Sgt. Albert Beatie of the Arroyo Grande Police Department.

2. Life Saving Award to Officer John Taylor

Lt. Carol Robinson presented the Life Saving Award to Officer John Taylor and explained the situation that led to this award. Officer Taylor recognized the dispatchers on duty that day Ann Hockstetler and Kelly Arebalo.
3. Service Awards

Mayor Pro Tem Brennler presented City Manager Wade McKinney his 10 year pin.

City Manager Wade McKinney made the following presentations:
- Waste Water Treatment Plant Operator Barry Harding, 15 year pin.
- City Clerk / Assistant to City Manager Marcia McClure Torgerson, 10 year pin.
- Meredith Hendrickson, City Manager’s Office / Human Resources, 5 Year Pin.

COMMUNITY FORUM:

Michael Casey, representing the Ministerial Association, led those present in prayer.

Mark Phillips urged the Council to address the issue of Campaign Finance reform.

David Broadwater distributed a letter regarding the length of City Council Meetings and his proposal to address the issue (Exhibit A), and urged that the Community Forum and Public Comment periods not be cut down.

Eric Greening urged Council to move forward with campaign finance reform and to observe the Brown Act regarding protracted debates between Council Members on items not on the agenda. Mr. Greening announced that the second public session on the site selection for the Transit Center will be held on September 18th at 5:30 p.m.

Tino Santos spoke about the importance of allowing Public Comment periods to remain. Mr. Santos reviewed several businesses in Atascadero that have recently closed and hoped everyone could work together to created a better community.

Kelly Gearhart reported on the progress underway on the Printery and Eagle Creek projects. Mr. Gearhart suggested that a specific parcel he owns along Traffic Way that was dedicated as a public park but not yet accepted by the city, have the Park Zone designation removed and that the subsequent sale price be donated to the Veteran’s Memorial.

Ernie Porter spoke about Atascadero Lake and the concrete work on the beach behind the bandstand, and asked that it be removed to beautify the lake.

Joanne Main stated that the Chamber of Commerce believes the City Council should adhere to what has been set out as the Community Forum rules in the agenda. This would enable the Council to do the business of the city, and then return to public comment after the agenda items have been addressed.

John Lauffer, President of the El Camino Homeless Organization, thanked the City Council for their continued support of the homeless and for the current grant awarded to the shelter.
Susie Anderson expressed concern that the Planning Commission is circumventing the City Council's decision on the creek setbacks and cited a specific segment of the Commission's last meeting that would bring in the control of the Regional Water Quality Control Board (RWQCB).

Jolene Horn spoke about creek setback issues and her concern that the Planning Commission is circumventing the Council's decision to defer addressing this item. She is in favor of local control and against bringing in an outside agency such as the RWQCB.

Beverly Aho commented that she was impressed with the Council, city staff, Fire and Police Departments during the open house that was held recently at City Hall, and thanked everyone involved for their hard work.

Colonel Bill Hatch, Chairman Veterans Memorial Committee, asked the City Council and staff to support Kelly Gearhart’s proposal to rezone his one acre lot at Traffic Way and Chico from Public Park to Residential, and to use the proceeds to support the Veterans Memorial. Col. Hatch invited Council, staff and the community to the Veterans Memorial barbecue on Saturday, September 1st.

Joseph O’Brien spoke about the Eagle Creek project and his need for access to his property. He also commented on the need for a stop sign at Curbaril Avenue and Highway 101.

Ann Hatch commended the community and spoke about the need to work together, and did not believe that creek setbacks or Walmart should be the identifying criteria for Atascadero. She also expressed concern that an agency such as the RWQCB would be allowed to come in to Atascadero and create problems for the homeowners.

Fred Monroe spoke about code enforcement in the city and his concern that the Fire Marshall is being used to deal with code enforcement issues not related to fire, life and safety.

Jim Shannon thanked the city for the job they did on Traffic Way, spoke about the Planning Commission and his concerns that there are back door dealings going on, the need for a stop sign at Curbaril and Coromar, and suggested that the General Fund money Council allocated to ALPS to purchase property be repaid from the tree mitigation fund.

Sharon Bleckel spoke about creek setbacks and the responsibility of every homeowner along the creek to keep it clean. Regarding the recent trip to Santa Cruz by two of the Council Members, she stated she had lived there and that it is not a good example to use for how to improve this community.

Sorrel Marks stated she has been with the Regional Water Quality Control Board for more than 20 years and offered to speak to those who have questions.
Mike Jackson spoke about the Planning Commission and their decisions and urged a change there. He stated the people voiced their outrage over the creek setback and now the Commission is circumventing that.

Tom Comar, Oppose Wal Mart, spoke about how his group would like to work with others in the community, and that until the recall is dropped there will be division in this town. He stated that Council Members Brennler and Béraud were democratically elected and are doing the best they can.

*Mayor Luna closed the Community Forum period.*

Mayor Luna asked staff to address issues raised during the Community Forum period.

Mayor Luna suggested that at the next City Council Meeting the Community Forum period, Council Announcements and Reports, and Individual Determination occur after Management Reports. This would be done on a temporary basis and would give those who have business before the City Council the opportunity to have their items heard in a timely way.

City Attorney Patrick Enright stated the Council could reorganize the agenda as they see fit.

There was Council discussion of the Mayor's suggestion. Council Member O'Malley suggested agendizing the issue for the next Council meeting to allow for public comment on the item. Council Member Clay did not support the idea of moving Community Forum, stating that the order is fine as it is.

*There was Council consensus to try this reorganized agenda at their next meeting.*

Council Members addressed issues raise during the Community Forum period.

*There was Council consensus to have staff bring back a report on Kelly Gearhart’s suggestion regarding the property on Traffic Way and Chico, prior to agendizing the item.*

Council Member Béraud referred to the issue of campaign finance reform, and announced that on Sept 25th there will be a “Campaign Conduct Presentation”.

**COUNCIL ANNOUNCEMENTS AND REPORTS:**

Mayor Pro Tem Brennler asked the public to keep Atascadero Fire Fighter Gene Hicks, who was involved in a serious accident, and his family in their thoughts and prayers.
Council Member O'Malley spoke about an information binder presented to him last year by the Fire Department, and stated it is updated and on file at city hall.

A. CONSENT CALENDAR:

1. **City Council Meeting Minutes – June 26, 2007**
   - City Clerk Recommendation: Council approve the City Council Meeting Minutes of June 26, 2007. [City Clerk]

2. **City Council Special Meeting Minutes – June 28, 2007**
   - City Clerk Recommendation: Council approve the City Council Special Meeting Minutes of June 28, 2007. [City Clerk]

3. **City Council Meeting Minutes – July 24, 2007**
   - City Clerk Recommendation: Council approve the City Council Meeting Minutes of July 24, 2007. [City Clerk]

4. **May 2007 Investment Report**
   - Fiscal Impact: None.
   - Recommendation: Council approve the City Treasurer's report for May, 2007. [Treasurer]

5. **June 2007 Accounts Payable and Payroll Disbursements Report**
   - Fiscal Impact: $2,445,592.89
   - Recommendation: Council approve certified City accounts payable, payroll and payroll vendor checks for June 2007. [Administrative Services]

6. **DeAnza Estates, Tract 2498, Acceptance of Public Improvements, Award Landscape Maintenance Contract, Accept Grant of Easement**
   - Description: Request to accept public improvements and to authorize contracts for landscape maintenance which will be funded by Assessment Districts.
   - Fiscal Impact: None.
   - Recommendations: Council:
     1. Adopt Draft Resolution, accepting the public improvements of Tract 2498 as complete, accepting the offers of dedication on Final Map 2498, not accepting the public improvements for maintenance and certifying completion of the required public improvements and releasing the bonds for Tract 2498; and,
     2. Authorize the City Manager to execute and agreement with Martinelli Landscape Const. Inc. for the maintenance and upkeep of landscaping in the De Anza Estates Landscape and Lighting District; and,
     3. Authorize the City Manager to execute a Grant of Easement from Atascadero Mutual Water Company. [Public Works]
7. **Transit Services Contract Award**
   - Fiscal Impact: $758,576.00 for three-year contract.
   - Recommendation: Council authorize the City Manager to execute a contract with Laidlaw Transit Services, Inc. in the amount of $758,576.00 to provide transit services. [Public Works]

8. **Parks & Recreation Commission Youth Representative Appointments**
   - Fiscal Impact: None
   - Recommendation: Council reappoint Ryan Carden and Paige Buck-Moyer to the Parks & Recreation Commission’s Youth Representative positions for another one-year term. [City Clerk]

9. **League of California Cities Grass Roots Network**
   - Description: This program was designed to further local government priorities in the various legislative districts.
   - Fiscal Impact: The Grassroots Network is covered by the City’s League annual payment.
   - Recommendation: City Council endorse continuing the League’s Grassroots Network Program and direct the Mayor to vote in favor of the League Resolution continuing the program. [City Manager]

10. **City Inspection Services**
    - Fiscal Impact: None
    - Recommendation: Council authorize the addition of Mid-Coast Geotechnical, Inc. to the established list of qualified inspection firms. [Public Works]

Items pulled: Mayor Pro Tem Brennler Item #A-6, Eric Greening Item #A-7.

**MOTION:** By Council Member Clay and seconded by Council Member O’Malley to approve Items #A-1, 2, 3, 4, 5, 8, 9 and 10. 
*Motion passed 5:0 by a roll-call vote.*

**Item # A-6**

Mayor Pro Tem Brennler asked the Public Works Director to explain what occurred regarding the De Anza Estates development and the roadway that was built without the consent of the owner.

Public Works Director Steve Kahn explained what had occurred and answered questions of Council.
PUBLIC COMMENT

Kelly Gearhart, developer of the De Anza Estates, expressed concern that this has become a personal issue and could be considered harassment. Mr. Gearhart stated that city staff did nothing wrong with the De Anza Estates project; this was an intense issue that took a while to complete.

Mayor Pro Tem Brennler stated this issue did not have to do so much with Mr. Gearhart, but rather with the city not being timely in addressing this matter. He stated he wants everyone including the city to play by the rules.

Mayor Luna closed the Public Comment period.

MOTION: By Council Member O’Malley and seconded by Council Member Clay to approve Item #A-6. Motion passed 5:0 by a roll-call vote. (Item #A-6.1 Resolution No. 2007-074, #A-6.2 Contract No. 2007-023, #A-6.3 Contract No. 2007-025)

Item #A-7

Eric Greening stated he supports approval of this item but hoped the Council would recognize this is a work in progress and not a finished work. He urged continuing to give drivers better compensation and to fund roads with applicable fees.

MOTION: By Council Member O’Malley and seconded by Council Member Clay to approve Item #A-7. Motion passed 5:0 by a roll-call vote. (Contract No. 2007-025)

Mayor Luna recessed the hearing at 8:49 p.m.

Mayor Luna called the meeting back to order at 9:03 p.m.

B. PUBLIC HEARINGS:

   - Disclosure of Ex-Parte Communications
   - Description: Proposed project consists of a 4-unit attached residential Planned Development.
   - Fiscal Impact: Based on findings from the Taussig Study, revenue from new residential development including property tax revenues, vehicle licensing fees, sales taxes, and other revenues are insufficient to cover the maintenance and emergency services costs of new development. Based on the revenue projections from the Taussig Study, the City has
developed standard conditions of approval for new development projects that require the cost of maintenance and emergency services to be funded by the project through a combination of road assessment districts, landscape and lighting districts and community facilities districts (Conditions 16 and 17 of CUP 2007-0209). This project will be required to annex into the Community Facilities District, however, the project taxes will be set to zero until such time as the project ceases to be an affordable project.

**Recommendations:** The Planning Commission recommends on a 6-1 vote that the City Council:

1. Adopt Draft Resolution A certifying Proposed Mitigated Negative Declaration 2007-0007; and,
2. Adopt Draft Ordinance A introducing an ordinance for first reading by title only, approving Zone Text Change 2007-0136 establishing a Planned Development Overlay Zone 30 code text; and
3. Adopt Draft Ordinance B introducing an ordinance for first reading by title only, to establish Zone Map Change 2007-0137 based on findings; and,
4. Adopt Draft Resolution B approving Conditional Use Permit 2007-0209 (Master Plan of Development) based on findings and subject to Conditions of Approval and Mitigation Monitoring; and,

*Staff has incorporated the Planning Commission’s recommendations into the draft resolutions. These recommendations include deletion of CUP Condition 7, and modification of the landscape plan to reduce the number of oak trees to be planted, payment of mitigation fees and placement of a bench around the existing 60 inch oak tree.*

[Community Development]

Council Member O’Malley stepped down from consideration of this item stating that he owns property within 500 feet of the project.

**Ex Parte Communications**

- Mayor Luna stated he had email correspondence with Penny Rappa, but their scheduled meeting was postponed. He also received an email from a supporter of the project.
- Council Member Clay stated he spoke with Penny Rappa on the phone and asked questions which she answered.
- Mayor Pro Tem Brennler stated he had a telephone conversation with Penny Rappa, received four emails from supporters, and visited the site.
- Council Member Béraud stated she received three or four emails of support for the project and that Penny Rappa called her, but they did not meet.
Deputy Community Development Director Steve McHarris gave the staff report and answered questions of Council.

PUBLIC COMMENT

John Rogers, President of the San Luis Obispo affiliate of Habitat for Humanity, thanked Council for their consideration of this item and explained their mission of making simple, decent, and affordable houses available.

Penny Rappa, Executive Director, spoke about the project and the application process and answered questions of Council.

Angela Ramsey asked who would be governing this development.

Livia Kellerman stated she has volunteered for Habitat for Humanity and is proud of the Council for supporting this.

Supervisor Jim Patterson spoke in favor of the project and about the tree removals and mitigation, which he assisted with. He commented that this is a partnership and he thanked the city for their contribution to make this happen.

Lee Perkins stated she agreed with the Habitat for Humanity mission.

Mayor Luna closed the Public Comment period.

MOTION: By Council Member Béraud and seconded by Mayor Pro Tem Brenner to accept the Planning Commission’s recommendations and adopt Draft Resolution A certifying Proposed Mitigated Negative Declaration 2007-0007; and, adopt Draft Ordinance A introducing an ordinance for first reading by title only, approving Zone Text Change 2007-0136 establishing a Planned Development Overlay Zone 30 code text; and adopt Draft Ordinance B introducing an ordinance for first reading by title only, to establish Zone Map Change 2007-0137 based on findings; and, adopt Draft Resolution B approving Conditional Use Permit 2007-0209 (Master Plan of Development) based on findings and subject to Conditions of Approval and Mitigation Monitoring; and, adopt Draft Resolution C approving Vesting Tentative Parcel Map 2007-0088 (AT 07-0074) based on findings and subject to Conditions of Approval and Mitigation Monitoring.

Motion passed 4:0 by a roll-call vote. (O’Malley abstained) (Item #B-1.1 Resolution No. 2007-075, #B-1.4 Resolution No. 2007-086, #B-1.5 Resolution No. 2007-077)
Council Member O’Malley rejoined the meeting.

2. **Community Development Block Grant Funding Reallocation**
   - **Fiscal Impact:** Would provide an additional $229,120.00 for the Sidewalk Barrier Removal project.
   - **Recommendation:** Council forward to the County Board of Supervisors the following funding reallocations [Public Works]:

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Public Works Director Steve Kahn gave the staff report and answered questions of Council.

**PUBLIC COMMENT**

Tony Navarro, County Department of Planning and Building, encouraged Council to move forward on this reallocation.

*Mayor Luna closed the Public Comment period.*

**MOTION:** By Council Member Beraud and seconded by Mayor Luna to forward the funding reallocations to the County Board of Supervisors.

*Motion passed 5:0 by a roll-call vote.*

**C. MANAGEMENT REPORTS:**

1. **Economic Development Strategy and Process**
   - **Fiscal Impact:** None.
   - **Recommendation:** Council review comments from the Just Listening Open House and Forums and approve the Request for Qualifications for an economic development consultant to assist in revising the City’s economic development strategy. [City Manager]

Community Development Director Warren Frace gave the staff report and answered questions of Council.

**PUBLIC COMMENT**

Keith Mathias, Sr. Vice President Rottman Group, thanked Council for the Just Listening Open House, and spoke about their strategy for the city of Atascadero and their vision for the Annex.
Ellen Berkowitz, representing Wal Mart, thanked the city for the Just Listening Open House and spoke about the surveys they collected during the event. She submitted a report on this survey for the record (Exhibit B), spoke about the EIR, and stated her disagreement with hiring a consultant.

Bruce Bevans expressed his concern that Atascadero will be left out of development in this area. He stated the city needs a broad vision and must look at all possibilities open to Atascadero.

Shannon Matushevitz asked Council to consider that the poll questions might have been crafted to solicit answers that would fit a specific outcome.

Kay Mathew stated her belief that the city has options other than a super center. She suggested the city first take care of what they have then look at other options.

Nora Trentacosta gave a PowerPoint presentation on the subject of Atascadero’s need for appropriate development.

Colonel William Hatch stated that a visioning process is not needed; rather the city needs a decision process to get on with their economic development. He spoke in favor of Wal Mart and the benefits it provides to senior citizens, young families, and the poor, and of their contributions to the military.

Eileen O’Grady urged the Council to be inclusive when considering the future of this town and listen to the voices of those who could not be here because they can’t afford a baby sitter or have to work nights.

Linda Benabides stated she was in an accident a few years ago while working for Wal Mart and they came through for her, keeping her job open and letting her work as she could.

Leon Korba stated the request for an economic consultant is apolitical, and that staff knows there is a problem with Wal Mart and so this is their answer.

Michael Elkins urged the Council to not waste taxpayer money on hiring the consultant and not delay the process any further, but allow Wal mart to submit their application so the community can go forward.

**Mayor Luna recessed the hearing at 10:27 p.m.**

**Mayor Luna called the meeting back to order at 10:38 p.m.**

Brandon Istenes stated that extreme policies do not work, what does work is a balance in socioeconomic and government policy. He stated he prefers a mall situation that could host smaller businesses.
Gladys (no last name given) stated she is a Wal Mart employee and spoke of the many donations the company makes in the community and in favor of having a Wal Mart in Atascadero.

Thomas Magee owns a business a few blocks from the proposed Wal Mart and believes the city must have funds to do what is best for Atascadero. He stated that business breeds more business which brings in more revenue.

Tino Santos spoke against delaying the project by hiring a consultant and stated the city must allow business to come into this town for the income they will bring to the city.

Dempsey Goins stated he lives near the Annex and would like to see a grocery store at that end of town. He did not agree that a consultant is needed as it will cost the city more money when everyone already knows the issues.

**MOTION:** By Council Member O'Malley and seconded by Council Member Clay to go past 11:00 p.m.  
*Motion passed 5:0 by a roll-call vote.*

Joanne Main, Atascadero Chamber of Commerce, commended the city for the open house and subsequent forums. With the use of a PowerPoint presentation she reviewed the results of the survey the Chamber helped commission.

Chuck Cooper stated this project is near his home and he is not concerned about the traffic and noise as he feels Wal Mart will be a good neighbor. He was concerned about the cost of a consultant, and suggested putting this issue on the ballot.

Fred Frank stated he is concerned for his family's future and wants to see this stay a good place to live. He commented that he wants to see the downtown revitalized and was concerned that Wal Mart would hurt that.

Tom Comar, spokesperson for Oppose Wal Mart, stated the survey was statistically insignificant because of the number of people interviewed. He indicated that Oppose Wal Mart supports continuing the Just Listening process, and commented that an economic consultant can look at the whole area of Atascadero, hear what everyone has to say, and help the Council make their decision.

Livia Kellerman stated she appreciates the Council's efforts for the workshops, and would like to have a consultant to look at the vision for all of Atascadero as well as how many jobs would be lost if Wal Mart comes in.

Lee Perkins, Coordinator for Oppose Wal Mart, continued the presentation begun by Nora Trentacosta outlining the negative aspects of Wal Mart and its potential future impacts to Atascadero. She expressed support for going through the complete process including use of a consultant.
Beverly Aho asked how much money the consultant would cost the city, and asked whether Rottman funding the study wouldn’t allow that money to be used elsewhere in the city.

Monica Carr spoke of the importance of having a strong tax base, but that it would be a shame to put all the city’s efforts into just one idea. She suggested a mall with department stores, small shops and a food court, and was in favor of a consultant but concerned with how it would be funded.

Steve Tillman thanked Council for bringing the people of the town back into the process, spoke in favor of the Just Listening meeting and of formulating a vision for Atascadero, and suggested looking at what other communities have done.

Jim Shannon congratulated the city on the Just Listening meeting and stated Atascadero has a city staff and the entire community to depend on and doesn’t need outsiders. He stated the only fair thing to do is a city wide election.

Robert Winslow Wal Mart civil engineer requested that the City Council authorize staff to process their application and spoke about their proposal and the changes that have been made since the first proposal. Mr. Winslow expressed concern with the idea of visioning for a private property.

Steve La Salle commented that a consultant might be able to bring all divergent voices into a cohesive strategy.

Gary Kirkland said the purpose of government is to protect our liberties, not provide economic development.

Mayor Luna closed the Public Comment period.

Mayor Luna recessed the hearing at 11:42 p.m.

Mayor Luna called the meeting back to order at 11:51 p.m.

City Manager Wade McKinney explained what the economic strategy hopes to accomplish, and answered questions of Council.

    MOTION: By Council Member O’Malley to approve the Request for Qualification for an economic development consultant to assist in the phased update of the City’s Economic Development Strategy.

Motion failed for lack of a second.

There was further Council discussion.
MOTION: By Council Member O’Malley and seconded by Mayor Luna to approve the Request for Qualification for an economic development consultant to assist in the phased update of the City’s Economic Development Strategy, looking at all phases not just phase one.  
*Motion passed 5:0 by a roll-call vote.*

   - Fiscal Impact: The printing of color handouts is estimated to be around $100.

Community Development Director Warren Frace gave the staff report

PUBLIC COMMENT – None

**MOTION:** By Mayor Pro Tem Brennler and seconded by Council Member Clay to receive and file the City’s response to the San Luis Obispo County Grand Jury’s 2007 Historic Preservation Report.  
*Motion passed 5:0 by a roll-call vote.*

**MOTION:** By Council Member O’Malley and seconded by Mayor Pro Tem Brennler to adjourn the meeting.
*Motion passed 5:0 by a roll-call vote.*

F. **ADJOURNMENT:**

Mayor Luna adjourned the meeting at 12:33 a.m. to the next regularly scheduled meeting of the City Council on September 11, 2007.

**MINUTES PREPARED BY:**

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Grace Pucci, Recording Secretary

The following exhibits are available for review in the City Clerk’s office:

Exhibit A – David Broadwater, letter  
Exhibit B – Ellen Berkowitz, letter from Aaron J. Rios