



CITY OF ATASCADERO CITY COUNCIL AGENDA

HYBRID MEETING INFORMATION:

The City Council meeting will be available via teleconference for those who wish to participate remotely. The City Council meeting will also be held in the City Council Chambers and in-person attendance will be available at that location.

HOW TO OBSERVE THE MEETING REMOTELY:

To participate remotely, residents can livestream the meeting on [Zoom](#), SLO-SPAN.org, on Spectrum cable Channel 20 in Atascadero, and listen live on KPRL Radio 1230AM and 99.3FM. The video recording of the meeting will repeat daily on Channel 20 at 1:00 am, 9:00 am, and 6:00 pm and will be available through the City's website and on the City's YouTube Channel. To participate remotely using the Zoom platform please visit https://us02web.zoom.us/webinar/register/WN_ZwJ7a031S3KXauEym9ehaA.

HOW TO SUBMIT PUBLIC COMMENT:

Individuals who wish to provide public comment in-person may attend the meeting in the City Council Chambers. Individuals who wish to participate remotely may call **(669) 900-6833** (Meeting ID: 889 2347 9018) to listen and provide public comment via phone or via the [Zoom](#) platform using the link above.

If you wish to comment but not via a live platform, please email public comments to cityclerk@atascadero.org. Such email **comments must identify the Agenda Item Number in the subject line of the email**. The comments will be forwarded to the City Council and made a part of the administrative record. ***To ensure distribution to the City Council prior to consideration of the agenda, the public is encouraged to submit comments no later than 12:00 p.m. the day of the meeting.*** Those comments, as well as any comments received after that time, but before the close of the item, will be distributed to the City Council, posted on the City's website, and will be made part of the official public record of the meeting. ***Please note, email comments will not be read into the record.***

AMERICAN DISABILITY ACT ACCOMMODATIONS:

Any member of the public who needs accommodations should contact the City Clerk's Office at cityclerk@atascadero.org or by calling 805-470-3400 at least 48 hours prior to the meeting or time when services are needed. The City will use their best efforts to provide reasonable accommodations to afford as much accessibility as possible while also maintaining public safety in accordance with the City procedure for resolving reasonable accommodation requests.

City Council agendas and minutes may be viewed on the City's website: www.atascadero.org/agendas.

Copies of the staff reports or other documentation relating to each item of business referred to on the Agenda are on file in the office of the City Clerk and are available for public inspection on our website, www.atascadero.org. Contracts, Resolutions and Ordinances will be allocated a number once they are approved by the City Council. The Minutes of this meeting will reflect these numbers. All documents submitted by the public during Council meetings that are made a part of the record or referred to in their statement will be noted in the Minutes and available for review by contacting the City Clerk's office. All documents will be available for public inspection by appointment during City Hall business hours.



CITY OF ATASCADERO CITY COUNCIL

AGENDA

Tuesday, October 10, 2023

**City Hall Council Chambers, Fourth Floor
6500 Palma Avenue, Atascadero, California**

<u>City Council Closed Session:</u>	5:00 P.M.
<u>City Council Regular Session:</u>	6:00 P.M.

CITY COUNCIL CLOSED SESSION:

- 1. CLOSED SESSION — PUBLIC COMMENT**
- 2. COUNCIL LEAVES CHAMBERS TO BEGIN CLOSED SESSION**
- 3. CLOSED SESSION — CALL TO ORDER**
 - a. Conference with Legal Counsel – Anticipated Litigation**
Significant exposure to litigation pursuant to Government Code
Sec. 54956.9(d)(2): 1 potential case – California Voting Rights Act
- 4. CLOSED SESSION — ADJOURNMENT**
- 5. COUNCIL RETURNS**
- 6. CLOSED SESSION — REPORT, if any**
Announcement(s) of any reportable action(s) taken in Closed Session that occur(s) after the recess of Regular Session will be made at the beginning of the next Regular City Council meeting as Closed Session is not recorded or videotaped.

REGULAR SESSION – CALL TO ORDER: 6:00 P.M.

PLEDGE OF ALLEGIANCE: Council Member Newsom

ROLL CALL:
Mayor Moreno
Mayor Pro Tem Funk
Council Member Bourbeau
Council Member Dariz
Council Member Newsom

APPROVAL OF AGENDA: Roll Call

Recommendation: Council:

1. Approve this agenda; and

2. Waive the reading in full of all ordinances appearing on this agenda, and the titles of the ordinances will be read aloud by the City Clerk at the first reading, after the motion and before the City Council votes.

PRESENTATIONS:

1. **Employee Recognition**
2. **Proclamation declaring October 8-25, 2023 as Fire Prevention Week**

A. CONSENT CALENDAR: (All items on the consent calendar are considered to be routine and non-controversial by City staff and will be approved by one motion if no member of the Council or public wishes to comment or ask questions. If comment or discussion is desired by anyone, the item will be removed from the Consent Calendar and will be considered in the listed sequence with an opportunity for any member of the public to address the Council concerning the item before action is taken.)

1. City Council Draft Minutes – September 26, 2023

- Recommendation: Council approve the September 26, 2023 Draft City Council Regular Meeting Minutes. [City Clerk]

2. Ordinance Regulating Camping in Areas of the City

- Fiscal Impact: None.
- Recommendation: Council adopt, on second reading, a Draft Ordinance repealing and replacing, in its entirety, Title 5, Chapter 15 (Prohibited Camping) of the Atascadero Municipal Code, to better define prohibited camping on public and private property; define time, manner, and place for legal camping; regulate storage of personal property on public property; and establish time, manner, and place regulations for camping by necessity. [Police Department]

3. Formation of New Positions and Reclassification of Existing Positions Throughout the City

- Fiscal Impact: Estimated ongoing cost of \$480,000 per fiscal year.
- Recommendation: Council:
 1. Authorize the City Manager to establish new positions, including Senior Recreation Coordinator, Finance Analyst, Planning Manager, and Community Services & Promotions Director; and
 2. Authorize the City Manager to reclassify employees into appropriate pay classifications of Deputy City Manager, Human Resources Manager, Zoo Director, and Police Chief; and
 3. Amend the fiscal year 2023-2024 monthly salary schedule to include new positions as follows:

CLASSIFICATION	RANGE	STEP A	STEP B	STEP C	STEP D	STEP E
Community Services & Promotions Director	M57	12,290.67	12,905.20	13,550.46	14,227.98	14,939.38
Deputy City Manager	M54	11,419.91	11,990.91	12,590.46	13,219.98	13,880.98
Finance Analyst	M39	7,922.68	8,318.81	8,734.75	9,171.49	9,630.06
Human Resources Manager	M46	9,395.18	9,864.94	10,358.19	10,876.10	11,419.91
Planning Manager	M46	9,395.18	9,864.94	10,358.19	10,876.10	11,419.91
Police Chief	M64	14,575.03	15,303.78	16,068.97	16,872.42	17,716.04
Senior Recreation Coordinator	24	5,405.39	5,675.66	5,959.44	6,257.41	6,570.28
Zoo Director	M46	9,395.18	9,864.94	10,358.19	10,876.10	11,419.91

4. Adopt Draft Resolution for Non-Represented Professional and Management Workers and Confidential Employees; and
5. Authorize the City Manager to execute a Side Letter with the Local 620 Service Employees International Union (SEIU) for the existing

Memorandum of Understanding (MOU), dated July 1, 2021, through June 30, 2024, adding the title of Senior Recreation Coordinator at the salary range shown above; and

6. Authorize the City Manager to approve the Employment Agreement for Terrie Banish to serve as Community Services & Promotions Director; and
7. Authorize the Director of Administrative Services to allocate \$140,000 in salary savings from fiscal year 2023-2024 for labor costs in fiscal year 2024-2025. [City Manager]

4. Revegetation Contract Award for the Santa Lucia Road Bridge Replacement Project

- Fiscal Impact: \$628,027.
- Recommendation: Council award a construction contract for \$628,027 to Quincon, Inc. for the revegetation phase of the Santa Lucia Road Bridge Replacement Project (City Project No. C2015B03[2], Federal Project No. BRLO-5423[029]). [Public Works]

5. Revegetation Contract Award for the Via Avenue Bridge Replacement Project

- Fiscal Impact: \$767,933.
- Recommendation: Council award a construction contract for \$767,933 to Quincon, Inc. for the revegetation phase of the Via Avenue Bridge Replacement Project (City Project No. C2015B02[2], Federal Project No. BRLS-5423[032]). [Public Works]

6. City Attorney Services – Request for Proposals

- Fiscal Impact: None.
- Recommendation: Council authorize the City Manager to issue a Request for Proposals for City Attorney services and to appoint Karl Berger, of Burke, Williams & Sorensen, as Interim City Attorney. [City Attorney]

UPDATES FROM THE CITY MANAGER: (The City Manager will give an oral report on any current issues of concern to the City Council.)

COMMUNITY FORUM: (This portion of the meeting is reserved for persons wanting to address the Council on any matter not on this agenda and over which the Council has jurisdiction. Speakers are limited to three minutes. Please state your name for the record before making your presentation. Comments made during Community Forum will not be a subject of discussion. A maximum of 30 minutes will be allowed for Community Forum, unless changed by the Council. Comments will be allowed for the entire 30-minute period so if the final speaker has finished before the 30 minute period has ended and a member of the public wishes to make a comment after the Council has commenced another item, the member should alert the Clerk within the 30 minute period of their desire to make a comment and the Council will take up that comment upon completion of the item which was commenced. Any members of the public who have questions or need information may contact the City Clerk's Office, between the hours of 8:30 a.m. and 5:00 p.m. at (805) 470-3400, or cityclerk@atascadero.org.)

B. PUBLIC HEARINGS:

1. Appeal of Grand Oaks Paseo Common Area Amendment

- Fiscal Impact: Minor negative fiscal impact expected if the building is not built due to a lower than planned assessed valuation.
- Recommendation: Council:
 1. Adopt Draft Resolution A, affirming the Planning Commission's approval of amendments to the Grand Oaks Paseo project master plan of development to allow modifications to the common amenity space.
 - a. Modifications to the conditions of approval related to amenities, timing, etc. can be included.

OR

2. Adopt Draft Resolution B, reversing the Planning Commission's action and denying amendments to the Grand Oaks Paseo project master plan of development to allow modifications to the common amenity space. [Community Development]

2. Appeal of Conditional Use Permit for RV Storage Facility

- Fiscal Impact: None.
- Recommendation: Council:
 1. Adopt Draft Resolution A, affirming the Planning Commission's approval of a conditional use permit to establish an RV storage facility at 6805 Sycamore Road, subject to findings and conditions of approval.

OR

2. Adopt Draft Resolution B, reversing the Planning Commission's action and denying a conditional use permit to establish an RV storage facility at 6805 Sycamore Road, subject to findings.

C. MANAGEMENT REPORTS: None.

D. COUNCIL ANNOUNCEMENTS AND COMMITTEE REPORTS: (On their own initiative, Council Members may make a brief announcement or a brief report on their own activities. The following represent standing committees. Informative status reports will be given, as felt necessary):

Mayor Moreno

1. City Selection Committee
2. County Mayors Round Table
3. Regional Economic Action Coalition (REACH)
4. SLO Council of Governments (SLOCOG)
5. SLO Regional Transit Authority (RTA)

Mayor Pro Tem Funk

1. Atascadero Basin Ground Water Sustainability Agency (GSA)
2. Design Review Committee
3. Homeless Services Oversight Council

Council Member Bourbeau

1. City of Atascadero Finance Committee
2. City / Schools Committee
3. Integrated Waste Management Authority (IWMA)
4. SLO County Water Resources Advisory Committee (WRAC)

Council Member Dariz

1. Air Pollution Control District
2. California Joint Powers Insurance Authority (CJPIA) Board
3. Community Action Partnership of San Luis Obispo (CAPSLO)
4. Design Review Committee
5. Visit SLO CAL Advisory Committee

Council Member Newsom

1. City of Atascadero Finance Committee
2. City / Schools Committee
3. League of California Cities – Council Liaison

E. INDIVIDUAL DETERMINATION AND / OR ACTION: (Council Members may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda. The Council may take action on items listed on the Agenda.)

1. City Council
2. City Clerk
3. City Treasurer
4. City Attorney
5. City Manager

ADJOURNMENT