



CITY OF ATASCADERO CITY COUNCIL

MINUTES

Tuesday, August 8, 2023

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

*Mayor Pro Tem Funk to participate via teleconference from:
Westin Kansas City, Business Center
1 East Pershing Road, Kansas City, Missouri*

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

CITY COUNCIL CLOSED SESSION:

Mayor Moreno called Closed Session to order at 5:00 p.m.

1. CLOSED SESSION — PUBLIC COMMENT – None
2. COUNCIL LEAVES CHAMBERS TO BEGIN CLOSED SESSION
3. CLOSED SESSION — CALL TO ORDER
 - a. Conference with Legal Counsel – Existing Litigation
Government Code Sec. 54956.9(d)(1)
Name of Case: Sunderland v. City of Atascadero
San Luis Obispo Superior Court Case No. 21CVP-0074
4. CLOSED SESSION — ADJOURNMENT
5. COUNCIL RETURNS
6. CLOSED SESSION — REPORT

City Attorney Pierik reported that there was no reportable action from Closed Session.

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

Mayor Moreno called the meeting to order at 6:00 p.m. and led the Pledge of Allegiance.

ROLL CALL:

Present: Council Members Bourbeau, Dariz, Newsom, Mayor Pro Tem Funk (by teleconference), and Mayor Moreno

Absent: None

Others Present: None

Staff Present: City Manager Jim Lewis, Administrative Services Director Jeri Rangel, Community Development Director Phil Dunsmore, Fire Chief Casey Bryson, Interim Police Chief Joe Allen, Public Works Director Nick DeBar, City Attorney Brian Pierik, Deputy City Manager/City Clerk Lara Christensen, Deputy City Manager – IT Luke Knight, Deputy Public Works Director Ryan Hayes, and Public Works Analyst Ryan Betz.

APPROVAL OF AGENDA:

MOTION: By Council Member Bourbeau and seconded by Council Member Dariz to:

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.

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

PRESENTATIONS:

1. **Distinguished Service Awards—Corporal Christopher Hall, Corporal Craig Martineau, Corporal Rene Vasquez, and Officer Zachary Yeaman-Sanchez**

Kerrville Chief (former Atascadero Police Chief) Jerel Haley, together with Interim Police Chief Allen and Sergeant Kellye Netz, presented the awards to Corporal Hall, Corporal Martineau, D.A. Investigator (former Atascadero Corporal) Vasquez, and Sheriff Deputy (former Atascadero Officer) Yeaman-Sanchez for their service during the June 2020 active shooter incident in Paso Robles.

A. CONSENT CALENDAR:

1. **City Council Draft Action Minutes – July 11, 2023**
 - Recommendation: Council approve the July 11, 2023 Draft City Council Regular Meeting Minutes. [City Clerk]
2. **June 2023 Accounts Payable and Payroll**
 - Fiscal Impact: \$2,212,060.81.
 - Recommendation: Council approve certified City accounts payable, payroll and payroll vendor checks for June 2023. [Administrative Services]
3. **Lake Park Pier and Pedestrian Pathway Project Construction Award**
 - Fiscal Impact: \$217,169.

- Recommendation: Council award a construction contract for \$217,169 to Atkinson Concrete Construction, Inc. for the Lake Park Pier and Pedestrian Pathway Project (Project No. C2021P01). [Public Works]

4. Final Parcel Map AT 22-0111 Del Rio Marketplace

- Fiscal Impact: None.
- Recommendation: Council:
 1. Approve Final Parcel Map AT22-0111 for Del Rio Marketplace, reconfiguring five connected parcels into a seven-parcel commercial subdivision; and
 2. Accept on behalf of the public the offers of dedication for public utility easements, street right-of-way along Del Rio Road, and public storm drain easements; and
 3. Reject on behalf of the public the maintenance of the offered public storm drain easements; and
 4. Authorize the City Manager to execute a Subdivision Improvement Agreement with M P Annex, LLC for public improvements on El Camino Real and Del Rio Road required to be completed with Final Parcel Map AT 22-0111. [Public Works]

5. Structural Firefighting Personal Protective Equipment Replacement

- Fiscal Impact: \$136,774.
- Recommendation: Council authorize the City Manager to execute a contract with Allstar Fire Equipment, Inc. for a total cost of \$136,774 for the purchase of replacement Structural Firefighting Personal Protective Equipment. [Fire Department]

MOTION: By Council Member Bourbeau and seconded by Council Member Newsom to approve the Consent Calendar. (#A-3: Contract No. 2023-021) (#A-4: Contract No. 2023-022) (#A-5: Contract No. 2023-023)

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

UPDATES FROM THE CITY MANAGER:

City Manager Lewis gave an update on projects and events within the City.

COMMUNITY FORUM:

The following persons spoke in-person by telephone or through the webinar: Heather Howell, Cynthia Kavorkian, James Worthley, and Geoff Auslen

B. PUBLIC HEARINGS:

1. Confirming the Cost of Vegetative Growth and/or Refuse Abatement

- Fiscal Impact: The City will receive \$58,355.72 from the 2023/2024 property tax rolls in weed abatement/refuse abatement assessments.
- Recommendation: Council adopt Draft Resolution, confirming the cost of vegetative growth (weeds) and/or refuse (rubbish) abatement. [Fire Department]

Ex Parte: None

Chief Bryson gave the report and answered questions of the Council.

PUBLIC COMMENT:

The following persons spoke on this item: None

Mayor Moreno closed the Public Comment period.

**MOTION: By Council Member Bourbeau and seconded by Council Member Newsom to adopt Resolution No. 2023-065, confirming the cost of vegetative growth (weeds) and/or refuse (rubbish) abatement
*Motion passed 5:0 by a roll-call vote.***

C. MANAGEMENT REPORTS:

1. Public Safety Facility Project Owner's Representative Services Contract

- Fiscal Impact: \$2,597,084.
- Recommendation: Council award a professional services agreement with Vanir Construction Management, Inc. for \$2,597,084 to provide Owner's Representative services for the Atascadero Public Safety Facility Project (Project No. C2021B01). [Public Works]

Public Works Director DeBar gave the report and answered questions from the Council.

PUBLIC COMMENT:

The following persons spoke on this item: Geoff Auslen

Mayor Moreno closed the Public Comment period.

**MOTION: By Council Member Bourbeau and seconded by Council Member Dariz to award a professional services agreement (Contract No. 2023-024) with Vanir Construction Management, Inc. for \$2,597,084 to provide Owner's Representative services for the Atascadero Public Safety Facility Project (Project No. C2021B01).
*Motion passed 5:0 by a roll-call vote.***

2. Water Reclamation Facility Update and Alternatives Analysis Presentation

- Fiscal Impact: \$2,750,000.
- Recommendation: Council receive and file the Water Reclamation Facility Alternatives Analysis and direct staff to move forward into the design phase for the Water Reclamation Facility replacement. [Public Works]

Public Works Director DeBar gave a brief introduction and consultant Dylan Wade, of WSC, gave the report and answered questions from the Council.

PUBLIC COMMENT:

The following persons spoke on this item: None

Mayor Moreno closed the Public Comment period.

The Council received and filed the Water Reclamation Facility Alternatives Analysis and directed staff to move forward into the design phase for the Water Reclamation Facility replacement.

Mayor Moreno recessed the meeting at 8:00 p.m.

Mayor Moreno reconvened the meeting with all present at 8:12 p.m.

3. Waste Management Contract

- Fiscal Impact: City receives 10% of gross revenues collected.
- Recommendation: Council adopt Draft Resolution, authorizing the City Manager to execute a contract with USA Waste Alternative, Inc. (dba Atascadero Waste Alternatives) for the exclusive curbside collection of trash, commingled recyclables, and organic waste within City limits. [City Manager]

Deputy City Manager Christensen gave the report and answered questions from the Council.

PUBLIC COMMENT:

The following persons spoke on this item: None

Mayor Moreno closed the Public Comment period.

MOTION: By Council Member Bourbeau and seconded by Council Member Newsom to adopt Resolution No. 2023-066, authorizing the City Manager to execute a contract with USA Waste Alternative, Inc. (dba Atascadero Waste Alternatives) for the exclusive curbside collection of trash, commingled recyclables, and organic waste within City limits.

Motion passed 5:0 by a roll-call vote. (Contract No. 2023-025)

D. COUNCIL ANNOUNCEMENTS AND COMMITTEE REPORTS:

Mayor Moreno briefly explained the difference between Council Announcements and Committee Reports.

The following Council Members gave brief update reports on their committees since their last Council meeting:

Mayor Moreno

1. SLO Council of Governments (SLOCOG)

Mayor Moreno noted that she was working on a letter of recognition for the 50th Anniversary of Colony Days and asked that any Council Member interested in signing on to the letter contact the City Clerk's Office.

Mayor Pro Tem Funk

1. Homeless Services Oversight Council

Council Member Bourbeau

1. Integrated Waste Management Authority (IWMA)

Council Member Dariz
3. Design Review Committee

E. INDIVIDUAL DETERMINATION AND / OR ACTION:

Mayor Moreno gave a brief explanation of the Individual Determination and/or Action section of the Agenda.

1. City Council

- a. Mayor Pro Tem Funk noted that she too was working on a letter of recognition for the Colony Days Committee and Maggie Vandergon and would work with the Mayor.

F. ADJOURN

Mayor Moreno adjourned the meeting at 8:41 p.m.

MINUTES PREPARED BY:



Lara K. Christensen
Deputy City Manager / City Clerk

APPROVED: September 12, 2023