



CITY OF ATASCADERO CITY COUNCIL

MINUTES

Tuesday, November 28, 2023

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

City Council Regular Session:

6:00 P.M.

City Council Closed Session:

**Immediately
following conclusion
of the City Council
Regular Session**

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

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

ROLL CALL:

Present: Council Members Bourbeau, Newsom, Mayor Pro Tem Funk, and Mayor Moreno

Absent: Council Member Dariz

Others Present: None

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

APPROVAL OF AGENDA:

- MOTION:** By Council Member Bourbeau and seconded by Mayor Pro Tem Funk to:
- 1. Approve this agenda.**
 - 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 4:0 by a roll-call vote. [Dariz absent]

A. CONSENT CALENDAR:

1. City Council Draft Minutes – November 14, 2023

- Recommendation: Council approve the November 14, 2023, Draft City Council Regular Meeting Minutes. [City Clerk]

2. October 2023 Accounts Payable and Payroll

- Fiscal Impact: \$4,621,070.42
- Recommendation: Council approve certified City accounts payable, payroll and payroll vendor checks for October 2023. [Administrative Services]

3. Ordinance Amending the Definitions of “Hotels” and “Motels” in Title 9 of the Atascadero Municipal Code

- Fiscal Impact: None.
- CEQA Determination: The proposed Ordinance is exempt from further environmental review under the California Environmental Quality Act (Public Resources Code §§ 21000, *et seq.*, “CEQA”) and CEQA Guidelines (14 California Code of Regulations §§ 15000, *et seq.*) because it can be seen with certainty that there is no possibility that the enactment of this Ordinance would have a significant effect on the environment (CEQA § 21065; CEQA Guidelines §§ 15378(b)(5), 15061(b)(3)).
- Recommendation: Council adopt on second reading a Draft Ordinance entitled: “An Ordinance Amending the Definitions of ‘Hotels’ and ‘Motels’ in Title 9 of the Atascadero Municipal Code, Entitled Planning & Zoning”, and take such additional, related, action that may be desirable. [Community Development]

4. Avtec Radio Console Replacement Project

- Fiscal Impact: \$107,000.
- CEQA Determination: The project does not require additional environmental review under the California Environmental Quality Act (Public Resources Code §§ 21000, *et seq.*; “CEQA”) or CEQA Guidelines (14 Cal. Code Regs. §§ 15000, *et seq.*; see CEQA Guidelines §§ 15061(b)(3) and 15378). It is categorically exempt as a Class 1 or Class 5 project since, at best, it would constitute a minor alteration of existing public structures involving no expansion of use; or a minor alteration in land use limitations (see, CEQA Guidelines §§ 15301, 15305).
- Recommendation: Council approve and authorize the expenditure of \$107,000 for Avtec hardware, licensing, and related equipment to replace the current radio console system for dispatching emergency services with an updated radio console system from Applied Technology, and take such additional, related, action that may be desirable. [Information Technology]

MOTION: By Council Member Bourbeau and seconded by Mayor Pro Tem Funk to approve the Consent Calendar. (#A-3: Ordinance No. 669; #A-4: Contract No. 2023-042)

Motion passed 4:0 by a roll-call vote. [Dariz absent]

UPDATES FROM THE CITY MANAGER:

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

COMMUNITY FORUM:

The following persons spoke in-person by telephone or through the webinar: None.

Mayor Moreno closed the COMMUNITY FORUM period.

B. PUBLIC HEARINGS: None.

C. MANAGEMENT REPORTS:

1. Integrated Waste Management Authority – 2023 County Joinder Amendment to Second Amended and Restated Joint Powers Agreement

- Fiscal Impact: None.
- Recommendation: Council adopt Draft Resolution to approve the 2023 County Joinder Agreement to Second Amended and Restated Joint Powers Agreement of the Integrated Waste Management Authority, and take such additional, related, action that may be desirable. [Public Works]

Public Works Analyst Ryan Betz presented this item 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 Mayor Pro Tem Funk to adopt Resolution No. 2023-073 to approve the 2023 County Joinder Agreement to Second Amended and Restated Joint Powers Agreement of the Integrated Waste Management Authority.
*Motion passed 4:0 by a roll-call vote. [Dariz absent]***

D. COUNCIL ANNOUNCEMENTS AND COMMITTEE REPORTS:

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

Mayor Moreno

1. County Mayors Round Table

E. INDIVIDUAL DETERMINATION AND / OR ACTION: None.

F. RECESS REGULAR MEETING TO CLOSED SESSION

Mayor Moreno recessed the Regular Meeting and called the Closed Session Meeting to order at 6:29 p.m.

CITY COUNCIL CLOSED SESSION:

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 § 54956.9(d)(1)

Name of Case: Newton v. City of Atascadero

San Luis Obispo Superior Court Case No. 20CV-0046

4. CLOSED SESSION — ADJOURNMENT

G. ADJOURN

Following Closed Session, the meeting was adjourned at 7:27pm; no reportable action.

MINUTES PREPARED BY:



Lara K. Christensen
City Clerk

APPROVED: December 12, 2023