



# CITY OF ATASCADERO CITY COUNCIL AGENDA

## **MEETING INFORMATION:**

The City Council meeting will be held in the City Council Chambers and in-person attendance will be available at that location.

## **HOW TO OBSERVE THE MEETING REMOTELY:**

To observe 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 observe remotely using the Zoom platform please visit:

[https://us02web.zoom.us/webinar/register/WN\\_ZwJ7a031S3KXauEym9ehaA](https://us02web.zoom.us/webinar/register/WN_ZwJ7a031S3KXauEym9ehaA)

## **HOW TO SUBMIT PUBLIC COMMENT:**

Public comment may be provided in-person.

Written public comments are accepted at [cityclerk@atascadero.org](mailto:cityclerk@atascadero.org). **Comments should identify the Agenda Item Number in the subject line of the email.** Such comments will be forwarded to the City Council and made a part of the administrative record. **To ensure distribution to the City Council before consideration of an item, please submit comments not later than 12:00 p.m. the day of the meeting.** All correspondence will be distributed to the City Council, posted on the City's website, and be made part of the official public record of the meeting. **Please note, comments will not be read into the record.** Please be aware that communications sent to the City Council are public records and are subject to disclosure pursuant to the California Public Records Act and Brown Act unless exempt from disclosure under applicable law. Communications will not be edited for redactions and will be printed/posted as submitted.

## **AMERICANS WITH DISABILITIES ACT ACCOMMODATIONS:**

Any member of the public who needs accommodations should contact the City Clerk's Office at [cityclerk@atascadero.org](mailto: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.

## **DISCLOSURE OF CAMPAIGN CONTRIBUTIONS:**

Pursuant to Government Code § 84308, City Council Members are disqualified and not able to participate in any agenda item involving contracts (other than competitively bid, labor, or personal employment contracts), franchises, discretionary land use permits and other entitlements if the City Council Member received more than \$250 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant who actively supports or opposes the City's decision on the agenda item since January 1, 2023. Members of the City Council who have received, and applicants, contractors or their agents who have made, campaign contributions totaling more than \$250 to a City Council Member since January 1, 2023, are required to disclose that fact for the official record of the subject proceedings. Disclosures must include the amount of the campaign contribution and identify the recipient City Council Member and may be made either in writing to the City Clerk before the agenda item or by verbal disclosure during consideration.

City Council agendas and minutes may be viewed on the City's website:

[www.atascadero.org/agendas](http://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](http://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**

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## **AGENDA**

**Tuesday, August 13, 2024**

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

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

### **CITY COUNCIL CLOSED SESSION:**

- 1. CLOSED SESSION — PUBLIC COMMENT**
- 2. COUNCIL LEAVES CHAMBERS TO BEGIN CLOSED SESSION**
- 3. CLOSED SESSION — CALL TO ORDER**
  - a. Public Employee Performance Evaluation**  
Government Code Sec. 54957  
Title: City Manager
  - b. Conference with Legal Counsel – Existing Litigation**  
Government Code Sec. 54956.9(d)(1)  
Name of case: Newton v. City of Atascadero, California Court of Appeal, Second District, Division 6, Case No. B333543.
- 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:** Mayor Pro Tem Funk

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

**PRESENTATIONS:**

**1. Employee Recognition Awards**

**A. CONSENT CALENDAR:** (All items on the consent calendar are considered routine and non-controversial by City staff and will be acted upon by a single action of the City Council unless otherwise requested by an individual Council Member for separate consideration. Public comment on Consent Calendar items will be invited prior to action on the Calendar.)

**1. AP & Payroll**

- Fiscal Impact: \$4,084,911.28
- Recommendation: Council approve certified accounts payable, payroll and payroll vendor checks for June 2024. [Administrative Services]

**2. 2024 F-14 Resurfacing Project Construction Award**

- Fiscal Impact: \$450,000 in Measure F-14 monies.
- Recommendation: Council:
  1. Award a construction contract in the amount of \$376,442 to Souza Construction for the 2024 Measure F-14 Pavement Resurfacing Project (Project No. C2024R02).
  2. Authorize the Director of Administrative Services to allocate an additional \$50,000 in Measure F-14 Fund balance to the 2024 Measure F-14 Pavement Resurfacing Project. [Public Works]

**3. Santa Rosa Road CDBG Sidewalk and Ramp Improvement Project Construction Award**

- Fiscal Impact: \$386,808 in budgeted CDBG funds.
- Recommendation: Council award a construction contract in the amount of \$289,105 to Souza Construction for the Santa Rosa Road CDBG Sidewalk and Ramp Improvements Project (Project No. C2019M02). [Public Works]

**4. League of California Cities (CalCities) Voting Delegate**

- Fiscal Impact: None.
- Recommendation: Council designate Council Member Newsom as the voting delegate and City Manager Jim Lewis as the alternate for the General Assembly at the Cal Cities Annual Conference and Expo in October 2024 and direct the City Clerk to inform Cal Cities of the designation. [City Clerk]

**5. Amendment to Grand Oaks Paseo Master Plan of Development**

- Fiscal Impact: Added units above the community center are required to be automatically included within the special tax district, providing fiscal neutrality for the amended project site. Other requested changes will have no effect.
- Recommendation: Council adopt on second reading, by title only, Draft Ordinance amending Planned Development Overlay Zone #27 for the Grand Oaks Paseo project, based on findings. [Community Development]

**6. Water Recycling Funding Program Planning Grant**

- Fiscal Impact: None.
- Recommendation: Adopt Draft Resolution authorizing the City Manager to submit a grant application to the State Water Resources Control Board for the Water Recycling Funding Program Planning Grant. [Public Works]

**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. 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](mailto:cityclerk@atascadero.org).)

**B. PUBLIC HEARINGS:**

**1. Confirming Cost of Weed/Vegetative Growth Abatement**

- Fiscal Impact: Approximately \$93,840.14.
- Recommendation: Council adopt the Draft Resolution, confirming the cost of vegetative growth (weeds) and/or refuse (rubbish) abatement. [Fire]

**C. MANAGEMENT REPORTS:**

**1. Community Cleanliness Update**

- Fiscal Impact: Unknown
- Recommendation: Council:
  1. Introduce, for first reading by title only, Draft Ordinance entitled, "An Ordinance of the City Council of the City of Atascadero, California, Adding Title 5, Chapter 17 Regulating Shopping Carts", to reduce the number of abandoned shopping carts in public spaces, enhancing the community's safety and aesthetics.
  2. Pursue a graffiti abatement program on a trial basis for private property that relies on donations from paint suppliers and labor from service clubs to abate graffiti. [Police]

**2. Centennial Plaza Proposals and Selection**

- Fiscal Impact: One-time payment of \$7,500 to the candidate not selected. Purchase and Development Agreements are yet to be negotiated and will be considered by Council at a later date.
- Recommendation: Council:
  1. Select the Herrera/Weyrick Team as preferred candidate. Provide general design and project direction on selected candidate's proposal.
  2. Direct the City Manager to work with the selected candidate on a final design, purchase agreement, and development agreement to return to City Council for final approval. [Community Development]

- 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**