

PUBLIC NOTICE

AMENDMENT TO THE ATASCADERO CITY COUNCIL REGULAR MEETING AGENDA

Tuesday, April 11, 2023, 6:00 P.M.

The following item is hereby amended with a corrected fiscal impact:

A. CONSENT CALENDAR:

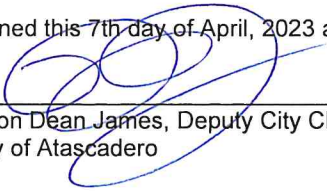
6. Participation in Settlements with Teva, Allergan, Walgreens, Walmart, and CVS in the National Opioid Litigation

- Fiscal Impact: \$365,400 in received settlement funds over 15 years.
- Recommendation: Council authorize the City Manager to execute the five California State Subdivision Agreements and any other required documents to participate in settlements with Teva, Allergan, Walgreens, Walmart, and CVS defendants in the National Opioid Litigation. [City Attorney]

STATE OF CALIFORNIA)
COUNTY OF SAN LUIS OBISPO)
CITY OF ATASCADERO)

I, Dillon Dean James, Deputy City Clerk of the City of Atascadero, declare under the penalty of perjury that the foregoing amendment to the April 11, 2023 Regular Meeting of the Atascadero City Council was posted on April 7, 2023 at the Atascadero City Hall, 6500 Palma Avenue, Atascadero, CA 93422 and was available for public review in the Customer Service Center at that location.

Signed this 7th day of April, 2023 at Atascadero, California.



Dillon Dean James, Deputy City Clerk
City of Atascadero



CITY OF ATASCADERO CITY COUNCIL AMENDED 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

AMENDED AGENDA

Tuesday, April 11, 2023

City Hall Council Chambers, 4th Floor
6500 Palma Avenue, Atascadero, California

<u>City Council Regular Session:</u>	6:00 P.M.
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REGULAR SESSION – CALL TO ORDER: 6:00 P.M.

PLEDGE OF ALLEGIANCE: Council Member Dariz

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.

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 Action Minutes – March 28, 2023

- Recommendation: Council approve the March 28, 2023 Draft City Council Regular Meeting Minutes. [City Clerk]

2. Weed/Refuse Abatement Program

- Fiscal Impact: The City recovers costs for administering this program.

- Recommendation: Council adopt Draft Resolution, declaring vegetative growth and/or refuse a public nuisance, commencing proceedings for the abatement of said nuisances, and placing all abatement fees on the San Luis Obispo County Special Tax Assessment for the Fiscal Year 2023-2024 Tax Roll. [Fire Department]
- 3. General Plan & Housing Element Annual Progress Report 2022**
- Fiscal Impact: None.
 - Recommendation: Council review and accept the Annual General Plan and Housing Element Progress Reports for 2022. [Community Development]
- 4. Barrel Creek**
- Fiscal Impact: None.
 - Recommendation: Council:
 1. Adopt, on second reading, by title only, Draft Ordinance A, approving of a Zone Map Change modifying the zoning map designation of the Barrel Creek project from Residential Suburban (RS) to Residential Multi-Family 10 (RMF-10) and Commercial Park (CPK); and
 2. Adopt, on second reading, by title only, Draft Ordinance B, approving a Zoning Text Amendment to establish Planned Development Overlay Zone No. 38 (PD38) over the Barrel Creek project site. [Community Development]
- 5. Emergency Contract Award for Graves Creek Slope Stabilization Project at Del Rio Road Bridge**
- Fiscal Impact: \$244,756.
 - Recommendation: Council ratify, by review and determination, that there is a need to continue the Emergency Services Director's authorization to contract with Michael Frederick Paving Company, Yeh & Associates, and SWCA Environmental Consultants to complete emergency Graves Creek Slope Stabilization Project at the Del Rio Road Bridge, pursuant to the City's Purchasing Policy and Public Contract Code Section 22050. [Public Works]
- 6. Participation in Settlements with Teva, Allergan, Walgreens, Walmart, and CVS in the National Opioid Litigation**
- Fiscal Impact: \$365,400 in received settlement funds over 15 years.
 - Recommendation: Council authorize the City Manager to execute the five California State Subdivision Agreements and any other required documents to participate in settlements with Teva, Allergan, Walgreens, Walmart, and CVS defendants in the National Opioid Litigation. [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.)

1. Marketing Update

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: None

C. MANAGEMENT REPORTS:

1. Comprehensive Financial Strategy

- Fiscal Impact: None.
- Recommendation: Council review and file the Comprehensive Financial Strategy. [Administrative Services]

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. Visit SLO CAL Advisory Committee

Council Member Newsom

1. City of Atascadero Finance Committee
2. City / Schools Committee
3. Design Review Committee
4. 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
 - a. Council Member Bourbeau will ask Council to discuss and provide feedback regarding Integrated Waste Management Authority's (IWMA) upcoming consideration of the County's request to rejoin IWMA.
 2. City Clerk
 3. City Treasurer
 4. City Attorney
 5. City Manager

ADJOURNMENT