



CITY OF ATASCADERO CITY COUNCIL

MINUTES

Tuesday, February 28, 2023

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

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| <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. ROLL CALL

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

Absent: None

Others Present: None

Staff Present: City Manager Rachelle Rickard, Administrative Services Director Jeri Rangel, City Attorney Brian Pierik, Deputy City Manager/City Clerk Lara Christensen, and Deputy City Manager – IT Luke Knight

1. CLOSED SESSION -- PUBLIC COMMENT – None

2. COUNCIL LEAVES CHAMBERS TO BEGIN CLOSED SESSION

Administrative Service Director Rangel and Deputy City Manager – IT Knight did not attend this portion of the meeting.

3. CLOSED SESSION -- CALL TO ORDER

a. Conference with Legal Counsel – Existing Litigation

Government Code Sec. 54956.9(d)(1)

Name of Case: Newton v. City of Atascadero

San Luis Obispo Superior Court Case No. 21CVP-0168

b. Conference with Legal Counsel – Existing Litigation

Government Code Sec. 54956.9 (d)(1)

Name of Case: City of Atascadero v. Darin A. Vandeventer

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

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, and Mayor Moreno

Absent: None

Others Present: None

Staff Present: City Manager Rachelle Rickard, Administrative Services Director Jeri Rangel, Community Development Director Phil Dunsmore, Fire Chief Casey Bryson, Interim Police Chief Jerel Haley, Public Works Director Nick DeBar, City Attorney Brian Pierik, Deputy City Manager/City Clerk Lara Christensen, Deputy City Manager – IT Luke Knight.

APPROVAL OF AGENDA:

MOTION: By Council Member Bourbeau and seconded by Mayor Pro Tem Funk 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. Employee Recognition

City Manager Rickard presented the following employees with Service Awards:

- **25 Years:** Jim Campana, Public Works Inspector
- **10 Years:** Chris Hall, Police Corporal

- **5 Years:** Evan Russell, Maintenance Worker I

2. Proclamation for Teen Dating Violence Action and Prevention Month

The City Council presented a proclamation to Tiffany Lim, Lumina Alliance.

3. Proclamation for American Red Cross Month

The City Council presented a proclamation to Robert Lewin, American Red Cross.

A. CONSENT CALENDAR:

1. **City Council Draft Action Minutes – February 10, 2023 Special Meeting and February 14, 2023 Regular Meeting**

- **Recommendation:** Council approve the February 10, 2023 Special Meeting and February 14, 2023 Draft City Council Regular Meeting Minutes. [City Clerk]

2. **January 2023 Accounts Payable and Payroll**

- **Fiscal Impact:** \$2,733,619.49.
- **Recommendation:** Council approve certified City accounts payable, payroll and payroll vendor checks for January 2023. [Administrative Services]

3. **2022 California Building and Fire Code Updates, Title 4 Public Safety Text Amendments, and Title 8 Building Code Text Amendments**

- **Fiscal Impact:** None.
- **Recommendation:** Council:
 1. Adopt, on second reading, by title only, Draft Ordinance A, amending Title 4 Public Safety, for consistency with the 2022 California Fire Code; and
 2. Adopt, on second reading, by title only, Draft Ordinance B, amending Title 8 Building Code, for consistency with the 2022 California Building Code. [Community Development and Fire & Emergency Services]

4. **City Facility Rental Policies and Procedures Update**

- **Fiscal Impact:** None.
- **Recommendation:** Council review and approve revisions to the Facility Rental Policies and Procedures manual to include updates to facilities available for rental, catering, and events. [City Manager]

MOTION: By Council Member Bourbeau and seconded by Council Member Newsom to approve the Consent Calendar Items. (#A-3: Ordinance Nos. 661 and 662)

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

UPDATES FROM THE CITY MANAGER:

City Manager Rickard gave an update on projects and events within the City and provided information to the City Council on disaster recovery.

COMMUNITY FORUM:

The following persons spoke in-person by telephone or through the webinar: Sue Warren and Geoff Auslen

B. PUBLIC HEARINGS:

Notice of Public Hearing Cancellation:

1. Barrel Creek Development

C. MANAGEMENT REPORTS:

1. Findings to Support Downtown Entertainment Zone

- Fiscal Impact: None.
- Recommendation: Council adopt Draft Resolution, finding that the City supports an active Entertainment Zone with expanded business hours within the Downtown Zoning District. [Community Development]

Community Development Director Dunsmore 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 Mayor Pro Tem Funk to adopt Resolution No. 2023-005, finding that the City supports an active Entertainment Zone with expanded business hours within the Downtown Zoning District.
Motion passed 5:0 by a roll-call vote.

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. SLO Council of Governments (SLOCOG)
2. SLO Regional Transit Authority (RTA)

Mayor Moreno also noted that she attended a Housing Infrastructure Plan meeting and has been working with Dr. Steve Robinson to rebuild and reignite the Friends of the Charles Paddock Zoo group in support of the efforts of the Charles Paddock Zoo. She asked those with interest being involved with the Friends, whether it be volunteering time at an event, helping fundraise, or serving on the Board, to reach out to her by email at hmoreno@atascadero.org or reach out to the City Manager's Office at (805) 470-3400.

Mayor Pro Tem Funk

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

Council Member Bourbeau

1. City of Atascadero Finance Committee
2. City / Schools Committee
3. Integrated Waste Management Authority (IWMA)

Council Member Dariz

1. Air Pollution Control District

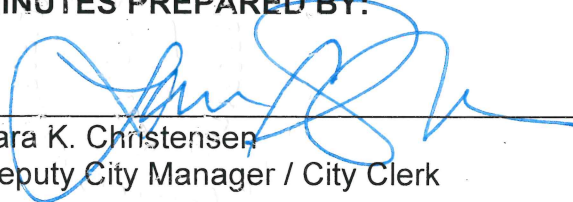
E. INDIVIDUAL DETERMINATION AND / OR ACTION:

Council Member Dariz thanked Sam's Tree Service for their assistance in protecting the Kiwanis building with the removal of a tree.

F. ADJOURN

Mayor Moreno adjourned the meeting at 7:21 p.m.

MINUTES PREPARED BY:



Lara K. Christensen
Deputy City Manager / City Clerk

APPROVED: March 14, 2023