



CITY OF ATASCADERO CITY COUNCIL

MINUTES

Tuesday, June 13, 2023

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

City Council Regular Session:

6:00 P.M.

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

Mayor Moreno called the meeting to order at 6:01 p.m. and Council Member Bourbeau led the Pledge of Allegiance.

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, Community Development Director Phil Dunsmore, Acting Police Chief Jason Carr, Public Works Director Nick DeBar, City Attorney Brian Pierik, Deputy City Manager/City Clerk Lara Christensen, Deputy City Manager – Marketing, Promotions and Outreach Terrie Banish, Deputy City Manager – IT Luke Knight, Battalion Chief Matt Miranda, and Public Works Analyst Ryan Betz.

APPROVAL OF AGENDA:

Deputy City Manager/City Clerk Christensen noted that the Recommendation for Item B5 and Recommendation on Item B-5 should read “Council adopt Draft Resolution, confirming the annual assessment for the Downtown Parking and Business Improvement Area (Fiscal Year 2023-2024), Recommendation #5 for Item C-1 should read “Approve the 2023-2025 City of Atascadero Draft Action Plan”, and the Fiscal Impact for Item C-1 should have indicated “fiscal years 2023-2024 and 2024-2025” and that this information is correct in the staff reports included in the agenda packet.

MOTION: By Council Member Bourbeau and seconded by Council Member Newsom 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. Proclamation Recognizing LGBTQ+ Citizens of Atascadero

The City Council presented a Proclamation Recognizing LGBTQ+ Citizens of Atascadero to Pastor Heather Branton (Community Church of Atascadero), who was accompanied at the dais by Maggie Fertschneider (representing the United Methodist Church), Vicki van den Eikhof (representing the LDS Church), and Bill Alexander (President, Congregation Ohr Tzafon).

Pastor Branton passed out Pride Flags to the City Council Members.

A. CONSENT CALENDAR:

1. City Council Draft Action Minutes – May 23, 2023

- Recommendation: Council approve the May 23, 2023 Draft City Council Regular Meeting Minutes. [City Clerk]

2. Authorizing Temporary Road Closures for 2023 Hot El Camino Cruise Nite and Colony Days Parade Route

- Fiscal Impact: None.
- Recommendation: Council
 1. Adopt Draft Resolution A, authorizing temporary road closures and restrictions on August 18, 2023 for the Hot El Camino Cruise Nite; and
 2. Adopt Draft Resolution B, authorizing temporary road closures and restrictions on October 7, 2023 for the Colony Days Parade Route.[Public Works]

4. Atascadero Transit Innovative Clean Transit Zero Emissions Bus Rollout Plan

- Fiscal Impact: None.
- Recommendation: Council adopt Draft Resolution, approving the Innovative Clean Transit (ICT) Zero Emissions Bus Rollout Plan for Atascadero Transit. [Public Works]

5. Emergency Contract Award for Lake Fill Line

- Fiscal Impact: \$75,000.
- Recommendation: Council:
 1. Ratify, by review and determination, that there is a need to continue the Emergency Services Director's authorization to contract with Souza Construction Inc. to complete emergency Lake Fill Line Clearing and Repairs, pursuant to City's Purchasing Policy and Public Contract Code Section 22035 and 22050; and

2. Authorize the Director of Administrative Services to appropriate \$75,000 in Parkland Facilities Fees Funds for the Emergency Lake Fill Line Repair Project. [Public Works]

City staff requested to remove Consent Calendar Item A-3 for public comment.

MOTION: By Council Member Bourbeau and seconded by Council Member Dariz approve Consent Calendar Items A-1, A-2, A-4, and A-5. (#A-2: Resolution Nos. 2023-040 and 2023-041) (#A-4: Resolution No. 2023-043) (#A-5: Contract No. 2023-014)
Motion passed 5:0 by a roll-call vote.

3. Side Letters of Agreement for the Atascadero Police Officers Association, Atascadero Professional Firefighters Local 3600, Mid-Management/Professional Employees Association, Service Employees International Union Local 620, and Resolution for Non-Represented Professional and Management Workers and Confidential Employees

- Fiscal Impact: \$516,800 for fiscal year 2023-2024.
- Recommendation: Council:
 1. Approve the Side Letters of Agreement for the Atascadero Police Officers Association, Atascadero Professional Firefighters Local 3600, Mid-Management/Professional Employees Association, Service Employees International Union Local 620; and
 2. Adopt the Draft Resolution for Non-Represented Professional and Management Workers and Confidential Employees; and
 3. Approve the Salary Schedule for Fiscal Year 2023-2024. [City Manager]

This was removed for separate vote in order to accommodate the requests to speak on this item.

PUBLIC COMMENT:

The following persons spoke on this item: Cindy Chavez, Dawn Patterson, Jessica Applegate, Zach Jackson, Ron Overacker, and Geoff Auslen.

Mayor Moreno closed the Public Comment period.

MOTION: By Mayor Moreno and seconded by Council Member Bourbeau to:

1. Approve the Side Letters of Agreement for the Atascadero Police Officers Association, Atascadero Professional Firefighters Local 3600, Mid-Management/Professional Employees Association, Service Employees International Union Local 620; (A2 to Contract No. 2021-028, A2 to Contract No. 2021-029, A1 to Contract No. 2021-030, and A3 to Contract No. 2021-018)
2. Adopt Resolution No. 2023-042 for Non-Represented Professional and Management Workers and Confidential Employees; and
3. Approve the Salary Schedule for Fiscal Year 2023-2024.

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.

COMMUNITY FORUM:

The following persons spoke in-person, by telephone or through the webinar: Diane Greenaway (Exhibit A), Livia Kellerman (Exhibit B), David Broadwater, Richard Mullen, Marty Brown, and Tom Waltman.

B. PUBLIC HEARINGS:

1. Apple Valley Assessment Districts

- Fiscal Impact: \$38,500 for road/drainage system maintenance and \$63,000 for landscape and lighting maintenance; these amounts will be assessed to the owners of parcels in Apple Valley, the City will contribute \$11,000 from its General Fund for half the cost of the park, and an equal revenue source will be recognized from contributions made by the developer.
- Recommendation: Council:
 1. Adopt Draft Resolution A, approving the final Engineer's Report regarding the Street and Storm Drain Maintenance District No. 01 (Apple Valley), and the levy and collection of annual assessments related thereto for fiscal year 2023/2024; and
 2. Adopt Draft Resolution B, ordering the levy and collection of assessments for fiscal year 2023/2024 for Street and Storm Drain Maintenance District No. 01 (Apple Valley); and
 3. Adopt Draft Resolution C, approving the final Engineer's Report regarding the Landscaping and Lighting District No. 01 (Apple Valley), and the levy and collection of annual assessments related thereto in fiscal year 2023/2024; and
 4. Adopt Draft Resolution D, ordering the levy and collection of assessments for fiscal year 2023/2024 for Landscaping and Lighting District No. 01 (Apple Valley). [Administrative Services]

Ex Parte Communications: None

Administrative Services Director Rangel presented this item and answered questions from Council.

PUBLIC COMMENT:

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

Mayor Moreno closed the Public Comment period.

- MOTION:** By Council Member Bourbeau and seconded by Council Member Newsom to:
1. Adopt Resolution No. 2023-044, approving the final Engineer's Report regarding the Street and Storm Drain Maintenance District

- No. 01 (Apple Valley), and the levy and collection of annual assessments related thereto for fiscal year 2032/2024; and
- 2. Adopt Resolution No. 2023-045, ordering the levy and collection of assessments for fiscal year 2023/2024 for Street and Storm Drain Maintenance District No. 01 (Apple Valley); and
- 3. Adopt Resolution No. 2023-046, approving the final Engineer's Report regarding the Landscaping and Lighting District No. 01 (Apple Valley), and the levy and collection of annual assessments related thereto in fiscal year 2023/2024; and
- 4. Adopt Resolution No. 2023-047, ordering the levy and collection of assessments for fiscal year 2023/2024 for Landscaping and Lighting District No. 01 (Apple Valley).

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

2. De Anza Estates Assessment Districts

- Fiscal Impact: \$30,562 for road/drainage system maintenance and \$15,875 for landscape and lighting maintenance; these amounts will be assessed to the owners of parcels in De Anza Estates, and the City will contribute \$1,400 from its General Fund for half the maintenance costs of the trails and open space.
- Recommendation: Council:
 1. Adopt Draft Resolution A, approving the final Engineer's Report regarding the Street and Storm Drain Maintenance District No. 03 (De Anza Estates), and the levy and collection of annual assessments related thereto for fiscal year 2023/2024; and
 2. Adopt Draft Resolution B, ordering the levy and collection of assessments for fiscal year 2023/2024 for Street and Storm Drain Maintenance District No. 03 (De Anza Estates); and
 3. Adopt Draft Resolution C, approving the final Engineer's Report regarding the Landscaping and Lighting District No. 03 (De Anza Estates), and the levy and collection of annual assessments related thereto in fiscal year 2023/2024; and
 4. Adopt Draft Resolution D, ordering the levy and collection of assessments for fiscal year 2023/2024 for Landscaping and Lighting District No. 03 (De Anza Estates). [Administrative Services]

Ex Parte Communications: None.

Administrative Services Director Rangel presented this item and answered questions from Council.

PUBLIC COMMENT:

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

Mayor Moreno closed the Public Comment period.

MOTION: By Council Member Bourbeau and seconded by Mayor Pro Tem Funk to:

1. Adopt Resolution No. 2023-048 approving the final Engineer's Report regarding the Street and Storm Drain Maintenance District

- No. 03 (De Anza Estates), and the levy and collection of annual assessments related thereto for fiscal year 2023/2024; and
2. Adopt Resolution No. 2023-049 ordering the levy and collection of assessments for fiscal year 2023/2024 for Street and Storm Drain Maintenance District No. 03 (De Anza Estates); and
 3. Adopt Resolution No. 2023-050 approving the final Engineer's Report regarding the Landscaping and Lighting District No. 03 (De Anza Estates), and the levy and collection of annual assessments related thereto in fiscal year 2023/2024; and
 4. Adopt Resolution No. 2023-051 ordering the levy and collection of assessments for fiscal year 2023/2024 for Landscaping and Lighting District No. 03 (De Anza Estates).

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

3. Las Lomas (Woodridge) Assessment Districts

- Fiscal Impact: \$99,189 for road/drainage system maintenance and \$74,160 for landscape and lighting maintenance; these amounts will be assessed to the owners of parcels in Las Lomas (Woodridge), and the City will contribute \$2,600 from its General Fund for 25% of the maintenance costs of the trails and open space.
- Recommendation: Council:
 1. Adopt Draft Resolution A, approving the final Engineer's Report regarding the Street and Storm Drain Maintenance District No. 02 (Las Lomas [Woodridge]), and the levy and collection of annual assessments related thereto for fiscal year 2023/2024; and
 2. Adopt Draft Resolution B, ordering the levy and collection of assessments for fiscal year 2023/2024 for Street and Storm Drain Maintenance District No. 02 (Las Lomas [Woodridge]); and
 3. Adopt Draft Resolution C, approving the final Engineer's Report regarding the Landscaping and Lighting District No. 02 (Las Lomas [Woodridge]), and the levy and collection of annual assessments related thereto in fiscal year 2023/2024; and
 4. Adopt Draft Resolution D, ordering the levy and collection of assessments for fiscal year 2023/2024 for Landscaping and Lighting District No. 02 (Las Lomas [Woodridge]). [Administrative Services]

Ex Parte Communications: None.

Administrative Services Director Rangel presented this item and answered questions from Council.

PUBLIC COMMENT:

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

Mayor Moreno closed the Public Comment period.

- MOTION:** By Council Member Bourbeau and seconded by Mayor Pro Tem Funk to:
1. Adopt Resolution No. 2023-052 approving the final Engineer's Report regarding the Street and Storm Drain Maintenance District

- No. 02 – Woodridge (Las Lomas), and the levy and collection of annual assessments related thereto for fiscal year 2023/2024.
2. Adopt Resolution No. 2023-053 ordering the levy and collection of assessments for fiscal year 2023/2024 for Street and Storm Drain Maintenance District No. 02 – Woodridge (Las Lomas).
 3. Adopt Resolution No. 2023-054 approving the final Engineer’s Report regarding the Landscaping and Lighting District No. 02 – Woodridge (Las Lomas), and the levy and collection of annual assessments related thereto in fiscal year 2023/2024.
 4. Adopt Resolution No. 2023-055 ordering the levy and collection of assessments for fiscal year 2023/2024 for Landscaping and Lighting District No. 02 – Woodridge (Las Lomas).

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

4. Downtown Parking and Business Improvement Area (DPBIA) Confirmation of Annual Assessment (FY 2023-2024)

- Fiscal Impact: Collection of \$14,540 in assessment revenue and expenditures budgeted at \$14,540 for fiscal year 2023-2024.
- Recommendation: Council adopt Draft Resolution, confirming the annual assessment for the Downtown Parking and Business Improvement Area (Fiscal Year 2023-2024). [Administrative Services]

Ex Parte Communications: None

Deputy City Manager Banish presented this item and answered questions from Council.

PUBLIC COMMENT:

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

Mayor Moreno closed the Public Comment period.

MOTION: By Council Member Bourbeau and seconded by Council Member Dariz to adopt Resolution No. 2023-056, confirming the annual assessment for the Downtown Parking and Business Improvement Area (Fiscal Year 2023-2024).

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

5. Atascadero Tourism Business Improvement District (ATBID) Confirmation of Annual Assessment (Fiscal Year 2023-2024)

- Fiscal Impact: Collection of \$414,120 in assessment revenue and expenditures budgeted at \$419,890 for fiscal year 2023-2024.
- Recommendation: Council adopt Draft Resolution, confirming the annual assessment for the Downtown Parking and Business Improvement Area (Fiscal Year 2023-2024). [Administrative Services]

Ex Parte Communications: None

Deputy City Manager Banish presented this item and answered questions from Council.

PUBLIC COMMENT:

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

Mayor Moreno closed the Public Comment period.

MOTION: By Council Member Bourbeau and seconded by Council Member Dariz to adopt Resolution No. 2023-057, confirming the annual assessment for the Atascadero Tourism Business Improvement District (Fiscal Year 2023-2024).
Motion passed 5:0 by a roll-call vote.

C. MANAGEMENT REPORTS:

1. 2023-2025 Operating and Capital Budget

- **Fiscal Impact:** Total revenues for all funds are budgeted at \$67,908,930 and \$58,390,010 for fiscal years 2023-2024 and 2024-2025, respectively; total expenditures for all funds are budgeted at \$86,968,290 and \$66,994,120 for fiscal years 2023-2024 and 2024-2025, respectively.
- **Recommendation:** Council:
 1. Adopt Draft Resolution A, adopting the budgets for the 2023-2024 and 2024-2025 fiscal years and delegating to the City Manager the authority to implement the same; and
 2. Adopt Draft Resolution B, amending the fiscal year 2022-2023 budget; and
 3. Adopt Draft Resolution C, adopting the fiscal year 2023-2024 annual spending limit; and
 4. Adopt Draft Resolution D, reaffirming the necessity of Development Impact Fees; and
 5. Approve the 2023-2025 City of Atascadero Draft Action Plan.
[Administrative Services]

Administrative Services Director Rangel presented this item and answered questions from Council.

Mayor Moreno closed the Public Comment period.

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

1. Adopt Resolution No. 2023-058, adopting the budgets for the 2023-2024 and 2024-2025 fiscal years and delegating to the City Manager the authority to implement same; and
2. Adopt Resolution No. 2023-059, amending the fiscal year 2022-2023 budget; and
3. Adopt Resolution No. 2023-060, adopting the fiscal year 2023-2024 annual spending limit; and
4. Adopt Resolution No. 2023-061, reaffirming the necessity of Development Impact Fees; and
5. Approve the 2023-2025 City of Atascadero Draft Action Plan.

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

D. COUNCIL ANNOUNCEMENTS AND COMMITTEE REPORTS:

Mayor Moreno

1. County Mayors Round Table
2. SLO Council of Governments (SLOCOG)

Mayor Pro Tem Funk

1. Homeless Services Oversight Council

Mayor Pro Tem Funk noted participation in a statewide press conference with CSAC urging the legislature to provide funding for cities and counties to address, and changes to law impacting, homelessness.

Council Member Bourbeau

1. Integrated Waste Management Authority (IWMA)

Council Member Dariz

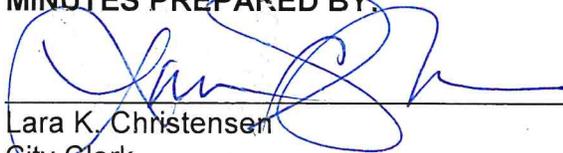
1. Air Pollution Control District
3. Community Action Partnership of San Luis Obispo (CAPSLO)

E. INDIVIDUAL DETERMINATION AND / OR ACTION: None

F. ADJOURNMENT

Mayor Moreno adjourned the meeting at 7:45 pm.

MINUTES PREPARED BY:



Lara K. Christensen
City Clerk

Exhibit A – 4th of July Celebration flyer provided by Diane Greenaway
Exhibit B – Letter submitted by Livia Kellerman

APPROVED: June 27, 2023



*Music, Food, Root Beer Floats
Drinks by the Atascadero
Printery Foundation,
paddle boats and more!*

4 - 8 pm



At the Lake Park Bandstand

Benefiting our Annual Community Celebration, Atascadero Colony Days

2023 Benefit Concert!

Atascadero4thofJuly.org

Free Entry

Actual Grass

4 On The Floor

Atascadero Community Band



PLEASE BRING A CHAIR OR BLANKET



Sponsorships available, please contact Dianne Greenaway at atascaderocolonydays@gmail.com for more information.

The Atascadero Colony Days Committee is the force behind the annual celebration of the community of Atascadero. We are a 501(c)3 non-profit, and are fully supported by the community since 1974.



To: Atascadero City Council
Re: Proclamation Recognizing LGBTQ+ Citizens of Atascadero
Date: June 13, 2023

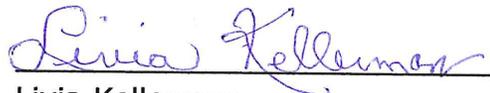
Members of the City Council,

I am 100% for your proclamation. It reinforces that they are just folks, good folks. We love science when it helps us as an individual like heart surgery. But, history has shown when it comes to the human spectrum we tend to be closed minded. Being left-handed was wrong and was punished. Those who had epileptic seizures were thought to be possessed, and so on. We have improved. We are proud of the Special Olympics. The way to open minds is through education and compassion especially with our youth.

Your proclamation is especially important to the youth of this community.

Thank you.

Sincerely,



Livia Kellerman