



# CITY OF ATASCADERO CITY COUNCIL

## MINUTES

Tuesday, June 8, 2021

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

City Council Closed Session: 5:00 P.M.

City Council Regular Session: 6:00 P.M.

### COUNCIL CLOSED SESSION: 5:00 P.M.

Mayor Moreno called Closed Session to order at 5:00 p.m.

#### 1. ROLL CALL

Present: **By Teleconference** - Council Members Bourbeau, Dariz and Funk, Mayor Pro Tem Newsom, and Mayor Moreno

Absent: None

Others Present: None

Staff Present: **By Teleconference** – City Manager Rachelle Rickard, Administrative Services Director Jeri Rangel, Deputy City Manager/City Clerk Lara Christensen, and IT Manager Luke Knight

#### 2. CLOSED SESSION -- PUBLIC COMMENT

Due to technical difficulties connecting with the caller, public comment was reserved for such time that the caller could be heard.

***Mayor Moreno closed the Public Comment period.***

#### 3. COUNCIL LEAVES TO BEGIN CLOSED SESSION

Deputy City Manager/City Clerk Lara Christensen and IT Manager Luke Knight did not attend this portion of the meeting.

#### 4. CLOSED SESSION -- CALL TO ORDER

**a. Conference With Legal Counsel—Anticipated Litigation**

Significant exposure to litigation pursuant to Govt. Code  
Section 54956.9(d)(2): 1 potential case - Dove Creek Mini Storage Project

**b. Conference with Labor Negotiators** (Govt. Code Sec. 54957.6)

Agency designated representatives: Rachelle Rickard, City Manager  
Employee Organizations: Atascadero Professional Firefighters, Local 3600;  
Atascadero Police Association; Service Employees International Union,  
Local 620; Mid-Management/Professional Employees; Non-Represented  
Professional and Management Workers and Confidential Employees

*Mayor Moreno recessed Closed Session at 5:47 p.m. to allow for public comment.*

#### **PUBLIC COMMENT**

The following persons spoke by telephone on this item: Kate Neiswender

**Mayor Moreno closed the Public Comment period.**

*Mayor Moreno reconvened Closed Session at 5:49 p.m. with all present.*

#### 5. CLOSED SESSION – ADJOURNMENT

#### 6. COUNCIL RETURNS

#### 7. CLOSED SESSION – REPORT

The City Attorney announced there was no reportable action.

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

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

#### **ROLL CALL:**

Present: **By Teleconference** - Council Members Bourbeau, Dariz and Funk,  
Mayor Pro Tem Newsom, and Mayor Moreno

Absent: None

Others Present: None

Staff Present: **By Teleconference** – City Manager Rachelle Rickard, Administrative  
Services Director Jeri Rangel, Community Development Director Phil  
Dunsmore, Deputy Public Works Director Ryan Hayes, City Attorney  
Brian Pierik, Deputy City Manager/City Clerk Lara Christensen, Public  
Works Analyst Ryan Betz, and IT Manager Luke Knight



## APPROVAL OF AGENDA:

- MOTION:** By Council Member Funk seconded by Council Member Bourbeau 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: None.

### A. CONSENT CALENDAR:

1. **City Council Draft Action Minutes – May 25, 2021**

- Recommendation: Council approve the May 25, 2021 Draft City Council Regular Meeting Minutes. [City Clerk]

3. **Adoption of Amendments to Title 9 Chapter 17 (Cannabis Activities & Regulations) Municipal Code Amendments to add non-storefront Cannabis delivery services and security provisions (CPP20-0011)**

- Fiscal Impact: These zone text amendments may result in slightly positive fiscal impacts as a result of minor increases in cannabis and sales tax revenue.
- Recommendation: Council adopt on second reading, by title only, by title only, Draft Ordinance amending Atascadero Municipal Code Title 9 Chapter 17 (Cannabis Activities & Regulations) and determining this Ordinance is exempt from review under the California Environmental Quality Act, based on findings. [Community Development]

4. **Adopting a List of Projects for Fiscal Year 2021-2022 Funded by SB 1: The Road Repair and Accountability Act of 2017**

- Fiscal Impact: Approval of the Draft Resolution adopting the list of projects for SB 1 Funding, will allow the City to receive an estimated \$577,404 in 2021-2022 SB 1 funding.
- Recommendation: Council adopt Draft Resolution adopting a list of projects to be funded with Road Maintenance and Rehabilitation Account revenues from SB 1 (The Road Repair and Accountability Act of 2017) for Fiscal Year (FY) 2021-2022. [Public Works]

5. **2021 Measure F-14 Pavement Rehabilitation Construction Award**

- Fiscal Impact: \$2,355,339.70
- Recommendations: Council:
  1. Award a construction contract for \$2,355,339.70 to Souza Construction, Inc. for the 2021 Measure F-14 Pavement Rehabilitation Project (Project No. C2020R02).
  2. Authorize the City Manager to execute a contract with Souza Construction, Inc. for \$2,355,339.70 to construct the 2021 Measure F-14 Pavement Rehabilitation Project. [Public Works]

Consent Calendar Item #A-2 was removed by Mayor Moreno and Consent Calendar Item #A-6 was removed by Council Member Bourbeau for separate discussion and vote.

**MOTION: By Mayor Pro Tem Newsom and seconded by Council Member Bourbeau to approve the Consent Calendar Items #A-1, and #A-3 through #A-5. (#A-3: Ordinance No. 647) (#A-4: Resolution No. 2021-035) (#A-5: Contract No. 2021-016)**  
***Motion passed 5:0 by a roll-call vote.***

**2. Title 9 Planning and Zoning Text Amendments Annual Code Update (ZCH21-0004)**

- Fiscal Impact: None.
- Recommendation: Council adopt on second reading, by title only, the Draft Ordinance amending the Atascadero Municipal Code, Title 9 Zoning Ordinance, Section 9-2.112 Permit Time Limits, Section 9-3.230 Agriculture and residential district allowable land uses, Section 9-3.262 Property development standards – RMF, Section 9-3.330 Nonresidential district allowable land uses, Section 9-3.331 Mixed Use residential density, Section 9-3.430 Public districts allowable land uses, Section 9-3.500 Definitions, Section 9-4.107 Side setbacks, Section 9-4.112 Measurement of height, Section 9-4.113 Height limitations, Section 9-4.128 Fencing and screening, Section 9-6.103 Accessory storage, Section 9-6.105 Home Occupations, Section 9-6.106 Residential accessory uses, Section 9-6.112 Farm animal raising, Section 9-6.113 Interim agricultural uses, Section 9-2.102 General Definitions, based on findings and determine this Ordinance is exempt from review under the California Environmental Quality Act. [Community Development]

Community Development Director Dunsmore answered questions of the Council.

**PUBLIC COMMENT:**

The following citizens spoke by telephone or through the webinar on this item: Geoff Auslen

Emails from the following citizens were read into the record by Deputy City Manager/City Clerk Christensen: Rick Derevan

***Mayor Moreno closed the Public Comment period.***

**MOTION: By Council Member Bourbeau and seconded by Council Member Funk to adopt on second reading, by title only, Ordinance No. 646 amending the Atascadero Municipal Code, Title 9 Zoning Ordinance, Section 9-2.112 Permit Time Limits, Section 9-3.230 Agriculture and residential district allowable land uses, Section 9-3.262 Property development standards – RMF, Section 9-3.330 Nonresidential district allowable land uses, Section 9-3.331 Mixed Use residential density, Section 9-3.430 Public districts allowable land uses, Section 9-3.500 Definitions, Section 9-4.107 Side setbacks, Section 9-4.112 Measurement of height, Section 9-4.113**



Height limitations, Section 9-4.128 Fencing and screening, Section 9-6.103 Accessory storage, Section 9-6.105 Home Occupations, Section 9-6.106 Residential accessory uses, Section 9-6.112 Farm animal raising, Section 9-6.113 Interim agricultural uses, Section 9-2.102 General Definitions, based on findings and determine this Ordinance is exempt from review under the California Environmental Quality Act.

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

**6. Council Norms and Procedures - Consideration of Amendments**

- Fiscal Impact: None.
- Recommendation: Council review, amend and adopt change(s) to the Council Norms and Procedures.

City Manager Rickard noted updated language to the 4<sup>th</sup> bullet point in the Public Meetings section under Individual Determination to read:

- Request for Council input from other Council Members on upcoming Council Committee agenda items for committees that Council Members serve on.

**PUBLIC COMMENT:**

The following citizens spoke by telephone or through the webinar on this item: None.

***Mayor Moreno closed the Public Comment period.***

**MOTION: By Council Member Bourbeau and seconded by Council Member Funk to amend and adopt change(s) to the Council Norms and Procedures as indicated by the City Manager.**

**UPDATES FROM THE CITY MANAGER:**

City Manager Rachelle Rickard gave an update on projects and issues within the City.

**COMMUNITY FORUM:**

The following citizens spoke by telephone or through the webinar on this item: Geoff Auslen and Gary Kirkland

Emails from the following citizens were read into the record by Deputy City Manager/City Clerk Christensen: Ron Krall, Denise de Cock, John Whitford, Allysha Newnam, Amanda Tremblay, Celena Berry, unsigned, Joyce Wilkins, Kim Paul, Hollye Parsley, Amanda Hawkins, and Jeff Z. Jr.

***Mayor Moreno closed the COMMUNITY FORUM period.***

## **B. PUBLIC HEARINGS:**

### **1. Apple Valley Assessment Districts**

- Fiscal Impact: Annual assessments for 2021/2022 will total \$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. Contributions of \$11,000 for half the cost of the park will be made from the City's General Fund, and an equal revenue source will be recognized from contributions made by the developer.
- Recommendations: 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 2021/2022.
  2. Adopt Draft Resolution B ordering the levy and collection of assessments for fiscal year 2021/2022 for Street and Storm Drain Maintenance District No. 01 (Apple Valley).
  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 2021/2022.
  4. Adopt Draft Resolution D ordering the levy and collection of assessments for fiscal year 2021/2022 for Landscaping and Lighting District No. 01 (Apple Valley).

#### Ex Parte Communications

Council Member Funk reported speaking with two residents of Apple Valley.

No other Council Members had anything to report.

Administrative Services Director Rangel gave the report and answered questions from the Council. Public Works Analyst Betz also answered questions from the Council.

#### **PUBLIC COMMENT:**

Emails from the following citizens were read into the record by Deputy City Manager/City Clerk Christensen: Rick Mathews and Jeff Foster

***Mayor Moreno closed the Public Comment period.***

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

1. Adopt Resolution No. 2021-036 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 2019/2020.
2. Adopt Resolution No. 2021-037 ordering the levy and collection of assessments for fiscal year 2019/2020 for Street and Storm Drain Maintenance District No. 01 (Apple Valley).



3. Adopt Resolution No. 2021-038 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 2019/2020.

4. Adopt Resolution No. 2021-039 ordering the levy and collection of assessments for fiscal year 2019/2020 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: Annual assessments for 2021/2022 will total \$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. The City General Fund will contribute \$1,400 for the fiscal year 2021/2022 for half of the maintenance costs of the trails and open space.
- Recommendations: 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 2021/2022.
  2. Adopt Draft Resolution B ordering the levy and collection of assessments for fiscal year 2021/2022 for Street and Storm Drain Maintenance District No. 03 (De Anza Estates).
  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 2021/2022.
  4. Adopt Draft Resolution D ordering the levy and collection of assessments for fiscal year 2021/2022 for Landscaping and Lighting District No. 03 (De Anza Estates). [Administrative Services]

Ex Parte Communications: None.

Administrative Services Director Rangel gave the staff report.

**PUBLIC COMMENT:**

The following citizens spoke on this item: None.

***Mayor Moreno closed the Public Comment period.***

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

1. Adopt Resolution No. 2021-040 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 2019/2020.
2. Adopt Resolution No. 2021-041 ordering the levy and collection of assessments for fiscal year 2019/2020 for Street and Storm Drain Maintenance District No. 03 (De Anza Estates).

3. Adopt Resolution No. 2021-042 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 2019/2020.

4. Adopt Resolution No. 2021-043 ordering the levy and collection of assessments for fiscal year 2019/2020 for Landscaping and Lighting District No. 03 (De Anza Estates).

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

**3. Woodridge (Las Lomas) Assessment Districts**

- Fiscal Impact: Annual assessments for 2021/2022 will total \$94,322 for road/drainage system maintenance and \$66,976 for landscape and lighting maintenance. These amounts will be assessed to the owners of parcels in Las Lomas (Woodridge). The City General Fund will contribute \$2,600 for the fiscal year 2021/2022 for 25% of the maintenance costs of the trails and open space.
- Recommendations: Council:
  1. Adopt Draft Resolution A 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 2021/2022.
  2. Adopt Draft Resolution B ordering the levy and collection of assessments for Fiscal Year 2021/2022 for Street and Storm Drain Maintenance District No. 02 – Woodridge (Las Lomas).
  3. Adopt Draft Resolution C 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 2021/2022.
  4. Adopt Draft Resolution D ordering the levy and collection of assessments for Fiscal Year 2021/2022 for Landscaping and Lighting District No. 02 – Woodridge (Las Lomas). [Administrative Services]

Ex Parte Communications: None.

Administrative Services Director Rangel gave the staff report and answered questions from the Council.

**PUBLIC COMMENT:**

The following citizens spoke on this item: None.

*Mayor Moreno closed the Public Comment period.*

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

1. Adopt Resolution No. 2021-044 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 2019/2020.



2. Adopt Resolution No. 2021-045 ordering the levy and collection of assessments for fiscal year 2019/2020 for Street and Storm Drain Maintenance District No. 02 – Woodridge (Las Lomas).
3. Adopt Resolution No. 2021-046 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 2019/2020.
4. Adopt Resolution No. 2021-047 ordering the levy and collection of assessments for fiscal year 2019/2020 for Landscaping and Lighting District No. 02 – Woodridge (Las Lomas).

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

**4. Atascadero Tourism Business Improvement District Confirmation of Annual Assessment (Fiscal Year 2021-2022)**

- Fiscal Impact: Annual assessments for 2021-2022 are expected to be approximately \$292,320 and will be assessed as 2% of the rent charged on the occupied rooms and spaces for transient occupancies.
- Recommendation: Council adopt Draft Resolution confirming the annual assessment for the Atascadero Tourism Business Improvement District (Fiscal Year 2021-2022). [City Manager]

Ex Parte Communications:

Mayor Moreno reported speaking with ATBID Chair Tom O'Malley.

No other Council Members has anything to report.

Deputy City Manager Banish gave the staff report.

**PUBLIC COMMENT:**

The following citizens spoke on this item: None.

***Mayor Moreno closed the Public Comment period.***

**MOTION:** By Council Member Bourbeau and seconded by Council Member Funk to adopt Resolution No. 2021-048 confirming the annual assessment for the Atascadero Tourism Business Improvement District (fiscal year 2019-2020).

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

**5. Downtown Parking and Business Improvement Area Confirmation of Annual Assessment (FY 2021-2022)**

- Fiscal Impact: Adopting the staff recommendation will result in the collection of approximately \$12,750 and expenditure of \$14,480 in budgeted DPBIA funds.
- Recommendation: Council adopt Draft Resolution confirming the annual assessment for the Downtown Parking and Business Improvement Area (Fiscal Year 2021-2022). [City Manager]

Ex Parte Communications:

Council Member Bourbeau reported speaking with Chamber of Commerce President/CEO Josh Cross.

No other Council Members has anything to report.

Deputy City Manager Banish gave the staff report.

**PUBLIC COMMENT:**

The following citizens spoke on this item: None.

***Mayor Moreno closed the Public Comment period.***

**MOTION:** By Council Member Funk and seconded by Council Member Bourbeau to adopt Resolution No. 2021-049 confirming the annual assessment for the Downtown Parking and Business Improvement Area (fiscal year 2019-2020).  
***Motion passed 5:0 by a roll-call vote.***

*Mayor Moreno recessed the meeting at 7:43 p.m.*

*Mayor Moreno reconvened the meeting at 7:50 p.m. will all present*

**C. MANAGEMENT REPORTS:**

**1. 2021-2023 Operating and Capital Budget**

- Fiscal Impact: The total revenues for all funds are budgeted at \$48,051,980 and \$51,035,620 for fiscal years 2021-2022 and 2022-2023, respectively. Total expenditures for all funds are budgeted at \$63,220,890 and \$59,475,030 for fiscal years 2021-2022 and 2022-2023, respectively.
- Recommendations: Council:
  1. Adopt Draft Resolution adopting the budgets for the 2021-2022 and 2022-2023 fiscal years and delegating to the City Manager the authority to implement same.
  2. Adopt Draft Resolution amending fiscal year 2020-2021 budget.
  3. Adopt Draft Resolution adopting the fiscal year 2021-2022 annual spending limit.
  4. Adopt Draft Resolution reaffirming the necessity of Development Impact Fees.
  5. Approve the 2021-2023 City of Atascadero Draft Action Plan implementing Council Goals. [Administrative Services]

Administrative Services Director Rangel gave the staff report and answered questions from the Council. During the presentation, she noted some clerical corrections to the budget document. City Manager Rickard also answered questions from the Council.

**PUBLIC COMMENT:**

The following citizens spoke by telephone or through the webinar on this item: Geoff Auslen



**Mayor Moreno closed the Public Comment period.**

**MOTION:** By Council Member Bourbeau and seconded by Council Member Dariz to:

1. Adopt Resolution No. 2021-050 adopting the budgets for the 2021-2022 and 2022-2023 fiscal years, with the clerical corrections to the budget document as noted in the staff presentation, and delegating to the City Manager the authority to implement same.
2. Adopt Resolution No. 2021-051 amending fiscal year 2020-2021 budget.
3. Adopt Resolution No. 2021-052 adopting the fiscal year 2021-2022 annual spending limit.
4. Adopt Resolution No. 2021-053 reaffirming the necessity of Development Impact Fees.
5. Approve the 2021-2023 City of Atascadero Draft Action Plan implementing Council Goals.

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

**D. COUNCIL ANNOUNCEMENTS AND COMMITTEE REPORTS:**

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

Mayor Moreno

1. County Mayors Round Table

Mayor Pro Tem Newsom

1. Visit SLO CAL Advisory Committee

Council Member Bourbeau

1. Integrated Waste Management Authority (IWMA)
2. SLO Council of Governments (SLOCOG) – attended as alternate

Council Member Dariz

1. Air Pollution Control District

Council Member Funk

1. Homeless Services Oversight Council

**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 Dariz will request Council direction whether or not to have staff draft a proclamation recognizing First Responders for presentation at the June 22, 2021 City Council Meeting.

Council Member Dariz requested Council support for the presentation of a proclamation at the June 22, 2021 City Council Meeting in recognition of First Responders.

**PUBLIC COMMENT:**

The following citizens spoke on this item: None.

***Mayor Moreno closed the Public Comment period.***

Following discussion by the Council, a proclamation will be presented at the June 22, 2021 to recognize First Responders.

**F. ADJOURN**

Mayor Moreno adjourned the meeting at 8:59 p.m.

**MINUTES PREPARED BY:**



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Lara K. Christensen  
City Clerk

**APPROVED:** June 22, 2021



## PUBLIC COMMENT PROVIDED BY EMAIL

### A. CONSENT CALENDAR

#### Item A-2

SUBMISSION FROM: Rick Derevan

**From:** Rick Derevan <rickderevan@gmail.com>

**Sent:** Sunday, June 6, 2021 11:25 AM

**To:** City Clerk <cityclerk@atascadero.org>

**Subject:** Public Comment Agenda Item A.2 for June 8 City Council Meeting

I write to urge the City Council to reject the update to the planning and zoning as it relates to ordinance section 9-6.106, which deals with residential accessory structures. The proposed change would permit residential accessory structures to be equal in size to 100% of the area of a property's principal structure (double what is permitted now) up to 3,000 square feet and be exempt from any discretionary review.

This is wrong. Particularly since setback requirements are only 5 feet, it would permit enormous structures to abut a neighbor's property without any review. This will change the character of neighborhoods and impose burdens on adjoining properties. The current system works fine. Do not change it.

Rick Derevan  
5005 Cascabel Rd, Atascadero, CA 93422

PS The proposed ordinance at 9-6.106(b)(2) contains a word error. "Principle" should be "Principal."

### COMMUNITY FORUM

SUBMISSION FROM: Ron Krall

**From:** Ronald Krall <rkrall@midstatesolidwaste.com>

**Sent:** Tuesday, June 8, 2021 11:55 AM

**To:** City Clerk <cityclerk@atascadero.org>

**Cc:** CityManager@prcity.com; City Council <CityCouncil@atascadero.org>

**Subject:** To be read at the Atascadero City Council Meeting June 8, 2021 during the Community Forum section of the Agenda

Good evening Honorable Mayor Moreno and Council Members, my name is Ron Krall, I'm the CEO of North County Recycling and Compost a locally owned and operated facilities located in Paso Robles and Creston , CA.

As you start to develop plans and ordinances to comply with SB1383 effective 1/1/2022, North County Recycling and Compost has been preparing for SB1383 and expanding our ability to support SLO County in complying with this new regulation. We recently invested in solar energy to expand our available resources and reduce our carbon footprint.

Additionally, we have an approved facility expansion at our La Cruz Way location in Paso Robles that will start this year and allow for additional capacity, greater processing and redesigned controls allowing us to become a larger partner in this effort. Hopefully a larger partner with this City.

North County Recycling and Compost recycles 100% of our processed Food/Organic and Green Waste and 85%+ of our Construction and Demolition material and can positively impact any SB1383 Strategic Plan through the items below throughout the North County.

Adapting SB1383 policies and support use for inbound volumes to be recycled

Procurement: Support SB1383 required product procurement (compost material , 50/50 gypsum blend and soil amendments) by recycling and selling into the circular economy strived for in SB1383

Infrastructure Development: Both our facilities in Paso Robles and Creston CA are permitted, operating, and have over 250+ tons per day of available capacity for use in complying with the SB1383 requirements.

All the above listed efforts will maximize volumes, limit transportation costs and trucking distance, lowering the carbon footprint for all involved.

I look forward to any questions, accommodating your future tour requests and working with all as we navigate the SB1383 rollout and build our Circular Economy, with a focus to develop priority relationships for inbound and out bound volumes.

Ron Krall

CEO

**Mid State Solid Waste  
North County Recycling  
3360 La Cruz Way,  
Paso Robles, CA. 93446  
805-434-0043**

Helping to Build a Circular World



SUBMISSION FROM: Denise de Cock

-----Original Message-----

From: salsafnd@aol.com <salsafnd@aol.com>

Sent: Tuesday, June 8, 2021 6:41 AM

To: City Clerk <cityclerk@atascadero.org>

Subject: Public comment: police station decorations

To whom it may concern,

As a voting, tax paying citizen I want you to know that I was HORRIFIED at the City's lack of respect for our officers who put their lives on the line for us every single day. The officers who deal with the homeless, thugs, gangsters and other riff raff the City appears incapable of getting a handle on.

This lack of respect has been noted and I personally will be voting accordingly at the next elections.

SHAME ON ALL OF YOU!

Denise de Cock



**SUBMISSION FROM:** John Whitford

-----Original Message-----

From: John Whitford <john@johnwhitford.com>

Sent: Tuesday, June 8, 2021 7:30 AM

To: City Clerk <cityclerk@atascadero.org>

Subject: Blue Support

Dear city Council I find it offensive that someone in the city of Atascadero removed all of the decorations that support our men and women of Atascadero police Department. As a resident of Atascadero and a businessman of Atascadero I find it important that we stand up and support our law-enforcement who are under attack throughout this country. Our law officers put their life on the line to protect our community and this is shown by the recent death of San Luis Obispo police officer Benedetti Lucca. For some reason some people seem to think that supporting law-enforcement is racist or against certain groups of people. We need to stand against this way of thinking and do what is right. Our men and women of law-enforcement protect all people of all races especially here in our community of Atascadero. Shame on whoever took the authority to remove these decorations of support. What's next no flying of the American flag?

Respectfully John Whitford

**SUBMISSION FROM:** Allysha Newnam

**From:** Allysha Newnam <allyshanewnam@gmail.com>

**Sent:** Tuesday, June 8, 2021 7:58 AM

**To:** City Clerk <cityclerk@atascadero.org>

**Subject:** Public Comment: Police Station Decorations

Hello Atascadero Officials,

I know it may seem like "well the ribbons have been up long enough to honor our police" and that it is time to remove them but I think in general, the citizens of Atascadero want our police force to feel appreciated and supported every day. I live right next to the police station and the ribbons / decor have never stood out as an eyesore to me. Please let us keep showing our boys in blue that they're important to us.

Allysha Newnam

**SUBMISSION FROM:** Amanda Tremblay

-----Original Message-----

From: Amanda Tremblay <ajtremblay2012@yahoo.com>

Sent: Tuesday, June 8, 2021 8:49 AM

To: City Clerk <cityclerk@atascadero.org>

Subject: Public Comment: Police Station Decoration

As a resident in Atascadero and a daughter of a former police officer it saddens my heart to know that the community police support decorations are going to be removed. During these crazy times I feel it is deeply important for our community to show support to those who keep us safe day and night. We need to celebrate our officers and our community should be able to express our support of them. Please do not take down the supportive decorations.

Sincerely,  
Amanda Tremblay

SUBMISSION FROM: Celena Berry

**From:** Celena Berry <celenaberry89@gmail.com>

**Sent:** Tuesday, June 8, 2021 9:38 AM

**To:** City Clerk <cityclerk@atascadero.org>; Rachelle Rickard <rrickard@atascadero.org>

**Cc:** Lara Christensen <lchristensen@atascadero.org>; Terrie Banish <tbanish@atascadero.org>

**Subject:** Public Comment: Police Station Decoration

Good afternoon,

I am writing as a concerned citizen who owns property and resides in Atascadero. I have to share the extreme disappointment my family feels in hearing the signs, decorations and efforts put forth by the community in support of our Law Enforcement have been removed by the City of Atascadero. I feel confident to say that this was a poor decision by the city to "keep the peace" with those who wish ill on our officers. Instead of standing behind the support **your community** is showing, especially during a time of grief and loss, you have removed thoughts, feelings and demonstrated to adults and children alike that their supportive actions do not matter. What a sad message to send to your community.

One year ago on June 2nd 2020, my son and I were disgusted with the events that were unfolding in the US, causing many to turn their backs against those who protect us daily. On that day, we decided to share our support to our officers in a different way. We made signs sharing our appreciation and taped them up at Atascadero PD. Those signs remained through June into July and were eventually torn down by people passing by. When they were torn down, more were added by other citizens in our community and they have remained up until the last week or so when the City decided to remove them. My questions are:

1. **Why** were they removed **now**?
2. **What** has changed since last year?
3. Where is **YOUR** support for those who are working to protect **ALL** of the citizens in **OUR** community?

I proudly support our men and women who put their lives on the line every day. I have spent hours with my own child to teach him about the importance of law and order. What sacrifices are made each day when those officers wake up to put on their uniform and leave their own families to protect ours. The missed holidays, family events, long shifts, the sad situations they are witness to and the daily fear of not knowing if they will be coming home at the end of their shift. Even through all of the challenges we see daily throughout the country for those in uniform, my son still wishes to become an officer to serve and protect those around him. Maybe our City Board and City Manager should show as much courage and respect as he does to support our men and women in blue who put US FIRST.

Sincerely,  
Celena Berry

SUBMISSION FROM: unsigned

**From:** Versetzt ✓ <imbryan@hotmail.com>

**Sent:** Tuesday, June 8, 2021 9:59 AM

**To:** City Clerk <cityclerk@atascadero.org>

**Subject:** Ribbon and Flag removal

It's ridiculous to remove the decorations that support our law enforcement at the Atascadero Police Station. It's wrong and should be stopped! Support for local law enforcement is the bedrock for our community. Without respect for law and order there will be NONE!



**From:** Versetzt ✓ <imbryan@hotmail.com>  
**Sent:** Tuesday, June 8, 2021 10:00 AM  
**To:** City Clerk <cityclerk@atascadero.org>  
**Subject:** Ribbon removal

It's ridiculous to remove the decorations that support our law enforcement at the Atascadero Police Station. It's wrong and should be stopped! Support for local law enforcement is the bedrock for our community. Without respect for law and order there will be chaos and crime increase.

SUBMISSION FROM: Joyce Wilkins

**From:** joyce wilkins <wilkinsjoyce56@gmail.com>  
**Sent:** Tuesday, June 8, 2021 11:03 AM  
**To:** City Clerk <cityclerk@atascadero.org>  
**Subject:** In support of APD

Please consider allowing us to show our support and respect for the APD by decorating with flags and blue ribbons.

I feel it is extremely important to set this example of respect to our younger generation.

Thank you,  
Joyce Wilkins

SUBMISSION FROM: Kim Paul

**From:** Kim Paul <skizigdop@yahoo.com>  
**Sent:** Tuesday, June 8, 2021 1:07 PM  
**To:** City Clerk <cityclerk@atascadero.org>  
**Subject:** Public Comment: Police Station Decorations

Good Morning,

Please find attached my public comments for the City Council meeting tonight 6-8. Please confirm this has been received and will be read tonight at the meeting. Thank you in advance

Kim Paul  
Atascadero Resident

6-8-21

Atascadero City Council,

As a resident of Atascadero for the last 7 years I am disappointed that the city has chosen to remove the signs and decorations residents put up to support the Atascadero Police Department. The Police are more important now than ever considering that our Southern border is wide open and our tyrannical Governor has released over 18,000 prisoners back into society due to the pandemic. Crime is on the rise in California and the Police are our last line of defense.

The city of Atascadero should be supporting their police officers, not taking the bits of support they get from the community down as they are mourning the loss of one of their own. As a resident what the city did speaks volumes to me, it was a cold- hearted move on the part of the city and down -right disgraceful. Our police officers deserve better from the city of Atascadero, and I ask that the person who made the decision to have the decorations taken down be held accountable for their cowardly decision. Thank you

Kim Paul

SUBMISSION FROM: Hollye Parsley

**From:** psychtype@charter.net <psychtype@charter.net>  
**Sent:** Tuesday, June 8, 2021 4:36 PM  
**To:** City Clerk <cityclerk@atascadero.org>  
**Subject:** Public comment:Police Station Decoration"

What, now we live in a communist/socialist city? A city where we are not allowed to express our support for our police force? What happened to our first amendment rights? This is outrageous!!! Why does the city believe that it is ok to take away our communities voice and expression? Stop the suppression of voices that support Police officers!

Hollye Parsley  
Atascadero

SUBMISSION FROM: Amanda Hawkins

**From:** Amanda Hawkins <amandahawkins7@yahoo.com>  
**Sent:** Tuesday, June 8, 2021 5:00 PM  
**To:** City Clerk <cityclerk@atascadero.org>  
**Subject:** Public Comment Police Decorations

The City's use of the sign ordinance to silence the community's support of our police who PROTECT us, and who OUR tax dollars fund, in addition to YOUR jobs at the City, is a violation of our Constitutional rights. Your use of the sign ordinance to remove ribbons and decorations at the police station is NOT interpreted consistent with the requirements of the First Amendment to the Constitution of the United States and the free speech clause of Article I of the California Constitution. The City is practicing censorship on its citizens. We love our law enforcement. The City's actions are shameful, especially after we just lost Detective Benedetti. TAKE A STAND FOR YOUR PEOPLE!

- Amanda Hawkins

SUBMISSION FROM: Jeff Z. Jr.

**From:** Jeff <jeffzjr@gmail.com>  
**Sent:** Tuesday, June 8, 2021 5:38 PM  
**To:** City Clerk <cityclerk@atascadero.org>  
**Subject:** Public Comment: Police Station Decorations

Hello,

I tried calling the Atascadero Public comment line, however was unable to get through due to a busy signal on the line.

I'd like to comment in regards to the Pro-Law Enforcement decor that was removed from APD, very recently. From what I understand the decor on the fence outside of APD was in place for about a year. Refreshed multiple times throughout the last year. Never knew it was an issue nor violated any rules. To have it taken down 1 week after the precession of SLOPD's fallen detective, seemed to be in very bad taste/timing. I view that in recent times Law Enforcement as a whole has been in the Media Limelight & has been attacked & portrayed in negative ways. This should in no way represent all Law Enforcement, especially in our local communities. I feel all Law Enforcement needs our support in all ways possible. As they took an Oath to Serve & Protect our



communities. They deserve our respect & praise. As a community I feel it is our Constitutional Right to Express our Positive & Tasteful support in as many ways possible. I request that the City Council/Manager & Public Works Dept, reassess their decision to remove such decor.

Thank you.

## B. PUBLIC HEARINGS

### Item B-1

SUBMISSION FROM: Rick Mathews

**From:** Rick Mathews <rpm.fjd@gmail.com>

**Sent:** Tuesday, June 8, 2021 3:19 PM

**To:** City Clerk <cityclerk@atascadero.org>

**Subject:** public comment on Apple Valley Assessment Districts

Before approving the yearly assessment report and renewal, as a homeowner at Apple Valley, I would like to request a review of the agreement with regards to several issues.

The landscaping in the common areas of Apple Valley is over 15 years old, with many of the planted areas in various states of decline. While much of the common areas are kept tidy, there is a need to update, functionally improve and simplify the landscaping throughout the neighborhood. The long term success of our LLD will require anticipating repairs to irrigation, replanting, mulching, proper pruning and other good horticultural practices. Doing so can save water, reduce chemical use and save maintenance time. I don't know that the current assessment agreement provides any regular review of conditions or opportunities to make improvements, outside of the (under-promoted and/or non-existent) annual meeting. The City needs to facilitate a phased master plan going forward, so that a more proactive approach can be implemented for repairs, adjustments and improvements.

I contacted the city with detailed information regarding these concerns on March 26, 2021 (Happy to resend if interested). Although I received a thoughtful response from Council member Funk, I received no response from City staff.

Thanks for your consideration of these concerns for our neighborhood. I'd be happy to help any way I can.

Sincerely,

Rick Mathews  
6005 Via Colonia Ct.  
Atascadero, CA 93422  
805.610.7196  
[rpm.fjd@gmail.com](mailto:rpm.fjd@gmail.com)

SUBMISSION FROM: Jeff Foster

**From:** Jeff Foster <jwf1660@gmail.com>

**Sent:** Tuesday, June 8, 2021 3:48 PM

**To:** City Clerk <cityclerk@atascadero.org>

**Subject:** Public Comment - Apple Valley Assessment District

As a homeowner in the Apple Valley Subdivision, I would like to propose consideration of the following prior to the approval of the yearly assessment report, and the renewal of any landscape maintenance agreement for Tract 2495:

There are a number of issues throughout the development that require attention, but nearly all relate to the fact that the original landscape design placed rapid growth over long term health, water conservation, and the level of maintenance that would be required to preserve the development's visual appeal.

At more than 15 years old, it's time for the city to re-evaluate what is currently working and what is not, and to come up with an updated assessment which involves a phased master plan over 3, 5, and perhaps even 10 years, so that the long term health and aesthetic appeal of the landscape...MY NEIGHBORHOOD...is preserved.

A reassessment with a long term view, **serious** annual or bi-annual reassessments by Public Works, and an updated maintenance contract that allows for prioritization of those issues requiring more immediate attention should be considered.

For instance, the poison oak that has previously been limited to the riparian area buffering the back of the park to the creek, has spread throughout the park. It can be seen within 4 or 5 feet of the walkway in numerous areas, and within

5 or 6 feet of several of the picnic tables. Is anyone responsible for paying attention to these types of issues? Does the current assessment identify this issue and offer a solution? Does the maintenance contract cover remediating issues like this?

In addition, I would hope to see more effort on the city's behalf regarding outreach to the residents of the Apple Valley community, regarding the city's plan for how the LLD fees are to be used, and any input they may have in that regard.

Thank you,  
Jeff Foster  
5040 Via Colonia Ct.