



## **CITY OF ATASCADERO CITY COUNCIL AGENDA**

**Consistent with Executive Order N-29-20 and N-08-21 the City Council Meeting will not be physically open to the public and City Council Members will be teleconferencing into the meeting.**

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

To maximize public safety while still maintaining transparency and public access, the meeting will be live-streamed on SLO-SPAN.org, on Spectrum cable Channel 20 in Atascadero, and 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 or by visiting [https://us02web.zoom.us/webinar/register/WN\\_ZwJ7a031S3KXauEym9ehaA](https://us02web.zoom.us/webinar/register/WN_ZwJ7a031S3KXauEym9ehaA).

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

Members of the public are highly encouraged to call **805-538-2888** to listen and provide public comment via phone, or submit written public comments to [cityclerk@atascadero.org](mailto:cityclerk@atascadero.org) by 12:00 pm on the day of the meeting. 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. If a comment is received after the deadline for submission but before the close of the meeting, the comment will still be included as a part of the administrative record of the meeting but will be forwarded to the City Council the next business day. ***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](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.

City Council agendas and minutes may be viewed on the City's website: [www.atascadero.org](http://www.atascadero.org).

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 either read into 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, September 14, 2021**

**City Hall Council Chambers, 4th 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>

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

**1. ROLL CALL**

**2. CLOSED SESSION -- PUBLIC COMMENT**

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

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

**a. Conference with Real Property Negotiators (Govt. Code 54956.8)**

Real Property: 6009 Del Rio Road (APN 049141038 – City Property), 2000 Ramona Road (APN 049141039 – City Property), 2455 El Camino Real (APN 049151056 – People Self Help Housing Property), 6105 Olmeda Avenue (APN 029091001 – State of California Property), Atascadero, California, 93422

Agency Negotiator: Rachelle Rickard, City Manager

Negotiating Parties: People Self Help Housing and State of California

Subject of Negotiations: Purchase price and/or terms of payment.

**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; Mid-Management/Professional Employees; Non-Represented Professional and Management Workers and Confidential Employees

**c. Conference with Legal Counsel – Existing Litigation**

Government Code Sec. 54956.9 (d)(1)

Name of Case: Newton v. City of Atascadero, Heather Newsom and Susan Funk  
San Luis Obispo Superior Court Case No. 21CVP-0168

**5. CLOSED SESSION – ADJOURNMENT**

**6. COUNCIL RETURNS**

**7. CLOSED SESSION – REPORT (IF ANY)**

**a. August 13, 2021**

Announcement(s) of any reportable action(s) taken in Closed Session that occur(s) after the adjournment 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:** Council Member Funk

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

**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.

**PRESENTATION:**

**1. Commute with Confidence – October 2021 (SLOCOG)**

**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 – August 10, 2021 & August 13, 2021**

- Recommendation: Council approve the August 10, 2021 Draft City Council Regular Meeting Minutes and the August 13, 2021 Draft City Council Special Meeting Minutes. [City Clerk]

**2. July 2021 Accounts Payable and Payroll**

- Fiscal Impact: \$6,855,314.43
- Recommendation: Council approve certified City accounts payable, payroll and payroll vendor checks for July 2021. [Administrative Services]

**3. 2022 Measure F-14 Pavement Rehabilitation Project Design Engineering Services Contract**

- Fiscal Impact: \$212,500.00
- Recommendation: Council authorize the City Manager to execute a professional services agreement for \$212,500 with Rick Engineering Company to provide design engineering and construction plan preparation services for the 2022 Measure F-14 Pavement Rehabilitation Project (Project No. C2021R01). [Public Works]

**4. El Camino Real South Pavement Resurfacing Project Construction Award**

- Fiscal Impact: \$1,294,999.00
- Recommendation: Council award a construction contract for \$1,294,999 to Papich Construction Company Inc. for the El Camino Real South Pavement Resurfacing Project (Project No. C2020R04). [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.)

1. Atascadero Basin Ground Water Sustainability Plan Update
2. Morro Road Striping 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. 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. Ordinance to Amend Title 11, Subdivisions, of the Atascadero Municipal Code Related to Dedications, Tentative Maps, Parcel and Final Maps, and Subdivision Improvement Requirements**

- Fiscal Impact: Proposed amendments to Title 11 are expected to streamline parcel and final map approvals and reduce staff time. No fiscal impact will occur with continuing the public hearing to the next regular Council meeting.
- Recommendation: Council continue the public hearing to the September 28, 2021 regular City Council meeting to allow additional time for drafting and reviewing proposed amendments to Title 11, Subdivisions, of the Atascadero Municipal Code related to dedications, tentative maps, parcel and final maps, and subdivision improvement requirements. [Public Works]

## **C. MANAGEMENT REPORTS:**

### **1. East Mall at Centennial Plaza Vacant Lots Study Session**

- Fiscal Impact: There is no specific fiscal impact associated with the analysis of future options and disposition of the properties as surplus land.
- Recommendation: Council provide staff direction regarding and authorize staff to proceed with, a PD rezoning of the City owned vacant Centennial Plaza lots to refine the building envelope and land uses consistent with the General Plan, City Council Action Plan, and Downtown Revitalization Plan. [Community Development]

### **2. Title 9 Planning and Zoning Text Amendments Annual Code Update**

- Fiscal Impact: Since the proposed Zoning clarifications are intended to refine consistency with the General Plan, there is a potential small savings of staff time.
- Recommendation: Council adopt, by title only, Ordinance No. 646 (as introduced on May 25, 2021), 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. [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 Newsom

1. City / Schools Committee
2. Design Review Committee
3. League of California Cities – Council Liaison
4. Visit SLO CAL Advisory Committee

### 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. City of Atascadero Finance Committee

Council Member Funk

1. Atascadero Basin Ground Water Sustainability Agency (GSA)
2. Design Review Committee
3. 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
2. City Clerk
3. City Treasurer
4. City Attorney
5. City Manager

**ADJOURN**

**Please note:** Should anyone challenge any proposed development entitlement listed on this Agenda in court, that person may be limited to raising those issues addressed at the public hearing described in this notice, or in written correspondence delivered to the City Council at or prior to this public hearing. Correspondence submitted at this public hearing will be distributed to the Council and available for review in the City Clerk's office.