



CITY OF ATASCADERO CITY COUNCIL

MINUTES

Tuesday, August 10, 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 5:01 p.m.

1. ROLL CALL

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

Absent: None

Others Present: None

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

2. CLOSED SESSION -- PUBLIC COMMENT – None

3. COUNCIL LEAVES TO BEGIN CLOSED SESSION

IT Manager Knight did not attend this portion of the meeting.

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.

Public Works Director DeBar and Deputy City Manager/City Clerk Christensen left the meeting.

- 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

5. CLOSED SESSION – ADJOURNMENT

6. COUNCIL RETURNS

7. CLOSED SESSION – REPORT (IF ANY)

- a. July 13, 2021
b. August 10, 2021

City Attorney Pierik reported that there was no reportable action from Closed Session on July 13 or August 10, 2021.

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

Mayor Moreno called the meeting to order at 6:05 p.m. and led the Pledge of Allegiance.

ROLL CALL:

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

Absent: None

Others Present: None

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

Deputy City Manager/City Clerk Christensen noted that amendments to Atascadero Municipal Code Title 11 were advertised for public hearing at this meeting, however this item did not move forward and was not placed on the agenda and would be advertised again with a new public hearing date.

APPROVAL OF AGENDA:

MOTION: By Council Member Bourbeau and seconded by Mayor Pro Tem 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: None.

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 – July 13, 2021

- Recommendation: Council approve the July 13, 2021 Draft City Council Regular Meeting Minutes. [City Clerk]

2. June 2021 Accounts Payable and Payroll

- Fiscal Impact: \$2,703,659.29
- Recommendation: Council approve certified City accounts payable, payroll and payroll vendor checks for June 2021. [Administrative Services]

4. Approve Final Map for Tract 3141 - Grand Oaks Micro Community (4711 El Camino Real)

- Fiscal Impact: None.
- Recommendation: Council adopt Draft Resolution approving Final Map for Tract 3141 and accepting the offer of dedication for a public pedestrian easement on behalf of the public. [Public Works]

5. Community Facilities District 2005-1 Annexation No. 23

- Fiscal Impact: None.
- Recommendation: Council adopt on second reading, by title only, Draft Ordinance, authorizing the levy of special taxes in Community Facilities District 2005-1 for certain annexation territory identified as Annexation No. 23. [Community Development]

6. Mobile and Portable Radio Replacement

- Fiscal Impact: \$480,700.00 of budgeted General Fund Measure D-20 funds.
- Recommendation: Council authorize the City Manager to execute a contract with Motorola Solutions for a total of \$480,700.00 for the purchase of mobile and portable radios for the Police and Fire & Emergency Services Departments. [Information Technology]

7. Objective Design and Small-Lot Subdivision Standards Project Contract Award

- Fiscal Impact: \$114,705.00 in grant funding.
- Recommendation: Council authorize the City Manager to execute a contract for \$114,705.00 with MIG, Inc. to provide planning consultant services for the preparation of the Objective Design and Small-Lot Subdivision Standards Project. [Community Development]

City Manager Rickard requested Item #A-3 be removed from the Consent Calendar for separate discussion and vote.

MOTION: By Council Member Bourbeau and seconded by Council Member Funk to approve Consent Calendar Items #A-1, A-2, and A-4 through A-7. (#A-3: Contract No. 2021-018) (#A-4: Resolution No. 2021-063) (#A-5: Ordinance No. 649) (#A-6: Contract No. 2021-021) (#A-7: Contract No. 2021-022)
Motion passed 5:0 by a roll-call vote.

3. Designation of Voting Delegate - League of California Cities' Annual Conference

- Fiscal Impact: None.
- Recommendation: Council designate Council Member Funk as the voting delegate for the Annual Business Meeting of the League of California Cities' Annual Conference in September 2021 and direct the City Clerk to inform the League of the designation. [City Clerk]

City Manager Rickard reported that Council Member Funk plans to attend the League of California Cities' Annual Conference however, there is a potential conflict that may come up, and Council Member Dariz has offered to be the City's voting delegate.

MOTION: By Mayor Moreno and seconded by Council Member Funk to designate Council Member Dariz as the voting delegate for the Annual Business Meeting of the League of California Cities' Annual Conference in September 2021 and direct the City Clerk to inform the League of the designation.
Motion passed 5:0 by a roll-call vote.

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 during Community Forum: Geoff Auslen, Tom O'Malley, Wendy Lewis

The following citizens spoke by telephone or through the webinar on this item: Peter Henson

Mayor Moreno closed the COMMUNITY FORUM period.

B. PUBLIC HEARINGS:

1. Cascabel Accessory Structure Use Permit (USE 21-0035) Appeal – 5075 Cascabel Road

- Fiscal Impact: The proposed project includes construction of accessory structures on the residential property. The City will gain slight increases in property tax from improvements to the property.
- Recommendations: Council:
 1. Adopt Draft Resolution A affirming the Planning Commission's approval of the Use Permit, subject to findings and conditions of approval.
 - OR**
 2. Adopt Draft Resolution B reversing the Planning Commission's action and denying the Use Permit subject to findings. [Community Development]

Ex Parte Communications

Council Member Bourbeau, Council Member Funk, and Mayor Moreno reported visiting the site.

Council Member Bourbeau and Mayor Moreno reported meeting with the applicant.

No other Council Members had anything to report.

Community Development Director Dunsmore gave the report and answered questions from the Council.

PUBLIC COMMENT:

The following citizens spoke on this item: Rick Derevan, Darcy Wetzel, Tim Wetzel, and Geoff Auslen

Mayor Moreno closed the Public Comment period.

MOTION: By Council Member Bourbeau and seconded by Mayor Pro Tem Newsom to adopt Resolution No. 2021-064 affirming the Planning Commission's approval of the Use Permit, subject to findings and conditions of approval with the following amendments:

- ***Change Condition No. 4 permits for Phase 3 from 60 months to 24 months.***
- ***Add Condition No. 11 requiring vegetative screening.***

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

2. Confirming Cost of Vegetative Growth and/or Refuse Abatement

- Fiscal Impact: The City will receive \$66,983.19 from the 2021/2022 property tax rolls in weed abatement / refuse abatement assessments.
- Recommendations: Council adopt Draft Resolution, confirming the cost of vegetative growth (weeds) and/or refuse (rubbish) abatement. [Fire Department]

Ex Parte Communications

All Council Members had nothing to report.

Fire Chief Bryson gave the 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 Council Member Bourbeau and seconded by Mayor Pro Tem Newsom to adopt Resolution No. 2021-065, confirming the cost of vegetative growth (weeds) and/or refuse (rubbish) abatement.
*Motion passed 5:0 by a roll-call vote.***

C. MANAGEMENT REPORTS:

1. 2021 Sales Tax Measure D-20 Annual Report

- Fiscal Impact: Distribution of the 2021 Measure D-20 Annual Report is estimated to cost about \$5,000 in budgeted General Funds.
- Recommendation: Council approve the 2021 Sales Tax Measure D-20 Annual Report. [Administrative Services]

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

PUBLIC COMMENT:

The following citizens spoke on this item: Geoff Auslen

Mayor Moreno closed the Public Comment period.

MOTION: By Council Member Funk and seconded by Mayor Pro Tem Newsom to approve the 2021 Sales Tax Measure D-20 Annual Report as revised and subject to the following additional revisions:

- ***Add percentage data labels on graph***
- ***Add additional descriptive information, where practical, to graph***

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

Mayor Pro Tem Newsom

1. Design Review Committee

Council Member Bourbeau

1. Integrated Waste Management Authority (IWMA)

Council Member Funk

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

E. INDIVIDUAL DETERMINATION AND / OR ACTION: None

F. ADJOURN

Mayor Moreno adjourned the Regular Meeting at 8:18 p.m.

MINUTES PREPARED BY:



Lara K. Christensen
City Clerk

APPROVED AS AMENDED: September 14, 2021