



CITY OF ATASCADERO CITY COUNCIL

AMENDED AGENDA

Tuesday, December 11, 2018

**City Hall Council Chambers, 4th floor
6500 Palma Avenue, Atascadero, California
(Entrance on Lewis Ave.)**

City Council Regular Session:

6:00 P.M.

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

PLEDGE OF ALLEGIANCE: Mayor O'Malley

ROLL CALL: Mayor O'Malley
Mayor Pro Tem Fonzi
Council Member Bourbeau
Council Member Moreno
Council Member Sturtevant

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.

PRESENTATIONS:

1. **Presentation on the Lighthouse Project for Addiction Awareness, Prevention and Intervention**
2. **City Council Service Awards for Council Members Moreno, Sturtevant and Fonzi**

- 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 – November 27, 2018

- Recommendation: Council approve the City Council Draft Action Minutes of the November 27, 2018, City Council meeting. [City Clerk]

2. City Council 2019 Meeting Schedule

- Fiscal Impact: None.
- Recommendation: Council approve the City Council meeting schedule for 2019. [City Manager]

3. Reciting the Fact of the November 6, 2018 General Municipal Election

- Fiscal Impact: None.
- Recommendation: Council adopt the Draft Resolution, reciting the fact of the General Municipal Election held on November 6, 2018, declaring the result and such other matters as provided by law. [City Clerk]

- B. COMMITTEE REPORTS:** (The following represent standing committees. Informative status reports will be given, as felt necessary):

Mayor O'Malley

1. City / Schools Committee
2. County Mayors Round Table
3. SLO Council of Governments (SLOCOG)
4. SLO Regional Transit Authority (RTA)

Mayor Pro Tem Fonzi

1. Air Pollution Control District
2. SLO Local Agency Formation Commission (LAFCo)
3. City of Atascadero Design Review Committee
4. Atascadero Basin Ground Water Sustainability Agency (GSA)

Council Member Bourbeau

1. City of Atascadero Design Review Committee
2. Homeless Services Oversight Council
3. City of Atascadero Finance Committee
4. SLO County Water Resources Advisory Committee (WRAC)
5. Integrated Waste Management Authority (IWMA)

Council Member Moreno

1. California Joint Powers Insurance Authority (CJPIA) Board
2. City of Atascadero Finance Committee (Chair)
3. Economic Vitality Corporation, Board of Directors (EVC)

Council Member Sturtevant

1. City / Schools Committee
2. League of California Cities – Council Liaison

OATHS OF OFFICE:

1. Administration of Oaths of Office

- Swearing in of Mayor Heather Moreno and Council Members Susan Funk and Heather Newsom

PRESENTATIONS:

1. Presentations recognizing outgoing City Council Members

2. Commendations to outgoing City Council Members from Assemblyman Cunningham's Office

RECESS: The Mayor will call a recess for the City Council reception.

RECONVENE: The Mayor will reconvene the City Council at the conclusion of the City Council reception.

CITY COUNCIL REORGANIZATION:

1. Council Appointment of Mayor Pro Tem.

- Accept nominations from the Council Members and appoint a Mayor Pro Tem for a two-year term ending December 2021.

UPDATES FROM THE CITY MANAGER: (The City Manager will give an oral report on any current issues of concern to the City Council.)

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 470-3400, or cityclerk@atascadero.org.)

C. PUBLIC HEARINGS:

1. 2019 Community Development Block Grant Draft Recommendations

- Fiscal Impact: The total 2019 CDBG allocation is estimated to be \$180,960.
- Recommendation: Council develop and adopt draft recommendations for the 2019 Community Development Block Grant (CDBG) funds. [Public Works]

D. MANAGEMENT REPORTS: None.

COUNCIL ANNOUNCEMENTS AND REPORTS: (On their own initiative, Council Members may make a brief announcement or a brief report on their own activities. 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.)

E. COMMITTEE REPORTS: (The newly elected Mayor will assign Council Members to standing committees.)

F. INDIVIDUAL DETERMINATION AND / OR ACTION:

1. City Council
2. City Clerk
3. City Treasurer
4. City Attorney
5. City Manager

G. 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.

I, Amanda Muther, Deputy City Clerk of the City of Atascadero, declare under penalty of perjury that the foregoing amended agenda for the December 11, 2018 Regular Session of the Atascadero City Council was posted on December 6, 2018, at the Atascadero City Hall, 6500 Palma Avenue, Atascadero, CA 93422 and was available for public review at that location.

Signed this 6th day of December 2018, at Atascadero, California.

Amanda Muther, Deputy City Clerk
City of Atascadero

City of Atascadero

WELCOME TO THE ATASCADERO CITY COUNCIL MEETING

The City Council meets in regular session on the second and fourth Tuesday of each month at 6:00 p.m. Council meetings will be held at the City Hall Council Chambers, 6500 Palma Avenue, Atascadero. Matters are considered by the Council in the order of the printed Agenda. Regular Council meetings are televised live, audio recorded and videotaped for future playback. Charter Communication customers may view the meetings on Charter Cable Channel 20 or via the City's website at www.atascadero.org. Meetings are also broadcast on radio station KPRL AM 1230. Contact the City Clerk for more information (470-3400).

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 during City Hall business hours at the Front Counter of City Hall, 6500 Palma Avenue, Atascadero, and on our website, 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 in the City Clerk's office.

In compliance with the Americans with Disabilities Act, **if you need special assistance to participate in a City meeting or other services offered by this City**, please contact the City Manager's Office or the City Clerk's Office, both at (805) 470-3400. Notification at least 48 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.

TO SPEAK ON SUBJECTS NOT LISTED ON THE AGENDA

Under Agenda item, "COMMUNITY FORUM", the Mayor will call for anyone from the audience having business with the Council to approach the lectern and be recognized.

1. Give your name for the record (not required)
2. State the nature of your business.
3. All comments are limited to 3 minutes.
4. All comments should be made to the Mayor and Council.
5. No person shall be permitted to make slanderous, profane or negative personal remarks concerning any other individual, absent or present

This is the time items not on the Agenda may be brought to the Council's attention. A maximum of 30 minutes will be allowed for Community Forum (unless changed by the Council). If you wish to use a computer presentation to support your comments, you must notify the City Clerk's office at least 24 hours prior to the meeting. Digital presentations must be brought to the meeting on a USB drive or CD. You are required to submit to the City Clerk a printed copy of your presentation for the record. Please check in with the City Clerk before the meeting begins to announce your presence and turn in the printed copy.

TO SPEAK ON AGENDA ITEMS (from Title 2, Chapter 1 of the Atascadero Municipal Code)

Members of the audience may speak on any item on the agenda. The Mayor will identify the subject, staff will give their report, and the Council will ask questions of staff. The Mayor will announce when the public comment period is open and will request anyone interested to address the Council regarding the matter being considered to step up to the lectern. If you wish to speak for, against or comment in any way:

1. You must approach the lectern and be recognized by the Mayor
2. Give your name (not required)
3. Make your statement
4. All comments should be made to the Mayor and Council
5. No person shall be permitted to make slanderous, profane or negative personal remarks concerning any other individual, absent or present
6. All comments limited to 3 minutes

The Mayor will announce when the public comment period is closed, and thereafter, no further public comments will be heard by the Council.



CITY OF ATASCADERO CITY COUNCIL

DRAFT MINUTES

Tuesday, November 27, 2018

**City Hall Council Chambers, 4th floor
6500 Palma Avenue, Atascadero, California
(Entrance on Lewis Ave.)**

City Council Regular Session:

6:00 P.M.

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

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

ROLL CALL:

Present: Council Members Bourbeau, Moreno, Sturtevant, Mayor Pro Tem Fonzi and Mayor O'Malley

Absent: None

Also Present: Treasurer Gere Sibbach

Staff Present: City Manager Rachelle Rickard, Administrative Services Director Jeri Rangel, Public Works Director Nick DeBar, Lieutenant Jason Carr, Community Development Director Phil Dunsmore, Fire Chief Casey Bryson, City Attorney Brian Pierik and Deputy City Manager/City Clerk Lara Christensen

APPROVAL OF AGENDA:

MOTION: By Council Member Sturtevant and seconded by Mayor Pro Tem Fonzi 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 – November 13, 2018

- Recommendation: Council approve the City Council Draft Action Minutes of the November 13, 2018, City Council meeting. [City Clerk]

2. October 2018 Accounts Payable and Payroll

- Fiscal Impact: \$2,851,372.35
- Recommendation: Council approve certified City accounts payable, payroll and payroll vendor checks for October 2018. [Administrative Services]

3. Side Letter of Agreement for the Service Employees International Union Local 620

- Fiscal Impact: None.
- Recommendations: Council:
 1. Approve the Side Letter of Agreement for the Service Employees International Union Local 620.
 2. Approve the Salary Schedule for Fiscal Year 2018-2019. [City Manager]

4. Approve Final Map for Tract 3078 - Viejo Camino and Santa Barbara Rd

- Fiscal Impact: None.
- Recommendation: Council adopt Draft Resolution approving the Final Map for Tract 3078 and accepting portions of the subdivision public improvements into the City of Atascadero Wastewater Collection and Roadway systems and authorizing the City Engineer to accept the work as complete. [Public Works]

**MOTION: By Council Member Moreno and seconded by Mayor Pro Tem Fonzi to approve the Consent Calendar. (#A-3: Contract No. 2018-013 (A-1), #A-4: Resolution No. 2018-065)
*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: Dana Holland, Felicia Hammond, Barbie Butz and Geoff Auslen

Mayor O'Malley closed the COMMUNITY FORUM period.

B. PUBLIC HEARINGS: None.

C. MANAGEMENT REPORTS:

1. Use of Armory as a Warming Shelter

- Fiscal Impact: Fiscal impact will depend on Council direction to staff.
- Recommendation: Council provide staff direction on whether to work through a process to consider using the Armory as a Warming Shelter as proposed by Transitional Food & Shelter (TFS). [City Manager]

City Manager Rickard gave the staff report and answered questions from the Council. Wendy Lewis, ECHO President and CEO and Laurel Weir, SLO County Homeless Services Coordinator also answered questions from the Council.

Ex-Parte:

Council Member Bourbeau reported speaking with Orlando Gallagos, Jerry Clay and a representative for the National Guard Armory.

Mayor Pro Tem Fonzi reported speaking with both Jerry Clay and Donn Clickard.

Council Member Moreno reported speaking with a number of Atascadero School Board Members regarding the issue as well as Supervisor Debbie Arnold.

Council Member Sturtevant reported there being some discussion regarding the issue at the recent City/Schools Committee meeting.

On behalf of Transitional Food & Shelter, Inc., Orlando Gallagos answered questions from the Council.

At the request of Mayor O'Malley, Deputy City Manager/City Clerk Christensen read several emails received by the City Council into the record. Copies of the emails were placed in the public review book as well. Mayor Pro Tem Fonzi read a text message she had received from Michael Sheerer into the record. Council Member Moreno also read an email she received from Vicky Morse into the record.

PUBLIC COMMENT:

The following citizens spoke on this item: Jerry Clay, Dana Holland, Jeff Wilshusen, Jan Masen, Joseph Issac Colanya, Paul Martinez, Mary Kay Mills, Susan Warren, Dan Ulrich, Diane Rehfield, Gere Sibbach, Geoff Auslen, Terri Switzer, Charlotte Burn, Betty Sandry and Jake White

Mayor O'Malley closed the Public Comment period.

Mayor O'Malley recessed the meeting at 8:31 p.m.

Mayor O'Malley reconvened the meeting with all present at 8:42 p.m.

**MOTION: By Mayor Pro Tem Fonzi and seconded by Council Member Moreno to direct staff to reject the Transitional Food & Shelter proposal for use of the Armory as a warming shelter.
*Motion passed 5:0 by a roll-call vote.***

2. Declaration of a Shelter Crisis and Authorization of the City of Atascadero's Participation in the Homeless Emergency Aid Program (HEAP)

- Fiscal Impact: The exact amount of funding would be determined as part of the HEAP funding award process.
- Recommendation: Council adopt the Draft Resolution declaring a shelter crisis in the City of Atascadero pursuant to SB 850 (Chapter 48, Statutes of 2018 and Government Code §8698.2) and authorizing the City's participation in the newly established Homeless Emergency Aid Program (HEAP). [City Manager]

City Manager Rickard gave the staff report and answered questions from the Council. Laurel Weir, SLO County Homeless Services Coordinator also answered questions from the Council.

PUBLIC COMMENT:

The following citizens spoke on this item: Jerry Clay, Eric Gobler, Wendy Lewis, Felicia Hammond, Susan Funk, Susan Warren and Dan Ulrich

Mayor O'Malley closed the Public Comment period.

Following the motion by Mayor O'Malley and seconded by Council Member Bourbeau, Council Member Moreno requested that the motion be modified to declare a shelter crisis through June 30, 2021.

**MOTION: By Mayor O'Malley and seconded by Council Member Bourbeau to adopt Resolution No. 2018-066 declaring a shelter crisis, through June 30, 2021, in the City of Atascadero pursuant to SB 850 (Chapter 48, Statutes of 2018 and Government Code §8698.2) and authorizing the City's participation in the newly established Homeless Emergency Aid Program (HEAP).
*Motion passed 5:0 by a roll-call vote.***

Mayor O'Malley recessed the meeting at 9:42 p.m.

Mayor O'Malley reconvened the meeting with all present at 9:49 p.m.

3. Downtown Watershed Plan Project Status Update

- Fiscal Impact: None.
- Recommendation: Council provide feedback on Draft Downtown Watershed Plan and authorize submittal to Regional Water Quality Control Board for review. [Public Works]

Public Works Director DeBar gave the staff report and introduced representatives of Rick Engineering who presented the Draft Downtown Watershed Plan. Both Public Works Director DeBar and the consultants answered questions from the Council.

There was a request to make a motion to go past 11:00 p.m.

MOTION: By Council Member Moreno and seconded by Mayor Pro Tem Fonzi to continue the meeting past 11:00 p.m.
Motion passed 4:1 by a roll call vote. O'Malley voted "No".

PUBLIC COMMENT:

The following citizens spoke on this item: Geoff Auslen and Susan Funk

Mayor O'Malley closed the Public Comment period.

MOTION: By Council Member Moreno and seconded by Council Member Bourbeau to authorize submittal of the Draft Downtown Watershed Plan to Regional Water Quality Control Board for review.
Motion passed 5:0 by a roll-call vote.

COUNCIL ANNOUNCEMENTS AND REPORTS: None.

D. COMMITTEE REPORTS:

The following Council Members gave brief update reports on their committees since the last Council meeting:

Council Member Bourbeau

1. Homeless Services Oversight Council

E. INDIVIDUAL DETERMINATION AND / OR ACTION:

1. City Clerk – Deputy City Manager/City Clerk Christensen announced that Commissioner terms expire at the end of the year. There are two at-large positions for the Planning Commission, one at-large position on the Design Review Committee, and two Council appointments for the Citizen Sales Tax Oversight Committee. She asked for Council direction to advertise for interested citizens to apply for these positions.

F. ADJOURN

Mayor O'Malley adjourned the meeting at 11:07 p.m.

MINUTES PREPARED BY:

Lara K. Christensen
Deputy City Manager / City Clerk

The following exhibits are available for review in the City Clerk's office:

- Emails received by the City Council and read into the record concerning Item C-1

APPROVED:



Atascadero City Council

Staff Report – City Manager’s Office

City Council 2019 Meeting Schedule

RECOMMENDATION:

Council approve the City Council meeting schedule for 2019.

DISCUSSION:

The City Council, pursuant to Chapter 2, Section 1.01 of the Atascadero Municipal Code, meets the second and fourth Tuesday of each month. On occasion, the Council will hold special study sessions and/or joint meetings with one or both of the Commissions on a fifth Tuesday. Generally, in the summer months, the Council meets once a month and avoids conflicts with major holidays. Staff has prepared the attached schedule for the year 2019 to help in the coordination of these meetings with personal schedules.

FISCAL IMPACT:

None

ATTACHMENT:

City Council 2019 Meeting Schedule

City of Atascadero

Office of the City Clerk

Atascadero City Council 2019 Meeting Schedule

MEETING DATE	TYPE OF MEETING
January 8	Regular
January 22	Regular
February 12	Regular
February 26	Regular
March 12	Regular
March 26	Regular
April 9	Regular
April 23	Regular
May 14	Regular
May 28	Regular
June 11	Regular
June 25	Regular
July 9	Regular
August 13	Regular
September 10	Regular
September 24	Regular
October 8	Regular
October 22	Regular
November 12	Regular
November 26	Regular
December 10	Regular

Meetings are held at 6:00 p.m.

**6500 Palma Avenue, Atascadero, CA 93422
(805) 470-3400**



Atascadero City Council

Staff Report - City Clerk

Reciting the Fact of the November 6, 2018 General Municipal Election

RECOMMENDATION:

Council adopt the Draft Resolution, reciting the fact of the General Municipal Election held on November 6, 2018, declaring the result and such other matters as provided by law.

DISCUSSION:

The General Municipal Election was held on November 6, 2018. California Elections Code §10262 states that the City Council shall meet to declare the results of the election upon certification of results by the County Election Department. The California Elections Code §10262 & 10264 also states that the Council shall adopt a resolution reciting the fact of the election, including a statement of the results.

Total voter registration for the City of Atascadero was 18,665, which is 610 more than the total voter registration for the year 2016. 13,663 registered voters (73.2%) voted in this election.

Atascadero voters were asked to vote for a Mayor, two Council Members and Ballot Measures E-18 and J-18. The final official results are attached to this report.

FISCAL IMPACT:

None

ATTACHMENTS:

1. Final Official Results
2. Draft Resolution (Exhibit A was not received from County at time of print)

***City of Atascadero
Office of the City Clerk***

**FINAL - ELECTION RESULTS
(as of 11/30/18)**

NAME	VOTES	% of VOTES
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ATASCADERO MAYOR

Mayor – Two Year Term

Heather Moreno	10,206	100.00%
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ATASCADERO CITY COUNCIL

City Council - Four Year Term – 2 seats

Heather Newsom	6,886	35.38%
Susan Funk	6,834	35.11%
Mark Dariz	5,742	29.50%

ATASCADERO TREASURER

Treasurer - Four Year Term

Gere Sibbach	9,464	99.99%
Write-in	1	0.01%

BALLOT MEASURE #E-18 – Cannabis Business Tax

Yes	9,399	73.50%
No	3,389	26.50%

BALLOT MEASURE #J-18 – Mayoral Term

No	8,456	65.76%
Yes	4,403	34.24%

***THIS IS THE FINAL TOTAL COUNT.
SAN LUIS OBISPO COUNTY CLERK-RECORDER
CERTIFIED THE RESULTS ON NOVEMBER 30, 2018, AND
THE NEW OFFICIALS WILL BE SWORN IN AT
THE CITY COUNCIL MEETING ON DECEMBER 11, 2018.***

CITY OF ARROYO GRANDE COUNCILMEMBER (Vote for 2)

Precincts Reported: 12 of 12 (100.00%)

	Polling	Vote by Mail	Total	
Times Cast	2,246	7,383	9,629 / 12,461	77.27%
Undervotes	1,072	3,130	4,202	
Overvotes	10	8	18	
Candidate	Polling	Vote by Mail	Total	
JIMMY PAULDING	1,219	4,034	5,253	34.93%
KEITH STORTON	960	3,540	4,500	29.92%
COLEEN KUBEL	546	1,801	2,347	15.61%
JOHN MACK	413	1,420	1,833	12.19%
TERRY FOWLER-PAYNE	272	833	1,105	7.35%
Write-in	0	0	0	0.00%
Total Votes	3,410	11,628	15,038	
	Polling	Vote by Mail	Total	
Unresolved Write-In	0	0	0	

CITY OF ATASCADERO MAYOR (Vote for 1)

Precincts Reported: 16 of 16 (100.00%)

	Polling	Vote by Mail	Total	
Times Cast	3,595	10,068	13,663 / 18,665	73.20%
Undervotes	901	2,556	3,457	
Overvotes	0	0	0	
Candidate	Polling	Vote by Mail	Total	
HEATHER MORENO	2,694	7,512	10,206	100.00%
Write-in	0	0	0	0.00%
Total Votes	2,694	7,512	10,206	
	Polling	Vote by Mail	Total	
Unresolved Write-In	0	0	0	

CITY OF ATASCADERO COUNCILMEMBER (Vote for 2)

Precincts Reported: 16 of 16 (100.00%)

	Polling	Vote by Mail	Total	
Times Cast	3,595	10,068	13,663 / 18,665	73.20%
Undervotes	2,222	5,580	7,802	
Overvotes	22	40	62	
Candidate	Polling	Vote by Mail	Total	
HEATHER NEWSOM	1,791	5,095	6,886	35.38%
SUSAN FUNK	1,721	5,113	6,834	35.11%
MARK DARIZ	1,434	4,308	5,742	29.50%
Write-in	0	0	0	0.00%
Total Votes	4,946	14,516	19,462	
	Polling	Vote by Mail	Total	
Unresolved Write-In	0	0	0	

CITY OF ATASCADERO CITY TREASURER (Vote for 1)

Precincts Reported: 16 of 16 (100.00%)

	Polling	Vote by Mail	Total	
Times Cast	3,595	10,068	13,663 / 18,665	73.20%
Undervotes	1,136	3,062	4,198	
Overvotes	0	0	0	
Candidate	Polling	Vote by Mail	Total	
GERE W. SIBBACH	2,459	7,005	9,464	99.99%
Write-in	0	1	1	0.01%
Total Votes	2,459	7,006	9,465	
	Polling	Vote by Mail	Total	
Unresolved Write-In	0	1	1	

CITY OF GROVER BEACH MAYOR (Vote for 1)

Precincts Reported: 6 of 6 (100.00%)

	Polling	Vote by Mail	Total	
Times Cast	1,453	3,696	5,149 / 7,440	69.21%
Undervotes	146	304	450	
Overvotes	2	8	10	
Candidate	Polling	Vote by Mail	Total	
JEFF LEE	658	1,708	2,366	50.46%
DEBBIE D. PETERSON	473	1,237	1,710	36.47%
ELIZABETH "LIZ" DOUKAS	174	439	613	13.07%
Write-in	0	0	0	0.00%
Total Votes	1,305	3,384	4,689	
	Polling	Vote by Mail	Total	
Unresolved Write-In	0	0	0	

CITY OF GROVER BEACH COUNCILMEMBER (Vote for 2)

Precincts Reported: 6 of 6 (100.00%)

	Polling	Vote by Mail	Total	
Times Cast	1,453	3,696	5,149 / 7,440	69.21%
Undervotes	1,085	2,282	3,367	
Overvotes	2	0	2	
Candidate	Polling	Vote by Mail	Total	
MARIAM SHAH	719	2,053	2,772	40.01%
BARBARA NICOLLS	590	1,707	2,297	33.15%
ROBERT ROBERT	510	1,350	1,860	26.84%
Write-in	0	0	0	0.00%
Total Votes	1,819	5,110	6,929	
	Polling	Vote by Mail	Total	
Unresolved Write-In	0	0	0	

E-18 CITY OF ATASCADERO CANNABIS BUSINESS TAX (Majority Vote) (Vote for 1)

Precincts Reported: 16 of 16 (100.00%)

	Polling	Vote by Mail	Total	
Times Cast	3,595	10,068	13,663 / 18,665	73.20%
Undervotes	238	633	871	
Overvotes	0	4	4	
Candidate	Polling	Vote by Mail	Total	
YES	2,344	7,055	9,399	73.50%
NO	1,013	2,376	3,389	26.50%
Total Votes	3,357	9,431	12,788	
	Polling	Vote by Mail	Total	
Unresolved Write-In	0	0	0	

F-18 CITY OF SAN LUIS OBISPO CANNABIS BUSINESS TAX (Majority Vote) (Vote for 1)

Precincts Reported: 26 of 26 (100.00%)

	Polling	Vote by Mail	Total	
Times Cast	5,876	16,013	21,889 / 29,436	74.36%
Undervotes	395	1,035	1,430	
Overvotes	1	0	1	
Candidate	Polling	Vote by Mail	Total	
YES	4,259	12,108	16,367	80.00%
NO	1,221	2,870	4,091	20.00%
Total Votes	5,480	14,978	20,458	
	Polling	Vote by Mail	Total	
Unresolved Write-In	0	0	0	

H-18 CITY OF EL PASO DE ROBLES APPOINTMENT OF CITY CLERK (Majority Vote) (Vote for 1)

Precincts Reported: 14 of 14 (100.00%)

	Polling	Vote by Mail	Total	
Times Cast	2,951	8,829	11,780 / 16,706	70.51%
Undervotes	417	1,218	1,635	
Overvotes	1	2	3	
Candidate	Polling	Vote by Mail	Total	
YES	1,345	4,138	5,483	54.06%
NO	1,188	3,471	4,659	45.94%
Total Votes	2,533	7,609	10,142	
	Polling	Vote by Mail	Total	
Unresolved Write-In	0	0	0	

I-18 CITY OF EL PASO DE ROBLES CANNABIS BUSINESS TAX (Majority Vote) (Vote for 1)

Precincts Reported: 14 of 14 (100.00%)

	Polling	Vote by Mail	Total	
Times Cast	2,951	8,829	11,780 / 16,706	70.51%
Undervotes	203	522	725	
Overvotes	3	1	4	
Candidate	Polling	Vote by Mail	Total	
YES	1,765	5,664	7,429	67.22%
NO	980	2,642	3,622	32.78%
Total Votes	2,745	8,306	11,051	
	Polling	Vote by Mail	Total	
Unresolved Write-In	0	0	0	

J-18 CITY OF ATASCADERO MAYORAL TERM (Majority Vote) (Vote for 1)

Precincts Reported: 16 of 16 (100.00%)

	Polling	Vote by Mail	Total	
Times Cast	3,595	10,068	13,663 / 18,665	73.20%
Undervotes	234	568	802	
Overvotes	2	0	2	
Candidate	Polling	Vote by Mail	Total	
NO	2,276	6,180	8,456	65.76%
YES	1,083	3,320	4,403	34.24%
Total Votes	3,359	9,500	12,859	
	Polling	Vote by Mail	Total	
Unresolved Write-In	0	0	0	

K-18 CITY OF EL PASO DE ROBLES 1/2 CENT SALES TAX (Majority Vote) (Vote for 1)

Precincts Reported: 14 of 14 (100.00%)

	Polling	Vote by Mail	Total	
Times Cast	2,951	8,829	11,780 / 16,706	70.51%
Undervotes	182	467	649	
Overvotes	1	1	2	
Candidate	Polling	Vote by Mail	Total	
NO	1,395	4,534	5,929	53.28%
YES	1,373	3,827	5,200	46.72%
Total Votes	2,768	8,361	11,129	
	Polling	Vote by Mail	Total	
Unresolved Write-In	0	0	0	

DRAFT RESOLUTION

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF ATASCADERO, CALIFORNIA
RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION
HELD ON NOVEMBER 6, 2018, DECLARING THE RESULT
AND SUCH OTHER MATTERS AS PROVIDED BY LAW**

WHEREAS, a General Municipal Election was held and conducted in the City of Atascadero, California, on Tuesday, November 6, 2018, as required by law; and

WHEREAS, notice of the election was given in time, form and manner as provided by law; that voting precincts were properly established; that election officers were appointed and that in all respects the election was held and conducted and the votes were cast, received and canvassed and the returns made and declared in time, form and manner as required by the provisions of the Elections Code of the State of California for the holding of elections in general law cities; and

WHEREAS, the County Election Department canvassed the returns of the election and has certified the results to this City Council, the results are received, attached and made a part hereof as "Exhibit A."

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATASCADERO:

SECTION 1. That the whole number of ballots cast in the precincts except *vote by mail* voter ballots and provisional ballots was 3,595.

That the whole number of *vote by mail* voter ballots cast in the City was 10,068, making a total of 13,663 ballots cast in the City.

SECTION 2. That the names of persons voted for at the election for Mayor are as follows:

Heather Moreno

That the names of the persons voted for at the election for Member of the City Council are as follows:

Susan Funk, Mark Dariz and Heather Newsom

That the measures voted upon at the election are as follows:

<p style="text-align: center;"><u>BALLOT MEASURE #E-18</u></p> <p>Shall the measure be adopted to tax cannabis businesses operating illegally or allowed in the future by the voters, State or City, at annual rates not to exceed \$10.00 per canopy square foot for cultivation (adjustable for inflation), 10% of gross receipts for retail cannabis businesses, and 6% of gross receipts for all other cannabis businesses, generating \$0-\$500,000 annually for unrestricted general revenue purposes, such as police, fire and parks, until ended by the voters?</p>	Yes
	No

<p style="text-align: center;"><u>BALLOT MEASURE #J-18</u></p> <p>Shall an ordinance be adopted that changes the term of office for the mayor from a two-year term to a four-year term?</p>	Yes
	No

SECTION 3. That the number of votes given at each precinct and the number of votes given in the City to each of the persons above named for the respective offices for which the persons were candidates and for and against the measures were as listed in Exhibit “A” attached.

SECTION 4. The City Council does declare and determine that: Heather Moreno was elected as Mayor for the full term of two years; Heather Newsom was elected as Member of the City Council for the full term of four years; and Susan Funk was elected as Member of the City Council for the full term of four years.

That as a result of the election, a majority of the voters voting on Measure #E-18 relating to a cannabis business tax did vote in favor of it, and that the measure was carried, and shall be deemed adopted and ratified.

That as a result of the election, a majority of the voters voting on Measure #J-18 relating to the term of office for Mayor, did not vote in favor of it, and that the measure was defeated, and shall not be deemed adopted and ratified.

SECTION 5. The City Clerk shall enter on the records of the City Council of the City, a statement of the result of the election, showing: (1) The whole number of ballots cast in the City; (2) The names of the persons voted for; (3) The measures voted upon; (4) For what office each person was voted for; (5) The number of votes given at each precinct to each person, and for and against each measure; (6) The total number of votes given to each person, and for and against each measure.

SECTION 6. That the City Clerk shall immediately make and deliver to each of the persons so elected a Certificate of Election signed by the City Clerk and authenticated; that the City Clerk shall also administer to each person elected the Oath of Office prescribed in the

Constitution of the State of California and shall have them subscribe to it and file it in the office of the City Clerk. Each and all of the persons so elected shall then be inducted into the respective office to which they have been elected.

SECTION 7. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED AND ADOPTED at a regular meeting of the City Council held on the 11th day of December, 2018.

On Motion by Council Member _____ and seconded by Council Member _____, the foregoing Resolution was adopted on the following roll-call vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

CITY OF ATASCADERO:

Tom O'Malley, Mayor

ATTEST:

Lara K. Christensen, City Clerk

APPROVED AS TO FORM:

Brian A. Pierik, City Attorney



Atascadero City Council

Staff Report – Public Works Department

2019 Community Development Block Grant Draft Recommendations

RECOMMENDATION:

Council develop and adopt draft recommendations for the 2019 Community Development Block Grant (CDBG) funds.

DISCUSSION:

Background:

The 2019 CDBG award process began in the fall of 2018. Workshops were held throughout the County to solicit public comment on community needs. The County published a request for CDBG proposals and the City received three applications. Total available funding for the 2019 cycle, based on previous levels, is anticipated to be approximately \$128,031. Final funding amounts are anticipated to be released by the Department of Housing and Community Development (HUD) in early 2019.

The City will also receive \$52,929 from the City of Morro Bay's CDBG allocation for a combined total of \$180,960. In 2016 the City of Atascadero reallocated \$236,420 to Morro Bay to complete a shovel ready project. The City of Morro Bay will allocate their annual CDBG funding to Atascadero on a dollar-per-dollar repayment basis beginning with the 2017 CDBG year until the balance is paid in full. The City received repayment from Morro Bay in 2017 (\$67,566) and 2018 (\$89,463) leaving a balance owed of \$79,367 prior to the 2019 CDBG cycle.

CDBG funds are available for community development activities, which meet at least one of the three national objectives:

1. A benefit to low and moderate-income persons;
2. Aid in the prevention or elimination of blight;
3. Address urgent needs that pose a serious and immediate threat to the health or welfare of the community.

In order for a program to qualify under the low and moderate income objective, at least 51% of the persons benefiting from the project or program must earn no more than 80%

of the area median. Additionally, at least 70% of the CDBG funds must be spent toward this objective.

There is a minimum award threshold of \$8,000 per project, meaning the City can only allocate less than \$8,000 for a particular public service activity if another agency in the County commits to programming the remainder to equal a Countywide cumulative total of at least \$8,000.

The following criteria should also be used to guide selection of CDBG programs:

1. The proposal is consistent with the national objectives and eligibility criteria of the HUD CDBG program;
2. The proposal is consistent with the Urban County Consolidated Plan;
3. The proposal is consistent with the General Plan and other City codes/ordinances.
4. The proposal will achieve multiple community development objectives;
5. The proposal can be implemented in a timely manner, without significant environmental, policy, procedural, legal, or fiscal obstacles to overcome; and
6. The project is not financially feasible without CDBG funding.

Analysis: The City received the following applications for the 2019 funding cycle:

Public Facilities – Estimated 2019 Allocation = \$83,220	
City of Atascadero – Santa Rosa Accessibility - Barrier Removal Project	\$140,000
Public Services – Limited to 15% of 2019 Allocation (\$19,205)	
City of Atascadero – Youth Activity Scholarships	12,500
El Camino Homeless Organization – Operation of Homeless Shelter	10,000
Administration – Limited to 20% of 2019 Allocation (\$25,606 Atascadero only)	
City Program Administration Costs	8,962
County Program Administration Costs	16,644
Total Funds Requested	\$194,487

Estimated 2019 CDBG Atascadero Allocation	\$128,031
Morro Bay Reallocation Payment (<i>limited to Public Facilities</i>)	52,929
2019 Estimated Allocation	\$180,960

There are two applicants this year for the public services funding with the requests totaling \$22,500 – which exceeds the estimated public service allocation of \$19,205 by \$3,295. As part of the CDBG process, Council must develop a draft recommendation for the 2019 grant year that meets the funding criteria while adhering to the categorical limits.

Copies of all applications, funding regulations and a summary of past awards are available in the lobby and the library for public review.

The following amounts are proposed to be reallocated from the 2016 and 2017 remaining Administrative funds to the 2019 Santa Rosa Accessibility project.

Additionally, the remaining balance of \$2,875 from the 2017 Atascadero Mall project is also proposed to be reallocated to the 2019 Santa Rosa Accessibility project.

Administrative Reallocation- City of Atascadero	
2016 Administration Reallocation to 2019 Santa Rosa Accessibility	4,429
2017 Administration Reallocation to 2019 Santa Rosa Accessibility	4,068
2017 Atascadero Mall to 2019 Santa Rosa Accessibility	2,875
Total Administration Reallocation to Santa Rosa Accessibility	\$11,372

Upon approval, the draft funding recommendations will be forwarded to the County for publishing along with recommendations from all participating agencies. A minimum of 30 days after publication, a second workshop will be held to allow questions from applicants regarding the draft recommendations, after which the draft allocations will be forwarded to City Council, with comments from the workshop, for final approval and forwarding to the County Board of Supervisors. The following is a brief explanation of the funding groups and applications within each:

PUBLIC FACILITIES - *Public Facilities are defined as activities relating to real property, including the acquisition, construction, rehabilitation or installation of public improvements. These activities can be carried out by a grantee, subrecipient or other nonprofit.*

City of Atascadero – Santa Rosa Accessibility - Barrier Removal Project

Funds Requested: \$140,000

Funds Available: \$147,521 (\$83,220 Atascadero 2019, \$52,929 Morro Bay repayment, Administrative Reallocation \$11,372)

The Santa Rosa sidewalk, from the northwest corner of El Camino Real to the north bound Freeway 101 on ramp (adjacent to Motel 6), warrants improvements to increase accessibility for the traveling public due to its dilapidated and non-compliant condition. This project proposes to remove and replace approximately 400 linear feet of currently non-ADA compliant sidewalk, and a curb ramp at the NW corner of El Camino Real and Santa Rosa Road. In addition, a small (3'-5') retaining wall, handrail, and associated curb and gutter work will complete the project. The infrastructure improvements providing wheelchair ramps and ADA compliant sidewalks will aid those with mobility impairments.

PUBLIC SERVICES - *15% cap on percentage of award from this category estimated at \$19,205 this cycle.*

CDBG regulations allow for a wide range of public service activities, including, but not limited to: employment services, crime prevention, child care, health services, substance abuse services, fair housing counseling and recreational services.

City of Atascadero – Youth Activity Scholarship Fund

Funds Requested: \$12,500

The City administers the Youth Activity Scholarship Fund to allow the children of very low and low-income families to participate in recreational and social activities, to keep children active and engaged. Because this program is limited to very-low and low-income families, the benefit criteria will be met.

El Camino Homeless Organization – Operation of Homeless Shelter

Funds Requested: \$10,000

El Camino Homeless Organization (ECHO) is the only homeless shelter in Northern San Luis Obispo County providing transitional shelter, a daily meal program, transportation assistance and referrals for job search workshops and parenting classes. In 2015, ECHO completed a major renovation that included the expansion of the shelter from 31 to 50 beds which provided a 60% increase in the number of clients served. The ECHO shelter intake process and all ancillary services are located at 6370 Atascadero Avenue in Atascadero.

ADMINISTRATION – *Limited to 20% of 2019 Allocation (\$25,606)*

City of Atascadero – CDBG Program Administration- *limited to 7% of the 2019 Allocation*

Funds Requested: \$8,962

Significant City staff time from Administration, Public Works and Administrative Services is required for CDBG administration, and coordination with County Planning staff. The City's administrative portion of the funding cannot exceed 7%, or \$8,962 of the total administrative grant amount.

If administration costs exceed the funding allocation, the remaining cost of administering the program will need to be paid from the general fund.

County of San Luis Obispo – CDBG Program Administration- *limited to 13% of the 2019 Allocation*

Allocated Funds: City of Atascadero \$16,644

Due to the complexity of grant administration responsibilities and the consequences of non-compliance, HUD recommends that the County provide all monitoring and oversight for all CDBG grants. The County will assume the duties of project oversight, and receive a required 13% of the total grant funds for administration services for Atascadero in the amount of \$16,644.

Conclusion:

There is sufficient CDBG funding for the Public Facilities application for the Santa Rosa Accessibility project with the Morro Bay payment and reallocation of CDBG balances from 2016 and 2017. However, there is not enough funding for the two Public Services application requests from Atascadero Recreation and ECHO. Council will need to recommend draft allocations. A final recommendation will need to be made by Council in March 2019 when final CDBG funding amounts are known.

FISCAL IMPACT:

The total 2019 CDBG allocation is estimated to be \$180,960.

ALTERNATIVES:

CDBG allocation awards must meet program requirements, providing a minimum of 70% of funding for benefit to low and moderate-income persons, and no more than 15% can be allocated to the public service category.

ATTACHMENTS:

None.

A complete packet of submitted applications is available for public review at the City of Atascadero, Public Works Department, 6500 Palma Avenue.