



CITY OF ATASCADERO CITY COUNCIL

AGENDA

Tuesday, June 11, 2019

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

<u>City Council Closed Session:</u>	5:30 P.M.
<u>City Council Regular Session:</u>	6:00 P.M.

CITY COUNCIL CLOSED SESSION:

- 1. CLOSED SESSION -- PUBLIC COMMENT**
- 2. COUNCIL LEAVES CHAMBERS TO BEGIN CLOSED SESSION**
- 3. CLOSED SESSION -- CALL TO ORDER**
 - a. Conference with Legal Counsel – Existing Litigation**

Government Code Sec. 54956.9 (d)(1)
Name of Case: Castlerock Development et.al. v. City of Atascadero
San Luis Obispo Superior Court Case No. 16CVP-0324
 - b. Conference With Legal Counsel—Anticipated Litigation**

Significant exposure to litigation pursuant to Govt. Code
Section 54956.9(d)(2): 1 potential case
- 4. CLOSED SESSION -- ADJOURNMENT**
- 5. COUNCIL RETURNS TO CHAMBERS**
- 6. CLOSED SESSION – REPORT**

ADJOURNMENT

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

PLEDGE OF ALLEGIANCE: Council Member Funk

ROLL CALL:

Mayor Moreno
Mayor Pro Tem Bourbeau
Council Member Fonzi
Council Member Funk
Council Member Newsom

APPROVAL OF AGENDA: Roll CallRecommendation: 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 - PG&E's Community Wildfire Safety Program (CWSP)**

- 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 – May 28, 2019

- Recommendation: Council approve the May 28, 2019 Draft City Council Meeting Minutes. [City Clerk]

2. Designate the County Health Officer to Enforce all Health Laws within the City of Atascadero

- Fiscal Impact: None.
- Recommendation: Council adopt Draft Resolution confirming the Council's consent to the enforcement of all health laws within the City of Atascadero by the San Luis Obispo County Health Officer. [City Manager]

3. Formation of Paid Level 3 Reserve Officer Position

- Fiscal Impact: The creation of the paid Level 3 Reserve Officer position at a Step B officer pay will not result in any additional fiscal impact to the Police Department and there may be some additional savings in future recruitment costs.
- Recommendation: Council authorize the City Manager to establish a new paid Level 3 Reserve Officer position and amend the monthly salary schedule to add the Level 3 Reserve Officer position as follows:

CLASSIFICATION	STEP A	STEP B	STEP C	STEP D	STEP E
Level 3 Reserve Officer	5,398.22	5,668.13	n/a	n/a	n/a

[Police Department]

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 (805) 470-3400, or cityclerk@atascadero.org.)

B. PUBLIC HEARINGS:

1. Apple Valley Assessment Districts

- Ex-Parte Communications:
- Fiscal Impact: Annual assessments for 2019/2020 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.
- 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 2019/2020.
 2. Adopt Draft Resolution B 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 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 2019/2020.
 4. Adopt Draft Resolution D ordering the levy and collection of assessments for fiscal year 2019/2020 for Landscaping and Lighting District No. 01 (Apple Valley). [Administrative Services]

2. De Anza Estates Assessment Districts

- Ex-Parte Communications:
- Fiscal Impact: Annual assessments for 2019/2020 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 2019/2020 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 2019/2020.

2. Adopt Draft Resolution B 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 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 2019/2020.
4. Adopt Draft Resolution D ordering the levy and collection of assessments for fiscal year 2019/2020 for Landscaping and Lighting District No. 03 (De Anza Estates). [Administrative Services]

3. Woodridge (Las Lomas) Assessment Districts

- Ex-Parte Communications:
- Fiscal Impact: Annual assessments for 2019/2020 will total \$90,383 for road/drainage system maintenance and \$64,890 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 \$1,850 for the fiscal year 2019/2020 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 2019/2020.
 2. Adopt Draft Resolution B 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 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 2019/2020.
 4. Adopt Draft Resolution D ordering the levy and collection of assessments for fiscal year 2019/2020 for Landscaping and Lighting District No. 02 – Woodridge (Las Lomas). [Administrative Services]

4. Atascadero Tourism Business Improvement District Confirmation of Annual Assessment (Fiscal Year 2019-2020)

- Ex-Parte Communications:
- Fiscal Impact: Annual assessments for 2019-2020 are expected to be approximately \$284,000 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 2019-2020). [City Manager]

5. Downtown Parking and Business Improvement Area Confirmation of Annual Assessment (FY 2019-2020)

- Ex-Parte Communications:
- Fiscal Impact: Adopting the staff recommendation will result in the collection and expenditure of approximately \$9,800 in BIA funds.
- Recommendation: Council adopt Draft Resolution confirming the annual assessment for the Downtown Parking and Business Improvement Area (fiscal year 2019-2020). [City Manager]

C. MANAGEMENT REPORTS:

1. Formation of Improvement Area No. 1, Community Facilities District 2005-1 (6300, 6320, 6420, 6450, 6490, and 6500 El Camino Real: Parcel Map AT 17-0088)

- Fiscal Impact: None.
- Recommendations: Council:
 1. Adopt Draft Resolution A, adopting a boundary map showing the territory proposed for inclusion in proposed Improvement Area No. 1 (Public Services) of the City of Atascadero.
 2. Adopt Draft Resolution B, declaring its intention to establish Improvement Area No. 1 of Community Facilities District 2005-1 (Public Services) of the City of Atascadero and to authorize the levy of special taxes therein to finance Public Services. [Community Development]

2. Strategic Planning 2019-2021 Council Goals and Action Plan

- Fiscal Impact: The two-year budget is based on the goals developed through the strategic planning process. While there is no direct impact as a result of the approval of this work plan, future budgets are based on these goals, and specific projects may require the expenditure of funds or additional resources.
- Recommendations: Council:
 1. Adopt the goals and decision criteria selected at the Strategic Planning Workshop of January 25-26, 2019.
 2. Approve the 2019-2021 City of Atascadero Draft Action Plan implementing Council Goals. [City Manager]

3. 2019-2021 Operating and Capital Budget

- Fiscal Impact: The total revenues for all funds are budgeted at \$37,822,370 and \$40,425,820 for fiscal years 2019-2020 and 2020-2021, respectively. Total expenditures for all funds are budgeted at \$44,994,920 and \$43,125,440 for fiscal years 2019-2020 and 2020-2021, respectively.
- Recommendations: Council:
 1. Adopt Draft Resolution adopting the budgets for the 2019-2020 and 2020-2021 fiscal years and delegating to the City Manager the authority to implement same.
 2. Adopt Draft Resolution amending fiscal year 2018-2019 budget.
 3. Adopt Draft Resolution adopting the fiscal year 2019-2020 annual spending limit. [Administrative Services]

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. Economic Vitality Corporation, Board of Directors (EVC)
4. SLO Council of Governments (SLOCOG)
5. SLO Regional Transit Authority (RTA)

Mayor Pro Tem Bourbeau

1. City / Schools Committee
2. City of Atascadero Finance Committee
3. Integrated Waste Management Authority (IWMA)
4. SLO County Water Resources Advisory Committee (WRAC)

Council Member Fonzi

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

Council Member Funk

1. City of Atascadero Finance Committee
2. Homeless Services Oversight Council
3. League of California Cities – Council Liaison

Council Member Newsom

1. California Joint Powers Insurance Authority (CJPIA) Board
2. City / Schools Committee
3. City of Atascadero Design Review Committee
4. Visit SLO CAL Advisory Committee

- 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

F. 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.

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 at cityclerk@atascadero.org or (805) 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.