



CITY OF ATASCADERO CITY COUNCIL

MINUTES

Tuesday, October 8, 2019

**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 Moreno called the meeting to order at 6:00 p.m. and Mayor Pro Tem Bourbeau led the Pledge of Allegiance.

ROLL CALL:

Present: Council Members Fonzi, Funk, Newsom, Mayor Pro Tem Bourbeau and Mayor Moreno

Absent: None

Staff Present: City Manager Rachelle Rickard, Administrative Services Director Jeri Rangel, Public Works Director Nick DeBar, Police Chief Jerel Haley, Community Development Director Phil Dunsmore, Fire Chief Casey Bryson, City Attorney Greg Murphy and Deputy City Manager/City Clerk Lara Christensen

APPROVAL OF AGENDA:

MOTION: By Council Member Funk and seconded by Council Member 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:

1. Proclamation proclaiming October 6-12, 2019 as Fire Prevention Week

The City Council presented the proclamation to members of Atascadero Fire and Emergency Services.

2. Proclamation Celebrating Atascadero Library's 100 year anniversary

The City Council presented the proclamation to members of Atascadero Historical Society and Friends of the Atascadero Library.

A. CONSENT CALENDAR:

1. City Council Draft Action Minutes – September 24, 2019

- Recommendation: Council approve the September 24, 2019 Draft City Council Meeting Minutes. [City Clerk]

2. Budget Amendment for Apple Valley Street and Storm Drain Maintenance District No. 1 Pavement Management

- Fiscal Impact: None.
- Recommendations: Council:
 1. Authorize the Director of Administrative Services to appropriate an additional \$26,000 in Apple Valley Street and Storm Drain Maintenance District No. 1 Funds in fiscal year 2018-2019 for the slurry seal project.
 2. Authorize the Director of Administrative Services to reduce the budget of Apple Valley Street and Storm Drain Maintenance District No. 1 Funds-Slurry Seal Project by \$26,000 in fiscal year 2019-2020. [Public Works]

3. Adopt an Ordinance to Amend Title 7 – “Public Works”, Chapter 2 – “Definitions”, Chapter 4 – “Permits and Connections Fees”, and Chapter 9 – “Sewer Facilities Account” Pertaining to Wastewater

- Fiscal Impact: Adoption of the Ordinance enables the processing of Sewer Capacity Fees adopted by Resolution at the September 24, 2019 Council Meeting.
- Recommendation: Council adopt on second reading by title only, Draft Ordinance amending Title 7 – “Public Works”, Chapter 2 – “Definitions”, Chapter 4 – “Permits and Connections Fees”, and Chapter 9 – “Sewer Facilities Account” pertaining to Wastewater. [Public Works]

MOTION: By Council Member Fonzi and seconded by Mayor Pro Tem Bourbeau to approve the Consent Calendar. (#A-3: Ordinance No. 628)
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 Aulsen, Richard Moen and Bill Arkfeld

Mayor Moreno closed the COMMUNITY FORUM period.

B. PUBLIC HEARINGS: None.

C. MANAGEMENT REPORTS:

1. Community Cats

- Fiscal Impact: Future adoption of a Community Cat Program could reduce the amount paid to Animal Services over time.
- Recommendation: Council review, discuss, and provide direction to staff on options for the management of community cats in Atascadero. [City Manager]

Deputy City Manager Christensen gave the staff report and answered questions from the Council.

Mayor Moreno recessed the meeting at 8:02 p.m.

Mayor Moreno reconvened the meeting at 8:13 p.m. with all present.

PUBLIC COMMENT:

The following citizens spoke on this item: Heather Shireman, Mary K Patterson, and Annabelle O'Conner

Mayor Moreno closed the Public Comment period.

Following discussion by the Council, the Council provided the following direction to staff:

Staff should begin working on drafting a Community Cat Program that incorporates all six options presented during the meeting and outlined in the staff report. Council also noted that a program would need to include an education component, especially with regards to options 4 and 5 and directed staff to investigate a program to help provide low cost spay/neuter for owned cats.

2. Request for Authorization to Process General Plan Amendment for 11600 El Camino Real (APN: 045-331-014) (Lawton)

- Fiscal Impact: If the General Plan Amendment is authorized to move forward, the City will need to have further discussion of fiscal neutrality of the project.
- Recommendation: Council authorize the Cal Coastal Development Team to proceed with a Master Plan of Development Amendment application to the Dove Creek Development to allow residential uses as part of a mixed-use development on the existing vacant commercial parcel at the corner of El Camino Real and Santa Barbara Road and provide direction to staff on moving forward with the application processing. [Community Development]

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

Ex Parte Communications:

Council Member Newsom reported receiving emails on the issue.

Mayor Pro Tem Bourbeau noted receiving emails and speaking with commercial real estate broker Richard Shannon on viability of commercial leasing in the area.

Council Member Fonzi reported having email conversations with Dr. Colleen Annes and Chris Neary.

Council Member Funk reported having previous discussions with the owner selling the property, extensive conversations with the neighborhood on what they would like to see at the site, receiving a number of emails on the subject, posting on Nextdoor and Facebook to encourage participation in the public discussion and received one private message through Nextdoor, and solicited information from those she knows who live in the Dove Creek area.

Mayor Moreno reported receiving emails both for and against.

PUBLIC COMMENT:

The following citizens spoke on this item: Ted Laughton, Eddie Herrera, Keith Vreeken, Kelly McClendon, Paul Vadik, Chris Hurd, Amar Sohi, Carol Hurd, and John Tucker

Mayor Moreno closed the Public Comment period.

During discussion, the Council remarked that the applicant would need to be attentive to the concerns that had been raised at the meeting by staff, public and the Council. Prior to the motion, Council noted that they were open to the concept of the project as presented but cautioned the applicant team that authorizing them to proceed with a Master Plan of Development Amendment was not an assurance for approval of the project.

MOTION: By Mayor Pro Tem Bourbeau and seconded by Council Member Funk to authorize the Cal Coastal Development Team to proceed with a Master Plan of Development Amendment application to the Dove Creek Development to allow residential uses as part of a mixed-use development on the existing vacant commercial parcel at the corner of El Camino Real and Santa Barbara Road.
Motion passed 5:0 by a roll-call vote.

Mayor Moreno recessed the meeting at 10:31 p.m.

Mayor Moreno reconvened the meeting at 10:40 p.m. with all present.

The Council determined to take Item #C-4 before Item #C-3

4. Consideration of the Renewal of the San Luis Obispo County Tourism Marketing District (SLOCTMD)

- Fiscal Impact: The increase of the assessment to 1.5% would result in an increase in assessments received of approximately \$70,000 and increased pass-through to SLOCTMD of a similar amount (the City retains a small portion for administrative costs).
- Recommendation: Council adopt Draft Resolution granting consent to the County of San Luis Obispo to renew the San Luis Obispo County Tourism Marketing District (SLOCTMD) as proposed to include lodging establishments within the City of Atascadero for a 10-year period with a 1.5% assessment. [City Manager]

City Manager Rickard gave the report and answered questions from the Council.

PUBLIC COMMENT:

The following citizens spoke on this item: Chuck Davidson, Clint Pierce, and Amar Sohi

Mayor Moreno closed the Public Comment period.

MOTION: By Mayor Pro Tem Bourbeau and seconded by Council Member Newsom to adopt Resolution No. 2019-079 granting consent to the County of San Luis Obispo to renew the San Luis Obispo County Tourism Marketing District (SLOCTMD) as proposed to include lodging establishments within the City of Atascadero for a 10-year period with a 1.5% assessment.
Motion passed 5:0 by a roll-call vote.

Mayor Moreno requested a motion to extend the meeting past 11:00 p.m.

MOTION: By Mayor Pro Tem Bourbeau and seconded by Council Member Fonzi to extend the meeting passed 11:00 p.m.
Motion passed 5:0 by a roll-call vote.

3. 2019 Citywide Pavement Evaluation Report

- Fiscal Impact: None.
- Recommendation: Council receive and file the 2019 Citywide Pavement Evaluation Report. [Public Works]

Public Works Director DeBar introduced Joe Ririe, Pavement Engineering, Inc., who gave the presentation.

PUBLIC COMMENT:

The following citizens spoke on this item: None.

Mayor Moreno closed the Public Comment period.

The Council received and filed this item.

5. Amendment to Atascadero Municipal Code Section 4-2.1301 – Time Limit Parking

- Fiscal Impact: None.
- Recommendation: Council introduce, for first reading by title only, Draft Ordinance amending Title 4, Chapter 2, Article 13, Section 4-2.1301 of the Atascadero Municipal Code regarding time limit parking areas. [Police Department]

Chief Haley gave the staff report and answered questions of the Council.

PUBLIC COMMENT:

The following citizens spoke on this item: None.

Mayor Moreno closed the Public Comment period.

MOTION: By Council Member Fonzi and seconded by Council Member Funk to introduce, for first reading by title only, Draft Ordinance amending Title 4, Chapter 2, Article 13, Section 4-2.1301 of the Atascadero Municipal Code regarding time limit parking areas.

Deputy City Manager/City Clerk Christensen read the title of the Ordinance:

**AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF ATASCADERO, CALIFORNIA, AMENDING TITLE 4, CHAPTER 2,
ARTICLE 13, SECTION 4-2.1301 OF THE ATASCADERO MUNICIPAL CODE
REGARDING TIME LIMITED PARKING.**

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 Regional Transit Authority (RTA)

Mayor Pro Tem Bourbeau

1. Integrated Waste Management Authority (IWMA)

Council Member Fonzi

1. Air Pollution Control District

Council Member Funk

1. League of California Cities – Council Liaison

Council Member Newsom

1. City of Atascadero Design Review Committee

E. INDIVIDUAL DETERMINATION AND / OR ACTION: None.

F. ADJOURN

Mayor Moreno adjourned the meeting at 10:21 p.m.

MINUTES PREPARED BY:



Lara K. Christensen
Deputy City Manager / City Clerk

APPROVED: October 22, 2019