



# CITY OF ATASCADERO CITY COUNCIL

## MINUTES

Tuesday, May 12, 2020

City Hall Council Chambers, 4th floor  
6500 Palma Avenue, Atascadero, California

<b><u>City Council Regular Session:</u></b>	<b>6:00 P.M.</b>
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### REGULAR SESSION - CALL TO ORDER: 6:00 P.M.

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

### ROLL CALL:

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

Absent: None

Others Present: **By Teleconference** - City Treasurer Sibbach

Staff Present: **By Teleconference** - City Manager Rachelle Rickard, Administrative Services Director Jeri Rangel, Police Chief Jerel Haley, Community Development Director Phil Dunsmore, Fire Chief Casey Bryson, and City Attorney Greg Murphy

### APPROVAL OF AGENDA:

**MOTION:** By Council Member Funk and seconded by Council Member 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:** (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 – April 28, 2020**

- Recommendation: Council approve the April 28, 2020 Draft City Council Meeting Minutes. [City Clerk]

**2. March 2020 Investment Report**

- Fiscal Impact: None
- Recommendation: Council receive and file the City Treasurer's report for quarter ending March 31, 2020. [Administrative Services]

**3. Apple Valley Assessment Districts**

- Fiscal Impact: Annual assessments for 2020/2021 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 initiating proceedings for the levy and collection of annual assessments for Atascadero Street and Storm Drain Maintenance District No. 01 (Apple Valley) for fiscal year 2020/2021.
  2. Adopt Draft Resolution B accepting and preliminarily approving the Engineer's Annual Levy Report regarding the Atascadero Street and Storm Drain Maintenance District No. 01 (Apple Valley).
  3. Adopt Draft Resolution C declaring the City's intention to levy and collect annual assessments within Atascadero Street and Storm Drain Maintenance District No. 01 (Apple Valley) in fiscal year 2020/2021, and to appoint a time and place for the public hearing on these matters.
  4. Adopt Draft Resolution D initiating proceedings for annual levy of assessments for the Atascadero Landscaping and Lighting Maintenance District No. 01 (Apple Valley) for fiscal year 2020/2021 pursuant to the provisions of Part 2 of Division 15 of the California Streets and Highways Code.
  5. Adopt Draft Resolution E for preliminary approval of the Annual Engineer's Levy Report for the Atascadero Landscaping and Lighting Maintenance District No. 01 (Apple Valley) for fiscal year 2020/2021.
  6. Adopt Draft Resolution F declaring the City's intention to levy and collect assessments for the Atascadero Landscaping and Lighting Maintenance District No. 01 (Apple Valley) for fiscal year 2020/2021. [Administrative Services]



#### **4. De Anza Estates Assessment Districts**

- **Fiscal Impact:** Annual assessments for 2020/2021 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 2020/2021 for half of the maintenance costs of the trails and open space.
- **Recommendations:** Council:
  1. Adopt Draft Resolution A initiating proceedings for the levy and collection of annual assessments for Atascadero Street and Storm Drain Maintenance District No. 03 (De Anza Estates) for fiscal year 2020/2021.
  2. Adopt Draft Resolution B accepting and preliminarily approving the Engineer's Annual Levy Report regarding the Atascadero Street and Storm Drain Maintenance District No. 03 (De Anza Estates).
  3. Adopt Draft Resolution C declaring the City's intention to levy and collect annual assessments within Atascadero Street and Storm Drain Maintenance District No. 03 (De Anza Estates) in fiscal year 2020/2021, and to appoint a time and place for the public hearing on these matters.
  4. Adopt Draft Resolution D initiating proceedings for annual levy of assessments for the Atascadero Landscaping and Lighting Maintenance District No. 03 (De Anza Estates) for fiscal year 2020/2021 pursuant to the provisions of Part 2 of Division 15 of the California Streets and Highways Code.
  5. Adopt Draft Resolution E for preliminary approval of the Annual Engineer's Levy Report for the Atascadero Landscaping and Lighting Maintenance District No. 03 (De Anza Estates) for fiscal year 2020/2021.
  6. Adopt Draft Resolution F declaring the City's intention to levy and collect assessments for the Atascadero Landscaping and Lighting Maintenance District No. 03 (De Anza Estates) for fiscal year 2020/2021.  
[Administrative Services]

#### **5. Las Lomas (Woodridge) Assessment Districts**

- **Fiscal Impact:** Annual assessments for 2020/2021 will total \$92,932 for road/drainage system maintenance and \$66,049 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 2020/2021 for 25% of the maintenance costs of the trails and open space.
- **Recommendations:** Council:
  1. Adopt Draft Resolution A initiating proceedings for the levy and collection of annual assessments for Atascadero Street and Storm Drain Maintenance District No. 02 (Woodridge) for fiscal year 2020/2021.
  2. Adopt Draft Resolution B accepting and preliminarily approving the Engineer's Annual Levy Report regarding the Atascadero Street and Storm Drain Maintenance District No. 02 (Woodridge).
  3. Adopt Draft Resolution C declaring the City's intention to levy and collect annual assessments within Atascadero Street and Storm Drain Maintenance District No. 02 (Woodridge) in fiscal year 2020/2021, and to appoint a time and place for the public hearing on these matters.
  4. Adopt Draft Resolution D initiating proceedings for annual levy of assessments for the Atascadero Landscaping and Lighting Maintenance District No. 02



(Woodridge) for fiscal year 2020/2021 pursuant to the provisions of Part 2 of Division 15 of the California Streets & Highways Code.

5. Adopt Draft Resolution E for preliminary approval of the Annual Engineer's Levy Report for the Atascadero Landscaping and Lighting Maintenance District No. 02 (Woodridge) for fiscal year 2020/2021.
6. Adopt Draft Resolution F declaring the City's intention to levy and collect assessments for the Atascadero Landscaping and Lighting Maintenance District No. 02 (Woodridge) for fiscal year 2020/2021. [Administrative Services]

**6. 2019 General Plan & Housing Element Annual Progress Report**

- Fiscal Impact: None.
- Recommendation: Council receive and file the 2019 Annual General Plan and Housing Element Progress Report and the 2019 HCD Annual Progress Report. [Community Development]

**7. Cooperation Agreement with the County of San Luis Obispo for Department of Housing and Urban Development Community Development Programs for Fiscal Years 2021 through 2023**

- Fiscal Impact: The Cooperative Agreement will provide continued availability of CDBG funding for CDBG eligible programs in Atascadero over the next three years. The current annual award amount is approximately \$140,000, of which 13% will be retained by the County to cover expenses for administrative project oversight, resulting in approximately \$122,000 in available funding to the City for CDBG programs.
- Recommendation: Council approve the Cooperation Agreement with the County of San Luis Obispo for joint participation in the Community Development Block Grant Program, the Home Investment Partnerships Program, and the Emergency Solutions Grant Program for Fiscal Years 2021 through 2023. [Public Works]

**8. Local Roadway Safety Plan**

- Fiscal Impact: Approving recommendations will result in the City receiving grant funding totaling \$72,000 from Caltrans and expenditures from the Local Transportation Fund up to \$15,000 to cover the 10% local share of participating costs (\$8,000) and any costs related to staff time and additional consultant fees (up to \$7,000).
- Recommendations: Council:
  1. Approve the California Department of Transportation grant funding allocation of \$72,000 to prepare a Local Roadway Safety Plan (LRSP).
  2. Authorize the Director of Administrative Services to appropriate \$15,000 in Local Transportation Funds to fund the local share of participating costs for the LRSP. [Public Works]

**9. Atascadero Tourism Business Improvement District (ATBID) Board Appointment of Four Board Members to Fill Vacancies**

- Fiscal Impact: None.
- Recommendations: Council:
  1. Appoint Lucian Caprau to the ATBID Advisory Board for the vacant position for a term expiring June 30, 2021.

2. Appoint Patricia Harden, Amar Sohi, and Deana Alexander to the ATBID Advisory Board for terms expiring June 30, 2022. [City Manager]

City Treasurer Gere Sibbach commented on and answered questions regarding the March 2020 Investment Report (Item A-2). Mr. Sibbach stated that the City's investment yield would drop and is expected to continue to drop and explained the City's ladder investment strategy.

**MOTION:** By Council Member Funk and seconded by Council Member Newsom to approve the Consent Calendar. (#A-3: Resolution Nos. 2020-012, 013, 014, 015, 016 & 017) (#A-4: Resolution Nos. 2020-018, 019, 020, 021, 022 & 023) (#A-5: Resolution Nos. 2020-024, 025, 026, 027, 028 & 029) (#A-7 Contract No. 2020-005)  
*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: Pastor Wayne Riddering and Geoff Auslen

Emails from the following citizens were read into the record by City Manager Rickard: Ron Krall

***Mayor Moreno closed the COMMUNITY FORUM period.***

#### **B. PUBLIC HEARINGS:**

##### **1. Weed Abatement – Hearing of Objections**

- Ex-Parte Communications:
- Fiscal Impact: None. Costs of the weed abatement program are recovered through the assessments charged to non-compliant parcels that must be abated by the City Contractor. Those property owners who comply with the Municipal Code are not assessed or charged.
- Recommendations: Council:
  1. Hear all objections to the proposed removal of vegetative growth and/or refuse and allow or overrule any objections.
  2. Authorize the Fire Chief to proceed and perform the work of abatement. [Fire Department]

Fire Chief Bryson gave the presentation and answered questions from the Council.

##### Ex Parte Communications

Mayor Moreno reported that she had talked about the item on the radio that day.

#### **PUBLIC COMMENT:**

The following citizens spoke on this item: None.



***Mayor Moreno closed the Public Comment period.***

- MOTION:** By Council Member Funk and seconded by Council Member Fonzi to:
1. Hear all objections to the proposed removal of vegetative growth and/or refuse and allow or overrule any objections.
  2. Authorize the Fire Chief to proceed and perform the work of abatement.

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

**C. MANAGEMENT REPORTS:**

**1. Cannabis Regulations Update (CPP 2020-011)**

- Fiscal Impact: None.
- Recommendation: Council provide staff direction on cannabis activities and regulations. Community Development]

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

**PUBLIC COMMENT:**

The following citizens spoke on this item: Devon Wardlow

***Mayor Moreno closed the Public Comment period.***

**Council provided direction on cannabis activities and regulations to staff.**

**2. Council Norms and Procedures Consideration of Amendments**

- Fiscal Impact: None.
- Recommendation: Council review and approve an amendment to the Council Norms and Procedures. [City Manager]

City Manager Rickard gave the presentation 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 Fonzi and seconded by Council Member Funk to approve an amendment to the Council Norms and Procedures
- Motion passed 5:0 by a roll-call vote.***

**D. DISCUSSION ITEM:** Discussion of COVID 19 issues including oral updates by Mayor Moreno and City Manager Rickard, questions by City Council, public comment and comments by City Council.

1. Coronavirus (COVID-19) update – Mayor Moreno

2. Coronavirus (COVID-19) update – City Manager Rickard

Mayor Moreno and City Manager Rickard provided updates on Coronavirus (COVID-19) and answered questions from the Council.

**PUBLIC COMMENT:**

The following citizens spoke on this item: Brenda Mac and Tricia Stanley

***Mayor Moreno closed the Public Comment period.***

**E. 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)
2. Mobile Home Rent Stabilization ad hoc Committee

Council Member Funk

1. Homeless Services Oversight Council

Council Member Newsom

1. City of Atascadero Design Review Committee

**F. INDIVIDUAL DETERMINATION AND / OR ACTION:**

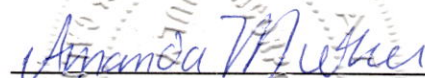
Council Member Fonzi requested a report on the City's fire evacuation plan. City Manager Rickard agreed to bring it back as a staff report.

Council Member Funk asked Council to consider writing a letter to the Governor to request a moratorium on rent/mortgage payments. There was not consensus to pursue writing a letter to the Governor from the Council, but it was noted that Council Members could initiate such a letter independently.

**G. ADJOURN**

Mayor Moreno adjourned the meeting at 10:26 p.m.

**MINUTES PREPARED BY:**



Amanda Muther  
Deputy City Clerk

**APPROVED:** May 28, 2020

Atascadero City Council  
May 12, 2020  
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# PUBLIC COMMENT PROVIDED BY EMAIL

## COMMUNITY FORUM:

SUBMISSION FROM: Ron Krall

**From:** Ronald Krall <[rkrall@midstatesolidwaste.com](mailto:rkrall@midstatesolidwaste.com)>

**Sent:** Tuesday, May 12, 2020 11:19 AM

**To:** City Clerk <[cityclerk@atascadero.org](mailto:cityclerk@atascadero.org)>

**Cc:** Ronald Krall <[rkrall@midstatesolidwaste.com](mailto:rkrall@midstatesolidwaste.com)>

**Subject:** Please read during the Community Forum Section on the agenda for Council Meeting on May 12, 2020 at 6:00 PM

Good evening Honorable Mayor Moreno and Council Members, my name is Ron Krall, I'm the CEO of Midstate Solid Waste & Recycling and North County Recycling a locally owned and operated facility in Paso Robles, CA.

If at any time, after your current contracts end, we may be of service to you and the community you serve, we stand prepared to respond appropriately.

Throughout the North County, we provide comprehensive solid waste and recycling services for residential and commercial customers.

Our menu of services include automated collection, processing, recycling and composting of solid, C&D, comingled recycling, green and food waste streams.

Our North County Recycling facility currently is the processor and recycling facility for the City, accepting C&D, comingled recycling, green and food waste streams.

Additionally, we complete the recycling loop or process with selling our compost, mulch and wood retail products back to the communities we serve.

Our fully permitted facility located in Paso Robles for 20 years, has designed and developed local assets to provide all services required to satisfy a solid waste collection franchise.

I've included a statement of capabilities for your review.

Thank you for your time this evening, I look forward to hearing from you with any questions or thoughts and expanding our relationship.

Stay Safe and Be Well

Ron Krall

CEO

Mid State Solid Waste  
North County Recycling  
3360 La Cruz Way,  
Paso Robles, CA. 93446  
805-434-0043







**SOLID WASTE & RECYCLING**

P.O. Box 662  
Templeton, CA. 93465  
(805) 434-9112

## Core Competencies

Mid State Solid Waste and Recycling has been providing solutions to Federal, State, City, County and private citizens since 2001. Our facilities are located at 3360 La Cruz Way, Paso Robles. We are centrally located in San Luis Obispo County, thus capable of providing solid waste and recycling services throughout the county.

## Some of Our Clients

Atascadero State Hospital  
California Men's Colony  
CAL Fire  
CA Dept of Parks & Recreation  
SLO County Cal Trans  
Cuesta College  
Templeton Community Services District  
Twin Cities Hospital  
Fort Hunter Liggett  
City of Atascadero  
City of Paso Robles

## Company Data

In addition to solid waste, we provide recycling services as well as composting, food waste and distribute 100% recycled compost and soil amendments. All major credit cards accepted.

See our website for more services.

[www.midstatesolidwasteandrecycling.com](http://www.midstatesolidwasteandrecycling.com)

# CAPABILITY STATEMENT



## Differentiators

- We are locally owned and operated with over 50 years experience.
- Live customer service agents located in Paso Robles.
- Direct onsite access to owners of company.
- Complete onsite recycling facility that processes comingled recycling, construction demolition recycling, green waste and food waste recycling.

## NAICS Codes and Certifications

- Recyclable Material Merchant Wholesalers: 423930
- Solid Waste Collection: 562111
- Materials Recovery Facilities: 562920
- DUNS Number: 109518865
- Small Business Entity (SBE) Number: 39855
- CAGE Code: 7DSC0
- Other federal contract vehicles: CA#0218291

## Other Companies:

