



## **CITY OF ATASCADERO CITY COUNCIL AGENDA**

### **HYBRID MEETING INFORMATION:**

In accordance with City Council Resolution No. 2022-006 and the requirements of AB 361, the City Council Meeting will be available via teleconference for those who wish to participate remotely. The City Council meeting will also be held in the City Council Chambers and in-person attendance will be available at that location.

### **HOW TO OBSERVE THE MEETING REMOTELY:**

To participate remotely, residents can livestream the meeting on [Zoom](#), SLO-SPAN.org, on Spectrum cable Channel 20 in Atascadero, and listen live on KPRL Radio 1230AM and 99.3FM. The video recording of the meeting will repeat daily on Channel 20 at 1:00 am, 9:00 am, and 6:00 pm and will be available through the City's website and on the City's YouTube Channel. To participate remotely using the Zoom platform please visit [https://us02web.zoom.us/webinar/register/WN\\_ZwJ7a031S3KXauEym9ehaA](https://us02web.zoom.us/webinar/register/WN_ZwJ7a031S3KXauEym9ehaA).

### **HOW TO SUBMIT PUBLIC COMMENT:**

Individuals who wish to provide public comment in-person may attend the meeting in the City Council Chambers. Individuals who wish to provide public comment remotely may participate in live public comment through the [Zoom](#) platform using the link above.

If you wish to comment but not via a live platform, please email public comments to [cityclerk@atascadero.org](mailto:cityclerk@atascadero.org). Such email **comments must identify the Agenda Item Number in the subject line of the email**. The comments will be forwarded to the City Council and made a part of the administrative record. ***To ensure distribution to the City Council prior to consideration of the agenda, the public is encouraged to submit comments no later than 12:00 p.m. the day of the meeting.*** Those comments, as well as any comments received after that time, but before the close of the item, will be distributed to the City Council, posted on the City's website, and will be made part of the official public record of the meeting. ***Please note, email comments will not be read into the record.***

### **AMERICAN DISABILITY ACT ACCOMMODATIONS:**

Any member of the public who needs accommodations should contact the City Clerk's Office at [cityclerk@atascadero.org](mailto:cityclerk@atascadero.org) or by calling 805-470-3400 at least 48 hours prior to the meeting or time when services are needed. The City will use their best efforts to provide reasonable accommodations to afford as much accessibility as possible while also maintaining public safety in accordance with the City procedure for resolving reasonable accommodation requests.

City Council agendas and minutes may be viewed on the City's website: [www.atascadero.org](http://www.atascadero.org).

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 on our website, [www.atascadero.org](http://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 made a part of the record or referred to in their statement will be noted in the Minutes and available for review by contacting the City Clerk's office. All documents will be available for public inspection by appointment during City Hall business hours.



# **CITY OF ATASCADERO CITY COUNCIL**

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## **AGENDA**

**Tuesday, April 26, 2022**

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

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

**COUNCIL CLOSED SESSION – CALL TO ORDER: 5:00 P.M.**

**1. ROLL CALL**

**2. CLOSED SESSION -- PUBLIC COMMENT**

**3. COUNCIL RECESS INTO CLOSED SESSION**

**4. CLOSED SESSION**

**a. Conference with Legal – Anticipated Litigation**

Significant exposure to litigation pursuant to Government Code  
Section 54956.9(d)(2): 1 potential case – California Voting Rights Act

**b. Conference with Legal Counsel – Existing Litigation**

Government Code Sec. 54956.9(d)(1)

Name of Case: Newton v. City of Atascadero

San Luis Obispo Superior Court Case No. 21CVP-0168

**5. CLOSED SESSION – ADJOURNMENT**

**6. COUNCIL RETURNS**

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

**PLEDGE OF ALLEGIANCE:** Council Member Dariz

**ROLL CALL:** Mayor Moreno  
Mayor Pro Tem Newsom  
Council Member Bourbeau  
Council Member Dariz  
Council Member Funk

**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.

### **CLOSED SESSION – REPORT (IF ANY)**

Announcement(s) of any reportable action(s) taken in Closed Session that occur(s) after the adjournment of Regular Session will be made at the beginning of the next Regular City Council meeting as Closed Session is not recorded or videotaped.

### **PRESENTATIONS:**

#### **1. Proclamation declaring April as Sexual Assault Action Month**

**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 12, 2022**

- Recommendation: Council approve the April 12, 2022 Draft City Council Regular Meeting Minutes and the Draft Special Closed Session Meeting Minutes. [City Clerk]

#### **2. March 2022 Accounts Payable and Payroll**

- Fiscal Impact: \$4,666,915.54
- Recommendation: Council approve certified City accounts payable, payroll and payroll vendor checks for March 2022. [Administrative Services]

#### **3. Radio Repeater Replacement**

- Fiscal Impact: \$332,500.00
- Recommendation:
  1. Authorize the City Manager to execute a contract with Applied Technology Group, Inc. in the amount of \$287,529 for the purchase and installation of radio repeater equipment and related hardware for the City's radio communication system.
  2. Authorize the Director of Administrative Services to appropriate up to \$12,500 in Dial-a-Ride funds for the local match. [Information Technology]

**4. Revision (or Update) to Deed Restriction Requirements on Affordable Housing Moderate-Income Unit Resale**

- Fiscal Impact: No immediate fiscal impact; however, this change in policy could reduce the total number of moderate-income units available within the City's Affordable Housing Program.
- Recommendation: Council adopt Draft Resolution giving the City Manager or designee the authority to waive the requirement to record an affordable housing deed restriction on moderate-income units upon sale to a qualified buyer when the sales price and appraised value are within 2% or below the maximum applicable moderate-income sales price, consistent with the current San Luis Obispo County's Affordable Housing Standard. [Administrative Services]

**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. Comments will be allowed for the entire 30-minute period so if the final speaker has finished before the 30 minute period has ended and a member of the public wishes to make a comment after the Council has commenced another item, the member should alert the Clerk within the 30 minute period of their desire to make a comment and the Council will take up that comment upon completion of the item which was commenced. 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](mailto:cityclerk@atascadero.org).)

**B. PUBLIC HEARINGS:**

**1. Centennial Plaza Planned Development - Zone Change (ZCH) 22-0022 - 5901 East Mall**

- Fiscal Impact: None.
- Recommendation: Council introduce for first reading, by title only, a Draft Ordinance, amending the Atascadero Municipal Code, Title 9 Planning & Zoning, Section 9-3, Article 26, adding Section 9-3.682 to add a new Planned Development Overlay Zone 37 for the five vacant lots surrounding Centennial Plaza and including Centennial Plaza (lots 12-17), based on findings and subject to the future approval of a Master Plan of Development. [Community Development]

**C. MANAGEMENT REPORTS:**

**1. Fiscal Update**

- Fiscal Impact: None.
- Recommendations: Council receive and file fiscal update. [Administrative Services]

**2. AB 481 – Military Equipment Policy**

- Fiscal Impact: None.
- Recommendations: Council review and receive the proposed 2022-2023 Military Equipment Policy in accordance with AB 481. [Police Department]

**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. Regional Economic Action Coalition (REACH)
4. SLO Council of Governments (SLOCOG)
5. SLO Regional Transit Authority (RTA)

Mayor Pro Tem Newsom

1. City / Schools Committee
2. Design Review Committee
3. League of California Cities – Council Liaison
4. Visit SLO CAL Advisory Committee

Council Member Bourbeau

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

Council Member Dariz

1. Air Pollution Control District
2. California Joint Powers Insurance Authority (CJPIA) Board
3. City of Atascadero Finance Committee

Council Member Funk

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

**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
  - a) Council Member Funk will present information regarding the work of the HSOC Steering Committee developing the Countywide Strategic Plan to Address Homelessness. Council will discuss, receive public comment and provide input/feedback to Councilmember Funk on the San Luis Obispo County Strategic Plan to Address Homelessness for her to share with the Steering Committee.

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

## **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.