



CITY OF ATASCADERO CITY COUNCIL AGENDA

MEETING INFORMATION:

The City Council meeting will be held in the City Council Chambers and in-person attendance will be available at that location.

HOW TO OBSERVE THE MEETING REMOTELY:

To observe 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 observe remotely using the Zoom platform please visit:

https://us02web.zoom.us/webinar/register/WN_ZwJ7a031S3KXauEym9ehaA

HOW TO SUBMIT PUBLIC COMMENT:

Public comment may be provided in-person.

Written public comments are accepted at cityclerk@atascadero.org. **Comments should identify the Agenda Item Number in the subject line of the email.** Such comments will be forwarded to the City Council and made a part of the administrative record. **To ensure distribution to the City Council before consideration of an item, please submit comments not later than 12:00 p.m. the day of the meeting.** All correspondence will be distributed to the City Council, posted on the City's website, and be made part of the official public record of the meeting. **Please note, comments will not be read into the record.** Please be aware that communications sent to the City Council are public records and are subject to disclosure pursuant to the California Public Records Act and Brown Act unless exempt from disclosure under applicable law. Communications will not be edited for redactions and will be printed/posted as submitted.

AMERICANS WITH DISABILITIES ACT ACCOMMODATIONS:

Any member of the public who needs accommodations should contact the City Clerk's Office at 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.

DISCLOSURE OF CAMPAIGN CONTRIBUTIONS:

Pursuant to Government Code § 84308, City Council Members are disqualified and not able to participate in any agenda item involving contracts (other than competitively bid, labor, or personal employment contracts), franchises, discretionary land use permits and other entitlements if the City Council Member received more than \$250 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant who actively supports or opposes the City's decision on the agenda item since January 1, 2023. Members of the City Council who have received, and applicants, contractors or their agents who have made, campaign contributions totaling more than \$250 to a City Council Member since January 1, 2023, are required to disclose that fact for the official record of the subject proceedings. Disclosures must include the amount of the campaign contribution and identify the recipient City Council Member and may be made either in writing to the City Clerk before the agenda item or by verbal disclosure during consideration.

City Council agendas and minutes may be viewed on the City's website:

www.atascadero.org/agendas

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. 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

AGENDA

Tuesday, August 13, 2024

**City Hall Council Chambers, Fourth Floor
6500 Palma Avenue, Atascadero, California**

<u>City Council Closed Session:</u>	5:00 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. Public Employee Performance Evaluation**
Government Code Sec. 54957
Title: City Manager
 - b. Conference with Legal Counsel – Existing Litigation**
Government Code Sec. 54956.9(d)(1)
Name of case: Newton v. City of Atascadero, California Court of Appeal, Second District, Division 6, Case No. B333543.
- 4. CLOSED SESSION — ADJOURNMENT**
- 5. COUNCIL RETURNS**
- 6. CLOSED SESSION — REPORT, if any**
Announcement(s) of any reportable action(s) taken in Closed Session that occur(s) after the recess of Regular Session will be made at the beginning of the next Regular City Council meeting as Closed Session is not recorded or videotaped.

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

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Funk

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

PRESENTATIONS:

1. Employee Recognition Awards

A. CONSENT CALENDAR: (All items on the consent calendar are considered routine and non-controversial by City staff and will be acted upon by a single action of the City Council unless otherwise requested by an individual Council Member for separate consideration. Public comment on Consent Calendar items will be invited prior to action on the Calendar.)

1. AP & Payroll

- Fiscal Impact: \$4,084,911.28
- Recommendation: Council approve certified accounts payable, payroll and payroll vendor checks for June 2024. [Administrative Services]

2. 2024 F-14 Resurfacing Project Construction Award

- Fiscal Impact: \$450,000 in Measure F-14 monies.
- Recommendation: Council:
 1. Award a construction contract in the amount of \$376,442 to Souza Construction for the 2024 Measure F-14 Pavement Resurfacing Project (Project No. C2024R02).
 2. Authorize the Director of Administrative Services to allocate an additional \$50,000 in Measure F-14 Fund balance to the 2024 Measure F-14 Pavement Resurfacing Project. [Public Works]

3. Santa Rosa Road CDBG Sidewalk and Ramp Improvement Project Construction Award

- Fiscal Impact: \$386,808 in budgeted CDBG funds.
- Recommendation: Council award a construction contract in the amount of \$289,105 to Souza Construction for the Santa Rosa Road CDBG Sidewalk and Ramp Improvements Project (Project No. C2019M02). [Public Works]

4. League of California Cities (CalCities) Voting Delegate

- Fiscal Impact: None.
- Recommendation: Council designate Council Member Newsom as the voting delegate and City Manager Jim Lewis as the alternate for the General Assembly at the Cal Cities Annual Conference and Expo in October 2024 and direct the City Clerk to inform Cal Cities of the designation. [City Clerk]

5. Amendment to Grand Oaks Paseo Master Plan of Development

- Fiscal Impact: Added units above the community center are required to be automatically included within the special tax district, providing fiscal neutrality for the amended project site. Other requested changes will have no effect.
- Recommendation: Council adopt on second reading, by title only, Draft Ordinance amending Planned Development Overlay Zone #27 for the Grand Oaks Paseo project, based on findings. [Community Development]

6. Water Recycling Funding Program Planning Grant

- Fiscal Impact: None.
- Recommendation: Adopt Draft Resolution authorizing the City Manager to submit a grant application to the State Water Resources Control Board for the Water Recycling Funding Program Planning Grant. [Public Works]

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. Confirming Cost of Weed/Vegetative Growth Abatement

- Fiscal Impact: Approximately \$93,840.14.
- Recommendation: Council adopt the Draft Resolution, confirming the cost of vegetative growth (weeds) and/or refuse (rubbish) abatement. [Fire]

C. MANAGEMENT REPORTS:

1. Community Cleanliness Update

- Fiscal Impact: Unknown
- Recommendation: Council:
 1. Introduce, for first reading by title only, Draft Ordinance entitled, "An Ordinance of the City Council of the City of Atascadero, California, Adding Title 5, Chapter 17 Regulating Shopping Carts", to reduce the number of abandoned shopping carts in public spaces, enhancing the community's safety and aesthetics.
 2. Pursue a graffiti abatement program on a trial basis for private property that relies on donations from paint suppliers and labor from service clubs to abate graffiti. [Police]

2. Centennial Plaza Proposals and Selection

- Fiscal Impact: One-time payment of \$7,500 to the candidate not selected. Purchase and Development Agreements are yet to be negotiated and will be considered by Council at a later date.
- Recommendation: Council:
 1. Select the Herrera/Weyrick Team as preferred candidate. Provide general design and project direction on selected candidate's proposal.
 2. Direct the City Manager to work with the selected candidate on a final design, purchase agreement, and development agreement to return to City Council for final approval. [Community Development]

- 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 Funk

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

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. Community Action Partnership of San Luis Obispo (CAPSLO)
4. Design Review Committee
5. Visit SLO CAL Advisory Committee

Council Member Newsom

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

- 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

ADJOURNMENT



CITY OF ATASCADERO

CITY COUNCIL STAFF REPORT

Item A1

Department: Administrative Services
Date: 8/13/24
Placement: Consent

TO: JAMES R. LEWIS, CITY MANAGER
FROM: JERI RANGEL, DIRECTOR OF ADMINISTRATIVE SERVICES
PREPARED BY: KRYS CLARK, ACCOUNTING SPECIALIST
SUBJECT June 2024 Accounts Payable and Payroll

RECOMMENDATION:

Council approve certified City accounts payable, payroll and payroll vendor checks for June 2024.

DISCUSSION:

Attached for City Council review and approval are the following:

PAYROLL

Dated	6/6/24	Checks # 36081-36093	\$	9,674.35
		Direct Deposits		373,937.95
Dated	6/20/24	Checks # 36094-36106		13,493.75
		Direct Deposits		404,781.45

ACCOUNTS PAYABLE

Dated	6/1/24-6/30/24	Checks # 178290 - 178546 & EFTs 5174 -5205		3,283,023.78
		TOTAL AMOUNT	\$	4,084,911.28

FISCAL IMPACT:

Total expenditures for all funds is \$ 4,084,911.28

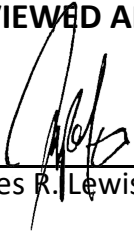
CERTIFICATION:

The undersigned certifies that the attached demands have been released for payment and that funds are available for these demands.



Jeri Rangel
Director of Administrative Services

REVIEWED AND APPROVED FOR COUNCIL AGENDA



James R. Lewis, City Manager

ATTACHMENT:

June 2024 Eden Warrant Register in the amount of

\$ 3,283,023.78

City of Atascadero

8/13/24 | Item A1 | Attachment 1

Disbursement Listing

For the Month of June 2024

Check Number	Check Date	Vendor	Description	Amount
178290	06/03/2024	WEX BANK - BUSINESS UNIVERSAL	Accounts Payable Check	14,930.23
178291	06/03/2024	WEX BANK - WEX FLEET UNIVERSAL	Accounts Payable Check	9,913.69
178292	06/03/2024	ANTHEM BLUE CROSS HEALTH	Payroll Vendor Payment	232,279.67
178294	06/03/2024	GIS BENEFITS	Payroll Vendor Payment	15,593.51
5174	06/06/2024	MCGRIFF INSURANCE SERVICE TRUIST INSURANCE HC	Payroll Vendor Payment	1,402.94
5175	06/06/2024	ANTHEM BLUE CROSS HSA	Payroll Vendor Payment	11,551.67
5176	06/06/2024	STATE DISBURSEMENT UNIT	Payroll Vendor Payment	283.84
178295	06/06/2024	ATASCADERO POLICE OFFICERS	Payroll Vendor Payment	2,376.75
178296	06/06/2024	ATASCADERO PROF. FIREFIGHTERS	Payroll Vendor Payment	1,151.80
178297	06/06/2024	EMPOWER ANNUITY INS CO	Payroll Vendor Payment	8,437.58
178298	06/06/2024	IAFF MERP	Payroll Vendor Payment	1,900.00
178299	06/06/2024	MISSIONSQUARE	Payroll Vendor Payment	8,798.45
178300	06/06/2024	NATIONWIDE RETIREMENT SOLUTION	Payroll Vendor Payment	777.79
5177	06/07/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	20,294.04
5178	06/07/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	36,206.74
5179	06/07/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	2,951.98
5180	06/07/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	2,837.45
5181	06/07/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	8,475.36
5182	06/07/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	11,721.26
5183	06/07/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	15,994.91
5184	06/07/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	27,524.24
5186	06/10/2024	SEIU LOCAL 620	Payroll Vendor Payment	945.01
5187	06/11/2024	RABOBANK, N.A.	Payroll Vendor Payment	65,876.44
5188	06/11/2024	EMPLOYMENT DEV DEPARTMENT	Payroll Vendor Payment	20,037.02
5189	06/11/2024	EMPLOYMENT DEV. DEPARTMENT	Payroll Vendor Payment	3,171.54
178301	06/14/2024	2 MEXICANS, LLC	Accounts Payable Check	3,679.00
178302	06/14/2024	JAKE ABBOTT	Accounts Payable Check	181.08
178303	06/14/2024	AGP VIDEO, INC.	Accounts Payable Check	2,607.50
178304	06/14/2024	ALL SIGNS AND GRAPHICS, INC.	Accounts Payable Check	4,548.75
178305	06/14/2024	ALLIANT INSURANCE SERVICES INC	Accounts Payable Check	150.00
178306	06/14/2024	ALLTECH SERVICES, INC.	Accounts Payable Check	390.00
178307	06/14/2024	ALPHA ELECTRIC SERVICE	Accounts Payable Check	337.50
178308	06/14/2024	ALVAREZ AND RAMIREZ SERVICES	Accounts Payable Check	450.00
178309	06/14/2024	AMERICAN WEST TIRE & AUTO INC	Accounts Payable Check	20.00
178310	06/14/2024	DAVID M. APODACA	Accounts Payable Check	400.00
178311	06/14/2024	KELLY AREBALO	Accounts Payable Check	453.97
178312	06/14/2024	AT&T	Accounts Payable Check	562.14
178314	06/14/2024	ATASCADERO MUTUAL WATER CO.	Accounts Payable Check	18,427.85
178315	06/14/2024	AVILA TRAFFIC SAFETY	Accounts Payable Check	2,876.62
178316	06/14/2024	TERRIE BANISH	Accounts Payable Check	300.00

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178317	06/14/2024	BASSETT'S CRICKET RANCH,INC.	Accounts Payable Check	524.20
178318	06/14/2024	BAUER COMPRESSORS	Accounts Payable Check	194.88
178319	06/14/2024	KEITH R. BERGHER	Accounts Payable Check	651.25
178320	06/14/2024	BERRY MAN, INC.	Accounts Payable Check	931.15
178321	06/14/2024	TERRI RECCHIA BLEDSOE	Accounts Payable Check	450.00
178322	06/14/2024	BORJON AUTO CENTER	Accounts Payable Check	41,729.13
178323	06/14/2024	BRENDLER JANITORIAL SERVICE	Accounts Payable Check	755.00
178324	06/14/2024	BREZDEN PEST CONTROL, INC.	Accounts Payable Check	70.00
178325	06/14/2024	CANNON	Accounts Payable Check	13,471.88
178326	06/14/2024	CC DYNASTY FUTBOL CLUB	Accounts Payable Check	1,276.00
178327	06/14/2024	CCI OFFICE TECHNOLOGIES	Accounts Payable Check	300.88
178328	06/14/2024	CENTRAL COAST EVALUATION SERV.	Accounts Payable Check	1,000.00
178329	06/14/2024	CHARTER COMMUNICATIONS	Accounts Payable Check	1,970.47
178330	06/14/2024	LARA CHRISTENSEN	Accounts Payable Check	79.00
178331	06/14/2024	KAREN A. CLANIN	Accounts Payable Check	220.50
178332	06/14/2024	CLEATH-HARRIS GEOLOGISTS, INC.	Accounts Payable Check	2,851.80
178333	06/14/2024	CLEVER CONCEPTS, INC.	Accounts Payable Check	55.00
178334	06/14/2024	COLE FARMS, INC.	Accounts Payable Check	2,969.88
178335	06/14/2024	COLOR CRAFT PRINTING	Accounts Payable Check	269.77
178336	06/14/2024	CONSOR NORTH AMERICA, INC.	Accounts Payable Check	6,551.08
178337	06/14/2024	CRYSTAL SPRINGS WATER	Accounts Payable Check	20.00
178338	06/14/2024	CSG CONSULTANTS, INC.	Accounts Payable Check	3,743.67
178339	06/14/2024	CULLIGAN SANTA MARIA	Accounts Payable Check	477.75
178340	06/14/2024	GREG C. CUNNINGHAM	Accounts Payable Check	90.00
178341	06/14/2024	NICHOLAS DEBAR	Accounts Payable Check	300.00
178342	06/14/2024	DOOMSDAY SKATE, LLC	Accounts Payable Check	12.00
178343	06/14/2024	PHILIP DUNSMORE	Accounts Payable Check	300.00
178344	06/14/2024	FERRELL'S AUTO REPAIR	Accounts Payable Check	388.97
178345	06/14/2024	FILIPPIN ENGINEERING, INC.	Accounts Payable Check	51,485.97
178346	06/14/2024	SUSAN FUNK	Accounts Payable Check	955.08
178347	06/14/2024	ANNE E. GALLAGHER	Accounts Payable Check	866.25
178348	06/14/2024	GAS COMPANY	Accounts Payable Check	125.97
178349	06/14/2024	GHS PARTS, INC.	Accounts Payable Check	5.00
178350	06/14/2024	SCOTT GROOMER	Accounts Payable Check	500.00
178351	06/14/2024	TRISTAN M. GUILLORY	Accounts Payable Check	60.00
178352	06/14/2024	DORIAN M. HACHIGIAN	Accounts Payable Check	400.00
178353	06/14/2024	HANSEN BRO'S CUSTOM FARMING	Accounts Payable Check	13,864.50
178354	06/14/2024	INTERWEST CONSULTING GROUP INC	Accounts Payable Check	135.20
178355	06/14/2024	IRON MOUNTAIN RECORDS MGMNT	Accounts Payable Check	155.18
178356	06/14/2024	JEFF & TONY'S DSD, LLC	Accounts Payable Check	254.16

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178357	06/14/2024	JK'S UNLIMITED, INC.	Accounts Payable Check	16,607.56
178358	06/14/2024	SPENCER KEMP	Accounts Payable Check	25.00
178359	06/14/2024	KAYLA KLINGENBERG	Accounts Payable Check	86.00
178360	06/14/2024	KNECHT'S PLUMBING & HEATING	Accounts Payable Check	479.14
178361	06/14/2024	L.N. CURTIS & SONS	Accounts Payable Check	10,060.55
178362	06/14/2024	LEE WILSON ELECTRIC CO. INC	Accounts Payable Check	3,182.19
178363	06/14/2024	JAMES R. LEWIS	Accounts Payable Check	2,184.81
178364	06/14/2024	LIN LI	Accounts Payable Check	162.00
178365	06/14/2024	LIFE ASSIST, INC.	Accounts Payable Check	282.10
178366	06/14/2024	MADRONE LANDSCAPES, INC.	Accounts Payable Check	385.00
178367	06/14/2024	MARBORG INDUSTRIES	Accounts Payable Check	3,353.53
178368	06/14/2024	MICHAEL K. NUNLEY & ASSC, INC.	Accounts Payable Check	9,291.44
178369	06/14/2024	MINER'S ACE HARDWARE	Accounts Payable Check	279.96
178370	06/14/2024	SAM MOUNTAIN	Accounts Payable Check	24.12
178371	06/14/2024	MARINA MOYA	Accounts Payable Check	54.36
178372	06/14/2024	MV TRANSPORTATION, INC.	Accounts Payable Check	11,554.56
178373	06/14/2024	NEW TIMES	Accounts Payable Check	1,287.00
178374	06/14/2024	ODP BUSINESS SOLUTIONS, LLC	Accounts Payable Check	164.50
178377	06/14/2024	PACIFIC GAS AND ELECTRIC	Accounts Payable Check	75,701.53
178378	06/14/2024	MANNY PALACIOS	Accounts Payable Check	500.00
178379	06/14/2024	PASO ROBLES SAFE & LOCK, INC.	Accounts Payable Check	142.96
178380	06/14/2024	PAVEMENT ENGINEERING, INC.	Accounts Payable Check	38,600.00
178381	06/14/2024	KATHRYN PAYNE	Accounts Payable Check	121.73
178382	06/14/2024	PENGUIN RANDOM HOUSE, LLC	Accounts Payable Check	261.44
178383	06/14/2024	DEAN PERICIC	Accounts Payable Check	79.00
178384	06/14/2024	PROCARE JANITORIAL SUPPLY, INC.	Accounts Payable Check	465.19
178385	06/14/2024	PROFORCE LAW ENFORCEMENT	Accounts Payable Check	417.79
178386	06/14/2024	PRP COMPANIES	Accounts Payable Check	377.88
178387	06/14/2024	LAUREN-ASHLEY PURIFY	Accounts Payable Check	172.00
178388	06/14/2024	RAINSCAPE, A LANDSCAPE SVC CO.	Accounts Payable Check	7,242.00
178389	06/14/2024	JERI RANGEL	Accounts Payable Check	300.00
178390	06/14/2024	RICHARDS, WATSON & GERSHON	Accounts Payable Check	14,643.59
178391	06/14/2024	BRIAN S. RICKS	Accounts Payable Check	90.00
178392	06/14/2024	MARCELES RODRIGUEZ	Accounts Payable Check	260.00
178393	06/14/2024	CORBIN J. ROSSI	Accounts Payable Check	90.00
178394	06/14/2024	SAFARI LTD.	Accounts Payable Check	323.64
178395	06/14/2024	SCOTT O'BRIEN FIRE & SAFETY CO	Accounts Payable Check	219.94
178396	06/14/2024	RANDY D. SMART, JR.	Accounts Payable Check	60.00
178397	06/14/2024	SOUTH COAST FIRE EQUIPMENT	Accounts Payable Check	698.96
178398	06/14/2024	SOUZA CONSTRUCTION, INC.	Accounts Payable Check	269,923.57

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For the Month of June 2024

Check Number	Check Date	Vendor	Description	Amount
178399	06/14/2024	SPEAKWRITE, LLC.	Accounts Payable Check	360.37
178400	06/14/2024	SPECIALIZED EQUIPMENT REPAIR	Accounts Payable Check	3,153.37
178401	06/14/2024	KURT W. STONE	Accounts Payable Check	1,200.00
178402	06/14/2024	SUNLIGHT JANITORIAL, INC.	Accounts Payable Check	1,650.00
178403	06/14/2024	SUPERION, LLC	Accounts Payable Check	135.00
178404	06/14/2024	DANIEL SUTTLES	Accounts Payable Check	79.00
178405	06/14/2024	SWCA, INC.	Accounts Payable Check	4,114.13
178406	06/14/2024	MADLINE M. TAYLOR	Accounts Payable Check	306.90
178407	06/14/2024	WILLIAM L. TEDONE	Accounts Payable Check	270.00
178408	06/14/2024	THOMSON REUTERS - WEST	Accounts Payable Check	212.09
178409	06/14/2024	KARL O. TOERGE	Accounts Payable Check	192.00
178410	06/14/2024	AYLA TOMAC	Accounts Payable Check	86.00
178411	06/14/2024	TOP TRUMPS USA INC.	Accounts Payable Check	2,000.00
178412	06/14/2024	TRI-COUNTY OFFICE FURNITURE	Accounts Payable Check	698.74
178418	06/14/2024	U.S. BANK	Accounts Payable Check	43,567.38
178419	06/14/2024	ULTREX BUSINESS PRODUCTS	Accounts Payable Check	58.60
178420	06/14/2024	USA BLUE BOOK	Accounts Payable Check	155.46
178421	06/14/2024	GREG J. VEGHER	Accounts Payable Check	60.00
178422	06/14/2024	VERIZON WIRELESS	Accounts Payable Check	1,669.49
178423	06/14/2024	VERNON CO.	Accounts Payable Check	474.85
178424	06/14/2024	VINO VICE, INC.	Accounts Payable Check	235.00
178425	06/14/2024	WATER SYSTEMS CONSULTING, INC.	Accounts Payable Check	39,202.25
178426	06/14/2024	KAREN B. WYKE	Accounts Payable Check	1,256.40
5190	06/21/2024	MCGRIFF INSURANCE SERVICE TRUIST INSURANCE HC	Payroll Vendor Payment	1,402.94
5191	06/21/2024	ANTHEM BLUE CROSS HSA	Payroll Vendor Payment	15,051.67
5192	06/21/2024	STATE DISBURSEMENT UNIT	Payroll Vendor Payment	283.84
5201	06/21/2024	ATASCADERO POLICE OFFICERS	Payroll Vendor Payment	2,376.75
178427	06/21/2024	ATASCADERO PROF. FIREFIGHTERS	Payroll Vendor Payment	1,151.80
178428	06/21/2024	EMPOWER ANNUITY INS CO	Payroll Vendor Payment	8,394.52
178429	06/21/2024	IAFF MERP	Payroll Vendor Payment	1,900.00
178430	06/21/2024	MISSIONSQUARE	Payroll Vendor Payment	9,974.36
178431	06/21/2024	NATIONWIDE RETIREMENT SOLUTION	Payroll Vendor Payment	853.80
5193	06/24/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	19,190.79
5194	06/24/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	35,334.12
5195	06/24/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	2,756.76
5196	06/24/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	2,837.45
5197	06/24/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	8,475.40
5198	06/24/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	11,362.95
5199	06/24/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	15,210.36
5200	06/24/2024	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	27,896.73

City of Atascadero

8/13/24 | Item A1 | Attachment 1

Disbursement Listing

For the Month of June 2024

Check Number	Check Date	Vendor	Description	Amount
5202	06/24/2024	SEIU LOCAL 620	Payroll Vendor Payment	1,002.82
5203	06/25/2024	RABOBANK, N.A.	Payroll Vendor Payment	81,496.62
5204	06/25/2024	EMPLOYMENT DEV DEPARTMENT	Payroll Vendor Payment	27,306.08
5205	06/25/2024	EMPLOYMENT DEV. DEPARTMENT	Payroll Vendor Payment	3,188.08
178432	06/26/2024	Z 3, LLC	Accounts Payable Check	36,832.98
178433	06/28/2024	2 MEXICANS, LLC	Accounts Payable Check	1,629.00
178434	06/28/2024	A & F SOUVENIR	Accounts Payable Check	131.94
178435	06/28/2024	AGM CALIFORNIA, INC.	Accounts Payable Check	2,304.00
178436	06/28/2024	ALLIANT INSURANCE SERVICES INC	Accounts Payable Check	150.00
178437	06/28/2024	ALLTECH SERVICES, INC.	Accounts Payable Check	780.00
178438	06/28/2024	ALPHA ELECTRIC SERVICE	Accounts Payable Check	405.00
178439	06/28/2024	ANTECH DIAGNOSTICS	Accounts Payable Check	864.29
178441	06/28/2024	AT&T	Accounts Payable Check	1,303.19
178442	06/28/2024	AT&T	Accounts Payable Check	762.44
178443	06/28/2024	ATASCADERO HAY & FEED	Accounts Payable Check	2,841.72
178444	06/28/2024	AURORA WORLD, INC.	Accounts Payable Check	924.26
178445	06/28/2024	AVILA TRAFFIC SAFETY	Accounts Payable Check	2,322.86
178446	06/28/2024	BASSETT'S CRICKET RANCH, INC.	Accounts Payable Check	163.51
178447	06/28/2024	BATTERY SYSTEMS, INC.	Accounts Payable Check	157.37
178448	06/28/2024	BERRY MAN, INC.	Accounts Payable Check	1,026.70
178449	06/28/2024	BURKE, WILLIAMS, & SORENSON LLP	Accounts Payable Check	18,284.54
178450	06/28/2024	KRYSTAL CARLON	Accounts Payable Check	199.87
178451	06/28/2024	CAROLLO ENGINEERS, INC.	Accounts Payable Check	9,189.00
178452	06/28/2024	CHARTER COMMUNICATIONS	Accounts Payable Check	4,346.33
178453	06/28/2024	COASTAL COPY, INC.	Accounts Payable Check	472.04
178454	06/28/2024	COLOR CRAFT PRINTING	Accounts Payable Check	785.54
178455	06/28/2024	COMFORT LIVING HEATING & AIR	Accounts Payable Check	525.00
178456	06/28/2024	CONSOR NORTH AMERICA, INC.	Accounts Payable Check	3,891.88
178457	06/28/2024	CRISP IMAGING	Accounts Payable Check	1,174.12
178458	06/28/2024	CULLIGAN SANTA MARIA	Accounts Payable Check	88.90
178459	06/28/2024	GREG C. CUNNINGHAM	Accounts Payable Check	90.00
178460	06/28/2024	DAN BIDDLE PEST CONTROL SERVIC	Accounts Payable Check	135.00
178461	06/28/2024	CHRISTOPHER DEATON	Accounts Payable Check	248.56
178462	06/28/2024	DEPARTMENT OF JUSTICE	Accounts Payable Check	2,374.00
178463	06/28/2024	DIMES MEDIA CORPORATION	Accounts Payable Check	1,255.01
178464	06/28/2024	LISA DINIELLI	Accounts Payable Check	14.00
178465	06/28/2024	EARTH SYSTEMS PACIFIC	Accounts Payable Check	510.15
178466	06/28/2024	EXECUTIVE JANITORIAL	Accounts Payable Check	3,500.00
178467	06/28/2024	FENCE FACTORY ATASCADERO	Accounts Payable Check	490.50
178468	06/28/2024	FGL ENVIRONMENTAL	Accounts Payable Check	4,996.00

City of Atascadero

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Disbursement Listing

For the Month of June 2024

Check Number	Check Date	Vendor	Description	Amount
178469	06/28/2024	FIESTA MAHAR MANUFACTURNG CORP	Accounts Payable Check	922.30
178470	06/28/2024	FILIPPIN ENGINEERING, INC.	Accounts Payable Check	3,932.50
178471	06/28/2024	GAS COMPANY	Accounts Payable Check	841.19
178472	06/28/2024	GHS PARTS, INC.	Accounts Payable Check	228.00
178473	06/28/2024	GIBBS INTERNATIONAL, INC.	Accounts Payable Check	105.93
178474	06/28/2024	KATHLEEN GROGAN	Accounts Payable Check	519.00
178475	06/28/2024	TRISTAN M. GUILLORY	Accounts Payable Check	60.00
178476	06/28/2024	HART IMPRESSIONS PRINTING	Accounts Payable Check	906.67
178477	06/28/2024	KELLIE K. HART	Accounts Payable Check	389.20
178478	06/28/2024	HARTZELL GEN. ENG. CONTRACTOR	Accounts Payable Check	623,665.50
178479	06/28/2024	HERC RENTALS, INC.	Accounts Payable Check	157.69
178481	06/28/2024	HOME DEPOT CREDIT SERVICES	Accounts Payable Check	4,001.06
178482	06/28/2024	IMPACT PHOTOGRAPHICS, INC.	Accounts Payable Check	242.72
178483	06/28/2024	J. CARROLL CORPORATION	Accounts Payable Check	2,343.32
178484	06/28/2024	JEFF & TONY'S DSD, LLC	Accounts Payable Check	155.52
178485	06/28/2024	JK'S UNLIMITED, INC.	Accounts Payable Check	5,867.69
178486	06/28/2024	JOEBELLA COFFEE ROASTERS	Accounts Payable Check	92.50
178487	06/28/2024	K & M INTERNATIONAL	Accounts Payable Check	4,890.54
178488	06/28/2024	KEY TERMITE & PEST CONTROL,INC	Accounts Payable Check	555.00
178489	06/28/2024	KPRL 1230 AM	Accounts Payable Check	620.00
178490	06/28/2024	KSBY COMMUNICATIONS	Accounts Payable Check	260.00
178491	06/28/2024	L.N. CURTIS & SONS	Accounts Payable Check	414.74
178492	06/28/2024	LEE WILSON ELECTRIC CO. INC	Accounts Payable Check	2,201.53
178493	06/28/2024	JAMES R. LEWIS	Accounts Payable Check	340.68
178494	06/28/2024	LIFE ASSIST, INC.	Accounts Payable Check	1,600.60
178495	06/28/2024	MARBORG INDUSTRIES	Accounts Payable Check	1,523.05
178496	06/28/2024	MARGARITA ADVENTURES, LLC	Accounts Payable Check	242.20
178497	06/28/2024	MID-COAST MOWER & SAW, INC.	Accounts Payable Check	110.90
178498	06/28/2024	MIG	Accounts Payable Check	16,617.42
178499	06/28/2024	MINER'S ACE HARDWARE	Accounts Payable Check	821.59
178500	06/28/2024	JOE MURPHY	Accounts Payable Check	250.00
178501	06/28/2024	NEW TIMES	Accounts Payable Check	468.00
178502	06/28/2024	NORTH COAST ENGINEERING INC.	Accounts Payable Check	500.00
178503	06/28/2024	ODP BUSINESS SOLUTIONS, LLC	Accounts Payable Check	72.75
178504	06/28/2024	MIKE ORVIS	Accounts Payable Check	544.31
178505	06/28/2024	PACIFIC CNTRL COAST HLTH CTRS	Accounts Payable Check	410.00
178506	06/28/2024	PACIFIC GAS AND ELECTRIC	Accounts Payable Check	7,000.00
178507	06/28/2024	PACIFIC GAS AND ELECTRIC	Accounts Payable Check	3,127.99
178508	06/28/2024	PEAKWIFI, LLC	Accounts Payable Check	5,200.00
178509	06/28/2024	DEAN PERICIC	Accounts Payable Check	1,600.00

City of Atascadero

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Disbursement Listing

For the Month of June 2024

Check Number	Check Date	Vendor	Description	Amount
178510	06/28/2024	PERRY'S PARCEL & GIFT	Accounts Payable Check	75.00
178511	06/28/2024	PROCARE JANITORIAL SUPPLY,INC.	Accounts Payable Check	893.58
178512	06/28/2024	QUINCON, INC.	Accounts Payable Check	78,317.05
178513	06/28/2024	RAINSCAPE, A LANDSCAPE SVC CO.	Accounts Payable Check	10,115.00
178514	06/28/2024	RECOGNITION WORKS	Accounts Payable Check	8.05
178515	06/28/2024	BRIAN S. RICKS	Accounts Payable Check	270.00
178516	06/28/2024	CORBIN J. ROSSI	Accounts Payable Check	150.00
178517	06/28/2024	SAN LUIS CUSTOMS, INC.	Accounts Payable Check	3,161.09
178518	06/28/2024	SANTA CLARA CO PUBLIC SAFETY	Accounts Payable Check	350.00
178519	06/28/2024	SCOTT O'BRIEN FIRE & SAFETY CO	Accounts Payable Check	375.40
178520	06/28/2024	SPENCER SHERRILL	Accounts Payable Check	231.17
178521	06/28/2024	THE SHERWIN-WILLIAMS COMPANY	Accounts Payable Check	207.65
178522	06/28/2024	SLO CO AIR POLLUTION CTRL DIST	Accounts Payable Check	6,692.40
178523	06/28/2024	RANDY SMART	Accounts Payable Check	60.00
178524	06/28/2024	SOUZA CONSTRUCTION, INC.	Accounts Payable Check	494,098.61
178525	06/28/2024	CONNER M. SPEARS	Accounts Payable Check	10,000.00
178526	06/28/2024	SUNBELT RENTALS, INC.	Accounts Payable Check	480.14
178527	06/28/2024	SUNLIGHT JANITORIAL, INC.	Accounts Payable Check	1,650.00
178528	06/28/2024	WILLIAM L. TEDONE	Accounts Payable Check	90.00
178529	06/28/2024	TEMPLETON UNIFORMS, LLC	Accounts Payable Check	1,665.64
178530	06/28/2024	CHRISTOPHER DANIEL THOMAS	Accounts Payable Check	120.00
178531	06/28/2024	T-MOBILE USA, INC.	Accounts Payable Check	100.00
178532	06/28/2024	TOWN & COUNTRY FENCING	Accounts Payable Check	5,275.00
178533	06/28/2024	UNITED RENTALS (NORTH AM), INC	Accounts Payable Check	2,049.23
178534	06/28/2024	VANIR CONSTRUCTION MANAGEMENT	Accounts Payable Check	125,139.10
178535	06/28/2024	REESE VARGUES	Accounts Payable Check	98.00
178536	06/28/2024	VERIZON WIRELESS	Accounts Payable Check	21.36
178537	06/28/2024	VINO VICE, INC.	Accounts Payable Check	658.00
178538	06/28/2024	VISIT SLO CAL	Accounts Payable Check	56,492.05
178539	06/28/2024	WALLACE GROUP	Accounts Payable Check	21,775.00
178540	06/28/2024	WARM FUZZY TOYS	Accounts Payable Check	656.36
178541	06/28/2024	WATER SYSTEMS CONSULTING, INC.	Accounts Payable Check	51,659.45
178542	06/28/2024	WEST COAST AUTO & TOWING, INC.	Accounts Payable Check	1,035.00
178543	06/28/2024	YEH AND ASSOCIATES, INC.	Accounts Payable Check	45,957.61
178544	06/28/2024	YOUTH EVOLUTION SOCCER	Accounts Payable Check	1,318.20
178546	06/28/2024	ZOOM IMAGING SOLUTIONS, INC.	Accounts Payable Check	2,787.05
				\$ 3,283,023.78



CITY OF ATASCADERO

CITY COUNCIL STAFF REPORT

Item A2

Department: Public Works
Date: 8/13/24
Placement: Consent

TO: JAMES R. LEWIS, CITY MANAGER
FROM: NICK DE BAR, DIRECTOR OF PUBLIC WORKS/CITY ENGINEER
PREPARED BY: JOE MURPHY, ASSOCIATE CIVIL ENGINEER – CAPITAL PROJECTS
SUBJECT: 2024 Measure F-14 Pavement Resurfacing Project Construction Award

RECOMMENDATIONS:

Council:

1. Award a construction contract in the amount of \$376,442 to Souza Construction for the 2024 Measure F-14 Pavement Resurfacing Project (Project No. C2024R02).
2. Authorize the Director of Administrative Services to allocate an additional \$50,000 in Measure F-14 Fund balance to the 2024 Measure F-14 Pavement Resurfacing Project.

DISCUSSION:

BACKGROUND

Sales Tax Measure F-14 was approved by voters in November 2014 to fund the repair, maintenance, and rehabilitation of City-maintained local roadways with a one-half cent sales tax over twelve years. A list of projects to be funded with Measure F-14 revenue is developed each budget cycle by employing the Critical Point Management technique with the City’s Pavement Management Program. The roadway segments in the chart below are part of the 2024 Measure F-14 Pavement Resurfacing Project and are included in both the current Budget and 5-Year Capital Improvement Program (CIP). This project covers a total of 1.4 centerline road miles, or 2.8 lane miles. A map showing these segments is also attached for reference (Attachment 1).

Road Segment	From	To	Length (ft.)	2024 PCI
Capistrano Ave	Capistrano Ave	Highway 41	810	57
Country Club Dr	Capistrano Ave	End	630	53
Del Rio	Portero	San Anselmo	4,020	52
San Andres	Atascadero Ave	San Marcos Rd	1,630	74

Total: 7,090

DESIGN ANALYSIS

Generally, roadway segments selected according to the City's Pavement Management Program for resurfacing have pavement conditions that are appropriate for microsurfacing or a thin overlay. The roadway segments may also have areas of localized pavement failures, usually associated with poor subgrade conditions or drainage issues. City staff typically perform design work and prepare bidding documents for these resurfacing projects. The design process includes inspecting each street segment, identifying areas that require pavement repairs, crack sealing, or minor modifications to improve drainage or access.

For the roadway segments included in the 2024 F-14 Pavement Resurfacing Project, multiple localized pavement repairs will be completed by the contractor prior to microsurfacing. Upon completion of microsurfacing, all roadways will be restriped in conformance with California Manual on Uniform Traffic Control Devices (CA MUTCD) standards.

BID ANALYSIS

The project was publicly bid, starting June 24, 2024, for a minimum of 30 days in accordance with State Contracting Laws and the City's Purchasing Policy. A public bid opening occurred on July 25, 2024, and four bids were received ranging from \$376,442 to \$445,325. The bids were reviewed for accuracy and compliance with project bidding requirements, and the City Engineer has determined that Souza Construction of San Luis Obispo is the lowest responsive bidder at \$376,442. Bidding was competitive for this project and Souza's bid is considered a fair and reasonable price for this project scope. The engineer's construction estimate for this project was \$360,480.

CONSTRUCTION

During construction, some inconvenience is expected to vehicular and pedestrian traffic along the roadway segments. While microsurfacing cures quickly, particularly with hot, dry air temperatures, there is still a short delay (5-20 minutes) that is needed before vehicles are allowed across the newly surfaced roadway. Staff will work closely and coordinate with the contractor to minimize impacts to the greatest extent possible. Signage and outreach efforts will be used to notify property and business owners on each roadway segment of the construction schedule prior to work beginning. The contractor will be required to prepare a traffic control plan, and City staff will work with the contractor to minimize travel delays and impediments to driveways on all roadway segments.

ENVIRONMENTAL REVIEW

The proposed project is Categorically Exempt (Class 1) from the provisions of the California Environmental Quality Act (California Public Resources Code §§ 21000, et seq., "CEQA") and CEQA Guidelines (Title 14 California Code of Regulations §§ 15000, et seq.) pursuant to CEQA Guidelines Section 15301, because it is limited to repair and maintenance of existing facilities. A finding of exemption is on file in the project records

ALTERNATIVES TO THE STAFF RECOMMENDATION:

Staff does not recommend any alternatives. Council may direct staff to rebid the project or remove work items, however, staff believes the bids received are highly competitive and pricing is reasonable. A rebid will likely result in higher bid proposals and may push the construction schedule into the fall when temperatures are not as conducive to microsurfacing treatment.

FISCAL IMPACT:

The 2023-2025 adopted budget includes \$400,000 in Measure F-14 monies for project funding. However, staff estimates that project expenditures may be as high as \$450,000 with construction contingencies and recommends appropriating an additional \$50,000 to the project budget.

To date, there has been approximately \$10,000 spent in City staff time for the design and bid phases of the project. Other non-construction costs remaining include material testing, coordination, and inspection fees that are estimated to be around \$25,000, or about 7% of construction costs.

The following summarizes the estimated project expenditures and funding sources:


ESTIMATED EXPENDITURES (2024 F-14)	
Design and Bid Phase	\$ 10,000
Construction Contract	376,422
Construction Inspection / Testing / Administration @ 10%	25,000
Construction Contingency @ 10%	38,578
Total Estimated Expenditures:	\$ 450,000

BUDGETED FUNDING SOURCES	
Measure F-14 Fund: 2024 Pavement Resurfacing	\$400,000
Measure F-14 Fund Reserve Allocation	50,000
Total Budgeted Funding Sources:	\$450,000

REVIEWED BY OTHERS:

This item has been reviewed by the Administrative Services Director.

REVIEWED AND APPROVED FOR COUNCIL AGENDA



 James R. Lewis, City Manager

ATTACHMENT(S):

1. Project Location Map
2. Bid Summary

LEGEND:

 2024 RESURFACING SEGMENT

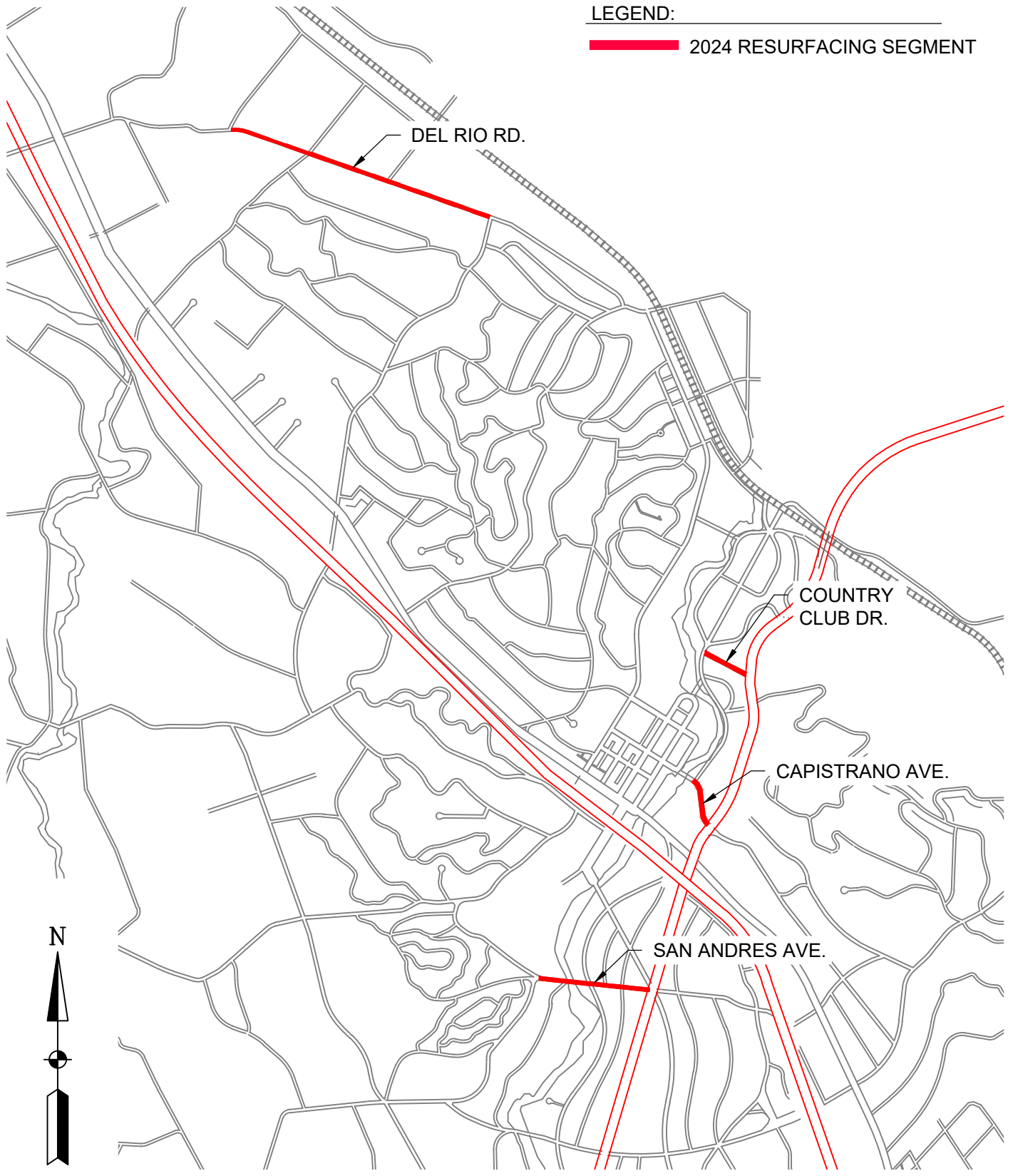


EXHIBIT
2024 F-14 PMP PROJECT
ROADWAY REPAIR LOCATIONS

DRAWN BY:	J. MURPHY
DATE:	7/26/2024
SCALE:	1" = 2000'
PAGE NO:	1 OF 1

City of Atascadero

Office of the City Clerk

Bid Summary

TO: Public Works
FROM: Jessica Krouse, Deputy City Clerk
BID NO.: 9195703
OPENED: 7/25/2024
PROJECT: 2024 Measure F-14 Pavement Resurfacing (C2024R02)

4

Bids were received and opened today, as follows:

<u>Name of Bidder</u>	<u>Base Bid Total</u>
Souza Engineering Contracting, Inc. dba Souza Construction	\$376,441.50
Papich Contruction	\$380,980.00
V. Lopez & Sons Inc.	\$393,701.90
VSS International	\$445,325.00



CITY OF ATASCADERO

CITY COUNCIL STAFF REPORT

Item A3

Department: Public Works
Date: 8/13/24
Placement: Consent

TO: JAMES R. LEWIS, CITY MANAGER
FROM: NICK DE BAR, DIRECTOR OF PUBLIC WORKS/CITY ENGINEER
PREPARED BY: JOE MURPHY, ASSOCIATE CIVIL ENGINEER – CAPITAL PROJECTS
SUBJECT: Santa Rosa Road CDBG Sidewalk and Ramp Improvement Project
Construction Award

RECOMMENDATION:

Council award a construction contract in the amount of \$289,105 to Souza Construction for the Santa Rosa Road CDBG Sidewalk and Ramp Improvements Project (Project No. C2019M02).

DISCUSSION:

BACKGROUND

The Community Development Block Grant (CDBG) Program is a federal grant program through the Department of Housing and Urban Development, administered locally through the County of San Luis Obispo. The program is intended to support community development activities to build stronger and more resilient communities. A portion of the City's CDBG allocation must be used for public facility projects. The City is eligible to apply for these funds and has traditionally used these funds for design and construction of sidewalk and pedestrian improvements to remove barriers related to the Americans with Disabilities Act (ADA). Generally, these projects are smaller in nature (\$100,000-\$150,000) and address non-compliant pedestrian ramps and sidewalks, as well as pedestrian connectivity issues by constructing "missing links" between sidewalks and other upgrades to the existing infrastructure to provide greater accessibility. However, as construction costs have risen, and in order to construct a useful and cohesive improvement, projects have generally required the combination of multiple years of funding.

The Santa Rosa Road CDBG Sidewalk and Ramp Improvement Project was awarded a \$114,566 grant during the 2020 funding cycle, a second \$90,652 grant award during the 2022 funding cycle, and a third \$120,155.14 grant award during the 2023 funding cycle. Additional funding totaling \$61,435.40 was reallocated from the remaining 2017, 2018, 2020 and 2021 CDBG allocations to this project for total project funding in the amount of \$386,808.54.

The City prioritized this project to remove pedestrian barriers along Santa Rosa Road, adjacent to the Motel 6 property, and at the intersection with El Camino Real. Santa Rosa Road has existing

sidewalk along the north roadway edge between El Camino Real and the US 101 northbound on-ramp which has degraded over time and no longer meets ADA requirements. Additionally, the curb ramp at the northwest corner of El Camino Real and Santa Rosa Road does not meet ADA requirements and will be replaced to address deficiencies.

This project will reconstruct approximately 390 lineal feet of 4-foot wide concrete sidewalk along the north side of Santa Rosa Road and the associated curb and gutter, increase the height of the adjoining retaining wall by 1 foot and install a new handrail, replace the existing pedestrian ramp at the northwest corner of Santa Rosa Road and El Camino Real, and reconstructed the asphalt roadway section of the westbound lane to allow for conforming to existing grades. A map of this area is shown below for reference.



BID ANALYSIS

The project was advertised for a minimum of 30 days, beginning on June 14, 2024, with a public bid opening on July 18, 2024. Two bids were received ranging from \$289,105 to \$397,773 with the low bid submitted by Souza Construction. The bids were reviewed for accuracy and compliance with the City of Atascadero and Federal bidding requirements, and the City Engineer determined that Souza Construction was the lowest responsive bidder. The second lowest bidder, Atkinson Construction, contained a bid error in the extension of quantities, but with the correction to the bid the total was \$307,773, which did not alter the order of bidders. The low bid exceeded the engineer's estimate but is in line with other similar small projects that have opened within the last month and is reflective of the overall bidding environment in our region.

ENVIRONMENTAL REVIEW

The proposed project is Categorically Exempt (Class 1) from the provisions of the California Environmental Quality Act (California Public Resources Code §§ 21000, et seq., "CEQA") and CEQA Guidelines (Title 14 California Code of Regulations §§ 15000, et seq.) pursuant to CEQA Guidelines Section 15301, because it is limited to repair and maintenance of existing facilities. A finding of exemption is on file in the project records.

Since the project is federally funded, a review under the National Environmental Policy Act (NEPA) is also required. As the funding recipient agency, the County of San Luis Obispo completes the NEPA analysis. This project was found to be Categorically Excluded per 24 CFR 58.35(a). This finding of exemption is on file with the project records, and associated mitigation requirements are included in the project bid documents.

ALTERNATIVES TO THE STAFF RECOMMENDATION:

Council may direct staff to rebid the project; however, staff believes the low bid received is reasonable given current construction costs and the bidding environment. In addition, Souza's bid can be completed with budgeted funds.

FISCAL IMPACT:

A total of \$386,808 in CDBG Funds is currently budgeted for this project. The following tables summarize the estimated project expenditures and funding sources:


ESTIMATED EXPENDITURES	
Design and Bid Phase	\$ 42,000
Construction Contract	289,105
Construction Contingency @ 11%	32,703
Construction Inspection / Testing / Administration @ 8%	23,000
Total Estimated Expenditures:	\$ 386,808

BUDGETED FUNDING SOURCES	
2020 CDBG Allocation	\$114,566
2022 CDBG Allocation	90,652
2023 CDBG Allocation	120,155
CDBG Reallocation	61,435
Total Budgeted Funding Sources:	\$386,808

REVIEWED BY OTHERS:

This item has been reviewed by the Administrative Services Director.

REVIEWED AND APPROVED FOR COUNCIL AGENDA



James R. Lewis, City Manager

ATTACHMENT(S):

1. Project Location Map
2. Bid Summary

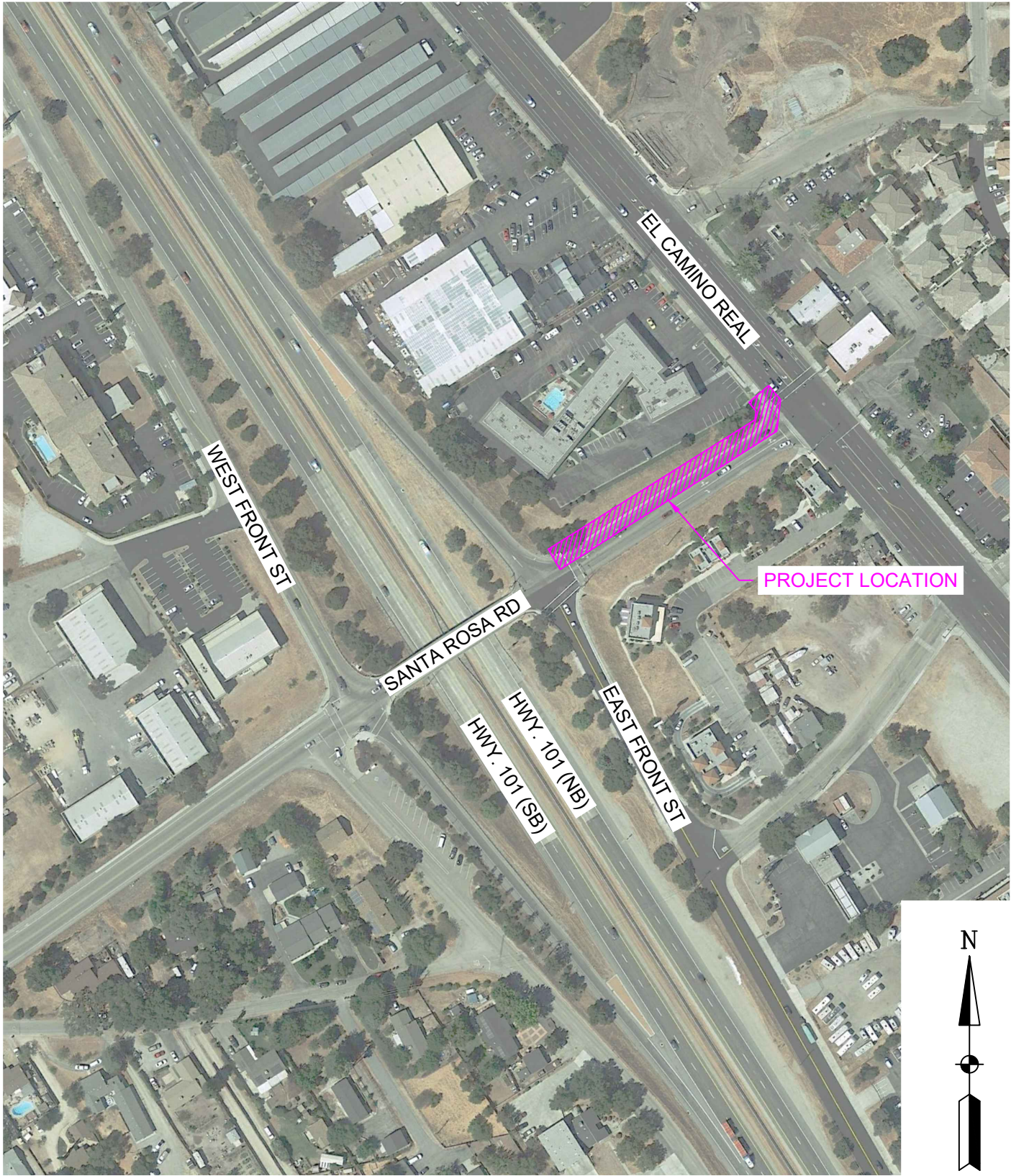


EXHIBIT 1
**CDBG PROJECT - SANTA ROSA ROAD
 LOCATION MAP**

DRAWN BY:	R. HAYES
DATE:	2/26/2021
SCALE:	1"=200'
PAGE NO:	1 OF 1



CITY OF ATASCADERO

CITY COUNCIL STAFF REPORT

Item A4

Department: City Clerk's Office
Date: 8/13/24
Placement: Consent

TO: JAMES R. LEWIS, CITY MANAGER
FROM: LARA K. CHRISTENSEN, CITY CLERK
PREPARED BY: LARA K. CHRISTENSEN, CITY CLERK

SUBJECT: Voting Delegate Designation – Cal Cities Annual Conference and Expo

RECOMMENDATION:

Council designate Council Member Newsom as the voting delegate and City Manager Jim Lewis as the alternate for the General Assembly at the Cal Cities Annual Conference and Expo in October 2024 and direct the City Clerk to inform Cal Cities of the designation.

DISCUSSION:

This year's League of California Cities' Annual Conference is scheduled for Wednesday, October 16 through Friday, October 18, 2024, in Long Beach. One very important aspect of the Annual Conference is the General Assembly when the membership takes action on conference resolutions. Annual Conference resolutions guide cities and Cal Cities in their efforts to improve the quality, responsiveness, and vitality of local government in California.

Each City Council is asked to designate a voting representative who will be present at the General Assembly. The Council may also appoint an alternate for the voting delegate, if they desire. League bylaws provide that each city is entitled to one vote in matters affecting municipal or League policy. City Manager Jim Lewis will also be attending the annual conference and would be available to serve as alternate.

FISCAL IMPACT:

None.

REVIEWED AND APPROVED FOR COUNCIL AGENDA



James R. Lewis, City Manager



CITY OF ATASCADERO

CITY COUNCIL STAFF REPORT

Item A5

Department: Community
Development
Date: 8/13/24
Placement: Consent

TO: JAMES R. LEWIS, CITY MANAGER

FROM: PHIL DUNSMORE, COMMUNITY DEVELOPMENT DIRECTOR

PREPARED BY: KELLY GLEASON, PLANNING MANAGER

SUBJECT: Amendment to Grand Oaks Paseo Master Plan of Development

RECOMMENDATION:

Council adopt on second reading, by title only, Draft Ordinance amending Planned Development Overlay Zone #27 for the Grand Oaks Paseo project, based on findings.

DISCUSSION:

On July 9, 2024, the City Council reviewed amendments to the Grand Oaks Master Plan of Development and associated Planned Development Overlay Zone standards. At that meeting, the Council approved amendments to the community building and common central open space amenities. The proposed amendments included:

- Elimination of a cottage unit on Lot 14 and replacement with a communal outdoor patio.
- Modification of the community building to include 2 second floor residential units.
- Elimination of the carport structure.

A review and update to Planned Development (PD) Overlay Zone #27 was needed to accommodate the changes. Specifically, the updated PD language acknowledges the additional unit and provides minor updates to the list of allowable uses to align with current Municipal Code land use definitions. The City Council introduced the Ordinance for first reading at the July 9, 2024, meeting, consistent with the amended Master Plan of Development.

The City Council's motion also included adding a condition to the Master Plan of Development Resolution prohibiting short-term rental of the 2 residential units above the community building, consistent with CC&Rs for the Grand Oaks Paseo project.

ENVIRONMENTAL DETERMINATION:

The changes proposed are minor in nature and thus, the proposed amendments were found to be consistent with the previously certified Mitigated Negative Declaration for the site.

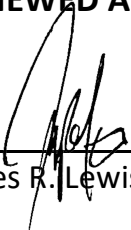
FISCAL IMPACT:

As the project is already within the boundaries of the Citywide Community Facilities District, the added units above the community center are required to be automatically included within the special tax district, providing fiscal neutrality for the amended project site. Other requested changes will have no effect.

REVIEWED BY OTHERS:

This item has been reviewed by the Community Development Director, Administrative Services Director, and Planning Commission.

REVIEWED AND APPROVED FOR COUNCIL AGENDA



James R. Lewis, City Manager

ATTACHMENT(S):

1. Draft Ordinance

DRAFT ORDINANCE

**ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ATASCADERO,
CALIFORNIA, AMENDING THE ATASCADERO MUNICIPAL CODE,
TITLE 9: PLANNING AND ZONING, APPROVING TEXT AMENDMENTS
TO THE PLANNED DEVELOPMENT #27 OVERLAY ZONE**

APN 029-274-014, 029-274-031, 029-274-032

**GRAND OAKS PASEO
CAL COASTAL HOLDINGS
(AMND24-0045)**

WHEREAS, an application has been received from Cal Coastal Holdings, LLC, (Applicant/ Owner), 242 El Dorado Way, Pismo Beach, CA 93449, (AMND24-0045) to consider an Amendment to the Master Plan of Development (Resolution 2019-082) and PD overlay text to eliminate a cottage unit on Lot 14, eliminate the carport, and add two residential units to the second floor of the community building; and

WHEREAS, the site has a General Plan Designation of High Density Residential (HDR) and General Commercial (GC); and

WHEREAS, the site is in the Residential Multi-Family 24 (RMF-24) zoning district and Commercial Retail (CR) with a Planned Development Overlay Zone (PD27); and

WHEREAS, A Master Plan of Development was approved by the City Council consistent with the PD overlay standards on November 12, 2019 (Resolution 2019-082); and

WHEREAS, PD 27 was established in 2006 and amended in 2019 with the approval of the Grand Oaks Paseo Master Plan of Development and modifications to the zoning overlay district are necessary for consistency with the amended Master Plan of Development; and

WHEREAS, the Planning Commission has determined that it is in the best interest of the City to enact amendments to Planned Development Overlay #27 for consistency with the revised Master Plan of Development, including incorporation of land use definitions updated between overlay zone adoption in 2004 and today; and

WHEREAS, a timely and properly noticed Public Hearing upon the subject Conditional Use Permit Amendment application was held by the Planning Commission of the City of Atascadero, at which hearing evidence, oral and documentary, was admitted on behalf of said Amendments; and

WHEREAS, a timely and properly noticed Public Hearing upon the subject Conditional Use Permit Amendment application was held by the City Council of the City of Atascadero, at which hearing evidence, oral and documentary, was admitted on behalf of said Amendments; and

WHEREAS, the laws and regulations relating to the preparation and public notice of environmental documents, as set forth in the State and local guidelines for implementation of the California Environmental Quality Act (CEQA) have been adhered to.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ATASCADERO HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Planning Commission Recommendation. The Planning Commission of the City of Atascadero, on June 18, 2024, held a timely and properly noticed Public Hearing upon the subject Title 9 Atascadero Municipal Code amendments in association with the Amendment to the Master Plan of Development (AMND24-0045), at which hearing evidence, oral and documentary, was admitted on behalf of said amendments and the Planning Commission recommended that City Council approve the proposed text amendments.

SECTION 2. Public Hearing. The City Council of the City of Atascadero, at a Public Hearing held on July 9, 2024, considered testimony and reports from staff and the public and introduced for first reading, by title only, an Ordinance amending Title 9 of the Atascadero Municipal Code.

SECTION 3. Facts and Findings. The City Council makes the following findings and determinations for approval of the proposed text amendments:

A. Findings for Zone Text Amendment:

1. **FINDING:** The proposed project or use is consistent with the General Plan, and all other applicable ordinances and policies of the City.

FACT: The proposed amendments are consistent with the General Plan. The project site is designated General Commercial and High-Density Multi-Family and was approved as a custom-small lot subdivision with shared amenity space and a mixed-use component along the project frontage, consistent with the General Plan goals and policies. The proposed amendments do not change the overall use or character of the project.

2. **FINDING:** The establishment and subsequent operation or conduct of the use will not, because of the circumstances and conditions applied in the particular case, be detrimental to the health, safety, or welfare of the general public or persons residing or working in the neighborhood of the use, or be detrimental or injurious to property or improvements in the vicinity of the use; and

FACT: The amendment will not change the use or character of the project and will not be detrimental to the health, safety, or welfare of the general public or residents within the project.

3. **FINDING:** The proposed project or use will not be inconsistent with the character or the immediate neighborhood or contrary to its orderly development; and

FACT: The proposed amendments are consistent with the character of the neighborhood and are consistent with uses previously approved on the site.

4. **FINDING:** The proposed zone change will not create any new significant and unavoidable impacts to traffic, infrastructure, or public service impacts; and

FACT: The proposed amendments will not generate a substantial increase in traffic. The 2 additional proposed residential units will generate an insubstantial increase in the volume of traffic.

SECTION 4. CEQA. The proposed modifications are consistent with the previously certified Mitigated Negative Declaration (EDN2005-0063).

SECTION 5. Approval. The City Council of the City of Atascadero, in a regular session assembled on July 9, 2024, resolves to approve an Amendment to the Grand Oaks Paseo Master Plan of Development (AMND24-0045), subject to the following:

EXHIBIT A: Planned Development Overlay Zone #27 text amendments

SECTION 6. Interpretation. This Ordinance must be broadly construed in order to achieve the purposes stated in this Ordinance. It is the City Council's intent that the provisions of this Ordinance be interpreted or implemented by the City and others in a manner that facilitates the purposes set forth in this Ordinance.

SECTION 7. Preservation. Repealing of any provision of the Atascadero Municipal Code or of any previous Code Sections, does not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before this Ordinance's effective date. Any such repealed part will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Ordinance.

SECTION 8. Effect of Invalidation. If this entire Ordinance or its application is deemed invalid by a court of competent jurisdiction, any repeal or amendment of the Atascadero Municipal Code or other City Ordinance by this Ordinance will be rendered void and cause such previous Atascadero Municipal Code provision or other City Ordinance to remain in full force and effect for all purposes.

SECTION 9. Severability. If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provisions or applications and, to this end, the provisions of this Ordinance are severable.

SECTION 10. Notice. The City Clerk is directed to certify the passage and adoption of this Ordinance, cause it to be entered into the City of Atascadero's book of original ordinances,

make a note of the passage and adoption in the records of this meeting and within fifteen (15) days after the passage and adoption of this Ordinance, cause it to be published or posted in accordance with California law.

SECTION 11. Effective Date. This Ordinance will take effect on the 30th day following its final passage and adoption.

INTRODUCED at a regular meeting of the City Council held on July 9, 2024, and **PASSED, APPROVED** and **ADOPTED** by the City Council of the City of Atascadero, State of California, on August 13, 2024.

CITY OF ATASCADERO:

Heather Moreno, Mayor

ATTEST:

Lara K. Christensen, City Clerk

APPROVED AS TO FORM:

Dave Fleishman, City Attorney

§ 9-3.672 Establishment of Planned Development Overlay Zone No. 27: (PD27).

Planned Development Overlay Zone No. 27 is established as shown on the Official Zoning Maps (Section **9-1.102**). A Planned Development Overlay Zone No. 27 is established on parcel APN 029-271-001 with a combined gross acreage of 1.71 acres. The maximum residential density within the planned development shall not exceed 31 residential units. The development standards contained within the master plan of development, as conditioned, shall be applied to all future development within the project area, and as follows:

(a) All site development shall require the approval of a master plan of development. All construction and development shall conform to the approved master plan of development, as conditioned.

(b) The Vesting Tentative Tract Map (TR 3141) and any subsequent amendments for the site shall be consistent with the approved master plan of development. All construction and development shall conform to the approved master plan of development, as conditioned.

(c) No subsequent tentative parcel or tract map shall be approved unless found to be consistent with the approved master plan of development.

(d) The commercial area, residential dwelling units, landscaping, walls and fencing shall be subject to review under the City's Appearance Review requirements consistent with the approved master plan of development.

(e) Building setbacks, lot sizes, landscape area, and lot coverage shall be as identified within the approved master plan of development.

(f) All landscaping shown on the approved landscape plan will be installed by the developer and shall be maintained as approved.

(g) All utilities, including electric, telephone and cable, along the frontage of, and within the PD and along the project frontages shall be installed and/or relocated underground.

(h) The property will retain the Commercial Retail zoning district designation. The following allowable uses are proposed for this district within the PD-27 overlay zone for the live/work spaces and community building:

- (1)** General Retail;
- (2)** Temporary or seasonal sales;
- (3)** Financial services;
- (4)** Offices;
- (5)** Temporary offices;
- (6)** Personal services;
- (7)** Membership organizations;
- (8)** Business support services, where all areas of use are located within a building;
- (9)** Libraries and museums;
- (10)** Temporary events;
- (11)** Tasting room;
- (12)** Artisan foods and products;

(13) Day Care - Small family day care home;

(14) Research and development;

(15) Printing and publishing.

(i) The conditional uses will be as follows:

(1) Public assembly and entertainment;

(2) Microbrewery/ brewpub;

(3) Schools—business and vocational;

(4) Schools.

(j) No open parking spaces shall be reserved for any commercial or residential tenant with the exception of the tandem spaces.

(k) The common lot shall be maintained as a common use parcel for all residential tenants. No fencing or other barrier shall be constructed which hinders pedestrian access to each residential lot or which limits the ability for a residential owner to provide basic utility services to their property.

(l) All trees shown to be protected on the approved master plan of development shall be maintained. Any future tree removal shall require approval per the requirements set forth in the Atascadero Native Tree Ordinance.



CITY OF ATASCADERO

CITY COUNCIL STAFF REPORT

Item A6

Department: Public Works
Date: 8/13/24
Placement: Consent

TO: JAMES R. LEWIS, CITY MANAGER

FROM: NICK DE BAR, DIRECTOR OF PUBLIC WORKS/CITY ENGINEER

PREPARED BY: RYAN HAYES, DEPUTY DIRECTOR OF PUBLIC WORKS

SUBJECT: Water Recycling Funding Program Planning Grant Resolution

RECOMMENDATION:

Council adopt Draft Resolution authorizing the City Manager to submit a grant application to the State Water Resources Control Board for the Water Recycling Funding Program Planning Grant (WRFPP Grant).

DISCUSSION:

BACKGROUND

The City is in the early design development stages to major improvements and modifications to the Wastewater Treatment Plant (WWTP). These improvements are required to comply with new regulatory requirements and discharge limitations for the plant, and to increase treatment capacity to accommodate future growth in the City and expansion of the wastewater collection system.

The new regulatory requirements were adopted on September 25, 2020, by the Central Coast Regional Water Quality Control Board (RWQCB) as the General Waste Discharge Requirements (WDR) Order No. R3-2020-0020 for Discharges from Domestic Wastewater Systems with Flows Greater than 100,000 Gallons per Day (WDR General Permit). The City applied for enrollment in the new General Permit in December 2021 and became formally enrolled in the new permit on June 6, 2023. The General Permit adopts stringent effluent discharge requirements for discharge of treated effluent to land and requires the City to either meet the new effluent limits within 24 months of enrollment or submit a plan to become compliant with the new effluent limits, also known as a Time Schedule Compliance Plan (TSCP).

The City's consultant, WSC, was hired in late 2020 to prepare an Alternatives Analysis that looked at various options and strategies to meet the new permit requirements and presented these findings at the August 8, 2023 City Council meeting. The secondary treatment process of

removing nitrogen and organics from the waste stream will involve replacing the existing secondary treatment process of stabilization ponds with a more robust mechanical process for reducing organics in the wastewater influent. In addition, tertiary treatment (or “polishing”) to remove non-organics including Total Dissolved Solids (TDS), Chloride, Sodium, and Sulfate may be needed to meet new discharge limitations.

A TSCP was prepared by WSC in close coordination with City staff and submitted to the RWQCB in June 2024. The TSCP incorporates many of the strategies included in the 2023 Alternative Analysis Report. One of the key strategies for compliance with reducing salt loading in the Atascadero Basin involves evaluating the feasibility of a recycled water program.

RECYCLED WATER PROGRAM

Since the City is limited with regard to distribution of recycled water within the Atascadero Mutual Water Company (AMWC) service area, there are significant opportunities to utilize recycled water for irrigation purposes at a number of City, County and State-owned properties. Use of recycled water offers a number of potential benefits to the City, including:

1. **Reduction in Waste Discharge Requirements for salts.** The Central Coast Water Board staff have previously stated that effluent discharge requirements for salts may be eased if effluent is primarily reused as recycled water. This warrants further discussions with the Central Coast Water Board to reduce uncertainty regarding this potential investment by the City but is likely a key component of our negotiations with the RWQCB regarding salts.
2. **Reduction of effluent storage needs.** The City’s WRF is currently facing a challenge with accommodating its effluent in the existing percolation ponds, which are nearing capacity during wet weather. A recycled water system would reduce the amount of treated effluent that requires disposal to the percolation ponds.
3. **Offsetting costs of the Water Recovery Facility upgrades.** Funding for potable water reuse infrastructure and revenue from selling recycled water would offset a small portion of the construction and operational costs of the secondary treatment upgrades for the Water Reclamation Facility.
4. **Optimized potable water use.** According to the 2016 City of Atascadero Water Reclamation Facility Master Plan Update (2016 Master Plan), the AMWC cannot meet customer demand, necessitating an additional water source. Recycled water use would reduce the requirement for potable water within the City by offsetting demands that can be met with recycled water such as park irrigation.
5. **Strengthened partnerships.** There is a potential opportunity to enhance partnership with ASH by supplying ASH with recycled water helping them to contribute to the State of California’s recycled water goals. A study will help us formalize the water recycling associated with the golf course.

The State Water Resources Control Board provides grant funding for recycled water feasibility studies and planning grants. The Water Recycling Funding Program Planning Grant (WRFPP Grant) funds cover 50% of eligible planning costs with a maximum grant of \$150,000, although due to funding limitations, most grants are approximately \$75,000. One requirement for the WRFPP Grant application is formal authorization, by the agency governing board, for agency staff to sign and file the WRFPP Grant application. Applying for this grant is important to enable the City to leverage State grant funds to conduct a recycled water feasibility study which will likely be a key component of the overall compliance strategy.

ALTERNATIVES TO THE STAFF RECOMMENDATION:

Council may choose not to approve submittal of the WRFPP Grant application, but staff does not recommend this alternative since the potential use of recycled water is a key component in the City’s strategy to comply with the salt reduction mandate of the WDR General Permit.

FISCAL IMPACT:

There is no additional fiscal impact beyond previously authorized expenditures associated with approval of staff recommendation.

REVIEWED BY OTHERS:

This item has been reviewed by the Administrative Services Director.

REVIEWED AND APPROVED FOR COUNCIL AGENDA



James R. Lewis, City Manager

ATTACHMENT(S):

1. WRF Water Recycling Funding Program Planning Grant Authorizing Resolution

DRAFT RESOLUTION

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ATASCADERO, CALIFORNIA, AUTHORIZING APPLICATION FOR AND EXECUTION OF A RECYCLED WATER PLANNING GRANT AGREEMENT WITH THE STATE WATER RESOURCES CONTROL BOARD FOR THE WATER RECLAMATION FACILITY PROJECT

WHEREAS, the City of Atascadero (“City”) is nearing the treatment capacity of the existing Wastewater Reclamation Facility; and

WHEREAS, preliminary design work is in progress for a replacement City Wastewater Reclamation Facility; and

WHEREAS, use of recycled water within the City would contribute to the ability to construct a cost effective Wastewater Reclamation Facility and benefit the overall groundwater basin through offsetting or augmenting fresh/potable water use; and

WHEREAS, it is expected that treatment and use of recycled water will be an important component of the overall disposal strategy for the new Wastewater Reclamation Facility; and

WHEREAS, funding is available for recycled water planning efforts through the Water Recycling Funding Program Planning Grant, administered by the State Water Resources Control Board.

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

SECTION 1. The City Manager (the “Authorized Representative”) or designee is hereby authorized and directed to sign and file, for and on behalf of the City, a Financial Assistance Application for a grant agreement with the State Water Resources Control Board for the planning, design, and construction of the Wastewater Reclamation Facility Retrofit and Secondary Treatment Improvements Project (the “Project”)

SECTION 2. The Authorized Representative, or his designee, is designated to provide the assurances, certifications, and commitments required for the financial assistance application, including executing a financial assistance agreement from the State Water Resources Control Board and any amendments or changes thereto.

SECTION 3. The Authorized Representative, or his designee, is designated to represent the City in carrying out the City’s responsibilities under the grant agreement, including certifying disbursement requests on behalf of the City and compliance with applicable state and federal laws.

PASSED AND ADOPTED at a regular scheduled meeting of the City Council held on the 13th day of August, 2024.

On motion by Council Member _____ and seconded by Council Member _____, the foregoing Resolution is hereby adopted in its entirety on the following roll call vote:

AYES:
NOES:
ABSENT:
ADOPTED:

CITY OF ATASCADERO:

Heather Moreno, Mayor

ATTEST:

Lara K. Christensen, City Clerk



CITY OF ATASCADERO

CITY COUNCIL STAFF REPORT

Item B1

Department: Fire
Date: 8/13/24
Placement: Public Hearing

TO: JAMES R. LEWIS, CITY MANAGER
FROM: CASEY BRYSON, FIRE CHIEF
PREPARED BY: CASEY BRYSON, FIRE CHIEF

SUBJECT: Confirming Cost of Weed / Vegetative Growth Abatement

RECOMMENDATION:

Council adopt the Draft Resolution, confirming the cost of vegetative growth (weeds) and/or refuse (rubbish) abatement.

DISCUSSION:

On April 9, 2024, Council adopted Resolution No. 2024-006, declaring vegetative growth and/or refuse a public nuisance, and authorizing the Fire Chief to proceed with the abatement process. On April 24, 2024, notices were mailed to property owners, informing them of the City’s abatement requirements.

A total of 23 parcels were abated by the City this year. Our goal is to have zero parcels needing the City’s mowing services. A review of the table below shows the results of our efforts over the last five years:

Year	Number of Parcels Abated by the City
2020	21
2021	53
2022	39
2023	24
2024	23

The initial weed inspection was conducted in the month of March and the list of parcels determined to be an existing, future or “potential” hazard was posted in the City Clerk’s Office and at Atascadero Fire & Emergency Services, Fire Station 1. On May 14, 2024, a public hearing was held to hear objections to the vegetative growth and refuse abatement. A final inspection

was conducted in June and an itemized list of those properties with abatement assessments were posted with the City Clerk and at Fire Station 1 on July 30, 2024.

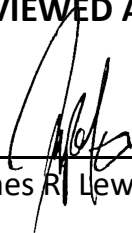
FISCAL IMPACT:

The City will receive approximately \$93,840.14 from the 2024/2025 property tax rolls in weed abatement/refuse abatement assessments.

REVIEWED BY OTHERS:

This item has been reviewed by the Administrative Services Director.

REVIEWED AND APPROVED FOR COUNCIL AGENDA



James R. Lewis, City Manager

ATTACHMENTS:

1. Draft Resolution
2. Abatement Assessments County Tax Roll 24/25

DRAFT RESOLUTION

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ATASCADERO, CALIFORNIA, CONFIRMING THE COST OF VEGETATIVE GROWTH/REFUSE ABATEMENT

WHEREAS, the Government Code of the State of California, Section 39501, et seq., provides that cities may declare vegetative growth (weeds) and refuse (rubbish) a public nuisance for the purpose of vegetative growth (weeds) and refuse (rubbish) abatement; and

WHEREAS, on April 9, 2024, the City declared as nuisances vegetative growth (weeds) and refuse (rubbish) within the City; and

WHEREAS, Atascadero Fire & Emergency Services did abate said nuisances within the provisions of the Government Code, Section 39501, et seq.; and

WHEREAS, the cost of the work of abatement, plus the administrative fee, as shown on the Preliminary Special Tax Listing for 2024/2025 Tax Roll was submitted in accordance with Government Code Section 39574; and

WHEREAS, the Council of the City of Atascadero received the cost report and held a hearing to receive objections of any property owners liable to be assessed for the work of abatement.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Atascadero

SECTION 1. The report of abatement costs, attached hereto, is confirmed as presented, and the charges therein are hereby incorporated by reference.

SECTION 2. The costs of abatement constitute a special assessment against the described parcels and shall be a lien on the property in accordance with Government Code Section 39577.

SECTION 3. The City Clerk is hereby directed to transmit to the proper officials of the County, a certified copy of this Resolution and the report for filing and placement on the property tax rolls.

On motion by Council Member _____ and seconded by Council Member _____, the foregoing Resolution is hereby adopted in its entirety on the following roll call vote:

- AYES:
- NOES:
- ABSENT:
- ABSTAIN:

CITY OF ATASCADERO

Heather Moreno, Mayor

ATTEST:

Lara K. Christensen, City Clerk

Abatement Date	APN	Contractor Cost	Admin Fee	Total Cost of Abatement	County Fee	Total Assessed
Book 29						
7/22/2024	029-222-018	\$ 1,912.00	\$ 3,455.92	\$ 5,367.92	\$ 2.00	\$ 5,369.92
	Total (Book 29)	\$ 1,912.00	\$ 3,455.92	\$ 5,367.92	\$ 2.00	\$ 5,369.92
Book 30						
6/28/2024	030-031-012	\$ 1,912.00	\$ 3,455.92	\$ 5,367.92	\$ 2.00	\$ 5,369.92
7/25/2024	030-261-019	\$ 1,434.00	\$ 2,662.44	\$ 4,096.44	\$ 2.00	\$ 4,098.44
7/26/2024	030-292-010	\$ 239.00	\$ 678.74	\$ 917.74	\$ 2.00	\$ 919.74
6/24/2024	030-491-021	\$ 2,987.50	\$ 5,241.26	\$ 8,228.76	\$ 2.00	\$ 8,230.76
6/24/2024	030-491-023	\$ 836.50	\$ 1,670.60	\$ 2,507.10	\$ 2.00	\$ 2,509.10
	Total (Book 30)	\$ 7,409.00	\$ 13,708.96	\$ 21,117.96	\$ 10.00	\$ 21,127.96
Book 31						
7/9/2024	031-114-001	\$ 478.00	\$ 1,075.48	\$ 1,553.48	\$ 2.00	\$ 1,555.48
	Total (Book 31)	\$ 478.00	\$ 1,075.48	\$ 1,553.48	\$ 2.00	\$ 1,555.48
Book 45						
6/12/2024	045-302-006	\$ 4,421.50	\$ 7,621.70	\$ 12,043.20	\$ 2.00	\$ 12,045.20
	Total (Book 45)	\$ 4,421.50	\$ 7,621.70	\$ 12,043.20	\$ 2.00	\$ 12,045.20
Book 49						
6/17/2024	049-133-031	\$ 1,553.50	\$ 2,860.82	\$ 4,414.32	\$ 2.00	\$ 4,416.32
6/27/2024	049-163-056	\$ 956.00	\$ 1,868.96	\$ 2,824.96	\$ 2.00	\$ 2,826.96
	Total (Book 49)	\$ 2,509.50	\$ 4,729.78	\$ 7,239.28	\$ 4.00	\$ 7,243.28
Book 50						
6/19/2024	050-081-001	\$ 1,912.00	\$ 3,455.92	\$ 5,367.92	\$ 2.00	\$ 5,369.92
7/26/2024	050-121-017	\$ 119.50	\$ 480.38	\$ 599.88	\$ 2.00	\$ 601.88
7/29/2024	050-151-019	\$ 1,897.86	\$ 3,432.46	\$ 5,330.32	\$ 2.00	\$ 5,332.32
7/26/2024	050-211-001	\$ 119.50	\$ 480.38	\$ 599.88	\$ 2.00	\$ 601.88
	Total (Book 50)	\$ 4,048.86	\$ 7,849.14	\$ 11,898.00	\$ 8.00	\$ 11,906.00
Book 54						
7/8/2024	054-132-071	\$ 1,912.00	\$ 3,455.92	\$ 5,367.92	\$ 2.00	\$ 5,369.92
7/16/2024	054-331-005	\$ 1,912.00	\$ 3,455.92	\$ 5,367.92	\$ 2.00	\$ 5,369.92
	Total (Book 54)	\$ 3,824.00	\$ 6,911.84	\$ 10,735.84	\$ 4.00	\$ 10,739.84
Book 55						
6/20/2024	055-141-003	\$ 1,792.50	\$ 3,257.56	\$ 5,050.06	\$ 2.00	\$ 5,052.06
7/16/2024	055-161-020	\$ 1,075.50	\$ 2,067.34	\$ 3,142.84	\$ 2.00	\$ 3,144.84
7/15/2024	055-181-022	\$ 239.00	\$ 678.74	\$ 917.74	\$ 2.00	\$ 919.74
7/15/2024	055-191-003	\$ 1,673.00	\$ 3,059.18	\$ 4,732.18	\$ 2.00	\$ 4,734.18
7/23/2024	055-231-005	\$ 2,381.50	\$ 4,235.30	\$ 6,616.80	\$ 2.00	\$ 6,618.80
8/6/2024	055-311-021	\$ 597.50	\$ 1,273.86	\$ 1,871.36	\$ 2.00	\$ 1,873.36
	Total (Book 55)	\$ 7,759.00	\$ 14,571.98	\$ 22,330.98	\$ 12.00	\$ 22,342.98
Book 56						
7/24/2024	056-162-016	\$ 478.00	\$ 1,075.48	\$ 1,553.48	\$ 2.00	\$ 1,555.48
	Total (Book 56)	\$ 478.00	\$ 1,075.48	\$ 1,553.48	\$ 2.00	\$ 1,555.48
	Grand Total	\$32,839.86	\$61,000.28	\$93,840.14	\$46.00	\$93,886.14



CITY OF ATASCADERO

CITY COUNCIL STAFF REPORT

Item C1

Department: Police
Date: 8/13/24
Placement: Management Report

TO: JAMES R. LEWIS, CITY MANAGER
FROM: DAN SUTTLES, CHIEF OF POLICE
PREPARED BY: DAN SUTTLES, CHIEF OF POLICE
SUBJECT: Community Cleanliness Update

RECOMMENDATIONS:

Council:

1. Introduce, for first reading by title only, Draft Ordinance entitled, “An Ordinance of the City Council of the City of Atascadero, California, Adding Title 5, Chapter 17 Regulating Shopping Carts”, to reduce the number of abandoned shopping carts in public spaces, enhancing the community’s safety and aesthetics.
2. Pursue a graffiti abatement program on a trial basis for private property that relies on donations from paint suppliers and labor from service clubs to abate graffiti.

REPORT IN BRIEF:

Community cleanliness is providing a clean, safe, and healthy community and ensuring that the City remains a beautiful place to live, work and visit. Community cleanliness is paramount to supporting community vibrancy, ensuring economic sustainability, promoting downtown vibrancy, expanding commercial activities and enhancing quality of life. In order to promote and sustain community cleanliness efforts in the City, following Council direction, staff is requesting consideration on the introduction of a draft Shopping Cart Ordinance and possible enhancements to or expansion of the existing Graffiti Abatement codes.

DISCUSSION:

Maintaining community cleanliness is a cornerstone of the City Council's strategic priorities, aimed at fostering a vibrant and flourishing community. This focus on cleanliness directly impacts the health and safety of the City’s residents, creating an environment where everyone can thrive. Abandoned shopping carts, much like graffiti, detract from the visual appeal of the City’s neighborhoods and poses safety hazards. Shopping carts also provide a vehicle for homeless persons to accumulate debris and other items that can create health and safety

issues and unsightly conditions. These nuisances undermine the City's efforts to build a strong economic climate, create a place visitors enjoy and cultivate a community where residents feel safe.

As the City Council continues to prioritize initiatives that enhance community vibrancy, it is essential to address issues that negatively affect the aesthetic and functional quality of the City's public spaces. By implementing an ordinance regulating the containment and retrieval of shopping carts, the City will take a significant step towards reducing the prevalence of these abandoned items. This action will complement existing efforts to combat graffiti and other forms of urban blight, reinforcing the City's commitment to a clean, safe, and thriving Atascadero. Additionally, this action is consistent with the City Council's goals and direction.

Shopping Cart Ordinance

Shopping carts are essential tools for retail establishments, providing convenience to customers. However, when these carts are removed from the premises and abandoned in public spaces, they become a public nuisance, obstructing sidewalks, streets, and other public areas. Additionally, the carts allow the unhoused population to accumulate things that create litter and unsightly accumulations of refuse. This not only detracts from the City's visual appeal but also poses safety hazards.

During the May 14, 2024, regular City Council meeting, the Council directed staff to address the unauthorized removal of shopping carts from retail establishments. The Council expressed a desire for staff to explore solutions that would both regulate abandoned shopping carts and minimize the impact on retail businesses and provided direction that the staff come back with an ordinance regulating shopping carts in public areas.

Over the past several years, cities like Morro Bay and San Luis Obispo have implemented shopping cart ordinances to provide additional tools to city staff to address issues related to community cleanliness. Additionally, California Business and Professions Code Sections 22435 et seq. provides the legal framework for addressing abandoned shopping carts, outlining penalties and requirements for retrieval.

Abandoned shopping carts contribute to visual pollution, safety hazards, and increased municipal costs for retrieval and disposal. The City has observed a rising number of shopping carts left in public areas, necessitating a proactive approach to mitigate this issue. The recommended ordinance would require all retail establishments with 10 or more shopping carts to implement a containment plan ensuring that carts do not leave the premises. Possible containment methods include, but are not limited to, physical barriers, electronic or magnetic systems, manual collection policies, or other acceptable measures likely to prevent shopping cart removal from the premises or quickly realize the collection of carts taken off the premises to avoid a public nuisance.

Retail establishments must also establish and maintain a shopping cart retrieval plan. This plan should detail the procedures for retrieving carts found off-premises and include a response time commitment, typically within 72 hours of being notified of an abandoned cart. In addition to

containment and retrieval measures, the proposed ordinance will grant the city the authority to dispose of abandoned shopping carts if they are not collected in a timely fashion by the business that owns the carts. Retailers will be required to mark their carts with identification, including the name of the business and a contact phone number, in accordance with California Business and Professions Code Section 22435.1.

Following the guidelines set forth in California Business and Professions Code Section 22435.7, penalties which may include fines and the cost of retrieval, are an enforcement option when necessary, such as an instance of willful non-compliance or lack of good faith effort on the part of the retail establishment. According to Section 22435.7 the City may fine the owner of a shopping cart in an amount not to exceed fifty dollars (\$50) for each occurrence in excess of three during a specified six-month period for failure to retrieve shopping carts in accordance with section 22435.7. An occurrence includes all shopping carts impounded in accordance with section 22435.7 in a one-day period.

Legal Considerations

The proposed ordinance aligns with existing state laws under the California Business and Professions Code Sections 22435 et seq., which empowers local jurisdictions to address the issue of abandoned shopping carts. By referencing these statutes, the ordinance ensures legal compliance and enforceability.

Graffiti Abatement and Cost Recovery

Graffiti is a public nuisance and destructive of the rights and values of property owners as well as the entire community. Unless the City acts to remove from public and private property, the graffiti may remain. Other property then becomes the target of graffiti, and entire neighborhoods or districts are affected and become less desirable place in which to be, all to the detriment of the City.

During the May 14, 2024, regular City Council meeting, the Council directed staff to explore graffiti abatement options aimed at reducing staff hours spent on abating graffiti on public property, collaborating with private property owners to minimize the impact of graffiti abatement on them, and establishing an efficient cost recovery mechanism.

Graffiti Abatement

Currently, graffiti abatement is the responsibility of the property owner, and the City does not routinely enforce removal on private property. When the presence of graffiti on private property is brought to the City's attention, efforts are made to contact the property owner and seek voluntary compliance for the removal of the graffiti. On the rare occasion that it is determined that the City must abate graffiti on private property, an on-call contractor is used at a cost ranging from \$40 to \$50 per hour. Costs for materials range from \$35 to \$60, however, historically materials have been donated regarding these efforts.

On public property, when Public Works staff discovers or is notified of the existence of graffiti, a member of the Public Works Department will document and abate if minor or notify the Police

Department for more significant graffiti for documentation into a police report, then abate. Historically, graffiti abatement volunteers have assisted in the removal of graffiti from public property.

Recently, staff has been in contact with organizations such as Kiwanis, Rotary, and local painters who all enthusiastically desire to continue this service to the community. These volunteers would be used to abate graffiti on public property such as bridges and overpasses, reducing the amount of staff time spent on these efforts. Currently the Public Works staff spends approximately 100 hours annually abating graffiti from public property at a fully allocated rate of \$125 per maintenance worker. Staff is recommending the City Council provide direction to allow staff to work with painters and community non-profits to develop a volunteer abatement program for private property that does not comply with the removal of graffiti in a timely manner.

Cost Recovery

The City will continue to work with private property owners to abate graffiti that occurs on their property, however, when the City does need to abate the graffiti there is a cost associated with that effort. Under the staff recommendation, staff will primarily rely on community groups who volunteer to abate graffiti. This will be the primary focus. In rare instances where a nonprofit group or a private property owner can't address the graffiti, the City may rely on the property assessment process as outlined in the AMC (Title 5, Chapter 14, Section 107). While this process may be cumbersome, time-consuming, and can delay cost recovery, it is a legal option of last resort. It will be the City's practice to work with the property owner first, then community organizations before any public abatement or cost recovery would be performed. Should this process not work, staff will return to the Council for further direction.

ALTERNATIVES TO THE STAFF RECOMMENDATION:

1. Council may decide not to introduce the draft ordinance, request staff revise the draft ordinance, and/or request staff to conduct further analysis of the draft ordinance prior to introduction.
2. Council may direct staff to draft an amendment to the Graffiti Abatement ordinance and/or request further analysis of options presented.

FISCAL IMPACT:

There is an unknown fiscal impact associated with the Shopping Cart Ordinance and Graffiti Abatement.

REVIEWED BY OTHERS:

This item has been reviewed by the Administrative Services Director and the Deputy City Manager.

REVIEWED AND APPROVED FOR COUNCIL AGENDA



James R. Lewis, City Manager

ATTACHMENT:

Draft Ordinance

DRAFT ORDINANCE

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ATASCADERO, CALIFORNIA, ADDING TITLE 5, CHAPTER 17 REGULATING SHOPPING CARTS

WHEREAS, the City has a substantial interest in promoting the public health, safety and welfare of its residents, visitors and businesses, and the aesthetic qualities of the City; and

WHEREAS, abandoned or unattended shopping carts off the premises of retail establishments can interfere with pedestrian and vehicle traffic and the use of public streets, sidewalks, public areas, and public rights-of-way, can constitute a hazard to streams, riparian areas and other natural areas, and contribute substantially to litter, clutter and visual blight; and

WHEREAS, the purpose of this ordinance is to promote the public health, safety and welfare, and the aesthetic qualities of the City by regulating and prohibiting the removal of shopping carts from the premises of retail establishments, including designated parking areas, without the authorization or consent of the cart's owner, and to regulate the retrieval and disposition of abandoned or unattended shopping carts that are found off the premises of retail establishments so as to:

1. Provide for pedestrian and vehicle safety;
2. Ensure that the flow of pedestrian or vehicle traffic, including ingress into or egress from any residence, place of business, street, sidewalk, public area, public right-of-way, or any legally parked or stopped vehicle, is not unreasonably interfered with;
3. Help protect streams, creeks, riparian areas, and other natural areas within the City;
4. Reduce litter, clutter, and visual blight associated with abandoned or unattended shopping carts;
5. Divert cart waste from the landfill; and
6. Balance the rights and interests of those engaged in commercial activities that provide shopping carts for use by customers with the rights and interests of those who do not want to be disturbed by abandoned or unattended shopping carts on private and public property.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF ATASCADERO HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Findings. The Council hereby finds and declares the following:

- A. The above recitals are true and correct and are incorporated herein by reference.

B. The presence of abandoned or unattended carts, or parts thereof, on private or public property creates a condition tending to reduce the value of private property, creates blight and deterioration, interfere with pedestrian and vehicular traffic, is injurious to health, safety, and general welfare, and contributes to landfill waste. The presence of abandoned or unattended carts, or parts thereof, on private or public property, except as expressly hereinafter permitted, is declared a public nuisance which may be abated as such in accordance with the provision of this chapter.

SECTION 2. Approval. The City Council of the City of Atascadero adopts the proposed text amendments to Atascadero Municipal Code, as shown in the following exhibit:

EXHIBIT A: Title 5 Amendments

SECTION 3. CEQA. Because of the facts set forth in Section 1, the proposed text amendment is exempt from further environmental review under the California Environmental Quality Act (Public Resources Code §§ 21000, *et seq.*, “CEQA”) and CEQA Guidelines (14 California Code of Regulations §§ 15000, *et seq.*) because it can be seen with certainty that there is no possibility that the enactment of this Ordinance would have a significant effect on the environment (Pub. Resources Code § 21065; CEQA Guidelines §§ 15378(b)(5), 15061(b)(3).

SECTION 4. Interpretation. This Ordinance must be broadly construed in order to achieve the purposes stated in this Ordinance. It is the City Council’s intent that the provisions of this Ordinance be interpreted or implemented by the City and others in a manner that facilitates the purposes set forth in this Ordinance.

SECTION 5. Preservation. Repealing of any provision of the Atascadero Municipal Code or of any previous Code Sections, does not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before this Ordinance’s effective date. Any such repealed part will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Ordinance.

SECTION 6. Effect of Invalidation. If this entire Ordinance or its application is deemed invalid by a court of competent jurisdiction, any repeal or amendment of the Atascadero Municipal Code or other City Ordinance by this Ordinance will be rendered void and cause such previous Atascadero Municipal Code provision or other City Ordinance to remain in full force and effect for all purposes.

SECTION 7. Severability. If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provisions or applications and, to this end, the provisions of this Ordinance are severable.

SECTION 8. Notice. The City Clerk is directed to certify the passage and adoption of this Ordinance, cause it to be entered into the City of Atascadero’s book of original ordinances, make a note of the passage and adoption in the records of this meeting and within fifteen (15) days after the passage and adoption of this Ordinance, cause it to be published or posted in accordance with California law.

SECTION 9. Effective Date. This Ordinance will take effect on the 30th day following its final passage and adoption.

INTRODUCED at a regular meeting of the City Council held on August 13, 2024, and **PASSED, APPROVED** and **ADOPTED** by the City Council of the City of Atascadero, State of California, on _____, 2024.

CITY OF ATASCADERO:

Heather Moreno, Mayor

ATTEST:

Lara K. Christensen, City Clerk

APPROVED AS TO FORM:

Dave Fleishman, City Attorney

Exhibit “A”
Title 5 Amendments
Title 5, Chapter 17

5-17.010 Authority and purpose.

This chapter is adopted pursuant to Business and Professions Code Sections 22435 through 22435.8 and the city’s general police powers for the purpose of regulating and prohibiting the removal of shopping carts from the premises of retail establishments, including designated parking areas, without the authorization or consent of the shopping cart’s owner, and to regulate the retrieval and disposition of abandoned or unattended shopping carts that are found off the premises of retail establishments.

5-17.020 Applicability.

This chapter applies to all businesses located in the city that provide shopping carts for customer use and to all shopping carts on and off the premises of businesses within the city.

5-17.030 Administration.

The director is authorized to administer this chapter which includes, without limitation, the ability to promulgate administrative policies and procedures to interpret, implement and enforce this chapter.

5-17.040 Definitions.

“Abandoned or unattended shopping cart” means any shopping cart which is left unattended, discarded or abandoned upon any public property other than the premises from which the shopping cart was removed, without the authorization or consent of the cart’s owner.

“Abandoned shopping cart prevention and retrieval plan” shall mean a document required to be submitted by the responsible business owner, pursuant to this chapter.

“Agent” means the person or persons designated by the owner of a shopping cart authorized to perform or provide retrieval services on behalf of the owner. The agent may be the owner, store manager, employee or a private cart retrieval company.

“Director” shall mean the assistant city manager, police chief, director of public works, or director of community development for the city, or such other director as designated by the city manager to administer the appropriate sections of this chapter.

“Occurrence” means the retrieval or impoundment by the city pursuant to this chapter of all shopping carts of an owner in a one-day period.

“Owner” means a person who owns or provides shopping carts for use by customers in connection with the operation of a business. “Person” includes, without limitation, individuals, corporations, partnerships, and all other legal entities, and officers, employees, and authorized agents of an owner.

“Premises” means the entire area owned and utilized by a retail establishment that provides shopping carts for use by customers, including any parking lot or other off-street area provided by an owner, or shared with other retail establishments, for use by customers for parking automobiles or other vehicles.

“Public property” means the outdoor common area of any building, business premises, apartment building or complex, or other premises or portion thereof which is adjacent to public property, open to the public, and which contains a shopping cart or shopping carts visible at street or ground level from the adjacent public property.

“Retail establishment,” with regard to shopping carts, means any business located in the city of Atascadero which offers or provides shopping carts for the use by customers of such business regardless of whether such business is advertised or operated as a retail or wholesale business, and regardless of whether such business is open to the general public, is a private club or business, or is a membership store.

“Shopping cart” means a basket mounted on wheels or a similar device generally used by a customer for the purpose of transporting goods of any kind within a retail establishment or designated parking or loading area of that business establishment.

5-17.050 Required signs and identification.

A. *Cart Identification and Removal Warning Signs Required.* Pursuant to Section 22435.1 of the Business and Professions Code, every shopping cart owned or provided by an owner shall have a sign permanently affixed to the shopping cart that includes the following information:

1. The owner’s name, business address and phone number.
2. Notice of the procedure to be utilized for authorized removal of the shopping cart from the premises.
3. Notice that unauthorized removal of the shopping cart from the premises or parking area of a retail establishment, or the unauthorized possession of the shopping cart, is a violation of state law and this chapter.

5-17.060 Prohibitions.

A. *Unauthorized Removal Unlawful.* It shall be unlawful for any person, either temporarily or permanently, to remove a shopping cart from a business premises or be in possession of a shopping cart with a permanently affixed sign as provided in Section 5-17.050, that has been removed from a premises without written consent of the owner authorized by this chapter or for the purpose of repair, maintenance, or disposal authorized by this chapter. An owner may permit customer off-premises use of a shopping cart for transportation of purchased items. The authorization must be in writing with date(s) and time(s) of authorized use. Any shopping cart taken off premises must be returned to the owner’s premises within seventy-two hours.

B. *Abandonment Prohibited.* It shall be unlawful and a public nuisance for any person to cause or permit any shopping cart to be abandoned or remain unattended on or upon any sidewalk, street, alley or other public area, other than the premises of the owner of such shopping cart.

5-17.070 Cart containment and retrieval by owners.

A. *Mandatory Secure Containment of Shopping Carts After Hours.* Every shopping cart owner must lock or otherwise securely contain all shopping carts of the owner after business hours in a manner that prevents theft or removal from the premises. All shopping carts located on the premises of a retail establishment, other than an establishment open for business twenty-four hours per day, must be collected at the end of each business day by the owner, employees, or authorized agents of the retail establishment and be collectively confined in a secured manner in a designated cart confinement area on the premises until the commencement of the next business day.

B. *Twenty-four Hour Operation.* All shopping carts located on the premises of any retail establishment open for business twenty-four hours per day, other than carts then currently in use by a customer, must be collected by the owner, employees, or authorized agents of the retail establishment and returned to a designated cart confinement area on the premises at least twice per calendar day between the hours of 12:00 p.m. (noon) and 12:00 a.m. (midnight) on each day the retail establishment is open for business. This section does not apply to:

1. Shopping carts located within an enclosed building.
2. Shopping carts removed from the premises of a retail establishment for purposes of repair or maintenance that are in the possession or custody of the party to whom removal has been authorized in writing by the shopping cart owner.
3. Shopping carts being transported by the owner, or an officer, employee, or authorized agent of the owner, to or from a business location of the owner.

C. *Mandatory Retrieval of Carts.* All abandoned shopping carts of a retail establishment that are found off the premises of the retail establishment must be retrieved as soon as practicable by the owner, or an authorized agent of the owner, including a cart retrieval service retained by the owner. The city shall notify the owner of an abandoned shopping cart when such shopping cart is located in a place that can be

accessed safely by the owner. Such notice may be given by telephone, email or text message to the owner or owner's agent designated in the abandoned shopping cart prevention and retrieval plan, if an approved plan is in place, and shall include the cart's location. Within three business days from the date the owner of the cart is provided with notice by the city that an abandoned shopping cart of the owner has been located, the owner or agent shall cause the identified shopping cart(s) to be retrieved.

D. *Retrieval Services.* Persons retained to perform shopping cart retrieval services must carry written authorization from the owner to be presented upon request by the director or designee. Vehicles used by retrieval services must bear conspicuous signs identifying the name of the cart retrieval service.

5-17.080 Impoundment and retrieval of abandoned shopping carts.

A. The director or designee may immediately retrieve and impound any shopping cart, in accordance with the provisions outlined in Business and Professions Code Section 22435.7.

B. *Impoundment Following Three-Day Notice.* A shopping cart that has a sign affixed to it in accordance with the provisions of this chapter and Business and Professions Code Section 22435.1 may be impounded by the city provided both of the following conditions are met:

1. The shopping cart is located outside the premises or parking area of the owner's retail establishment; and

2. Except as provided in subsection C of this section, the shopping cart is not retrieved within three business days from the date the owner of the shopping cart, or his or her agent, receives actual notice from the city of the shopping cart's discovery and location.

C. *Impoundment Without Three-Day Notice.*

1. The city may retrieve and impound any abandoned shopping cart without first giving three days' notice provided:

a. The director or designee provides actual notice to the owner, or his or her agent, of the impoundment of the shopping cart within twenty-four hours following the impound;

b. The notice informs the owner, or his or her agent, of the location where the shopping cart may be claimed;

c. Any shopping cart reclaimed by the owner, or his or her agent, within three business days after the date of actual notice to the owner, or his or her agent, of the impound, must be released and surrendered to the owner, or his or her agent, at no charge, including the waiver of any impound and storage fees or fines which otherwise would be applicable; and

d. The shopping cart is held at a location that is both:

i. Reasonably convenient to the owner of the shopping cart; and

ii. Open for business at least six hours of each business day.

D. *Immediate Retrieval and Impoundment by City for Impeding Emergency Services.* The director or designee may immediately retrieve and impound any shopping cart from public or private property if the location of the shopping cart impedes emergency services.

E. Any cart reclaimed by the owner or their agent within three business days from the date the owner of the shopping cart, or their agent, is given actual notice by the city of the shopping cart's discovery and location, or impoundment, shall not be deemed an occurrence for purposes of this chapter.

F. The owner of any shopping cart that is not reclaimed within three business days after the date the owner has been given actual notice by the city of the shopping cart's discovery and location, or impoundment, is subject to prosecution or the imposition of administrative costs, fees, fines, interest and other penalties applicable under this chapter commencing four business days after the date of notice.

5-17.090 Abandoned shopping cart prevention and retrieval plan.

A. *Abandoned Shopping Cart Prevention and Retrieval Plan Required.* Every owner who provides or intends to provide ten or more shopping carts for use by customers shall develop, implement and comply with the terms and conditions of an approved abandoned shopping cart prevention and retrieval plan to prevent the unauthorized removal of shopping carts from a premises and, if removed, to retrieve the shopping cart within three business days after knowing of the cart's removal from the premises or after receiving notice from the city that the shopping cart has been abandoned. Owners of shopping carts who

provide less than ten carts can self-certify and are not required to submit an abandoned shopping cart prevention and retrieval plan.

To be effective, an abandoned shopping cart prevention and retrieval plan must be approved by the director. To be eligible for approval, an abandoned shopping cart prevention and retrieval plan shall include the following elements:

1. *Name.* The name of the owner and the business name, the physical address where the business is conducted, name, address and phone number(s) of the on-site and off-site owner, if different.

2. *Inventory of Carts.* A complete list of all shopping carts maintained on or in the premises.

3. *Community Outreach.* A description of a community outreach process under which the owner shall cause notice to be provided to customers that the removal of shopping carts from the premises is prohibited and is a violation of state and city ordinance. This notice may include, but is not limited to, flyers distributed at the premises, warnings on shopping bags, signs posted in prominent places near door and parking lot exits, direct mail, announcements using intercom systems at the premises, website or other means demonstrated to be effective to the reasonable satisfaction of the director.

4. *Cart Identification.* Signs and shopping cart identification requirements which conform to state law. Owners shall attach an example of the proposed shopping cart ownership identification sign which shall conform to California Business and Professions Code Section 22345.1.

5. *Languages.* The information required above must be provided in English and Spanish and in such other language(s) the director may reasonably require.

6. *Loss Prevention Measures.* A description of the specific measures that the owner shall implement to prevent shopping cart removal from the owner's premises. These measures may include, but are not limited to, electronic or other disabling devices on the shopping carts so they cannot be removed from the premises, effective management practices, use of courtesy clerks to accompany customers and return the shopping carts to the store, use of security personnel to prevent removal, security deposit for use of shopping cart, or other demonstrable measures acceptable to the director that are likely to prevent shopping cart removal from the premises. Cart owners shall conduct regular maintenance to ensure disabling devices and/or security deposit systems are working properly. If at any time, a cart owner determines the disabling device installed on a cart is not working properly, the cart shall be pulled from circulation until it is repaired. The cart owner shall inspect, test, and repair all abandoned carts returned to the owner prior to making the returned carts available for use.

7. *Employee Training.* A description of an ongoing employee training program that shall be implemented by the owner and that shall be designed to educate new and existing employees on the abandoned shopping cart prevention plan and conditions contained therein at least annually.

8. *Mandatory Cart Retrieval.* A plan for retrieval of abandoned shopping carts by the owner within three business days after knowing of a cart's removal from the owner's premises or after receiving notice from the city that the shopping cart has been abandoned.

B. *Failure to Submit Plan.* The plan must be submitted to the city within sixty days after the ordinance that implements this chapter becomes effective or alternatively, if a business opens after the date the ordinance that implements this chapter becomes effective, then within thirty days after a business that uses carts commences operations. Any owner who fails to provide the abandoned shopping cart prevention and retrieval plan to the city as required by this chapter shall be required to pay the city one hundred dollars for each calendar month the plan is not provided, as a penalty for not complying with this section.

5-17.100 Recovery of fines and costs by city.

A. Pursuant to Business and Professions Code Section 22435.7(f), any owner that fails to retrieve the owner's shopping cart or shopping carts within three business days from the date of being given notice of the cart's or carts' discovery and location, or impoundment, by the city, is guilty of a violation of this chapter and may be punished with an administrative fine of fifty dollars for each occurrence in excess of three during the six-month period starting January 1st and ending on June 30th or the six-month period starting July 1st and ending December 31st of each calendar year.

B. In addition to the fines imposed above, the owner shall pay the city's actual costs for retrieving and storing the owner's shopping cart or carts except when the owner, or their authorized agent, reclaims their cart or carts within three business days from being given notice of the cart's or carts' discovery and location, or impoundment, by the city, in which case, all fines, costs and fees shall be waived.

5-17.110 Disposal of abandoned shopping carts.

The city may sell or otherwise dispose of any shopping cart:

- A. That is not reclaimed from the city within thirty days of receipt by the owner, or the owner's agent, of actual notice from the city of the cart's discovery and location, or impoundment.
- B. If the owner of the cart cannot be determined.
- C. If the cart is mangled, destroyed or otherwise rendered unusable.

5-17.120 Violation—Penalties.

Any person who violates any provision of this chapter is guilty of an infraction and is subject to punishment as provided in Chapter 1-3.



CITY OF ATASCADERO

CITY COUNCIL STAFF REPORT

Item C2

Department: Community
Development
Date: 8/13/2024
Placement: Business

TO: JAMES R. LEWIS, CITY MANAGER

FROM: PHIL DUNSMORE, DIRECTOR OF COMMUNITY DEVELOPMENT

PREPARED BY: LORELI CAPPEL, DEPUTY DIRECTOR OF COMMUNITY
DEVELOPMENT

SUBJECT: Centennial Plaza Proposals and Selection

RECOMMENDATIONS:

Council:

1. Select the Herrera/Weyrick Team as preferred candidate. Provide general design and project direction on selected candidate's proposal.
2. Direct the City Manager to work with the selected candidate on a final design, purchase agreement, and development agreement to return to City Council for final approval.

REPORT IN BRIEF:

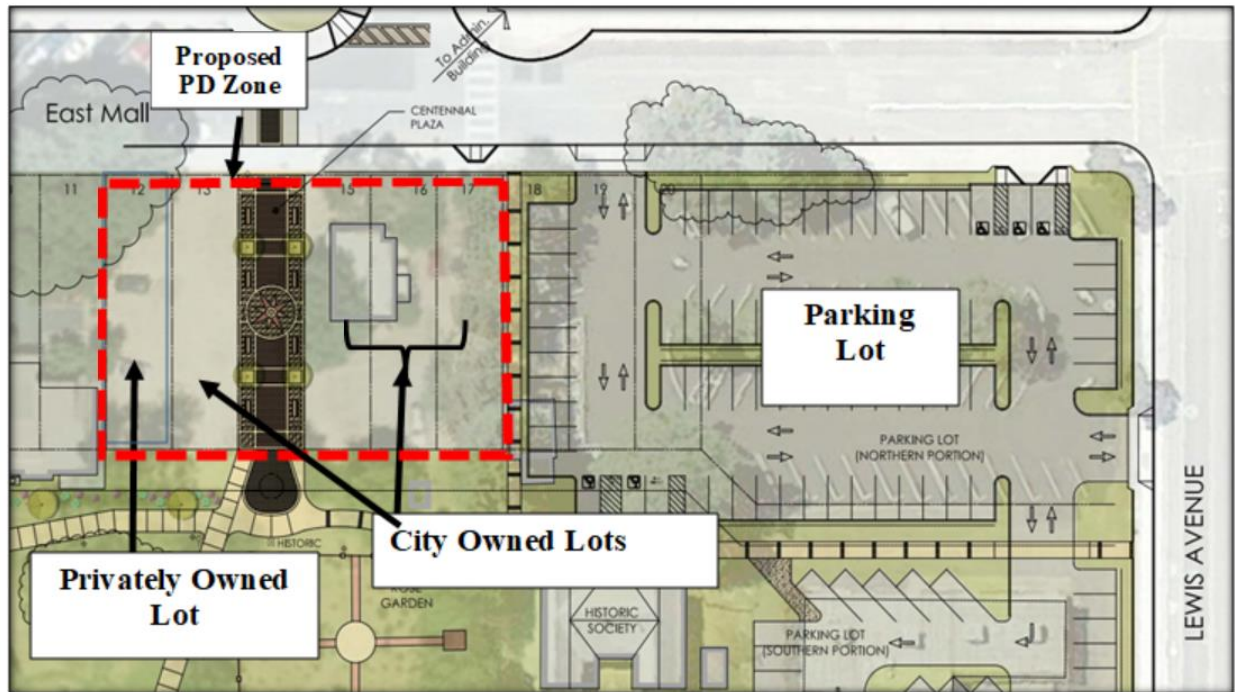
This report is one of the final stages for the disposition of the vacant Centennial Plaza properties for future private development. City Council is being asked to select a candidate and project design while providing general project direction and directing staff to continue working with the selected candidate on a final purchase/development agreement for the properties. Staff is recommending the City Council select the Herrera/Weyrick Team to enter into a purchase agreement for the Centennial Plaza properties as their design more closely meets the goals and intent of Council direction, the parameters of the approved Planned Development, and the General Plan policy for downtown commercial development.

DISCUSSION:

Background

On September 14, 2021, the City Council held a study session to consider the future use and disposition of the vacant lots on each side of Centennial Plaza. At the hearing, the City Council provided direction to staff to prepare a planned development overlay zone for the parcels to help guide future development with an emphasis on enriching the downtown and providing for quality aesthetics and economic development. At the same time, the City Council determined that the lots should eventually be utilized for private development that supports desired retail, restaurant, and related active uses around Sunken Gardens Park.

The vacant lots around Centennial Plaza are extremely important sites that can provide synergy and an example for the future development of downtown. The sites are within the Downtown Commercial Zone, and in accordance with the General Plan, are designated for land uses such as retail and food/beverage services with offices and residential uses on upper floors.



The following process was outlined at the September 14, 2021, City Council hearing:

1. Remove the abandoned structure from the site (*completed December 2021*)
2. Proceed with a Planned Development (PD) overlay zone for the sites (*completed April 2022*)
3. Prepare a declaration of surplus land, consistent with the Surplus Land Act (SLA) (*completed 2023*)
4. Develop an RFP/RFQ to invite development proposals for the sites, consistent with the Planned Development (PD) overlay zone. (*completed March 2024*)
5. **Review developer proposals and select a preferred candidate for the purchase and development of the Centennial Properties (August 2024).**

Planned Development Overlay Zone No. 36

PD No. 36 outlines the parameters of allowed/desired development and should be the guide for reviewing each proposal. The PD was developed to encourage multi-story mixed-use buildings that include restaurants and related uses on the ground floor, office and residential uses on upper floors, with architecture that complements City Hall and other newer buildings downtown.

The PD includes, but is not limited to the following general development standards for these sites:

1. 45-foot maximum building height, with additional height for elevator shaft and similar non-habitable features such as roof forms.
2. Building design may bridge plaza.
3. Designs that include brick, extensive glazing, balconies, and opportunities for outdoor dining are strongly encouraged.
4. Glazing (windows) with at least 60% visibility into ground floor spaces
5. Each floor over the ground floor shall have 10% less floor space (this does not include unconditioned outdoor covered patios).
6. Recessed building entries
7. Dining areas may encroach onto the plaza while maintaining a minimum path of travel of 8 feet.

Proposals

The City received several proposals during the RFQ stage and invited the Kaja Group of Goleta, CA and the Weyrick/Herrera Group of Atascadero to move forward to the proposal stage. Both groups submitted qualified proposals. City staff convened an internal committee comprised of staff from Public Works, Administrative Services, Community Development, and the City Manager's Office. Following thorough evaluation of the proposals based upon the Planned Development and RFP requirements, the Committee recommends that the City Council select the Weyrick/Herrera group due to the overall consistency with the PD, General Plan policy and the example the project sets for the desired development and land use pattern for downtown.

Evaluation Criteria

- Project Design's consistency with the intent of the PD Overlay, including exterior treatment, land use proposal and multi-story design that bridges plaza along with ample outdoor dining options
- Project floor plan reflects ability to accommodate desired land uses for downtown district (restaurant spaces)
- The quality, accuracy, and design of the project proposal
- Developer's demonstrated experience with similar projects
- Project design includes public restroom and kitchen space on ground floor
- Financial ability to complete this project in reasonable time frame
- Monetary price offered for City property

Proposal Synopsis of the Recommended Project

Colin Weyrick is the owner of Weyrick Lumber in Templeton and is a part-owner of the North County Restaurant Group. They have included Eddie Herrera as their local Architect and ProBuilt of Atascadero for construction . This team has eleven restaurants operating on the Central Coast,

and has designed mixed-use and residential projects such as Emerald Ridge in Atascadero, River Oaks Center in Paso Robles, and Sunrise Mixed-Use Project in Santa Maria.

The design theme reflects the desired features of the PD and portrays the future of downtown Atascadero. Two three-story buildings frame the plaza and multiple pedestrian bridges connect the buildings, allowing only one building to require an elevator. The team has a tentative agreement to purchase the adjacent O'Malley property to be included in the development. Renderings and site plans are included below.



Project Statistics

- **Project Cost** \$11,900,000 **Ground floor** (both buildings): 9,335 square feet, 5 tenant spaces ranging from 1,100 SF to 3,000 SF
- **Second floor** (both buildings): approximately 8,000 SF divided between event space, one residential unit, and office space
- **Third floor:** 7,400 SF; 5 residential units
- **Total building area including outdoor on-site patios:** 28,466 SF
- **Exterior finishes:** Brick Veneer
- **Roof:** Tile
- **Exterior dining:** Multiple off-site locations are proposed for off-site outdoor use and dining. Applicants are proposing to utilize the former Historical Society rose garden as a potential outdoor use area.
- **Parking:** Relies on 18 off-site parking spaces to support office, event space, and residential units. Parking is proposed to be leased on the existing City Hall parking lot.

Other Project Proposal

The Kasja group submitted the other proposal and specializes in multi-family residential and institutional development. Their experience includes work at Santa Barbara City College, Morro Bay High School, and Summerland Elementary. They are based in Goleta and provide their own architectural and construction services. They are currently working on conceptual plans for two multifamily projects in Atascadero. Their submitted project is shown below. The project was determined to not be consistent with the Council's vision for the parcel as it was one-story and did not support the mix of uses desired.



Recommendation and Next Steps

Staff is recommending that the City Council select the Herrera/Weyrick group to enter into a purchase agreement/development agreement for Centennial Properties. The City Council may also choose to provide specific recommendations to the project team on design changes, project timing, and overall project scope. The final purchase agreement and development agreement will return to the City Council for final approval.

ENVIRONMENTAL DETERMINATION:

The California Environmental Quality Act (CEQA), Section 15332, allows the exemption of minor projects that are consistent with zoning when the proposed development occurs within city limits on a project site of no more than five acres substantially surrounded by urban uses. The proposed development project is consistent with existing zoning and is considered an infill project.


ALTERNATIVES:

1. The City Council may ask the preferred developer for substantial modifications to the development proposals.
2. The Council may ask for more information on the other project for consideration.
3. The City Council may determine that more information is needed and continue the item to a future date.

FISCAL IMPACT

Selection of one preferred candidate will incur a cost of \$7,500 to be paid to the candidate not selected. Purchase and Development Agreements are yet to be negotiated and will be considered by Council at a later date.

REVIEWED AND APPROVED FOR COUNCIL AGENDA



James R. Lewis, City Manager

ATTACHMENTS:

1. PD Overlay Zoning District #36 (PC Resolution 2022-0005)
2. Centennial Development Proposals Elevations and Site Plans

APPROVED

PC RESOLUTION 2022-0005

PSD

MAR 15 2022

CITY OF ATASCADERO
PLANNING

**PD-36 OVERLAY DISTRICT
ZONING CODE TEXT AMENDMENT**

**RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF
ATASCADERO, CALIFORNIA, RECOMMENDING THAT THE CITY
COUNCIL ADOPT AN ORDINANCE ESTABLISHING A PLANNED
DEVELOPMENT OVERLAY DISTRICT #36 CODE TEXT
5901 WEST MALL**

**CENTENNIAL PLAZA ZONING MAP AMENDMENTS
(ZCH22-0022)**

WHEREAS, the City of Atascadero is enacting Planning Application ZCH 22-0022 to rezone lots 12 through 17 (APN 029-347-020) to establish PD#36 overlay zone; and

WHEREAS, Article 28 of the Atascadero Municipal Code allows for the creation of Planned Development Overlay Zones to promote orderly and harmonious development and to enhance the opportunity to best utilize special site characteristics; and

WHEREAS, the Planning Commission has determined that it is in the best interest of the City to add the Planned Development zone to these important downtown sites to promote the health, safety and welfare of its citizens by applying orderly development standards while enhancing the synergy and commerce opportunities within the prime retail district surrounding Sunken Gardens and the creek path; and

WHEREAS, the laws and regulations relating to the preparation and public notice of environmental documents, as set forth in the State and local guidelines for implementation of the California Environmental Quality Act (CEQA) have been adhered to; and

WHEREAS, a timely and properly noticed Public Hearing upon the Planned Development rezoning was held by the Planning Commission of the City of Atascadero at which hearing evidence, oral and documentary, was admitted on behalf of said zoning text amendments; and

WHEREAS, the Planning Commission of the City of Atascadero, at a Public Hearing held on March 15, 2022, studied and considered the proposed zone text change to establish Planned Development Overlay Zone #36.

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission of the City of Atascadero makes the following findings, determinations and recommendations with respect to the proposed Zoning Code Text Amendment:

SECTION 1. Recitals: The above recitals are true and correct.

SECTION 2. Public Hearing. The Planning Commission of the City of Atascadero, in a regular session assembled on March 15, 2022, resolved to recommend that the City Council introduce for first reading, by title only, an Ordinance that would amend the City Zoning Code Text as shown in Exhibit A, attached hereto and incorporated herein by this reference.

SECTION 3. Facts and Findings. The Planning Commission makes the following findings, determinations and approvals with respect to the Zone Text Amendment:

A. Findings for Approval of a Zone Text Change

FINDING: (i) The Planning and Zoning Text Change is consistent with General Plan policies and all other applicable ordinances and policies of the City.

FACT: The proposed zone text amendments align the code requirements with the vision, intent, and policies of the adopted General Plan.

FINDING: (ii) This Amendment of the Zoning Ordinance will provide for the orderly and efficient use of lands where such development standards are applicable.

FACT: The proposed text amendment provides for orderly development within the Downtown Commercial zoning district on lots 12 through 17 (APN 029-347-020) in accordance with the adopted General Plan for the compatible use of the properties based on neighborhood characteristics.

FINDING: (iii) The Text Change will not, in itself, result in significant environmental impacts.

FACT: The proposed text changes are minor and do not trigger any environmental impacts.

SECTION 4. CEQA. The proposed zoning text change is exempt from the California Environmental Quality Act (CEQA), Public Resources Code Section 21000 et seq., because it can be seen with certainty that there is no possibility that the enactment of this Ordinance would have a significant effect on the environment (Pub. Resources Code § 21065; CEQA Guidelines §§ 15378(b)(4), 15061(b)(3)).

SECTION 5. Recommendation of Approval. The Planning Commission of the City of Atascadero, in a regular session assembled on March 1, 2022, resolved to recommend that the City Council introduce, for first reading, an ordinance that would amend the Atascadero Municipal Code to Establish Planned Development Overlay Zone #36 as detailed in Exhibit A, attached hereto and incorporated herein by this reference.

BE IT FURTHER RESOLVED that a copy of this Resolution be delivered forthwith by the Planning Commission Secretary to the City Council of the City of Atascadero.

On motion by Commissioner Anderson, and seconded by Commissioner Heath, the foregoing resolution is hereby adopted in its entirety by the following roll call vote:

AYES: Commissioners Anderson, Carranza, Heath, Schmidt, van den Eikhof (6)

NOES: None (0)

ABSTAIN: None (0)

ABSENT: Commissioner Hughes (1)

ADOPTED: March 15, 2022

CITY OF ATASCADERO, CA



Jeff van den Eikhof
Planning Commission Chairperson

Attest:



Phil Dunsmore
Planning Commission Secretary

EXHIBIT A:**Zone Text Change – Planned Development Overlay No.36 Text
ZCH22-0022****9-3.680 Establishment of Planned Development Overlay No. 36**

Planned Development Overlay Zone No. 35 is established as shown on the official zoning maps (Section 9-1.102 of this title). A Planned Development Overlay Zone No. 35 is established on parcels APN's 049-063-003, 004, 049-071-029, 030 (Parcels 1-4 of AT02-278).

(A) All site development or significant modifications, beyond ADA or code required changes, to the site or exterior changes of any building shall require Design Review Committee review.

(B) The following uses are allowed within the PD-36 overlay zone on the ground floor:

- | | |
|--|----------------------|
| 1. Artisan Foods and Products | 6. Tasting Room |
| 2. Bar/Tavern | 7. Winery – Boutique |
| 3. Eating and Drinking Places | |
| 4. General Retail* (with additional parameters- see below) | |
| 5. Microbrewery – Brewpub | |

(C) The following uses are allowed within the PD-36 overlay zone above the ground floor:

- | | |
|---|--------------------------|
| 1. All uses as allowed on ground floor list | 5. Multi-family Dwelling |
| 2. Business Support Services | 6. Personal Services |
| 3. Live/Work Unit | 7. Offices |
| 4. Lodging/hotel/motel/vacation rental | |

(D) Property Development Standards

1. Front yard setback:

10-foot building setback shall be required for habitable portions of the building, setback may be utilized for outdoor dining, awnings, non-habitable building projections, signs, and other features designed to enhance the public space.

2. Parking:

No on-site parking shall be allowed. Parking required for residential uses shall be required at the rate of one space per two bedrooms (minimum one space per unit), to be located off-site within 1,000 feet of the property boundary and provided in perpetuity through an off-site parking agreement.

3. Height:

45 Feet, maximum of three stories. Use of roof area permitted for ground floor or upper floor uses to include elevator shaft above the height maximum if required.

Site and Building Design

1. A single development project shall be completed on the north east side of the plaza, or as one cohesive project on all of the lots.
2. Building designs may bridge the plaza space when a minimum vertical clearance of 16 feet is maintained and a minimum plaza width of 20 feet is maintained. When portions of buildings cover the plaza, provisions for natural light, ample visibility, and unrestricted public/pedestrian access, shall be maintained.
3. Building architecture shall complement, but not duplicate, City Hall. Designs that incorporate brick, extensive glazing, tile roofs, balconies, and opportunities to utilize outdoor spaces shall be strongly encouraged.
4. Recessed building entries with a depth of at least six feet, transom windows, and glazing along East Mall that allows 60% visibility into the ground floor space shall be required. Glazing shall not be blocked by interior walls or panels.
5. Encroachments that provide for outdoor dining shall be encouraged at Centennial Plaza and the public sidewalk while maintaining a minimum path of travel of 8 feet on the plaza and 6 feet on public sidewalks.
6. Fire Backflow Devices. Fire backflow devices are required to be integrated into the site or building design, are prohibited in any public right-of-way, and must be accessible to Fire Department and Water Company personnel at all times.
7. Building coverage: No limit. Each successive floor shall reduce interior floor space by 10%
8. Stormwater: No above ground stormwater retention may be allowed on-site in excess of 400 square feet over the entire Planned Development
9. Native Trees: No Heritage trees shall be impacted or removed by proposed development. Native trees that contribute to the tree canopy of Centennial plaza, the parking lot, and the creek pathway should be preserved in place and protected during construction as feasible. Some native trees may need to be pruned or removed to accommodate appropriate site development. Any tree removals shall be subject to the City's Native Tree ordinance.
10. Public Restrooms: Public restrooms shall be provided to customers during open business hours in a location that is accessible from the ground floor.

Development Incentives

Commercial floor area dedicated solely to eating and drinking places shall be eligible to request a deferment of development impact fees and capacity charges subject to a condition to retain such land uses in perpetuity. A change to a non-eligible land use following project completion and/or occupancy will require the payment in full of any development fees that have not yet been paid.



CENTENNIAL PLAZA PROPERTIES
5901 EAST MALL AVENUE - ATASCADERO, CA 93422

CONCEPTUAL EAST MALL STREET RENDERING

06/26/2024

A9
CONCEPTUAL
PACKAGE



PROPOSED EAST MALL ELEVATION

SCALE: 1/8" = 1'-0"



PROPOSED CREEK SIDE ELEVATION

SCALE: 1/8" = 1'-0"



CENTENNIAL PLAZA PROPERTIES

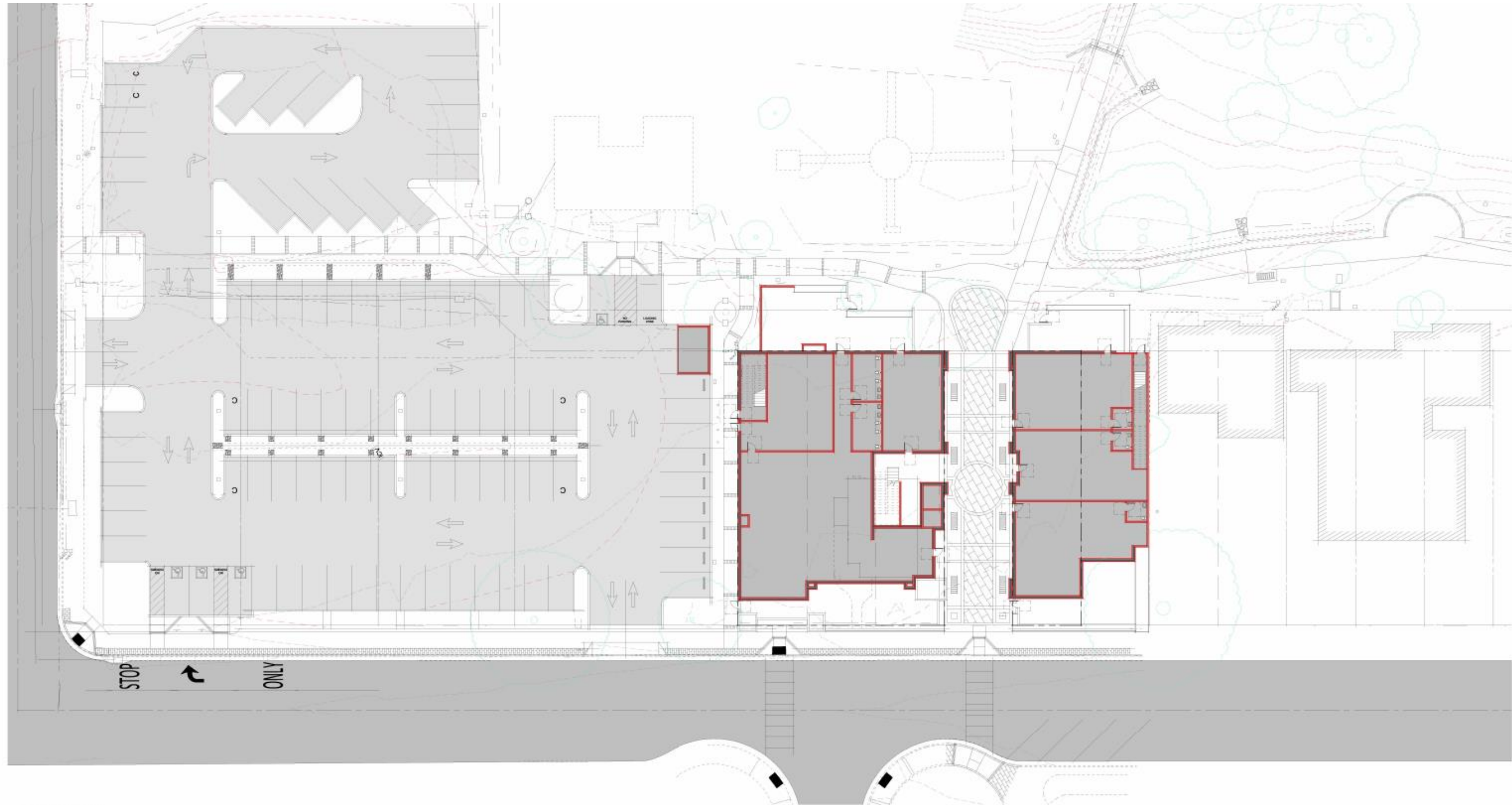
5901 EAST MALL AVENUE - ATASCADERO, CA 93422

BUILDING ELEVATIONS

A7

06/26/2024

CONCEPTUAL PACKAGE



1 SITE PLAN
SCALE: 1/16" = 1'-0"



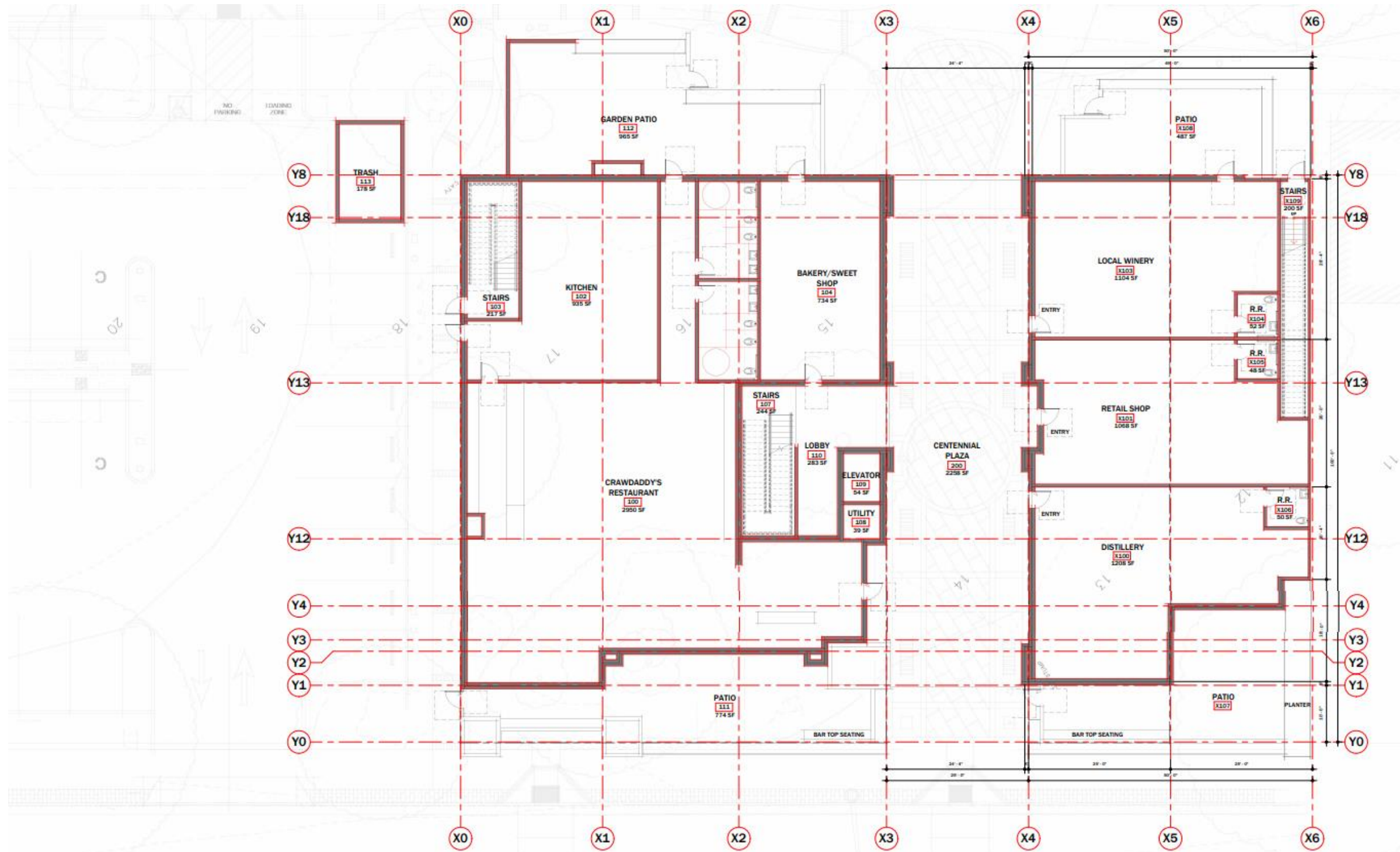
CENTENNIAL PLAZA PROPERTIES
5901 EAST MALL AVENUE - ATASCADERO, CA 93422



CONCEPTUAL SITE PLAN (50' LOT OPT.)

AA1
CONCEPTUAL PACKAGE

06/26/2024



CENTENNIAL PLAZA PROPERTIES

5901 EAST MALL AVENUE - ATASCADERO, CA 93422

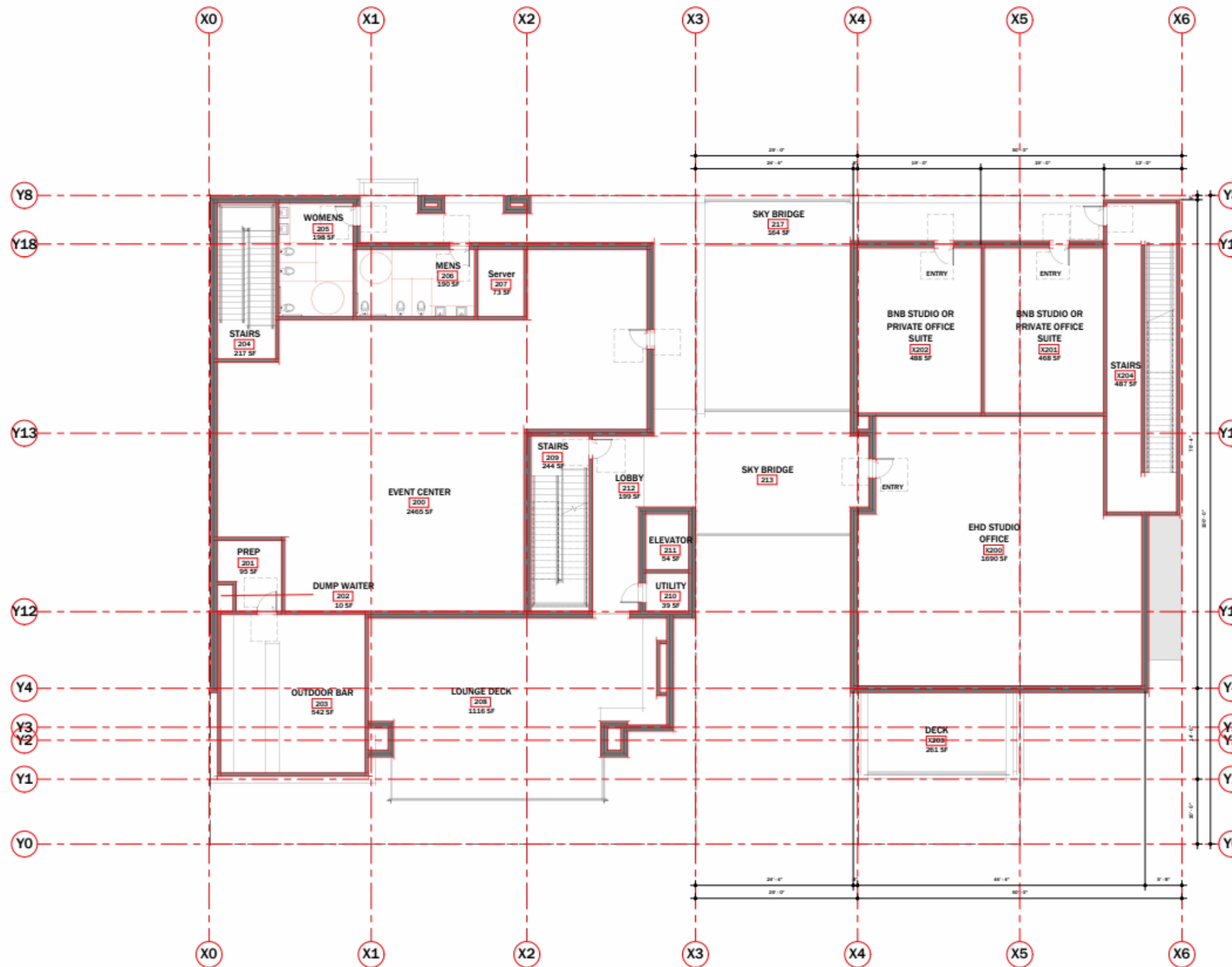
BUILDING GROUND FLOOR PLAN (50' LOT OPT.)



AA2

CONCEPTUAL PACKAGE

06/26/2024



CENTENNIAL PLAZA PROPERTIES

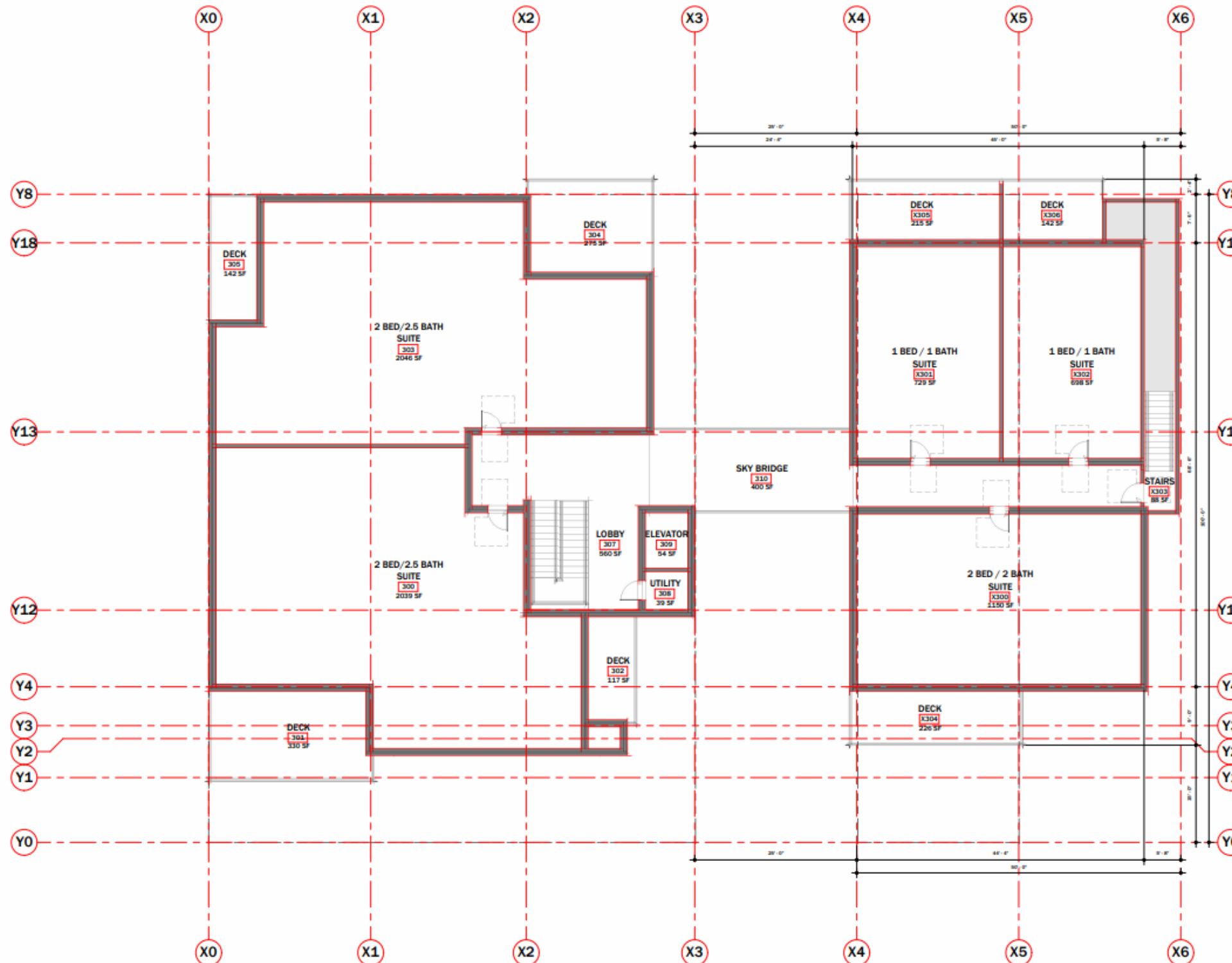
5901 EAST MALL AVENUE - ATASCADERO, CA 93422

BUILDING SECOND FLOOR PLAN (50' LOT OPT.)

06/26/2024



AA3
CONCEPTUAL
PACKAGE



CENTENNIAL PLAZA PROPERTIES

5901 EAST MALL AVENUE - ATASCADERO, CA 93422

BUILDING THIRD FLOOR PLAN (50' LOT OPT.)

06/26/2024



AA4
CONCEPTUAL
PACKAGE



CITY OF ATASCADERO
CENTENNIAL PLAZA
5901 EAST MALL, ATASCADERO CA 95322
RFP CD-2024-03
JUNE 26, 2024

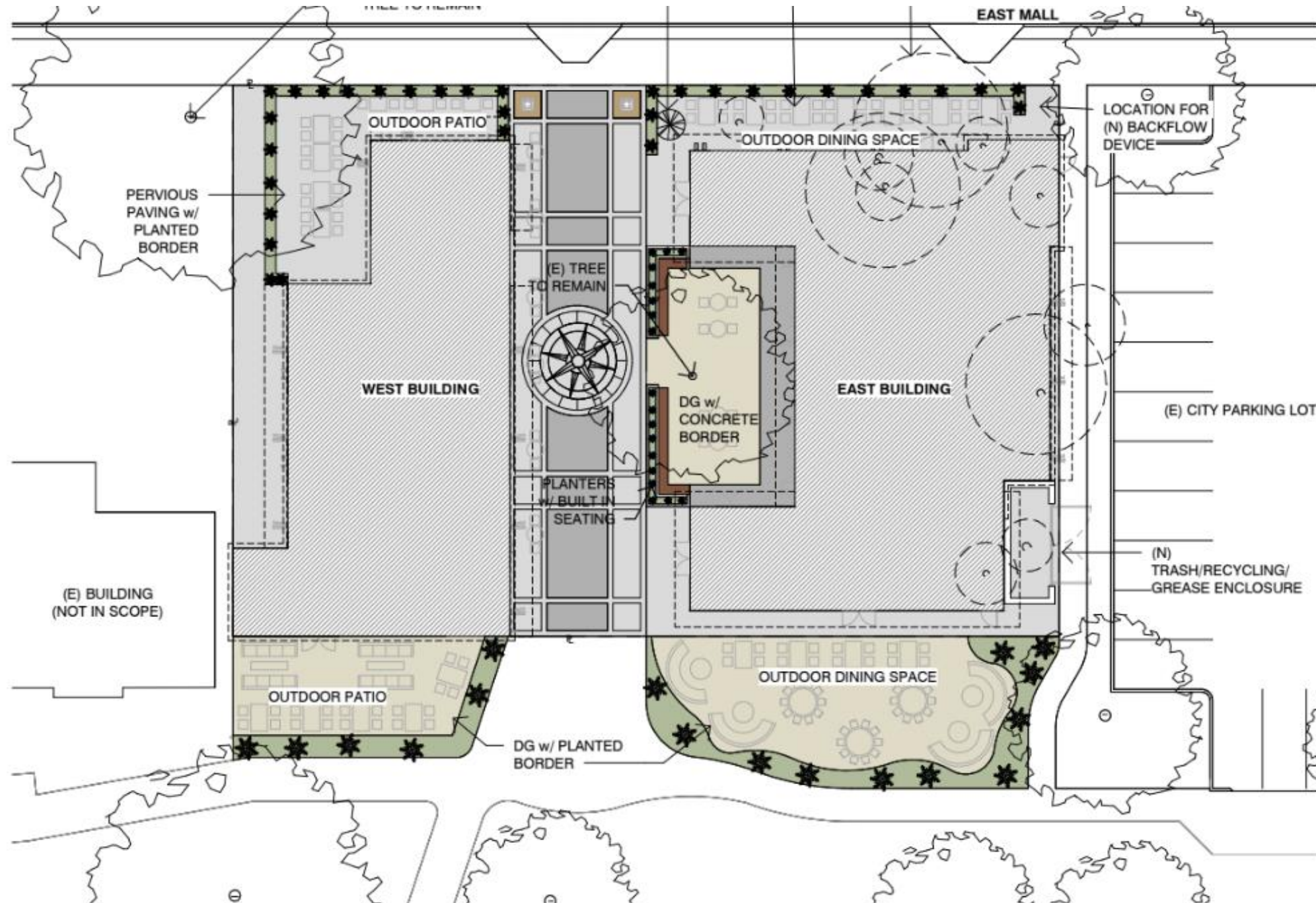
A0.0



1 Preliminary North Elevation
SCALE: 3/32" = 1'-0"



2 Preliminary South Elevation
SCALE: 3/32" = 1'-0"



1 Preliminary Site Plan
SCALE: 1" = 20'-0"



CITY OF ATASCADERO
CENTENNIAL PLAZA
5501 EAST MALL, ATASCADERO CA 95422
RFP CD-2024-03
JUNE 26, 2024

A.10

Project Data

TOTAL BUILDING AREA	6,619 SF
EAST BUILDING	3,760 SF
RESTAURANTS	1,843 SF
RETAIL/FLEX SPACES	1,785 SF
CORRIDOR	132 SF
WEST BUILDING	2,859 SF
RETAIL/FLEX SPACES	2,859 SF

Legend

	RETAIL / FLEX SPACES
	RESTAURANT + KITCHEN
	RESTROOMS
	CORRIDOR



1 Preliminary Floor Plan

SCALE: 1/16" = 1'-0"



KRUGER BENSON ZIEMER
ARCHITECTS, INC. AIA

CITY OF ATASCADERO
CENTENNIAL PLAZA

5901 EAST MALL, ATASCADERO CA 95422

RFP CD-2024-03
JUNE 26, 2024

A.20