



# **CITY OF ATASCADERO CITY COUNCIL**

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## **AGENDA**

**Tuesday, January 8, 2019**

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

**City Council Closed Session:**

**5:00 P.M.**

**City Council Regular Session:**

**6:00 P.M.**

**Successor Agency to the Community  
Redevelopment Agency of Atascadero:**

**Immediately following  
conclusion of the City  
Council Regular Session**

**CITY COUNCIL CLOSED SESSION: 5:00 P.M.**

- 1. CLOSED SESSION -- PUBLIC COMMENT**
- 2. COUNCIL LEAVES CHAMBERS TO BEGIN CLOSED SESSION**
- 3. CLOSED SESSION -- CALL TO ORDER**
  - a. Conference with Property Negotiators** (Govt. Code Sec. 54956.8)  
Real Property: 9191 San Rafael Court, Atascadero, California, 93422  
(APN 056383038)  
City Negotiators: Rachelle Rickard, City Manager  
Negotiating Parties: Bryan Beckham, Pacifica Commercial Realty  
Subject of Negotiation: Purchase price and/or terms of payment
- 4. CLOSED SESSION – ADJOURNMENT**
- 5. COUNCIL RETURNS TO CHAMBERS**
- 6. CLOSED SESSION – REPORT**

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

**PLEDGE OF ALLEGIANCE:** Council Member Newsom

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

**APPROVAL OF AGENDA:** Roll Call

Recommendation: Council:

1. Approve this agenda; and
2. Waive the reading in full of all ordinances appearing on this agenda, and the titles of the ordinances will be read aloud by the City Clerk at the first reading, after the motion and before the City Council votes.

**PRESENTATIONS: None.**

**A. CONSENT CALENDAR:** (All items on the consent calendar are considered to be routine and non-controversial by City staff and will be approved by one motion if no member of the Council or public wishes to comment or ask questions. If comment or discussion is desired by anyone, the item will be removed from the Consent Calendar and will be considered in the listed sequence with an opportunity for any member of the public to address the Council concerning the item before action is taken.)

**1. City Council Draft Action Minutes – December 11, 2018**

- Recommendation: Council approve the December 11, 2018 Draft City Council Meeting Minutes. [City Clerk]

**2. November 2018 Accounts Payable and Payroll**

- Fiscal Impact: \$2,522,353.07
- Recommendation: Council approve certified City accounts payable, payroll and payroll vendor checks for November 2018. [Administrative Services]

**3. Alcoholic Beverage Control (ABC) License for a Bar at 8451 El Camino Real - Type 42 License (USE 18-0123 / USE 18-0149)**

- Fiscal Impact: A slight positive fiscal impact is expected from increased sales tax.
- Recommendation: Council adopt Draft Resolution finding that a public convenience will be served by allowing the issuance of Type 42 ABC, On-Sale Beer and Wine for Public Premises License for “Colony Tavern”, a bar to be located at 8451 El Camino Real. [Community Development]

**4. Annexation of the Annex Residential Subdivision into Community Facilities District 2005-1, Annexation No. 18 (1843 & 1827 El Camino Real: Tract 3104)**

- Fiscal Impact: None.  
Recommendation: Council adopt Draft Resolution, declaring its intention to annex territory into Community Facilities District 2005-1 (Public Services) and to authorize the levy of special taxes therein – City of Atascadero Community Facilities District 2005-1 Annexation No. 18 (1843 & 1827 El Camino Real: Tract 3104). [Community Development]

**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](mailto:cityclerk@atascadero.org).)

**B. PUBLIC HEARINGS: None.**

**C. MANAGEMENT REPORTS:**

**1. Ordinance to Dissolve the Parks and Recreation Commission**

- Fiscal Impact: The elimination of the Parks and Recreation Commission is expected to save approximately 100-150 hours of staff time annually.
- Recommendation: Council introduce on first reading, by title only, the Draft Ordinance repealing, in its entirety, Title 2, Chapter 13, of the Atascadero Municipal Code regarding the Parks and Recreation Commission.  
[City Manager]

**COUNCIL ANNOUNCEMENTS AND REPORTS:** (On their own initiative, Council Members may make a brief announcement or a brief report on their own activities. 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.)

**D. COMMITTEE REPORTS:** (The following represent standing committees. Informative status reports will be given, as felt necessary):

Mayor Moreno

1. City Selection Committee
2. County Mayors Round Table
3. Economic Vitality Corporation, Board of Directors (EVC)
4. SLO Council of Governments (SLOCOG)
5. SLO Regional Transit Authority (RTA)

Mayor Pro Tem Bourbeau

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

Council Member Fonzi

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

Council Member Funk

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

Council Member Newsom

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

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

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

**F. ADJOURN TO MEETING OF THE SUCCESSOR AGENCY**

**Please note:** Should anyone challenge any proposed development entitlement listed on this Agenda in court, that person may be limited to raising those issues addressed at the public hearing described in this notice, or in written correspondence delivered to the City Council at or prior to this public hearing. Correspondence submitted at this public hearing will be distributed to the Council and available for review in the City Clerk's office.

## City of Atascadero

### **WELCOME TO THE ATASCADERO CITY COUNCIL MEETING**

The City Council meets in regular session on the second and fourth Tuesday of each month at 6:00 p.m. Council meetings will be held at the City Hall Council Chambers, 6500 Palma Avenue, Atascadero. Matters are considered by the Council in the order of the printed Agenda. Regular Council meetings are televised live, audio recorded and videotaped for future playback. Charter Communication customers may view the meetings on Charter Cable Channel 20 or via the City's website at [www.atascadero.org](http://www.atascadero.org). Meetings are also broadcast on radio station KPRL AM 1230. Contact the City Clerk for more information at [cityclerk@atascadero.org](mailto:cityclerk@atascadero.org) or (805) 470-3400.

Copies of the staff reports or other documentation relating to each item of business referred to on the Agenda are on file in the office of the City Clerk and are available for public inspection during City Hall business hours at the Front Counter of City Hall, 6500 Palma Avenue, Atascadero, and on our website, [www.atascadero.org](http://www.atascadero.org). Contracts, Resolutions and Ordinances will be allocated a number once they are approved by the City Council. The minutes of this meeting will reflect these numbers. All documents submitted by the public during Council meetings that are either read into the record or referred to in their statement will be noted in the minutes and available for review in the City Clerk's office.

In compliance with the Americans with Disabilities Act, **if you need special assistance to participate in a City meeting or other services offered by this City**, please contact the City Manager's Office or the City Clerk's Office, both at (805) 470-3400. Notification at least 48 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.

#### **TO SPEAK ON SUBJECTS NOT LISTED ON THE AGENDA**

Under Agenda item, "COMMUNITY FORUM", the Mayor will call for anyone from the audience having business with the Council to approach the lectern and be recognized.

1. Give your name for the record (not required)
2. State the nature of your business.
3. All comments are limited to 3 minutes.
4. All comments should be made to the Mayor and Council.
5. No person shall be permitted to make slanderous, profane or negative personal remarks concerning any other individual, absent or present

This is the time items not on the Agenda may be brought to the Council's attention. A maximum of 30 minutes will be allowed for Community Forum (unless changed by the Council). If you wish to use a computer presentation to support your comments, you must notify the City Clerk's office at least 24 hours prior to the meeting. Digital presentations must be brought to the meeting on a USB drive or CD. You are required to submit to the City Clerk a printed copy of your presentation for the record. Please check in with the City Clerk before the meeting begins to announce your presence and turn in the printed copy.

#### **TO SPEAK ON AGENDA ITEMS (from Title 2, Chapter 1 of the Atascadero Municipal Code)**

Members of the audience may speak on any item on the agenda. The Mayor will identify the subject, staff will give their report, and the Council will ask questions of staff. The Mayor will announce when the public comment period is open and will request anyone interested to address the Council regarding the matter being considered to step up to the lectern. If you wish to speak for, against or comment in any way:

1. You must approach the lectern and be recognized by the Mayor
2. Give your name (not required)
3. Make your statement
4. All comments should be made to the Mayor and Council
5. No person shall be permitted to make slanderous, profane or negative personal remarks concerning any other individual, absent or present
6. All comments limited to 3 minutes

The Mayor will announce when the public comment period is closed, and thereafter, no further public comments will be heard by the Council.



# **CITY OF ATASCADERO CITY COUNCIL**

## **DRAFT MINUTES**

**Tuesday, December 11, 2018**

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

**City Council Regular Session:**

**6:00 P.M.**

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

Mayor O'Malley called the meeting to order at 6:02 p.m., and led the Pledge of Allegiance.

### **ROLL CALL:**

**Present:** Council Members Bourbeau, Moreno, Sturtevant, Mayor Pro Tem Fonzi and Mayor O'Malley

**Absent:** None

**Others Present:** City Treasurer Sibbach and Council Members Elect Funk and Newsom

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

### **APPROVAL OF AGENDA:**

**MOTION:** By Council Member Moreno and seconded by Mayor Pro Tem Fonzi to:

- 1. Approve this agenda; and,**
- 2. Waive the reading in full of all ordinances appearing on this agenda, and the titles of the ordinances will be read aloud**

by the City Clerk at the first reading, after the motion and before the City Council votes.  
*Motion passed 5:0 by a roll-call vote.*

**PRESENTATIONS:**

**1. Presentation on the Lighthouse Project for Addiction Awareness, Prevention and Intervention**

Alternative Education Principal at Paloma Creek High School Chris Balogh and students from Paloma Creek High School presented to the City Council.

**2. City Council Service Awards for Council Members Moreno, Sturtevant and Fonzi**

City Manager Rickard presented the following Council Members with Service Awards:

- **5 Years:** Heather Moreno and Brian Sturtevant (8 years)
- **10 Years:** Roberta Fonzi

**A. CONSENT CALENDAR:**

**1. City Council Draft Action Minutes – November 27, 2018**

- **Recommendation:** Council approve the City Council Draft Action Minutes of the November 27, 2018, City Council meeting. [City Clerk]

**2. City Council 2019 Meeting Schedule**

- **Fiscal Impact:** None.
- **Recommendation:** Council approve the City Council meeting schedule for 2019. [City Manager]

**3. Reciting the Fact of the November 6, 2018 General Municipal Election**

- **Fiscal Impact:** None.
- **Recommendation:** Council adopt the Draft Resolution, reciting the fact of the General Municipal Election held on November 6, 2018, declaring the result and such other matters as provided by law. [City Clerk]

Deputy City Manager/City Clerk Christensen noted that the Draft Resolution, for Item #A-3, was amended to include the addition of City Treasurer Gere Sibbach to Sections 2 and 4.

**MOTION: By Council Member Sturtevant and seconded by Council Member Moreno to approve the Consent Calendar, with Item #A-3 as amended. (#A-3: Resolution No. 2018-067)**  
*Motion passed 5:0 by a roll-call vote.*

## **B. COMMITTEE REPORTS:**

The Council gave brief reports on the following Committees:

### Council Member Moreno

1. Economic Vitality Corporation, Board of Directors (EVC)

## **OATHS OF OFFICE:**

### **1. Administration of Oaths of Office**

- Swearing in of Mayor Heather Moreno, Council Members Susan Funk and Heather Newsom and City Treasurer Gere Sibbach

Deputy City Manager/City Clerk Christensen conducted the Oath of Office for the newly elected officials and distributed their Certificates of Election.

## **ROLL CALL:**

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

Absent: None

Others Present: City Treasurer Sibbach

Staff Present: City Manager Rachelle Rickard, Administrative Services Director Jeri Rangel, Community Development Director Phil Dunsmore, Public Works Director Nick DeBar, Police Chief Jerel Haley, City Attorney Brian Pierik, and Deputy City Manager Lara Christensen

## **PRESENTATIONS:**

### **1. Presentations recognizing outgoing City Council Members**

Mayor Moreno, on behalf of the City Council, read a history of Council Member Sturtevant and thanked him for his service to Atascadero by presenting him with an obelisk listing his years of service.

Council Member Fonzi, on behalf of the City Council, read a history of Mayor O'Malley and thanked him for his service to Atascadero by presenting him with an obelisk listing his years of service.

### **2. Commendations to outgoing City Council Members**

Commendations were presented to Mayor O'Malley and Council Member Sturtevant by Field Representative Kristen Handley from Assemblyman Cunningham's Office and 5<sup>th</sup> District Supervisor Debbie Arnold.



**RECESS:**

Mayor Moreno recessed the meeting at 6:53 p.m. for the City Council reception.

**RECONVENE:**

Mayor Moreno reconvened the meeting at 7:09 p.m. with all present.

**CITY COUNCIL REORGANIZATION:**

**1. Council Appointment of Mayor Pro Tem.**

- Accept nominations from the Council Members and appoint a Mayor Pro Tem for a two-year term ending December 2021.

**MOTION: By Council Member Fonzi and seconded by Council Member Funk to nominate Charles Bourbeau for the position of Mayor Pro Tem.  
*Motion passed 5:0 by a roll-call vote.***

**UPDATES FROM THE CITY MANAGER:**

City Manager Rachelle Rickard gave an update on projects and issues within the City.

**COMMUNITY FORUM:**

The following citizens spoke during Community Forum: Heather Branton, Jerry Clay, Lee Perkins, Lisa Kania, Issac Kania, Jim Carlisle, Tom Comar, Al Vossler, Fred Frank (Exhibit A), Kate Montgomery, Geoff Auslen and Debra Skinner

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

**C. PUBLIC HEARINGS:**

**1. 2019 Community Development Block Grant Draft Recommendations**

- Fiscal Impact: The total 2019 CDBG allocation is estimated to be \$180,960.
- Recommendation: Council develop and adopt draft recommendations for the 2019 Community Development Block Grant (CDBG) funds. [Public Works]

**Ex Parte Communications**

All Council Members stated they have had no communications on this item.

Public Works Director Nick DeBar gave the staff report and answered questions from the Council.

**PUBLIC COMMENT:**

The following citizens spoke on this item: None.

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

**MOTION:** By Mayor Pro Tem Bourbeau and seconded by Council Member Fonzi to adopt the following draft funding recommendations for the 2019 Community Development Block Grant (CDBG) funds, with the understanding any adjustments by the County to the City will be distributed proportionally:

Accessibility & Barrier Removal Project	\$147,521.00
City Youth Activities Scholarships	\$ 9,405.00
El Camino Homeless Organization	\$ 9,800.00
City Program Administration Costs	\$ 8,962.00
County Program Administration Costs	<u>\$ 16,644.00</u>
<b>TOTAL 2018:</b>	<b>\$192,332.00</b>

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

## **COUNCIL ANNOUNCEMENTS AND REPORTS:**

The City Council Members made brief announcements.

**D. MANAGEMENT REPORTS: None.**

**E. COMMITTEE REPORTS:**

Mayor Moreno announced her appointments to the various standing committees:

<b>CITY COUNCIL STANDING COMMITTEES</b>		
<b>COMMITTEE</b>	<b>APPOINTEE</b>	<b>ALTERNATE</b>
Air Pollution Control District	Fonzi	Bourbeau
Basin Groundwater Sustainability Agency	Fonzi	Moreno
California Joint Powers Insurance Authority	Newsom	Staff: Rickard, Rangel
City / Schools Committee	Bourbeau / Newsom	Funk
County Mayors Round Table	Moreno	Bourbeau
Design Review Committee	Fonzi (Chair) / Newsom	None
Economic Vitality Corporation	Moreno	Newsom
Finance Committee	Bourbeau (Chair) / Funk	None
Homeless Services Oversight Council	Funk	Bourbeau
Integrated Waste Management Authority	Bourbeau	Funk
League of California Cities–Council Liaison	Funk	Bourbeau
Local Agency Formation Commission (appointed by City Selection Committee)	Fonzi	None
SLO Council of Governments (SLOCOG)	Moreno	Bourbeau
SLO Regional Transit Authority (RTA)	Moreno	Bourbeau
Water Resources Advisory Committee (WRAC)	Fonzi	None
Visit SLO CAL Advisory Committee	Newsom	Moreno

The Homeless Services ad hoc Committee was also created and Mayor Moreno appointed Mayor Pro Tem Bourbeau and Council Member Funk.

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

1. City Clerk – Deputy City Manager/City Clerk Christensen gave an update on the Commission and Committee appointments. She also announced that Strategic Planning is scheduled for January 25<sup>th</sup> at 5:30 p.m. and January 26<sup>th</sup> at 8:30 a.m.

**G. ADJOURN**

Mayor Moreno adjourned the meeting at 8:23 p.m.

**MINUTES PREPARED BY:**

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Lara K. Christensen  
Deputy City Manager / City Clerk

The following exhibit is available for review in the City Clerk's office:

- Exhibit A – Letter to the City Council from Fred Frank

**APPROVED:**



# Atascadero City Council

## Staff Report - Administrative Services Department

### November 2018 Accounts Payable and Payroll

#### RECOMMENDATION:

Council approve certified City accounts payable, payroll and payroll vendor checks for November 2018.

#### DISCUSSION:

Attached for City Council review and approval are the following:

#### Payroll

Dated 11/1/18	Checks # 34090 - 34109	\$ 14,041.73
	Direct Deposits	266,963.02
Dated 11/15/18	Checks # 34110 - 34131	20,017.52
	Direct Deposits	329,522.99
Dated 11/29/18	Checks # 34132- 34152	15,609.88
	Direct Deposits	307,029.40

#### Accounts Payable


Dated 11/1/18 - 11/30/18	Checks # 158539 - 158821 & EFTs 3124 - 3136, 3138 - 3160	1,569,168.53
	<b>TOTAL AMOUNT</b>	<b>\$ 2,522,353.07</b>

#### FISCAL IMPACT:

Total expenditures for all funds is \$ 2,522,353.07

#### 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

#### ATTACHMENT:

November 2018 Eden Warrant Register in the amount of \$ 1,569,168.53

**City of Atascadero**  
**Disbursement Listing**

ITEM NUMBER: A-2  
DATE: 01/08/19  
ATTACHMENT: 1

For the Month of November 2018

Check Number	Check Date	Vendor	Description	Amount
158539	11/01/2018	ANTHEM BLUE CROSS HEALTH	Payroll Vendor Payment	162,372.66
158540	11/01/2018	LINCOLN NATIONAL LIFE INS CO	Payroll Vendor Payment	1,544.78
158541	11/01/2018	MEDICAL EYE SERVICES	Payroll Vendor Payment	1,715.03
158542	11/01/2018	PREFERRED BENEFITS INSURANCE	Payroll Vendor Payment	8,802.80
158543	11/01/2018	ATASCADERO MID MGRS ORG UNION	Payroll Vendor Payment	80.00
158544	11/01/2018	ATASCADERO POLICE OFFICERS	Payroll Vendor Payment	1,185.25
158545	11/01/2018	ATASCADERO PROF. FIREFIGHTERS	Payroll Vendor Payment	993.60
158546	11/01/2018	MASS MUTUAL WORKPLACE SOLUTION	Payroll Vendor Payment	6,590.50
158547	11/01/2018	NATIONWIDE RETIREMENT SOLUTION	Payroll Vendor Payment	655.42
158548	11/01/2018	NAVIA BENEFIT SOLUTIONS	Payroll Vendor Payment	1,051.27
158549	11/01/2018	SEIU LOCAL 620	Payroll Vendor Payment	855.21
158550	11/01/2018	VANTAGEPOINT TRNSFR AGT 106099	Payroll Vendor Payment	337.31
158551	11/01/2018	VANTAGEPOINT TRNSFR AGT 304633	Payroll Vendor Payment	3,594.09
3124	11/02/2018	STATE DISBURSEMENT UNIT	Payroll Vendor Payment	209.54
3125	11/02/2018	HEALTH EQUITY, INC.	Payroll Vendor Payment	6,896.70
3126	11/02/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	22,023.46
3127	11/02/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	33,495.84
3128	11/02/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	731.39
3129	11/02/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	2,028.39
3130	11/02/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	2,651.08
3131	11/02/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	4,106.44
3132	11/02/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	4,064.96
3133	11/02/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	10,111.89
3134	11/06/2018	RABOBANK, N.A.	Payroll Vendor Payment	43,115.68
3135	11/06/2018	EMPLOYMENT DEV DEPARTMENT	Payroll Vendor Payment	12,247.77
3136	11/06/2018	EMPLOYMENT DEV. DEPARTMENT	Payroll Vendor Payment	2,014.16
158552	11/09/2018	AIRGAS USA, LLC	Accounts Payable Check	160.33
158553	11/09/2018	ALLIANT INSURANCE SERVICES INC	Accounts Payable Check	173.00
158554	11/09/2018	ALTHOUSE & MEADE, INC.	Accounts Payable Check	535.00
158555	11/09/2018	AMERICAN WEST TIRE & AUTO INC	Accounts Payable Check	558.03
158556	11/09/2018	ANTECH DIAGNOSTICS	Accounts Payable Check	278.25
158557	11/09/2018	ASSC. OF ZOOS & AQUARIUMS	Accounts Payable Check	4,022.00
158558	11/09/2018	ATASCADERO HAY & FEED	Accounts Payable Check	1,930.58
158560	11/09/2018	ATASCADERO MUTUAL WATER CO.	Accounts Payable Check	17,099.52
158561	11/09/2018	ATASCADERO PICKLEBALL CLUB, INC	Accounts Payable Check	158.40
158562	11/09/2018	ATASCADERO YOUTH FOOTBALL	Accounts Payable Check	137.50
158563	11/09/2018	ATASCADERO YOUTH SOCCER ASSC	Accounts Payable Check	752.50
158564	11/09/2018	BARTEL ASSOCIATES, LLC	Accounts Payable Check	1,575.00

**City of Atascadero**  
Disbursement Listing

ITEM NUMBER: A-2  
DATE: 01/08/19  
ATTACHMENT: 1

For the Month of November 2018

Check Number	Check Date	Vendor	Description	Amount
158565	11/09/2018	BASSETT'S CRICKET RANCH, INC.	Accounts Payable Check	806.50
158566	11/09/2018	KEITH R. BERGHER	Accounts Payable Check	528.75
158567	11/09/2018	BERRY MAN, INC.	Accounts Payable Check	1,444.40
158568	11/09/2018	BIG RED MARKETING, INC.	Accounts Payable Check	3,000.00
158569	11/09/2018	BURKE, WILLIAMS, & SORENSON LLP	Accounts Payable Check	21,770.11
158570	11/09/2018	CA ASSC OF ZOOS & AQUARIUMS	Accounts Payable Check	1,300.00
158571	11/09/2018	CA CODE CHECK, INC.	Accounts Payable Check	6,217.50
158572	11/09/2018	CA DEPT OF FISH & WILDLIFE	Accounts Payable Check	3,474.25
158573	11/09/2018	CA HIGHWAY PATROL	Accounts Payable Check	200.00
158574	11/09/2018	CAL-COAST REFRIGERATION, INC	Accounts Payable Check	460.00
158575	11/09/2018	CALPORTLAND COMPANY	Accounts Payable Check	392.76
158576	11/09/2018	CARQUEST OF ATASCADERO	Accounts Payable Check	84.92
158577	11/09/2018	JASON F. CARR	Accounts Payable Check	230.00
158578	11/09/2018	CHARTER COMMUNICATIONS	Accounts Payable Check	173.68
158579	11/09/2018	CHEVRON & TEXACO BUS. CARD	Accounts Payable Check	82.22
158580	11/09/2018	KATHLEEN J. CINOWALT	Accounts Payable Check	255.50
158581	11/09/2018	CITY OF ATASCADERO	Accounts Payable Check	528.50
158582	11/09/2018	KAREN A. CLANIN	Accounts Payable Check	199.50
158583	11/09/2018	COLONY MEDIA	Accounts Payable Check	1,080.00
158584	11/09/2018	CRYSTAL SPRINGS WATER	Accounts Payable Check	114.42
158585	11/09/2018	CULLIGAN/CENTRAL COAST WTR TRT	Accounts Payable Check	70.00
158586	11/09/2018	SHARON J. DAVIS	Accounts Payable Check	70.00
158587	11/09/2018	NICHOLAS DEBAR	Accounts Payable Check	300.00
158588	11/09/2018	DEPARTMENT OF TRANSPORTATION	Accounts Payable Check	4,267.94
158589	11/09/2018	DESTINATION TRAVEL NETWORK	Accounts Payable Check	190.00
158590	11/09/2018	DOLMAN & ASSOCIATES	Accounts Payable Check	500.00
158591	11/09/2018	LUKE DOOLIN	Accounts Payable Check	206.00
158592	11/09/2018	PHILIP DUNSMORE	Accounts Payable Check	300.00
158593	11/09/2018	EARTH SYSTEMS PACIFIC	Accounts Payable Check	6,350.00
158594	11/09/2018	ED'S FLYMEAT LLC	Accounts Payable Check	44.95
158595	11/09/2018	JENNIFER S. EICKEMEYER	Accounts Payable Check	72.00
158596	11/09/2018	EL CAMINO VETERINARY HOSP	Accounts Payable Check	133.30
158597	11/09/2018	JULIE R. EMPEY	Accounts Payable Check	115.50
158598	11/09/2018	ESCUELA DEL RIO	Accounts Payable Check	867.00
158599	11/09/2018	FARM SUPPLY COMPANY	Accounts Payable Check	12.85
158600	11/09/2018	FEDEX OFFICE	Accounts Payable Check	268.30
158601	11/09/2018	ERICA GARCIA	Accounts Payable Check	12.00
158602	11/09/2018	GAS COMPANY	Accounts Payable Check	224.18
158603	11/09/2018	ALEX GENTILLY	Accounts Payable Check	206.00
158604	11/09/2018	GUARDIAN EMS	Accounts Payable Check	143.16

**City of Atascadero**  
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Check Number	Check Date	Vendor	Description	Amount
158605	11/09/2018	BRADLEY A. HACKLEMAN	Accounts Payable Check	282.00
158606	11/09/2018	HART IMPRESSIONS PRINTING	Accounts Payable Check	102.20
158608	11/09/2018	HOME DEPOT CREDIT SERVICES	Accounts Payable Check	2,730.29
158609	11/09/2018	LYNDA HOREJSI	Accounts Payable Check	407.04
158610	11/09/2018	INFORMATION TECHNOLOGY	Accounts Payable Check	1,470.24
158611	11/09/2018	IRON MOUNTAIN RECORDS MGMNT	Accounts Payable Check	180.32
158612	11/09/2018	JK'S UNLIMITED	Accounts Payable Check	7,123.16
158613	11/09/2018	JOE A. GONSALVES & SON	Accounts Payable Check	3,000.00
158614	11/09/2018	JOCELYN KATZAKIAN	Accounts Payable Check	494.20
158615	11/09/2018	KENNEDY ATHLETIC CLUB OF ATASC	Accounts Payable Check	520.00
158616	11/09/2018	KEY TERMITE & PEST CONTROL,INC	Accounts Payable Check	305.00
158617	11/09/2018	KTU+A	Accounts Payable Check	477.50
158618	11/09/2018	LAYNE LABORATORIES, INC.	Accounts Payable Check	4,021.77
158619	11/09/2018	LIFE ASSIST, INC.	Accounts Payable Check	706.93
158620	11/09/2018	JACKSON LIGHT	Accounts Payable Check	206.00
158621	11/09/2018	MADRONE LANDSCAPES, INC.	Accounts Payable Check	1,010.00
158622	11/09/2018	BECKY MAXWELL	Accounts Payable Check	45.56
158623	11/09/2018	SAMUEL HENRY MCMILLAN, JR.	Accounts Payable Check	100.00
158624	11/09/2018	SAMUEL H. MCMILLAN, SR.	Accounts Payable Check	75.00
158625	11/09/2018	MEDINA LIGHT SHOW DESIGNS	Accounts Payable Check	1,550.00
158626	11/09/2018	MEDPOST URGENT CARE-PASO ROBLE	Accounts Payable Check	340.00
158627	11/09/2018	MID-COAST GEOTECHNICAL, INC.	Accounts Payable Check	760.00
158628	11/09/2018	MID-COAST MOWER & SAW, INC.	Accounts Payable Check	8.12
158630	11/09/2018	MINER'S ACE HARDWARE	Accounts Payable Check	1,138.96
158631	11/09/2018	MATTHEW J. MIRANDA	Accounts Payable Check	573.20
158632	11/09/2018	MISSION UNIFORM SERVICE	Accounts Payable Check	362.15
158633	11/09/2018	RAYMOND ROBERT MOLLE	Accounts Payable Check	230.00
158634	11/09/2018	REON C MONSON	Accounts Payable Check	120.00
158635	11/09/2018	MV TRANSPORTATION, INC.	Accounts Payable Check	12,683.27
158636	11/09/2018	KYLE NAKAZAWA	Accounts Payable Check	180.00
158637	11/09/2018	NEOFUNDS	Accounts Payable Check	3,000.00
158638	11/09/2018	PAUL NETZ	Accounts Payable Check	98.00
158639	11/09/2018	NORTH COAST ENGINEERING INC.	Accounts Payable Check	140.00
158640	11/09/2018	NWF-ZOOBOOKS	Accounts Payable Check	142.63
158641	11/09/2018	OFFICE DEPOT INC.	Accounts Payable Check	244.77
158642	11/09/2018	ONTRAC	Accounts Payable Check	5.66
158643	11/09/2018	TARA ORLICK	Accounts Payable Check	47.96
158646	11/09/2018	PACIFIC GAS AND ELECTRIC	Accounts Payable Check	51,610.59
158647	11/09/2018	ROBIN K. PENDLEY	Accounts Payable Check	92.00
158648	11/09/2018	VOID	Accounts Payable Check	0.00

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158649	11/09/2018	PETERSON U-CART	Accounts Payable Check	452.55
158650	11/09/2018	PLACEWORKS, INC.	Accounts Payable Check	14,183.34
158651	11/09/2018	PRAXAIR DISTRIBUTION, INC.	Accounts Payable Check	103.47
158652	11/09/2018	PROCARE JANITORIAL SUPPLY, INC.	Accounts Payable Check	1,173.44
158653	11/09/2018	PRW STEEL SUPPLY, INC.	Accounts Payable Check	103.66
158654	11/09/2018	QUINCY ENGINEERING, INC.	Accounts Payable Check	10,817.69
158655	11/09/2018	QUINN RENTAL SERVICES	Accounts Payable Check	277.58
158656	11/09/2018	SHIRLEY L. RADCLIFF-BRUTON	Accounts Payable Check	524.10
158657	11/09/2018	JERI RANGEL	Accounts Payable Check	300.00
158658	11/09/2018	RACHELLE RICKARD	Accounts Payable Check	500.00
158659	11/09/2018	MICHELLE R. ROGERS	Accounts Payable Check	336.00
158660	11/09/2018	EVAN RUSSELL	Accounts Payable Check	200.00
158661	11/09/2018	SAN LUIS POWERHOUSE, INC.	Accounts Payable Check	1,620.65
158662	11/09/2018	SERVICE SYSTEMS ASSC, INC.	Accounts Payable Check	4,000.00
158663	11/09/2018	SLO COUNTY SHERIFF'S OFFICE	Accounts Payable Check	4,812.00
158664	11/09/2018	SOUZA CONSTRUCTION, INC.	Accounts Payable Check	12,785.96
158665	11/09/2018	SPEAKWRITE, LLC.	Accounts Payable Check	449.10
158666	11/09/2018	SPECIES 360	Accounts Payable Check	1,411.09
158667	11/09/2018	STANLEY CONVERGENT SECURITY	Accounts Payable Check	320.49
158668	11/09/2018	STAPLES CREDIT PLAN	Accounts Payable Check	111.74
158669	11/09/2018	SUNLIGHT JANITORIAL, INC.	Accounts Payable Check	961.00
158670	11/09/2018	GERALD C. TABERDO	Accounts Payable Check	75.00
158671	11/09/2018	THRIVE TRAINING CENTER	Accounts Payable Check	78.00
158672	11/09/2018	TURF STAR, INC.	Accounts Payable Check	228.51
158673	11/09/2018	U.S. POSTMASTER	Accounts Payable Check	2,000.00
158674	11/09/2018	UNION BANK, N.A.	Accounts Payable Check	2,712.00
158675	11/09/2018	UNITED STAFFING ASSC., INC.	Accounts Payable Check	875.16
158676	11/09/2018	IWINA M. VAN BEEK	Accounts Payable Check	184.00
158677	11/09/2018	THOMAS F. VELASQUEZ	Accounts Payable Check	50.00
158678	11/09/2018	VERDIN	Accounts Payable Check	18,352.36
158679	11/09/2018	VERIZON WIRELESS	Accounts Payable Check	2,224.09
158680	11/09/2018	VISITOR TELEVISION LLC	Accounts Payable Check	4,749.00
158681	11/09/2018	WCJ PROPERTY SERVICES	Accounts Payable Check	823.50
158682	11/09/2018	WELL SEEN SIGN CO., LLC	Accounts Payable Check	80.81
158683	11/09/2018	WEST COAST AUTO & TOWING, INC.	Accounts Payable Check	3,262.87
158684	11/09/2018	WESTERN JANITOR SUPPLY	Accounts Payable Check	251.73
158685	11/09/2018	WEX BANK - 76 UNIVERSL	Accounts Payable Check	12,330.62
158686	11/09/2018	WEX BANK - WEX FLEET UNIVERSAL	Accounts Payable Check	7,682.97
158687	11/09/2018	WHITLOCK & WEINBERGER TRANS.	Accounts Payable Check	842.50
158688	11/09/2018	WILKINS ACTION GRAPHICS	Accounts Payable Check	872.00



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158689	11/09/2018	KAREN B. WYKE	Accounts Payable Check	711.30
158690	11/09/2018	XO PANDORA	Accounts Payable Check	120.00
3138	11/16/2018	STATE DISBURSEMENT UNIT	Payroll Vendor Payment	330.23
3139	11/16/2018	HEALTH EQUITY, INC.	Payroll Vendor Payment	7,596.70
3140	11/16/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	28,625.80
3141	11/16/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	39,054.96
3142	11/16/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	1,417.18
3143	11/16/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	2,531.71
3144	11/16/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	2,651.08
3145	11/16/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	5,324.77
3146	11/16/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	4,385.38
3147	11/16/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	12,193.29
158691	11/16/2018	ATASCADERO MID MGRS ORG UNION	Payroll Vendor Payment	80.00
158692	11/16/2018	ATASCADERO POLICE OFFICERS	Payroll Vendor Payment	1,214.25
158693	11/16/2018	ATASCADERO PROF. FIREFIGHTERS	Payroll Vendor Payment	993.60
158694	11/16/2018	MASS MUTUAL WORKPLACE SOLUTION	Payroll Vendor Payment	5,840.50
158695	11/16/2018	NATIONWIDE RETIREMENT SOLUTION	Payroll Vendor Payment	484.06
158696	11/16/2018	NAVIA BENEFIT SOLUTIONS	Payroll Vendor Payment	1,051.27
158697	11/16/2018	NAVIA BENEFIT SOLUTIONS	Payroll Vendor Payment	60.00
158698	11/16/2018	SEIU LOCAL 620	Payroll Vendor Payment	891.47
158699	11/16/2018	VANTAGEPOINT TRNSFR AGT 106099	Payroll Vendor Payment	349.12
158700	11/16/2018	VANTAGEPOINT TRNSFR AGT 304633	Payroll Vendor Payment	3,509.99
3148	11/20/2018	RABOBANK, N.A.	Payroll Vendor Payment	62,345.83
3149	11/20/2018	EMPLOYMENT DEV DEPARTMENT	Payroll Vendor Payment	19,675.76
3150	11/20/2018	EMPLOYMENT DEV. DEPARTMENT	Payroll Vendor Payment	2,472.83
158701	11/21/2018	AGP VIDEO, INC.	Accounts Payable Check	2,382.50
158702	11/21/2018	AM PAC REPAIR	Accounts Payable Check	333.00
158703	11/21/2018	AMERICAN MARBORG	Accounts Payable Check	115.50
158704	11/21/2018	AMERICAN WEST TIRE & AUTO INC	Accounts Payable Check	1,043.00
158705	11/21/2018	ASSOCIATED TRAFFIC SAFETY	Accounts Payable Check	221.74
158707	11/21/2018	AT&T	Accounts Payable Check	957.43
158708	11/21/2018	AT&T	Accounts Payable Check	260.49
158709	11/21/2018	ATASCADERO NEWS	Accounts Payable Check	699.00
158710	11/21/2018	AURORA WORLD, INC.	Accounts Payable Check	316.80
158711	11/21/2018	AXON ENTERPRISE, INC.	Accounts Payable Check	2,473.94
158712	11/21/2018	BELL'S PLUMBING REPAIR, INC.	Accounts Payable Check	636.00
158713	11/21/2018	BENJAMIN FRANKLIN PLUMBING	Accounts Payable Check	3,400.00
158714	11/21/2018	BIG RED MARKETING, INC.	Accounts Payable Check	3,500.00
158715	11/21/2018	BOUND TREE MEDICAL, LLC	Accounts Payable Check	633.04

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Check Number	Check Date	Vendor	Description	Amount
158716	11/21/2018	BREZDEN PEST CONTROL, INC.	Accounts Payable Check	180.00
158717	11/21/2018	CASEY BRYSON	Accounts Payable Check	890.00
158718	11/21/2018	BURT INDUSTRIAL SUPPLY	Accounts Payable Check	172.49
158719	11/21/2018	CALLBACK STAFFING SOLUTION,LLC	Accounts Payable Check	189.46
158720	11/21/2018	CARQUEST OF ATASCADERO	Accounts Payable Check	42.37
158721	11/21/2018	CENTRAL COAST URGENT CARE, INC	Accounts Payable Check	450.00
158722	11/21/2018	COAST LINE DISTRIBUTING	Accounts Payable Check	292.57
158723	11/21/2018	COASTAL REPROGRAPHIC SERVICES	Accounts Payable Check	73.40
158724	11/21/2018	COASTLINE EQUIPMENT	Accounts Payable Check	282.13
158725	11/21/2018	COUNTY OF SAN LUIS OBISPO	Accounts Payable Check	306.00
158726	11/21/2018	CRYSTAL SPRINGS WATER	Accounts Payable Check	278.80
158727	11/21/2018	ANNETTE CURRY	Accounts Payable Check	83.68
158728	11/21/2018	DARRYL'S LOCK AND SAFE	Accounts Payable Check	15.00
158729	11/21/2018	DEEP BLUE INTEGRATION, INC.	Accounts Payable Check	135.00
158730	11/21/2018	DEPARTMENT OF JUSTICE	Accounts Payable Check	798.00
158731	11/21/2018	DOCUTEAM	Accounts Payable Check	138.96
158732	11/21/2018	ECS IMAGING, INC.	Accounts Payable Check	3,216.34
158733	11/21/2018	ELECTRICRAFT, INC.	Accounts Payable Check	648.00
158734	11/21/2018	ESCUELA DEL RIO	Accounts Payable Check	153.00
158735	11/21/2018	FARM SUPPLY COMPANY	Accounts Payable Check	23.58
158736	11/21/2018	FENCE FACTORY ATASCADERO	Accounts Payable Check	900.00
158737	11/21/2018	FERRELL'S AUTO REPAIR	Accounts Payable Check	125.10
158738	11/21/2018	FGL ENVIRONMENTAL	Accounts Payable Check	1,372.00
158739	11/21/2018	FIESTA MAHAR MANUFACTURNG CORP	Accounts Payable Check	549.59
158740	11/21/2018	FOOD FOR LESS	Accounts Payable Check	74.80
158741	11/21/2018	GAS COMPANY	Accounts Payable Check	74.90
158742	11/21/2018	KATHLEEN GROGAN	Accounts Payable Check	281.00
158743	11/21/2018	HANLEY AND FLEISHMAN, LLP	Accounts Payable Check	4,569.50
158744	11/21/2018	HARRIS STAGE LINES, LLC	Accounts Payable Check	1,000.00
158745	11/21/2018	HART IMPRESSIONS PRINTING	Accounts Payable Check	218.00
158746	11/21/2018	J. CARROLL CORPORATION	Accounts Payable Check	566.87
158747	11/21/2018	JIFFY LUBE	Accounts Payable Check	51.00
158748	11/21/2018	BRITTNEY L. JONES	Accounts Payable Check	402.00
158749	11/21/2018	K & M INTERNATIONAL	Accounts Payable Check	985.80
158750	11/21/2018	K PENCE CONSULTING	Accounts Payable Check	3,103.34
158751	11/21/2018	KPRL 1230 AM	Accounts Payable Check	320.00
158752	11/21/2018	LAWSON PRODUCTS, INC.	Accounts Payable Check	205.62
158753	11/21/2018	LEE WILSON ELECTRIC CO. INC	Accounts Payable Check	1,479.51
158754	11/21/2018	LEHIGH HANSON	Accounts Payable Check	2,171.62
158755	11/21/2018	LIFE ASSIST, INC.	Accounts Payable Check	212.48

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Check Number	Check Date	Vendor	Description	Amount
158756	11/21/2018	CRAIG C. LOWRIE	Accounts Payable Check	175.00
158757	11/21/2018	MADRONE LANDSCAPES, INC.	Accounts Payable Check	3,751.00
158758	11/21/2018	MARIACHI MEXICANISIMO	Accounts Payable Check	800.00
158759	11/21/2018	SAMUEL HENRY MCMILLAN, JR.	Accounts Payable Check	200.00
158760	11/21/2018	SAMUEL H. MCMILLAN, SR.	Accounts Payable Check	100.00
158761	11/21/2018	MID-COAST MOWER & SAW, INC.	Accounts Payable Check	48.75
158762	11/21/2018	MIKE MARTIN SEAL COATING	Accounts Payable Check	4,363.00
158763	11/21/2018	MINER'S ACE HARDWARE	Accounts Payable Check	761.39
158764	11/21/2018	MISSION UNIFORM SERVICE	Accounts Payable Check	488.16
158765	11/21/2018	MOSS, LEVY, & HARTZHEIM LLP	Accounts Payable Check	7,500.00
158766	11/21/2018	MUNICIPAL MAINT EQUIPMENT, INC	Accounts Payable Check	337.88
158767	11/21/2018	NEW TIMES	Accounts Payable Check	782.00
158768	11/21/2018	OFFICE DEPOT INC.	Accounts Payable Check	316.13
158769	11/21/2018	ON THE WALL, INC.	Accounts Payable Check	1,700.00
158770	11/21/2018	ROBIN K. PENDLEY	Accounts Payable Check	46.00
158771	11/21/2018	PENGUIN RANDOM HOUSE, LLC	Accounts Payable Check	509.07
158772	11/21/2018	PETERSON U-CART	Accounts Payable Check	946.63
158773	11/21/2018	PLACEWORKS, INC.	Accounts Payable Check	4,170.00
158774	11/21/2018	PRAXAIR DISTRIBUTION, INC.	Accounts Payable Check	48.00
158775	11/21/2018	RAVATT,ALBRECHT, & ASSC.,INC.	Accounts Payable Check	5,500.00
158776	11/21/2018	REPUBLIC ELEVATOR COMPANY	Accounts Payable Check	443.89
158777	11/21/2018	RICK ENGINEERING COMPANY	Accounts Payable Check	21,061.93
158778	11/21/2018	MARK J. RUSSO	Accounts Payable Check	200.00
158779	11/21/2018	SHORE-TEK, INC.	Accounts Payable Check	436.03
158780	11/21/2018	JOHN C. SIEMENS	Accounts Payable Check	297.50
158781	11/21/2018	SMART AND FINAL	Accounts Payable Check	76.92
158782	11/21/2018	DAVID L. SMAW	Accounts Payable Check	75.00
158783	11/21/2018	SOUTH COAST EMERGENCY VEH SVC	Accounts Payable Check	112.22
158784	11/21/2018	SOUZA CONSTRUCTION, INC.	Accounts Payable Check	431,199.58
158785	11/21/2018	SPECTRUM REACH	Accounts Payable Check	800.00
158786	11/21/2018	STANLEY CONVERGENT SECURITY	Accounts Payable Check	255.90
158787	11/21/2018	SUNLIGHT JANITORIAL, INC.	Accounts Payable Check	1,700.00
158788	11/21/2018	T. HORZEN, INC.	Accounts Payable Check	17,132.25
158789	11/21/2018	RONALD R. TARICA	Accounts Payable Check	108.00
158790	11/21/2018	TESCO CONTROLS, INC.	Accounts Payable Check	346.48
158791	11/21/2018	TRIBUNE	Accounts Payable Check	1,100.00
158798	11/21/2018	U.S. BANK	Accounts Payable Check	29,886.88
158799	11/21/2018	ULTREX BUSINESS PRODUCTS	Accounts Payable Check	54.49
158800	11/21/2018	ULTREX LEASING	Accounts Payable Check	260.76
158801	11/21/2018	UMO	Accounts Payable Check	300.00

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158802	11/21/2018	UNITED STAFFING ASSC., INC.	Accounts Payable Check	1,750.32
158803	11/21/2018	UNIV OF WIS VET DIAG LAB	Accounts Payable Check	97.36
158804	11/21/2018	IWINA M. VAN BEEK	Accounts Payable Check	373.00
158805	11/21/2018	THOMAS F. VELASQUEZ	Accounts Payable Check	50.00
158806	11/21/2018	VERIZON WIRELESS	Accounts Payable Check	905.12
158807	11/21/2018	VISIT SLO CAL	Accounts Payable Check	42,036.52
158808	11/21/2018	WALLACE GROUP	Accounts Payable Check	1,813.75
158809	11/21/2018	WCJ PROPERTY SERVICES	Accounts Payable Check	200.00
158810	11/21/2018	WESTERN JANITOR SUPPLY	Accounts Payable Check	234.84
158811	11/21/2018	WILBUR-ELLIS COMPANY	Accounts Payable Check	1,481.56
158812	11/21/2018	WILKINS ACTION GRAPHICS	Accounts Payable Check	327.19
158813	11/21/2018	WULFING'S BACKGROUND & POLYGR	Accounts Payable Check	1,000.00
158814	11/21/2018	ZOOM IMAGING SOLUTIONS, INC.	Accounts Payable Check	1,080.01
158815	11/29/2018	ATASCADERO PROF. FIREFIGHTERS	Payroll Vendor Payment	993.60
158816	11/29/2018	MASS MUTUAL WORKPLACE SOLUTION	Payroll Vendor Payment	5,740.50
158817	11/29/2018	NATIONWIDE RETIREMENT SOLUTION	Payroll Vendor Payment	398.27
158818	11/29/2018	NAVIA BENEFIT SOLUTIONS	Payroll Vendor Payment	60.00
158819	11/29/2018	SEIU LOCAL 620	Payroll Vendor Payment	891.47
158820	11/29/2018	VANTAGEPOINT TRNSFR AGT 106099	Payroll Vendor Payment	455.40
158821	11/29/2018	VANTAGEPOINT TRNSFR AGT 304633	Payroll Vendor Payment	2,324.91
3151	11/30/2018	STATE DISBURSEMENT UNIT	Payroll Vendor Payment	209.54
3152	11/30/2018	HEALTHEQUITY, INC.	Payroll Vendor Payment	7,388.39
3153	11/30/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Payroll Vendor Payment	22,758.73
3154	11/30/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Accounts Payable Check	37,700.66
3155	11/30/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Accounts Payable Check	1,504.81
3156	11/30/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Accounts Payable Check	2,045.93
3157	11/30/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Accounts Payable Check	2,651.08
3158	11/30/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Accounts Payable Check	4,894.36
3159	11/30/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Accounts Payable Check	4,095.04
3160	11/30/2018	CALIF PUBLIC EMPLOYEES RETIREMENT SYSTEM	Accounts Payable Check	10,144.88
				<u><u>\$ 1,569,168.53</u></u>



# ***Atascadero City Council***

## ***Staff Report – Community Development Department***

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### **Alcoholic Beverage Control (ABC) License for a Bar at 8451 El Camino Real (Type 42 License) (USE 18-0123 / USE 18-0149)**

***(Request to approve an on-sale beer and wine for public premises  
Alcohol Beverage Control license application)***

#### **RECOMMENDATION:**

Council adopt Draft Resolution finding that a public convenience will be served by allowing the issuance of Type 42 ABC, On-Sale Beer and Wine for Public Premises License for “Colony Tavern”, a bar to be located at 8451 El Camino Real.

#### **DISCUSSION:**

The applicant, Jonathan Velasco, has applied for a Type 42 license through the Department of Alcoholic Beverage Control (ABC). The proposed business would be a local bar with a rustic, western theme at the former location of Club Soda. Per ABC requirements, beer and wine (but not distilled spirits) can be sold for on or off-site consumption. Food service is not required. Minors will not be allowed to enter the premises.

The site is zoned Commercial Retail (CR) within the General Commercial General Plan Land Use Designation (GC). Conditional Use Permit USE 18-0123 was approved by the Planning Commission on December 4, 2018, to allow the proposed bar/tavern use in the CR zoning district.

Section 23958.4 of the Alcoholic Beverage Control Act requires the local governing body to determine that an ABC license will serve a public convenience or necessity when there is an “Undue Concentration” of liquor licenses within the impacted census tract. “Colony Tavern” would be located in census tract 125.03 where 13 on-sale licenses are permitted. There are currently 14 such licenses active in the census tract. Therefore, Council review is required to add any additional licenses to the area.

The Planning Commission has found that the business, as conditioned, will be compatible with the character of the local neighborhood. Staff has reviewed the request and determined that approval of this application, or conditional approval, would not influence the rate of criminal activity in the neighborhood. The Atascadero Police Department has determined that the impact to public safety would be negligible based on the consideration of the physical location of the current establishment and the number of past calls for service. The Atascadero Police Department does not have concerns or opposition regarding the issuance of an additional Type 42 license at this location.

### **FISCAL IMPACT:**

A slight positive fiscal impact is expected from increased sales tax.

### **ATTACHMENTS:**

1. Draft Resolution
2. Location Map
3. Zoning Map
4. Census Tract 125.03 Map
5. Applicant Letter of Justification

**Attachment 1: Draft Resolution  
USE 18-0123 / USE 18-0149**

## **DRAFT RESOLUTION**

### **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ATASCADERO, CALIFORNIA, FINDING THAT A PUBLIC CONVENIENCE WILL BE SERVED BY ALLOWING THE ISSUANCE OF A TYPE 42 ABC, ON-SALE BEER AND WINE FOR PUBLIC PREMISES, AT 8451 EL CAMINO REAL**

#### **VELASCO / COLONY TAVERN (APN 030-512-007)**

**WHEREAS**, an application has been received from Jim Russel (9205 San Marcos Road, Atascadero, CA 93422), Property Owner; Jonathan Velasco (9100 San Gabriel Road, Atascadero, CA 93422) dba Colony Tavern (8451 El Camino Real, Atascadero, CA 93422), Applicant; to request that the City Council make a finding of public convenience or necessity to allow the Department of Alcohol Beverage Control (ABC) to issue a Type 42 on sale beer and wine for public premises license at 8451 El Camino Real (APN 030-512-007); and

**WHEREAS**, the site's current General Plan Designation is General Commercial (GC); and

**WHEREAS**, the sites current Zoning Designation is Commercial Retail (CR); and

**WHEREAS**, bars and taverns are conditionally allowed in the Commercial Retail Zoning District; and

**WHEREAS**, the Atascadero Planning Commission approved Conditional Use Permit, USE 18-0123 on December 4, 2018; and

**WHEREAS**, the Atascadero Police Department has reviewed the application and does not foresee any significant public safety issue related to the requested license; and

**WHEREAS**, the license is requested at a site that is located more than 500 feet from public school property; and

**WHEREAS**, the City Council of the City of Atascadero considered the requested application at a public meeting on January 8, 2019.

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

**SECTION 1.** The foregoing recitals are true and correct and the City Council so finds and determines.

**SECTION 2.** A public convenience will be served by the issuance of a Type 42 ABC, On-Sale Beer and Wine for Public Premises license to Jonathan Velasco dba Colony Tavern at 8451 El Camino Real.

**PASSED AND ADOPTED** at a regular meeting of the City Council held on the \_\_\_th day of \_\_\_\_\_, 2019.

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

APPROVED AS TO FORM:

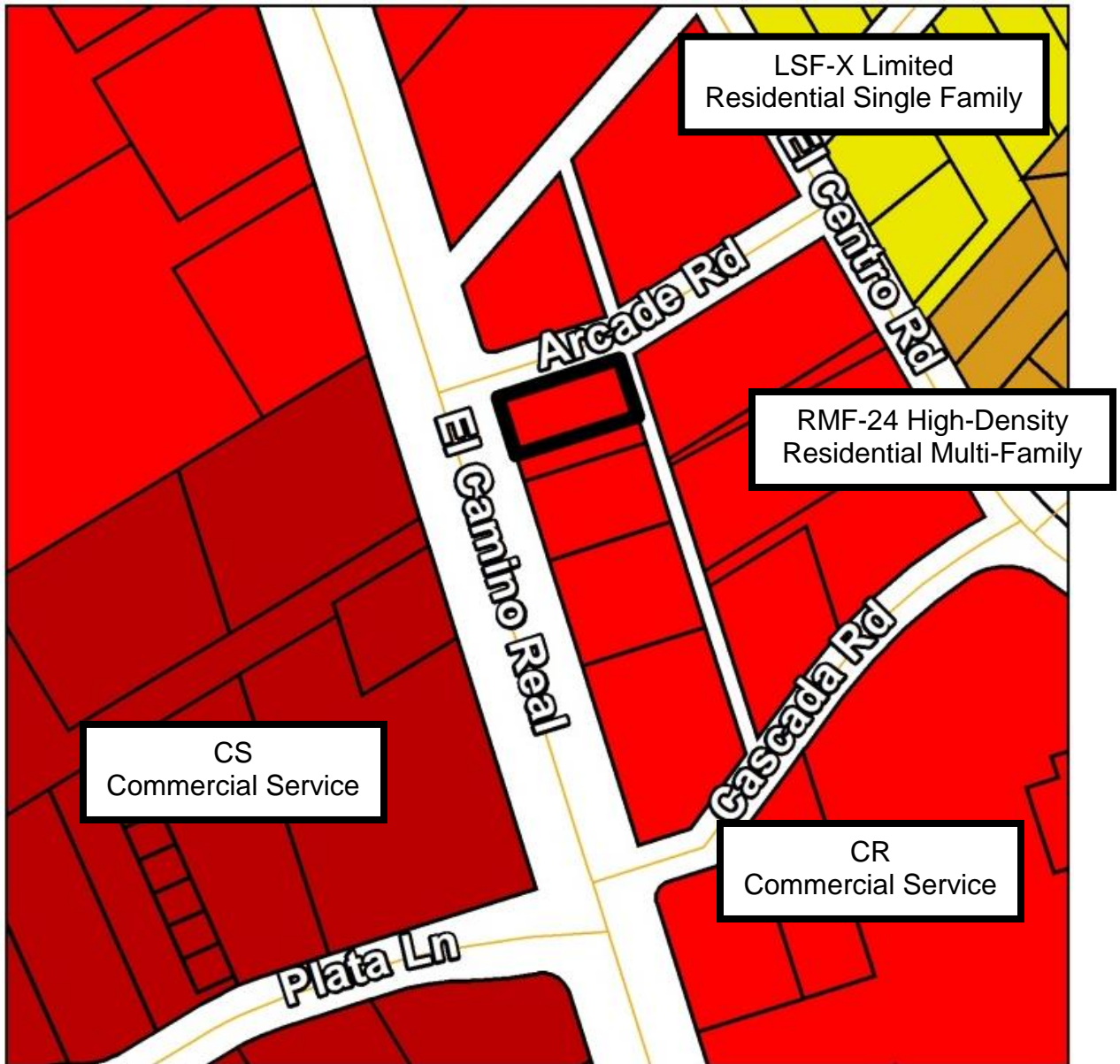
\_\_\_\_\_  
Brian A. Pierik, City Attorney



**Attachment 2: Location Map, 8451 El Camino Real  
USE 18-0123 / USE 18-0149**

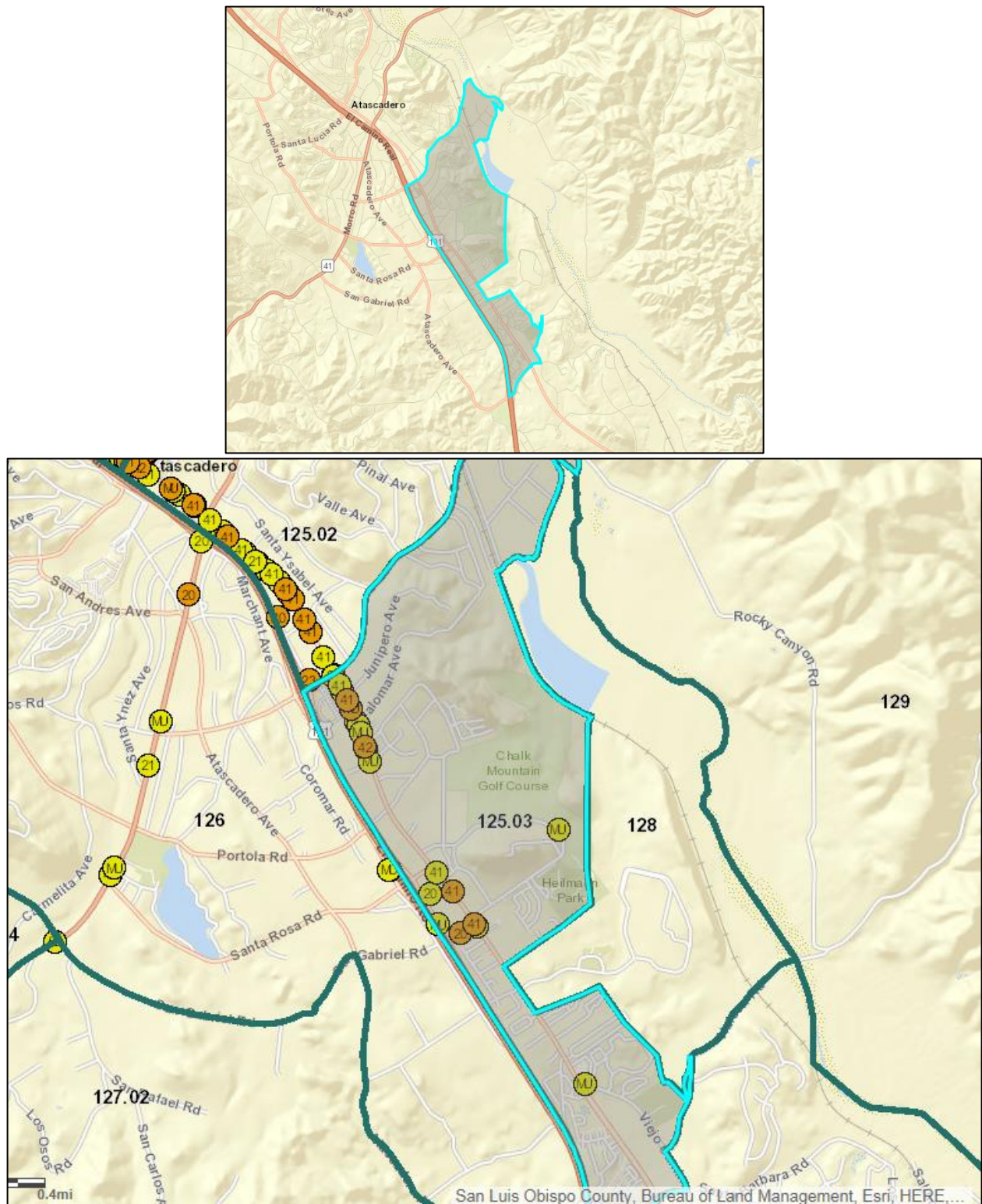


**Attachment 3: Zoning Map, 8451 El Camino Real**  
**USE 18-0123 / USE 18-0149**





**Attachment 4: Census Tract 125.03 Map**  
**USE 18-0123 / USE 18-0149**



<b>Attachment 5: Applicant Letter of Justification</b> <b>USE 18-0123 / USE 18-0149</b>
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San Luis Obispo County has been a popular location for enjoying good local wine, beer, food and entertainment for many years. That is why we believe that the Colony Tavern, a historic specialty beer tavern, wine bar and entertainment venue will thrive in the city of Atascadero. Our target market includes beer and wine connoisseurs, college students, and anyone who enjoys playing games and listening to live music while socializing with friends. We hope to bring the people of Atascadero and the entire North County a fun, safe, and professional neighborhood tavern for everyone to enjoy.

The bar industry in San Luis Obispo County has grown steadily and has been a staple in the lives of the community for years. The people of SLO County revel in local beer, wine and entertainment, and Atascadero has limited selection when it comes to a location that provides all of these. That is why The Colony Tavern will strive to accommodate the public from venturing out to other cities to seek entertainment elsewhere. The types of amenities and entertainment offered at the Colony Tavern will be a variety of local beer, wine and cider, fun and entertaining games to play such as billiards, pin ball, darts, arcade games, televisions and live music.

Due to the existing competition, we understand the importance of differentiating ourselves from our competitors. We plan to do that by providing a rustic, western themed bar and incorporating a historic Atascadero colonial flare. We would like to keep the general layout of the bar the same, but include some interior and exterior upgrades. We would like to add windows to the outside wall that runs along El Camino Real, similar to what Nardonn's pizza and the cigarette shop. Inside we plan on staining the concrete floor, new light fixtures, relocating the stage, adding wall coverings and touching up the bar to have a more country appearance.

We plan to open the Colony Tavern at 8451 Suite A, El Camino Real Atascadero, California in the previous site of club soda which was an bar establishment in Atascadero for more than 25 years. We plan on providing a clean, fun, and safe establishment to serve as a neighborhood tavern for all adults to enjoy. Our hours of operation would be 7 days a week from 12am- 12pm and weekend 12am-2am.



# ***Atascadero City Council***

## ***Staff Report – Community Development Department***

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### **Annexation of the Annex Residential Subdivision into Community Facilities District 2005-1, Annexation No. 18 (1843 & 1827 El Camino Real: Tract 3104)**

#### **RECOMMENDATION:**

Council adopt Draft Resolution, declaring its intention to annex territory, into Community Facilities District 2005-1 (Public Services) and to authorize the levy of special taxes therein – City of Atascadero Community Facilities District 2005-1 Annexation No. 18 (1843 & 1827 El Camino Real: Tract 3104).

#### **DISCUSSION:**

The applicant, MP Annex, LLC, is required to annex into the City's Community Facilities District (CFD) as a condition to finalize their subdivision maps and fulfill the conditions of approval. To satisfy this requirement, the applicant has petitioned the City to annex into the CFD. The Annex residential planned development was approved in 2017. The project is moving forward with recordation of the final map scheduled for early 2019.

In July 2004, as a key part of the adoption of the City's Comprehensive Financial Strategy, the Council addressed the need to recover all costs associated with new residential development by directing the formation of a Community Facilities District (CFD). California law allows the formation of such districts for the purpose of recovering the cost of providing public safety services, including police and fire services, and park services for new developments. CFDs ensure that new homeowners pay special taxes in an amount equal to the actual cost of the City services they are expected to receive. Without such special taxes in place, new residential units have a negative impact on the General Fund.

The Citywide CFD was established in 2005 consistent with this policy and a number of projects have been annexed into the CFD as a requirement prior to recordation of a final map. With the resolution of intention, the City and the applicant are initiating the process of annexing the Annex Residential Subdivision (Cerro Roble project) into the City's existing CFD.

The Annex subdivision is within the Del Rio Specific Plan area and was approved in 2017. The project consists of 6 single-family residential lots and a remainder parcel for



future commercial development. The subdivision is located at the current terminus of South Mirasol Way and will extend the street terminating in a cul-de-sac.



The resolution establishes the date for the public hearing to complete the annexation. The date has been set for February 12, 2019. There are no registered voters in the area being annexed so the election will be a landowner vote. Following completion of the annexation, Staff anticipates levying taxes on the parcels on which development has actually begun in the 2020-2021 tax year.

The residential planned development project was conditioned to be fiscally neutral through annexation into the existing Citywide CFD. Annexation into CFD 2005-1 will satisfy the project's conditions of approval and allow for the annexation vote to occur. A total of 6 units will be annexed into the CFD upon recordation of the project subdivision map.

## ALTERNATIVE:

Council may refer the item back to staff for additional review and analysis.

## FISCAL IMPACT:

None.

## ATTACHMENTS:

1. Draft Resolution
2. Petition to Annex into CFD 2005-1 – No. 18 (TR 3104)

**Attachment 1: Draft Resolution**

**DRAFT RESOLUTION**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
ATASCADERO, CALIFORNIA, DECLARING ITS INTENTION TO  
ANNEX TERRITORY INTO COMMUNITY FACILITIES DISTRICT  
NO. 2005-1 (PUBLIC SERVICES) AS ANNEXATION NO. 18, AND TO  
AUTHORIZE THE LEVY OF SPECIAL TAXES THEREIN**

**WHEREAS**, the City Council of the City of Atascadero, California (the “City Council”), has previously conducted proceedings to establish a community facilities district pursuant to the terms and provisions of the “Mello-Roos Community Facilities Act of 1982”, as amended (the “Act”), Chapter 2.5, Part 1, Division 2, Title 5, commencing at Section 53311, of the Government Code of the State of California, thereof designated as COMMUNITY FACILITIES DISTRICT NO. 2005-1 (PUBLIC SERVICES) (“CFD No. 2005-1”); and

**WHEREAS**, the City Council has received a petition (including waivers) from the landowner requesting that it annex into CFD No. 2005-1 under the Act, to provide for the costs of services, and the City Council now desires to commence proceedings to annex territory into CFD No. 2005-1 as described herein; and

**WHEREAS**, under the Act, this City Council, as the legislative body for CFD No. 2005-1, is empowered with the authority to annex territory to CFD No. 2005-1 and now desires to undertake proceedings to annex territory to CFD No. 2005-1.

**NOW, THEREFORE BE IT RESOLVED**, by the City council of the City of Atascadero:

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

**SECTION 2. Public Convenience and Necessity.** This City Council hereby determines that the public convenience and necessity requires that territory be annexed into CFD No. 2005-1 in order to pay the costs and expenses for the required and authorized public services.

**SECTION 3. Boundaries.** A general description of the territory included in the existing CFD No. 2005-1 is hereinafter described as follows: All that property and territory as originally included in the existing CFD No. 2005-1 heretofore recorded as Instrument No. 2005-037685 in the office of the County Recorder for the County of San Luis Obispo on May 9, 2005 in Book 5 at Page 11-13 of Maps of Assessments and Community Facilities Districts, to which map reference is hereby made, and as such map was amended as a result of prior annexations.

A description of the boundaries and territory proposed to be annexed is as follows: all that property and territory proposed to be annexed to CFD No. 2005-1, is shown on the Annexation

Map for Annexation No. 18 to CFD No. 2005-1, on file in the Office of the City Clerk, the boundaries of which territory are hereby preliminary approved and to which map reference is hereby made for further particulars. The area proposed to be annexed to CFD No. 2005-1 is as shown on the Annexation Map identified in Exhibit A, attached hereto and incorporated herein by this reference. The City Clerk is hereby directed to cause to be recorded such Annexation Map, showing the territory to be annexed, in the office of the County Recorder of the County of San Luis Obispo within fifteen days of the date of adoption of this resolution.

**SECTION 4. Services.** The services which CFD No. 2005-1 is authorized to finance are in addition to those provided in or required for the territory within CFD No. 2005-1 and will not be replacing services already available. A general description of the services to be financed is as follows:

**POLICE AND FIRE SERVICES**

Police services and fire protection and suppression services (the “Services”) of the City of Atascadero required to sustain the service delivery capability for emergency and non-emergency services to new growth areas of the City of Atascadero, including but not limited to, related facilities, equipment, vehicles, ambulances and paramedics, fire apparatus, services, supplies and personnel; provided, however, that any increases in special taxes for costs related to employee wages and benefits shall be limited as provided in the Rate and Method of Apportionment of the Special Taxes to fund such Services.

**PARK SERVICES**

Park services of the City of Atascadero required for the operation and maintenance of public parks.

The City of Atascadero is authorized to finance and direct administrative and incidental annual costs and expenses necessary to provide the maintenance and servicing for public services. No additional services will be necessary or provided in CFD No. 2005-1 and the services as described for CFD No. 2005-1 will serve the properties within CFD No. 2005-1. It is presently intended that the services will be provided, without preference or priority, to the existing territory in CFD No. 2005-1 and the territory proposed to be annexed to CFD No. 2005-1.

**SECTION 5. Special Taxes.** It is the intention of this City Council that, except where funds are otherwise available, a special tax sufficient to pay for said services to be provided in CFD No. 2005-1 and Annexation No. 18, secured by recordation of a continuing lien against all non-exempt real property in Annexation No. 18, will be levied annually within the boundaries of Annexation No. 18 from and after the annexation of such property to CFD No. 2005-1. The special taxes shall be those as originally authorized through the formation of CFD No. 2005-1 and adopted by Ordinance of this legislative body, and no changes or modifications are proposed in the special taxes from those as originally set forth and made applicable to CFD No. 2005-1.

For particulars as to the rate and method of apportionment of the proposed special tax (the “RMA”), reference is made to Exhibit “B,” attached hereto and incorporated herein by this reference, which sets forth in sufficient detail the method of apportionment to allow each



landowner or resident within Annexation No. 18 to clearly estimate the maximum annual amount that said person will have to pay on said special tax.

The special taxes, to the extent possible, shall be collected in the same manner as ad valorem property taxes and shall be subject to the same penalties, procedure, sale and lien priority in any case of delinquency as applicable for ad valorem taxes; provided, however, CFD No. 2005-1 may utilize a direct billing procedure for any special taxes that cannot be collected on the County tax roll or may, by resolution, elect to collect the special taxes at a different time or in a different manner if necessary to meet its financial obligations.

**SECTION 6. Public Hearing.** Notice is given that on Tuesday, February 12, 2019, at 6:00 p.m. or as soon thereafter as the matter may be heard, in the regular meeting place of this City Council at the City of Atascadero, City Hall Council Chambers, 6500 Palma Ave, Atascadero, California, and the same are hereby appointed and fixed as the time and place when and where this City Council, as legislative body for CFD No. 2005-1, will conduct a public hearing on the annexation of territory to CFD No. 2005-1, and consider and finally determine whether the public interest, convenience and necessity require said annexation of territory to the CFD No. 2005-1 and the levy of said special tax therein.

**SECTION 7. Notice.** The City Clerk is hereby directed to cause notice of said public hearing to be given by publication one time in a newspaper of general circulation in the area of CFD No. 2005-1, including the area to be annexed to CFD No. 2005-1. The publication of the notice shall be completed at least seven days before the date herein set for said hearing. The City Clerk may also cause a copy of such notice to be mailed to the registered voters and land owners within the territory proposed to annexed, which shall be mailed at least fifteen days before the date of said hearing.

**PASSED AND ADOPTED** at a regular meeting of the City Council held on the \_\_\_th day of \_\_\_\_\_, 2019.

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

ITEM NUMBER:  
DATE:  
ATTACHMENT:

A-4  
01/08/19  
1

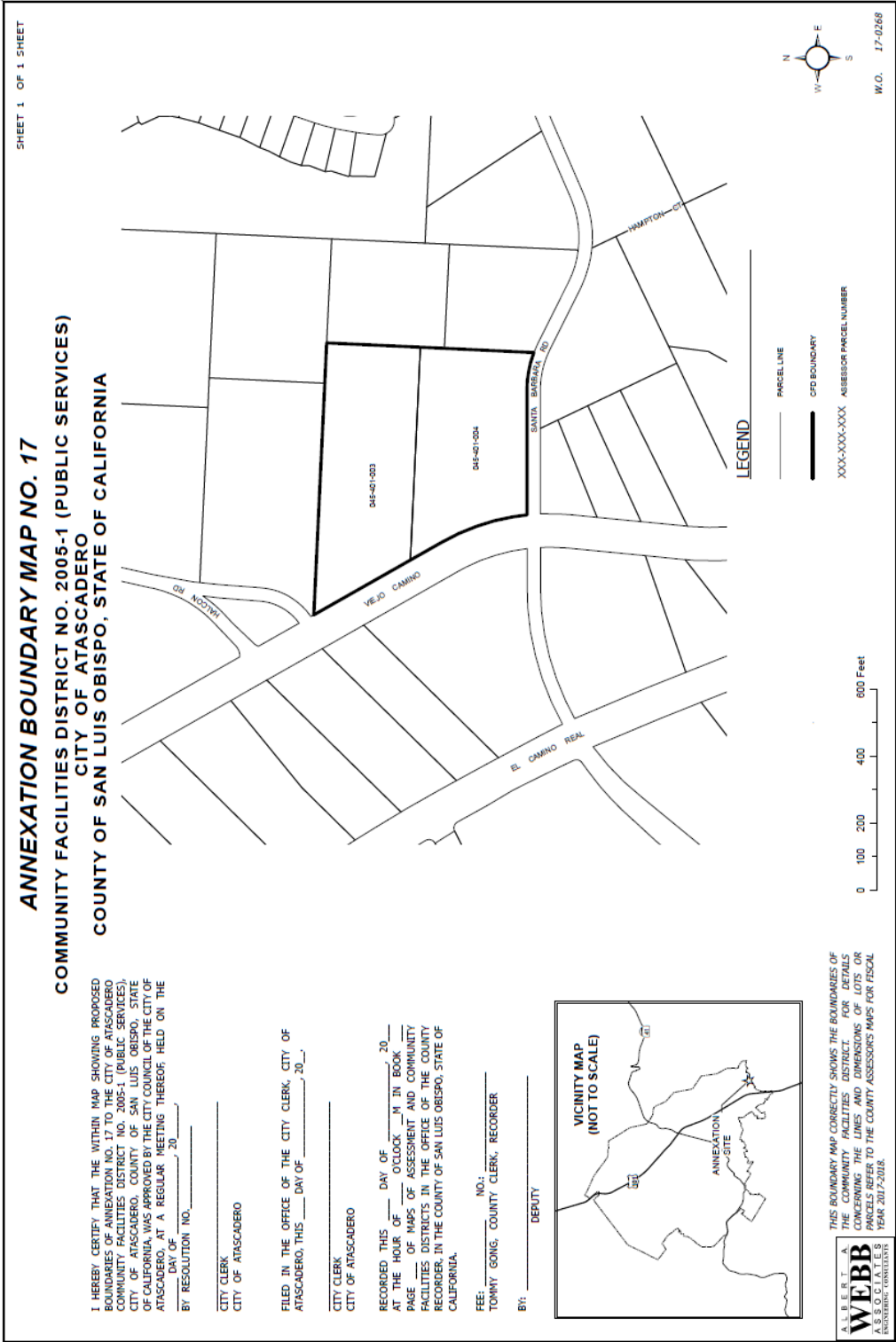
APPROVED AS TO FORM:

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Brian A. Pierik, City Attorney

EXHIBIT "A"

CITY OF ATASCADERO COMMUNITY FACILITIES DISTRICT 2005-1  
(PUBLIC SERVICES)  
ANNEXATION NO. 18  
ANNEXATION MAP



THIS BOUNDARY MAP CORRECTLY SHOWS THE BOUNDARIES OF THE COMMUNITY FACILITIES DISTRICT. FOR DETAILS CONCERNING THE LINES AND DIMENSIONS OF LOTS OR PARCELS TO THE COUNTY ASSESSOR'S MAPS FOR FISCAL YEAR 2018-2019.



TRACT 3104

**EXHIBIT "B"**

**CITY OF ATASCADERO  
COMMUNITY FACILITIES DISTRICT 2005-1  
(PUBLIC SERVICES)  
ANNEXATION NO. 18  
RATE AND METHOD OF APPORTIONMENT**

**CITY OF ATASCADERO  
COMMUNITY FACILITIES DISTRICT NO. 2005-1 (PUBLIC  
SERVICES) RATE AND METHOD OF APPORTIONMENT**

A Special Tax of Community Facilities District No. 2005-1 (Public Services) of the City of Atascadero ("CFD") shall be levied on all Assessor's Parcels in the CFD and collected each Fiscal Year commencing in Fiscal Year 2005-06 in an amount determined by the City through the application of the rate and method of apportionment of the Special Tax set forth below. All of the real property in the CFD, unless exempted by law or by the provisions hereof, shall be taxed for the purposes, to the extent and in the manner herein provided.

**A. DEFINITIONS**

The terms hereinafter set forth have the following meanings:

**"Acre or Acreage"** means the land area of an Assessor's Parcel as shown on an Assessor's Parcel Map, or if the land area is not shown on an Assessor's Parcel Map, the land area shown on the applicable final subdivision map, other final map, other parcel map, other condominium plan, or functionally equivalent map or instrument recorded in the Office of the County Recorder. The square footage of an Assessor's Parcel is equal to the Acreage multiplied by 43,560.

**"Act"** means the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Part 1, Division 2 of Title 5 of the Government Code of the State of California.

**"Administrative Expenses"** means the actual or estimated costs incurred by the City as administrator of the CFD to determine, levy and collect the Special Taxes, including salaries, benefits and overhead costs of City employees whose duties are directly related to administration of the CFD and the fees of consultants, legal counsel, the costs of collecting installments of the Special Taxes upon the general tax rolls, preparation of required reports; and any other costs required to administer the CFD as determined by the City.

**"Affordable Unit(s)"** means dwelling units located on one or more Assessor's Parcels of Residential Property that are subject to deed restrictions, resale restrictions, and/or regulatory agreements recorded in favor of the City providing for affordable housing. Affordable Units will require annual application to the City for verification of

their affordable housing status. The City will have the authority to approve and establish policies regarding Affordable Housing Dwelling Units and their status.

Affordable dwelling units shall be classified as Affordable Units by the CFD Administrator in the chronological order in which the building permits for such property are issued.

**"Annual Escalation Factor"** means the greater of, five percent (5%) or the annual percentage change in the Consumer Price Index (CPI) of "All Urban Consumers" for the San Francisco-Oakland-San Jose Area.

**"Approved Property"** means an Assessor's Parcel and/or Lot in the District, which has a Final Map recorded prior to January 1st preceding the Fiscal Year in which the Special Tax is being levied, but for which no building permit has been issued prior to the May 1<sup>st</sup> preceding the Fiscal Year in which the

Special Tax is being levied. The term "Approved Property" shall apply only to Assessors' Parcels and/or Lots, which have been subdivided for the purpose of residential or commercial development, excluding any Assessor's Parcel that is designated as a remainder parcel determined by final documents and/or maps available to the CFD Administrator.

**"Assessor's Parcel"** means a lot or parcel shown in an Assessor's Parcel Map with an assigned assessor's parcel number.

**"Assessor's Parcel Map"** means an official map of the Assessor of the County designating parcels by assessor's parcel number.

**"Base Year"** means Fiscal Year ending June 30, 2006.

**"CFD Administrator"** means an official of the City, or designee thereof, responsible for determining the Special Tax Requirement and providing for the levy and collection of the Special Taxes.

**"CFD"** means Community Facilities District No. 2005-1 (Public Services) of the City of Atascadero.

**"City"** means the City of Atascadero.

**"Council"** means the City Council of the City of Atascadero, acting as the legislative body of the CFD.

**"County"** means the County of San Luis Obispo, California.

**"Developed Property"** means all Taxable Property, exclusive of Property Owner Association Property, or Public Property, for which a building permit was issued

after July 1, 2004 and prior to May 1st preceding the Fiscal Year in which the Special Tax is being levied.

**"Final Map"** means an Assessor's Parcel Map, a final subdivision map, other parcel map, other final map, other condominium plan, or functionally equivalent map that has been recorded in the Office of the County Recorder.

**"Fiscal Year"** means the period starting July 1 and ending on the following June 30.

**"Land Use Class"** means any of the classes listed in Table 1.

**"Lot"** means property within a recorded Final Map identified by a lot number for which a building permit has been issued or may potentially be issued.

**"Maximum Special Tax"** means the maximum Special Tax, determined in accordance with Section C below that can be levied in the CFD in any Fiscal Year on any Assessor's Parcel.

**"Multi-Family Residence"** means all Assessor's Parcels of Developed Property for which a building permit has been issued for a residential structure consisting of two or more residential units that share common walls, including, but not limited to, duplexes, triplexes, townhomes, condominiums, apartment units, and secondary units as defined in Ordinance No. 454.

**"Non-Residential Property"** means all Assessor's Parcels of Developed Property for which a building permit(s) has been issued for a non- residential use and does not contain any residential units as defined under Residential Property or Multi-Family Property.

**"Park Services"** means the estimated and reasonable costs for maintaining authorized parks within the City.

**"Property Owner Association Property"** means any property within the boundaries of the CFD that is owned by, or irrevocably dedicated as indicated in an instrument recorded with the County Recorder to, a property owner association, including any master or sub-association.

**"Proportionately"** means in a manner such that the ratio of the actual Special Tax levy to the Maximum Special Tax is equal for all Assessor's Parcels within each Land Use Class.

**"Public Property"** means any property within the boundaries of the CFD that is, at the time of the CFD formation or at the time of an annexation, expected to be used for rights-of-way, parks, schools or any other public purpose and is owned by or irrevocably offered for dedication to the federal government, the State, the County, the City or any other public agency.

**"Public Safety Costs"** means the estimated and reasonable costs of providing Public Safety services, including but not limited to (i) the costs of contracting for police and fire services, (ii) related facilities, equipment, vehicles, ambulances and paramedics, fire apparatus, supplies, (iii) the salaries and benefits of City staff if the City directly provides police and fire protection services, and (iv) City overhead costs associated with providing such services within the CFD. The Special Tax provides only partial funding for Public Safety.

**"Residential Unit"** means any residence in which a person or persons may live, which comprises an independent facility capable of conveyance separate from adjacent residential dwelling units and is not considered to be for commercial or industrial use. This includes Single-Family Residence and Multi-Family Residence.

**"Single-Family Residence"** means all Assessor's Parcels of Developed Property for which a building permit(s) has been issued for purposes of constructing one residential dwelling unit.

**"Special Tax"** means the Special Tax to be levied in each Fiscal Year on each Assessor's Parcel of Taxable Property to fund the Special Tax Requirement, and shall include Special Taxes levied or to be levied under Sections C and D, below.

**"Special Tax Requirement"** means that amount required in any Fiscal Year for the CFD to: (i) pay for Public Safety Costs; (ii) pay for Park Services; (iii) pay reasonable Administrative Expenses; (vi) pay any amounts required to establish or replenish any reserve funds; and (v) pay for reasonably anticipated delinquent Special Taxes based on the delinquency rate for Special Taxes levied in the previous Fiscal Year; less any surplus of funds available from the previous Fiscal Year's Special Tax levy.

**"State"** means the State of California.

**"Taxable Property"** means all of the Assessor's Parcels within the boundaries of the CFD that are not exempt from the Special Tax pursuant to law or as defined below.

**"Tax-Exempt Property"** means an Assessor's Parcel not subject to the Special Tax. Tax-Exempt Property includes: (i) Public Property, (ii) Property Owner Association Property, and (iii) property designated by the City or CFD Administrator as Tax-Exempt Property.

**"Undeveloped Property"** means, for each Fiscal Year, all Taxable Property not classified as Developed Property or Approved Property, including an Assessor's Parcel that is designated as a remainder parcel and is not identified as potential Public Property by any final document and/or maps available to the CFD Administrator.

## **B. ASSIGNMENT TO LAND USE CATEGORIES**

Each Fiscal Year using the definitions above, all Taxable Property within the CFD shall be classified as Developed Property, Approved Property, Non-Residential Property, or



Undeveloped Property. Developed Property shall further be classified as Residential Units as specified in Table 1 and shall be subject to Special Taxes pursuant to Sections C and D below.

### C. MAXIMUM SPECIAL TAX RATE

#### 1. Developed Property

**TABLE 1**  
**Maximum Special Tax for Developed Property**  
**Community Facilities District No. 2005-1 (Public Services)**

Land Use Class	Description	Maximum Special Tax Per Unit
1	Residential Units	\$440 per Unit
2	Affordable Units	\$0 per Unit

On each July 1 following the Base Year, the Maximum Special Tax Rates shall be increased in accordance with the Annual Escalation Factor.

#### 2. Approved Property

**TABLE 2**  
**Maximum Special Tax for Approved Property**  
**Community Facilities District No. 2005-1 (Public Services)**

Land Use Class	Description	Maximum Special Tax Per Lot
3	Approved Property	\$231 per Lot

On each July 1 following the Base Year, the Maximum Special Tax Rate shall be increased in accordance with the Annual Escalation Factor.

#### 3. Non-residential Property

**TABLE 3**  
**Maximum Special Tax for Non-Residential Property**  
**Community Facilities District No. 2005-1 (Public Services)**

Land Use Class	Description	Maximum Special Tax Per Acre
4	Non-Residential Property	\$1,848 per Acre

The minimum special tax Non-Residential Property shall be subject to is \$50 per parcel. On each July 1 following the Base Year, the Maximum Special Tax Rate for Non-Residential Property shall be increased in accordance with the Annual Escalation Factor.

#### 4. Multiple Land Use Classes

In some instances an Assessor's Parcel may contain more than one Land Use Class. The Maximum Special Tax levied on an Assessor's Parcel shall be the sum of the Maximum Special Tax levies that can be imposed on all Land Use Classes located on that Assessor's Parcel.

#### 5. Undeveloped Property

Undeveloped Property will be assigned a Maximum Special Tax Rate of \$410 per acre or portion thereof, with a minimum rate of \$100 for Undeveloped Property less than or equal to one-fourth (1/4) of an Acre as described in Table 4.

**TABLE 4**  
**Maximum Special Tax for Undeveloped Property**  
**Community Facilities District No. 2005-1 (Public**  
**Services)**

Land Use Class	Description	Maximum Special Tax Per Parcel/Acre
5	Undeveloped Property 1/4 Acre	\$100 per Parcel
6	Undeveloped Property >1/4 Acre	\$410 per Acre

On each July 1 following the Base Year, the Maximum Special Tax Rate, for Undeveloped Property, shall be increased in accordance with the Annual Escalation Factor

#### D. METHOD OF APPORTIONMENT OF THE SPECIAL TAX

Commencing with Fiscal Year 2005-06, and for each following Fiscal Year, the CFD Administrator shall calculate the Special Tax Requirement based on the definitions in Section A and levy the Special Tax until the amount of the Special Tax levied equals the Special Tax Requirement. The Special Tax shall be levied each Fiscal Year on each Assessor's Parcel of Developed Property Proportionately between Residential Units up to 100% of the applicable Maximum Special Tax. Second, if the Special Tax Requirement has not been satisfied by the first step, then the Special Tax shall be levied each Fiscal Year on each Assessor's Parcel of Approved Property up to 100% of the applicable Maximum Special Tax for Approved Property. Third, if the first two steps have not satisfied the Special Tax Requirement, then the Special Tax shall be levied each Fiscal Year on each Assessor's Parcel of Non-Residential Property up to 100% of the applicable Maximum Special Tax for Non-Residential Property. Lastly, if the preceding steps have not satisfied the Special Tax Requirement, then the Special Tax shall be levied each Fiscal Year on each Assessor's Parcel of Undeveloped Property up to 100% of the applicable Maximum Special Tax for Undeveloped Property.

#### E. APPEALS

Any taxpayer that believes that the amount of the Special Tax assigned to a Parcel is in error may file a written notice with the CFD Administrator appealing the levy of the Special Tax. This notice is required to be filed with the CFD Administrator during the Fiscal Year the error is believed to have occurred. The CFD Administrator or designee will then promptly review the appeal and, if necessary, meet with the taxpayer. If the CFD Administrator verifies that the tax should be changed the Special Tax levy shall be corrected and, if applicable in any case, a refund shall be granted.

#### **F. MANNER OF COLLECTION**

Special Tax as levied pursuant to Section D above shall be collected in the same manner and at the same time as ordinary *ad valorem* property taxes; provided, however, that the CFD Administrator may directly bill the Special Tax, may collect Special Taxes at a different time or in a different manner if necessary to meet the financial obligations of the CFD or as otherwise determined appropriate by the CFD Administrator.

#### **G. TERM OF SPECIAL TAX**

The Special Tax shall be levied in perpetuity or until such time as Council terminates the Special Tax.

**PETITION  
(With Waivers)**

**Regarding Proceeding for Annexation of Territory to  
Community Facilities District No. 2005-1 (Public Services)  
and Related Matters**

To the Honorable City Council,  
City of Atascadero  
6500 Palma Avenue  
Atascadero, CA 93422

Members of the Council:

This is a petition to institute proceedings to annex territory, including the property identified and described in Exhibit "A", to Community Facilities District No. 2005-1 (Public Services) (CFD No. 2005-1) within the City of Atascadero and related matters pursuant to the Mello-Roos Community Facilities Act of 1982, commencing with Section 53311 of the California Government Code of the State of California (the "Act"), and it states as follows:

**1. Petitioner.** This Petition is submitted by the person (the "Petitioner") (whether one or more) identified below as or for the record owner(s) of the parcels of land identified below (the "Property"). The undersigned warrants to the City of Atascadero that the Petitioner is such owner, or is a legally authorized representative of such owner(s), and that such ownership constitutes ownership of more than 10% of the property to be annexed, described in Exhibit "A" attached hereto and more particularly described in Section 3 herein.

**2. Proceedings Requested.** This Petition asks that the City Council undertake proceedings under the Act to annex territory to CFD No. 2005-1 and to levy special taxes therein for the purpose of financing all or part of the public services (the "Services") shown in Exhibit "B" attached hereto and made a part hereof.

**3. Boundaries.** This Petition asks that the territory, to be included in the boundaries of the annexation, consist of that shown on a map of the proposed boundaries of Annexation No. 18 filed with the City Clerk of the City of Atascadero and which map is attached hereto as Exhibit "A" and hereby made a part this Petition and which map includes the Property.

**4. Special Taxes.** The Petitioner agrees that it has reviewed and approves the Rate and Method of Apportionment of Special Taxes attached hereto as Exhibit "C" and made a part hereof, which Rate and Method has previously been adopted by the City Council of the City of Atascadero to be used by the City for the levy of Special Taxes in CFD No. 2005-1 and any future annexations to CFD No. 2005-1 to pay for the Services.

**5. Election.** The Petitioner asks that the special election to be held under the Act, to authorize the special taxes and to establish any appropriations limits for Annexation No. 18, be conducted by the City of Atascadero and its officials, using a mailed or hand-delivered ballot and that such ballot be canvassed and the results certified at the same meeting of the City Council for the public hearing for Annexation No. 18 to CFD No. 2005-1 under the Act or as soon thereafter as possible.

**6. Waivers.** To expedite the completion of the proceedings for Annexation No. 18 to CFD No. 2005-1, the Petitioner waives all notices of hearing and all published notices regarding the annexation of territory of Annexation No. 18 to CFD No. 2005-1, notices of election, applicable waiting periods under the Act for the election and all ballot arguments and analysis for the election, it being acknowledged by the Petitioner that all such notices are for the benefit of the Petitioner and may be waived. The Petitioner agrees to timely complete and return a consent and waiver to be provided to Petitioner by the City of Atascadero in order to expedite such proceedings.

**7. Authority Warranted.** The Petitioner warrants to the City of Atascadero that presentation of Petition, any waivers contained herein, casting of ballots at the property owner election and other actions mandated by the City of Atascadero to annex Annexation No. 18 to CFD No. 2005-1 shall not constitute or be construed as events of default or delinquencies under any existing or proposed financing documents entered into or to be entered into by the Petitioner for the Property, including any "due-on-encumbrance" clauses under any existing security instruments secured by the Property. If requested by the City of Atascadero, the Petitioner agrees, at its expense, to supply to the City of Atascadero, current title evidence so that the City of Atascadero may supply any notice and ballot required under the Act to annex Annexation No. 18 to CFD No. 2005-1.

**8. Due-Diligence and Disclosures.** The Petitioner agrees to cooperate with the City of Atascadero, its attorneys and consultants, and provide all information and disclosures required by the City of Atascadero about the Special Taxes to purchasers of the Property or any part of it.

**9. Agreements.** The Petitioner further agrees to execute such additional or supplemental agreements as may be required by the City of Atascadero to provide for any of the actions and conditions under this Petition, including any amount of cash deposit required to pay for the City of Atascadero's costs to annex Annexation

No. 18 to CFD No. 2005-1. By executing this Petition, the Petitioner agrees to all of the above.

The Property is San Luis Obispo County  
Assessor Parcel No(s):

**049-102-020**

**049-102-032**

and the Property contains a total of **1.65**  
acres.

The Petitioner (record owner) is:

**MP Annex, LLC**

By: 

The address of the above for receiving  
any notice and ballot is:

**284 Higuera Street  
San Luis Obispo, CA 93401**

EXHIBIT A  
ANNEXATION MAP

SHEET 1 OF 1 SHEET

**ANNEXATION MAP NO. 18 BOUNDARY MAP**  
**COMMUNITY FACILITIES DISTRICT NO. 2005-1 (PUBLIC SERVICES)**  
**CITY OF ATASCADERO**  
**COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA**

FILED IN THE OFFICE OF THE CITY CLERK, CITY OF ATASCADERO, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

CITY CLERK \_\_\_\_\_  
CITY OF ATASCADERO

I HEREBY CERTIFY THAT THE WITHIN MAP SHOWING PROPOSED BOUNDARIES OF THE CITY OF ATASCADERO, COUNTY FACILITIES DISTRICT NO. 2005-1 (PUBLIC SERVICES), CITY OF ATASCADERO, COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA, WAS APPROVED BY THE CITY COUNCIL OF ATASCADERO, AT A REGULAR MEETING THEREOF, HELD ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

BY ITS RESOLUTION NO. \_\_\_\_\_.

CITY CLERK \_\_\_\_\_  
CITY OF ATASCADERO

RECORDED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, AT THE HOUR OF \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M. IN BOOK \_\_\_\_\_ PAGE \_\_\_\_\_ OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS IN THE OFFICE OF THE COUNTY RECORDER, IN THE COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA.

FEES: \_\_\_\_\_ NO.: \_\_\_\_\_  
TERRY E. BORG, COUNTY CLERK, RECORDER

BY: \_\_\_\_\_  
COUNTY CLERK, SAN LUIS OBISPO COUNTY

REFERENCE IS HEREBY MADE TO THE BOUNDARY MAP OF THE CITY OF ATASCADERO, COUNTY FACILITIES DISTRICT NO. 2005-1 (PUBLIC SERVICES) RECORDED WITH THE SAN LUIS OBISPO COUNTY RECORDER'S OFFICE ON MAY 9, 2005, DOCUMENT NO. 2005-027688 IN BOOK 5 PAGES 11-13 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS.

**ALBERT A. WEBB**  
ASSOCIATES  
PLANNING CONSULTANTS

THIS BOUNDARY MAP DIRECTLY SHOWS THE BOUNDARIES OF THE COMMUNITY FACILITIES DISTRICT FOR DETAILS CONCERNING THE LINES AND DIVISIONS OF LOTS OR PARCELS TO THE COUNTY ASSESSOR'S MAPS FOR FISCAL YEAR 2009-2010.

**VICINITY MAP**  
NOT TO SCALE

**SITE**

NOT TO SCALE

TRACT 3104

311'9.84" E 100.00'  
334'26.3" E 202.01'  
35'02" S 45'55.15" E  
104'28.5" S 180.51'  
140'40.17" W

W.O. M2018-\_\_\_\_\_



## EXHIBIT B

### DESCRIPTION OF SERVICES

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#### **POLICE AND FIRE SERVICES**

Police services and fire protection and suppression services (the "Services") of the City of Atascadero required to sustain the service delivery capability for emergency and non-emergency services to new growth areas of the City of Atascadero, including but not limited to, related facilities, equipment, vehicles, ambulances and paramedics, fire apparatus, services, supplies and personnel: provided, however, that any increases in special taxes for costs related to employee wages and benefits shall be limited as provided the Rate Method of Apportionment of Special to fund such Services.

#### **PARK SERVICE**

Park services of the City of Atascadero required for the operation and maintenance of public parks.

## EXHIBIT C

### RATE AND METHOD OF APPORTIONMENT

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#### CITY OF ATASCADERO COMMUNITY FACILITIES DISTRICT NO. 2005-1 (PUBLIC SERVICES) RATE AND METHOD OF APPORTIONMENT

A Special Tax of Community Facilities District No. 2005-1 (Public Services) of the City of Atascadero ("CFD") shall be levied on all Assessor's Parcels in the CFD and collected each Fiscal Year commencing in Fiscal Year 2005-06 in an amount determined by the City through the application of the rate and method of apportionment of the Special Tax set forth below. All of the real property in the CFD, unless exempted by law or by the provisions hereof, shall be taxed for the purposes, to the extent and in the manner herein provided.

#### A. DEFINITIONS

The terms hereinafter set forth have the following meanings:

**"Acre or Acreage"** means the land area of an Assessor's Parcel as shown on an Assessor's Parcel Map, or if the land area is not shown on an Assessor's Parcel Map, the land area shown on the applicable final subdivision map, other final map, other parcel map, other condominium plan, or functionally equivalent map or instrument recorded in the Office of the County Recorder. The square footage of an Assessor's Parcel is equal to the Acreage multiplied by 43,560.

**"Act"** means the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Part 1, Division 2 of Title 5 of the Government Code of the State of California.

**"Administrative Expenses"** means the actual or estimated costs incurred by the City as administrator of the CFD to determine, levy and collect the Special Taxes, including salaries, benefits and overhead costs of City employees whose duties are directly related to administration of the CFD and the fees of consultants, legal counsel, the costs of collecting installments of the Special Taxes upon the general tax rolls, preparation of required reports; and any other costs required to administer the CFD as determined by the City.

**"Affordable Unit(s)"** means dwelling units located on one or more Assessor's Parcels of Residential Property that are subject to deed restrictions, resale restrictions, and/or regulatory agreements recorded in favor of the City providing for affordable housing. Affordable Units will require annual application to the City for verification of their affordable housing status. The City will have the authority to approve and establish policies regarding Affordable Housing Dwelling Units and their status.

Affordable dwelling units shall be classified as Affordable Units by the CFD Administrator in the chronological order in which the building permits for such property are issued.

**"Annual Escalation Factor"** means the greater of, five percent (5%) or the annual percentage change in the Consumer Price Index (CPI) of "All Urban Consumers" for the San Francisco-Oakland-San Jose Area.

**"Approved Property"** means an Assessor's Parcel and/or Lot in the District, which has a Final Map recorded prior to January 1st preceding the Fiscal Year in which the Special Tax is being levied, but for which no building permit has been issued prior to the May 1<sup>st</sup> preceding the Fiscal Year in which the Special Tax is being levied. The term "Approved Property" shall apply only to Assessors' Parcels and/or Lots, which have been subdivided for the purpose of residential or commercial development, excluding

any Assessor's Parcel that is designated as a remainder parcel determined by final documents and/or maps available to the CFD Administrator.

**"Assessor's Parcel"** means a lot or parcel shown in an Assessor's Parcel Map with an assigned assessor's parcel number.

**"Assessor's Parcel Map"** means an official map of the Assessor of the County designating parcels by assessor's parcel number.

**"Base Year"** means Fiscal Year ending June 30, 2006.

**"CFD Administrator"** means an official of the City, or designee thereof, responsible for determining the Special Tax Requirement and providing for the levy and collection of the Special Taxes.

**"CFD"** means Community Facilities District No. 2005-1 (Public Services) of the City of Atascadero.

**"City"** means the City of Atascadero.

**"Council"** means the City Council of the City of Atascadero, acting as the legislative body of the CFD.

**"County"** means the County of San Luis Obispo, California.

**"Developed Property"** means all Taxable Property, exclusive of Property Owner Association Property, or Public Property, for which a building permit was issued after July 1, 2004 and prior to May 1st preceding the Fiscal Year in which the Special Tax is being levied.

**"Final Map"** means an Assessor's Parcel Map, a final subdivision map, other parcel map, other final map, other condominium plan, or functionally equivalent map that has been recorded in the Office of the County Recorder.

**"Fiscal Year"** means the period starting July 1 and ending on the following June 30.

**"Land Use Class"** means any of the classes listed in Table 1.

**"Lot"** means property within a recorded Final Map identified by a lot number for which a building permit has been issued or may potentially be issued.

**"Maximum Special Tax"** means the maximum Special Tax, determined in accordance with Section C below that can be levied in the CFD in any Fiscal Year on any Assessor's Parcel.

**"Multi-Family Residence"** means all Assessor's Parcels of Developed Property for which a building permit has been issued for a residential structure consisting of two or more residential units that share common walls, including, but not limited to, duplexes, triplexes, townhomes, condominiums, apartment units, and secondary units as defined in Ordinance No. 454.

**"Non-Residential Property"** means all Assessor's Parcels of Developed Property for which a building permit(s) has been issued for a non-residential use and does not contain any residential units as defined under Residential Property or Multi-Family Property.

**"Park Services"** means the estimated and reasonable costs for maintaining authorized parks within the City.

**"Property Owner Association Property"** means any property within the boundaries of the CFD that is owned by, or irrevocably dedicated as indicated in an instrument recorded with the County Recorder to, a property owner association, including any master or sub-association.

**"Proportionately"** means in a manner such that the ratio of the actual Special Tax levy to the Maximum Special Tax is equal for all Assessor's Parcels within each Land Use Class.

**"Public Property"** means any property within the boundaries of the CFD that is, at the time of the CFD formation or at the time of an annexation, expected to be used for rights-of-way, parks, schools or any other public purpose and is owned by or irrevocably offered for dedication to the federal government, the State, the County, the City or any other public agency.

**"Public Safety Costs"** means the estimated and reasonable costs of providing Public Safety services, including but not limited to (i) the costs of contracting for police and fire services, (ii) related facilities, equipment, vehicles, ambulances and paramedics, fire apparatus, supplies, (iii) the salaries and benefits of City staff if the City directly provides police and fire protection services, and (iv) City overhead costs associated with providing such services within the CFD. The Special Tax provides only partial funding for Public Safety.

**"Residential Unit"** means any residence in which a person or persons may live, which comprises an independent facility capable of conveyance separate from adjacent residential dwelling units and is not considered to be for commercial or industrial use. This includes Single-Family Residence and Multi-Family Residence.

**"Single-Family Residence"** means all Assessor's Parcels of Developed Property for which a building permit(s) has been issued for purposes of constructing one residential dwelling unit.

**"Special Tax"** means the Special Tax to be levied in each Fiscal Year on each Assessor's Parcel of Taxable Property to fund the Special Tax Requirement, and shall include Special Taxes levied or to be levied under Sections C and D, below.

**"Special Tax Requirement"** means that amount required in any Fiscal Year for the CFD to: (i) pay for Public Safety Costs; (ii) pay for Park Services; (iii) pay reasonable Administrative Expenses; (vi) pay any amounts required to establish or replenish any reserve funds; and (v) pay for reasonably anticipated delinquent Special Taxes based on the delinquency rate for Special Taxes levied in the previous Fiscal Year; less any surplus of funds available from the previous Fiscal Year's Special Tax levy.

**"State"** means the State of California.

**"Taxable Property"** means all of the Assessor's Parcels within the boundaries of the CFD that are not exempt from the Special Tax pursuant to law or as defined below.

**"Tax-Exempt Property"** means an Assessor's Parcel not subject to the Special Tax. Tax-Exempt Property includes: (i) Public Property, (ii) Property Owner Association Property, and (iii) property designated by the City or CFD Administrator as Tax-Exempt Property.

**"Undeveloped Property"** means, for each Fiscal Year, all Taxable Property not classified as Developed Property or Approved Property, including an Assessor's Parcel that is designated as a remainder parcel and is not identified as potential Public Property by any final document and/or maps available to the CFD Administrator.

## **B. ASSIGNMENT TO LAND USE CATEGORIES**

Each Fiscal Year using the definitions above, all Taxable Property within the CFD shall be classified as Developed Property, Approved Property, Non-Residential Property, or Undeveloped Property. Developed Property shall further be classified as Residential Units as specified in Table 1 and shall be subject to Special Taxes pursuant to Sections C and D below.

## C. MAXIMUM SPECIAL TAX RATE

### 1. Developed Property

**TABLE 1**  
**Maximum Special Tax for Developed Property**  
**Community Facilities District No. 2005-1 (Public Services)**

Land Use Class	Description	Maximum Special Tax Per Unit
1	Residential Units	\$440 per Unit
2	Affordable Units	\$0 per Unit

On each July 1 following the Base Year, the Maximum Special Tax Rates shall be increased in accordance with the Annual Escalation Factor.

### 2. Approved Property

**TABLE 2**  
**Maximum Special Tax for Approved Property**  
**Community Facilities District No. 2005-1 (Public Services)**

Land Use Class	Description	Maximum Special Tax Per Lot
3	Approved Property	\$231 per Lot

On each July 1 following the Base Year, the Maximum Special Tax Rate shall be increased in accordance with the Annual Escalation Factor.

### 3. Non-residential Property

**TABLE 3**  
**Maximum Special Tax for Non-Residential Property**  
**Community Facilities District No. 2005-1 (Public Services)**

Land Use Class	Description	Maximum Special Tax Per Acre
4	Non-Residential Property	\$1,848 per Acre

The minimum special tax Non-Residential Property shall be subject to is \$50 per parcel. On each July 1 following the Base Year, the Maximum Special Tax Rate for Non-Residential Property shall be increased in accordance with the Annual Escalation Factor.

### 4. Multiple Land Use Classes

In some instances an Assessor's Parcel may contain more than one Land Use Class. The Maximum Special Tax levied on an Assessor's Parcel shall be the sum of the Maximum Special Tax levies that can be imposed on all Land Use Classes located on that Assessor's Parcel.

### 5. Undeveloped Property

Undeveloped Property will be assigned a Maximum Special Tax Rate of \$410 per acre or portion thereof, with a minimum rate of \$100 for Undeveloped Property less than or equal to one-fourth (1/4) of an Acre as described in Table 4.

**TABLE 4**  
**Maximum Special Tax for Undeveloped Property**  
**Community Facilities District No. 2005-1**  
**(Public Services)**

Land Use Class	Description	Maximum Special Tax Per Parcel/Acre
5	Undeveloped Property 1/4 Acre	\$100 per Parcel
6	Undeveloped Property >1/4 Acre	\$410 per Acre

On each July 1 following the Base Year, the Maximum Special Tax Rate, for Undeveloped Property, shall be increased in accordance with the Annual Escalation Factor

#### **D. METHOD OF APPORTIONMENT OF THE SPECIAL TAX**

Commencing with Fiscal Year 2005-06, and for each following Fiscal Year, the CFD Administrator shall calculate the Special Tax Requirement based on the definitions in Section A and levy the Special Tax until the amount of the Special Tax levied equals the Special Tax Requirement. The Special Tax shall be levied each Fiscal Year on each Assessor's Parcel of Developed Property Proportionately between Residential Units up to 100% of the applicable Maximum Special Tax. Second, if the Special Tax Requirement has not been satisfied by the first step, then the Special Tax shall be levied each Fiscal Year on each Assessor's Parcel of Approved Property up to 100% of the applicable Maximum Special Tax for Approved Property. Third, if the first two steps have not satisfied the Special Tax Requirement, then the Special Tax shall be levied each Fiscal Year on each Assessor's Parcel of Non-Residential Property up to 100% of the applicable Maximum Special Tax for Non-Residential Property. Lastly, if the preceding steps have not satisfied the Special Tax Requirement, then the Special Tax shall be levied each Fiscal Year on each Assessor's Parcel of Undeveloped Property up to 100% of the applicable Maximum Special Tax for Undeveloped Property.

#### **E. APPEALS**

Any taxpayer that believes that the amount of the Special Tax assigned to a Parcel is in error may file a written notice with the CFD Administrator appealing the levy of the Special Tax. This notice is required to be filed with the CFD Administrator during the Fiscal Year the error is believed to have occurred. The CFD Administrator or designee will then promptly review the appeal and, if necessary, meet with the taxpayer. If the CFD Administrator verifies that the tax should be changed the Special Tax levy shall be corrected and, if applicable in any case, a refund shall be granted.

#### **F. MANNER OF COLLECTION**

Special Tax as levied pursuant to Section D above shall be collected in the same manner and at the same time as ordinary *ad valorem* property taxes; provided, however, that the CFD Administrator may directly bill the Special Tax, may collect Special Taxes at a different time or in a different manner if necessary to meet the financial obligations of the CFD or as otherwise determined appropriate by the CFD Administrator.

#### **G. TERM OF SPECIAL TAX**

The Special Tax shall be levied in perpetuity or until such time as Council terminates the Special Tax.



# ***Atascadero City Council***

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## ***Staff Report – City Manager’s Office***

### **Ordinance to Dissolve the Parks and Recreation Commission**

#### **RECOMMENDATION:**

Council introduce on first reading, by title only, the Draft Ordinance repealing, in its entirety, Title 2, Chapter 13, of the Atascadero Municipal Code regarding the Parks and Recreation Commission.

#### **DISCUSSION:**

In 1982, the Atascadero Municipal Code (AMC) was amended by Ordinance No. 28 to establish a Parks and Recreation Advisory Board and then again in 1985 to create the Parks and Recreation Commission. The Parks and Recreation Advisory Board, later becoming the Parks and Recreation Commission, was created to be an advisory body to the City Council, in matters pertaining to parks and public recreation. Since its initial establishment, there have been a number of amendments to the make-up of the Commission including changes to the number of Commissioners, terms of service and the duties and responsibilities of the Commission. In 2015, Ordinance No. 588 amended the Parks and Recreation Commission, establishing two-year terms for Commissioners, making Commission meetings as needed and revising the Commission’s duties and responsibilities. The intent of that amendment was to address the meetings of the Commission and to better align the duties and responsibilities with the City’s practice at the time.

For many years, the Parks and Recreation Commission met once a month. Due to a lack of items needing review, the Parks & Recreation Commission meetings were frequently cancelled and the City Council, during their Strategic Planning Workshop in January 2013, suspended the Parks and Recreation Commission meetings until further notice. Following that cancellation, there were a few issues that the City Council wanted the Commission to review, and meetings were subsequently scheduled. To better address meetings of the Commission and to prevent frequent cancellations, Ordinance No. 588 was adopted to allow for the scheduling of Commission meetings on an “as needed” basis and to narrow the focus of the Commission to park and facility projects, streamlining the approval process at the City Council level.



Since 2015, there have been six Parks and Recreation Commission Meetings and eleven Parks and Recreation Commissioners, with only three Commissioners serving two consecutive terms. As a City Council appointed Board, there are various rules and regulations that apply to the noticing and conduct of the meetings as well as various training and filing obligations of the Commissioners. All of these requirements, coupled with the meetings themselves, require City resources and staff time to implement and manage.

As part of the 2017 Strategic Planning process, the City Council determined that one of three priorities for the 2017-2019 budget cycle would be Employee Resources, reducing impacts to already strained City resources. At the February 2017 Strategic Planning Workshop the City Council discussed the dissolution of the Parks and Recreation Commission as part of the Employee Resources priority. After discussion at the February 2018 Strategic Planning Workshop, the City Council directed staff to dissolve the Parks and Recreation Commission following the termination of the current Commission's terms.

The current Parks and Recreation Commission terms expired on December 31, 2018. There have been no meetings of the Commission since January 2018 and there is no outstanding business. While the Parks and Recreation Commission has reviewed a small handful of park and facility projects over the past four years, these projects have required final review and approval by the City Council.

While the elimination of the Parks and Recreation Commission will save the staff time necessary to maintain the Commission, it is not anticipated that it will significantly impact the opportunities for the public to give input on park and recreation projects. Each large park or recreation project would still go through an extensive public process. The current process is as follows:

1. Park projects usually germinate from the extensive public feedback that City staff and Councilmembers receive from the public each day.
2. If there is substantial public support for the project, from there the potential Project is discussed and funded as part of the budget process. The budget/funding is brought before the City Council at a noticed meeting for approval.
3. Once funded, staff would meet extensively with stakeholders to design the new park or recreation project.
4. Staff would then present the project design to the Parks and Recreation Commission for a recommendation to the City Council
5. Project design for the Project is then brought before the City Council, at a noticed meeting, for approval prior to bidding the project.
6. If the project cost exceeds purchasing limit thresholds, the Project will once more go before the City Council at a public meeting to award the bid.

With removal of the Parks and Recreation Commission, Step #4, advisory review of the project design would be eliminated. However the stakeholders and the general public would have many opportunities (typically over a period of multiple years) to comment and give input to both staff and the City Council on any major park project.

**ALTERNATIVE:**

The City Council may choose not to repeal Title 2, Chapter 13 of the AMC and continue the Parks and Recreation Commission.

**FISCAL IMPACT:**

The elimination of the Parks and Recreation Commission is expected to save approximately 100-150 hours of staff time annually.

**ATTACHMENT:**

Draft Ordinance

## **DRAFT ORDINANCE**

### **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ATASCADERO, CALIFORNIA, REPEALING, IN ITS ENTIRETY, TITLE 2, CHAPTER 13 OF THE ATASCADERO MUNICIPAL CODE REGARDING THE PARKS AND RECREATION COMMISSION**

**WHEREAS**, the Parks and Recreation Commission was created by Ordinance No. 101 in 1985; and

**WHEREAS**, the Parks and Recreation Commission, was created to be an advisory body to the City Council, in matters pertaining to parks and public recreation; and

**WHEREAS**, since its initial establishment, there have been a number of amendments to the make-up of the Commission including changes to the number of Commissioners, terms of service and the duties and responsibilities of the Commission; and

**WHEREAS**, due to a lack of items to bring to them, the Parks & Recreation Commission meetings were frequently cancelled and the City Council, during their Strategic Planning Workshop in January 2013, suspended the Parks and Recreation Commission meetings until further notice; and

**WHEREAS**, to better address meetings of the Commission and to prevent frequent cancellations, Ordinance No. 588 was adopted to allow for the scheduling of Commission meetings on an “as needed” basis and to narrow the focus of the Commission to park and facility projects, streamlining the approval process at the City Council level; and

**WHEREAS**, as a City Council appointed Board, there are various rules and regulations that apply to the noticing and conduct of the meetings as well as various training and filing obligations of the Commissioners and these requirements, coupled with the meetings themselves require City resources and staff time to implement and manage; and

**WHEREAS**, As part of the 2017 Strategic Planning process, the City Council determined that one of three priorities for the 2017-2019 budget cycle would be Employee Resources, reducing impacts to already strained City resources; and

**WHEREAS**, at the February 2017 Strategic Planning Workshop, the City Council discussed the dissolution of the Parks and Recreation Commission as a goal to help meet the Employee Resources priority; and

**WHEREAS**, the City Council directed staff at the February 2018 Strategic Planning Workshop to dissolve the Parks and Recreation Commission following the termination of the current Commission’s terms; and

**WHEREAS**, projects reviewed by the Parks and Recreation Commission have required review and approval by the City Council; and

**WHEREAS**, the City Council has determined that the dissolution of the Parks and Recreation Commission will not impact public engagement and input.

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

SECTION 1. Title 2, Chapter 13 of the Atascadero Municipal Code relating to the Parks and Recreation Commission is repealed in its entirety and is of no further force or effect.

SECTION 2. Title 2, Chapter 13 of the Atascadero Municipal Code is hereby reserved for future use.

SECTION 3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance, which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are severable. The City Council of the City of Atascadero hereby declares that it would have adopted this Ordinance irrespective of the invalidity of any particular portion thereof.

SECTION 4. A summary of this Ordinance shall be published twice: at least five days prior to its final passage in the Atascadero News, a newspaper published and circulated in the City of Atascadero, and before the expiration of fifteen (15) days after its final passage, in the Atascadero News, a newspaper published and circulate in the City of Atascadero. A copy of the full text of this Ordinance shall be on file in the City Clerk's Office on and after the date following introduction and passage and shall be available to any interested member of the public.

SECTION 5. This Ordinance shall take effect thirty (30) days after the date of adoption.

**INTRODUCED** at a regular meeting of the City Council held on \_\_\_\_\_, and **PASSED, APPROVED** and **ADOPTED** by the City Council of the City of Atascadero, State of California, on \_\_\_\_\_, by the following roll call vote:

AYES:  
NOES:  
ABSENT:  
ADOPTED:

CITY OF ATASCADERO

\_\_\_\_\_  
Heather Moreno, Mayor

ATTEST:

\_\_\_\_\_  
Lara K. Christensen, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Brian A. Pierik, City Attorney