

AGENDA SUMMARY  
CITY COUNCIL MEETING  
TUESDAY, FEBRUARY 9, 2016  
6:00 P.M.  
ARROYO GRANDE CITY COUNCIL CHAMBERS  
215 E. BRANCH STREET, ARROYO GRANDE

1. CALL TO ORDER

2. ROLL CALL

3. MOMENT OF REFLECTION

4. FLAG SALUTE:

Junior Girl Scout Troop 41049

5. AGENDA REVIEW:

5.a. Closed Session Announcements

None.

5.b. Move that all ordinances presented for introduction or adoption be read in title only and all further readings be waived

6. SPECIAL PRESENTATIONS

6.a. Presentation By Five Cities Homeless Coalition

Documents: [CC 02-09-16\\_06a Presentation\\_Five Cities Homeless Coalition.pdf](#)

6.b. Presentation Of The City's Geographic Information System (GIS) By Cammie Greenbach, GIS Technician

Documents: [CC 02-09-16\\_06b Presentation\\_GIS.pdf](#)

7. COMMUNITY COMMENTS AND SUGGESTIONS:

This public comment period is an invitation to members of the community to present issues, thought, or suggestions on matters not scheduled on this agenda. Comments should be limited to those matters that are within the jurisdiction of the City Council. The Brown Act restricts the Council from taking formal action on matters not published on the agenda. In response to your comments, the Mayor or presiding Council Member may:

- Direct City staff to assist or coordinate with you.
- A Council Member may state a desire to meet with you.
- It may be the desire of the Council to place your issue or matter on a future Council agenda.

Please adhere to the following procedures when addressing the Council:

- Comments should be limited to 3 minutes or less.
- Your comments should be directed to the Council as a whole and not direct to individual Council member
- Slanderous, profane or personal remarks against any Council Member or member of the audience shall not be permitted.

8. CITY MANAGER REPORT:

Correspondence/Comments as presented by the City Manager.

9. CONSENT AGENDA:

The following routine items listed below are scheduled for consideration as a group. The recommendations for each item are noted. Any member of the public who wishes to comment on any Consent Agenda item may do so at this time. Any Council Member may request that any item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action. The City Council may approve the remainder of the Consent Agenda on one motion.

9.a. Consideration Of Cash Disbursement Ratification

Recommended Action: Ratify the listing of cash disbursements for the period January 16, 2016 through January 31, 2016.

Documents: [CC 02-09-16\\_09a Cash Disbursements.pdf](#)

9.b. Consideration Of A Resolution Authorizing Submittal Of An Application To The Department Of Resources Recycling And Recovery For Payment Programs And Related Authorizations

Recommended Action: Adopt a Resolution authorizing submittal of an application to the Department of Resources Recycling and Recovery for payment programs and related authorizations.

Documents: [CC 02-09-16\\_09b Resolution\\_CalRecycle Programs.pdf](#)

9.c. Consideration Of Adoption Of An Ordinance Regulating Expanded Polystyrene Food Containers And Products; Location: Citywide; Applicant – City Of Arroyo Grande

Recommended Action: Adopt an Ordinance adding Chapter 8.34 to Title 8 of the Arroyo Grande Municipal Code regulating expanded polystyrene food containers and products.

Documents: [CC 02-09-16\\_09c Adopt Ordinance\\_Expanded Polystyrene.pdf](#), [CC 02-09-16 Item 9.c. Supplemental No. 1.pdf](#)

10. PUBLIC HEARINGS:

10.a. Consideration Of Conditional Use Permit 15-010; Incidental On-Site Sale Of Beer And Wine With Associated Architectural Modifications; Location: 924 West Branch Street; Applicant: Starbucks Coffee Company; Representative: Spencer Regnery, GPA Inc.

Recommended Action: The Planning Commission recommends the City Council adopt a Resolution approving Conditional Use Permit 15-010 for the incidental on-site sale of beer and wine with associated architectural modifications at Starbucks located at 924 West Branch Street.

Documents: [CC 02-09-16\\_10a CUP Starbucks Coffee Company.pdf](#), [CC 02-09-16 Item 10.a. Supplemental No. 1.pdf](#), [CC 02-09-16 Item 10.a. Supplemental No. 2.pdf](#)

11. OLD BUSINESS:

None.

12. NEW BUSINESS:

12.a. Drainage Infrastructure Assessment And Replacement Report

Recommended Action: Receive and provide comments and direction on the draft Drainage Infrastructure Assessment and Replacement Report.

Documents: [CC 02-09-16\\_12a Drainage Assessment and Replacement Report.pdf](#)

13. CITY COUNCIL REPORTS:

(a) MAYOR HILL:

(1) South San Luis Obispo County Sanitation District (SSLOCS D)  
(2) Brisco/Halcyon Interchange Subcommittee (3) Oversight Board to the Successor Agency to the Dissolved Arroyo Grande Redevelopment Agency (4) California Joint Powers Insurance Authority (CJPIA)

(b) **MAYOR PRO TEM HARMON:** (1) County Water Resources Advisory Committee (WRAC) (2) Air Pollution Control District (APCD) (3) Five Cities Fire Authority (FCFA) (4) Other  
(c) **COUNCIL MEMBER GUTHRIE:** (1) San Luis Obispo Council of Governments/San Luis Obispo Regional Transit Authority (SLOCOG/RTA) (2) South County Transit (SCT) (3) ~~San Luis Obispo County~~  
(d) **COUNCIL MEMBER BROWN:**  
(1) Integrated Waste Management Authority Board (IWMA)  
(2) Economic Vitality Corporation (EVC) (3) Other

(e) **COUNCIL MEMBER BARNEICH:** (1) Zone 3 Water Advisory Board (2) Homeless Services Coordinating Council (HSOC) (3) Other

**14. COUNCIL COMMUNICATIONS:**

Any Council Member may ask a question for clarification, make an announcement, or report briefly on his or her activities. In addition, subject to Council Policies and Procedures, Council Members may request staff to report back to the Council at a subsequent meeting concerning any matter or take action to direct staff to place a matter of business on a future agenda.

**15. CLOSED SESSION:**

a) Public Employee Performance Evaluation pursuant to Government Code Section 54957:  
Title: City Manager

**16. RECONVENE TO OPEN SESSION**

Announcement(s) of any reportable action(s) taken in Closed Session will be made in open session, and repeated at the beginning of the next Regular City Council meeting as this portion of the meeting is not recorded or videotaped.

**17. ADJOURNMENT**

All Staff reports of other written documentation, including any supplemental material distributed to a majority of the City Council within 72 hours of a regular meeting, relating to each item of business on the agenda are available for public inspection during regular business hours in the City Clerk's office, 300 E. Branch Street, Arroyo Grande. If requested, the agenda shall be made available in appropriate alternative formats to persons with disability, as required by the Americans with Disabilities Act. To make a request for disability-related modification or accommodation, contact the Legislative and Information Services Department at 805-473-5414 as soon as possible and at least 48 hours prior to the meeting date.

This agenda was prepared and posted pursuant to Government Code Section 54954.2. Agenda reports can be accessed and downloaded from the City's website at [www.arroyogrande.org](http://www.arroyogrande.org). If you would like to subscribe to receive email or text message notifications when agendas are posted, you can sign up online through our [Notify Me](#) feature.

City Council Meetings are cablecast live and videotaped for replay on Arroyo Grande's Government Access Channel 20. The rebroadcast schedule is published at [www.slo-span.org](http://www.slo-span.org).

**Special Presentations**

- 6.a. **Presentation by Five Cities Homeless Coalition**  
No supporting documentation.

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## **Special Presentations**

- 6.b. **Presentation of the City's Geographic Information System (GIS) by Cammie Greenbach, GIS Technician**  
No supporting documentation.

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**CITY COUNCIL  
CONSIDERATION OF CASH DISBURSEMENT RATIFICATION  
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**ALTERNATIVES:**

The following alternatives are provided for the Council's consideration:

- Approve staff's recommendation;
- Do not approve staff's recommendation;
- Provide direction to staff.

**ADVANTAGES:**

- The Administrative Services Department monitors payment of invoices for accountability, accuracy and completeness using standards approved by the Council.
- Invoices are paid in a timely manner to establish goodwill with merchants.
- Discounts are taken where applicable.

**DISADVANTAGES:**

No disadvantages have been identified as long as City Council confirms all expenditures are appropriate.

**ENVIRONMENTAL REVIEW:**

No environmental review is required for this item.

**PUBLIC NOTIFICATION AND COMMENTS:**

The Agenda was posted in front of City Hall on Thursday, February 4, 2016. The Agenda and report were posted on the City's website on Friday, February 5, 2016. No public comments were received.

**Attachments:**

1. January 16 – 31, 2016 – Accounts Payable Check Register
2. January 22, 2016 – Payroll & Benefit Check Register

CITY OF ARROYO GRANDE  
Check Register  
1/16/2016-1/31/2016

**ATTACHMENT 1**

Check #	Check Date	Vendor Name	Description	Acct #	Amount
269753	01/22/2016	AAA EYE CARE CENTER	PAUL MARSALEK-PRESCRIPTION SAF	640.4712.5255	204.00
269754	01/22/2016	AIRGAS USA, LLC	OXY/ACETYLENE BOTTLE RENTAL	220.4303.5552	91.85
269755	01/22/2016	AT & T	238451-01839190	010.4145.5403	194.39
269755	01/22/2016	AT & T	235841-39568063, ALARM	220.4303.5303	33.29
269756	01/22/2016	AT&T	ACCT8054892345627	010.4217.5403	33.48
269757	01/22/2016	BICKFORD	PARK DEPOSIT REFUND-COMM CTR	010.0000.2206	250.00
269757	01/22/2016	BICKFORD	PARK DEPOSIT REFUND-COMMUNITY	010.0000.2206	150.00
269757	01/22/2016	BICKFORD	SUPERVISION-\$10/HR X 17 HRS	010.0000.4353	(170.00)
269757	01/22/2016	BICKFORD	TABLE & CHAIR FEE	010.0000.4353	(40.00)
269758	01/22/2016	BLUEPRINT EXPRESS	AG COMMUNITY CTR KITCHEN REMOD	350.5445.7501	36.45
269759	01/22/2016	BOONISAR	DIGITAL PHOTO CLASS-1/9/16 (\$1	010.4424.5351	105.00
269760	01/22/2016	CA ST DEPT OF JUSTICE	LIVE SCAN-R ROBERTS	010.4140.5316	32.00
269760	01/22/2016	CA ST DEPT OF JUSTICE	LIVE SCAN-IN/OUT	010.4204.5329	1,255.00
269760	01/22/2016	CA ST DEPT OF JUSTICE	LIVE SCAN-A FRAUSTO	010.4425.5316	74.00
269760	01/22/2016	CA ST DEPT OF JUSTICE	LIVE SCAN-K GANOTISI	220.4303.5316	32.00
269761	01/22/2016	CHAPARRAL	COPY MACH MAINT-1/14-2/13	010.4421.5602	110.00
269762	01/22/2016	CHARTER COMMUNICATIONS	IT BROADBAND CONNECTION	010.4140.5303	250.00
269762	01/22/2016	CHARTER COMMUNICATIONS	BUSINESS DARK FIBER-PD	010.4145.5401	987.20
269762	01/22/2016	CHARTER COMMUNICATIONS	BUSINESS DARK FIBER-REC DEPT	010.4145.5401	710.64
269762	01/22/2016	CHARTER COMMUNICATIONS	BUSINESS TV-215 E BRANCH	010.4145.5401	46.53
269762	01/22/2016	CHARTER COMMUNICATIONS	BUSINESS TV-300 E BRANCH	010.4145.5401	50.76
269762	01/22/2016	CHARTER COMMUNICATIONS	BUSINESS TV-REC DEPT	010.4145.5401	12.72
269762	01/22/2016	CHARTER COMMUNICATIONS	DARK FIBER-215 E BRANCH	010.4145.5401	26.72
269763	01/22/2016	CITIZENSERVE	CITIZENSERVE ANNUAL SVC	010.0000.1302	9,300.00
269763	01/22/2016	CITIZENSERVE	CITIZENSERVE ANNUAL SVC	010.4140.5303	5,700.00
269764	01/22/2016	CLINICAL LABORATORY OF	WATER SAMPLES-12/15	640.4710.5310	300.00
269765	01/22/2016	CO-TRUSTEES-MANKINS FAMILY	DUE PER CONTRACT: 20% OF RENTS REC'D	010.0000.4351	1,974.37
269765	01/22/2016	CO-TRUSTEES-MANKINS FAMILY	DUE PER CONTRACT: 20% OF RENTS REC'D	010.0000.4351	1,979.95
269765	01/22/2016	CO-TRUSTEES-MANKINS FAMILY	DUE PER CONTRACT: 20% OF RENTS REC'D	010.0000.4351	4,788.24
269766	01/22/2016	DATAPROSE LLC	NET BILL CC TRANS	612.4610.5555	58.10
269766	01/22/2016	DATAPROSE LLC	UTILITY BILL MAILING:12/31 &1/31	640.4710.5208	2,974.16
269766	01/22/2016	DATAPROSE LLC	NET BILL MONTHLY MAINT.	640.4710.5303	400.00
269766	01/22/2016	DATAPROSE LLC	NET BILL CC TRANS	640.4710.5555	232.40
269767	01/22/2016	DEPT OF SOCIAL SERVICES	ANNUAL LICENSE FEE-OCEANVIEW	010.4425.5255	1,210.00
269768	01/22/2016	EIKHOF DESIGN GROUP	WOODLAND PARK PATHWAY PLANS	226.4306.5303	1,390.00
269768	01/22/2016	EIKHOF DESIGN GROUP	ENGINEERING & SURVEY-CAR CORRA	350.5432.7501	3,075.00
269768	01/22/2016	EIKHOF DESIGN GROUP	Provide design services for the Soto Sports Complex ADA Improvements	350.5548.7501	2,640.00

CITY OF ARROYO GRANDE  
Check Register  
1/16/2016-1/31/2016

Check #	Check Date	Vendor Name	Description	Acct #	Amount
269768	01/22/2016	EIKHOF DESIGN GROUP	PREPARE RFP FOR 216 PAVEMENT MANAGEMENT	350.5638.7301	700.00
269768	01/22/2016	EIKHOF DESIGN GROUP	Complete design services for the Citywide ADA Improvements	350.5665.7501	1,455.00
269769	01/22/2016	FIGUEROA'S TIRES	NEW FRONT TIRES-PW52	640.4712.5601	266.50
269770	01/22/2016	GAS COMPANY	GAS SERVICES-1375 ASH	010.4145.5401	40.48
269770	01/22/2016	GAS COMPANY	GAS SERVICES-200 N HALCYON	010.4145.5401	251.49
269770	01/22/2016	GAS COMPANY	GAS SERVICES-350 S ELM	010.4145.5401	160.17
269771	01/22/2016	GRAINGER, INC	PHONE LINE SPLICE FOR WATER ME	640.4712.5610	34.66
269772	01/22/2016	GROVER BEACH	(9)-1"CUSTOMER VALVES-SURPLUS	640.4712.5610	378.00
269773	01/22/2016	HARVEY'S HONEY HUTS	1375 ASH TRAILER MOUNT 12/11-1	220.4303.5552	86.08
269774	01/22/2016	INDOFF, INC	OFFICE SUPPLIES	010.4307.5201	102.03
269775	01/22/2016	ITECH SOLUTIONS	WEB HOSTING FOR THINKH2ONOW.CO	226.4306.5303	10.00
269776	01/22/2016	L. DIESEL MOBILE SERVICE(DBA)	PW30-90 DAY INSPECTION	220.4303.5601	50.00
269776	01/22/2016	L. DIESEL MOBILE SERVICE(DBA)	PW50-90 DAY INSPECTION	220.4303.5601	100.00
269776	01/22/2016	L. DIESEL MOBILE SERVICE(DBA)	PW 41-90 DAY INSPECTION	220.4303.5603	100.00
269776	01/22/2016	L. DIESEL MOBILE SERVICE(DBA)	BIT INSPECTION PW51	612.4610.5601	100.00
269777	01/22/2016	LITTLEFIELD	REFUND-STAGE KIDS TRANSFER-MIC	010.0000.4605	10.00
269777	01/22/2016	LITTLEFIELD	REFUND-STAGE KIDS TRANSFER-SYD	010.0000.4605	10.00
269778	01/22/2016	LUCIA MAR UNIFIED SCHOOL DIST	USE PERMITS FOR SPRING/SUMMER/	010.4424.5257	30.00
269779	01/22/2016	MINER'S ACE HARDWARE, INC	(2) QUICK CRETE	220.4303.5613	6.67
269779	01/22/2016	MINER'S ACE HARDWARE, INC	PARTS ROOM-ORGANIZER	640.4712.5604	21.59
269779	01/22/2016	MINER'S ACE HARDWARE, INC	RESV#5-1X12, CORNER BRACE	640.4712.5604	19.93
269780	01/22/2016	MOSS, LEVY & HARTZHEIM LLP	AUDIT FIELDWORK	010.4120.5303	552.00
269780	01/22/2016	MOSS, LEVY & HARTZHEIM LLP	AUDIT FIELDWORK	612.4610.5303	552.00
269780	01/22/2016	MOSS, LEVY & HARTZHEIM LLP	AUDIT FIELDWORK	640.4710.5303	552.00
269781	01/22/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC-105 SHORT ST	010.4145.5401	153.58
269781	01/22/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC-1375 ASH BLDG A	010.4145.5401	86.62
269781	01/22/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC-201 NELSON ST	010.4145.5401	126.89
269781	01/22/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC-300 E BRANCH	010.4145.5401	987.57
269781	01/22/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC-SHORT ST	010.4145.5401	74.87
269781	01/22/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC-484 BAKEMAN LN	219.4460.5304	9.87
269781	01/22/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC-232 CRANBERRY LIFT ST	612.4610.5402	246.91
269781	01/22/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC-1375 ASH, BLDG A	640.4712.5402	57.74
269782	01/22/2016	RIGONI	REIMB FOR GRADE D-1 WATER TREA	640.4712.5501	55.00
269783	01/22/2016	ROWLEY	REFUND:QUILTING SESSION 1 WINT	010.0000.4605	45.00
269784	01/22/2016	SITEONE LANDSCAPE SUPPLY LLC	JUTE MESH & STAPLES	220.4303.5613	77.14
269785	01/22/2016	SLOCAPRA	ANNUAL AGENCY MEMBERSHIP-JOHN	010.4421.5503	50.00

CITY OF ARROYO GRANDE  
Check Register  
1/16/2016-1/31/2016

Check #	Check Date	Vendor Name	Description	Acct #	Amount
269786	01/22/2016	SP MAINTENANCE SERVICES, INC	STREET SWEEPING:CORP YARD 12/3	220.4303.5303	80.00
269787	01/22/2016	THE TOP SHOP	61 SHIRTS-FALL ADULT BASKETBAL	010.4424.5257	498.96
269787	01/22/2016	THE TOP SHOP	96 SHIRTS-FALL ADULT SOFTBALL	010.4424.5257	768.96
269788	01/22/2016	TOM'S AUTO SERVICE	P59 DIAGNOSE, REPLACE #6 CYLIN	010.4420.5601	241.36
269788	01/22/2016	TOM'S AUTO SERVICE	PW15 DIAGNOSE, REPLACE VALVE C	220.4303.5601	762.62
269789	01/22/2016	TW TELECOM	SHORETEL-CITY HALL	010.4145.5403	540.04
269789	01/22/2016	TW TELECOM	SHORETEL=PD	010.4201.5403	540.05
269790	01/22/2016	UK INT'L SOCCER CAMPS INC	5% OF REGISTRATION FEES	010.4424.5351	(94.20)
269790	01/22/2016	UK INT'L SOCCER CAMPS INC	5% OF TOTAL REGISTRATION FEES	010.4424.5351	(86.85)
269790	01/22/2016	UK INT'L SOCCER CAMPS INC	FIELD USE FEE	010.4424.5351	(200.00)
269790	01/22/2016	UK INT'L SOCCER CAMPS INC	FIELD USE FEES	010.4424.5351	(200.00)
269790	01/22/2016	UK INT'L SOCCER CAMPS INC	YOUTH SOCCER CAMP-SESSION 1	010.4424.5351	1,737.00
269790	01/22/2016	UK INT'L SOCCER CAMPS INC	YOUTH SOCCER CAMP-SESSION 2	010.4424.5351	1,884.00
269791	01/22/2016	UNITED STAFFING ASSOC.	PAYROLL FOR:L. LIRA W/E 1/10/1	010.4420.5303	578.17
269792	01/22/2016	VERIZON WIRELESS	ACCT472480460-00001, IPADS	010.4145.5403	418.11
269793	01/22/2016	WALLACE GROUP A CALIF CORP	Project management services	640.5965.7301	1,361.25
269794	01/22/2016	WATERBOYS PLUMBING	CK BACK RESTROOM DRAIN-REC CTR	010.4213.5303	95.00
269794	01/22/2016	WATERBOYS PLUMBING	REPAIR TOILET -STROTHER	010.4213.5303	340.35
269795	01/22/2016	WILSON ELECTRIC COMPANY INC	OAK PARK & EL CAMINO REAL	010.4307.5303	60.00
269795	01/22/2016	WILSON ELECTRIC COMPANY INC	OAK PARK & JAMES WAY	010.4307.5303	60.00
269795	01/22/2016	WILSON ELECTRIC COMPANY INC	OAK PARK & WEST BRANCH	010.4307.5303	75.00
269795	01/22/2016	WILSON ELECTRIC COMPANY INC	SIGNAL MAINT-12/15-11 INTERSEC	010.4307.5303	1,320.00
269796	01/22/2016	HUGO	UB Refund Cst #00023687	640.0000.2301	56.88
269797	01/22/2016	MOORE	UB Refund Cst #00023636	640.0000.2301	133.15
269798	01/22/2016	RODRIGUEZ	UB Refund Cst #00023659	640.0000.2301	66.72
269799	01/22/2016	VASQUEZ	UB Refund Cst #00021231	640.0000.2301	19.71
269815	01/29/2016	ALLCAL EQUIPMENT SRVS INC.	DECALS FOR AERIAL BOOM TRUCK #	220.4303.5601	137.27
269816	01/29/2016	AQUA-METRIC SALES CO(DBA)	REPAIR TO AUTOGUN	640.4712.5603	307.30
269817	01/29/2016	AUTOSYS INC	BRISCO TURNOUT FLOW SIGNAL REP	640.4711.5603	292.81
269817	01/29/2016	AUTOSYS INC	ORO BOOSTER TROUBLESHOOT-MOTOR	640.4712.5610	270.00
269819	01/29/2016	BANK OF AMERICA	2016 EMPLOYMENT POSTER	010.0000.1111	104.64
269819	01/29/2016	BANK OF AMERICA	GRAND AWARDS-COUNCIL	010.4001.5201	48.06
269819	01/29/2016	BANK OF AMERICA	GRAND AWARDS-EMPLOYEE OF THE YEAR	010.4001.5504	356.40
269819	01/29/2016	BANK OF AMERICA	2016 EMPLOYMENT POSTER	010.4002.5201	11.63
269819	01/29/2016	BANK OF AMERICA	GRAND AWARDS-IT DOOR SIGN	010.4002.5201	7.02
269819	01/29/2016	BANK OF AMERICA	REFILL SERVICES	010.4002.5201	20.70
269819	01/29/2016	BANK OF AMERICA	CREDIT-LEAGUE OF CA CITIES	010.4002.5501	(375.00)
269819	01/29/2016	BANK OF AMERICA	AGGB CHAMBER LUNCH-CM	010.4101.5201	18.00

CITY OF ARROYO GRANDE  
Check Register  
1/16/2016-1/31/2016

Check #	Check Date	Vendor Name	Description	Acct #	Amount
269819	01/29/2016	BANK OF AMERICA	HOLIDAY LUNCHEON SUPPLIES	010.4101.5319	1,138.61
269819	01/29/2016	BANK OF AMERICA	WALMART-BALLOONS-HOLIDAY PARTY	010.4101.5319	46.02
269819	01/29/2016	BANK OF AMERICA	LEAGUE OF CA CITIES-CM DEPT MK	010.4101.5501	650.00
269819	01/29/2016	BANK OF AMERICA	VENTANA GRILL-CHANNEL CTY CM M	010.4101.5501	19.20
269819	01/29/2016	BANK OF AMERICA	2016 EMPLOYMENT POSTER	010.4120.5201	11.63
269819	01/29/2016	BANK OF AMERICA	LCW EMPLOYMENT LAW CONFERENCE	010.4120.5501	525.00
269819	01/29/2016	BANK OF AMERICA	2016 EMPLOYMENT POSTER	010.4130.5201	11.63
269819	01/29/2016	BANK OF AMERICA	SOLARWINDS-LICENSE & SUPPORT	010.4140.5303	1,200.00
269819	01/29/2016	BANK OF AMERICA	AMAZON-HARD CASE KIT-IT	010.4140.5602	130.27
269819	01/29/2016	BANK OF AMERICA	NEWEGG-CHAIR-IT	010.4140.6001	483.62
269819	01/29/2016	BANK OF AMERICA	NEWEGG-MONITOR-IT	010.4140.6101	154.49
269819	01/29/2016	BANK OF AMERICA	2016 EMPLOYMENT POSTER	010.4201.5201	34.88
269819	01/29/2016	BANK OF AMERICA	ICC ONLINE TRAINING-NICHOLS	010.4212.5503	69.00
269819	01/29/2016	BANK OF AMERICA	NEWEGG-MONITOR-ENGINEERING/PLA	010.4301.5255	197.49
269819	01/29/2016	BANK OF AMERICA	FILING FEE NOTICE OF EXEMPTION	010.4301.5301	50.00
269819	01/29/2016	BANK OF AMERICA	SHIRT-ENGINEERING	010.4301.5503	24.84
269819	01/29/2016	BANK OF AMERICA	2016 EMPLOYMENT POSTER	010.4307.5201	34.88
269819	01/29/2016	BANK OF AMERICA	LEAGUE OF CA CITIES	010.4307.5501	575.00
269819	01/29/2016	BANK OF AMERICA	AMERICAN PUBLIC WORKS ASSN DUE	010.4420.5316	295.00
269819	01/29/2016	BANK OF AMERICA	2016 EMPLOYMENT POSTER	010.4421.5201	34.88
269819	01/29/2016	BANK OF AMERICA	ENERGIZE INC-BOOK	010.4421.5255	25.00
269819	01/29/2016	BANK OF AMERICA	DOLLAR TREE-PRESCHOOL SUPPLIES	010.4423.5253	64.80
269819	01/29/2016	BANK OF AMERICA	HOME DEPOT-CLASS SUPPLIES-P-BA	010.4424.5251	166.29
269819	01/29/2016	BANK OF AMERICA	DOLLAR TREE-SPEC EVENTS SUPPLI	010.4424.5252	16.20
269819	01/29/2016	BANK OF AMERICA	SCHOOL YEAR SUPPLIES	010.4425.5255	180.04
269819	01/29/2016	BANK OF AMERICA	SNACK SUPPLIES	010.4425.5259	444.51
269819	01/29/2016	BANK OF AMERICA	WATER SCHOOL PRINITNG, POWER P	226.4306.5303	1,459.72
269819	01/29/2016	BANK OF AMERICA	OFFICE MAX	612.4610.5602	43.20
269819	01/29/2016	BANK OF AMERICA	AWWA DUES	640.4710.5503	105.00
269819	01/29/2016	BANK OF AMERICA	OFFICE MAX	640.4711.5603	172.79
269820	01/29/2016	BAXTER'S FRAME WORKS AND	RETIREMENT PLAQUES-NUEFELD & ZIGELMAN	010.4201.5255	449.68
269821	01/29/2016	BREZDEN PEST CONTROL, INC	QRTLY PEST CONTROL:FIRE DEPT	010.4213.5303	112.00
269822	01/29/2016	CA ST BOARD OF EQUALIZATION	UNDRGRND STRGE FEE-01/15-12/15	010.4305.5303	976.00
269823	01/29/2016	CA ST BOARD OF EQUALIZATION	DIESEL FUEL RETURN	010.0000.1202	360.00
269824	01/29/2016	CA ST DEPT OF CONSERVATION	S.M.I.P. (10/15-12/15)	010.0000.2208	1,008.56
269824	01/29/2016	CA ST DEPT OF CONSERVATION	ADMIN FEE-S.M.I.P.	010.0000.4801	(50.43)
269825	01/29/2016	CALIFORNIA BUILDING STANDARDS	ADMIN/CODE ENF EDUCATION FEE	010.0000.2223	(9.88)
269825	01/29/2016	CALIFORNIA BUILDING STANDARDS	STATE GREEN BLDG STD FEE-10/15	010.0000.2223	98.80

CITY OF ARROYO GRANDE  
Check Register  
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Check #	Check Date	Vendor Name	Description	Acct #	Amount
269826	01/29/2016	CALPORTLAND CONSTRUCTION	TYPE A 1/2" MAX, MED 3.17 TON	220.4303.5613	264.33
269826	01/29/2016	CALPORTLAND CONSTRUCTION	13 TON SAND	640.4712.5610	222.74
269827	01/29/2016	CARQUEST AUTO PARTS	4614 (2009) BATTERY	010.4204.5601	83.93
269827	01/29/2016	CARQUEST AUTO PARTS	PW-9, FILTERS	220.4303.5603	48.09
269828	01/29/2016	CARR'S BOOTS & WESTERN	BOOTS-RYAN ROBERTS	220.4303.5148	150.00
269829	01/29/2016	CDW GOVERNMENT, INC	Freight	010.4140.6101	17.93
269829	01/29/2016	CDW GOVERNMENT, INC	HP ProDesk 400 G2 Mini Desktop	010.4140.6101	682.13
269829	01/29/2016	CDW GOVERNMENT, INC	Sales Tax	010.4140.6101	54.57
269829	01/29/2016	CDW GOVERNMENT, INC	Acer Pro B286HK LED Monitor	010.4301.5255	319.74
269829	01/29/2016	CDW GOVERNMENT, INC	Freight	010.4301.5255	11.18
269829	01/29/2016	CDW GOVERNMENT, INC	Freight	010.4301.5255	2.67
269829	01/29/2016	CDW GOVERNMENT, INC	HP SB Z240 SFF Workstation	010.4301.5255	594.76
269829	01/29/2016	CDW GOVERNMENT, INC	Monitor Recycling Fee	010.4301.5255	8.00
269829	01/29/2016	CDW GOVERNMENT, INC	Sales Tax	010.4301.5255	25.58
269829	01/29/2016	CDW GOVERNMENT, INC	Sales Tax	010.4301.5255	0.60
269829	01/29/2016	CDW GOVERNMENT, INC	Sales Tax	010.4301.5255	46.30
269829	01/29/2016	CDW GOVERNMENT, INC	Sales Tax	010.4301.5255	0.51
269829	01/29/2016	CDW GOVERNMENT, INC	StarTech Display Port Cables	010.4301.5255	6.31
269829	01/29/2016	CDW GOVERNMENT, INC	StarTech Display Port Cables	010.4301.5255	7.50
269829	01/29/2016	CDW GOVERNMENT, INC	Acer Pro B286HK LED Monitor	010.4307.5303	319.84
269829	01/29/2016	CDW GOVERNMENT, INC	Freight	010.4307.5303	11.17
269829	01/29/2016	CDW GOVERNMENT, INC	Freight	010.4307.5303	2.69
269829	01/29/2016	CDW GOVERNMENT, INC	HP SB Z240 SFF Workstation	010.4307.5303	594.93
269829	01/29/2016	CDW GOVERNMENT, INC	Sales Tax	010.4307.5303	25.59
269829	01/29/2016	CDW GOVERNMENT, INC	Sales Tax	010.4307.5303	0.50
269829	01/29/2016	CDW GOVERNMENT, INC	Sales Tax	010.4307.5303	46.31
269829	01/29/2016	CDW GOVERNMENT, INC	Sales Tax	010.4307.5303	0.59
269829	01/29/2016	CDW GOVERNMENT, INC	StarTech Display Port Cables	010.4307.5303	6.32
269829	01/29/2016	CDW GOVERNMENT, INC	StarTech Display Port Cables	010.4307.5303	7.43
269829	01/29/2016	CDW GOVERNMENT, INC	Acer Pro B286HK LED Monitor	271.4202.6201	319.74
269829	01/29/2016	CDW GOVERNMENT, INC	Freight	271.4202.6201	11.18
269829	01/29/2016	CDW GOVERNMENT, INC	Freight	271.4202.6201	2.67
269829	01/29/2016	CDW GOVERNMENT, INC	HP SB Z240 SFF Workstation	271.4202.6201	594.76
269829	01/29/2016	CDW GOVERNMENT, INC	Sales Tax	271.4202.6201	25.58
269829	01/29/2016	CDW GOVERNMENT, INC	Sales Tax	271.4202.6201	0.60
269829	01/29/2016	CDW GOVERNMENT, INC	Sales Tax	271.4202.6201	0.51
269829	01/29/2016	CDW GOVERNMENT, INC	Sales Tax	271.4202.6201	46.30
269829	01/29/2016	CDW GOVERNMENT, INC	StarTech Display Port Cables	271.4202.6201	6.31

CITY OF ARROYO GRANDE  
Check Register  
1/16/2016-1/31/2016

Check #	Check Date	Vendor Name	Description	Acct #	Amount
269829	01/29/2016	CDW GOVERNMENT, INC	StarTech Display Port Cables	271.4202.6201	7.50
269830	01/29/2016	CENTRAL COAST PRINTING	ADMIN SVCS/UTILITY BILLING ENV	010.4102.5255	756.00
269830	01/29/2016	CENTRAL COAST PRINTING	REC DEPT-COMM CTR USE AGREEMEN	010.4102.5255	81.01
269831	01/29/2016	CHARTER COMMUNICATIONS	PD INTERNET	010.4204.5607	179.98
269831	01/29/2016	CHARTER COMMUNICATIONS	BUSINESS TV CORP YARD	010.4307.5303	45.43
269832	01/29/2016	CHEVRON & TEXACO CARD SERVICES	FUEL	010.4203.5608	77.00
269833	01/29/2016	COASTAL REPROGRAPHICS SVCS	CANNON PLOTTER REPAIR	010.4301.5602	150.00
269834	01/29/2016	CORIX WATER PRODUCTS INC	8" REPAIR CLAMP	612.4610.5610	187.08
269835	01/29/2016	COSTCO MEMBERSHIP	BUSINESS MEMBERSHIP RENEWAL	010.4201.5503	165.00
269836	01/29/2016	CREATIVE FENCE CO.	FENCE REPAIR-POPLAR BASIN	010.4420.5605	1,400.00
269837	01/29/2016	CROCKETT'S AUTO BODY	PW63 BODY WORK	220.4303.5601	1,455.30
269838	01/29/2016	DEWAR, INC	OIL	220.4303.5603	203.81
269839	01/29/2016	FASTENAL COMPANY	TP, BAGS, WET WIPES, GLOVES	010.4420.5605	1,070.15
269840	01/29/2016	FERGUSON ENTERPRISES, INC	(10 ea) 1" SXN ADAPTERS	640.5946.7001	42.09
269841	01/29/2016	FIGUEROA'S TIRES	TIRES FOR PW-4	010.4301.5601	430.22
269842	01/29/2016	GARING TAYLOR & ASSOCIATES INC	WELL NO. 11	640.5944.7501	26.74
269843	01/29/2016	GROVER BEACH	CORP YARD SEWER BILL	612.0000.4751	80.27
269844	01/29/2016	INDOFF, INC	OFFICE SUPPLIES	612.4610.5201	90.66
269845	01/29/2016	LUCIA MAR UNIFIED SCHOOL DIST	CREDIT FROM CORRECTED INVOICE	010.4424.5257	(27.50)
269845	01/29/2016	LUCIA MAR UNIFIED SCHOOL DIST	11/15-ADULT BASKETBALL-OCEANO	010.4424.5257	447.00
269845	01/29/2016	LUCIA MAR UNIFIED SCHOOL DIST	OCEANO GYM-ADULT BASKETBALL PL	010.4424.5257	121.00
269845	01/29/2016	LUCIA MAR UNIFIED SCHOOL DIST	BUS FEE-ELM KINDERGARTEN 12/15	010.4425.5303	350.00
269845	01/29/2016	LUCIA MAR UNIFIED SCHOOL DIST	BUS FEE-WINTER FIELD TRIP	010.4425.5303	225.00
269845	01/29/2016	LUCIA MAR UNIFIED SCHOOL DIST	ROOM USE FEE-12/15-OCEAN VIEW	010.4425.5303	210.00
269845	01/29/2016	LUCIA MAR UNIFIED SCHOOL DIST	11/15-YOUTH BASKETBALL-PAULDIN	010.4426.5553	494.57
269846	01/29/2016	MANAGED HEALTH NETWORK	FEB 2016 MGD HEALTH NETWORK	010.4145.5147	269.61
269847	01/29/2016	MINER'S ACE HARDWARE, INC	P-18 , NOZZLE GUN, HOSE COIL	010.4213.5604	35.62
269847	01/29/2016	MINER'S ACE HARDWARE, INC	REC DEPT-DOOR STOP, KNEE PAD	010.4213.5604	23.71
269847	01/29/2016	MINER'S ACE HARDWARE, INC	P-56 TOOLS, SCREWDRIVERS, PVC	010.4420.5273	42.08
269847	01/29/2016	MINER'S ACE HARDWARE, INC	PVC GROUND CONNECTION	010.4420.5605	8.63
269848	01/29/2016	NOBLE SAW, INC	CHAIN SHARPENING	010.4420.5603	192.00
269849	01/29/2016	OFFICE DEPOT	OFFICE SUPPLIES-CD	010.4130.5201	43.18
269849	01/29/2016	OFFICE DEPOT	OFFICE SUPPLIES-ENGINEERING	010.4301.5201	43.18
269850	01/29/2016	OSHKOSH CAPITAL	FIRE TRUCK LEASE PYMT-PRINCIPA	218.4101.5801	37,137.68
269850	01/29/2016	OSHKOSH CAPITAL	FIRE TRUCK LEASE PYMT-INTEREST	218.4101.5802	1,340.67
269850	01/29/2016	OSHKOSH CAPITAL	FIRE TRUCK PURCHASE	218.4101.6301	1.00
269851	01/29/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC	010.4145.5401	3,626.29
269851	01/29/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC	010.4307.5402	1,213.05

CITY OF ARROYO GRANDE  
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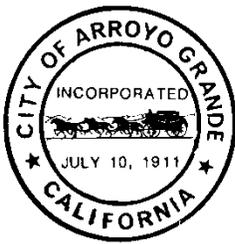
Check #	Check Date	Vendor Name	Description	Acct #	Amount
269851	01/29/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC-STREET LIGHTING	010.4307.5402	16,793.00
269851	01/29/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC	217.4460.5355	21.42
269851	01/29/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC	612.4610.5402	1,112.94
269851	01/29/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC	640.4711.5402	373.37
269851	01/29/2016	PACIFIC GAS & ELECTRIC CO	ELECTRIC	640.4712.5402	2,986.91
269852	01/29/2016	PADRE ASSOCIATES, INC.	Phase I Arch Survey for the Soto Sports Complex	350.5548.7001	1,112.31
269852	01/29/2016	PADRE ASSOCIATES, INC.	Phase I Arch Survey for the Mid Block Crosswalk	350.5665.7001	944.64
269853	01/29/2016	QUAGLINO	REIMB FOR DMV CLASS B PERMIT A	220.4303.5501	73.00
269853	01/29/2016	QUAGLINO	REIMB FOR WATER DIST BOOK	220.4303.5501	120.68
269854	01/29/2016	RANGE MASTER	NAME TAGS-EXPLORERS	010.4201.5504	92.40
269854	01/29/2016	RANGE MASTER	NAME TAGS-POLICE OFFICERS	010.4203.5272	21.00
269855	01/29/2016	REED	PER DIEM-GLOCK ARMORER SCHOOL	010.4203.5501	59.00
269856	01/29/2016	SANTA MARIA CHRYSLER JEEP	4609-PANEL	010.4203.5601	43.64
269856	01/29/2016	SANTA MARIA CHRYSLER JEEP	4617-(2009) TIRES	010.4204.5601	714.16
269857	01/29/2016	SCMAF - SO CAL MUNICIPAL	216 MEMBERSHIP DUES	010.4421.5503	70.00
269858	01/29/2016	SE TECHNOLOGIES	MAX BRIDGE LOAD (2)	220.4303.5613	46.18
269859	01/29/2016	SECURITY LINES US	CAMERA REPAIR	010.4201.6201	849.13
269859	01/29/2016	SECURITY LINES US	HILLCREST ANTENNA LINK TO PW,	271.4202.6201	3,000.00
269860	01/29/2016	SLO COUNTY NEWSPAPERS	NOTIVE OF PUB HEARING-LANDSCAP	010.4002.5301	350.30
269860	01/29/2016	SLO COUNTY NEWSPAPERS	PUBLIC NOTICE-FINANCIAL	010.4002.5301	103.96
269860	01/29/2016	SLO COUNTY NEWSPAPERS	SUMMARY ORD-LANDSCAPE ORD	010.4002.5301	235.04
269860	01/29/2016	SLO COUNTY NEWSPAPERS	PUB HEARING-COND USE PERMIT-ST	010.4130.5301	162.72
269860	01/29/2016	SLO COUNTY NEWSPAPERS	RECRUITMENT-PW CAP PROJ MGR	010.4307.5316	480.00
269861	01/29/2016	STATEWIDE SAFETY & SIGNS INC	BRISCO SIGNAGE LABOR CHRG	350.5642.7701	1,095.00
269862	01/29/2016	STERLING COMMUNICATIONS	RADIO REPAIR	010.4204.5606	294.00
269863	01/29/2016	STREATOR PIPE & SUPPLY	SLOAN ROYAL, SLOAN ACTUATOR	010.4213.5604	209.18
269863	01/29/2016	STREATOR PIPE & SUPPLY	(50 EA) .5 GPM AERATORS	226.4306.5501	164.70
269863	01/29/2016	STREATOR PIPE & SUPPLY	RES#4- (4) GAL 90 DEGREE FITTI	640.5969.7001	6.65
269863	01/29/2016	STREATOR PIPE & SUPPLY	RES#4-GALV FITTINGS	640.5969.7001	27.52
269864	01/29/2016	THOMPSON	ICMA CONF/LEAGUE CONF-REIMB EX	010.4101.5501	189.26
269865	01/29/2016	THOMSON REUTERS WEST	2016 CODE BOOK SUBSCRIPTION	010.4201.5503	617.52
269866	01/29/2016	UPS STORE	3M TAPE	640.4712.5255	5.38
269867	01/29/2016	WATERBOYS PLUMBING	STROTHER PARK TOILET REPAIR	010.4213.5303	242.85
269868	01/29/2016	WELLS FARGO BANK	RDA TAB BONDS-INTEREST	286.4103.5802	160,526.60
269869	01/29/2016	WOOD RODGERS INC	CONSULT BRISCO INTERCHANGE PROJECT	350.5642.7501	32,369.50
Total					353,950.73

**CITY OF ARROYO GRANDE**  
**DEPARTMENTAL LABOR DISTRIBUTION**  
**PAY PERIOD**

**1/1/2016 - 1/14/2016**

**01/22/16**

<b>BY FUND</b>		<b>BY ACCOUNT</b>	
General Fund	291,396.86	5101	Salaries Full time 216,874.76
Streets Fund	10,972.05	5102	Salaries Part-Time - PPT 10,882.28
FCFA	161,469.39	5103	Salaries Part-Time - TPT 29,173.58
Sewer Fund	2,774.87	5105	Salaries OverTime 19,350.38
Water Fund	22,666.07	5106	Salaries Strike Team OT -
	<u>489,279.24</u>	5107	Salaries Standby 475.90
		5108	Holiday Pay 20,446.62
		5109	Sick Pay 11,725.19
		5110	Annual Leave Buyback -
		5111	Vacation Buyback 39,682.22
		5112	Sick Leave Buyback -
		5113	Vacation Pay 5,172.01
		5114	Comp Pay 7,625.39
		5115	Annual Leave Pay 2,691.78
		5116	Salaries - Police FTO 142.40
		5121	PERS Retirement 39,154.03
		5122	Social Security 25,727.71
		5123	PARS Retirement 606.38
		5126	State Disability Ins. 1,718.84
		5127	Deferred Compensation 841.67
		5131	Health Insurance 49,769.58
		5132	Dental Insurance 3,952.40
		5133	Vision Insurance 922.14
		5134	Life Insurance 451.18
		5135	Long Term Disability 564.10
		5143	Uniform Allowance -
		5144	Car Allowance 637.50
		5146	Council Expense -
		5147	Employee Assistance -
		5148	Boot Allowance -
		5149	Motor Pay 71.20
		5150	Bi-Lingual Pay 25.00
		5151	Cell Phone Allowance 595.00
			<u>489,279.24</u>
<b>OVERTIME BY DEPARTMENT:</b>			
Administrative Services	-		
Community Development	-		
Police	5,006.23		
Fire	13,227.27		
Public Works - Maintenance	-		
Public Works - Enterprise	1,116.88		
Recreation - Administration	-		
Recreation - Special Events	-		
Children In Motion	-		
	<u>19,350.38</u>		



## MEMORANDUM

**TO: CITY COUNCIL**

**FROM: DEBBIE MALICOAT, DIRECTOR OF ADMINISTRATIVE SERVICES**

**SUBJECT: CONSIDERATION OF A RESOLUTION AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY FOR PAYMENT PROGRAMS AND RELATED AUTHORIZATIONS**

**DATE: FEBRUARY 9, 2016**

### **RECOMMENDATION:**

It is recommended the City Council adopt the attached Resolution authorizing submittal of an application to the Department of Resources Recycling and Recovery (CalRecycle) for payment programs and related authorizations.

### **IMPACT ON FINANCIAL AND PERSONNEL RESOURCES:**

There is no impact on financial or personnel resources related to the proposed action.

### **BACKGROUND:**

In 1988, California enacted a program to place a deposit on beverage containers. The deposit is currently five (5) cents for small beverage containers and ten (10) cents for large beverage containers. CalRecycle is responsible for this state program.

### **ANALYSIS OF ISSUES:**

Each year, CalRecycle provides funding to jurisdictions to enhance the beverage container program. In San Luis Obispo County, the funding ranges from a minimum of \$5,000 for small cities to \$12,000 for the largest city. For the last thirteen years, the San Luis Obispo County Integrated Waste Management Authority (IWMA) has worked with the member jurisdictions to apply for the funding. The IWMA has used the funding for projects such as providing technical assistance and recycling bins to businesses to start or expand their recycling. The IWMA has also provided CalRecycle with the required program and financial reporting.

Effective this year, CalRecycle is now requiring each jurisdiction to adopt a resolution that must be submitted as part of the application package. Without a resolution, it will not be possible to apply for the funding from CalRecycle.

**CITY COUNCIL  
CONSIDERATION OF A RESOLUTION AUTHORIZING SUBMITTAL OF  
CALRECYCLE APPLICATION FOR PAYMENT PROGRAMS AND RELATED  
AUTHORIZATIONS  
FEBRUARY 9, 2016  
PAGE 2**

**ALTERNATIVES:**

The following alternatives are provided for City Council consideration:

1. Adopt the Resolution authorizing application submittals;
2. Do not adopt the Resolution ;
3. Modify and adopt the Resolution; or
4. Provide direction to staff.

**ADVANTAGES:**

Approval of the Resolution will allow the City to continue applying for funding from CalRecycle to enhance the City's beverage container recycling program.

**DISADVANTAGES:**

There are no disadvantages identified at this time.

**ENVIRONMENTAL REVIEW:**

No environmental review is required for this item.

**PUBLIC NOTIFICATION AND COMMENTS:**

The Agenda was posted in front of City Hall on Thursday, February 4, 2016. The Agenda and report were posted on the City's website on Friday, February 5, 2016.

**RESOLUTION NO.**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY FOR PAYMENT PROGRAMS AND RELATED AUTHORIZATIONS**

**WHEREAS**, pursuant to Public Resources Code section 48000 et seq. the Department of Resources Recycling and Recovery (CalRecycle) has established various payment programs to make payments to qualifying jurisdictions; and

**WHEREAS**, in furtherance of this authority CalRecycle is required to establish procedures governing the administration of the payment programs; and

**WHEREAS**, CalRecycle's procedures for administering payment programs require, among other things, an applicant's governing body to declare by resolution certain authorizations related to the administration of the payment program.

**NOW, THEREFORE, BE IT RESOLVED** that the City of Arroyo Grande is authorized to submit an application to CalRecycle for any and all payment programs offered; and

**BE IT FURTHER RESOLVED** that the City Manager, or her designee, is hereby authorized as Signature Authority to execute all documents necessary to implement and secure payment; and

**BE IT FURTHER RESOLVED** that this authorization is effective until rescinded by the Signature Authority or this Governing Body.

On motion of Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_, and on the following roll call vote, to wit:

**AYES:**

**NOES:**

**ABSENT:**

the foregoing Resolution was passed and adopted this 9<sup>th</sup> day of February, 2016.

**RESOLUTION NO.  
PAGE 2**

\_\_\_\_\_  
**JIM HILL, MAYOR**

**ATTEST:**

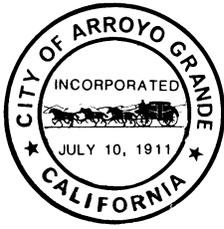
\_\_\_\_\_  
**KELLY WETMORE, CITY CLERK**

**APPROVED AS TO CONTENT:**

\_\_\_\_\_  
**DIANNE THOMPSON, CITY MANAGER**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**HEATHER WHITHAM, CITY ATTORNEY**



## MEMORANDUM

**TO: CITY COUNCIL**

**FROM: TERESA MCCLISH, COMMUNITY DEVELOPMENT DIRECTOR**

**BY: MATTHEW DOWNING, ASSOCIATE PLANNER**

**SUBJECT: CONSIDERATION OF ADOPTION OF AN ORDINANCE REGULATING EXPANDED POLYSTYRENE FOOD CONTAINERS AND PRODUCTS; LOCATION – CITYWIDE; APPLICANT – CITY OF ARROYO GRANDE**

**DATE: FEBRUARY 9, 2016**

### **RECOMMENDATION:**

It is recommended the City Council adopt the Ordinance adding Chapter 8.34 to Title 8 of the Arroyo Grande Municipal Code regulating expanded polystyrene (EPS) food containers and products.

### **IMPACTS ON FINANCIAL AND PERSONNEL RESOURCES:**

The regulation of EPS will have little direct fiscal impact on the City, although it will generate some costs for enforcement of the regulations. The majority of enforcement costs are anticipated to peak during the first year of implementation until businesses adapt to the regulations. This item is not identified in the Critical Needs Action Plan.

### **BACKGROUND:**

On January 26, 2016, the City Council voted 4-1 to introduce an Ordinance adding Chapter 8.34 to Title 8 of the Arroyo Grande Municipal Code prohibiting the use of EPS food or drink containers and the retail sale of non-encased EPS products.

### **ANALYSIS OF ISSUES:**

Language contained in the Ordinance provides that the regulations will take effect six (6) months from the date of adoption in order to allow businesses in the City to utilize any existing stock of EPS products. During the Council's consideration of the Ordinance on January 26, 2016, a question was raised regarding the Ordinance's applicability to public schools in the Lucia Mar Unified School District (the "District"). While the public schools would not be required to comply with the Ordinance due to their sovereign immunity of City regulations, the District has been using compostable products for over a year at their schools.

**CITY COUNCIL  
CONSIDERATION OF ADOPTION OF AN ORDINANCE REGULATING EXPANDED  
POLYSTYRENE FOOD CONTAINERS AND PRODUCTS  
FEBRUARY 9, 2016  
PAGE 2**

**ALTERNATIVES:**

The following alternatives are provided for the Council's consideration:

1. Adopt the Ordinance as recommended;
2. Modify and reintroduce the Ordinance;
3. Do not adopt the Ordinance; or
4. Provide other direction to staff.

**ADVANTAGES:**

The proposed Ordinance is a step toward a more sustainable future by reducing the amount of EPS litter in the community, reducing dependence upon petroleum products, reducing the amount of EPS entering the local landfill, and protecting birds and wildlife from EPS ingestion.

**DISADVANTAGES:**

Adoption of the proposed ordinance will have a financial impact on businesses in the City that use EPS products. In some instances this will be a negative impact, requiring the use of products that have slightly higher costs; however, several alternative products have reduced costs over EPS products. Therefore, there is an opportunity for cost savings or reduced financial impacts associated with the Ordinance.

**ENVIRONMENTAL REVIEW:**

Staff has reviewed the proposed Ordinance in accordance with the California Environmental Quality Act (CEQA), the State CEQA Guidelines, and the Arroyo Grande Procedures for the Implementation of CEQA and determined that the Ordinance is categorically exempt per Section 15308 of the CEQA Guidelines regarding actions by a regulatory agency for the protection of the environment.

**PUBLIC NOTIFICATION:**

A summary of the Ordinance was published in the Tribune on Tuesday, February 2, 2016 pursuant to State Law.

The Agenda was posted in front of City Hall on Thursday, February 4, 2016. The Agenda and report were posted on the City's website on Friday, February 5, 2016. No comments have been received.

In order to inform businesses of the upcoming regulations, a draft information handout has been developed. The handout will be sent to all applicable businesses (Attachment 1).

Attachment:

1. Expanded Polystyrene Information Handout

**ORDINANCE NO.**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE ADDING CHAPTER 8.34 TO TITLE 8 OF THE ARROYO GRANDE MUNICIPAL CODE REGULATING EXPANDED POLYSTYRENE FOOD CONTAINERS AND PRODUCTS**

**WHEREAS**, the City of Arroyo Grande (“City”) has the police power to protect the health, safety and welfare of the community, including the ability to protect and enhance the natural environment; and

**WHEREAS**, according to the California Department of Transportation, expanded polystyrene products (“EPS”) comprises approximately 15% of storm drain litter and is the second most common form of beach debris in California. Also, plastic products, including expanded polystyrene, make up 80-90% of floating marine debris; and

**WHEREAS**, the City boundary includes numerous creeks and other waterways, which are an important natural resource as exemplified in various policies of the City’s General Plan. Expanded polystyrene products break apart into small pieces and ultimately flow to the Pacific Ocean contributing to concerns related to water quality and habitat protection both within the creek system as well as the marine environment; and

**WHEREAS**, items made from expanded polystyrene are not biodegradable, compostable, or recyclable locally; and

**WHEREAS**, expanded polystyrene breaks into small pieces and because it is lightweight, may be picked up by the wind even when it has been disposed of properly; and

**WHEREAS**, expanded polystyrene as litter is highly durable and is present in many public places, streets and roads, waterways and storm drains which may ultimately float, or be blown, into the Pacific Ocean; and

**WHEREAS**, marine animals and birds often confuse expanded polystyrene with pieces of food, and when ingested, it can impact their digestive tracts, often leading to death; and

**WHEREAS**, expanded polystyrene is manufactured from petroleum, a non-renewable resource; and

**WHEREAS**, take-out food packaging that is biodegradable, compostable, and recyclable is the most responsible and sustainable choice for the City’s tourist economy, its citizenry and its environment. When products are recycled, natural resources are spared, less energy is used for the production of new products, and landfill space is preserved; and

**WHEREAS**, regulating the use of expanded polystyrene products will maximize the operating life of landfills; and

**WHEREAS**, regulating the use of expanded polystyrene products within the City will help protect the City's natural environment from contamination and degradation.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Arroyo Grande as follows:

**SECTION 1:** The above recitals and findings are true and correct and incorporated herein by this reference.

**SECTION 2:** Arroyo Grande Municipal Code Chapter 8.34 is hereby added to the Arroyo Grande Municipal Code in its entirety as follows:

**CHAPTER 8.34 – EXPANDED POLYSTYRENE**

8.34.010 - Definitions.

The following words and phrases, whenever used in this chapter, shall have the meanings defined in this section unless the context clearly requires otherwise:

- A. "Affordable" means that a biodegradable, compostable or recyclable product may cost up to 15 percent more than the purchase cost of comparable expanded polystyrene alternatives.
- B. "ASTM Standard" means meeting the standards of the American Society for Testing and Materials (ASTM) International Standards D6400 or D6868 for biodegradable and compostable plastics, as those standards may be amended.
- C. "Biodegradable" means Compostable (separately defined) or the ability of organic matter to break down from a complex to a more simple form through the action of bacteria or to undergo this process.
- D. "City Facility" means any building, structure or vehicle owned and operated by the City of Arroyo Grande, its agents, agencies, and departments.
- E. "City Contractor" means any person or entity that enters into an agreement with the City to furnish products or services to or for the City.
- F. "Compostable" means all the materials in the product or package will break down, or otherwise become part of, usable compost (e.g. soil-conditioning material, mulch). Compostable disposable food containers must meet ASTM Standards for compostable materials.
- G. "Disposable Food Container" is interchangeable with "to go" packaging and "food packaging material" and means all containers that are used to hold Prepared Food or drinks. Disposable Food Containers include clamshells, bowls, plates, trays, cartons, and cups that are intended for single use, including without

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limitation, food containers for takeout foods and/or leftovers from partially consumed meals prepared by Food Providers. This does not include single-use disposable items such as straws, cup lids, or utensils, nor does it include single-use disposable packaging for unprepared foods.

- H. "Events Promoter" means an applicant for any event permit issued by the City or any City employee(s) responsible for any City-organized event.
- I. "Expanded Polystyrene" or EPS means blown expanded and extruded polystyrene or other plastic foams which are processed by any number of techniques including, but not limited to, fusion of monomer spheres (expanded bead plastic), injection molding, foam molding, and extrusion-blown molding (extruded foam plastic). Expanded polystyrene and other plastic foam is generally used to make cups, bowls, plates, trays, clamshell containers, meat trays, ice chests, shipping boxes and packing peanuts.
- J. "Expanded Polystyrene Products" means any item such as coolers, ice chests, cups, bowls, plates, clamshells containers, shipping boxes, or any other merchandise made from expanded polystyrene that is not wholly encapsulated or encased by a more durable material.
- K. "Food Provider" Means any establishment located within the City, that is a retailer of Prepared Food or beverages for public consumption including, but not limited to any store, supermarket, delicatessen, restaurant, shop, caterer or mobile food vendor.
- L. "Person" means an individual, business, Event Promoter, trust, firm, joint stock company, corporation, non-profit, including a government corporation, partnership, or association.
- M. "Prepared Food" means food or beverages, which are served, packaged, cooked, chopped, sliced, mixed, brewed, frozen, squeezed or otherwise prepared within the City. Prepared Food does not include raw, butchered meats, fish and/or poultry sold from a butcher case or similar food establishment.
- N. "Recyclable" means any material that is specified in the franchise agreement with the City's solid waste removal provider including, but not limited to aluminum, tin and bi-metal cans, clear and colored glass containers, High Density Polyethylene (HDPE), Polyethylene Terephthalate (PET), clear or rigid polystyrene, corrugated cardboard and mixed paper.
- O. "Vendor" means any store or business which sells or offers goods or merchandise, located or operating within the City of Arroyo Grande, including those referenced in and including "Food Provider."

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8.34.020 – Expanded Polystyrene Disposable Food Containers Prohibited.

- A. Food Providers within the City of Arroyo Grande may not provide Prepared Food in or provide separately any Disposable Food Container made from Expanded Polystyrene, except as exempted in Section 8.34.050.
- B. Disposable Food Containers made from Expanded Polystyrene are prohibited from use in all City Facilities.
- C. City Contractors in the performance of City contracts and Events Promoters may not provide Prepared Food in Disposable Food Containers made from Expanded Polystyrene.

8.34.030 - Required Biodegradable, Compostable, or Recyclable Disposable Food Containers.

- A. All Food Providers within the City utilizing Disposable Food Containers shall use Biodegradable, Compostable or Recyclable products.
- B. All City Facilities utilizing Disposable Food Containers shall use Biodegradable, Compostable or Recyclable products.
- C. City Contractors and Events Promoters utilizing Disposable Food Containers shall use Biodegradable, Compostable, or Recyclable products while performing under a City contract or permit.

8.34.040 - Prohibited Sales.

No Vendor or Events Promoter in the City may sell or otherwise provide any Expanded Polystyrene Product, which is not wholly encapsulated or encased within a more durable material, except as exempted in Section 8.34.050. This specifically includes, but is not limited to, cups, plates, bowls, trays, clamshells and other products intended primarily for food service use, as well as coolers, containers, ice chests, shipping boxes, packing peanuts, or other packaging materials.

8.34.050 – Exemptions.

- A. The City Manager or designee, may exempt a Food Provider from the requirements set forth in section 8.34.020(A) of this ordinance for a one-year period upon the Food Provider showing, in writing, that this ordinance would create an undue hardship or practical difficulty as evidenced by no alternatives being available or such alternatives are not Affordable. The City Manager or designee shall put the decision to grant or deny a one-year exemption in writing, and the decision shall be final.

**ORDINANCE NO.**

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- B. Exemptions to allow for the sale or provision of Expanded Polystyrene Products may be granted by the City Manager or designee, if the vendor can demonstrate in writing a public health and safety requirement or medical necessity to use the product. The City Manager or designee shall put the decision to grant or deny the exemption in writing and the decision shall be final.
- C. An exemption application shall include all information necessary for the City Manager or designee to make a decision, including but not limited to documentation showing factual support for the claimed exemption. The City Manager or designee may require the applicant to provide additional information. The City Manager or designee may approve the exemption application in whole or in part, with or without conditions.
- D. Foods prepared or packaged outside the City and sold inside the City are exempt from the provisions of this chapter.
- E. Raw meat, fish and other raw food trays are exempt from the provisions of this chapter.
- F. Products made from Expanded Polystyrene, which are wholly encapsulated or encased by a more durable material are exempt from the provisions of this chapter. Examples include surfboards, life preservers, and craft supplies, which are wholly encapsulated or encased by a more durable material, and coolers encased in hard plastic.
- G. Construction products made from Expanded Polystyrene are exempted from this ordinance if the products are used in compliance with Arroyo Grande Municipal Code Title 15 Buildings and Construction and used in a manner preventing the Expanded Polystyrene from being released into the environment.
- H. In a situation deemed by the City Manager to be an emergency for the immediate preservation of the public peace, health or safety, City Facilities, Food Providers, City Contractors and Vendors doing business with the City shall be exempt from the provisions of this chapter.
- I. Expanded Polystyrene packaging products, which have been received from sources outside the City, may be reused to be kept out of the waste stream.

8.34.060 Violations.

- A. Any violation of the provisions of this chapter by any person is subject to the penalty provisions as provided in Chapter 1.16 of this code.
- B. For the first violation, the City Manager or designee may allow the violating Food Provider, in lieu of the penalty provisions contained above, to submit receipts

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demonstrating the purchase after the citation date, of Biodegradable, Compostable, or Recyclable products.

- C. In addition to other remedies provided by this chapter or by other law, any violation of this chapter may be remedied by a civil action brought by the city attorney, including but not limited to administrative or judicial nuisance abatement proceedings, civil or criminal code enforcement proceedings, and suits for injunctive relief. The remedies provided by this chapter are cumulative and in addition to any other remedies available at law or in equity.

**SECTION 3:** If any section, subsection, subdivision, paragraph, sentence, or clause of this Ordinance or any part thereof is for any reason held to be unlawful, such decision shall not affect the validity of the remaining portion of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, or clause thereof, irrespective of the fact that any one or more section, subsection, subdivision, paragraph, sentence, or clause be declared unconstitutional.

**SECTION 4:** Upon adoption of this Ordinance, the City Clerk shall file a Notice of Exemption pursuant to 14 CCR § 15307.

**SECTION 5:** A summary of this Ordinance shall be published in a newspaper published and circulated in the City of Arroyo Grande at least five (5) days prior to the City Council meeting at which the proposed Ordinance is to be adopted. A certified copy of the full text of the proposed Ordinance shall be posted in the office of the City Clerk. Within fifteen (15) days after adoption of the Ordinance, the summary with the names of those City Council Members voting for and against the Ordinance shall be published again, and the City Clerk shall post a certified copy of the full text of such adopted Ordinance.

**SECTION 6:** This Ordinance shall take effect six (6) months from the date of adoption.

On motion of Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_, and on the following roll call vote to wit:

**AYES:**

**NOES:**

**ABSENT:**

The foregoing Ordinance was adopted this 9<sup>th</sup> day of February, 2016.

**ORDINANCE NO.  
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**JIM HILL, MAYOR**

**ATTEST:**

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**KELLY WETMORE, CITY CLERK**

**APPROVED AS TO CONTENT:**

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**DIANNE THOMPSON, CITY MANAGER**

**APPROVED AS TO FORM:**

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**HEATHER K. WHITHAM, CITY ATTORNEY**

## About the Expanded Polystyrene (EPS) Ordinance

### When?

This Ordinance will take effect on August 9, 2016.

### What is being prohibited?

Expanded Polystyrene (#6) food service ware commonly known as Styrofoam™, as well as other Expanded Polystyrene products not encapsulated or encased in a more durable material.



### Who is affected?

Supermarkets, Delicatessens, Restaurants, Retail, Food Vendors, Caterers that serve prepared food to-go.

### Why?

- Expanded polystyrene is non-renewable, non-biodegradable, non-recyclable, and typically ends up in landfills or as litter in waterways and is costly to remove.
- Expanded polystyrene can break into pieces, which are often mistaken for food and ingested by wildlife.

### Exemptions?

Exemptions are provided for certain projects, including:

- Foods prepared or packaged outside the City.
- Foam trays for raw meat, fish, and other raw food.
- Products made from Expanded Polystyrene but wholly encapsulated by a more durable material, such as surfboards, craft supplies, and coolers encased in hard plastic.

### What is the penalty for not complying?

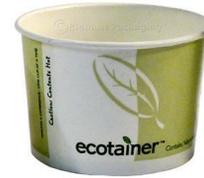
Any violation of the provisions of the Ordinance is subject to the penalty provisions as provided in Chapter 1.16 of the Arroyo Grande Municipal Code. Repeated violations may be charged as a misdemeanor and/or enforced through civil action.

### Where can I find the City Ordinance and additional information?

<http://www.arroyogrande.org/AgendaCenter/ViewFile/Item/2989?fileID=7556>

or call the Community Development Department at (805) 473-5400.

## Examples of compostable and recyclable food ware.



## Additional Resources

City of San Jose – Alternatives to EPS Food Containers –  
<http://www.sanjoseca.gov/DocumentCenter/View/46910>

Californians Against Waste – Polystyrene and Other Non-Recyclable Plastics –  
<http://www.cawrecycles.org/polystyrene-and-other-non-recyclable-plastics>

Biodegradable Products Institute - <http://www.bpiworld.org/>

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## MEMORANDUM

**TO: CITY COUNCIL**

**FROM: TERESA McCLISH, COMMUNITY DEVELOPMENT DIRECTOR**

**SUBJECT: SUPPLEMENTAL INFORMATION  
AGENDA ITEM 9.c. – FEBRUARY 9, 2016 CITY COUNCIL MEETING  
CONSIDERATION OF ADOPTION OF AN ORDINANCE REGULATING  
EXPANDED POLYSTYRENE FOOD CONTAINERS AND PRODUCTS;  
LOCATION – CITYWIDE; APPLICANT – CITY OF ARROYO GRANDE**

**DATE: FEBRUARY 9, 2016**

Attached are the results of the Arroyo Grande & Grover Beach Chamber of Commerce survey of local businesses regarding regulation of expanded polystyrene (EPS) products. The survey results did indicate concern from local business regarding shipments received that are packaged in EPS. It should be noted that EPS packaging products that are received from sources outside the City are exempt from the regulations and those businesses would not be penalized.

cc: City Manager  
City Attorney  
City Clerk  
Public Review Binder

**From:** Judith Bean [REDACTED]  
**Sent:** Tuesday, February 09, 2016 11:39 AM  
**To:** Dianne Thompson  
**Cc:** Dalebout, Kenneth - AGCH  
**Subject:** Survey Results

Hello Dianne,

I wanted to share our survey results with you so you can incorporate what we found out in your report. I have a meeting on the North Coast this afternoon, so I'm not sure I'll make it back for the meeting.

We received 105 responses.

24 said they use or receive shipments of Styrofoam products.

Three people marked "heavy" use, 8 marked moderate, and 24 marked minimal use. 70 didn't respond to this question.

61 reported this would not affect their cost of doing business in Arroyo Grande.

15 reported this would have minimal affect

10 reported it would moderately or materially affect their doing business in Arroyo Grande. Half of those said their costs would double or triple by switching to an alternative. All of the 10 were small, family-owned businesses.

Most did not offer a time line for compliance, but out of the 32 that responded, over half would like to see at least six months to a year of transition time.

Interestingly, a large proportion of respondents said they've already taken steps to reduce or completely eliminate the use of Styrofoam products.

There was concern expressed by several respondents who receive shipments packed in Styrofoam or sell products (other than coffee and to-go containers) that come packed in Styrofoam from the manufacturer. How does the ban affect them?

One respondent wondered how it impacts the bottom line of restaurants and if it affects the price of food/drink. One restaurateur said it was not an option for them to pass the cost along to their consumer. A couple others said they couldn't make it work unless they raised prices.

We agree with one respondent who would have liked to see the city mount an educational campaign before mandating change since we heard from several who are proud of their efforts to reduce or eliminate use entirely because they felt it was the right thing to do. Here's a quote: "we did it because it's the right ecological move to make – having a better stewardship of God's creation. The coffee cups cost us 4 times more, so now we have less expensive cups for water."

One suggested the City offer incentives for those small businesses that find it difficult to make this transition.

Judith Bean, ACE  
President/CEO  
Arroyo Grande & Grover Beach Chamber of Commerce  
800 A West Branch Street, Arroyo Grande, CA 93420  
(805) 489-1488 Fax: 489-2239  
<http://www.aggbchamber.com>

*The information contained in this email pertains to City business and is intended solely for the use of the individual or entity to whom it is addressed. If the reader of this message is not an intended recipient, or the employee or agent responsible for delivering the message to the intended recipient and you have received this message in error, please advise the sender by reply email or phone and delete the message. Please note that email correspondence with the City of Arroyo Grande, along with attachments, may be subject to the California Public Records Act, and therefore may be subject to disclosure unless otherwise exempt by law.*



## MEMORANDUM

**TO:** CITY COUNCIL

**FROM:** TERESA McCLISH, COMMUNITY DEVELOPMENT DIRECTOR

**BY:** MATTHEW DOWNING, ASSOCIATE PLANNER

**SUBJECT:** CONSIDERATION OF CONDITIONAL USE PERMIT 15-010; INCIDENTAL ON-SITE SALE OF BEER AND WINE WITH ASSOCIATED ARCHITECTURAL MODIFICATIONS; LOCATION - 924 WEST BRANCH STREET; APPLICANT - STARBUCKS COFFEE COMPANY; REPRESENTATIVE - SPENCER REGNERY, GPA, INC.

**DATE:** FEBRUARY 9, 2016

### RECOMMENDATION:

The Planning Commission recommends the City Council adopt a Resolution approving Conditional Use Permit 15-010 for the incidental on-site sale of beer and wine with associated architectural modifications at Starbucks located at 924 West Branch Street.

### IMPACT ON FINANCIAL AND PERSONNEL RESOURCES:

Approval of the proposed project could see an increase in local sales tax revenue associated with increased afternoon business at the existing business. This item is related to the City's Economic Development efforts contained within the Critical Needs Action Plan.

### BACKGROUND:

#### Location



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CONSIDERATION OF CONDITIONAL USE PERMIT 15-010  
FEBRUARY 9, 2016  
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The subject property is located in the Five Cities Center (the "Center") and is previously developed. The architecture of the development is a traditional Mediterranean and Spanish style. Materials used in the center are stucco, dimensional trims, ceramic tiles, and variegated clay roof tiles. The applicant has submitted an application for a conditional use permit to add incidental on-site beer and wine sales to the existing Starbucks location in the Center. As part of the request, the applicant is proposing to install a new, three-foot, six-inch (3' 6") fixed guardrail along the southern frontage of the business.

Staff Advisory Committee

The Staff Advisory Committee (SAC) reviewed the proposed project on December 9, 2015. At that time, the SAC discussed various aspects of the project, including location of the guardrail, Americans with Disabilities Act (ADA) access, and the location of the use in relation to the remainder of the Center. The SAC was in support of the project and developed conditions of approval included in the attached resolution.

Architectural Review Committee

The Architectural Review Committee (ARC) reviewed the proposed guardrail installation on December 21, 2015 (Attachment 1). The ARC discussed the size and design of the outdoor seating area, support for increasing outdoor activity within the Center, design of the proposed guardrail and materials, and ADA clearance. The ARC was in support of the project as proposed.

Planning Commission

The Planning Commission reviewed the proposed project on January 5, 2016 (Attachment 2). The Planning Commission discussed several components of the project, including delaying the time for alcohol sales from 12:00 pm to 4:00 pm to avoid conflicts with influxes of children after school, the potential for an evaluation of the use after a specified period of time to determine how the use is impacting the surrounding area and community youth, questioned why the use was being proposed at the Center location instead of a different location in the City, and that there are few places in the community for children to congregate that are alcohol free. The Planning Commission voted 3-2 to adopt a Resolution recommending the City Council approve the project as proposed.

**ANALYSIS OF ISSUES:**

Project Description

The applicant has submitted an application for a conditional use permit for the incidental, on-site sale and consumption of beer and wine at the Starbucks Coffee located in the Five Cities Center. Beer and wine sales are proposed from 12:00 pm to close, which is 10:30 pm Sunday through Thursday, and 11:30 pm Friday and Saturday. Beer and wine would be sold in individual servings for consumption by the customer on the Starbucks premises. Off-site consumption would not be permitted by the applicant. As an additional part of the request, the applicant proposes to install a fixed guardrail on

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the south side of the building to comply with Department of Alcoholic Beverage Control (ABC) requirements.

Municipal Code

The subject property is zoned Regional Commercial. Alcoholic beverage sales are a permitted use in the Regional Commercial zoning district with approval of a Conditional Use Permit. The Conditional Use Permit is intended to determine whether the proposed use should be permitted, by weighing the public need for and benefit to be derived from the use against any adverse impact it may cause.

Neighboring Jurisdictions

Several neighboring jurisdictions were contacted to inquire about the sale of beer and wine at Starbucks franchises in those locations. The City of San Luis Obispo indicated that while they had not received an application for Starbucks to sell beer and wine, coffee shops are considered restaurants and restaurants do not require permits for the sale of beer and wine. The Cities of Pismo Beach and Atascadero also indicated that no applications had been received; however, Atascadero indicated there are several other coffee shops within the city that also sell beer and wine. Efforts made to contact the City of Paso Robles were unsuccessful.

Guardrail Design

The guardrail is proposed to be three-feet, six-inches (3' 6") in height located along the southern frontage of the existing Starbucks location. The guardrail is proposed to be black metal with the lower two-thirds semi-closed with a heavy gauge wire and the upper third remaining open. The top of the guardrail is proposed to be wood, treated in a light stain and maintained on a regular basis as part of Starbucks' maintenance program. The purpose of the railing is to comply with ABC requirements for outdoor consumption of alcoholic beverages, if the proposed use for incidental beer and wine sales is approved. The total outdoor seating area will be 688 square feet, with access to the public from the west and inside the store. The proposed guardrail will narrow the public sidewalk area; however, minimum clearances for ADA are required to be maintained around the seating area.

Alcohol Sale Start Time

During the Planning Commission's consideration of the proposed project, Commissioners discussed the possibility of pushing back the time when alcohol is sold from 12:00 pm to 4:00 pm. The applicant indicated that they had requested the 12:00 pm start time for those customers interested in having an alcoholic drink with lunch. However, the Planning Commission determined that requiring the later start time for the sale of alcohol was not preferable due to the fact that the Starbucks is located adjacent to the movie theater. In addition, the Planning Commission did not want to restrict customers of the Starbucks' options for alcohol to after 4:00 pm on weekends in particular.

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**ALTERNATIVES:**

The following alternatives are provided for the Planning Commission's consideration:

- Adopt the attached Resolution approving Conditional Use Permit 15-010;
- Modify and adopt the attached Resolution approving Conditional Use Permit 15-010;
- Do not adopt the attached Resolution, provide specific findings, and direct staff to return with a Resolution denying Conditional Use Permit 15-010; or
- Provide direction to staff.

**ADVANTAGES:**

The proposed use would add an additional choice of beverages to customers at the business, as well as provide for a potential increase in sales. The proposed use would also be consistent with beer and wine sales in the adjacent restaurant.

**DISADVANTAGES:**

The proposed project would add alcohol sales to an area heavily traveled by minors. However, the applicant indicates its staff is trained in the legal requirements related to the sale of alcohol and all actions will be taken to prevent the sale of alcohol to underage individuals.

**ENVIRONMENTAL REVIEW:**

The project has been reviewed in accordance with the California Environmental Quality Act (CEQA), the State CEQA Guidelines, and the Arroyo Grande Procedures for the Implementation of CEQA and determined that the project is categorically exempt per Section 15301(a) of the CEQA Guidelines regarding existing facilities.

**PUBLIC NOTIFICATION AND COMMENTS:**

A notice of public hearing was mailed to all property owners within 300' of the property, published in The Tribune, posted at City Hall and on the City's website, and posted at the Site on Friday, January 29, 2016. The Agenda was posted in front of City Hall on Thursday, February 4, 2016. The Agenda and report were posted on the City's website on Friday, February 5, 2016.

One (1) written comment has been received in opposition to the project citing concerns regarding minors and the lack of alcohol free places for minors to congregate (Attachment 3), as well as one (1) verbal comment regarding concerns over the high number of alcohol related vehicular incidents in San Luis Obispo County.

Attachment:

1. Minutes of the December 21, 2015 Architectural Review Committee Meeting
2. Minutes of the January 5, 2016 Planning Commission Meeting
3. Comment letter from Ann Lundeen
4. Project plans

**RESOLUTION NO.**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE APPROVING CONDITIONAL USE PERMIT 15-010; LOCATED AT 924 WEST BRANCH STREET; APPLIED FOR BY STARBUCKS COFFEE COMPANY**

**WHEREAS**, the project site is located in the Five Cities Center and part of the Regional Commercial (RC) zoning district; and

**WHEREAS**, the applicant has applied for Conditional Use Permit 15-010 for the incidental, on-site sale of beer and wine at an existing Starbucks Coffee location; and

**WHEREAS**, the Planning Commission of the City of Arroyo Grande reviewed the project at a duly noticed public hearing on January 5, 2016 and recommended the City Council approve the project; and

**WHEREAS**, the City Council has reviewed this project in compliance with the California Environmental Quality Act (CEQA), the State CEQA Guidelines, and the Arroyo Grande Rules and Procedures for Implementation of CEQA and has determined the project is categorically exempt per Section 15301(a) of the CEQA Guidelines regarding existing facilities; and

**WHEREAS**, the City Council of the City of Arroyo Grande has reviewed the project at a duly noticed public hearing on February 9, 2016; and

**WHEREAS**, the City Council finds, after due study, deliberation and public hearing, the following circumstances exist:

**Conditional Use Permit Findings:**

1. The proposed use is permitted within the subject district pursuant to the provisions of this section and complies with all the applicable provisions of this title, the goals, and objectives of the Arroyo Grande General Plan, and the development policies and standards of the City.

*Alcoholic beverage sales are an allowed use in the Regional Commercial (RC) zoning district following approval of a conditional use permit per Section 16.36.030 of the Municipal Code.*

2. The proposed use would not impair the integrity and character of the district in which it is to be established or located.

*The incidental sale of alcoholic beverages at the existing coffee shop would not impair the integrity and character of the RC district in light of the stated purpose of the RC zoning district per Municipal Code Subsection 16.36.020(l) and conditions of approval developed for the project to help ensure integrity and character are maintained.*

**RESOLUTION NO.**

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3. The site is suitable for the type and intensity of use or development that is proposed.

*The site contains an existing coffee shop that is suitable for the incidental sale of beer and wine. Conditions of approval have been developed for the project to ensure the alcoholic beverage sales do not result in any adverse impacts on adjacent land uses.*

4. There are adequate provisions for water, sanitation, and public utilities and services to ensure public health and safety.

*The incidental sale of beer and wine is not anticipated to require additional provisions for water, sanitation, and public utilities and services. Therefore, there are adequate provisions for all utilities and services necessary to ensure public health and safety.*

5. The proposed use will not be detrimental to the public health, safety or welfare or materially injurious to properties and improvements in the vicinity.

*The incidental sale of beer and wine will not be detrimental to the public health, safety or welfare due to conditions of approval developed for the project to ensure public health, safety and welfare.*

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Arroyo Grande hereby approves Conditional Use Permit 15-010, as presented to the City Council on February 9, 2016 and shown in Exhibit "B", attached hereto and incorporated herein by this reference as though set forth in full, with the above findings and subject to the conditions as set forth in Exhibit "A", attached hereto and incorporated herein by this reference.

On motion by Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_, and by the following roll call vote, to wit:

**AYES:**

**NOES:**

**ABSENT:**

the foregoing Resolution was adopted this 9<sup>th</sup> day of February, 2016.

**RESOLUTION NO.  
PAGE 3**

---

**JIM HILL, MAYOR**

**ATTEST:**

---

**KELLY WETMORE, CITY CLERK**

**APPROVED AS TO CONTENT:**

---

**DIANNE THOMPSON, CITY MANAGER**

**APPROVED AS TO FORM:**

---

**HEATHER K. WHITHAM, CITY ATTORNEY**

**EXHIBIT 'A'**  
**CONDITIONS OF APPROVAL**  
**CONDITIONAL USE PERMIT CASE NO. 15-010**  
**924 WEST BRANCH STREET**

This approval authorizes the sale of beer and wine for onsite consumption at the Starbucks Coffee located at 924 West Branch Street, with appropriate Alcoholic Beverage Control (ABC) permits.

**COMMUNITY DEVELOPMENT DEPARTMENT**

**PLANNING DIVISION**

**GENERAL CONDITIONS**

1. The applicant shall ascertain and comply with all Federal, State, County and City requirements as are applicable to this project.
2. The applicant shall comply with all conditions of approval for Conditional Use Permit 15-010.
3. This application shall automatically expire on February 9, 2018 unless a building permit is issued or an extension is granted pursuant to Section 16.12.140 of the Development Code.
4. The project shall occur in substantial conformance with the plans presented to the City Council at the meeting of February 9, 2016 and marked Exhibit "B".
5. The applicant shall agree to indemnify and defend at his/her sole expense any action brought against the City, its present or former agents, officers, or employees because of the issuance of said approval, or in any way relating to the implementation thereof, or in the alternative, to relinquish such approval. The applicant shall reimburse the City, its agents, officers, or employees, for any court costs and attorney's fees which the City, its agents, officers or employees may be required by a court to pay as a result of such action. The City may, at its sole discretion, participate at its own expense in the defense of any such action but such participation shall not relieve applicant of his/her obligations under this condition.
6. A copy of these conditions and mitigation measures shall be incorporated into all construction documents.
7. All conditions of approval from Resolution No. 3157 and subsequent approvals shall remain in full force and effect, in addition to the conditions of approval contained herein.

**RESOLUTION NO.**

**PAGE 5**

**BUILDING AND LIFE SAFETY DIVISION AND FIRE DEPARTMENT CONDITIONS**

**CBC/CFC**

8. The project shall comply with the most recent editions of the California State Fire and Building Codes and the International Building and Fire Codes as adopted by the City of Arroyo Grande.

**FIRE SPRINKLER**

9. All buildings must be fully sprinklered per Building and Fire Department guidelines and per the California Fire Code. Provide evidence that the fire protection provided under the canopy area is adequate for the proposed project.

**ENGINEERING DIVISION CONDITIONS**

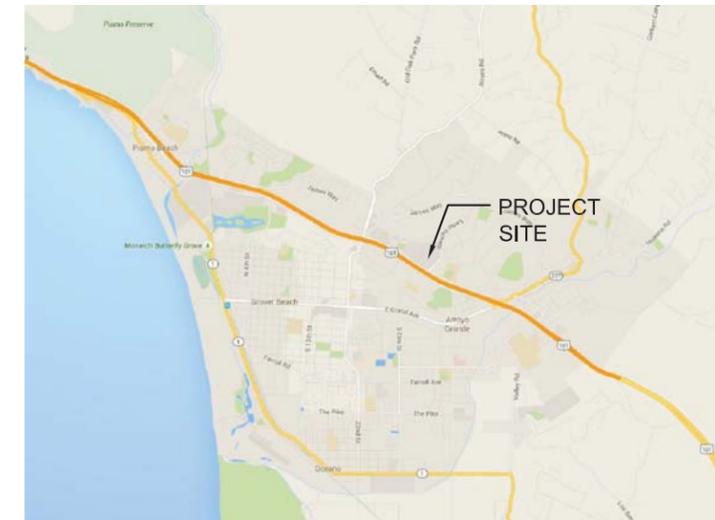
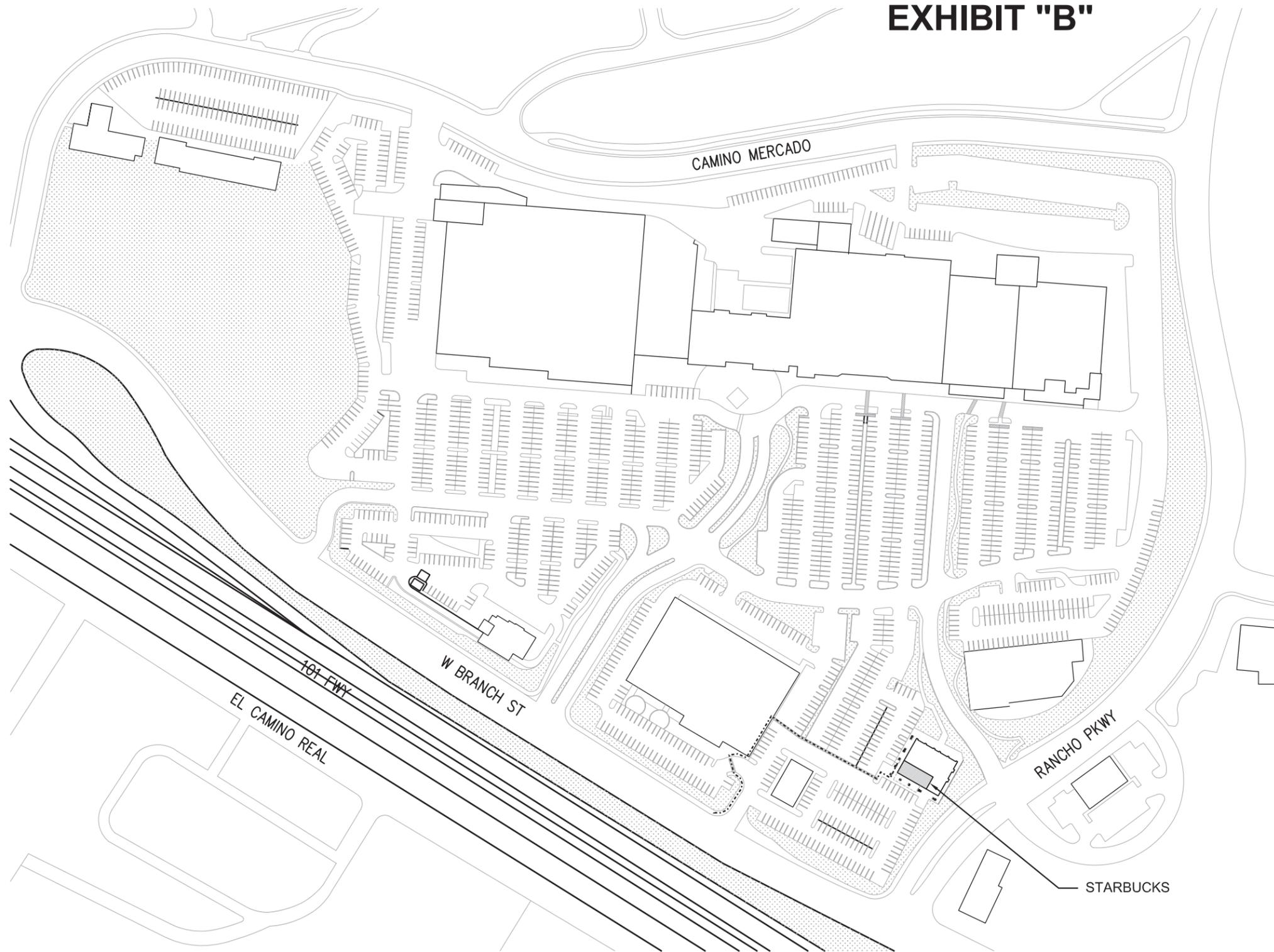
**GENERAL CONDITIONS**

10. The development shall provide safe accessible paths of travel, in accordance with Americans with Disabilities Act requirements.

**POLICE DEPARTMENT CONDITIONS**

11. Ensure all servers are qualified to serve alcoholic beverages.

# EXHIBIT "B"



## VICINITY MAP

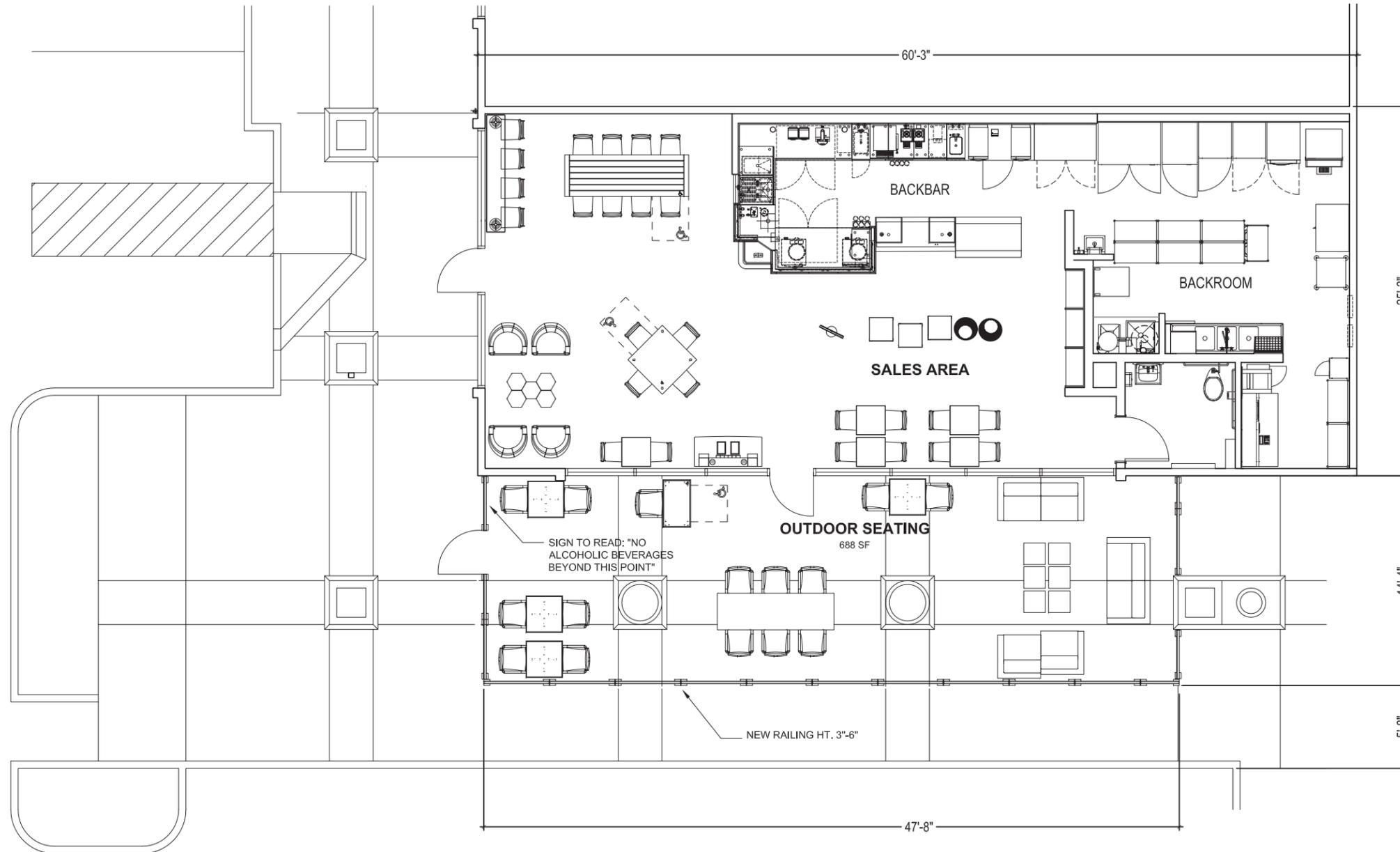
## PROJECT ADDRESS:

W BRANCH & RANCHO PKWY  
 FIVE CITIES CENTER, 924 W BRANCH ST.,  
 ARROYO GRANDE, CA 93420

## ARCHITECT:

ARCHITECTS ORANGE  
 144 N. ORANGE STREET  
 ORANGE, CA 92866  
 CONTACT: JEFF RABBITT  
 PHONE: (714) 639-9860  
 FAX: (714) 639-5286





SEATING SUMMARY		
	INDOOR	OUTDOOR
EXISTING	30	27
PROPOSED	30	22



W BRANCH & RANCHO PKWY - Arroyo Grande, CA FLOOR PLAN



ID 12161: TABLE METAL SUITE 30"



ID 12160: ADA TABLE METAL SUITE



ID 13577: CHAIR MODERN WOVEN SUITE



ID 12706: CHAIR LOUNGE BASKET WEAVE SECTION CORNER

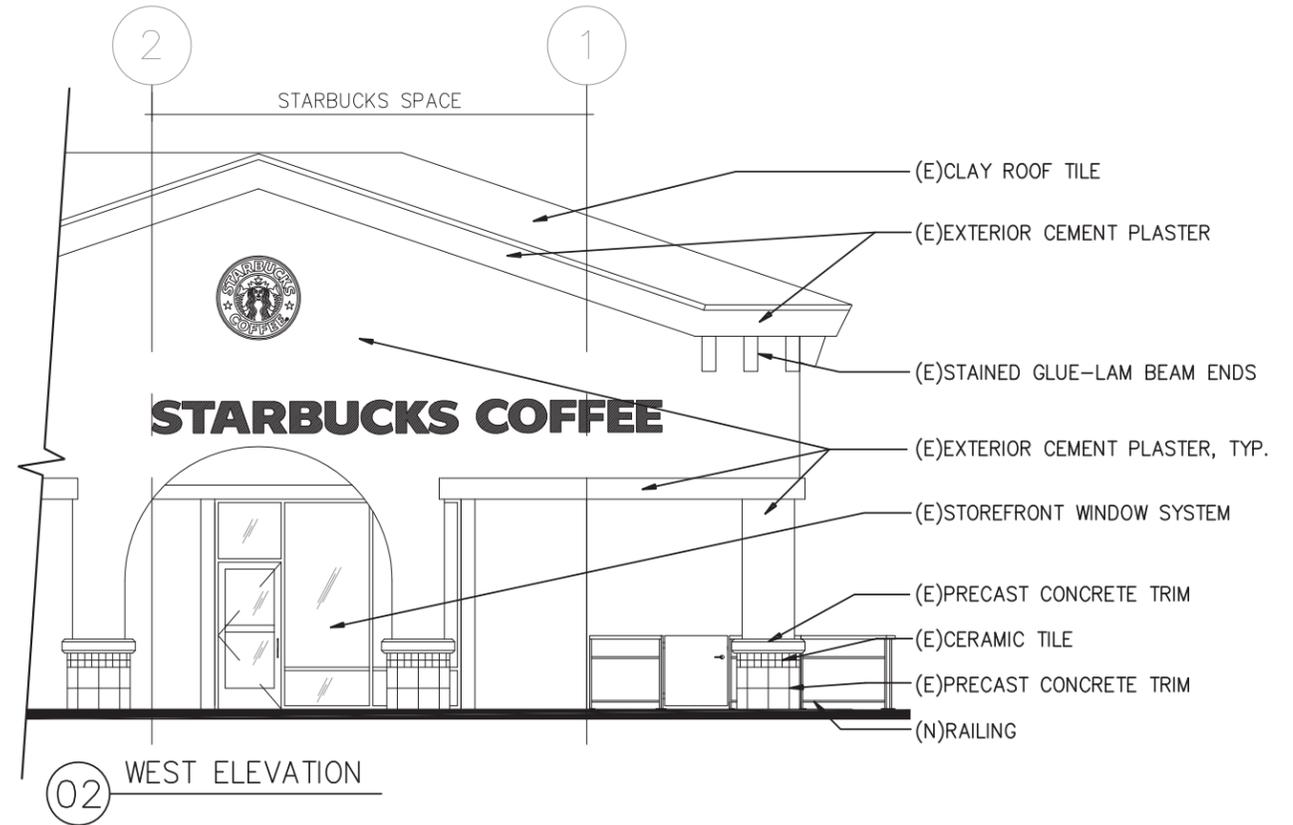
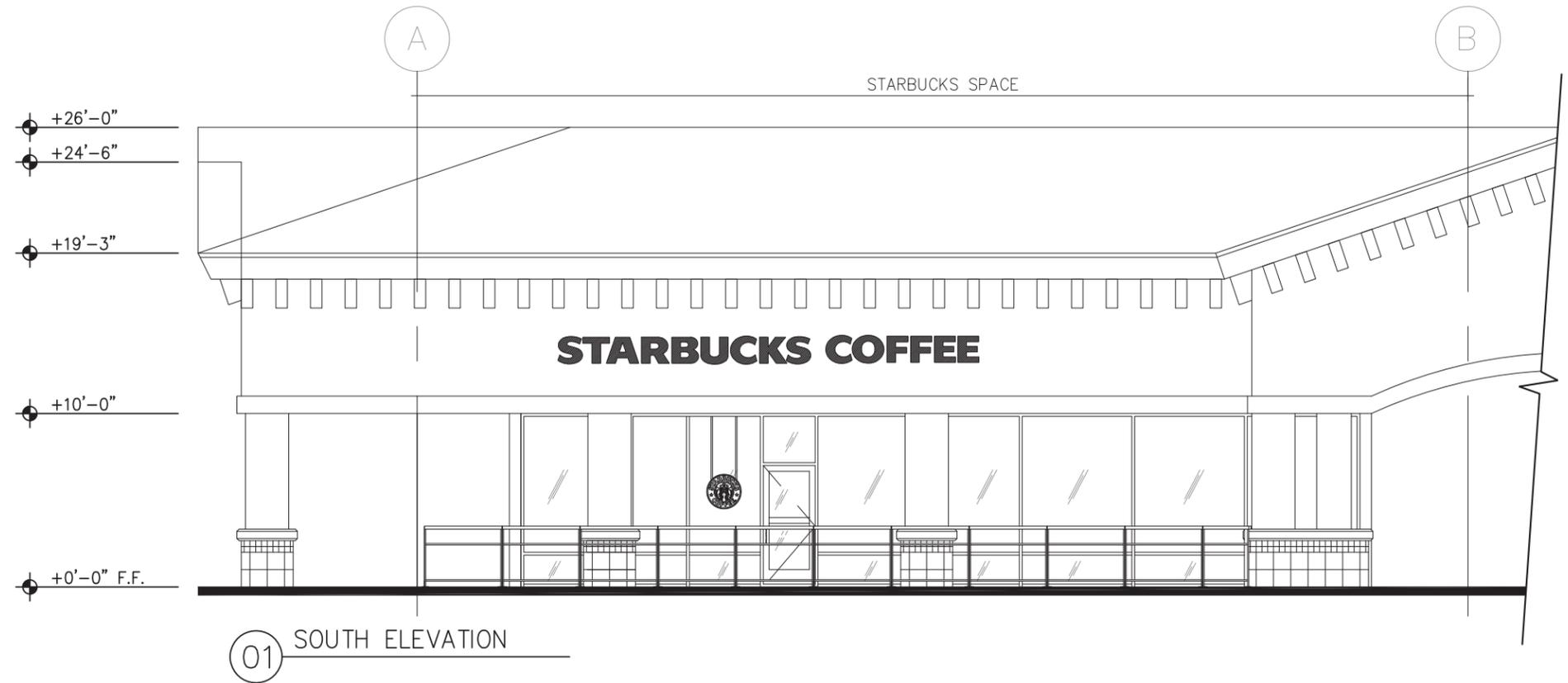


ID 12707: TABLE OCCASIONAL BASKET WEAVE



ID 16102: RAILING

EXTERIOR WORK LIMITED TO NEW, RAILING AND OUTDOOR SEATING. EXTERIOR FACADE AND SIGNAGE TO REMAIN.



**6.b. CONSIDERATION OF CONDITIONAL USE PERMIT 15-010; INCIDENTAL ON-SITE SALE OF BEER AND WINE WITH ASSOCIATED ARCHITECTURAL MODIFICATIONS; LOCATION – 924 WEST BRANCH STREET; APPLICANT – STARBUCKS COFFEE COMPANY; REPRESENTATIVE – SPENCER REGNERY, GPA INC.** (DOWNING)

Associate Planner Downing presented the staff report recommending the Architectural Review Committee review the proposed project and make a recommendation to the Planning Commission.

Associate Planner Downing responded to questions from the Committee.

Spencer Regnery, representative, spoke in support of the proposed project and responded to questions from the Committee.

The Committee provided comments in support of the project while ensuring ADA access was maintained.

Bruce Berlin made a motion, seconded by Michael Peachey, recommending approval of the project as submitted to the Planning Commission, so long as ADA clearance is maintained on the sidewalk between the new guardrail and vehicular overhang. The motion passed on a 4-0 voice vote.

**7. DISCUSSION ITEMS**

**7.a. TENTATIVE MEETING SCHEDULE FOR JANUARY AND FEBRUARY 2016**  
(DOWNING)

Associate Planner Downing presented the staff report regarding tentative meeting dates for January and February 2016 due to holidays during those months.

It was the consensus of the Committee that quorums would be available for all tentative meeting dates. No formal action was necessary.

**8. COMMITTEE COMMUNICATIONS**

None.

**9. STAFF COMMUNICATIONS**

Associate Planner Downing provided information on the City's closure schedule for the winter holidays.

**10. ADJOURNMENT**

The meeting was adjourned at 4:30 pm to a special meeting on January 11, 2016 at 2:30 pm.

**ACTION MINUTES  
REGULAR MEETING OF THE PLANNING COMMISSION  
TUESDAY, JANUARY 5, 2016  
COUNCIL CHAMBERS, 215 EAST BRANCH STREET  
ARROYO GRANDE, CALIFORNIA**

**1. CALL TO ORDER**

Chair George called the Regular Planning Commission meeting to order at 6:00 p.m.

**2. ROLL CALL**

Planning Commission: Commissioners John Keen, Glenn Martin, Terry Fowler-Payne, John Mack, and Lan George were present.

Staff Present: Community Development Director Teresa McClish, Associate Planner Matt Downing, and Secretary Debbie Weichinger were present.

**3. FLAG SALUTE**

Commissioner Martin led the flag salute.

**4. AGENDA REVIEW**

None

**5. COMMUNITY COMMENTS AND SUGGESTIONS**

None

**6. WRITTEN COMMUNICATIONS**

None

**7. CONSENT AGENDA**

**7.a. Consideration of Approval of Minutes.**

None

**8. PUBLIC HEARINGS**

- 8.a. CONSIDERATION OF CONDITIONAL USE PERMIT 15-010; INCIDENTAL ON-SITE SALE OF BEER AND WINE WITH ASSOCIATED ARCHITECTURAL MODIFICATIONS; LOCATION – 924 WEST BRANCH STREET; APPLICANT – STARBUCKS COFFEE COMPANY; REPRESENTATIVE – SPENCER REGNERY, GPA, INC.**

Associate Planner Downing presented the staff report and recommended that the Planning Commission review the proposed project and make a recommendation to the City Council.

Associate Planner Downing responded to questions from the Commission.

Spencer Regnery, applicant representative, presented the proposed project and responded to questions from the Commission on the proposed project.

Chair George opened the public hearing. Hearing no public comments, Chair George closed the public hearing.

Commissioner Martin spoke in support of the project and suggested adding a condition that the sale of alcohol start at 4:00 pm instead of 12:00 pm.

Commissioner Fowler-Payne suggested that if the proposed project is approved, that it come back for an evaluation of how it affects the surrounding area and community youth.

**PLANNING COMMISSION  
MINUTES  
JANUARY 5, 2016**

**PAGE 2**

Community Development Director McClish stated if there is a complaint, Neighborhood Services would review the complaint.

Connie Blankenship, Starbucks District Manager, addressed the revenue and stated most of the revenue comes from food.

Commissioners Keen and Mack spoke in support of the proposed project.

Commissioner George opposed the location as it should be where it fits best for the community and not because the building is being renovated, and expressed concern with children under 21 as this is where a lot of youth hang out.

Action: Commissioner Keen moved to adopt a resolution entitled "**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF ARROYO GRANDE RECOMMENDING THE CITY COUNCIL APPROVE CONDITIONAL USE PERMIT 15-010; LOCATED AT 924 WEST BRANCH STREET; APPLIED FOR BY STARBUCKS COFFEE COMPANY**". Commissioner Mack seconded and the motion passed on the following roll call vote:

**AYES:** Keen, Mack, Martin  
**NOES:** Fowler-Payne, George  
**ABSENT:** None

**9. NON-PUBLIC HEARING ITEM**

None

**10. NOTICE OF ADMINISTRATIVE DECISIONS SINCE DECEMBER 15, 2015**

None

**11. COMMISSION COMMUNICATIONS**

In response to Commissioner Keen's question, Community Development Director McClish stated that the schedule for Planning Commission member attendance to Architectural Review Committee and Historical Resources Committee meetings will be distributed at the next Commission meeting.

**12. STAFF COMMUNICATIONS**

Community Development Director McClish gave an update on the Bridge Street bridge project.

In response to Commissioner Mack's question, Community Development Director McClish stated that staff is making progress on the parking standards request and will distribute a portion of the work effort at the next meeting. Staff will look to include accommodation for electric cars.

**13. ADJOURNMENT**

On motion by Commissioner Keen, seconded by Commissioner George and unanimously carried, the meeting adjourned 6:46 p.m.

**ATTEST:**

\_\_\_\_\_  
**DEBBIE WEICHINGER**  
**SECRETARY TO THE PLANNING COMMISSION**  
(Approved PC Meeting January 19, 2016)

\_\_\_\_\_  
**LAN GEORGE, CHAIR**

**Matt Downing**

---

**From:** Ann [REDACTED]  
**Sent:** Monday, January 11, 2016 11:03 AM  
**To:** Matt Downing  
**Subject:** Starbucks

To Whom it May Concern

I would like to state my concern with regards to the opening of Starbucks to wine and beer sales. Now do not get me wrong, I am not against alcohol and enjoy going to local establishments for my adult beverage. The problem I am having is for our kids! In our area kids have no real place to hang out, to study, to enjoy an atmosphere that does not have the influence of alcohol. Starbucks has been the place they like to gather and study. It has been a safe environment we have been able to drop them at and know they are most likely not getting in trouble or feeling the temptations that so many other areas in their lives have.

Bottom line is I strongly believe this is not the venue for alcohol. There are other Starbucks locations this might be feasible but in our small town this is not a good solution. In looking at a one mile radius of that shopping area, you can consume wine or beer at about 7 other establishments including Chili's that is across the street and won't this take away from their revenues? When calling the Starbucks main office, I asked them "why are you choosing this location", their response was "because there is a need". With all of these other establishments I do not see there being a need. My question to the city, is it being pushed because the city gets a cut in the taxes of the sales?

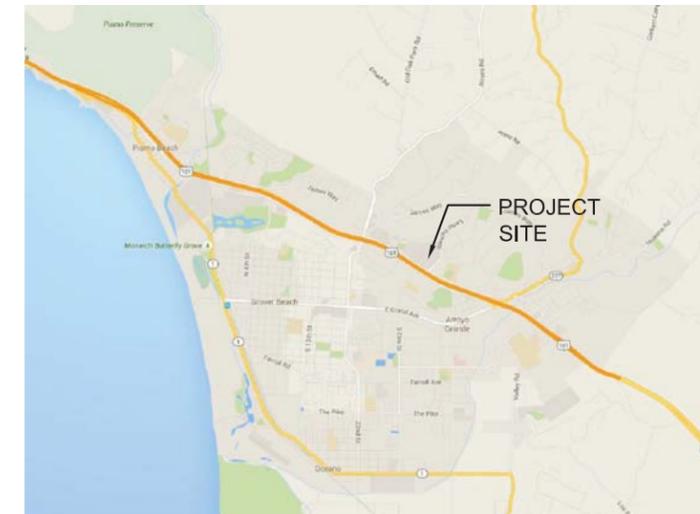
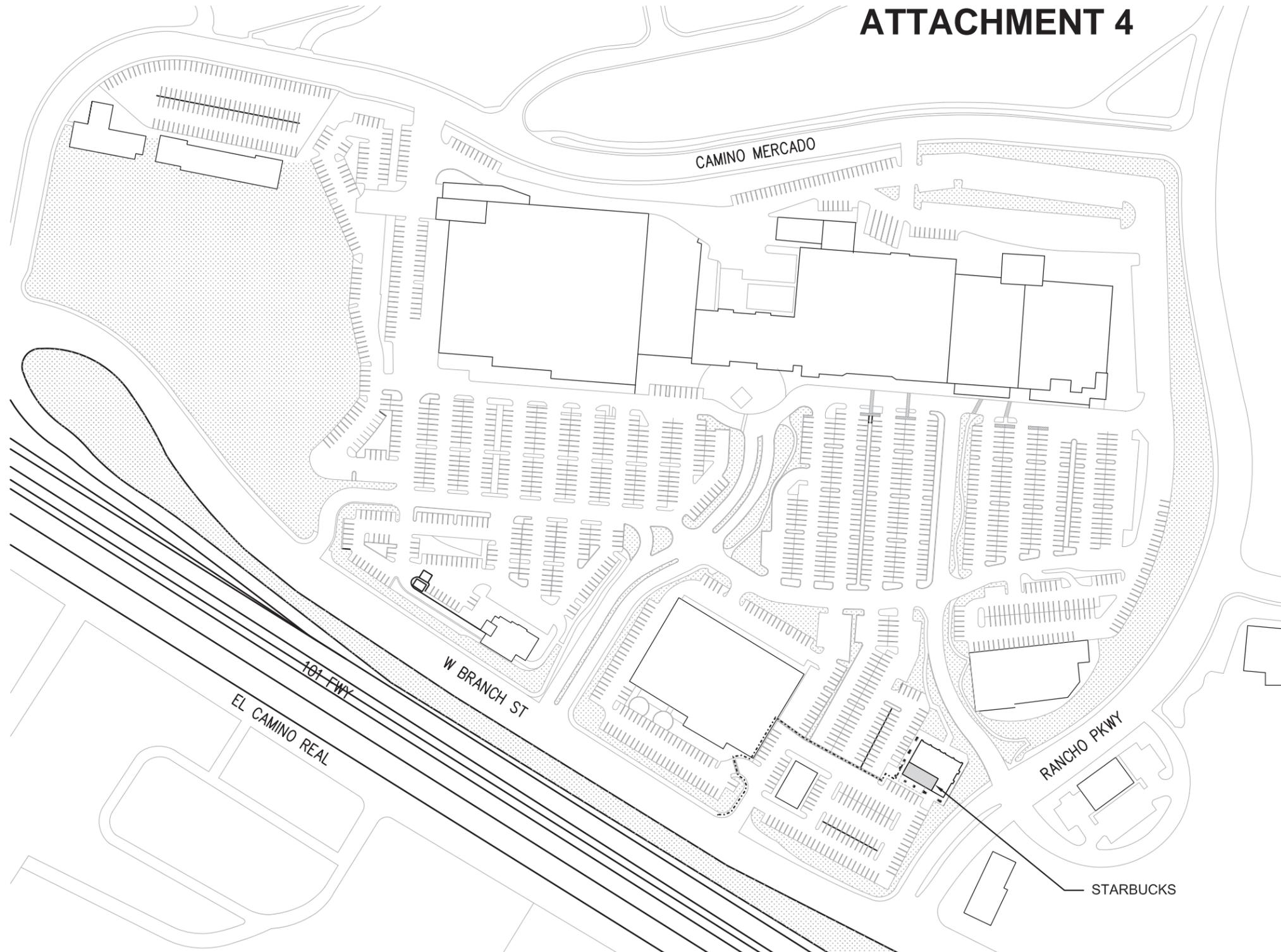
As one of the concerned citizens I hope that this is not being driven by money and that the city decision makers can look at the big picture of all who it can effect negatively and rethink their decisions.

Thank you for your time.

Sincerely,

Ann Lundeen

# ATTACHMENT 4



VICINITY MAP

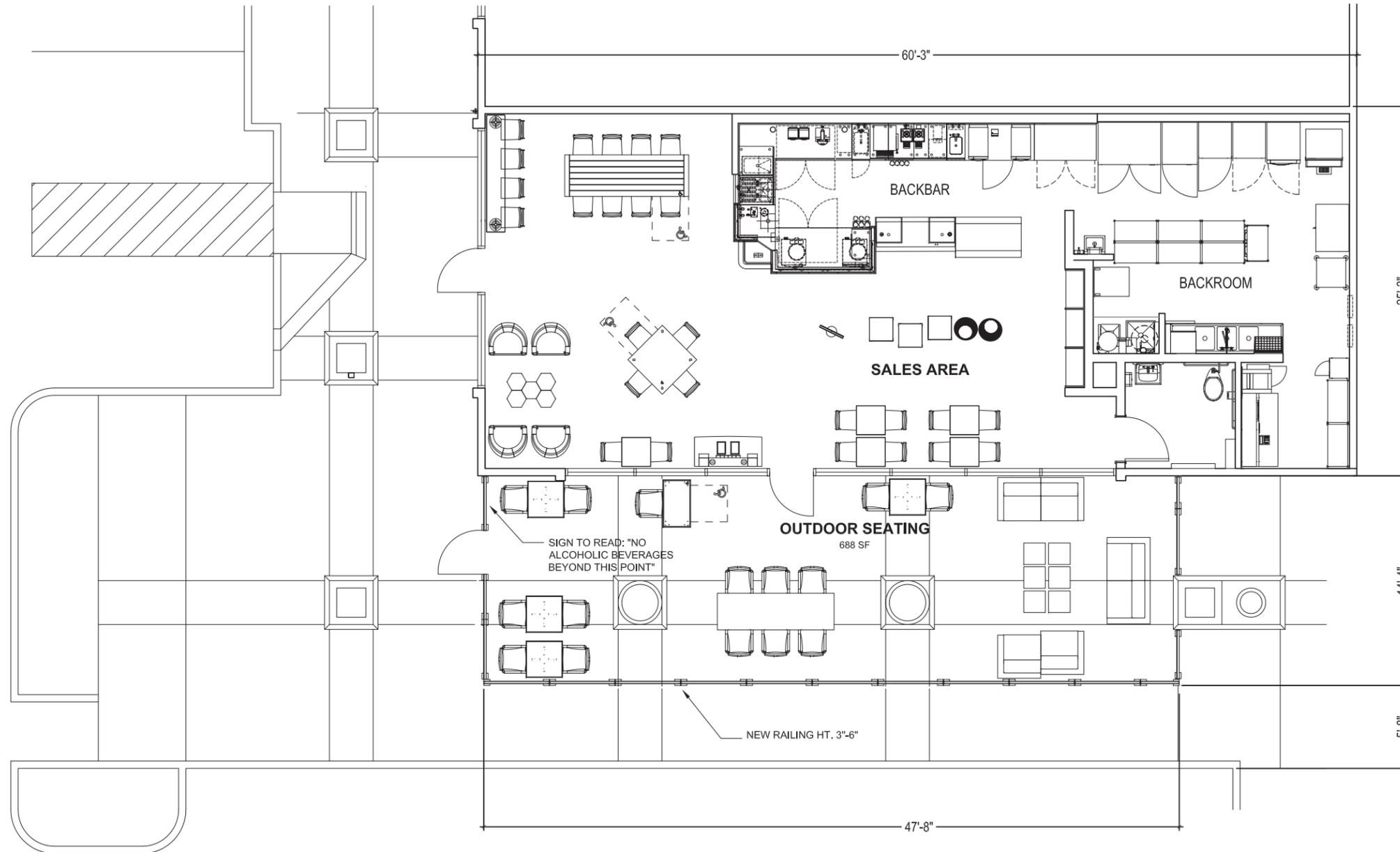
**PROJECT ADDRESS:**

W BRANCH & RANCHO PKWY  
FIVE CITIES CENTER, 924 W BRANCH ST.,  
ARROYO GRANDE, CA 93420

**ARCHITECT:**

ARCHITECTS ORANGE  
144 N. ORANGE STREET  
ORANGE, CA 92866  
CONTACT: JEFF RABBITT  
PHONE: (714) 639-9860  
FAX: (714) 639-5286





SEATING SUMMARY		
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EXISTING	30	27
PROPOSED	30	22



W BRANCH & RANCHO PKWY - Arroyo Grande, CA FLOOR PLAN



ID 12161: TABLE METAL SUITE 30"



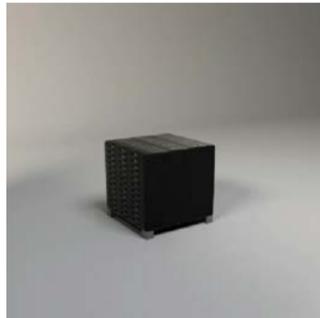
ID 12160: ADA TABLE METAL SUITE



ID 13577: CHAIR MODERN WOVEN SUITE



ID 12706: CHAIR LOUNGE BASKET WEAVE SECTION CORNER

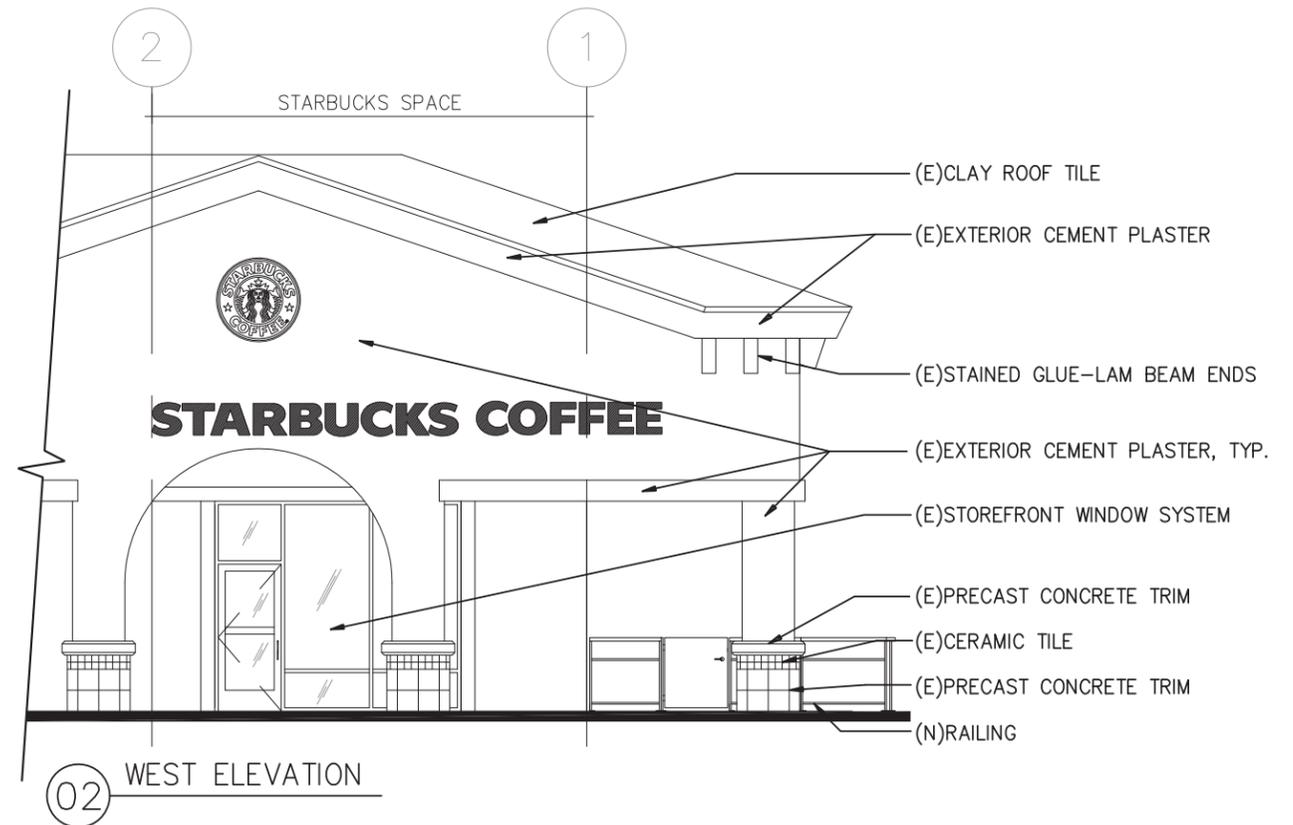
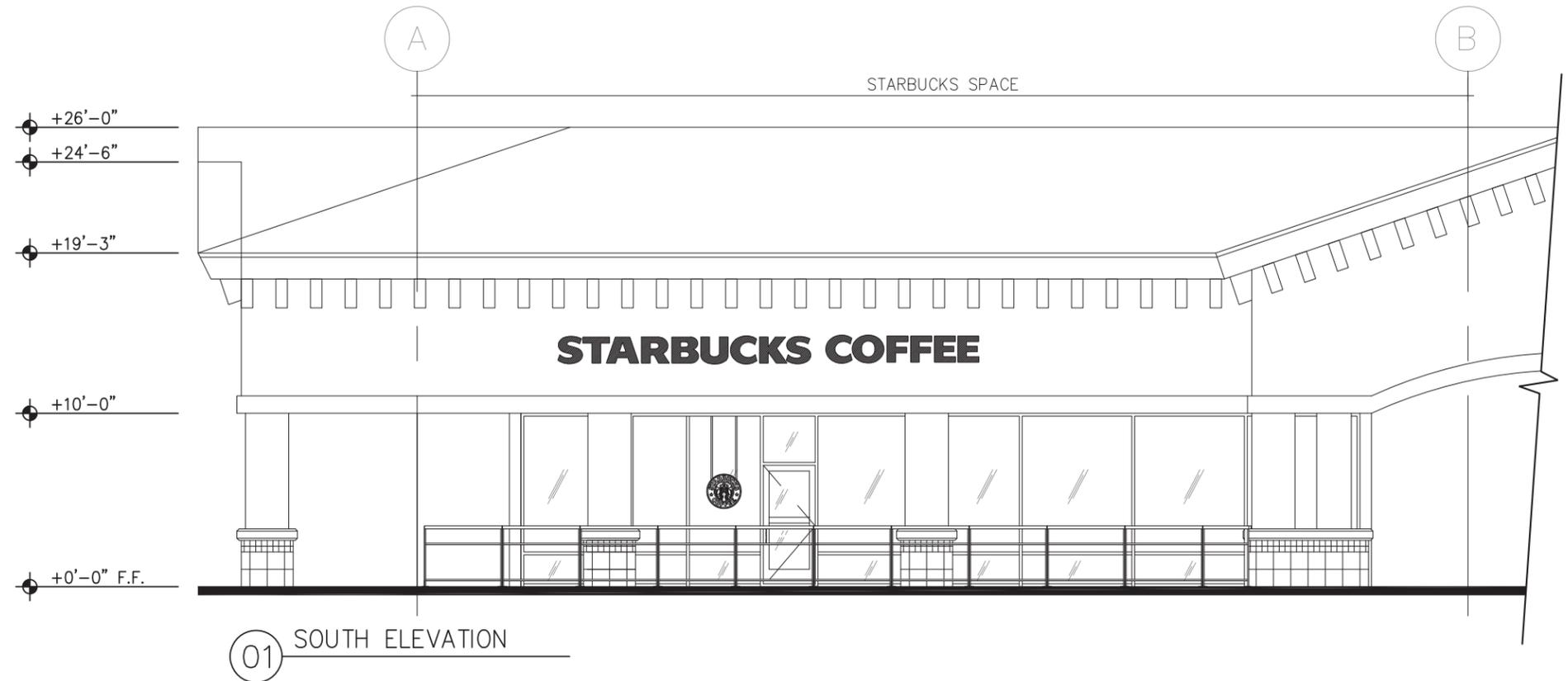


ID 12707: TABLE OCCASIONAL BASKET WEAVE



ID 16102: RAILING

EXTERIOR WORK LIMITED TO NEW, RAILING AND OUTDOOR SEATING. EXTERIOR FACADE AND SIGNAGE TO REMAIN.



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**MEMORANDUM**

**TO: CITY COUNCIL**

**FROM: TERESA McCLISH, COMMUNITY DEVELOPMENT DIRECTOR**

**SUBJECT: SUPPLEMENTAL INFORMATION  
AGENDA ITEM 10.a. – FEBRUARY 9, 2016 CITY COUNCIL MEETING  
CONSIDERATION OF CONDITIONAL USE PERMIT 15-010;  
INCIDENTAL ON-SITE SALE OF BEER AND WINE WITH  
ASSOCIATED ARCHITECTURAL MODIFICATIONS; LOCATION – 924  
WEST BRANCH STREET; APPLICANT – STARBUCKS COFFEE  
COMPANY; REPRESENTATIVE – SPENCER REGNERY, GPA, INC.**

**DATE: FEBRUARY 9, 2016**

Attached are comment letters received on the proposed project.

cc: City Manager  
City Attorney  
City Clerk  
Public Review Binder

## Matt Downing

---

**From:** Sheri Honeycutt [REDACTED]  
**Sent:** Monday, February 08, 2016 9:32 PM  
**To:** Matt Downing  
**Subject:** Starbucks

I'm writing to voice my disapproval of Starbucks selling alcoholic beverages in our city. There are already so many establishments that sell alcohol in our small town. I really wish you would leave some places for kids to hang out where alcohol is not served. Especially in the Starbucks by the theater, I see a lot of kids doing homework or meeting friends to socialize. Why do they have to be subject to adults drinking alcohol? Why does alcohol have to be a part of every eating/drinking establishment? We are setting a bad example to our children when we show that alcohol is a part of every social place we go. To be honest, if this happens, my daughter will not be allowed to go there any more.

Thank you for your time.

Sheri Honeycutt, a concerned mother

**Matt Downing**

---

**Subject:** RE: Starbucks and serving alcohol

**From:** Eric Stever [REDACTED]  
**Date:** February 9, 2016 at 12:23:39 PM PST  
**To:** [REDACTED]  
**Subject:** Starbucks and serving alcohol

Hello

I believe this to be a very bad idea because teenage kids already do not have enough places to go in Arroyo Grande as it is now. My daughter who is 15 also complained about the idea of Starbucks serving alcohol. She likes to go there and study. Now she says she probably won't go there or go after a movie if the drinking element will be there. Starbucks is also in proximity to many schools. Already this year we have seen the AG downtown area create more drinking establishments. I vote no.

Thanks

Eric Stever  
616 Hillside Ct.  
Arroyo Grande Ca 93420  
805.748.0044

## Matt Downing

---

**From:** Christin brittingham [REDACTED]  
**Sent:** Tuesday, February 09, 2016 2:18 PM  
**To:** Kristen Barneich; Matt Downing  
**Subject:** Starbucks Selling Alcohol?! NO!

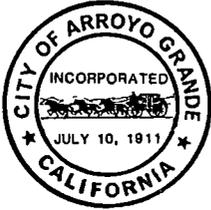
Dear AG City Council Members Matt and Kristen:

On the topic of Starbucks asking to be able to sell beer and wine, I am voicing an emphatic NO! I am for business and trying to make an extra buck, but this is just not the right location to do this in. As a mother of 4 children and 2 of them have already utilized the Starbucks in this location for studying, and for just hanging out with friends before or after a movie, and enjoying time with friends WITHOUT the influence of beer or wine being present. We do not have many areas for just teens, and Starbucks is NOT for just teens, however, it works as a great place that is minus these influences. I posted on FB about this and there are both sides, and I can see it isn't like kids aren't exposed to this elsewhere, but that also does not mean that they NEED to be exposed HERE when at the current time they aren't. The Inn N Out and Starbucks are the local place for teens for after movies. The Starbucks is also where students meet to tutor other students during the weekends or after school. Free of any influences. I would like to do what I can to have it stay this way. Please vote NO to this request.

Thank you for your community service and listening to the arguments of your community members.

Christin Brittingham  
Mother of 4

--  
Many Blessings,  
Christin :)



## MEMORANDUM

**TO: CITY COUNCIL**

**FROM: TERESA McCLISH, COMMUNITY DEVELOPMENT DIRECTOR**

**SUBJECT: SUPPLEMENTAL INFORMATION**  
**AGENDA ITEM 10.a. NO. 2 – FEBRUARY 9, 2016 CITY COUNCIL MEETING**  
**CONSIDERATION OF CONDITIONAL USE PERMIT 15-010; INCIDENTAL ON-**  
**SITE SALE OF BEER AND WINE WITH ASSOCIATED ARCHITECTURAL**  
**MODIFICATIONS; LOCATION – 924 WEST BRANCH STREET; APPLICANT –**  
**STARBUCKS COFFEE COMPANY; REPRESENTATIVE – SPENCER**  
**REGNERY, GPA, INC.**

**DATE: FEBRUARY 9, 2016**

Attached is a comment letter received on the proposed project.

cc: City Manager  
City Attorney  
City Clerk  
Public Review Binder

## **Matt Downing**

---

**Subject:** RE: Starbucks Petitioning to Sell Alcohol

---

**From:** LeAnn Akins [REDACTED]

**Sent:** Tuesday, February 09, 2016 2:33 PM

**To:** Jim Hill; Barbara Harmon; Tim Brown; Kristen Barneich; Jim Guthrie; Dianne Thompson; Matt Horn

**Subject:** Starbucks Petitioning to Sell Alcohol

To Mayor Hill, City Council, and City Staff,

I am writing this letter in hopes you will read this prior to this evenings city council meeting. I am concerned about the proposed sale of alcohol at the Starbucks on Branch Street.

I became even more concerned when I read the letter written by Ann Lundeen. In her letter she states she contacted the main office and asked why they were seeking a use permit at this location, and the answer she received was, "because there is a need", I ask you, who is determining the need and how was this need determined? How was this "need" determined? And shouldn't we look at the true definition of the word "need"? Need means there is a lack, a necessity, a requirement. Do we lack in sales of alcoholic beverages in AG? Is there a necessity to have additional stores selling more alcoholic beverages? Do we require more places to purchase alcoholic drinks? I disagree there is a need as stated by the Starbucks.

Is there truly a need for an additional venue in our community which sells alcohol? Do we not have many other venues which sell alcohol currently in business in AG? Should Starbucks define what our community needs, when they are not fully invested in the true needs of our community? Besides coming to the council for this permit, what are they doing in the community that meets needs beyond providing sales tax? Are they donating time and resources to our community? Are they donating money to rehab the swining bridge, to upgrade our parks, to help in the effort to refurbish city buildings which are in disrepair? I can answer all of those questions, no they are not.

The planning commission states that this permit MIGHT result in higher sales tax revenue for Arroyo Grande--- MIGHT is a fairly big word, as it is not definable or measureable. If this is not going to benefit us by making up for our shortfall in funds to keep our city running, or if this permit will not help Starbucks in creating a business model where they are demonstrating their committment to the community they do business in, then I wonder if a decision in their favor for this permit is only something they will gain from in terms of a possible increase in business, leading to higher profits for a national chain? Do we feel we are held to ensure that a national chain make more profits for themselves/ Should we not be encouraging independent businesses to start and flourish in AG? Big box stores and national chains are not the answer to our fiscal issues.

In addition, a reference was made to the fact that the majority of the sales tax generated by the Starbuck expansion would come from the food sales. If that is the case, then why the need for a permit to sell alcohol? Do people not buy food unless they can also buy an alcoholic beverage?

While I understand that we need more revenue, are we really going to gain that revenue by granting this permit? I think you need to ask yourselves the following questions:

1. Is what you are being told the truth?
2. Is it fair to all concerned?
3. Will this build good will in the community?
4. Will this be beneficial to all concerned?

Yes, business needs to be developed in AG, but we must ask ourselves what direction we want our city to go? We need to determine what is best for AG---not a large chain store.

For me, this isn't just about the alcohol, it's about who dictates what our city needs and how those needs are met. It's about who is controlling the agenda for how this city builds and grows. Should those decisions be left to national chain stores or to us? One final question we need to ask ourselves is this: "Does Starbucks have our best interests at heart or theirs?"

I hope that you will really consider what this decision means for AG. When you voted against grey-water systems in new builds, I was shocked. When you voted for the design for Courtland and Grande, I was disappointed. When the closure of Brisco became an issue again, it was frustrated because you all know that re-opening that will cost us even more money.

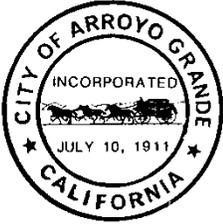
You have an opportunity to make a good decision based on good judgement and hopefully more facts than were presented. And that brings me to the last question which should be asked, how much revenue does this one Starbucks bring to AG? Does this one business bring in so much business we cannot possibly say no? If there is no evidence of this, then I think we need to be careful about how we make this decision.

I hope this message finds you all well today. See you at the meeting.

Sincerely,

LeAnn Akins  
Resident of Arroyo Grande

*The information contained in this email pertains to City business and is intended solely for the use of the individual or entity to whom it is addressed. If the reader of this message is not an intended recipient, or the employee or agent responsible for delivering the message to the intended recipient and you have received this message in error, please advise the sender by reply email or phone and delete the message. Please note that email correspondence with the City of Arroyo Grande, along with attachments, may be subject to the California Public Records Act, and therefore may be subject to disclosure unless otherwise exempt by law.*



## MEMORANDUM

**TO:** CITY COUNCIL

**FROM:** GEOFF ENGLISH, PUBLIC WORKS DIRECTOR  
MATT HORN, CITY ENGINEER

**SUBJECT:** DRAINAGE INFRASTRUCTURE ASSESSMENT AND REPLACEMENT REPORT

**DATE:** FEBRUARY 9, 2016

### RECOMMENDATION:

It is recommended the City Council receive and provide comments and direction on the draft Drainage Infrastructure Assessment and Replacement Report.

### IMPACT ON FINANCIAL AND PERSONNEL RESOURCES:

No financial impact at this time. Information assembled in this report will assist in prioritizing funding requests for the development of future budget recommendations.

### BACKGROUND:

During the development of the Fiscal Year 2015-2017 Biennial Budget, the Public Works Department submitted a budget request for \$25,000 from the City's Sales Tax Fund to cover the cost for unspecified equipment and infrastructure replacement and repairs for drainage facilities. The line item request was titled Various Stormwater, Drainage and CMP Improvements. In past budget cycles, the Public Works Department has made similar budget requests which were then subsequently used to complete needed and/or urgent drainage repair and replacement projects. At the special City Council Budget hearing for Capital Improvement Projects and Non-General Fund Programs held on May 12, 2015, the Council requested a list of specific requests in lieu of the unspecified budget requests for drainage improvements. In addition, the City Council requested a list of specific infrastructure replacement projects for parks, government building and ADA improvements.

As a result of this direction, an inventory and assessment of the condition of the City's General Fund supported infrastructure and assets in the following general categories is being conducted:

- Parks, Landscaping and Open Space
- Government Buildings
- Drainage Facilities
- Sidewalks and Pedestrian bridges
- Roads

**CITY COUNCIL  
DRAINAGE INFRASTRUCTURE ASSESSMENT AND REPLACEMENT REPORT  
FEBRUARY 9, 2016  
PAGE 2**

Similar infrastructure assessment reports for Government Buildings and the City's Parks, Landscaping and Open Space have been previously presented to Council. Following are the general findings of the two previous infrastructure assessment reports:

City's Parks, Landscaping and Open Space system:

- Approximate replacement cost for existing infrastructure: \$ 4,900,000
- Approximate annual depreciation and replacement costs: \$ 210,000

Government Buildings:

- Approximate replacement cost for existing infrastructure: \$ 4,700,000
- Approximate annual depreciation and replacement costs: \$ 121,000

The final assessment reports and lifetime replacement schedules in this series will focus on sidewalks, pedestrian bridge facilities, and roads.

**ANALYSIS OF ISSUES:**

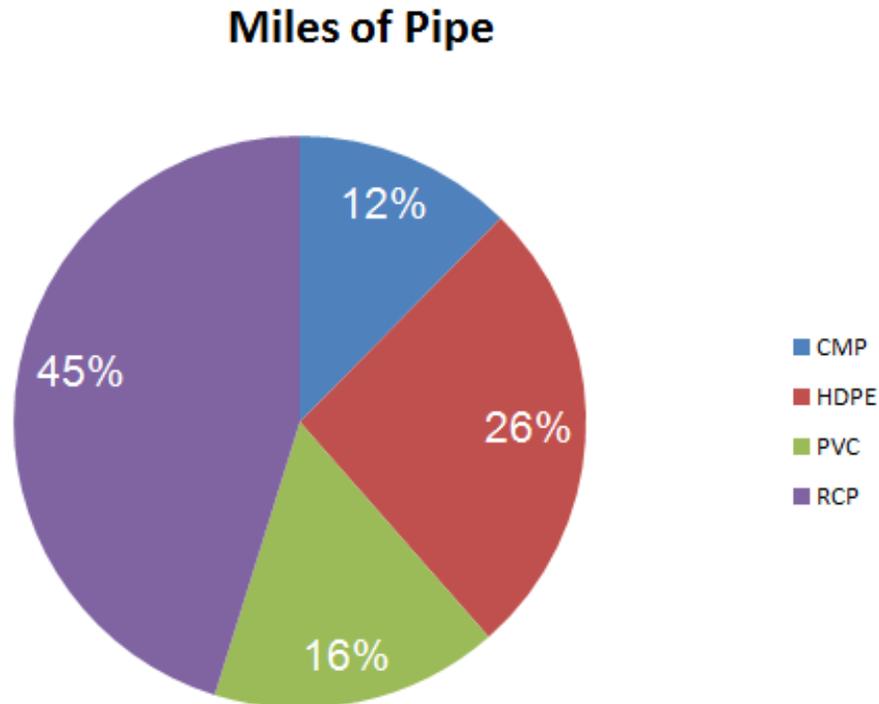
One of our most critical infrastructure systems is the storm drainage system, which is often referred to as the Storm Sewer System; however the City storm drain system drains to basins and creeks and not to the sanitary sewer system. The storm drain system is designed to convey stormwater runoff through engineered conveyance systems (pipes and open channels) into detention basins and natural creeks. The City owns and maintains approximately 20.7 miles of storm drain pipe, made up of pipes of various types and sizes. Below is a summary of the storm drain pipes in the drainage system.

<b>Pipe Type</b>	<b>Abbreviation</b>	<b>Miles</b>
Corrugated Metal Pipe	CMP	2.57
High-density polyethylene pipe	HDPE	5.43
Polyvinyl chloride pipe	PVC	3.38
Reinforced Concrete pipe	RCP	<u>9.38</u>
TOTAL MILES		20.7

The storm drain conveyance systems have an industry standard life span which varies based on the durability of the type of manufactured material. The approximate life expectancy for each type of storm drain pipe is listed below. Also listed below is a recommended replacement cycle for the purposes of determining the amortized replacement costs.

<b>Pipe Type</b>	<b>Life expectancy</b>	<b>Replacement Cycle</b>
CMP	25 years	50 years
HDPE	100 years	200 years
PVC	100 years	200 years
RCP	100 years	200 years

Below is a pie chart showing the relative percentage of pipe type that make up the City's storm drain system.



Fortunately, a significant percentage of the storm drain pipe consists of durable products with a long life expectancy. Of primary concern is the approximately 2.5 miles of Corrugated Metal Pipe (CMP) which has a relatively short life span. A significant portion of the CMP in the ground in Arroyo Grande was installed before 1990, therefore much of this type of pipe is at or beyond its recommended life cycle. CMP is prone to corrosion and failure, and two previous CMP failures in Arroyo Grande resulted in significant road failure incidents.

For the purpose of indentifying the cost of drainage system asset replacement, the following two methods for data collection and asset inventory were used:

- Field data collection and asset evaluation: A field inspection was conducted to evaluate the condition of all CMP segments in the City. A specialized camera device, borrowed from another agency, was used to conduct visual below-ground inspections. The overall condition of the individual pipe segments was quantified through a rating system. Six CMP pipe segments were found to be in partially failing condition; however, none of these pipes appeared to be at risk of imminent failure. A replacement plan and funding request will be submitted for the replacement of specific CMP segments in the next fiscal year budget process.

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- Storm Drain System Atlas data: A Storm Drain Atlas was prepared in 2008 that quantified and mapped the City's storm drain system at that time. Information about the remaining underground storm water conveyance pipes was generated from this document and translated into the asset inventory for this report. A future project to videotape and conduct a visual analysis of this additional infrastructure would be prudent, but not recommended at this time.

In addition to the asset types listed above, the storm drain system also includes drain inlets which were included in the asset replacement report. Drain inlets (DI's) are a metal and concrete structure usually at the road edge curb face that conveys storm water runoff from the curb into the storm drain pipes.

Open channels and stormwater detention basins in the storm drain system require funding for maintenance and operation improvements; however, that information is not included in the scope of this report.

**ASSET REPLACEMENT COSTS**

Estimated replacement cost for the various drainage facility types is listed in the table below, along with a conservative recommended replacement cycle:

<b>Drainage System Summary</b>		<b>Annual Replacement Cost</b>	
Total LF of Storm Drain Pipe	109,639	Required Annual Funding	\$ 238,107
Total Miles of Storm Drain Pipe	20.77		
Total Replacement Cost	\$ 32,161,707		
<b>CMP</b>		<b>CMP</b>	
Total LF of CMP Storm Drain Pipe	13,580	Design Life	25
Total Miles of CMP Storm Drain Pipe	2.57	Replacement Cycle	50
Total Replacement Cost of CMP	\$ 4,033,236	Annual Cost for CMP Replacement	\$ 80,665
<b>HDPE</b>		<b>HDPE</b>	
Total LF of HDPE Storm Drain Pipe	28,665	Design Life	100
Total Miles of HDPE Storm Drain Pipe	5.43	Replacement Cycle	200
Total Replacement Cost of HDPE	\$ 8,287,252	Annual Cost for HDPE Replacement	\$ 41,436
<b>PVC</b>		<b>PVC</b>	
Total LF of PVC Storm Drain Pipe	17,851	Design Life	100
Total Miles of PVC Storm Drain Pipe	3.38	Replacement Cycle	200
Total Replacement Cost of PVC	\$ 3,765,156	Annual Cost for PVC Replacement	\$ 18,826
<b>RCP</b>		<b>RCP</b>	
Total LF of RCP Storm Drain Pipe	49,543	Design Life	100
Total Miles of RCP Storm Drain Pipe	9.38	Replacement Cycle	200
Total Replacement Cost of RCP	\$ 16,076,063	Annual Cost for RCP Replacement	\$ 80,380
<b>Drainage Inlets</b>		<b>Drainage Inlets</b>	
Total Number of Drainage Inlets	448	Design Life	100
Total Replacement Cost of Drainage Inlets	\$ 3,360,000	Replacement Cycle	200
		Annual Cost for Drainage Inlets Replacement	\$ 16,800

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Below is the approximate value of the elements of the City's drainage system and the amount of funding that would be needed to maintain these assets based on the determined replacement cycle.

- Approximate replacement cost for existing infrastructure: \$ 3,360,000
- Annual depreciations and replacement costs: \$ 238,107

Funding is not being requested at this time for any specific drainage projects. The information has been collected to help provide prioritized drainage project recommendations to the City Council during budget development in the next fiscal year cycle. This information can also be used comparatively by the City Council when determining funding requirements for other asset replacement projects.

**ALTERNATIVES:**

The following alternatives are provided for City Council consideration:

1. Receive and provide comments and direction on the Drainage Infrastructure Assessment and Replacement Report; or
2. Provide other direction.

**ADVANTAGES:**

The preparation of the Drainage Infrastructure Assessment and Replacement Report will provide the Council with cost estimates and fiscal analysis of the City's deferred maintenance liabilities that will be useful in determination of future funding allocations. In addition, the assessment of the condition of the various storm drain infrastructure provides the Council with a list of prioritized drainage projects.

**DISADVANTAGES:**

Currently no funds are being set aside for drainage system asset replacement. Additionally, funding of drainage infrastructure replacement will compete with other asset replacement projects for parks, buildings, sidewalks and roads.

**ENVIRONMENTAL REVIEW:**

Not applicable.

**PUBLIC NOTIFICATION AND COMMENTS:**

The Agenda was posted in front of City Hall on Thursday, February 4, 2016 and the Agenda and staff report were posted on the City's website on Friday, February 5, 2016.

**ATTACHMENT:**

1. CMP Inventory and Evaluation

## CMP INVENTORY AND EVALUATION - 12/20/15

Pipe Type	Size (in)	Length (ft)	INDEX	LOCATION	RATING
CMP	42	282.279	D3	HUASNA RD / ORO DR	2: PARTIALLY FAILING
CMP	36	184.732	D2	UNDER CHEVRON ON W BRANCH	2: PARTIALLY FAILING
CMP	30	634.212	B1,C1	900 BLK OAK PARK BLVD	2: PARTIALLY FAILING
CMP	24	646.373	C3, D3	ORO DR	2: PARTIALLY FAILING
CMP	24	39.173	C3	312 TALLY HO RD	2: PARTIALLY FAILING
CMP	8	349.876	E2	S RENA ST / S ALPINE ST	2: PARTIALLY FAILING
CMP	18	118.362	D3,D3	LAUNA LN	3: PARTIALLY FAILING
CMP	43	69.819	B1	EQUESTRIAN WAY / NOYES RD	4: BEGIN FAILING COND.
CMP	43	68.299	B1	EQUESTRIAN WAY / NOYES RD	4: BEGIN FAILING COND.
CMP	43	68.614	B1	EQUESTRIAN WAY / NOYES RD	4: BEGIN FAILING COND.
CMP	43	68.795	B1	EQUESTRIAN WAY / NOYES RD	4: BEGIN FAILING COND.
CMP	43	68.015	B1	EQUESTRIAN WAY / NOYES RD	4: BEGIN FAILING COND.
CMP	24	79.504	C1	OAK PARK BLVD / W BRANCH ST DRAINAGE BASIN	4: BEGIN FAILING COND.
CMP	24	25.715	C1	KENNEDY CLUB DRAINAGE	4: BEGIN FAILING COND.
CMP	18	110.194	F1	ALDER ST / CAMERON CT	4: BEGIN FAILING COND.
CMP	18	19.143	F2	BAMBI CT	4: BEGIN FAILING COND.
CMP	18	106.387	E2	TAYLOR PL	4: BEGIN FAILING COND.
CMP	18	279.717	B1	DEER TRAIL CR	4: BEGIN FAILING COND.
CMP	18	67.295	C1	JAMES WAY / LEISURE DR	4: BEGIN FAILING COND.
CMP	16	398.410	E1	E GRAND AVE / ALDER ST / SUNSET DR	4: BEGIN FAILING COND.
CMP	16	72.987	E1	E GRAND AVE / ALDER ST / SUNSET DR	4: BEGIN FAILING COND.
CMP	12	91.610	C2	VIA LA BARRANCA DRAINAGE	4: BEGIN FAILING COND.
CMP	12	33.574	D1	MONTEGO ST (OCEAN VIEW ELEM)	4: BEGIN FAILING COND.
CMP	30	83.391	B1,C1	900 BLK OAK PARK BLVD	6: LOSS OF GALVINIZATION
CMP	54	57.991	C3	TALLY HO RD / PRINTZ RD	6: LOSS OF GALV. & SILTED
CMP	54	60.775	C3	TALLY HO RD / PRINTZ RD	6: LOSS OF GALV. & SILTED
CMP	72	90.100	B1	NOYES RD	6: LOSS OF GALVANIZATION
CMP	72	86.443	B1	NOYES RD	6: LOSS OF GALVANIZATION
CMP	24	38.835	D2	STATION WAY / POST OFFICE	6: LOSS OF GALVANIZATION
CMP	18	25.845	D1	BRIGHTON AVE / FAIRVIEW DR	6: LOSS OF GALVANIZATION

CMP	18	153.313	E2	EMAN CT	6: LOSS OF GALVANIZATION
CMP	18	188.745	C3	ORO DR TO TERRA DE ORO DRAINAGE BASIN	6: LOSS OF GALVANIZATION
CMP	18	120.452	C3	TOYON PL	6: LOSS OF GALVANIZATION
CMP	18	121.190	D4	STROTHER PARK	6: LOSS OF GALVANIZATION
CMP	18	157.674	F2	TURQUOISE DR	6: LOSS OF GALVANIZATION
CMP	18	146.822	F2	PEARL DR	6: LOSS OF GALVANIZATION
CMP	14	20.100	D2	SHORT ST	6: LOSS OF GALVANIZATION
CMP	48	325.660	E1	SOTO FIELDS BASIN 1 TO BASIN 2	6: LOSS OF GALVINAZATION
CMP	72	111.353	C1	JAMES WAY (BRIDGE)	7: SOME GALVANIZATION LOSS
CMP	72	111.441	C1	JAMES WAY (BRIDGE)	7: SOME GALVANIZATION LOSS
CMP	72	112.000	C1	JAMES WAY (BRIDGE)	7: SOME GALVANIZATION LOSS
CMP	36	181.962	E2, D3	ORCHARD AVE / PILGRIM WAY	7: SOME GALVANIZATION LOSS
CMP	36	51.786	E1	SOTO FIELDS BASIN 2 TO BASIN 3 / BAKEMAN LN	7: SOME GALVANIZATION LOSS
CMP	30	17.402	C2	JAMES WAY / GRACE BIBLE / RANCHO GRANDE	7: SOME GALVANIZATION LOSS
CMP	24	229.955	F2	WOODLAND DR / WOODLAND CT	7: SOME GALVANIZATION LOSS
CMP	24	65.529	D3	TRAFFIC WAY / CHERRY AVE	7: SOME GALVANIZATION LOSS
CMP	24	140.182		ACORN DR	7: SOME GALVANIZATION LOSS
CMP	24	108.162		WOODLAND DR	7: SOME GALVANIZATION LOSS
CMP	24	75.991	D2	OLOHAN ALY (MIDDLE)	7: SOME GALVANIZATION LOSS
CMP	18	59.169	E2	500 BLK FAIR OAKS AVE	7: SOME GALVANIZATION LOSS
CMP	18	40.341	C1	JAMES WAY (BRIDGE)	7: SOME GALVANIZATION LOSS
CMP	18	186.488	C1	ACORN DR / ACROSS JAMES WAY	7: SOME GALVANIZATION LOSS
CMP	18	37.357	C3	GUILARTE RD / COBRE PL	7: SOME GALVANIZATION LOSS
CMP	18	36.000	C1	JAMES WAY (BRIDGE)	7: SOME GALVANIZATION LOSS
CMP	18	54.397	C1	JAMES WAY (BRIDGE)	7: SOME GALVANIZATION LOSS
CMP	18	42.515	C1	JAMES WAY / LEISURE DR	7: SOME GALVANIZATION LOSS
CMP	18	12.728	C3	TALLY HO / VIA LA BARRANCA	7: SOME GALVANIZATION LOSS
CMP	18	39.316	C3, D3	PASEO ST / MAY ST	7: SOME GALVANIZATION LOSS
CMP	12	37.006	D3	S MASON ST	7: SOME GALVANIZATION LOSS
CMP	12	38.396	D3	S MASON ST	7: SOME GALVANIZATION LOSS
CMP	8	12.453	E2	CERRO VISTA LN	7: SOME GALVANIZATION LOSS
CMP	0	26.116	D2	E GRAND AVE / SB HWY 101 OFF-RAMP / ARCO	7: SOME GALVANIZATION LOSS
CMP	24	63.469	D4	COACH RD / BRANCH MILL RD	8: GOOD COND.
CMP	18	46.651	D1	POPLAR ST / POPLAR BASIN	8: GOOD COND.

CMP	36	380.248	C1	OAK PARK BLVD BEHIND BEST WESTERN	9: GOOD COND.
CMP	18	305.960	E2	CERRO VISTA LN	10: LOOKS NEW
CMP	24	155.288	F1	S ELM ST / S ELM DRAINAGE BASIN	ALREADY BEING REPLACED
CMP	18	101.360	B1	NOYES RD	COUNTY
CMP	18	184.474	C3	PLOMO CT	UNKNOWN COND. DI STUCK
CMP	24	91.778	C1	ACORN DR / ACROSS JAMES WAY	UNKNOWN COND. INACCESSIBLE
CMP	18	326.512	F2	WOODLAND DR / WOODLAND CT	UNKNOWN COND. INACCESSIBLE
CMP	8	112.787	E2	NEWMAN DR	UNKNOWN COND. INACCESSIBLE
CMP	36	79.618	D4	FLORA RD / ACROSS AG CREEK FROM STROTHER	UNKNOWN COND. SILTED
CMP	24	155.207	C3	312 TALLY HO RD	UNKNOWN COND. UNDER WATER
CMP	18	25.845	D1	BRIGHTON AVE / FAIRVIEW DR	UNKNOWN COND. UNDER WATER
CMP	12	49.482	D1	MONTEGO ST (OCEAN VIEW ELEM)	UNKNOWN COND. UNDER WATER
CMP	18	74.338	D3	HARRISON ST / CORBETT CANYON RD	UNKNWON COND. INACCESSIBLE