

MINUTES

**Regular Meeting of the Lompoc
City Council and Lompoc Redevelopment Agency
Tuesday, August 2, 2011
City Hall, 100 Civic Center Plaza, Council Chambers**

CLOSED SESSION

OPEN SESSION - 6:00 P.M. – Council Chambers

Council Members Present: Ashley Costa, Cecilia Martner, Dirk Starbuck, and Mayor Pro Tempore Bob Lingl.

Staff Present: City Administrator Laurel Barcelona, City Attorney Joe Pannone, and City Clerk Stacey Alvarez.

ORAL COMMUNICATIONS: None

CLOSED SESSION – Administration Conference Room

BUSINESS ITEM:

1. CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
Initiation of litigation pursuant to subdivision (c) of Section 54956.9: (One case)

2. CONFERENCE WITH LABOR NEGOTIATORS
City designated representatives: Laurel Barcelona, Beth Flamm-Overby, Brad Wilkie, Colin Tanner, and Joseph Pannone. Employee organization: Lompoc Police Officers Association.

OPEN SESSION - 7:00 P.M.

REPORT ON ACTION TAKEN DURING CLOSED SESSION:

Mayor Pro Tempore Bob Lingl reported no reportable action was taken with regards to negotiations with the Lompoc Police Officers Association; and Council has approved the authorization of an expenditure of \$427,500 to complete the upgrade process of the Wastewater Treatment Plant.

Chaplin Hassan Rashad gave the invocation and Mayor Pro Tempore led the **Pledge of Allegiance**.

PRESENTATIONS:

The Turducken Group presented a donation of \$5,000 to the Friends of Library and a donation \$5,000 to the Lompoc Library Foundation. Turducken Group Chairman DeWayne Holmdahl announced the Turducken Group will be hosting a fundraising raffle, tickets are available for \$75.00/ticket and the grand prize is a total of 75 bottles of local winery wines.

CITY ADMINISTRATOR/EXECUTIVE DIRECTOR’S STATUS REPORT: (Information only)

City Administrator Laurel Barcelona announced there is a typographical error in the terms of the contract of Agenda Item No. 4, the expiration date of contract should read May 31, 2013; and spoke about Agenda Items No. 6 and 7, stating, if Council approves these two items, the Memorandums of Understanding (MOUs) with the Employees represented by Teamsters Union Local 381 and the Unrepresented and Management, Supervisory, & Confidential Employees will be ratified and the MOU with the employees represented by the Lompoc Police Association is scheduled to be brought to Council at the August 16, 2011 Council Meeting for review and approval.

STAFF REQUESTS AND ANNOUNCEMENTS:

City Administrator Laurel Barcelona requested Council remove Agenda Items No. 11 and No. 12 from the Council Agenda.

City Attorney Joseph Pannone explained Vivint Alarm, Inc. has requested to voluntarily rescind the Itinerant Vendor Sales Permits and so no Council action is required for Agenda Item No. 12.

Public Comment:

1. Will Schuyler asked Council if a separate process and/or permit is required for door to door sales or itinerant vendor sales.

City Attorney Joseph Pannone stated door to door sales or itinerant vendor sales within the City Limits require a permit approved by the Chief of Police.

ACTION: Motion/Second: Martner/Starbuck. By a 4-0 vote (*Mayor Linn was Absent*) the City Council approved to pull Item No. 12 from the Agenda; received and filed the letter from Vivint Alarm, Inc., and acknowledge the voluntary revocation of the Itinerant Vendor Permits by Vivint Alarm, Inc.

Council Member Martner requested Staff clarify why Item No. 11 is being requested to be removed from the Agenda. Acting Fire Chief States stated the Lompoc Firefighters Foundation requested a change to the proposed agreement. With a general consensus, Council agreed to pull Item No. 11.

ORAL COMMUNICATIONS:

1. Vicki Murray spoke about the Youth Theater Group and invited Council to the current production of "The Sound of Music."
2. Ralph Harmon announced the Lompoc Firefighters Foundation recently awarded two \$2,000 scholarships to two Lompoc residents attending the Fire Academy.
3. Steve Byork spoke about the condition of grounds at Ryon Park.
4. Christopher Volk asked if a schedule is in place for replacement of the trees that have been recently removed from Olive Avenue.

Mayor Pro Tempore invited Utilities Director Ronald Stassi to the podium, Mr. Stassi announced the Utilities Department is hosting an Open House event at the Water Treatment Plant, the Wastewater Treatment Plant, and the Electrical Substation on July 7, 2011 from 12:00 P.M. to 3:00 P.M.

Council Member Costa thanked the public for the comments on the condition of the grounds at Ryon Park and asked Staff to contact the Lompoc Valley Chamber of Commerce and request a Chamber representative to attend the August 16, 2011 Council Meeting to provide an update of Chamber activities, as is required by the Agreement for Tourism and Business Assistance between the City and the Chamber. City Administrator Laurel Barcelona stated she will contact the Chamber and request a representative be present at the August 16, 2011 Council Meeting to provide an update.

Council Member Martner reiterated Council Member Costa's comments regarding the Chamber of Commerce and expressed her gratitude to the Teamsters Local 381 and International Association of Firefighters Local 1906 for their hard work on the Memorandum of Understandings between those bargaining units and the City of Lompoc.

CONSENT CALENDAR:

All items listed under Consent Calendar are considered to be routine and will be enacted, after one motion, in the form listed below. There will be no separate discussion of these items unless good cause is shown prior to the Council/Agency vote. Any items withdrawn from the Consent Calendar for separate discussion will be addressed immediately before the second Oral Communications, near the end of the meeting.

CONSENT CALENDAR: (cont'd)

ACTION: Motion/Second: Costa/Martner. By a 4-0 vote (*Mayor Linn was absent*) the City Council/Agency Board:

CITY/RDA 1. Approved the Minutes of the Lompoc City Council and Lompoc Redevelopment Agency Regular Meeting of July 5, 2011.

CITY 2. **Approval of expenditures for:**

Payroll of 7/22/2011 - \$1,321,605.28
Voucher Register of 7/7/2011 - \$824,188.80
Voucher Register of 7/8/2011 - \$252,883.35
Voucher Register of 7/14/2011 - \$862,014.34
Voucher Register of 7/15/2011 - \$367,191.13
Credit Refunds of – 7/08/2011 - \$1,830.77

CITY 3. **Closing Portions of Ocean Avenue and “H” Street for the Lompoc Police Department Cruise Run to benefit Special Olympics – August 12, 2011.**

Council adopted Resolution No. 5738(11), which authorizes the temporary closure of portions of “H” Street and Ocean Avenue.

CITY 4. **Extension of Contract with Catholic Charities: Low-Income Electric Bill Assistance Program.**

Council rescinded and replaced the current agreement with Catholic Charities for services related to the City’s Low-Income Electric Rate Assistance Program with the correction to the expiration date to read May 31, 2013; and authorized the City Administrator to execute that replacement agreement; and charge related costs to Account 52530-57201.

CITY 5. **Approval of Resolution No. 5739(11) Specify a Designated Representative for Federal Aviation Administration Construction Grant for Paving George Miller Drive.**

Council authorized the Mayor to execute Resolution No. 5739(11), which specifies the Public Works Director as the designated representative for Grant No. 3-06-0125-014-2011 from the Federal Aviation Administration (FAA) to assist in the paving of George Miller Drive at the Lompoc Airport.

CITY 6. **Memorandum of Understanding with the Employees Represented by Teamsters Union Local 381.**

Council approved the Memorandum of Understanding (MOU) for the period of December 18, 2010 through December 16, 2012, between the employees represented by Teamsters Union Local 381 and the City of Lompoc; and adopted Resolution No. 5740(11), which provides salary/benefit adjustments outlines below for members of the Teamsters Local 381 bargaining unit.

CITY 7. **Unrepresented (UR) and Management, Supervisory, & Confidential (MS&C) Compensation Plans.**

Council adopted Resolution No. 5741(11) approving Compensation Plans dated August 2, 2011, for the MS&C and UR Employees.

COUNCIL/REDEVELOPMENT AGENCY REQUESTS AND ANNOUNCEMENTS:

CITY 8. Feasibility and Cost of a Banquet Manager Position for the Dick DeWees Community & Senior Center.

Recreation Manager Mario Guerrero Jr. presented the Staff report and recommendations.

Council Member Martner asked Staff to confirm if the subsidy allocation amount shown in attachment 2 is correct at \$96,674 for the 08/09 Fiscal Year; and to confirm that Mayor Linn was aware this item was scheduled to be brought before Council at this Meeting while he was absent. City Administrator Laurel Barcelona stated the amount shown for the 08/09 Fiscal Year appears to be a typographical error and should be \$69,674, but Staff will confirm and report back to Council, and affirmed the Mayor did understand this item would be presented to Council at this Meeting.

Council Member Costa asked if Mayor Linn had expressed his preference of the proposed actions regarding this item. Ms. Barcelona stated Mayor Linn declared he would be in favor of contracting a full-time banquet manager, staff's recommendation number 3.

Public Comment: None

Council Starbuck declared he is not in favor of hiring a new employee as a Banquet Manager and is in favor of the City operating the Dick DeWees Community and Senior Center with existing City personnel. Council Members Costa and Martner stated they are in agreement with Council Member Starbuck with the possibility of contracting a banquet manager on an as needed basis.

ACTION: Motion/Second: Martner/Costa. By a 4-0 vote (*Mayor Linn was absent*) the City Council accepted the Staff report and directed Staff to operate the Dick DeWees Community and Senior Center with existing City personnel; aggressively market the new Center; search for new avenues of revenue for the new Center; and to contract a banquet manager on an as needed basis.

UNFINISHED BUSINESS:

CITY 9. Ordinance No. 1572(11) Determining to Comply with the Voluntary Alternative Redevelopment Program Pursuant to Part 1.9 of Division 24 of the California Health and Safety Code in Order to Permit the Continued Existence and Operation of the Lompoc Redevelopment Agency.

City Attorney Joseph W. Pannone presented the Staff report and recommendation.

Council Member Costa voiced her concern of approving this ordinance before the California Supreme Court has made a ruling on the legal validity of AB X1 26 and AB X1 27. City Attorney Joseph Pannone stated the options available to the City would be to approve the proposed ordinance in timely manner or the City would be required to produce an enforceable obligations report list that would be very time consuming, and notification of the approved ordinance does not need to be delivered to the State until October 1, 2011.

Public Comment: None

ACTION: Motion/Second: Starbuck/Martner. By a 4-0 vote (*Mayor Linn was absent*) the City Council introduced Ordinance No. 1572(11) determining to comply with the voluntary alternative Redevelopment Program pursuant to Part 1.9 of Division 24 of the California Health and Safety Code in order to permit the continued existence and operation of the Lompoc Redevelopment Agency.

NEW BUSINESS:

CITY 10. Award of a Contract to purchase One Horizontal Grinder in the amount of \$394,071.25.

NEW BUSINESS (cont'd)

Item No. 10

Ray Ambler, Purchasing and Materials Manager presented the Staff report and recommendations.

Council discussed the purchase cost, the Capital Outlay fund amount, alternatives to grinding green and wood waste at the Lompoc Landfill and the use of the ground up green and wood waste as alternative daily ground covering at the Landfill.

Public Comment:

1. Mary Saldino and Will Schuyler spoke in favor of the proposed purchase for a horizontal grinder.
2. Arlen Sechrest spoke about the necessity of keeping green and wood waste separated from other trash at the landfill.

Public Works Director Larry Bean explained the ground up green and wood waste from the Landfill is not available for citizens to use as mulch or ground cover because it cannot be guaranteed to be safe and free of other trash or debris, but the Urban Forestry Division will allow citizens to arrange to pick up clean mulch ground up from removed or fallen City trees, when available.

ACTION: Motion/Second: Costa/Martner. By a 4-0 vote (*Mayor Linn was absent*) the Council approved the award of a contract to purchase a Horizontal Wood Grinder from Morbark Inc. of Winn, Michigan in the amount of \$394,071.25 and authorized the Purchasing and Materials Manager to issue a purchase order.

This item was pulled for resubmittal to Council at a later date.

CITY 11. **Lompoc Firefighters Foundation License Agreement for TV Show, “Lompoc Fire Responding”.**

Acting Fire Chief Jeffrey R. States
J_states@ci.lompoc.ca.us

This item was pulled as requested by Vivint Alarm, Inc.

CITY 12. **Revocation of Lompoc Business License No. 004905 – Vivint Alarm, Inc.**

Chief of Police Timothy L. Dabney
T_dabney@ci.lompoc.ca.us

WRITTEN COMMUNICATIONS: None

ORAL COMMUNICATIONS : None

COUNCIL/REDEVELOPMENT AGENCY REQUESTS, COMMENTS, AND MEETING REPORTS:

Council Member Starbuck requested Staff to comment on the steps being taken to control the gopher problem at City parks. City Administrator Laurel Barcelona stated that a bill is in the California State Legislature that may allow the use of carbon monoxide to eradicate gophers and the Parks Department has begun to use an alternative approach to control gopher infestations with nesting owls.

Council Member Lingl would like the City to become more active on eradicating gophers at City parks.

COUNCIL/REDEVELOPMENT AGENCY REQUESTS, COMMENTS, AND MEETING REPORTS: (cont'd)

Council Member Costa stated the "Locals Event" held at the "Wine Ghetto" on July 31, 2011 was a great success and thanked everyone involved; she attended a training session with the Lompoc Fire Department on August 1, 2011; and then requested the September 20, 2011 City Council Meeting be cancelled or rescheduled to accommodate the travel schedule to the League of California Cities Annual Conference for Council Member Costa and Mayor Linn.

Council Member Martner requested Staff return to Council at a later date with alternatives and recommendations for eradication of gophers at City parks; and voiced opposition to cancelling the September 20, 2011 City Council meeting. The request regarding recommendations from Staff for gopher eradication was seconded by Mayor Pro Tempore Lingl and carried by Council Member Costa.

Mayor Pro Tempore Lingl suggested Council Member Costa participate in the September 20, 2011 Council Meeting via teleconference. Council Member Costa thanked Council for the option and approval to attend the Council Meeting remotely by teleconference.

ADJOURNMENT:

At 8:52 P.M. Mayor Pro Tempore adjourned the Lompoc City Council/Redevelopment Agency to a Regular Council Meeting at 7:00 P.M. on August 16, 2011.

Bob Lingl, Mayor Pro Tempore
City of Lompoc

ATTEST:

Stacey Alvarez
City Clerk
August 10, 2011