

MINUTES

Regular Meeting of the Lompoc
City Council and Lompoc Redevelopment Agency
Tuesday September 16, 2008
City Hall, 100 Civic Center Plaza, Council Chambers

CLOSED SESSION – 6:00 P.M. – Utility Conference Room

Councilmembers Present: DeWayne Holmdahl, Ann Ruhge, Will Schuyler, Mike Siminski, and Mayor Dick DeWees.

Staff Present: City Administrator Gary Keefe, Assistant City Attorney Matt Granger, Human Resource Director William Yanonis, and Management Services/Finance Director John Walk.

ORAL COMMUNICATIONS: None

BUSINESS ITEM:

1. Pursuant to Government Code Sections 54956.9(a), 54956.9(b)(1), and 54956.9(c), the City Council met with the City Administrator, Assistant City Attorney, Human Resource Director, and the Management Services/Finance Director regarding the following:
 - A. The Worker's Compensation Case of Seth Bean v. City of Lompoc and pending litigation related thereto; and
 - B. Possible litigation against Santa Barbara County regarding their methods for the administration and collection of property tax revenues within the City of Lompoc.

OPEN SESSION - 7:00 P.M.

Councilmembers Present: DeWayne Holmdahl, Ann Ruhge, Will Schuyler, Mike Siminski, and Mayor Dick DeWees.

Staff Present: City Administrator/Executive Director Gary Keefe, City Clerk/Secretary Donna Terrones, City Attorney/General Counsel Sharon Stuart, Finance Director John Walk, Captain Donald Deming, Parks, Recreation & Urban Forestry Director Dan McCaffrey, Public Works Director Larry Bean, and Senior Civil Engineer Mike Luther.

Other Participants: Bob Lingl, John Linn, Dawn Michels, Arlen Sechrest, Nicholas Gonzales, John Lawrence, and Ralph Harman.

Debra Dunn gave the invocation and Mayor Dick DeWees led the Pledge of Allegiance.

PRESENTATIONS:

Mayor DeWees presented to Solid Waste Superintendent Claudia Stine a Proclamation for “National Pollution Prevention Week,” September 15-21, 2008.

CITY ADMINISTRATOR/EXECUTIVE DIRECTOR’S STATUS REPORT: (distributed as an informational report)

STAFF REQUESTS AND ANNOUNCEMENTS: None

COUNCIL/REDEVELOPMENT AGENCY REQUESTS AND ANNOUNCEMENTS:

Council/Agency Member Schuyler commented on the status report regarding the number of plans that have been reviewed. He announced a General Plan Update meeting on Tuesday September 30, 2008 in the Council Chambers at 7:00 P.M. He commented on Consent Calendar Items No. 2, 4, & 5. He noted an error on page 12 of Consent Calendar Item No. 5 staff's report.

Council/Agency Member Holmdahl commented on the number of visitors coming into town. He noted two potential wine investors that are looking at property. He acknowledged Joe Gonzales for putting on the Mexican Independence event at Ryan Park the previous weekend. He commented on the proposed dog park and announced the opening of the new location for the Legal Aid Resource Center at the County building. He noted the number of medical calls going through the Fire Department and the shortage of personnel, funding, and equipment. He requested staff look into using the funds that are paid under contract to the City for fire personnel going to large disasters such as fires and hurricane, for hiring at least three additional personnel.

Council/Agency Member Ruhge commented on Consent Calendar Item No. 3, announced a scoping meeting for the proposed Santa Rita Hills project on Tuesday September 23, 2008 in the Council Chambers at 7:00 P.M. She read a letter she wrote that the Lompoc Record refused to print in regard to an article written by Ron Fink that had been published in the Lompoc Record.

Mayor/Chair DeWees acknowledged the Lompoc Police Department on the number of citations and arrests that occurred from the DUI checkpoint that was held on Friday, September 12, 2008. He announced that the Police Activities League will host a Punt-Pass-and Kick event on Sunday, September 28, 2008 at Huyck Stadium and Vandenberg Air Force Base will be celebrating their 50-Year Anniversary in October. He acknowledged the efforts of volunteers with the Police Department that went around town and took down over 200 garage sale signs.

ORAL COMMUNICATIONS:

1. Bob Lingl commented on parking on South "J" Street during the farmers market on Saturdays.

CONSENT CALENDAR:

ACTION: Motion/Second: Siminski/Holmdahl. By a unanimous vote, the City Council/Agency:

CITY 1. Approved expenditures for:

Payroll of 9/3/08 - \$1,147,670.89

Voucher Register of 9/5/08 - \$725,659.25*

Voucher Register of 8/29/08 - \$851,185.85**

Manual Checks of 8/27/08 - \$380,690.53

*(Councilmember Schuyler did not participate in the vote for *Ck#277185, Cut 'N' Clean Landscape Maintenance, \$370.00, and **Ck#277092, Miller Landscaping & Maintenance, \$150.00).*

CITY 2. Adopted the Plans and Specifications for Project No. FY-01-W-2, as required by Section 22039 of the Public Contract Code; awarded the Contract in the amount of \$281,932.50 to R.L. Johnson Construction, Inc., authorized the Mayor to execute the necessary agreements for this Project, authorized the City Engineer to approve Contract Change Orders in an amount not to exceed \$56,000.00, and approved the budget adjustment to fully fund the project.

CITY 3. Adopted Resolution No. 5496(08), opposing Proposition 7, the Solar and Clean Energy Act of 2008.

CONSENT CALENDAR: (cont'd)

- CITY/RDA 4. The City Council ratified the City Administrator execution of Loan Estoppels and Loan Subordination documents for the State HOME loan of \$150,000.00 and the Lompoc Affordable Housing Trust Fund (LAHTF) loan of \$900,000.00 for the Homebase on "G" Street project, and the Agency Board ratified the Executive Director's execution of Loan Estoppels and Loan Subordination documents for the California Housing Finance Agency (CalHFA) Help loan of \$800,000.00 and the Lompoc Redevelopment Agency Housing Set-Aside loan of \$250,000.00 for the Homebase on "G" Street project.
- CITY 5. Awarded the contract, authorized the Mayor to execute the Consultant Services Agreement No. CS-01-W-2 in an amount not to exceed \$59,433.00 for Phase 1 services, and \$119,214.00 for Phase 2 services, with Applied Earthworks, Inc., for consulting services for Archaeological and Native American Monitoring and Archaeological Testing, Evaluating, and Data Recovery for the University Park Water Line Replacement Project, and authorized the City Engineer to execute Contract Amendments for an amount not to exceed \$35,700.00.
- CITY 6. Approved an additional appropriation of \$145,919.20 in Public Benefit Funds for rebate incentives for installation of photovoltaic (solar) systems, to be charged to account #52530-57203, entitled Investment In Renewable Energy Services.

UNFINISHED BUSINESS:

- CITY 7. *Continued from September 2, 2008, City Council/RDA Meeting (request by Councilmembers Ruhge and Holmdahl).*

Award of Project No. FY-07-S-4. Wood Rail Fencing, Riverside Drive (Barton Avenue to College Avenue).

Senior Civil Engineer Michael Luther presented the staff report, pictures of proposed fences, and recommendations.

Councilmember Holmdahl discussed color, cost, and quality of the proposed rail fencing.

Public Comment:

1. John Linn commented on the proposed fencing, off road riding in the river, and gave some hand outs to the Council on other fence alternatives.
2. Dawn Michels commented on the appearance of the proposed fencing and her concern for potential graffiti.
3. Arlen Sechrest commented on the proposed fencing.

After lengthy discussion regarding the alternatives and concern for deterring the off road vehicles, Council supported the proposed railed fencing.

Councilmember Schuyler would like the City to consider an area for shooters and riders.

Mayor DeWees would also like to see parks or areas for motorcross bikes and off road vehicles if we could fund appropriate land.

Councilmember Ruhge asked staff to explain the Transportation Development Act Funds. Staff stated that the funds are used to support the transit program, but that a part of these funds were previously projected for this proposed project. Staff also stated that park improvement funds are also available and can be used for any type of park improvements, including such things as fences along bike paths.

UNFINISHED BUSINESS: (cont'd)

Item No. 7

Councilmember Siminski suggested putting the fence in segments for cost purposes and moved to reject all bids.

ACTION: Motion/Second: Siminski/Holmdahl. By a unanimous vote, the City Council rejected all bids for Project No. FY-07-S-4 in accordance with Paragraph 10, Page 3, "Notice to Contractors," of the Project Manual, Part A, and under the authority of Lompoc City Code Section 2636.

Councilmember Holmdahl noted that the metal fencing wouldn't invite graffiti. He moved for a full-length, three rail metal fence. Seconded by Councilmember Ruhge.

Councilmember Siminski moved to amend the motion to a two rail four foot metal fence and to bring back cost estimates for a two and three rail fence. Mayor DeWees moved to erase all motions, Council concurred.

Councilmember Holmdahl moved to put in a full-length two rail metal fence.

ACTION: Motion/Second: Holmdahl/Ruhge. By a 4 to 1 vote (*Councilmember Schuyler voted NO*), the City Council approved a full-length, two-rail, four-foot metal fence and directed staff to bring back to council at a future date the cost estimate for the proposed fence.

WRITTEN COMMUNICATIONS: None

ORAL COMMUNICATIONS:

1. John Linn commented on a proposed BMX park.
2. Nicholas Gonzales suggested that the new athletic fields add more open accesses along the fence on the fields.
3. John Lawrence commented on the proposed dog park and his concern on enforcing the leash law and owners cleaning up after their pets.
4. Ralph Harman commented on Item No. 7.

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

Council/Agency Member Schuyler commented on his trip to Alaska.

ADJOURNMENT:

At 8:45 P.M. Mayor DeWees adjourned the Lompoc City Council/Redevelopment Agency Meeting to a Regular Meeting at 7:00 P.M. on October 7, 2008.

Dick DeWees, Mayor
City of Lompoc

ATTEST:

Donna N. Terrones, CMC
City Clerk