



Regular Meeting of the Lompoc City Council
Tuesday, February 5, 2019
City Hall, 100 Civic Center Plaza, Council Chamber

CLOSED SESSION

OPEN SESSION – 5:30 P.M. – Council Chamber

Council Members Present: Victor Vega, James Mosby, Dirk Starbuck, Gilda Cordova, and Mayor Jenelle Osborne.

Staff Present: City Manager Jim Throop, City Clerk Stacey Haddon, and City Attorney Jeff Malawy.

ORAL COMMUNICATIONS: None

CLOSED SESSION – City Council Conference Room

BUSINESS ITEM:

1. **CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION:**
Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): Two Cases.

OPEN SESSION - 6:30 P.M. – Council Chamber

Council Members Present: Victor Vega, James Mosby, Dirk Starbuck, Gilda Cordova, and Mayor Jenelle Osborne.

Staff Present: City Manager Jim Throop, City Clerk Stacey Haddon, City Attorney Jeff Malawy, Police Chief Joe Mariani, and Police Sergeant Kevin Martin.

Others Present: Steve Franck, Bob Allen, David Exline, Kelly Pounds, Deb Andrews, Erin Nagel, Sue Coupland, and Ralph Harman.

REPORT ON ACTION TAKEN DURING CLOSED SESSION:

City Attorney Jeff Malawy stated no reportable action was taken during the Closed Session.

Pastor Brian Halterman gave the invocation and Mayor Jenelle Osborne led the **Pledge of Allegiance**.

PRESENTATIONS PRESENTED ELSEWHERE:

Mayor Osborne presented a Proclamation in honor of Martin Luther King, Jr. Day 2019.

CITY MANAGER REPORT:

- **List of City expenditures**
 - December 17-21, 2018 - \$1,079,813.70
 - December 24-28, 2018 - \$1,238,911.02
 - December 31, 2018 – January 4, 2019 - \$397,053.52
 - January 7 – 11, 2019 - \$1,436,789.99
 - Payroll December 28, 2018 - \$1,620,936.07
 - Payroll January 11, 2019 - \$1,471,341.71

City Manager Jim Throop reported the City has published a survey for the public to give its input on what should be a priority for the upcoming budget discussions; announced there will be a Budget Goals Workshop on Saturday, March 9, 2019 in the Council Chamber at City Hall; and the State of the City Address will be held at the Dick DeWees Community & Senior Center at 1120 W. Ocean Avenue, Lompoc, on April 4, 2019.

CITY MANAGER REPORT: (cont'd)

City Council Member James Mosby asked Staff to ensure the public survey is available in a Spanish Version.

Mr. Throop asked Council to confirm it would like Staff to return at a future Council Meeting with a formal Staff report for discussion and possible action regarding the State Grant Application for Motorsports Park proposal on Airport Property Site; Potential Alternatives for Site. Council Members Starbuck and Mosby answered yes, the request was not carried by a third voted and died.

Council Member Mosby announced he owns real property within 500 feet of the Old Municipal Pool Building, recused himself from this matter, and exited the Council Chamber.

Mr. Throop stated Staff has been directed to produce a new request for proposals for the demolition of the Old Municipal Pool Building. With a general consensus, Council requested Staff return with a Staff report at a future Council Meeting, on a proposal of demolition of the building.

PUBLIC COMMENT ON CONSENT CALENDAR ITEMS (Maximum of 3 Minutes): None

CONSENT CALENDAR:

ACTION: Motion/Second: Vega/Mosby. By a 5-0 vote, Council:

- 1. **Adoption of Ordinance No. 1655(18), Amending Lompoc Municipal Code Section 17.008.020 Definitions and Standards, Relating to Animal Raising and Keeping.**

Adopted Ordinance No. 1655(18), and certify a Negative Declaration amending the Lompoc Municipal Code regarding to allow the non-commercial keeping of small animals.

- 2. **Adoption of Ordinance No. 1657(18) Regarding Administrative Fines for Illegal Cannabis Cultivation.**

Adopted Ordinance No. 1657(18), amending Lompoc Municipal Code section 1.36.040 regarding administrative fines related to illegal cannabis cultivation.

- 3. **Adopt Resolution No. 6234(19), Delegating Authority to Execute Documents with the California Office of Emergency Services.**

Adopted Resolution No. 6234(19), authorizing the City Manager, the Community Services Director, the Public Works Director, the Utility Director, the Fire Chief, and the City Engineer to execute documents and act on behalf of the City for matters pertaining to disaster relief funding through the California Office of Emergency Services.

- 4. **Adoption of Resolution No. 6235(19), Authorizing Payment Accommodations for Federal Employees Affected by the Partial Federal Government Shutdown.**

Adopted Resolution No. 6235(19), authorizing and directing the City Utility Billing Division to accommodate those Federal employees affected by the partial U.S. Government shutdown.

STAFF PRESENTATIONS/ANNOUNCEMENTS/REQUESTS: None

ORAL COMMUNICATIONS (3 Minutes Maximum):

- 1. Deb Andrews expressed concern about the difficulty she has had in locating City Council Agendas and meeting videos on the City’s website; and suggested the City be investigated by the Federal Government for criminal activities.
- 2. Jeremy Ball expressed concern about public safety, the low level of staffing in the Police and Fire Departments and stated he believes the Council must make Public Safety its number one priority.

ORAL COMMUNICATIONS (3 Minutes Maximum): (cont'd)

3. Charlotte Reynolds asked Council to think about how it could help people of color with struggles of unemployment and high rents in the City.
4. Will Schuyler stated he believes the Council is being unfair by not requesting a formal Staff report on the State Grant Application for Motorsports Park proposal on City-owned Airport Property.

APPOINTMENTS:

5. **Council Appointments to various Boards, Commissions, and Committees.**

ACTION: Motion/Second: Starbuck/Mayor Osborne. By a 5-0 vote, Council appointed Chelsea Cochran to Council direct appointment to the Economic Development Committee for a term ending December 2022.

ACTION: Motion/Second: Mayor Osborne/Starbuck. By a 5-0 vote, Council appointed Brittney Skinner as an Associate Member and Rebecca Ingram as an At-Large Member of the Economic Development Committee with a term ending February 2022.

ACTION: Motion/Second: Starbuck/Mosby. By a 5-0 vote, Council appointed Ron Stassi to the Library Commission with a term ending January 2021.

ACTION: Motion/Second: Starbuck/Mosby. By a 5-0 vote, Council appointed Nicholas Gonzales to the Planning Commission with a term ending December 2022.

ACTION: Motion/Second: Cordova/Mayor Osborne. By a 2-2-1 vote (Council Members Mosby and Starbuck voted no and Council Member Vega abstained), Council struck down the nomination of Ron Fink to the Planning Commission.

ACTION: Motion/Second: Vega/Cordova. By a 5-0 vote, Council appointed Sasha Keller to the Planning Commission with a term ending December 2022.

ACTION: Motion/Second: Starbuck/Mosby. By a 5-0 vote, Council appointed Robert Dunlap to the Utilities Commission with a term ending December 2022.

6. **Council Appointments of Two Representatives for the Western Area of the Santa Ynez River Valley Groundwater Basin.**

ACTION: Motion/Second: Mayor Osborne/Starbuck. By a 5-0 vote, Council appointed Council Member Mosby as the Council's direct representative and Utility Director Brad Wilkie as the Council appointed alternate to the Western Area of the Santa Ynez River Valley Groundwater Basin.

COUNCIL REQUESTS:

7. **Review and Discussion of Current Requirements for Grease Traps (requested by Council Member Mosby).**

City Attorney Jeff Malawy explained Council Members Cordova and Mosby have interest in properties which would fall under the current Municipal Code requirements for grease traps and grease interceptors in restaurants, but neither Member will need to recuse themselves from this matter because the discussion will not reach the threshold of causing a change in the value of those properties. Mr. Malawy further explained Council Member Starbuck should recuse himself from this matter because he owns property with a current commercial tenant which is required to have a grease trap/interceptor and that tenant has a current pending enforcement action against it and under the California Fair Political Practice Commission (FPPC) rules, this would cause Council Member Starbuck to have a conflict of interest.

Council Member Starbuck recused himself and exited the Council Chamber.

COUNCIL REQUESTS: (cont'd)

Item No. 7

Utilities Director Brad Wilkie gave a brief summary of how the City has been moving forward to help ensure all restaurant establishments are in compliance with current requirements for grease traps and or grease interceptors; and explained the requirement for the installation and use of grease traps and or grease interceptors have been in the Lompoc Municipal Code for a long time and with a recent suggestion from the Environmental Protection Agency (EPA), after their audit of the City's wastewater facility, the City began the process to survey all established restaurant businesses and inform all establishments of the requirement to have a grease trap or grease interceptor installed at their facility. Mr. Wilkie reminded the Council and the public, the City is required to comply with its permit requirements from the Regional Water Board and the EPA and Staff is working to bring all businesses into voluntary compliance.

Council discussed this matter and the information provided.

Public Comment:

1. John Linn stated he believes not all businesses listed as a restaurant by Staff are required to have a grease trap or grease interceptor.
2. Greg Gideon, the maintenance and property supervisor for a local shopping center spoke about the difficulty he has encountered with restaurant establishments that do not have a grease trap or grease interceptor installed and it has caused property damage to those restaurant businesses and surrounding and adjacent businesses; he thanked Staff for working on bringing all businesses into compliance.

Council thanked Staff and all of the business owners who have and are working to be in compliance with the current requirements for grease traps and or grease interceptors.

No Council action was taken.

Council Member Starbuck returned to the dais.

8. **Council Discussion of Financial Assistance to Persons Affected by the Federal Government Continued Shutdown (requested by Council Member Vega).**

Management Services Director Dean Albro explained the City provided an opportunity to persons affected by the Federal Government shutdown, the ability to enter into payment arrangements for City bills during the shutdown and stated the shutdown was ended and not many customers requested this assistance.

Public Comment: None

9. **Discussion of Reinstating Council Ad-hoc Committee regarding Santa Ynez Band of Chumash Indians; Selection of City Council Members to Serve on Ad-hoc Committee. (requested by Council Member Vega).**

Council Member Vega spoke about the importance of continuing to improve the City's relationship with surrounding Government agencies and requested to be a member of the Ad-Hoc Committee.

Council Member Starbuck suggested the Council approve a permanent standing committee. City Attorney Jeff Malawy explained a permanent standing committee would require formal approval and participation from the Santa Ynez Band of Chumash Indians, formal notifications of meetings and the adherence to the Brown Act, the ad-hoc format allows for the members to meet with any member of the Santa Ynez Band of Chumash Indians and not have to follow a formal agenda.

COUNCIL REQUESTS: (cont'd)
Item No. 7

ACTION: Motion/Second: Vega/Cordova. By a 5-0 vote, Council reinstated the Ad Hoc Committee of the City Council to meet, periodically, with two representatives of the Santa Ynez Band of Chumash Indians to discuss specific matters of mutual interest as they may arise; and appointed Mayor Osborne and Council Member Vega to the Committee and Council Member Cordova as an alternate member.

WRITTEN COMMUNICATIONS: None

ORAL COMMUNICATIONS (2 Minutes Maximum): None

COUNCIL REQUESTS, COMMENTS, AND MEETING REPORTS:

Council Member Mosby stated the Council gave raises to the City's Public Safety Departments in the current biennial budget suggesting this is proof of the Council's support of the City's Public Safety Departments and personnel; requested a future Staff report be brought forward on agreements with private businesses for the use of their security videos by the City's Public Safety Departments; requested a separate future Staff report allowing the City Manager to apply for grants; stated the City does have rules and regulations that do not allow for discrimination; and reported he attended the Santa Barbara County Association of Governments and Santa Barbara County Air Pollution Control District meetings. Council Member Mosby's first request was seconded by Mayor Jenelle Osborne and carried by Council Member Vega, his second request was seconded by Council Member Starbuck and carried by Council Member Cordova.

Council Member Vega thanked John Rodenhi for his service as a Planning Commissioner; reported he toured the DenMat facilities and asked Council to direct Staff to return with a report on current exemptions allowed to medical facilities from water softer requirements. The request was seconded by Council Member Mosby and carried by Council Member Starbuck.

Council Member Cordova requested Staff return with a Staff report at a future Council Meeting to give Council the ability to discuss and take possible action on parking restrictions on Aviation Drive and Cordoba Avenue, Lompoc. The request was seconded by Council Member Vega and carried by Council Member Starbuck.

Mayor Osborne thanked all City Staff for the quick responses to clean up any debris and ensure the City's utilities remained working during the recent storms; reminded the public to participate in the budget priority survey; stated the Council will have a Special Workshop on March 9th at 9am in the Council Chamber at City Hall; announced the Vandenberg Village American Association of University Women will be hosting a Speech Contest for local high school students on February 8, 2019 from 4pm to 6pm in the Council Chamber at City Hall; and reported she participated in the Point in Time Count on January 24, 2019.

ADJOURNMENT: At 8:20 P.M. Mayor Osborne adjourned the Lompoc City Council to a Regular Meeting on February 19, 2019 at 6:30 P.M., in City of Lompoc Council Chamber.

Respectfully, submitted to Council for review on April 11, 2019 by:

Stacey Haddon
Stacey Haddon, City Clerk