



AGENDA

**Regular Meeting of the Lompoc City Council
Tuesday, September 3, 2019
City Hall, 100 Civic Center Plaza, Council Chamber**

Please be advised that, pursuant to State Law, any member of the public may address the City Council concerning any Item on the Agenda, before or during Council consideration of that Item. Please be aware that Items on the Consent Calendar are considered to be routine and are normally enacted by one vote of the City Council. If you wish to speak on a Consent Calendar Item, please do so during the first Oral Communications.

"Members of the Public are Advised that all **PAGERS, CELLULAR TELEPHONES** and any **OTHER COMMUNICATION DEVICES** are to be turned off upon entering the City Council Chambers."

Regular City Council meetings will be videotaped and available for review on the City's website by the end of the day on the Thursday following the City Council Meeting. **The Agenda and related Staff reports are available on the City's web site: www.cityoflomdoc.com the Friday before Council meetings between 9:00 a.m. and 5:00 p.m.**

Any documents produced by the City and distributed to a majority of the City Council regarding any item on this agenda will be made available the Friday before Council meetings at the City Clerk's Office at City Hall, 100 Civic Center Plaza, Monday through Friday between 9 a.m. and 5 p.m. and at the Information Desk at the Lompoc Library, 501 E. North Avenue, Lompoc, California, Monday - Thursday between 10 a.m. and 7 p.m. and Friday and Saturday between 1 p.m. and 5 p.m. The City may charge customary photocopying charges for copies of such documents.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, including review of the Agenda and related documents, please contact the City Clerk at (805) 875-8241 at least 72 hours prior to the meeting. This will allow time for the City to make reasonable arrangements to ensure accessibility to the meeting.

CLOSED SESSION

OPEN SESSION – 5:00 P.M. – Council Chamber

ROLL CALL: Mayor Jenelle Osborne
Mayor Pro-Tempore Dirk Starbuck
Council Member Gilda Cordova
Council Member Victor Vega
Council Member James Mosby

ORAL COMMUNICATIONS: (maximum of three minutes per speaker, limited to subject of “Closed Session”)

CLOSED SESSION – City Council Conference Room

BUSINESS ITEM:

1. **CONFERENCE WITH LABOR NEGOTIATORS:** City Designated Representatives: Management Services Director Dean Albro, Financial Services Manager Melinda Wall, Human Resources Manager Gabriel Garcia, City Attorney Jeff Malawy and City Manager Jim Throop. Employee Organizations: Lompoc Police Officer’s Association, and International Brotherhood of Electrical Workers.
2. **CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION:** Government Code Section 54956.9(d)(1) Name of case: Kannegeiser v. City of Lompoc, Santa Barbara County Superior Court Case No. 18CV04351.
3. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:** Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9.: One matter regarding the **2000** Annexation Agreement with Mission Hills Community Services District.
4. **CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION:** Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2): One case.

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

ROLL CALL: Mayor Jenelle Osborne
Mayor Pro-Tempore Dirk Starbuck
Council Member Gilda Cordova
Council Member Victor Vega
Council Member James Mosby

REPORT ON ACTION TAKEN DURING CLOSED SESSION:

PLEDGE OF ALLEGIANCE: Mayor Jenelle Osborne

PRESENTATIONS PRESENTED ELSEWHERE:

On August 21, 2019, Mayor Osborne presented **Certificates of Recognition** to Frank Young and Kathleen McCullough at the Annual Veteran's Breakfast hosted by US Congressman Salud Carbajal at the Veteran's Memorial Building in Lompoc; and

Also on August 21, 2019, at the Lompoc Chamber of Commerce and Visitor's Bureau's Annual Awards Dinner, she presented **Certificates of Recognition** to Tina Mercer in honor of being named Volunteer of the Year and to Southside Coffee in honor of receiving the Small Business Excellence Award; and proclamations to **Man of the Year** Donald Ramirez and **Woman of the Year** Lucy Thoms-Harrington.

CITY MANAGER REPORT: (Information only)

PUBLIC COMMENT ON CONSENT CALENDAR ITEMS (Max of 3 Minutes):

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 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.

1. **Approval of Minutes** of the Lompoc City Council Regular Meeting of August 7, 2018.
2. **Adoption of Resolution No. 6275(19), Granting the Appeal by Subway Restaurant Regarding the Enforcement of Lompoc Municipal Code Section 13.16.370 Grease Trap/Interceptor Required (1206 W. Ocean Avenue)**

Recommendation: Council adopt Resolution No. 6275(19), granting the appeal by Subway Restaurant regarding the installation of a grease interceptor at 1206 W. Ocean Avenue.

STAFF PRESENTATIONS/ANNOUNCEMENTS/REQUESTS:

Safety Officer Jo Cavanaugh will present the list of the **Above & Beyond Awards**.

Library Director Sarah Bleyl will give a presentation on **Library Sign-up Month**.

ORAL COMMUNICATIONS (3 Minutes Maximum):

PUBLIC HEARING:

3. **Decision and Direction Regarding the Appeal by the Lompoc Artificial Kidney Center, LLC, of Waste Discharge Permit I-0013 and Utility Director's Revised and Reissued Ruling on Request for Reconsideration in Accordance with Lompoc Municipal Code Sections 1.32.010 and 13.16.130.**

Utilities Director Brad Wilkie
b_wilkie@ci.lompoc.ca.us

Recommendation: Council:

- a) Hear the Lompoc Artificial Kidney Center, LLC (Center) owner's appeal of Waste Discharge Permit I-0013 and of the Utility Director's Revised and Reissued Ruling on Request for Reconsideration; and
- b) Direct staff to prepare a resolution:
 - i. Denying the appeal and upholding the Director's decision based on facts presented in the staff report and any additional facts identified by the City Council; and
 - ii. Direct staff to return with an ordinance to amend the Lompoc Municipal Code (LMC) to allow use of water softeners for industrial use with an efficiency rating of no less than 4,000 grains of hardness removed per pound of salt used in regeneration, subject to compliance with salt limitations for all operations, and redefining hazardous waste dialysate (waste from dialysis operations); or
- c) Alternatively, direct staff to prepare a resolution:
 - i. Upholding the appeal and overturning the Director's decision after identifying the facts upon which that direction is given; and
 - ii. Directing staff to return with an ordinance to amend the LMC allowing use of water softeners for industrial use with an efficiency rating of no less than 4,000 grains of hardness removed per pound of salt used in regeneration, subject to compliance with salt limitations for all operations, and redefining hazardous waste to exclude dialysate (waste from dialysis operations); or
- d) Provide alternate direction.

(Public Comment)

WRITTEN COMMUNICATIONS:

ORAL COMMUNICATIONS (2 Minutes Maximum):

COUNCIL COMMENTS AND MEETING REPORTS:

ADJOURNMENT:

Lompoc City Council will adjourn to a Regular Meeting at 6:30 P.M. on September 17, 2019.

I hereby certify under penalty of perjury under the laws of the State of California that the foregoing agenda was posted on the City Hall bulletin board not less than 72 hours prior to the meeting. Dated this 29th day of August 2019.

/Stacey Haddon/
Stacey Haddon, City Clerk
By: Shannon Marrs