



Regular Meeting of the Lompoc City Council
Tuesday, February 18, 2020
City Hall, 100 Civic Center Plaza, Council Chamber

CLOSED SESSION

OPEN SESSION – 6:00 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. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:** City Manager

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, Office Staff Assistant Kathleen Forbes, Management Services Director Dean Albro, Assistant Public Works Director/City Engineer Craig Dierling, Planning Manager Brian Halvorson, Principal Civil Engineer Christos Stoyos, Community Development Director Christie Alarcon, and Police Chief Joseph Mariani.

Others Present: Erin Nagel, Susan Gallacher, John Linn, Bob Holloway, Kathy Howard, Cassandra Pacheco, George Alvarez, John Schlueter, Kenneth Mise, Bernie Federmann, and Brian Halterman.

REPORT ON ACTION TAKEN DURING CLOSED SESSION:

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

Pastor Bernie Federmann gave the invocation and Mayor Jenelle Osborne led the **Pledge of Allegiance**.

PRESENTATIONS:

Urban Forestry Staff member Kathleen Forbes and Beautification & Appearance Commissioner Susan Gallacher presented the City with the **Tree City USA Award** and the **Tree Line USA Award**.

Mayor Osborne presented a proclamation in honor of **National Girl Scout Cookie Weekend**.

Erin Nagel, from Glenn Burdett gave a presentation on the City's Comprehensive Annual Financial Report (CAFR).

Council Member Starbuck asked if the findings listed in the CAFR were due to human error or to the City's change from a manual financial management system to the updated electronic financial systems management update, and if this update is being completed in a timely fashion. Ms. Nagel stated the findings due to human error and the update is moving along as expected.

PRESENTATIONS: (cont'd)

Council Member Mosby asked Ms. Nagel to comment on the noted significant deficiencies and if the repayment of the electric utility loan from Broadband is being reported correctly. Ms. Nagel stated the notation of significant deficiencies is a note to management to make corrections and make sure changes are made to keep the deficiencies from becoming material weaknesses; she further explained the electric utility loan is being repaid and reported within current standards.

CITY MANAGER REPORT: (Information only)

- **List of City expenditures**
 - January 13 – 17, 2020 - \$498,801.74
 - January 20 – 24, 2020 - \$924,681.63
 - Payroll January 24, 2020 - \$1,393,875.77

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

City Attorney Jeff Malawy stated Consent Calendar Item No. 2 is the First Amendment to the City of Lompoc City Manager Employment Agreement with James Throop.

Mayor Osborne announced Consent Calendar Item No. 1 will be pulled from this Agenda and brought forward at a future meeting.

CONSENT CALENDAR:

ACTION: Motion/Second: Starbuck/Mayor Osborne. By a 5-0 vote, Council:

Item No. 1 was pulled from the Agenda

1. Approval of the Minutes of the Lompoc City Council Regular Meeting of February 4, 2020.
2. **Consideration of First Amendment to City of Lompoc City Manager Employment Agreement with James Throop.**

Approved the First Amendment to the City of Lompoc City Manager Employment Agreement with James Throop and direct the Mayor to execute it on behalf of the City Council.

3. **Adoption of Resolution No. 6306(20) Directing SCI Consulting Group to Prepare the Engineer’s Report for Fiscal Year 2020-2021, for the Continuation of Levying the Annual Assessments for the Park Maintenance and City Pool Assessment District No. 2002-01.**

Adopted Resolution No. 6306(20), directing SCI Consulting Group to prepare the Engineer’s Report for the Park Maintenance and City Pool Assessment District No. 2002-01 for Fiscal Year 2020-2021, for the continuation of the assessments that provide important revenues to fund the Lompoc Aquatic Center, as well as other park and recreation improvements and services.

STAFF PRESENTATIONS/ANNOUNCEMENTS/REQUESTS: None

ORAL COMMUNICATIONS (3 Minutes Maximum):

1. Kathy Howard began to speak about Agenda Item No. 8, but was informed that item would have its own public comment period, so Ms. Howard stopped her comments and returned to her seat.
2. Cassandra Pacheco offered her services as a volunteer to help the City provide help and services to the local homeless population.
3. George Alvarez expressed concern about the increased violence in town, stating he would vote for a sales tax if the tax was only for public safety.

ORAL COMMUNICATIONS: (cont'd)

4. John Schlueter announced the Public Safety Commission has a meeting scheduled for February 19, 2020 at 6:30pm here at City Hall, thanked the Police Department for their continued work and expressed concern about mental health issues that can be a factor in the homeless problem.
5. John Linn provided suggestions to Council on how to ensure Council Meeting Agendas are not over packed with large Staff reports.
6. (Name not Given) expressed concern about the continued violence in town and stated the community needs to do something that will provide opportunities to the local youth.

APPOINTMENTS:

4. **Council Appointments to the Airport Commission, the Beautification and Appearance Commission, and the Youth Commission.**

ACTION: Motion/Second: Mayor Osborne/Starbuck By a 5-0 vote, Council appointed Dr. Scott Bailey to an At-Large position on the Airport Commission with a term ending January 2024.

ACTION: Motion/Second: Vega/Mayor Osborne By a 5-0 vote, Council appointed Aranzazu Aceves position on the Beautification Commission with a term ending December 2022.

ACTION: Motion/Second: VegaCordova By a 5-0 vote, Council appointed Bianca Gonzales to a Youth Position on the Youth Commission with a term ending January 2022.

PUBLIC HEARING:

5. **Public Hearing to Consider Measure A Five-Year Local Program of Projects for Fiscal Years 2020-24; Adoption of Resolution No. 6305(20).**

Assistant Public Works Director/City Engineer Craig Dierling presented the Staff report and recommendations.

Council Member Starbuck thanked Staff for the information provided.

Council Member Mosby asked if these expenditures are part of the currently approved 2019-2021 City of Lompoc Biennial Budget; if the City has a surplus of maintenance of effort funding for this matter; and if the LS1 street light rating was increased and if that increase needed to be approved by Council. Assistant Public Works Director/City Engineer Craig Dierling said yes, the current City of Lompoc 2019-2021 Biennial Budget has the expenditures listed, the City does have a surplus of maintenance of effort funding through the Utilities Enterprise Funds, which relieves the burden from the General Fund, and stated he is unsure of the LS1 street lighting rating being charged.

Public Comment:

1. John Linn stated he believes the LS1 street lighting rate has been increased without Council approval.

ACTION: Motion/Second: Starbuck/Cordova By a 5-0 vote, Council held the Public Hearing and took public input on Measure A Five-Year Local Program of Projects for Fiscal Years 2020-24; adopted Resolution No. 6305(20), approving the Local Program of Projects for Fiscal Years 2020-2024; and directed Staff to provide Council with a memo regarding the LS1 street lighting rates.

NEW BUSINESS:

6. **Update on Ordinance No. 1655(18) Relating to Animal Raising and Keeping.**

Planning Manager Brian Halvorson provided the Staff report and recommendation and explained the City has received a single complaint since this ordinance was adopted, regarding a rooster. The complaint was sent to the Santa Barbara County Animal Control – Lompoc Animal Shelter.

Council Member Starbuck thanked Staff for the report and asked if there are any future plans to bring forward an ordinance that would allow beekeeping inside the City Limits. Planning Manager Brian Halvorson stated Staff would return with a Staff report if the Council made that direction.

Public Comment: None

No Council Action was taken on this matter.

Council Member Mosby recused himself from Agenda Item No. 7 due to interest in real property within 500 feet of this site, and exited the Council Chamber.

7. **Request for the City Council's Input on Interim Improvements and Future Use of the Former Municipal Pool Site.**

Principal Civil Engineer Christos A. Stoyos presented the Staff report and recommendations.

Council discussed the matter at great length.

Public Comment:

1. (Name not Given), expressed concern over the lack of available public parking at City Hall and the addition of a new park could possibly exacerbate that issue.
2. Kenneth Mise, Kathy Howard, and John Linn with Concept 1 – the Do Nothing Alternative.
3. Hank Gallina asked if this would be a duplicate effort of the upgrades to the Lompoc High School Huyck Stadium.
4. Susan Gallacher this could be a great start to rebranding Lompoc and suggested the City take time to find the right project for this location.
5. Don Adams from the Lompoc Valley Arts Council suggested a sculpture garden and art display for this lot.

Council continued to discuss this matter.

ACTION: Motion/Second: Mayor Osborne/Vega By a 4-0-1 (Council Member Mosby was absent) vote, Council reviewed the proposed alternatives and directed Staff to move forward with Concept 1 – the Do Nothing Alternative; use the remaining amount of the loaned money, minus the approximately \$35,000 contract contingency amount, and pay the loan down; and return at a later date with suggestions on how to engage the public and receive ideas with timelines and possible partnerships with private companies and or entities on developing this lot for public use.

BREAK:

At 8:37 P.M. Mayor Osborne called for a break.
At 9:45 P.M., the meeting reconvened with all Council Members present.

COUNCIL REQUESTS:

8. **Options for Conversion of City Clerk and Management Services Director/Treasurer from Positions Appointed by City Manager to Positions Appointed by City Council.** (Requested by Council Member Vega)

City Attorney Jeff Malawy presented the Staff report and recommendations.

Council discussed this matter at length.

Public Comment:

1. Kathy Howard suggested Council speak with the City Manager if there are issues any Council Member may have regarding individual employees.
2. John Linn stated the previous Council action to combine the Management Services Director and Treasurer positions was completed to help save the City money, but believes now that action should be reversed.

Council continued to discuss this matter.

ACTION: Motion/Second: Mayor Osborne/Vega By a 5-0 vote, Council received the Staff report and took no further action.

9. **Review of Capital Needs for Public Safety.** (Requested by Mayor Osborne)

City Manager James Throop presented the Staff report and recommendations.

Council thanked Staff for the information provided and discussed the report.

Public Comment:

1. Kenneth Mise asked Council to be cognizant of the difficult job the Fire Chief and the Police Chief are responsible for accomplishing each day and stated Public Safety needs must be funded.
2. Bernie Federmann spoke about the health and safety of the City's Fire and Police personnel, stating the safety of those folks must be a paramount concern to the Council.

ACTION: Motion/Second: Mayor Osborne/Vega By a 5-0 vote, Council reviewed the capital needs for Public Safety, for both Fire and Police Departments, and directed Staff to use this report in the upcoming revised Capital Improvement Program and the revised Impact Fee Study; and include this information in the Council's discussion of taxes if Measure I2020 is approved by the voters.

10. **Discussion of Santa Ynez Riverbed Current Status / Clean-up / Homeless Encampments / On-going Maintenance and Security Required to Defray Re-Encampment and Littering.** (Requested by Mayor Osborne)

Community Development Director Christie Alarcon presented the Staff report and recommendations.

Council thanked Staff for the information and spoke about how best to move forward with this matter, which could include the use of volunteers and contracted services in concert with City personnel.

Public Comment:

1. Bob Holloway, Chairman of the City of Lompoc Utility Commission provided a written copy of recommendations to the Council on preventing reoccurrences of homeless encampments in the Santa Ynez Riverbed.

COUNCIL REQUESTS: (cont'd)

Item No. 10

Public Comment: (cont'd)

2. (Name not Given) spoke about the funding used in 2018-2019 to facilitate the cleanup of the riverbed, provided suggestions for the continued cleanup efforts, and thanked the Police Department for their work.
3. Brian Halterman suggested the Council separate the homeless issue from the cleanup of the riverbed.
4. (Name not Given), commented on the need for providing services to the homeless population and keeping all citizens safe.

Council continued to discuss the issue of what services should and can be provided to homeless individuals while providing the necessary protection of the City's water resources, and providing a safe community all citizens.

At 10:51 P.M., Council Member Starbuck moved to extend the meeting by 15 minutes, ending the meeting at 11:15 P.M. The motion was seconded by Council Member Mosby, and approved by a unanimous vote of the entire Council.

At 11:10 P.M., Council Member Starbuck moved to extend the meeting by 15 minutes, ending the meeting at 11:30 P.M. The motion was seconded by Mayor Osborne, and approved by a 4-1 (Council Member Vega voted No) vote.

ACTION: Motion/Second: Mayor Osborne/Starbuck By a 5-0 vote, Council received the Staff report; and directed Staff to return at a future meeting with information for Council discussion and possible action on a volunteer corps for regular maintenance of the Santa Ynez Riverbed, possible outdoor camping locations inside the City Limits, possible use of contracted private security and or process servers, a list of locations a homeless individual would be allowed to charge their personal electronic devices, review of the recommendations received from the City's Utility Commission, and any associated costs for these items.

WRITTEN COMMUNICATIONS: None

ORAL COMMUNICATIONS (2 Minutes Maximum):

1. (Name not Given), stated he believes the previous cleanup of the Santa Ynez Riverbed cost each water account approximately \$4.00

COUNCIL COMMENTS AND MEETING REPORTS:

Council Member Mosby presented pens from the Santa Barbara County Census Office announced the office website is www.santabarbaracountycensus.org; stated he attended the Santa Barbara County Association of Governments meeting; requested a report on the installation of a generator at the DeWees Senior and Community Center; asked to have Staff draft a letter to the Hourglass Project, Vandenberg Air Force Base, and the Federal Correctional Institute Lompoc regarding the possible use of property owned by the Correctional Institute be brought to Council at a future meeting; requested Staff return at a later date with an amendment to the Lompoc Municipal Code to allow wholesale cannabis in the Planned Commercial Development zones and allow for commercial cannabis special events inside the City; and a Staff report on the possible use of digital time-clocks by all City employees. City Manager Jim Throop stated he would provide a memo to Council regarding installation of a generator at the DeWees Center. The letter request was seconded by Council Member Starbuck and carried by Mayor Osborne. The request for an amendment to the Municipal Code was seconded by Mayor Osborne and carried by Council Member Starbuck. The request for a report on digital time clocks was seconded by Council Member Cordova and carried by Council Member Starbuck.

COUNCIL COMMENTS AND MEETING REPORTS: (cont'd)

Council Member Cordova reported she attended the Lompoc Police Department promotion ceremony, the February Public Safety Commission Meeting and the February 13, 2020 Goodwill Youth Center ribbon cutting.

Mayor Osborne announced she attended several meetings and events, including the Santa Barbara County Elected Forum, the Community Action Commission Executive Board Meeting, the Women in Government panel discussion hosted by Allan Hancock College, the February Beautification Commission Meeting, and a meeting with US Congressman Salud Carbajal.

ADJOURNMENT: At 11:35 P.M. Mayor Osborne adjourned the Lompoc City Council to a Regular Meeting on March 3, 2020 at 6:30 P.M., in City of Lompoc Council Chamber.

Approved by Council action on March 17, 2020:

Stacey Haddon
Stacey Haddon, City Clerk