



Minutes

Regular Meeting of the Lompoc City Council
Tuesday, December 15, 2020
City Hall, 100 Civic Center Plaza, Council Chamber

DUE TO THE REGIONAL STAY AT HOME ORDER ISSUED BY THE STATE OF CALIFORNIA, EFFECTIVE DECEMBER 5, 2020,

THE CITY COUNCIL CHAMBER WILL BE CLOSED TO THE PUBLIC

Pursuant to the Governor's Executive Order N-29-20 dated March 17, 2020, the City Council is authorized to close the City Council chamber to the public and to make meetings accessible telephonically or electronically to all members of the public seeking to observe and to address the City Council. All Brown Act provisions that require the physical presence of the public for City Council meetings are waived.

The City Council meeting will be broadcast live on Comcast Channel 23 and the radio at KPEG 100.9 FM.

If you wish to make a comment during oral communications or on a specific agenda item, you may call (805) 875-8201 before the close of public comment on the agenda item. You will be provided 3 minutes to give your public comment.

Alternatively, you may submit comments via email to s_haddon@ci.lompoc.ca.us not later than 4:00pm on Tuesday, December 15, 2020.

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

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

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

Mayor Jenelle Osborne led the **Pledge of Allegiance** and announced the Council Chamber is closed to the public, but the meeting can be viewed via Zoom or on Comcast Channel 23 and heard on KPEG radio station 100.9

CITY MANAGER REPORT: (Information only)

- **List of City expenditures**
 - November 16 – 20, 2020 - \$1,029,162.30
 - November 23 – 27, 2020 - \$321,573.15
 - Payroll November 27, 2020 - \$1,557,786.44

City Manager Jim Throop announced the Police Department has four new officers who graduated the Allan Hancock College Law Enforcement Academy on December 9, 2020. Mr. Throop asked Council if there is a desire to provide a letter to the County of Santa Barbara addressing the noise complaints the City has received regarding the agricultural field on Rucker Road and Purisima Road. After some discussion City Manager Jim Throop suggested this item be returned to Council at a future meeting, the suggestion was approved by Mayor Osborne, Council Member Cordova and Council Member Ball.

- **Discussion of Possible Continuation of Cancelling Commission, Committee, and Board Meetings, With the Exception of the Planning Commission, due to COVID-19.**

With a general consensus, Council directed Staff to schedule City Commission, Committee, and Board Meetings for January 2021 and return at the next City Council Meeting with an update on the Stay-at-Home order.

City Manager Jim Throop asked if the Council would approve the cancellation of the January 5, 2021 City Council Meeting. Council directed Staff to convene the meeting on January 5, 2021.

CITY MANAGER REPORT: (cont'd)

- **Consideration of City Council's List of Requested Future Agenda Items and Potential Amendment, Addition, or Removal of Items.**

After brief discussion, City Manager Jim Throop stated he will bring back this item at the January 5, 2021 Meeting to allow Council to have a full discussion and take possible action on this matter.

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

1. Philip Gallanders spoke about the Stay At Home order and the negative impact these closures are having on local businesses.
2. Joe Garcia encouraged Council to approve Consent Calendar Item No. 6

Council Member Ball pulled Consent Calendar Item No. 6 for discussion.

CONSENT CALENDAR:

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

1. Approved the Minutes of the Lompoc City Council Regular Meetings of October 6, 2020, October 20, 2020, November 17, 2020, and December 1, 2020.
2. **Adoption of Ordinance No. 1676(20) Authorizing an Amendment to the CalPERS Contract to Implement Cost Sharing.**

Adopted Ordinance No. 1676(20) Authorizing an Amendment to the Contract between the City and the Board of Administration of CalPERS.
3. **Parks Maintenance and City Pool Assessment District No. 2002-01 Statement for the Period of July 1, 2019, through June 30, 2020.**

Reviewed, considered, received and filed the Parks Maintenance and City Pool Maintenance Assessment District No. 2002-01 Statement of Revenues, Expenditures, and Changes in Fund Balances for the Period of July 1, 2019, through June 30, 2020.
4. **Annual Compliance Report for Development Impact Fees per Government Code Subdivision 66006(b)(1).**

Received this report prepared to satisfy Government Code subdivision 66006(b)(1).
5. **Adoption of Resolution No 6372(20), Authorizing Staff to submit the Public Transportation Agency Safety Plan, to the California Department of Transportation.**

Adopted Resolution No 6372(20), authorizing the Aviation/Transportation Administrator to execute and file the Public Transportation Agency Safety Plan with the California Department of Transportation (Caltrans) as required by the Federal Transportation Administration and Caltrans.

Item No. 6 was pulled from the Consent Calendar by Council Member Ball

6. **Initiation of Amendments to Zoning Code and General Plan to Allow Distribution Uses in the Planned Commercial Development Zone and to Allow Cannabis Events.**

City Attorney Jeff M. Malawy

CONSENT CALENDAR: (cont'd)

- Successor Agency 7. **Adoption of Resolution No. SA03(20) Approving the Administrative Budget and Resolution No. SA04(20) Approving the Recognized Obligation Payment Schedule for July 1, 2021, to June 30, 2022.**

As the Successor Agency adopted Resolution No. SA03(20) approving the Successor Agency's Administrative Budget for Fiscal Year (FY) 2021-22; and adopted Resolution No. SA04(20) approving the Recognized Obligation Payment Schedule (ROPS) for the period July 1, 2021, to June 30, 2022, pursuant to Health and Safety Code subdivisions 34177(l) and (o).

STAFF PRESENTATIONS/ANNOUNCEMENTS/REQUESTS:

- Community Development Program Manager Chanel Ovalle gave an update on the City of Lompoc COVID-19 Utility Grant Assistance Program as well as provided information on the human services continuing to be provided by North County Rape Crisis and Child Protection Center, Catholic Charities, Legal Aid Foundation of Santa Barbara County, and the United Boys & Girls Club. Ms. Ovalle encouraged citizens and small businesses to apply for the COVID-19 Utility Grant, as there is still \$200,000 available to provide assistance to those who are in need; and reminded everyone the application and information from her presentation is available on the City's website.

Council thanked Ms. Ovalle for the information provided.

ORAL COMMUNICATIONS (3 Minutes Maximum):

1. (Name not provided) expressed concern about the many small businesses that have had to close due to the State and County's health orders.

APPOINTMENTS:

8. **Council Appointments to the Parks & Recreation Commission, and the Utility Commission.**

ACTION: Motion/Second: Cordova/Vega. By a 5-0 vote, Council appointed Christopher Braxton to the Parks & Recreation Commission as Council Member Cordova's direct appointee with a term ending December 2024.

ACTION: Motion/Second: Cordova/Mayor Osborne. By a 5-0 vote, Council appointed Jerry Nyman to the Utility Commission as Council Member Cordova's direct appointee with a term ending December 2024.

9. **Appointments of City Council Members to Outside Agencies.**

Council reviewed the list of outside appointments and took the following actions:

ACTION: Motion/Second: Mayor Osborne/Starbuck. By a 5-0 vote, Council appointed Council Member Ball to be the City's representative to CommUnify.

ACTION: Motion/Second: Cordova/Starbuck. By a 5-0 vote, Council appointed Council Member Vega to be the City's liaison to the Lompoc Chamber of Commerce and Visitor's Bureau.

ACTION: Motion/Second: Mayor Osborne/Starbuck. By a 5-0 vote, Council appointed Mayor Osborne to be the City's representative and Council Member Ball as the alternate representative to the Northern California Power Agency.

ACTION: Motion/Second: Mayor Osborne/Starbuck. By a 5-0 vote, Council appointed Mayor Osborne to be the City's representative and Council Member Ball as the alternate representative to the Transmission Agency of Northern California.

APPOINTMENTS: (cont'd)

Item No. 9

ACTION: Motion/Second: Mayor Osborne/Ball. By a 5-0 vote, Council appointed Mayor Osborne to be the City’s representative and Council Member Cordova as the alternate representative to the Santa Barbara County Air Pollution Control District.

ACTION: Motion/Second: Mayor Osborne/Ball. By a 5-0 vote, Council appointed Mayor Osborne to be the City’s representative and Council Member Cordova as the alternate representative to the Santa Barbara County Association of Governments.

ACTION: Motion/Second: Vega/Mayor Osborne. By a 5-0 vote, Council appointed Council Member Vega to be the City’s representative to the Breeze Political Advisory Committee.

ACTION: Motion/Second: Mayor Osborne/Ball. By a 5-0 vote, Council appointed Council Member Starbuck to be the City’s representative and Council Member Cordova as the alternate representative to the Multi Jurisdictional Solid Waste Task Group.

ACTION: Motion/Second: Mayor Osborne/Starbuck By a 5-0 vote, Council appointed Council Member Ball to be the City’s representative and Council Member Vega as the alternate representative to Home for Good.

ACTION: Motion/Second: Mayor Osborne/Cordova. By a 5-0 vote, Council appointed Council Member Starbuck to be the City’s representative and Staff member Kristin Worthley as the alternate representative to the Western Area of the Santa Ynez River Valley Groundwater Basin.

ACTION: Motion/Second: Ball/Mayor Osborne By a 5-0 vote, Council appointed Council Member Ball to be the City’s representative Central Coast Commission for Senior Citizens Area Agency on Aging.

ACTION: Motion/Second: Mayor Osborne/Starbuck By a 5-0 vote, Council appointed Mayor Osborne to be the City’s representative and Council Member Ball as the alternate representative to California Municipal Utilities Association (CMUA) Legislative Committee.

ACTION: Motion/Second: Mayor Osborne/Vega By a 5-0 vote, Council reaffirmed Mayor Osborne to the Santa Barbara County City Selection Committee.

COUNCIL REQUESTS:

City Attorney Jeff Malawy announced Council Member Starbuck will recuse himself from this item because he has a conflict of interest due to the ownership of real property within 500 feet of this project location. Council Member Starbuck stepped down from the dais and exited the Council Chamber.

- 10. **Discussion of City Operated Downtown Swap Meet in the Parking Lot on I Street and Ocean Avenue.** (Requested by Council Member Vega and Mayor Osborne)

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

Council thanked Staff for the information and discussed the matter at length.

Public Comment: None

ACTION: Motion/Second: Vega/Cordova. By a 4-0-1 vote (Council Member Starbuck was absent), Council reviewed the staff report and directed the Recreation Division to develop and operate a Downtown Swap Meet on Saturdays at the downtown parking lots on I Street and Ocean Avenue, Lompoc; the operation will include an option for businesses within a one block radius of the open market/swap meet to rent a space at no cost and other local businesses inside the City Limits but outside the one block radius to rent a space at a discounted cost; a dedicated phone number will be provided to vendors and area businesses to contact Staff directly during the open market/swap meet operational day and hours; and Staff will return in 6 months, after the first Saturday of operation, to provide Council an update on this operation.

COUNCIL REQUESTS: (cont'd)

11. **Discussion of Potential Revisions to the Appointment Method and Structure of City Commissions; Introduction of Ordinance No. 1677(21) and Adoption of Resolution No. 6373(20) Changing the Appointment Method and Structure of City Commissions to Require That Commissioners Be Appointed by District** (Requested by Mayor Osborne)

City Attorney Jeff Malawy presented the Staff report and recommendations.

Council discussed this matter at great length.

Public Comment: (via phone)

1. Joe Garcia, Will Schuyler, and Nicholas Gonzales spoke in opposition of revising the appointment process for any City Boards, Commissions, or Committees.

Council continued to discuss this matter.

ACTION: Motion/Second: Mayor Osborne/Cordova. By a 3-2 vote (Council Members Starbuck and Vega voted No), Council reviewed and discussed the issues presented in the Staff report and introduced, for first reading by title only with further reading waived, Ordinance No. 1677(21) changing the appointment method of commissioners on the Beautification & Appearance Commission, Parks & Recreation Commission, Planning Commission, and Utility Commission to be appointed by districts; adopted Resolution No. 6373(20), changing the appointment method of commissioners on the Human Services Commission and Public Safety Commission; and directed that all commission seats on the Beautification & Appearance, Human Services, Parks & Recreation, Planning, Public Safety, and Utility Commissions are vacated on March 15, 2021 at 11:59 P.M. and shall thereafter be filled in accordance with City ordinances and resolutions effective on the date each seat is filled.

NEW BUSINESS:

12. **Discussion of Current Regional Stay at Home Health Order and Potential Support for Tri-County Central Coast Region Appeal.**

City Manager Jim Throop presented the Staff report and recommendations.

Council discussed this matter at length.

Public Comment:

1. Terry Hammons spoke about the negative impact to all local businesses due to these stay at home orders and suggested Council investigate the **Great Plates** program.

ACTION: Motion/Second: Mayor Osborne/Cordova. By a 5-0 vote, Council approved the Mayor sign a letter in support of the requests made by the Santa Barbara County Board of Supervisors and Public Health Department to allow the counties of Santa Barbara, San Luis Obispo, and Ventura to be classified as its own region; and directed Staff to provide information to Council regarding the **Great Plates Program**.

WRITTEN COMMUNICATIONS: None

CONSENT CALENDAR: (cont'd)

6. **Initiation of Amendments to Zoning Code and General Plan to Allow Distribution Uses in the Planned Commercial Development Zone and to Allow Cannabis Events.**

City Attorney Jeff M. Malawy presented a brief summary of this item and explained distribution use is not retail sales but is wholesale sales.

ACTION: Motion/Second: Mayor Osborne/Vega. By a 5-0 vote, Council initiated and directed Staff to conduct further analysis of potential Lompoc Municipal Code (LMC) and General Plan amendments to allow distribution uses (including but not limited to cannabis distribution) in the Planned Commercial Development (PCD) zone, and bring this issue to the Planning Commission for discussion and recommendations to City Council; and table the cannabis events item until spring of 2021 and bring it back to City Council for further review at that time.

ORAL COMMUNICATIONS (2 Minutes Maximum): None

COUNCIL COMMENTS AND MEETING REPORTS

Council Member Ball thanked all City Staff who have helped him become more educated in City matters; encouraged all citizens to support local businesses; and requested Staff return with a report for discussion and possible action regarding the reinstatement of a City of Lompoc public information officer. The request was seconded by Mayor Osborne and carried by Council Member Cordova.

Mayor Osborne reported she attended the Northern California Power Agency (NCPA) and the Transmission Agency of Northern California (TANC) monthly meetings, the League of California Cities Finance on-line conference, as well as the on-going County Legislative meetings; encouraged all to help those in our community who are in need with the Toys for Tots program, and the Court Appointed Special Advocates (CASA) program which are both looking for donations and the CASA program has a wish list available on Amazon; and announced the Shop Local Lompoc Challenge where you can win \$300.00 cash.

ADJOURNMENT: At 10:20 P.M. Mayor Osborne adjourned the Lompoc City Council to a Regular Meeting on January 5, 2021 at 6:30 P.M., in City of Lompoc Council Chamber.

Approved by Council action on January 5, 2020:

/Stacey Haddon/
Stacey Haddon, City Clerk