



MINUTES

Regular Meeting of the Lompoc City Council
Tuesday, June 7, 2022
City Hall, 100 Civic Center Plaza, Council Chamber

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

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If you choose not to attend in-person but 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 for your comment.

Alternatively, you may submit comments via email to s_haddon@ci.lompoc.ca.us not later than 4:00pm on Tuesday, June 7, 2022.

Pursuant to State Law, any member of the public may address the City Council concerning any Item on the Agenda. 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 "Public Comment on Consent Calendar Items".

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.cityoflom poc.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 48 hours prior to the meeting. This will allow time for the City to make reasonable arrangements to ensure accessibility to the meeting. To request a Spanish translator, please call (805) 875-8241 by 4P.M. on the Friday before the Council Meeting, to allow time for the City to coordinate a translator.

De conformidad con la ley estatal, cualquier miembro del público puede dirigirse al Concejo Municipal con respecto a cualquier tema de la agenda. Tenga en cuenta que los elementos del Calendario de consentimiento se consideran de rutina y normalmente se decreta con un voto del Municipio. Si desea hablar sobre un artículo particular del calendario de consentimiento, hágalo durante "Comentarios públicos sobre artículos del calendario de consentimiento".

Las reuniones regulares del Concejo Municipal se grabarán en video y estarán disponibles para su revisión en el sitio web de la Ciudad al final del día del jueves siguiente a la reunión del Concejo Municipal. **La agenda y los informes relacionados del personal están disponibles en el sitio web de la ciudad: www.cityoflomdoc.com el viernes antes de las reuniones del consejo entre las 9:00 a.m. y las 5:00 p.m.**

Cualquier documento producido por la ciudad y distribuido a la mayoría del concejo municipal con respecto a cualquier tema en esta agenda estará disponible el viernes antes de las reuniones del concejo en la oficina del Secretario de la Ciudad en el Ayuntamiento, 100 Civic Center Plaza, de lunes a viernes entre las 9 a.m. y 5 p.m. y en el mostrador de información de la biblioteca de Lompoc, 501 E. North Avenue, Lompoc, California, de lunes a jueves de 10 a.m. a 7 p.m. y viernes y sábado entre la 1 p.m. y 5 p.m. La Ciudad puede cobrar los costos habituales de fotocopiado por copias de documentos anteriormente mencionados.

De conformidad con la ley de Estadounidenses con Discapacidades, si necesita asistencia especial para participar en esta reunión, incluyendo la revisión de la agenda y los documentos relacionados, comuníquese con el Secretario de la Ciudad al (805) 875-8241 al menos 48 horas antes de la reunión. Esto le dará tiempo a la Ciudad para hacer arreglos razonables para asegurar la accesibilidad a la reunión. Para solicitar un traductor de español, llame al (805) 875-8241 antes de las 4 p.m. el viernes antes de la reunión del consejo, para dar tiempo a la ciudad para coordinar un traductor.

CLOSED SESSION

OPEN SESSION – 6:15 P.M. – Council Chamber

Council Members Present: Dirk Starbuck, Gilda Cordova, Jeremy Ball, and Mayor Jenelle Osborne. Council Member Vega arrived at 6:06 P.M.

Staff Present: City Manager Dean Albro, City Clerk Stacey Haddon, and City Attorney Jeff Malawy.

ORAL COMMUNICATIONS: None

CLOSED SESSION – City Council Conference Room

BUSINESS ITEM:

1. **CONFERENCE WITH LABOR NEGOTIATORS:** City Designated Representatives: Christine Donnelly, Dean Albro, Gabriel Garcia, Colin Tanner, and Jeff Malawy. Employee Organization: International Brotherhood of Electrical Workers, Local 1245 (IBEW)

OPEN SESSION - 6:30 P.M. – Council Chamber – Called to Order at 6:50 P.M.

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

Staff Present: City Manager Dean Albro, City Clerk Stacey Haddon, City Attorney Jeff Malawy, Management Services Director Christine Donnelly, and Accounting and Revenue Manager Matthew Adams.

Others Present: Deb Andrews, Eddie Taylor, Liane Martindale, Haley Corral, D. Haley, and Rafaela Moreno.

REPORT ON ACTION TAKEN DURING CLOSED SESSION:

City Attorney Jeff Malawy stated the Council took no reportable action during the Closed Session.

Pastor Joy Price gave an invocation and Mayor Jenelle Osborne led the **Pledge of Allegiance**.

PRESENTATIONS:

Mayor Osborne presented a proclamation in honor of **Pride Month**.

CITY MANAGER REPORT: (Information only)

- **List of City expenditures**
 - April 25 – 29, 2022 - \$1,891,239.27
 - May 2 – 6, 2022 - \$1,295,206.14
 - May 9 – 13, 2022 - \$430,552.36
 - April 29, 2022 – Payroll - \$1,530,596.76
 - May 13, 2022 – Payroll - \$1,710,193.50

City Manager Dean Albro commended Lompoc Police Officer David Garza for receiving the H. Thomas Guerry Award for Superior Performance and Lompoc Police Detectives David Magana and Gabriel Molina for receiving the H. Thomas Guerry Award for Valor, thanked the entire Police Department for organizing and hosting the Police Department Food Truck Fest held in front of City Hall on May 18, 2022; announced the Staff submitted a request with Congressman Carbajal and Senator Alex Padilla for direct federal funding for the rehabilitation and renovation of Pioneer Park, the request has been approved by those two offices and will be forwarded to possibly be approved in the Federal Budget process; and asked Council to approve the upcoming Planning Commission and City Council Joint Meeting, to begin at 4:30 P.M. on July 19, 2022 which will allow Staff to provide an update on the draft Multimodal Streetscape Plan, with a General Consensus, the Council approved the date and time for Joint Meeting.

Council Member Cordova asked Staff when the Utility Commission Meetings will resume. Utility Department Director Charles Berry stated he intends to resume the meetings as soon as Staffing levels in the Utility Department are adequate for meetings to be arranged and managed.

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

CONSENT CALENDAR:

Mayor Osborne announced Consent Calendar Item No. 1 will be removed from the Agenda and brought back at a future meeting.

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

1. **Approval of Minutes** of the Lompoc City Council Regular Meeting of April 19, 2022 - removed from the Agenda
2. **Amendment to Transit System Operation Services Contract with RATP Dev USA, Inc. to Increase the Hourly Rate for Fiscal Year 2022-2023**

Approved Amendment No. 2 to the City's Contract for Transit System Operation Services with RATP Dev USA, Inc. to increase the hourly rate from \$58.59 to \$69.55 per vehicle revenue hour, for Fiscal Year 2022-2023; and authorized the City Manager to execute Amendment No. 2.
3. **Adoption of Resolution No. 6509(22) Approving the Tentative Agreement and Memorandum of Understanding with Employees Represented by the Lompoc Police Officers' Association; Amending the City's Compensation Plan/Pay Plan, and Approving Supplemental Appropriations to Fund the Amended Compensation Plan.**

Adopted Resolution No. 6509(22), which did:

- a. Approve the Tentative Agreement between the City and the Lompoc Police Officers' Association (LPOA) for a successor Memorandum of Understanding for the period of July 1, 2022 through June 30, 2023 (LPOA MOU 2022-2023);

CONSENT CALENDAR: (cont'd)

Item No. 3 – Action

- b. Approve the LPOA MOU 2022-2023;
- c. Amend the City’s Compensation Plan/Pay Plan to revise the salary ranges for various LPOA represented classifications as prescribed in the LPOA MOU 2022-2023; and
- d. Approve the supplemental appropriations which will fund the proposed revised salary ranges, one-time essential worker compensation, and benefit contribution adjustments for Fiscal Year (FY) 2022-2023.

4. Approval of a Sole Source Purchase Contract with Air Treatment Corporation for the Lompoc Aquatic Center Dehumidification System.

Approved Air Treatment Corporation as a sole-source provider for the Lompoc Aquatic Center (LAC) Dehumidification System; and award that contract to Air Treatment Corporation in an amount not to exceed \$610,816; authorized the City Manager to execute purchasing agreements necessary to complete the purchase of LAC dehumidification system; and authorized the Purchasing and Materials Manager to issue a Purchase Order encumbering funds in account number 424CIP792640 “CIP Pool Equipment & Fixtures to Air Treatment Corporation for \$610,816.

5. Approval of a Sole Source Purchase Contract with OpenAire, Inc. for the Lompoc Aquatic Center Roof Panels, Motors and Tracks

Approved OpenAire, Inc. as a sole-source provider for the Lompoc Aquatic Center (LAC) Roof Panels, Motors and Tracks; award that contract to OpenAire, Inc. in an amount not to exceed \$216,612; authorized the City Manager to execute purchasing agreements necessary to complete the purchase of LAC roof panels, motors and tracks; and authorized the Purchasing and Materials Manager to issue a Purchase Order encumbering funds in account number 424CIP-710911 “CIP-Rplc&RepairRoofAquaticCntr” “ to OpenAire, Inc. for an amount not to exceed \$216,612.

6. Adoption of Resolutions to Call and Give Notice of the General Municipal Election on November 8, 2022, Request to Board of Supervisors to Consolidate the Election, and Adopt of City Council Policy Requiring Payment of Costs and Deposits for Candidate Statements

Adopted Resolution No. 6503(22), Calling and Giving Notice of the Holding of a General Municipal Election on Tuesday, November 8, 2022, for the election of Mayor and two Council Members; adopted Resolution No. 6504(22), Requesting the Board of Supervisors of the County of Santa Barbara (County) to Consolidate a General Municipal Election of the City of Lompoc to be held on November 8, 2022, with the statewide general election on that same date and request the County’s services for conducting the General Municipal Election; adopted Resolution No. 6505(22), Adopting Regulations for Candidates for Elective Office, Pertaining to Payment of Costs and Deposits for Candidate Statements for the Consolidated General Municipal Election (each candidate filing a Candidate’s Statement will be required to pay a deposit and comply with the 200-word limit on Candidates’ Statements of Qualifications); and Directed the City Clerk to file one original and eight copies of Resolution No. 6504(22) with the Clerk of the Board Supervisors, requesting consolidation with the County for the November 8, 2022, General Municipal Election, before the June 30, 2022, deadline.

7. Unclaimed Property: Stale-Dated Checks; Adoption of Resolution No. 6506(22) Transferring Such Funds to the General Fund

Adopted Resolution No. 6506(22) transferring property (stale-dated checks) to the General Fund.

CONSENT CALENDAR: (cont'd)

8. **Adoption of Resolution No. 6507(22) Ordering the Levy of Special Taxes for Fiscal Year 2022-23 Within Community Facilities District No. 2018-01 (Summit View Homes).**

Adopted Resolution No. 6507(22), ordering the levy of special taxes for Fiscal Year (FY) 2022-23 within Community Facilities District No. 2018-01 (Summit View Homes).

STAFF PRESENTATIONS/ANNOUNCEMENTS/REQUESTS: None

ORAL COMMUNICATIONS (3 Minutes Maximum):

1. Deb Andrews expressed her concerns regarding the continued regulations and rules concerning COVID.
2. Eddie Taylor, Liane Martindale, Haley Corral, and D Haley, spoke about the United Way, Home for Good, and the Americorps program and the benefits these organizations and programs provide to persons in need of housing.
3. Rafaela Moreno stated she would like to have the Council review plans for the proposed motorsports park project.

APPOINTMENTS:

9. **Council appointments to the Lompoc Community Benefit Foundation.**

Mayor Osborne requested this item be pulled from this Agenda and brought back at the June 21, 2022 Regular City Council Meeting with an item that will allow the Council to discuss and take possible action to revise the Lompoc Community Benefit Foundation bylaws regarding appointed business members, which will require business members to live within the 93436 zip code, and to allow for the appointment of two alternate business members. The request was seconded by Council Member Starbuck and carried by Council Member Cordova.

PUBLIC HEARING:

10. **Public Hearing to Consider the Ordering of Services and Improvements, the Continuation of the Assessments for Fiscal Year 2022-23 for the Park Maintenance and City Pool Assessment District No. 2002-01; Adoption of Resolution No. 6508(22) Approving the Engineer's Report, Confirming the Diagram and Assessment, and Ordering the Continuation of Assessments for Fiscal Year 2022-23.**

Accounting and Revenue Manager Matthew Adams presented the Staff report and recommendations.

Council Member Starbuck asked if this assessment has an end date. City Manager Dean Albro stated the assessment does not have an end date, but the debt is estimated to be paid in full in 2034.

Public Comment: None

ACTION: Motion/Second: Vega/Ball. By a 5-0 vote, Council held a public hearing for the proposed continuation of the assessments for the Park Maintenance and City Pool Assessment District No. 2002-01 (District), in order to receive any public input on the proposed continuation of the assessments, approve the proposed assessment budget for Fiscal Year (FY) 2022-23 and the services and improvements funded by the assessment fund, and any other issues related to the assessments; and ordered the improvements and maintenance services, and continued the assessments for FY 2022-23; and adopted Resolution No. 6508(22) approving the Engineer's Report and confirming the diagram and assessments for FY 2022-23 for the District.

UNFINISHED BUSINESS:

Council Member Cordova recused herself from Agenda Items 11 and 12, stating possible conflict of interest.

11. **Lompoc Tourism Improvement District 2020 and 2021 Annual Reports by Visit Lompoc Inc.**

Matthew Adams, Accounting and Revenue Manager presented the Staff report and recommendations.

Public Comment: None

ACTION: Motion/Second: Vega/Ball. By a 4-0-1 vote (Council Member Cordova was absent), Council reviewed and approved the Lompoc Tourism Improvement District 2020 and 2021 Annual Reports submitted by Visit Lompoc, Inc. (VLI).

NEW BUSINESS:

12. **Adoption of Election Resolutions to Place Before City Voters, at the November 8, 2022, General Municipal Election, a 1% Special Transient Occupancy Tax Measure for Police and Fire Purposes; Call of that Election and Request for Consolidation with the Statewide General Election; Direction for Impartial Analysis and Ballot Arguments for Measure**

City Attorney Jeff Malawy presented the Staff report and recommendations.

Council discussed the matter at length.

Council Member Vega moved to remove the proposed 2% discount from the Measure. The motion died for a lack of a second.

The Council continued to discuss this matter.

ACTION: Motion/Second: Ball/Starbuck. By a 4-0-1 vote (Council Member Cordova was absent), Council adopted Resolution No. 6511(22), directing the City Attorney to draft the impartial analysis and setting ballot arguments; and designated Mayor Osborne and Council Member Ball to author a ballot arguments in favor of the proposed tax measure.

ACTION: Motion/Second: Ball/Vega. By a 4-0-1 vote (Council Member Cordova was absent), Council declined to adopt Resolution No. 6512(22) authorizing rebuttal arguments.

ACTION: Motion/Second: Mayor Osborne/Ball. By a 4-0-1 vote (Council Member Cordova was absent), Council adopted Resolution No. 6510(22), which orders the submission to the qualified electorate of the City of Lompoc a 1% Special Transient Occupancy Tax Measure for Police and Fire Purposes, and allowing hotel operators to retain 2% of all transient occupancy taxes collected to cover collection costs (Measure), at the General Municipal Election to be held on November 8, 2022; calls that election for November 8, 2022; requests that the County of Santa Barbara consolidate that election with the Statewide General Election to be held on Tuesday, November 8, 2022, and directs the County Elections Department to conduct the election on the City's behalf; and authorizes City payment for such consolidated elections services; adopted Resolution No. 6513(22) approving appropriations to pay for the election; and directed the City Attorney read aloud the title of the ordinance.

The title is: An Ordinance of the City Council of the City of Lompoc Amending Chapter 3.12 Entitled "Transient Occupancy Tax" of Title 3 of the Lompoc Municipal Code, To Impose a 1% Special Transient Occupancy Tax for Police and Fire Purposes, and to Allow a Collection Discount for Hotel Operators to Recover Tax Collection Costs

ACTION: Motion/Second: Ball/Vega. By a 4-0-1 vote (Council Member Cordova was absent), Council approved waiving further reading of the ordinance.

Council Member Cordova returned to the Council Chamber and to the dais.

WRITTEN COMMUNICATIONS: None

ORAL COMMUNICATIONS (2 Minutes Maximum): None

COUNCIL COMMENTS AND MEETING REPORTS:

Council Member Cordova requested Staff return at a future date with a Staff report to provide information to Council regarding the discontinuation of the City's Utility Commission Meetings, and when those meetings will be able to resume. The request was seconded by Council Member Vega and carried by Council Member Starbuck.

Council Member Starbuck requested a future agenda item with an analysis of any other industries inside the City which may be eligible to receive a discount and or credit on processing fees from the City for the collection of a City tax. The request was seconded by Council Member Ball and carried by Mayor Osborne.

Mayor Osborne reported she attended several meetings and events including several meetings with the Santa Barbara County Association of Governments (SBCAG), the Northern California Power Agency (NCPA) in Healdsburg, CA.; spoke at the Vandenberg Middle School Leadership Class; announced Allan Hancock College is now expanding its associate degree program available at the Lompoc Campus, the Lompoc Chamber of Commerce and Visitor's Bureau is seeking nominations for man of the year, woman of the year, and small business of the year and is hosting a ribbon cutting ceremony for Savie Health on June 17, 2022; the Lompoc Public Library Summer Reading program began on June 1, 2022 and encourages all citizens to join in; the Parks & Recreation Division is offering several programs throughout the summer including Spudball and Kids Plant Camp; and the AIDS LifeCycle will be in Lompoc on June 9, 2022.

ADJOURNMENT: At 8:23 P.M. Mayor Osborne adjourned the Lompoc City Council to a Regular Meeting on June 21, 2022 at 6:30 P.M., in City of Lompoc Council Chamber.

Approved by Council Action on August 2, 2022:

/Stacey Haddon/
Stacey Haddon, City Clerk