



DRAFT MINUTES

Regular Meeting of the Lompoc City Council
Tuesday, June 20, 2023
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

Or video livestreamed via this link:

<https://www.cityoflompop.com/government/committees-boards/city-council/live-webcast>

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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 20, 2023.

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.cityoflompop.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.cityoflompop.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 – 5:30 P.M. – Council Chamber

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

Staff Present: Management Services Director Christie Donnelly, City Clerk Stacey Haddon, and City Attorney Jeff Malawy.

ORAL COMMUNICATIONS:

1. (Name not provided) spoke about the broken sidewalk in front of their home.

CLOSED SESSION – City Council Conference Room

BUSINESS ITEM:

1. **CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION:** Government Code Section 54956.9(d)(1) Name of case: City of Lompoc v. Mission Hills Community Services District, Santa Barbara County Superior Court Case No. 20CV02225
2. **CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION:** Significant exposure to litigation pursuant to Government Code 54956.9(d)(2): One case.
3. **CONFERENCE WITH LABOR NEGOTIATORS:** City Designated Representatives: Dean Albro, Christie Donnelly, Gabriel Garcia, and Jeff Malawy. Employee Organizations: Lompoc Police Officer's Association (LPOA), International Brotherhood of Electrical Workers, Local 1245 (IBEW), International Association of Firefighters Local 1906 (IAFF), Management, Supervisory & Confidential (MS&C), and Unrepresented (UR) employees

The general Oral Communications periods are reserved for persons desiring to address the Lompoc City Council on any subject within the jurisdiction of the City Council. Closed Session and Consent Calendar Oral Communications periods are limited to the subjects of the closed session/consent calendar agenda items.

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

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

Staff Present: Management Services Director Christie Donnelly, City Clerk Stacey Haddon, City Attorney Jeff Malawy, Utility Director CJ Berry, Planning Manager Brian Halvorson, and Community Development Director Christie Alarcon.

Others Present: Chuck Madson, Luis Castaneda, Marcia Wertz, Sherry Foster, LeAnne Wolver, David Hudspeth, Steve Popkin, Carl Jones, and Susan Hudspeth.

REPORT ON ACTION TAKEN DURING CLOSED SESSION:

City Attorney Jeff Malawy stated Council discussed all Closed Session items with no reportable action taken.

Chaplin Keith McLellan gave the invocation and Mayor Jenelle Osborne led the **Pledge of Allegiance**.

PRESENTATIONS:

Mayor Osborne presented a proclamation in honor of **Electric Line Workers Recognition Day**. Utility Manager Charles Berry thanked the Council for the recognition and spoke in praise of all of the line workers and their continued works that keep the City safe and working.

CITY MANAGER REPORT: (Information only)

- **List of City expenditures**

- May 15, -19, 2023 - \$841,526.61
- May 22 – 26, 2023 - \$1,556,213.98
- Payroll May 26, 2023 - \$1,771,858.86

Management Services Director Christie Donnelly announced the Lompoc Library will be providing lunch at the library during the summer break for children 18 years and under Monday – Friday from 1pm – 2pm; the Lompoc Aquatic Center will have daily recreation swim June 12 – August 11; and Lompoc Flower Festival will be held on June 22 – 25 at Ryon Park.

Council Member Starbuck asked if the City will be hosting a Fourth of July celebration this year. Community Development Director Christie Alarcon stated the City will be providing a free Fourth of July Family Fun Day at Ryon Park from 12pm to 4pm.

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

1. Chuck Madson and Luis Castaneda spoke in favor of the City approving Consent Calendar Item No. 11 and stated the Chamber should receive a raise in the City funding.

CONSENT CALENDAR:

Council Member Ball requested Consent Calendar Item No. 11 be pulled for discussion.

ACTION: Motion/Second: Ball/Starbuk. By a 5-0 vote, Council removed Item No. 11 from the Consent Calendar and:

1. Approved the Minutes of the Lompoc City Council Regular Meeting of May 2, 2023
2. **Approval of the Annual Operations and Maintenance Plan (ER23-01) for Fiscal Year 2023-24; Adoption of Resolution No. 6582(23).**

Adopted Resolution No. 6582(23), approving the Annual Operations and Maintenance Plan for Fiscal Year 2023-24 and authorizing Staff to submit the Notice of Exemption to the Santa Barbara County Clerk of the Board.

3. **Adoption of Resolution No: 6583(23) Adopting the 2023 City of Lompoc Wildfire Mitigation Plan.**

Adopted Resolution No. 6583(23) adopting the 2023 City of Lompoc Wildfire Mitigation Plan.

4. **Award of Contract for Transit Systems Operations Services to RATP Dev USA, Inc.**

Awarded the contract for RFP 23-T1-01 to RATP Dev USA, Inc., for approximately \$3,619,332 over a period of two years; approve the proposed agreement and authorize the City Manager to execute the agreement.

5. **Unclaimed Property: Stale-Dated Checks; Adoption of Resolution No. 6584(23) Transferring Such Funds to the General Fund.**

Adopted Resolution No. 6584(23) transferring property (stale-dated checks) to the General Fund.

6. **Reappointment of a City of Lompoc Representative to the County Library Advisory Committee.**

Approved the reappointment of Lompoc resident Alice Down to the Santa Barbara County Library Advisory Committee (LAC), with a term expiration of June 30, 2024.

CONSENT CALENDAR: (cont'd)

7. Application for Taxicab Owner’s permit by Jose De La Cruz III dba 805 Transportation, LLC.

Pursuant to Lompoc Municipal Code (LMC) Chapter 5.36 Article 2 – Owners’ Permits, determine based on the report from the Police Chief that all material statements contained in the application and accompanying affidavit are true; that it does not appear the applicant, nor any partner, associate, officer or director of the applicant is a fugitive from justice; that based on the report below from the City Attorney it appears that the policy of insurance is a legal and binding obligation and complies with the requirements of Article 2 of LMC Chapter 5.36; and directed City Staff to issue a taxicab owner’s permit to Mr. Jose De La Cruz dba 805 Transportation, LLC.

8. Rejection of All Bids on Project No. 3011 – Ryon Park Tennis & Pickleball Courts.

Rejecedt all bids submitted for the Ryon Park Tennis & Pickleball Courts project no. 3011 opened on February 10, 2023.

9. Award of Project No. 3047 – Ryon Park Tennis & Pickleball Court to Courts and Greens, Inc.; Authorize the City Manager to Execute Agreements; Authorize the Community Development Director to Execute Change Orders.

Adopted the Special Provisions for Project No. 3047, Ryon Park Tennis & Pickleball Court (Project), as required by Section 22039 of the Public Contract Code (copies of Special Provisions are on file in the City Purchasing Office); award the construction contract for the Ryon Park Tennis & Pickleball Courts (Project) to Courts and Greens, Inc., in the amount of \$635,402; authorized the City Manager to execute the necessary agreements in a form approved by the City Attorney; and authorized the Community Development Director to approve change orders in an aggregate amount that will not cause total project appropriations of \$650,000 to be exceeded.

10. Adoption of the Fiscal Year 2023-24 Gann Appropriation Limitation; Adoption of Resolution No. 6586(23).

Adopted Resolution No. 6586(23), setting the Fiscal Year (FY) 2023-24 Gann appropriation limit at \$57,486,311.

Item No. 11 was pulled from the Consent Calendar

11. Extension of Agreement with the Lompoc Valley Chamber of Commerce for Economic Development and Business Assistance Services.

STAFF PRESENTATIONS/ANNOUNCEMENTS/REQUESTS: None

ORAL COMMUNICATIONS (3 Minutes Maximum):

1. Marcia Wertz complained about a vibration and or sound she continues to hear at her home, and requested volunteers signup to help work the fireworks both being operated by the Lompoc Valley Parks Recreation & Pool Foundation, Inc.
2. Sherry Foster expressed her concerns about what she believes is government interference with children with proclamations in honor of Pride Month as well new rules and regulations regarding LGBTQ+ persons.
3. LeAnne Woolever requested the City Council request an audit be conducted of the Explore Lompoc – Visit Lompoc financial reports and to end the City’s contract with Explore Lompoc – Visit Lompoc.

PUBLIC HEARING:

12. **Public Hearing to Consider the Ordering of Services and Improvements, the Continuation of the Assessments for Fiscal Year 2023-24 for the Park Maintenance and City Pool Assessment District No. 2002-01; Adoption of Resolution No. 6585(23) Approving the Engineer’s Report, Confirming the Diagram and Assessment, and Ordering the Continuation of Assessments for Fiscal Year 2023-24.**

Management Services Director Christie Donnelly presented the Staff report and recommendations.

Council Member Ball asked Staff to confirm if the City provides funding to the Aquatic Center and City-owned parks. Management Services Director Christie Donnelly answered yes and stated the City contributes more than the public.

Public Comment: None

ACTION: Motion/Second: Ball/Cordova. By a 5-0 vote, Council held the public hearing for the proposed continuation of the assessments for the Park Maintenance and City Pool Assessment District No. 2002-01 (District), to receive any public input on the proposed continuation of the assessments, approved the proposed assessment budget for Fiscal Year (FY) 2023-24 and the services and improvements funded by the assessments fund, and any other issues related to the assessments; and upon the conclusion of the public hearing, ordered the improvements and maintenance services, and the continuation of the assessments for FY 2023-24; and adopted Resolution No. 6585(23) approving the Engineer’s Report, and confirming the diagram and assessments for FY 2023-24 for the District.

13. **Introduction of Ordinance No. 1705(23) for Minor Zoning Code Amendments Pertaining to Certificates of Appropriateness for the Exterior Modification of Historic Structures and Resources, Streamlining Permitting Requirements for Small Housing Developments, and CUP Requirement for R3 Zone Larger Multi-Family Residential Developments (TA 23-01).**

Planning Manager Brian Halvorson presented the Staff report and recommendations.

Council thanked Staff for the information provided and discussed the requirements and what the process might be for an owner to remove their property from the historical list.

Public Comment: None

ACTION: Motion/Second: Ball/Cordova. By a 5-0 vote, Council held a public hearing; and introduced, for first reading by title only with further reading waived, Ordinance No. 1705(23) for Zoning Code Amendments (TA 23-01) pertaining to Historical Buildings, Certificates of Appropriateness and Permitting Requirements for Small Housing Developments.

ACTION: Motion/Second: Ball/Cordova. By a 5-0 vote, Council approved to discuss Consent Calendar Item No. 11 before Unfinished Business Item No. 14

CONSENT CALENDAR: (cont’d)

11. **Extension of Agreement with the Lompoc Valley Chamber of Commerce for Economic Development and Business Assistance Services.**

Council this matter at length.

Public Comment:

1. David Hudspeth, Steve Popkin, Carl Jones, and two un-named persons, spoke in favor of the City negotiating with the Chamber of Commerce for an increase in City funding.

Council continued to discuss this matter.

Mayor Osborne motioned to extend the current agreement between the City and the Lompoc Chamber of Commerce for economic development and business assistance service through August 15, 2023 and direct Staff to negotiate with the Chamber for any possible increase in the City's funding.

Council Member Cordova provided a substitute motion to extend the current agreement between the City and the Lompoc Chamber of Commerce for economic development and business assistance service for an additional year to June 30, 2024, with an annual increase of \$54,000 to the current annual compensation of \$108,000. This substitute motion was seconded by Council Member Ball. With a vote of the entire Council this motion failed by a 2-3 vote (Council Members Starbuck and Vega and Mayor Osborne voted No)

ACTION: Motion/Second: Mayor Osborne/Vega. By a 3-2 vote (Council Members Ball and Cordova Voted No), Council extended the current agreement between the City and the Lompoc Chamber of Commerce for economic development and business assistance service through August 15, 2023 and directed Staff to negotiate with the Chamber for any possible increase in the City's funding, and to provide a two-year agreement.

UNFINISHED BUSINESS:

14. **Adoption of Resolution no. 6587(23), Adopting a Biennial Budget for Fiscal Years 2023-24 and 2024-25 and Capital Improvement Program for Fiscal Years 2023-24 to 2028-29; Introduction of Ordinance No. 1706(23), Amending Chapter 3.24 of the Municipal Code to Reference a Biennial Budget.**

Management Services Director Christie Donnelly presented the Staff report and recommendations.

Council discussed this matter at great length and thanked Staff for their work helping ensure the Council and the public have a clear understanding of this Budget.

Public Comment:

1. David Hudspeth stated he was impressed to hear the budget is a living document, encouraged the Council to work closely with the Lompoc Chamber of Commerce, and thanked Staff and the Council for their continued work.
2. Susan Hudspeth spoke about potholes on City roads and alleyways and requested Council approve funding to fix the City streets and alleyways.
3. (Name not provided) requested the City be mindful of the renovations at River Park and not remove all the trees while expanding the RV campground, and requested the tent camp area be re-opened.

ACTION: Motion/Second: Mayor Osborne/Cordova. By a 5-0 vote, Council adopted Resolution No. 6587(23) adopting the Biennial Budget Fiscal Years 2023-25 and Capital Improvement Program for Fiscal Years 2023-29, as described herein; and introduced, for first reading by title only with further reading waived, Ordinance No. 1706(23) amending the Lompoc Municipal Code to reference a biennial budget; or give alternate direction for the development of the biennial budget.

WRITTEN COMMUNICATIONS: None

ORAL COMMUNICATIONS (2 Minutes Maximum): None

COUNCIL COMMENTS AND MEETING REPORTS:

Council Member Vega thanked everyone who participated in this meeting.

Council Member Ball announced he attended the Juneteeth Celebration in Old Town on Saturday, June 17, 2023.

Council Member Cordova thanked Staff for their work done throughout the year and encouraged all persons to attend and participate in upcoming Council Meetings.

Council Member Starbuck reminded everyone of the upcoming Flower Festival beginning on June 22, 2023 at Ryon Park.

Mayor Osborne reported she attended several events and meetings, including the welcome event for the AIDS/Lifecycle 2023 riders, the Major County Sheriffs of America 2023 Summer Conference hosted by Santa Barbara County Sheriff Bill Brown, the City of Lompoc's Beautification Commission meeting, Santa Barbara County Association of Governments (SBCAG) regular meeting, and the Flower Festival Association's Queen Coronation Ball; and encouraged everyone to attend the upcoming Flower Festival Parade on Saturday; and reminded everyone to be careful when lighting fireworks on the Fourth of July. Mayor Osborne requested a future Staff presentation regarding the rules and laws the City is required to adhere to regarding complaints of homelessness problems on private property, the request was seconded by Council Member Cordova and carried by Council Member Ball.

ADJOURNMENT: At 9:12 P.M. Mayor Osborne adjourned the Lompoc City Council to a Regular Meeting on July 18, 2023 at 6:30 P.M., in City of Lompoc Council Chamber.

Respectfully, submitted to Council for review on September 27, 2023 by: *Stacey Haddon*
Stacey Haddon, City Clerk