



MINUTES

Regular Meeting of the Lompoc City Council
Tuesday, July 18, 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, July 18, 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 as soon as possible prior to the meeting. This will allow time for the City to make reasonable arrangements to ensure accessibility to the meeting.

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 – 6:10 P.M. – Council Chamber

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

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, Jeff Malawy, Che Johnson. Employee Organization: International Association of Firefighters Local 1903 (IAFF).

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, Dirk Starbuck, Victor Vega, and Mayor Jenelle Osborne.

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

REPORT ON ACTION TAKEN DURING CLOSED SESSION:

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

Pastor Nate Marsh gave the invocation and Mayor Jenelle Osborne led the **Pledge of Allegiance**.

PRESENTATIONS PRESENTED ELSEWHERE:

Mayor Osborne announced she presented a **Key to the City** to members of the **Pedal the Pacific** organization at the reception hosted by the North County Rape Crisis and Child Protection Center and American Association of University Women Lompoc-Vandenberg Branch held at the Lompoc Hilton Garden Inn on July 17, 2023.

PRESENTATIONS:

Mayor Osborne presented a proclamation in honor of **Parks & Recreation Month**

CITY MANAGER REPORT: (Information only)

- **List of City expenditures**

- May 29, 2023 – June 2, 2023 - \$1,779,441.20
- June 5 – 9, 2023 - \$1,342,469.11
- June 12 – 16, 2023 - \$1,301,741.22
- June 19 - 23, 2023 - \$3,457,741.80
- Payroll June 9, 2023 - \$1,746,363.56
- Payroll June 23, 2023 - \$1,859,556.62

City Manager Dean Albro thanked the Parks & Recreation Division for all their work to provide continued recreational opportunities for the public; congratulated the Fire Department and the Police Department for a successful recovery of the Fire Department's stolen extraction tool; and reminded all of the upcoming **National Night Out** event to be held on August 1, 2023 at Thompson Park beginning at 5pm, as well as the upcoming City's 135th Birthday Celebration weekend to be held in Old Town on August 11, 12, and 13, 2023.

Mayor Osborne invited Human Resources Director Gabriel Garcia to provide a statement Consent Calendar Items 6 and 7. Mr. Garcia stated Items 6 and 7 are to amend compensation plans for management, supervisory & confidential, and unrepresented City employees and Staff is recommending adoption of the listed resolutions.

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

CONSENT CALENDAR:

ACTION: Motion/Second: Vega/Ball. By a 4-0-1 vote (Council Member Cordova was absent), Council:

1. **Adoption 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).**

Adopted 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.

2. **Adoption of Ordinance No. 1706(23), Amending Chapter 3.24 of the Municipal Code to Reference a Biennial Budget.**

Adopted Ordinance No. 1706(23) amending the Lompoc Municipal Code to reference a biennial budget.

3. **Adoption of Resolution No. 6587(23) Accepting, Approving and Adopting the Tentative Agreement for a Successor Memorandum of Understanding and Approving Memorandum of Understanding between the City and the Lompoc Police Officers' Association for the period of July 1, 2023, through June 30, 2025, and Approving Supplemental Appropriations**

Adopted Resolution No. 6587(23), which will accept, Approve and Adopt 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, 2023, through June 30, 2025 (LPOA MOU 2023-2025); approve the LPOA MOU 2023-2025; and approved the supplemental appropriations which will fund the proposed revised salary ranges, one-time retention incentive, and benefit contribution adjustments for Fiscal Years 2023-2025.

CONSENT CALENDAR: (cont'd)

4. **Adoption of Resolution No. 6588(23) Approving Amendment No. 1 to the Memorandum of Understanding with Employees Represented by the International Brotherhood of Electrical Workers, Local Union 1245 and Approving Supplemental Appropriations.**

Adopted resolution No. 6588(23), which will approve Amendment No. 1 to the Memorandum of Understanding (MOU) between the International Brotherhood of Electrical Workers, Local Union 1245 (IBEW 1245) and the City (Amendment No. 1) to provide health benefit contribution adjustments; and approved the supplemental appropriations which will fund the proposed health benefit contribution adjustments as prescribed in Amendment No. 1.

5. **Adoption of Resolution No. 6589(23) Authorizing Health Benefit Contribution Adjustments to the Employees Represented by the International Association of Firefighters, Local 1906, and Approving Supplemental Appropriations.**

Adopted Resolution No. 6589(23), which will authorize the health benefit contribution adjustments to employees represented by the International Association of Firefighters, Local 1906; and approves the supplemental appropriations which will fund the proposed health benefit contribution adjustments.

6. **Adoption of Resolution No. 6590(23) Approving Amended and Restated Compensation Plans for Management, Supervisory & Confidential, and Unrepresented Employees and Approving Supplemental Appropriations.**

Adopted resolution No. 6590(23), which will approve the amended and restated Compensation Plans for Management, Supervisory & Confidential (MS&C), and Unrepresented (UR) employees effective July 1, 2023; and approved the supplemental appropriations, which will fund the proposed health benefit contribution adjustments included in the amended and restated Compensation Plans for Fiscal Year 2023-25.

7. **Adoption of Resolution No. 6591(23) Amendment to the City Classification and Compensation Plans to Effect New and Revised Classifications and Salary Range Adjustments Authorized in the Biennial Budget Fiscal Years 2023-25.**

Adopted resolution No. 6591(23), which will approve the new or revised class specifications authorized in the Biennial Budget Fiscal Years (FYs) 2023-25, and amend and include them in the City's Classification Plan; approved the job descriptions for those new or revised classifications; approve the new or revised salary ranges for the new or revised job classes, and amended and included them in the City's Compensation/Pay Plan; approved the proposed salary adjustments for various positions and amended and included them in the City's Compensation/Pay Plan; approved the deletion of position allocations for various job classifications authorized in the Biennial Budget FYs 2023-25, and amended the City's Classification and Compensation/Pay Plans; approved the title change for certain classifications authorized in the Biennial Budget FYs 2023-25; and approved the reorganization of the Utility Department, and Management Services Department to move the Communications Division (previously Broadband) from Utility Department to Management Services Department in the Information Technology Division.

CONSENT CALENDAR: (cont'd)

8. **Adoption of Resolution No. 6592(23) Ordering the Levy of Special Taxes for Fiscal Year 2023-24 Within Community Facilities District No. 2018-01 (Summit View Homes).**

Adopted Resolution No. 6592(23) ordering the levy of special taxes for Fiscal Year 2023-24 within Community Facilities District No. 2018-01 (Summit View Homes).

9. **Adoption of Resolution No. 6593(23) Approving an Updated Public Transportation Agency Safety Plan and Authorizing Staff to Submit It to the California Department of Transportation.**

Adopted resolution No. 6593(23), approving the updated Public Transportation Agency Safety Plan with the California Department of Transportation (Caltrans) as required by the Federal Transportation Administration and Caltrans and authorizing the Transit/Airport Administrator to file such.

10. **Agreement with Central Coast Agriculture, Inc. to Terminate Its Existing Lease Agreement at Lompoc Airport due to Transfer of Hangar to Matthew Miller; Approval of Lease Agreement with Matthew Miller at Lompoc Airport.**

Approved and authorized the City Manager to execute a mutual agreement to terminate the current Lease of Central Coast Agriculture, Inc., and approved and authorized the City Manager to execute a Land Lease Agreement with Matthew Miller for a hangar at the Lompoc Airport.

11. **Approval of the Innovative Clean Transit Rollout Plan for Submission to California Air Resources Board.**

Approved the Innovative Clean Transit Rollout Plan (ICT Plan) for submittal to the California Air Resources Board.

12. **Adoption of Resolution No. 6594(23) Authorizing Appropriations for the Anderson Recreation Center Clean Air Center Project.**

Adopted resolution No. 6594(23), authorizing the supplemental appropriations of \$166,867.41 for the Anderson Recreation Center Clean Air Center Project.

13. **Adoption of Resolution No. 6596(23) Closing Certain Portions of the Lompoc Airport Property to the Public Between 9:00P.M. and 6:00A.M.**

Adopt Resolution No. 6596(23), closing certain portions of the Lompoc Airport property to the public between 9:00P.M. and 6:00A.M.

14. **Approval of First Amendment to the Measure A Project Cooperative Agreement for SBCAG North County Measure A, Cycle 3 Grant, for the FY-21-S-1 Cypress Ave & A St Sidewalk Infill & Pedestrian RR Crossing Project.**

Authorized the Mayor and City Manager to execute the First Amendment to the Measure A Project Cooperative Agreement for the project awarded to the City in Cycle 3 of the North County Measure A Bicycle and Pedestrian and Safe Routes to School Programs.

STAFF PRESENTATIONS/ANNOUNCEMENTS/REQUESTS:

- **Community Development Program Manager Chanel Ovalle provided a presentation of the Subrecipient Compliance Status Report.**

Council thanked Staff for the information provided and briefly spoke about the program as well as the City's Homebuyers Assistance Program.

ORAL COMMUNICATIONS (3 Minutes Maximum):

1. James Ball, Steve Bridge, Will Schuyler, Gloria Emery, Dale Willis, and Unnamed Person, complained about the percentage of Safe & Sane Fireworks sales that is required to be paid to the City by the non-profit organizations which operated the Safe & Sane Fireworks booths inside the City of Lompoc and requested Council bring forward a future item to discuss this matter.
2. Katie (Unknown Last Name), spoke about her personal experience when she was arrested and stated she believes she was treated with discrimination and the arrest was unlawful.
3. Sarah Gummeire and Todd Ranney criticized the City for the increase in homelessness inside the City and requested more shelter beds be made available.
4. Marcia Wertz complained about the late payment fee on City utility bills.

APPOINTMENTS:

15. **Designation of Voting Delegate and Alternate for League of California Cities Annual Conference.**

ACTION: Motion/Second: Starbuck/Ball. By a 4-0-1 vote (Council Member Cordova was absent), Council appointed Mayor Osborne as the City's voting delegate and City Manager Dean Albro as the alternate for the League of California Cities Annual Conference.

NEW BUSINESS:

16. **Introduction of Ordinance No. 1707(23) to Prohibit Overnight Parking of Recreational Vehicles Citywide and to Create a Recreational Vehicle Parking Permit Program.**

Jeff Malawy, City Attorney presented the Staff report and recommendations, and noted there is a typographical error in Exhibit A of Ordinance No. 1707(23) – Section G (3)c - the word vehicles was omitted and should read as follows: **c. The street on which parking would be provided prohibits parking of vehicles;**

Council discussed this matter at length.

Public Comment:

1. Carl Jones suggested the permit be limited to a two week time period.
2. Will Schuyler expressed concerns about the City's ability to enforce this permit program and stated he believes the appeal process should be handled at the City Council level.
3. (Name not provided), spoke in opposition to this proposed program, stating it is a non-welcoming policy.

NEW BUSINESS: (cont'd)

Item No. 16

Council continued to discuss this matter.

Council Member Starbuck motioned to accept Ordinance No. 1707(23) with fees waived.

Council Member Vega provided a substitute motion which will direct Staff to return at a later date with a revised ordinance, removing high density residential areas from the permit process and lowering the annual fee for the program. City Attorney Jeff Malawy explained the revision to the fee can be revised now, but if Council would like a formal legal determination of removing high density residential areas from the permit program, Staff would need to return at a future meeting with that information. Council Member Vega stated he would rescind his substitute motion if Council Member Starbuck would revise his motion to include the permit fees are waived.

Council Member Starbuck revised his motion to accept Ordinance No. 1707(23) with the fees removed and the permit time be revised from one year to two years. The motion was seconded by Council Member Vega and failed with a vote of 2-2-1 (Council Member Ball and Mayor Osborne voted No, and Council Member Cordova was absent).

Council continued to discuss this matter.

ACTION: Motion/Second: Mayor Osborne/Ball. By a 3-1-1 vote (Council Member Starbuck voted No, Council Member Cordova was absent), Council introduced, for first reading by title only with further reading waived, Ordinance No. 1707(23), which prohibits parking of recreational vehicles on city streets between the hours of 10:00P.M. and 6:00A.M.; creates a recreational vehicle parking permit program with a fee of \$55.00 for a two-year permit which will allow the owner of a recreational vehicle to park on a City street within 100 feet of their residence; and directed Staff to return with review of the program in one year after the parking permit program has been established.

UNFINISHED BUSINESS:

- 17. **Report from the City Council Ad-Hoc Committee Regarding Possible Revisions to the Lompoc Municipal Code – Chapter 9.36 – Cannabis Uses.**

Council Member Ball thanked Council for the time for this matter, stated this is a complicated matter and should be reviewed by the entire Council in the future, but with the revisions and changes happening at the State level the City should wait for those revisions to finalized and then return to the discussion.

Public Comment:

- 1. Lindsey Silva asked Council to support the cannabis industry and suggested a City cannabis division and or department that could provide that support.

ACTION: Motion/Second: Mayor Osborne/Ball. By a 4-0-1 vote (Council Member Cordova was absent), Council approved to sunset this ad-hoc committee with a re-instatement by Council action at a later date when appropriate.

WRITTEN COMMUNICATIONS: None

ORAL COMMUNICATIONS (2 Minutes Maximum): None

COUNCIL COMMENTS, AND MEETING REPORTS:

Council Member Ball requested Staff return at a future meeting with a map illustrating all current commercial cannabis use businesses licenses, applications, as well as closed businesses, the request was seconded by Mayor Osborne and carried by Council Member Vega; and Council Member Ball reported he attended the Pedal the Pacific reception at the Hilton Garden Inn on July 17, 2023.

COUNCIL COMMENTS, AND MEETING REPORTS: (cont'd)

Council Member Vega requested Staff return with an agenda item at a future meeting to allow Council to discuss the fees charged to non-profit organizations for operating a booth selling Safe & Sane Fireworks. The request was seconded by Council Member Ball and carried by Council Member Starbuck.

Council Member Starbuck requested Staff return at a future meeting for Council's review and discussion of the City's Administrative Procedure Manual **Chapter 45 – Sub-Recipient Financial, Programmatic, and Monitoring Reporting Requirement Policy**. The request was seconded by Mayor Osborne and carried by Council Member Ball.

Mayor Osborne thanked to all Parks & Recreation Staff who setup the Fourth of July events including the bike ride; reported she attended several meetings and events, including the promotion ceremony for David Magana to Police Corporal, the regular meeting for the Northern California Power Agency (NCPA), a meeting of the Lompoc Family YMCA advisory board, Change of Command for Vandenberg Space Force Base, and the Lompoc Flower Festival Parade; and announced the upcoming National Night Out event to be held at Thompson Park on August 1, 2023 beginning at 5:00 P.M.

ADJOURNMENT: At 9:02 P.M. Mayor Osborne adjourned the Lompoc City Council to a Regular Meeting on August 1, 2023 at 6:30 P.M., in City of Lompoc Council Chamber.

Respectfully, submitted to Council for review on October 12, 2023 by: /Stacey Haddon/
Stacey Haddon, City Clerk