



**Regular Meeting of the Lompoc City Council
Tuesday, July 2, 2024
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>

Or internet radio via this link:

<https://www.cityoflompop.com/government/departments/utilities/media-center/kpeg-radio>

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 2, 2024.

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.cityoflom poc.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 – 5:45 P.M. – Council Chamber

ROLL CALL: Mayor Jenelle Osborne
Mayor Pro Tempore Gilda Aiello
Council Member Jeremy Ball
Council Member Dirk Starbuck
Council Member Victor Vega

ORAL COMMUNICATIONS: (maximum of three minutes per speaker, limited to subject of “Closed Session”)

CLOSED SESSION – City Council Conference Room

BUSINESS ITEM:

1. **CONFERENCE WITH LABOR NEGOTIATORS:** City Designated Representatives: Christie Donnelly, Dean Albro, Gabriel Garcia, Che Johnson. Employee Organization: International Association of Firefighters Local 1903 (IAFF).
2. **CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION:** Government Code section 54956.9(d)(1) Name of case: City of Lompoc v. Eduardo Chavez Hernandez, et al.; Santa Barbara County Superior Court Case No. 22CV04770.
3. **CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION:** Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): One Case.

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

ROLL CALL: Mayor Jenelle Osborne
Mayor Pro Tempore Gilda Aiello
Council Member Victor Vega
Council Member Jeremy Ball
Council Member Dirk Starbuck

REPORT ON ACTION TAKEN DURING CLOSED SESSION:

INVOCATION: Dina Washington

PLEDGE OF ALLEGIANCE: Mayor Jenelle Osborne

PRESENTATIONS:

- Mayor Osborne will present a proclamations in honor of:
 - Electric Distribution Conversion Project Completion;
 - Electric Lineworker Recognition Day; and
 - Parks & Recreation Month

CITY MANAGER REPORT: (Information only)

- **List of City expenditures**
 - May 27-31, 2024 - \$1,073,521.54
 - June 3-7, 2024 - \$1,503,481.32
 - Payroll June 7, 2024 - \$1,929,869.90

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

CONSENT CALENDAR: All items listed under Consent Calendar are considered to be routine and will be enacted, after one motion, in the form listed below. There will be no separate discussion of these items unless good cause is shown prior to the Council vote. Any items withdrawn from the Consent Calendar for separate discussion will be addressed immediately before the second Oral Communications, near the end of the meeting.

1. **Approval of Minutes** of the Lompoc City Council Regular Meeting of May 7, 2024
2. **Approval of Lompoc Police Department Back Lot Sublease from Santa Barbara County; Adoption of Resolution No. 6682(24) Appropriating Funds for Up-Front Costs to be Reimbursed by a Grant From Homeland Security.**

Augustin Arias, Police Captain
aarias@ci.lompoc.ca.us

Recommendation: Council Approve the lease agreement, with the County of Santa Barbara to sublease the parking lot directly behind the Police Department (401 E. Cypress, Lompoc) in a form approved by the City Attorney; and adopt Resolution No. 6682(24) approving appropriations and supplemental revenues to install fencing and gates around the parking lot, with the understanding that Homeland Security funds will reimburse the City for those costs.

3. **Approval of Letter of Support for the Housing Authority of the County of Santa Barbara's Disposition Application for their Administrative Office, Garage, and Warehouse (815, 817, 825 West Ocean Avenue)**

Dean Albro, City Manager
d_albro@ci.lompoc.ca.us

CONSENT CALENDAR: (cont'd)

Item No. 3 – Recommendation

Recommendation: Council direct the Mayor to sign a letter of support for the Housing Authority of the County of Santa Barbara's Disposition Application for their Administrative Office, Garage, and Warehouse located at 815, 817, 825 West Ocean Avenue, Lompoc.

4. **Approval of Legal Services Agreement for Legal Representation by Lewis Brisbois Bisgaard & Smith LLP in Police-Related Civil Litigation Defense.**

Dean Albro, City Manager
d_albro@ci.lompoc.ca.us

Recommendation: Council approve and authorize the City Manager to sign the attached Engagement Letter with Lewis Brisbois Bisgaard & Smith LLP.

5. **Approval of Amendment to Contract Services Agreements for City Attorney and Successor Agency Legal Services with Aleshire & Wynder, LLP.**

Dean Albro, City Manager
d_albro@ci.lompoc.ca.us

Recommendation: Council Approve and authorize the City Manager to execute Amendments to the Contract Services Agreements for City Attorney and Successor Agency Legal Services with Aleshire & Wynder, LLP increasing the hourly rates of compensation as described in this memo.

6. **Adoption of Resolution No. 6677(24) Authorizing Staff to Apply for Low Carbon Transit Operations Program Funds from Caltrans, for Purchase of solar-powered off-grid vehicle charging systems for the City's fleet of electric vehicles and Approving Related Budget Appropriations.**

Richard Fernbaugh, Aviation/Transportation Administrator
r_fernbaugh@ci.lompoc.ca.us

Recommendation: Council adopt Resolution No. 6677(24), authorizing the City Manager, Public Works Director, Assistant Public Works Director, or the Transit/Airport Administrator to execute and file the necessary documents for the purpose of obtaining Low Carbon Transit Operations Program funds provided by the California Department of Transportation for the purchase of solar-powered off-grid vehicle charging systems for the city's fleet of electric vehicles and making related budget appropriations.

CONSENT CALENDAR: (cont'd)

7. Award of Project No. FY-24-S-2, 2024 Street Pavement Digout Project.

Steffen Meyer, Senior Civil Engineer
s_meyer@ci.lompoc.ca.us

Recommendation: Council adopt the Special Provisions for Project No. FY-24-S-2, 2024 Street Pavement Digout Project (Project), as required by Section 22039 of the Public Contract Code (copies of Special Provisions are on file in the City Engineer's Office); award the Construction Contract in the amount of \$1,829,458.50 to Main Line Engineering Construction, Inc., (Main Line); authorize the City Manager to execute the necessary agreements for that Contract; authorize the City Engineer, or designee, to approve additional construction costs and construction contract change orders in an amount not to exceed \$190,000; award the Consulting Contract for Construction Engineering Support, Materials Testing, and Supplemental Inspection Services in the amount of \$72,420 to Pavement Engineering, Inc.; authorize the City Manager to execute the necessary agreements for that Contract; and authorize the City Engineer to approve contract change orders in an amount not to exceed \$15,000.00.

8. Adopting Plans and Special Provisions, Awarding the Contracts for Construction and Construction Management for Project No. FY-24-W-1 – 2024 Waterline and Valve Replacement Project.

Shaun Ryan, Water Superintendent
s_ryan@ci.lompoc.ca.us

Recommendation: Council adopt the Plans and Special Provisions for Project No. FY-24-W-1, 2024 Waterline and Valve Replacement Project (Project), as required by Section 22039 of the Public Contract Code (copies of Plans and Special Provisions are on file in the City Engineer's Office); award the Construction Contract in the amount of \$2,020,308 to Main Line Engineering Construction, Inc.; authorize the City Manager, or designee, to execute the necessary agreements for that Contract; authorize the Water Utility Manager, or designee, to approve additional construction costs and construction contract change orders in an amount not to exceed \$200,000; award the consulting contract for construction management, inspection, and construction materials testing services (Construction Management Contract) in the amount of \$336,648.90 to Filippin Engineering; authorize the City Manager to execute the necessary agreements for the Construction Management Contract; and authorize the Water Utility Manager, or designee, to approve additional costs and consulting contract change orders in an amount not to exceed \$50,000.

STAFF PRESENTATIONS/ANNOUNCEMENTS/REQUESTS:

ORAL COMMUNICATIONS (3 Minutes Maximum):

NEW BUSINESS:

9. **Receive Certification of Results of Citizen Initiative Petition Entitled “An Initiative Measure to Discontinue the Public Park Use of Approximately 82 Acres of City-Owned Land Including Ken Adam Park, To Allow For Other Educational and Recreational Uses and/or Open Space Uses, Including a Potential Sale of the Property for a Space-Themed Educational Center” (“Citizen Measure”) and then: 1) Submit the Measure to the Qualified Voters of the City at the November 5, 2024, General Municipal Election, or 2) Adopt the Measure, or 3) Order a Report on the Effects of the Proposed Measure; Withdraw the City-Initiated Measure, Ordinance No. 1709(24), from the November 5, 2024, Election; Approve Revised Reimbursement Agreement with Pale Blue Dot Ventures, Inc.**

Jeff Malawy, City Attorney
jmalawy@awattorneys.com

Recommendation: Council:

- a) Adopt Resolution No. 6678(24), which orders the submission to the qualified electorate of the City of Lompoc at the November 5, 2024, General Municipal Election, the Citizen Measure, which would discontinue the public park use of approximately 82 acres of City-owned land including Ken Adam Park (APN 095-070-008) (Site) in order to allow for other educational and recreational uses and/or open space uses, including a potential sale of the Site for a space-themed educational center;
- b) Adopt Resolution No. 6679(24) which requests that the County of Santa Barbara consolidate the Citizen Measure election with the Statewide General Election to be held on Tuesday, November 5, 2024, and directs the County Elections Department to conduct the election on the City's behalf; and authorizes City payment for such consolidated elections services;

**City Council to give direction on ballot label language not to exceed 75 words for this resolution;*

- c) Adopt Resolution No. 6680(24), directing the City Attorney to draft the impartial analysis and setting ballot arguments;

**City Council to determine whether rebuttal arguments should be authorized or not.*

***City Council to determine whether to submit an argument against the Citizen Measure, and whether to designate up to two Council Member authors for that argument.*

NEW BUSINESS: (cont'd)

Item No. 9 – Recommendations

- d) Approve the revised reimbursement agreement with Pale Blue Dot Ventures, Inc.; and
- e) Decide whether to adopt Resolution No. 6681(24), to withdraw the separate City Measure (Ordinance No. 1709(24)) from the November 5, 2024, election.

(Public Comment)

WRITTEN COMMUNICATIONS:

ORAL COMMUNICATIONS (2 Minutes Maximum):

COUNCIL COMMENTS AND MEETING REPORTS:

ADJOURNMENT:

Lompoc City Council will adjourn to a Regular Meeting at 6:30 P.M. on July 16, 2024.

I hereby certify under penalty of perjury under the laws of the State of California that the foregoing agenda was posted on the City Hall bulletin board not less than 72 hours prior to the meeting. Dated this 28th day of June, 2024.

Stacey Haddon, City Clerk