

Ordinance No. 1712(24)

**An Ordinance of the City Council of the City of Lompoc, California,
County of Santa Barbara, State of California,
Amending Chapters 2.40, 2.52, 2.56, 4.04, and Deleting
Chapter 2.60 of the Lompoc Municipal Code Relating to the
Meeting Dates and Times and Membership of the Library Commission, the
Utility Commission and the Airport Commission, and
Consolidation of the Beautification and Appearance Commission
With the Parks and Recreation Commission**

WHEREAS, the Lompoc Municipal Code (LMC) establishes requirements for the appointment of commissioners to the Library Commission (Chapter 2.40), the Parks and Recreation Commission (Chapter 2.52), the Utility Commission (Chapter 2.56), the Beautification and Appearance Commission (Chapter 2.60), and the Airport Commission (Chapter 4.04); and

WHEREAS, the City Council desires to make certain adjustments and updates to the Library Commission membership, the general functions and meeting dates and times of the Utility Commission, consolidation of the Beautification and Appearance Commission and the Parks and Recreation Commission, and updates to the Airport Commission meeting times and membership.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF LOMPOC DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Section 2.40.020 of the Lompoc Municipal Code is hereby amended to read as follows (~~stricken~~ text is deleted, **underlined bold** text is added):

“2.40.020 Library Commission.

There is hereby created a Library Commission made up of five members appointed by the City Council; provided, that the first Library Commission membership shall consist of all those individuals who were members of the Board of Trustees of the Lompoc Public Library on the effective date of the ordinance that enacted this Section, but only if the individual desires to be a Library Commissioner; and provided, further, that each such individual shall serve as a Commissioner for the same length of term he or she would have remained a Trustee had the disestablishment of the Public Library not occurred. Subsequent to the end of each term or vacancy of a Commission seat, each member of the Commission shall be: (i) appointed by the City Council at large for a three-year term; and (ii) shall be a resident of the City and County of Santa Barbara Library Zone 2 serviced by the City; provided, that ~~one~~ **two** may be other than a residents of the City **but must have their primary residence within the boundaries of Library Zone 2.** Removal and reappointment of a Library Commissioner shall be handled in the same manner as for a Planning Commissioner.”

SECTION 2. Chapter 2.52 of the Lompoc Municipal Code is hereby replaced in its entirety with the following:

“Chapter 2.52 Beautification and Parks & Recreation Commission

2.52.010 Beautification and Parks & Recreation Commission — Created.

There is hereby created a Beautification and Parks & Recreation Commission which shall consist of seven members to be appointed as follows:

- A. A member of the City Council, upon commencement of that member's term of office, shall nominate for appointment or reappointment a member of the Beautification and Parks & Recreation Commission whose term of office concurrently expires with that of the nominating Council Member. Two members can be nominated and appointed at-large with overlapping four year terms. The nominee shall be interviewed by the City Council at a duly noticed public meeting and shall be appointed by the Mayor, upon approval of a majority vote of all members of the City Council.
- B. Each member of the City Council shall have an opportunity to nominate one appointee to become a member of the Beautification and Parks & Recreation Commission. If the Mayor fails to appoint such nominee due to failure of the majority of all the members of the City Council to approve the appointment, then the member of the City Council whose nominee was rejected may nominate such other persons as necessary until the majority of the City Council votes to approve such nominee for appointment and the Mayor appoints such nominee to the Beautification and Parks & Recreation Commission. The Mayor shall not refuse to appoint any nominee otherwise qualified to serve on the Beautification and Parks & Recreation Commission, once the majority of all the members of the City Council have voted the approval of such nomination.
- C. If no qualified person has filed (and not withdrawn) an application to serve on the Beautification and Parks & Recreation Commission within 90 days following the creation of a Commission vacancy or the expiration of a Commissioner's term, then the Council Member entitled to nominate an appointee to fill that Commission seat may nominate a person from any district in the City who otherwise meets all the qualifications in Section 2.52.050. If such person is appointed by the City Council, then such person shall be considered a temporary appointee. A temporary appointee's term shall expire either: (1) 12 months following the date of appointment, unless a majority of the City Council votes to extend the term; or (2) concurrently with the expiration of the term of office of the nominating Council Member if the nominating Council Member is not reelected, whichever occurs first. A temporary appointee may not be reappointed to that seat on the Commission as a temporary appointee after the expiration or termination of the temporary term. If,

during the term of the temporary appointment, an application is submitted by a person who is qualified to fill that Commission seat, then the City Clerk shall place an item on the next available City Council agenda for the City Council to consider appointment of such applicant. If such applicant is appointed, then such applicant shall immediately replace the temporary appointee.

2.52.020 General Functions.

- A. The Beautification and Parks & Recreation Commission has the following duties:
1. To recommend and act in an advisory capacity to the City Council concerning the organization, management, promotion and conduct of programs for community recreation as well as the development and maintenance of City parks.
 2. The power and authority to hold public hearings and meetings to gather public comment for the purpose of obtaining facts and data concerning programs of community parks and recreation as well as beautification and appearance purposes.
 3. To stimulate public interest in the overall community appearance and to preserve and enhance the natural features of the Valley of Flowers.
 4. To encourage citizens, the business community and governmental agencies in the planting of trees, flowers and shrubs and the like.
 5. To encourage cooperation and coordination among private citizens to improve and make more attractive their residential and commercial property.
- B. Upon direction of the City Council, the Commission may adopt such rules and regulations as it may deem necessary to carry out its functions.

2.52.030 Term of Office.

With the exception of temporary appointees discussed in Section 2.52.010(C), the term of office of each Beautification and Parks & Recreation Commissioner shall expire concurrently with that of the Council Member who was entitled to nominate the Commissioner under Section 2.52.010(A). Vacancies on the Beautification and Parks & Recreation Commission shall be filled in the same manner provided for in Section 2.52.010. Commissioners shall serve until their successors have been appointed by the City Council and qualified, except in the case of a vacancy due to termination of residency as described in Section 2.52.050(A) or the expiration of a temporary appointment under Section 2.52.010(C). A vacancy occurring on the City Council shall not automatically terminate the office of the Commissioner nominated by the departing Council Member; however, the new Council Member filling the Council vacancy shall be entitled to nominate a candidate of his or her choice for Commissioner in the manner provided in Section 2.52.010.

2.52.040 Removal of Members.

Any member of the Beautification and Parks & Recreation Commission may be removed from office by a majority vote of the full City Council. If any Commission member misses three consecutive meetings, without permission, his or her office becomes vacant.

2.52.050 Qualifications.

- A. With the exception of temporary appointees discussed in Section 2.52.010(C), and the two at-large appointments, each Beautification and Parks & Recreation Commissioner shall reside in the district represented by the Council Member who was entitled to nominate the Commissioner under Section 2.52.010(A). The Mayor, being elected at-large, may nominate for appointment any person residing in the City. Termination of residency in a district by a seated Beautification and Parks & Recreation Commissioner shall create a vacancy for the nominating Council Member's district on the 31st day after termination of residency unless a substitute residence within the district is established within 30 days after termination of residency. Termination of residency in the City shall create an immediate vacancy of any Beautification and Parks & Recreation Commission seat.
- B. No person shall be appointed to the Beautification and Parks & Recreation Commission who is employed by the City.
- C. For purposes of subsection A, "district" refers to the City Council Electoral Districts established by, and described in, Chapter 2.06 of this Code.

2.52.060 Meetings.

The Beautification and Parks & Recreation Commission shall meet at such times and dates necessary to consider the activities described under Section 2.52.020. Meetings may be called by the City Manager, Community Development Director, chairperson of the Commission, or by a majority of its members.

2.52.070 Officers.

A meeting shall be scheduled in January of each year to elect a chairperson and vice chairperson. Elected officers shall hold office for a period of one year. The chairperson shall be the presiding officer at all meetings of the Beautification and Parks & Recreation Commission and the vice chairperson shall act as presiding officer in the chairperson's absence. The City Manager shall appoint appropriate staff members to serve as secretary and/or advisors.

2.52.080 Expenses of the Beautification and Parks & Recreation Commission.

All operational expenses of the Beautification and Parks & Recreation Commission shall be approved by the City Council and such funds budgeted for this purpose shall be included within the City's budget. Members of the Commission shall serve without compensation. However, actual and necessary expenditures incurred by members, while engaged on official Commission business, may be reimbursed to said members, provided such expenses have been previously approved by the department head responsible for staffing the Commission."

SECTION 3. Section 2.56.020 of the Lompoc Municipal Code is hereby amended to read as follows (~~stricken~~ text is deleted, **underlined bold** text is added):

"2.56.020 General Functions.

The Utility Commission ~~shall recommend and act~~s in an advisory capacity to the City Council in all matters pertaining to water supply, water distribution activities of the City, operation of the City's wastewater facilities, operation of the City's electric **distribution** system, ~~operation of the City's broadband utility system,~~ and operation of the **City's** solid waste facilities, as ~~described~~ **follows**:

- A. ~~Review and recommendation of water supply and quality principles,~~ **wastewater effluent, and solid waste disposal principles**, guidelines, policies, and objectives for long term-water resource planning of the City, surrounding environs, and surrounding region, including groundwater and surface water management programs and the control and use of reclaimed water;
- B. Management and operation of the water, wastewater, electric, ~~broadband,~~ and solid waste, utilities and facilities of the City, including the development, production, distribution, and use of water; possible use of reclaimed water from the City's wastewater system, refuse collection, waste management, recycling, and protection of the landfill capacity; and long-term capital improvement plans for the utility distribution **and collection** systems;
- C. Periodic ~~review~~ **receipt of reports or presentations regarding** of Utility Department **Divisions'** revenues and expenditures **financial information**;
- D. **Periodic r**~~Review and recommendations concerning~~ **of** the biennial budget for the water, wastewater, electric, ~~broadband,~~ and solid waste utilities **when directed** prior to adoption by **the** City Council. This review shall **may** consist of evaluation of **budgetary elements such as** operating costs, capital expenditures, **debt obligations**, projected revenues, and level of cash reserves, **or financial reserve policies** which City Council shall thereafter

~~consider at the time of adoption of the biennial budget, based upon the recommendation of the Commission and such other factors deemed appropriate;~~

- E. ~~Review and recommendation regarding the establishment and adjustment of~~ **cost of service or rate studies** of consumer rates for water service, sewer service, ~~broadband service, electrical service and solid waste service provided by the City,~~ **and electrical energy sales within the City when directed by the City Council**; and
- F. ~~Review and recommendation to the City Council of rules and regulations governing the City's electric system, including hearing of~~ appeals by citizens regarding the implementation of such rules and regulations in accordance with LMC Chapter 13.24."

SECTION 4. Section 2.56.070 of the Lompoc Municipal Code is hereby amended to read as follows (~~stricken~~ text is deleted, **underlined bold** text is added):

"2.56.070 Meetings.

The Utility Commission ~~shall meets~~ at such times and dates, **times, and locations** necessary to consider the activities described in Section 2.56.020, **but no less than three times per calendar year. When a meeting is scheduled, the Commission shall meet on the second Monday of the month at 5:00 p.m. in the Council Chamber at Lompoc City Hall, 100 Civic Center Plaza, Lompoc, CA, or at an alternate noticed location.** Meetings ~~maybe called by the Commission chairperson, a majority of its members, or the Utility Director.~~ **The City Council, City Manager, Utility Director, or a majority of the Commission may call meetings when deemed necessary.**"

SECTION 5. Chapter 2.60 of the LMC is hereby deleted in its entirety.

SECTION 6. Subsection 4.04.090 A. of the LMC is hereby amended to read as follows (~~stricken~~ text is deleted, **underlined bold** text is added):

"A. Airport Commission. There is hereby created an Airport Commission which shall consist of ~~seven~~ **five** members to be appointed by the City Council."

SECTION 7. Subsection 4.04.090 E. of the Lompoc Municipal Code is hereby amended to read as follows (~~stricken~~ text is deleted, **underlined bold** text is added):

"F. Meetings. The Airport Commission shall meet at such times and dates necessary to consider the activities described under Subsection B of this Section. Meetings may be called by the ~~Commission Chairperson of the Commission,~~ **the Transit/Airport Administrator,** or by a majority of its members."

SECTION 8. Subsection 4.04.090 E. of the Lompoc Municipal Code is hereby amended to read as follows (~~stricken~~ text is deleted, **underlined bold** text is added):

“E. Qualifications. ~~Five~~**Three** of the members must be City residents. The remaining two members **may live outside the City limits so long as** ~~must have~~ their primary residence **is** within the boundaries of the Lompoc Unified School District. No person shall be appointed to the Airport Commission who is employed by the City.”

SECTION 8. Effective Date. This Ordinance shall be effective thirty (30) days after its adoption.

This Ordinance was introduced on October 15, 2024, and duly adopted by the City Council of the City of Lompoc at its duly noticed regular meeting on November 19, 2024, by the following electronic vote:

PASSED AND ADOPTED this ___th day of ___ 2024, by the following electronic vote:

AYES: Council Member(s):

NOES: Council Member(s):

ABSENT: Council Member(s):

Jenelle Osborne, Mayor
City of Lompoc

Attest:

Stacey Haddon, City Clerk
City of Lompoc