



**Regular Meeting of the Lompoc City Council  
Tuesday, March 20, 2018 – 6:30 P.M.  
City Hall, 100 Civic Center Plaza, Council Chamber**

Council Members Present: Victor Vega, James Mosby, Jenelle Osborne, Dirk Starbuck, and Mayor Bob Lingl.

Staff Present: Interim City Manager Teresa Gallavan, City Clerk Stacey Haddon, City Attorney Joseph Pannone, Police Chief Pat Walsh, Planning Manager Brian Halvorson, Development Program Specialist Jasmine McGinty, and Assistant Public Works Director/City Engineer Michael Luther.

Others Present: Deb Andrews, Jay Garcia, John Bliss, John Friel, Todd Mitchell, and Jerry Ficker.

Pastor Kathleen Puntar gave the invocation and Mayor Bob Lingl led the **Pledge of Allegiance**.

**INVOCATION:** Pastor Kathleen Puntar

**PLEDGE OF ALLEGIANCE:** Mayor Bob Lingl

**CITY MANAGER REPORT:** (Information only)

Interim City Manager Teresa Gallavan announced the Transit Transfer Center on West Cypress Avenue has been completed, the Lompoc Airport will serve as the official viewing site for the May 5, 2018 Mission To Mars Launch, and introduced Development Program Specialist Jasmine McGinty. Ms. McGinty reported the City of Lompoc received an Economic Development Partnership Award of Merit, from California Association of Local Economic Development (CALED), for the **Pathways to Preparedness Education Summit** held in September 2107 at the DeWees Community and Senior Center, Lompoc, CA.

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

**CONSENT CALENDAR:**

Mayor Lingl stated he will be voting no on Consent Calendar Item No. 6 and No. 7.

**ACTION:** Motion/Second: Osborne/ Vega. By a 5-0 vote, Council approved Consent Calendar Items 1, 2, 3, 4, 5, and 8.

1. Approved the Minutes of the Lompoc City Council Regular Meeting of October 3, 2017
2. Approved the expenditures for:  
Payroll of 02/23/2018 - \$1,323,675.92  
Voucher Register of 02/16/2018 - \$766,930.35  
Voucher Register of 02/23/2018 - \$642,686.12
3. **Approval of First Amendment to Agreement for Operation of a County-Wide Library Agreement.**  
  
Approved and authorized the Interim City Manager to execute, the First Amendment to Agreement for Operation of a County-Wide Library System between the County of Santa Barbara, and the cities of Lompoc, Santa Maria, and Santa Barbara for the Fiscal Year 2017-18.
4. **Acceptance of the Annual Report on the General Plan: 2017**  
  
Accepted the Annual Report on the General Plan: 2017 and direct the Planning staff to file it with the Office of Planning and Research and the Department of Housing and Community Development.

**CONSENT CALENDAR:** (cont'd)

5. **Adoption of Resolution No. 6166(18) to Obtain Low Carbon Transit Operations Program Funds.**

Adopted Resolution No. 6166(18), authorizing the City Manager, Interim City Manager, Economic Development Director/Assistant City Manager, Public Works Director, Assistant Public Works Director or the Aviation/Transportation 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.

8. **Adoption of Resolution No. 6164(18) Intention to Renew the Lompoc Tourism Improvement District.**

Adopted Resolution No. 6164(18), which declares intent to renew the Lompoc Tourism Improvement District (LTID); and scheduled a public meeting on April 17, 2018, and a public hearing on May 15, 2018, for the renewal of the LTID and levying assessments on lodging businesses.

**ACTION:** Motion/Second: Osborne/Vega. By a 4-1 vote (Mayor Lingl voted No), Council approved Consent Calendar Item No. 6 and No. 7

6. **Adoption of Ordinance No. 1646(18) Amending Lompoc Municipal Code subdivision 9.36.090 A. to Permit Commercial Cannabis Dispensaries in the Old Town Commercial District.**

Adopted Ordinance No. 1646(18), amending Subdivision 9.36.090 A. of the Lompoc Municipal Code Regarding Commercial Cannabis Dispensaries within the Old Town Commercial District.

7. **Introduction of Ordinance No. 1648(18) Amending Lompoc Municipal Code subdivision 9.36.090 A. to Permit Commercial Cannabis Dispensaries in the Industrial Districts with a Conditional Use Permit.**

Introduced, through first reading by title only with further reading waived, Ordinance No. 1648(18), amending Subdivision 9.36.090 A. of the Lompoc Municipal Code Regarding Commercial Cannabis Dispensaries within the Industrial District, subject to approval of a Conditional Use Permit; or provide other direction.

**STAFF PRESENTATIONS/ANNOUNCEMENTS:**

Planning Manager Brian Halvorson announced the City will be hosting an Open House on the Zoning Code Update and asked Council to confirm a future date that all Council Members could attend.

**ORAL COMMUNICATIONS (3 Minutes Maximum):**

1. Deb Andrews expressed concern of what she believes is a lack of affordable housing in the City.
2. Jay Garcia suggested the City should invest in fast broadband to be able to provide this service to its citizens and help attract industries that will be able to provide higher paying jobs and help the City grow.
3. (Name not provided) stated he believes he has been discriminated against because an email he sent to the Clerk's Office was not provided to the public at this meeting and accused City Clerk Stacey Haddon of misconduct and suggested the Council make the City Clerk position an elected position.

**APPOINTMENTS:**

9. **Council Appointments to the Economic Development Committee.**

**ACTION:** Motion/Second: Osborne/Starbuck. By a 5-0 vote Council appointed Kristina Mercer, Henry Gallina, DeWayne Holmdahl, Kathi Froemming, Jeremy Ball, Christopher McIntyre, and Megan Raff to At-Large Positions on the Economic Development Committee and appointed Barbara Edwards to an Associate Position, all terms will end February 2022.

10. **Council Appointments of Two Representatives for the Western Area of the Santa Ynez River Valley Groundwater Basin.**

Senior Administrative Analyst Susan Zavolta presented the Staff report and recommendations.

**ACTION:** Motion/Second: Mayor Lingl/Starbuck. By a 5-0 vote Council appointed Council Member Mosby to serve on the Groundwater Sustainability Agency Committee of the Western Management Area of the Santa Ynez Valley Groundwater Basin.

**ACTION:** Motion/Second: Mayor Lingl/Osborne. By a 5-0 vote Council appointed Susan Zavolta to serve as an Alternate Representative on the Groundwater Sustainability Agency Committee of the Western Management Area of the Santa Ynez Valley Groundwater Basin.

**PUBLIC HEARING:**

11. **Consideration of Planning Commission Recommendations to Approve a General Plan Amendment and Zone Change for the Community Health Centers Project; Adoption of Resolution No. 6165(18) and Introduction of Ordinance No. 1647(18).**

Planning Manager Brian Halvorson presented the Staff report and recommendations.

Community Health Center representatives Pam Ricci and Aristan Julian spoke in favor of Staff recommendations and stated this new center will bring approximately 26 new medical field higher paying jobs to the City and allow the Center to provide better and more comprehensive medical care to its approximately 8,000 current patients.

The Council discussed this matter at great length.

Public Comment: None

**ACTION:** Motion/Second: Osborne/Mosby. By a 5-0 vote, Council received and considered the Planning Commission recommendations; held a public hearing; introduced Ordinance No. 1647(18), approving a Zone Change of 5.18 acres located at 1220 and 1300 West Ocean Avenue (Assessor Parcel Numbers: 091-110-034 and 091-110-035) from *Medium Density Residential Planned Development* to *Planned Commercial Development*; directed Staff to return at a later date with a Payment in Lieu of Taxes (PILOT) Agreement for Council's review, discussion, and possible action; and return Resolution No. 6165(18), approving a General Plan Amendment of 5.18 acres located at 1220 and 1300 West Ocean Avenue (Assessor Parcel Numbers: 091-110-034 and 091-110-035) from *Medium Density Residential* to *General Commercial*.

**COUNCIL REQUESTS:**

12. **Discuss Possibly Sending Letter to 4<sup>th</sup> District County Supervisor to Investigate Funding Reconstruction of the McLaughlin Road Low Water Crossing.**

Assistant Public Works Director/City Engineer Michael Luther presented the Staff report and recommendations.

Mayor Lingl requested the last sentence of the first paragraph be revised to read as follows:

**“The Crossing provided a vital connection from the City of Lompoc (City) to the Mission Hills, Mesa Oaks, and La Purisima Mission areas of the County to the City of Lompoc and vice versa.”**

Public Comment: None

Council Member Starbuck asked Staff if the letter could include mention of the relief to the traffic congestion on H Street and Central Avenue, if McLaughlin Road was reopened. Assistant Public Works Director/City Engineer Michael Luther stated the City has no data to validate that claim.

**ACTION:** Motion/Second: Starbuck/Vega. By a 5-0 vote, Council reviewed and discussed the information contained in this report; reviewed and provided a single edit to the last sentence of the first paragraph of the draft letter prepared by Staff, to read as follows: **“The Crossing provided a vital connection from the City of Lompoc (City) to the Mission Hills, Mesa Oaks, and La Purisima Mission areas of the County to the City of Lompoc and vice versa.”**; and authorized the Mayor to sign the letter to the 4<sup>th</sup> District County Supervisor on behalf of the City of Lompoc.

**BREAK:** At 8:03P.M. Mayor Lingl announced a break. At 8:11 P.M., the meeting reconvened with all Council Members present.

**NEW BUSINESS:**

13. **Discussion and Direction Regarding Possible Commercial Cannabis Activities Tax Measure for the November, 2018, Election.**

Interim City Manager Teresa Gallavan presented a brief summary of the Staff report and introduced John Bliss of SCI Consulting Group. Mr. Bliss presented a Power Point Presentation on how a tax could help enhance the City’s General Fund, and possible methodologies of taxing different types of commercial cannabis businesses.

Council Member Starbuck asked if the State will be providing cities the ability to apply for grants related to local commercial cannabis matters. SCI Consulting Group representative John Bliss stated he would advise the Council to make decisions independent of State promises.

Council Member Mosby asked if taxing laboratories is a common practice. Mr. Bliss explained most agencies place a tax on retail, cultivation, manufacturing, and distributing companies, stating laboratories are less intrusive than those other business types.

Public Comment:

1. (Name not given), requested Council define youth centers with statistical data.
2. John Friel, spoke in favor of Council approving reasonable tax on retail cannabis businesses.
3. Todd Mitchell suggested Council move forward with a low tax and include a cumulative cap on the total tax.
4. Jerry Ficker asked Council to consider a zero tax or a fixed fee for middle businesses.

Council continued to discuss this matter.

**NEW BUSINESS:** (cont'd)

Item No. 13

Council Member Osborne moved to direct Staff to prepare a tax measure for the upcoming November 2018 General Election Ballot that would implement a 6% tax on retail businesses, a 2% tax on manufacturing businesses, a 1% tax on cultivation, no tax for testing businesses and an aggregate total of 6% on microbusinesses. The motion was seconded by Mayor Lingl.

Council Member Mosby moved a substitute motion to direct Staff not to move forward with any tax regarding commercial cannabis activities within the City. The motion was seconded by Council Member Starbuck.

With a vote of 3-2 (Council Member Osborne and Mayor Lingl voted No), the Council approved to place the substitution motion as the first motion.

**ACTION:** Motion/Second: Mosby/Starbuck. By a 3-2 vote (Council Member Osborne and Mayor Lingl voted No), Council directed Staff to not move forward with the preparation of a tax measure regarding commercial cannabis activities within the City of Lompoc.

**WRITTEN COMMUNICATIONS:** None

**ORAL COMMUNICATIONS (2 Minutes Maximum):** None

**COUNCIL REQUESTS, COMMENTS, AND MEETING REPORTS:**

Council Member Mosby requested Staff return at a future meeting an item to allow Council to discuss and take possible action on defining a youth center as it pertains to commercial cannabis. The request was seconded by Council Member Starbuck and carried by Council Member Vega.

Council Member Starbuck requested a presentation by Staff be given at a future meeting on the definition by the State of California of **Opportunity Zones**, and if the City may be able to receive funds for this matter. The request was seconded by Council Member Mosby and carried by Council Member Vega.

Council Member Osborne reported she attended the Joint Chamber of Commerce Luncheon, the Parks & Recreation Commission Meeting, Opening Day Ceremony for Lompoc Little League, the Santa Barbara Foundation's presentation of the Santa Barbara County Conservation Blueprint project, and requested Council direct Staff to return at a future meeting with a discussion item on placing a community benefit item onto the commercial cannabis use license application. The request was seconded by Mayor Lingl and died for a lack of a third.

Mayor Lingl announced he attended several meetings and none were at the City's expense.

**ADJOURNMENT:** At 9:29 P.M. Mayor Lingl adjourned the Lompoc City Council to a Regular Meeting on April 3, 2018 at 6:30 P.M., in City of Lompoc Council Chamber.

Approved by Council action on September 4, 2018:

*Stacey Haddon*  
Stacey Haddon, City Clerk