

MINUTES  
REGULAR MEETING/LOMPOC CITY COUNCIL  
Tuesday, September 18, 2001  
COUNCIL CHAMBERS/100 CIVIC CENTER PLAZA  
7:00 P.M.

Councilmembers Present: DeWayne Holmdahl, Janice Keller, Will Schuyler, Michael Siminski, and Mayor Dick DeWees.

Staff Present: City Administrator Frank Priore, City Attorney Sharon Stuart, City Clerk Jane Green, Parks and Recreation Director Vince Elizondo, Police Captain Dave Pietz, and Senior Environmental Coordinator Stacy Lawson.

Other Participants: Ralph Harman, Johnny Hudson, Justin Ruhge, Edward deBrvin, Kevin Bailey, and Ann Foxworthy.

Elizabeth O'Connell gave the invocation and Mayor DeWees led the pledge of allegiance.

**PRESENTATIONS:**

- A. Mayor DeWees announced that the Proclamation for Constitution Week September 17-23, 2001, would be on display at the Lompoc Public Library. The Mayor presented the Pollution Prevention Week Proclamation for September 16-22, 2001 to Community Services Director Marlene Demery. Ms. Demery highlighted the various pollution prevention programs and reminded the public that Solid Waste collection services and fees will change on and after October 1, 2001.
- B. Family Resources Coordinator Dulcie Sinn briefed the Council on Child Care, Facilities, Staffing, and Community Needs, and distributed various handouts on child care including the Strategic Plan for Early Care and Education 2000-2005 from Santa Barbara Child Care Planning Council. She also reviewed several projects undertaken by local collaborative partners.
- C. Chief of Police Bill Brown recognized Sheriff's Lieutenant Ken Reinstadler for successful cardio-pulmonary resuscitation on May 26, 2001 and Crossing Guard Dianna Williamson for rescue of a young pedestrian from imminent danger on August 16, 2001. Representatives from Miguelito School also recognized Ms. Williamson for her heroic actions.

**RECESS:** At 7:30 P.M., Mayor DeWees announced a recess for refreshments recognizing Pollution Prevention Week. The meeting reconvened at 7:40 P.M. with all Councilmembers present.

**STAFF REQUESTS AND ANNOUNCEMENTS:**

City Administrator Frank Priore recognized the Purchasing Division for receipt of the Achievement of Excellence in Procurement Award as discussed in the City Administrator's Status Report.

**CITY ADMINISTRATOR'S STATUS REPORT** (Distributed as an Information item.)

**COUNCIL REQUESTS AND ANNOUNCEMENTS:**

1. Councilmember Siminski requested a Study Session at 6:00 P.M., October 16 for the City Council and Utility Commission to receive a status report from the Northern California Power Agency General Manager. Councilmember Siminski briefly described procedural steps previously taken by the Army Corp of Engineers and Bureau of Prison with respect to the addition of two inmate facilities for the Federal Correctional Institution and expressed concern regarding comments made about the credibility of prison and government officials.
2. Councilmember Holmdahl stated he was pleased with how the Nation has gathered together during this tremendous tragedy in New York and Washington D.C. and commented on local blood drives.

**COUNCIL REQUESTS AND ANNOUNCEMENTS:** (Cont'd)

3. Councilmember Keller announced that she and Mayor DeWees met with Allan Hancock College officials to discuss the reopening of Ken Adam Park. She reported technical difficulties with the City's web site and commented on Constitution Week.
4. Mayor DeWees spoke regarding the community candlelight vigil of September 17, 2001 for the National tragedy and announced various local fundraising efforts including the group "Live" (Lompoc Involved for Victims of Emergency), various BBQs, and sale of a CD with patriotic songs from local artist, Jonathan Wild. Mayor DeWees announced that at the end of the meeting the Council would adjourn in memory of the victims of the September 11, 2001 tragedy.

### **ORAL COMMUNICATIONS**

1. Ralph Harman spoke regarding Councilmember Siminski's comments regarding the F.C.I. project and asked that Mr. Siminski provide copies of the referenced documents.
2. Johnny Hudson, President, American Federation of Government Employees, Local 4048, thanked the City Council for the Resolution of support for efforts to relieve overcrowding at the Federal Correctional Institute.
3. Justin Ruhge thanked Councilmember Siminski for explaining actions taken by the government relative to construction of new facilities at the F.C.I.
4. Edward deBrvin spoke in support of reopening Ken Adam Park.

### **CONSENT CALENDAR:**

Motion/Second: Councilmembers Keller/Siminski. Items listed under Consent Calendar were approved except as noted under Items 2 and 3 as noted below. The motion carried on a unanimous vote.

1. Approved the Regular City Council Meeting Minutes of September 4, 2001.
2. Approved expenditures for:
  - Payroll of 8/31/01 - \$767,541.51
  - Voucher Register of 9/7/01 - \$272,607.73
  - Voucher Register of 8/31/01 - \$188,736.38
  - (Councilmember Schuyler abstained on Check Warrant #220789 to "Miller Landscape".)*
3. Adopted Ordinance No. 1467(01) Adding Chapter 17 to Title 3 of Chapter 50 of the Lompoc City Code pertaining to Wireless Communications Facilities.  
*(Councilmember Schuyler voted **NO**).*
4. Authorized Staff to file a Waste Tire Track and Other Recreational Surfacing Grant for FY 2001-2002 with California Integrated Waste Management Board (CIWMB) and adopted Resolution No. 4957(01) authorizing the City Administrator or his designee to execute the appropriate grant documents.
5. Adopted Resolution No. 4959(01) Authorizing the City staff to secure the encroachment permit from CalTrans for the annual Lompoc Valley Children's Holiday Parade on December 14, 2001 and approved the City's co-sponsorship with support of \$1,500 to \$2,000 in City personnel and equipment costs associated with this event.
6. Awarded a contract for Aqua Ammonia in the amount of \$52,348.20 to Hills Brothers Chemical Company and authorized the Purchasing Agent to issue a purchase order.

### **CONSENT CALENDAR** (Cont'd)

7. Adopted Resolution No. 4960(01) authorizing the Mayor or the City Administrator to execute the agreements with SunTrust Leasing Corporation to refinance the capital leases with Bank One Leasing for equipment purchased in Solid Waste and Vehicle Funds.
8. Adopted the 2002 Action Plan Citizen Participation and Meeting Schedule for CDBG, HOME, and Human Service Funding.
9. Accepted the City of Lompoc FY 2000 Consolidated Annual Performance and Evaluation Report (CAPER) and directed staff to file the report with the U.S. Department of Housing and Urban Development (HUD).

## **PUBLIC HEARING**

### **10. Local Law Enforcement Block Grant (LLEBG) For Year 2001 (LLEBG Award Number 2001 LB-BX 1066).**

Police Captain Dave Pietz advised that on August 29, 2001 the Local Law Enforcement Block Grant Advisory Board made recommendations for the expenditure of the year 2001 LLEBG federal funding and outlined the funding recommendations for the \$41,083 grant.

Public Testimony: None.

ACTION: Councilmember Keller inquired about estimates on remaining funding required to complete the Computer Aided Dispatch/Records Management System (CAD/RMS).

Motion/Second: Councilmembers Holmdahl/Siminski. City Council unanimously approved the LLEBG Advisory Board's recommendations for expenditure of the year 2001 LLEBG funding from the United States Department of Justice, Bureau of Justice Assistance; authorized the City Administrator or his designee to sign all necessary documents associated with drawing down the grant award; and authorized use of \$4,565 from the unappropriated General Fund Reserve as matching funds to obtain the \$41,083 in federal monies that are available in this grant award.

## **LEGISLATIVE:**

Ordinance No. 1467(01), Adding Chapter 17 To Title 3 of Chapter 50 of the Lompoc City Code pertaining to Wireless Communications Facilities.

See under Consent Calendar

Resolution No. 4897(01), Approval of Opening Ken Adam Park

See under Unfinished Business

Resolution No. 4957(01), Authorizing the City of Lompoc to Submit a Grant for Park Playground Accessibility and Recycling Grant

See under Consent Calendar

Resolution No. 4959(01), Closing Portions of H Street (State Highway 1) and Ocean Avenue (State Highway 246) for the 2001 Lompoc Children's Holiday Parade

See under Consent Calendar

Resolution No. 4960(01), Authorizing Execution And delivery of Master Lease Agreement and Related Instruments Between the City and Suntrust Leasing Corporation and Approving Other Matters In Connection Therewith.

See under Consent Calendar

## **UNFINISHED BUSINESS:**

### **11. Status Report Regarding the College Park Skatepark.**

As requested by Council on July 3, 2001, Parks and Recreation Director Vince Elizondo updated the Council on recent activities at the Skatepark including information from the Police Department that showed a decline in park usage and complaints. Mr. Elizondo discussed the recommendations of the Parks & Recreation Commission, development of a supervised program for young skaters, and fencing alternatives. Police Captain Dabney reported that while there has been a decline of usage and complaints at the Skatepark, increases in skater complaints have been received elsewhere in the City.

Public Comment:

Kevin Bailey spoke at length in opposition to location of the Skatepark at College Park and cited reported complaints he received from various skaters and school officials regarding activities at the park.

Councilmembers Schuyler and Keller spoke in opposition to the fencing.

ACTION: Motion/Second: Mayor DeWees/Councilmember Siminski. On a vote of 3-2 (Councilmembers Keller and Schuyler voted **NO**), Council approved installation of a 6' fence, a new program for beginning skaters on Saturdays from 8:00 A.M. to 11:00 A.M. for children ages 12 and under for a trial period of 6 months, and an amount of \$32,000 (\$30,000 for fencing and \$2,000 for beginning skaters program) to be allocated from unappropriated General Fund Reserves.

**12. Opening of Ken Adam Park (Southwest Corner of Purisima Road and "H" Street).**

Senior Environmental Coordinator Stacy Lawson reported that the modified Mitigated Negative Declaration was recirculated as a result of recommendations made by the City Council on December 19, 2000 regarding the Caretaker's Unit connection to the sewer. With the revisions to the Mitigated Negative Declaration, the caretaker's unit can continue to operate on the existing septic system. This system has been tested and verified to be fully functioning and adequate to serve the unit until such time as it is cost effective to connect to City sewer.

Ms. Lawson stated the City of Lompoc believes that the traffic impacts of the opening of Ken Adam Park are de minimis and not cumulatively considerable. Therefore, under the California Environmental Quality Act (CEQA), if a project's impacts are de minimis or not cumulatively considerable, an Environmental Impact Report (EIR) is not required and a Mitigated Negative Declaration can be prepared. The estimated traffic volumes, based on the Trip Generation Manual (6<sup>th</sup> Edition, Institute of Transportation Engineers) are 0 to 20 trips per day. At full build out the College is estimated to generate 26,600 trips per day with 3,000 of those at peak hours. Evaluation of the Level of Service (LOS) of intersections and roadways leading to the College at build out, supports these findings. Based on City policy it was determined that a traffic study was not necessary based on the fact that the project will not generate more than 25 peak hour trips. In addition, the determination not to prepare a traffic study is substantiated by the low intensity of the park's development. The park provides for overnight group camping (for a maximum of 21 people) and picnic tables, a barbeque, and older playground equipment for a maximum of 150 users at any one time.

Public Comment

Ann Foxworthy, Superintendent/President of Allan Hancock College, spoke of maintaining an excellent working relationship with the City and the need to insure protection of its property, students, and staff at the Lompoc Valley Center. She said the College is concerned about opening of Ken Adam Park and discussed access to the City property that currently requires crossing College property. She outlined various meetings between the City and the College regarding a proposed parking and road access agreement. She expressed concern that in her opinion the College did not receive appropriate notification that an environmental report for the Mitigated Negative Declaration was under review by the City nor that the Council met in December 2000 on the matter. She also stated the College would like the use to be compatible to an institution of higher education and expressed concern about overnight camping. Dr. Foxworthy provided a letter from the College

**UNFINISHED BUSINESS** (Cont'd)

Item 12 (Cont'd)

authorizing very limited use of the entrance way and roads and advised they will draft a proposal and meet with City staff to negotiate an agreement. Until that agreement is reached the College will not give the City park access across College property to continue more than its current minimal use for general public access.

Council spoke at length regarding public hearings, discussions, and meetings with the College regarding the City's intent to open the park.

**ACTION** Motion/Second: Councilmembers Siminski/Schuyler. Following comments from Councilmember Siminski, the motion failed on a 1-4 vote (Councilmembers Holmdahl, Keller, Schuyler and Mayor DeWees voted **NO**) to table the matter for 60 days to work with the College to develop an agreement.

Motion/Second: Councilmembers Keller/Holmdahl. Following brief discussion, the Council, on a 4-1 vote (Councilmember Siminski voted **NO**) adopted Resolution No. 4897(01) approving the Mitigated Negative Declaration; approved opening of the specified 42.6 acres to be known as Ken Adam Park; and, directed staff to open the Park to the public.

**WRITTEN COMMUNICATIONS:** None.

**ORAL COMMUNICATIONS:** None.

**COUNCIL REQUESTS AND COMMENTS:**

Councilmember Holmdahl stated he would be attending an NCPA meeting September 26-28, 2001.

Councilmember Keller suggested the City proceed to work on an agreement for road access to Ken Adam Park.

**ADJOURNMENT:**

At 9:15 P.M., Mayor DeWees adjourned the meeting in memory of the victims of September 11, 2001. The Council will meet in Closed Session at 6:15 P.M. on October 2, 2001, followed by the Regular Meeting at 7:00 p.m.

Dick DeWees, Mayor  
City of Lompoc

ATTEST:

Jane C. Green  
City Clerk  
Dated: September 21, 2001