

MINUTES

**Regular Meeting of the Lompoc
City Council and Lompoc Redevelopment Agency
Tuesday, May 5, 2009
City Hall, 100 Civic Center Plaza, Council Chambers**

CLOSED SESSION

OPEN SESSION - 5:00 P.M. – Council Chambers

Council/Agency Members Present: Cecilia Martner, Ann Ruhge, Bob Lingl, Mike Siminski and Mayor Dick DeWees.

Staff Present: City Administrator/Executive Director Laurel Barcelona, City Attorney/General Counsel Matthew Granger, City Clerk/Secretary Donna Terrones, Human Resources Director William Yanonis, Acting Management Services Director John Walk, Police Captain Donald Deming, Planning Manager Lucille Breese, Civil Engineering Associate III Craig Dierling, and Public Works Director Larry Bean.

Others Present: John Lawrence, Kate Griffith, Kenneth Overman, Lillian Stuman, Dorothy Jacobs, Ralph Harman, Darrell Tullis, John Linn, John Lawrence, Ella Gale, Dulcie Sinn, Norm Witt, Frances Romero, Rosemary Holmes, Harry Keim, Anthony Cargill, Connie Barlow, Bob Manning, Martin Schaefer, Carol Nash, Bess Christensen, Mary Leach, Butch Browder, Bob Holloway, Joyce Howerton, Dr. Charles Blair, Jason Reynolds, DeWayne Holmdahl, Alice Milligan, Will Schuyler, Leroy Scolari, Ray Leslie, and Arlen Sechrest.

ORAL COMMUNICATIONS:

1. John Lawrence commented on the New Senior Community Center and spoke in support of Public Safety.

CLOSED SESSION – Utility Conference Room

BUSINESS ITEM:

1. CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION

As authorized by Government Code Section 54956.9(b) the City Council met with City Attorney Matthew W. Granger regarding significant exposure to litigation against the City arising from the written demand of John H. Linn of Lompoc that the City Council cure certain alleged violations of The Ralph M. Brown Act (Government Code Sections 54950-54963). [In accordance with Government Code Section 54957.5, copies of Mr. Linn's correspondence are available for public inspection.]

2. Pursuant to Government Code Section 54957.6, the City Council met with its labor negotiators and instructed them regarding negotiations with the Lompoc Police Office’s Association, the International Association of Firefighters (Lompoc Local 1906), and Teamsters Local 381.

OPEN SESSION – 7:00 P.M. – Council Chambers

Jose Vazquez gave the invocation and Mayor Dick DeWees led the Pledge of Allegiance

REPORT ON ACTION TAKEN IN CLOSED SESSION:

City Attorney Matthew Granger stated that Council determined that a “Special Meeting” be held on May 12, 2009, at 6:00 P.M. to rescind Council’s decisions adopting the Ad Hoc Committee’s recommendation of a Floor Plan for the New Senior Community Center. Council will provide all members of the public an opportunity at the Special Meeting to address the issue of the design and floor plan of the New Senior Community Center, and will give direction to Staff. City Attorney Matthew Granger stated that no further action was taken on the labor negotiations.

PRESENTATIONS PRESENTED ELSEWHERE:

On April 21, 2009, Mayor DeWees presented a Proclamation to Lompoc Healthcare District Volunteers for “National Healthcare Volunteer Week,” April 19-25, 2009.

PRESENTATIONS:

Mayor DeWees presented proclamations to:

Rocky Miclat, Lompoc Elks Lodge No. 2274 Exalted Ruler for “Youth Week,” May 3-9, 2009.

City of Lompoc’s Police Chief Timothy Dabney for “National Police Week; Peace Officers’ Memorial Day,” May 10-16, 2009.

Recreation Manager Joanne Plummer for “Water Safety Month,” May 2009.

Recreation Manager Joanne Plummer presented a PowerPoint overview on National Water Safety Month and the Drowning is Preventable Campaign.

(Rescheduled to a future date) Presentation by Carlos Jimenez of the Santa Barbara County Housing and Community Development Department on "United States Economic Recovery Act of 2009 Emergency Shelter Grant, Homeless Prevention, and Rapid Re-Housing Program, (HPRP)."

CITY ADMINISTRATOR/EXECUTIVE DIRECTOR’S STATUS REPORT: (distributed as an informational report)

STAFF REQUESTS AND ANNOUNCEMENTS:

City Administrator Laurel Barcelona announced the Budget Review “Special Meetings” scheduled for Thursday and Friday, May 7 & 8, 2009, at 3:00 P.M. and tentatively Saturday, May 9, 2009, at 1:00 P.M.

COUNCIL/REDEVELOPMENT AGENCY REQUESTS AND ANNOUNCEMENTS:

Council/Agency Member Ruhge commented on the WiFi system. She acknowledged the public for submitting petitions in support of not closing the Aquatic Center and stated she would not be supporting the closure.

Council/Agency Member Lingl thanked the public for their efforts in supporting that the Aquatic Center not be closed. He requested Staff to work with the Chamber of Commerce and local retailers to come up with a plan to capture potentially lost sales tax revenue from the tour buses that visit Lompoc and report back to Council at a future date.

Council/Agency Member Martner acknowledged the public support through numerous emails she received regarding the budget and encouraged the public to attend the Budget workshops. She announced that she and Councilmember Lingl are sponsoring a “Job and Career Opportunity” fair on June 13, 2009, at 9:00 A.M. to 1:00 P.M. at the Veterans Memorial Building. She acknowledged all the efforts of the Chamber of Commerce and invited both Fire Chief Linual White and Police Chief Timothy Dabney.

Mayor/Chair Dick DeWees announced the American Cancer Society’s “Relay for Life” event on Saturday, May 16, 2009 starting at 10:00 A.M.

ORAL COMMUNICATIONS:

1. Kate Griffith commented on the Fiscal Year Budget 2009-2011 in regards to department consolidations and economic development.
2. Kenneth Overman announced a collection of over 900 teapots that his late mother collected and asked Council if they would consider purchasing them and opening a Museum.
3. Lillian Stuman spoke in support of the Library in regards to the Budget.

ORAL COMMUNICATIONS: (cont’d)

4. Dorothy Jacobs spoke in support of the Library and Public Safety in regards to the Budget.
5. Ralph Harman requested a change to the April 21, 2009 Council Minutes.
6. Darrell Tullis spoke in support of Parks & Recreation in regards to department consolidation and suggested increasing activities for revenue.
7. John Linn commented on the County's proposed roundabout project and the City's budget.
8. John Lawrence commented on an article in the *Lompoc Record* pertaining to shuttle buses.
9. Ella Gale spoke in support of seniors and the programs the City offers and requested they continue.
10. Dulcie Sinn commented on the budget, department consolidation, and economic department strategy.

CONSENT CALENDAR:

Council/Agency Member Ruhge pulled Consent Calendar Item No. 5 to be discussed at the last Council/Redevelopment Agency Requests, Comments, and Meeting Reports.

ACTION: Motion/Second: Lingl/Siminski. By a unanimous vote, the City Council/Agency:

CITY/RDA 1. Approved Minutes of the Lompoc City Council and Lompoc Redevelopment Agency Regular Meeting of April 21, 2009 (with noted change) and Special Meeting Minutes of March 31, 2009.

CITY 2. Approved expenditures for:

Payroll of 4/17/09 - \$1,349,844.81
 Voucher Register of 4/24/09 - \$641,030.83
 Voucher Register of 4/17/09- \$434,866.79

CITY 3. Adopted Resolution No. 5543(09), delegating the City Administrator, Public Works Director, Assistant Public Works Director/City Engineer, and Utility Director the authority to accept real property interests and easements deeded and granted to the City of Lompoc.

CITY 4. Adopted Resolution No. 5544(09), designating the Public Works Director and the Assistant Public Works Director/City Engineer authority to certify abandonment of public streets or public easements on parcel maps and final maps.

CITY 5. *Pulled by Councilmember Ruhge to the last Council/Redevelopment Agency Requests, Comments, and Meeting Reports:*

Approve Delegating Authority to Execute American Recovery and Reinvestment Act (ARRA) Documents.

Civil Engineering Associate III Craig Dierling
C_dierling@ci.lompoc.ca.us

Recommendation: that the City Council adopt Resolution No. 5538(09), authorizing the City Administrator to execute all American Recovery and Reinvestment Act (ARRA) Section 1511 Certifications, Project Certifications, any amendments thereto, and all other necessary documents in order to perform infrastructure projects funded by the American Recovery and Reinvestment Act.

PUBLIC HEARING:

Councilmember Lingl announced he would be excusing himself from the Council Chamber. He stated due to his previous position on the Planning Commission and his opposition at the time towards the proposed project he would not be participating in the vote for Public Hearing Item No. 6.

Councilmember Ruhge disclosed she took a tour of the proposed site with Ms. Romero and Mr. Witt of Cook Hill Properties.

CITY 6. **Council will Consider a Request from Plains Exploration & Production Company (PXP), that the Proposed Annexation of an Approximately 804-Acre Parcel to the City of Lompoc be Re-Included in the City's General Plan Process. The Project is known as the Purisima Hills Development and is Located Approximately Three (3) Miles North of the Existing City Limits and West of Harris Grade Road (Assessor Parcel Number: 097-350-018, Portion of 099-010-056, Portion of 097-360-010) (Planning Division File No. Annexation No. 75).**

Planning Manager Lucille Breese, presented the staff report and recommendations. She advised that Mr. Daulton of Rincon Consultants was present to answer any questions. She stated that two communications were received (one letter from Morgan Taylor Jack, and one email from John Free) and were distributed to Council.

Mayor DeWees disclosed he received an email from Doctor Charlie Blair.

Norm Witt and Frances Romero of Cook Hill Properties spoke in support of staff recommendations.

Public Comment:

1. John Lawrence, Rosemary Holmes, Harry Keim, Anthony Cargill, Connie Barlow, Bob Manning, Ralph Harman, Martin Schaefer, John Linn, Carol Nash, Bess Christensen, Mary Leach, Butch Browder, Bob Holloway, Joyce Howerton, and Dr. Charles Blair, spoke in opposition to Staff's recommendations.
2. Jason Reynolds spoke in support of the investment idea coming to our Community.
3. DeWayne Holmdahl suggested Council consider the long-term effect.
4. Alice Milligan stated she is opposed to any development on agricultural land. She supports the requested property be annexed to the City and having an environmental study. She suggested that public safety service be added to the developer fees.
5. Will Schuyler, Leroy Scolari, and Ray Leslie, spoke in support of Staff's recommendation.
6. Arlen Sechrest suggested the property be looked into as an industrial park.

RECESS:

At 9:10 P.M. Mayor DeWees announced a break.
At 9:20 P.M., the meeting reconvened with all Councilmembers present.

PUBLIC HEARING:

Council discussion followed regarding environmental studies, fees to applicant, service of public safety and response time, benefits and negative aspects of the development.

ACTION: Motion/Second: Siminski/Ruhge. By a 1 to 3 vote (*Mayor DeWees and Councilmembers Martner & Ruhge voted NO, Councilmember Lingl did not participate*), the City Council denied the request to process the pre-annexation request processed on a parallel track with the General Plan Update with the applicant paying associated costs

CITY 7. **Measure “D” Final Year Local Program of Projects for Fiscal Year 2009-2010.**

Civil Engineering Associate III Craig Dierling presented the staff report and recommendations.

Public Comment:

1. John Linn commented on the percentage of Measure “D” allocations used on sidewalk projects vs. street maintenance.

Staff stated there are no percentages when allocating funds. That sidewalk projects fall under street maintenance.

ACTION: Motion/Second: Mayor DeWees/Ruhge. By a unanimous vote, the City Council adopted Resolution No. 5545(09), adopting the Measure “D” Final Year Local Program of Projects for Fiscal Year 2009-2010.

LEGISLATIVE:

CITY 8. **Amendment to Lompoc City Bingo Ordinance [Lompoc Municipal Code Chapter 5.16].**

City Attorney Matthew Granger presented the staff report and recommendation.

Public Comment: None

ACTION: Motion/Second: Mayor DeWees/Ruhge. By a unanimous vote, the City Council, waived further reading of the Ordinance in full, and introduced Ordinance 1558(09) to conform the City’s Ordinance to State law.

WRITTEN COMMUNICATIONS: None

ORAL COMMUNICATIONS:

1. Joyce Howerton commented on Public Hearing Item No. 6.
2. Bob Holloway commented on the cost of barricades during an Alumni Cruise event and requested some assistance from the City.

COUNCIL/REDEVELOPMENT AGENCY REQUESTS, COMMENTS, AND MEETING REPORTS:

Consent Calendar:

CITY 5. **Approve Delegating Authority to Execute American Recovery and Reinvestment Act (ARRA) Documents.**

Public Works Director Larry Bean presented the staff report and recommendation.

COUNCIL/REDEVELOPMENT AGENCY REQUESTS, COMMENTS, AND MEETING REPORTS: (cont'd)

Consent Calendar: (cont'd)

Public Comment: None

ACTION: Motion/Second: Siminski/Ruhge. By a unanimous vote, the City Council, adopted Resolution No. 5538(09), authorizing the City Administrator to execute all American Recovery and Reinvestment Act (ARRA) Section 1511 Certifications, Project Certifications, any amendments thereto, and all other necessary documents in order to perform infrastructure projects funded by the American Recovery and Reinvestment Act.

Mayor/Chair DeWees and Council/Agency Member Siminski announced a meeting they attended.

ADJOURNMENT:

At 10:35 P.M. Mayor DeWees adjourned the Lompoc City Council/Redevelopment Agency Meeting to a "Special Meeting" at 3:00 P.M. on Thursday May 7, 2009.

Dick DeWees, Mayor/Chair
City of Lompoc

ATTEST:

Donna N. Terrones, CMC
City Clerk
Date: May 13, 2009