MINUTES

Regular Meeting of the Lompoc
City Council and Lompoc Redevelopment Agency
Tuesday, June 16, 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, and City Clerk/Secretary Donna Terrones.

Others Present: Adrienne Boyd, Augustine Arias, and Mike Mendek.

ORAL COMMUNICATIONS:

1. Adrienne Boyd spoke in support of Consent Calendar Item No. 8.
2. Augustine Arias spoke in support of the Police Officers Association in regards to negotiations.
3. Mike Mendek requested Council reconsider the eight-hour furlough increments to four-hour furlough increments.

CLOSED SESSION – Utility Conference Room

BUSINESS ITEM:

1. Pursuant to Government Code Section 54957.6, the City Council met with its labor negotiators and instructed them regarding negotiations with the Lompoc Police Officers Association, the International Association of Firefighters (Lompoc Local 1906), and Teamsters Local 381. No reportable action was taken.

City Negotiators: City Administrator Laurel Barcelona
Human Resources Director William Yanonis

Also Attending: City Attorney Matthew Granger
Acting Management Services Director John Walk
HR Principal Analyst Beth Flamm-Overby
John E. Bartel, Bartel Associates, LLC

OPEN SESSION - 7:00 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, Parks, Recreation & Urban Forestry Director Dan McCaffrey, Civil Engineering Associate III Craig Dierling, and Acting Management Services/Finance Director John Walk.

Others Present: John Linn, Dulcie Sinn, and Mike Mendek.

Darren Hunt 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 no reportable action was taken on the labor negotiations.
PRESENTATIONS PRESENTED ELSEWHERE:


On June 15, 2009, Mayor Pro Tempore Ann Ruhge presented a Proclamation to Diane Clasen and Marlborough Packard, National Judges, America In Bloom, for “Commemorating the City of Lompoc’s participation in the America in Bloom competition for 2009,” at the Veterans Memorial Building, Lompoc, CA.

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

STAFF REQUESTS AND ANNOUNCEMENTS:

City Administrator Laurel Barcelona stated she would be presenting New Business Item No. 14.

COUNCIL/REDEVELOPMENT AGENCY REQUESTS AND ANNOUNCEMENTS:

Council/Agency Member Martner requested Staff to form an Oversight Committee to study the street parking Ordinance and to agendized it for a future meeting.

Council/Agency Member Lingl requested Staff report back to Council on an alternate CalPERS 960 plan for employees that may wish to retire early and to agendized it for a future meeting.

Council/Agency Member Ruhge acknowledged the America In Bloom judges and informed Council that Denny Anderson from the Lompoc Chamber of Commerce will be presenting an update on the new 2020 Vision Program at the July 21, 2009, City Council Meeting.

Mayor/Chair DeWees announced that Wednesday, June 24, 2009, is the start of the Lompoc Flower Festival; the parade will be held on Saturday, June 27, 2009 at 10:00 A.M.; and that Monday, June 29, 2009, is the last Pops Orchestra concert at the United Methodist Church. He noted a phone call he received from the General Manager of Fresh N Easy, stating that the Grand Opening is scheduled for July 29, 2009, at 10:00 A.M.

ORAL COMMUNICATIONS:

2. Dulcie Sinn commented on the Community Garden program and on Economic Development.
3. Mike Mendek commented on the proposed work furlough program.

CONSENT CALENDAR:

Council/Agency Member Lingl pulled Consent Calendar Item Nos. 3 and 8 and Council/Agency Member Martner pulled Consent Calendar Item No. 9 to be discussed after the last Oral Communications.

ACTION: Motion/Second: Ruhge/Lingl. By a unanimous vote (Council/Agency Member Lingl voted NO on Item No. 9), the City Council/Agency:


CITY 2. Approved expenditures for:

- Payroll of 5/27/09 - $1,187,824.09
- Voucher Register of 6/5/09 - $147,410.28
- Voucher Register of 5/29/09 - $622,521.49
- Manual Checks of 5/26/09 - $4,440.00

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CONSENT CALENDAR: (cont’d)

CITY 3. Pulled by Councilmember Lingl to be discussed after the last Oral Communications:

Approve Intention to Levy Assessments for Fiscal Year 2009-2010, Preliminarily Approve an Engineer’s Report, and Provide Notice of a Public Hearing for the Park Maintenance and City Pool Assessment District No. 2002-01.

Parks, Recreation & Urban Forestry Director Dan McCaffrey
D_mccaffrey@ci.lompoc.ca.us

Recommendation: that the City Council adopt Resolution No. 5558(09) to preliminarily approve the Engineer’s Report and provide notice of a public hearing for the proposed continuation of the assessments for the Park Maintenance and City Pool Assessment District No. 2002-01 in order to receive any public input on the proposed continuation of the assessments, the proposed assessment budget for fiscal year 2009-2010 and the services and improvements of the assessments fund, and any other issues related to the assessments.

CITY 4. Approved the Cooperation Agreement between the County of Santa Barbara and the City for Joint Participation in the Community Development Block Grant (CDBG) Program and authorized the City Administrator to sign the Cooperation Agreement.


CITY 6. Adopted Resolution No. 5559(09), which authorizes the temporary closure of portions of “H” Street and Ocean Avenue.

CITY 7. Adopted Resolution No. 5560(09), designating certain streets in the vicinity of Ryon Park for permit parking for residents only during the 2009 Flower Festival.

CITY 8. Pulled by Councilmember Lingl to be discussed after the last Oral Communications:

Approve the Memorandum of Understanding (MOU) with Employees Represented by Teamsters Union Local 381.

Human Resources Director William Yanonis
W_Yanonis@ci.lompoc.ca.us

Recommendation: that the City Council adopt Resolution No. 5562(09) ratifying the Memorandum of Understanding (MOU) for the period December 20, 2008 through December 17, 2010, between the employees represented by Teamsters Union Local 381 (Teamsters) and the City of Lompoc (Lompoc).

CITY 9. Pulled by Councilmember Martner to be discussed after the last Oral Communications:

Approve Unrepresented (UR), and Management, Supervisory, and Confidential (MSC) Compensation Plans.

Human Resources Director William Yanonis
W_Yanonis@ci.lompoc.ca.us
Recommendation: that the City Council adopt Resolution No. 5563(09) approving changes to the existing Compensation Plans dated January 31, 2007, the MSC & UR Employees.

CONSENT CALENDAR: (cont’d)

CITY 10. Adopted Resolution No. 5564(09), to allow for continued basic operating expenditures pending adoption of a Fiscal Year 2009-2011 City Budget.

CITY 11. Approved the Fiber Optic System Purchase/Lease Back Agreement (Agreement) with Lompoc Valley Medical Center (LVMC), and authorized the City Administrator to execute the Agreement on behalf of the City of Lompoc (Lompoc).

PUBLIC HEARING:

CITY/RDA 12. This item was continued to the next Lompoc City Council/Redevelopment Agency Meeting of July 7, 2009.

Request for City Council and the Lompoc Redevelopment Agency to Approve the Use of Tax Increment Funds for Construction and Rehabilitation Projects for Community Recreation Facilities and Structures.

Redevelopment Program Coordinator Linda Wertman  
L_Wertman@ci.lompoc.ca.us

CITY 13. Adoption of Revised Disadvantaged Business Enterprise (DBE) Program Annual Anticipated DBE Participation Level (AADPL) and Methodology Calculation for Federal Fiscal Year (FFY) 2009/2010.

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

Public Comment:  None

ACTION:  Motion/Second: Lingl/Siminski. By a unanimous vote, the City Council adopted Resolution No. 5561(09), adopting a revised “Exhibit 9-B Local Agency DBE Annual Submittal Form,” and “Revised Disadvantaged Business Enterprise (DBE) Program Annual Anticipated DBE Participation Level (AADPL) and Calculation Methodology for Federal Fiscal Year (FY) 2009/2010,” dated June 16, 2009, and authorized the City Administrator to execute the above mentioned documents, and to provide for implementation of their provisions.

NEW BUSINESS:


City Administrator Laurel Barcelona presented the staff report and recommendations. She introduced Jill Dominguez, Essergy Consultant, who gave a brief overview of the importance of the Comprehensive Economic Development Strategy (CEDS).

Council discussion followed regarding leverage of other funds, stipulations attached to the CEDS, preparation in-house, and use of funds.

Public Comment:

1. John Linn commented on the amount required for the consultants and the stipulations attached to the CEDS.
2. Dulcie Sinn commented on an economic development strategy and supported staff’s recommendations.

NEW BUSINESS: (cont’d)
Item No. 14

Councilmember Siminski noted the fee for the consultant is not coming from the General Fund but from the Electric Utility Fund.

Councilmember Martner requested staff provide Council names of the firms that were contacted and/or responded to staff’s request for quotes.

Mayor DeWees spoke in support of staff’s recommendations.

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

A) Authorized the City Administrator to execute a contract with Essergy Consulting for preparation of a planning grant application to the Economic Development Administration (EDA) for a fee of $2,000; and

B) Authorized submittal of said grant application requesting $25,000 from the EDA with City matching funds in the amount of $3,750 drawn from account number 52500-59150 Electric-Community Promotions; and

C) Authorized the City Administrator to execute a contract with Essergy Consulting for preparation of a Comprehensive Economic Development Strategy (CEDS) for a fee of $20,000, provided the grant application is approved.

CITY 15. Agreement with the California Public Employees Retirement System (CalPERS) to Prefund Other Post Employment Benefits (OPEB) through the California Employers’ Retiree Benefit Trust Fund (CERBT).

Acting Management Services/Finance Director John Walk presented the staff report, recommendations and a PowerPoint on the City’s Other Post Employment Benefits (OPEB) Funding Decisions. Mr. Walk introduced John Bartel of Bartel Associates, LLC, who presented an overview of the June 30, 2007 GASB 45 Actuarial Valuation.

Public Comment: None

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

A) Accepted the report by Bartel Associates, LLC (Bartel) presenting the results of the June 30, 2007 GASB 45 Actuarial Valuation of the City’s Other Post Employment Benefit (OPEB) Plans; and

B) Adopted Resolution No. 5565(09) approving an Agreement and Election to Prefund Other Post Employment Benefits (OPEB) through CalPERS; authorizing the Mayor to execute the Agreement; Delegation of Authority to Request Disbursements; and Certification of OPEB Funding Policy and GASB 43/45 Reporting Compliance.

Mayor DeWees acknowledged Staff’s support.

Councilmember Siminski commented on unfunded liabilities.

RECESS: At 8:20 A.M. Mayor DeWees announced a break.
At 8:30 A.M., the meeting reconvened with all...
Councilmembers present.

WRITTEN COMMUNICATIONS: None

ORAL COMMUNICATIONS: None

CONSENT CALENDAR: (cont’d)

CITY 8. Approve the Memorandum of Understanding (MOU) with Employees Represented by Teamsters Union Local 381.

Human Resources Director William Yanonis
W_Yanonis@ci.lompoc.ca.us

Councilmember Lingl commented on Item No. 8 and the comment made by Mr. Mendek during Oral Communications on the proposed work furlough, four-hour increments vs. eight-hour increments. He discussed fairness among all the employees and feels that if the MOU is accepted that it would limit the other bargaining units the ability to negotiate their own contracts. He would like to allow all the bargaining units to negotiate on their own, as opposed to imposing restrictions on one bargaining unit onto the other. Councilmember Lingl recommends four-hour a day furloughs opposed to the eight-hour a day.

Staff stated that in order to make the change from a required eight-hour furlough increment to a four-hour furlough increment, a side letter would be drawn up addressing the hours vs. days, that the Union Representative could sign.

Councilmember Martner supported the change.

Public Comment: None

Councilmember Ruhge supported Councilmember Lingl’s recommendation of changing the 8-hour day furloughs to a 4-hour day.

ACTION: Motion/Second: Ruhge/Martner. By a unanimous vote, the City Council amended the ratified agreement to give the Chief Negotiator the authority to sign a side letter to use 4-hour furlough increments as opposed to 8-hour increments.

ACTION: Motion/Second: Martner/Siminski. By a 4 to 1 vote (Councilmember Lingl voted NO), the City Council adopted Resolution No. 5562(09) ratifying the Memorandum of Understanding (MOU) for the period December 20, 2008 through December 17, 2010, between the employees represented by Teamsters Union Local 381 (Teamsters) and the City of Lompoc (Lompoc).

CITY 9. Approve Unrepresented (UR), and Management, Supervisory, and Confidential (MSC) Compensation Plans.

Human Resources Director William Yanonis
W_Yanonis@ci.lompoc.ca.us

Councilmember Martner would like to remove Item No. 9 and to bring it back at the Budget Workshop set for Saturday, July 11, 2009 for more discussion. She feels other options are available.

Public Comment: None

Councilmember Siminski spoke in opposition to the removal of Item No. 9.

ACTION: Motion/Second: Martner/Lingl. By a 2 to 3 vote (Mayor DeWees, and Councilmembers Siminski and Ruhge voted NO), the City Council did not support bringing Item No. 9 back at the Budget Workshop set for Saturday, July 11, 2009.

ACTION: Motion/Second: Siminski/Ruhge. By a 4 to 1 vote (Councilmember Martner voted NO), the City Council adopted Resolution No. 5563(09) approving
CONSENT CALENDAR: (cont’d)

CITY


Parks, Recreation & Urban Forestry Director Dan McCaffrey briefly explained the staff report and recommendations.

Council discussed fiscal year amounts, Oversight Committees review, and the Aquatic Centers need for a dehumidifier.

ACTION: Motion/Second: Ruhge/Siminski. By a unanimous vote, the City Council adopted Resolution No. 5558(09) to preliminarily approve the Engineer’s Report and provide notice of a public hearing for the proposed continuation of the assessments for the Park Maintenance and City Pool Assessment District No. 2002-01 in order to receive any public input on the proposed continuation of the assessments, the proposed assessment budget for fiscal year 2009-2010 and the services and improvements of the assessments fund, and any other issues related to the assessments.

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

Council/Agency member Siminski announced a meeting he attended.

ADJOURNMENT: At 8:50 P.M. Mayor DeWees adjourned the Lompoc City Council/Redevelopment Agency Meeting to a Regular Meeting at 7:00 P.M. on July 7, 2009.

Dick DeWees, Mayor/Chair
City of Lompoc

ATTEST:

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Donna N. Terrones, CMC
City Clerk
Date: June 26, 2009