



AGENDA

**Regular Meeting of the Lompoc City Council
Tuesday, Feb 7, 2012
City Hall, 100 Civic Center Plaza, Council Chambers**

Please be advised that, pursuant to State Law, any member of the public may address the Council/Agency concerning any Item on the Agenda, before or during Council/Agency consideration of that Item. Please be aware that Items on the Consent Calendar are considered to be routine and are normally enacted by one vote of the Council/Agency. If you wish to speak on a Consent Calendar Item, please do so during the first Oral Communications.

*“Members of the Public are Advised that all **PAGERS, CELLULAR TELEPHONES** and any **OTHER COMMUNICATION DEVICES** are to be **turned off** upon entering the City Council Chambers.”*

*Regular City Council/Redevelopment Agency meetings will be videotaped and rebroadcast in Lompoc on Channel 23 at 9:00 a.m. the following Wednesday. **The Agenda and related Staff reports are available on the City’s web site: www.cityoflompoc.com the Friday before Council meetings between 9:00 a.m. and 5:00 p.m.***

Any documents produced by the City and distributed to a majority of the City Council regarding any item on this agenda will be made available the Friday before Council meetings at the “City Clerk’s Office” at City Hall, 100 Civic Center Plaza, Monday through Friday between 9 a.m. and 5 p.m. and at the “Reference Desk” at the Lompoc Library, 501 E. North Avenue, Lompoc, California, Monday through Thursday between 12 and 6 p.m. and Friday and Saturday between 1 and 5 p.m. The City may charge customary photocopying charges for copies of such documents.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, including review of the Agenda and related documents, please contact the City Clerk at (805) 875-8241 at least 72 hours prior to the meeting. This will allow time for the City to make reasonable arrangements to ensure accessibility to the meeting.

CLOSED SESSION

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

ROLL CALL: Mayor John Linn
Mayor Pro Tempore Bob Lingl
Council Member Ashley Costa
Council Member Cecilia Martner
Council Member Dirk Starbuck

ORAL COMMUNICATIONS: (maximum of five minutes per speaker, limited to subject of “Closed Session”)

CLOSED SESSION – Utilities Conference Room

BUSINESS ITEM:

1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS: Property: 112 No. H Street Lompoc, CA. City negotiators: Laurel Barcelona, City Administrator and Joseph W. Pannone, City Attorney. Negotiating parties: Steve Taber. Under negotiation: Price and terms of payment.
2. CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION: Initiation of litigation pursuant to subdivision (c) of Section 54956.9: One matter regarding the wastewater treatment plant
3. PUBLIC EMPLOYEE PERFORMANCE EVALUATION: City Attorney

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

REPORT ON ACTION TAKEN DURING CLOSED SESSION:

INVOCATION: Darren Hunt

PLEDGE OF ALLEGIANCE: Mayor John Linn

PRESENTATIONS PRESENTED ELSEWHERE:

Mayor Linn presented a Proclamation to Dianne Siminski on the Occasion of her Birthday on January 28, 2012, at New Life Christian Church, 816 North C Street, Lompoc, CA.

CITY ADMINISTRATOR/EXECUTIVE DIRECTOR’S STATUS REPORT: (Information only)

STAFF REQUESTS AND ANNOUNCEMENTS:

ORAL COMMUNICATIONS (Maximum of 5 Minutes): (At this time, please direct comments to the City Council regarding Consent Calendar items, other agenda items if you are not able to stay until that matter is discussed, or issues not on the Agenda but within the jurisdiction of the Council.)

CONSENT CALENDAR:

All items listed under Consent Calendar are considered to be routine and will be enacted, after one motion, in the form listed below. There will be no separate discussion of these items unless good cause is shown prior to the Council/Agency vote. Any items withdrawn from the Consent Calendar for separate discussion will be addressed immediately before the second Oral Communications, near the end of the meeting.

1. **Approval of Minutes** of the Lompoc City Council and Lompoc Redevelopment Agency Regular Meeting of January 17, 2012.

2. **Approval of expenditures for:**

Payroll of 01/18/12 - \$1,210,383.33

Voucher Register of 01/06/12 - \$1,375,838.11

Voucher Register of 01/13/12 - \$237,172.64

*Voucher Register of 01/20/12 - \$400,540.78

☐(Mayor Linn will not participate in the vote for check #303507 to Smitty's Towing for \$966.25)

3. **Amendment No. 1 to Consultant Service Agreement No. CS-07-P-1c, "Construction Management and Inspection Services for the Lompoc Aquatic Center Dehumidification Project"**

Senior Civil Engineer Michael W. Luther, P.E.

M_luther@ci.lompoc.ca.us

Recommendation: that Council authorize the Mayor to execute the First Amendment to Consultant Service Agreement with Bachini-Deferville Management, Inc., CS-07-P-1c, which increases the contract by \$60,000.00 (from RDA Account No 72200-80316), for a revised total compensation not to exceed \$199,395.00.

4. **Approval of Resolution No. 5763(12), upholding the Appeal submitted by Tom Schowalter of Pacific West Communities, Inc., the applicant, of the Planning Commission determination of December 14, 2011, denying a request to change the construction phasing of a previously approved development from a single-phased to a three-phased project. The project is located at 1420 East Ocean Avenue (APN: 85-150-17) (Planning Division File No. CUP 08-05).**

Planning Manager Lucille T. Breese

L_breese@ci.lompoc.ca.us

Recommendation: that Council adopt Resolution No. 5763(12) based upon the findings of fact, including the Conditions of Approval, noted in the Resolution.

APPOINTMENTS:

5. **Council Appointment to Library Board of Trustees.**

COUNCIL REQUESTS AND ANNOUNCEMENTS:

6. **City Council Discussion and Direction Regarding the Schedule, Topics and Format of the City Council's Review Process for the General Plan Update Phase 1.** *(Requested by Mayor Linn.)*

NEW BUSINESS:

7. **Ordinance No. 1581(12), Amending Section 3.48.010 to the Lompoc Municipal Code Relating to Claims Against the City.**

City Attorney Joseph W. Pannone
jpannone@awattorneys.com

Recommendation: that Council waive further reading and introduce Ordinance No. 1581(12).

(Public Comment)

8. **Continuance of Domestic Violence/Crimes Against Women Prevention Program.**

Chief of Police Timothy L. Dabney
T_dabney@ci.lompoc.ca.us

Recommendation: that Council allocate funding from General Fund Reserves to cover the cost of maintaining the Domestic Violence/Crimes Against Women Program in its current format and continuing the agreement with North County Rape Crisis and Child Protection Center (NCRCCPC) for in-house victim advocacy services through out the remainder of the 2011-2013 budget cycle; or allocate funding from General Fund Reserves to cover the cost of a sworn police officer maintaining Department staffing at existing levels, thereby supporting the Domestic Violence/Crimes Against Women investigative function through the remainder of the 2011-2013 budget cycle, without continuing the agreement with NCRCCPC; or allocate funding from the General Fund Reserves to create a Victims Advocate position at the rate of a Community Services Officer to maintain the efforts of the Domestic Violence/Crimes Against Women Program through the remainder of the 2011-2013 budget cycle without continuing the agreement with NCRCCPC; or allocate funding from General Fund Reserves to cover the cost of continuing the agreement with NCRCCPC to maintain victim advocacy services within the Lompoc Police Department for the remainder of the 2011-2013 budget cycle; or provide other direction to Staff.

(Public Comment)

9. **Development Impact Fees for Water and Wastewater.**

Senior Administrative Analyst Susan Segovia
S_segovia@ci.lompoc.ca.us

NEW BUSINESS: (cont'd)

Item No. 9

Recommendation: that Council authorize Staff to add a notation to the City's Water and Wastewater Impact Fees for single and two-family dwellings and townhouses so those fees will not be calculated based on meter sizes that are increased only do to the new requirement for fire sprinklers to be installed at the time those dwellings are constructed.

(Public Comment)

10. **Consideration of an Additional \$9,500 together with a previous reservation of \$10,500, for a total of \$20,000 for Interim Shelter Services; and \$6,750 for emergency facility related costs, for a total allocation of \$26,750 at the Marks House Transitional Shelter at 203 North N Street.**

Community Development Program Manager Dinah Lockhart AICP.
D_lockhart@ci.lompoc.ca.us

Recommendation: that Council receive a recommendation from the Human Services Commission on a request from Good Samaritan Shelter Services, Inc. for an additional \$9,500, together with a previous Council approved reservation of \$10,500 for Shelter Services, for a total of \$20,000 for Interim Shelter Services at the Marks House Transitional Shelter for operations through June 30, 2012; and consider approving an additional \$6,750 for emergency facility related cost; and authorize the appropriation of \$26,750 from account 43853-59209 – Interim Shelter Services – CDBG Program Income for the 2011-2013 fiscal year; and provide direction to Staff on further action.

(Public Comment)

WRITTEN COMMUNICATIONS:

ORAL COMMUNICATIONS (2 Minutes Maximum):

COUNCIL REQUESTS, COMMENTS, AND MEETING REPORTS:

ADJOURNMENT:

Lompoc City Council will adjourn to an Adjourned Meeting at 7:00 P.M. on Tuesday, February 14, 2012.

I hereby certify under penalty of perjury under the laws of the State of California that the foregoing agenda was posted on the City Hall bulletin board not less than 72 hours prior to the meeting. Dated this 1st day of February, 2012.

Stacey Alvarez
City Clerk
By: Lori Lardizabal