

**MINUTES**  
**Regular Meeting of the Lompoc City Council**  
**Tuesday, January 17, 2017**  
**City Hall, 100 Civic Center Plaza, Council Chamber**

**CLOSED SESSION**

**OPEN SESSION – 5:00 P.M. – Council Chamber**

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

Staff Present: City Manager Patrick Wiemiller, Economic Development Director/Assistant City Manager Teresa Gallavan, City Clerk Stacey Haddon, and City Attorney Joseph Pannone.

**ORAL COMMUNICATIONS:** None

**CLOSED SESSION – City Council Conference Room**

**BUSINESS ITEM:**

1. **CONFERENCE WITH LABOR NEGOTIATORS:** City Designated Representatives: Gabriel Garcia, Brad Wilkie, Colin Tanner, and Patrick Wiemiller. Employee Organization: International Brotherhood of Electrical Workers, Local 1245 (IBEW) Lompoc Police Officer's Association (LPOA), Unrepresented (UR) Employees and Management, Supervisory, & Confidential (MS&C) Employees.
2. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:** City Manager

**OPEN SESSION - 6:30 P.M. – Council Chamber**

**REPORT ON ACTION TAKEN DURING CLOSED SESSION:**

City Attorney Joseph Pannone announced there was no reportable action taken during the Closed Session.

Catalina McLssaac gave the invocation and Mayor Bob Lingl led the **Pledge of Allegiance**.

With a General Consensus, the Council approved placing Agenda Item No. 9 directly after Agenda Item No. 6

**PUBLIC COMMENT ON CONSENT CALENDAR ITEMS (Maximum of 3 Minutes):**

1. John Linn asked Staff to discuss the line item expense of \$40,000 to the Santa Barbara Air Pollution Control District.

**CONSENT CALENDAR:**

Council Member Mosby asked Staff to clarify why a \$40,000 expense was paid out to the Santa Barbara Air Pollution Control District (SBAPCD). City Manager stated expense is a fine imposed by the SBAPCD for missing the deadline to complete the gas remediation at the Lompoc Landfill facility.

**ACTION:** Motion/Second: Vega/Osborne. By a 5-0 vote Council:

1. Approved the Minutes of the Lompoc City Council Regular Meeting of December 20, 2016
2. Approved the expenditures for:
  - Payroll of 12/16/2016 - \$1,526,126.89
  - Payroll of 12/30/2016 - \$1,290,544.47
  - Voucher Register of 12/16/2016 - \$539,782.11
  - Voucher Register of 12/22/2016 - \$531,690.17

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

Successor Agency

**3. Recognized Obligation Payment Schedule for Fiscal Year 2017-2018.**

Acting as the Successor Agency to the Dissolved Lompoc Redevelopment Agency, accepted the attached annual Recognized Obligation Payment Schedule for Fiscal Year 2017-2018 and authorize its submittal to the Successor Agency Oversight Board for approval.

**STAFF PRESENTATIONS/ANNOUNCEMENTS/REQUESTS:**

Staff provided a Monthly Update on the City’s Financial Management System Upgrade.

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

1. Lynne Whitemore complained to the Council about letters he has received from the City’s code enforcement division regarding code violations at the property owned by Mr. Whitemore, and has is asking the Council to direct Staff to discontinue sending these letters.
2. Kathy Schmerzler, Director of Marketableyou.org invited the Council and the public to attend an open house on February 11, 2017 from 2pm – 5pm.
3. Jeffrey C. Hall, Member of the Hancock College Board of Trustees invited Council and the public to attend an open house event at the Lompoc Campus on March 1, 2017 from 5pm to 7pm.
4. Joe A. Garcia expressed his interest in being an active part of the City’s Adhoc Committee regarding marijuana regulations.

**APPOINTMENTS:**

**4. Appointment of Council Nominees to the following City Commissions. Terms for nominees of Council Member Osborne will expire December 2020.**

- a) Economic Development Committee

By a unanimous vote, the City Council approved the following appointment (term to expire 12/2020):

Applicant  
Felix Hernandez

Nominated by:  
Osborne

- b) Parks and Recreation Commission

By a unanimous vote, the City Council approved the following appointment (term to expire 12/2020):

Applicant  
Dave Baker

Nominated by:  
Osborne

- c) Utility Commission

By a unanimous vote, the City Council approved the following appointment (term to expire 12/2020):

Applicant  
Janet Blevins

Nominated by:  
Osborne

## **COUNCIL REQUESTS:**

Mayor Lingl reminded everyone these presentations are informational only.

5. **Council Workshop With Presentations from Staff on the following subjects:**

Building and Life Safety Division Plan Submittal and Permitting Process.

Fire Chief Kurt Latipow presented a Power Point Presentation on the City's Plan Submittal and Permitting Process.

Council discussed the information presented; thanked Staff for their work; and asked about the new requirements from the State regarding when a building permit is required.

### **Public Comment:**

1. Nicholas Gonzales stated he believes the City is not informing the public about all changes in the State laws regarding building permit requirements and suggested City staff is the cause for most delays in the permitting process.
2. Ray Leslie asked why it is possible retail stores can sell items that require a building permit for installation, without notification to that customer of the requirement.
3. Dan Oliveira complained about the City's building permitting process.
4. Debbie McComb stated she believes the requirements for building permits are too far reaching.
5. Bob Holloway spoke about the confusion and changes encountered with the frequent personnel change with the Building Official position.
6. Darrell Kleg expressed concern about the costs of building permits.

### **Multi Family Dwelling Occupancy Life Safety Inspection Program.**

Fire Chief Kurt Latipow on Community Risk Reduction R-2 Occupancies Inspection Program.

Council Member Starbuck asked Staff if the properties owned by the Housing Authority are inspected through this program. Chief Latipow answered yes.

Council Member Mosby asked Staff to discuss how this program is executed. Chief Latipow explained the Fire Department works with the owner and/or property manager of the multi-family dwelling to allow the Department to complete a spot check of some units of any particular multi-family dwelling as well as inspect all common grounds for any fire and safety hazards or violations. Chief Latipow stated the Fire Department is currently working on a pre-inspection notification letter to help educate multi-family dwelling property owners/managers of what this type of inspection would entail.

### **Public Comment:**

1. Dan Oliveira asked what the percentage is of calls, received by the Fire Department are emergency calls and what percentage are fire distress calls. Mr. Oliveira stated he believes all rental units should be inspected, so there is no prejudice shown.
2. Nicholas Gonzales expressed his annoyance about the illegal dumping at his properties and suggested Council pass an City ordinance that strengthens the legal ramifications of those who are caught dumping trash illegally.
3. Ruth McKenna suggested the City hold free courses to inform citizens on home safety practices.

## **COUNCIL REQUESTS:**

6. **Council Discussion and Possible Action to Change Meeting Locations/Times/Days for Certain City Boards, Commissions, or Committees.**

Council Member Vega explained he believes having as many City Boards, Commissions, and Committees meet here at City Hall will help improve citizen involvement as well as enhance communication between the public and the City.

### **Public Comment:**

1. Fire Chief Latipow spoke about the challenges faced by the Public Safety Commission to hold its meetings in City Hall which include meeting in the very small Administrative Conference Room and scheduling meetings in the Council Chamber when the Chamber is not in use.
2. Maria Hall, Chairperson of the City's Economic Development Committee asked Council to direct the Airport Commission to meet in the Administrative Conference Room if that Body changes their meeting place to City Hall on the first Thursday of the month, as this conflicts with the Economic Development Committee's meeting time and day.
3. Ed Mandibles, Airport Commission Member, stated he is in favor of the Airport Commission meetings remaining at the Lompoc Airport Pilot's Lounge.
4. Ann Ruhge, Library Commission Chairperson, invited the public to attend the Library Commission Meetings held at the Lompoc Public Library on the second Tuesday of every month at 10:00AM.

Council Member Osborne asked if there would be an added expense, specifically with Staff time, if any City Boards, Commissions, or Committees meetings are moved to City Hall. Management Services Director Brad Wilkie stated no extra expense should be incurred, and explained the Staff members responsible for organizing the meeting will be present and responsible for opening and closing City Hall.

**ACTION** – Motion/Second: Vega/Mosby. By a 4-1 vote (Council Member Starbuck voted No) Council directed Staff to arrange all City Boards, Commissions, and Committees to hold all regular meetings at the Lompoc City Hall, with the exclusion of the Library, Senior, and Youth Commissions.

With a General Consensus the Council approved to rearrange the Agenda again by moving Agenda Item No. 9 after Agenda Item No. 7 and before Agenda Item No. 8.

### **BREAK:**

At 8:42 P.M. Mayor Lingl announced a break. At 8:55 P.M., the meeting reconvened with all Council Members present.

## **NEW BUSINESS:**

7. **Adoption of Resolution No. 6087(17), Approving the Deposit and Reimbursement Agreement for the Burton Ranch Development Project and Authorizing its Execution.**

Management Services Director Brad Wilkie presented the Staff report and introduced Craig Zimmerman, Burton Ranch Development Project representative.

Mayor Lingl asked Mr. Zimmerman if this Agreement is approved, will it help quicken the construction process. Mr. Zimmerman answered yes this is a very important step to help unify the three separate developers of this project and will help accelerate the timeline to start construction.

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

Item No. 7

Mayor Lingl asked Staff if impact fees will be assessed and collected with this development, for improvements to the intersections at H Street and Ocean Avenue. Management Services Director Brad Wilkie explained there are three separate tentative vested maps for this project, and stated he believes all maps were approved outside the time frame the Council had approved some temporary impact fee waivers.

**Public Comment:**

1. Terry Hammons spoke in favor of this project, suggested the City make walking and biking accessibility improvements to and from the City center and the northern City Limits, he also suggested this project not include affordable housing units.

**ACTION** – Motion/Second: Starbuck/Vega. By a 5-0 vote, Council adopted Resolution No. 6087(17), approving the Deposit and Reimbursement Agreement for the Burton Ranch Development Project and authorizing the execution of the Agreement by the City Manager.

**UNFINISHED BUSINESS:**

9. **City Council Direction of Future Action Regarding Proposed Motorsports Project at the Lompoc Airport (Planning Division File No. CUP 14-04).**

Planning Manager Lucille Breese presented the Staff report and recommendations.

Council discussed the information presented, the current Memorandum of Understanding between the City and the Lompoc Valley Parks Recreation and Pool Foundation (LVPRPF); the reimbursement of costs from the State of California Off Highway Motor Vehicle Recreation Division; current amount of funds received from the LVPRPF and if there would be any further billings to the City and/or LVPRPF.

**Public Comment:**

1. Janet Blevins, DeWayne Holmdahl, Pam Stevens, Ann Ruhge, Justin Ruhge, Terry Hammons, and Joyce Howerton spoke against moving forward with the proposed motorsports project at the Lompoc Airport.
2. Chris Starling, Paul Hornberger, Ruth McKenna, Carl Kreeel, Will Schuyler, David Seipel, Robert Dunlap, John Johnson, Tyler Enticknap, Adam Enticknap Jr., Adam Enticknap Sr., Steve Bridge, and Brandon Mattsie spoke in favor continuing this proposed project, asking Council to apply for a new grant to fund this project, and stating they believe this project would benefit the youth of the Lompoc Valley.
3. John Linn, Chairman of the Lompoc Parks Recreation and Pool Foundation stated he believes the Mayor Lingl had received ex-parte information on this matter on January 11, 2017, and voiced concern of how he sees the LVPRPF has been treated differently from other project applicants.

Council discussed public comment, the expiration of the State grant for this proposed project, the State grant reimbursement process, the Federal Aviation Administration's authority to approve or reject non-aeronautical activities at the Lompoc Airport, and the monies received from the LVPRPF.

At 10:58 P.M., Council Member Starbuck moved to extend the City Council Meeting to 11:30P.M. The motion was seconded by Council Member Mosby and approved by a unanimous vote of the entire Council.

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

Item No. 9

**ACTION** – Motion/Second: Mayor Bob Lingl/Osborne. By a 3-2 vote (Council Members Starbuck and Mosby voted No), Council rejected all Staff recommendations.

**ACTION** – Motion/Second: Mayor Bob Lingl/Osborne. By a 3-2 vote (Council Members Starbuck and Mosby voted No), Council instructed Staff to abstain from seeking a grant for this proposed project.

City Manager Patrick Wiemiller stated he will meet with the Lompoc Valley Parks Recreation and Parks Foundation to discuss how to move forward with this project or confirm if this proposed project will be suspended.

8. **Amendment of Consultant Services Agreement No. CS-14-T-1, Conceptual and Final Design of the Transit Operations/Fleet Maintenance Facility; Adoption of Resolution 6093(17), to Approve Supplemental Appropriations.**

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

Council Member Starbuck asked Staff to confirm the parcel of land on the corner of D Street and Chestnut Avenue will be made available for purchase to the public. Assistant Public Works Director/City Engineer Michael W. Luther answered yes.

Public Comment: None

**ACTION** – Motion/Second: Mayor Bob Lingl/Mosby. By a 5-0 vote, Council authorized the City Engineer to execute a Contract Amendment with IBI Group, Inc., for value engineering design services for the not to exceed amount of \$80,760; authorized the City Engineer to execute additional Contract Amendments not to exceed \$15,000; and adopted Resolution No. 6093(17), to Approve Supplemental Appropriations to provide \$95,760 of additional design funds.

**WRITTEN COMMUNICATIONS:** None

**ORAL COMMUNICATIONS (2 Minutes Maximum):**

1. Nicholas Gonzales expressed his irritation regarding the lack of response to his complaints regarding illegal dumping of trash inside the City Limits.

Mayor Lingl asked Staff if the City's Municipal Code addresses illegal dumping. City Manager Patrick Wiemiller answered yes the Municipal Code does provide for action against illegal dumping, and stated if the Council wants another item brought forward to revise the current Code, he would request direction on what Council wants to be discussed or revised.

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

Council Member Osborne announced EconAlliance along with United Way will be hosting a forum **Workforce and Literacy Initiative** on January 25, 2017, at the Dick DeWees Community and Senior Center at 1120 West Ocean Avenue, Lompoc.

Council Member Starbuck requested Staff complete an internal cost of services study of water, waste water, and solid waste utilities provided to customers outside the City Limits. The request was seconded by Council Member Mosby, but died to a lack of a third.

Mayor Lingl announced the upcoming **Fly on the Ford** event at the Lompoc Airport on February 16, 17, 18, and 19, 2017.

**ADJOURNMENT:** At 11:25 P.M. Mayor Lingl adjourned the Lompoc City Council to a Regular Meeting on February 7, 2017 at 6:30 P.M., in City of Lompoc Council Chamber.

Approved by Council action on March 7, 2017:

/Stacey Haddon/  
Stacey Haddon, City Clerk