

MINUTES
Regular Meeting of the Lompoc City Council
Tuesday, February 7, 2017
City Hall, 100 Civic Center Plaza, Council Chamber

CLOSED SESSION

OPEN SESSION – 5:45 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: Lompoc City Firefighters International Association of Firefighters, Local 19060 (IAFF).
2. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:** City Manager

OPEN SESSION - 6:30 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 Attorney Joseph Pannone, Planning Manager Lucille Breese, Safety Officer Jo Cavanaugh, Senior Civil Engineer Christos Stoyos, Senior Civil Engineer Steffan Meyer, Public Works Director Kevin McCune, and Administrative Analyst Laura Candy.

Others Present: Lynn Whittemore, Reverend Bradburry, John Linn, DeWayne Holmdahl, Atul Patel, Pastor Raujano, and DeWayne Holmdahl.

REPORT ON ACTION TAKEN DURING CLOSED SESSION:

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

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

PRESENTATIONS PRESENTED ELSEWHERE:

On January 16, 2017, Mayor Lingl presented a Certificate of Recognition to:

- Pastor Bill Johnson and St. Phillip African Methodist Episcopal Church.
- Pastor Ron Wiley and Grace Temple Missionary Baptist Church.

PRESENTATIONS:

Mayor Lingl presented:

- Proclamations to several community members and organizations honoring volunteer efforts in the recent rehabilitation of City parks.
- Mayor Lingl will present a Certificate of Recognition to Pastor Jeffrey Nelson.

CITY MANAGER REPORT: (Information only)

City Manager Patrick Wiemiller suggested Council set a date for City Council Budget Priority Setting Workshop. Mayor Lingl asked Staff to confirm the best meeting date with all Council Members using an electronic meeting application.

PUBLIC COMMENT ON CONSENT CALENDAR ITEMS (Maximum of 3 Minutes): None

CONSENT CALENDAR:

Council Member Mosby requested Consent Calendar Item No. 5 be pulled for discussion at the end of the meeting.

Mayor Lingl stated there is a typographical error Resolution No. 6098(17), that is attached to the Staff report of Consent Item No. 4. Section 5 on page 3 of Resolution No. 6098(17), shall be revised as follows:

SECTION 5. The Installment Sale Agreement shall be in substantially the form on file with the City Clerk with such changes as may be approved by an Authorized Officer, the execution thereof to be conclusive ~~approval~~ **evidence** of the Authorized Officer's approval **of** the Installment Sale Agreement.

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

1. Approved the Minutes of the Lompoc City Council Regular Meeting of January 3, 2017
2. Approved the expenditures for:
 - Payroll of January 13, 2017 - \$1,358,127.38
 - Voucher Register of December 30, 2016 - \$355,080.86
 - Voucher Register of January 6, 2017 - \$238,820.91
 - Voucher Register of January 13, 2017 - \$321,517.57
 - Manual Checks of October 2016 - \$109.80
 - Electronic Payments of October 2016 - \$1,903,833.14

3. **Adoption of Resolution No. 6099(17) Directing SCI Consulting Group to Prepare the Engineer's Report for Fiscal Year 2017-18, for the Continuation of Levying the Annual Assessments for the Park Maintenance and City Pool Assessment District No. 2002-01.**

Adopted Resolution No. 6099(17), directing SCI Consulting Group to prepare the Engineer's Report for the Park Maintenance and City Pool Assessment District No. 2002-01 for Fiscal Year 2017-18, for the continuation of the assessments that provide important revenues to fund the Lompoc Aquatic Center, as well as other park and recreation improvements and services.

4. **Adoption of Resolution No. 6098(17) Affirming Acceptance of Financing from the State of California Solid Waste Disposal and Codisposal Site Cleanup Program.**

Adopted Resolution No. 6098(17), with the stated changes, affirming the acceptance of financing from the State of California Solid Waste Disposal and Codisposal Site Cleanup Program for the City of Lompoc Landfill Gas Collection and Control System and Approving the Financing Terms and Related Matters.

This item was pulled for discussion at the end of the meeting.

5. **Adoption of Resolution No. 6097(17) Authorizing the Application for Housing-Related Parks Program Grant Funds.**

STAFF PRESENTATIONS/ANNOUNCEMENTS/REQUESTS:

Safety Officer Jo Cavanaugh presented City Employee Suggestion Awards and Quarterly Central Safety Committee Above & Beyond Program Awards.

Public Works Director Kevin McCune introduced Senior Civil Engineers Christos Stoyos and Steffan Meyer.

ORAL COMMUNICATIONS (3 Minutes Maximum):

1. Lynn Whittemore presented a Power Point presentation with pictures of his property and properties around his neighborhood with lines drawn that he believes shows the current property lines; and asked Council to direct Staff to drop all current code enforcement cases being pursued against his property at 512 S. T Street, Lompoc.
2. Reverend Brandenburg asked the public for help with his free local transportation service.
3. Mayor Lingl read a letter from Ms. J. Salty Honcharik, a citizen who is asking the Council to help re-open the Aquatic Center as quickly as possible to help the local citizens who rely on this facility to remain healthy and strong.

Council Member Starbuck stated he would like to personally ask Staff to work with Mr. Whittemore to dissolve these code enforcement violation cases. City Attorney Joseph Pannone maintained the requests to Mr. Whittemore are to allow City Staff to inspect the building and electrical installations in his backyard are valid per building code requirements, not for setback distances.

Council Member Vega suggested Council Member Starbuck make a formal Council request to direct Staff to resolve these code enforcement issues with Mr. Whittemore. City Manager Patrick Wiemiller explained Staff has been working under Council’s previous direction to hold off on all current code enforcement issues regarding setbacks, and stated this matter does not pertain to setback. Mr. Wiemiller reiterated Mr. Pannone’s statement that this request for an inspection of Mr. Whittemore’s property is not regarding setbacks, but instead to confirm if the structure and electrical installations in his backyard conform to building code requirements. Council Member Vega thanked Staff for this information and agreed to allow Staff to continue to move forward.

Mr. Whittemore expressed doubt the City’s Staff will not look for other code violations

Council Member Starbuck stressed he would like to see all code violations against Mr. Whittemore and his property be dismissed. City Manager Patrick Wiemiller reminded Council, it is Staff and Council’s sworn duty to uphold City, State, and Federal laws and regulations; and pledged if Mr. Whittemore grants City Staff access to complete the requested inspections, those inspections will not trigger self-incrimination issues.

APPOINTMENTS:

6. **Confirmation of Certain City Staff as Alternate Commissioners to NCPA and TANC.**

ACTION – Motion/Second: Mayor Lingl/Vega. By a 5-0 vote Council, approved the reappointment of Larry Bean and Brad Wilkie as Alternate Commissioners of the Northern California Power Agency (NCPA) and Larry Bean as an Alternate Commissioner to the Transmission Agency of Northern California (TANC).

7. **Council Appointments of Two At-Large Vacancies on the Library Commission for terms ending 1/2020**

ACTION – Motion/Second: Mayor Lingl/Osborne By a 5-0 vote Council, appointed Molly Gerald and Ann Ruhge to fill the current At-Large vacancies on the Library Commission with terms ending 1/2020.

APPOINTMENTS: (cont'd)

8. **Appointment of Council Nominees to the following City Commissions.**

- a) Beautification Commission
By a unanimous vote, the City Council approved the following appointments (terms to expire 12/2020):

<u>Applicant</u> Judith McKinnon	<u>Nominated by:</u> Osborne
Susan Gallacher	Mosby

- b) Planning Commission
By a unanimous vote, the City Council approved the following appointment (term to expire 12/2018):

<u>Applicant</u> Nicholas Gonzales	<u>Nominated by:</u> Starbuck
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NEW BUSINESS:

9. **Adoption of Resolution No. 6094(17) Relating to the Design and Use of the City Logo.**

Administrative Analyst Laura Candy presented the Staff report and recommendations.

Council thanked Staff for their work on this design, discussed the total cost of the design, and the possibility of holding a public design contest for an approved City Logo.

Public Comment:

1. John Linn suggested Council not approve the presented artwork and contract with the Cabrillo High School graphic arts classes to provide a new City Logo graphic.
2. DeWayne Holmdahl spoke in favor of the proposed new City Logo graphic, commended City Staff for this artwork, conservative use of City funds, and reminded Council Cabrillo High School is not located inside the City of Lompoc.

Council continued discussion of proposed City Logo design, the timeline of when the City's Logo was last revised, and the final approval process for individuals and/or outside agencies to use the City's Logo(s).

ACTION – Motion/Second: Mayor Lingl/Vega. By a 4-1 vote (Council Member Mosby voted No) Council, adopted version one of Resolution No. 6094(17), which rescinds Resolutions No. 4876(00) and 3170(82), and all previous resolutions that authorize an Official City of Lompoc Logo, and delegating the authority to the City Manager, or his/her written designee, to approve and regulate all logos used on City letterhead, website, business cards, employee name tags, building entrances, vehicles, equipment and signage.

10. **Consideration of Request for Waiver of Street Improvement Impact Fee and Traffic Signal Impact Fee by La Iglesia de Dios de la Profecia.**

City Manager Patrick Wiemiller presented the Staff report and recommendations.

Public Comment:

1. Pastor Raujano and Atul Patel asked Council to waive the Street Improvement Impact and Traffic Signal Impact Fee to help build a low income day care center.

NEW BUSINESS: (cont'd)

Item No. 9

Council discussed the request from La Iglesia de Dios de la Profecia to waive impact fees for the proposed construction and operation of a low income day care center at this church's current location, and if there is a legal option to allow for a waiver of impact fees.

Public Comment:

1. John Linn spoke in favor of granting the waivers.

Council continued discussion of this matter at great length.

ACTION – Motion/Second: Vega/Osborne. By a 4-1 vote (Council Member Starbuck voted No) Council, Council approved to waive Street Improvement Impact Fee in the amount of \$27,460 and the computed Traffic Signal Impact Fee in the amount of \$2,600, based on the La Iglesia de Dios de la Profecia providing a service to low and very low income segment of the community; and directed the church provide a letter, under the penalty of perjury stating this proposed day care center will be serving low income families with a non-sectarian program.

WRITTEN COMMUNICATIONS: None

5. **Adoption of Resolution No. 6097(17) Authorizing the Application for Housing-Related Parks Program Grant Funds.**

Development Programs Specialist II Jason Rojas presented the report asked Council if there are any specific questions he can answer regarding this item.

Council Member Mosby asked about the process used to determine the projects to be placed on this list for grant funding and stated he wants more public input. Development Programs Specialist II Jason Rojas stated the City's Parks Manager, Recreation Manager, and Community Development Program Manager were involved in developing the list of projects and the list was then presented to the Economic Development Community Director for review to ensure the list was the most complete and realistic to receive funding to complete the projects.

Council Member Vega thanked Staff for the work on this matter and suggested future items be brought forward to City Commissions for their input.

ACTION – Motion/Second: Mosby/Osborne. By a 5-0 vote, Council adopted Resolution No. 6097(17), authorizing the City of Lompoc to apply for the Housing-Related Parks Program Grant.

ORAL COMMUNICATIONS (2 Minutes Maximum): None

COUNCIL REQUESTS, COMMENTS, AND MEETING REPORTS:

Council Member Mosby reported he attended a meeting for the Santa Barbara County Air Pollution Control District as well as a meeting for the Santa Barbara County Association of Governments; and requested Council direct Staff to present a report on the City's General Fund cash balance report, the request was seconded by Council Member Starbuck and carried by Mayor Lingl.

Council Member Starbuck asked for a future agenda item allowing Council to review their Council Priority List; asked Staff to distribute the **Sub-Recipient Compliance Status Report** to all Staff and place onto the City's website for public review; and stated the City's Ad-hoc Committee regarding the City's **Enterprise Reimbursement Study** has been working and will have a report forthcoming soon. City Manager Patrick Wiemiller explained the request for Council to set a date for a Council Priority Budget Workshop, made at the beginning of this Council Meeting during the City Manager's report is to all Council to review the Council Priority List. Economic Development Community Director/Assistant City Manager Teresa Gallavan stated the Sub-Recipient Compliance Status Report is available on the City's website and an annual public report will be delivered to Council at an open meeting in July.

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

Council Member Osborne reported she attended the League of California Cities conference for new Mayors and Council Members in Sacramento, CA on January 18 – 20, 2017; attended a Central Coast Collaborative on Homelessness (C3H) meeting as the City of Lompoc City Council new representative; and announced the City of Lompoc Ad-hoc Committee on Marijuana Regulations will host its first open meeting on Thursday, February 16, 2017 at 6:00PM in the Lompoc City Council Chamber.

Mayor Lingl reported he attended **Legislative Day** on January 29 & 30, 2017 in Sacramento, CA; on February 3, 2017 attended the Quarterly Awards at Vandenberg Air Force Base; and announced the State of the City Address will be held on Thursday, February 16, 2017 at 11:30AM at the Dick DeWees Community and Senior Center.

ADJOURNMENT: At 8:56 P.M. Mayor Lingl adjourned the Lompoc City Council to a Regular Meeting on February 21, 2017 at 6:30 P.M., in City of Lompoc Council Chamber.

Approved by Council action on March 21, 2017:

/Stacey Haddon/
Stacey Haddon, City Clerk