



MINUTES

Regular Meeting of the Lompoc City Council
Tuesday, June 4, 2019
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, Dirk Starbuck, Gilda Cordova, and Mayor Jenelle Osborne.

Staff Present: City Manager Jim Throop, City Clerk Stacey Haddon, and City Attorney Jeff Malawy.

ORAL COMMUNICATIONS: None

Mayor Osborne announced Business Item No. 1 has been pulled from the Agenda and will be brought back at a future meeting.

CLOSED SESSION – City Council Conference Room

BUSINESS ITEM:

- CONFERENCE WITH LABOR NEGOTIATORS:** City Designated Representatives: Colin Warner and Jim Throop. Employee Organization: International Brotherhood of Electrical Workers, Local 1245 (IBEW).
Pulled from Agenda
- CONFERENCE WITH REAL PROPERTY NEGOTIATORS:** Government Code Section 54956.8. Property: approximately 82 acres including and adjacent to Ken Adam Park. City Negotiators: City Manager Jim Throop and City Attorney Jeff Malawy. Negotiating Party: Pale Blue Dot Ventures, Inc. Under Negotiation: Price and terms of payment.

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

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

Staff Present: City Manager Jim Throop, City Clerk Stacey Haddon, City Attorney Jeff Malawy, Management Services Director Dean Albro, Utility Director Brad Wilkie, and Water Resource Protection Technician Katrina Dorsey.

Others Present: Jane Quandt, Noah Wagner, Deb Andrews, Win Smith, Dr. Charles Blair, Judy McKinnon, Keith Feickert, George King, Amber Wilson, Jeremy Ball, Charles Sommer, Charley Martinez, Don Ramierez, Stacey Lothrop, Brandon Bridge, and John Linn.

REPORT ON ACTION TAKEN DURING CLOSED SESSION:

City Attorney Jeff Malawy stated Business Item No. 1 of the Closed Session was not discussed and was continued to a future date and Item No. 2 was discussed with no reportable action taken.

Kathleen Puntar gave the invocation and Mayor Jenelle Osborne led the **Pledge of Allegiance**.

PRESENTATIONS PRESENTED ELSEWHERE:

Police Chief Joe Mariani presented a Proclamation recognizing **Lompoc's Alma Cena Sana Community Food Center on its Second Anniversary** at El Camino School, Lompoc on May 22, 2019.

PRESENTATIONS:

Mayor Osborne presented a proclamation in honor of June being named **LGBT Pride Month**. Jane Quandt and Noah Wagner thanked City Council for this proclamation and invited the public to participate in the upcoming Lompoc Pride Alliance informational discussion to be held in the Council Chamber on June 8, 2019 from 10am to Noon.

CITY MANAGER REPORT: (Information only)

- **List of City expenditures**
 - April 22-26, 2019 - \$274,419.09
 - April 29-May 3, 2019 - \$420,893.75
 - May 6-10, 2019 - \$351,214.87
 - Payroll May 3, 2019 - \$1,471,758.59

City Manager James Throop asked for Council to approve a Special Council Meeting be scheduled for June 24, 2019 beginning at 6:30pm, with a general consensus, the meeting date and time was approved.

Mayor Osborne asked Council to allow for a reconsideration of Council’s previous approval directing Staff to return with draft Biennial Budget for Fiscal Years 2019/2021, which incorporates the following eliminations and reductions:

Positions to be held vacant:

- Parks – Park Maintenance Worker (1) FTE
- Parks – Park Ranger (.75) FTE
- Police – Police Officers (3) FTE.
- General Fund Vacancies (City Manager Discretion)

Positions to be eliminated:

- Recreation – Office Staff Assistant (.75) FTE
- Economic Development – Office Staff Assistant (1) FTE
- Planning – Assistant Planner (2) FTE
- Public Information Officer
- Code Enforcement – Senior Code Enforcement Officer (1) FTE
- Code Enforcement – Development Services Assistant I / II (1) FTE
- Fire – Battalion Chief (1) FTE
- Fire – Reduce Roster for Overtime \$600,000

Eliminate Economic Development (Includes Chamber of Commerce funding)
Suspend Step F – Fire Fighters
Suspend Certification Pay – Fire Fighters

Council Member Cordova seconded the request for reconsideration. The request was defeated with a 2-3 vote of the entire Council (Council Members Mosby, Starbuck, and Vega voted NO).

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

CONSENT CALENDAR:

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

1. Approved the Minutes of the Lompoc City Council Regular Meeting of July 17, 2018 and May 21, 2019.
2. **Revisions to Handbook for Commission, Committee, and Board Members; Adoption of Resolution No. 6257(19)**

Adopted Resolution No. 6257(19), revising the Handbook for Commission, Committee, and Board Members to reflect changes to meeting time of the Utility Commission.

CONSENT CALENDAR: (cont'd)

3. **Award of Project No. FY-18-W-1 – 2018 Waterline and Valve Replacement Project.**

Adopted the Plans and Special Provisions for Project No. FY-18-W-1, 2018 Waterline and Valve Replacement Project, as required by Section 22039 of the Public Contract Code; and

Awarded the Construction Contract in the amount of \$876,085.75 to V. Lopez Jr. & Sons General Engineering Contractors, Inc.; and

- i. Authorize the City Manager, or designee, to execute the necessary agreements for that Contract, and
- ii. Authorize the Water Superintendent, or designee, to approve additional construction costs and construction contract change orders in an amount not to exceed \$90,000.00;

Approved Materials Testing in the amount of \$15,000.00; and

Approved the Appropriations as shown on Table 1 – Project Funding Summary.

4. **Approval of Third Amendment to Professional Services Agreement with SCI Consulting Group.**

Approved the attached Third Amendment to Professional Services Agreement with SCI Consulting Group and direct the City Manager to execute it.

5. **Authorize the City Manager to sign a Lease Agreement with Flight Support Lompoc, LLC, for Use of the Maintenance Hangar at Lompoc Airport**

Authorized the City Manager to sign a Lease Agreement with Flight Support Lompoc, LLC, a Wyoming limited liability company, for use of the Maintenance Hangar at the Lompoc Airport.

STAFF PRESENTATIONS/ANNOUNCEMENTS/REQUESTS:

Safety Officer Jo Cavanaugh presented the **Above and Beyond Awards**.

Library Director Sarah Bleyl gave a presentation on the Lompoc Library Summer Events.

ORAL COMMUNICATIONS (3 Minutes Maximum):

1. Deb Andrews stated she fully supports public libraries and expressed her concern about local schools competently being able to teach kids to read.
2. Win Smith spoke in favor of Council putting a sales tax measure on a future ballot.
3. Dr. Charles Blair stated, as a citizen who lives just outside the City Limits of Lompoc, he would gladly pay an extra 1% sales tax to help ensure City services and facilities are improved.
4. Judy McKinnon expressed her frustration in the current Council direction to make drastic cuts to public safety in the upcoming Biennial Budget.
5. Keith Feickert invited everyone to the upcoming West Coast Cub Fly-In Event on July 11 – 13, 2019 at the Lompoc Airport, and asked Council to consider providing some financial relief to airport hangar lessors or renters.
6. George King suggested Council provide a presentation on how sales tax funds would be spent.

ORAL COMMUNICATIONS: (cont'd)

7. Amber Wilson, CEO of the Lompoc Chamber of Commerce and Visitor's Bureau, provided Council with the current results of a survey set up by her office regarding a potential sales tax measure, and she encouraged the community to participate in this survey.
8. Jeremy Ball, Lompoc Chamber of Commerce Board Member, stated he believes the removal of City funding to the Chamber would guarantee the end of several community events the Chamber hosts, such as the Old Town Market, Holly Jolly Jubilee, and the Halloween Walk in Old Town.
9. (Name not Given), expressed concern about the safety of Lompoc citizens, especially the children, with cuts to Fire, Police, and Code Enforcement.
10. Charles Sommer stated he agrees with the Council majority on the proposed draft Budget that includes the elimination of Code Enforcement and Economic Development.
11. Charley Martinez asked Council to place a sales tax measure on a future ballot and allow the citizens to make the decision.
12. (Name not Given) thanked the Mayor for presenting the proclamation honoring June 2019 as **LGBT Pride Month**, and suggested a special sales tax to pay the City's unfunded actuarial liability for the California Public Employees Retirement System.

APPOINTMENTS:

6. Council Appointments to the Human Services Commission and the Public Safety Commission.

ACTION: Motion/Second: Starbuck/Mayor Osborne. By a 5-0 vote, Council appointed Maria Morales to Council direct appointment to the Human Services Commission for a term ending December 2022.

ACTION: Motion/Second: Cordova/Starbuck. By a 5-0 vote, Council appointed Karen Ortiz to Council direct appointment to the Human Services Commission for a term ending December 2020.

ACTION: Motion/Second: Starbuck/Cordova. By a 5-0 vote, Council appointed Oscar Luna to Council direct appointment to the Public Safety Commission for a term ending December 2022.

PUBLIC HEARING:

7. **Public Hearing to Consider the Ordering of Services and Improvements, the Continuation of the Assessments for Fiscal Year 2019-20 for the Park Maintenance and City Pool Assessment District No. 2002-01; Adoption of Resolution No. 6260(19) Approving the Engineer's Report, Confirming the Diagram and Assessment, and Ordering the Continuation of Assessments for Fiscal Year 2019-20**

Management Services Director Dean Albro presented the Staff report and recommendations.

Public Comment: None

ACTION: Motion/Second: Cordova/Starbuck. By a 5-0 vote, Council held 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, approve the proposed assessment budget for Fiscal Year (FY) 2019-20 and the services and improvements funded by the assessments fund, and any other issues related to the assessments; and upon the conclusion of the public hearing, considered the ordering of improvements and maintenance services, and the continuation of the assessments for FY 2019-20; and adopted Resolution No. 6260(19), approving the Engineer's Report, and confirming the diagram and assessments for FY 2019-20 for the District.

PUBLIC HEARING: (cont'd)

Council Member Starbuck recused himself from this matter due to an interest in real property within 500 feet of this business, and exited the Council Chamber.

8. **Appeal by PJ's Delicatessen of Utility Director's Ruling on Request for Reconsideration Regarding Enforcement of Lompoc Municipal Code Section 13.16.370 – Trap/Interceptor Required (128 W. College Ave.)**

Utility Director Brad Wilkie presented the Staff report.

Charles Sommer and John Linn, representatives for the appellant, provided their reasons for the appeal to be upheld by Council and an exemption be provided to PJ's Delicatessen for the required grease trap/interceptor.

Council discussed the matter.

Public Comment:

1. (Name not Given), Don Ramirez, and (Name not Given) spoke in support of the appeal.
2. Keith Feickert reminded everyone the City's infrastructure must be mindfully guarded, stating that just because a grease backup incident has not occurred, does not mean it will never happen.
3. Stacey Lothrop spoke about her experience with City Staff when she was notified her business would be required to install a grease trap/interceptor, and explained she feels she was disrespected.
4. Brandon Bridge stated he believes City Staff is over stepping while requiring enforcement of the Lompoc Municipal Code.

ACTION: Motion/Second: Cordova/Starbuck. By a 3-1-1 (Mayor Osborne voted No and Council Member Starbuck was absent) vote, Council listened to and upheld the business owner's appeal of the Utility Director's requirement to install a grease trap/interceptor; and directed Staff to return at a future Meeting with a City Resolution with the Council's decision.

Council Member Starbuck returned to the dais.

Council Member Mosby recused himself from Agenda Item No. 9, due to interest in real property within 500 feet of this property, and exited the Council Chamber.

9. **Continuation of Hearing of (Former) Property Owner's Appeal of Ruling on Request for Reconsideration of Utility Director's Enforcement of Lompoc Municipal Code Section 13.16.040, Connection to Public Sewer Required, 209 West Pine Street – Sewer Lateral Service Protest.**

Council Member Cordova stated she was planning on asking the property owner several questions, but noticed he is not in attendance.

ACTION: Motion/Second: Vega/Starbuck. By a 4-0-1 (Council Member Mosby was absent) vote, Council continued this matter to the June 18, 2019 Regular City Council Meeting.

WRITTEN COMMUNICATIONS: None

ORAL COMMUNICATIONS (2 Minutes Maximum):

1. Charles Sommer stated the City will be notified if there are any major changes to the menu at PJ's Deli.
2. John Linn stated he is concerned about the salinity levels in Lompoc's water.

COUNCIL REQUESTS, COMMENTS, AND MEETING REPORTS:

Mayor Osborne announced she attended several meetings including the Explore Lompoc Travel Writer's Experience, and the Coastal Commission Meeting in Oxnard CA on May 9, 2019; and announced a One on One Training Session with the LGBTQ Community will be held in the Council Chamber on June 8, 2019; and the AIDS Life Cycle will be in the City on Thursday, June 6, 2019, and overnight at Ryon Park.

ADJOURNMENT: At 9:17 P.M. Mayor Osborne adjourned the Lompoc City Council to a Regular Meeting on June 18, 2019 at 6:30 P.M., in City of Lompoc Council Chamber.

Approved by Council action on August 6, 2019:

Stacey Haddon
Stacey Haddon, City Clerk