



**City Council  
Agenda  
Tuesday, June 6, 2023**

Closed Session 4:00 P.M./Regular Meeting 5:30 P.M.

City Hall  
130 Cremona Dr.  
Goleta, CA

**Members of the City Council**

*Mayor Paula Perotte*

*Mayor Pro Tempore Kyle Richards*

*Councilmember Stuart Kasdin*

*Councilmember Luz Reyes-Martín, District 1*

*Councilmember James Kyriaco, District 2*

*Robert Nisbet, City Manager*

*Megan Garibaldi, City Attorney*

*Deborah S. Lopez, City Clerk*

**IMPORTANT NOTICE REGARDING THE CITY COUNCIL MEETING**

The City of Goleta currently provides in person participation as well as virtual participation until further notice. The public may alternatively view the meeting on Goleta Channel 19 and/or online at [www.cityofgoleta.org/meetings-agendas](http://www.cityofgoleta.org/meetings-agendas) and in the Council Chambers.

**PUBLIC PARTICIPATION**

Speaking at the Meeting - Submit an email to the City Clerk at [cityclerkgroup@cityofgoleta.org](mailto:cityclerkgroup@cityofgoleta.org) which states the item you want to speak to and provide your name, email and phone number.

**FOR CLOSED SESSION PARTICIPATION**

By phone -

- Email [cityclerkgroup@cityofgoleta.org](mailto:cityclerkgroup@cityofgoleta.org) to be added to the speaker list. Please state your name, your phone number and indicate which closed session item you would like to speak on.
- Dial-in 10 minutes prior to the start of the meeting (3:50 pm): Toll-Free Dial-in: (866)580-6521, Participant passcode: 72295187 then #
- Please mute your phone until you are called to speak. If you do not have a mute button, you may mute by pressing the star key followed by the number six (\* 6). You can unmute by pressing the same keys (\* 6). Comments from the public are limited to three (3) minutes per speaker.

**INSTRUCTIONS FOR USING ZOOM**

- Join the meeting using the link below.
- You must have audio and microphone capabilities on the device you are using to join the meeting.
- When you join the meeting make sure that you join the meeting with audio and follow the prompts to test your speaker & microphone prior to joining the meeting.

**TO SPEAK ON AN ITEM USING ZOOM**

- The Mayor will call the item and staff will begin the staff report.
- Click on the Raise Hand icon if you would like to speak on the item.
- The City Clerk will call your name when it's your turn to speak.
- When your name is called, you will be prompted to unmute yourself.
- When your time is up, you will be muted.
- You will repeat this process for each item you want to speak on.

**FOR OPEN SESSION PARTICIPATION**

Join Meeting Electronically at:

[https://us06web.zoom.us/webinar/register/WN\\_oVZ3amHARAqdSUPVPMD2lg](https://us06web.zoom.us/webinar/register/WN_oVZ3amHARAqdSUPVPMD2lg)

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Or, dial: US: +1 408 638 0968 or +1 669 444 9171 or +1 669 900 6833 or +1 346 248 7799 or  
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**ADDITIONAL PUBLIC PARTICIPATION ALTERNATIVES:**

Distribution to the City Council - Submit your comment via email to the City Clerk at: [cityclerkgroup@cityofgoleta.org](mailto:cityclerkgroup@cityofgoleta.org). Your comment will be placed into the record and distributed appropriately.

**AMERICANS WITH DISABILITIES ACT:**

In compliance with the ADA, if assistance is needed to participate in a City Council meeting (including assisted listening devices), please contact the City Clerk's office at (805) 961-7505. Notification at least 48 hours prior to the meeting helps to ensure that reasonable arrangements can be made to provide accessibility to the meeting.

**TELEVISION COVERAGE:**

Each regular City Council meeting is broadcast live on Goleta City TV Cox Communications Channel 19 on the 1st and 3rd Tuesdays and rebroadcast on Wednesdays and Saturdays at 10:00 a.m. and 5:00 p.m.

**WEB STREAMING:**

Live or archived webstreaming of the City Council meetings is available at [www.cityofgoleta.org/meetings-agendas](http://www.cityofgoleta.org/meetings-agendas)

**WRITTEN SUBMITTALS TO COUNCIL:**

Written submittals concerning agenda items may be sent to the City Clerk email: [cityclerkgroup@cityofgoleta.org](mailto:cityclerkgroup@cityofgoleta.org); or mail: Attn: City Council and City Clerk at 130 Cremona Drive, Goleta, California 93117.

**4:00 P.M. - CLOSED SESSION****CALL TO ORDER****ROLL CALL OF CITY COUNCIL****OPPORTUNITY FOR PUBLIC TO ADDRESS CLOSED SESSION MATTERS****RECESS TO CLOSED SESSION****CLOSED SESSION**

Pursuant to the provisions of Government Code Section 54956.9 (a), the City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the City in the litigation.

**CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to the provisions of Government Code Section 54956.9(d)1 to confer with its legal counsel with regard to the following matter of pending litigation:

- City of Goleta v. Regents of the University of California, et al., Santa Barbara County Superior Court, Case No. 21CV04854

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

Pursuant to Government Code Section 54957 (b)(1) Title: City Attorney

**CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Government Code Section 54957.6

Agency Designated Representatives: Mayor Paula Perotte

Unrepresented Employee: City Attorney Megan Garibaldi

**5:30 P.M. - REGULAR AGENDA****CALL TO ORDER AND PLEDGE OF ALLEGIANCE****ROLL CALL OF CITY COUNCIL****REPORT FROM CLOSED SESSION****PUBLIC FORUM**

At this time the public shall have an opportunity to comment on any non-agenda item relevant to the jurisdiction of the City. Reasonable time limits are imposed on each topic and each speaker. In accordance with the provisions of the Ralph M. Brown Act (GC § 54950 et seq.), no action or discussion may take place by the Council on any item not on the posted agenda. The Council may respond to statements made or questions asked, and may direct the staff to report back on the topic at a future meeting.

**AMENDMENTS OR ADJUSTMENTS TO AGENDA****CITY MANAGER/STAFF REPORT****A. PRESENTATION**

- A.1 [23-263](#)
- A Proclamation of the City Council of the City of Goleta, California, Declaring June 15, 2023 As “Fiesta Ranchera Day” in the City of Goleta
  - Certificate of Recognition Jack Harwood, Spirit of Fiesta
  - Certificate of Recognition Olivia Nelson, Junior Spirit of Fiesta
- A.2 [23-264](#)
- A Proclamation of the City Council of the City of Goleta, California, Recognizing June 2023 as LGBTQ+ Pride Month
- A.3 [23-273](#)
- A Proclamation of the City Council of the City of Goleta, California, Proclaiming the Day Of June 19, 2023 As “Juneteenth Day” in the City of Goleta

**A.4**    [23-242](#)    **County Presentation on 2023 Point-in-Time Count and SB ACT Presentation on COVID-19 Impact on People Experiencing Homelessness**

**Recommendation:** A. Receive a presentation by the County of Santa Barbara’s Community Services Department on the 2023 Point-In-Time Count; and  
B. Receive a presentation from Santa Barbara Alliance for Community Transformation entitled “COVID-19 Impact on People Experiencing Homelessness in Santa Barbara: A Community-Based Study.”

**Staff:** Jaime A. Valdez, Neighborhood Services Director  
Chuck Flacks, Homelessness Services Coordinator

**Estimated Time:** 45 minutes

**A.5**    [23-096](#)    **Central Coast Community Energy Update**

**Recommendation:** Receive a presentation from Central Coast Community Energy on energy programs, offerings, and enrollment.

**Staff:** Peter Imhof, Planning and Environmental Review Director  
Dana Murray, Sustainability Manager  
Angeline Foshay, Sustainability Management Assistant

**Estimated Time:** 30 minutes

**B. CONSENT CALENDAR**

**B.1**    [23-260](#)    **Approval of the City Council Meeting Minutes of May 16, 2023**

**Recommendation:** Approve the City Council Meeting Minutes of May 16, 2023.

**Staff:** Deborah Lopez, City Clerk

**B.2**    [23-189](#)    **Fiscal Year 2022/23 Third Quarter Financial Review**

**Recommendation:** Adopt Resolution No. 23-\_\_ entitled, “A Resolution of the City Council of the City of Goleta, California, Amending the City of Goleta Operating and CIP Budget for Fiscal Year 2022/23, Amending the City of Goleta Schedule of Authorized Positions for Fiscal Year 2022/23 and Amending the City of Goleta Salary Schedule for Fiscal Year 2022/23.”

**Staff:** Luke Rioux, Finance Director  
Tony Gonzalez, Accounting Manager

**B.3 [23-245](#) Acceptance of the December 2022 Investment Transaction Report**

**Recommendation:** Accept the investment transaction report for the month of December 2022.

**Staff:** Luke Rioux, Finance Director

**B.4 [23-246](#) Acceptance of the April 2023 Check Register**

**Recommendation:** Accept the check register for the month of April 2023.

**Staff:** Luke Rioux, Finance Director

**B.5 [23-247](#) Acceptance of the January 2023 Investment Transaction Report**

**Recommendation:** Accept the investment transaction report for the month of January 2023.

**Staff:** Luke Rioux, Finance Director

**B.6 [23-248](#) Acceptance of the February 2023 Investment Transaction Report**

**Recommendation:** Accept the investment transaction report for the month of February 2023.

**Staff:** Luke Rioux, Finance Director

**B.7 [23-254](#) Acceptance of the March 2023 Investment Transaction Report**

**Recommendation:** Accept the investment transaction report for the month of March 2023.

**Staff:** Luke Rioux, Finance Director

**B.8 [23-266](#) Board and Commission Document Amendments**

**Recommendation:** Conduct second reading (by title only and waive further reading) and adopt Ordinance No. 23-\_\_, entitled "An Ordinance of the City Council of the City of Goleta, California, amending Title 2 of the Goleta Municipal Code, Including Chapters 2.08 Entitled Design Review Board; Chapter 2.09 Entitled Planning Commission; Chapter 2.11 Entitled Public Tree Advisory Commission; Chapter 2.12 Entitled Parks and Recreation Commission; Chapter 2.14 Entitled Library Advisory Commission; Chapter 2.17 Entitled Historic Preservation Commission; and 2.19 Entitled Public Engagement Commission and Finding that the Ordinance is Exempt from the California Environmental Quality Act".

**Staff:** Kristine Schmidt, Assistant City Manager  
Shannon Kirn, Management Analyst

**B.9**    [23-243](#)    **Title 17 (Zoning) Amendments Ordinance and Determination that the Ordinance is Exempt from the California Environmental Quality Act**

**Recommendation:** Conduct second reading (by title only, waiving further reading) and adopt Ordinance No. 23-\_\_, entitled “An Ordinance of the City Council of the City of Goleta, California, Adopting Various Amendments to Title 17 of the Goleta Municipal Code and Finding the Amendments to be Exempt from the California Environmental Quality Act.”

**Staff:** Peter Imhof, Planning and Environmental Review Director  
Anne Wells, Advance Planning Manager  
Andy Newkirk, Senior Planner

**B.10**    [23-259](#)    **Amendment No.4 to Professional Services Agreement with Russ Branson Consulting**

**Recommendation:** Approve and authorize the City Manager to execute Amendment No. 4 to Professional Services Agreement No. 2021-015 with Russ Branson Consulting for professional financial consulting services, increasing the contract authority by \$40,000 for a total not-to-exceed amount of \$114,290, with a term expiring June 30, 2024.

**Staff:** Robert Nisbet, City Manager  
Ryan Kintz, Assistant to the City Manager  
Luke Rioux, Finance Director

**B.11**    [23-270](#)    **Amendment No. 2 to Agreement with Project Partners, Inc. for Professional Services Related to Capital Improvements at the Goleta Community Center and Other City-Owned Facilities**

**Recommendation:** Authorize the City Manager to execute Amendment No. 2 to Agreement No. 2022-044 with Project Partners, Inc. for professional design services related to capital improvements at the Goleta Community Center and other City-owned facilities, extending the term of the agreement to June 30, 2024 and increasing the contract authority by \$144,000 for a total not-to-exceed amount of \$278,400.

**Staff:** Matthew R. Fore, General Services Director



**B.12**    [23-257](#)            **Award of a General Services Agreement with Crocker Refrigeration Heating & Air for City Hall HVAC Replacements**

- Recommendation:**
- A. Award and authorize the City Manager to execute a General Services Agreement with Crocker Refrigeration Heating & Air, for the replacement of four HVAC units located at City Hall in an amount not to exceed \$112,541; and
  - B. Authorize a budget appropriation in the amount of \$62,541 from the Capital Equipment Reserves to the General Fund Facilities Maintenance account.

**Staff:**                    Matthew R. Fore, General Services Director

**B.13**    [23-267](#)            **Amendment No. 4 to Agreement No. 2021-070 with JaniCare for Custodial Services at Various City-Owned Properties**

- Recommendation:** Authorize the City Manager to execute Amendment No. 4 to Agreement No. 2021-070 with JaniCare for the provision of janitorial services at various City-owned properties, increasing the contract authority by \$125,000 for a total not-to-exceed amount of \$337,050 and extending the term of the agreement for one additional year to June 30, 2024.

**Staff:**                    Matthew R. Fore, General Services Director

**B.14**    [23-280](#)            **Amendment No. 3 to the Law Enforcement Services Agreement with Santa Barbara County**

- Recommendation:** Approve and authorize the Mayor to execute Amendment No. 3 to the Law Enforcement Services Agreement between the City of Goleta and the County of Santa Barbara.

**Staff:**                    Megan Garibaldi, City Attorney  
                                  Luke Rioux, Finance Director  
                                  Jaime Valdez, Neighborhood Services Director

**B.15 [23-212](#) Ratification of Agreements and Amendments for 2023 Winter Storm Emergency Response Services and Appropriation of Budget for Emergency Storm Response**

- Recommendation:**
- A. Authorize the City Manager to execute Public Works Contract No. 2023-037 with Toro Enterprise Inc. for the *Ellwood Beach Drive Drain Repair Project*, emergency storm construction services, for a total not-to-exceed amount of \$70,000 with an expiration date of December 31, 2023;
  - B. Authorize the City Manager to execute Amendment No. 1 to Professional Services Agreement No. 2023-015 with Filippin Engineering, Inc. for emergency storm professional services, increasing the contract amount by \$311,420 for a new total not-to-exceed amount of \$355,920;
  - C. Authorize the City Manager to execute Amendment No. 1 to Professional Services Agreement No. 2023-016 with Rincon Consultants, Inc. for emergency storm professional services, increasing the contract amount by \$214,000 for a new total not-to-exceed amount of \$258,999;
  - D. Authorize the City Manager to execute a General Services Agreement with Mark Crane's Tree and Arborist Services for January 2023 Winter Storm Emergency Response Tree Work, for a total not-to-exceed amount of \$100,000 with an expiration date of December 31, 2023;
  - E. Authorize the City Manager to execute a General Services Agreement with Mark Crane's Tree and Arborist Services for March 2023 Winter Storm Emergency Response Tree Work, for a total not-to-exceed amount of \$50,000 with an expiration date of December 31, 2023;
  - F. Authorize the City Manager to execute a General Services Agreement with Nick's Tree Service for January 2023 Winter Storm Emergency Response Tree Work, for a total not-to-exceed amount of \$25,000 with an expiration date of December 31, 2023;
  - G. Authorize the City Manager to execute a General Services Agreement with Nick's Tree Service for March 2023 Winter Storm Emergency Response Tree Work, for a total not-to-exceed amount of \$10,000 with an expiration date of December 31, 2023;
  - H. Authorize the City Manager to execute Public Works Contract No. 2023-045 with Toro Enterprises Inc. for emergency storm construction services for the Cathedral Oaks Road Slope Stability Project, for a total not-to-exceed amount of \$600,000 with an expiration date of

December 31, 2023.

- I. Authorize a budget appropriation of \$1,830,420 from the General Fund Unassigned Fund Balance to Account 101-50-5200-54004 - Emergency Response; and
- J. Authorize a budget adjustment to transfer budget from four Capital Improvement Program Projects for a total amount of \$846,900 to the Emergency Response GL account no. 101-50-5200-54004, as noted in the Fiscal Impact section of Table 8.

**Staff:** Charles W. Ebeling, Public Works Director  
Michael Winnewisser, Assistant Engineer

**B.16 [23-261](#) Report on Issuance of Emergency Permit (EMP) for Ellwood Beach Drive Drain Repair; Case No. 23-0002-EMP**

**Recommendation:** Receive and file this report.

**Staff:** Peter Imhof, Planning and Environmental Review Director  
Lisa Prasse, Current Planning Manager  
Darryl Mimick, Senior Planner  
Teresa Lopes, Senior Project Manager

**B.17 [23-239](#) Advance Planning Division Professional Services Contracts for Fiscal Years 2023-2024 and 2024-2025**

**Recommendation:** A. Authorize the City Manager to execute Amendment No. 4 to Professional Services Agreement No. 2017-039 with JDL Mapping, for continued GIS and Mapping services, increasing the maximum contract amount by \$60,000, for a total not-to-exceed amount of \$285,000 and extending the term of the agreement to June 30, 2025; and

B. Authorize the City Manager to execute Amendment No. 3 to Professional Services Agreement No. 2019-053 with Robert Brown Engineers for continued Oil and Gas Support services, increasing the maximum contact amount by \$40,000 for a total not-to-exceed amount of \$200,000 and extending the term of the Agreement to June 30, 2025.

**Staff:** Peter Imhof, Planning and Environmental Review Director  
Anne Wells, Advance Planning Manager

**B.18**    [23-224](#)            **Amendment No. 4 to Professional Services Agreement 2016-038 for Document Imaging Services between the City of Goleta and Crisp Enterprises Inc. DBA Crisp Imaging**

**Recommendation:** Authorize the City Manager to execute Amendment No. 4 to Professional Service Agreement 2016-038 between the City of Goleta and Crisp Enterprises Inc. dba Crisp Imaging to continue document imaging services, extending the term to June 30, 2025, and updating the rates for imaging services.

**Staff:** Peter Imhof, Planning and Environmental Review Director  
Lisa Prasse, Current Planning Manager  
Brian Hiefield, Associate Planner

**B.19**    [23-235](#)            **Resolution Adopting a List of Projects for Fiscal Year 2023/2024 Funded by Senate Bill 1 – The Road Repair and Accountability Act**

**Recommendation:** Adopt Resolution No. 23-\_\_ entitled, “A Resolution of the City Council of the City of Goleta, California, Adopting a List of Projects for Fiscal Year 2023/2024 Funded by Senate Bill 1 - The Road Repair and Accountability Act.”

**Staff:** Charles W. Ebeling, Public Works Director  
Michael Winnewisser, Assistant Engineer

**B.20**    [23-240](#)            **Public Works Environmental Services Professional Services Agreements for Fiscal Year 2023-2024**

**Recommendation:** Authorize the City Manager to execute Amendment No. 3 to Professional Services Agreement No. 2021-008 with MNS Engineers Inc., for Stormwater Engineering Services for Construction Project Review, to increase compensation by \$200,000 for a new total not-to-exceed amount of \$593,000, extend the termination date by one year to June 30, 2024, and to update the schedule of fees.

**Staff:** Charles W. Ebeling, Public Works Director  
Melissa Nelson, Environmental Services Manager

**B.21 [23-255](#) Agreements with Stantec Consulting Services, Inc. and MNS Engineers, Inc. for the Hollister Avenue Old Town Interim Striping Project**

- Recommendation:**
- A. Authorize the City Manager to execute Amendment No. 2 to Professional Design Services Agreement No. 2021-030 with Stantec Consulting Services, Inc., increasing the contract authority by \$26,000, for a new total contract not-to-exceed amount of \$185,800 and extending the term of the agreement to December 31, 2023;
  - B. Authorize the City Manager to execute a Professional Services Agreement with MNS Engineers, Inc. for Construction Management and Inspection Services in the not-to-exceed amount of \$128,512 with a termination date of December 31, 2023;
  - C. Authorize an additional budget appropriation of \$46,000 from the Measure A fund balance to the Hollister Avenue Old Town Interim Striping Project, Account No. 205-90-9114-57070; and
  - D. Authorize an additional budget appropriation of \$174,000 from the Gas Tax fund balance to the Hollister Avenue Old Town Interim Striping Project, Account No. 201-90-9114-57070.

**Staff:** Charles W. Ebeling, Public Works Director  
Daniel Virgen, Assistant Engineer

**C. DISCUSSION/ACTION ITEM****C.1 [23-065](#) Establish City Hall Electric Vehicle Charger Fees**

**Recommendation:** The Green Committee and staff recommend that EV charger rates be set by kWh used, with a time of use (TOU) fee structure (higher rates during peak hours, 4:00-9:00 PM) and either discounted rates or free charging for City staff. Staff recommends an off-peak price of 25 cents per kWh (9 pm - 4 pm), and a peak price of 40 cents per kWh (4 pm - 9 pm) for the public EV chargers. Should Council decide to charge City staff a discounted rate for EV charging, staff recommends 15 cents per kWh, as most charging would occur during off-peak hours.

**Staff:** Peter Imhof, Planning and Environmental Review Director  
Dana Murray, Sustainability Manager  
Angeline Foshay, Sustainability Management Assistant  
Stephanie Holmes, CivicSpark Fellow.

**Estimated Time:** 30 minutes

**C.2 [23-236](#) 2023 – 2024 MarBorg Proposed Solid Waste Rate Increase**

**Recommendation:** Adopt Resolution No. 23-\_\_\_, entitled “A Resolution of the City Council of the City of Goleta, California, Increasing Solid Waste Maximum Rates.”

**Staff:** Charles W. Ebeling, Public Works Director  
Melissa Nelson, Environmental Services Manager  
Dan Rowell, Environmental Services Specialist  
Kimberly Nilsson, Contract Consultant

**Estimated Time:** 15 minutes

**C.3 [23-274](#) FY 2023/24 and 2024/25 Two-Year Budget Update**

**Recommendation:** Receive a presentation on the updated Preliminary Operating and Capital Improvement Budgets for Fiscal Years 2023/24 and 2024/25 and provide direction, if any, regarding items to be addressed or included in the final recommended budget.

**Staff:** Robert Nisbet, City Manager  
Luke Rioux, Finance Director

**Estimated Time:** 60 minutes

**D. COUNCIL COMMENTS/ STANDING COMMITTEE REPORTS**

- 5/22/2023 Homelessness Issues Standing Committee Meeting
- 5/22/2023 Finance and Audit Standing Committee Meeting

**E. CITY ATTORNEY REPORT**