



Amended

City Council

Agenda

Tuesday, June 18, 2019

Afternoon Session

1:30 P.M.

City Hall, Council Chambers
130 Cremona Drive, Suite B
Goleta, California

Evening Session

6:00 P.M.

City Hall, Council Chambers
130 Cremona Drive, Suite B
Goleta, California

Members of the City Council

Mayor Paula Perotte

Mayor Pro Tempore Kyle Richards

Councilmember Roger Aceves

Councilmember Stuart Kasdin

Councilmember James Kyriaco

Michelle Greene, City Manager

Michael Jenkins, City Attorney

Deborah S. Lopez, City Clerk

AMERICANS WITH DISABILITIES ACT:

In compliance with the ADA, if special 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 72 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 Channel 104.148 (Cox Subscribers 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 <https://tinyurl.com/GoletaMeetings>

WRITTEN SUBMITTALS TO COUNCIL:

Written submittals concerning agenda items may be sent to the City Clerk e-mail: cityclerkgroup@cityofgoleta.org; or mail: Attn: City Council and City Clerk at 130 Cremona Drive, Suite B Goleta, California 93117. In order to be disseminated to the City Council for consideration during the Council meeting, written information must be submitted to the City Clerk no later than Monday at noon prior to the City Council meeting. Material received after this time may not be reviewed by the City Council prior to the meeting.

AFTERNOON SESSION**CALL TO ORDER AND PLEDGE OF ALLEGIANCE****ROLL CALL OF CITY COUNCIL****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. It is requested that each speaker complete a "Speaker Request Form" and submit it to the City Clerk. 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

A. PRESENTATION

- A.1 [19-327](#) Proclamation Declaring July 2019, as "National Parks and Recreation Month" in the City of Goleta
- A.2 [19-331](#) Proclamation Recognizing Girsh Park's 20th Anniversary
- A.3 [19-332](#) Proclamation Declaring June 2019, As "Alzheimer's And Brain Awareness Month," In the City of Goleta

B. CONSENT CALENDAR

- B.1 [19-328](#) Approval of the City Council Meeting Minutes of June 4, 2019
- Recommendation: Approve the City Council Meeting Minutes of June 4, 2019
- Staff: Deborah S. Lopez, City Clerk
- B.2 [19-321](#) Acceptance of the May 2019 Check Register and Investment Transaction Report
- Recommendation: A. Accept the check register for the month of May 2019.
- B. Accept the investment transaction report for the month of May 2019.
- Staff: Luke Rioux, Finance Director
- B.3 [19-299](#) Amendment No. 2 to Professional Services Agreement with Willdan Financial Services for the Comprehensive User Fee Study and Full Cost Allocation Plan
- Recommendation: Authorize the City Council to execute Amendment No. 2 to the Professional Services Agreement No. 2018-002 between the City of Goleta and Willdan Financial Services for the Comprehensive User Fee Study and Full Cost Allocation Plan extending the term of the agreement to December 31, 2019.
- Staff: Luke Rioux, Finance Director

B.4 [19-324](#) Resolution to Hold a Public Hearing for a Street Lighting Benefit Assessment for Fiscal Year 2019/20

- Recommendation:**
- A. Adopt Resolution No. 19-__ entitled “A Resolution of the City Council of the City of Goleta, California, Setting a Public Hearing to Establish an Assessment Charge for the City of Goleta Street Lighting Benefit Assessment for Fiscal Year 2019/20;” and
 - B. Authorize the City Manager to enter into an agreement with the County Auditor Controller for the collection of special assessments.

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

B.5 [19-326](#) CPI Adjustment of the Fiscal Year 2019/20 Goleta Library Special Tax Rate

- Recommendation:**
- A. Set a Public Hearing date of July 16, 2019, to establish the CPI adjustment of the Goleta Library Special Tax Rate;
 - B. Authorize the City Manager to enter into an agreement with the County Auditor-Controller for the collection of special assessments.

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

B.6 [19-288](#) Approval of Library Management Services Agreements with the Cities of Buellton and Solvang

- Recommendation:**
- A. Approve an agreement for the provision of library management services to the City of Buellton; and,
 - B. Approve an agreement for the provision of library management services to the City of Solvang.

Staff: Michelle Greene, City Manager
 Dana Grossi, Management Analyst

B.7 [19-322](#) Amendment No.3 to Professional Services Agreement No. 2015-106 with the City of Santa Barbara for Videotaping Services

Recommendation: Approve and authorize the City Manager to execute Amendment No. 3 to Agreement No. 2015-106 with the City of Santa Barbara for Videotaping Services for two additional years with a termination date to June 30, 2021, and increasing the contract amount by \$82,000 for a new total not-to-exceed amount of \$169,000, subject to the approval of the Fiscal Year 2019-20 and Fiscal Year 2020-21 Budget.

Staff: Deborah Lopez, City Clerk
David J. Cutaia, Deputy City Clerk

B.8 [19-325](#) Amendments to Cannabis Land Use Ordinance and Rules for the Management of the Retail Cannabis Business License Priority List

Recommendation: A. Conduct second reading (by title only, waiving further reading) and adopt Ordinance No. 19- , entitled “An Ordinance of the City Council of the City of Goleta, California, Repealing Ordinance No. 18-03, Repealing Definitions and Regulations from the Inland and Coastal Zoning Ordinances, and Establishing Regulations for Various Cannabis Uses Within the City” (Attachment 1).

B. Adopt Resolution No. 19-_, entitled “A Resolution of the City Council of the City of Goleta Establishing Rules for the Management of the Retail Cannabis Priority List” (Attachment 2).

Staff: Anne Wells, Advance Planning Manager

B.9 [19-312](#) Amendment No. 1 to Professional Legal Services Agreement with Best, Best & Krieger, LLP

Recommendation: Authorize the City Manager to execute Amendment No. 1 to Professional Legal Services Agreement between the City of Goleta and Best, Best & Krieger, LLP for professional legal services for a term extension of one year ending June 30, 2020 and increase of contract authority by \$10,000.00 for a total amount not-to-exceed \$50,000, (Attachment 1).

Staff: Michael Jenkins, City Attorney
Winnie Cai, Assistant City Attorney

**B.10 [19-314](#) Amendment No. 2 to Legal Services Agreement No. 2017-034
between the City of Goleta and Best, Best & Krieger, LLP**

Recommendation: Approve and authorize the City Manager to execute Amendment No. 2 to Agreement No. 2017-034 between the City of Goleta and Best, Best & Krieger, LLP for Legal Services, increasing the flat rate compensation from \$12,000 per month to \$13,000 per month commencing on July 1, 2019 and adding an inflationary increase of 1.5 percent per fiscal year commencing on July 1, 2020, subject to the approval of the Fiscal Year 2019-20 Budget.

Staff: Michelle Greene, City Manager

**B.11 [19-207](#) Amendment No. 2 to Professional Design Services Agreement No.
2017-055 with Drake, Haglan & Associates, Inc., for the Goleta US
101 Overcrossing Project**

Recommendation: Authorize the City Manager to execute Amendment No. 2 to Professional Design Services Agreement No. 2017-055 with Drake, Haglan & Associates, Inc., a California Corporation, to modify the scope of work to include additional services, increase the contract amount by \$240,800 for a new total not to exceed amount of \$1,481,940, and extend the term to June 30, 2022.

Staff: Charles W. Ebeling, Public Works Director
James Winslow, Senior Project Engineer

**B.12 [19-298](#) Public Works Engineering Professional Services Contract
Amendments****Recommendation:**

- A. Authorize the City Manager to execute Amendment No. 3 to Agreement No. 2016-117 with Stantec Consulting Services Inc., for Traffic Engineering Services, increasing the contract authority for Fiscal Year 2019/20 by \$75,000, an additional \$75,000 for Fiscal Year 2020/21, and by an additional \$75,000 for Fiscal Year 2021/22, a total increase amount of \$225,000, for a total contract amount not-to-exceed \$400,000, and extending the agreement for three years to June 30, 2022, subject to the approval of the Fiscal Year 2019-20 and Fiscal Year 2020-21 Budget. (Attachment No. 1).
- B. Authorize the City Manager to execute Amendment No. 4 to Agreement No. 2015-068 with Flowers & Associates to provide On-Call Inspection and Construction Support Services, increasing the contract authority for Fiscal Year 2019/20 by \$75,000, an additional \$75,000 for Fiscal Year 2020/21, and by an additional \$75,000 for Fiscal Year 2021/22, a total increase amount of \$225,000, for a total contract not-to-exceed \$529,900, and extending the agreement for three years to June 30, 2022, subject to the approval of the Fiscal Year 2019-20 and Fiscal Year 2020-21 Budget.(Attachment No. 2).
- C. Authorize the City Manager to execute Amendment No. 1 to Agreement No. 2018-046 with Solid Waste Solutions, Inc. (SWS), for Engineering Support Services, increasing the contract authority for Fiscal Year 2019/20 by \$90,000, an additional \$90,000 for Fiscal Year 2020/21, and by an additional \$90,000 for Fiscal Year 2021/22, a total increase amount of \$270,000, for a total contract amount not-to-exceed \$360,000 and extending the agreement for three years to June 30, 2022, subject to the approval of the Fiscal Year 2019-20 and Fiscal Year 2020-21 Budget. (Attachment No. 3).

Staff:

Charles W. Ebeling, Public Works Director
Marti Milan, Principal Civil Engineer

B.13 [19-318](#) Affordable Housing Monitoring Services for Fiscal Years 2019-20 and 2020-21

Recommendation: Authorize the City Manager to execute Amendment No. 4 to the Professional Services Agreement (2014-036) with the Housing Authority of the County of Santa Barbara for Affordable Housing Monitoring Services, increasing the maximum compensation amount by \$40,000 for FY 2019-20 and FY 2020-21 combined for a total not to exceed \$145,000 and extending the agreement to June 30, 2021 (Attachment 1), subject to the approval of the Fiscal Year 2019-20 and Fiscal Year 2020-21 Budget.

Staff: Vyto Adomaitis, Neighborhood Services and Public Safety Director
Jaime A. Valdez, Senior Project Manager

B.14 [19-307](#) Law Enforcement Services Agreement for Fiscal Years 2019-20 through 2022-23

Recommendation: Approve and authorize the City Manager to execute Agreement (No. 2019-__) to Provide Law Enforcement Services by and between the County of Santa Barbara and the City of Goleta from July 1, 2019 through June 30, 2023 in the amount of \$7,647,503 for Fiscal Year 2019-20, subject to the approval of the Fiscal Year 2019-20 and Fiscal Year 2020-21 Budget.

Staff: Vyto Adomaitis, Neighborhood Services and Public Safety Director
Jaime A. Valdez, Senior Project Manager

B.15 [19-291](#) Amendment No. 1 to Agreement #2017-133 with KTU&A for the development of a Parks, Facilities, and Playgrounds Master Plan

Recommendation: Approve and authorize the City Manager to execute Amendment No. 1 to Agreement No. 2017-133 with KTU&A (KTU&A) for the development of a Parks, Facilities, and Playgrounds Master Plan (CIP 9068), extending the term of the agreement to December 31, 2019.

Staff: Vyto Adomaitis, Neighborhood Services and Public Safety Director
JoAnne Plummer, Parks and Recreation Manager

B.16 [19-309](#) Amendment No. 4 to Agreement with Blackboard for Fiscal Years 2019-20 and 2020-21

Recommendation: Authorize the City Manager to execute Amendment No. 4 to Professional Services Agreement No. 2008-028 between Blackboard and the City of Goleta extending the term of the agreement for an additional two years in the amount of \$49,200 for Fiscal Years 2019-20 and 2020-21 (Attachment 1), for a total not to exceed amount of \$304,250, subject to the approval of the Fiscal Year 2019-20 and Fiscal Year 2020-21 Budget.

Staff: Vyto Adomaitis, Neighborhood Services and Public Safety Director
Jaime A. Valdez, Senior Project Manager

B.17 [19-306](#) Foodbank Lease at 27 South La Patera Lane

Recommendation: Authorize the City Manager to enter into Commercial Lease Agreement No. 2019-__ with the Foodbank of Santa Barbara County at 27 South La Patera Lane in an amount not to exceed \$1.00 in rent, plus associated marginal utility costs with the term of agreement expiring on June 18, 2020 (Attachment 1).

Staff: Vyto Adomaitis, Neighborhood Services and Public Safety Director
Jaime A. Valdez, Senior Project Manager

B.18 [19-289](#) Amendment No. 2 to Professional Design Services Agreement with Kruger Bensen Ziemer Architects for Design of Fire Station 10

Recommendation: Authorize the City Manager to execute Amendment No. 2 to Professional Design Services Agreement No. 2016-009 between the City of Goleta and Kruger Bensen Ziemer Architects for professional design, architectural and engineering services for Fire Station 10 to extend the term of the contract from June 30, 2019, to June 30, 2021.

Staff: Laura Bridley, Contract Planner
Claudia Dato, Senior Project Manager

B.19 [19-330](#) Letters of Support in the Matter of Juana Flores

- Recommendation:**
- A. Authorize letters of support for H.R.1871, the Protect Patriot Parents Act, from the City Council to Salud Carbajal, U.S. House of Representatives, Honorable Doug Collins Ranking Minority Member Committee on the Judiciary, U.S. House of Representatives and Honorable Doug Collins Ranking Minority Member Committee on the Judiciary U.S. House of Representatives (Attachment 1).
 - B. Authorize a letter requesting ICE to reconsider and vacate the removal and deportation order for Juana Flores and allowing her to return home, from the City Council to Thomas P. Giles, Acting Field Office Director, Department of Homeland Security, ICE Enforcement & Removal Operations (Attachment 2).

Staff: Deborah S. Lopez, City Clerk

B.20 [19-323](#) Advance Planning Division Professional Services Contracts for Fiscal Years 2019-20 and 2020-21

Recommendation:

- A. Authorize the City Manager to execute Amendment No. 2 to Professional Services Agreement No. 2017-056 with RRM Design Group, for continued assistance with the New Zoning Ordinance and Local Coastal Program projects, increasing the maximum contract amount by \$20,000, for a total not-to-exceed amount of \$284,107.23 and extending the term of the agreement to June 30, 2021, subject to the approval of the Fiscal Year 2019-20 and Fiscal Year 2020-21 Budget (Attachment 1);
- B. Authorize the City Manager to execute Amendment No. 1 to Professional Services Agreement No. 2019-009 with RRM Design Group, for continued assistance with the Creek and Watershed Management Plan project, increasing the maximum contract amount by \$42,000, for a total not-to-exceed amount of \$70,000, and extending the term of the agreement to June 30, 2021, subject to the approval of the Fiscal Year 2019-20 and Fiscal Year 2020-21 Budget (Attachment 2);
- C. Authorize the City Manager to execute Amendment No. 1 to Professional Services Agreement No. 2017-039 with JDL Mapping, for continued GIS and Mapping services, increasing the maximum contract amount by \$80,000, for a total not-to-exceed amount of \$175,000, amending the hourly rates, and extending the term of the agreement to June 30, 2021, subject to the approval of the Fiscal Year 2019-20 and Fiscal Year 2020-21 Budget (Attachment 3);
- D. Authorize the City Manager to execute Amendment No. 1 to Professional Services Agreement No. 2017-031 with Storrer Environmental Services, for continued Beach Hazards monitoring and inventory services, increasing the maximum contract amount by \$14,000, for a total not-to-exceed amount of \$34,000, amending the hourly rates, and extending the term of the agreement to June 30, 2021, subject to the approval of the Fiscal Year 2019-20 and Fiscal Year 2020-21 Budget (Attachment 4);
- E. Authorize the City Manager to execute Amendment No. 2 to Professional Services Agreement No. 2015-112 with ICF Jones & Stokes, for continued editing and formatting services, increasing the maximum contract amount by \$8,000, for a total not-to-exceed amount of \$33,000, amending the hourly rates, allowing for counterparts, and extending the term of the agreement to June 30, 2021, subject to the approval of the Fiscal Year 2019-20 and Fiscal Year 2020-21 Budget (Attachment 5); and

- F. Authorize the City Manager to execute a Professional Services Agreement with Storrer Environmental Services for Environmental Monitoring services for a total not to exceed \$40,000, term ending June 30, 2021, subject to the approval of the Fiscal Year 2019-20 and Fiscal Year 2020-21 Budget (Attachment 6).

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

B.21 [19-308](#) **Contract with Willdan Engineering for the Provision of Building and Safety Services**

Recommendation: Authorize the City Manager to execute an Agreement with Willdan Engineering to provide turnkey building and safety services on a revenue sharing basis until June 30, 2024 (Attachment 1).

Staff: Peter Imhof, Planning and Environmental Review Director
Lisa Prasse, Current Planning Manager

C. PUBLIC HEARING

C.1 [19-305](#) **City of Goleta Operating Budget and Capital Improvement Program Budget for Fiscal Years 2019/20 and 2020/21**

- Recommendation:**
- A. Adopt Resolution No. 19-____, entitled, "A Resolution of the City Council of the City of Goleta, California Adopting the Two-Year Budget Plan for Fiscal Years 2019/20 and 2020/21."
 - B. Adopt Resolution No. 19-____ entitled, "A Resolution of the City Council of the City of Goleta, California, Adopting the City's GANN Limit for Fiscal Year 2019/20."
 - C. Adopt Resolution No. 19-____ entitled, "A Resolution of the City Council of the City of Goleta, California, Adopting a Schedule of Authorized Positions and the City of Goleta Salary Schedule and Classification Plan for Fiscal Year 2019/20 and Fiscal Year 2020/21 and, adding the Classification Specifications of Parks and Open Space Manager, Sr. Library Technician, and Facilities Maintenance Technician."

Staff: Michelle Greene, City Manager
Luke Rioux, Finance Director

Estimated Time: 30 minutes

D. DISCUSSION/ACTION ITEM**D.1 [19-313](#) Consideration of Term Extension to Goleta Valley Community Center Management and Lease Agreement**

- Recommendation:**
- A. Adopt Amendment Number 2 to the Interim Management and Lease Agreement with the Goleta Valley Community Center to extend the term from January 30, 2020 to January 30, 2021; or
 - B. Adopt Amendment Number 2 to the Interim Management and Lease Agreement with the Goleta Valley Community Center to extend the term from January 30, 2020 to June 30, 2022.

Staff: Michelle Greene, City Manager
 Winnie Cai, Assistant City Attorney

Estimated Time: 30 minutes

D.2 [19-204](#) Review and Adoption of the City's 2019-2021 Strategic Plan

- Recommendation:**
- A. Receive and review the proposed 2019-2021 Strategic Plan, provide staff feedback as necessary; and,
 - B. Adopt Resolution No. 19-__ entitled "A Resolution of the City Council of the City of Goleta, California, Approving the Strategic Plan as a Policy Document and Hereby Adopting the Plan for Utilization by the Organization."

Staff: Michelle Greene, City Manager
 Dana Grossi, Management Analyst

Estimated Time: 30 minutes

OPPORTUNITY FOR PUBLIC TO ADDRESS CLOSED SESSION MATTERS**ADJOURN 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 REAL PROPERTY NEGOTIATOR

Pursuant to the provisions of Government Code Section 54956.8 with regard to the following matters: Property: APN: 073-330-014

Agency Negotiator: Michelle Greene, City Manager

Negotiating Party: University Business Center Associates

Under Negotiations: Price and Terms

CONFERENCE WITH LEGAL COUNSEL - PENDING

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:

- Venoco, LLC (17-10828); pending in the U.S. Bankruptcy Court for the District of Delaware
- Ornelas v. DP Investments, Dario Pini, DLP Management CO., INC., City of Goleta, California – (United State District Court, Central District, Case No. 2:19-cv-03035-R-AGRx.)

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code Section 54956.9(d)(4) with regard to one potential case.

RECESS TO EVENING SESSION**CITY COUNCIL MEETING**

6:00 P.M.

**130 Cremona Drive, Suite B
Goleta, California**

EVENING SESSION**CALL TO ORDER AND PLEDGE OF ALLEGIANCE****ROLL CALL OF CITY COUNCIL****REPORT FROM CLOSED SESSION - (City Attorney)****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. It is requested that each speaker complete a "Speaker Request Form" and submit it to the City Clerk. 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**E. PRESENTATION**

- E.1 [19-329](#)**
- Proclamation Declaring Thursday, June 20, 2019 as "Fiesta Ranchera Day" in the City of Goleta
 - Certificate of Recognition Recognizing the Spirit of Fiesta, Sophia Cordero
 - Certificate of Recognition Recognizing the Junior Spirit of Fiesta, Paloma Valenzuela

F. PUBLIC HEARING**F.1 [19-290](#) **Proposition 218: Protest Hearing for Proposed Solid Waste Rate Increase****

Recommendation: A. Conduct a public hearing to accept both written and verbal protests against the increased solid waste fees and track the number of protests. If the number of written protests received is not sufficient to constitute a majority, make a finding that there is not a majority protest by property owners within the assessment area.

 B. Approve Resolution No. 19-__ “A Resolution of the City Council of the City of Goleta, California, Increasing Solid Waste Maximum Rates.”

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

Estimated Time: 15 minutes

F.2 [19-304](#) **Establishment of Beneficial Projects Categories Eligible for Development Impact Fee Reductions or Waivers**

Recommendation: A. Hold a public hearing to consider categories of “beneficial projects” potentially eligible for Development Impact Fee (DIF) reductions or waivers and appropriate fee reductions by project category and provide direction to staff.

 B. Adopt Resolution No. 19-____, entitled “A Resolution of the City Council of the City of Goleta, California, Adopting a Development Impact Fee Reduction Program for Beneficial Projects” (Attachment 1).

Staff: Peter Imhof, Planning and Environmental Review Director
 Charles W. Ebeling, Public Works Director
 Brian Hiefield, Associate Planner

Estimated Time: 90 minutes

G. COUNCIL COMMENTS/ STANDING COMMITTEE REPORTS

- Public Safety and Emergency Preparedness Standing Committee 6/11/2019
- Energy/Green Issues Standing Committee Meeting 6/12/2019

H. CITY MANAGER/STAFF REPORT**I. CITY ATTORNEY REPORT**