



**City Council
Agenda
Tuesday, August 20, 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:

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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 [19-382](#) City Logo Tile – Captain/Public Information Officer Dave Zaniboni, Santa Barbara County Fire Department
- A.2 [19-406](#) Introduction of James Campero, Deputy Public Works Director

B. CONSENT CALENDAR

- B.1 [19-374](#) Approval of the City Council Meeting Minutes of June 18, 2019, Special City Council Meeting Minutes of July 2, 2019 and City Council Meeting Minutes of July 16, 2019

Recommendation: Approve the City Council Meeting Minutes of June 18, 2019, Special City Council Meeting Minutes of July 2, 2019 and City Council Meeting Minutes of July 16, 2019.

Staff: Deborah. S Lopez, City Clerk

- B.2 [19-389](#) Acceptance of the July 2019 Check Register and Investment Transaction Report

Recommendation: A. Accept the check register for the month of July 2019.

B. Accept the investment transaction report for the month of July 2019.

Staff: Luke Rioux, Finance Director

- B.3 [19-388](#) Acceptance of California Adult Education Program Grant for an Intergenerational Afterschool Homework Help Tutoring Pilot Program

Recommendation: A. Accept a grant from the California Adult Education Program in the amount of \$43,231.20 for an Intergenerational Afterschool Homework Help Tutoring Pilot Program at the Goleta Valley Library in Fiscal Year 2019/20.

B. Authorize budget adjustments and appropriations for a total of \$43,231.20 to the Library Grant Fund revenue and expenditure accounts.

Staff: Allison Gray, Library Director

B.4 [19-380](#) Amendment to Title 2 of the Goleta Municipal Code Regarding City Council Meeting Start Times

Recommendation: Conduct the second reading (by title only), and waive further reading of Ordinance No. 19-__ entitled "An Ordinance of the City Council of the City of Goleta, California, Amending Section 2.01.010 of the Goleta Municipal Code Changing the Time of Regular Meetings from 1:30 and 6:00 P.M. to 4:00 P.M for Closed Session and 5:30 P.M. for Open Session.

Staff: Kristy Schmidt, Deputy City Manager
Deborah S. Lopez, City Clerk

B.5 [19-378](#) Ratification of Mayoral Appointment for the Santa Barbara County Library Advisory Committee Appointee

Recommendation: Ratify the mayoral reappointment of Patricia Kistler to the Santa Barbara County Library Advisory Committee by the Santa Barbara County Board of Supervisors.

Staff: Deborah S. Lopez, City Clerk
Liana Campos, Deputy City Clerk

B.6 [19-366](#) Measure A Project Cooperative Agreement – Cycle 4 Funding

Recommendation: Approve and authorize the City Manager to enter into a Project Cooperative Agreement with Santa Barbara County Association of Governments (SBCAG) for five projects under Cycle 4 Funding of the Measure A Bicycle and Pedestrian and Safe Routes to School Programs.

Staff: Teresa Lopes, Senior Project Engineer

B.7 [19-379](#) San Jose Creek Multipurpose Path Cooperative Agreement with the State of California Department of Transportation

Recommendation: Approve and authorize the City Manager to enter into a Project Cooperative Agreement with the State of California, acting through its Department of Transportation (Caltrans) for the San Jose Creek Multipurpose Path Project, both the Middle Extent - Segment 2 and the Southern Extent, for the Project Approval and Environmental Document phase.

Staff: Charles W. Ebeling, Public Works Director
Teresa Lopes, Senior Project Engineer

B.8 [19-375](#) Response to 2019 Santa Barbara County Civil Grand Jury Report on “Railway Fatalities in Santa Barbara County”

- Recommendation:**
- A. Review staff’s recommended responses to the Santa Barbara County Civil Grand Jury (Grand Jury) Report regarding - “Railway Fatalities in Santa Barbara County”; and
 - B. Authorize the City Manager to sign and transmit the City’s Response to the Presiding Judge of the Superior Court, to transmit a copy to the current impaneled Grand Jury, and to file a copy with the City Clerk’s Office.

Staff: Michelle Greene, City Manager
Vyto Adomaitis, Neighborhood Services and Public Safety Director

B.9 [19-383](#) Agreement with COM3 Consultants, Inc. for Goleta Train Depot Station

- Recommendation:** Authorize the City Manager to enter into a Professional Design Services Agreement No. 2019-___ with COM3 Consultants, Inc. for project management assistance on the Goleta Train Depot in an amount not to exceed \$71,800 with the term of agreement to June 30, 2021.

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

B.10 [19-407](#) Mayors Letter to Senate on Gun Safety Legislation

- Recommendation:** Authorize the Mayor to sign a letter to the Senate Majority and Democratic Leaders, urging them to immediately call the Senate back to Washington to take up legislation that would strengthen the background check system (Attachment 1).

Staff: Deborah S. Lopez, City Clerk

B.11 [19-405](#) Disaster Debris Management Plan Memorandum of Understanding with County of Santa Barbara

- Recommendation:** Approve and authorize the City Manager to execute a Memorandum of Understanding with the County of Santa Barbara to participate in the cost of the development of a Disaster Debris Management Plan.

Staff: Charles W. Ebeling, Public Works Director
Gerald Comati, Project Manager

C. DISCUSSION/ACTION ITEM**C.1 [19-381](#) Fiscal Year 2019-2020 Support to Other Agencies Funding Recommendations**

- Recommendation:**
- A. Approve the Grant Funding Review Committee's Fiscal Year 2019-2020 funding recommendations under the Support to Other Agencies Program; and
 - B. Authorize an additional appropriation of \$47,949 from the General Fund Unassigned Fund Balance to Neighborhood Services and Public Safety and a re-allocation of \$1,000 in budgeted grant program funds from Neighborhood Services and Public Safety to Public Works for Fiscal Year 2019-2020; and
 - C. Approve the one-year and two-year grant agreement templates and authorize the City Manager to execute agreements with each agency at the Council approved levels.

Staff: Vyto Adomaitis, Neighborhood Services and Public Safety Director
Dana Grossi, Management Analyst

Estimated Time: 45 minutes

C.2 [19-367](#) 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: 60 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 LEGAL COUNSEL - ANTICIPATED LITIGATION

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

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

One item of threatened (anticipated) litigation against the City under Gov't Code section 54956.9(d)(2) and (e)(5).

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.

[19-424](#) **Public Comment**

AMENDMENTS OR ADJUSTMENTS TO AGENDA**D. PRESENTATION****D.1 [19-404](#) Southern California Edison Wildfire Mitigation Plan**

Recommendation: Receive a presentation from representatives of Southern California Edison concerning their Wildfire Mitigation Plan.

Staff: Vyto Adomaitis, Neighborhood Services and Public Safety Director
Michael Baris, Emergency Services Coordinator

Estimated Time: 30 minutes

E. DISCUSSION/ACTION ITEM

E.1 [19-376](#) Approval of Joining Monterey Bay Community Power Authority and the First Reading of the Community Choice Energy Ordinance

Recommendation:

- A. Introduce and conduct the first reading by title only, waiving further reading of Ordinance No. 19-___ entitled “An Ordinance of the City of Goleta, California, Specifying the Intent to Implement a Community Choice Aggregation Program By and Through Participation in Monterey Bay Community Power Authority’s Community Choice Aggregation Program.” (Attachment 1)
- B. Adopt Resolution No. 19-___, entitled “A Resolution of the City Council of the City of Goleta, California, Requesting Membership in the Monterey Bay Community Power Joint Powers Authority (MBCPA).” (Attachment 2)
- C. Determine the above recommended actions are not subject to the California Environmental Quality Act (“CEQA”) pursuant to Section 15378(a) of the CEQA Guidelines (Title 14 California Code of Regulations), because the activity is not a “project” as it has no potential to result in a direct or reasonably foreseeable indirect physical change to the environment because energy will be transported through existing infrastructure, and Section 15061(b)(3), because there is no possibility that it would have a significant effect on the environment, and Section 15308, because it is an action taken by a regulatory agency to assume the maintenance, restoration, enhancement or protection of the environment. (Attachment 4)
- D. Consider and approve rescission of Resolution 18-41, which directed City staff to pursue formation of a new Joint Powers Authority and Community Choice Energy program. (Attachment 5)
- E. Authorize the City Manager to execute the Joint Powers Authority Agreement with MBGP, in substantial conformance with Attachment 3, with amendments as proposed in this staff report and approved by the City Attorney. (Attachment 3)
- F. Approve a budget appropriation of \$7,500 from the General Fund Sustainability Reserve Account to the Sustainability Program (account 101-5-4500-500) for the City’s Cost Share to Update MBGP’s Implementation Plan and JPA agreement.
- G. Direct staff to negotiate a Memorandum of Understanding with staff of the Cities of Carpinteria and Guadalupe, as appropriate, to provide a collaborative and fair strategy for MBGP representation and return to Council for final approval.

Staff: Peter Imhof, Planning and Environmental Review Director
Cindy Moore, Sustainability Coordinator

Estimated Time: 45 minutes

F. COUNCIL COMMENTS/ STANDING COMMITTEE REPORTS

- Grant Funding Review Standing Committee Meeting 7/17/2019
- Grant Funding Review Standing Committee Meeting 8/1/2019
- Solid Waste Issues Standing Committee Meeting 8/15/2019

G. CITY MANAGER/STAFF REPORT

H. CITY ATTORNEY REPORT