



Amended

City Council

Agenda

Tuesday, October 19, 2021

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

City Hall, Council Chambers
130 Cremona Dr., Goleta, CA

The Virtual Meeting is held pursuant to AB361, because meeting in person would present imminent risks to the health or safety of attendees.

Members of the City Council

Mayor Paula Perotte

Mayor Pro Tempore James Kyriaco

Councilmember Roger Aceves

Councilmember Stuart Kasdin

Councilmember Kyle Richards

Michelle Greene, City Manager

Megan Garibaldi, City Attorney

Deborah S. Lopez, City Clerk

IMPORTANT NOTICE REGARDING THE CITY COUNCIL MEETING

This Virtual Meeting is held pursuant to AB361. The meeting will be Virtual because meeting in person would present imminent risks to the health or safety of attendees. The public may only view the meeting on Goleta Channel 19 and/or online at <https://cityofgoleta.org/goletameetings> and not in the Council Chamber.

PUBLIC PARTICIPATION

Speaking at the Meeting - Submit an email to the City Council meeting to 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 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 (4:20 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://zoom.us/webinar/register/WN_JjY26KwZQ-Web8zP29YyhA

Webinar ID: 936 3650 5092

Join via audio

One tap mobile: U S : + 1 4 0 8 6 3 8 0 9 6 8 , , 9 3 6 3 6 5 0 5 0 9 2 # , , , , * 7 2 2 9 7 0 # o r
+16699006833,,93636505092#,,,*722970#

Or dial: For higher quality, dial a number based on your current location.

US: +1 408 638 0968 or +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or +1 301
715 8592 or +1 312 626 6799 or +1 646 876 9923

Webinar ID: 936 3650 5092

Passcode: 722970

ADDITIONAL PUBLIC PARTICIPATION ALTERNATIVES:

Distribution to the City Council - Submit your comment via email to the City Clerk at: 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 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 email: cityclerkgroup@cityofgoleta.org; or mail: Attn: City Council and City Clerk at 130 Cremona Drive, Suite B Goleta, California 93117.

4:30 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 LABOR NEGOTIATORS

Pursuant to the provisions of Government Code Section §54957.6:

Agency Designated Representatives:

Michelle Greene, City Manager

Kristy Schmidt, Assistant City Manager

Megan Garibaldi, City Attorney

Employee Organization:

Goleta General Employees Unit and Goleta Miscellaneous Employees Unit

5:30 P.M. - REGULAR AGENDA**CALL TO ORDER AND PLEDGE OF ALLEGIANCE****ROLL CALL OF CITY COUNCIL****REPORT FROM CLOSED SESSION****[21-452](#) 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. CONSENT CALENDAR****A.1 [21-444](#) Findings to Hold Remote Teleconference/Meetings, Pursuant to Assembly Bill 361**

Recommendation: In accordance with Assembly Bill 361 ("AB 361"), authorize remote teleconference/virtual meetings of all City of Goleta legislative bodies, by finding that: (1) a statewide state of emergency is currently in place; (2) state and local officials have imposed or recommended measures to promote social distancing in connection with COVID-19; and (3) meeting in person would present imminent risks to the health or safety of attendees.

Staff: Megan Garibaldi, City Attorney
Winnie Cai, Assistant City Attorney

A.2 [21-446](#) Approval of the City Council Meeting Minutes of October 5, 2021

Recommendation: Approve the City Council Meeting Minutes of October 5, 2021

Staff: Deborah S. Lopez

A.3 [21-436](#) Acceptance of the September 2021 Check Register

Recommendation: Accept the check register for the month of September 2021.

Staff: Luke Rioux, Finance Director

A.4 [21-437](#) **Second Reading to Adopt Non-Residential Development Impact Fees, Residential In-Lieu Fees, and Various Title 17 (Zoning) Amendments for Affordable Housing (Case No. 21-0004-ORD)**

Recommendation: Conduct the second reading of (by title only, waiving further reading) and adopt Ordinance No. 21-__, entitled “An Ordinance of the City Council of the City of Goleta, California, Adopting Development Impact Fees for Affordable Housing on Non-Residential Development, In-Lieu Fees for Affordable Housing on Residential Development, and Various Amendments to Title 17 of the Goleta Municipal Code.”

Staff: Peter T. Imhof, Planning and Environmental Review Director
Anne Wells, Advance Planning Manager
J. Ritterbeck, Senior Planner

A.5 [21-409](#) **Lease with Fire Services Training Institute at 27 South La Patera Lane**

Recommendation: Authorize the City Manager to enter into a Commercial Lease Agreement with the Fire Services Training Institute at 27 South La Patera Lane for a fixed price, one-time amount of \$1,000.00 for an initial term of 6 months and continuing into a month-to-month lease thereafter.

Staff: Jaime Valdez, Interim Neighborhood Services Director
Michael Baris, Emergency Services Coordinator

A.6 [21-440](#) **Amendment No. 2 to the Agreement with COM3 Consultants, Inc. for Goleta Train Depot Station**

Recommendation: Authorize the City Manager to enter into Amendment No. 2 to Professional Design Services Agreement No. 2019-071 with COM3 Consultants, Inc. for project management assistance on the Goleta Train Depot, increasing the contract amount by \$52,200, for a total not-to-exceed amount of \$124,000, and extending the term of agreement to June 30, 2023 (Attachment 1).

Staff: Jaime A. Valdez, Interim Neighborhood Services Director
Shanna Dawson, Management Analyst

B. PUBLIC HEARING**B.1 [21-402](#) General Plan and Zoning Amendments to Allow Entertainment and Recreation Services in the General Commercial Land Use Designation and Zoning District**

- Recommendation:**
- A. Adopt City Council Resolution No. 21-___, entitled “A Resolution of the City Council of the City of Goleta, California, Adopting the Entertainment and Recreation Services in General Commercial General Plan and Title 17 (Zoning) of the Goleta Municipal Code Amendments CEQA Addendum to the Goleta General Plan / Coastal Land Use Plan Final Environmental Impact Report (SCH #2005031151); Case Nos. 21-0001-GPA and 21-0003-ORD.”
 - B. Adopt City Council Resolution No. 21-___, entitled “A Resolution of the City Council of the City of Goleta, California, Approving a General Plan Amendment to Amend Table 2-2 of the Land Use Element to Allow Entertainment and Recreation Services in the General Commercial (C-G) Land Use Designation.”
 - C. Introduce and conduct first reading (by title only) and waive further reading of Ordinance No. 21-___, entitled “An Ordinance of the City Council of the City of Goleta, California, Adopting an Amendment to Title 17 of the Goleta Municipal Code to Allow Certain Entertainment and Recreation Services Related Uses in the General Commercial Zoning District.”

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

Estimated Time: 45 minutes

B.2 [21-053](#) **City Hall Solar Photovoltaic Project**

- Recommendation:**
- A. Adopt Resolution 21-___, entitled, “A Resolution of the City Council of the City of Goleta, California, Making a Determination for a Categorical Exemption under the California Environmental Quality Act and Findings on Energy Savings Under California Government Code Sections 4217.10 et seq.”; and

 - B. Approve and authorize the City Manager to execute an Energy Services Agreement, related project loan documents with Symbiont Energy, LLC for a 20-year power purchase agreement including final design, construction and startup of a microgrid-ready, solar photovoltaic system that integrates conduit for electric vehicle charging at City Hall in substantial conformance with Attachments 2 and 3, and all other related necessary documents as approved by the City Attorney.

 - C. Approve a budget appropriation of \$309,770 as a loan to the project from the General Fund Unassigned Fund Balance (\$44,877) and the Sustainability Reserve Account (\$264,893) to the Sustainability Program (account 101-40-4500-51200) and set aside \$94,500 as system removal funds.

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

Estimated Time: 45 minutes

C. DISCUSSION/ACTION ITEM**C.1** [21-441](#) **Naming Recommendations for the Monarch Butterfly Recreation Feature at Berkeley Park**

- Recommendation:**
- A. Receive the recommendations from the Parks and Recreation Commission and the Standing Naming Committee regarding the *Name the Monarch* Contest for the Monarch Butterfly recreation feature to be installed at Berkeley Park; and

 - B. Determine a final name for the Monarch Butterfly recreation feature to be installed at Berkeley Park.

Staff: Jaime Valdez, Interim Neighborhood Services Director
 JoAnne Plummer, Parks and Recreation Manager

Estimated Time: 15 minutes

C.2 [21-393](#) **Amendments to Professional Design Service Agreements with Dewberry Engineering, for the Ekwil Street and Fowler Road Extensions Project (Project No. 9002) and the Hollister Avenue Bridge Project (Project No. 9033)**

Recommendation:

- A. Receive an update on the Ekwil Street and Fowler Road Extensions Project and the Hollister Avenue Bridge Project;
- B. Authorize the City Manager to execute Amendment No. 8 to Professional Design Services Agreement No. 2012-090 with Dewberry Engineering, increasing the contract authority by \$548,798, for a new total contract amount of \$4,832,070, for the Ekwil Street and Fowler Road Extensions Project, and extend the term to June 30, 2024; and
- C. Authorize the City Manager to execute Amendment No. 6 to Professional Design Services Agreement No. 2013-028 with Dewberry Engineering, increasing the contract authority by \$397,624, for a new total contract amount of \$2,571,535, for the Hollister Avenue Bridge Project, and extend the term to June 30, 2024.

Staff:

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

Estimated Time:

60 minutes

D. COUNCIL COMMENTS/ STANDING COMMITTEE REPORTS

- Finance and Audit Standing Committee Meeting 10/11/2021

E. CITY MANAGER/STAFF REPORT

F. CITY ATTORNEY REPORT