



**City Council
Agenda
Tuesday, September 20, 2022**

Closed Session 4:30 P.M.

Regular Meeting 5:30 P.M.

City Hall
130 Cremona Dr.,
Goleta, CA

This will be a hybrid virtual/in-person meeting in Council Chambers/Zoom
State/local officials continue to recommend social distancing

Members of the City Council

Mayor Paula Perotte

Mayor Pro Tempore Stuart Kasdin

Councilmember Roger Aceves

Councilmember James Kyriaco

Councilmember Kyle Richards

Robert Nisbet, City Manager

Megan Garibaldi, City Attorney

Deborah S. Lopez, City Clerk

PUBLIC PARTICIPATION

Speaking at the Meeting - Submit an email to the City Clerk at 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://us06web.zoom.us/webinar/register/WN_-bRy5mNjQv6XvJACVtMxoA

Join via audio

One tap mobile: US: +16699006833,,87562629142# or +14086380968,,87562629142#

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

US: +1 669 900 6833 or +1 408 638 0968 or +1 669 444 9171 or +1 719 359 4580 or +1 253 215 8782 or +1 346 248 7799 or +1 646 876 9923 or +1 646 931 3860 or +1 301 715 8592 or +1 309 205 3325 or +1 312 626 6799 or +1 386 347 5053 or +1 564 217 2000

Webinar ID: 875 6262 9142

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 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 <https://cityofgoleta.org/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, 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**

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, including the filing of an amicus curiae (“friend of the court”) application for leave to file an amicus curiae brief, and the filing of an amicus curiae brief, in support of Respondent and Cross-Appellant Save Berkeley’s Neighborhoods in the First Appellate District Court of Appeal in the matter of Save Berkeley’s Neighborhoods v. The Regents of the University of California, et al. (Case No. A163810).

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

RECESS TO CLOSED SESSION

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**A. PRESENTATION**

- A.1 [22-424](#) Proclamation Recognizing September 1-30, 2022, as “Lemon Month” in the City of Goleta

B. CONSENT CALENDAR

- B.1 [22-425](#) 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; and (2) state and local officials have imposed or recommended measures to promote social distancing in connection with COVID-19.

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

- B.2 [22-363](#) Acceptance of the June 2022 Investment Transaction Report

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

Staff: Luke Rioux, Finance Director

B.3 [22-372](#) Acceptance of the July 2022 Investment Transaction Report

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

Staff: Luke Rioux, Finance Director

B.4 [22-423](#) Acceptance of the August 2022 Check Register

Recommendation: Accept the check register for the month of August 2022.

Staff: Luke Rioux, Finance Director

B.5 [22-421](#) Approval of Plans and Authorization to Advertise for Bids for the Goleta Valley Community Center Seismic Retrofit Project – DIR 4301(CIP #9067)

- Recommendation:**
- A. Approve plans for the Goleta Valley Community Center Seismic Retrofit Project - DIR 4301;
 - B. Authorize staff to advertise a Notice Inviting Bids for the Goleta Valley Community Center Seismic Retrofit Project - DIR 4301; and
 - C. Authorize a budget transfer of \$2,455,580 from the General Fund Construction Account for the ADA Improvements Project to the General Fund Construction Account for the Seismic Improvements Project.

Staff: Matthew R. Fore, General Services Director

B.6 [22-417](#) Updated and New Speed Surveys

Recommendation: Adopt Resolution No. 22-_____ entitled, “A Resolution of the City Council of the City of Goleta, California, Establishing Speed Limits at Various Locations Throughout the City.”

Staff: Charles W. Ebeling, Public Works Director
Derek Rapp, Acting Traffic Engineer

B.7 [22-404](#) Professional Services Agreement for Environmental Consulting Services with Rincon Consultants, Inc. for the Ellwood Beach Drive Drainage Repair Project (CIP #9119)

Recommendation: A. Authorize the City Manager to execute a Professional Design Services Agreement for Environmental Consulting Services with Rincon Consultants, Inc. for the Ellwood Beach Drive Drainage Repair Project, for a total contract not-to-exceed amount of \$90,000, with an expiration date of December 31, 2023; and

B. Authorize an additional budget appropriation in the amount of \$40,000 from General Fund Unassigned Balance to the Ellwood Beach Drive Drainage Repair Account.

Staff: Charles W. Ebeling, Public Works Director
Debbie Talarico, Project Manager

B.8 [22-422](#) Temporary On-Street Parking Restrictions for the 2022 Isla Vista Halloween Event

Recommendation: Adopt Resolution No. 22-__ entitled, "A Resolution of the City Council of the City of Goleta, California Establishing Temporary Resident Only On-Street Parking Restrictions Related to the 2022 Isla Vista Halloween Event."

Staff: Jaime A. Valdez, Neighborhood Services Director
Michael Baris, Emergency Services Coordinator
JoAnne Plummer, Parks and Recreation Manager

B.9 [22-406](#) Appoint a Visit Santa Barbara Board of Directors Liaison

Recommendation: Approve the mayoral appointment of Roger Aceves as the Visit Santa Barbara Board of Directors Liaison.

Staff: Robert Nisbet, City Manager
Ryan Kintz, Assistant to the City Manager

B.10 [22-414](#) Fiscal Year 2021/22 Fourth Quarter (Year-End) Financial Review (Unaudited)

Recommendation: Adopt Resolution No. 22-__ entitled, "A Resolution of the City Council of the City of Goleta, California, Amending the City of Goleta's Operating and CIP Budget for Fiscal Year 2021/22."

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

B.11 [22-440](#) Amendment No. 2 to Law Enforcement Services Agreement with Santa Barbara County

Recommendation: Approve and authorize the Mayor to execute Amendment No. 2 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
Michelle Greene, Manager Emeritus

RECESS CITY COUNCIL AND CONVENE GOLETA RDA SUCCESSOR AGENCY

ADJOURN GOLETA RDA SUCCESSOR AGENCY AND RECONVENE CITY COUNCIL

C. PUBLIC HEARING

C.1 [22-397](#) Proposed Development Agreement for Fairview Business Associates/Torridon at 420, 430, & 490 S Fairview Avenue, APNs 071-130-057, -062, -061; Case No. 21-0002-ORD

- Recommendation:**
- A. Consider whether findings can be made to enter into the development agreement; and, if so, then
 - B. Introduce and conduct the first reading (by title only) and waive further reading of Ordinance No. 22- ____, entitled "An Ordinance of the City Council of the City of Goleta, California, Approving a Development Agreement setting the term of the final Design Review Board approval of 25 future parking spaces to the term of the Development Agreement and accepting an easement for 35 public parking spaces at 420, 430, & 490 S. Fairview Avenue, Case No. 21-0002-ORD."

Staff: Peter Imhof, Planning and Environmental Review Director
Kathy Allen, Supervising Senior Planner
Travis Lee, Associate Planner

Estimated Time: 30 minutes

C.2 [22-409](#) Public Hearing to Approve Mitigated Negative Declaration and Development Plan for the San Jose Creek Multipurpose Path Project

Recommendation:

- A. Open a public hearing to take verbal and written testimony; and
- B. After considering the evidence presented during the public hearing, adopt Resolution No. 22____ entitled “A Resolution of the City Council of the City of Goleta, California, Adopting the Final Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, and Approving the Development Plan for the San Jose Creek Multipurpose Path. Project Located Along San Jose Creek and State Route 217 right of way and Assessor Parcel Numbers 071-035-CA, 071-090-048, 071-090-047, 071-090-074, 071-090-083, 071-010-010, 071-090-082, 069-160-013, 071-200-011 and 071-140-055, from Calle Real to the Atascadero Bike Path; CASE NO. 22-0007-DP.”

Staff:

Charles Ebeling, Public Works Director
Teresa Lopes, Senior Project Manager
Laura Bradley, Contract Planner

Estimated Time:

45 minutes

C.3 [22-416](#) Community Development Block Grant 2021-2022 Consolidated Annual Performance and Evaluation Report

Recommendation:

Accept the Community Development Block Grant 2021-2022 Consolidated Annual Performance and Evaluation Report and authorize staff to submit it to the U.S. Department of Housing and Urban Development.

Staff:

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

Estimated Time:

20 minutes

D. COUNCIL COMMENTS/ STANDING COMMITTEE REPORTS

- 9/12/2022 Finance and Audit Standing Committee Meeting
- 9/13/2022 Economic Development and Revitalization Standing Committee Meeting

E. CITY MANAGER/STAFF REPORT

F. CITY ATTORNEY REPORT