



**CITY COUNCIL
MEETING MINUTES
Tuesday, April 03, 2018**

Afternoon Session
1:30 PM
City Hall
130 Cremona Drive, Suite B
Goleta, California

Evening Session
6:00 PM
City Hall
130 Cremona Drive, Suite B
Goleta, California

Members of the City Council

Paula Perotte, Mayor
Stuart Kasdin, Mayor Pro Tempore
Roger S. Aceves, Councilmember
Michael T. Bennett, Councilmember
Kyle Richards, Councilmember

Michelle Greene, City Manager
Deborah S. Lopez, City Clerk
Michael Jenkins, City Attorney

AFTERNOON SESSION

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Perotte called the meeting to order at 1:30 P.M., followed by the Pledge of Allegiance.

ROLL CALL OF CITY COUNCIL

PRESENT: Mayor Perotte, Mayor Pro Tempore Kasdin, Councilmembers Aceves, Bennett, and Richards

ABSENT: None

REPORT FROM CLOSED SESSION - (City Attorney)

Michael Jenkins, City Attorney, reported on closed session matters as follows:

CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to the provisions of Government Code Section §54957.6: Agency Designated Representatives:

Michelle Greene, City Manager

Carmen Nichols, Deputy City Manager

Luke Rioux, Finance Director

Michael Jenkins, City Attorney

Employee Organization: Goleta General Employees Unit and Goleta Miscellaneous Employees Unit

CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION

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

City of Goleta v. City of Santa Barbara (County of Santa Barbara Superior Court, Case No. 17CV03270)

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

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

Action: No reportable action

PUBLIC FORUM

Michael Baker, CEO of the Boys and Girls Club of Santa Barbara County, expressed his appreciation to the City Council for the playground equipment adjacent to the Boys and Girls Club Goleta Unit and invited the City Council to the Grand Opening of the playground on April 6, 2018, at 5:30 P.M.

AMENDMENTS OR ADJUSTMENTS TO AGENDA

Michelle Greene, City Manager, introduced John Gentry, Deputy Public Works Director and Allison Gray, Library Director, as new employees of the City of Goleta.

A. PRESENTATION

A.1 Employee 5-Year Pin• Mary Chang, Supervising Senior Planner• Joe Pearson II, Associate Planner

5-Year Pin, Mary Chang, Supervising Senior Planner, Joe Pearson II, Associate Planner

Mayor Perotte presented 5-year pins to Mary Chang, Supervising Senior Planner and Joe Pearson II, Associate Planner.

A.2 Proclamation Recognizing the Month of April 2018 as "DMV/Donate Life Month" in the City of Goleta

Proclamation Recognizing the Month of April 2018 as "DMV-Donate Life Month" in the City of Goleta

Mayor Perotte presented a Proclamation Recognizing the Month of April 2018 as "DMV/Donate Life Month" in the City of Goleta

Public Speakers:

W. Scott Burns noted he would not be alive today if it were not for an organ donor.

Kathy Jones spoke to her daughter getting a new heart and expressed appreciation to the donor family.

Julia Jones noted she would not be here today if it were not for an organ donor and stated she has been accepted to UCLA.

A.3 Goleta Valley Historical Society

A. Present the Goleta Valley Historical Society (GVHS) with a proclamation recognizing the republishing of Walter Tompkins' Goleta the Goodland; and

B. Receive the GVHS annual performance report.

Goleta Valley Historical Society - Staff Report

Mayor Perotte presented a Proclamation to Amanda de Lucia, Executive Director of the Goleta Valley Historical Society, for the reprint of Walter Tompkins's book "Goleta the Goodland."

Public Speakers:

Amanda de Lucia, Executive Director of the Goleta Valley Historical Society, provided a presentation titled, "Goleta Valley Historical Society Annual City of Goleta Update," dated April 3, 2018 (presentation on file).

Dacia Hardwood presented copies of Walter Tompkins's book "Goleta the Goodland," to the City Council.

Bob Muller, President of the Goleta Valley Historical Society, spoke to utilizing Rancho La Patera and the Stow House for the benefit of the Goleta community.

Kristen Miller, President and CEO of the Goleta Chamber of Commerce, congratulated the Goleta Valley Historical Society for their year of work and spoke on the prosperous partnership that the Goleta Chamber of Commerce has with the Goleta Valley Historical Society and noted the Rancho La Patera and Stow House are an integral part of Goleta's visitor experience.

B. CONSENT CALENDAR

B.1 Approval of the Special City Council Meeting Minutes of March 5, 2018, City Council Meeting Minutes of March 6, 2018, and the City Council Meeting Minutes of March 20, 2018

Approve the Special City Council Meeting Minutes of March 5, 2018, City Council Meeting Minutes of March 6, 2018, and the City Council Meeting Minutes of March 20, 2018.

Approval of the City Council Meeting Minutes of March 6, 2018, March 20, 2018, and the Special City Council Meeting Minutes of March 5, 2018

MOTION: Councilmembers Bennett/Richards to approve the Special City Council Meeting Minutes of March 5, 2018, City Council Meeting Minutes of March 6, 2018, and the City Council Meeting Minutes of March 20, 2018.

VOTE: Motion approved by the following voice vote: Ayes: Mayor Perotte, Mayor Pro Tempore Kasdin, Councilmembers Aceves, Bennett, and Richards Noes: None.

B.2 Annual Claim with the Santa Barbara County Association of Governments for Allocation of FY 2018/2019 Transportation Development Act Funds

Adopt Resolution No. 18- entitled "A Resolution of the City Council of the City of Goleta, California, Authorizing the Filing of a Claim with the Santa Barbara County Association of Governments for Allocation of Transportation Development Act Funds for Fiscal Year 2018/2019."

Annual Claim with the Santa Barbara County Association of Governments for Allocation of FY 2018-2019 Transportation Development Act Funds - Staff Report

MOTION: Councilmembers Bennett/Richards to adopt Resolution No. 18-14 entitled "A Resolution of the City Council of the City of Goleta, California, Authorizing the Filing of a Claim with the Santa Barbara County Association of Governments for Allocation of Transportation Development Act Funds for Fiscal Year 2018/2019."

VOTE: Motion approved by the following voice vote: Ayes: Mayor

Perotte, Mayor Pro Tempore Kasdin, Councilmembers Aceves, Bennett, and Richards Noes: None.

B.3 Amendment No. 1 to Professional Design Services Agreement No. 2017-127 with Drake Haglan and Associates, Inc., for Segment 1 of the San Jose Creek Bike Path Middle Extent Project

Approve and authorize the City Manager to execute Amendment No. 1 to Professional Design Services Agreement No. 2017-127 with Drake Haglan and Associates, Inc., for Segment 1 of the San Jose Creek Bike Path Middle Extent Project to increase the contract amount by \$83,354 for a total not to exceed amount of \$113,254.

Amendment No. 1 to Professional Design Services Agreement No. 2017-127 with Drake Haglan and Associates, Inc., for Segment 1 of the San Jose Creek Bike Path Middle Extent Project - Staff Report

MOTION: Councilmembers Bennett/Richards to approve and authorize the City Manager to execute Amendment No. 1 to Professional Design Services Agreement No. 2017-127 with Drake Haglan and Associates, Inc., for Segment 1 of the San Jose Creek Bike Path Middle Extent Project to increase the contract amount by \$83,354 for a total not to exceed amount of \$113,254.

VOTE: Motion approved by the following voice vote: Ayes: Mayor Perotte, Mayor Pro Tempore Kasdin, Councilmembers Aceves, Bennett, and Richards Noes: None.

B.4 Amendment No.1 to Agreement No. 2017-107 for Professional Legal Services with The Sohagi Law Group, PLC.

Authorize the City Manager to execute Amendment No. 1 to Agreement No. 2017-107 between the City of Goleta and The Sohagi Law Group, PLC for professional legal services, increasing the maximum contract amount by \$60,000 for a total not-to-exceed amount of \$235,000 for professional legal services.

Amendment No.1 to Agreement No. 2017-107 for Professional Legal Services with The Sohagi Law Group, PLC. - Staff Report

MOTION: Councilmembers Bennett/Richards to authorize the City Manager to execute Amendment No. 1 to Agreement No. 2017-107 between the City of Goleta and The Sohagi Law Group, PLC for professional legal services, increasing the maximum contract amount by \$60,000 for a total not-to-exceed amount of \$235,000 for professional legal services.

VOTE: Motion approved by the following voice vote: Ayes: Mayor

Perotte, Mayor Pro Tempore Kasdin, Councilmembers Aceves, Bennett, and Richards Noes: None.

C. PUBLIC HEARING

C.1 Public Hearing on Needs, Goals, and Funding Priorities for the 2018-2019 Community Development Block Grant (CDBG) Program

A. Conduct a public hearing to receive public input on the needs, goals and objectives of the City's CDBG Program and funding recommendations for the 2018-2019 Action Plan; and

B. Approve the recommendations of the Council Standing Grant Funding Review Committee for 2018-2019 CDBG funding to be included in the draft Action Plan.

Public Hearing on Needs, Goals, and Funding Priorities for the 2018-2019 Community Development Block Grant (CDBG) Program

Staff Speakers:

Dana Grossi, Management Analyst

OPENED THE PUBLIC HEARING AT 2:27 P.M.

Public Speakers:

Nancy Tillie, CEO and CFO of the Santa Barbara Neighborhood Clinics, thanked the Grant Funding Review Standing Committee for the consideration of funding and commented on the high quality of health care the clinic provides regardless of a patients ability to pay. Ms. Tillie noted 72% of low income residents in Goleta did not have access to a general practice doctor and spoke on the growth the Santa Barbara Neighborhood Clinics have undergone.

Gary Lynd, Nutrition Services Director for the Santa Barbara County Community Action Commission (CAC), requested the City Council and Grant Funding Review Standing Committee reconsider their no funding recommendation to the CAC. Mr. Lynd noted the importance of the CAC's Senior Meals program, and stated that the CAC is funded exclusively through donations and rising costs have forced the CAC to find additional funding to cover their increasing needs.

Patricia Keelean, Executive Director of the Santa Barbara County Community Action Commission (CAC), thanked the City Council for past funding of the Senior Meal program and spoke to the CAC's rising costs. Ms. Keelean noted the CAC has been receiving less funding while having to feed more seniors and stated the CAC must raise \$800,000 this year through donations and Goleta's contribution is badly needed as Santa Barbara County is planning to reduce funding.

Cassie Roach, Program Coordinator/Senior Case Manager for the New Beginnings Safe Parking Program, thanked the City Council and Grant Funding Review Standing Committee for their recommendation for the CDBG grant funding and spoke on the Safe Parking Program that provides year round safe parking for a population in need.

CLOSED THE PUBLIC HEARING AT 2:39 P.M.

MOTION: Councilmembers Richards/Bennett to approve the recommendations of the Council Standing Grant Funding Review Committee for 2018-2019 CDBG funding to be included in the draft Action Plan.

VOTE: Motion approved by the following voice vote: Ayes: Mayor Perotte, Mayor Pro Tempore Kasdin, Councilmembers Aceves, Bennett, and Richards Noes: None.

D. DISCUSSION/ACTION ITEM

D.1 Determination of Playground Surface Materials for Andamar, Berkeley, Winchester I and Winchester II Parks

- A. Authorize the use of a unitary surface for the playground renovations at Andamar, Berkeley, Winchester I & Winchester II Parks; or
- B. Authorize the use of manufactured wood fiber for the surface of the playground renovations at Andamar, Berkeley, Winchester I & Winchester II Parks; or
- C. Provide additional direction to staff.

Determination of Playground Surface Materials for Andamar, Berkeley, Winchester I and Winchester II Parks - Staff Report

Staff Speakers:

JoAnne Plummer, Parks and Recreation Manager, provided a presentation to the City Council titled, "Playground Surfacing," dated April 3, 2018, (presentation on file).

Public Speakers:

Dr. Ingeborg Cox pointed out that the staff report does not make any mention of the playground user's health and shared excerpts from various letters written to the Agency for Toxic Substances and Disease Registry which point out the concerns about exposures to hazardous materials and surfaces. Dr. Cox raised concerns with the utilization of rubber surfacing or recycled tires, noting the potential for high temperatures and the release of toxic chemicals such as styrene-butadiene and questioned if is there a pour in

place surface that does not contain styrene-butadiene rubber. Dr. Cox reported that staff provided her with a letter stating staff will not recommend specific safety surfaces until further studies on safety surfaces are complete, and pointed out that it appears staff has not received the final report on those studies. Dr. Cox commented that children frequent playgrounds daily, and should not be in contact with cancerous chemicals. Dr. Cox stated she requested that staff obtain safety data sheets for any product being considered, however that information was not provided to her on within the staff report and without the data sheets it is difficult to determine which surfaces are the best for the City. Dr. Cox shared information which reported that rubber surfaces in play surfaces can break down, be tracked into homes and cars and exposure can continue for many hours after the initial exposure and also pointed out that untreated wood dust is a human carcinogen. Dr. Cox questioned how long the pour in place surfaces would last, and recommended staff provide the safety data chart, information on maintenance costs, replacement costs, and the cost of disposal.

Vic Cox spoke to the City Council's priorities and expressed his appreciation for them. Mr. Cox noted the staff report is inadequate because the word cancer was never mentioned and reported that pour in pour surfacing is composed of recycled tires which could lead to cancer and the City could be liable. Mr. Cox suggested keeping the open spaces as trees and grass and provided suggestions for water accumulation and concluded that the Winchester II Park area residents were not able to provide input for its facilities.

MOTION: Councilmembers Aceves/Bennett to authorize the use of a unitary surface for the playground renovations at Andamar, Berkeley, Winchester I & Winchester II Parks.

AMENDED MOTION: Councilmembers Aceves/Bennett to authorize the use of a unitary surface for the playground renovations at Andamar, Berkeley, Winchester I & Winchester II Parks; amended to include direction to staff to return to the City Council at the next budget cycle to have adequate budget set aside for the maintenance for the surfaces that are being installed.

VOTE: Motion approved by the following voice vote: Ayes: Mayor Perotte, Mayor Pro Tempore Kasdin, Councilmembers Aceves, Bennett, and Richards Noes: None.

OPPORTUNITY FOR PUBLIC TO ADDRESS CLOSED SESSION MATTERS

None

ADJOURNED TO CLOSED SESSION AT 4:03 P.M.

CLOSED SESSION

Michael Jenkins, City Attorney, read into record closed session matters by title only.

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION - Government Code Section 54956.9(d)(1)

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.

City of Goleta v. California State Lands Commission, Venoco Incorporated, and DOES 1 through 25, Real Party In Interest (Santa Barbara Superior Court Case No.1486629)

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

Mayor Perotte called the meeting to order at 6:00 P.M., followed by the Pledge of Allegiance.

ROLL CALL OF CITY COUNCIL

PRESENT: Mayor Perotte, Mayor Pro Tempore Kasdin, Councilmembers Aceves, Bennett, and Richards

ABSENT: None

REPORT FROM CLOSED SESSION - (City Attorney)

Michael Jenkins, City Attorney, reported on Closed Session Matters as follows:

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION - Government Code Section 54956.9(d)(1)

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.

City of Goleta v. California State Lands Commission, Venoco Incorporated, and DOES 1 through 25, Real Party In Interest (Santa Barbara Superior Court Case No.1486629)

Action: The case was dismissed.

PUBLIC FORUM

None

AMENDMENTS OR ADJUSTMENTS TO AGENDA

None

E. DISCUSSION/ACTION ITEM

E.1 Update on the Goleta Bicycle and Pedestrian Master Plan Project Number 9059

Receive an update on the Goleta Bicycle and Pedestrian Master Plan.

Update on the Goleta Bicycle and Pedestrian Master Plan Project Number 9059 - Staff Report

Update on the Goleta Bicycle and Pedestrian Master Plan Project Number 9059 - Supplemental Attachment 4

[Update on the Goleta Bicycle and Pedestrian Master Plan Project Number 9059 - Public Comment Received](#)

Staff Speakers:

James Winslow, Senior Project Engineer, provided a presentation titled, "Bicycle and Pedestrian Master Plan", dated April 3, 2018 (presentation on file). Michael Jenkins, City Attorney

Bob Woodward, Interim Public Works Director

Public Speakers:

Steve George, New Town Goleta Safety, expressed appreciation to staff for their work on the Bicycle and Pedestrian Master Plan Project and noted pedestrians were subsequently added in the project. Mr. George expressed his disappointment that the plan isn't specific to the various projects that were worked on in the New Town Goleta area and suggested additional language for the Fairview/Calle Real ramp solution. Mr. George pointed out the development projects in the process and expressed the need for more pedestrian solutions and that the City should continue to focus on that.

Albert Oaten expressed appreciation that discussion is taking place on this item, however there needs to be additional funding to take action and pointed out that there appears to only be two staff members working on the Bicycle and Pedestrian Master Plan Project, and suggested the City needs additional staff to obtain grant funding. Mr. Oaten questioned how many other Cities are applying for grant funding, and proposed the idea of developing criteria for acquiring funding. Mr. Oaten suggested looking at an interim solution for Storke Road such as elevating the sidewalk and bike path.

Katie Davis, Chair of the Santa Barbara Sierra Club, spoke in support of the Bicycle and Pedestrian Master Plan Project, and noted she would like to see performance metrics turned into goals with specific targets and dates, and then incorporate those into the overall sustainability metrics. Ms. Davis spoke in support of a bicycle report card and raised concerns about the vagueness on some of projects and the ability to execute them in a timely manner.

Michael Iza pointed out the Bicycle and Pedestrian Master Plan Project has no specific goals, and does not contain the percentage of people actually using bikes which leads to no benchmarks for improvement and he suggested staff provide those numbers. Mr. Iza suggested 25 percent of people utilizing bikes by 2025 and also suggested that funding should match the goals.

Frank Peters, SBBIKE, shared his past experiences with working on previous bicycle and pedestrian master plans and that his favorite part of the

City's plan is Chapter 7, Economic Development. Mr. Peters commented that the City is on its way to accomplishing great things.

Ed France, Santa Barbara Bicycle Coalition, commented the Bicycle and Pedestrian Master Plan Project has great material to work with to make an impact on the community and that his work on the Technical Advisory Committee (TAC) has been very comprehensive and responsive. Mr. France noted this is a great time of change for State Transportation Policy and spoke to the need for multimodal transportation and the potential for its positive impact on the community for reducing traffic. Mr. France suggested the City needs additional staff to obtain grant funding, and to assist with keeping the public informed and to keep projects moving.

Joanna Kaufman, Program Director Coalition for Sustainable Transportation (COAST), expressed her appreciation to staff for providing an open and transparent process, and that she would like to see the Bicycle and Pedestrian Master Plan explore other transportation options, and it should have a big vision. Ms. Kaufman commented the plan should note that staff will actively obtain funding from the State, promote active transportation, and should prioritize projects by critical corridor completion. Ms. Kaufman concluded that a good plan is a benefit for pedestrians and should take cars off the road. Ms. Kaufman reported that COAST looks forward to collaborating on the plan with the City's incoming Public Works Director and noted the importance of certain institutional changes that will lead to continued support for active transportation and funding even after the plan is adopted.

Nate Harmon raised concerns about children's safety when traveling between Old Town Goleta and Calle Real and spoke in support of a bridge from Mandarin Avenue in Old Town Goleta to CVS on Calle Real.

Cameron Gray, Community Environmental Council, commented staff has been responsive to the Bicycle and Pedestrian Master Plan process and reported that the state is prioritizing funding for these types of projects, so having staff resources to pursue grant awards is going to be a good investment for the City. Mr. Gray noted that City's policies can be refined to be made stronger and will harmonize efforts with the plans currently in place and he encourages City staff to keep working on the policies.

Council received the Update.

F. COUNCIL COMMENTS/ STANDING COMMITTEE REPORTS

Councilmember Richards reported attending the Old Town Goleta Sidewalk Project Workshop on March 22, 2018; the UCSB Economic Forecast at the Lobero Theater regarding impacts from the fires and mudflows on March 28,

2018; the Audubon Society Monthly meeting on March 28, 2018, which covered the breeding bird survey and the Santa Barbara League of Women Voters 80th Anniversary on March 29, 2018.

Councilmember Bennett reported attending the Library Ad Hoc Committee meeting on March 21, 2018; a meeting at City Hall on March 22, 2018, which covered Los Angeles – San Diego – San Luis Obispo Rail Corridor (LOSSAN) and the Santa Barbara County Association of Government's (SBCAG) involvement; the UCSB Economic Forecast at the Lobero Theater regarding impacts from the fires and mudflows on March 28, 2018; the Santa Barbara Airport Commission meeting on March 28, 2018; a Los Angeles – San Diego – San Luis Obispo Rail Corridor (LOSSAN) meeting on March 29, 2018 and a Santa Barbara Housing Trust Fund on April 2, 2018. Councilmember Bennett reported that a commuter train was implemented on April 2, 2018, and that there would be a ribbon cutting for the train Friday, April 6, 2018, at 3:30 p.m.

Councilmember Aceves reported volunteering as a train conductor at the Goleta Train Depot on March 31, 2018; a Finance and Audit Standing Committee meeting on March 22, 2018, and a Solid Waste Standing Committee meeting on March 22, 2018.

Mayor Pro Tempore Kasdin reported attending the Finance and Audit Standing Committee meeting on March 22, 2018; the Solid Waste Standing Committee meeting on March 22, 2018, and a Standing Grant Funding Review Committee meeting on April 2, 2018.

Mayor Perotte reported attending a Library Ad Hoc Committee meeting on March 21, 2018, which covered the County's funding allocations and zones; a Metropolitan Transit District (MTD) meeting on March 27, 2018, that covered their structural imbalance and proposed service adjustments and that they would be reaching out to the public by holding a Workshop at the Goleta Valley Community Center on April 10, 2018, regarding route changes; a Standing Grant Funding Review Committee meeting on March 29, 2018; a ribbon cutting at Ageless Fitness on March 29, 2018, and a Grant Funding Review Standing Committee meeting on April 2, 2018. Mayor Perotte provided information on a request to urge cities to support a Cities Open Internet Pledge related to the Federal Communications Commission's net neutrality repealment, and noted there is nothing in the City's Legislative Platform to support the issue, no Council support was provided.

G. CITY MANAGER/STAFF REPORT

Michelle Greene, City Manager, reported a Workshop on the Bicycle Pedestrian Master Plan would take place at the Goleta Valley Community Center on April 4, 2018, at 5:30 p.m. and brought before the Planning Commission on April 9, 2018. Ms. Greene announced the State of the City hosted by the Goleta

Chamber would take place April 6, 2018, at 11:30 a.m. at the Ritz Carlton Bacara, and the Community State of the City would take place on April 10, 2018, at 6:00 p.m., at the Goleta Valley Community Center.

H. CITY ATTORNEY REPORT

None

ADJOURNED AT 8:14 P.M.

GOLETA CITY COUNCIL

PAULA PEROTTE,
MAYOR

ATTEST:

DEBORAH S. LOPEZ
CITY CLERK