



**CITY COUNCIL
MEETING MINUTES
Tuesday, October 05, 2021**

Closed Session – 4:30 P.M.
Regular Session - 5:30 PM
City Hall
130 Cremona Drive, Suite B
Goleta, California

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.

Members of the City Council

Paula Perotte, Mayor
James Kyriaco, Mayor Pro Tempore
Roger S. Aceves, Councilmember
Stuart Kasdin, Councilmember
Kyle Richards, Councilmember

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

4:30 P.M. - CLOSED SESSION

CALL TO ORDER

Mayor Perotte called the meeting to order at 4:30 P.M.

ROLL CALL OF CITY COUNCIL

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

ABSENT: None

OPPORTUNITY FOR PUBLIC TO ADDRESS CLOSED SESSION MATTERS

None

CLOSED SESSION

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

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

Michael Jenkins, City Attorney

Employee Organization:

Goleta General Employees Unit and Goleta Miscellaneous Employees Unit

RECESS TO CLOSED SESSION AT 4:32 P.M.

5:30 P.M. - REGULAR AGENDA

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Perotte called the meeting to order at 5:30 P.M., followed by the Pledge of Allegiance.

ROLL CALL OF CITY COUNCIL

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

ABSENT: None

REPORT FROM CLOSED SESSION

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

Kristy Schmidt, Assistant City Manager

Michael Jenkins, City Attorney

Employee Organization:

Goleta General Employees Unit and Goleta Miscellaneous Employees Unit

PUBLIC FORUM

None

AMENDMENTS OR ADJUSTMENTS TO AGENDA

None

A. CONSENT CALENDAR

ITEM A.5 WAS PULLED FROM THE AGENDA

A.1 Approval of City Council Meeting Minutes of September 21, 2021

Approve the City Council Meeting Minutes of September 21, 2021

Approval of City Council Meeting Minutes of September 21, 2021

MOTION: Councilmembers Kasdin/Richards to approve the City Council Meeting Minutes of September 21, 2021.

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

A.2 Ordinance Banning Sales of Flavored Tobacco Products

Conduct second reading by title only and waive further reading and adopt Ordinance No. 21- entitled "An Ordinance of the City of Goleta, California, Amending Chapter 5.07 of Title 5 of the Goleta Municipal Code Banning the Sales of Flavored Tobacco Products."

Ordinance Banning Sales of Flavored Tobacco Products

Public Comment Received

MOTION: Councilmembers Kasdin/Richards to conduct second reading by title only and waive further reading and adopt Ordinance No. 21-09 entitled "An Ordinance of the City of Goleta, California, Amending Chapter 5.07 of Title 5 of the Goleta Municipal Code Banning the Sales of Flavored Tobacco Products."

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

A.3 Establishment of an Ad Hoc 2022 Legislative Issues Committee and Appointment of the Mayor and Mayor Pro Tempore to the Committee

A. Adopt Resolution No. 21- entitled, "A Resolution of the City Council of the City of Goleta, California Establishing an Ad Hoc 2022 Legislative Issues Committee;" and B. Appoint the Mayor and Mayor Pro Tempore to serve on the Ad Hoc 2021-22 Legislative Issues Committee.

Establishment of an Ad Hoc 2022 Legislative Issues Committee and Appointment of the Mayor and Mayor Pro Tempore to the Committee

MOTION: Councilmembers Kasdin/Richards to A. Adopt Resolution No. 21-43 entitled, "A Resolution of the City Council of the City of Goleta, California Establishing an Ad Hoc 2022 Legislative Issues Committee;" and B. Appoint the Mayor and Mayor Pro Tempore to serve on the Ad Hoc 2021-22 Legislative Issues Committee.

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

A.4 City Hall Council Chambers Equipment Upgrade - Award of Contract for Audiovisual Improvements

Approve and authorize the City Manager to execute a Professional Services Agreement with Western A/V for audiovisual replacement and upgrades as part of the City Hall Council Chambers equipment upgrade project, in an amount not to exceed \$196,800 and with a termination date of January 1, 2022.

City Hall Council Chambers Equipment Upgrade - Award of Contract for Audiovisual Improvements

MOTION: Councilmembers Kasdin/Richards to approve and authorize the City Manager to execute a Professional Services Agreement with Western A/V for audiovisual replacement and upgrades as part of the City Hall Council Chambers equipment upgrade project, in an amount not to exceed \$196,800 and with a termination date of January 1, 2022.

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

ITEM A.5 WAS PULLED FROM THE AGENDA

A.5 Acknowledge Michael Jenkins for His Years of Service to the City as City Attorney and Appoint Megan Garibaldi of Best Best & Krieger, LLP (BB&K) to Serve as City Attorney Under the City's Existing Contract with BB&K

A. Acknowledge with gratitude Michael Jenkins for his several years of distinguished service to the City as City Attorney. B. Adopt Resolution No. 21-_____ entitled, "A Resolution of the City Council of the City of Goleta, California, Appointing Megan Garibaldi as City Attorney." C. Authorize the City Manager to execute any documents necessary implement the appointment.

[Acknowledge Michael Jenkins for His Years of Service to the City as City Attorney and Appoint Megan Garibaldi of Best Best & Krieger, LLP \(BB&K\) to Serve as City Attorney](#)

[Public Comment Received](#)

Mayor Perotte presented a City Tile to outgoing City Attorney, Michael Jenkins.

All comments received have been posted online:
Cecilia Brown

MOTION: Councilmembers Kasdin/Richards to B. Adopt Resolution No. 21-44 entitled, "A Resolution of the City Council of the City of Goleta, California, Appointing Megan Garibaldi as City Attorney." C. Authorize the City Manager to execute any documents necessary implement the appointment.

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

[B. PUBLIC HEARING](#)

[B.1 Residential Affordable Housing In-Lieu Fees, Non-Residential Affordable Housing Development Impact Fees, and Associated Goleta Municipal Code Title 17 \(Zoning\) Ordinance Amendments](#)

[A. Adopt Resolution No. 21- , entitled "A Resolution of the City of Goleta, California, Approving Residential Affordable Housing In-Lieu Fees";](#)[B. Adopt Resolution No. 21- , entitled "A Resolution of the City of Goleta, California, Approving a Development Impact Fee Nexus Study and Non-Residential Affordable Housing Impact Fees";](#)[andC. 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 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."](#)

[Residential Affordable Housing In-Lieu Fees, Non-Residential Affordable Housing Development Impact Fees, and Associated Goleta Municipal Code Title 17 \(Zoning\) Ordinance Amendments](#)

Staff Speakers:

Peter Imhof, Planning and Environmental Review Director

Anne Wells, Advance Planning Manager

Jay Ritterbeck, Senior Planning

David Doezeema, Consultant, Keyser Marston provided a presentation titled, "Residential Affordable Housing In-Lieu Fees, Non-Residential Affordable Housing Development Impact Fees, and Associated Goleta Municipal Code Title 17 (Zoning) Ordinance Amendments," dated October 5, 2021 (presentation on file).

OPENED THE PUBLIC HEARING AT 7:34 P.M.

Speakers:
None

CLOSED THE PUBLIC HEARING AT 7:54 P.M.

MOTION: Councilmember Richards/Mayor Pro Tempore Kyriaco to A. Adopt Resolution No. 21-45, entitled "A Resolution of the City of Goleta, California, Approving Residential Affordable Housing In-Lieu Fees" as amended to be implemented 90 days after its adoption; B. Adopt Resolution No. 21-46, entitled "A Resolution of the City of Goleta, California, Approving a Development Impact Fee Nexus Study and Non-Residential Affordable Housing Impact Fees" as amended to implemented 90 days after its adoption; and 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 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," to be implemented on January 3, 2022.

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

RECESS 8:04 P.M. – 8:14 P.M.

C. DISCUSSION/ACTION ITEM

C.1 Project Labor Agreement Update

A. Receive and file a report on the Ordinance Committee's work on the development of a draft Project Labor Agreement policy; and B. Either refer the draft Project Labor Agreement policy back to the Ordinance Committee for further refinement, or Adopt Resolution No. 21 - ___, entitled "A Resolution of the City Council of the City of Goleta, California, Adopting a Project Labor Agreement Policy;" and C. If Council adopts a Project Labor Agreement Policy,

provide conceptual direction to staff to negotiate a Project Labor Agreement using the Project Labor Agreement/Community Workforce Agreement that the City of Santa Barbara recently negotiated with the Tri Counties Building and Construction Trades Council as the City's base agreement and including alternative or additional terms consistent with the Project Labor Agreement Policy and other direction from Council; and D. Approve and authorize the City Manager to execute Amendment No. 1 to Agreement 2021-027 for Professional Services with Vlaming and Associates increasing the contract amount by \$45,000 for a new total not-to-exceed amount of \$60,000 to provide legal counsel services to assist the City with development of a master Project Labor Agreement; and E. Approve an additional appropriation of \$45,000 to account 101-10-1200-513400 from the General Fund unassigned fund balance to cover the costs of the additional contract authority.

Project Labor Agreement Update

Public Comment Received

Staff Speakers:

Kristy Schmidt, Assistant City Manager, provided a presentation titled, "Project Labor Agreement Update," dated October 5, 2021 (presentation on file).

Charles W. Ebeling, Public Works Director

Michael Vlaming, Consultant, Vlaming and Associates

Public Speakers:

Chuck Huddleston, Bill Baker, Amanda Olafsson, Nickolas Harvey, Joshua Medrano, Anthony Ventura, Jonathan Duran, Armando Delgado, Manley McNinch, Michael Lopez, Daniel Carrillo, Alex Perez, stated support for staff recommendation.

Eric Christen, Kelly Perez, and Lee Cushman stated their opposition to the staff recommendation.

Russell Johnson requested the City to include all types of apprenticeship programs within the Project Labor Agreement.

All comments received have been posted online:

Eric Christen

MOTION: Councilmember Kasdin/Mayor Pro Tempore Kyriaco to continue the City Council meeting past 10:00 P.M.

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

MOTION: Mayor Pro Tempore Kyriaco/Councilmember Kasdin to B. Adopt Resolution No. 21-47, entitled "A Resolution of the City Council of the City of Goleta, California, Adopting a Project Labor Agreement Policy;" and C. Provide conceptual direction to staff to negotiate a Project Labor Agreement using the Project Labor Agreement/Community Workforce Agreement that the City of Santa Barbara recently negotiated with the Tri Counties Building and Construction Trades Council as the City's base agreement and including alternative or additional terms consistent with the Project Labor Agreement Policy and other direction from Council; and D. Approve and authorize the City Manager to execute Amendment No. 1 to Agreement 2021-027 for Professional Services with Vlaming and Associates increasing the contract amount by \$45,000 for a new total not-to-exceed amount of \$60,000 to provide legal counsel services to assist the City with development of a master Project Labor Agreement; and E. Approve an additional appropriation of \$45,000 to account 101-10-1200-513400 from the General Fund unassigned fund balance to cover the costs of the additional contract authority.

VOTE: Motion approved by the following roll call vote: Ayes: Mayor Perotte, Mayor Pro Tempore Kyriaco, Councilmembers Kasdin, and Richards. Noes: Councilmember Aceves.

C.2 Naming Recommendations for the Monarch Butterfly Recreation Feature at Berkeley Park

- 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.

[Naming Recommendations for the Monarch Butterfly Recreation Feature at Berkeley Park](#)

MOTION: Councilmember Kasdin/Mayor Pro Tempore Kyriaco to table Item C.2 - Naming Recommendations for the Monarch Butterfly Recreation Feature at Berkeley Park.

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

D. COUNCIL COMMENTS/ STANDING COMMITTEE REPORTS

Councilmember Aceves requested concurrence to have the Parks and Recreation Commission begin a discussion for an official flower for the City of Goleta, Mayor Perotte supported this request.

Mayor Perotte noted October 6, 2021, is Walk and Bike to school day and urged motorists to use caution.

E. CITY MANAGER/STAFF REPORT

None

F. CITY ATTORNEY REPORT

None

ADJOURNED AT 10:31 P.M.

GOLETA CITY COUNCIL

PAULA PEROTTE,
MAYOR

ATTEST:

DEBORAH S. LOPEZ
CITY CLERK