



**CITY COUNCIL
MEETING MINUTES
October 19, 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, 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

Megan Garibaldi, 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

Megan Garibaldi, City Attorney

Employee Organization:

Goleta General Employees Unit and Goleta Miscellaneous Employees Unit

RECESS TO CLOSED SESSION AT 4:31 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

Megan Garibaldi, 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

Megan Garibaldi, City Attorney

Employee Organization:

Goleta General Employees Unit and Goleta Miscellaneous Employees Unit

Action: No reportable action

Michelle Greene, City Manager, and Kristy Schmidt, Assistant City Manager, reported on the temporary closure of the pickleball courts at the Goleta Valley Community Center and noted the pickleball courts would reopen the morning of October 20, 2021. The Parks and Recreation Commission will be discuss the Goleta Valley Community Center tenant alterations for the pickleball courts and provide their recommendations to the City Council.

Mayor Perotte reported the Alisal Fire is 90 percent contained and expressed appreciation to those involved with putting out the fire, including the Sheriff, California Department of Transportation (Caltrans), California Highway Patrol (CHP), American Red Cross, Earl Warren Showgrounds and Metropolitan Transit District (MTD).

Councilmember Aceves expressed appreciation to City Staff including Kelly Hoover, Community Relations Manager and Michelle Greene, City Manager.

Councilmember Richards expressed appreciation to Councilmember Aceves for representing the City at the Alisal Fire press conference.

PUBLIC FORUM

None

AMENDMENTS OR ADJUSTMENTS TO AGENDA

None

ITEM A.2 WAS PULLED FROM THE CONSENT CALENDAR

A. CONSENT CALENDAR

A.1 Findings to Hold Remote Teleconference/Meetings, Pursuant to Assembly Bill 361

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.

Findings to Hold Remote Teleconference Meetings, Pursuant to Assembly Bill 361

MOTION: Mayor Pro Tempore Kyriaco/Councilmember Kasdin to approve 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.

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.2 WAS PULLED FROM THE CONSENT CALENDAR

A.2 Approval of the City Council Meeting Minutes of October 5, 2021

Approve the City Council Meeting Minutes of October 5, 2021

Approval of the City Council Meeting Minutes of October 5, 2021

MOTION: Mayor Pro Tempore Kyriaco/Councilmember Kasdin to approve the City Council Meeting Minutes of October 5, 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.3 Acceptance of the September 2021 Check Register

Accept the check register for the month of September 2021.

Acceptance of the September 2021 Check Register

MOTION: Mayor Pro Tempore Kyriaco/Councilmember Kasdin to accept the check register for the month of September 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.4 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)

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."

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

- MOTION: Mayor Pro Tempore Kyriaco/Councilmember Kasdin to conduct the second reading of (by title only, waiving further reading) and adopt Ordinance No. 21-10, 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."
- VOTE: Motion approved by the following roll call vote: Ayes: Mayor Perotte, Mayor Pro Tempore Kyriaco, Councilmembers Aceves, Kasdin and Richards. Noes: None.

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

[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.](#)

[Lease with Fire Services Training Institute at 27 South La Patera Lane](#)

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

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

[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 \(Attachment 1\).](#)

[Amendment No. 2 to Agreement with COM3 Consultants, Inc. for Goleta Train Depot Station](#)

MOTION: Mayor Pro Tempore Kyriaco/Councilmember Kasdin to 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).

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 General Plan and Zoning Amendments to Allow Entertainment and Recreation Services in the General Commercial Land Use Designation and Zoning District

[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."](#)

[General Plan and Zoning Amendments to Allow Entertainment and Recreation Services in the General Commercial Land Use Designation and Zoning District](#)

Staff Speakers:

Anne Wells, Advance Planning Manager and Andy Newkirk, Senior Planner, provided a presentation "Entertainment and Recreation Services in General Commercial," dated October 19, 2021 (presentation on file).

OPENED THE PUBLIC HEARING AT 6:07 P.M.

Public Speakers:
None

CLOSED THE PUBLIC HEARING AT 6:09 P.M.

MOTION: Councilmembers Richards/Aceves to A. Adopt City Council Resolution No. 21-48, 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. 21-49, 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."

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

B.2 City Hall Solar Photovoltaic Project

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.](#)

[City Hall Solar Photovoltaic Project](#)

Staff Speakers:

Peter Imhof, Planning and Environmental Review Director

Cindy Moore, Sustainability Manager, provided a presentation "City Hall Solar Photovoltaic Project Energy Services Agreement," dated October 19, 2021 (presentation on file).

Jonathan Whelan, Director of Operations, Optony Inc.

Angeline Foshay, Management Assistant

OPENED THE PUBLIC HEARING AT 6:46 P.M.

Public Speakers:

Gregory Young, Program Manager Clean Coalition, spoke in support of staff recommendation and encouraged staff to incorporate additional smart electrical panels.

Brandon Oldham, Program Manager Clean Coalition, provided additional suggestions for the solar photovoltaic electric vehicle charging implementation and noted the importance of the availability of charging stations during emergencies such as power outages.

CLOSED THE PUBLIC HEARING AT 6:56 P.M.

MOTION: Councilmember Richards/Mayor Pro Tempore Kyriaco to A. Adopt Resolution 21-50, 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.
VOTE: Motion approved by the following roll call vote: Ayes: Mayor Perotte, Mayor Pro Tempore Kyriaco, Councilmembers Aceves, Kasdin and Richards. Noes: None.

C. DISCUSSION/ACTION ITEM

C.1 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

Staff Speakers:

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

Public Speakers:

None

MOTION: Councilmember Aceves/Mayor Pro Tempore Kyriaco to approve Mariposa ('ayatulutul) as the name for the Monarch Butterfly recreation feature to be installed 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.

RECESS 7:30 P.M. – 7:41 P.M.

C.2 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)

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 Ekwill 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.](#)

[Amendments to Professional Design Service Agreements with Dewberry Engineering, for the Ekwill Street and Fowler Road Extensions Project and the Hollister Avenue Bridge Project - LARGER SIZED FILE](#)

[Public Comment Received](#)

Staff Speakers:

Gerald Comati, Project Manager and Charles W. Ebeling, Public Works Director, provided a presentation, "Ekwill Street and Fowler Road Extensions Project and the Hollister Avenue Bridge Project", dated October 19, 2021 (presentation on file).

All comments received have been posted online:

Keith Baarsch

Public Speakers:

Brian Trautwein, Environmental Analyst and Watershed Program Coordinator, Environmental Defense Center, spoke in support of staff recommendation and urged the fish passage project be finalized no later than 1-2 years after completion of the Hollister Avenue Bridge. Mr. Trautwein provided additional recommendations for the required letter of credit.

Keith Baarsch raised concerns on getting mobile homes into the Rancho Goleta Lakeside Mobile Home Park.

Barry Remis, Coalition for Sustainable Transportation (COAST) and the Santa Barbara Bicycle Coalition, spoke to the importance of safety for roundabout users and provided additional suggestions for the roundabouts to maximize safety.

MOTION: Councilmember Kasdin/Mayor Pro Tempore Kyriaco to A. Receive an update on the Ekwill 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 Ekwill 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.

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 Kasdin reported the Standing Naming Committee meeting held on September 2, 2021 was covered under Item C.1

Councilmembers Richards and Kasdin a reported attending the October 11, 2021 Finance and Audit Standing Committee meeting which covered the cannabis tax rate.

E. CITY MANAGER/STAFF REPORT

None

F. CITY ATTORNEY REPORT

None

ADJOURNED AT 9:47 P.M.

GOLETA CITY COUNCIL

PAULA PEROTTE,
MAYOR

ATTEST:

DEBORAH S. LOPEZ
CITY CLERK