



**REGULAR CITY COUNCIL  
JOINT CITY COUNCIL /  
REDEVELOPMENT AGENCY  
MEETING  
TUESDAY, May 6, 2008**

Afternoon Session

1:30 P.M.

City Hall

130 Cremona Drive, Suite B  
Goleta, California

**SITE VISIT**

6:00 P.M.

598 North Fairview Ave

Evening Session

7:30 P.M.

City Hall

130 Cremona Drive, Suite B  
Goleta, California

***Members of the City Council***

Michael T. Bennett, Mayor  
Roger S. Aceves, Mayor Pro Tempore  
Jean W. Blois, Councilmember  
Eric Onnen, Councilmember  
Jonny Wallis, Councilmember

Daniel Singer, City Manager  
Deborah Constantino, City Clerk  
Julie Hayward Biggs, City Attorney

***Members of the Redevelopment Agency***

Roger S. Aceves, Chair  
Michael T. Bennett, Vice Chair  
Jean Blois, Agency Member  
Eric Onnen, Agency Member  
Jonny Wallis, Agency Member

Daniel Singer, Executive Director  
Deborah Constantino, Agency Secretary  
Julie Hayward Biggs, Agency Legal Counsel

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**AFTERNOON SESSION**

**CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

**ROLL CALL OF CITY COUNCIL**

**ROLL CALL OF REDEVELOPMENT AGENCY**

## **PUBLIC FORUM**

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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.

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## **AMENDMENTS OR ADJUSTMENTS TO AGENDA**

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### **A. PRESENTATION**

#### **A.1 Proclamation to the City of Goleta Community Services Department Proclaiming May 18-24, 2008 Goleta Public Works Week (Wagner)**

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### **B. CONSENT CALENDAR**

#### **B.1 Acceptance of Quarterly Treasurer's Report for the Quarter Ending March 31, 2008 (Rivera)**

Recommendation: Accept the Quarterly Treasurer's Report for the Quarter Ending March 31, 2008.

#### **B.2 Amendment to Professional Services Agreement for the San Jose Creek Capacity Improvement Project (Gaglione)**

Recommendation:

A. Authorize the City Manager to execute Amendment No. 1 to the Professional Services Agreement with Penfield & Smith for Preliminary Engineering/Environmental Review of the San Jose Creek Capacity Improvement Project in an amount not to exceed \$315,951.

B. Extend the contract period to June 30, 2010.

#### **B.3 Notice of Completion of Library HVAC Replacement Project (Morgenstern)**

Recommendation:

A. Adopt Resolution No. 08-\_\_ entitled "A Resolution of the City of Goleta, California Authorizing the Filing of a Notice of Completion for the Library HVAC Replacement Project; and

B. Direct the City Clerk to file the Notice of Completion.

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## **RECESS TO THE JOINT CITY COUNCIL/REDEVELOPMENT AGENCY**

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#### **B.4 FY 2007-08 Third Quarter Financial Review (Rivera)**

Recommendation:

As the City Council:

- A. Adopt Resolution No. 08-\_\_ entitled "A Resolution of the City Council of the City of Goleta, California, Amending the City's Operating and CIP Budget for Fiscal Year 2007-08".

As the Redevelopment Agency:

- B. Adopt Resolution No. 08-\_\_ entitled "A Resolution for the Redevelopment Agency for the City of Goleta, California, Amending the Operating Budget for Fiscal Year 2007-08".

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**ADJOURN THE JONT CITY COUNCIL/REDEVELOPMENT AGENCY AND RECONVENE CITY COUNCIL**

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**C DISCUSSION/ACTION ITEM**

**C.1 Report of the CDBG Subcommittee Recommendations for the 2008-2009 Community Development Block Grant (CDBG) Action Plan (Adomaitis) (20-minutes)**

Recommendation: Accept the report of the City Council CDBG Subcommittee and provide direction regarding 2008-2009 CDBG Draft Action Plan recommendations.

**C.2 Ekwil Alignment Analysis and Award of Design Services Contracts (Gaglione) (30-minutes)**

Recommendation:

- A. Receive Ekwil Street Alignment Analysis; and
- B. Authorize the City Manager to execute a consulting services agreement with RBF, Inc. for preliminary engineering services required to support the environmental document in an amount not to exceed \$121,000; and
- C. Authorize the City Manager to execute a consulting services agreement with URS Corporation for an expanded environmental review in an amount not to exceed \$126,502.
- D. Approve the appropriation of an additional \$47,502 from RDA fund 604.

**C.3 City Attorney Services Options (Singer/Greene) (30-minutes)**

Recommendation:

- A. Review an analysis of in-house versus contract City Attorney services; and,
- B. Provide direction to staff on the Council's preferred alternative.

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## **OPPORTUNITY FOR PUBLIC TO ADDRESS CLOSED SESSION MATTERS**

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### **ADJOURN TO CLOSED SESSION**

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#### **CLOSED SESSION**

The City Council will meet in closed session:

#### **CONFERENCE WITH LEGAL COUNSEL – PERSONNEL MATTER**

Pursuant to Government Code Section 54957 with regard to the following personnel matter:

- Consider Appointment of a City Attorney

#### **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Pursuant to the provisions of Government Code Section 54956.9(c) with regard to potential initiation of one matter of litigation.

#### **CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

Property: Parcel # 079-210A-048  
Agency Negotiator: Dan Singer, City Manager  
Negotiating Party: John Stahl  
Under Negotiations: Price and Terms

#### **CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

Property: Parcel # 073-450-005  
Agency Negotiator: Dan Singer, City Manager  
Negotiating Party: Sares Regis Group  
Under Negotiations: Price and Term

#### **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

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

- Guggenheim v. City of Goleta, Superior Court Case No. 01246103
- Guggenheim v. City of Goleta, Superior Court Case No. 01246104
- Guggenheim v. City of Goleta, Superior Court Case No. 01187138
- Guggenheim v. City of Goleta, Superior Court Case No. 0124713
- Guggenheim vs. City of Goleta Superior Court Case No. 01197138

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**RECESS TO EVENING SESSION  
CITY COUNCIL MEETING  
6:00 P.M.  
130 Cremona Drive, Suite B  
Goleta, California**

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**D SITE VISIT AT 6:00 P.M. - LOCATED AT:**

**D.1 Fairview Gardens located at 598 North Fairview Ave (APN 069-090-052)  
(Chase/Miller/Kolwitz)**

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**RECONVENE EVENING SESSION AT 7:30 P.M. – CITY HALL COUNCIL CHAMBERS**

**CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

**ROLL CALL OF CITY COUNCIL**

**PUBLIC FORUM**

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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.

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**AMENDMENTS OR ADJUSTMENTS TO AGENDA**

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**E. PRESENTATION**

**E.1 Recognition Item  
(Singer)**

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**F PUBLIC HEARING**

**F.1 Public Hearing to Consider an Update of Building & Safety Codes  
(Chase/McLaughlin) (5-minutes)**

Recommendation:

- A. Conduct a public hearing; and
- B. Approve second reading (by title only) and adopt Ordinance No. 08-\_\_ entitled “An Ordinance of the City Council of the City of Goleta, California, Amending Title 8, Buildings and Construction, of the Goleta Municipal Code: To Delete Chapter 8.01 Entitled, ‘Administration’ and Chapter 8.12 Entitled, ‘Fire Code’; To Amend Chapter 8.02 Entitled, ‘Building Code,’ Chapter 8.04 Entitled, ‘Housing Code,’ Chapter 8.06 Entitled, ‘Electrical Code,’ Chapter 8.08 Entitled, ‘Plumbing Code,’ Chapter 8.10 Entitled, ‘Mechanical Code,’ Chapter 8.14 Entitled, ‘Dangerous Buildings Code,’ and Chapter 8.16 Entitled, ‘Building Conservation Code’; and to Add Chapter 8.18 Entitled, Administrative Code.” (Attachment 1); and
- C. Authorize staff to draft By-Laws that reconstitute the Building Standards Appeals Board and, thereafter, provide public notice and solicitation to appoint technical members; and

- D. Appropriate General Fund revenue in the amount of \$2,500 to account 101-5-4200-114 for purchase of three sets of updated code books.

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**G DISCUSSION/ACTION ITEM**

- G.1 Case No. 03-159-OA, 03-159-CP; Fairview Gardens Ordinance Amendments, Farm Labor Camp, Commercial Poultry Operation, and Sale of Off-Site Agricultural Products; 598 North Fairview Avenue, APN 069-090-052 (Chase/Miller/Kolwitz) (120-minutes)**

Recommendation:

- A. Allow presentations from staff and the applicant.
- B. Take public testimony.
- C. Set a future public hearing date to consider the proposed Ordinance Amendment and Conditional Use Permits.

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**H. COUNCIL COMMENTS**

**I. CITY MANAGER/STAFF REPORT**

**J. CITY ATTORNEY REPORT**

The public shall have an opportunity to comment on agenda items as each item is considered by the City Council and prior to action being taken. It is requested that speakers complete a "Speaker Request Form" and submit it to the City Clerk prior to addressing the City Council. Administrative Reports relating to the agenda are available at City Offices located at 130 Cremona Drive, Suite B, Goleta, California.

**Americans with Disabilities Act:** In compliance with the ADA, if special assistance is needed to participate in a City Council meeting (including assisted listening devices), please contact the City Clerk's office at (805) 961-7500. Notification at least 72 hours prior to the meeting helps to ensure that reasonable arrangements can be made to provide accessibility to the meeting.

The next regular meeting of the City Council is scheduled for Tuesday, May, 20, 2008. The next regular meeting of the Goleta Planning Commission is scheduled for Monday, May 12, 2008.

City of Goleta website address: [www.cityofgoleta.org](http://www.cityofgoleta.org) Telephone Number: [805.961.7500](tel:805.961.7500) Email: [Cityhall@cityofgoleta.org](mailto:Cityhall@cityofgoleta.org)