



**REGULAR CITY COUNCIL  
MEETING MINUTES  
TUESDAY, MARCH 17, 2009**

Afternoon Session

1:30 P.M.

City Hall

130 Cremona Drive, Suite B  
Goleta, California

Evening Session

6:00 P.M.

City Hall

130 Cremona Drive, Suite B  
Goleta, California

***Members of the City Council***

Roger S. Aceves, Mayor  
Eric Onnen, Mayor Pro Tempore  
Michael T. Bennett, Councilmember  
Margaret Connell, Councilmember  
Edward Easton, Councilmember

Daniel Singer, City Manager  
Deborah Constantino, City Clerk  
Tim W. Giles, City Attorney

**AFTERNOON SESSION**

**CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

Mayor Aceves called the meeting to order at 1:31 P.M., followed by the Pledge of Allegiance.

**ROLL CALL OF CITY COUNCIL**

Present: Mayor Aceves, Mayor Pro Tempore Onnen, Councilmembers Bennett, Connell and Easton.

Absent: None

Staff Present: Dan Singer, City Manager; Tim W. Giles, City Attorney; Steve Chase, Planning & Environmental Services Director; Vyto Adomaitis, Redevelopment, Neighborhood Services & Public Safety Director, Claudia Sigona, Management Analyst; Marti Schultz, Principal Civil Engineer and Deborah Constantino, City Clerk.

## PUBLIC FORUM

David Fainer Jr., President of Goleta Valley Beautiful, raised concerns regarding the bid documents for the Los Carneros Interchange Landscaping Project. He suggested too many non-native species are being used when local native trees are readily available. Mr. Fainer requested City Council revisit the item on a future agenda to address his concerns. (Letter on file).

Peter Conn and Jessica Barton, representing the Santa Barbara Chapter of Health Care for All, spoke to Senate Bill 810, the California Universal Healthcare Act.

## AMENDMENTS OR ADJUSTMENTS TO AGENDA

None

### A. PRESENTATION

#### A.1 5-Year Employee Award

Mayor Aceves presented Shine Ling with a 5-year recognition pin.

### B. CONSENT CALENDAR

#### B.1 Acceptance of February 2009 Check Register

Recommendation: Accept the check register for the month of February 2009.

**MOTION:** Councilmembers Easton/Bennett to accept the check register for the month of February 2009.

**VOTE:** Motion approved by unanimous voice vote.

#### B.2 Case No. 08-157-OA, -DP RV; Towbes/ATK Space Systems Project; 600 Pine Avenue; APN 071-130-040

Recommendation:

A. Conduct the second reading (by title only) and waive further reading of City Council Ordinance 09-\_\_ entitled "An Ordinance of the City Council of the City of Goleta, California Amending Ordinance 03-04 and Adopting Revised Growth Management Regulations Applicable to Non-Residential Development within the City of Goleta". (Attachment 1)

B. Adopt City Council Resolution 09-\_\_ entitled "A Resolution of the City Council of the City of Goleta, California Approving a Development Plan Revision for the Towbes/ATK Space Systems Project, Case No. 08-157-DP RV; 600 Pine Avenue; APN 071-130-040". (Attachment 2)

Refer back to staff if the City Council decides to take action other than the recommended action.

**MOTION:** Councilmembers Easton/Bennett conducted the second reading and adopted City Council Ordinance 09-05 entitled "An Ordinance of the City Council of the City of Goleta, California Amending Ordinance 03-04 and Adopting Revised Growth Management Regulations Applicable to Non-Residential Development within the City of Goleta"; and adopted City Council Resolution 09-16 entitled "A Resolution of the City Council of the City of Goleta, California Approving a Development Plan Revision for the Towbes/ATK Space Systems Project, Case No. 08-157-DP RV; 600 Pine Avenue; APN 071-130-040".

**VOTE:** Motion approved by unanimous voice vote.

**B.4 Memorandum of Understanding for Participation in the Proposition 84 Integrated Regional Water Management Plan**

Recommendation: Authorize the City Manager to execute a Memorandum of Understanding to participate in the State-wide Proposition 84 Process and Revise the Area-wide Integrated Regional Water Management Plan in Santa Barbara County.

**MOTION:** Councilmembers Easton/Bennett to authorize the City Manager to execute a Memorandum of Understanding to participate in the State-wide Proposition 84 Process and Revise the Area-wide Integrated Regional Water Management Plan in Santa Barbara County.

**VOTE:** Motion approved by unanimous voice vote.

**ITEM B.3 WAS PULLED FROM THE CONSENT CALENDAR**

**B.3 Professional Services Agreement for Web Video Streaming Services**

Recommendation: Authorize the City Manager to execute an agreement with Granicus, Inc., for the provision of web video streaming services for the term of three years, with two additional one year extensions.

**MOTION:** Councilmember Connell/Mayor Pro Tempore Onnen to authorize the City Manager to execute an agreement with Granicus, Inc., for the provision of web video streaming services for the term of three years, with two additional one year extensions.

**VOTE:** Motion approved by unanimous voice vote.

**C. PUBLIC HEARING**

**C.1 Funding Recommendations for the City's Community Development Block Grant (CDBG) Program**

Recommendation:

A. Consider the CDBG Subcommittee's recommendations for funding allocation changes for 2008-2009 and new funding allocations for 2009-2010;

B. Conduct a public hearing to receive public input on the funding recommendations;

C. Approve or modify the funding recommendations of the CDBG Subcommittee; and

- D. Direct staff to prepare an amendment to the 2008-2009 Action Plan and the Draft 2009-2010 Action Plan incorporating the recommended funding allocations.

Staff Speakers:

Vyto Adomaitis, Redevelopment, Neighborhood Services & Public Safety Director  
Claudia Sigona, Management Analyst

**OPENED PUBLIC HEARING AT 1:57 P.M.**

Public Speakers:

Yesenia Curiel, representing Santa Barbara Rape Crisis Center, requested future consideration of City of Goleta

Dianne McCutchan and Joe Rodrick, representing the United Boys & Girls Club, spoke to the various services provided by the United Boys & Girls Club.

Cecilia Rodriguez, representing Calm, reported if authorized the CDBG grant would be used to fund the bilingual child abuse treatment, intervention and prevention program.

Fran Forman, Community Action Commission, spoke in support of staff recommendations. Ms. Forman spoke to the many services Community Action Commission provides within the City of Goleta noting that the CDBG grant would be used to fund the Senior Nutrition Program. Ms. Forman also noted additional funding has been provided to CAC through the economic recovery stimulus package to provide weatherization and utility assistance.

Bill Batty, Executive Director of Family Service Agency, urged Council to support staff recommendation regarding the Services Aimed at Independent Living (SAIL) program. Mr. Batty, noted the SAIL program provides assistance for at-risk elderly by offering home maintenance, repair and home modifications.

Kathleen Baushke, representing Transition House, spoke to the various services Transition House provides to homeless families noting this year they were unable to provide support services to over 90 families due to lack of space.

Laura Silverstein, representing the Foodbank of Santa Barbara, noted with the support from the City they are able to provide service to over 300 children and 180 families.

**CLOSED PUBLIC HEARING AT 2:13 P.M.**

**MOTION:** Councilmember Bennett/Mayor Pro Tempore Onnen to approve staff recommendations for the 2009-2010 Action Plan.

**VOTE:** Motion approved by unanimous voice vote.

**MOTION:** Councilmember Bennett/Mayor Pro Tempore Onnen to continue amendment to the 2008-2009 Action Plan to the April 7, 2009, City Council meeting.

**VOTE:** Motion failed by the following voice vote: Ayes: Mayor Pro Tempore Onnen-Councilmember Bennett. Noes: Mayor Aceves, Councilmembers Connell and Easton.

**MOTION:** Mayor Pro Tempore Onnen/Councilmember Bennett to approve staff recommendations for the 2008-2009 Action Plan.

**VOTE:** Motion approved by unanimous voice vote.

**D. DISCUSSION/ACTION ITEM**

**D.1 Resolution Establishing a New Restricted Parking Zone on Brandon Avenue**

Recommendation: Adopt resolution No. 09-\_\_ entitled "A Resolution of the City Council of the City of Goleta, California Designating New No Parking "Red" Curb Markings on Brandon Avenue"

Staff Speakers:

Marti Schultz, Principal Civil Engineer

Public Speakers:

Shelagh Erwin raised concerns regarding the Resolution Establishing a New Restricted Parking Zone on Brandon Avenue.

**MOTION:** Councilmembers Connell/Bennett to adopt resolution No. 09-17 entitled "A Resolution of the City Council of the City of Goleta, California Designating New No Parking "Red" Curb Markings on Brandon Avenue" as amended.

**VOTE:** Motion approved by unanimous voice vote.

**D.2 AB 566 Mobilehome Park Conversion Statute Amendment Sponsorship**

Recommendation: Adopt Resolution 09- \_\_\_\_\_ entitled, "A Resolution of the City Council of the City of Goleta, California, Supporting AB 566, State Law Amendments to Protect Mobilehome Park Residents from Unsupported Conversions".

Staff Speakers:

Tim W. Giles, City Attorney

**MOTION:** Councilmembers Easton/Bennett to adopt Resolution 09-18 entitled, "A Resolution of the City Council of the City of Goleta, California, Supporting AB 566, State Law Amendments to Protect Mobilehome Park Residents from Unsupported Conversions".

**VOTE:** Motion approved by unanimous voice vote.

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

None

Tim W. Giles, City Attorney, read into record closed session matters by title only:

**CLOSED SESSION**

The City Council met in closed session:

**CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

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

**CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

Pursuant to the provisions of Government Code Section 54956.8 with regard to the following matter:

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

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

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

- Title: City Attorney

**ADJOURN TO CLOSED SESSION AT 2:57 P.M.**

**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 Aceves called the meeting to order at 6:04 P.M., followed by the Pledge of Allegiance.

### ROLL CALL OF CITY COUNCIL

Present: Mayor Aceves, Mayor Pro Tempore Onnen, Councilmembers Bennett, Connell and Easton.

Absent: None

Staff Present: Dan Singer, City Manager; Tim W. Giles, City Attorney; Steve Chase, Planning & Environmental Services Director; and Deborah Constantino, City Clerk.

### REPORT FROM CLOSED SESSION - (City Attorney)

Tim Giles, City Attorney reported on closed sessions matters;

### CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

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### CONFERENCE WITH REAL PROPERTY NEGOTIATOR

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Under Negotiation: Price and Terms

### PUBLIC EMPLOYEE PERFORMANCE EVALUATION

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

- Title: City Attorney

**Action:** No reportable action and staff received direction.

Mayor Aceves recognized the month of April 2009 as DMV/Donate Life California Month in the City of Goleta and read the proclamation recognizing the event.

Joe Darga spoke to the importance of organ donation. Mr. Darga also noted the public can identify themselves as a donor through the DMV or go online to Donate Life California to register.

### PUBLIC FORUM

George Levine raised concerns over the resolution establishing a new restricted parking zone on Brandon Avenue.

John Olson spoke to the concept of creating a Goleta loop transportation system.

## AMENDMENTS OR ADJUSTMENTS TO AGENDA

None

### E. PUBLIC HEARING

#### E.1 Proposed Adoption of an Interim Ordinance Continuing a Temporary Moratorium on the Approval of Permits for the Installation of Communication Facilities

Recommendation:

- A. Receive a report from the City Attorney pursuant to Government Code §65858 regarding an Urgency Interim Zoning Ordinance pertaining to the permitting of communication facilities within the City of Goleta.
- B. Introduce and conduct the first reading (by title only) and waive further reading of City Council Ordinance 09-\_\_ entitled " An Ordinance of the City Council of the City of Goleta, California, Extending an Interim Zoning Ordinance Pursuant to California Government Code Section §65858 Pertaining To The Permitting of Communication Facilities within the City of Goleta."

Staff Speakers:

Tim Giles, City Attorney

Jonathan Kramer, Special Council

#### PUBLIC HEARING OPENED 6:37 AT P.M.

Public Speakers:

Clark Harris representing T-Mobile USA, Jay Higgins, and Patrick Ryan representing NextG Network expressed concerns regarding the Proposed Adoption of an Interim Ordinance Continuing a Temporary Moratorium on the Approval of Permits for the Installation of Communication Facilities.

#### PUBLIC HEARING CLOSED AT 6:51 P.M.

**MOTION:** Councilmembers Bennett/Connell introduced and conducted the first reading and waived further reading of City Council Ordinance 09-\_\_ entitled " An Ordinance of the City Council of the City of Goleta, California, Extending an Interim Zoning Ordinance Pursuant to California Government Code Section §65858 Pertaining To The Permitting of Communication Facilities within the City of Goleta."

**VOTE:** Motion approved by unanimous voice vote.

#### E.2 Initiation of Amendments to the Venoco Inc. (Ellwood Pipeline, Inc.) Franchise Agreement and Coastal Zoning Ordinance Sections 35-154 and 35-161

Recommendation:

- A. Open the public hearing.
- B. Allow staff presentation and public testimony.
- C. Close the public hearing.



- D. Deliberate and move to initiate amendments to the Venoco Inc. (Ellwood Pipeline, Inc.) Franchise Agreement and Coastal Zoning Ordinance Sections 35-154 and 35-16 (Case # 109-024-OA).

Staff Speakers:

Steve Chase, Planning and Environmental Services Director  
Anne Wells, Advanced Planning Manager

**PUBLIC HEARING OPENED AT 7:26 P.M.**

Steve Kirby, representing Ellwood Pipeline and Veneco Inc., expressed concerns regarding staff recommendations.

Connie Hannah, Santa Barbara League of Women Voters, spoke in support of staff recommendations

**PUBLIC HEARING CLOSED AT 7:39 P.M.**

**MOTION:** Councilmembers Connell/Bennett to initiate amendments to the Venoco Inc. (Ellwood Pipeline, Inc.) Franchise Agreement and Coastal Zoning Ordinance Sections 35-154 and 35-16 (Case # 109-024-OA).

**VOTE:** Motion approved by unanimous voice vote.

**F. DISCUSSION/ACTION ITEMS**

**F.1 UCSB Long Range Development Plan – Public Forum**

Recommendation: Discuss with staff and the public the implications of UCSB's plan for campus growth.

Staff Speakers:

Steve Chase, Planning and Environmental Services Director  
Anne Wells, Advanced Planning Manager

Public Speakers:

Gene Luca, UCSB, spoke to the proposed UCSB plan for campus growth, the re-circulated LRDP and accompanying Environmental Impact Report (EIR). Mr. Luca reported the comments were significant in five areas, therefore five chapter of the EIR were rewritten. Mr. Luca also reported on a workshop held by UCSB last week which focused on air quality, water and waste water, population, housing, and transportation.

Ralph Fertig, president of Santa Barbara Bicycle Coalition, reported the most popular means of transportation on campus is riding a bicycle. Mr. Fertig requested Council support of the Santa Barbara Bicycle Coalition requesting mitigation measures from UCSB to increase bicycle accessibility.

Cyril Humphris; Larry Parsons, representing the Storke Ranch Homeowner Association; John Dickson; Susan Aguilera; Robert Bernstein representing Sierra Club; Kelly Hildner; Connie Hannah, SB League of Women Voters(letter on file); Ken Knight representing Goleta Valley Beautiful; John Kalstrom; George Relles representing Sustainable University Now (SUN) raised concerns regarding the UCSB Long Range Development Plan.

Council received report.

**RECESS 9:00 P.M. - 9:12 P.M.**

**F.2 General Plan / Coastal Land Use Plan Progress Report to OPR and HCD 2007-2008**

Recommendation: Provide feedback and move to submit the General Plan/Coastal Land Use Plan Progress Report to Governor's Office of Planning and Research and State Department of Housing and Community Development.

Staff Speakers:

Steve Chase, Planning and Environmental Services Director

Anne Wells, Advanced Planning Manager provided PowerPoint of the General Plan / Coastal Land Use Plan Progress Report to OPR and HCD 2007-2008

**MOTION:** Councilmember Connell/Mayor Pro Tempore Onnen to authorize submittal of the General Plan/Coastal Land Use Plan Progress Report to Governor's Office of Planning and Research and State Department of Housing and Community Development.

**VOTE:** Motion approved by unanimous voice vote.

**G. COUNCIL COMMENTS**

Councilmember Easton suggested the initiation of a review in order to provide the Planning Commission and Design Review Board with a clear understanding of the mutual roles, procedures, timing of project reviews and appeal points.

Councilmember Connell reported attending the Girsh park soccer field ribbon cutting ceremony, ground breaking of Braddock House and attending the South Coast Homeless Committee meeting.

**H. CITY MANAGER/STAFF REPORT**

Dan Singer, City Manager, reported an afternoon Special Session for Strategic Planning will be held March 30, 2009 from 1:30 P.M. – 5:00 P.M. at City Hall. Mr. Singer noted eight applications have been received for the DRB vacancies, noting three are incumbents.

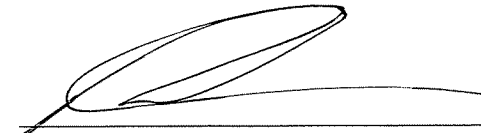
By Council Conesus, Design Review Board interviews will be held on April 13<sup>th</sup>, 2009, from 1:00 P.M. – 5:00 P.M.

I. CITY ATTORNEY REPORT  
No report

ADJOURNMENT AT 9:29 P.M.

Prepared by: Rheannon Parr, Deputy City Clerk

GOLETA CITY COUNCIL

  
\_\_\_\_\_  
ROGER S. ACEVES  
MAYOR

ATTEST:   
\_\_\_\_\_  
DEBORAH CONSTANTINO  
CITY CLERK

