



**REGULAR CITY COUNCIL  
JOINT CITY COUNCIL/  
REDEVELOPMENT AGENCY  
MEETING  
TUESDAY, JUNE 16, 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/Redevelopment Agency***

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 1:30 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; Vyto Adomaitis, Redevelopment, Neighborhood Services and Public Safety; Claudia Dato, Management Analyst; Steve Chase, Planning and Environmental Services Director; Patty Miller, Planning Manager; Tina Rivera, Finance Director and Rheannon Parr, Deputy City Clerk.

Mayor Aceves reported the City of Goleta meetings are now available to view live online.

Deborah Constantino, City Clerk, provided an overview of the Granicus media streaming program that includes the option to view live and archived Goleta City Council and Planning Commissions meetings.

### **PUBLIC FORUM**

None

### **AMENDMENTS OR ADJUSTMENTS TO AGENDA**

Dan Singer, City Manager, reported item C.1 has been pulled per the Applicants request and has been moved to the July 21, 2009 agenda. Mr. Singer suggested holding the Consent Calendar until after the Discussion/Action Item C.2 Adoption of the City of Goleta and RDA Budgets for Fiscal Year 2009-10 and 2010-11.

**MOTION:** Councilmember Connell/Bennett to move the Consent Calendar after item C.2 and to remove C.1 from June 16, 2009, agenda.

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

### **ITEMS A.2 AND A.13 PULLED FOR CONSENT COMMENT**

#### **A.2 Ordinance Prohibiting Medical Marijuana Dispensaries**

Speakers:

Mark Russell and Seamus Ethridge representing Grass Roots Research raised concerns regarding the proposed Ordinance Prohibiting Medical Marijuana Dispensaries.

Fred Kapp, Eric Winter, William Austin, and Gustavo Litvin raised concerns regarding the proposed Ordinance Prohibiting Medical Marijuana Dispensaries

### **A.13 Professional Services Agreement for Fair Housing Services**

Speakers:

Brian Bosse, Housing and Redevelopment Manager with the City of Santa Barbara, suggested that rental housing needs for Goleta residents may go unmet, such as education and mediation services between landlords and tenants. Mr. Bosse reported a new proposal has been put together with a 38% cost reduction and requested Council reconsider funding the program.

Andrea Bifano, Senior Housing Mediation Specialist of the Rental Housing Mediation Task Force, urged Council to reconsider the renewal of the Rental Housing Mediation Task Force contract for tenant/landlord mediation and information services. Ms. Bifano spoke to the services Rental Housing Mediation Task Force has provided in the past seven years to the residents of the City of Goleta.

Ellen Goodstein, Legal Aid Foundation, spoke to the services provided by the Legal Aid Foundation and Rental Housing Mediation Task Force.

### **A. CONSENT CALENDAR**

#### **A.4 Amendment to Agreement for Paratransit Services with Easy Lift Transportation, Inc.**

Recommendation:

- A. Authorize a one-year extension of the terms of the Agreement for Paratransit Services with Easy Lift Transportation, Inc. in an amount not to exceed \$27,506 subject to Council approval of the proposed FY 2009-2010 budget.
- B. Authorize the City Manager to execute documentation to effectuate the extension as provided in Paragraph 2 "Term of Agreement."

**MOTION:** Mayor Pro Tempore Onnen/Councilmember Bennett to authorize a one-year extension of the terms of the Agreement for Paratransit Services with Easy Lift Transportation, Inc. in an amount not to exceed \$27,506 subject to Council approval of the proposed FY 2009-2010 budget and authorize the City Manager to execute documentation to effectuate the extension as provided in Paragraph 2 "Term of Agreement."

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

**A.5 Amendment No. 1 to Agreement with Santa Barbara Metropolitan Transit District for State and Hollister (Lines 6 & 11) Transit Service Enhancements**

Recommendation: Authorize the City Manager to execute Amendment No. 1 to the State and Hollister (Lines 6 & 11) Transit Service Enhancements Agreement subject to approval of the FY 2009-10 budget.

MOTION: Mayor Pro Tempore Onnen/Councilmember Bennett to authorize the City Manager to execute Amendment No. 1 to the State and Hollister (Lines 6 & 11) Transit Service Enhancements Agreement subject to approval of the FY 2009-10 budget.

VOTE: Motion approved by unanimous voice vote.

**A.6 Capital Improvement Program Consultant Services Agreement for Fiscal Year 2009 -2010**

Recommendation:

Authorize the City Manager to execute the following amendments to Consultant Services Agreements:

A. Authorize the City Manager to execute a consultant services agreement with COM3 Consulting, Inc. for Project Management Services in an amount not to exceed \$154,300.

B. Authorize the City Manger to execute a contract with Laura M. Bridley, AICP for Land Use Planning Services for Capital Improvement Projects in an amount not to exceed \$82,000.

MOTION: Mayor Pro Tempore Onnen/Councilmember Bennett to authorize the City Manager to execute a consultant services agreement with COM3 Consulting, Inc. for Project Management Services in an amount not to exceed \$154,300 and authorize the City Manger to execute a contract with Laura M. Bridley, AICP for Land Use Planning Services for Capital Improvement Projects in an amount not to exceed \$82,000.

VOTE: Motion approved by unanimous voice vote.

**A.8 Award of Annual Traffic Signal Maintenance Services Contract**

Recommendation: Authorize the City Manager to execute a contract with Republic ITS for Traffic Signal Maintenance Services in an amount not to exceed \$200,000, subject to the approval of the proposed FY 2009-10 budget.

MOTION: Mayor Pro Tempore Onnen/Councilmember Bennett to authorize the City Manager to execute a contract with Republic ITS for Traffic Signal Maintenance Services in an amount not to exceed \$200,000, subject to the approval of the proposed FY 2009-10 budget.

VOTE: Motion approved by unanimous voice vote.

**A.9 Amendments to Public Works Streets and Parks and Open Spaces Maintenance Services Contracts for FY 2009-10**

Recommendation:

Authorize the City Manager to execute the following amendments to annual street maintenance services and parks and open spaces service agreements subject to approval of the proposed FY 2009-10 budget:

- A. Amendment No. 2 to Agreement for Maintenance Services Between City of Goleta and Venco Power Sweeping, Inc. for the term from July 1, 2009 to June 30, 2010 in an amount not to exceed \$90,000.
- B. Amendment No. 1 to Agreement for General Services Between Berry General Engineering Contractors, Inc. for the term from July 1, 2009 to June 30, 2010 in an amount not to exceed \$100,000.
- C. Amendment No. 5 to Agreement for Landscape Maintenance of Parks and Open Spaces Between the City of Goleta and ValleyCrest Landscape Maintenance, Inc. for the term from July 1, 2009 to June 30, 2010, in an amount not to exceed \$250,000.
- D. Amendment No. 2 to Agreement For Citywide Right Of Way Landscape Maintenance Services Between the City of Goleta and ValleyCrest Landscape Maintenance, Inc., in an amount not to exceed \$75,000.

MOTION: Mayor Pro Tempore Onnen/Councilmember Bennett to authorize the City Manager to execute the following amendments to annual street maintenance services and parks and open spaces service agreements subject to approval of the proposed FY 2009-10 budget: Amendment No. 2 to Agreement for Maintenance Services Between City of Goleta and Venco Power Sweeping, Inc. for the term from July 1, 2009 to June 30, 2010 in an amount not to exceed \$90,000; Amendment No. 1 to Agreement for General Services Between Berry General Engineering Contractors, Inc. for the term from July 1, 2009 to June 30, 2010 in an amount not to exceed \$100,000; Amendment No. 5 to Agreement for Landscape Maintenance of Parks and Open Spaces Between the City of Goleta and ValleyCrest Landscape Maintenance, Inc. for the term from July

1, 2009 to June 30, 2010, in an amount not to exceed \$250,000; and Amendment No. 2 to Agreement For Citywide Right Of Way Landscape Maintenance Services Between the City of Goleta and ValleyCrest Landscape Maintenance, Inc., in an amount not to exceed \$75,000.

VOTE: Motion approved by unanimous voice vote.

**A.10 Amendment to the Annual Street Tree Maintenance Services Agreement**

Recommendation: Authorize the City Manager to execute Amendment No. 5 to the Street Tree Maintenance Services Agreement with West Coast Arborists, Inc., subject to approval of the proposed FY 2009-10 budget.

MOTION: Mayor Pro Tempore Onnen/Councilmember Bennett to authorize the City Manager to execute Amendment No. 5 to the Street Tree Maintenance Services Agreement with West Coast Arborists, Inc., subject to approval of the proposed FY 2009-10 budget.

Vote: Motion approved by unanimous voice vote.

**A.12 Cooperation Agreement between the City of Goleta and the City of Goleta Redevelopment Agency (RDA) for Public Improvements.**

Recommendation:  
As the City Council:

- A. Adopt Resolution No. 09-\_\_ "A Resolution of the City Council of the City of Goleta, California Approving and Authorizing the Execution of a Cooperation Agreement between the City of Goleta and the Redevelopment Agency for the City of Goleta for Public Improvements."
- B. Authorize the City Manager to execute a Cooperation Agreement for Public Improvements between the City and the Redevelopment Agency.

As the Redevelopment Agency:

- C. Adopt Resolution No. 09-\_\_ "A Resolution of the Redevelopment Agency for the City of Goleta, California Approving and Authorizing the Execution of a Cooperation Agreement between the City of Goleta and the Redevelopment Agency for the City of Goleta for Public Improvements."
- D. Authorize the Executive Director to execute a Cooperation Agreement for Public Improvements between the City and the Redevelopment Agency.

**MOTION:** Mayor Pro Tempore Onnen/Councilmember Bennett to adopt resolution No. 09-34 "A Resolution of the City Council of the City of Goleta, California Approving and Authorizing the Execution of a Cooperation Agreement between the City of Goleta and the Redevelopment Agency for the City of Goleta for Public Improvements" and authorize the Executive Director to execute a Cooperation Agreement for Public Improvements between the City and the Redevelopment Agency.

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

**MOTION:** Vice Chair Onnen/Agency Member Bennett to adopt resolution No. 09-03 "A Resolution of the Redevelopment Agency for the City of Goleta, California Approving and Authorizing the Execution of a Cooperation Agreement between the City of Goleta and the Redevelopment Agency for the City of Goleta for Public Improvements" and authorize the Executive Director to execute a Cooperation Agreement for Public Improvements between the City and the Redevelopment Agency.

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

**ITEMS A.1, A.2, A.3, A.7, A.11 and A.13 WERE PULLED FROM THE CONSENT CALENDAR**

**A.1 Acceptance of May 2009 Check Register**

**Recommendation:** Accept the check register for the month of May 2009.

**MOTION:** Mayor Pro Tempore Onnen/Councilmember Bennett to accept the check register for the month of May 2009.

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

**A.2 Ordinance Prohibiting Medical Marijuana Dispensaries**

**Recommendation:** Conduct the second reading (by title only), waive further reading and adopt City Council Ordinance 09-\_\_\_ entitled "An Ordinance of the City of Goleta Rescinding Ordinance No. 07-17 and Amending Divisions 2 and 7 of Article II and Article III of Chapter 35 (Zoning) of the Goleta Municipal Code to add a Prohibition of Medical Marijuana Dispensaries" (Attachment 1).

**MOTION:** Councilmembers Bennett/Easton conducted the second reading, waived further reading and adopted City Council Ordinance 09-08 entitled "An Ordinance of the City of Goleta Rescinding Ordinance No. 07-17 and Amending Divisions 2 and 7 of Article II and Article III of Chapter 35 (Zoning) of the Goleta Municipal Code to add a Prohibition of Medical Marijuana Dispensaries".

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

**A.3 Animal Control Services for FYs 2009-10 and 2010-11**

**Recommendation:** Authorize the City Manager to execute a Fourth Amendment to the Animal Control Services Agreement for FYs 2009-10 and 2010-11.

**MOTION:** Mayor Aceves/Councilmember Easton to authorize the City Manager to execute a Fourth Amendment to the Animal Control Services Agreement for FYs 2009-10 and 2010-11.

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

**A.7 Contract Amendments for Annual Community Services Consultant Services Agreements**

**Recommendation:**

Authorize the City Manager to execute the following Amendments to Consultant Services Agreements subject to approval of proposed FY 2009-2010 budget:

- A. Amendment No. 6 to AllianceJB, Inc. for Traffic Engineering Services extending the term of the contract to September 30, 2009 in an amount not to exceed \$30,000.
- B. Amendment No. 2 contract to Dowling Associates, Inc. for Traffic Modeling Services in an amount not to exceed \$45,000, for FY 2009-2010.
- C. Amendment No. 1 with Art From Scrap for public outreach in association with the City's Storm Water Management Plan in an amount not to exceed \$10,000.
- D. Amendment No. 2 with Santa Barbara Channelkeeper for storm water quality testing in association with the City's Storm Water Management Plan in an amount not to exceed \$15,000.



**MOTION:** Councilmember Connell/Mayor Pro Tempore Onnen to authorize the City Manager to execute the following Amendments to Consultant Services Agreements subject to approval of proposed FY 2009-2010 budget: Amendment No. 6 to AllianceJB, Inc. for Traffic Engineering Services extending the term of the contract to September 30, 2009 in an amount not to exceed \$30,000; Amendment No. 2 contract to Dowling Associates, Inc. for Traffic Modeling Services in an amount not to exceed \$45,000, for FY 2009-2010; Amendment No. 1 with Art From Scrap for public outreach in association with the City's Storm Water Management Plan in an amount not to exceed \$10,000; and Amendment No. 2 with Santa Barbara Channelkeeper for storm water quality testing in association with the City's Storm Water Management Plan in an amount not to exceed \$15,000.

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

**A.11 Professional Services Contract for Preparation of the Bacara Completion Phase Environmental Impact Report; 8301 Hollister Avenue; Case No. 05-034-GP, -DP, -TM**

**Recommendation:** Authorize the City Manager to execute a professional services contract with Dudek Engineering + Environmental, Inc., in the amount of \$472,986, for the preparation of an Environmental Impact Report (EIR) for the Bacara Completion Phase Project.

**MOTION:** Councilmember Connell/Mayor Pro Tempore Onnen to authorize the City Manager to execute a professional services contract with Dudek Engineering + Environmental, Inc., in the amount of \$472,986, for the preparation of an Environmental Impact Report (EIR) for the Bacara Completion Phase Project.

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

**A.13 Professional Services Agreement for Fair Housing Services**

**Recommendation:**  
Staff is recommending that the City Council:

- A. Authorize the City Manager to execute a Professional Services Agreement with the Legal Aid Foundation of Santa Barbara County for fair housing services, subject to approval of the proposed FY 2009-2010 and 2010-2011 budget; and
- B. Acknowledge that the contract with the City of Santa Barbara for its Rental Housing Mediation Task Force services will not be renewed.

**MOTION:** Mayor Pro Tempore Onnen/Councilmember Bennett to authorize the City Manager to execute a Professional Services Agreement with the Legal Aid Foundation of Santa Barbara County for fair housing services, subject to approval of the proposed FY 2009-2010 and 2010-2011 budget; and acknowledge that the contract with the City of Santa Barbara for its Rental Housing Mediation Task Force services will not be renewed.

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

## **B. PUBLIC HEARING**

### **B.1 Amended 2008-2009 Community Development Block Grant Action Plan, Draft 2009-2014 Community Development Block Grant Consolidated Plan and Draft 2009-2010 Action Plan**

Recommendation:

- A. Conduct a public hearing to receive public input;
- B. Authorize a modification to the Amended 2008-2009 Community Development Block Grant Action Plan; and
- C. Provide comments on the Draft 2009-2014 Community Development Block Grant Consolidated Plan and Draft 2009-2010 Action Plan.

Staff Speakers:

Vyto Adomaitis, Redevelopment, Neighborhood Services and Public Safety  
Claudia Dato, Management Analyst

**OPENED PUBLIC HEARING AT 2:14 P.M.**

Speakers:

None

**CLOSED PUBLIC HEARING AT 2:14 P.M.**

**MOTION:** Councilmember Connell/Mayor Pro Tempore Onnen to authorize a modification to the Amended 2008-2009 Community Development Block Grant Action Plan

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

**B.2 Goleta Growth Management Ordinance 2009 Mid-Year Report**

Recommendation:

- A. Receive the Goleta Growth Management Ordinance 2009 Mid-Year Report.
- B. Confirm the award of 7 points and grant an allocation of 30,000 square feet of new developable space to the Camino Real Hotel Project.

Staff Speakers:

Steve Chase, Planning and Environmental Services Director  
Patty Miller, Planning Division Manager

**OPENED PUBLIC HEARING AT 2:33 P.M.**

Speakers:

Mark Linehan, Wynmark Company, spoke to the application for an allocation of the Goleta Growth Management Ordinance.

**CLOSED PUBLIC HEARING AT 2:36 P.M.**

MOTION: Mayor Pro Tempore Onnen/Councilmember Connell to confirm the award of 7 points and grant an allocation of 30,000 square feet of new developable space to the Camino Real Hotel Project.

VOTE: Motion approved by unanimous voice vote.

**C. DISCUSSION/ACTION**

**ITEM C.1 WAS PULLED FROM THE JUNE 2, 2009, CITY COUNCIL MEETING**

**C.2 Adoption of City of Goleta and RDA Budgets for Fiscal Years 2009-10 and 2010-11**

Recommendation:

Acting as the City Council:

Adopt Resolution 09-\_\_\_\_, a Resolution Adopting the Two-Year Budget Plan For Fiscal Years 2009-10 and 2010-11 for the City Of Goleta.

Acting as the Redevelopment Agency:

Adopt Resolution 09-\_\_\_\_, a Resolution Adopting the Two-Year Budget Plan For Fiscal Years 2009-10 and 2010-11 for the Goleta Redevelopment Agency.

Staff Speakers:  
Dan Singer, City Manager  
Tina Rivera, Finance Director

**RECESS 3:20 P.M. – 3:31 P.M.**

Speakers:  
Mark Linehan, Wynmark Company, raised concerns regarding proposed budget cuts to police, fire, and recreation services for the Goleta community.

MOTION: Councilmember Connell/Mayor Pro Tempore Onnen to adopt resolution 09-35, a Resolution Adopting the Two-Year Budget Plan For Fiscal Years 2009-10 and 2010-11 for the City Of Goleta.

VOTE: Motion approved by the following roll call vote: Ayes: Mayor Aceves, Mayor Pro Tempore Onnen, Councilmembers Bennett, Connell and Easton. Noes: None

MOTION: Agency Members Connell/Easton to adopt resolution 09-04, A Resolution Adopting the Two-Year Budget Plan For Fiscal Years 2009-10 and 2010-11 for the Goleta Redevelopment Agency.

VOTE: Motion approved by the following roll call vote: Ayes: Chair Aceves, Vice Chair Onnen, Agency Members Bennett, Connell and Easton. Noes: None

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

Speakers:  
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 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

**CONFERENCE WITH LEGAL COUNSEL - PENDING 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:

- Monarch Country Mobilehome Owners Association, an unincorporated Association of the Homeowners of Rancho Mobilehome Park, vs. The City of Goleta; City Council for the City of Goleta, and DOES 1 through 100, Superior Case No. 1337356

**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 matters of pending litigation:

- Friends of Saspili, An unincorporated association, and Frank Arredondo vs. City of Goleta, City Council of the City of Goleta, and DOES 1 through 15, Superior Court Case No.1304685

**ADJOURNED TO CLOSED SESSION AT 4:51 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 6:06 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 Wagner, Community Services Director; Patty Miller, Planning Division Manager; Allan Hanson, Senior Planner; Shine Ling, Assistant Planner; Scott Kolwitz, Senior Planner and Rheannon Parr, Deputy City Clerk.

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

Tim Giles, City Attorney, reported on closed sessions matters;

### **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

### **CONFERENCE WITH LEGAL COUNSEL - PENDING 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:

- Monarch Country Mobilehome Owners Association, an unincorporated Association of the Homeowners of Rancho Mobilehome Park, vs. The City of Goleta; City Council for the City of Goleta, and DOES 1 through 100, Superior Case No. 1337356

### **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 matters of pending litigation:

- Friends of Saspili, An unincorporated association, and Frank Arredondo vs. City of Goleta, City Council of the City of Goleta, and DOES 1 through 15, Superior Court Case No.1304685

Action: No Reportable Action

**PUBLIC FORUM**

None

**AMENDMENTS OR ADJUSTMENTS TO AGENDA**

None

**D. PRESENTATION**

**D.1 Fiesta Ranchera- A Day in the City of Goleta**

Mayor Aceves presented Michael Dominguez, First Vice President of Old Spanish Days, with a proclamation recognizing June 25, 2009, as Fiesta Ranchera Day in the City of Goleta.

**D.2 Edison report on the State of the Utility System in the City of Goleta**

Speakers:

John Britton, Regional Public Affairs Manager for Edison, provided a PowerPoint presentation on the State of the Utility System in the City of Goleta.

Council received the report.

**E. PUBLIC HEARING**

**E.1 Solid Waste Collection Rates for Fiscal Year 2009-2010**

Recommendation: Adopt Resolution 09-\_\_\_ entitled "A Resolution of the City Council of the City of Goleta, California, establishing new Solid Waste Collection Rates for the Fiscal Year 2009-2010".

Staff Speakers:

Steve Wagner, Community Services Director

**OPENED PUBLIC HEARING AT 6:33 P.M.**

Speakers:

None

**CLOSED PUBLIC HEARING AT 6:33 P.M.**

MOTION: Councilmembers Connell/Easton to adopt resolution 09-36 entitled "A Resolution of the City Council of the City of Goleta, California, establishing new Solid Waste Collection Rates for the Fiscal Year 2009-2010".

VOTE: Motion approved by unanimous voice vote.

**E.2 09-035-OA: Telecommunications Facilities Regulations – Goleta Municipal Code, Chapter 35, Article II (Coastal Zoning Ordinance) and Article III (Inland Zoning Ordinance) Amendments; Citywide**

Recommendation:

- A. Open the public hearing.
- B. Allow staff presentation, applicant presentation, and public testimony.
- C. Introduce and conduct the first reading (by title only), and waive further reading of City Council Ordinance 09-\_\_ entitled "An Ordinance of the City of Goleta, California Repealing Goleta Municipal Code, Chapter 35, Article II (Coastal Zoning Ordinance), Section 35-127.2 and Section 35-144F and Adopting Amendments to the Goleta Municipal Code, Chapter 35, Article II (Coastal Zoning Ordinance) Pertaining to New Telecommunications Facilities Regulations, Case No. 09-035-OA, Applicable Throughout The City Of Goleta." (Attachment 1)
- D. Introduce and conduct the first reading (by title only), and waive further reading of City Council Ordinance 09-\_\_ entitled "An Ordinance of the City of Goleta, California Repealing Ordinance 09-06, Repealing Goleta Municipal Code, Chapter 35, Article III (Inland Zoning Ordinance), Section 35-276.2 and 35-276.3 and Section 35-292h and Adopting Amendments of Goleta Municipal Code, Chapter 35, Article III (Coastal Zoning Ordinance) Pertaining to New Telecommunications Facilities Regulations, Case No. 09-035-OA, Applicable throughout the City of Goleta". (Attachment 2)
- E. Continue the item to July 21, 2009 in order to conduct the second reading and adoption of the Ordinances.
- F. Close the public hearing.

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

Staff Speakers:

Tim Giles, City Attorney

Patty Miller, Planning Division Manager



Allan Hanson, Senior Planner, provided a PowerPoint presentation on the proposed Telecommunications Facilities Ordinance.  
Shine Ling, Assistant Planner

**OPENED PUBLIC HEARING AT 7:04 P.M.**

**Speakers:**

Clark Harris, representing T-Mobile USA, raised concerns regarding the language in Article III, Inland Zoning Ordinance Section 35.292 H.5.

Jay Higgins raised concerns regarding the proposed Ordinance and requested the opportunity to meet with staff.

Patrick Ryan, outside Council for NextG Networks, spoke to Next G application and encouraged Council to adopt the proposed Ordinance.

Barbara Massey spoke in support of staff recommendations.

Tricia Knight, representing Verizon Wireless, requested the opportunity to review the ordinance details with staff.

Dr. David Bearman raised concerns regarding the impact of cell phone towers on cancer rates.

**CLOSED PUBLIC HEARING AT 7:34 P.M.**

**MOTION:** Councilmembers Easton/Bennett to introduce and conduct the first reading (by title only), and waive further reading of City Council Ordinance 09-\_\_ entitled "An Ordinance of the City of Goleta, California Repealing Goleta Municipal Code, Chapter 35, Article II (Coastal Zoning Ordinance), Section 35-127.2 and Section 35-144F and Adopting Amendments to the Goleta Municipal Code, Chapter 35, Article II (Coastal Zoning Ordinance) Pertaining to New Telecommunications Facilities Regulations, Case No. 09-035-OA, Applicable Throughout The City Of Goleta" as amended.

**VOTE:** Motion approved by the following roll call vote: Ayes: Mayor Aceves, Mayor Pro Tempore Onnen, Councilmembers Bennett, Connell and Easton. Noes: None

**MOTION:** Councilmember Easton/Mayor Pro Tempore Onnen to introduce and conduct the first reading (by title only), and waive further reading of City Council Ordinance 09-\_\_ entitled "An Ordinance of the City of Goleta, California Repealing Ordinance 09-06, Repealing Goleta Municipal Code, Chapter 35, Article III (Inland Zoning Ordinance), Section 35-276.2 and 35-276.3 and Section

35-292h and Adopting Amendments of Goleta Municipal Code, Chapter 35, Article III (Coastal Zoning Ordinance) Pertaining to New Telecommunications Facilities Regulations, Case No. 09-035-OA, Applicable throughout the City of Goleta” as amended.

VOTE: Motion approved by the following roll call vote: Ayes: Mayor Aceves, Mayor Pro Tempore Onnen, Councilmembers Bennett, Connell and Easton. Noes: None

**RECESS 7:41 P.M. – 7:52 P.M.**

**E.3 Case No. 08-142-GPA: Initiation of Glen Annie Fields Project - General Plan Amendment, Annexation and Permit Processing**

Recommendation:

- A. Conduct a public hearing on whether to initiate staff evaluation and case processing of the Glen Annie Fields Project; and
- B. Deliberate and move to initiate study and processing.

Staff Speakers:

Steve Chase, Planning and Environmental Services Director

Patty Miller, Planning Division Manager

Scott Kolwitz, Senior Planner, provided a PowerPoint presentation on the conceptual project.

**OPENED PUBLIC HEARING AT 8:08 P.M.**

APPLICANT:

John Dewey representing the Glen Annie Golf Club, provided a PowerPoint presentation of the conceptual Glen Annie Fields Project.

Speakers:

Peter Jordano, Jordano’s; Pat O’Malley, representing Board of Directors region 122 AYSO; Laurie Royal, Tom Blabey, Jack Easterbrook, Irelle Beatie and Rich Nahas, General Manager of Glen Annie Golf Course, spoke in support of the proposed Glen Annie Fields project

Barbara Massey, Mary Andonov, Nick Andonov, John Olson, Richard Foster, Karen Lovelace, and Gary Vandeman raised concerns regarding the conceptual Glen Annie Fields Project

**CLOSED PUBLIC HEARING AT 9:06 P.M.**

MOTION: Councilmembers Connell/Easton to not initiate staff evaluation and case processing of the Glen Annie Fields Project  
VOTE: Motion approved by the following voice vote: Ayes Mayor Aceves, Councilmember Connell and Easton. Noes. Mayor Pro Tempore Onnen and Councilmember Bennett.

**F. COUNCIL COMMENTS/STANDING COMMITTEE REPORTS**

Councilmember Connell reported her attendance to the Solid Waste Task Force Committee meeting regarding a Request for Qualifications for conversion technology along with fellow Councilmember Easton.

Councilmember Easton reported the County staff is well along in the process of developing the Request for Proposal for the Conversion Technology. Councilmember Easton also reported his attendance at June 17, 2009, final exam of the Carpentaria Community Emergency Response Teams program.

Mayor Aceves thanked staff for hosting the State of the City event, and acknowledge the Elks Club. Mayor Aceves reminded the public that as of today all City Council meetings and Planning Commission meetings will be media streamed live and archived on the City of Goleta website. Mayor Aceves also reminded the public that the next City Council meeting will be held on July 21, 2009.

**G. CITY MANAGER/STAFF REPORT**

Dan Singer, City Manager, reported that the new State Budget proposal is to acquire local gas taxes. Mr. Singer suggested Council continue to have an active voice in Sacramento through our League representatives, our Legislative staff person, Kirsten Deshler, and correspondence. Mr. Singer also reported Councilmember Bennett and Kirsten Deshler will be in Sacramento next week to champion the preservation of local revenues. Mr. Singer requested Council allow staff and the Mayor to continue to advocate for protection of local revenues. Mr. Singer reported meeting with Mr. Peikert, applicant for the Citrus Village project, who has requested the opportunity to meet with Council for further direction on the proposed Citrus Village project. Mr. Singer reminder the public that City Hall will be closed on July 3, 2009, in observance of Independence Day.

**H. CITY ATTORNEY REPORT**

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

**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

**CONFERENCE WITH LEGAL COUNSEL - PENDING 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:

- Monarch Country Mobilehome Owners Association, an unincorporated Association of the Homeowners of Rancho Mobilehome Park, vs. The City of Goleta; City Council for the City of Goleta, and DOES 1 through 100, Superior Case No. 1337356

**CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

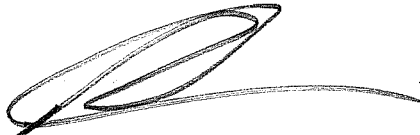
Pursuant to the provisions of Government Code Section 54956.9(a) to confer with its legal counsel with regard to the following matters of pending litigation:

- Friends of Saspili, An unincorporated association, and Frank Arredondo vs. City of Goleta, City Council of the City of Goleta, and DOES 1 through 15, Superior Court Case No. 1304685

**ADJOURNED TO CLOSED SESSION AT 10:06 P.M.**

Prepared by: Rheannon Parr, Deputy City Clerk

GOLETA CITY COUNCIL



ROGER S. ACEVES  
MAYOR

ATTEST:



DEBORAH CONSTANTINO  
CITY CLERK

GOLETA REDEVELOPMENT AGENCY

  
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ROGER S. ACEVES  
CHAIR

ATTEST

  
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DEBORAH CONSTANTINO  
CITY CLERK

