



**REGULAR CITY COUNCIL  
MEETING MINUTES  
TUESDAY, SEPTEMBER 7, 2010**

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***

Eric Onnen, Mayor  
Margaret Connell, Mayor Pro Tempore  
Roger S. Aceves, Councilmember  
Michael T. Bennett, 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 Onnen called the meeting to order at 1:30 P.M., followed by the Pledge of Allegiance.

**ROLL CALL OF CITY COUNCIL**

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

Absent: None.

Staff Present: Dan Singer, City Manager; Tim W. Giles, City Attorney; Vyto Adomaitis, Redevelopment, Neighborhood Services and Public Safety Director; Tina Rivera, Finance Director; Michelle Greene, Administrative Services Director; and Deborah Constantino, City Clerk.

**PUBLIC FORUM**

None

**AMENDMENTS OR ADJUSTMENTS TO AGENDA**

None

**A. PRESENTATION**

**A.1 Introduction of Lt. Butch Arnoldi**

Vyto Adomaitis, Redevelopment, Neighborhood Services and Public Safety Director, introduced Lt. Butch Arnoldi as the City of Goleta's new Chief of Police.

**A.2 National Preparedness Month Proclamation**

Mayor Onnen proclaimed the month of September as National Preparedness Month.

**B. CONSENT CALENDAR**

**B.1 Approval of the Minutes of the City Council Meeting of August 10, 2010**

Recommendation: Approve the minutes of the City Council meeting of August 10, 2010.

MOTION: Mayor Pro Tempore Connell/Councilmember Bennett to approve the minutes of the City Council meeting of August 10, 2010.

VOTE: Motion approved by unanimous voice Vote.

**B.2 Acceptance of the August 2010 Check Register**

Recommendation: Accept the check register for the month of August 2010.

MOTION: Mayor Pro Tempore Connell/Councilmember Bennett to accept the check register for the month of August 2010.

VOTE: Motion approved by unanimous voice Vote.

**B.3 Notice of Completion for the FY 2009/2010 Pavement Rehabilitation Project – Phase 3, Asphalt Overlay**

Recommendation:

A. Adopt Resolution No. 10-\_\_ entitled "A Resolution of the City Council of Goleta, California Authorizing the Filing of a Notice of Completion for the FY 2009/2010 Pavement Rehabilitation Project – Phase 3, Asphalt Overlay and Establishing Final Quantities", and

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

MOTION: Mayor Pro Tempore Connell/Councilmember Bennett to adopt resolution No. 10-41 entitled "A Resolution of the City Council of Goleta, California Authorizing the Filing of a Notice of Completion for the FY 2009/2010 Pavement Rehabilitation Project – Phase 3, Asphalt Overlay and Establishing Final Quantities", and Direct the City Clerk to file a Notice of Completion.

VOTE: Motion approved by unanimous voice Vote.

**C. DISCUSSION/ACTION ITEM**

**C.1 Consideration of Support for Measure S-2010 Ballot Measure**

Recommendation:

- A. Consider whether to support Measure S-2010, and if determination is made to support, then:
- B. Adopt Resolution No.10-\_\_ entitled "A Resolution of the City Council of the City of Goleta, California, in Support of Measure S-2010, Imposing a County of Santa Barbara ½ Percent Sales and Use Tax for Local Crime and Gang Reduction, Fire Protection, and Jail Construction and Operation."

Staff Speakers:

Vyto Adomaitis, Redevelopment, Neighborhood Services and Public Safety Director

Speakers:

Bob Wignot, Richard Foster and Robert Jeffers raised concerns regarding the proposed Measure S-2010 Ballot Measure.

Royce Stauffer spoke in opposition of the proposed Measure S-2010 Ballot Measure.

**MOTION:** Councilmembers Aceves/Bennett to adopt resolution No.10-42 entitled "A Resolution of the City Council of the City of Goleta, California, in Support of Measure S-2010, Imposing a County of Santa Barbara ½ Percent Sales and Use Tax for Local Crime and Gang Reduction, Fire Protection, and Jail Construction and Operation."

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

**C.2 City of Goleta Parks and Facilities Naming Policy**

Recommendation:

- A. Review the updated Draft City of Goleta Parks and Facilities Naming Policy and provide further direction to staff on proposed amendments to the policy; and
- B. Adopt Resolution No 10-\_\_ entitled "A Resolution of the City Council of the City of Goleta, Adopting a City of Goleta Parks and Facilities Naming Policy"; and
- C. Adopt Resolution No 10-\_\_ entitled "A Resolution of the City Council of the City of Goleta, Establishing a Naming Committee"

Staff Speakers:

Michelle Greene, Administrative Services Director

**Speakers:**

Ken Knight, Executive Director Goleta Valley Beautiful, requested the opportunity to further discuss the draft City of Goleta Parks and Facilities Naming Policy with Council.

Bob Wignot and Barbara Massey raised concerns regarding the draft City of Goleta Parks and Facilities Naming Policy.

Richard Foster spoke in opposition of the draft City of Goleta Parks and Facilities Naming Policy.

Councilmember Bennett disclosed that he is a Goleta Valley Beautiful Board member.

**MOTION FAILED**

**MOTION:** Councilmember Easton/ to accede to the Goleta Valley Beautiful request to revisit the Honor Tree program as a separate item at a future meeting.

**MOTION:** Councilmember Easton/Mayor Pro Tempore Connell to remove the terms "memorial" and memorialize" throughout the policy and direct staff to replace the terms with "honor" and "in honor of".

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

**MOTION:** Councilmember Bennett/Mayor Pro Tempore Connell to approve the draft policy based on direction given to staff with the consensus that there is a built in appeal policy within staff.

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

By Consensus Council directed staff to return to Council with finalized language for a final approval of a City of Goleta Parks and Facilities Naming Policy.

**MOTION:** Mayor Pro Tempore Connell/Councilmember Easton to adopt resolution No. 10-43 entitled "A Resolution of the City Council of the City of Goleta, Establishing a Naming Committee."

**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 two matters of litigation.

## **CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

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

Property: APN 079-554-024  
Agency Negotiator: Dan Singer, City Manager  
Negotiating Party: Marc & Bonnie Wasson  
Under Negotiations: Price and Terms

Property: APN 079-554-029  
Agency Negotiator: Dan Singer, City Manager  
Negotiating Party: Marianna Strickland  
Under Negotiations: Price and Terms

Property: APN 071-090-077, 071-090-078  
Agency Negotiator: Dan Singer, City Manager  
Negotiating Party: Lee & Associates  
Under Negotiations: Price and Terms

## **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

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

- City Attorney Evaluation
- City Manager Evaluation

**ADJOURNED TO CLOSED SESSION AT 3:15 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 Onnen called the meeting to order at 6:02 P.M., followed by the Pledge of Allegiance.

**ROLL CALL OF CITY COUNCIL**

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

Absent: None.

Staff Present: Dan Singer, City Manager; Tim W. Giles, City Attorney; Tina Rivera, Finance Director; Michelle Greene, Administrative Services Director; Joanna Smith, Assistant City Attorney; Steve Chase, Planning and Environmental Services Director; Anne Wells, Advanced Planning Manager and Deborah Constantino, City Clerk.

**PUBLIC FORUM**

None

**AMENDMENTS OR ADJUSTMENTS TO AGENDA**

None

**REPORT FROM CLOSED SESSION**

Tim W. Giles, City Attorney, reported on the following closed session matters;

**CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Pursuant to the provisions of Government Code Section §54956.9(c) with respect to potential initiatio  
of two matters of litigation.

**CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

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

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Property: APN 071-090-077, 071-090-078  
Agency Negotiator: Dan Singer, City Manager  
Negotiating Party: Lee & Associates  
Under Negotiations: Price and Terms

## **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

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

- City Attorney Evaluation
- City Manager Evaluation

Action: No reportable action

### **D. PUBLIC HEARING**

#### **D.1 Cost Allocation and User Fee Studies**

Recommendation:

- A. Adopt Resolution No. 10-\_\_ entitled "A Resolution of the City Council of the City of Goleta, California, Approving and Adopting the Updated 2008 Cost Allocation Plan"; and
- B. Adopt Resolution No. 10-\_\_ entitled "A Resolution of the City Council of the City of Goleta, California, Approving and Adopting the Updated 2008 User Fees and Charges".

Staff Speakers:

Tina Rivera, Finance Director

**OPENED PUBLIC HEARING AT 6:15 P.M.**

Speakers:

None

**CLOSED PUBLIC HEARING AT 6:15 P.M.**

**MOTION:** Mayor Pro Tempore Connell/Councilmember Bennett to adopt resolution No. 10-44 entitled "A Resolution of the City Council of the City of Goleta, California, Approving and Adopting the Updated 2008 Cost Allocation Plan".

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

**MOTION:** Mayor Pro Tempore Connell/Councilmember Bennett to adopt resolution No.10-45 entitled "A Resolution of the City Council of the City of Goleta, California, Approving and Adopting the Updated 2008 User Fees and Charges".

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

## **D.2 Compensation for Members of the City Council**

Recommendation:

- A. Conduct a public hearing on a proposed ordinance adjusting City Councilmember Compensation; and
- B. Deliberate and consider whether to adjust Council compensation; and if adjustment is desired,
- C. Introduce and conduct the first reading (by title only) and waive further reading of Ordinance No. 10-\_\_ entitled "An Ordinance of the City Council of the City of Goleta, California Repealing and Reenacting Section 2.01.080 of the Goleta Municipal Code Relating to Compensation of City Councilmembers".

Staff Speakers:

Tim W. Giles, City Attorney

Michelle Greene, Administrative Services Director

**OPENED PUBLIC HEARING AT 6:18 P.M.**

Speakers:

None

**CLOSED PUBLIC HEARING AT 6:18 P.M.**

**MOTION:** Councilmembers Easton/Aceves introduced and conducted the first reading (title only) and waived further reading of Ordinance No. 10-\_\_ entitled "An Ordinance of the City Council of the City of Goleta, California Repealing and Reenacting Section 2.01.080 of the Goleta Municipal Code Relating to Compensation of City Councilmembers".

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

## **E. DISCUSSION/ACTION ITEM**

### **E.1 UCSB's Long Range Development Plan**

Recommendation:

- A. Authorize the City Manager to execute the "2010 University of California, Santa Barbara Long Range Development Plan Mitigation Implementation and Settlement Agreement" (Attachment 1) contingent upon approval of the terms of the Agreement by the University of California, Board of Regents' Committee on Finance; and
- B. Authorize staff to submit a letter to the University of California, Board of Regents providing appropriate comments on the University of California, Santa Barbara Long Range Development Plan.



**RECESS 8:14 P.M. – 8:21 P.M.**

**Staff Speakers:**

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

Joanna Smith, Assistant City Attorney, reported that due to minor errors and typo's in the draft Agreement attached to the staff report a revised "2010 University of California, Santa Barbara Long Range Development Plan Mitigation Implementation And Settlement Agreement", which is titled in the bottom footer "Final Version; September 7, 2010", has been provided to Council and the public this evening for consideration. Additional non-substantive revisions were noted and part of staff's recommendations.

**Speakers:**

Spencer Conway; Karin Kreyper; Ian Thomson; Jim Williams; John Dickson; Scott Day; Vix Cox; Dr. Ingeborg Cox; Michael Dauod representing Storke Ranch; Florence Klien; John Kalstrom; Dr. Ellie Corgliano representing Storke Ranch; Mark and Kelly Hildner representing Storke Ranch; Elizabeth Shasberger; Sandy Lejeune representing the Santa Barbara Chapter Surfrider Foundation; Bob Wignot and Andriana Kalendrianos expressed concerns regarding the proposed University of California, Santa Barbara's Long Range Development Plan.

Ana Citrin, Law Office of Marc Chytilo Attorney representing Sustainable University Now and Storke Ranch Home Owners Association, expressed concerns and urged Council not to finalize and adopt the proposed 2010 University of California, Santa Barbara Long Range Development Plan Mitigation Implementation and Settlement Agreement.

Dick Flack representing Sustainable University Now and Santa Barbara County Action Network, and George Relles representing Sustainable University Now and Santa Barbara County Action Network, raised concerns and requested Council delay approval of the proposed University of California, Santa Barbara's Long Range Development Plan.

Bill Rosen, President of the Goleta Water District Board, provided information to advise the public about the districts role with respect to issues related to water.

Connie Hannah, Santa Barbara League of Women Voters, spoke in opposition of the proposed University of California, Santa Barbara's Long Range Development Plan and requested Council delay approval to allow for public review opportunities and the development of a better Agreement Plan.

**MOTION:** Mayor Pro Tempore Connell/Mayor Onnen to authorize the City Manager to execute the "2010 University of California, Santa Barbara Long Range Development Plan Mitigation Implementation and Settlement Agreement" (Attachment 1) contingent upon approval of the terms of the Agreement by the University of California, Board of Regents' Committee on Finance; and authorize staff to submit a letter to the University of California, Board of Regents providing appropriate comments on the University of California, Santa Barbara Long Range Development Plan.

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

## F. COUNCIL COMMENTS/ STANDING COMMITTEE REPORTS

- Ordinance Review Standing Committee Special Meeting - 9/2/10

Mayor Pro Tempore Connell reported the Ordinance Review Standing Committee Special Meeting met on Thursday, September 2, 2010 and determined they will bring the Medical Marijuana Dispensary item back for discussion after the November Election. Mayor Pro Tempore Connell also reported that the Cal Green and REACH Code ordinance language is tentatively scheduled to come before the City Council at City Council meeting scheduled to be held on Tuesday, October 19, 2010.

Councilmember Easton requested staff come back with recommendations to create a mechanism to share information obtained from Conferences and Conventions attended by Council and staff.

Councilmember Aceves suggested staff return to Council with consideration to observe Martin Luther King Day as a Holiday.

Michael Bennett and Ed Easton supported Councilmember Aceves request for staff to return to Council with consideration to observe Martin Luther King Day as a Holiday.

Mayor Pro Tempore Connell requested staff return to Council with a list of Current Committees prior to the December City Council meeting.

Councilmember Easton supported Mayor Pro Tempore Connell request for staff to return to Council with a list of Current Committees prior to the December City Council meeting.

## G. CITY MANAGER/STAFF REPORT

None

## H. CITY ATTORNEY REPORT

Tim W. Giles, City Attorney, reported Council met in closed session regarding the following matters;

### CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

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

### CONFERENCE WITH REAL PROPERTY NEGOTIATOR

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

Property:	APN 079-554-024
Agency Negotiator:	Dan Singer, City Manager
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Agency Negotiator: Dan Singer, City Manager  
Negotiating Party: Lee & Associates  
Under Negotiations: Price and Terms

### **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

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

- City Attorney Evaluation
- City Manager Evaluation

Tim W. Giles, City Attorney, reported Councilmember Easton did not participate in discussions and stepped out of the meeting during discussions on the following item:

Property: APN 071-090-077, 071-090-078  
Agency Negotiator: Dan Singer, City Manager  
Negotiating Party: Lee & Associates  
Under Negotiations: Price and Terms

Action: No reportable action is anticipate

**ADJOURNED TO CLOSED SESSION AT 9:19 P.M.**

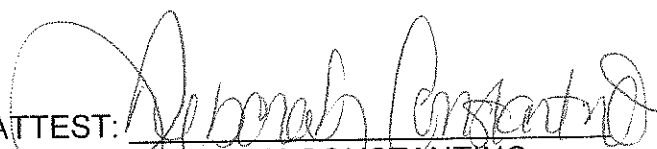
**ADJOURNED FROM CLOSED SESSION AT 10:10 P.M.**

Tim W. Giles, City Attorney, announced that no reportable action was taken during the closed session.

Prepared by: Rheannon Parr, Deputy City Clerk

GOLETA CITY COUNCIL

  
\_\_\_\_\_  
ERIC ONNEN  
MAYOR

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

