



**REGULAR CITY COUNCIL  
JOINT CITY COUNCIL/  
REDEVELOPMENT AGENCY  
MEETING MINUTES  
TUESDAY, SEPTEMBER 21, 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 Pro Tempore Connell called the meeting to order at 1:30 P.M., followed by the Pledge of Allegiance.

**ROLL CALL OF CITY COUNCIL**

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

Staff Present: Dan Singer, City Manager; Tim W. Giles, City Attorney; and Rheannon Parr, Deputy City Clerk.

## **PUBLIC FORUM**

### **Speakers:**

Toni Saltzman, representing Santa Barbara West Mobile home Park, thanked Tim W. Giles for his support and reported that many of the Santa Barbara West Mobile home Park residents will be receiving refund checks from the Mobile home Park.

## **AMENDMENTS OR ADJUSTMENTS TO AGENDA**

None

## **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.

## **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 1:35 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 6:01 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; Michelle Greene, Administrative Services Director; MaryJo Alonzo, Management Analyst; Tina Rivera, Finance Director; Steve Chase, Planning and Environmental Services Director and Deborah Constantino, City Clerk.

### **REPORT FROM CLOSED SESSION**

Joanna Smith, Assistant 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 initiation of one matter of litigation.

#### **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

#### **PUBLIC FORUM**

Spencer Conway raised concerns about the University of California, Santa Barbara's Long Range Development Plan.

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

None

#### **A. PRESENTATION**

##### **A.1 Employee 5-year pin**

- Dan Singer, City Manager

Mayor Onnen presented Dan Singer, City Manager, with a 5-year pin in recognition for his service and dedication to the City of Goleta.

##### **A.2 Santa Barbara MTD Annual Service Update**

The presentation for Item A.2 was not heard, Santa Barbara MTD representatives were unable to attend.

**B. CONSENT CALENDAR**

**B.1 Approve the Meeting Minutes of September 7, 2010**

Recommendation: Approve the minutes of the City Council meeting of September 7, 2010.

MOTION: Councilmembers Aceves/Easton to approve the minutes of the City Council meeting of September 7, 2010.

VOTE: Motion approved by unanimous voice vote.

**B.2 Acceptance of Quarterly Treasurer's Report for the Quarter Ending June 30, 2010**

Recommendation: Accept the Quarterly Treasurer's Report for the Quarter Ending June 30, 2010.

MOTION: Councilmembers Aceves/Easton to accept the Quarterly Treasurer's Report for the Quarter Ending June 30, 2010.

VOTE: Motion approved by unanimous voice vote.

**B.4 Community Development Block Grant (CDBG)/Consolidated Annual Performance and Evaluation Report (CAPER)**

Recommendation: Accept the Community Development Block Grant (CDBG) 2009-2010 Consolidated Annual Performance and Evaluation Report (CAPER) and authorize staff to submit the report to the U.S. Department of Housing and Urban Development.

MOTION: Councilmembers Aceves/Easton to accept the Community Development Block Grant (CDBG) 2009-2010 Consolidated Annual Performance and Evaluation Report (CAPER) and authorize staff to submit the report to the U.S. Department of Housing and Urban Development.

VOTE: Motion approved by unanimous voice vote.

**B.5 Habitat Conservation Fund Grant Application for San Jose Creek Capacity Improvement and Fish Passage Project and Mathilda Parcels Acquisition Project**

Recommendation: Adopt Resolution No.10-\_\_ entitled "A Resolution of the City Council of the City of Goleta, California Approving the Application for Grant Funds from the Habitat Conservation Fund Program".

MOTION: Councilmembers Aceves/Easton to adopt resolution No.10-46 entitled "A Resolution of the City Council of the City of Goleta, California Approving the Application for Grant Funds from the Habitat Conservation Fund Program".

VOTE: Motion approved by unanimous voice vote.

## **B.6 Copier Lease Agreement**

Recommendation: Authorize the City Manager to execute a copier lease agreement with Coastal Copy, Inc., for two copiers with a 60 month lease term at a rate of \$677.51 per month, in a format to be approved by the City Attorney.

MOTION: Councilmembers Aceves/Easton to authorize the City Manager to execute a copier lease agreement with Coastal Copy, Inc., for two copiers with a 60 month lease term at a rate of \$677.51 per month, in a format to be approved by the City Attorney.

VOTE: Motion approved by unanimous voice vote.

## **B.7 City Attorney Employment Contract**

Recommendation:

- A. Approve adoption of the proposed Agreement for Employment of City Attorney.
- B. Authorize a 5% salary adjustment to the base pay rate of the City Attorney in accordance with Section III, Part B.2 of the Agreement for Employment of City Attorney.
- C. Approve an allocation of \$10,160 from the Unassigned Reserve to the City Attorney Department salaries and benefits budget for FY 2010-11.

MOTION: Councilmembers Aceves/Easton to approve adoption of the proposed Agreement for Employment of City Attorney; authorize a 5% salary adjustment to the base pay rate of the City Attorney in accordance with Section III, Part B.2 of the Agreement for Employment of City Attorney; and approve an allocation of \$10,160 from the Unassigned Reserve to the City Attorney Department salaries and benefits budget for FY 2010-11.

VOTE: Motion approved by unanimous voice vote.

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

### **B.3 Compensation for Members of the City Council**

Recommendation: Conduct the second reading (by title only) and waive further reading and adopt 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".

MOTION: Councilmembers Aceves/Easton conducted the second reading (by title only) and waived further reading and adopted ordinance No. 10-04 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.

**C. PUBLIC HEARING**

**C.1 A Resolution Approving a Tax-Exempt Bond Financing to Be Issued By the California Statewide Communities Development Authority to Benefit Goleta Valley Cottage Hospital and Affiliates**

Recommendation:

- A. Conduct the public hearing; and
- B. Adopt Resolution No. 10-\_\_ entitled "A Resolution of the City Council of the City of Goleta, California Approving a Tax-Exempt Bond Financing to Be Issued By the California Statewide Communities Development Authority to Benefit Goleta Valley Cottage Hospital and Affiliates."

Speakers:

Michelle Greene, Administrative Services Director  
MaryJo Alonzo, Management Analyst

**OPENED PUBLIC HEARING AT 6:24 P.M.**

Speakers:

Karen Jones, representing Cottage Health Systems, reported that their goal is to move the variable rate debt that they have for the two hospitals to a fixed rate debt since long term rates are very low. Ms. Jones also reported that the organization has been very thoughtful about the planning of both hospitals and have been prudent in the way which they have structured the financing of these projects.

**CLOSED PUBLIC HEARING AT 6:27 P.M.**

**MOTION:** Councilmember Easton/Mayor Pro Tempore Connell to adopt resolution No. 10-47 entitled "A Resolution of the City Council of the City of Goleta, California Approving a Tax-Exempt Bond Financing to Be Issued By the California Statewide Communities Development Authority to Benefit Goleta Valley Cottage Hospital and Affiliates."

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

**D. DISCUSSION/ACTION ITEM**

**D.1 FY 2009-10 Year End Statement of Revenues & Expenditures**

Recommendation:

As the City Council:

Adopt Resolution No. 10-\_\_ entitled "A Resolution of the City Council of the City of Goleta, California, Amending the City's Operating and CIP Budget for Fiscal Year 2010-11."

Speakers:

Dan Singer, City Manager

Tina Rivera, Finance Director, provided a PowerPoint presentation on FY 2009-10 Year End Statement of Revenues & Expenditures  
Steve Chase, Planning and Environmental Services Director

**Speakers:**

Bob Wignot, spoke to the comment letter he submitted on Tuesday September 21, 2010 (on file) and reported that the action he was requesting in the comment letter has been overtaken by events, reporting that he was informed by staff that the videotaping and broadcasting of Design Review Board meetings can be accomplished this fiscal year within the existing planning department budget. Mr. Wignot requested Council budget for videotaping and broadcasting of the Design Review Board meetings in future fiscal years.

As the City Council:

**MOTION:** Councilmembers Bennett/Easton to adopt resolution No. 10-48 entitled "A Resolution of the City Council of the City of Goleta, California, Amending the City's Operating and CIP Budget for Fiscal Year 2010-11."

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

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

- Finance and Audit Standing Committee Meeting – 9/8/10

Mayor Pro Tempore Connell reported her attendance at the Finance and Audit Standing Committee meeting which was held on Wednesday, September 8, 2010, and noted that information covered in item D.1 provided the key points discussed during the committee meeting.

Councilmember Easton reported his attendance at the Beach Erosion Authority for Clean Oceans (BEACON) meeting which was held on Friday, September 17, 2010, and reported that the discussion regarding a ban on plastic bags will continue to the next BEACON meeting. Councilmember Easton requested that staff provide Council with a cursory investigation on a potential ban of one time use plastic bags.

Mayor Pro Tempore Connell supported Councilmember Easton's request that staff provide Council with a cursory investigation on a potential ban of one time use plastic bags.

Mayor Pro Tempore Connell reported her attendance at the Radius Group Economic Forecast which was held on Thursday, September 16, 2010, and provided an update of the key points discussed at the Economic Forecast.

Councilmember Aceves raised concerns regarding the efforts to create the monthly status report provided by Fairview Gardens and requested that this be reconsidered. Councilmember Aceves also reported that the Santa Barbara County Association of Governments (SBCAG) successful in getting the "Maintenance of Efforts" (MOE) to move forward and a hearing has been set for October 21, 2010, to consider adoption (second reading) of the amendments to Local Transportation Authority Ordinance No. 5, which will help the City of Goleta's 5-year maintenance efforts.

Mayor Onnen supported Councilmember Aceves request to reconsider the monthly status report provided by Fairview Gardens.

Councilmember Bennett reported his attendance at the League of California Cities Annual Conference which was held Wednesday, September 15, 2010 through Friday, September 17, 2010, and noted that as the Cities voting delegate he reported that the proposed resolution opposing the Board of Directors' decision to defer action on AB 32 and SB 375 and to adopt the Board-Appointed Task Force recommendations of Inland Empire was voted down by the League.

**F. CITY MANAGER/STAFF REPORT**

Dan Singer, City Manager, reported his attendance at the League of California Cities Annual Conference which was held Wednesday, September 15, 2010 through Friday, September 17, 2010. Mr. Singer also reported that the United State Census Bureau provided the City of Goleta with a certificate recognizing the City's efforts in raising awareness of and inspiring participation in the 2010 Census.

**G. CITY ATTORNEY REPORT**

Tim W. Giles, City Attorney, reported his attendance at the League of California Cities Annual Conference which was held Wednesday, September 15, 2010 through Friday, September 17, 2010, where he received a number of updates on legal issues related to municipal law. Mr. Giles provided an update on the Guggenheim rent control case, which is still pending with the Ninth Circuit.

**ADJOURNED AT 7:44 P.M.**

Prepared by: Rheannon Parr, Deputy City Clerk

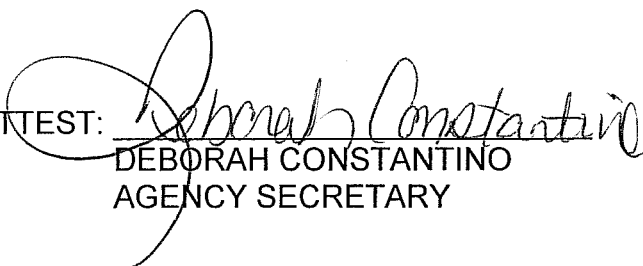
GOLETA CITY COUNCIL

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

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

REDEVELOPMENT AGENCY

  
\_\_\_\_\_  
ERIC ONNEN  
CHAIR

ATTEST:   
\_\_\_\_\_  
DEBORAH CONSTANTINO  
AGENCY SECRETARY