



**REGULAR CITY COUNCIL  
JOINT CITY COUNCIL/  
REDEVELOPMENT AGENCY  
MEETING  
TUESDAY, OCTOBER 7, 2008**

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***

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  
Tim W. Giles, 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  
Tim W. Giles, Agency Legal Counsel

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**AFTERNOON SESSION**

**CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

**ROLL CALL OF THE CITY COUNCIL**

**ROLL CALL OF THE 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 Tile of Recognition to Jim Downing for his service to the City of Goleta as the Library Advisory Committee member  
(Constantino)**
  - A.2 Employee Oaths of Allegiance – Ashley Flores, Administrative Assistant; Bradley Higashi, Accounting Specialist; Rheannon Parr, Deputy City Clerk and Claudia Sigona, Management Analyst  
(Constantino)**
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### **B. CONSENT CALENDAR**

- B.1 Approval of the minutes of Study Session/Joint City Council/Redevelopment Agency meeting minutes of August 19, 2008, Regular City Council meeting minutes of July 15, 2008, September 2, 2008 and September 16, 2008.  
(Constantino)**

Recommendation: Approve the minutes of J Study Session/Joint City Council/Redevelopment Agency meeting minutes of August 19, 2008, Regular City Council meeting minutes of July, 15, 2008, September 2, 2008 and September 16, 2008.

- B.2 Amendment to the City of Goleta Salary Schedule and Classification Plan: Legal Office Assistant  
(Greene)**

Recommendation: Adopt resolution No. 08-\_\_ entitled "a Resolution of the City Council of the City of Goleta, California Amending the Revised City of Goleta Salary Schedule and Classification Plan for Fiscal Year 2008-09 to include the Classification Specification and Salary Range for the Legal Office Assistant Position."

- B.3 Continuation of a Local Emergency Regarding the Flood Threat Associated with the Gap Fire Burn Area and Delegation of Emergency Purchasing Authority  
(Wagner)**

Recommendation: Review the status of the Local Emergency pursuant to Resolution No. 08-45 to determine the need for its continuation regarding the flood threat associated with the Gap Fire burn area and the need to continue the delegation of emergency purchasing authority.

## RECESS TO JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

### B.4 Sumida Gardens Assignment and Subordination Documents (Adomaitis)

Recommendation: Authorize the City Manager/Redevelopment Agency Executive Director to execute the Assignment and Subordination Documents related to the Sumida Gardens Project.

## ADJOURN JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING AND RECONVENE CITY COUNCIL MEETING

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### C. PUBLIC HEARING

#### C.1 Fairview Gardens Development Impact Fee Waiver Request; 598 North Fairview Avenue; APN 069-090-052 (Chase/Schultz) (30 minutes)

Recommendation:

- A. Conduct a public hearing;
- B. Waive Transportation Development Impact Mitigation Fees (DIFs), but require payment of Recreation DIFs at the Beneficial Project rate, and require Fire, Library, Public Administration and Sheriff DIFs at the regular rate.

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

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### D DISCUSSION/ACTION ITEMS

#### D.1 Cost Allocation and User Fee Study (Rivera) (60 Minutes)

Recommendation:

- A. Receive the results of the City's User Fee study by MuniFinancial; and
- B. Provide direction to staff on the development of a fee schedule; and
- C. Set a public hearing to consider adoption of said fees.

#### D.2 Emergency Preparedness Action Item – Backup Power Generator Cost Analysis (Adomaitis) (20 minutes)

Recommendation:

- A. Receive a report on the analysis of the purchase and lease options for backup power generation capabilities for City Hall and the City Corporation Yard and provide direction to staff on which option to proceed with; or
- B. Provide direction to staff to use the existing portable backup power generators to provide limited electrical power to City Hall during emergency events; and

- C. Authorize the City Manager to execute a contract with Imperial Electric Company for the installation of a 50kW generator at the City's Corporation Yard in an amount not to exceed \$35,343 consistent with the documents in Attachment 1 to this report. This amount includes an additional 5% project contingency to the original bid.

**D.3 Resolution Proclaiming Opposition to New Offshore Oil & Gas Exploration, Leasing & Development (Chase) (20 minutes)**

Recommendation:

- A. Adopt resolution No. 08-\_\_ entitled "A Resolution of the City Council of the City of Goleta, California Proclaiming Opposition to New Exploration, Leasing and Development Activities in the Western Santa Barbara Channel for Oil and Gas Production; and
- B. Authorize the Mayor to sign and forward the Resolution to Governor Arnold Schwarzenegger, Congressperson Lois Capps, State Senator Tom McClintock, Assemblymember Pedro Nava, the Santa Barbara County Board of Supervisors, the State Lands Commission, and the California Coastal Commission.

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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 - 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:

- 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 v. City of Goleta, Superior Court Case No. 01197138

**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:

- Cortez v. City of Goleta, Superior Court Case No. 1301893.

**PUBLIC EMPLOYEE PERFORMANCE – EVALUATION**

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

- City Manager Performance Evaluation

**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**

### **ROLL CALL OF CITY COUNCIL**

### **PUBLIC FORUM**

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

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#### **E PUBLIC HEARING**

- E.1 Case No. 05-140-OA; Rancho Mobile Home Park Development Agreement Initiation; 7465 Hollister Avenue; APN 079-210-058 (Chase) (90 minutes)**

Recommendation:

- A. Conduct a public hearing and receive public testimony to consider whether to initiate a Development Agreement for the application to convert the Rancho Mobile Home Park to tenant ownership, and
- B. Deliberate and initiate Staff study, consideration, negotiation and drafting of a Rancho Mobile Home Park Development Agreement; or
- C. Refer back to staff if the City Council decides to take action other than the recommended action.

- E.2 Case No. 07-020-OA, -RZ, -DP; Rincon Palms Hotel and Restaurant; 6868 and 6878 Hollister Avenue; APN 073-140-004 (Chase/Miller) (90 minutes)**

Recommendation:

- A. Open the public hearing on the Rincon Palms Hotel and Restaurant project.
- B. Allow staff presentation, applicant presentation, and public testimony.
- C. Adopt City Council Resolution 08-\_\_ entitled "A Resolution of the City Council of the City of Goleta, California Adopting the Final Mitigated Declaration (08-MND-001) and Adopting CEQA Findings and a Mitigation Monitoring and Reporting Program for the Rincon Palms Hotel and Restaurant Project; Case No. 07-020-OA, -RZ, -DP at the

Northeast Corner of Storke Road and Hollister Avenue; 6868 Hollister Avenue and 6878 Hollister Avenue; APN 073-140-004". (Attachment 1)

- D. Introduce and conduct the first reading (by title only) and waive further reading of City Council Ordinance 08-\_\_ entitled "An Ordinance of the City Council of the City of Goleta, CA Amending Chapter 35, Article III of the Goleta Municipal Code, the Inland Zoning Ordinance, to Establish a Hotel Overlay District". (Attachment 2)
- E. Introduce and conduct the first reading (by title only) and waive further reading of City Council Ordinance 08-\_\_ entitled "An Ordinance of the City Council of the City of Goleta, CA Amending the Official Zoning Map Referenced in Section 35-204 of Article III of the Goleta Municipal Code, the Inland Zoning Ordinance, to Change the Zone District for the Rincon Palms Hotel and Restaurant Project, Applicable to the Northeast Corner of Storke Road and Hollister Avenue; 6868 Hollister Avenue and 6878 Hollister Avenue; APN 073-140-004". (Attachment 3)
- F. Conceptually approve the Rincon Palms Hotel and Restaurant Project by conditionally adopting City Council Resolution 08-\_\_ entitled "A Resolution of the City Council of the City of Goleta, CA Approving a Development Plan for the Rincon Palms Hotel and Restaurant Project, Case No. 07-020-DP; at the Northeast Corner of Storke Road and Hollister Avenue; 6868 and 6878 Hollister Avenue; APN 073-140-004". (Attachment 4)
- G. Continue the item to October 21, 2008 in order to conduct the second reading and adoption of the Ordinance for an Ordinance Amendment and the Ordinance for the Rezone and to adopt a City Council Resolution thereby approving the Rincon Palms Hotel and Restaurant Project.
- H. Close the public hearing.

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

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**F. COUNCIL COMMENTS**

**G. CITY MANAGER/STAFF REPORT**

**H. CITY ATTORNEY REPORT**

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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.

<p><b>Americans with Disabilities Act:</b> 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.</p>
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The next regular meeting of the City Council is scheduled for Tuesday, October 21, 2008. The next regular meeting of the Goleta Planning Commission is scheduled for Monday, October 13, 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)