

CITY OF BUELLTON

CITY COUNCIL MEETING MINUTES

Regular Meeting of July 28, 2016
City Council Chambers, 140 West Highway 246
Buellton, California

CALL TO ORDER

Mayor Ed Andrisek called the meeting to order at 6:00 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Council Members Leo Elovitz and Holly Sierra, Vice Mayor Dan Baumann and Mayor Ed Andrisek

Excused Absence: Council Member John Connolly

Staff: City Manager Marc Bierdzinski, Finance Director Carolyn Galloway-Cooper, Public Works Director Rose Hess, Assistant City Attorney Erica Vega, Station Commander Lt. Shawn O'Grady, and City Clerk Linda Reid

REORDERING OF AGENDA

None

PUBLIC COMMENTS

None

CONSENT CALENDAR

- 1. Minutes of July 14, 2016 Regular City Council Meeting**
- 2. List of Claims to be Approved and Ratified for Payment to Date for Fiscal Years 2016-17**

MOTION:

Motion by Council Member Sierra, seconded by Council Member Elovitz approving Consent Calendar Items 1 and 2 as listed.

VOTE:

Motion passed by a roll call vote of 4-0.
Council Member Elovitz – Yes
Council Member Sierra – Yes
Vice Mayor Baumann – Yes
Mayor Andrisek – Yes

PRESENTATIONS

None

PUBLIC HEARINGS

3. **Ordinance No. 16-03 – “An Ordinance of the City Council of the City of Buellton, California, Revising Title 19 (Zoning) of the Buellton Municipal Code (16-ZOA-02) Relating to Sections 19.08.100.E (Zoning Clearance Time Limits), 19.08.110.E (Use Permit Time Limits), and 19.08.120.H (Development Plan Time Limits)” (Introduction and First Reading)**

RECOMMENDATION:

That the City Council consider the introduction and first reading of Ordinance No. 16-03.

STAFF REPORT:

City Manager Bierdzinski presented the staff report.

SPEAKERS/DISCUSSION:

Mayor Andrisek opened the public hearing at 6:06 p.m. The item was continued to the Council Meeting of August 25.

The City Council discussed the details of the ordinance, the reason it was brought to Council, and requested clarification from the City Attorney.

DOCUMENTS:

Staff report with attachments as listed in the staff report.

MOTION:

Motion by Council Member Elovitz, seconded by Mayor Andrisek continuing the introduction and first reading of Ordinance No. 16-03 – “An Ordinance of the City Council of the City of Buellton, California, Revising Title 19 (Zoning) of the Buellton Municipal Code (16-ZOA-02) Relating to Sections 19.08.100.E (Zoning Clearance Time Limits), 19.08.110.E (Use Permit Time Limits), and 19.08.120.H (Development Plan Time Limits)” to the Council meeting of August 25, 2016.

VOTE:

Motion passed by a voice vote of 3-1.

Council Member Elovitz - Yes

Council Member Sierra - No

Vice Mayor Baumann - Yes

Mayor Andrisek – Yes

COUNCIL MEMBER COMMENTS/ITEMS

Council Member Sierra stated the Buellton Historical Society installed historical markers around town and invited everyone to view them. Ms. Sierra also announced the Buellton BBQ Bonanza is scheduled for Saturday, July 30 from 11:00 a.m. to 2:00 p.m. at River View Park.

Council Member Elovitz requested that staff agendize discussion regarding allowing portable basketball hoops to remain in the public right of way. The Council agreed by consensus to agendize this issue at an upcoming meeting.

WRITTEN COMMUNICATIONS

None

COMMITTEE REPORTS

Council Member Sierra announced that she attended a board meeting for Santa Barbara County Association of Governments (SBCAG) and provided an oral report regarding the meeting.

Mayor Andrisek announced that he attended the California Joint Powers Insurance Authority (CJPIA)'s annual board meeting on July 20 and provided an oral report regarding the meeting.

Mayor Andrisek announced that he attended the Central Coast Water Authority (CCWA) Board meeting and provided an oral report regarding the meeting.

BUSINESS ITEMS

- 4. Receive Final 2016 Water and Wastewater Rate Studies and Approve the Proposition 218 Notice of Public Hearing for Water and Wastewater Rates**

RECOMMENDATION:

That the City Council receive the final Water and Wastewater Rate Studies, approve the Prop 218 Notice of Proposed Water and Wastewater Rates and direct staff to mail to property owners, and set the Public Hearing for September 22, 2016.

STAFF REPORT:

Public Works Director Hess presented the staff report.

DOCUMENTS:

Staff report with attachments as listed in the staff report.

SPEAKERS/DISCUSSION:

Lynn Takaichi of Water Consultancy discussed the water/wastewater rate studies.

The City Council discussed whether business owners should consider replacing their meters to an appropriate size that meets their needs which may save them money.

MOTION:

Motion by Council Member Sierra, seconded by Council Member Elovitz directing staff to receive the final Water and Wastewater Rate Studies, approve the Prop 218 Notice of Proposed Water and Wastewater Rates and direct staff to mail to property owners, and set the Public Hearing for September 22, 2016.

VOTE:

Motion passed by a roll call vote of 4-0.

Council Member Elovitz – Yes

Council Member Sierra – Yes

Vice Mayor Baumann - Yes

Mayor Andrisek – Yes

CITY MANAGER’S REPORT

City Manager Bierdzinski provided an informational report to the City Council.

CLOSED SESSION ITEMS

- 5. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Government Code Section 54956.9(a))
Terravant Wine Company, LLC v. City of Buellton, et al., Santa Barbara County Superior Court Case No. 16CV00839
Environment in the Public Interest v. City of Buellton, et al., Santa Barbara County Superior Court Case No. 16CV00883**

The City Council did not meet in Closed Session regarding this item.

ADJOURNMENT

Mayor Andrisek adjourned the regular meeting at 7:25 p.m. The next regular meeting of the City Council will be held on Thursday, August 11, 2016 at 6:00 p.m.

Ed Andrisek
Mayor

ATTEST:

Linda Reid
City Clerk