



CITY OF BUELLTON

CITY COUNCIL AGENDA

**Regular Meeting of April 10, 2014 – 6:00 p.m.
City Council Chambers, 140 West Highway 246
Buellton, California**

Materials related to an item on this agenda, as well as materials submitted to the City Council after distribution of the agenda packet, are available for public inspection in the Office of the City Clerk, located at 107 West Highway 246, during normal business hours.

CALL TO ORDER

Mayor John Connolly

PLEDGE OF ALLEGIANCE

Council Member Judith Dale

ROLL CALL

Council Members Ed Andrisek, Judith Dale, Holly Sierra, Vice Mayor Leo Elovitz, and Mayor John Connolly

REORDERING OF AGENDA

PUBLIC COMMENTS

Speaker Slip to be completed and turned in to the City Clerk prior to commencement of meeting. Any person may address the Council on any subject pertaining to City business, including all items on the agenda not listed as a Public Hearing, including the Consent Agenda and Closed Session. Limited to three (3) minutes per speaker. By law, no action may be taken at this meeting on matters raised during Public Comments not included on this agenda.

CONSENT CALENDAR

(ACTION)

The following items are considered routine and non-controversial and are scheduled for consideration as a group. Any Council Member, the City Attorney, or the City Manager may request that an item be withdrawn from the Consent Agenda to allow for full discussion. Members of the Public may speak on Consent Agenda items during the Public Comment period.

- 1. Minutes of March 27, 2014 City Council Meeting**
- 2. List of Claims to be Approved and Ratified for Payment to Date for Fiscal Year 2013-14**

3. **Resolution No. 14-08 – “A Resolution of the City Council of the City of Buellton, California, Approving a 2% Cost of Living Adjustment (COLA) for all Regular Full-Time Employees, Effective, July 1, 2014”**
❖ *(Staff Contact: Finance Director Carolyn Galloway-Cooper)*
4. **Agreement for Animal Control Services between the County of Santa Barbara and the City of Buellton - Fiscal Year 2014/15**
❖ *(Staff Contact: Finance Director Carolyn Galloway-Cooper)*

PRESENTATIONS

5. **Proclamation Recognizing National Library Week 2014**
6. **Proclamation Recognizing Child Abuse Prevention Month**

PUBLIC HEARINGS

(POSSIBLE ACTION)

7. **Resolution No. 14-06 – “A Resolution of the City Council of the City of Buellton, California, Adopting the Measure A Five-Year Local Program of Projects for Fiscal Years 2014/15 – 2018/19”**
❖ *(Staff Contact: Public Works Director Rose Hess)*

COUNCIL MEMBER COMMENTS

COUNCIL ITEMS

WRITTEN COMMUNICATIONS

Written communications are included in the agenda packets. Any Council Member, the City Manager, or City Attorney may request that a written communication be read into the record.

COMMITTEE REPORTS

This Agenda listing is the opportunity for Council Members to give verbal Committee Reports on any meetings recently held for which the Council Members are the City representatives thereto.

BUSINESS ITEMS

(POSSIBLE ACTION)

8. **Presentation of Santa Barbara County Sheriff’s Department Contract – Fiscal Year 2014/15**
❖ *(Staff Contact: Finance Director Carolyn Galloway-Cooper)*
9. **Presentation of Economic Development Implementation Plan by Kosmont Companies and Review of Fiscal Year 2014/15 Work Plan and Budget**
❖ *(Staff Contact: City Manager Marc Bierdzinski)*
10. **Consideration of Allowing Amplified Music at River View Park for the Buellton Brew Fest on Saturday, May 3, 2014**
❖ *(Staff Contact: Recreation Coordinator Kyle Abello)*

11. Consideration of Allowing Amplified Music at River View Park for Simply Aloha Luau Concert on Saturday, June 7, 2014

❖ *(Staff Contact: Recreation Coordinator Kyle Abello)*

CITY MANAGER’S REPORT

CLOSED SESSION ITEMS

(POSSIBLE ACTION)

12. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

(Government Code Section 54956.8)

Property: Assessor’s Parcel Number 099-670-005

Negotiator: Marc Bierdzinski, City Manager

Parties: City of Buellton/Willemsen Liv Tr, Jake & Jeannette Willemsen Trustees

Purpose: Possible Acquisition Terms and Price

ADJOURNMENT

The next meeting of the City Council will be held on Thursday, April 24, 2014 at 6:00 p.m.

CITY OF BUELLTON

CITY COUNCIL MEETING MINUTES
Regular Meeting of March 27, 2014
City Council Chambers, 140 West Highway 246
Buellton, California

CALL TO ORDER

Mayor John Connolly called the meeting to order at 6:00 p.m.

PLEDGE OF ALLEGIANCE

Council Member Holly Sierra led the Pledge of Allegiance

ROLL CALL

Present: Council Members Ed Andrisek, Judith Dale, Holly Sierra, Vice Mayor Leo Elovitz, and Mayor John Connolly

Staff: City Manager Marc Bierdzinski, City Attorney Ralph Hanson, Finance Director Carolyn Galloway-Cooper, Station Commander Lt. Shawn O’Grady, and City Clerk Linda Reid

REORDERING OF AGENDA

None

PUBLIC COMMENTS

None

CONSENT CALENDAR

- 1. Minutes of March 13, 2014 Regular City Council Meeting**
- 2. List of Claims to be Approved/Ratified for Payment to Date for Fiscal Year 2013-14**
- 3. Resolution No. 14-07 – “A Resolution of the City Council of the City of Buellton, California, Authorizing the Filing of a Claim with the Santa Barbara County Association of Governments for Allocation of Transportation Development Act Funds for Fiscal Year 2014-15”**

4. Revenue and Expenditure Reports through February 28, 2014

MOTION:

Motion by Council Member Dale, seconded by Vice Mayor Elovitz, approving Consent Calendar items 1-4 as listed.

VOTE:

Motion passed by a roll call vote of 5-0, with Council Members Andrisek, Connolly, Dale, Elovitz, and Sierra voting yes.

PRESENTATIONS

None

PUBLIC HEARINGS

5. Resolution No. 14-05 – “A Resolution of the City Council of the City of Buellton, California, Approving a One Year Time Extension Request for Final Development Plan (07-FDP-04) for Polo Village until April 23, 2015 and Making Findings in Support Thereof”

RECOMMENDATION:

That the City Council consider adoption of Resolution No. 14-05.

STAFF REPORT:

City Manager Bierdzinski presented the staff report.

DOCUMENTS:

Staff Report with attachment (Resolution No. 14-05 and attachments listed on staff report)

SPEAKERS/DISCUSSION:

Mayor Connolly opened the public hearing at 6:08 p.m.

Sid Goldstien, Project Engineer, discussed the project and the time extension request.

Mayor Connolly closed the Public Hearing at 6:11 p.m.

The City Council discussed the following issues:

- Concern regarding the project’s density and not using commercial zoning for residential projects
- High density housing in Buellton
- Reviewing this project in context with the Village Specific Plan to make sure they are compatible
- Providing apartments versus single family homes in Buellton

MOTION:

Motion by Council Member Dale, seconded by Vice Mayor Elovitz denying approval of Resolution No. 14-05 - "A Resolution of the City Council of the City of Buellton, California, Approving a One Year Time Extension Request for Final Development Plan (07-FDP-04) for Polo Village until April 23, 2015 and Making Findings in Support Thereof"

VOTE:

Motion passed by a roll call vote of 3-2, with Council Members Dale, Elovitz, and Connolly voting yes and Council Members Andrisek and Sierra voting no.

COUNCIL MEMBER COMMENTS

Council Member Sierra stated the Wine and Chili Festival was well attended and turned out to be a great event.

Council Member Andrisek stated that PAWS Park looks really great and is being well maintained.

Council Member Dale complimented staff on the handling of the Plains Pipeline project.

Council Member Dale discussed Measure M sponsored by Santa Barbara County.

Mayor Connolly stated the Botanic Garden looks great and thanked all the people involved with the project.

COUNCIL ITEMS

Vice Mayor Elovitz requested that staff provide Council with a presentation regarding the Bikeways and Trails Master Plan. The Council agreed by consensus to agendize this item at a meeting in April.

Council Member Andrisek requested budget numbers for capital improvement projects from Public Works Director Rose Hess. City Manager Bierdzinski announced that various budget items will be forthcoming in April and May.

WRITTEN COMMUNICATIONS

None

COMMITTEE REPORTS

Council Member Sierra announced that Council Member Dale attended the Air Pollution Control District (APCD) meeting in her place.

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

BUSINESS ITEMS**6. Discussion and Direction Regarding Board of Architectural Review (BAR) Ad Hoc Committee Meeting****RECOMMENDATION:**

That the City Council direct staff to issue a request for proposals (RFP) to hire an architectural firm to assist the City with design review of projects.

STAFF REPORT:

City Manager Bierdzinski presented the staff report.

DISCUSSION:

The City Council discussed the following issues:

- Having the work performed by contract personnel as opposed to City staff
- Deterring quality development by forcing applicants to design their projects in a certain way
- Allowing the Council to see the request for proposal (RFP) prior to it being released

DIRECTION:

The City Council agreed by consensus to direct staff to draft an RFP for review by the Council regarding hiring an architectural firm to assist the City with design review of projects.

7. Determination of Employee Cost of Living Adjustment (COLA) for Fiscal Year 2014-15**RECOMMENDATION:**

That the City Council consider approval of a COLA for all City employees for Fiscal Year 2014-15 in the amount of 2 percent.

STAFF REPORT:

Finance Director Galloway-Cooper presented the staff report.

DISCUSSION:

The City Council discussed the following issues:

- COLA's in Santa Barbara County
- Using CPI for COLA
- Issuing a different COLA amount for staff
- Revenue savings from the change in the dental/vision plan and cap on medical premiums

DOCUMENTS:

Staff report with attachments (CPI Summary and History of Cost of Living Adjustments)

MOTION:

Motion by Council Member Dale, seconded by Mayor Connolly approving a COLA for all City employees for Fiscal Year 2014-15 in the amount of 2 percent.

VOTE:

Motion passed by a roll call vote of 5-0, with Council Members Andrisek, Connolly, Dale, Elovitz, and Sierra voting yes.

CITY MANAGER’S REPORT

City Manager Bierdzinski provided an informational report for the record.

CLOSED SESSION ITEMS

8. The City Council will conduct a Closed Session pursuant to California Government Code Section 54957 concerning the following:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (SIX MONTH REVIEW)

Title: City Manager

The City Council met in closed session to discuss the City Manager’s performance evaluation. No reportable action was taken.

ADJOURNMENT

Mayor Connolly adjourned the regular meeting at 7:51 p.m. The next regular meeting of the City Council will be held on Thursday, April 10, 2014 at 6:00 p.m.

John Connolly
Mayor

ATTEST:

Linda Reid
City Clerk

BACK-UP/SUPPORT DATA IS AVAILABLE FOR COUNCIL REVIEW IN CITY HALL

The following is a list of claims to be ratified and approved for payment by the City Council at the **April 10, 2014** Council Meeting.

Listed below is a brief summary of the attached claims:

EXHIBIT A		<u>\$ 341,575.66</u>
EXHIBIT B		<u>\$ 13,471.90</u>
Council Pay	3/28/14	\$ 2,290.76
Payroll	3/31/14	<u>\$ 38,340.59</u>
TOTAL AMOUNT OF CLAIMS:		<u><u>\$ 395,678.91</u></u>

AUTHORIZATION IS HEREBY GIVEN TO THE CITY TREASURER TO PAY ALL CLAIMS AS REVENUES BECOME AVAILABLE.



Obligat'n	Description	Vendor/ Line Nbr	Name/ Description	Stage	Amount
A001-000-2306-000	Long-Term Care Deduction				
	21810 3/16/14 - 3/31/14 M. Bierdinsk	90	CaIPERS LONG-TERM CARE PROGRAM		
		1		Paid	84.25
A001-000-2306-000	Long-Term Care Deduction		*** Account total ***		84.25
A001-216-2825-000	Developer Deposit				
	21800 2/15/14 -3/14/14 Live Oak Cust	819	JOHN F. RICKENBACH		
		1		Paid	4,050.00
	21831 2/14 Crossroads Ctr-Cust 119	326	MNS ENGINEERS, INC.		
		1		Paid	8,705.00
A001-216-2825-000	Developer Deposit		*** Account total ***		12,755.00
A001-401-5101-000	Medical Benefit				
	21801 2/14 FSA Fees	782	WAGE WORKS		
		1		Paid	8.08
A001-401-5101-000	Medical Benefit		*** Account total ***		8.08
A001-401-5603-000	Computer Maintenance &Software				
	21885 2/14 Laptop Maint-Andrisek	655	COAST NETWORK, INC.		
		1		Paid	95.00
A001-401-5603-000	Computer Maintenance &Software		*** Account total ***		95.00
A001-403-5101-000	Medical Benefit				
	21801 2/14 FSA Fees	782	WAGE WORKS		
		2		Paid	8.08
A001-403-5101-000	Medical Benefit		*** Account total ***		8.08
A001-403-5301-000	Office Supplies				
	21803 2/10/14 Supplies #7001076306	469	STAPLES CONTRACT & COMMERCIAL,		
		1		Paid	33.58
A001-403-5301-000	Office Supplies		*** Account total ***		33.58
A001-403-5306-000	Advertising - Legal				
	21835 3/14 - Legal Notice	285	SANTA MARIA TIMES dba		
		1		Paid	133.44
A001-403-5306-000	Advertising - Legal		*** Account total ***		133.44
A001-403-6301-000	Miscellaneous				
	21863 3/14 Various Shirts/Uniforms	746	LANDS END, INC		
		1		Paid	136.67
A001-403-6301-000	Miscellaneous		*** Account total ***		136.67
A001-410-5301-000	Office Supplies				
	21803 2/10/14 Supplies #7001076306	469	STAPLES CONTRACT & COMMERCIAL,		
		2		Paid	6.79
	21805 2/27/14 Supplies #7001099175	469	STAPLES CONTRACT & COMMERCIAL,		
		1		Paid	6.47
	21806 3/13/14 Supplies #7001121925	469	STAPLES CONTRACT & COMMERCIAL,		
		1		Paid	127.60
	21808 2/27/14 Supplies #7001099174	469	STAPLES CONTRACT & COMMERCIAL,		
		1		Paid	26.43

Obligat'n	Description	Vendor/ Line Nbr	Name/ Description	Stage	Amount
A001-410-5301-000	Office Supplies		*** Continued ***		
	21813 2/20/14 Supplies #7001086129	469	STAPLES CONTRACT & COMMERCIAL,		
		1		Paid	122.57
A001-410-5301-000	Office Supplies		*** Account total ***		289.86
A001-410-5305-000	Equipment Rental				
	21836 3/14 CH Copier Lease	713	COASTAL COPY, LP		
		1		Paid	484.92
A001-410-5305-000	Equipment Rental		*** Account total ***		484.92
A001-410-5703-000	Utilities - Electric				
	21837 2/5/14 - 3/6/14 Elec Summary B	352	P G & E		
		1		Paid	564.99
A001-410-5703-000	Utilities - Electric		*** Account total ***		564.99
A001-410-5807-001	Undesignated Misc Support				
	21866 2014 Sponsor Jog-a-Thon	260	JONATA SCHOOL		
		1		Paid	500.00
A001-410-5807-001	Undesignated Misc Support		*** Account total ***		500.00
A001-410-6005-000	Recruitment Expense				
	21833 3/14 New Hire Phys/Screen-Gome	62	BUELLTON MEDICAL CENTER		
		1		Paid	185.00
A001-410-6005-000	Recruitment Expense		*** Account total ***		185.00
A001-410-6301-000	Miscellaneous				
	21809 2/14 Credit Card Proc Fee	529	TRANSFIRST HEALTH & GOVERNMENT		
		1		Paid	555.09
A001-410-6301-000	Miscellaneous		*** Account total ***		555.09
A001-420-5101-000	Medical Benefit				
	21801 2/14 FSA Fees	782	WAGE WORKS		
		3		Paid	16.15
A001-420-5101-000	Medical Benefit		*** Account total ***		16.15
A001-420-5301-000	Office Supplies				
	21863 3/14 Various Shirts/Uniforms	746	LANDS END, INC		
		2		Paid	141.72
A001-420-5301-000	Office Supplies		*** Account total ***		141.72
A001-501-5703-000	Utilities - Electric				
	21837 2/5/14 - 3/6/14 Elec Summary B	352	P G & E		
		2		Paid	192.96
A001-501-5703-000	Utilities - Electric		*** Account total ***		192.96
A001-501-6201-000	Contract Services				
	21832 4/14 Contract Svcs	450	SB CO SHERIFF'S DEPARTMENT		
		1		Paid	140,204.33
A001-501-6201-000	Contract Services		*** Account total ***		140,204.33

Obligat'n	Description	Vendor/ Line Nbr	Name/ Description	Stage	Amount
A001-501-6210-000	- Contract Svcs - Police -CA IGG 21867 2/14 Motorcycle Maint #5520	450	SB CO SHERIFF'S DEPARTMENT		
		1		Paid	773.04
A001-501-6210-000	- Contract Svcs - Police -CA IGG		*** Account total ***		773.04
A001-510-5703-000	- Utilities - Electric 21837 2/5/14 - 3/6/14 Elec Summary B	352	P G & E		
		3		Paid	199.28
A001-510-5703-000	- Utilities - Electric		*** Account total ***		199.28
A001-511-5101-000	- Medical Benefit 21801 2/14 FSA Fees	782	WAGE WORKS		
		4		Paid	16.15
A001-511-5101-000	- Medical Benefit		*** Account total ***		16.15
A001-511-5301-000	- Office Supplies 21808 2/27/14 Supplies #7001099174	469	STAPLES CONTRACT & COMMERCIAL,		
		2		Paid	123.01
	21813 2/20/14 Supplies #7001086129	469	STAPLES CONTRACT & COMMERCIAL,		
		2		Paid	37.55
A001-511-5301-000	- Office Supplies		*** Account total ***		160.56
A001-511-5509-000	- Maintenance/Repair 21812 2/14 Rec Ctr Janitorial Suppli	426	SAN LUIS PAPER CO.		
		1		Paid	358.79
		2		Paid	-114.47
A001-511-5509-000	- Maintenance/Repair		*** Account total ***		244.32
A001-511-5801-000	- Buellton Recreation Program 21838 5/14 Rec Ctr Copier Lease	201	G E CAPITAL		
		1		Paid	150.12
	21840 3/1/14-3/19/14 Soccer	11188	EDWIN PORTILLO		
		1		Paid	547.40
	21841 2/20/14-3/19/14 Karate	11280	JAMES R. ATHERTON		
		1		Paid	168.00
	21842 2/20/14-3/19/14 Soccer Academy	11306	KARLIN LADERA		
		1		Paid	42.00
	21843 2/20/14-3/19/14 Zumba/Kick Bxn	11244	HERMILA SANCHEZ		
		1		Paid	227.50
	21844 1/16/14-3/19/14 Barre Workout	11307	BETH KIMBERLY HARRIES		
		1		Paid	87.50
	21845 2/20/14-3/19/14 Zumba	11310	KORENE J. RAFUSE		
		1		Paid	21.00
	21846 2/20/14-3/19/14 Boxing	11130	VICTOR M. CONTRERAS		
		1		Paid	28.00
	21847 1/16/14-1/19/14 Archery	11491	THOMAS CHAMBERLAIN		
		1		Paid	140.00
	21848 2/20/14-3/19/14 Tai Chi	11476	STEPHEN F. DUNLAP		
		1		Paid	273.00
	21849 2/22/14-3/14/14 Yoga	11343	MARIANNE MADSEN		
		1		Paid	216.00

Obligat'n	Description	Vendor/ Line Nbr	Name/ Description	Stage	Amount
A001-511-5801-000	- Buellton Recreation Program		*** Continued ***		
	21850 2/20/14-3/19/14 Flamenco	11336	LAURA GARCIA dba	Paid	192.50
	21851 2/20/14-3/19/14 Dance	11304	KEITH MARSHALL	Paid	14.00
	21852 3/12/14-3/20/14 Fustal League	11243	HECTOR C. GARCIA	Paid	126.75
	21853 2/20/14-3/19/14 Yoga/Mommy&Me	11300	KAREN PALMER	Paid	49.00
	21854 2/22/14-3/14/14 Cycle Training	11321	LAURA COGAN	Paid	90.00
	21855 2/22/14-3/14/14 Pilates/Zumba	11170	DONELLE MARTIN	Paid	300.00
	21856 2/20/14-3/19/14 Gymnastics	11236	GARY GENE JOHNSON dba	Paid	495.00
A001-511-5801-000	- Buellton Recreation Program		*** Account total ***		3,167.77
A001-511-6201-000	- Contract Services				
	21811 3/14 Rec Ctr/Gym Janitorial	395	JOSE RAFAEL RUIZ dba	Paid	2,105.00
A001-511-6201-000	- Contract Services		*** Account total ***		2,105.00
A001-550-5703-000	- Utilities - Electric				
	21837 2/5/14 - 3/6/14 Elec Summary B	352	P G & E	Paid	4,324.28
A001-550-5703-000	- Utilities - Electric		*** Account total ***		4,324.28
A001-551-6201-000	- Contract Services				
	21822 2/14 Storm Water Mgmt Plan	326	MNS ENGINEERS, INC.	Paid	6,971.25
A001-551-6201-000	- Contract Services		*** Account total ***		6,971.25
A001-552-5509-001	- Maintenance/Repair-Riverview				
	21857 3/14 Misc Maint Stakes RVP	342	NIELSEN BUILDING MATERIALS, INC	Paid	18.36
	21884 2/14 Playground Equip Parts	762	LANDSCAPE STRUCTURES, INC.	Paid	50.92
A001-552-5509-001	- Maintenance/Repair-Riverview		*** Account total ***		69.28
A001-552-5703-000	- Utilities - Electric				
	21837 2/5/14 - 3/6/14 Elec Summary B	352	P G & E	Paid	71.15
A001-552-5703-000	- Utilities - Electric		*** Account total ***		71.15
A001-552-6201-000	- Contract Services				
	21817 1/14 Irrigation Labor-Parks	781	VALLEY CREST LANDSCAPE MAINT,	Paid	880.00
	21818 2/14 Irrigation Labor - Parks	781	VALLEY CREST LANDSCAPE MAINT,	Paid	880.00
	21868 2/14 Turf Fertliztn of Parks	781	VALLEY CREST LANDSCAPE MAINT,	Paid	1,725.00

Obligat'n	Description	Vendor/ Line Nbr	Name/ Description	Stage	Amount
A001-552-6201-000	- Contract Services		*** Continued ***		
	21876 3/14 Landscape Maint	781	VALLEY CREST LANDSCAPE MAINT,		
		2		Paid	2,720.00
		3		Paid	1,277.00
	21880 3/14 Park Restroom/Fountains	395	JOSE RAFAEL RUIZ dba		
		1		Paid	1,650.00
A001-552-6201-000	- Contract Services		*** Account total ***		9,132.00
A001-556-5703-000	- Utilities - Electric				
	21837 2/5/14 - 3/6/14 Elec Summary B	352	P G & E		
		8		Paid	511.87
A001-556-5703-000	- Utilities - Electric		*** Account total ***		511.87
A001-556-6201-000	- Contract Services				
	21876 3/14 Landscape Maint	781	VALLEY CREST LANDSCAPE MAINT,		
		1		Paid	4,675.00
A001-556-6201-000	- Contract Services		*** Account total ***		4,675.00
A001-557-6101-000	- Development Permit Processing				
	21830 2/14 Small Permits	326	MNS ENGINEERS, INC.		
		1		Paid	6,290.00
A001-557-6101-000	- Development Permit Processing		*** Account total ***		6,290.00
A001-557-6201-000	- Contract Services				
	21819 2/14 City Eng/Public Works	326	MNS ENGINEERS, INC.		
		1		Paid	7,538.75
A001-557-6201-000	- Contract Services		*** Account total ***		7,538.75
A001-558-5101-000	- Medical Benefit				
	21801 2/14 FSA Fees	782	WAGE WORKS		
		5		Paid	12.92
A001-558-5101-000	- Medical Benefit		*** Account total ***		12.92
A001-558-5301-000	- Office Supplies				
	21804 2/11/14 Supplies #7001076305	469	STAPLES CONTRACT & COMMERCIAL,		
		1		Paid	17.27
	21807 2/21/14 Supplies #7001086144	469	STAPLES CONTRACT & COMMERCIAL,		
		1		Paid	27.83
A001-558-5301-000	- Office Supplies		*** Account total ***		45.10
A001-558-5504-000	- Laundry / Uniforms				
	21863 3/14 Various Shirts/Uniforms	746	LANDS END, INC		
		3		Paid	96.86
A001-558-5504-000	- Laundry / Uniforms		*** Account total ***		96.86
A001-558-5507-000	- Maintenance - Vehicles				
	21873 3/14 Equip Repair	390	QUINN COMPANY		
		1		Paid	65.93
	21886 2/14 Misc Maint Items	826	GENUINE PARTS COMPANY - NAPA		
		1		Paid	15.55

Obligat'n	Description	Vendor/ Line Nbr	Name/ Description	Stage	Amount
A001-558-5507-000	Maintenance - Vehicles		*** Continued ***		
	21887 2/14 Misc Maint Items	826	GENUINE PARTS COMPANY - NAPA		
		1		Paid	23.74
A001-558-5507-000	Maintenance - Vehicles		*** Account total ***		105.22
A001-558-5509-000	Maintenance / Repair				
	21864 3/14 Plmbng Rpr-Police Office	791	FRED H. BELEN JR. dba		
		1		Paid	450.12
	21869 3/14 Excavator Rental	551	VALLEY TOOL RENTALS		
		1		Paid	638.37
	21881 3/14 Logo Decals	780	JOHN EBRAHIMI dba		
		1		Paid	496.36
A001-558-5509-000	Maintenance / Repair		*** Account total ***		1,584.85
A001-558-5701-000	Telephone				
	21816 3/14 PW/CM Cell Phone Cgs	556	VERIZON WIRELESS		
		1		Paid	403.02
A001-558-5701-000	Telephone		*** Account total ***		403.02
A001-558-6201-000	Contract Services				
	21821 2/14 Traffic Safety Studies	326	MNS ENGINEERS, INC.		
		1		Paid	3,305.00
	21828 2/14 Traffic Study-Aoff & Oak	326	MNS ENGINEERS, INC.		
		1		Paid	3,325.00
A001-558-6201-000	Contract Services		*** Account total ***		6,630.00
A001-565-5002-000	Planning Commission Salaries				
	21858 3/14 Planning Commission Mtgs	119	CRAIG ADAMS		
		1		Paid	50.00
	21859 3/14 Planning Commission Mtgs	242	JASON L. FUSSEL		
		1		Paid	50.00
	21860 3/14 Planning Commission Mtgs	303	ART MERCADO		
		1		Paid	50.00
	21861 3/14 Planning Commission Mtgs	199	FOSTER D. REIF		
		1		Paid	50.00
	21862 3/14 Planning Commission Mtgs	787	LISA FIGUEROA		
		1		Paid	50.00
A001-565-5002-000	Planning Commission Salaries		*** Account total ***		250.00
A001-565-5101-000	Medical Benefit				
	21801 2/14 FSA Fees	782	WAGE WORKS		
		6		Paid	24.24
A001-565-5101-000	Medical Benefit		*** Account total ***		24.24
A001-565-5306-000	Advertising - Legal				
	21834 3/14 Legal Notice	285	SANTA MARIA TIMES dba		
		1		Paid	185.61
A001-565-5306-000	Advertising - Legal		*** Account total ***		185.61
A001-565-5703-000	Utilities - Electric				
	21837 2/5/14 - 3/6/14 Elec Summary B	352	P G & E		
		5		Paid	173.93
A001-565-5703-000	Utilities - Electric		*** Account total ***		173.93

Obligat'n	Description	Vendor/ Line Nbr	Name/ Description	Stage	Amount
A001-565-6201-000	Contract Services				
	21879 2/14 - FY 13/14 Econ Dev Svcs	812	KOSMONT & ASSOCIATES, INC. dba		
		1		Paid	3,773.90
A001-565-6201-000	Contract Services		*** Account total ***		3,773.90
A001-565-6202-000	Contract Services-Engineering				
	21823 2/14 Misc Planning Support	326	MNS ENGINEERS, INC.		
		1		Paid	1,030.00
A001-565-6202-000	Contract Services-Engineering		*** Account total ***		1,030.00
A005-701-5101-000	Medical Benefit				
	21801 2/14 FSA Fees	782	WAGE WORKS		
		7		Paid	9.69
A005-701-5101-000	Medical Benefit		*** Account total ***		9.69
A005-701-5301-000	Office Supplies				
	21799 2/20/14 Refund Inv 7001086130	469	STAPLES CONTRACT & COMMERCIAL,		
		1		Paid	-58.97
A005-701-5301-000	Office Supplies		*** Account total ***		-58.97
A005-701-5501-000	Operational Supplies				
	21798 3/14 Bag Material Rplc	825	JWC ENVIRONMENTAL, LLC		
		1		Paid	180.11
	21865 3/14 WWTP Op Supplies	501	ANNETTE C. GUTIERREZ dba		
		1		Paid	43.19
	21883 3/14 WWTP Tubing	543	USA BLUEBOOK		
		1		Paid	292.37
A005-701-5501-000	Operational Supplies		*** Account total ***		515.67
A005-701-5502-000	Chemicals / Analysis				
	21870 3/14 WWTP Plant/Ponds Weed Con	187	FARM SUPPLY COMPANY		
		1		Paid	384.39
A005-701-5502-000	Chemicals / Analysis		*** Account total ***		384.39
A005-701-5504-000	Laundry / Uniforms				
	21863 3/14 Various Shirts/Uniforms	746	LANDS END, INC		
		4		Paid	96.86
A005-701-5504-000	Laundry / Uniforms		*** Account total ***		96.86
A005-701-5507-000	Maintenance - Vehicles				
	21873 3/14 Equip Repair	390	QUINN COMPANY		
		2		Paid	65.93
A005-701-5507-000	Maintenance - Vehicles		*** Account total ***		65.93
A005-701-5509-000	Maintenance / Repair				
	21871 3/14 Emergency Repairs at WWTP	649	FLUID RESOURCE MANAGEMENT, INC		
		1		Paid	6,975.12
	21882 2/14 Lift Station Troubleshoot	649	FLUID RESOURCE MANAGEMENT, INC		
		1		Paid	1,229.40
A005-701-5509-000	Maintenance / Repair		*** Account total ***		8,204.52

Obligat'n	Description	Vendor/ Line Nbr	Name/ Description	Stage	Amount
A005-701-5703-000	Utilities - Electric	352	P G & E		
	21837 2/5/14 - 3/6/14 Elec Summary B	6		Paid	5,917.49
A005-701-5703-000	Utilities - Electric		*** Account total ***		5,917.49
A005-701-6201-000	Contract Services	677	WALLACE GROUP		
	21872 2/14 Regulatory Compliance Svc	1		Paid	342.68
A005-701-6201-000	Contract Services		*** Account total ***		342.68
A020-210-2101-000	Customer Deposits	0	MICHAEL PERKINS		
	21839 3/14 Dep Refund/Closing Bill	1		Paid	19.95
A020-210-2101-000	Customer Deposits		*** Account total ***		19.95
A020-601-5101-000	Medical Benefit	782	WAGE WORKS		
	21801 2/14 FSA Fees	8		Paid	9.69
A020-601-5101-000	Medical Benefit		*** Account total ***		9.69
A020-601-5301-000	Office Supplies	469	STAPLES CONTRACT & COMMERCIAL,		
	21799 2/20/14 Refund Inv 7001086130	2		Paid	-58.96
A020-601-5301-000	Office Supplies		*** Account total ***		-58.96
A020-601-5402-000	Travel & Training	268	KEVIN WOLFCAL		
	21802 3/14/14-3/16/14 Mileage/Meal R	1		Paid	374.35
A020-601-5402-000	Travel & Training		*** Account total ***		374.35
A020-601-5501-000	Operational Supplies	718	AUTOSYS, INC.		
	21874 3/14 Spare Membrane Caps	1		Paid	710.00
A020-601-5501-000	Operational Supplies		*** Account total ***		710.00
A020-601-5504-000	Laundry / Uniforms	746	LANDS END, INC		
	21863 3/14 Various Shirts/Uniforms	5		Paid	96.86
A020-601-5504-000	Laundry / Uniforms		*** Account total ***		96.86
A020-601-5506-000	Fuel - Vehicles	241	J B DEWAR, INC.		
	21878 3/14 Red Diesel Fuel	1		Paid	729.53
A020-601-5506-000	Fuel - Vehicles		*** Account total ***		729.53
A020-601-5507-000	Maintenance - Vehicles	390	QUINN COMPANY		
	21873 3/14 Equip Repair	3		Paid	65.93
A020-601-5507-000	Maintenance - Vehicles		*** Account total ***		65.93

Obligat'n	Description	Vendor/ Line Nbr	Name/ Description	Stage	Amount
A020-601-5703-000	Utilities - Electric	21837	2/5/14 - 3/6/14 Elec Summary B		
		352	P G & E		
		7		Paid	7,796.74
A020-601-5703-000	Utilities - Electric		*** Account total ***		7,796.74
A020-601-6201-000	Contract Services	21875	3/14 Trblsht/Repair Amp Sensor		
		718	AUTOSYS, INC.		
		1		Paid	775.28
A020-601-6201-000	Contract Services		*** Account total ***		775.28
A027-559-6212-000	Lompoc- Wine Country Express	21877	4/14 Transit Svcs		
		107	CITY OF LOMPOC		
		1		Paid	1,666.66
A027-559-6212-000	Lompoc- Wine Country Express		*** Account total ***		1,666.66
A029-557-6201-000	Contract Services	21820	2/14 Transportation Plng		
		326	MNS ENGINEERS, INC.		
		1		Paid	2,717.50
A029-557-6201-000	Contract Services		*** Account total ***		2,717.50
A051-566-5703-000	Utilities - Electric	21837	2/5/14 - 3/6/14 Elec Summary B		
		352	P G & E		
		9		Paid	153.54
A051-566-5703-000	Utilities - Electric		*** Account total ***		153.54
A092-302-6507-000	Improvements	21829	2/14 FY 13/14 Road Maint Proje		
		326	MNS ENGINEERS, INC.		
		1		Paid	10,620.00
A092-302-6507-000	Improvements		*** Account total ***		10,620.00
A092-304-6507-000	Improvements	21815	thru 3/12/14 Wayfinding Signs		
		817	TIM TURNER dba		
		1		Paid	36,574.05
A092-304-6507-000	Improvements		*** Account total ***		36,574.05
A092-306-6507-000	Improvements	21824	2/14 Ped Safety Impr-Hwy 246/S		
		326	MNS ENGINEERS, INC.		
		1		Paid	4,665.00
A092-306-6507-000	Improvements		*** Account total ***		4,665.00
A092-602-6507-000	Improvements	21826	2/14 Res 1 & 2 Roof Rprs		
		326	MNS ENGINEERS, INC.		
		1		Paid	30,135.00
A092-602-6507-000	Improvements		*** Account total ***		30,135.00
A092-704-6507-000	Improvements	21827	2/14 Sewerline Rplcmt@Flying F		
		326	MNS ENGINEERS, INC.		
		1		Paid	3,775.00
A092-704-6507-000	Improvements		*** Account total ***		3,775.00

Run date: 04/01/2014 @ 14:40
Bus date: 04/01/2014

City of Buellton
Invoice Distribution Report

EXHIBIT A
Page 10 of 10

Obligat'n	Description	Vendor/ Line Nbr	Name/ Description	Stage	Amount
A092-705-6507-000 - Improvements					
	21814 thru 2/12/14 Headworks Retent	649	FLUID RESOURCE MANAGEMENT, INC		
		1		Paid	531.81
	21825 2/14 WWTP Headworks Imprv	326	MNS ENGINEERS, INC.		
		1		Paid	7,785.00
A092-705-6507-000 - Improvements			*** Account total ***		8,316.81
* Report total *			*** Total ***		341,575.66

Payments via Electronic Fund Transfer (EFT):

Payroll Taxes - Staff	3/19/14	10,182.50
Payroll Taxes - Other	3/19/14	386.41
Payroll Taxes - Council	4/1/14	117.49
3/14 FSA - Staff & Council	4/1/14	1,501.24
3/14 Aflac Supp Ins	4/1/14	826.03
4/14 Life Ins Premium	4/1/14	458.23
Total		\$ 13,471.90

CITY OF BUELLTON
City Council Agenda Staff Report

City Manager Review: MPB
Council Agenda Item No.: 3

To: The Honorable Mayor and City Council

From: Carolyn Galloway-Cooper, Finance Director

Meeting Date: April 10, 2014

Subject: Resolution No. 14-08 – “A Resolution of the City Council of the City of Buellton, California, Approving a 2% Cost of Living Adjustment (COLA) for all Regular Full-Time Employees, Effective, July 1, 2014”

BACKGROUND

Buellton Municipal Code Section 2.08.060 authorizes the City Manager to prepare and submit a proposed annual salary plan to the City Council for its approval. On March 27, 2014, the City Council authorized a two (2) percent Cost of Living Adjustment (COLA) for all regular full-time employees, effective, July 1, 2014 and requested that staff bring back a resolution formally approving the COLA for Fiscal Year 2014-15.

FISCAL IMPACT

The fiscal impact of the COLA will be reflected in the Fiscal Year 2014-15 Budget and the overall increase including benefits would be \$30,000.

RECOMMENDATION

That the City Council approve and adopt Resolution No. 14-08 – “A Resolution of the City Council of the City of Buellton, California, Approving a 2% Cost of Living Adjustment (COLA) for all Regular Full-Time Employees, Effective, July 1, 2014”

ATTACHMENT

Resolution No. 14-08

RESOLUTION NO. 14-08

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUELLTON, CALIFORNIA, APPROVING A 2% COST OF LIVING ADJUSTMENT (COLA) FOR ALL REGULAR FULL-TIME EMPLOYEES, EFFECTIVE JULY 1, 2014

WHEREAS, Section 2.08.060 of the Buellton Municipal Code authorizes the City Manager to prepare and submit a proposed annual salary plan to the City Council for its approval; and

WHEREAS, the City Council has reviewed and approved the 2% COLA submitted on March 27, 2014; and

WHEREAS, the City Council values the work performed by its regular full-time employees; and

WHEREAS, the City Council has reviewed the budget for Fiscal Year 2014-15 and has determined that it is financially prudent to provide for an increase in salaries of regular full-time employees.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BUELLTON DOES RESOLVE, DETERMINE, FIND, AND ORDER AS FOLLOWS:

SECTION 1. The City Council hereby finds that the above recitations are true and correct and, accordingly, are incorporated as a material part of this Resolution.

SECTION 2. The City Council hereby directs adjustments to regular full-time employees' salaries to reflect a 2% cost of living adjustment, effective July 1, 2014.

SECTION 3. The fiscal impact of the salary adjustment will be reflected in the Fiscal Year 2014-15 City Budget.

SECTION 4. The City Clerk shall certify to the adoption of this Resolution.

PASSED, APPROVED and ADOPTED this 10th day of April, 2014.

John Connolly
Mayor

ATTEST:

Linda Reid
City Clerk

CITY OF BUELLTON
City Council Agenda Staff Report

City Manager Review: MPB
Council Agenda Item No.: 4

To: The Honorable Mayor and City Council

From: Carolyn Galloway-Cooper, Finance Director

Meeting Date: April 10, 2014

Subject: Agreement for Animal Control Services between the County of Santa Barbara and the City of Buellton – Fiscal Year 2014/15

BACKGROUND

Attached is the Agreement for Animal Control Services between the County of Santa Barbara and the City of Buellton for the Regulation, Control, and Enforcement of Animal Control Ordinances within the City of Buellton for Fiscal Year 2014/15. The Agreement provides that the County’s Division of Animal Services shall perform both field and shelter services including, but not limited to, impounds, shelter boarding, euthanasia, injured animal care, dead animal pick-up and disposal, code enforcement, and twenty-four hour emergency service requests.

There is a slight increase in the amount of \$1,194 for the cost of various services provided by the Division of Animal Services. The City cannot provide the same level of services for the amount charged through the Agreement. All other terms and conditions remain the same as in the Agreement for Animal Control Services for the last fiscal year. The services provided by the County have been satisfactory in providing animal control services within the City of Buellton.

FISCAL IMPACT

The cost for the services is \$33,500 for Fiscal Year 2014/15. If the Amendment is approved, funds will be appropriated in the Fiscal Year 2014/15 budget for said services.

RECOMMENDATION

That the City Council authorize the City Manager to sign the contract and approve the Agreement for Animal Control Services between the County of Santa Barbara and the City of Buellton for Fiscal Year 2014/15.

ATTACHMENT

Attachment 1 - Agreement for Animal Control Services between the County of Santa Barbara and the City of Buellton - Fiscal Year 2014/15

THIRD AMENDMENT TO AGREEMENT

between

COUNTY OF SANTA BARBARA

and

CITY OF BUELLTON

for

ANIMAL CONTROL SERVICES

Effective July 1, 2014

THIS IS THE THIRD AMENDMENT TO THE AGREEMENT (hereafter Third Amendment) for Animal Control Services (hereafter Agreement), made by and between the County of Santa Barbara, a political subdivision of the State of California (hereafter COUNTY), and the City of Buellton, a municipal corporation in Santa Barbara County (hereafter CITY).

WHEREAS, the parties desire to amend the Agreement to extend the term and adjust the compensation payable to COUNTY for services performed under the Agreement; and

WHEREAS, this Third Amendment incorporates the terms and conditions set forth in the Agreement and the Second Amendment, except as modified by this Third Amendment.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, COUNTY and CITY hereby agree to amend the Agreement as follows:

1. **Definitions.** Capitalized terms used in this Third Amendment, to the extent not otherwise defined herein shall have the same meanings as in the Agreement.
2. **Amendments.**

The Agreement is amended as follows:

5. **TERM.** The term of this Agreement shall be from July 1, 2013 **2014** through June 30, 2014 **2015**.
6. **COMPENSATION OF COUNTY.** For services rendered from the COUNTY operated shelter in Lompoc between July 1, 2013 **2014** and June 30, 2014 **2015**, CITY shall pay COUNTY \$32,306 **\$33,500**, billed in four equal quarterly payments of: ~~\$8076.50~~ **\$8,375.00**. Quarterly payments to COUNTY shall be made within thirty (30) days of receipt of invoice. Invoices shall be delivered to the CITY address specified in Section 3, NOTICES of Agreement.
3. **Counterparts.** This Third Amendment may be executed in several counterparts, all of which taken together shall constitute a single agreement between the parties.

Third Amendment to Agreement for Animal Control Services between the **County of Santa Barbara** and the **City of Buellton**.

IN WITNESS WHEREOF, the parties hereto have executed this Third Amendment to be effective July 1, 2014.

COUNTY OF SANTA BARBARA

MONA MIYASATO
COUNTY EXECUTIVE OFFICER

By: _____

Date: _____

APPROVED AS TO FORM:
MICHAEL C. GHIZZONI
COUNTY COUNSEL

By: _____
Deputy County Counsel

APPROVED AS TO ACCOUNTING FORM:
ROBERT W GEIS, CPA
AUDITOR-CONTROLLER

By: _____
Deputy

APPROVED
TAKASHI WADA, MD, MPH
DIRECTOR/HEALTH OFFICER
PUBLIC HEALTH DEPARTMENT

By: _____
Director

APPROVED AS TO FORM:
RAY AROMATORIO, ARM, AIC
RISK MANAGER

By: _____
Risk Manager

APPROVED:
JAN E. GLICK, MS
DIRECTOR OF ANIMAL SERVICES
PUBLIC HEALTH DEPARTMENT

By: _____

Third Amendment to Agreement for Animal Control Services between the **County of Santa Barbara** and the **City of Buellton**.

IN WITNESS WHEREOF, the parties hereto have executed this Second Amendment to be effective July 1, 2014.

CITY OF BUELLTON

By: _____
Marc Bierdzinski, City Manager

Date: _____

ATTEST:

By: _____
Linda Reid, City Clerk

APPROVED AS TO FORM:

By: _____
Ralph D. Hanson, City Attorney

Third Amendment to Agreement for Animal Control Services between the **County of Santa Barbara** and the **City of Buellton**.

IN WITNESS WHEREOF, the parties hereto have executed this Second Amendment to be effective July 1, 2014.

CITY OF BUELLTON

By: _____
Marc Bierdzinski, City Manager

Date: _____

ATTEST:

By: _____
Linda Reid, City Clerk

APPROVED AS TO FORM:

By: _____
Ralph D. Hanson, City Attorney

Third Amendment to Agreement for Animal Control Services between the **County of Santa Barbara** and the **City of Buellton**.

IN WITNESS WHEREOF, the parties hereto have executed this Second Amendment to be effective July 1, 2014.

CITY OF BUELLTON

By: _____
Marc Bierdzinski, City Manager

Date: _____

ATTEST:

By: _____
Linda Reid, City Clerk

APPROVED AS TO FORM:

By: _____
Ralph D. Hanson, City Attorney



PROCLAMATION National Library Week 2014

WHEREAS, libraries help change lives in their communities, campuses and schools;

WHEREAS, librarians work to meet the changing needs of their communities, including providing resources for everyone and bringing services outside of library walls;

WHEREAS, libraries and librarians bring together community members to enrich and shape the community and address local issues;

WHEREAS, librarians are trained, tech-savvy professionals, providing technology training and access to downloadable content like e-books;

WHEREAS, libraries offer programs to meet community needs, providing residents with resume writing classes, 24/7 homework help, and financial planning services - to teens applying for student loans, to older adults planning their retirement;

WHEREAS, libraries continuously evolve in how they provide for the needs of their community members; and

WHEREAS, libraries, librarians, library workers, and supporters across America are celebrating National Library Week.

NOW, THEREFORE, I, John Connolly, Mayor of the City of Buellton, on behalf of the Buellton City Council, proclaim National Library Week, April 13-19, 2014. I encourage all residents to visit the library this week and take advantage of the wonderful resources available at the library.

PASSED, APPROVED, and ADOPTED this 10th day of April 2014.

**John Connolly
Mayor**



PROCLAMATION Child Abuse Prevention Month

WHEREAS, thriving communities depend on the successful development of the people who live in them and children and youth under age 18 represent nearly 24% of the population in Santa Barbara County;

WHEREAS, foundations of success for children and youth require responsive, safe and supportive environments that promote optimal growth and learning, starting with families and including neighborhoods, schools and surrounding communities;

WHEREAS, in 2013 more than 4,790 referrals for suspected child abuse and neglect were made to Santa Barbara County Child Welfare Services and over 1300 families were referred-out to community partners like Santa Ynez Valley People Helping People and the majority of substantiated Child Welfare cases were due to child neglect and caregiver incapacity;

WHEREAS, research shows that child abuse and neglect can have many negative long-term effects and the Centers for Disease Control and Prevention have called child abuse America's number-one public health crisis and it is estimated that every dollar invested in prevention saves one hundred dollars paying for the consequences of child abuse and neglect; and

WHEREAS, Santa Ynez Valley People Helping People is an active member of the Santa Barbara County Child Abuse Prevention Council which provides a forum for effective prevention partnerships between public agencies, community-based organizations, parents and concerned citizens that enhance family support systems, reduce risks, strengthen families, and build protective factors to keep children safe and growing strong.

NOW, THEREFORE, I, John Connolly, Mayor of the City of Buellton, on behalf of the Buellton City Council, hereby recognize April 2014 as Child Abuse Prevention Month in Santa Barbara County.

PASSED, APPROVED, and ADOPTED this 10th day of April 2014.

**John Connolly
Mayor**

CITY OF BUELLTON
City Council Agenda Staff Report

City Manager Review: MPB
Council Agenda Item No.: 7

To: The Honorable Mayor and City Council

From: Rose Hess, Public Works Director

Meeting Date: April 10, 2014

Subject: Resolution No. 14-06 - “A Resolution of the City Council of the City of Buellton, California, Adopting the Measure A Five-Year Local Program of Projects for Fiscal Years 2014/15 – 2018/19”

BACKGROUND

On November 4, 2008, the voters of the County of Santa Barbara approved Measure A – the Road Repair, Traffic Relief and Transportation Safety Measure. As a result, the local sales tax rate was continued countywide by ½ cent effective April 1, 2010. The transportation sales tax will remain in effect for 30 years, with the revenues being allocated for transportation improvements identified in the Measure A Investment Plan. Any projects funded with Measure A revenues must be identified in the five-year Measure A Program of Projects (POP).

The five-year POP must be approved through a public hearing and the approved program must be forwarded to the Santa Barbara County Association of Governments by April 15, 2014.

The Measure A funds have been used to supplement the City’s local general funds allocated to its road maintenance, striping, sidewalk improvements and transit subsidy. The City has used Measure A funds to subsidize the Dial-A-Ride program, part of the Santa Ynez Valley Transit operations, which is funded by the Cities of Solvang and Buellton and the County of Santa Barbara. The subsidy reduces the fare from \$2.25 to \$1.25, equivalent to the senior fixed route fare.

The City will continue to utilize Measure A Funds to support other City transit obligations such as the Wine Country Express and Breeze 200. Historically, the City has utilized General Fund to support transit since all of its TDA allocations are provided to the City of Solvang for operation of the Santa Ynez Valley Transit. The City is required to provide a minimum of 5% of its Measure A local fund towards alternative transportation.

Exhibit A to Resolution No. 14-06 is the estimate of Measure A revenues and the proposed maintenance and transit allocations for the next 5 years.

FISCAL IMPACT

Each year the City of Buellton receives a portion of the revenues derived from Measure A sales tax receipts based on population. Estimated revenue anticipated from Measure A for the next five year period is approximately \$1,634,162. The annual allocations estimated are as follows:

FY 2014/15	FY 2015/16	FY 2016/17	FY 2017/18	FY 2018/19
\$322,897	\$315,856	\$323,004	\$331,113	\$341,293

RECOMMENDATION

That the City Council approve and adopt Resolution No. 14-06 – “A Resolution of the City Council of the City of Buellton, California, Adopting the Measure A Five-Year Local Program of Projects for Fiscal Years 2014/15 – 2018/19”

ATTACHMENT

Resolution No. 14-06 and Exhibit A - Measure A POP Submittal - Buellton

RESOLUTION NO. 14-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUELLTON, CALIFORNIA, ADOPTING THE MEASURE A FIVE-YEAR LOCAL PROGRAM OF PROJECTS FOR FISCAL YEARS 2014/15 – 2018/19

A. Recitals.

WHEREAS, on November 4, 2008, the voters of Santa Barbara County (“County”) approved Ordinance No. 5, the Road Repair, Traffic Relief and Transportation Safety Measure (“Measure A”); and

WHEREAS, Measure A provides that the County Local Transportation Authority shall annually approve a program of projects submitted by local jurisdictions identifying those transportation projects eligible for Measure A funds during the succeeding five-year period; and

WHEREAS, the City of Buellton was provided with an estimate of annual Measure A local revenues for Fiscal Years 2013/14 – 2017/18; and

WHEREAS, on April 10, 2014, the City of Buellton conducted and concluded a duly noticed public hearing in accordance with Section 18 of Measure A prior to the adoption of this Resolution; and

WHEREAS, all legal prerequisites have occurred prior to the adoption of this resolution

B. Resolution.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Buellton as follows:

SECTION 1. The City Council finds that all of the above recitations are true and correct and, accordingly, are incorporated as a material part of this Resolution.

SECTION 2. The City of Buellton does hereby adopt the attached Five-Year Program for Projects (Exhibit “A”) to be funded in part with Measure A revenues.

SECTION 3. The City of Buellton certifies that it will include in its budget an amount of local discretionary funding for local streets and roads sufficient to comply with the Maintenance of Effort requirements contained in Section 27 of Measure A.

SECTION 4. The City of Buellton will not use Measure A revenues to replace private developer funding which has been committed to a transportation project or would otherwise be required under current City policies.

SECTION 5. The City of Buellton has complied with all other applicable provisions and requirements of Measure A.

SECTION 6. The City Clerk shall certify to the adoption of this Resolution.

PASSED, APPROVED and ADOPTED this 10th day of April, 2014.

John Connolly
Mayor

ATTEST:

Linda Reid
City Clerk

CITY OF BUELLTON
City Council Agenda Staff Report

City Manager Review: MPB
Council Agenda Item No.: 8

To: The Honorable Mayor and City Council

From: Carolyn Galloway-Cooper, Finance Director

Meeting Date: April 10, 2014

Subject: Presentation of Santa Barbara County Sheriff's Department
Contract - Fiscal Year 2014/15

BACKGROUND

Staff met with the Sheriff Department regarding Fiscal Year 2014-15 expenditures. The contract proposal includes a 0.8% increase compared to the prior year (Attachment 1). The increase is less than the current annual CPI of 1.1%. The annual law enforcement contract will increase by \$12,963, from \$1,682,453 in 2013-14 to \$1,695,416 next fiscal year. The increase is due to an overall increase in personnel and overhead costs.

The Sheriff's Department will be in attendance at the April 10th meeting.

FISCAL IMPACT

The fiscal impact would be an additional \$12,963, for a total budget amount of \$1,695,416 for FY 2014/15.

RECOMMENDATION

That the City Council review the Fiscal Year 2014/15 Budget for the Sheriff's Department and direct staff to reflect these costs in the City's FY 2014/15 Budget.

ATTACHMENT

Attachment 1 – Proposed Fiscal Year 2014/15 Budget and Summary

*Santa Barbara County Sheriff Department
City of Buellton
FY 2014-15
Law Enforcement Contract Proposal*

Contract Cost Summary

Contract Service	FY 2014-15 Requested Appropriation	2013-14 Adjusted Appropriation
Personnel	\$1,315,577	\$1,301,911
Vehicle Fleet (<i>NET \$6,303 credit for Motorcycle</i>)	\$53,783	\$52,677
Communication System	\$7,361	\$7,215
Administration	\$106,732	\$123,957
Dispatch Services	\$57,687	\$55,500
Liability, Wk Comp, Unemp Ins	\$98,092	\$87,738
S&S, Shift Dif, Telephone	\$56,184	\$53,455
Contract Total	\$1,695,416	\$1,682,453
Est Annual Motor Cycle Maintenance	\$6,478	\$4,722

140,204.42

Contract Cost Comparison Summary

Contract Service Percent, by function	FY 2014-15 Requested Appropriation	Prior Year Requested Appropriation
Personnel	78%	77%
Vehicle Fleet (NET \$6,303 credit for Motorcycle)	3%	3%
Communication System	0%	0%
Administration	6%	7%
Dispatch Services	3%	3%
Liability, Wk Comp, Unemp Ins	6%	5%
S&S, Shift Dif, Telephone	3%	3%
Contract Total	100%	100%

Change from Prior Year	Change from Prior FY Requested Appropriation	% of Total Change from Prior FY Requested Appropriation	% Increase in Component of Contract Charges
Personnel	\$13,666	0.8%	1.0%
Vehicle Fleet (NET \$6,303 credit for Motorcycle)	\$1,106	0.1%	2.1%
Communication System	\$146	0.0%	2.0%
Administration	(\$17,225)	-1.0%	-13.9%
Dispatch Services	\$2,187	0.1%	3.9%
Liability, Wk Comp, Unemp Ins	\$10,354	0.6%	11.8%
S&S, Shift Dif, Telephone	\$2,729	0.2%	5.1%
Contract Total	\$12,963	0.8%	0.8%

Monthly Payment 2014-15	\$141,285	\$140,204
Est Motorcycle Maint per month	\$540	Actual costs will vary based on usage

Law Enforcement Operations, FY 14-15

Est. Based on Adopted Budget				Less...						Equals...			CSA #32		
Total LEO...				Dispatch (#1032)		Coroner (#1008)		2570(1) 2590 (1) AB109 (2)		Law Enforce. Op's Subtotal			(Unincorporated Area)		
LEO Staffing (only)	FTE's	Gross Amount	AvgPer FTE	FTE's	Amount	FTE's	Amount	FTE's	Amount	FTE's	Amount	LEO Avg/FTE	FTE's	Amount	
Admin Office Pro I	1.00	\$61,424.48	\$61,424	0	0	0	0	0	0	1.00	\$61,424	\$61,424	1.00	\$61,424	
Admin Office Pro II	23.50	\$2,116,870.45	\$90,080	0	0	1.00	\$90,080	1.00	\$90,080	21.50	\$1,936,711	\$90,080	19.20	\$1,729,528	
Admin Office Pro III	12.25	\$1,299,363.28	\$106,070	0	0	0	0	0	0	12.25	\$1,299,363	\$106,070	10.80	\$1,145,561	
Admin Office Pro III - Res	1.00	\$104,035.11	\$104,035	0	0	0	0	0	0	1.00	\$104,035	\$104,035	1.00	\$104,035	
Aircraft Mechanic	2.00	\$235,208.52	\$117,604	0	0	0	0	0	0	1.00	\$117,604	\$117,604	1.00	\$117,604	
Chief Deputy Sheriff	1.00	\$330,147.56	\$330,148	0	0	0	0	0	0	1.00	\$330,148	\$330,148	1.00	\$330,148	
Communications Disp I	13.00	\$1,287,577.22	\$99,044	13.00	\$1,287,577	0	0	0	0	0.00	\$0	See Dispatch	0.00	\$0	
Communications Disp II	11.00	\$1,300,937.38	\$118,267	11.00	\$1,300,937	0	0	0	0	0.00	\$0	See Dispatch	0.00	\$0	
Communications Disp Supv	6.00	\$787,436.32	\$131,239	6.00	\$787,436	0	0	0	0	0.00	\$0	See Dispatch	0.00	\$0	
Forensic Pathologist	1.00	\$296,227.42	\$296,227	0	0	1.00	\$296,227	0	0	0.00	\$0	See Coroner	0.00	\$0	
Forensic Technician I	0.00	\$0.00	\$0	0	0	0	0	0	0	0.00	\$0	\$0	0.00	\$0	
Forensic Technician II	1.00	\$111,266.69	\$111,267	0	0	0	0	0	0	1.00	\$111,267	\$111,267	1.00	\$111,267	
Forensic Technician Sr	3.00	\$396,771.78	\$132,257	0	0	0	0	0	0	3.00	\$396,772	\$132,257	3.00	\$396,772	
Helicopter Pilot	2.00	\$320,815.62	\$160,408	0	0	0	0	0	0	2.00	\$320,816	\$160,408	2.00	\$320,816	
Legal Office Pro III/III	6.00	\$550,693.24	\$91,782	0	0	0	0	0	0	6.00	\$550,693	\$91,782	6.00	\$550,693	
Mapping/GIS Tech	1.00	\$99,618.68	\$99,619	1.00	\$99,619	0	0	0	0	1.00	\$99,619	\$99,619	1.00	\$99,619	
Parking Enforcement Ofcr	1.00	\$78,468.17	\$78,468	0	0	0	0	0	0	1.00	\$78,468	\$78,468	1.00	\$78,468	
Sheriff's Commander	4.00	\$1,171,538.57	\$292,885	0.50	\$146,442	0	0	0	0	3.50	\$1,025,096	\$292,885	2.85	\$833,257	
Sheriff's Deputy	92.00	\$15,472,549.31	\$168,180	0	0	0	0	3.00	\$504,540	89.00	\$14,968,010	\$168,180	54.58	\$9,179,258	
Sheriff's Deputy II-Spcl Duty	67.00	\$11,790,237.29	\$175,974	0	0	4.00	\$703,895	4.00	\$703,895	59.00	\$10,382,448	\$175,974	44.43	\$7,818,511	
Sheriff's Deputy Tr	18.00	\$1,840,760.78	\$102,264	0	0	0	0	0.00	0	18.00	\$1,840,761	\$102,264	18.00	\$1,840,761	
Sheriff's Lieutenant	9.50	\$2,419,643.29	\$254,699	0	0	0	0	0	0	9.50	\$2,419,643	\$254,699	7.28	\$1,849,117	
Sheriff's Sergeant	30.35	\$6,153,274.96	\$202,744	0	0	1.00	\$202,744	0	0	29.35	\$5,950,531	\$202,744	22.02	\$4,464,419	
Team/Project Leader/Dispatch Manager	1.00	\$156,526.09	\$156,526	1.00	\$156,526	0	0	0	0	0.00	\$0	\$0	0.00	\$0	
Subtotal A (A)	307.60	\$48,381,392		32.50	\$3,778,538	7.00	\$1,292,948	8.00	\$1,298,514	280.10	\$41,882,143	\$2,588,642	197.14	\$30,919,991	
Sworn Staff (FY)	221.65	\$9,178,151.76		0.50		5.00		7.00		209.35			150.14	\$16,448,048	
Other Staffing Charges (Insurance, applies to all FTEs)															
Unemployment Insurance	307.60	\$0	\$0	0	\$0	7.00	\$0	0	\$0	260.10	\$0	\$0	197.14	\$0	
Workers Compensation Ins (F)	307.60	\$2,991,402.00	\$9,725	0	\$233,920	7.00	\$76,833	0	\$78,981	260.10	\$2,601,668	\$10,003	197.14	\$1,971,856	
Liability Insurance(F)	307.60	\$789,946.00	\$2,568	0	\$59,191	7.00	\$19,885	0	\$20,442	260.10	\$690,428	\$2,654	197.14	\$523,289	
Subtotal B		\$3,781,348	\$12,293		\$293,111		\$96,718		\$99,423		\$3,292,096	\$12,657		\$2,495,146	
Salaries, Benefits & Insurance Subtotal (for ICRP)		\$53,530,766.41			\$4,071,649		\$1,389,664		\$1,397,937		\$45,174,239			\$33,415,136	
Public Safety Dispatch Services															
See, "Dispatch0304" Spreadsheet					N/A		\$452,539				\$1,689,048		71.7%	\$1,211,298	
Other Direct Charges:															
Services & Supplies		\$2,457,549			332,436		192,232		105,504	260.10	\$1,827,377	\$7,026	197.14	\$1,385,006	
Shift Differential/Premium Pay		\$40,520			0		0		0	0	\$40,520	\$156	100.00%	\$40,520	
Extra Help		\$79,800			0		12,000		0	260.10	\$67,800		No Dir City Chg	\$67,800	
Gen Svcs, Real Prop Charges		\$0			0		0		0	0	\$0		SBRNET only	\$0	
Overtime (C)		\$2,037,842			47,666		10,000		5,000		\$1,974,976			\$1,974,976	
Motor Pool		\$1,211,219			36		89,854		62,024	209.35	\$1,759,296	\$8,404	150.14	\$1,261,676	
Radio/Communications		\$12,822.00			95,185		480		1,616	209.35	\$215,541	\$1,030	150.14	\$154,575	
Utilities		\$171,329			26,025		6,829		0		\$138,475			\$138,475	
Telephone Services		\$101,997.00			19,531		24,244		0	260.10	\$58,222	\$224	197.14	\$44,128	
Trans Out (Vehicle Purchases)		\$0			0		0		0		\$0			\$0	
Fixed Assets		\$24,000			0		0		0		\$24,000			\$24,000	
Subtotal C		\$7,136,869			520,879		335,639		174,144		\$6,106,207			\$5,091,155	
Subtotal, Direct Charges		\$59,299,609			4,592,528		2,177,842		1,572,081		\$52,969,494			\$39,717,590	
Less, Special Revenues					0		0		0		0			0	
Net Direct Charges					4,592,528		2,177,842		1,572,081		\$52,969,494			\$39,717,590	
ICR-Aux & Tech Svcs	7.55%				0.0%	\$0	0.0%	\$0	0.0%	\$0	7.55%	\$3,410,655	7.55%		
Footnotes:				Executive Summary						Total Direct + Indirect					
(A) Reconciles to SBCo Salary Modeling System, 14/15Ver1 Status Quo										Prior Year Contract Amount					
(B) Does NOT include County overhead, aka COWCAP charges										Change					
(C) City overtime is not included in the basic contract calculation										Percent Change					
(D) Does NOT include Custody costs (booking, housing, transportation, facilities)										Monthly Amount					
Motor Pool amt does not include budget amt for Motorcycles										\$3,309,799.14					

Law Enforcement Operations, FY 14-15

Est. Based on Adopted Budget	Goleta 2376		Solvang 2014		Carpinteria 2004		Buellton 2002	
	FTE's	Amount	FTE's	Amount	FTE's	Amount	FTE's	Amount
LEO Staffing (only)								
Admin Office Pro I		\$0		\$0		\$0		\$0
Admin Office Pro II	1.00	\$90,080	0.80	\$72,064		\$0	0.500	\$45,040
Admin Office Pro III	1.00	\$106,070	0.10	\$10,607	0.250	\$26,518	0.100	\$10,607
Admin Office Pro III - Res		\$0		\$0		\$0		\$0
Aircraft Mechanic		\$0		\$0		\$0		\$0
Chief Deputy Sheriff		\$0		\$0		\$0		\$0
Communications Disp I		\$0		\$0		\$0		\$0
Communications Disp II		\$0		\$0		\$0		\$0
Communications Disp Supy		\$0		\$0		\$0		\$0
Forensic Pathologist		\$0		\$0		\$0		\$0
Forensic Technician I		\$0		\$0		\$0		\$0
Forensic Technician II		\$0		\$0		\$0		\$0
Forensic Technician Sr		\$0		\$0		\$0		\$0
Helicopter Pilot		\$0		\$0		\$0		\$0
Legal Office Pro I/II/III		\$0		\$0		\$0		\$0
Mapping/GIS Tech		\$0		\$0		\$0		\$0
Parking Enforcement Ofcr		\$0		\$0		\$0		\$0
Sheriff's Commander	0.33	\$96,652	0.10	\$29,288	0.125	\$36,611	0.100	\$29,288
Sheriff's Deputy	16.00	\$2,690,878	4.71	\$792,127	8.000	\$1,345,439	5.710	\$960,307
Sheriff's Deputy II-Spl Duty	9.00	\$1,583,763	0.86	\$151,337	4.000	\$703,895	0.710	\$124,941
Sheriff's Deputy Tr		\$0		\$0		\$0		\$0
Sheriff's Lieutenant	1.00	\$254,699	0.34	\$86,598	0.560	\$142,632	0.340	\$86,598
Sheriff's Sergeant	4.75	\$963,033	0.29	\$58,796	2.000	\$405,488	0.290	\$58,796
Team/Project Leader/Dispatch Manager		\$0		\$0		\$0		\$0
		\$0		\$0		\$0		\$0
Subtotal A (A)	33.08	\$5,785,178	7.20	\$1,200,817	14.935	\$2,660,581	7.75	\$1,315,577
Sworn Staff (FYI)	31.08	5,689,025.73	6.30	1,118,146.56	14.685	2,634,063.66	7.15	1,259,930.39
Other Staffing Charges (Insurance, applies to all F								
Unemployment Insurance	33.08	\$0	7.20	\$0	14.94	\$0	7.75	\$0
Workers Compensation Ins (F)	33.08	\$330,885	7.20	\$72,018	14.94	\$149,388	7.75	\$77,520
Liability Insurance(F)	33.08	\$97,810	7.20	\$19,112	14.94	\$39,645	7.75	\$20,572
Subtotal B		\$418,695		\$91,131		\$189,033		\$98,092
Salaries, Benefits & Insurance Subtotal (for ICRP)		\$6,203,871		\$1,291,948		\$2,849,614		\$1,413,669
Public Safety Dispatch Services								
See, "Dispatch0304" Spreadsheet	14.85%	\$250,755	3.01%	\$50,829	7.01%	\$118,479	3.42%	\$57,687
Other Direct Charges:								
Services & Supplies	33.08	\$232,409	7.20	\$50,585	14.94	\$104,928	7.75	\$54,448.95
Shift Differential/Premium Pay	0.00%	\$0	0.00%	\$0	0.00%	\$0	0.00%	\$0
Extra Help		\$0		\$0		\$0		\$0
Gen Svcs, Real Prop Charges		\$0		\$0		\$0		\$0
Overtime (C)		\$0		\$0		\$0		\$0
Motor Pool	31.08	\$261,184	6.30	\$52,943	14.89	\$123,407	7.15	\$60,086
Radio/Communications	31.08	\$31,999	6.30	\$6,486	14.89	\$15,119	7.15	\$7,361
Utilities		\$0		\$0		\$0		\$0
Telephone Services	33.08	\$7,405	7.20	\$1,612	14.94	\$3,343	7.75	\$1,735
Trans Out (Vehicle Purchases)		\$0		\$0		\$0		\$0
Fixed Assets		\$0		\$0		\$0		\$0
Subtotal C		\$532,997		\$111,626		\$246,798		\$123,631
Subtotal, Direct Charges		\$6,987,823		\$1,454,402		\$3,214,891		\$1,594,987
Less, Special Revenues		\$0		\$0		\$0		\$0
Net Direct Charges		\$6,987,823		\$1,454,402		\$3,214,891		\$1,594,987
ICR-Aux & Tech Svcs	7.55%	\$468,392	7.55%	\$97,542	7.55%	\$215,146	7.55%	\$106,732
Footnotes:		\$7,456,015		\$1,551,944		\$3,430,037		\$1,701,719
(A) Reconciles to SBCo Salary Modeling System, 14/15Ver1 Status Qu		7,385,779		\$1,538,714		\$3,411,612		\$1,682,452
(B) Does NOT include County overhead, aka COWCAP charges		\$70,237		\$13,230		\$18,425		\$19,287
(C) City overtime is not included in the basic contract calculation		1.0%		0.9%		0.5%		1.1%
(D) Does NOT include Custody costs (booking, housing, transportation)								
MONTHLY		\$621,335		\$129,329		\$285,836		\$141,810
PY MONTHLY		615,482		128,226		284,301		140,204
Motor Maint		25,912.00						6,478.00

CITY OF BUELLTON
City Council Agenda Staff Report

City Manager Review: MPB
Council Agenda Item No.: 9

To: The Honorable Mayor and City Council

From: Marc Bierdzinski, City Manager

Meeting Date: April 10, 2014

Subject: Presentation of Economic Development Implementation Plan by Kosmont Companies and Review of Fiscal Year 2014/15 Work Plan and Budget

BACKGROUND

Kosmont Companies will present their Economic Development Implementation Plan (EDIP) that fulfills their initial contract with the City of Buellton. Attachment 1 is their presentation report.

Attachment 2 is a work plan and budget (March 10, 2014) for implementation of the EDIP in Fiscal Year 2014/15. The Economic Development Task Force reviewed the work plan and recommends budgeting the \$40,000 in Fiscal Year 2014/15.

FISCAL IMPACTS

If approved, \$40,000 would be allocated in the Fiscal Year 2014/15 Budget.

RECOMMENDATION

That the City Council receive the Economic Development Implementation Plan and direct the City Manager to approve Amendment No. 1 to the Kosmont Companies contract for \$40,000 in accordance with the March 10, 2014 Work Plan (Attachment 2).

ATTACHMENTS

Attachment 1 – Economic Development Implementation Plan
Attachment 2 – Kosmont Companies Fiscal Year 2014/15 Work Plan and Budget



Economic Development Implementation Plan

April 2014

Prepared By:
Kosmont Companies

- **Review of Economic Development Strategy
Summary of Findings**
- **E.D. Implementation Plan**
 - a) Key Steps for Implementation
 - b) Financing & Incentives Strategy

Review of E.D. Strategy Summary of Findings

Summary of Findings

Demographics & Employment

- Older, active local population with high HH incomes (mostly white)
- Significant visitor population and employees coming from neighboring Santa Barbara County jurisdictions and other areas
- Employment concentrated within accommodation and food services, manufacturing, retail trade, and agriculture

Market Demand – Households & Industry Growth

- Owner households projected to increase faster than renter households within City, and renter households projected to **decrease** within the larger trade area
- Industries tied to population growth are projected to **grow** within the County, including health care, retail trade, and accommodation and food services
- Industries dependent on technology and automation are projected to **contract** within the County, including manufacturing, transportation, and warehousing

Retail & Industry Retention & Recruitment

- City performs well relative to neighboring jurisdictions in terms of taxable retail sales per capita and capture of resident and non-resident spending (i.e. surplus)
- Higher performing sales categories include **automotive-related**, **restaurant**, and **hotel-related** sales, while lower performing retail categories include **general merchandise** and other **consumer goods**
- **Leverage community strengths** to attract quality retail tenants to identified Opportunity Sites within City to capture spending in current void categories, including casual restaurants, household furnishings, home improvement, clothing/apparel, discount department stores, dollar stores, and others

Economic Development without Redevelopment

- Dissolution of redevelopment agencies will continue to have a negative effect on most California Cities and impact to health of general fund
- Alternative economic tools should be explored for Buellton to retain and improve tax base and facilitate potential public-private transactions

Overview of Financing, Incentives & Other Economic Development Tools

Local Level

- Site-specific tax revenue (“SSTR”) pledges
- Impact fee reductions / waivers / deferrals
- Development opportunity reserve (“DOR”)
- Tax-exempt revenue & utility bonds
- Lease-leaseback financing
- Ground leases
- Operating covenants

State & Federal Level

- Small Business Administration (SBA) loans
- U.S. Economic Development Administration (EDA) grants
- New Market Tax Credits (NMTCs)
- CA Infrastructure Bank (I-Bank) loans
- EB-5 Immigrant Investment

Economic Development Implementation Plan

- a) **Key Steps for Implementation**
- b) **Financing & Incentives Strategy**

Key Steps for Implementation

- Based on evaluated opportunity sites and compatible retailer voids, City & Consultant Team should outreach to targeted retailers and developers:
 - **Refine and distribute marketing collateral material to promote Opportunity Sites**
 - **Refine targeted list of retailers for outreach**
 - **Continued outreach to targeted retailers (incl. email outreach, conference calls, meetings / site tours, conference participation at ICSC and other events)**
- Case-by-case preliminary analysis of fiscal impacts and economic benefits (e.g. fiscal revenue and job creation) of key potential projects
- Evaluation of financing, incentives, and other economic development tools on a transactional basis (e.g. sales tax, TOT pledges)

Initial Targeted Retailer List

Retailer	Category	Closest Location to City	Current Locations	Min SF	Max SF	New Locations Planned Next Year	New Locations Planned Next 2 Years
TJ Maxx	Discount Dept. Stores	24.51 Mi NW	956	25,000	30,000	10	20
Dollar General	Dollar Stores	82.00 Mi NE	10,000	7,500	10,000	300	600
Fitness 19	Fitness	42.00 Mi NW	1,500	3,000	5,000	125	250
Vons	Grocery Stores	15.27 Mi NW	325	42,000	55,000		
True Value	Home Improvement	23.25 Mi SE	4,000	5,000	25,000		
Petco	Pet Stores	15.19 Mi NW	1,000	10,000	15,000	50	100
Panera Bread	Restaurants-Bakery	25.00 Mi NW	1,493	3,500	4,500	100	200
Applebee's	Restaurants-Casual	25.50 Mi NW	2,000	5,000	6,000	5	10
Chili's	Restaurants-Casual	22.50 Mi SE	1,526	3,900	5,500		
Chipotle	Restaurants-Casual	22.56 Mi SE	1,095	1,800	2,800	165	330
Denny's	Restaurants-Casual	24.40 Mi SE	1,600	4,000	5,100	75	150
IHOP	Restaurants-Casual	26.05 Mi SE	1,504	4,000	7,000	5	10
Olive Garden	Restaurants-Casual	25.72 Mi NW	743	6,400	7,500	40	80
Outback Steakhouse	Restaurants-Casual	24.35 Mi SE	900	5,000	6,500	10	20
Dunkin Donuts	Restaurants-Coffee/Donuts	220.0 Mi SE	10,500	1,200	2,600	330	650
In-N-Out	Restaurants-Fast Food	25.60 Mi NW	267	3,000	4,000	14	28
Baskin-Robbins	Restaurants-Ice Cream	15.17 Mi NW	2,700	1,000	1,500	200	400
Ben & Jerry's	Restaurants-Ice Cream	31.38 Mi SE	400	100	1,500	10	20
Pinkberry	Restaurants-Ice Cream	31.31 Mi SE	115	1,000	2,000	5	10
Play It Again Sports	Sporting Goods	24.78 Mi NW	350	2,800	3,500		
Smart & Final	Wholesale	25.68 Mi NW	282	20,000	35,000	10	20

Note: Targeted retailers based primarily on retail categories illustrating leakage from City, retailer voids in local trade area, retailer demographic preferences, and recent expansion activity

Marketing Flyers

City of Buellton

Retail Development Opportunity

NWC McMurray Road & Damassa Road



~3.39 Acres Owned by Rancho Jonata Living Trust

FEATURES:

- Adjacent to Highway 101 with on-ramp and off-ramp access
- Excellent freeway visibility
- Commercial zoning
- Traffic counts (2012): 28,600 AADT Hwy 101 & Damassa Rd

DEMOGRAPHICS (ESRI):

2012	City	10 Miles	20 Miles	30 miles
Population	4,867	21,124	78,405	335,079
Households	1,784	8,189	26,889	109,094
Avg. HH Inc.	\$79,240	\$93,107	\$72,259	\$73,793

CONTACT US FOR A TRADE AREA TOUR:

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Kosmont Companies
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khira@kosmont.com

Kathy Vreeland
Executive Director
Buellton Chamber of Commerce
(805) 688-7829
kathy@buellton.org

We do not rely on any measurements or placements of any improvements depicted on these maps, as they are estimates only. The information shown here is available. While we do not dispute its accuracy, we have not verified the data and make no guarantee, warranty, or representation whatsoever. It is your responsibility to independently confirm its accuracy and completeness. Any projections, opinions, estimates or statements used are for example only and do not represent the current or future performance of the project. The risks of this information to you depend on tax and other factors, which should be evaluated by your tax, financial and legal advisors. You and your advisors should conduct a careful, independent investigation of this project to determine the suitability of the property for your needs. Development opportunities subject to City approval.



City of Buellton

Tenant/Redevelopment Opportunity

McMurray Road North of Highway 246



~0.56 Acres / 5,000 SF Building Owned by Motel 6 (former Baker's Square)

FEATURES:

- Strong intersection at Highway 246 and McMurray Road
- Directly adjacent to existing robust retail area
- Commercial zoning with freeway signage
- Suitable for restaurants pad user (5,000 SF building former Baker's Square)
- Traffic counts (2012): 40,633 AADT Hwy 101 & Hwy 246

DEMOGRAPHICS (ESRI):

2012	City	10 Miles	20 Miles	30 miles
Population	4,867	21,124	78,405	335,079
Households	1,784	8,189	26,889	109,094
Avg. HH Inc.	\$79,240	\$93,107	\$72,259	\$73,793

CONTACT US FOR A TRADE AREA TOUR:

Ken K. Hira
Senior Vice President
Kosmont Companies
(949) 226-0288
khira@kosmont.com

Kathy Vreeland
Executive Director
Buellton Chamber of Commerce
(805) 688-7829
kathy@buellton.org

We do not rely on any measurements or placements of any improvements depicted on these maps, as they are estimates only. The information shown here is based on data provided by various believed reliable sources. While we do not dispute its accuracy, we have not verified the data and make no guarantee, warranty, or representation whatsoever. It is your responsibility to independently confirm its accuracy and completeness. Any projections, opinions, estimates or statements used are for example only and do not represent the current or future performance of the project. The risks of this information to you depend on tax and other factors, which should be evaluated by your tax, financial and legal advisors. You and your advisors should conduct a careful, independent investigation of this project to determine the suitability of the property for your needs. Development opportunities subject to City approval.



City of Buellton

Retail Tenant Opportunity

SEC Highway 246 and McMurray Road (Buellton Town Center)



4,000 SF Building Owned by Alan Porter (former Blockbuster)

Highway 246 and McMurray Road
Shored shopping center
(former Blockbuster)
40,633 AADT Hwy 101 & Hwy 246

10 Miles	20 Miles	30 miles
21,124	78,405	335,079
8,189	26,889	109,094
\$93,107	\$72,259	\$73,793

AREA TOUR:

Kathy Vreeland
Executive Director
Buellton Chamber of Commerce
(805) 688-7829
kathy@buellton.org

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Outreach in Progress

Retailers / Developers / Brokers

- CBRE (Retail Broker & Crossroads Development Broker)
- Chick-Fil-A
- Chipotle Mexican Grille
- Dunkin Donuts / Baskin Robins
- Falcon Capital
- Former Baker Square Building Brokers
- In N Out
- Panera Bread (Broker)

Feedback / Progress Highlights

- Introductory discussions and meetings at ICSC Western Division Conference in San Diego (Sept 2013), Monterey Idea Exchange (March 2014) with retailers, developers & brokers
- Initial retailer interest in various sites within City
- Cooperation on planned / future potential development within City and related incentives / financing

ICSC 2014 Calendar of Events

Date	Event	Location
February 5, 2014	Southern California Idea Exchange	Los Angeles, CA
March 12-13, 2014	Monterey Idea Exchange	Monterey, CA
May 18-20, 2014	RECon Real Estate Convention	Las Vegas, NV
October 1-2, 2014	Western Division Conference	San Diego, CA

Financing & Incentives Strategy

Review of California in 2014 Q1

- Unemployment still 5th highest in U.S. with 1.6 mil out of work
- **State unemployment very uneven: 5% in Marin Co; 26% Imperial**
- Close to 25% of Californians live below the poverty line
- **Cities distracted by RDA dissolution activity**
- Enterprise Zones terminated in 2013, replaced by AB93
- **California remains high cost & unfriendly to business**
- Pensions remain underfunded with no practical solution in sight
- **State is “Not Focused” on Local Government**
 - Majority of Economic Development Bills died or vetoed
 - CA attempting to replace tax increment loss with less potent tax credits

RDA “lite”: New State Tools & Legislation (2014)

State has added new ED Tax Credit programs – *limited in scope*:

- **Sales & Use Tax Exemption / Manufacturing Equipment**
 - Existing sales tax credit for businesses expanded to *statewide* sales tax exemption on purchase of manufacturing or R&D equipment
 - Businesses allowed to exclude the first \$200 million equipment purchases from state share of sales tax (4.19%) from 7/1/14 through 6/30/22

- **Investment Incentive (attraction/retention credit)**
 - Businesses compete for tax credits based on # of jobs to be created or retained
 - Approval of any incentive by a five member committee composed Treasurer’s office, Department of Finance, GO-Biz, the CA Senate and CA Assembly
 - Approved credits may be recaptured if a business fails to fulfill contract

- **Hiring Credit**
 - For businesses in census tracts with top 25% in unemployment & poverty
 - Credit available for those who show a net increase in jobs
 - Equals 35 percent of wages between 1.5 - 3.5 times minimum wage for five years

Post-RDA Economic Development Tools

Cities have 5 BASIC TOOLS for Public Private Projects



Theses tools often work best when used together

Page 57 of 117

Post-RDA Tools – Real Estate & Property



Real Estate as an E.D. Resource

Local Government-Owned Real Estate Types:

- Former RDA real estate – PMPs
- Real Estate with public use (civic centers, fire stations, recreation)
- Surplus Property (City, School District, Utility, other)
- Rights of Way / Streets / Alleys
- Parking Lots / Structures

Real Estate as an E.D. Resource

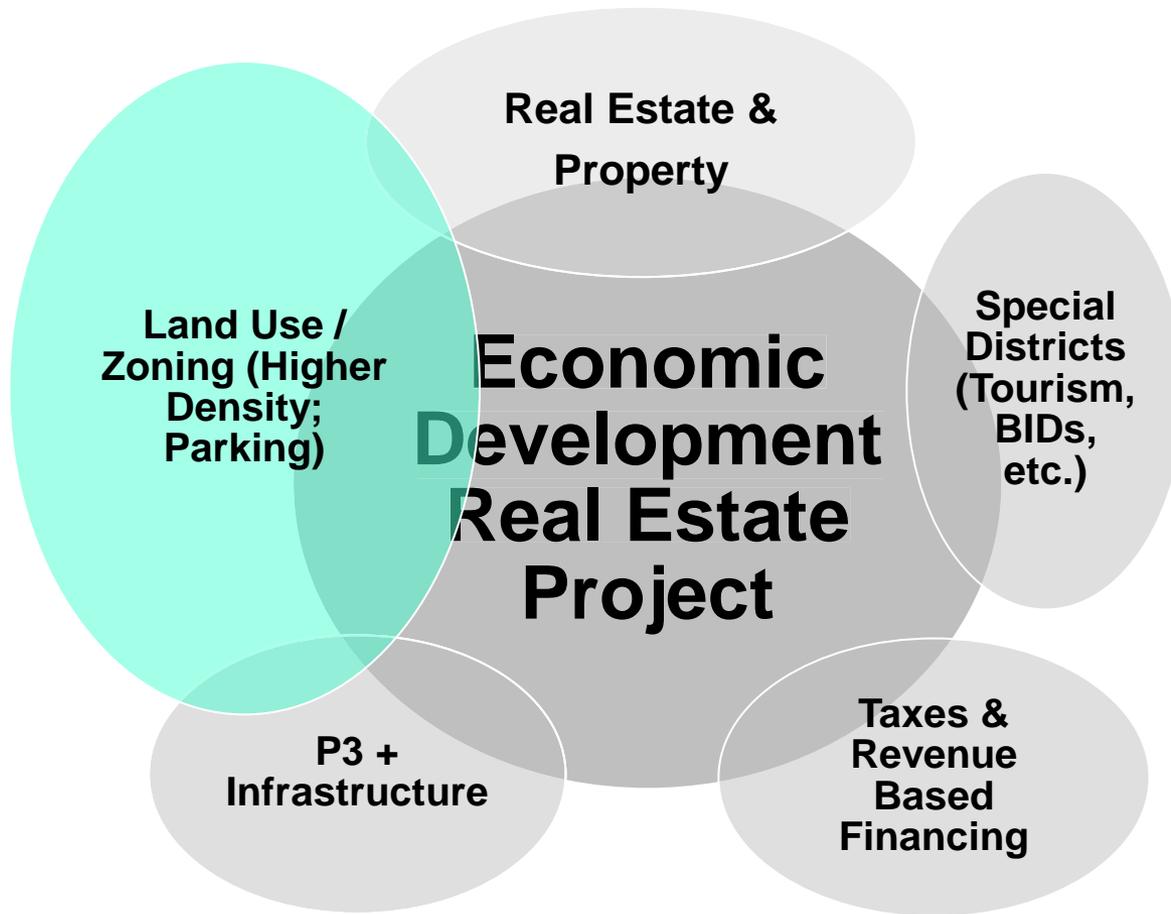
Land lends value to ED projects: can increase market/reuse value

- “Owned” land values can be propped up by zoning/use actions that add value
 - Density, reduced parking, hours of operation, height
- High commuting costs and transit lines have increased the “location value” of in-fill sites (e.g. parking lots, city / utility yards)

Public Agency land under-utilized;

- Existing zoning may not support highest & best use
 - Often needs work (entitlements, assemblage, env. remediation)
- Potential to increase value & property taxes (stable revenue source)
- Added “value” and/or lease revenue can be borrowed against (leverage)
- New funds from leverage can be used for Economic Development projects

Post-RDA Tools – Land Use / Zoning



Land Use & Zoning Tools

1. Expedited Processing of Entitlements and Permits:

- For the private sector *time is money*. Reduced processing time is a win-win
- Shorter timeframes for CEQA and other local Permitting requirements

2. Development Agreement (DA):

- Think “prenuptial agreement”
- DAs lock in benefits for public & private sector: e.g. fee deferral vs infrastructure

3. Specific Plans:

- Incorporate “ED” priorities and convert them to zoning policy objectives

4. Development Opportunity Reserve (DOR):

- Assign density for preferred uses (mixed use, retail, tax and job generators); Reward the Buyer/investor not the owner

5. Transfer of Development Rights (TDR):

- Specific Plans with an Economic Development “kicker.”

6. Post Construction Operating Covenants:

- Valuable for financing improvements made by a developer and/or tenant

Land Use/Zoning Options – Density as ED Tool

Development Opportunity Reserve (“DOR”):

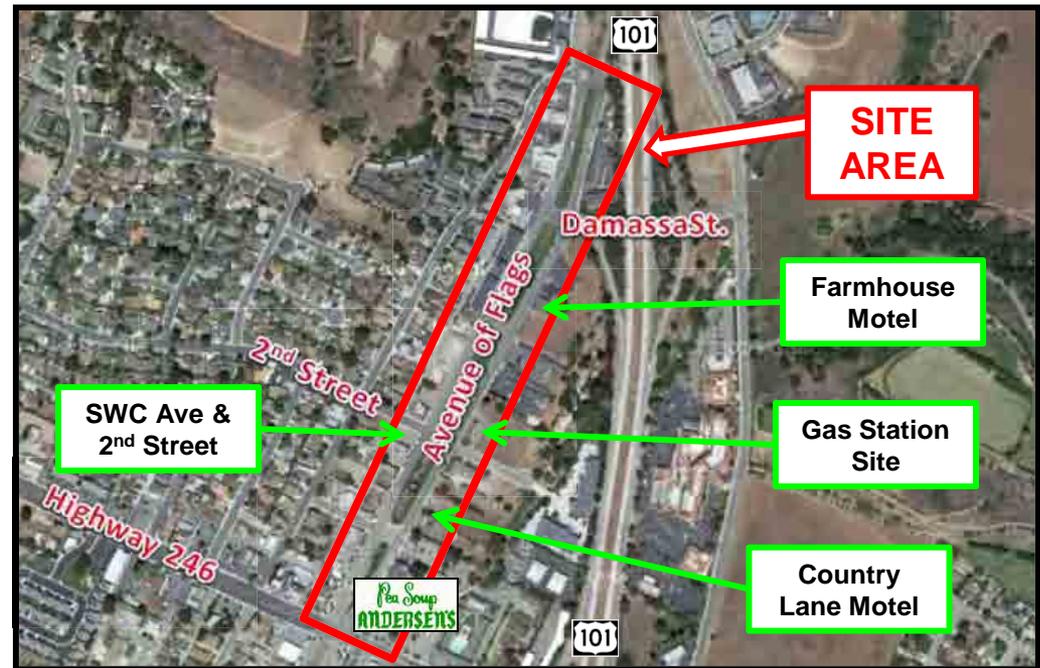
- **Problem: Up-zoning used to stimulate economic development often results in a windfall to existing landowners, not targeted users**
- **Bright Idea: Combine Specific Plans (SP) with Econ. Development “Kicker”**
- Zoning/Density should protect/advance community desires as per the SP
- Place ‘Added’ density into a “Reserve Account” but do not distribute per parcel
- Higher density to new projects that comply with pre- set “community objectives”
- Economic value of “DOR” density goes to desired projects vs. existing owners

Example: Burbank Media District Specific Plan

Burbank Media Overlay District Zone (1991-present) – allows more density through CUP process for projects that meet community goals (e.g. infrastructure)

DOR Opportunity: Avenue of Flags District

- Various potential Opportunity Sites under separate private ownerships
- Zoned general commercial (CR)
- **Potential for zoning / density as economic incentive**



Strengths

- Adjacent to Highways 246 and 101 with on-ramp and off-ramp access
- Central location within City
- Commercial zoning
- Strong household incomes

Challenges

- Low population density
- Consensus on vision
- Multiple owners

Opportunities

- Farmhouse Motel conversion
- Gas Station Site
- Country Lane Motel (Bach Hotel)
- SWC Ave of Flags & 2nd Street (Vacant Lot)

Case Study: Macerich – Mall of Victor Valley

The Challenge

- Lost several major tenants from a significant regional shopping mall; decline in sales tax revenue

The Post-RDA Tools Used

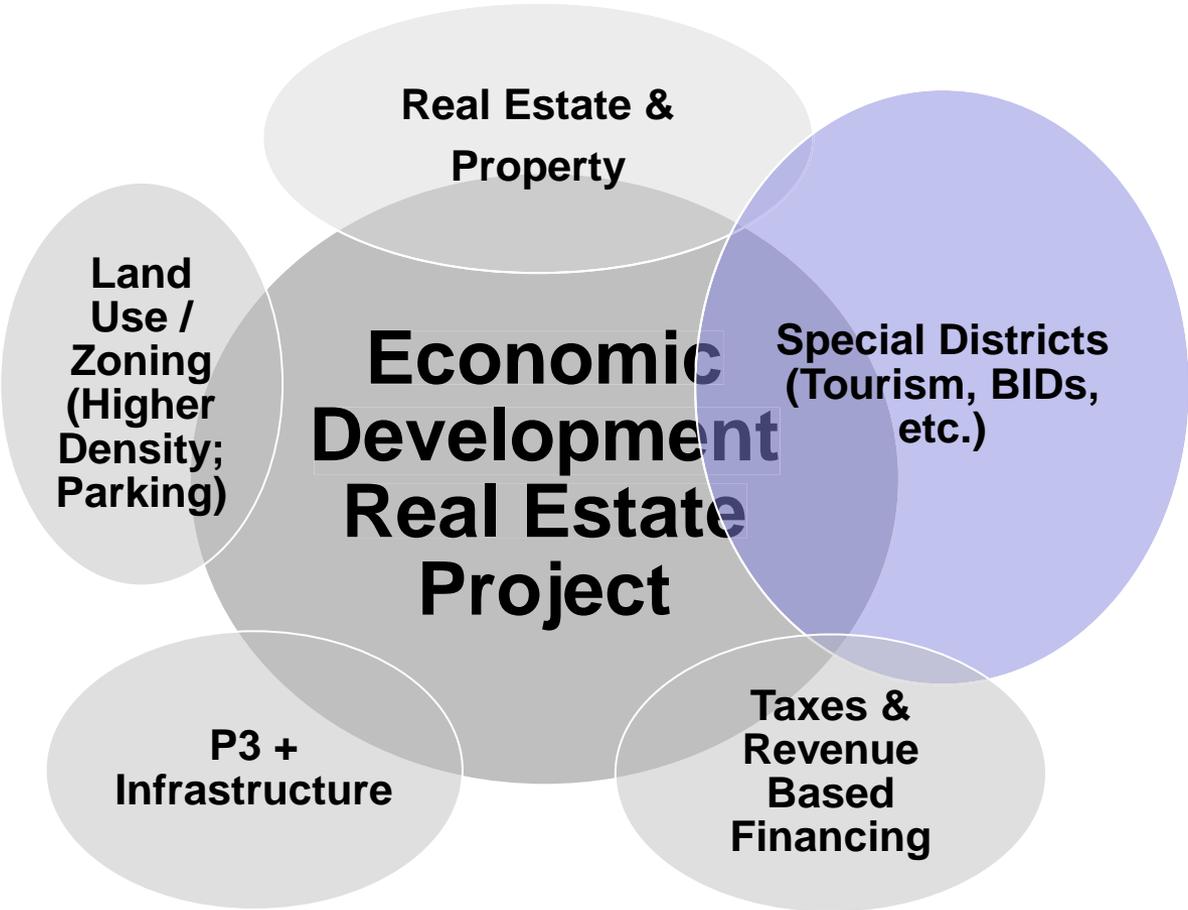
- Development Agreement
- Operating Covenant (Macy's)
- Site-Specific Tax Revenue (SSTR)

The Outcome

- Extreme Mall Makeover: Net increase of 47,000 retail SF (531,000 total SF)
- New Macy's and JC Penney (replacing shuttered Gottschalks and Mervyns)
- JCP opened in OCT. 2012
- MACY's opened in Mar. 2013



Post-RDA Tools – Special Districts



Post RDA Tools - Districts Overview

- **California Law allows creation of various specialized districts**
 - Located within a city that apply economic development programs on an area-wide scale vs. site-specific level
 - Districts may use taxes, assessments, exactions, and other funding sources for projects in the district
- **Popular Types of Districts:**
 - Business Improvement District (BID)
 - Property Improvement Business District (PBID)
 - Tourism Improvement District (TID) – *Buellton part of Santa Ynez Valley TBID*
 - Community Facilities District (CFD)

BID/PBID Characteristics

- **Business Improvement District (BID):**
 - Surcharge on business license taxes
 - Fund business marketing, promotions/events, parking improvements
 - Benefit assessment fee independent of business license taxes
- **Property Business Improvement District (PBID)**
 - Setup for 5 years at a time (renewable in 10 year increments)
 - Fund clean and safe programs, capital improvements, management
 - 100 plus PBIDs created around State
 - Requires 50.1% weighted owner ballot approval
 - Can assess vacant land, buildings, gov properties, public utility properties, churches, non-profits but not residentially zoned properties

TID Characteristics

- **Tourism Improvement Districts:**

- Funds raised through an assessment on lodging stays
- Provides services directly benefitting businesses within district
- As of 2013, there are over 50 local tourism improvement districts in CA
- Noticeable TID is San Diego; TID funds programs /events to attract overnight visitors to San Diego Convention Center (i.e. Comic Con)



Types of Districts Expanding



Restaurants



Golf



Attractions



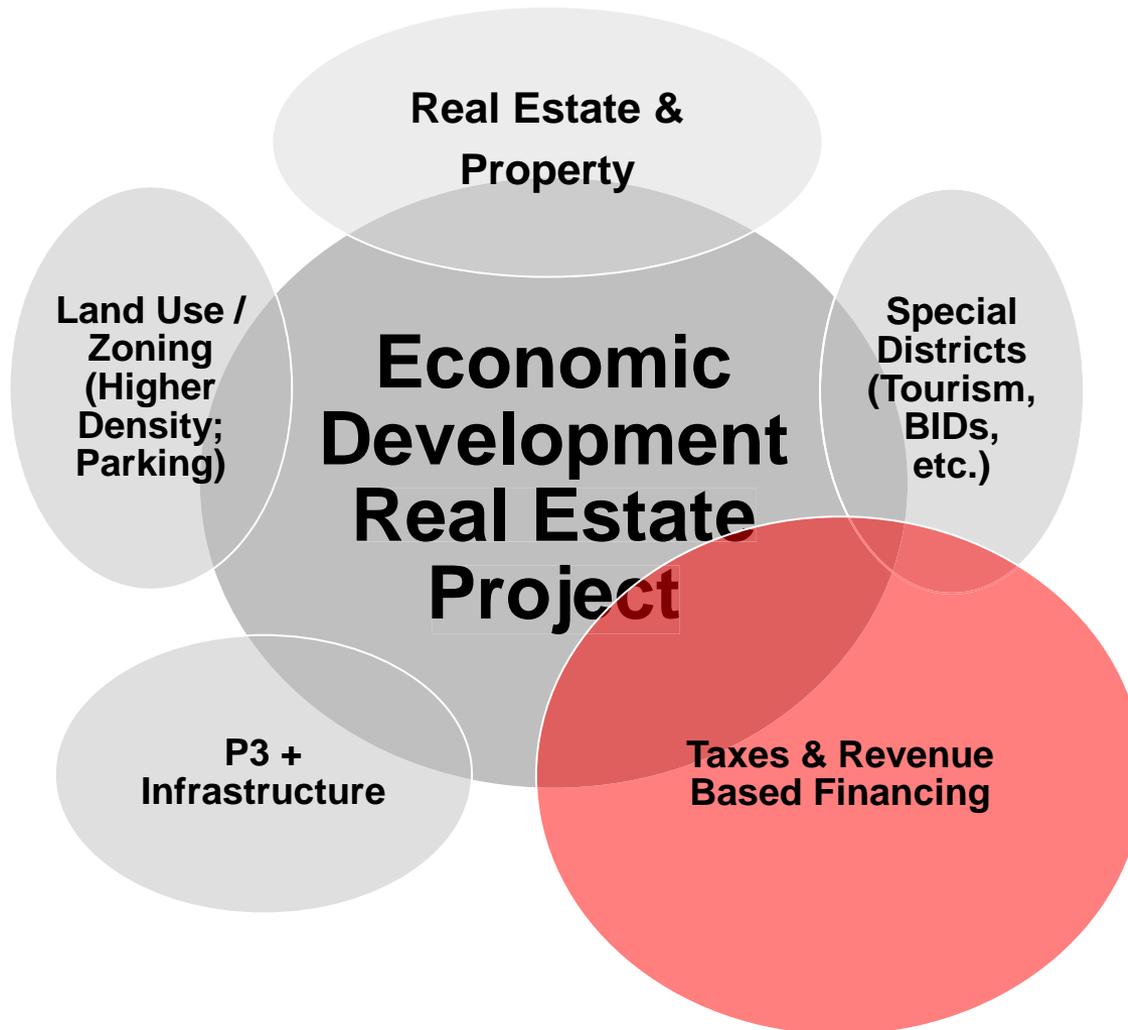
Wineries



Auto



Post-RDA Tools – Taxes & Revenue Financing



Post RDA: Basic Tax & Financing Tools

Financing Tool	The Basics
<p>Lease Revenue Bonds</p> <p><i>*Potential for Buellton* (Water Revenue)</i></p>	<ul style="list-style-type: none"> Public agency income stream (utility, parking) set up in long-term lease obligation & borrowed against <u>Example</u>: leverage of utility lease revenues in South Gate for publicly owned infrastructure improvements to accommodate retail center
<p>Lease-Leaseback</p>	<ul style="list-style-type: none"> Lease/sublease of asset between two public agencies enables lease payments to be leveraged (borrowed) <u>Example</u>: Existing building facility, lease payments can start immediately without the need to fund capitalized interest
<p>Site Specific Tax Revenue Pledge (SSTR)</p>	<ul style="list-style-type: none"> Tax revenue (sales, hotel) generated by a specific project and applied to reduce gap by lowering project debt or equity Contributes amount calculated each year based on actual increment of public revenues produced that year by project

Special Purpose Financing Authorities

- **Parking Authorities**

- Commission-led local government entity (law enacted in 1949)
- Manages parking operations and revenue citywide
- May be used to acquire property and fund new parking facilities
- Landlord for parking leases and concession agreements

- **Infrastructure Financing Districts – A “D.O.A.” District**

- Established in 1990 to finance public works in suburban areas
- Has been used 3 times (Lego-land, Rincon Hill in SF)
- Uses Tax-Increment Financing
- Requires 2/3rd public vote for district formation and bond issuance
- Cannot be used in prior RDA areas
- Governor proposed modification reduces vote to 55% - not enough for cities to use in most cases

Case Study: South Gate – “azalea” Retail Center

The Challenge

- Formerly a pipe mfg plant, the 32-acre site lay fallow & blighted for years
- City purchased the land in 2006 to revitalize community with a quality regional retail & entertainment center
- South Gate has highest population density in LA County; residents must drive great distances for basic retail goods and quality restaurants

The Post-RDA Tools Used

- Utility Bonds for off-sites
- Infrastructure & Fee Waiver Agreement
- New Market Tax Credits (NMTC)
- EDA Grant



Case Study: South Gate – “azalea” Retail Center

The Outcome

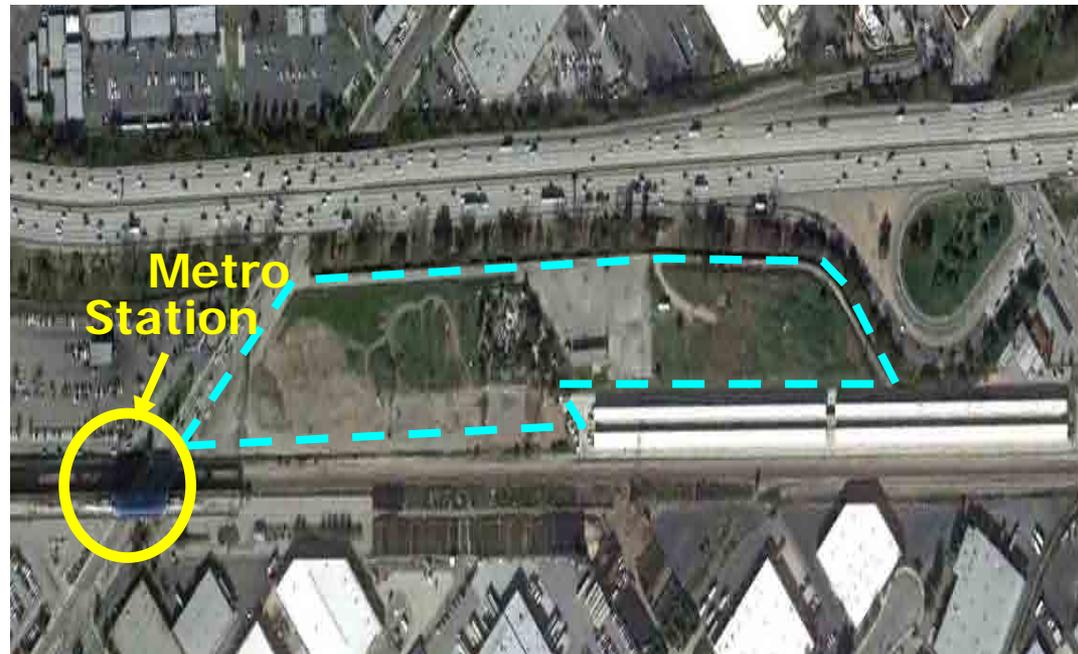
- 372K sf regional retail center (Walmart, Ross, Marshalls)
- Opens June 2014
- Public Plaza & Events Center, City Services Annex
- Project will generate \$2.6m per year in sales (2% sales tax rate)
- Enables City to recapture sales tax leakage & create ~600 jobs



Case Study City of Redondo Beach – Marine Ave. Hotels

The Challenge

- City desired to utilize area near Metro station
- Odd lot size & shape; multiple ownership; and vacant condition has deterred private development
- Developer proposes 147-room Hilton Garden Inn, 172-room Marriott Residence Inn and 180 Room Extended Stay Hotel located adjacent to the Metro station



The Post-RDA Tools Used

- ✓ *Ground Lease / Lease-Leaseback*
- ✓ *Site-Specific Tax Revenue Pledge (Prop & TOT)*
- **Mezzanine Reserve Fund**

Case Study City of Redondo Beach – Marine Ave. Hotels

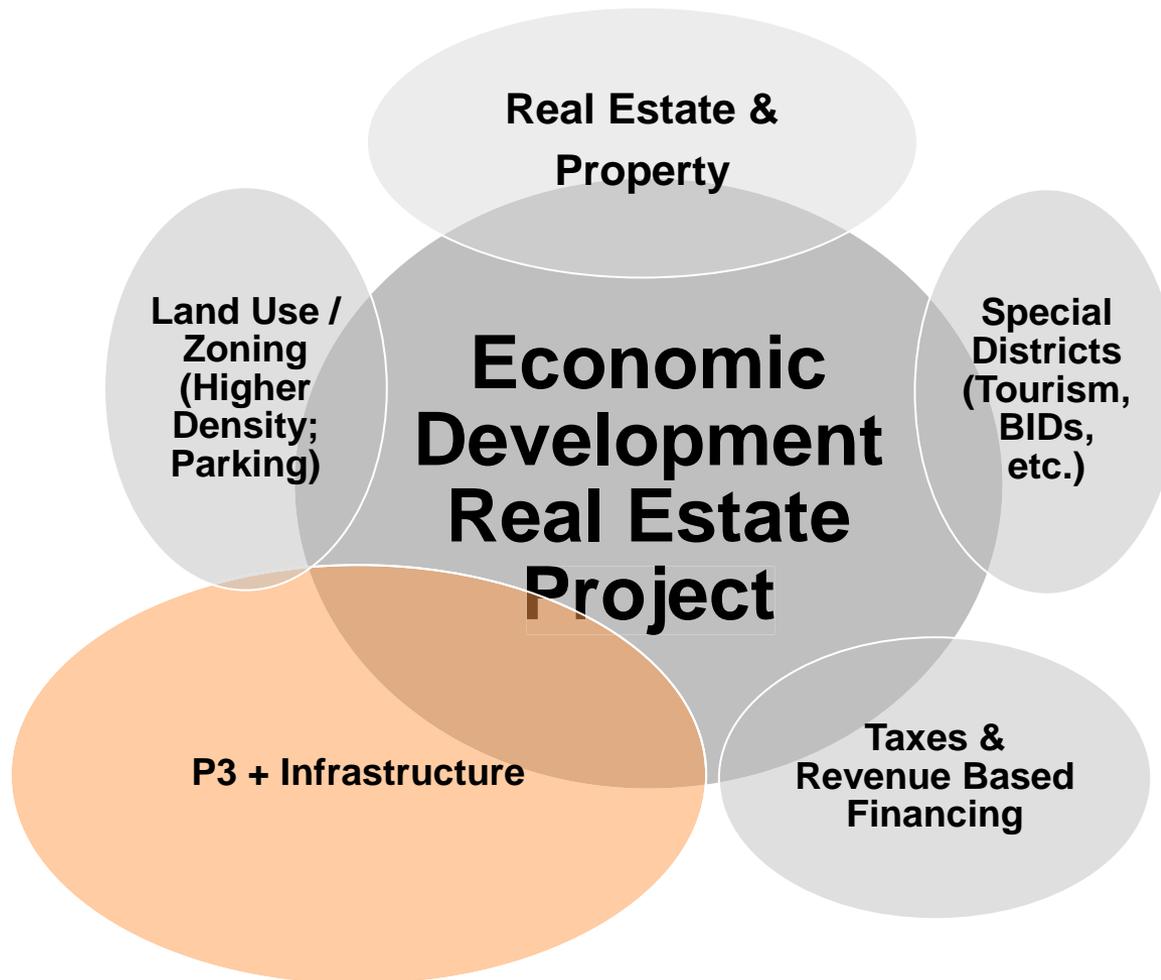


The Outcome

- Site Specific Tax Revenue is key; without project does get financed
- Will add over \$3.5 million/year in TOT & create ~150 jobs
- Brings three quality hotel operations to the City's "front door"
- TOD project across street from Metro Green Line station



Post-RDA Tools – P3 + Infrastructure



P3 Infrastructure Overview

- **What is Infrastructure P3?**

- Contractual Agreement between a public agency and a private sector entity to deliver facility for the use of the general public
- P3s offer government agencies in CA an alternative mechanism for financing vital infrastructure projects
- AB 164 - Authorizes local government agencies to use P3s to design, finance, and maintain fee-producing infrastructure facilities

- **Types of Infrastructure P3**

- Transportation: roads, bridges, tunnels, rail
- Defense: Military housing, Utilities, Reuse of Military Base
- Health: Hospitals, Schools, Prisons
- Water: Collection, Desalinization and Distribution
- Social: Civic Houses, Court Houses

Summary of Local P3 Opportunities

- **Local P3 Projects to assist in the following:**
 - Local-Serving Infrastructure
 - Water/Wastewater Projects, Parks, Municipal Buildings
 - (e.g. Long Beach Courthouse, Oxnard Fire Station)
 - Economic Development Programs
 - City's owned Real Property Assets/LRPMP can lead to ED opportunity
- **Why Public Private Partnerships?**
 - Shortened Procurement Cycle
 - “Free up” public funds for other purposes
 - Transfer project risks to private partner
 - Quicker access to financing for projects
 - Minimize general fund debt and keep off city financial statements

City of Oxnard – P3 Infrastructure Delivery

The Challenge

- City struggled to find a financing source and a project delivery method to build a much needed fire station on vacant 2.49 acre parcel

The Post-RDA Tools Employed

- P3 Infrastructure Delivery
- Revenue Bonds

The Outcome

- Established a California Municipal Finance Authority to issue two bonds to fund project
- Bonds financed design, acquisition, construction and equipping of a “turn-key” fire station to be transferred to the City of Oxnard after 24 months
- Revenue bonds earned an “A+” rating from S&P despite the bonds assuming construction risk



Next Steps for Econ. Dev. Implementation

- **Economic Development Projects w/o RDAs are more challenging but achievable; cities such as Buellton will need well conceived strategy**
- **Next Steps for Economic Development Implementation:**
 - Continue to market available Opportunity Sites and pursue targeted retailers/developers
 - Evaluate fiscal impacts and economic benefits (e.g. fiscal revenue and job creation) of key potential projects on a case-by-case basis
 - Review Basic Tool Kit: Real Estate, Zoning, Districts, Revenue/Tax, and P3
 - Determine which tools City is willing to use (e.g. **DOR, Water Rev. Bonds**)
 - Create Inventory of potential E.D. projects & determine feasibility
 - Review initial opportunities (Post RDA Properties, potential to create districts and/or use zoning & DORs, P3 Projects)
 - ED & Public Finance complexities demand a highly skilled team – review steps above and work with recognized professionals

Memorandum

To: Marc P. Bierdzinski, City Manager, City of Buellton

From: Ken K. Hira, Senior Vice President, Kosmont Companies
Joseph Dieguez, Vice President, Kosmont Companies

Date: March 10, 2014

Subject: **Kosmont Companies Work Plan for Economic Development Services**

I. Background

Kosmont Companies ("Kosmont") was retained in July 2013 by the City of Buellton to provide economic development services, including the preparation of an Economic and Demographic Profile, Market Demand and SWOT Analyses, Financing and Incentives Strategy, and Economic Development Implementation Plan ("Plan"). Kosmont's work has included presentation and communication with the City Council and Economic Development Task Force, and close collaboration with Staff and the Chamber of Commerce in the initial implementation of the Plan, including outreach and meetings with targeted potential retailers and developers related to Opportunity Sites identified within the City.

City has expressed interest in retaining Kosmont for continued retail and business attraction and other economic development implementation services during the next fiscal year (July 1, 2014-June 30, 2015), and Kosmont proposes the following Work Plan accordingly.

II. Work Plan Outline

Task 1: Citywide Private Investment / Retail and Business Attraction

Kosmont will assist City with recruitment of businesses including restaurants, grocers, other retailers, developers, hotels, and private investment in collaboration with City Staff and Chamber of Commerce for various potential Opportunity Sites within the City. Activities will include coordination of meetings at International Council of Shopping Centers ("ICSC") conferences and other outreach activities, site tours, preliminary negotiations and transaction structuring, and other recruitment activities, as deemed appropriate by City and Kosmont.

Task 2: Ongoing Plan Implementation

Kosmont will assist City with the ongoing implementation of the Plan, including pursuit and execution of potential economic incentives, funding sources, and/or financing structures in the context of potential public-private transactions, such as, but not limited to, site specific tax

revenue pledges, zoning strategies (e.g. development opportunity reserve), (taxable/tax-exempt) bonds or notes, lease or lease/leaseback financing, and/or grants.

Task 3: As-Needed Economic Development Services

At the City's request, Kosmont is available to perform additional economic development services not included in Tasks 1 and 2.

III. Budget Authorization

The compensation for Tasks 1 through 3 is estimated within the ranges below. Task budgets may be re-allocated between tasks as deemed appropriate by Consultant in order to adequately provide services to City. Budget may be increased by City request at any point in time. Any work requested by City in addition to tasks outlined above will be invoiced at Consultant's standard billing rates, as shown on Attachment A.

<i>Task</i>	<i>Budget (Time & Materials)</i>
1. Citywide Private Investment / Retail and Business Attraction	\$15,000
2. Ongoing Plan Implementation	\$15,000
3. As-Needed Economic Development Services	\$10,000
Total	\$40,000

Kosmont requests that City generate an Agreement to authorize this Work Plan and Budget for execution by City and Kosmont. Thank you.



ATTACHMENT A

Kosmont Companies 2014-2015 Public Agency Fee Schedule

Professional Services

President & CEO	\$295.00/hour
Partner/Senior Vice President/Senior Consultant	\$225.00/hour
Vice President/Associate	\$185.00/hour
Project Analyst / Project Manager	\$150.00/hour
GIS Mapping/Graphics Service/Research	\$ 95.00/hour
Clerical Support	\$ 60.00/hour

- **Additional Expenses**

In addition to professional services (labor) fees:

- 1) An **administrative fee** for in-house copy, fax, phone and postage costs will be charged, which will be computed at four percent (4.0 %) of monthly Kosmont Companies professional service fees incurred; **plus**
- 2) **Out-of-pocket expenditures**, such as travel and mileage, professional printing, and delivery charges for messenger and overnight packages will be charged at cost.

- **Charges for Court/Deposition/Expert Witness-Related Appearances**

Court-related (non-preparation) activities, such as court appearances, depositions, mediation, arbitration, dispute resolution and other expert witness activities, will be charged at a court rate of 1.5 times scheduled rates, with a 4-hour minimum.

Rates shall remain in effect until June 30, 2015.

CITY OF BUELLTON
City Council Agenda Staff Report

City Manager Review: MPB
Council Agenda Item No.: 10

To: The Honorable Mayor and City Council

From: Kyle Abello, Recreation Coordinator

Meeting date: April 10, 2014

Subject: Consideration of Allowing Amplified Music at River View Park for the Buellton Brew Fest on Saturday, May 3, 2014

BACKGROUND

The Buellton Chamber of Commerce has applied for a Special Event Permit for their Buellton Brew Fest event at River View Park (Attachment 1). The Buellton Brew Fest is a craft beer festival featuring craft beer from around the state and our local area. The single day event is scheduled for Saturday, May 3, 2014, with food and beer tasting, vendors, and live band running from 12-4pm. As shown on the included diagram, the Buellton Chamber of Commerce has proposed sound mitigation efforts including orienting the stage and speakers away from residences.

After an application has been submitted, it is reviewed by all department heads, including Sheriff's and Fire, and if everything appears to be in order the City Manager may approve a Special Event Permit and may include certain conditions to mitigate the event's impact on City residents. Because amplified sound was requested, and in order to comply with Municipal Code Section 12.28.220 (Attachment 2) which gives discretion to the City Council in permitting the use of amplified sound by outside users at City parks, Staff is bringing this request to Council for consideration.

The Council may choose to approve or deny the request for amplified music, or require conditions such as acceptable hours for the use of amplified sound. An example of a Special Event Permit with conditions is included for your information (Attachment 3).

FISCAL IMPACT

This item, in itself, will have no fiscal impact to the City.

RECOMMENDATION

That the City Council consider approval of the use of amplified sound by the Buellton Chamber of Commerce for the Buellton Brew Fest at River View Park on Saturday, May 3, 2014, between the hours of 12 and 4pm.

ATTACHMENTS

Attachment 1—Buellton Brew Fest Special Event Permit Application and Supporting Documents

Attachment 2—Buellton Municipal Code Section 12.28.220

Attachment 3—Sample Special Event Permit with conditions

RECEIVED

MAR 06 2014

BUELLTON PLANNING DEPT.

SPECIAL EVENT PERMIT APPLICATION

NOTE: These permit rules are in addition to Buellton Municipal Code Chapter 12.24 Median Strips in Avenue of Flags and Chapter 12.28 Park and Recreational Facilities.

Event Title Buellton Brew Fest

Event Sponsor (Group or individual) Buellton Chamber of Commerce

Event Organizer (This is the person responsible for organizing the event and is authorized to make all decisions related to the event and the Application process.)

Name Kathy Vreeland Phone 688-7829 E-mail kathy@buellton.org

Street Address 597 Ave. of Flags, Unit 101

City Buellton State CA ZIP 93427 Fax 688-5399

Additional cell # for day of event 350-0458 alternate contact name/phone Kathy

Event Type (you may check more than one)

- Auto Show
- Athletic Event
- Concert/Performance
- Farmers/Outdoor Market
- Festival/Celebration
- Parade
- Other _____

Event Description and Location (briefly describe the event and where it is to take place)

THE BUELLTON BREW FEST IS A CRAFT BEER FESTIVAL FEATURING CRAFT BEER FROM AROUND THE STATE. WE'RE EXPECTING UP TO 1500 PARTICIPANTS TO ATTEND & ENJOY A DAY OF TASTING BEER, ENJOYING FOOD, LIVE MUSIC, VENDORS, AND A RELAXING DAY @ RIVER VIEW PARK.

Event Date/Time

Date(s) of event MAY 3rd, 2014 NOON - 4 PM

Start Time (including set up) 8 AM Stop Time (including clean up) 6 PM

(If it is a multi-day event, please include start and stop times for each day)
Could we REQUEST TO BEGIN SET UP OF SHADE SALES ON FRIDAY, MAY 2nd?

Event Estimated Attendance (per day, if more than one day) 1500

Event Checklist

Please use the following checklist to provide the City with more detailed information about the proposed event and to refine the event plan. For each item checked, please include the appropriate information; attach additional sheets if necessary.

Event Site Plan (Clearly draw the proposed layout of the event on the map provided. Be sure to show the locations of any street closure requests, portable structures, vendor booths, first aid facilities, barricades, show vehicles or animals, signs/banners, and any other information that will better assist the City in reviewing the activities associated with the event.)

Admission Fees (Are entry or participant fees required? Please describe.)

YES. TICKETS ARE \$35.00 GENERAL Admission

Parade (See parade route map provided. All parades will require a traffic management plan approved by the Sheriff's Department) N/A

Race (Will the event feature an organized run, walk, or bicycle race? Please describe.)

N/A

Portable Restrooms (Portable restrooms may be required if the event will last longer than one hour and if permanent restrooms are not available on site. One chemical toilet for every 250 people in attendance is recommended with at least 10% of toilets ADA accessible. How many portable toilets will the sponsor provide? Where? Please describe.)

WE WILL BE PROVIDING 10 PORTABLE TOILETS INCLUDING ADA
ALONG W/ 3 HAND WASHING STATIONS

Trash/Recycling (The sponsor is responsible for providing proper disposal of trash/recycling during the event and the area should be returned to a clean condition at the conclusion of the event. How many trash cans and recycling containers will the sponsor provide? Where? Please describe.)

WE HAVE CONTRACTED W/ A COMPANY TO COME IN AND
SORT / EMPTY / & HAUL AWAY ALL TRASH

Music/Amplified Sound (Will musical entertainment be a part of the event and will amplified sound be used in any way? Please describe.)

YES, WE WILL BE HAVING 1 BAND TO PLAY THROUGHOUT THE DAY

Security (see Conditions of Use #9) WE WILL BE WORKING W/ CENTRAL
COAST PUBLIC SAFETY A SECURITY COMPANY. THEY WILL
ALSO SERVE AS AN EMT ON 3rd SITE AT THE EVENT

Vendors (Will the event include commercial vendors? Will there be vendor fees? Please describe.)

Yes - vendors will be invited to attend.

Food (Will food be served at the event? Will it be prepared on site? Will food be sold? Please describe. All food preparation and sales must comply with County Public Health Department standards, 681-5102)

Yes - Food is included in the ticket price : will be available for sale. The event will feature 2 food trucks providing food

Alcohol (Will alcohol be served? Any event where alcohol is present requires a security plan approved by the Sheriff's Department. Will alcohol be sold? The sale of alcohol requires a Special Daily License from Alcoholic Beverage Control, 543-7183, and a Seller's Permit from the Board of Equalization, 1-800-400-7115)

Yes, this is a beer festival. An ABE permit will be applied for : signed by city manager & local sheriff.

Power (Will the event require electric power? Please describe. City provided power may be available upon request at cost.)

Yes - power will be needed for the band.

Water (Will the event require water? Please describe. City provided water may be available upon request at cost.)

We will provide our own water for attendees to consume. Free of charge

Other (Please describe any other important aspect of the event not covered above.)

Agreement

In consideration of the issuance of a permit by the City, the Sponsor agrees to accept the following terms and conditions.

Definitions

City – the City of Buellton

Sponsor – the authorized agent of the group or individual applying for an event permit

Event – the special event proposed in this application

Public Property – parks, streets, sidewalks, right of ways, or other City owned facilities used by Applicant during an event

A. Conditions of Use

1. A person who is at least eighteen (18) years of age must sign this agreement. If alcohol will be served, a person who is at least twenty-one (21) years of age must sign this agreement.
2. Sponsor shall provide the City with a single contact who is to serve as the representative for Sponsor's activities.
3. Sponsor shall be responsible for securing all required permits and licenses.
4. Any Public Property shall be used for the purpose stated in the application and no other use will be permitted.
5. Sponsor shall not use the City's name to suggest endorsement or sponsorship of the Event without prior written approval of the City Manager or his/her designee. Sponsor's publicity of the Event shall clearly and accurately identify the name of the sponsoring organization or individual and shall not use the City's name in any manner except to designate the location of the event.
6. Sponsor shall permit any City employees to visit the Event described in this application to insure compliance with Event terms and conditions.
7. Under no circumstances shall Sponsor sublease or allow any other organization or individual to use the Public Property for the period which the Sponsor has contracted. Sponsor is an independent contractor and not the agent or employee of the City.
8. In the event that Public Property is left damaged, Sponsor shall be charged for any and all janitorial and/or repair fees incurred by City as a result of same and these fees shall be billed to Sponsor.
9. The City, at its sole discretion, may require a certain number of security officers for the Event. Sponsor shall be responsible for procuring and paying for security officers through the City or a private security agency.
10. Sponsor is solely responsible for supervising all individuals on Public Property during the Event. The City is not responsible for providing this supervision. However, the City may evict individuals from the Event if their conduct is not in the best interest of the public or is deemed to be detrimental in any way.
11. Sponsor, caterers, bands, transportation of rental equipment, and related individuals and activities will not be permitted access to Public Property prior to or after the Event time period. Sponsor shall be responsible for arranging access during the time requested for entry and exit of the facility.
12. Sponsor shall be responsible for all clean up of Public Property at the end of the Event. Sponsor shall pick up, bag, and remove all trash generated by all activity in any way connected with the Event, leaving Public Property clean and free of all trash and litter.

13. Sponsor shall not store any equipment or materials on Public Property without prior written approval of the City Manager or his/her designee.

14. Sponsor shall not remove, or relocate City property for any reason without prior written approval of the City Manager or his/her designee.

15. Sponsor shall secure the approval of the City before using audio/visual systems, public address systems, and live or recorded amplified music. Sponsor shall not record, televise, or broadcast the Event or any portion thereof without prior written approval of the City Manager or his/her designee.

16. Sponsor shall comply with all local, state, and federal laws and regulations related to the use of Public Property.

17. Gambling of any kind is not permitted on Public Property.

18. If Sponsor violates any part of this agreement or reports false information to the City, the City may refuse Applicant further Event use of Public Property and Sponsor shall forfeit a portion of or all of the deposit.

19. The City may impose additional requirements as deemed necessary to protect the health, safety, and/or welfare of the community.

20. Any person aggrieved by the City's decision with respect to this Agreement may appeal to the City Manager or his/her designee in writing no later than five (5) days after the City's decision has been communicated to the aggrieved party.

21. If any provision of this agreement is held to be invalid or unenforceable, the remaining provisions shall remain in full force and effect.

B. Indemnification and Insurance

1. Sponsor shall indemnify, defend, and hold harmless the City, its officers, employees, and agents from any and all losses, costs, expenses, claims, liabilities, actions, or damages, including liabilities for injuries to any person or persons or damage to property arising at any time during and/or arising out of or in any way connected to the Sponsor's use of Public Property, unless solely caused by the gross negligence or willful misconduct of the City, its officers, employees, or agents.

2. Sponsor shall procure and maintain general liability insurance against any and all losses, costs, expenses, claims, liabilities, actions, or damages, including liability for injuries to any person or persons or damage to property arising at any time during and/or arising out of or in any way connected to the Sponsor's use of Public Property in the amount of one million dollars (\$1,000,000) per occurrence. Such insurance shall name the City, its officers, employees, and agents as additionally insured prior to the event date. Sponsor shall file certificates of such insurance with the City, which shall be endorsed to provide thirty (30) days notice to the City of cancellation or any change of coverage or limits. If a copy of the insurance certificate is not on file prior to the event, the City may deny permitting the event.

3. Sponsor shall report any personal injuries or property damage arising at any time during and/or arising out of or in any way connected with the Sponsor's use of Public Property to the City Manager or his/her designee, in writing and as soon as practicable.

4. Sponsor waives any right of recovery against the City, its officers, employees, and agents for fires, floods, earthquakes, civil disturbances, regulation of any public authority, and other causes beyond their control. Sponsor shall not charge results of "acts of God" to the City, its officers, employees, or agents.

5. Sponsor waives any right of recovery against the City, its officer, employees, and agents for indemnification, contribution, or declaratory relief arising out of or in any way connected with Sponsor's use of Public Property, even if the City, its officers, employees, or agents seek recovery against Sponsor.

IMPORTANT – READ BEFORE SIGNING

I am an authorized agent of the organization submitting this Agreement. The information provided in this Agreement is true and correct. I have read and understand this Agreement and the Sponsor agrees to all of the aforementioned rules, regulations, and conditions of use.

Sponsor Bueltton Chamber of Commerce

Signature and Title of Responsible Person Kathy Vreeland Date 3-2-14

Print Name KATHY Vreeland



CERTIFICATE OF LIABILITY INSURANCE

DATE
03/06/2014

PRODUCER East Main Street Insurance Services, Inc. Will Maddux PO Box 1298 Grass Valley, CA 95945 Phone (530) 477-6521, Email info@theeventhelper.com	THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.	
	INSURERS AFFORDING COVERAGE	NAIC #
INSURED Buellton Chamber of Commerce Kathy Vreeland 597 Avenue of Flags, Unit 101 Buellton, CA 93427	INSURER A: Essex Insurance Company	39020
	INSURER B:	
	INSURER C:	
	INSURER D:	
	INSURER E:	

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	ADDL INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE	POLICY EXPIRATION DATE	LIMITS
A	Y	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> <u>Host Liquor Liability</u> GENL. AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC <input type="checkbox"/> <u>Retail Liquor Liability</u>	3DS5402-631458	05/02/2014	05/04/2014	EACH OCCURRENCE INCLUDES BODILY INJURY & PROPERTY DAMAGE \$ 1,000,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 1,000,000 DEDUCTIBLE \$ 1,000
		AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS <input type="checkbox"/> _____ <input type="checkbox"/> _____				COMBINED SINGLE LIMIT (Each Occurrence) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
		GARAGE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> _____				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$
		EXCESS/UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$
		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below				<input type="checkbox"/> WC STAT. LIM. <input type="checkbox"/> OTH. E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
		OTHER				

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS
 Certificate holder listed below is named as additional insured per attached CG 20 26 07 04.

CERTIFICATE HOLDER

CANCELLATION

City of Buellton 107 West Hwy 246 Buellton, CA 93427	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE INSURER AFFORDING COVERAGE WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES. AUTHORIZED REPRESENTATIVE <i>Will Maddams</i>
--	---

ACORD 25 (2001/08)

© ACORD CORPORATION 1988

POLICY NUMBER: 3DS5402-631458

COMMERCIAL GENERAL LIABILITY CG 20 26 07 04

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED - DESIGNATED PERSON OR ORGANIZATION

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

<p>Name Of Additional Insured Person(s) Or Organization(s)</p> City of Buellton 107 West Hwy 246 Buellton, CA 93427
<p>Information required to complete this Schedule, if not shown above, will be shown in the Declarations.</p>

Section II - Who Is An Insured is amended to include as an additional insured the person(s) or organization (s) shown in the Schedule, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by your acts or omissions or the acts or omissions of those acting on your behalf:

- A. In the performance of your ongoing operations; or
- B. In connection with your premises owned by or rented to you.



CERTIFICATE OF LIABILITY INSURANCE

DATE
03/06/2014

PRODUCER East Main Street Insurance Services, Inc. Will Maddux PO Box 1298 Grass Valley, CA 95945 Phone (530) 477-6521, Email info@theeventhelper.com	THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.												
INSURED Buellton Chamber of Commerce Kathy Vreeland 597 Avenue of Flags, Unit 101 Buellton, CA 93427	<table border="1" style="width: 100%;"> <tr> <th style="width: 70%;">INSURERS AFFORDING COVERAGE</th> <th style="width: 30%;">NAIC #</th> </tr> <tr> <td>INSURER A: Essex Insurance Company</td> <td>39020</td> </tr> <tr> <td>INSURER B:</td> <td></td> </tr> <tr> <td>INSURER C:</td> <td></td> </tr> <tr> <td>INSURER D:</td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> </table>	INSURERS AFFORDING COVERAGE	NAIC #	INSURER A: Essex Insurance Company	39020	INSURER B:		INSURER C:		INSURER D:		INSURER E:	
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COVERAGES

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 Certificate holder listed below is named as additional insured per attached CG 20 26 07 04.

CERTIFICATE HOLDER

CANCELLATION

River View Park 151 Sycamore Dr Buellton, CA 93427	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE INSURER AFFORDING COVERAGE WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.
AUTHORIZED REPRESENTATIVE <i>Will Madams</i>	

ACORD 25 (2001/08)

© ACORD CORPORATION 1988

POLICY NUMBER: 3DS5402-631458

COMMERCIAL GENERAL LIABILITY CG 20 26 07 04

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED - DESIGNATED PERSON OR ORGANIZATION

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Name Of Additional Insured Person(s) Or Organization(s)
River View Park 151 Sycamore Dr Buellton, CA 93427
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

Section II - Who Is An Insured is amended to include as an additional insured the person(s) or organization (s) shown in the Schedule, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by your acts or omissions or the acts or omissions of those acting on your behalf:

- A. In the performance of your ongoing operations; or
- B. In connection with your premises owned by or rented to you.



2014 Buellton Brew Fest May 3, 2014

Food Truck

Shade Sail





River View Park

151 Sycamore Drive, Buellton, CA 93427

Group Area Reservation Application

P.O. Box 1819 Ph: (805) 688-7474
107 W. Highway 246 Fax: (805) 686-1729
Buellton, CA 93427 email: clareb@cityofbuellton.com

In the event of any problems the day of your reservation call: **688-5177**

RECEIVED

MAR 06 2014

BUELLTON PLANNING DEPT.

Responsible Party: Buellton Chamber of Commerce Phone: 688-7829

Mailing Address: PO Box 231

City: Buellton St: CA ZIP: 93427 Driver's License: _____

Group Area: ENTIRE PARK Date of Reservation: MAY 3rd, 2014 Closing Time: ALL DAY 8AM-6PM
would like to start set up of shade sails on Friday 5/2/14

You are required to clean your area and be out by the designated closing time listed above. Failure to leave by the designated time may result in the loss of your deposit.

Reservation Fee: 350.- Security/Damage Deposit: 500.-

Bounce House

Horseshoes (City Provided)

Group Areas*	Capacity	Reservation Fee**	Security/Damage Deposit
Area A	40	\$40.00	\$40.00
Area B	40	\$40.00	\$40.00
Area C	40	\$40.00	\$40.00
Area D	40	\$40.00	\$40.00
Area E	40	\$40.00	\$40.00
Event Pavilion	150	\$150.00	\$150.00
Areas A,B,C,D	160	\$160.00	\$160.00

*Multiple areas may be reserved and used in conjunction for large groups (No more than four at a time). Reservations may be made up to 6 months in advance. A thirty day cancellation notice is required for a full refund.

**Reservation fees subject to change. All fees/deposits must be paid within 1 week of making reservation.

Fee Paid: 850.-

Date: 3/7/14

River View Park

PARK RULES & REGULATIONS

1. Off-road vehicles, skateboards, scooters, roller blades or similar devices are prohibited. (BMC 12.28.190)
2. Solicitations, businesses or professions are not allowed unless permitted by the City. (BMC 12.28.200)
3. Dogs/cats and small pets are allowed on leash (6 feet or less) with mandatory cleanup required. (BMC 12.28.210)
4. Amplified sound is not allowed unless permitted by the City. (BMC 12.28.220)
5. Firearms, fireworks, explosives, knives, slingshots or similar devices are prohibited. (BMC 12.28.30)
6. Plantings, buildings, fences, benches, monuments or other structures may not be disturbed or damaged or water may not be polluted. (BMC 12.28.250, 260 and 280)
7. Practicing golf is allowed only if in a designated area. (BMC 12.28.270)
8. Fires are allowed in fireplaces or barbecues provided or approved by the City. (BMC 12.28.290)
9. Refuse must be placed in receptacles provided. (BMC 12.28.300)
10. Loitering is not allowed outside of posted park hours, park closes ½ hour after sunset and opens ½ hour before sunrise. (BMC 12.28.310)
11. Permits are required for meetings, services, concerts, exercise classes, parades or exhibitions. (BMC 12.28.320)
12. No controlled substances or glass containers are allowed. (BMC 12.28.330, 12.28.340 and 12.28.350)
13. Bounce Houses: In order to have bounce houses, you MUST reserve a group picnic area (Areas A,B,C or D) and bounce houses are ONLY allowed on the grass lawn in the center of the arbor.
14. **NO VEHICLES** of any kind are to be driven on the grass or resin pavement.

Failure to follow rules and regulations may result in denial of facility use, confiscation of prohibited items and/or a misdemeanor. (BMC 12.28.160 and 12.28.360)

I have read and understand the General Park Rules and the accompanying Park Rules and Regulations. I understand that failure to fully comply with any of the rules and regulations may lead to partial or total loss of my security/damage deposit.

Signature: _____

Date: 3-2-14

B. **Surfaces Other than Roads for Public Use.** No person shall drive or otherwise operate a vehicle in a park upon surfaces other than those maintained and open to the public for purposes of vehicular travel, except upon temporary parking areas as may be designated from time to time by the council, and further excepting vehicles in the service of the city, animal control vehicles, law enforcement vehicles, and motorized wheelchairs. (Ord. 05-08 § 4, 2005; Ord. 92-11 § 4 (part), 1992; prior code § 13.04.014)

12.28.195 Skateboards.

No person shall ride or operate a skateboard, scooter or rollerblades in any park except as authorized by council. (Ord. 05-08 § 5, 2005)

12.28.200 Solicitation prohibited.

No person shall practice, carry on, conduct, or solicit for any occupation, business, or profession in any park, or sell or offer for sale any food, beverage, merchandise, article, or anything whatsoever in any park. This section shall not apply to any person acting pursuant to a contract with the city, or under a permit granted by the council. (Ord. 92-11 § 4 (part), 1992; prior code § 13.04.016)

12.28.210 Prohibition of animals in park.

A. No person shall cause, permit, or allow any animal owned or possessed by him/her, or any animal in his/her care, custody, or control to be present in any park except:

1. Equine animals being led or ridden under reasonable control upon any bridle path or trail provided for such purpose.
2. Equine or other animals which are hitched or fastened at a place expressly designated for such purpose.
3. Dogs or cats when led by a cord or chain not more than six feet long, or when confined within the interior of a vehicle.
4. Dogs which have been specially trained and are being used by blind or disabled persons to aid and guide them in their movements.
5. Small pets which are kept on the person of the possessor at all times.
6. In connection with activities authorized in writing by the council.
7. Fowls or animals turned loose at the direction of the council.

B. It shall be the mandatory duty of all persons owning, possessing, in control of, or otherwise responsible for a dog, cat, or an equine animal in a park to promptly collect, pick up, and removal all fecal matter left behind by said animal in or upon any park; provided, however, that this subsection shall not apply to guide dogs for blind or disabled persons or to equine animals on bridle paths. (Ord. 92-11 § 4 (part), 1992; prior code § 13.04.018)

12.28.220 Amplified sound in parks.

A. **Purpose.** The council enacts this chapter for the sole purpose of securing and promoting the public health, comfort, safety, and welfare of its citizenry. While recognizing that certain uses of sound amplifying equipment are protected by constitutional rights of free speech and assembly, the council nevertheless feels obligated to reasonably regulate the use of sound amplifying equipment in order to protect the correlative constitutional rights of the citizens of this community to privacy and freedom from the public nuisance of loud and unnecessary sound.

B. **Permit Required for Amplifiers.** It is unlawful for any person to install, use, and operate within a park a loudspeaker or any sound amplifying equipment for the purposes of giving instructions, directions,

12.28.230

talks, addresses, or lectures, or of transmitting music to any persons or groups of persons in any park, or in the vicinity thereof, except when installed, used, or operated in compliance with one of the following provisions:

1. By authorized law enforcement or park and recreational personnel; or
2. Under a reservation or permit issued by the council, and when operated in accordance with terms of the reservation or permit.

C. Granting or Denial of Permit. In determining whether to grant or deny a permit, the council shall be guided by the following considerations:

1. The constitutional free speech and assembly rights of all persons, including the applicant;
2. The possible effects upon the peaceable passage or presence of persons in the park;
3. The potential for disorder or unlawful injury to persons or property;
4. The potential invasion of other persons' rights of privacy;
5. The possible unlawful breach or disturbance of the peace;
6. Any actual conflict with other scheduled park uses or events.

The council shall not deny a permit on the basis of any dislike for or disagreement with the content of any proposed talks, addresses, lectures, or musical presentations. The council may, however, deny a permit for any such events which are designed for the purpose of advocating imminent lawless conduct.

D. Power Source for Amplifiers. Amplifiers permitted in parks shall be operated only through a power source provided by the city or with a battery. (Ord. 92-11 § 4 (part), 1992: prior code § 13.04.020)

12.28.230 Prohibition of firearms, fireworks, and toy weapons.

No person shall carry or discharge firearms, or carry or discharge any gun, or pistol, or any sling shot or similar device, or any bows and arrows, or carry or use any other object capable of propelling a projectile, or carry or use any object calculated to make a noise sufficient to disturb the peace or quiet of the park, or bring into any park any of the above objects or articles or discharge fireworks, rockets, torpedoes or other types of explosives unless expressly approved by the city council. (Ord. 05-08 § 6, 2005: Ord. 92-11 § 4 (part), 1992: prior code § 13.04.022)

12.28.240 Prohibition of dangerous weapons.

A. The provisions of the California Dangerous Weapons' Control Law are applicable in city parks and shall be enforced and prosecuted in accordance with the provisions thereof. No person shall carry on his/her person, in plain view, any knife or dagger.

B. Exceptions to Applicability. The provisions of subsection A of this section shall not be deemed to prohibit the carrying of ordinary tools or equipment for use in a lawful occupation or for the purpose of lawful recreation. (Ord. 92-11 § 4 (part), 1992: prior code § 13.04.024)

12.28.250 Damaging property.

No person shall cut, break, injure, deface, or disturb any tree, shrub, plant, rock, building, cage, pen, monument, fence, bench, or other structure, apparatus, or property, or pluck, pull up, cut, take, or remove any shrub, bush, plant, or flower, or mark or write upon, paint, or deface in any manner any building, monument, fence, bench, or other structure. (Ord. 92-11 § 4 (part), 1992: prior code § 13.04.025)

12.28.260 Damaging land.

No person shall cut, dig, or remove any wood, turf, grass, soil, rock, sand, gravel, or fertilizer, except park maintenance personnel. (Ord. 92-11 § 4 (part), 1992: prior code § 13.04.028)



City of Buellton
Special Event Permit
12-SE-10

Event Title: Solvang Prelude, Sponsored by SCOR Cardiac Cyclists Club

Event Description: A Public participation bike race on 11/3/12 starting and finishing at River View Park. Same routes as 2011.

The City has reviewed your Special Event Application among all departments and hereby approves the Event with the following conditions:

1. Provide pre-event letter to all residents in vicinity of event (City staff will mail).
2. Reduce night time hours for generators to reduce noise.
3. Keep a clear path through the park for emergency vehicle access and turnaround.
4. Provide trained personnel to check ID's in the beer garden.
5. Comply with all conditions listed on the Special Event Permit Application.
6. Mitigate impact on the Community and return location to pre-event condition.

[Signature]
John Kunkel, City Manager

10/19/12
Date

The undersigned hereby agrees to comply with all conditions included in this Permit Application and attached agreement and understand that this Permit is only valid for the Event as described in the Special Event Permit Application.

Signature Randy Lee Date 10/22/12
 Print Sponsor's Name and Title RAMON ICE, RIDE DIRECTOR
 Name of Organization SCOR CARDIAC CYCLISTS CLUB



City of Buellton
Special Event Permit
12-SE-10

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[Signature]
John Kunkel, City Manager

10/19/12
Date

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Signature Randy Lee Date 10/22/12
 Print Sponsor's Name and Title RANDY LEE, RIDE DIRECTOR
 Name of Organization SCOR CARDIAC CYCLISTS CLUB

CITY OF BUELLTON
City Council Agenda Staff Report

City Manager Review: MPB
Council Agenda Item No.: 11

To: The Honorable Mayor and City Council

From: Kyle Abello, Recreation Coordinator

Meeting date: April 10, 2014

Subject: Consideration of Allowing Amplified Music at River View Park for Simply Aloha Luau Concert on Saturday, June 7, 2014

BACKGROUND

The non-profit organization Simply Aloha has applied for a Special Event Permit for their 2nd Annual Simply Aloha Luau Concert event at River View Park (Attachment 1). The single day event is scheduled for Saturday, June 7, 2014, and is a fundraiser for Jonata and Oak Valley Schools; it will include a traditional Hawaiian luau and concert with a variety of acoustic and amplified music running from 12 to 6pm. Simply Aloha is proposing to position the stage and speakers away from residences to mitigate sound impacts.

After an application has been submitted, it is reviewed by all department heads, including Sheriff's and Fire, and if everything appears to be in order the City Manager may approve a Special Event Permit and may include certain conditions to mitigate the event's impact on City residents. Because amplified sound was requested, and in order to comply with Municipal Code Section 12.28.220 (Attachment 2) which gives discretion to the City Council in permitting the use of amplified sound by outside users at City parks, Staff is bringing this request to Council for consideration.

The Council may choose to approve or deny the request for amplified music, or require conditions such as acceptable hours for the use of amplified sound. An example of a Special Event Permit with conditions is included for your information (Attachment 3).

FISCAL IMPACT

This item, in itself, will have no fiscal impact to the City.

RECOMMENDATION

That the City Council consider approval of the use of amplified sound by the Simply Aloha for the 2nd Annual Simply Aloha Luau and Concert at River View Park on Saturday, June 7, 2014, between the hours of 12:00 and 6:00 p.m.

ATTACHMENTS

Attachment 1—Simply Aloha Special Event Permit Application and Supporting Documents

Attachment 2—Buellton Municipal Code Section 12.28.220

Attachment 3—Sample Special Event Permit with conditions



City of Buellton

Special Event Permit Application

14-SE-01

 RECEIVED
 DEC 30 2013
 CITY OF BUELLTON
 Planning Department
 Appl. Fee Rec'd: 1/24/14

It is the City's desire that all groups and individuals who would like to stage a special event *which utilizes public facilities* (medians, streets, sidewalks, parks etc.) and *has a significant impact on the community* be able to do so in a manner which assures both the safety of the public and the success of the event. An application and agreement process has been set in place to achieve these goals.

Special Events FAQs

Q: Who needs to complete a Special Events Application?

A: Any group or individual who would like to put on an event that will **1) utilize public facilities** (e.g., medians, streets, sidewalks, parks, etc.) and/or **2) have a significant impact on the community**. For example, a street festival or parade on the Avenue of Flags or its landscaped medians would require a Special Events Application. A private party at River View Park would not (there is a simple form for group picnic area reservations at the Park on the City website).

Q: How far ahead of time does an event sponsor need to complete a Special Event Permit Application?

A: A Special Event Permit Application must be submitted **at least 45 days before the event** (movie film crews may be allowed to apply for a permit on shorter notice). Each application is reviewed on a case-by-case basis by multiple departments within the City to determine the need for security, traffic management, waste disposal, and other considerations that accompany special events. During this time, a representative from the City Events Committee will work with the sponsor to address any concerns regarding the event and to obtain compliance with any conditions the City may require in order to permit the event.

Q: Is there a fee associated with the Special Events Application?

A: There is a \$100 fee to process your Special Events Application, **and there are costs associated with putting on a special event that are the responsibility of the event sponsor**. All events are required to carry a minimum of one million dollars (\$1,000,000) liability insurance naming the City as additionally insured. All events with over 50 people in attendance are required to provide a damage deposit of \$500 to the City. Additional costs depend on the size and scope of the event and services required (these will be detailed in the application). For example, if the event requires Sheriff's involvement for traffic control, etc. a deposit in the amount of \$4,600 will be required.

Q: When will the event be approved and when can it be publicized?

A: After the City has reviewed the Application and addressed any concerns regarding the event, an official Special Event Permit will be issued. Then, and only then, is the event approved. This document will permit the event as described in the Application and may include conditions of approval depending on its size and scope. Only after the Special Event Permit has been issued should publicizing of the event occur.

SPECIAL EVENT PERMIT APPLICATION

NOTE: These permit rules are in addition to Buellton Municipal Code Chapter 12.24 Median Strips in Avenue of Flags and Chapter 12.28 Park and Recreational Facilities.

Event Title 2nd Annual Simply Aloha Luau Concert

Event Sponsor (Group or individual) Simply Aloha

Event Organizer (This is the person responsible for organizing the event and is authorized to make all decisions related to the event and the Application process.)

Name Breann Hollon Phone 574 0406 E-mail info@Simplyaloha.org

Street Address 213 2nd St

City Buellton State CA ZIP 93427 Fax NA

Additional cell # for day of event _____ alternate contact name/phone Mark Nabarro
805-252-2992

Event Type (you may check more than one)

- Auto Show
- Athletic Event
- Concert/Performance
- Farmers/Outdoor Market
- Festival/Celebration
- Parade
- Other _____

Event Description and Location (briefly describe the event and where it is to take place)

Traditional Hawaiian Luau & Concert fundraiser for Jonathan's
Oak Valley Schools

Event Date/Time
Date(s) of event May 17th 2014 *changed to June 7, 2014*

Start Time (including set up) 7 am Stop Time (including clean up) 9 pm
(If it is a multi-day event, please include start and stop times for each day)

Event Estimated Attendance (per day, if more than one day) 500-800

Event Checklist

Please use the following checklist to provide the City with more detailed information about the proposed event and to refine the event plan. For each item checked, please include the appropriate information; attach additional sheets if necessary.

- Event Site Plan** (Clearly draw the proposed layout of the event on the map provided. Be sure to show the locations of any street closure requests, portable structures, vendor booths, first aid facilities, barricades, show vehicles or animals, signs/banners, and any other information that will better assist the City in reviewing the activities associated with the event.)

Admission Fees (Are entry or participant fees required? Please describe.)
yes this will be a ticketed event. priced from \$10-\$50 each

Parade (See parade route map provided. All parades will require a traffic management plan approved by the Sheriff's Department)

Race (Will the event feature an organized run, walk, or bicycle race? Please describe.)

Portable Restrooms (Portable restrooms may be required if the event will last longer than one hour and if permanent restrooms are not available on site. One chemical toilet for every 250 people in attendance is recommended with at least 10% of toilets ADA accessible. How many portable toilets will the sponsor provide? Where? Please describe.)

2-4

Parking (Will your event require off-site parking? Please describe where.)

yes street parking will be needed

Trash/Recycling (The sponsor is responsible for providing proper disposal of trash/recycling during the event and the area should be returned to a clean condition at the conclusion of the event. How many trash cans and recycling containers will the sponsor provide? Where? Please describe.)

10-20 cans based on ticket sales

cans will be placed throughout the event area

Music/Amplified Sound (Will musical entertainment be a part of the event and will amplified sound be used in any way? Please describe.)

Some will be acoustic some amplified

Security (see *Conditions of Use #9*)

Vendors (Will the event include commercial vendors? Will there be vendor fees? Please describe.)

There will be vendors but no vendor fees will be assessed.

Food (Will food be served at the event? Will it be prepared on site? Will food be sold? Please describe. All food preparation and sales must comply with County Public Health Department standards, 681-5102)

Food will be served, prepared off site, and is NOT for sale.

Alcohol (Will alcohol be served? Any event where alcohol is present requires a security plan approved by the Sheriff's Department. Will alcohol be sold? The sale of alcohol requires a Special Daily License from Alcoholic Beverage Control, 543-7183, and a

Seller's Permit from the Board of Equalization, 1-800-400-7115)

Yes there will be an area where we will have one brewery and one winery set up to sell, they will handle their permits but we will make certain they are in place.

Power (Will the event require electric power? Please describe. City provided power may be available upon request at cost.)

most likely but we are looking into having generators.

Water (Will the event require water? Please describe. City provided water may be available upon request at cost.)

NO.

Other (Please describe any other important aspect of the event not covered above.)

Agreement

In consideration of the issuance of a permit by the City, the Sponsor agrees to accept the following terms and conditions.

Definitions

City – the City of Buellton

Sponsor – the authorized agent of the group or individual applying for an event permit

Event – the special event proposed in this application

Public Property – parks, streets, sidewalks, right of ways, or other City owned facilities used by Applicant during an event

A. Conditions of Use

1. A person who is at least eighteen (18) years of age must sign this agreement. If alcohol will be served, a person who is at least twenty-one (21) years of age must sign this agreement.
2. Sponsor shall provide the City with a single contact who is to serve as the representative for Sponsor's activities.
3. Sponsor shall be responsible for securing all required permits and licenses.
4. Any Public Property shall be used for the purpose stated in the application and no other use will be permitted.
5. Sponsor shall not use the City's name to suggest endorsement or sponsorship of the Event without prior written approval of the City Manager or his/her designee. Sponsor's publicity of the Event shall clearly and accurately identify the name of the sponsoring organization or individual and shall not use the City's name in any manner except to designate the location of the event.

6. Sponsor shall permit any City employees to visit the Event described in this application to insure compliance with Event terms and conditions.
7. Under no circumstances shall Sponsor sublease or allow any other organization or individual to use the Public Property for the period which the Sponsor has contracted. Sponsor is an independent contractor and not the agent or employee of the City.
8. In the event that Public Property is left damaged, Sponsor shall be charged for any and all janitorial and/or repair fees incurred by City as a result of same and these fees shall be billed to Sponsor.
9. The City, at its sole discretion, may require a certain number of security officers for the Event. Sponsor shall be responsible for procuring and paying for security officers through the City or a private security agency.
10. Sponsor is solely responsible for supervising all individuals on Public Property during the Event. The City is not responsible for providing this supervision. However, the City may evict individuals from the Event if their conduct is not in the best interest of the public or is deemed to be detrimental in any way.
11. Sponsor, caterers, bands, transportation of rental equipment, and related individuals and activities will not be permitted access to Public Property prior to or after the Event time period. Sponsor shall be responsible for arranging access during the time requested for entry and exit of the facility.
12. Sponsor shall be responsible for all clean up of Public Property at the end of the Event. Sponsor shall pick up, bag, and remove all trash generated by all activity in any way connected with the Event, leaving Public Property clean and free of all trash and litter.
13. Sponsor shall not store any equipment or materials on Public Property without prior written approval of the City Manager or his/her designee.
14. Sponsor shall not remove, or relocate City property for any reason without prior written approval of the City Manager or his/her designee.
15. Sponsor shall secure the approval of the City before using audio/visual systems, public address systems, and live or recorded amplified music. Sponsor shall not record, televise, or broadcast the Event or any portion thereof without prior written approval of the City Manager or his/her designee.
16. Sponsor shall comply with all local, state, and federal laws and regulations related to the use of Public Property.
17. Gambling of any kind is not permitted on Public Property.
18. If Sponsor violates any part of this agreement or reports false information to the City, the City may refuse Applicant further Event use of Public Property and Sponsor shall forfeit a portion of or all of the deposit.
19. The City may impose additional requirements as deemed necessary to protect the health, safety, and/or welfare of the community.
20. Any person aggrieved by the City's decision with respect to this Agreement may appeal to the City Manager or his/her designee in writing no later than five (5) days after the City's decision has been communicated to the aggrieved party.
21. If any provision of this agreement is held to be invalid or unenforceable, the remaining provisions shall remain in full force and effect.

B. Indemnification and Insurance

1. Sponsor shall indemnify, defend, and hold harmless the City, its officers, employees, and agents from any and all losses, costs, expenses, claims, liabilities, actions, or damages, including liabilities for

injuries to any person or persons or damage to property arising at any time during and/or arising out of or in any way connected to the Sponsor's use of Public Property, unless solely caused by the gross negligence or willful misconduct of the City, its officers, employees, or agents.

2. Sponsor shall procure and maintain general liability insurance against any and all losses, costs, expenses, claims, liabilities, actions, or damages, including liability for injuries to any person or persons or damage to property arising at any time during and/or arising out of or in any way connected to the Sponsor's use of Public Property in the amount of one million dollars (\$1,000,000) per occurrence. Such insurance shall name the City, its officers, employees, and agents as additionally insured prior to the event date. Sponsor shall file certificates of such insurance with the City, which shall be endorsed to provide thirty (30) days notice to the City of cancellation or any change of coverage or limits. If a copy of the insurance certificate is not on file prior to the event, the City may deny permitting the event.

3. Sponsor shall report any personal injuries or property damage arising at any time during and/or arising out of or in any way connected with the Sponsor's use of Public Property to the City Manager or his/her designee, in writing and as soon as practicable.

4. Sponsor waives any right of recovery against the City, its officers, employees, and agents for fires, floods, earthquakes, civil disturbances, regulation of any public authority, and other causes beyond their control. Sponsor shall not charge results of "acts of God" to the City, its officers, employees, or agents.

5. Sponsor waives any right of recovery against the City, its officer, employees, and agents for indemnification, contribution, or declaratory relief arising out of or in any way connected with Sponsor's use of Public Property, even if the City, its officers, employees, or agents seek recovery against Sponsor.

IMPORTANT – READ BEFORE SIGNING

I am an authorized agent of the organization submitting this Agreement. The information provided in this Agreement is true and correct. I have read and understand this Agreement and the Sponsor agrees to all of the aforementioned rules, regulations, and conditions of use.

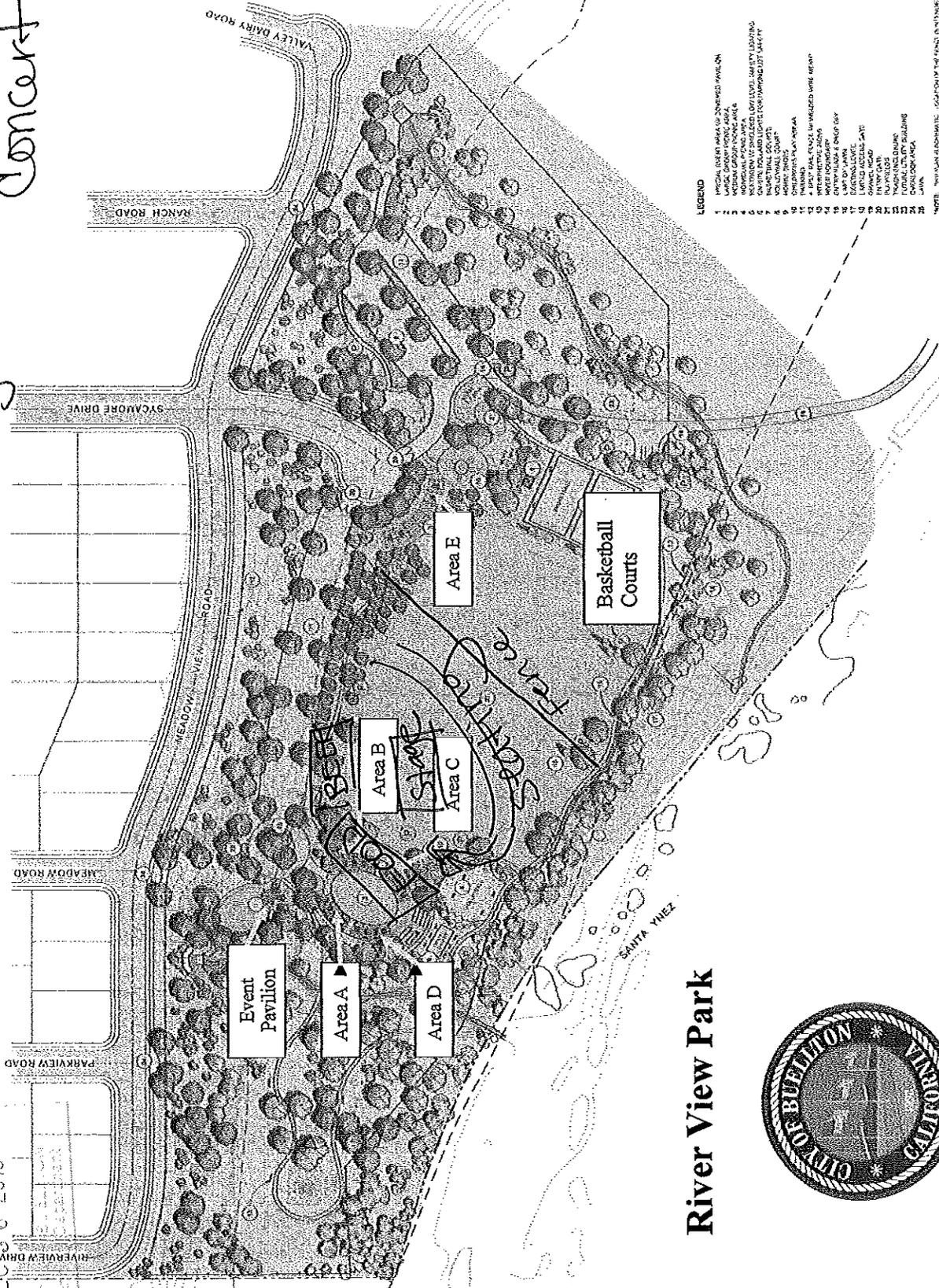
Sponsor Simply Aloha

Signature and Title of Responsible Person Breann Hollon VP Date Dec 12, 13

Print Name Breann Hollon

Layout for May 17th 2014
Simply Aloha Luau &
Concert

RECEIVED
DEC 30 2013



River View Park



151 Sycamore Drive, Buelton, CA

CONCEPTUAL PARK DESIGN

- LEGEND
- 1 SPECIAL USE/IN USE UNZONED PARCEL
 - 2 LOCAL GROUP HOME AREA
 - 3 REGIONAL GROUP HOME AREA
 - 4 INDUSTRIAL USE
 - 5 COMMERCIAL USE
 - 6 OFFICE/RESEARCH/DEVELOPMENT USE
 - 7 OFFICE/RESEARCH/DEVELOPMENT USE
 - 8 OFFICE/RESEARCH/DEVELOPMENT USE
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 - 25 OFFICE/RESEARCH/DEVELOPMENT USE
 - 26 OFFICE/RESEARCH/DEVELOPMENT USE

NOTES: THIS PLAN IS SUBMITTED FOR THE CITY OF BUELTON AND IS NOT TO BE USED FOR ANY OTHER PURPOSES WITHOUT THE WRITTEN CONSENT OF THE CITY OF BUELTON. THE CITY OF BUELTON IS NOT RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION PROVIDED TO THE CITY OF BUELTON. THE CITY OF BUELTON IS NOT RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION PROVIDED TO THE CITY OF BUELTON.



L-1

B. Surfaces Other than Roads for Public Use. No person shall drive or otherwise operate a vehicle in a park upon surfaces other than those maintained and open to the public for purposes of vehicular travel, except upon temporary parking areas as may be designated from time to time by the council, and further excepting vehicles in the service of the city, animal control vehicles, law enforcement vehicles, and motorized wheelchairs. (Ord. 05-08 § 4, 2005; Ord. 92-11 § 4 (part), 1992; prior code § 13.04.014)

12.28.195 Skateboards.

No person shall ride or operate a skateboard, scooter or rollerblades in any park except as authorized by council. (Ord. 05-08 § 5, 2005)

12.28.200 Solicitation prohibited.

No person shall practice, carry on, conduct, or solicit for any occupation, business, or profession in any park, or sell or offer for sale any food, beverage, merchandise, article, or anything whatsoever in any park. This section shall not apply to any person acting pursuant to a contract with the city, or under a permit granted by the council. (Ord. 92-11 § 4 (part), 1992; prior code § 13.04.016)

12.28.210 Prohibition of animals in park.

A. No person shall cause, permit, or allow any animal owned or possessed by him/her, or any animal in his/her care, custody, or control to be present in any park except:

1. Equine animals being led or ridden under reasonable control upon any bridle path or trail provided for such purpose.
2. Equine or other animals which are hitched or fastened at a place expressly designated for such purpose.
3. Dogs or cats when led by a cord or chain not more than six feet long, or when confined within the interior of a vehicle.
4. Dogs which have been specially trained and are being used by blind or disabled persons to aid and guide them in their movements.
5. Small pets which are kept on the person of the possessor at all times.
6. In connection with activities authorized in writing by the council.
7. Fowls or animals turned loose at the direction of the council.

B. It shall be the mandatory duty of all persons owning, possessing, in control of, or otherwise responsible for a dog, cat, or an equine animal in a park to promptly collect, pick up, and removal all fecal matter left behind by said animal in or upon any park; provided, however, that this subsection shall not apply to guide dogs for blind or disabled persons or to equine animals on bridle paths. (Ord. 92-11 § 4 (part), 1992; prior code § 13.04.018)

12.28.220 Amplified sound in parks.

A. Purpose. The council enacts this chapter for the sole purpose of securing and promoting the public health, comfort, safety, and welfare of its citizenry. While recognizing that certain uses of sound amplifying equipment are protected by constitutional rights of free speech and assembly, the council nevertheless feels obligated to reasonably regulate the use of sound amplifying equipment in order to protect the correlative constitutional rights of the citizens of this community to privacy and freedom from the public nuisance of loud and unnecessary sound.

B. Permit Required for Amplifiers. It is unlawful for any person to install, use, and operate within a park a loudspeaker or any sound amplifying equipment for the purposes of giving instructions, directions,

12.28.230

talks, addresses, or lectures, or of transmitting music to any persons or groups of persons in any park, or in the vicinity thereof, except when installed, used, or operated in compliance with one of the following provisions:

1. By authorized law enforcement or park and recreational personnel; or
2. Under a reservation or permit issued by the council, and when operated in accordance with terms of the reservation or permit.

C. Granting or Denial of Permit. In determining whether to grant or deny a permit, the council shall be guided by the following considerations:

1. The constitutional free speech and assembly rights of all persons, including the applicant;
2. The possible effects upon the peaceable passage or presence of persons in the park;
3. The potential for disorder or unlawful injury to persons or property;
4. The potential invasion of other persons' rights of privacy;
5. The possible unlawful breach or disturbance of the peace;
6. Any actual conflict with other scheduled park uses or events.

The council shall not deny a permit on the basis of any dislike for or disagreement with the content of any proposed talks, addresses, lectures, or musical presentations. The council may, however, deny a permit for any such events which are designed for the purpose of advocating imminent lawless conduct.

D. Power Source for Amplifiers. Amplifiers permitted in parks shall be operated only through a power source provided by the city or with a battery. (Ord. 92-11 § 4 (part), 1992: prior code § 13.04.020)

12.28.230 Prohibition of firearms, fireworks, and toy weapons.

No person shall carry or discharge firearms, or carry or discharge any gun, or pistol, or any sling shot or similar device, or any bows and arrows, or carry or use any other object capable of propelling a projectile, or carry or use any object calculated to make a noise sufficient to disturb the peace or quiet of the park, or bring into any park any of the above objects or articles or discharge fireworks, rockets, torpedoes or other types of explosives unless expressly approved by the city council. (Ord. 05-08 § 6, 2005: Ord. 92-11 § 4 (part), 1992: prior code § 13.04.022)

12.28.240 Prohibition of dangerous weapons.

A. The provisions of the California Dangerous Weapons' Control Law are applicable in city parks and shall be enforced and prosecuted in accordance with the provisions thereof. No person shall carry on his/her person, in plain view, any knife or dagger.

B. Exceptions to Applicability. The provisions of subsection A of this section shall not be deemed to prohibit the carrying of ordinary tools or equipment for use in a lawful occupation or for the purpose of lawful recreation. (Ord. 92-11 § 4 (part), 1992: prior code § 13.04.024)

12.28.250 Damaging property.

No person shall cut, break, injure, deface, or disturb any tree, shrub, plant, rock, building, cage, pen, monument, fence, bench, or other structure, apparatus, or property, or pluck, pull up, cut, take, or remove any shrub, bush, plant, or flower, or mark or write upon, paint, or deface in any manner any building, monument, fence, bench, or other structure. (Ord. 92-11 § 4 (part), 1992: prior code § 13.04.025)

12.28.260 Damaging land.

No person shall cut, dig, or remove any wood, turf, grass, soil, rock, sand, gravel, or fertilizer, except park maintenance personnel. (Ord. 92-11 § 4 (part), 1992: prior code § 13.04.028)



City of Buellton
Special Event Permit
12-SE-10

Event Title: Solvang Prelude, Sponsored by SCOR Cardiac Cyclists Club

Event Description: A Public participation bike race on 11/3/12 starting and finishing at River View Park. Same routes as 2011.

The City has reviewed your Special Event Application among all departments and hereby approves the Event with the following conditions:

1. Provide pre-event letter to all residents in vicinity of event (City staff will mail).
2. Reduce night time hours for generators to reduce noise.
3. Keep a clear path through the park for emergency vehicle access and turnaround.
4. Provide trained personnel to check ID's in the beer garden.
5. Comply with all conditions listed on the Special Event Permit Application.
6. Mitigate impact on the Community and return location to pre-event condition.

[Signature]
John Kunkel, City Manager

10/19/12
Date

The undersigned hereby agrees to comply with all conditions included in this Permit Application and attached agreement and understand that this Permit is only valid for the Event as described in the Special Event Permit Application.

Signature Randy Lee Date 10/22/12
 Print Sponsor's Name and Title RANDY LEE, RIDE DIRECTOR
 Name of Organization SCOR CARDIAC CYCLISTS CLUB



City of Buellton
Special Event Permit
12-SE-10

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