

# **CITY OF BUELLTON**

## **CITY COUNCIL MEETING MINUTES**

**Regular Meeting of June 9, 2016**  
**City Council Chambers, 140 West Highway 246**  
**Buellton, California**

### **CALL TO ORDER**

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

### **PLEDGE OF ALLEGIANCE**

### **ROLL CALL**

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

**Staff:** City Manager Marc Bierzinski, City Attorney Steve McEwen, Finance Director Carolyn Galloway-Cooper, Public Works Director Rose Hess, Station Commander Lt. Shawn O’Grady, and City Clerk Linda Reid

### **REORDERING OF AGENDA**

None

### **PUBLIC COMMENTS**

Kathy Vreeland, Executive Director of the Buellton Chamber of Commerce and Visitors Bureau announced upcoming events for the record.

### **CONSENT CALENDAR**

Mayor Andrisek requested that Item 3 be removed from the Consent Calendar for comment.

- 1. Minutes of May 26, 2016 Regular City Council Meeting**
- 2. List of Claims to be Approved and Ratified for Payment to Date for Fiscal Year 2015-16**
- 
- 4. Resolution No. 16-15 – “A Resolution of the City Council of the City of Buellton, California, Establishing an Appropriation Limit for Fiscal Year 2016-17 Pursuant to Article XIII-B of the California Constitution”**

5. **Memorandum of Understanding with the City of Solvang - Cooperation in the Area of Recreation**
6. **Biennial Review of Conflict of Interest Code**

**MOTION:**

Motion by Mayor Andrisek, seconded by Council Member Elovitz, approving Consent Calendar Items 1, 2, 4, 5 & 6 as listed.

**VOTE:**

Motion passed by a roll call vote of 5-0.

Council Member Connolly – Yes

Council Member Elovitz – Yes

Council Member Sierra – Yes

Vice Mayor Baumann – Yes

Mayor Andrisek – Yes

3. **Resolution No. 16-14 – “A Resolution of the City Council of the City of Buellton, California, Acknowledging the Receipt of and Ordering the Filing of the Annual Statement of Investment Policy for Fiscal Year 2016-17 with the City Council”**

Mayor Andrisek requested that Valley Oaks Bank be changed to Rabobank under the safekeeping paragraph of the Statement of Investment Policy.

**MOTION:**

Motion by Mayor Andrisek, seconded by Council Member Sierra, approving Consent Calendar Item 3 as amended.

**VOTE:**

Motion passed by a voice vote of 5-0.

Council Member Connolly – Yes

Council Member Elovitz – Yes

Council Member Sierra – Yes

Vice Mayor Baumann – Yes

Mayor Andrisek – Yes

**PRESENTATIONS**

None

**PUBLIC HEARINGS**

7. **Resolution No. 16-07 – “A Resolution of the City Council of the City of Buellton, California, Regarding the Commitments and Publishing the Report Required by Central Coast Water Authority Resolution Nos. 92-02 and 92-11”**

**RECOMMENDATION:**

That the City Council consider approval of Resolution No. 16-07.

**STAFF REPORT:**

Public Works Director Hess presented the staff report.

**DISCUSSION:**

Mayor Andrisek opened the public hearing at 6:10 p.m. There being no public comment Mayor Andrisek closed the Public Hearing at 6:11 p.m.

**DOCUMENTS:**

Staff report with attachments as listed in the staff report.

**MOTION:**

Motion by Council Member Sierra, seconded by Vice Mayor Baumann approving Resolution No. 16-07 – “A Resolution of the City Council of the City of Buellton, California, Regarding the Commitments and Publishing the Report Required by Central Coast Water Authority Resolution Nos. 92-02 and 92-11”

**VOTE:**

Motion passed by a roll call vote of 5-0.

Council Member Connolly - Yes

Council Member Elovitz – Yes

Council Member Sierra – Yes

Vice Mayor Baumann - Yes

Mayor Andrisek – Yes

8. **Resolution No. 16-13 – “A Resolution of the City Council of the City of Buellton, California, Rescinding Resolution No. 15-26 that Approved a Mitigated Negative Declaration (15-MND-01) and Mitigation Monitoring and Reporting Program for the Live Oak Lanes Project and Rescinding Resolution No. 15-27 that Approved a Final Development Plan (13-FDP-03), Lot Line Adjustment (13-LLA-02), and Conditional Use Permit (13-CUP-02) for the Live Oak Lanes Project, Located at 39 and 41 Industrial Way, Assessor’s Parcel Numbers 099-690-045 and 099-690-046”**

**RECOMMENDATION:**

That the City Council consider approval of Resolution No. 16-13.

**STAFF REPORT:**

City Manager Bierdzinski presented the staff report.

**DISCUSSION:**

Mayor Andrisek opened the public hearing at 6:13 p.m. There being no public comment, Mayor Andrisek closed the Public Hearing at 6:14 p.m.

**DOCUMENTS:**

Staff report with attachments as listed in the staff report.

**MOTION:**

Motion by Council Member Elovitz, seconded by Council Member Sierra approving Resolution No. 16-13 – “A Resolution of the City Council of the City of Buellton, California, Rescinding Resolution No. 15-26 that Approved a Mitigated Negative Declaration (15-MND-01) and Mitigation Monitoring and Reporting Program for the Live Oak Lanes Project and Rescinding Resolution No. 15-27 that Approved a Final Development Plan (13-FDP-03), Lot Line Adjustment (13-LLA-02), and Conditional Use Permit (13-CUP-02) for the Live Oak Lanes Project, Located at 39 and 41 Industrial Way, Assessor’s Parcel Numbers 099-690-045 and 099-690-046”

**VOTE:**

Motion passed by a roll call vote of 5-0.

Council Member Connolly - Yes

Council Member Elovitz – Yes

Council Member Sierra – Yes

Vice Mayor Baumann - Yes

Mayor Andrisek – Yes

**COUNCIL MEMBER COMMENTS/ITEMS**

Vice Mayor Baumann requested that staff check the lights illuminating the American Flags on the Avenue of Flags and replace bulbs that are not working.

Council Member Sierra stated that sidewalk weeds in residential areas need to be removed. Ms. Sierra questioned recreational vehicle parking based on a resident’s complaint. City Manager Bierdzinski stated he is aware of the complaint and staff is addressing the issue. Ms. Sierra provided a letter from Visit Santa Ynez Valley and stated that the information written about Buellton needs to be updated and expanded so that Buellton gets proper representation through Visit Santa Ynez Valley. City Manager Bierdzinski announced he would follow up with a letter for the Mayor’s signature.

Mayor Andrisek questioned the status of weed removal by Caltrans at Highways 246 and 101.

Council Member Sierra requested that staff agendize discussion of the Buellton historical plaque agreement at the July 14 Council meeting.

**WRITTEN COMMUNICATIONS**

None

**COMMITTEE REPORTS**

Council Member Elovitz announced that he attended the Economic Development Task Force meeting and provided an oral report regarding the meeting.

**BUSINESS ITEMS****9. Consideration of Contract Renewal with the Buellton Chamber of Commerce for Operation of the Visitors Bureau****RECOMMENDATION:**

That the City Council consider the contract renewal with the Buellton Chamber of Commerce for operation of the Visitors Bureau.

**STAFF REPORT:**

City Manager Bierdzinski presented the staff report.

**DOCUMENTS:**

Staff report with attachments as listed in the staff report.

**SPEAKERS/DISCUSSION:**

Correspondence was received from Mike Hendrick, VP Project Management, Harrell Hospitality on June 7, 2016.

Kathy Vreeland, Executive Director of the Buellton Chamber of Commerce and Visitors Bureau discussed the contract renewal and spoke about the Visitors Bureau's goals and accomplishments over the past year.

Darin Biamonte, Buellton, spoke in support the Chamber of Commerce and Visitors Bureau's contract renewal.

Ron Anderson, President of the Buellton Chamber of Commerce discussed the City's growth and the need to continue marketing Buellton.

Judith Dale, Buellton, provided a handout for the record and discussed the Transient Occupancy Tax (TOT) totals and requested the Chamber of Commerce be issued a budget cap rather than a straight 20.83 percent funding allocation. Ms. Dale requested the Council determine goals and strategies for branding Buellton and have the Visitors Bureau market Buellton according to the goals directed by the Council.

The City Council discussed the following issues:

- Visitors Bureau revenue and expenditures for the past three years
- Developing a funding cap for the Visitors Bureau rather than a percentage allocation
- The Visitors Bureau's successful marketing of Buellton

**DIRECTION:**

The Council agreed by consensus to move forward with a \$350,000 to \$400,000 budget cap and Council Member Elovitz and Vice Mayor Baumann will work with the Visitors Bureau to determine a budget and business plan and bring this item back for further discussion and possible contract renewal at the August 25 Council meeting, with the existing contract extended until the contract is renewed.

**10. Consideration of Funding Request from People Helping People (PHP) to Conduct a Motel Resident Survey**

**RECOMMENDATION:**

That the City Council consider PHP's funding request to conduct a motel resident survey in Buellton.

**STAFF REPORT:**

City Manager Bierdzinski presented the staff report.

**DOCUMENTS:**

Staff report with attachments as listed in the staff report.

**SPEAKERS/DISCUSSION:**

Dean Palus, Executive Director of People Helping People discussed the request for funding to conduct a motel resident survey.

Jeff Shaffer, Director of Regional Coordination at Central Coast Collaborative on Homelessness discussed how this survey can help in long-term planning for motel residents.

**MOTION:**

Motion by Council Member Sierra, seconded by Council Member Elovitz approving the funding request from PHP to conduct a motel resident survey in Buellton.

**VOTE:**

Motion passed by a roll call vote of 5-0.

Council Member Connolly – Yes

Council Member Elovitz – Yes

Council Member Sierra – Yes

Vice Mayor Baumann - Yes

Mayor Andrisek – Yes

**11. Ordinance No. 16-02 – “An Ordinance of the City Council of the City of Buellton, California, Revising Title 19 (Zoning) of the Buellton Municipal Code (16-ZOA-01) Relating to Section 19.04.170.E.6.d, Community Identification Signs, and Making Findings in Support Thereof” (Second Reading)**

**RECOMMENDATION:**

That the City Council consider adoption of Ordinance No. 16-02.

**STAFF REPORT:**

City Manager Bierdzinski presented the staff report.

**DOCUMENTS:**

Staff report with attachments as listed in the staff report.

**SPEAKERS/DISCUSSION:**

Peggy Brierton, Buellton, requested that the Council reconsider the ordinance wording regarding allowing a digital billboard in Buellton.

The City Council discussed future technologies that will be applicable to the community identification sign.

**MOTION:**

Motion by Vice Mayor Baumann, seconded by Council Member Connolly approving Ordinance No. 16-02 – “An Ordinance of the City Council of the City of Buellton, California, Revising Title 19 (Zoning) of the Buellton Municipal Code (16-ZOA-01) Relating to Section 19.04.170.E.6.d, Community Identification Signs, and Making Findings in Support Thereof” by title only and waive further reading.

**VOTE:**

Motion passed by a roll call vote of 4-1.

Council Member Connolly – Yes

Council Member Elovitz – No

Council Member Sierra – Yes

Vice Mayor Baumann - Yes

Mayor Andrisek – Yes

**CITY MANAGER’S REPORT**

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

**CLOSED SESSION ITEMS**

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

The City Council met in closed session to discuss existing litigation. No reportable action was taken.

- 13. Closed Session - California Government Code Section 54957 regarding:  
PUBLIC EMPLOYEE PERFORMANCE EVALUATION (SIX MONTH REVIEW)  
Title: City Manager**

The City Council met in Closed Session regarding the City Manager’s performance evaluation. No reportable action was taken.

## **ADJOURNMENT**

Mayor Andrisek adjourned the regular meeting at 9:05 p.m. The next regular meeting of the City Council will be held on Thursday, June 23, 2016 at 6:00 p.m.

---

Ed Andrisek  
Mayor

ATTEST:

---

Linda Reid  
City Clerk