

CITY OF BUELLTON

CITY COUNCIL MEETING MINUTES
Regular Meeting of February 13, 2020
City Council Chambers, 140 West Highway 246
Buellton, California

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Council Members Ed Andrisek, Dave King, and John Sanchez, Vice Mayor Art Mercado and Mayor Holly Sierra

Staff: City Manager Scott Wolfe, City Attorney Greg Murphy, Public Works Director Rose Hess, Finance Director Shannel Zamora, Contract Planner Irma Tucker, and City Clerk Linda Reid

PUBLIC COMMENTS

None

CONSENT CALENDAR

Council Member King requested and the Council agreed by consensus to pull Item No. 5 for discussion.

- 1. Minutes of January 9, 2020 Regular City Council Meeting**
- 2. List of Claims to be Approved and Ratified for Payment to Date for Fiscal Year 2019/20**
- 3. Financial Report for the Second Quarter Ending December 31, 2019**
- 4. Monthly Treasurer's Report – December 31, 2019**
- 6. Approval of Intra-Basin Administrative Agreement for Implementation of the Sustainable Groundwater Management Act (SGMA) in the Santa Ynez River Valley Groundwater Basin with the Santa Ynez River Water Conservation District**

- 7. **Resolution No. 20-03 – “A Resolution of the City Council of the City of Buellton, California, Authorizing the Placement of a Lien on Particular Property Located in the City of Buellton, for Unpaid Enforcement Charges to Abate a Public Nuisance”**
- 8. **Ratification of Agreement Responsive to City Council Direction from Closed Session Items on Meeting of January 9, 2020**

MOTION:

Motion by Council Member Andrisek, seconded by Vice Mayor Mercado, approving Consent Calendar Items 1, 2, 3, 4, 6, 7 and 8 as listed.

VOTE:

Motion passed by a roll call vote of 5-0.
 Council Member Andrisek – Yes
 Council Member King - Yes
 Council Member Sanchez - Yes
 Vice Mayor Mercado – Yes
 Mayor Sierra – Yes

- 5. **Acceptance of Bid and Award of Construction Contract for the Avenue of Flags Median 2 Improvements Project**

Council Member King discussed reducing the amount of landscaping on Median 2 in order to save money on the project. The Council agreed by consensus to move forward with Median 2 construction.

MOTION:

Motion by Council Member King, seconded by Council Member Sanchez, approving Consent Calendar Item 5 as listed.

VOTE:

Motion passed by a roll call vote of 5-0.
 Council Member Andrisek – Yes
 Council Member King - Yes
 Council Member Sanchez - Yes
 Vice Mayor Mercado – Yes
 Mayor Sierra – Yes

PRESENTATIONS

None

PUBLIC HEARINGS

- 9. Ordinance No. 20-01 – “An Ordinance of the City Council of the City of Buellton, California, Re-Adopting Chapter 8.12 of the Buellton Municipal Code Pertaining to the 2019 California Fire Code as Adopted and Amended by the County of Santa Barbara” (Public Hearing and Second Reading)**

RECOMMENDATION:

That the City Council consider adoption of Ordinance No. 20-01.

STAFF REPORT:

City Manager Wolfe presented the staff report.

SPEAKERS/DISCUSSION:

Mayor Sierra opened the public hearing at 6:14 p.m. There being no public comment, Mayor Sierra closed the Public Hearing at 6:15 p.m.

DOCUMENTS:

Staff report with attachments as listed in the staff report.

MOTION:

Motion by Council Member King, seconded by Council Member Andrisek approving Ordinance No. 20-01 – “An Ordinance of the City Council of the City of Buellton, California, Re-Adopting Chapter 8.12 of the Buellton Municipal Code Pertaining to the 2019 California Fire Code as Adopted and Amended by the County of Santa Barbara” by title only and waive further reading.

VOTE:

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

Council Member Andrisek - Yes

Council Member King - Yes

Council Member Sanchez - Yes

Vice Mayor Mercado - Yes

Mayor Sierra – Yes

- 10. Ordinance No. 20-02 – “An Ordinance of the City Council of the City of Buellton, California, Prohibiting the Offer or Operation of Shared-Use Electric Scooters within the City Limits” (Introduction and First Reading)**

RECOMMENDATION:

That the City Council consider the introduction and first reading of Ordinance No. 20-02.

STAFF REPORT:

City Manager Wolfe provided the staff report.

DOCUMENTS:

Staff report with attachments as listed in the staff report.

SPEAKERS/DISCUSSION:

Mayor Sierra opened the public hearing at 6:20p.m. There being no public comment, Mayor Sierra closed the Public Hearing at 6:21 p.m.

City Attorney Murphy discussed the prohibition of electric scooters in Buellton.

MOTION:

Motion by Council Member Sanchez, seconded by Council Member King approving the introduction and first reading of Ordinance No. 20-02 – “An Ordinance of the City Council of the City of Buellton, California, Prohibiting the Offer or Operation of Shared-Use Electric Scooters within the City Limits”

VOTE:

Motion passed by a roll call vote of 5-0.
Council Member Andrisek - Yes
Council Member King – Yes
Council Member Sanchez – Yes
Vice Mayor Mercado - Yes
Mayor Sierra – Yes

- 11. **Resolution No. 20-01 – “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 2020/2021 – 2024/2025”**

RECOMMENDATION:

That the City Council consider adoption of Resolution No. 20-01.

STAFF REPORT:

Public Works Director Hess presented the staff report.

SPEAKERS/DISCUSSION:

Mayor Sierra opened the public hearing at 6:24 p.m. There being no public comment, Mayor Sierra closed the Public Hearing at 6:25 p.m.

DOCUMENTS:

Staff report with attachments as listed in the staff report.

MOTION:

Motion by Vice Mayor Mercado, seconded by Council Member King approving Resolution No. 20-01 – “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 2020/21 – 2024/25”

VOTE:

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

Council Member Andrisek – Yes

Council Member King – Yes

Council Member Sanchez – Yes

Vice Mayor Mercado - Yes

Mayor Sierra – Yes

COUNCIL MEMBER COMMENTS/ITEMS

Mayor Sierra announced there will be a ribbon cutting ceremony at Highway 246 and Sycamore Drive to commemorate the new flashing crosswalk in that location on February 25th at noon. Mayor Sierra announced that Buellton's State of the City breakfast is scheduled for February 26 at 9:00 a.m. at the Santa Ynez Valley Marriott. Mayor Sierra announced the passing of long-time Santa Ynez Valley resident and community activist Laura Kath. Mayor Sierra discussed potential grant applications for the Safe Routes to School program and received council consensus to agendaize discussion of this item at the February 27 Council meeting.

Council Member King announced the next Buellton Chamber Mixer is scheduled for February 19 at Figueroa Mountain Brewing Company.

Council Member Andrisek requested that Shelby Sim, representing Visit Santa Ynez Valley, briefly speak to the Council. Mr. Sim requested that Visit Santa Ynez Valley's Quarterly Report be placed on the Council's February 27 Consent Calendar and their Annual Report will be agendaized in the second quarter, where he will provide a presentation to the Council.

WRITTEN COMMUNICATIONS

None

COMMITTEE REPORTS

Council Member Sanchez announced he attended the Arts and Culture Committee meeting and provided an oral report for the record.

Council Member Sanchez announced he attended the Second Elected Leaders Forum to Address Homelessness and provided an oral report for the record.

Vice Mayor Mercado announced that he attended the Buellton Chamber of Commerce Board meeting and provided an oral report regarding the meeting.

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

Mayor Sierra announced that she attended board meetings for Santa Barbara County Association of Governments (SBCAG) and Air Pollution Control District (APCD) and provided oral reports regarding the meetings.

BUSINESS ITEMS

12. Authorization for Expenditure of Funds in Support of the Arts and Culture Committee Activities

RECOMMENDATION:

That the City Council consider authorizing \$500 for marketing expenses to support the Arts and Culture Committee and authorizing the City Manager to approve future administrative expenditures up to \$1,000.

STAFF REPORT:

City Manager Wolfe presented the staff report.

SPEAKERS/DISCUSSION:

Peggy Brierton, Buellton, spoke in support of the requested marketing expenditure for the Arts and Culture Committee and provided a handout for the record.

Judi Stauffer, Buellton, spoke about the future marketing of the Arts and Culture Committee and that the marketing be transparent and professional.

Council Member King requested the Arts and Culture Committee seek Council approval for expenditures over \$500.

DOCUMENTS:

Staff report with attachments as listed in the staff report.

MOTION:

Motion by Vice Mayor Mercado, seconded by Council Member King authorizing \$500 for marketing expenses to support the Arts and Culture Committee and authorizing the City Manager to approve future administrative expenditures up to \$500.

VOTE:

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

Council Member Andrisek – Yes

Council Member King – Yes

Council Member Sanchez – Yes

Vice Mayor Mercado - Yes

Mayor Sierra – Yes

- 13. Resolution No. 20-02 - “A Resolution of the City Council of the City of Buellton, California, Amending the Out-of-Agency Agreement for the Provision and Sale of Water to Zaca Creek Restaurant Located at 1297 Jonata Park Road APN 99-600-02 Approximately One Quarter of a Mile North of the Incorporation Boundary of the City of Buellton in the Unincorporated Area of Santa Barbara County”**

RECOMMENDATION:

That the City Council consider adoption of Resolution No. 20-02.

STAFF REPORT:

Public Works Director Hess presented the staff report.

SPEAKERS/DISCUSSION:

The City Council announced their support for the Zaca Creek Restaurant project.

DOCUMENTS:

Staff report with attachments as listed in the staff report.

MOTION:

Motion by Council Member Sanchez, seconded by Council Member Andrisek approving Resolution No. 20-02 – “A Resolution of the City Council of the City of Buellton, California, Amending the Out-of-Agency Agreement for the Provision and Sale of Water to Zaca Creek Restaurant Located at 1297 Jonata Park Road APN 99-600-02 Approximately One Quarter of a Mile North of the Incorporation Boundary of the City of Buellton in the Unincorporated Area of Santa Barbara County”

VOTE:

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

Council Member Andrisek – Yes

Council Member King – Yes

Council Member Sanchez – Yes

Vice Mayor Mercado - Yes

Mayor Sierra – Yes

- 14. Authorization to Engage Research Firm for Community Attitude Survey**

RECOMMENDATION:

That the City Council consider an agreement with True North Research to conduct a community satisfaction survey.

STAFF REPORT:

City Manager Wolfe presented the staff report.

SPEAKERS/DISCUSSION:

The City Council discussed the following issues:

- City Attorney Murphy and City Manager Wolfe both described the type of questions to be included in the survey and how the survey would be conducted
- That Council Members can communicate directly with residents rather than conducting a survey

DOCUMENTS:

Staff report with attachments as listed in the staff report.

MOTION:

Motion by Mayor Sierra, seconded by Vice Mayor Mercado authorizing an agreement with True North Research to conduct a community satisfaction survey and authorizing the Mayor to sign the agreement, with cost not to exceed \$28,850.

VOTE:

Motion passed by a roll call vote of 3-2.

Council Member Andrisek – Yes

Council Member King – No

Council Member Sanchez – No

Vice Mayor Mercado - Yes

Mayor Sierra – Yes

15. Establishment of City Council Priorities for the Year 2020**RECOMMENDATION:**

That the City Council consider the list of proposed priorities for 2020 and determine which priorities will be adopted.

STAFF REPORT:

City Manager Wolfe presented the staff report.

SPEAKERS/DISCUSSION:

The City Council discussed the list of Council priorities for 2020.

DOCUMENTS:

Staff report with attachments as listed in the staff report. Council Member Andrisek provided photos of asphalt cracks in the Meadow Ridge subdivision, which were made part of the record.

DIRECTION:

The City Council agreed by consensus to pursue all the proposed Council priorities for 2020, except for the City Council retreat and that staff pay immediate attention to the City's sewer infrastructure and asphalt crack sealing in the Meadow Ridge subdivision.

CITY MANAGER'S REPORT

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

CLOSED SESSION ITEMS

- 16. Closed Session - California Government Code Section 54957 regarding:
PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Title: City Manager**

- 17. Closed Session Pursuant to Government Code Section 54956.8
Conference with Real Property Negotiator
Property: 264 La Lata Drive, Buellton, CA (APN: 099-450-012)
Agency Negotiator: Scott Wolfe, City Manager
Negotiating Party: ECCUMENICAL III, LLC, Property Owner
Under Negotiation: Price and Terms of Payment**

- 18. Closed Session Pursuant to Government Code Section 54956.8
Conference with Real Property Negotiator
Property: 202 Dairyland Road, Buellton, CA (APN: 099-66-032, -033, -034, -035;
and 099-67-005)
Agency Negotiator: Scott Wolfe, City Manager
Negotiating Party: Greg Willemsen, Successor Trustee for Willemsen Living Trust,
Property Owner
Under Negotiation: Price and Terms of Payment**

- 19. Closed Session Pursuant to Government Code Section 54956.9(d)(4)
Potential Initiation of Litigation**

- 20. Closed Session Pursuant to Government Code Section 54956.9(d)(2)
Facts and circumstances that might result in litigation against the Agency but which
the Agency believes are not yet known to a potential plaintiff or plaintiffs**

The City Council met in closed session to discuss Items 16, 17, 18, 19, and 20. No reportable action was taken.

ADJOURNMENT

Mayor Sierra adjourned the regular meeting at 8:51 p.m. The next regular meeting of the City Council will be held on Thursday, February 27, 2020 at 6:00 p.m.

Holly Sierra
Mayor

ATTEST:

Linda Reid
City Clerk