MINUTES OF THE REGULAR MEETING OF THE
SOLVANG CITY COUNCIL

Council Chambers
1644 Oak Street
Solvang, CA 93463

January 25, 2016
Monday
6:30 pm

Mayor Richardson introduced Dan Maiyo, serving as "Mayor for the Day"

CALL TO ORDER: Mayor for the Day Maiyo called the meeting to order at 6:30 p.m.

ROLL CALL:

PRESENT: Mayor Richardson, Council Members Duus, Jamieson, Skytt, and Zimmerman

STAFF: Brad Vidro, City Manager; Roy Hanley, City Attorney; Lt. Shawn O'Grady; Sandra Featherson, Administrative Services Director; and Lisa Martin, City Clerk

PLEDGE OF ALLEGIANCE: Led by Mayor for the Day Maiyo

Mayor Richardson returns to the dais to assume control of the meeting.

CITY MANAGERS REPORT: Informational report only

SOLVANG CONFERENCE AND VISITORS BUREAU BIENNIAL REPORT

Tracy Farhad, Executive Director, and Brenda Ball presented the biennial report, along with Sarah Brookshier and Greg Corso.

1. PUBLIC COMMUNICATIONS – WRITTEN OR VERBAL

Fred Kovol, Resident

- Updated the Council on the ID1 board meeting
- There is opportunity for change relative to the Investment Policy
- Encouraged the Council to avoid bonds for water improvements

Tanner and Elizabeth Padfield, Students

- Thanked the Council for their support of Solvang School District's arts and music (SAM) program and beautifully performed the song "I Can't Help Falling in Love with You"

2. COUNCIL REQUESTS

Council Member Zimmerman requested that a meeting of the Finance Committee be scheduled.

Council Member Skytt requested that we inquire with the County as to the status of the clean up at the Nojoqui slide so that people can resume hiking all the way to the waterfall.

Council Member Duus requested that the Annexation Study be added back to the Advance Calendar, as well as quarterly reports on all sphere of influence items.

3. APPROVAL OF AGENDA AS PRESENTED

No changes to the agenda.

4. CITY COUNCIL MINUTES OF JANUARY 11, 2016

***Motion** made by Council Member Duus to approve the minutes as amended, seconded by Council Member Skytt, and **carried** with a verbal response of 5 ayes.*

5. CONSENT AGENDA

a. Receive and File the Fire Department Report for the 4th Quarter of 2015
b. Receive and File Santa Barbara County Sheriff's Report for December 2015
c. Ratify appointments of Solvang Conference and Visitors Bureau Board Members
d. Adopt Resolution 16-978 approving and adopting the updated Storer Transit Systems/Santa Ynez Valley Transit (SYVT) Federal Transit Administration (FTA) Zero Tolerance Drug and Alcohol Testing Policy.
e. Adopt Resolution 16-979, a revised Stage 2 Drought Resolution with penalties amended per previous City Council action.

Item 5e was pulled from the consent agenda by Council Member Jamieson for further discussion.

Council Member Jamieson explained that the reason she had pulled item 5e was to allow for a better explanation to the public of the Council's action.

City Manager Vidro explained that there had been an error in the penalty structure outlined in the previous resolution so that was being corrected in the new resolution, in addition we are suspending the consumption penalties if and until such time that the conservation levels drop below 12.5% at which time the penalties would be put back into place. All other conservation regulations remain in effect.

Council Member Duus asked what if the month that conservation levels drop below 12.5% is a fluke. He would not want penalties to come back into play if for some reason there was some inaccurate reason for a one month drop in conservation.

City Manager Vidro responded that after a monthly meter read, it would most likely take two billing cycles for penalties to go back into effect due to the complexities of the financial system.

Sandra Featherson, Finance Director, indicated that at the point when meters are read each month by the Water Department, they are halfway through the billing cycle for the month. Conservation percentages would be calculated thereafter, and if determined to be less than 12.5%, it would take two billing cycles to change back to the penalty rate structure.

Discussion clarifying that the penalties would apply system wide if they were reinstated, but only customers who are not meeting the required conservation levels would be penalized.

Motion *was made by Council Member Duus, seconded by Council Member Skytt to approve consent items* ***5a through 5d*** *as presented.* ***Motion carried*** *with a roll call vote of 5 ayes.*

Motion *was made by Council Member Skytt to approve consent item 5e.* ***No second.***

Substitute motion *made by Council Member Duus to not accept consent item 5e, seconded by Council Member Zimmerman.*

Council Member Jamieson asked if we do not accept this resolution, would we go back to the decision we had made last meeting? Discussion ensued to determine what would be in effect.

Mayor Richardson indicated that if the substitute motion is passed the rate increase would be in effect and the penalties would also remain.

After further discussion including City Manager Vidro and City Attorney Hanley, Council Member Skytt clarified that if we don't do anything right now to approve item 5e the last action of council would be in effect, including the rate increase and suspension of the penalties until conservation levels dropped below 12.5%, with the penalty structure remaining the same as it is currently.

Council Member Zimmerman would like to enter another substitute motion to approve item 5e with elimination of the penalties.

Council Member Jamieson suggested that we review conservation levels and penalties in four months.

Council Member Duus will support penalties returning if we look at three months at a time and then re-review, but will not support for a one month period.

Discussion relating to the status of the motions.

Substitute motion is amended *by Council Member Duus to approve consent item 5e and adopt Resolution No. 16-979 with elimination of Section No. 2 (consumption penalties) and renumbering of the following resolution items, seconded by Council Member Jamieson.* ***Motion passes 3-2*** *with Council Member Skytt and Mayor Richardson voting No.*

REGULAR AGENDA

6. MID YEAR BUDGET REQUESTS

Staff report by Sandra Featherson, Administrative Services Director.

Council Member Jamieson questioned the JPIA adjustment.

Council Member Duus requested to talk about the Council budget adjustment for new chairs. Staff clarified that the budget line item includes a new projector and that the cost of the chairs is approximately $250 each.

Mayor Richardson asked if there was agreement that new chairs were necessary. There was concurrence that new council chairs were desired.

Council Member Zimmerman asked what the purchased water item was. Staff responded that that was the additional water we purchased to get us through the drought, as well as the Table A Suspended water which doesn't look like it will need to be paid this fiscal year. He also questioned the numbers that went from $0 to $15,000-30,000. Sandra Featherson explained that the numbers are moved from Equipment Replacement to Capital Equipment to show that it is a one time expense. Basically a re-budget item. The backhoe cost approximately $129,000 and the cost is split across several departmental funds.

Mayor Richardson opened the item to public comment at 8:00 p.m.

Fred Kovol
- Why the decrease in the upland well development?

City Manager Vidro indicated that the budget came in approximately $80,000 less than projected.

Mayor Richardson closed the item to Public Comment at 8:02 p.m.

***Motion** made by Council Member Jamieson to accept the budget adjustments, seconded by Council Member Skytt. **Motion passes** 5-0.*

7. COUNCIL MEMBER REPORTS (Oral reports: Each Council Member will give oral reports on their activities in relation to the following committee or agencies. In addition, each member may report on items that will be included on the agenda for such committee or agency and seek guidance from the Council as a whole on such items, including on what position to take on behalf of the City)

- Santa Barbara County Association of Governments
  Mayor Richardson reported that Supervisor Janet Wolf is now Chair of SBCAG, and that three bridges in Carpinteria need to be rebuilt before the highway can be widened in that area from Carpinteria through Montecito. Project is estimated to be completed by 2022.
- Air Pollution Control Board

- Joint Wastewater Committee
- Finance Committee
- Chumash Tribe
- Water Committee
  Council Member Zimmerman reiterated Fred Kovol's comments relating to the ID#1 board meeting.
- Indian Gaming Benefit Committee
- California Joint Powers Insurance Authority

8. ADVANCE CALENDAR

None.

9. ADJOURNMENT Mayor Richardson adjourned the meeting at 8:09 p.m.

Lisa S. Martin, City Clerk