MINUTES OF THE REGULAR MEETING OF THE
SOLVANG CITY COUNCIL

Council Chambers
1644 Oak Street
Solvang, CA 93463

March 14, 2016
Monday
6:30 pm

CALL TO ORDER: Mayor Richardson 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; Matt van der Linden, Public Works Director, Sandra Featherson, Administrative Services Director; Arleen Pelster, Acting Deputy City Clerk

PLEDGE OF ALLEGIANCE: Led by Mayor Richardson

CITY MANAGERS REPORT: Informational report only

1. PUBLIC COMMUNICATIONS – WRITTEN OR VERBAL

Karen Waite, Resident
- Announced intent to run for City Council

Fred Kovol, Resident
- Provided a newspaper article regarding water supplies
- Discussed weather forecasts and water supply matters

Shirley Stacy, County Library Advisory Committee
- Discussed parcel tax for Library funding

2. COUNCIL REQUESTS

Council Member Jamieson requested discussion of distribution of Library funding between Solvang and Buellton when Council next considers Library funding, and noted that a status report regarding Ad hoc Subcommittee of the Board of Supervisors' discussions with the Santa Ynez Band of Chumash Indians was scheduled for the March 15, 2016 Board of Supervisors meeting.

3. APPROVAL OF AGENDA AS PRESENTED

Mayor Richardson noted that he has received several requests to speak regarding Consent Agenda Item No. 5e, and noted that the item would be removed from the Consent Calendar and interested parties would be called to speak at that time.

Council Member Skytt noted he would need to step down and not participate on Item No. 6 due to a potential conflict of interest. He requested that Item No. 7 be moved to precede Item No. 6. Council concurred.

4. CITY COUNCIL MINUTES OF FEBRUARY 22, 2016

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

5. CONSENT AGENDA

a. Approval of Warrant Register
b. Receive and File VisitSYV Annual Report
c. Recognize and accept Monetary Donation from Barbara Peterson
d. Approve for the Mayor's signature a Letter of Opposition to Senate Bill 876 (Liu), a proposed law that would, in part, preempt local regulations that prohibit camping in public spaces and on private properties open to the public
e. Solvang (Skytt) Mesa Landscape and Lighting Maintenance District 2004-1, Resolution of Initiation and Intention
    1. Adopt Resolution 16-____, a Resolution of the City Council of the City of Solvang initiating the preparation of an engineer's report, approving the Preliminary Engineer's Report, and setting a public hearing for April 11, 2016.
f. Adopt on Second Reading, by title only, Ordinance No. 16-____, an Ordinance of the City of Solvang updating the Water and Sewer Code and Drought Regulations.
g. Award Professional Services Agreement for Construction Management Services– Alisal Bridge Seismic Retrofit Project
    1. Approve a Professional Services Agreement with Vali Cooper & Associates, Inc. in the amount of $182,069, and authorize execution of the Agreement by the Mayor; and
    2. Authorize the City Manager to execute contract amendments if within the contingency amount of $9,000.

Mayor Richardson pulled Item No. 5e for discussion.

***Motion** was made by Council Member Skytt, and seconded by Council Member Jamieson, to approve the consent agenda with the exception of Item 5e. **Motion carried** with a roll call vote of 5 ayes.*

Matt van der Linden, Public Works Director, provided a brief report and distributed a handout to Council clarifying several aspects related to the LLMD assessment. He noted that the assessment is not near to the maximum amount which could be imposed, and indicated that maintenance

costs have increased over the past two (2) years as Phases II and III have been added to the LLMD.

Council Member Zimmerman inquired as to why the City is responsible for managing the LLMD, and why a homeowners association does not exist to take on this responsibility. Roy Hanley, City Attorney, advised that the subdivision was approved with this maintenance provision. The City cannot form an HOA.

Mayor Richardson opened the item to public comment at 7:08 p.m.

Roger Baumgarten, Skytt Mesa Resident

- Thanked Matt van der Linden for his assistance
- Discussed landscape maintenance costs and timing of assessments
- Discussed problems with bubblers and related flooding
- Inquired as to status of traffic signal to be installed
- Requested that the developer/landscaper be made to comply with water conservation requirements

Robert Hudson, Skytt Mesa Resident

- Agreed with Mr. Baumgarten's statements
- Questioned why the reserve in the fund is getting larger when drought tolerant landscaping has been installed and costs less to water
- Would think the assessment should go down
- Stated better speed limit signs are needed; drivers cutting through subdivision drive too fast and create a safety hazard

Mayor Richardson closed the public comment period at 7:21 p.m.

Council discussed the LLMD assessment and traffic safety with staff. Council Member Zimmerman inquired as to the feasibility of creating City staff positions to perform the landscape maintenance. Brad Vidro advised that use of contract landscape maintenance services is more cost effective to the City when considering the salaries and the benefit package.

***Motion** was made by Council Member Duus to approve Item No. 5e, seconded by Council Member Skytt, and **carried** with a verbal response of 5 ayes.*

REGULAR AGENDA

Item 7 moved to precede Item 6. Agenda items below are renumbered.

6. **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
    - Air Pollution Control Board

- Joint Wastewater Committee
- Finance Committee
- Chumash Tribe
  Council Member Duus stated the ad-hoc committee met with the Chumash representatives regarding the fire station improvements. Project costs have been preliminarily estimated at $34,000 for plans; $65,000 for construction; and $35,000 for site work. The City offered to contribute approximately $19,000 of the site work costs. The meeting ended with the SYBCI agreeing to move forward with and fund the construction plans.
- Water Committee
  Council Member Duus reported the water subcommittee met with ID#1 representatives to discuss the idea of a merger. He stated the logistics are interesting to consider as the City is already part of ID1. Council Member Zimmerman noted that the group also discussed wells and facilities and the potential effects on the rate payers.
- Indian Gaming Benefit Committee
- California Joint Powers Insurance Authority

7. AWARD CONSTRUCTION AGREEMENT WITH SPIESS CONSTRUCTION FOR VETERAN'S HALL LEAD ABATEMENT & PAINTING PROJECT

Council Member Skytt stepped down and did not participate on Item No. 6 due to a potential conflict of interest.

Staff report by Matt van der Linden, Public Works Director.

Council Member Duus inquired as to why such a large difference in cost exists between bids. Matt van der Linden indicated that different approaches to access work areas could have contributed to the disparity, and described the pre-bid process.

Council Member Zimmerman recommended staff look for subsidies and/or rebates to offset the cost of the project.

Mayor Richardson opened the item to public comment at 7:58 p.m.

Fred Kovol, Resident
- Suggested windows be removed and window inserts be installed
- Stated concerns regarding lead paint may be overstated

Mayor Richardson closed the item to Public Comment at 8:01 p.m.

Council discussed the scope of work for lead abatement and painting vs. replacement of windows. The possibility of rejecting all bids and calling for re-bidding of the project was discussed, with the general conclusion that re-bidding would likely result in higher costs.

***Motion** was made by Council Member Zimmerman to approve Item No. 6 with replacement of windows, seconded by Council Member Duus, and **carried** with a roll call vote of 3-1-1 with Council Member Jamieson voting No and Council Member Skytt not participating.*

8. ADVANCE CALENDAR

None.

9. ADJOURNMENT Mayor Richardson adjourned the meeting at 8:10 p.m.

Lisa S. Martin, City Clerk