

CITY OF BUELLTON

CITY COUNCIL MEETING MINUTES

**Regular Meeting of March 10, 2011
City Council Chambers, 140 West Highway 246
Buellton, California**

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Council Member Judith Dale led the Pledge of Allegiance

ROLL CALL

Present: Council Members Judith Dale, Dave King, Mayor Pro Tem Holly Sierra, and Mayor Ed Andrisek

Staff: City Manager John Kunkel, City Attorney Ralph Hanson, Planning Director Marc Bierdzinski, City Engineer Rose Hess, Public Works Director Albrecht, Finance Director Annette Muñoz, Station Commander Lt. Julie McCammon, and City Clerk Linda Reid

REORDERING OF AGENDA

None

PUBLIC COMMENTS

None

CONSENT CALENDAR

- 1. Minutes of February 24, 2011 Regular City Council Meeting**
- 2. List of Claims to be Approved and Ratified for Payment to Date for Fiscal Year 2010-11**
- 3. Approval of Fiscal Year 2011-12 Budget Adoption Process Schedule**

RECOMMENDATION:

That the City Council approve the Consent Calendar as listed.

MOTION:

Motion by Council Member King, seconded by Mayor Pro Tem Sierra approving the consent calendar as listed.

VOTE:

Motion passed by a roll call vote of 4-0.

PRESENTATIONS**4. Proclamation Recognizing the Santa Ynez Valley Marriott's Volunteer Service at PAWS Parks of the Santa Ynez Valley, Inc.**

Mayor Andrisek presented a proclamation to Mike Hendrick and Elsa Perez of the Santa Ynez Valley Marriott and thanked them for their volunteer service at PAWS Park.

PUBLIC HEARINGS**5. Ordinance No. 11-03 – “An Ordinance of the City Council of the City of Buellton, California, Adding Sections 7-18(1), 7-18(2), 7-18(4), 7-18(5), and 7-18(6) of the Santa Barbara County Code (Unaltered Animal Regulations) to Section 6.04.010 of the Buellton Municipal Code” (Introduction and First Reading)****RECOMMENDATION:**

That the City Council consider the introduction and first reading of Ordinance No. 11-03.

STAFF REPORT:

Planning Director Bierdzinski presented the staff report.

DOCUMENTS:

Staff Report with attachments (Ordinance No. 11-03 and County Code Sections 7-18(1), (2), (4), (5), and (6))

SPEAKERS/DISCUSSION:

Mayor Andrisek opened the Public Hearing at 6:10 p.m.

The following individuals spoke in support of Ordinance No. 11-03:

- Randi Fairbrother, Goleta
- Kelly Eckberg, Solvang
- Lisa Kenyon, Santa Barbara
- Matt Snyder, Buellton
- Dianne Howe, Santa Ynez
- Shirley Cram, Lompoc
- Darcie Barnes, Solvang
- Belinda Burns, Solvang
- Marci Kladnik, Los Alamos

There being no further public comment, Mayor Andrisek closed the Public Hearing at 6:26 p.m.

Written correspondence regarding this item was received from Hazel Mortensen of Solvang and distributed to the City Council and made part of the record.

MOTION:

Motion by Council Member Dale, seconded by Mayor Pro Tem Sierra approving the introduction and first reading of Ordinance No. 11-03 - "An Ordinance of the City Council of the City of Buellton, California, Adding Sections 7-18(1), 7-18(2), 7-18(4), 7-18(5), and 7-18(6) of the Santa Barbara County Code (Unaltered Animal Regulations) to Section 6.04.010 of the Buellton Municipal Code" by title only and waive further reading.

VOTE:

Motion passed by a roll call vote of 4-0.

6. **Resolution No. 11-01 – “A Resolution of the City Council of the City of Buellton, California, Accepting the Community Development Block Grant (CDBG) Funding Recommendations from the City of Buellton CDBG Committee for Human Services Projects and Directing Staff to Authorize the County of Santa Barbara to Submit the Funding Request to the Federal Housing and Urban Development Department”**

RECOMMENDATION:

That the City Council consider the adoption of Resolution No. 11-01.

STAFF REPORT:

Planning Director Bierdzinski presented the staff report.

DOCUMENTS:

Staff Report with attachments (Resolution No. 11-01 and Applications from: Bethania Preschool, the Red Cross, Santa Ynez Valley People Helping People/Family Resource Center, Santa Ynez People Helping People/Jonata After School Program, and Minutes from the February 23, 2011, CDBG Committee meeting)

SPEAKERS/DISCUSSION:

Mayor Andrisek opened the Public Hearing at 6:35 p.m.

Nancy Emerson, representing Bethania Preschool and After School Board, thanked the City Council for supporting their funding request.

Dean Palius, representing Santa Ynez Valley People Helping People thanked the City Council for supporting their funding request.

There being no further public comment, Mayor Andrisek closed the Public Hearing at 6:40 p.m.

MOTION:

Motion by Council Member King, seconded by Mayor Pro Tem Sierra approving Resolution No. 11-01 - "A Resolution of the City Council of the City of Buellton, California, Accepting the Community Development Block Grant (CDBG) Funding Recommendations from the City of Buellton CDBG Committee for Human Services Projects and Directing Staff to Authorize the County of Santa Barbara to Submit the Funding Request to the Federal Housing and Urban Development Department" by title only and waive further reading.

VOTE:

Motion passed by a roll call vote of 4-0.

COUNCIL MEMBER COMMENTS

Mayor Pro Tem Sierra thanked City staff for installing the drinking fountain in front of the Library. Ms. Sierra announced that the new Platinum Performance building is open and it looks great.

COUNCIL ITEMS

None

WRITTEN COMMUNICATIONS

None

COMMITTEE REPORTS

Mayor Andrisek provided an update regarding the Central Coast Water Authority Personnel Committee meeting.

BUSINESS ITEMS

- 7. Discussion Regarding Zaca Creek Golf Course: Update from Ad Hoc Committee and Possible Action**

CONFLICT OF INTEREST

Council Member King declared a conflict regarding this item, based on his involvement with Zaca Creek Golf Course "First Tee Program" and left the dais at 6:45 p.m.

SPEAKERS/DISCUSSION

Tom Armor, representing the Zaca Creek Golf Course Ad Hoc Committee presented an update regarding the Committee's analysis of the Golf Course.

The City Council discussed the following issues:

- Getting an appraisal on the subject property;
- Requesting that staff send a letter to the Rancho de Maria Homeowners' Association to inquire whether the Association is interested in operating the Golf Course;
- Maintenance of the Golf Course during the transition period; and
- The use permit requirements for the open space

Louis Theotokatos, Buellton, submitted a handout prepared by Jim Fiolek regarding Zaca Creek Golf Course.

Mark Cavanaugh, Buellton, summarized the handout and stated that Mr. Fiolek would like the Golf Course owners to keep the property as open green space.

DIRECTION

The City Council agreed by consensus to direct staff to schedule an appraisal of the Golf Course property. The City Council also directed staff to contact the property owners regarding maintenance of the property and contact the Homeowners' Association regarding operating the Golf Course. These issues will be brought back for further discussion at the Special Meeting scheduled for Saturday, March 26, 2011.

Council Member King returned to the dais at 7:11 p.m.

8. Interview and Possible Appointment to Fill City Council Seat or, in the Alternative, Resolutions to set a Special Municipal Election on November 8, 2011

RECOMMENDATION:

That the City Council conduct interviews of applicants and consider appointment to the City Council with the term of office expiring December 11, 2014 or consider the adoption of Resolution Nos. 11-02, 11-03, and 11-04, all pertaining to the General Municipal Election scheduled for November 8, 2011.

DOCUMENTS:

Staff Report with attachments (City Council Applications, Resolution Nos. 11-02, 11-03, and 11-04)

SPEAKERS/DISCUSSION:

Ray Mayer, Buellton, stated that Victoria Pointer is the appropriate person to appoint to the vacant City Council seat.

After choosing numbers to determine the order of the interview process, the City Council interviewed the nine applicants in the following order: Victoria Pointer, Mark Preston, Ron Huber, Peggy Brierton, Jack Hirsch, John Connolly, Bobby Ladner, Robyn Caplan, and Dan Durbiano.

The City Council discussed the following issues:

- Whether John Connolly's representation in the Air National Guard will cause him to be called to serve for extended periods of time. Mr. Connolly stated that he could be called to serve at any time.

The City Council thanked the applicants for applying for the vacant City Council seat.

NOMINATION:

Mayor Pro Tem Sierra nominated Victoria Pointer to fill the fifth City Council seat.

VOTE:

Nomination failed by a 3-1 vote.

NOMINATION:

Council Member Dale nominated Peggy Brierton to fill the fifth City Council seat.

VOTE:

Nomination failed by a 3-1 vote.

NOMINATION:

Council Member King nominated John Connolly to fill the fifth City Council seat.

VOTE:

Nomination passed by a 4-0 vote.

City Clerk Reid administered the Oath of Office to John Connolly. Mayor Andrisek called a short recess at 7:55 p.m.

CITY MANAGER'S REPORT

City Manager Kunkel announced that next City Council meeting will take place at the Santa Ynez Valley Marriott on Saturday, March 26, at 9:00 a.m.

CITY ATTORNEY ITEMS

None

CLOSED SESSION ITEMS**9. CONFERENCE WITH PROPERTY NEGOTIATORS****(Government Code Section 54957.8)****Property: 140 West Highway 246, Buellton****Negotiator: John Kunkel, City Manager****Parties: City of Buellton/United States Postal Service****Purpose: Price and terms of potential lease extension**

City Attorney Hanson read the title of Item 9 and announced that following the conclusion of the Redevelopment Agency meeting, the City Council would reconvene the Regular City Council meeting in Closed Session.

Council Member Sierra declared a conflict with Item 9 due to her employment with the United States Postal Service (USPS) and left the room at 8:10 p.m.

Mayor Andrisek called the Closed Session to order at 8:17 p.m. The City Council met in Closed Session to discuss Item 9, Conference with Property Negotiators.

Mayor Andrisek reconvened the Open Session at 8:43 p.m.

Following the Closed Session, the City Council reconvened in Open Session and City Attorney Hanson made the following Closed Session announcement:

“The City Council met in Closed Session with all members present except for Council Member Sierra, due a conflict of interest regarding Item 9. The City Council discussed the price and terms of the potential lease extension for the USPS building. No final action was taken and there is nothing further to report.”

ADJOURNMENT

Mayor Andrisek adjourned the regular meeting at 8:44 p.m. The next meeting of the City Council will be held on Saturday, March 26, 2011 at 9:00 a.m. at the Santa Ynez Valley Marriott – Del Mar Room.

Ed Andrisek
Mayor

ATTEST:

Linda Reid
City Clerk