

**City of Carpinteria
City Council Minutes
Regular Meeting
Monday, March 14, 2022**

In-Person and Virtual

CALL TO ORDER

Mayor Nomura called the meeting to order at 5:35 pm.

ROLL CALL

Councilmembers present: Councilmember Natalia Alarcon
Councilmember Gregg A. Carty
Councilmember Roy Lee
Vice Mayor Al Clark
Mayor Wade T. Nomura

Staff members present: Dave Durflinger, City Manager
Jena Shoaf Acos, on behalf of Brownstein Hyatt Farber
Schreck acting as City Attorney of the City of
Carpinteria
Olivia Uribe Mutal, Program Manager
Michael Ramirez, Assistant City Manager (present via
Zoom)
Laura Hernández, Human Resources/Risk Manager
John L. Ilasin, Public Works Director (present via
Zoom)
Matt Roberts, Parks, Recreation and Public Facilities
Director
Steve Goggia, Community Development Director
Syndi Souter, Associate Planner

PLEDGE OF ALLEGIANCE

Mayor Nomura led those present in the salute to the flag.

INTRODUCTIONS, PROCLAMATIONS AND PRESENTATIONS

1. Special City Council Commendation to Retiring Tree Advisory Board Chair Julie Broughton.

There was no public comment.

Motion by Councilmember Lee, seconded by Vice Mayor Clark, to approve the Special City Council Commendation to Retiring Tree Advisory Board Chair Julie Broughton. The roll call vote was as follows:

AYES: Councilmember Alarcon, Councilmember Carty, Councilmember Lee, Vice Mayor Clark, and Mayor Nomura

NOES: None

ABSENT: None

ABSTAIN: None

The motion carried unanimously.

Mayor Nomura and the City Council presented the Special City Council Commendation to Ms. Broughton.

2. Adoption of Resolution No. 6108, congratulating Peter Brown on his retirement and commending and thanking him for 36 years of loyal and dedicated service to the City of Carpinteria. (Following the presentation the Council will recess to the patio for cake.)

Emails distributed: Russell Ruiz

Speakers in-person: Donna Jordan, J. Brad Stein, Fred Shaw, Dick Weinberg, Dylan Johnson, Sarah Knecht, Jena Shoaf Acos

Speakers via Zoom: Alexandra Barnhill

Motion by Vice Mayor Clark, seconded by Councilmember Carty, to adopt Resolution No. 6108, congratulating Peter Brown on his retirement and commending and thanking him for 36 years of loyal and dedicated service to the City of Carpinteria. The roll call vote was as follows:

AYES: Councilmember Alarcon, Councilmember Carty, Councilmember Lee, Vice Mayor Clark, and Mayor Nomura

NOES: None

ABSENT: None

ABSTAIN: None

The motion carried unanimously.

The Council and City Manager Durflinger congratulated Mr. Brown and wished him well on his retirement.

Mr. Brown thanked the City Council and provided remarks.

Mayor Nomura and the City Council presented Resolution No. 6108 to Mr. Brown.

Mayor Nomura temporarily recessed the meeting at 6:10 pm for refreshments and cake on the patio.

Mayor Nomura reconvened the meeting at 6:35 pm.

TEMPORARY ADJOURNMENT FOR THE PURPOSE OF HOLDING THE MONTHLY MEETING OF THE CARPINTERIA LIBRARY BOARD OF TRUSTEES

Mayor Nomura temporarily adjourned the meeting at 6:35 pm.

RECONVENE THE REGULAR MEETING OF THE CITY COUNCIL

Mayor Nomura reconvened the meeting at 6:48 pm.

PUBLIC INFORMATION REPORTS AND ANNOUNCEMENTS

Lieutenant Butch Arnoldi with the Santa Barbara County Sheriff's Department provided an update on crime in the City.

CITY MANAGER'S REPORT

City Manager Durlfanger reported on the following:

- The Surfliner Inn developer has notified the City via letter that they have suspended the project schedule due to the initiative that has qualified for the November 2022 ballot. The developer's letter and City's response are on the project webpage on the City's website.
- Currently the four cities (including Carpinteria) that contract with the Sheriff's Department have not been able to settle the dispute on the calculation of charges for the final year of the agreement (Fiscal Year 2022-23) and are now working with their respective legal counsels and Sheriff's Office to identify a mediator to begin the mediation process.

PRESENTATIONS BY CITIZENS / PUBLIC COMMENT

Emails distributed: Gail Marshall, Fred Shaw, Russell Ruiz, Lanny Bernstein, and Greg Karpain

Speakers in-person: Michael Baker representing the United Boys and Girls Clubs, Jamie Collins representing Girls Inc. of Carpinteria, and Jim Taylor

Speakers via Zoom: Amrita Salm

In response to Ms. Salm's comments regarding setting a policy on when and how City Council and staff respond to citizens emails and letters, the Council was in favor of having staff return with a policy to consider at a future City Council meeting.

In response to Mr. Taylor's comments regarding an electrification ordinance, the Council was in favor of having staff return with such an item.

AGENDA MODIFICATIONS: NONE

CONSENT CALENDAR:

Motion by Councilmember Lee, seconded by Councilmember Carty, to approve the Consent Calendar Item Nos. 3 through 7. The roll call vote was as follows:

AYES: Councilmember Alarcon, Councilmember Carty, Councilmember Lee, Vice Mayor Clark, and Mayor Nomura
NOES: None
ABSENT: None
ABSTAIN: None

The motion carried unanimously.

3. Approve the minutes of the special Local Appeals Board meeting of February 28, 2022.
4. Approve the minutes of the regular City Council meeting of February 28, 2022.
5. Receive and file the Expenditures for the period beginning February 19, 2022 and ending March 4, 2022.
6. Adopt Resolution Nos. 6105, 6106, and 6107, commending and congratulating the Carpinterian of the Year for 2020, Carpinterian of the Year for 2021, and Junior Carpinterian of the Year for 2021, respectively.
7. Adopt Resolution No. 6104, authorizing the filing of the Transportation Development Claim for Fiscal Year 2022-23.

ADMINISTRATIVE MATTERS:

8. Authorize the City Manager to execute amendment to Agreement for Consultant Services, 2021-11, with National League of Cities' Race, Equity, and Leadership program ("NLC REAL"), to account for revisions to agreement terms due to delays related to COVID-19, as well as updates to workshop titles, sequencing, and offerings.

Recommendation: Approve City Manager to execute amendment to Agreement for Consultant Services, 2021-11, with NLC REAL, on behalf of the City.

City Manager Durflinger presented the staff report.

Speakers via Zoom: Amrita Salm

Motion by Councilmember Lee, seconded by Councilmember Alarcon, to authorize the City Manager to execute amendment to Agreement for Services, 2021-11, with NLC REAL. The roll call vote was as follows:

AYES: Councilmember Alarcon, Councilmember Carty, Councilmember Lee, Vice Mayor Clark, and Mayor Nomura
NOES: None
ABSENT: None
ABSTAIN: None

The motion carried unanimously.

9. Third Amendment to Service Agreement with Granicus, LLC for Public Meeting Streaming and Online Agenda Management Services.

Recommendation: Authorize the City Manager to execute the Third Amendment to the Service Agreement with Granicus, LLC for public meeting streaming and online agenda management services in an amount not-to-exceed \$34,810.35 and extend the term through March 31, 2025. *(This motion requires a roll call vote.)*

City Manager Durflinger presented the staff report.

Speakers in-person: Donna Jordan

In response to Ms. Jordan's comments regarding the public's submittal of eComments through Granicus, Mayor Nomura asked staff to look into whether Granicus can submit a confirmation notice to let the public know their comments have been received.

Motion by Councilmember Alarcon, seconded by Vice Mayor Clark, to authorize the City Manager to execute the Third Amendment to the Service Agreement with Granicus, LLC for public meeting streaming and online agenda management services in an amount not-to-exceed \$34,810.35 and extend the term through March 31, 2025. The roll call vote was as follows:

AYES: Councilmember Alarcon, Councilmember Carty, Councilmember Lee, Vice Mayor Clark, and Mayor Nomura
NOES: None

ABSENT: None

ABSTAIN: None

The motion carried unanimously.

10. Resolution Nos. 6109 and 6110, approving and adopting revisions to the resolutions for Conditions of Employment for Management and Miscellaneous Unrepresented Personnel for Fiscal Year 2021-2022.

Recommendation: Approve Resolution Nos. 6109 and 6110, amending Resolution Nos. 6101 and 6102 concerning Conditions of Employment for Management and Miscellaneous Personnel and authorizing the City Manager to implement the changes effective July 1, 2021.

Human Resources/Risk Manager Hernández presented the staff report.

There was no public comment.

Motion by Councilmember Lee, seconded by Councilmember Alarcon, to adopt Resolution Nos. 6109 and 6110, as read by title only. The roll call vote was as follows:

AYES: Councilmember Alarcon, Councilmember Carty, Councilmember Lee, Vice Mayor Clark, and Mayor Nomura

NOES: None

ABSENT: None

ABSTAIN: None

The motion carried unanimously.

PUBLIC HEARING: NONE

OTHER BUSINESS:

11. Receive Status Report, Award a Construction Contract, and Authorize a Budget Increase for the Carpinteria Skate Park Project.

Recommendation: (1) Receive Status Report of the Carpinteria Skate Park Project. (2) Award a Construction Contract for the Carpinteria Skate Park Project (City Project No. 15124) to Lash Construction, Inc. in the Total Base Bid amount of \$2,089,242. (3) Authorize a budget increase to Capital Improvements Project Fund Expense Account No. 301-403-5780 for Project PK-19-003 and the associated transfer of funds as directed by the City Council. *(This motion requires a roll call vote.)*

Public Works Director Ilasin (present via Zoom) and Parks, Recreation and Public Facilities Director Roberts presented the staff report.

Emails distributed: Cynthia Lynn

Speakers in-person: Jason Rodriguez, Julia Mayer, and Russell Ruiz

Speakers via Zoom: Peter Bonning

Motion by Councilmember Carty, seconded by Vice Mayor Clark, to (1) receive status report of the Carpinteria Skate Park Project, (2) Award a Construction Contract for the Carpinteria Skate Park Project (City Project No. 15124) to Lash Construction, Inc. in the Total Base Bid amount of \$2,089,242, and (3) authorize a budget increase to Capital Improvements Project Fund Expense Account No. 301-403-5780 for Project PK-19-003 and the associated transfer of funds from the General Reserve Fund – Special Projects.

Public Works Director Ilasin requested clarification on the motion in regards to the authorization of a budget increase of \$696,000 from the General Fund Special Projects Reserve. Mayor Nomura and City Manager Durlinger both replied that the motion included authorization to increase the project budget by \$696,000 from the General Fund Special Projects Reserve.

The roll call vote was as follows:

AYES: Councilmember Alarcon, Councilmember Carty, Councilmember Lee, Vice Mayor Clark, and Mayor Nomura
NOES: None
ABSENT: None
ABSTAIN: None

The motion carried unanimously.

12. At the Request of Councilmembers Alarcon and Clark, City Council to Determine Whether to Reconsider and/or Amend the Motion and Vote Made at the February 28, 2022 City Council Meeting Regarding the Selection of Map A2 as the Proposed Final Map for Consideration of Adoption at the City Council Meeting of March 28, 2022.

Recommendation: Council to consider, upon a majority vote, whether to reconsider and/or amend Council's motion and vote made at the February 28, 2022 City Council meeting selecting Map A2 as the proposed final map for consideration of adoption at the final public hearing. If Council votes to reconsider and/or amend its prior motion and vote, Council will then deliberate and provide direction to staff and consultant regarding selecting a second map,

to be included in addition to Map A2 for Council consideration at the March 28, 2022 City Council meeting.

City Manager Durlinger, Program Manager Uribe Mutal, and Legal Counsel Acos and Paul Mitchell with Redistricting Partners (present via Zoom) presented the staff report.

Emails distributed: Kevin Twohy, Randall Moon, Russell Ruiz, Mike Wondolowski, Lorraine McIntire, Robert Sedivy, Jayne Diaz, Jane Taber, Amrita Salm, and Frank Ochoa

Speakers in-person: Jim Taylor, Fred Shaw, Lorraine McIntire, Tina Fannuchi-Frontado, Jason Rodriguez, Donna Jordan, Susan Mailheau, Kevin Twohy, David Rosso, Gail Marshall, Kathy Henry, Lisa Guravitz, and Janice Sugiyama

Speakers via Zoom: Jim Regunato

Motion by Vice Mayor Clark to elevate Map C to be considered along with Map A2 at the March 28th City Council meeting.

Mayor Nomura noted as a matter of order that the Council needs to first vote on whether to reconsider and/or amend Council's motion and vote made at the February 28, 2022 City Council meeting where Map A2 was selected as the proposed final plan for consideration of adoption at the final public hearing.

Councilmembers provided comments.

Motion by Councilmember Carty, seconded by Vice Mayor Clark, to reconsider the Council's motion and vote made at the February 28, 2022 City Council meeting where Map A2 was selected as the proposed final map for consideration of adoption at the final public hearing. The roll call vote was as follows:

AYES: Councilmember Alarcon, Councilmember Carty, Vice Mayor Clark, and Mayor Nomura

NOES: Councilmember Lee

ABSENT: None

ABSTAIN: None

The motion carried.

The Council discussed various options for selecting a second map in addition to Map A2, to be considered at the March 28, 2022 City Council meeting.

Mr. Mitchell presented and compared Maps A3 and A2.

Motion by Councilmember Carty, seconded by Councilmember Alarcon, to direct staff to bring forward Maps A2 and A3 as presented for Council's consideration at the March 28, 2022 City Council meeting. The roll call vote was as follows:

AYES: Councilmember Alarcon, Councilmember Carty, Vice Mayor Clark, and Mayor Nomura
NOES: Councilmember Lee
ABSENT: None
ABSTAIN: None

The motion carried.

Mayor Nomura recessed to a break at 9:28 pm.

Mayor Nomura reconvened the meeting at 9:36 pm.

13. Interim and long-term options for the establishment of City-operated, or sponsored, senior programs, including the provision of a City facility, or facilities, for programming.

Recommendation: Receive and file the report, and direct staff as determined appropriate.

Assistant City Manager Ramirez (present via Zoom) presented the staff report.

Emails distributed: Rosalyn Kohute and Cynthia Macias

Speakers via Zoom: Cynthia Macias (did not speak)

Motion by Councilmember Alarcon, seconded by Councilmember Carty, to receive and file the report.

Assistant City Manager Ramirez summarized the Council's direction to staff to prepare a community needs assessment, prepare feedback and guidance from Ms. Kohute, Ms. Macias, and others and bring back to Council.

The roll call vote was as follows:

AYES: Councilmember Alarcon, Councilmember Carty, Councilmember Lee, Vice Mayor Clark, and Mayor Nomura
NOES: None
ABSENT: None
ABSTAIN: None

The motion carried unanimously.

14. Community Development Block Grant (CDBG) Committee recommendations concerning the 2022-2023 Public Services Grant Applications and allocation of program funds.

Recommendation: Allocate the CDBG Public Services Grant Funding pursuant to the recommendations of the City's CDBG Committee to equally share the funds between Peoples' Self-Help Housing's Carpinteria Camino Scholars program and the United Boys & Girls Club of Santa Barbara County's Carpinteria Club – College Bound. *(This motion requires a roll call vote.)*

Community Development Director Goggia presented the staff report and PowerPoint presentation.

Speakers in-person: Jamie Collins

Motion by Vice Mayor Clark, seconded by Councilmember Carty, to allocate the 2022-2023 CDBG Public Services Grant Funding equally between the Peoples' Self-help Housing and Carpinteria Boys & Girls Club programs, as recommended by the CDBG Committee. The roll call vote was as follows:

AYES: Councilmember Alarcon, Councilmember Carty, Councilmember Lee, Vice Mayor Clark, and Mayor Nomura
NOES: None
ABSENT: None
ABSTAIN: None

The motion carried unanimously.

15. The City's 2021 Housing Element Annual Progress Report to the State Department of Housing and Community Development on the status of implementation of its goals, policies, and objectives.

Recommendation: Receive the 2021 Housing Element Annual Progress Report and direct that it be submitted to the State Housing and Community Development Department.

Associate Planner Souter presented the staff report and PowerPoint presentation.

There was no public comment.

Motion by Vice Mayor Clark, seconded by Councilmember Carty, to accept the 2021 Housing Element Annual Progress Report on the status of implementation and direct the Community Development Director to submit the document to the State Department of Housing and Community Development. The roll call vote was as follows:

AYES: Councilmember Alarcon, Councilmember Carty, Councilmember Lee, Vice Mayor Clark, and Mayor Nomura

NOES: None

ABSENT: None

ABSTAIN: None

The motion carried unanimously.

16. Highway 101 Fire Incident Emergency Repair update, approval of a budget allocation for the City's potential portion of costs, and authorization for the City Manager to arrange for reimbursement to Caltrans as determined necessary.

Recommendation: (1) Receive and file the report on the Highway 101 Fire Incident Emergency Repair; and (2) Appropriate a not-to-exceed budget amount of \$400,000, for the City's potential portion of repair costs from the Major Asset Replacement Reserve; and (3) Authorize the City Manager, subject to confirmation of liability, to prepare and execute an agreement between the City and Caltrans for reimbursement of the City's portion of repair work costs in an amount determined appropriate and not to exceed \$400,000. *(This motion requires a roll call vote.)*

Public Works Director Ilasin presented the staff report.

There was no public comment.

Motion by Councilmember Alarcon, seconded by Vice Mayor Clark, to (1) receive and file the report on the Highway 101 Fire Incident Emergency Repair; and (2) appropriate a not-to-exceed budget amount of \$400,000, for the City's potential portion of repair costs from the Major Asset Replacement Reserve; and (3) authorize the City Manager, subject to confirmation of liability, to prepare and execute an agreement between the City and Caltrans for reimbursement of the City's portion of repair work costs in an amount determined appropriate and not to exceed \$400,000. The roll call vote was as follows:

AYES: Councilmember Alarcon, Councilmember Carty, Councilmember Lee, Vice Mayor Clark, and Mayor Nomura

NOES: None

ABSENT: None

ABSTAIN: None

The motion carried unanimously.

LEGISLATIVE UPDATE

There was no update.

COMMITTEE REPORTS, INQUIRIES AND OTHER MATTERS PRESENTED BY COUNCILMEMBERS

There were no reports.


ATTENDANCE OF COUNCILMEMBERS FOR FUTURE MEETINGS

Councilmember Lee requested staff bring back a letter to Congressman Salud Carbajal to support HR1190 for Phil Conrad for the medal of honor. Mr. Conrad is a local veteran and is up for review to receive the medal of honor. There was consensus among the Council to fulfill Councilmember Lee's request.

Councilmember Alarcon requested that the Council receive a review on Rosenberg's Rules of Orders. The Council gave consensus to Councilmember Alarcon's request.

ADJOURNMENT

Mayor Nomura adjourned the meeting at 10:40 p.m.



Wade T. Nomura, Mayor

ATTEST:



Brian C. Barrett, City Clerk