



City of Guadalupe AMENDED AGENDA

Regular Meeting of the Guadalupe City Council

Tuesday, December 13, 2022 at 6:00 pm
City Hall, 918 Obispo Street, Council Chambers

The City Council meeting will broadcast live on Charter Spectrum Cable Channel 20 and live streamed on the City of Guadalupe's Official YouTube channel:

<https://www.youtube.com/channel/UCaxeHWd9JkmvKnGFU8BAYQQ>

If you choose not to attend the City Council meeting but wish to make a comment during Community Participation Forum or on a specific agenda item, please submit via email to juana@ci.guadalupe.ca.us no later than 2:00 pm on Tuesday, December 13, 2022.

Please be advised that, pursuant to State Law, any member of the public may address the City Council concerning any item on the Agenda, before or during Council consideration of that item. If you wish to speak on any item on the agenda, including any item on the Consent Calendar or the Ceremonial Calendar, please submit a speaker request form for that item. If you wish to speak on a matter that is not on the agenda, please do so during the Community Participation Forum.

The Agenda and related Staff reports are available on the City's website: www.ci.guadalupe.ca.us Friday before Council meeting.

Any documents produced by the City and distributed to a majority of the City Council regarding any item on this agenda will be made available the Friday before Council meetings at the Administration Office at City Hall 918 Obispo Street, Monday through Friday between 8:00 am and 4:30 pm, and also posted 72 hours prior to the meeting. The City may charge customary photocopying charges for copies of such documents. Any documents distributed to a majority of the City Council regarding any item on this agenda less than 72 hours before the meeting will be made available for inspection at the meeting and will be posted on the City's website and made available for inspection the day after the meeting at the Administrator Office at City Hall 918 Obispo Street, Monday through Friday between 8:00 am and 4:30 pm.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, including review of the Agenda and related documents, please contact the Administration Office at (805) 356.3891 at least 72 hours prior to the meeting. This will allow time for the City to make reasonable arrangements to ensure accessibility to the meeting.

1. **ROLL CALL:**

Council Member Liliana Cardenas
Council Member Gilbert Robles
Council Member Eugene Costa Jr.
Mayor Pro Tempore (Vacant)
Mayor Ariston Julian

2. PLEDGE OF ALLEGIANCE

3. AGENDA REVIEW

At this time the City Council will review the order of business to be conducted and receive requests for, or make announcements regarding, any change(s) in the order of business.

4. CERTIFICATION OF NOVEMBER 8, 2022, GENERAL MUNICIPAL ELECTION

Written report: Todd Bodem, City Administrator

Recommendation: That the City Council adopt Resolution No. 2022-106 accepting the Certification of the 2022 General Election by the County Clerk-Recorder, declare the results, and follow standard procedures to reorganize the City Council.

5. PRESENT PROCLAMATION TO LILIANA CARDENAS

6. COUNCIL MEMBER LILIANA CARDENAS WILL BE GIVEN THE OPPORTUNITY TO SPEAK

7. SWEARING IN OF NEWLY ELECTED OFFICIALS

- City Clerk will administer the oath of office to:
Re-Elected Mayor Ariston Julian
Re-Elected Council Member Eugene Costa Jr.
Re-Elected City Treasurer Anna Marie Santillan Michaud
Elected Council Member Christina Hernandez

8. ELECTED OFFICERS TO BE SEATED AND GIVEN THE OPPORTUNITY TO SPEAK

9. APPOINTMENT OF MAYOR PRO TEM

10. CEREMONIAL CALENDAR

- a. [Proclamation – Lorena Zarate, Finance Director](#)
- b. [Proclamation – Guadalupe Bulldogs and Bulldogs Cheer Team](#)

11. COMMUNITY PARTICIPATION FORUM

Each person will be limited to a discussion of three (3) minutes or as directed by the Mayor. Pursuant to provisions of the Brown Act, no action may be taken on these matters unless they are listed on the agenda, or unless certain emergency or special circumstances exist. City Council may direct staff to investigate and/or schedule certain matters for consideration at a future City Council meeting.

12. CONSENT CALENDAR

The following items are presented for City Council approval without discussion as a single agenda item in order to expedite the meeting. Should a Council Member wish to discuss or disapprove an item, it must be dropped from the blanket motion of approval and considered as a separate item.

- A. Waive the reading in full of all Ordinances and Resolutions. Ordinances on the Consent Calendar will be adopted by the same vote cast as the first meeting unless City Council indicates otherwise.
- B. Approve payment of warrants for the period ending December 5, 2022 and ratify payment of warrants for the period ending November 14, 2022.
- C. Approve the Minutes of the City Council regular meeting of November 22, 2022.
- D. Accept the Cancellation of the December 27, 2022, City Council regular meeting.
- E. Receive the October 2022 Financial Report.
- F. Adopt Resolution No. 2022-107 approving a contract with Michael K. Nunley and Associates (MKN) in the amount of \$107,023.00 for preparation of wastewater documents, including a Wastewater Master Plan, Engineering Report, Title 22 Engineering Report, and various technical memorandums regarding wastewater treatment.
- G. MONTHLY REPORTS FROM DEPARTMENT HEADS
 - 1. Planning Department report for November 2022
 - 2. Building Department report for November 2022
 - 3. Public Works/Engineering report for November 2022

13. CITY ADMINISTRATOR REPORT: (Information Only)

14. DIRECTOR OF PUBLIC SAFETY REPORT: (Information Only)

PUBLIC HEARING

15. **Public Hearing to consider amendments to the Accessory Dwelling Unit (ADU) Ordinance (Chapter 18.53) and approve a Notice of Exemption under CEQA.**

Written report: Larry Appel, Contract Planning Director

Recommendation: That the City Council:

- a. Receive a presentation from staff; and
- b. Conduct a public hearing, and 1) approve a Notice of Exemption from CEQA for Ordinance No. 2022-506; and 2) introduce by title only and waive the first reading of Ordinance No. 2022-506 amending Chapter 18.53 of the Municipal Code; and
- c. Continue Ordinance No. 2022-506 to January 10, 2023, for second reading and adoption.

- 16. Public Hearing to consider a Notice of Exemption under CEQA, Design Review (2022-056-DR), and Conditional Use Permit (2022-66 CUP) to allow the 849 Pioneer Street Apartments, an eight-unit apartment project on a 0.28-acre property in the G-C (General Commercial) zoning district at 849 Pioneer Street (APN 115-091-008).**

Written report: Bill Scott, City Planner

Recommendation: That the City Council:

- a. Receive a presentation from staff; and
- b. Conduct a public hearing, including 1) an opportunity for the applicant to present the proposed project, and 2) receive any comments from the public; and
- c. Adopt Resolution No. 2022-108 approving Design Review 2022-056-DR, Conditional Use Permit 2022-066-CUP and a CEQA Notice of Exemption for the 849 Pioneer Street Apartment project.

REGULAR BUSINESS

- 17. Appointment of two vacant seats for a four-year term to the Recreation and Parks Commission.**

Written report: Hannah Sanchez, Recreation Services Manager

Recommendation: That the City Council appoint the two interested individuals for a four-year term to the Recreation and Parks Commission to fill the vacant seats.

- 18. City Council vacancy.**

Written report: Todd Bodem, City Administrator

Recommendation: That the City Council:

- a. Consider the selection of some, or all, interested city residents to interview in open session at the January 10, 2023, City Council meeting (where the Council will select one of these persons to fill the remainder of former Councilmember Ramirez' term); or,
- b. Continue its deliberations/selection to the next meeting on January 10, 2023, and make the selection at the January 24, 2023, meeting; or,
- c. Reject all the applicants and call for a special election to fill the vacancy.

- 19. Establishment of eligibility list for commercial cannabis business permit applicants.**

Written report: Todd Bodem, City Administrator

Recommendation: That the City Council, by motion, approve the proposed Eligibility List Policy and Procedures document, and the placing of the three commercial cannabis business permit applicants not selected as prevailing candidates on an eligibility list.

20. Transit update.

Written report: Shannon Sweeney, Public Works Director / City Engineer

Recommendation: That the City Council receive the report for information, general discussion, and input.

21. FUTURE AGENDA ITEMS

22. ANNOUNCEMENTS – COUNCIL ACTIVITY/COMMITTEE REPORTS

23. ADJOURNMENT TO CLOSED SESSION MEETING

CLOSED SESSION

24. Public Employment

(Pursuant to Government Code Section 54957(b)): Title: Director of Public Safety

25. Conference with Legal Counsel – Existing Litigation

Subdivision (d) (1) of Government Code Section 54956.9

Name of case: *City of Guadalupe v. Guadalupe Post #371* of the American Legion,
Santa Barbara Superior Court Case No. 22CV042488

26. ADJOURNMENT TO OPEN SESSION MEETING

27. CLOSED SESSION ANNOUNCEMENT

28. ADJOURNMENT

I hereby certify under penalty of perjury under the laws of the State of California that the foregoing agenda was posted on the City Hall display case and website not less than 72 hours prior to the meeting. Dated this 9th day of December 2022.

Todd Bodem

Todd Bodem, City Administrator

PROPOSED FUTURE CITY COUNCIL AGENDA ITEMS

Council Meeting: Date and Subject	Department	Agenda Category	
Tuesday, January 10, 2022, at 6:00 pm / Regular Meeting			
Royal Theater – California Arts Council (CAC) Grant	Los Amigos de Guadalupe	Consent Calendar	
Clean California Grant Update	Public Works Dept.	Consent Calendar	
2 nd reading of Ordinance No. 2022-506 ADU	Planning Department	Consent Calendar	
November 2022 Financial Report	Finance Department	Consent Calendar	
Central Park Conceptual Design Selection	Public Works Dept.	Public Hearing	
Special Housing Element Project	Planning Department	Forum / Workshop13	
Appointment to various boards and committees	Admin Department	Regular Business	
Council Vacancy Appointment	Admin Department	Regular Business	
ROPS – Successor Agency	Finance Department	Successor Agency- Regular Business	
Tuesday, January 24, 2023, at 6:00 pm / Regular Meeting			
Tuesday, February 14, 2023, at 6:00 pm / Regular Meeting			
Other Unscheduled Items	Proposed Date of Item	Department	Agenda Category
Tree Ordinance		Public Works	New Business
Sidewalk Vending Ordinance		Planning Department	New Business
Vacant Property Ordinance		Administration Dept	New Business
Food Truck and Special Event Ordinance		Planning Dept	New Business
Gift Policy		City Attorney	New Business
Recognizing Food Distribution Volunteers			Ceremonial Calendar
Benefit for Unrepresented Employees		Human Resources	New Business
Al's Union Property			New Business
Rent Stabilization			New Business
Little House by the Park Presentation – 2022 Update (Sam Duarte)	2/28/2022		